

GARY SANITARY DISTRICT  
BOARD OF COMMISSIONERS  
RESOLUTION SD10-69

**AUTHORIZING THE APPEAL TO THE DISTRESSED UNIT  
APPEALS BOARD DUE TO A REDUCTION IN PROPERTY TAX COLLECTIONS OF AT  
LEAST 5% DUE IN 2011 AND SUBSEQUENT YEARS AS A RESULT OF THE CIRCUIT  
BREAKER CAPS ON PROPERTY TAX BILLS AS A RESULT OF HOUSE BILL 1001**

WHEREAS, the Mayor of the City of Gary, the Director, the Director of Finance and Board of Commissioners of the Gary Sanitary District have determined that the Gary Sanitary District cannot carry out its governmental functions under the circuit breaker caps imposed by I.C. 6-1.1-20.3-6 and House Bill 1001; and

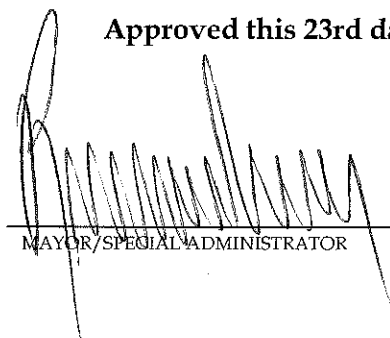
WHEREAS, the Gary Sanitary District expects to have its property tax collections reduced by at least five percent (5%) in calendar year 2011 and subsequent years as a result of the application of the circuit breaker caps under IC 6-1.1-20.3-6; and


WHEREAS, for property taxes first due and payable in 2008 and thereafter, the fiscal body of a distressed political subdivision may petition the Distressed Unit Appeals Board from the application of the circuit breaker caps under IC 6-1.1-20.3-6 for a calendar year; and

WHEREAS, the Director and Director of Finance wishes to appeal the Distressed Unit Appeals Board and submit a financial plan for relief from the property tax caps limitations; and

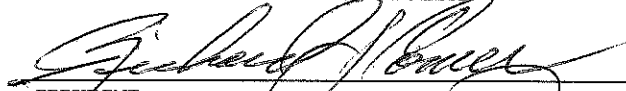
NOW, THEREFORE, BE IT HEREBY RESOLVED by the Mayor and the Board of Commissioners of the Gary Sanitary District that the Director and Director of Finance is hereby authorized to appeal the Distressed Unit Appeals Board for relief from the circuit breaker caps imposed under I.C. 6-1.1-20.3-6 and House Bill 1001.

Approved this 23rd day of November 2010.


  
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MAYOR/SPECIAL ADMINISTRATOR

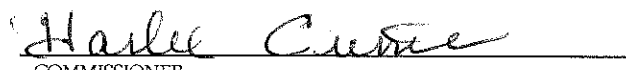
  
\_\_\_\_\_  
DIRECTOR

GARY SANITARY DISTRICT  
BOARD OF COMMISSIONERS

  
\_\_\_\_\_  
PRESIDENT

  
\_\_\_\_\_  
VICE-PRESIDENT

  
\_\_\_\_\_  
SECRETARY

  
\_\_\_\_\_  
COMMISSIONER

\_\_\_\_\_  
COMMISSIONER

**STATE OF INDIANA**  
**DISTRESSED UNIT APPEALS BOARD**

IN THE MATTER OF THE GARY SANITARY DISTRICT, )  
FOR APPROVAL TO APPEAL THE DISTRESSED )  
UNIT APPEALS BOARD TO ADJUST THE )  
THE CIRCUIT BREAKER CAPS ON PROPERTY )  
TAX BILLS AND FOR APPROVAL OF THE )  
PROPOSED FINANCIAL PLAN )

PETITION



The Petitioner, the Gary Sanitary District of Gary, Indiana (the "GSD"), respectfully requests to petition the Distressed Unit Appeals Board to request adjustment to the circuit breaker caps imposed by I.C. 6-1.1-20.3-6. The GSD, pursuant to the procedures provided in IC 6-1.1-20.3-6, files this Petition for relief and alleges that:

1. This Petition has been duly authorized by resolution of the Board of Commissioners of the GSD, a copy of which is attached.
2. The Resolution adopted by the Board of Commissioners authorizes an appeal because the GSD expects to have its property tax collections reduced by at least five percent (5%) in calendar year 2011 and subsequent years as a result of the application of the circuit breaker caps imposed by I.C. 6-1.1-20.3-6.
3. The Mayor of the City of Gary, the Director and the Director of Finance of the GSD has determined that the GSD cannot carry out its governmental functions under the full application of the circuit breaker caps imposed by I.C. 6-1.1-20.3-6 due to the significant projected loss of property tax revenues.

Now, therefore, the Petitioner respectfully requests that the Distressed Unit Appeals Board to issue an Order to raise the circuit breaker caps and to approve the financial plan for the GSD for 2011 and the subsequent years.

Dated this 23rd day of November 2010.

GARY SANITARY DISTRICT

By:  , 

Director