

**THE COUNTY COUNCIL OF WABASH COUNTY, INDIANA**

**RESOLUTION NO. 2024-85- 03**

**DECLARATORY RESOLUTION**  
**APPROVING PERSONAL PROPERTY TAX DEDUCTIONS FOR**  
**TD LA FONTAINE BIOGAS, LLC**

WHEREAS, TD La Fontaine Biogas, LLC (“Applicant”) desires to install new manufacturing equipment in unincorporated areas of Wabash County, Indiana, (“Project”) as described in Applicant’s Statement of Benefits (“Statement of Benefits”) previously submitted to the County Council of Wabash County, Indiana (“Council”).

WHEREAS, the Council has previously adopted Resolution 2019-85-4, a declaratory resolution designating all unincorporated areas of Wabash County, Indiana, as an economic revitalization area (“Area”).

WHEREAS, on March 19, 2024, Applicant filed with the Council its Statement of Benefits as required by I.C. 6-1.1-12.1-3 and I.C. 6-1.1-12.1-4.5.

WHEREAS, the Council has reviewed the Statement of Benefits and hereby finds that the Project as described in the Statement of Benefits will be of public utility, will be to the benefit and welfare of all citizens and taxpayers of the County, and qualifies as investments for which deductions are permitted under I.C. 6-1.1-12.1-4.5.

NOW THEREFORE, BE IT RESOLVED by the Council as follows:

Section 1. Based on the information in the Statement of Benefits describing the Project, the Council makes the following findings:

- (a) The estimate of the value and cost of the Project is reasonable for projects of that nature.
- (b) The estimate of the number of individuals who will be employed or whose employment will be retained can be reasonably expected to result from the Project.
- (c) The estimate of the annual salaries of those individuals who will be employed or whose employment will be retained can be reasonably expected to result from the Project.
- (d) The other benefits about which information was requested are benefits that can be reasonably expected to result from the Project.
- (e) The totality of benefits is sufficient to justify the granting of personal property tax deductions to the Applicant pursuant to IC 6-1.1-12.1-4.5, subject to the limitations set forth in the Resolution.

Section 2. Based on the information in the Statement of Benefits and the foregoing findings, the Council, pursuant to I.C. 6-1.1-12.1-4.5, hereby approves and allows the Applicant personal property tax deductions for the Project located in the Area.

Section 3. The period for personal property tax deductions for the Project under I.C. 6-1.1-12.1-4.5 for new manufacturing equipment installed in the Area shall be ten (10) years.

Section 4. Pursuant to I.C. 6-1.1-12.1-9.5, the Council may waive any noncompliance with I.C. 6-1.1-12.1, et. seq. related to the installation of new manufacturing equipment and the granting of tax abatement. Such waiver will not result in a delay in the issuance of tax bills, require the recalculation of tax rates or tax levies for a particular year, or otherwise cause an undue burden on a taxing unit.

Section 5. Pursuant to I.C. 6-1.1-12.1-2.5, there shall be published notice of the adoption and substance of this resolution in accordance with I.C. 5-3-1 (“Notice”), which Notice shall name a date for the public hearing on this matter (“Hearing”), and state that at the conclusion of the Hearing the Council may take final action on the proposed designation and waivers. A copy of this resolution shall be filed with and shall be available for inspection in the office of the Wabash County Assessor.

Section 6. At least ten (10) days prior to the Hearing, pursuant to I.C. 6-1.1-12.1-2.5, the County Auditor shall file copies of the Notice and the Statement of Benefits with the officers of each taxing unit that has the authority to fix budgets, tax rates, and tax levies under I.C. 6-1.1-17-5.

Adopted this 15th day of April, 2024.

COUNTY COUNCIL OF WABASH COUNTY, INDIANA

By: Kyle Bowman  
Kyle Bowman, Chairman

ATTEST:

By: Marcie Shepherd  
Marcie Shepherd, Wabash County Auditor