

CORDRY-SWEETWATER CONSERVANCY DISTRICT

RESOLUTION NO. 2024-5

**RESOLUTION AUTHORIZING IMPOSITION OF ASSESSMENTS
AND REPEALING RESOLUTION NO. 2020-4**

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

WHEREAS, District maintains and operates certain works of improvement in order to accomplish the purposes for which the District was formed as required by the District Plan; and,

WHEREAS, District's works of improvement include Cordry Lake, dam, spillway and appurtenant structures, Sweetwater Lake, dam, spillway and appurtenant structures, public highways within the District, a marina and park and recreation areas including a beach and a water utility; and,

WHEREAS, in the past, the expenses and obligations of the District incurred in connection with the maintenance and operation of the District's works of improvement, except for the water utility, have been paid by the imposition and collection of ad valorem property taxes upon each parcel of real estate located within the District; and,

WHEREAS, the imposition of ad valorem taxes results in freeholders who own property with a high assessed value contributing substantially more to the costs of maintaining and operating the District's works of improvement than the contribution received from freeholders whose property has a low assessed value; and,

WHEREAS, the Board of Directors of the District has determined that a more fair and equitable method of funding the costs associated with maintaining and operating the District's works of improvement should be adopted; and,

WHEREAS, I.C. 14-33-6-13 and I.C. 14-33-7-5 provide that expenses for the maintenance and operation of the District's works of improvement may be collected through the imposition of assessments imposed pro rata upon all real estate located within the District; and,

WHEREAS, the Board of Directors of the District believes that the imposition of assessments in an equal amount on all real estate located within the District is a more fair and equitable method to be used to provide funds for the payment of the expenses connected with the maintenance and operation of the District's works of improvement; and,

WHEREAS, the imposition of equal assessments on all real estate within the District is more fair and equitable because all owners of real estate located within the District have an equal right to use and enjoy the District's works of improvement described in this Resolution and, therefore, each freeholder should pay an equal amount in order to maintain and operate those works of improvement; and,

WHEREAS, the District determines that, for the budget year 2025 and thereafter, a portion of the expenses connected with maintaining and operating the District's works of improvement as defined herein should be paid by way of the imposition of assessments in equal amounts imposed upon each freehold located within the District. For purposes of this Resolution only, the definition of "freehold" is as set forth in I.C. 14-33-2-3, except that if the record owner of a freehold is not the equitable owner as in the case of a sale of a freehold on contract and if the freehold receives metered water supplied by the District, then said freehold shall be considered a separate freehold for assessment purposes.

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

1. In order to provide funds for the 2025 budget year and thereafter to maintain and operate the District's works of improvement, assessments as allowed by I.C. 14-33-6-13 and I.C. 14-33-7-5, in equal amounts, shall be imposed against all freeholds within the District.

2. For purposes of imposing assessments, the definition of "freehold" is as set forth in I.C. 14-33-2 3, except that if the record owner of a freehold is not the equitable owner as in the case of a sale of a freehold on contract and if the freehold receives metered water supplied by the District, then said freehold shall be considered a separate freehold for assessment purposes.

3. Resolution No. 2020-4 is repealed in its entirety.

4. This Resolution shall be in full force and effect from and after its passage.

Adopted this 20 day of February, 2024.

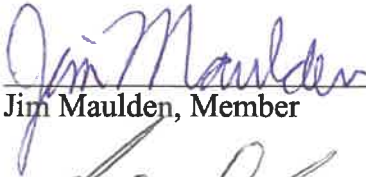
CORDRY-SWEETWATER CONSERVANCY DISTRICT
BOARD OF DIRECTORS

	Aye	Nay
 Michael Leavitt, Chairman	<u>X</u>	_____
 Aaron Parris, Vice-Chairman	<u>X</u>	_____
 Ted Adolay, Secretary	<u>X</u>	_____
 Pat Sherman, Member	<u>X</u>	_____



Mark Rasdall, Member

X



Jim Maulden, Member

X



Randy Brumfield, Member

X