

Flood Resolution

BEFORE THE COMMON COUNCIL OF THE
TOWN OF UTICA, INDIANA

RESOLUTION NO. 2024-12

A RESOLUTION REGARDING THE RENTING OF TOWN PROPERTY DESIGNATED AS
FEMA LOTS

WHEREAS, the town is the owner of certain parcels of land which have been designated As FEMA lots.

WHEREAS, as a result of that designation, the town is unable to utilize those lots for building or other such development.

WHEREAS, the Town of Utica has historically rented those lots on an annual basis to residents of the town and that when rented the resident is tasked with the general care and upkeep of the property,

WHEREAS, no official guidelines exist within the Town's records which govern the renting of those FEMA lots. The Town Council does now wish to formalize such procedures.
Now, therefore,

IT IS HEREBY RESOLVED that the Utica Town Council adopts this Resolution to serve as a framework as to how these lots are to be rented. The resident who wishes to rent the FEMA lot must be the owner of an adjoining lot. For purposes of this Resolution, an adjoining lot is a piece of property in which its boundary is in direct contact with the FEMA lot boundary. The renting resident must also keep \$100,000.00 liability insurance on the property. Annual rent for the lot shall be \$50/annually and shall be paid no later than the 15th of January for the year in which the property is to be rented or no more than 15 days from the renting of the lot.

IT IS FURTHER RESOLVED by the Common Council of the Town of Utica, that a resident who does not renew the rental or adhere to the requirements noted above, shall, after written notice from the Town Council, relinquish possessory rights to the lot. Maintenance and upkeep after the termination shall be the sole responsibility of the Town from that time until the lots is rented again. **FOURTH STREET LOTS:** Lots on Fourth Street can be rented. No gardens can be put on the Fourth Street lots. The current leases have first choice for the following year.

ALL OF WHICH IS RESOLVED BY THE COMMON COUNCIL OF THE TOWN OF UTICA,
INDIANA ON THIS _____ DAY OF _____, 2024.