

RESOLUTION NO. 18-25

RESOLUTION ADOPTING THE EARLHAM URBAN
REVITALIZATION PLAN

WHEREAS, pursuant to the provisions of Chapter 404 of the Code of Iowa (the "Act") the City of Earlham, Iowa ("City"), may designate an area of the City as a revitalization area, if that area meets the criteria of Section 404.1 of the Act; and

WHEREAS, the City Council has determined that certain areas within the City can be revitalized and the potential for permitted residential development enhanced by the adoption of an urban revitalization plan, as authorized by the Act; and

WHEREAS, a proposed Earlham Urban Revitalization Plan ("Plan") has been prepared, the purpose of which is to allow scheduled abatement of certain types of property pursuant to the Act, and to include within the Earlham Urban Revitalization Area ("Area" or "Revitalization Area"), the property legally described as follows:

All real property contained within the incorporated limits of the City of Earlham, Madison County, State of Iowa, as of January 1, 2018. Any land annexed into the City in the future shall be automatically included in the Revitalization Area as of the effective date of the annexation.

; and

WHEREAS, in compliance with requirements of the Act, before designating any area a revitalization area, the City prepared a proposed Plan for such revitalization area and published and mailed a notice of hearing to persons designated in said Act; and

WHEREAS, the City finds that the rehabilitation, conservation, redevelopment, economic development, or a combination thereof of the Area is necessary in the interest of the public health, safety, and welfare of the residents of the City and that the Area substantially meets criteria established in Section 404.1 of the Act, as being a qualified revitalization area; and

WHEREAS, after mailed and published notice was given, as required by the Act, the City Council held a public hearing on August 13, 2018, at 7:00 P.M., on the designation of the Area and the proposed Plan and considered all objections, comments, and evidence presented.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EARLHAM, IOWA AS FOLLOWS:

Section 1. That all objections received, if any, at the public hearing referred to in the preamble above are found to be without sufficient merit to warrant amending the Plan for the Area.

Section 2. That the proposed Plan be adopted in the form attached as Exhibit 1 to this Resolution and, accordingly, the Area should include the property described above.

Section 3. That the proposed Plan for the Area is hereby tentatively approved and that it is the intention of the Council, provided that it does not receive a petition from the owners or tenants of property within the Area for a second public hearing on said proposed Plan for said Area under the provisions of the Act, that this resolution shall finally adopt the proposed Plan for said Area, attached hereto as Exhibit 1.

Section 4. That the Area as it is described in the proposed Plan is approved, and that it is the intention of the Council, provided that it does not receive a petition from the owners or tenants of property within said Area for a second public hearing on said proposed Plan for said Area, to designate by ordinance said Area as a revitalization area under the Act.

Section 5. That all resolutions or parts of resolutions in conflict herewith be and the same are hereby repealed, to the extent of such conflict.

PASSED AND APPROVED this 13th day of August, 2018.

Mayor

ATTEST:

Clerk