#### BIRCH RUN TOWNSHIP SAGINAW COUNTY, MICHIGAN ORDINANCE NO. 2017-04 DDA DEVELOPMENT PLAN AND TIF ORDINANCE AMENDMENT

## ADOPTED: <u>December 12, 2017</u> PUBLISHED: <u>December 20, 2017</u> EFFECTIVE: <u>December 20, 2017</u>

# ORDINANCE AMENDING DOWNTOWN DEVELOPMENT PLAN AND TAX INCREMENT FINANCING PLAN

THE TOWNSHIP BOARD OF THE TOWNSHIP OF BIRCH RUN, COUNTY OF SAGINAW, STATE OF MICHIGAN, ordains:

## PART I OF ORDINANCE

## Section I. Determination of Public Purpose of Amended Plan

Following a duly noticed public hearing on December 12, 2017, on the Township of Birch Run Downtown Development Authority Revised Development and Tax Increment Financing Plan (the "Plan"), held pursuant to the provisions of 'Act No. 197, Public Acts of Michigan, 1975, as amended (the "Act"), and having made the findings set forth below, the Township Board has found and determined that the Plan constitutes and seeks to accomplish a public purpose, and that the Plan is consistent with and seeks to accomplish the intent and purpose declared by the Township Board for the establishment of the Township of Birch Run Downtown Development Authority (the "Authority") pursuant to Ordinance No. 89-2 of the Township adopted April 11, 1989.

1. The Plan is consistent with Sections 14 and 15 of the Act.

2. The Plan meets the requirements set forth in Section 17 (2) of the Act.

3. The proposed method of financing the development described in the Plan is feasible and the Authority has the ability to arrange the financing.

4. The development described in the Plan is reasonable and necessary to carry out the purposes of the Act.

5. The development plan is in reasonable accordance with the master plan of the Township.

6. Public services, such as fire and police protection and utilities, are or will be adequate to service the project area.

7. Changes in zoning, streets, street levels, intersections, and utilities are reasonably necessary for the project and for the Township.

8. The findings and recommendations of the development area citizens' council on the Plan have been considered.

Section II. Approval of Plan

Premised upon the findings and determinations made in Section I above, and upon the further finding that pursuit and execution of the Plan appears to be in the best interest of the Township, the Plan, in the form attached hereto as Appendix A and made a part of the Township Board minutes on the date this ordinance was adopted, is hereby approved and adopted.

#### PART II OF ORDINANCE

This ordinance shall be codified so as to incorporate the final language of Sections I and II, as designated above, as part of the Township of Birch Run Code of Ordinances.

#### PART III OR ORDINANCE

This ordinance shall take effect immediately on the date of publication.

#### **CERTIFICATION**

The foregoing ordinance is hereby certified to be the authentic record of the ordinance which was duly adopted by the Township Board of the Township of Birch Run on the 12<sup>th</sup> day of December 2017, and published on the 20<sup>th</sup> day of December 2017.

YEAS: Moore, Letterman, Parlberg, Sheridan, Totten, Trinklein NAYS: Kiessling

STATE OF MICHIGAN	)
	) SS
COUNTY OF SAGINAW	)

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 an ordinance adopted at a regular meeting of the Township Board of the Township of Birch Run, Michigan, held on the 12<sup>th</sup> day of December, 2017, the original of said meeting was given to and in compliance with Act 267, Public Acts of Michigan, 1976.

I further certify that on the 20<sup>th</sup> day of December, 2017, I caused a notice of such adoption to be published in the Birch Run/Bridgeport Herald, a newspaper circulated in the Township of Birch Run, and that said Ordinance and the record of publication was duly recorded in the Book of Ordinances of the Township of Birch Run and is available for public use and inspection at the offices of the Birch Run Township Clerk.

IN WITNESS WHEREOF, I have hereunto fixed my official signature on this 13<sup>th</sup> day of December, 2017.

Corey Trinklein, Clerk Birch Run Township