

## RESOLUTION NO. 2 OF 2009

A RESOLUTION EXTENDING THE TERM OF REAL PROPERTY, EARNED INCOME TAX, NET PROFITS MERCANTILE, AND BUSINESS PRIVILEGE TAXES WITHIN A SPECIFIC GEOGRAPHIC AREA IN CENTRE COUNTY DESIGNATED AS A KEYSTONE OPPORTUNITY ZONE, KEYSTONE OPPORTUNITY EXPANSION ZONE OR KEYSTONE OPPORTUNITY IMPROVEMENT ZONE IN ORDER TO FOSTER ECONOMIC OPPORTUNITIES, STIMULATE INDUSTRIAL, COMMERCIAL, RESIDENTIAL IMPROVEMENTS AND PREVENT PHYSICAL AND INFRASTRUCTURE DETERIORATION WITHIN AREAS OF CENTRE COUNTY, COMMONWEALTH OF PENNSYLVANIA, UPON CERTAIN TERMS AND CONDITONS.

WHEREAS, Centre County, Pennsylvania recognizes the need to encourage investment in a defined geographical area of Centre County “*as set forth in Attachment A*” that is experiencing distress characterized by one or more of the following: high unemployment, low investment of new capital, blighted conditions, underutilized, obsolete or abandoned industrial commercial and residential structures, deteriorated tax base; and

WHEREAS, the Pennsylvania Keystone Opportunity Zone Act 63 of 2005, as amended by Act 79 of 2008 (SB 1412) hereinafter referred to as the “Act,” authorizes political subdivisions to apply to the Pennsylvania Department of Community and Economic Development (DCED) for an extension of the term of the applicable benefits within the respective unoccupied portion(s) of the KOZ, granting exemptions, deductions, abatements or credits from all local taxes identified in the Act.

WHEREAS, approval of extending the term of the benefits provided in the Act will result in improving both the economic, physical, and social conditions within the subject KOZ, by stimulating existing businesses employment, creating new employment and diminishing blight; and

WHEREAS, it is expected that increased private and public-sector investors will reverse the disinvestment and conditions of blight within the herein described tract(s) of land by the termination date of the extended term of the zone.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of Centre County that effective as of this date March 5, 2009, contingent only upon DCED's approval of the application for the Proposed extended term of the existing zone for a period of seven years from the current expiration date of the Zone, currently December 31, 2010. Upon DCED's approval, all current local KOZ benefits of unoccupied parcels will terminate on current expiration date and will not continue until such time that the unoccupied parcel becomes developed or occupied.

The following provisions shall apply to the extended term once the parcel is occupied:

1. Real Property Tax on the herein described tract(s) is 100% exempt in accordance with the provisions and limitations hereinafter set forth within the boundaries of the Proposed in accordance with the Act, such exemption to terminate December 31, 2017.
2. Earned Income and Net Profits Taxes; Business Privilege and Mercantile Taxes. Centre County also waives business gross receipts tax for operations conducted by a qualified business; earned income received by a resident and/or net profits of a qualified business received by a resident or nonresident of the Proposed extended term of the existing zone attributable to business activity conducted with said zone terminating on December 31, 2017.

3. The provisions of the Act not herein enumerated, shall, nevertheless, be incorporated as part of this Ordinance by reference.
  
4. This resolution shall be effective upon execution, conditioned upon the approval of the DCED application.

RESOLVED or ORDAINED AND ENACTED by the Board of Commissioners of Centre County, Pennsylvania, this 5th day of March, 2009.

CENTRE COUNTY BOARD OF COMMISSIONERS

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Jon W. Eich, Chairman

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Rich Rogers

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Steven G. Dershem

ATTEST:

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Timothy T. Boyde, Director  
Administrative Services

*ATTACHMENT A*

**MOSHANNON VALLEY REGIONAL BUSINESS PARK**

| <b><u>LOT #</u></b> | <b><u>TAX ID #</u></b> |
|---------------------|------------------------|
| <b>3</b>            | <b>05-009-129C</b>     |
| <b>5</b>            | <b>05-009-129E</b>     |
| <b>6</b>            | <b>05-009-129F</b>     |
| <b>8</b>            | <b>05-009-129H</b>     |
| <b>10B</b>          | <b>05-009-129Q</b>     |
| <b>11</b>           | <b>05-009-129M</b>     |