

FILE

BIRCH RUN TOWNSHIP
Saginaw County, Michigan

94-4

Maple Road Water Line Extension

(Resolution Establishing Hearing Date on Estimated
Cost and Assessment District)

At a regular meeting of the Township Board of Birch Run Township, Saginaw County, Michigan, held on the 12th day of April, 1994, at 7:30 o'clock p.m., Michigan Time.

PRESENT: Edward Magnus, Sheila DiBerardino, Larry Russell,
Joanne Strahm, Jackie Hayes, and Gary St Charles

ABSENT: None

The Clerk presented to the Board the improvements mentioned in the following resolution and their location, the special assessment districts which are benefitted by the improvements, and a total cost estimate of \$27,000, which was prepared by Bartow and King, registered professional engineers.

The following resolution was offered by DiBerardino and seconded by Hayes:

BE IT RESOLVED BY THE TOWNSHIP BOARD OF BIRCH RUN TOWNSHIP, SAGINAW COUNTY, MICHIGAN, as follows:

1. That this Board hereby tentatively declares its intention to make the following improvements:

Construction of a watermain to be located in the Township as follows:

An 8-inch water main measuring 909 feet located beneath the Dixie Highway in the vicinity of Maple Road, to be connected to the current water main located adjacent to

the Dixie Highway, together with the installation of one fire hydrant.

2. That this Board does hereby tentatively designate the following lands as the special assessment district against which the cost of said improvements is to be assessed:

A part of the W 1/2 of the SW 1/4 of Section 8 described as follows: Commencing at the W 1/4 post of Section then S 0°29'10" E 1049.59 feet along W section line to the centerline of Dixie Highway then S 29°31'40" E 277.13 feet along said centerline thence N 60°28'20" E 1373.97 feet perpendicular to centerline of Dixie Highway to W 1/8 line thence N 0°30' W 634.13 feet to 1/4 line then S 89° W 1335.62 feet to Point of Beginning, except commencing at W 1/4 corner then S 894 feet to Point of Beginning then E 300 feet thence S 126.52 feet thence S 61° W 48.89 feet thence W 256 feet to centerline of Dixie Highway then N 28° W 2.59 feet to intersection of said centerline with W section line then N 147.73 feet to Point of Beginning, T10N R6E.

3. That the plans and the cost estimates for the project shall be filed with the Township Clerk.

4. That the Township Board shall meet in the Township Hall on the 26 day of April, 1994, at 7:00 o'clock p.m. Michigan Time, to hear and consider any objections to the improvements and to the special assessment district, and that notice of said hearing be given by publishing it twice prior to the hearing in the Birch Run Herald, a newspaper circulated in the Township, and also by mailing the notices, as required by Act No. 162, Michigan Public Acts of 1962, by first-class mail, postage fully prepaid, to each owner of or party in interest in any and all property to be assessed for the improvements in the special assessment district tentatively established therefor, whose name appears upon the last local tax assessment records of the township addressed to each owner or party at his address as shown on the tax records. The

mailing and first publication shall be at least ten (10) days before the date of the hearing. The said tax assessment records from which the names and addresses are taken shall consist of the last Township Assessment Roll for ad valorem tax purposes which has been reviewed by the Township Board of Review, as supplemented by and subsequent changes in the names or addresses of such owners or parties listed thereon.

ADOPTED: YEAS: Magnus, DiBerardino, Russell, Strahm, Hayes, St Charles

NAYS: None

STATE OF MICHIGAN

COUNTY OF SAGINAW, ss.

I, the undersigned, the fully qualified and acting Clerk of the Township of Birch Run, Saginaw County, Michigan, do hereby certify that the foregoing is a true and complete copy of a resolution adopted at a regular meeting of the Township Board of the Township of Birch Run, Michigan, held on the 12th day of April, 1994, the original of which proceedings is on file in my office and is available to the Public. Public notice of the meeting was given to and in compliance with Act 267, Public Acts of Michigan, 1976.

IN WITNESS WHEREOF, I have hereunto fixed my official signature on this 12th day of April, 1994.



Clerk, Township of Birch Run

BIRCH RUN TOWNSHIP
Saginaw County, Michigan

Notice of Hearing on Proposed Water Improvements
and Special Assessment Water District for
Maple Road Water Line Extension

NOTICE IS HEREBY GIVEN:

1. That the Township Board of Birch Run Township ("Township Board"), Saginaw County, Michigan, has tentatively determined to create a special assessment district consisting of the improvements described below, all in conformance with Act 188, Public Acts of Michigan, 1954 ("Act"), as amended. The improvements consist of the following:

Construction of a watermain to be located in the Township as follows:

An 8-inch water main measuring 909 feet located beneath the Dixie Highway in the vicinity of Maple Road, to be connected to the current water main located adjacent to the Dixie Highway, together with the installation of one fire hydrant.

2. That plans showing the improvements and their location and a cost estimate in the amount of \$27,000 are on file with the Township Clerk for public examination.

3. That the Township Board has tentatively designated the following special assessment district against which the cost of the improvements are to be assessed, to-wit:

A part of the W 1/2 of the SW 1/4 of Section 8 described as follows: Commencing at the W 1/4 post of Section then S 0°29'10" E 1049.59 feet along W section line to the centerline of Dixie Highway then S 29°31'40" E 277.13 feet along said centerline thence N 60°28'20" E 1373.97 feet perpendicular to centerline of Dixie Highway to W 1/8 line thence N 0°30' W 634.13 feet to 1/4 line then S 89° W 1335.62 feet to Point of Beginning, except commencing at W 1/4 corner then S 894 feet to Point of Beginning then E 300 feet thence S 126.52 feet thence S 61° W 48.89 feet thence W 256 feet to centerline of Dixie Highway then N 28° W 2.59 feet to intersection of said centerline with W section line then N 147.73 feet to Point of Beginning, T10N R6E.

5. That the Township Board will meet in the Birch Run Township Center, 8411 Main Street, Birch Run, Michigan, on the 26 day of April, 1994, at 7:00 o'clock p.m. Michigan Time, to hear and consider any objections to the aforesaid improvements,

cost of improvements and to the special assessment district.

6. Copies of the plans describing the improvements and the special assessment district, have been prepared and are on file with the office of the Township Clerk for public examination.

7. If the Township Board approves the making of the improvements, a special assessment may be levied against properties that benefit from the improvements. Act 186 of the Public Act of Michigan, 1973, as amended, provides that the special assessment must be protested at the hearing held for the purpose of confirming the special assessment roll before the Michigan Tax Tribunal may acquire jurisdiction of any dispute involving the special assessment. The hearing for the purpose of confirming the special assessments will be held, if at all, at some time in the future pursuant to notice given as required by law. Appearance and protest at such hearing is required in order to appeal the amount of the special assessment to the Michigan Tax Tribunal. An owner of or party in interest in property to be assessed, or his or her agent, may appear in person to protest the special assessment, or may protest the special assessment by letter filed with the Township Clerk at or prior to the time of the hearing, in which case appearance in person is not required.

THIS NOTICE IS GIVEN BY ORDER OF THE TOWNSHIP BOARD.


Sheila DeBeaudrie
Birch Run Township Clerk