

CORDRY-SWEETWATER CONSERVANCY DISTRICT

RESOLUTION NO. 2021-3

**RESOLUTION REQUESTING INDIANA CODE AMENDMENT TO ALLOW
RECEIPT OF STATE DIRECTED LOCAL ROAD AND STREET FUNDS**

WHEREAS, the Cordry-Sweetwater Conservancy District ("CSCD") is an Indiana Conservancy District organized and operating pursuant to I.C.14-33; and,

WHEREAS, CSCD was created by Order of the Brown Circuit Court on June 27, 1959, for the purposes of providing water supply, including treatment and distribution for domestic, industrial and public use; providing the collection, treatment and disposal of sewage and other liquid waste produced in the district and the development of forests, wildlife and park and recreational facilities where feasible for beneficial water management; and,

WHEREAS, upon creation, CSCD prepared and submitted to the Indiana Flood Control and Water Resources Commission a proposed District Plan as required by statute, which plan was approved by the Commission on June 23, 1961, and transmitted to the Brown Circuit Court for further proceedings; and,

WHEREAS, on August 7, 1961, the Brown Circuit Court approved the District Plan and ordered the Board of Directors of CSCD to place the District Plan into operation; and,

WHEREAS, amongst other things, the District Plan requires CSCD to operate and maintain approximately 33 miles of public highway located within the boundaries of CSCD; and,

WHEREAS, in order to comply with the Court's Orders previously entered, to accomplish the purposes for which the district was formed and to properly operate and maintain the district's works of improvement, it is necessary from time-to-time to spend substantial sums of money for the maintenance and operation of the public highways located within CSCD; and,

WHEREAS, the funding required to maintain and operate CSCD's public highways is obtained through the imposition of ad valorem property taxes levied upon each piece of taxable real estate located within the boundaries of CSCD; and,

WHEREAS, CSCD does not, nor has it in the past, ever received any State directed local road and street funds generated through taxation of the sale of gasoline and the payment of vehicle registration fees to assist in the maintenance and operation of CSCD's public highways; and,

WHEREAS, the Board of Directors of CSCD has determined that the current method of funding the operation and maintenance of CSCD's public highways places an unreasonable burden upon the freeholders of CSCD in that it results in a double taxation of the freeholders who are required to pay the State imposed tax on gasoline and registration fees for motor vehicles, but receive no distributive share of that revenue to maintain and operate the public highways within CSCD and who, at the same time, are required to pay ad valorem property taxes to maintain CSCD's public highways; and,

WHEREAS, the Board of Directors of CSCD has determined that it is in the best interests of the freeholders of CSCD and all others who utilize the public highways within CSCD to seek an amendment to the Indiana Code to allow CSCD to receive a share of State directed local road and street revenues.

NOW BE IT THEREFORE RESOLVED by the Board of Directors of the Cordry-Sweetwater Conservancy District that:

1. The directors, officers and employees of CSCD are authorized and encouraged to take all steps deemed necessary in order to cause an amendment to be made to the Indiana Code to allow CSCD to obtain State directed local road and street revenues, based upon the miles of public highway maintained, in the same manner as would apply to a municipality.


2. The directors, officers and employees of CSCD are authorized and directed to contact the members of the Indiana General Assembly whose districts encompass CSCD and to encourage those individuals to support legislation which will result in CSCD obtaining its fair share of local road and street tax revenues.

3. This Resolution shall be in full force and effect from and after its adoption.

Adopted this 23rd day of February, 2021.

**CORDRY-SWEETWATER CONSERVANCY
DISTRICT BOARD OF DIRECTORS**

Aye Nay


Herb Benshoof, Chairman

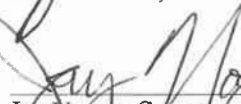
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Josh Edwards, Vice Chairman

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Jay Nogan, Secretary

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Patrick Sherman, Member

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Matt Petersen, Member

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Chad Crimmins, Member

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