

A RESOLUTION approving Compliance with Statement of Benefits (CF-1) form filings for July 2014 for properties at 203 East Berry Street under Confirming Resolution R-2-12 for AWB Holdings, LLC with an "Economic Revitalization Area" approved 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 an "Economic Revitalization Area" 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 are purchasers of units developed under the AWB Holdings, LLC project; and

WHEREAS, property owners in Exhibit A are required by the Allen County Auditor to file deduction and compliance paperwork to establish and continue the real property deductions; and

WHEREAS, property owners in Exhibit A have filed CF-1 Forms with the Allen County Auditor's Office and the City of Fort Wayne; and

WHEREAS, the compliance of those CF-1 Forms filed by property owners in Exhibit A are dependent upon AWB Holdings, LLC's compliance with their annual CF-1 form filing; and

WHEREAS, AWB Holdings, LLC is responsible for reporting the job and payroll information for the entire project on its CF-1 Form; and

WHEREAS, AWB Holdings, LLC filed its CF-1 Form on May 14, 2014; and

1 **WHEREAS**, Common Council approved AWB Holdings, LLC's real property CF-1
2 Form on July 8, 2014 under Resolution Number R-50-14 whereby continuing the deduction
3 for 2014 pay 2015 tax year which is the second year of a ten year deduction; and

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

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

10 **SECTION 1.** That, the Compliance with Statement of Benefits Forms (CF-1) filed
11 by property owners listed in Exhibit A with an approved economic revitalization area under R-
12 2-12 for AWB Holdings, LLC are in substantial compliance pursuant to I.C. 6-1.1-12.1 and
13 Section 153.21 of the Municipal Code of the City of Fort Wayne.

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

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Member of Council

APPROVED AS TO FORM A LEGALITY

Carol Helton, City Attorney

EXHIBIT A

FORT WAYNE ERA DESIGNATIONS 2014 COMPLIANCE WITH STATEMENT OF BENEFITS FILINGS

CF-1 RE RECEIVED	CF-1 PP RECEIVED	CF-1VBD RECEIVED COMPANY NAME	RES # TYPE	DESIGNATION ADDRESS
8/12/2014	N/A	N/A Intellectual Technology, Inc. (real property filed under P&A Realty, Inc.)	101-13 B and Vacant	2980 East Coliseum Boulevard
7/11/2014	N/A	N/A Retirement Home TV Corporation	31-13 B	4804 Arden Drive
7/24/2014	N/A	N/A Microtech Welding (real property filed under Christman, LLC)	81-13 B	3601 Focus Drive
7/22/2014	N/A	N/A Fairfield Community Home, LP	9-13 R	536 Home Avenue
7/24/2014	N/A	N/A Voss Automotive, Inc.	2-13 B	4640 Hillegas Road
7/18/2014	N/A	N/A Sweetwater Holdings, LLC and Sweetwater Sound, Inc.	15-13 B	6501 US Highway 30 West

Admn. Appr. _____

DIGEST SHEET

TITLE OF ORDINANCE: Resolution Approving Compliance with Statement of Benefits (CF-1) Form filings 2014

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 July 2014 with approved economic revitalization areas 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 first year 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