

A RESOLUTION approving Compliance with Statement of Benefits (CF-1) form filings for 2014 for properties with approved "Economic Revitalization Areas" under I.C. 6-1.1-12.1

WHEREAS, Common Council has previously designated and declared by Declaratory Resolution and Confirming Resolution with approved Statement of Benefits (SB-1) forms property for the following property owners as "Economic Revitalization Areas" under Sections 153.13-153.24 of the Municipal Code of the City of Fort Wayne, Indiana, and I.C. 6-1.1-12.1, to wit:

Attached hereto as "Exhibit A" as if a part herein; and

WHEREAS, property owners whose Statement of Benefits (SB-1) form was approved after July 1, 1991 who file a deduction application under Sections 3 and 4.5 of I.C. 6-1.1-12.1 and Section 153.21 of the Municipal Code of the City of Fort Wayne, Indiana, must file a Compliance with Statement of Benefits Form (CF-1) with the Allen County Auditor, the Allen County Assessor and the City of Fort Wayne showing information on the extent to which there has been compliance with the approved Statement of Benefits for the project; and

WHEREAS, property owners in Exhibit A have filed Compliance with Statement of Benefit Forms with the Allen County Auditor's Office and the City of Fort Wayne; and

WHEREAS, Common Council designated the City of Fort Wayne Community Development Division as the entity for the administration, application, processing and monitoring of Economic Revitalization Areas under Section 153.13 of the Municipal Code of the City of Fort Wayne; and

WHEREAS, Common Council has defined substantial compliance under Section 153.21 of the Municipal Code of the City of Fort Wayne as:

1. Meeting 75% or more of the numbers of full-time and/or part-time jobs stated to be created or retained as delineated in the original Statement of Benefits Form (SB-1) approved by Common Council; and
2. Meeting 75% or more of the total payroll stated to be created or retained as delineated in the original Statement of Benefits Form (SB-1) approved by Common Council; and

WHEREAS, Common Council shall determine not later than forty-five (45) days after receipt of the Compliance of Statement of Benefits Form (CF-1) that the property owner has

1 substantially complied with the original Statement of Benefits Form (SB-1) approved by
2 Common Council.

3 **NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE**
4 **CITY OF FORT WAYNE, INDIANA:**

5 **SECTION 1.** That, the Compliance with Statement of Benefits Forms (CF-1) filed
6 for property owners listed in Exhibit A with approved economic revitalization areas are in
7 substantial compliance pursuant to I.C. 6-1.1-12.1 and Section 153.21 of the Municipal Code
8 of the City of Fort Wayne.

9 **SECTION 2.** That, this Resolution shall be in full force and effect from and after
10 its passage and any and all necessary approval by the Mayor.

11
12 _____
13 Member of Council

14 APPROVED AS TO FORM A LEGALITY

15
16 _____
17 Carol Helton, City Attorney

Exhibit A

2014 Compliance with Statement of Benefits Filings

Property Owner	Designation Address	Resolution #	CF1 RE Received	NOTES
JEM Group Investments LLC	203 East Berry	R-2-12	7/24/2014	PINS: 13 & 14
Schwartz Richard & Carol	203 East Berry #804	R-2-12	7/24/2014	PIN 20
Ellis Brian & Patricia	203 East Berry #1204	R-2-12	7/24/2014	PIN 42
Louw Johannes & Hester	203 East Berry #1205	R-2-12	7/24/2014	PIN 43
John T McDonough Rev Liv Trst	203 East Berry #1207	R-2-12	7/24/2014	PIN 45
Helfrich Leonard J	203 East Berry #1501	R-2-12	7/24/2014	PIN 60
Hopkins John & Dawn	203 East Berry #1504	R-2-12	7/24/2014	PIN 63
Gardner John P & Mccray-Gardner Vida	203 East Berry #801	R-2-12	7/24/2014	PIN 17
Mcglathlin Michael J	203 East Berry #805	R-2-12	7/24/2014	PIN 21
Pape Susan F	203 East Berry #902	R-2-12	7/24/2014	PIN 25
Valcarel Maria Regina	203 East Berry #904	R-2-12	7/24/2014	PIN 27
Fails Craig A & Ehle-Fails Christina L	203 East Berry #1001	R-2-12	7/24/2014	PIN 31
Ternet Janelle C	203 East Berry #1004	R-2-12	7/24/2014	PIN 34
Roesler Virginia R	203 East Berry #1007	R-2-12	7/24/2014	PIN 37
1100 AWB, LLC	203 East Berry #1101	R-2-12	7/24/2014	PIN 38
Russ Donald J Jr & Koehlinger-Ellett Leslie	203 East Berry #1301	R-2-12	7/24/2014	PIN 46, 48
Koehlinger-Ellett Leslie	203 East Berry #1304	R-2-12	7/24/2014	PIN 49
Replogle Ryan S	203 East Berry #1307	R-2-12	7/24/2014	PIN 52
Graves Kristine M	203 East Berry #1401	R-2-12	7/24/2014	PIN 53
Szegedi Stephanie	203 East Berry #1407	R-2-12	7/24/2014	PIN 59

Admn. Appr. _____

DIGEST SHEET

TITLE OF ORDINANCE: Resolution Approving Compliance with Statement of Benefits (CF-1) Form filings July 2014 for AWB Holdings, LLC

DEPARTMENT REQUESTING ORDINANCE: Community Development Division

SYNOPSIS OF ORDINANCE: This resolution affirms that Compliance with Statement of Benefits (CF-1) Form filings made by property owners in the Anthony Wayne Building development in July 2014 with approved economic revitalization areas under AWB Holdings, LLC are in substantial compliance pursuant to both Council policy and Indiana law.

EFFECT OF PASSAGE: Will allow property owners with new economic revitalization area designations to receive their real property tax abatement benefit

EFFECT OF NON-PASSAGE: Potential loss of new development

MONEY INVOLVED (DIRECT COSTS, EXPENDITURES, SAVINGS): No expenditures of public funds required.

ASSIGNED TO COMMITTEE (PRESIDENT): Russell Jehl and John Crawford