

PLAINFIELD TOWN COUNCIL

RESOLUTION NO. 2013-15

**PRELIMINARY RESOLUTION TO DESIGNATE AN
ECONOMIC REVITALIZATION AREA**

WHEREAS, the Town of Plainfield, Indiana, is a municipal corporation located in Hendricks County, Indiana;

WHEREAS, the Plainfield Town Council is the fiscal body of the Town of Plainfield, Indiana;

WHEREAS, the Plainfield Town Council is the designating body for purposes of establishing an economic revitalization area within the Town of Plainfield, Indiana, pursuant to Indiana law;

WHEREAS, Niagara Bottling, LLC filed an application to designate certain equipment within the Town of Plainfield as an Economic Revitalization Area;

WHEREAS, Niagara Bottling, LLC has submitted a statement of benefit along with his application for designation of certain property within the Town of Plainfield as an Economic Revitalization Area (Exhibit 1 attached hereto);

WHEREAS, according to the material submitted, the Petitioner wishes to purchase manufacturing equipment in the amount of \$61,400,000, and IT Equipment in the amount of \$400,000.00 the proposed Economic Revitalization Area;

WHEREAS, Indiana law authorizes the Plainfield Town Council, after it has conducted a public hearing on the matter, to designate certain areas as Economic Revitalization Areas and to, thereafter, grant real and personal property tax abatements;

WHEREAS, the proposed Economic Revitalization Area has become undesirable for, or impossible of, normal development and occupancy because of a lack of development, cessation

of growth, deterioration of improvements or character of occupancy, age, obsolescence, substandard buildings, or other factors have impaired values or prevented a normal development of property or use of property or that it is an area where a facility or a group of facilities are technologically, economically, or energy obsolete that may lead to a declined in employment and tax revenues; and

WHEREAS, the Plainfield Town Council has investigated the area, reviewed the Petitioner's application, and reviewed the Petitioner's Statement of Benefits that are attached hereto and finds:

- A. The estimate of the value of the project is reasonable;
- B. The estimate of the number of individuals who will be employed or whose employment will be retained can be reasonably expected to result from the project as proposed;
- C. The estimate of the annual salaries of these individuals who will be employed or whose employment will be retained can be reasonably expected to result from the project as proposed;
- D. Any other benefits about which information was requested are benefits that can be reasonably expected to result from the project; and
- E. The totality of the benefits is sufficient to justify the deduction.

NOW, THEREFORE, BE IT RESOLVED:

SECTION 1. The Plainfield Town Council finds that the area more particularly described in Exhibit 2 attached hereto should be designated as an Economic Revitalization Area as set forth in Indiana Code Section 6-1.1-12.1-1 *et seq.*, and the Town Council further finds and determines that the totality of the benefits of the project entitle Petitioner or his successors to a deduction from the assessed value of one-hundred or the value of the equipment for a period of seven (7) years.

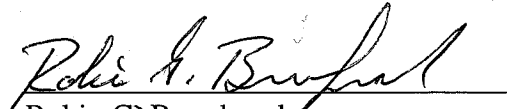
SECTION 2. In granting this designation and deduction, the Plainfield Town Council incorporates Indiana Code Section 6-1.1-12.1-12. It also expressly exercises the power set forth in Indiana Code Section 6-1.1-12.1-2(I)(5) to impose additional, reasonable conditions on the rehabilitation or redevelopment beyond those listed in Petitioner's Statement of Benefits. In particular, Petitioner's failure to make reasonable efforts to comply with the following conditions is an additional reason for the Town Council to rescind this designation and deduction:

- A. The improvements described in Petitioner's application shall commence within twelve months of the date of this designation and
- B. The land improvements shall be developed and used in a manner that complies with local code.

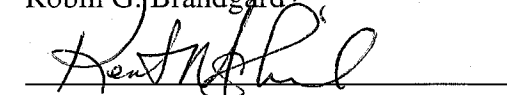
SECTION 3. The Plainfield Town Council directs the Clerk/Treasurer to publish notice announcing the passage of this Resolution and requesting that persons having objections or remonstrances to this Economic Revitalization Area designation appear before the Plainfield Town Council at a public hearing to occur on May 13, 2013.

PASSED AND APPROVED by the Town Council of the Town of Plainfield, Indiana,
this 13th Day of May, 2013.

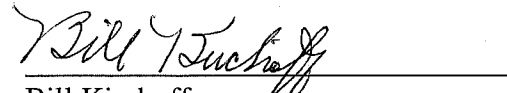
TOWN COUNCIL
TOWN OF PLAINFIELD



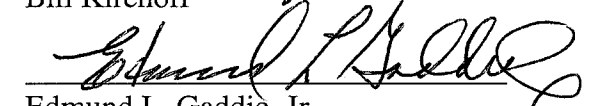
Robin G. Brandgard



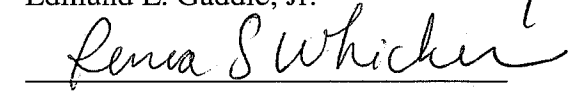
Kent McPhail



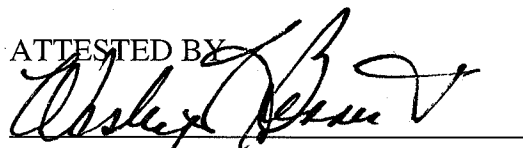
Bill Kirchoff



Edmund L. Gaddie, Jr.



Renea S. Whicker

ATTESTED BY


Wesley R. Bennett, Clerk/Treasurer
Town of Plainfield, Indiana