

COMMON COUNCIL OF THE CITY OF HOBART, INDIANA

ORDINANCE NO. 2018- 09

**An Ordinance to Establish Fees for Financial Impact Analysis and for Annual Compliance Review to be paid by Applicants for Vacant Building Real Estate Tax Deductions for Properties in the City of Hobart**

WHEREAS, the Common Council (“Council”) of the City of Hobart (“City”) has been advised by the City’s Department of Development that it intends to use the availability of vacant building real estate tax deductions (“VDB”) as provided by I.C. §6-1.1-12.1-4.8 as a marketing strategy for downtown revitalization and new business attraction; and

WHEREAS, the financial impact analysis of applications for such Deduction requires the involvement of the City’s outside financial advisors so that the Council may be provided with a reliable and neutral analysis of the economic impact of the proposed deduction to the City; and

WHEREAS, a VDB may be granted for up to ten (10) years and is subject to requirements provided for in the above cited section of the Indiana Code and related sections, and a staff review must be made annually to assure compliance with such requirements as a condition of the continued maintenance of the deduction for the period designated by the Council; and

WHEREAS, the establishment of two (2) new fees should be considered to defray the cost of obtaining the consultant’s financial impact analysis and to cover the cost of staff time necessary to conduct the annual compliance review; and

WHEREAS, the Tax Abatement Committee of the Council has reviewed this matter and has authorized the preparation of this Ordinance to establish said fees.

THEREFORE, BE IT ORDAINED by the Common Council of the City of Hobart, Indiana as follows:

*SECTION ONE.* Chapter 32 of the Municipal Code of the City of Hobart (“Code”) entitled “*GENERAL PROVISIONS*,” in §32.02 now entitled “TAX ABATEMENT POLICIES ADOPTED BY REFERENCE; FEE FOR COMPLIANCE REVIEW OF PERSONAL PROPERTY TAX ABATEMENTS” is hereby amended by striking out the title and inserting in lieu thereof the following new title and new sub-sections to be denominated sub-sections (C) and (D):

**§32.02. TAX ABATEMENT POLICIES ADOPTED BY REFERENCE; FEE FOR COMPLIANCE REVIEW OF PERSONAL PROPERTY TAX ABATEMENTS; FEES FOR VACANT BUILDING DEDUCTION APPLICATIONS.**

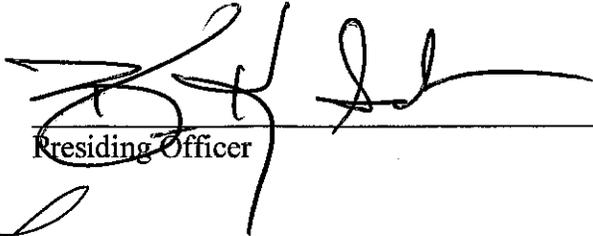
\* \* \*

(C) An applicant for a vacant building real estate tax deduction, as provided by I.C. §6-1.1-12.1-4.8, shall, at the time of application, and as a condition precedent to the grant thereof, pay a fee to the Clerk-Treasurer, in addition to any other applicable fees, in the amount of One Thousand and no/100 Dollars (\$1,000.00) to be used to defray the cost of professional fees incurred by the City in obtaining a financial impact analysis of the application from the City's designated financial advisor. Such fee shall not be refundable whether the Council grants the deduction applied for or not.

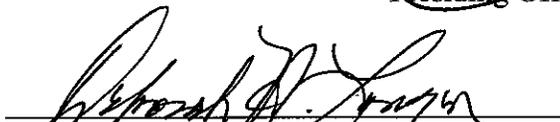
(B) An applicant for a vacant building real estate tax deduction, as provided by I.C. §6-1.1-12.1-4.8, shall, prior to the grant of the deduction by the Council, and as a condition precedent to the grant thereof, pay a fee to the Clerk-Treasurer, in addition to any other applicable fees, in the amount of Fifty and no/100 Dollars (\$50.00) for each year for which the applicant has requested such deduction, not to exceed ten (10) years, in a lump sum, for the purpose of defraying the cost of the City Development staff's annual compliance review for the deduction. In the event the deduction is either denied by the Council or is granted for a number of years fewer than the number applied for, this fee may be refunded to the applicant, in whole or in part, as the case may be.

*SECTION TWO.* This Ordinance shall take effect upon its adoption in the manner required by law, and shall apply to every application for vacant building deduction pending but not yet approved by the Common Council, and to every annual compliance submission for a vacant building deduction previously granted, but not yet approved, at the time of this Ordinance's adoption.

ALL OF WHICH is PASSED and ADOPTED by the Common Council of the City of Hobart, Indiana on this 18th day of April, 2018.

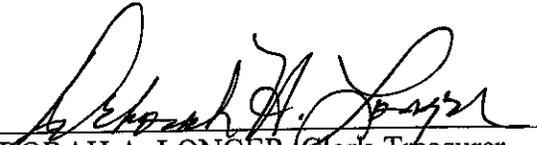
  
\_\_\_\_\_  
Residing Officer

ATTEST:

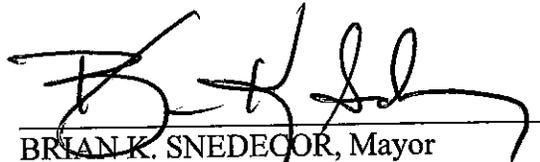
  
\_\_\_\_\_  
DEBORAH A. LONGER, Clerk-Treasurer

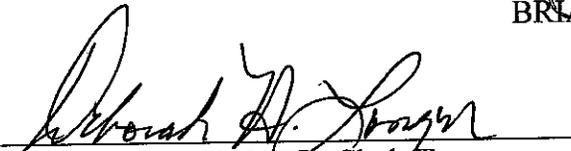
93  
94  
95  
96  
97  
98  
99  
100  
101  
102  
103  
104  
105  
106  
107  
108  
109  
110  
111

PRESENTED by me to the Mayor of the City of Hobart on the 18<sup>th</sup> day of April, 2018  
at the hour of 7:15 pm

  
DEBORAH A. LONGER, Clerk-Treasurer

APPROVED, EXECUTED and RETURNED by me to the Common Council of the City  
of Hobart on this 18<sup>th</sup> day of April, 2018.

  
BRIAN K. SNEDECOR, Mayor

ATTEST:   
DEBORAH A. LONGER, Clerk-Treasurer