

**PASSED UNDER SUSPENSION OF RULES BY A VOTE OF 6-0
ORDINANCE NO. 23-2006**

**AN ORDINANCE AMENDING ORDINANCE NO. 49-2005
ESTABLISHING AN EQUITABLE IMPACT FEE
FOR THE PURPOSE OF PLANNING AND FINANCING
PARK AND RECREATIONAL INFRASTRUCTURE
IN THE CITY OF VALPARAISO, INDIANA**

WHEREAS, the Common Council of the City of Valparaiso, Indiana (City Council) has previously determined that there was reason and necessity to promote and accommodate orderly growth and development and to promote the general public health, safety and general welfare of the citizens of the City of Valparaiso, Indiana (City) by providing for an equitable program to fund the capital costs of new park and recreational infrastructure necessary to serve newly developed areas of the City: and

WHEREAS, the City Council did adopt on November 28, 2005, Ordinance 49-2005 establishing an equitable impact fee for the purpose of planning and financing park and recreational infrastructure to serve new developments in the City of Valparaiso, pursuant to Indiana Code ' 36-7-4-1300, et al; and

WHEREAS, the City Council is now desirous of amending that aforementioned ordinance so as to delete the requirements of Section 8 concerning a specific format and language to be contained on the form of receipt issued by the Valparaiso Clerk/Treasurer and to replace said language with general language allowing the Valparaiso Clerk/Treasurer to utilize a receipt format determined by the Office of the Clerk/Treasurer.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED by the Common Council of the City of Valparaiso, Indiana, that:

That Section 8 of Ordinance No. 49-2005 should be and is hereby amended by deletion of that language originally approved and contained in Section 8 and insertion of the following language in lieu thereof:

8. Form of Receipt.

The Valparaiso Clerk/Treasurer shall issue a receipt for any and all impact fees collected and the form of such receipt shall be determined and established by the Office of the Clerk/Treasurer.

Any and all other provisions of Ordinance 49-2005 shall remain in full force and effect.

DULY PASSED AND ADOPTED this 12th day of June, 2006, by the Common Council of the City of Valparaiso, Porter County, Indiana, having been passed by a vote of _____ in favor and _____ opposed.

ATTEST:

Jon Costas, Mayor

Sharon Swihart, Clerk-Treasurer

Presented by me to the Mayor of the City of Valparaiso, Indiana, this _____ day of June, 2006, at _____ p.m.

Sharon Swihart, Clerk/Treasurer

This Ordinance approved and signed by me this _____ day of June, 2006, at _____ p.m.

Jon Costas, Mayor