

## **IC 36-7-19**

### **Chapter 19. Aid to Housing Authorities**

#### **IC 36-7-19-1**

##### **Application of chapter**

Sec. 1. This chapter applies to all political subdivisions.

*As added by Acts 1981, P.L.309, SEC.38.*

#### **IC 36-7-19-2**

##### **Aid by political subdivisions; authorization**

Sec. 2. A political subdivision may spend public money for and give other aid to a housing authority that operates within the jurisdiction of the political subdivision.

*As added by Acts 1981, P.L.309, SEC.38.*

#### **IC 36-7-19-3**

##### **Powers of political subdivisions**

Sec. 3. (a) A political subdivision has all the powers necessary or convenient to aid and cooperate in the planning, undertaking, construction, or operation of:

- (1) a housing project under this article; or
- (2) a similar project of the federal government.

(b) The powers granted to a political subdivision by this section include the power to:

- (1) furnish, dedicate, close, pave, install, grade, regrade, plan, or replan public ways, sidewalks, or other places, if it is otherwise empowered to do so;
- (2) plan or replan, zone or rezone any part of the political subdivision;
- (3) make exceptions from building regulations and ordinances;
- (4) enter into agreements (which may extend over any period, notwithstanding any law to the contrary) with a housing authority or the federal government respecting powers to be exercised by the political subdivision under this chapter;
- (5) purchase or legally invest in the bonds, notes, or warrants of a housing authority and exercise all of the rights of a holder of housing authority bonds, notes, or warrants;
- (6) incur the entire expense of any public improvements it makes in exercising the powers granted in this chapter;
- (7) provide financial assistance of any nature to a housing authority;
- (8) acquire for, lease or transfer to, or exchange or trade with a housing authority any interest in real or personal property; and
- (9) exercise all powers granted by this section upon terms determined by the fiscal body of the political subdivision.

(c) Notwithstanding subsections (a) and (b), if a housing authority:

- (1) acquires or takes over a housing project from the federal government; and
- (2) finds, by resolution, that the project is constructed in a manner that promotes the public interest and affords necessary

safety, sanitation, and other protection;  
a political subdivision may not require any changes in the housing project.

*As added by Acts 1981, P.L.309, SEC.38.*

#### **IC 36-7-19-4**

##### **Contracts for services, improvements, and facilities**

Sec. 4. In connection with:

- (1) a housing project under this article; or
- (2) a similar project of the federal government;

wholly or partly within its jurisdiction, a political subdivision may contract with a housing authority or the federal government with respect to the sums (if any) that the housing authority or the federal government agrees to pay, during any year or period of years, to the political subdivision for the improvements, services, and facilities to be furnished by it for the benefit of the housing project. However, the amount of these payments may not exceed the estimated cost to the political subdivision of the improvements, services, or facilities to be furnished. The absence of a contract for payment does not relieve the political subdivision of the duty to furnish, for the benefit of the housing project, improvements, services, and facilities that the political subdivision usually furnishes without a service fee.

*As added by Acts 1981, P.L.309, SEC.38.*

#### **IC 36-7-19-5**

##### **Resolutions authorizing exercise of powers**

Sec. 5. A political subdivision may exercise the powers granted by this chapter if authorized by a resolution of its fiscal body. The resolution takes effect immediately and need not be laid over, published, or posted.

*As added by Acts 1981, P.L.309, SEC.38.*

#### **IC 36-7-19-6**

##### **Appropriations**

Sec. 6. When a housing authority is established in a political subdivision, the fiscal body of the subdivision shall immediately make an estimate of the amount of money necessary for the administrative expenses and overhead of the authority during the first year after that, and shall appropriate that amount to the authority out of any unappropriated money in the treasury of the subdivision.

*As added by Acts 1981, P.L.309, SEC.38.*