

**IN TOWN COUNCIL
ORDER # 2010-1**

WHEREAS, the Town of South Berwick (the "Town") is authorized pursuant to Chapter 206 of Title 30-A of the Maine Revised Statutes, as amended, to designate a specified area within the Town as the Punkin Town Road and CMP Corridor Municipal Development and Tax Increment Financing District (the "District"); and

WHEREAS, there is a need for economic development in the Town of South Berwick, in the surrounding region, and in the State of Maine; and

WHEREAS, there is a need to improve and broaden the tax base of the Town of South Berwick; and to improve the general economy of the Town of South Berwick and the surrounding region; and

WHEREAS, designation of the District is the first step that, together with the eventual approval and implementation of a Development Program, will help to improve and broaden the tax base in the Town of South Berwick and improve the economy of the Town of South Berwick and the region by attracting business development to the District; and

WHEREAS, there is a need to implement continued economic development initiatives in those areas of South Berwick near the CMP Corridor and Punkin Town Road through the establishment of the District in accordance with the provision of Chapter 206 of Title 30-A of the Maine Revised Statutes, as amended; and

WHEREAS, the Town desires to designate the District; and

WHEREAS, it is expected that approval will be obtained from the State of Maine Department of Economic and Community Development (the "Department"), approving the designation of the District.

ORDERED AS FOLLOWS:

Section 1. The Town of South Berwick hereby designates the Punkin Town Road and CMP Corridor Municipal Development and Tax Increment Financing District; such designation to be pursuant to the following findings, terms, and provisions:

Section 2. The Town Council hereby finds and determines that:

- a. At least twenty-five percent (25%), by area, of the real property within the District, as hereinafter designated, is suitable for commercial uses; and

b. The total area of the District does not exceed two percent (2%) of the total acreage of the Town, and the total area of all development districts within the Town (including the proposed District) does not exceed five percent (5%) of the total acreage of the Town; and

c. The original assessed value of all existing and proposed tax increment financing districts (including the proposed District) does not exceed five percent (5%) of the total value of equalized taxable property within the Town as of April 1, 2010; and

d. The designation of the District and pursuit of the related Development Program will make a contribution to the economic growth and well being of the Town of South Berwick and the surrounding region, and will contribute to the betterment of the health, welfare and safety of the inhabitants of the Town of South Berwick, including a broadened and improved tax base and economic stimulus, and therefore constitutes a good and valid public purpose.

Section 3. The Town Clerk, or his duly appointed representative, is hereby authorized, empowered and directed to submit the proposed designation of the District and the proposed Development Program for the District to the State of Maine Department of Economic and Community Development for review and approval pursuant to the requirements of 30-A M.R.S.A. § 5226.

Section 4. The foregoing designation of the District shall automatically become final and shall take full force and effect upon receipt by the Town of approval of the designation of the District by the State of Maine Department of Economic and Community Development, without requirement of further action by the Town, the Town Council, or any other party.

Dated: August 10, 2010

So ordered by unanimous consent of the four councilors present on
Tuesday, August 10, 2010.

Attested:


Barbara Bennett, CCM
Town Clerk