

RESOLUTION  
TOWNSHIP OF BIRCH RUN

At a regular meeting of the Township Board of Birch Run Township,  
Saginaw County, Michigan, held at the Township Hall in said Township on  
the 12 day of April, 1977, at 7:30  
o'clock P. M.

Present Lawrence Courtney Roger Foster  
Walter Johnson Alvin Brick  
Marion Henry

Absent \_\_\_\_\_

It was moved by Lawrence Courtney and supported by Alvin Brick

that the Facilities Plan for waste treatment facilities for the Village of Birch Run and adjacent areas of Birch Run Township, as prepared by Spicer Engineering Company, is accepted and approved, and that this Board does hereby express its intention to implement that portion of the plan in order to provide sanitary sewer service for the commercial area within the Township adjacent to the intersection of Birch Run Road and Dixie Highway. The Board further expresses its intention to delay indefinitely the implementation of the remainder of the plan.

NOW, THEREFORE, BE IT RESOLVED, that the Township of Birch Run agrees to pay all non-federal costs incurred in the construction of the proposed facilities, to provide sewer service to the commercial areas adjacent to Birch Run Road and Dixie Highway.

The Township of Birch Run agrees to implement the plan upon receipt of the Step 2 and Step 3 Environmental Protection Agency grants for the project.

WHEREAS, Spicer Engineering Company satisfactorily performed the Step I facility planning, and,

WHEREAS, Spicer Engineering Company designed the present facilities, and,  
WHEREAS, the Township of Birch Run finds that Spicer Engineering Company  
is qualified to perform the subsequent engineering.

NOW, THEREFORE, BE IT RESOLVED, that Spicer Engineering Company will  
be awarded the contract for the engineering services acceptable to and  
approved by the Environmental Protection Agency for Step 2 and Step 3 grant  
work as outlined in the Facilities Plan for the sewer extension.

Adopted: Yeas Courtney Delaney Bled  
Stony Foster  
Nays \_\_\_\_\_

The undersigned, Clerk of the Township of Birch Run, Saginaw County,  
Michigan, does hereby certify that the foregoing is a true copy of a  
resolution made and passed at said Township Board meeting.

Dated April 10, 1977 Maria Stony  
Township Clerk

ASSURANCES

STEP 2 AND STEP 3 GRANTS

BIRCH RUN FACILITIES PLAN

C26-3047-02

The Township of Birch Run, Saginaw County, Michigan certifies that

- (1) A system of user charges to assure that each recipient of waste treatment services within a service area will pay its proportionate share of the cost of operation and maintenance (including replacement) of all waste treatment services provided, exclusive of any revenues from ad valorem taxes, shall be developed and maintained in compliance with 40 CFR 35.935-13;
- (2) That there are no industrial wastes discharged to the proposed sanitary sewer system and should any industrial waste be treated in the future, an industrial cost recovery system satisfactory to the Environmental Protection Agency will be developed and maintained;
- (3) That a sewer use ordinance or other legally binding requirement(s) prohibiting any new connections from inflow sources into the sanitary sewer portions of the treatment system and ensuring that new sewers and connections to the sewer system are properly designed and constructed will be enacted and enforced in each jurisdiction served by the treatment works project in compliance with 40 CFR 35.935-16;
- (4) That in reference to user charges and sewer use ordinances
  - a. They shall be so developed as soon as practicable upon receipt of Step 3 funding;
  - b. Adequate evidence of their timely development will be submitted prior to any request for grant payment in excess of 50 percent of the Step 3 grant; and
  - c. U.S. Environmental Protection Agency approval thereof shall be obtained prior to any request for a grant payment in excess of 80 percent of a Step 3 grant;

- (5) That they will fully comply with the requirements of Sub-Part F of 40 CFR, Chapter 1, Part 5 and will adequately inform the public of the acquisition policies, requirements and payments which will apply to the project: and
- (6) That in accordance with 40 CFR, Part 30, Sub-Part C, all Environmental Protection Agency grant funded work for the proposed project shall be subject to all applicable statutory conditions under Section 40.401; to requirements imposed pursuant to Executive Orders under 30.402; and any additional requirements for federally assisted construction specified under Section 30.403.

TOWNSHIP OF BIRCH RUN, SAGINAW COUNTY

By *James C. Austin*

Date 4-12-77