

RESOLUTION NO. R-18-2021

**RESOLUTION OF THE COMMON COUNCIL OF LA PORTE, INDIANA
TO AMEND A MUNICIPAL RIVERFRONT DEVELOPMENT PROJECT**

WHEREAS, the Common Council, after due consideration, wishes to amend and replace Resolution 20-2019 of the City of La Porte, Indiana;

WHEREAS, IND. CODE § 7.1-3-20 (the “Act”) authorizes the legislative body of a city or town within the State of Indiana to designate and establish the boundaries of a municipal riverfront development project within its territorial boundaries; and

WHEREAS, Section 16 of the Act allows the Indiana Alcohol and Tobacco Commission to issue a three-way, two-way, or one-way nontransferable permit to sell alcoholic beverages for on premises consumption only to an applicant who is the proprietor, as owner or lessee, or both, of a restaurant within a municipal riverfront development project funded in part with state and city money, without regard to any permit quotas as required by I.C. § 7.1-3-22, all in furtherance of economic development; and

WHEREAS, Section 16 of the Act allows permits to be located within economic development areas and the City of La Porte has four economic development areas known as the La Porte Town Square Economic Development Area, La Porte Central Business Redevelopment Area, Thomas Rose Industrial Park Economic Development Area, and the Eastgate Economic Development Area.

WHEREAS, City and State money have been or will be invested in the Project Area for the purpose of revitalizing, redeveloping, and encouraging economic growth and development; and

WHEREAS, on October 27, 2021, the La Porte Redevelopment Commission (the “Commission”) adopted Resolution No 10-2021 recommending the amendment of a municipal riverfront development project to encourage economic growth and development in the Project Area, along with local rules governing the issuance and renewal of applications for any permit authorized pursuant to the terms of this Resolution.

WHEREAS, the Act authorizes the municipal riverfront development project to have boundaries of up to three thousand feet (3,000) or six (6) city blocks from the river; and

WHEREAS, I.C. 14-29-6-3 defines “river” as any flowing body of water and adjacent land or part of the body of water and adjacent land; and

WHEREAS, Pine Lake, Stone Lake, Hennessy Lake, and Lilly Lake, are connected by a continuous hydraulic connection through the Lilly Channel;

WHEREAS, a lake drain is located in Lilly Lake that moderates lake levels for Pine Lake, Stone Lake, Hennessy Lake, and Lilly Lake through the Lilly Channel

WHEREAS, the City designates the Lily Channel and the adjacent and connected bodies of water as river for purposes of the municipal riverfront development project.

WHEREAS, the Commission has determined that the boundaries of the municipal riverfront development project should be as identified on Exhibit A attached hereto and incorporated herein by reference.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of La Porte, that:

1. The river shall be defined as the Lily Channel and connected and adjacent bodies of water including Pine Lake, Stone Lake, Hennessy Lake, and Lilly Lake.
2. The area identified as the “Municipal Riverfront Development Project” on Exhibit A is hereby designated a Municipal Riverfront Development Project pursuant to I.C. §§ 7.1-3-20-16 and 16.1.
3. The City of La Porte Alcohol Beverage Review Committee (LABRC) is established to recommend to the La Porte Common Council and the Mayor of the City of La Porte applications for liquor licenses they believe will strengthen the economic vitality of the municipal riverfront district and the entire community.
4. The City of La Porte Alcohol Beverage Review Committee (LABRC) will serve as an advisory body to the City Council and the Mayor of the City of La Porte City Administrator and shall be authorized to adopt local rules to govern the application, issuance, and renewal of any permit issued pursuant to the terms of this resolution.
5. The LBRC shall consist of five (5) total members which include two (2) permanent members and three (3) appointed members serving one (1) year terms as follows:
 1. Police Chief of the City of La Porte or designee (Permanent)
 2. President of the LaPorte Tavern Association or designee (Permanent)

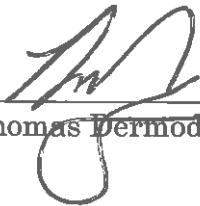
3. Appointee by the La Porte Redevelopment Commission (1-year term)

4. Appointee by the La Porte Common Council (1-year term)

5. Appointee by the Mayor of the City of La Porte (1-year term)


6. This Resolution shall be in full force and effect from and after adoption and shall be forwarded to the Indiana Alcohol and Tobacco Commission for their approval.

PASSED AND APPROVED by the Common Council of the City of La Porte, Indiana, this 1st day of November, 2021.



Thomas Dermody, Mayor

ATTEST:



Courtney Parthun, Clerk-Treasurer

EXHIBIT A

City of La Porte Municipal Riverfront District



0 750 1,500 3,000 Feet

 Lily River
 3,000 Foot Municipal Riverfront Boundary



LA PORTE
INDIANA