

RESOLUTION NO. 10-2011

A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF VALPARAISO, INDIANA, GRANTING PATKO, LLC, A SECOND EXTENSION OF TIME TO SUBMIT A CONCEPT PLAN FOR CERTAIN PROPERTY LOCATED WITHIN THE CITY

WHEREAS, on August 13, 2007, the Common Council of the City of Valparaiso, Indiana, adopted Ordinance No. 30-2007 which rezoned certain property located within the City and owned by PATKO, LLC, as a Medical, Office and Technology Zoning District; and

WHEREAS, Section 4010 B2 of the City's Zoning Ordinance (which was in effect at the time of the adoption of Ordinance No. 30-2007) provided that the rezoning of the aforementioned property would terminate if no concept plan for the property was submitted to the City within eighteen (18) months of the adoption of Ordinance No. 30-2007; and

WHEREAS, on January 26, 2009, the Common Council of the City of Valparaiso, Indiana, adopted Resolution No. 1-2009, granting Memorial Health Systems, LLC and PATKO, LLC, an extension of two (2) years in which to submit a concept plan for the aforementioned property; and

WHEREAS, the City received a letter from PATKO, LLC requesting a second extension of time to submit a concept plan for the property; and

WHEREAS, economic conditions have existed since the adoption of Ordinance No. 30-2007, which have made it difficult to develop the property on the anticipated schedule.

NOW, THEREFORE BE IT RESOLVED, by the Common Council of the City of Valparaiso, Indiana, as follows:

1. The Common Council of the City of Valparaiso, Indiana, hereby grants PATKO, LLC, a second extension of time up to and including **January 26, 2012**, in which to submit the required concept plan for the property; and
2. In the event that the required concept plan is not submitted to the City on or before **January 26, 2012**, the zoning of the property shall revert to its previous designation.

ADOPTED this 14th day of March, 2011, by a vote of all members present and voting.

John Bowker

Jan Dick

Joey Larr

Bob Taylor

Art Elwood

Deb Butterfield

Mike Baird

Jon Costas, Mayor

ATTEST:

Sharon Swihart, Clerk-Treasurer