

A RESOLUTION EXTENDING THE TIME PERIOD FOR ELIGIBLE PROPERTY OWNERS TO CONSENT TO CERTAIN PROPERTY TAX LIABILITY EXEMPTIONS UNDER I.C. 36-4-3-4.1 IN THE BROWNSBURG EAST ANNEXATION PROCESS

The Town Council (the "Council") of the Town of Brownsburg, Indiana (the "Town") met at a duly called and authorized meeting of the Council held on the date set forth below, such meeting being called pursuant to a notice stating the time, place and purpose of the meeting received by all members of the Council, and the following resolutions were made, seconded and adopted by a majority of those present at the meeting, which constituted a legal quorum of the Council.

WHEREAS, the Town has initiated an annexation of certain parcels of real property currently outside of the Town's corporate boundaries as identified in Brownsburg Ordinance #2011-07 as introduced to the Council on first reading on March 23, 2011 (the "Annexation");

WHEREAS, the Annexation as currently proposed includes the territory identified in the map identified as the Brownsburg East Annexation Area, attached hereto and incorporated herein by reference as Exhibit "A" (the "Annexation Territory");

WHEREAS, it is the Town's desire to work with property owners within the Annexation Territory under I.C. 36-4-3-4.1 to offer the property tax exemption that may be available for certain specific properties in the Annexation Territory in exchange for the respective property owner's consent to the Annexation;

WHEREAS, the Town previously offered the property tax exemption as authorized by and pursuant to the terms and conditions in I.C. 36-4-3-4.1 (the "Tax Exemption") to any property owner within the Annexation Territory who met certain eligibility requirements as set forth in Resolution #2011-19, a copy of which is attached hereto and incorporate herein by reference as Exhibit "B" (the "Eligible Property Owners");

WHEREAS, the Town offered the above referenced Tax Exemption to the Eligible Property Owners with a deadline to agree and submit a fully executed written consent to the Annexation of the Town on the form required by the Town to the Office of the Town Manager at 61 N. Green Brownsburg, Indiana no later than 4:00 p.m. on June 9, 2011, unless authorized and extend by further Resolution of Town Council;

WHEREAS, the Town now desires to authorize and extend the time period for the Tax Exemption and for Eligible Property Owners to consent to the Annexation of the Town until July 21, 2011 at 4:00 p.m., unless authorized and extended by further Resolution of the Town Council.

NOW THEREFORE, BE IT RESOLVED, by the Town Council of the Town of Brownsburg, that the Town will extend the deadline for Eligible Property Owners to agree and submit a fully executed written consent to the Annexation of the Town in exchange of its offer of the Tax Exemption under I.C. 36-4-3-4.1 until July 21, 2011, at 4:00 p.m., unless such time period is otherwise authorized and extend by further Resolution of the Town Council;

BE IT FURTHER RESOLVED THAT, all of the other terms and conditions relating to the Tax Exemption and the Eligible Property Owners as set forth in the attached Resolution #2011-19 shall continue in full force and effect; and

BE IT FURTHER RESOLVED THAT, any and all consents received from Eligible Property Owners since June 9, 2011 are hereby accepted and approved by the Town.

PASSED by the Town Council of the Town of Brownsburg, Indiana, this 21st day of June, 2011, by a vote of _____ () ayes and _____ () nays.

BROWNSBURG TOWN COUNCIL

By: _____
Matthew S. Bowles, President

ATTESTED BY:

Jeanette M. Brickler, Clerk-Treasurer,
Town of Brownsburg, Indiana

EXHIBIT "A"

MAP OF THE ANNEXATION TERRITORY

EXHIBIT "B"

RESOLUTION # 2011-19

Resolution #2011-19
Brownsburg, Indiana
May 20, 2011

**A RESOLUTION AUTHORIZING CERTAIN PROPERTY TAX LIABILITY
EXEMPTIONS UNDER I.C. 36-4-3-4.1 FOR CONSENSUAL ANNEXATION OF
TERRITORY IN THE BROWNSBURG EAST ANNEXATION PROCESS**

The Town Council (the "Council") of the Town of Brownsburg, Indiana (the "Town") met at a duly called and authorized meeting of the Council held on the date set forth below, such meeting being called pursuant to a notice stating the time, place and purpose of the meeting received by all members of the Council, and the following resolutions were made, seconded and adopted by a majority of those present at the meeting, which constituted a legal quorum of the Council.

WHEREAS, the Town has initiated an annexation of certain parcels of real property currently outside of the Town's corporate boundaries as identified in Brownsburg Ordinance #2011-07 as introduced to the Council on first reading on March 23, 2011 (the "Annexation");

WHEREAS, the Annexation as currently proposed includes the territory identified in the map identified as the Brownsburg East Annexation Area, attached hereto and incorporated herein by reference as Exhibit "A" (the "Annexation Territory");

WHEREAS, it is the Town's desire to work with property owners within the Annexation Territory under I.C. 36-4-3-4.1 to offer the property tax exemption that may be available for certain specific properties in the Annexation Territory in exchange for the respective property owner's consent to the Annexation; and

WHEREAS, the Town desires to offer the property tax exemption as authorized by and pursuant to the terms and conditions in I.C. 36-4-3-4.1 to any property owner within the Annexation Territory who: (1) is zoned agricultural as AG under the Town's Zoning Ordinance ("AG") under the proposed zoning map of the Annexation or who agrees to and is eligible to be re-zoned AG as part of the Annexation; and (2) executes and submits a written consent to the Annexation to the Town on the form presented to the property owner by the Town (collectively, the "Eligible Property Owners").

NOW THEREFORE, BE IT RESOLVED, by the Town Council of the Town of Brownsburg, that the Town will offer tax exemptions as authorized by and pursuant to the terms and conditions in I.C. 36-4-3-4.1 to the Eligible Property Owners with the deadline for the Eligible Property Owners to agree and submit a fully executed written consent to the Annexation to the Town on the form required by the Town to the Office of the Town Manager at 61 N. Green Street, Brownsburg, Indiana on or before 4:00 P.M. (E.S.T.) on June 9, 2011, unless such time period is otherwise authorized and extended by further Resolution of the Town Council.

BE IT FURTHER RESOLVED, that the Town Manager shall take any and all steps necessary to communicate this option tax exemption and the required consent to the Annexation to the appropriate property owners within the Annexation Territory and to facilitate any other required steps in furtherance of this Resolution.

PASSED by the Town Council of the Town of Brownsburg, Indiana, this 20th day of May, 2011, by a vote of _____ () ayes and _____ () nays.

BROWNSBURG TOWN COUNCIL

By: _____
Matthew S. Bowles, President

ATTESTED BY:

Jeanette M. Brickler, Clerk-Treasurer,
Town of Brownsburg, Indiana

EXHIBIT "A"

MAP OF THE ANNEXATION TERRITORY

