

RESOLUTION NO. 90-5

Township of Birch Run
County of Saginaw, State of Michigan

A regular meeting of the Township Board of the Township of Birch Run, County of Saginaw, State of Michigan, held on the eight day of May, 1990, in the Township Hall in said Township at 7:30 p.m., Eastern Daylight Time.

PRESENT: Members Edgar Scharrer, Marcia Strong,
Maria Foerster, Thomas Totten, Clifford White

ABSENT: Members None

The following preamble and resolution were offered by Member Strong and supported by Member Foerster:

WHEREAS, by resolution adopted May 8, 1990, the Township Board of the Township of Birch Run determined to acquire and construct the improvements more particularly hereinafter described and assess the cost thereof to the property benefitted by said improvements, all in accordance with Act 185, Public Acts of Michigan, 1957, as amended, and Act 188, Public Acts of Michigan, 1954, as amended; and

WHEREAS, the Supervisor has prepared and reported to the Township Board a special assessment roll assessing the cost of said improvements to the property benefitted thereby, with the Supervisor's certificate attached thereto;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. Said special assessment roll shall be filed with the office of the Township Clerk and shall be available for

public examination during regular working hours on regular working days.

2. The Township Board hereby approves the plans and estimate of cost for the public improvements in the total sum of \$5,500,000, as prepared and presented by Wade-Trim/Edmands, registered engineers of Bay City, Michigan. Of the aforesaid total cost of the project, the sum of \$1,116,792.55 will be spread against the hereinafter named special assessment district pursuant to the aforesaid Act 185 and Act 188.

3. The Township Board shall meet at 7:30 p.m. on May 29, 1990, at Marshall Greene Middle School to review said special assessment roll and hear any objection thereto. 8225 Main St., Birch Run

4. The Township Clerk shall cause notice of such hearing and the filing of the assessment roll to be published twice in the Bridgeport-Birch Run Weekly News Cheasaning, Michigan, a newspaper of general circulation in the Township, prior to the date of the hearing, which first such publication shall be at least ten (10) days before the hearing, and shall cause notice of such hearing to be mailed by first class mail to all record owners of or persons in interest in property in the special assessment district, as shown on the last township tax assessment record of the Township, at least ten (10) full days before the date of said hearing. Said notice as published and mailed shall be in substantially the following form:

MILLER, CANFIELD, PADDOCK AND STONE

NOTICE OF REVIEW OF SPECIAL ASSESSMENT ROLL FOR
SEWER IMPROVEMENTS IN THE
TOWNSHIP OF BIRCH RUN

TO ALL RECORD OWNERS OF OR PERSONS IN
INTEREST IN PROPERTY DESCRIBED
AS FOLLOWS:

(Insert description of Property In SA District here)

TAKE NOTICE that a special assessment roll has been prepared and is on file in the office of the Township Clerk for public examination. Said special assessment roll has been prepared for the purpose of assessing the cost of the following described improvement to the above property benefitted therefrom:

(Insert description of Improvements here)

TAKE FURTHER NOTICE that the Township Board will meet at Marshall Greene Middle School of Birch Run, Michigan, at 7:30 p.m., Eastern Daylight Time, on Tuesday, the 29 day of May, 1990, for the purpose of reviewing said special assessment roll and hearing any objections thereto.

TAKE FURTHER NOTICE that appearance and protest at this hearing is required in order to appeal the amount of the special assessment to the State Tax Tribunal if an appeal should be desired. A property owner or party in interest, or his or her agent, may appear in person at the hearing to protest the special assessment or may file his or her

appearance by letter delivered to the Township Clerk by 7:00, P.m. on May 29, 1990 and his or her personal appearance shall not be required. The property owner or any person having an interest in the property subject to the proposed special assessments may file a written appeal of the special assessment with the State Tax Tribunal within thirty days after confirmation of the special assessment roll if that special assessment was protested at this hearing.

Marcia Strong

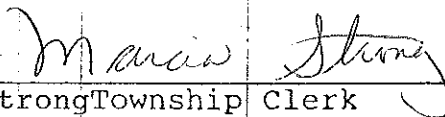
Marcia Strong, Township Clerk

5. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded.

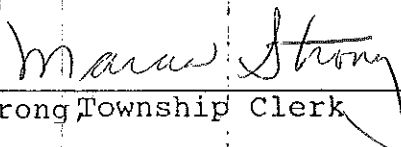
AYES: Members Scharrer, Strong, Foerster, Totten, White

NAYS: Members None

RESOLUTION DECLARED ADOPTED.


Marcia Strong Township Clerk

I hereby certify that the foregoing is a true and complete copy of a resolution adopted by the Township Board of the Township of Birch Run, County of Saginaw, State of Michigan, at a regular meeting held on May 8, 1990, and that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act 267, Public Acts of Michigan, 1976, and that the minutes of said meeting were kept and will be or have been made available as required by said Act.


Marcia Strong Township Clerk

MILLER, CANFIELD, PADDOCK AND STONE

PROJECT DESCRIPTION
BIRCH RUN TOWNSHIP SEWAGE DISPOSAL SYSTEM

The proposed Birch Run Township Sewage Disposal System with connection to the Genesee County Treatment Facility in Montrose will serve the Dixie Highway, M-83 and M-54 corridor.

The project area is along Dixie Highway from approximately Moon Drain, south to 3,000 feet south of Birch Run Road. Then east on Birch Run Road to Gera Road and along Gera Road from approximately 2,100 feet north of Birch Run Road south to Burt Road. Collection sewers will also be constructed along Canada Road west of Dixie Highway; along East Burt Road 750 feet west and 950 feet east of Gera; in the entire Page Subdivision; 385 feet in Rose Lane west of Gera Road; and 570 feet in Totten Lane east of the Dixie Highway.

The Dixie Highway/Canada Area will have gravity sewers and pumping station #2. The collected sewage will be pumped to the regional pumping station near the intersection of Dixie Highway and Birch Run Road. The remaining gravity sewers will discharge directly into the regional pumping station #1.

The regional pumping station will discharge into a 12" force main running south along Dixie Highway to East Burt Road then west on East Burt Road to Maple Road, then south on Maple Road to a meter pit located at the Maple Road and Willard Road intersection. The force main will then continue into Genesee County south on Webster Road to Farrand Road and connect to the existing Farrand Road interceptor sewer in Genesee County.

The project consists of an estimated 31,100 lineal feet of 12" force main, 1,650 lineal feet of 6" force main, 9,600 lineal feet of 18" sanitary sewer, 9,980 lineal feet of 12" sanitary sewer, 12,185 lineal feet of 10" sanitary sewer, and 3,340 lineal feet of 8" sanitary sewer for an estimated 35,105 total lineal feet sanitary sewer.

This system will allow for future extensions outside the proposed service area as the need arises.

BIRCH RUN TOWNSHIP
SEWAGE DISPOSAL SYSTEM
ASSESSMENT DESCRIPTION
FOR
DISTRICT "B"
(EAST PORTION)

Land located in Sections 22, 23, 26, 27, 34 & 35 Town 10 North, Range 6 East, Birch Run Township, Saginaw County, Michigan, described as follows:

Commencing at the Section Corner common to Sections 26, 27, 34 & 35, Town 10 North, Range 6 East, Birch Run Township, Saginaw County, Michigan; thence South 305 feet along the Section line common to Sections 34 & 35, to the Point of Beginning; thence West to a point 702 feet East and 305 feet South of the Northwest corner of the Northeast 1/4 of the Northeast 1/4 of Section 34; thence North to the Section line common to Sections 27 & 34; thence West along the Section line common to Sections 27 and 34 to the East 1/8 line of said Section 27; thence North along the East 1/8 line of Section 27 to the South Right of Way line of (Highway M-54 & M-83) Birch Run Road; thence Easterly along the Southerly Right of Way line of Birch Run Road to a point of 379 feet East of the East 1/8 line of Section 27; thence North to the Section line common to Sections 22 & 27; thence North parallel to and 379 feet East of the East 1/8 line of Section 22 to the North line of the South 1/2 of the Southeast 1/4 of the Southeast 1/4; thence West along said North line, if extended to a point 132 feet East of the West line of the East 1/2 of the Southwest 1/4 of the Southeast 1/4 of Section 22; thence North parallel to the West line of the East 1/2 of the Southwest 1/4 of the Southeast 1/4 of Section 22 to the North line of the South 1/2 of the North 1/2 of the Southeast 1/4; thence East along the North line of the South 1/2 of the North 1/2 of the Southeast 1/4 to a point of 265.61 feet West of the East Section line; thence south 310 feet; thence East 265.61 to the Section line common to the Sections 22 & 23; thence South along the Section line common to Sections 22 & 23 to a point 150 feet North of the South 1/8 line of Section 23; thence East 225 feet parallel to the South 1/8 line; thence South 150 feet parallel to the West Section line to the South 1/8 line; thence East along the South 1/8 line to the West 1/8 line; thence South along the West 1/8 line to a point 300 feet North of the South Section line; thence West parallel to the South Section line to a point 264 feet East of the West Section line; thence South parallel to the West Section line to the Section line common to Sections 23 & 26; thence South 330 feet parallel to the West line of Section 26; thence South to a point 100 feet South and 280 feet East of the Northwest corner of the Southwest 1/4 of the Northwest 1/4 of the Section 26; thence South parallel to the West Section line to a point 263 feet North of the East-West 1/4 line; thence East 50 feet parallel to the East-West 1/4 line; thence South 263 feet parallel to the West Section line to the East-West 1/4 line; thence West 30 feet along the East-West 1/4 line; thence South parallel to and 300 feet East of the West Section line to the Northwest corner of Lot 36, Page Subdivision Number Two in said Section 26; thence East along the North line of Page Subdivision Number Two to the Northeast Corner of said subdivision; thence South along the East line of said Subdivision (West 1/8 line) to the Section line common to Sections 26 & 35; thence South 330 feet along the West 1/8 line of Section 35; thence West parallel to and 330 feet South of the North line of Section 35 to the West Section line; thence North 25 feet along the West Section line to the Point of Beginning.