

## **IC 21-17-6**

### **Chapter 6. Participation in Urban Renewal**

#### **IC 21-17-6-1**

##### **Applicability of chapter**

Sec. 1. This chapter applies to a postsecondary educational institution (no part of the net earnings inure to the benefit of any private shareholder or individual) that:

(1) provides:

(A) an educational program for which it awards a baccalaureate or more advanced degree; or

(B) at least a two (2) year program that is acceptable for full credit towards a baccalaureate or more advanced degree; and

(2) is accredited by a national accrediting agency or association or, if not so accredited, a postsecondary educational institution whose credits are accepted, on transfer, by at least three (3) accredited postsecondary educational institutions for credit on the same basis as if transferred from a postsecondary educational institution that is accredited.

*As added by P.L.2-2007, SEC.258.*

#### **IC 21-17-6-2**

##### **Liberal construction of chapter**

Sec. 2. (a) This chapter shall be liberally construed to effectuate the purposes of this chapter.

(b) This chapter may not be construed as requiring:

(1) municipalities;

(2) redevelopment commissions; or

(3) redevelopment districts;

to participate in any federal cooperation or grants.

*As added by P.L.2-2007, SEC.258.*

#### **IC 21-17-6-3**

##### **Submission of redevelopment plan**

Sec. 3. Any qualified entity may prepare and submit to the redevelopment commission of a municipality a redevelopment plan for a project area adjacent to or in the immediate vicinity of:

(1) the location of:

(A) the principal buildings of a nonprofit college or university; or

(B) a major branch of a nonprofit college or university where teaching or research is done or where students or faculty live; and

(2) the area of a redevelopment or urban renewal project that has been or is being undertaken by the redevelopment commission having jurisdiction over the territory in which the project area is located.

*As added by P.L.2-2007, SEC.258.*

#### **IC 21-17-6-4**

**Redevelopment plan; conformity and requirements**

Sec. 4. A redevelopment plan must conform to the:

- (1) general plan of the locality as a whole; and
- (2) requirements of IC 36-7 with respect to the content of redevelopment or urban renewal plans.

*As added by P.L.2-2007, SEC.258.*

**IC 21-17-6-5**

**Redevelopment plan; approval by commission; credit as a local grant-in-aid**

Sec. 5. A redevelopment commission receiving a redevelopment plan may approve the redevelopment plan and contract with the submitting qualified entity to carry out the redevelopment plan. The redevelopment commission may assist the qualified entity to obtain credit as a local grant-in-aid for the total amount of expenditures made by the qualified entity that is eligible for reimbursement under Title 1 of the Housing Act of 1949, as amended.

*As added by P.L.2-2007, SEC.258.*

**IC 21-17-6-6**

**Redevelopment plan; approval by municipality; hearing; notice**

Sec. 6. If a redevelopment plan is approved by the redevelopment commission, the redevelopment commission shall proceed as provided by IC 36-7. If a redevelopment plan is approved by the plan commission of a municipality, the redevelopment commission shall give notice and hold a public hearing as provided in IC 36-7. If, after the public hearing, the redevelopment commission determines that the redevelopment of the project area as proposed will be of public utility and benefit, the redevelopment commission shall authorize the qualified entity to proceed with the acquisition and redevelopment of the property within the project area in accordance with the approved redevelopment plan.

*As added by P.L.2-2007, SEC.258.*

**IC 21-17-6-7**

**Implementation of redevelopment plan; qualified entity powers**

Sec. 7. To implement an approved redevelopment plan, qualified entities may:

- (1) acquire by purchase, gift, grant, condemnation, or lease any real estate, interests in real estate, or personal property within the project area or needed for the redevelopment of the project area;
- (2) clear or contract for the clearance of all real estate acquired for redevelopment purposes;
- (3) repair and maintain existing structures to be included in the redevelopment plan;
- (4) erect new structures or make major structural improvements on existing buildings; and
- (5) sell, lease, or grant parts of the land acquired for redevelopment purposes to the municipality or other

governmental agency for street, boulevard, levee, sewerage, park, playground, school, and other public purposes:

- (A) on terms and conditions; and
- (B) with or without compensation;

as agreed upon.

*As added by P.L.2-2007, SEC.258.*

#### **IC 21-17-6-8**

##### **Grant application**

Sec. 8. (a) For purposes of administering an approved redevelopment plan, a qualified entity is designated as a redevelopment agency to apply for and receive:

- (1) grants under Title 1 of the Housing Act of 1949 (42 U.S.C. 1452b et seq.), as amended; and
- (2) all available federal grants that are available for the project area.

(b) If a qualified entity:

- (1) acquired before March 4, 1961, from a redevelopment commission all or part of lands included within a redevelopment project that was undertaken before March 4, 1961, by a redevelopment commission under IC 36-7; and
- (2) has redeveloped the lands described in subdivision (1) for educational purposes;

the qualified entity is designated the redevelopment agency to receive grants under Title 1 of the Housing Act of 1949 (42 U.S.C. 1452b et seq.), as amended, for the project area. The qualified entity is also eligible to receive all other federal grants that are available for the project area.

(c) To obtain federal cooperation and any available federal grants, qualified entities may enter into agreements with the federal government or the appropriate agency of the federal government.

*As added by P.L.2-2007, SEC.258.*

#### **IC 21-17-6-9**

##### **Cooperation between a municipality or a redevelopment commission and a qualified entity**

Sec. 9. A municipality or a redevelopment commission of a municipality may cooperate with a qualified entity to carry out an approved redevelopment plan to the extent that a qualified entity may agree. A qualified entity is not required to expend any funds or take any action in respect to the approved redevelopment plan except as provided in this chapter.

*As added by P.L.2-2007, SEC.258.*