



# Township Board Cover Sheet

## Fox Point Beach Subdivision – Road Improvement S.A.D.

### **Information Packet:**

Hamburg Township has been approached by residents living in the Fox Point Beach subdivision requesting the establishment of a road improvement special assessment district. Road improvements shall include saw cutting and removal of the existing asphalt up to 4" thick from the designated base bid sections of streets and adjacent driveway approaches. The Contractor shall also inspect the existing gravel base to confirm stability, then fine grade and recompact gravel in preparation for 4" paving. Contractor shall construct compacted 4" HMA (hot mix asphalt) with a 2" MDOT 13A leveling course layer and a 2" MDOT 36A top level wearing course. Based upon property owner response, there are enough petitions to proceed with establishing the S.A.D. The proposed S.A.D. will be financed through a **bond sale** with the assessment costs included on the resident's winter tax bills for a 10-year period beginning on December 1, 2024.

The following items have been included for the Board's review:

1. **Property Owner Petitions:**
  - A. Petition results Memorandum dated November 13<sup>th</sup>, 2023
  - B. Copies of the petition forms submitted by property owners
  - C. Supervisor's petition certification
  - D. Spreadsheet showing support by road frontage (per Public Act 188)
2. **Resolution to Acknowledge Petitions and Re-Establish S.A.D.:**
  - A. Resolution No. 1 – Resolution to Proceed with the Project and Directing Preparation of the Plans and Cost Estimates.
  - B. Resolution No. 2 - Resolution to Approve the Project, Scheduling the First Hearing and Directing the Issuance of the Statutory Notices.

The Board must adopt the Resolution to tentatively declare its intent to establish the Orchard Village Subdivision road improvement special assessment district for the purpose of financing the proposed road improvement project through a bond sale.

The Resolution will also set the date and time for the first public hearing to be held to establish the district. The Board typically schedules the public hearings to be held prior to or after a regularly scheduled Board meeting. Therefore, I am recommending that the 1<sup>st</sup> public hearing be scheduled for Tuesday, December 19<sup>th</sup>, 2023 beginning at 6:30 p.m. to allow enough time for notice to be published in the newspaper as well as mailing individual notices to property owners.



10405 Merrill Road ♦ P.O. Box 157  
Hamburg, MI 48139  
Phone: 810.231.1000 ♦ Fax: 810.231.4295  
www.hamburg.mi.us

## MEMORANDUM

TO: Patrick J. Hohl, Supervisor  
Hamburg Township Board of Trustees

FROM: Brittany K. Campbell, Utilities Coordinator

DATE: November 13<sup>th</sup>, 2023

RE: **FOX POINT BEACH SUBDIVISION – ROAD IMPROVEMENT PROJECT**  
Request to Establish the Special Assessment District

I am writing to update the Board of Trustees on the status of the proposed Fox Point Beach Subdivision petition request to establish a road improvement special assessment district (S.A.D.). There are enough property owners in favor of establishing a district. The facts are as follows:

DISTRICT NAME	<b>Fox Point Beach Subdivision Road Improvement District</b>
TYPE OF DISTRICT	Milling Existing Road & New Asphalt
TOTAL NUMBER OF PARCELS	66
NUMBER OF RETURNED “YES” PETITIONS	47
NUMBER OF RESCINDED PETITIONS	0
TOTAL ROAD FRONTAGE OF PROPOSED DISTRICT	6,122.36 feet
TOTAL “YES” ROAD FRONTAGE FOR ROAD MAINTENANCE	4,543.74 feet
PERCENTAGE OF “YES” ROAD FRONTAGE TO TOTAL ROAD FRONTAGE	4,543.74 feet divided by 6,122.36 feet equals = <b>74.22%</b>
PERCENTAGE OF RETURNED “YES” PETITIONS TO TOTAL NUMBER OF PARCELS	47 divided by 66 = 71.21%

**NOTE:** Algonquin Drive, Portage Lake Avenue, Lakewood Way and High Ridge Avenue are **private** roads. The project will consist of the establishment of a road improvement district, including milling out the existing asphalt and placing 4.0” of new hot mix asphalt on the roads.

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READ THIS PETITION CAREFULLY BEFORE YOU SIGN IT.  
DO NOT SIGN THIS PETITION UNLESS YOU UNDERSTAND IT.  
CONSULT YOUR OWN ATTORNEY OR OTHER ADVISER IF YOU HAVE QUESTIONS.

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**PETITION FOR THE FOX POINT BEACH SUBDIVISION - PRIVATE  
ROAD IMPROVEMENT PROJECT**

Hamburg Township, Livingston County, Michigan

We the undersigned, as the record owners of land constituting more than 50% of the total linear road frontage in a proposed special assessment district described in the attached *Appendix B*, hereby respectfully **PETITION THE HAMBURG TOWNSHIP BOARD** for road improvements as described below (the "Project") under authority of the Township Public Improvements Act (Act No. 188, Public Acts of Michigan, 1954, as amended), for certain portions of **Algonquin Drive, Portage Lake Avenue, High Ridge Avenue** and the entire length of **Lakewood Way**, all being **private** roads located in Hamburg Township. The property owners request that method of assessment assigned for the costs associated with the proposed improvement project be assessed on a per parcel basis.

**Project Description:** The project consists of establishing a road improvement special assessment district to benefit those properties having ingress and egress along the designated portions of the private roads including Algonquin Drive, Portage Lake Avenue, High Ridge Avenue and Lakewood Way.

Road improvement shall consist of:

- 1.) Work with the Township Engineer to verify the constructability of the desired road improvements based on the proposal as submitted to the Township by the property owners designated Contractor. The Engineering review services shall include final inspection of the road improvements constructed under this project;
- 2.) Road improvements shall include saw cutting and removal of the existing asphalt up to 4" thick from the designated base bid sections of streets and adjacent driveway approaches for smooth transactions. The Contractor shall also inspect the existing gravel base to confirm stability, then fine grade and recompact gravel in preparation for 4" paving;
- 3.) Contractor shall construct compacted 4" HMA (hot mix asphalt) with a 2" MDOT 13A leveling course layer and a 2" MDOT 36A top level wearing course;
- 4.) Removal and replacement of approximately 500 feet of 6" extruded curb;
- 5.) Improvements shall include the removal and replacement of approximately 1,800 SF of 4" asphalt on Portage Lake Avenue;

- 6.) Installation of six (6) asphalt speed bumps approximately 16' long by 3' wide by 2.5" high;
- 7.) Contractor shall also complete top adjustment for the thirteen (13) sewer manhole casting rims to make them flush with the new asphalt road surface to ensure proper access to maintain the sanitary sewer system.
- 8.) Property owners understand and agree to the conditions contained within the bid provided by their designated Contractor. The Township will not intervene in disputes between the property owners and the Contractor.
- 9.) Property owners further understand that the proposed road rehabilitation project will be designed, scheduled and constructed by their designated Contractor. The Township shall not be liable for nor insure, warrant or guarantee the quality or longevity of the proposed road improvements. Hamburg Township shall act only in the capacity of collecting funds from the property owners within the designated special assessment district (SAD) to pay for the proposed road improvements through the sale of a municipal bond.
- 10.) Property owners request that the road rehabilitation project be established for a ten (10) year period with the initial payment of the special assessment district to be collected on the December 1<sup>st</sup>, 2024 winter tax bill.

Property owners acknowledge that sprinklers located within approximately 10 feet of the existing roadways of Algonquin Drive, Portage Lake Avenue, High Ridge Avenue and Lakewood Way should be moved or shut-off prior to construction. Sprinklers are not to be operated during construction.

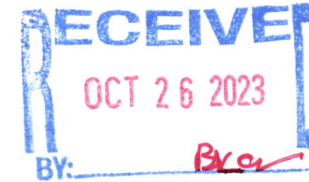
We, the petitioners, further understand that the costs of the Project (including any related engineering and legal costs) may be assessed against all lands in the proposed district. In the event that the Special Assessment District (S.A.D.) is not created, the undersigned agree to reimburse the Township for all such costs that the Township may reasonably assess against our property. Such assessed costs may be divided in equal annual installments payable over a period to be determined by the Township Board in accordance with such Act.



# APPENDIX A

## **PETITION FOR THE PROPOSED FOX POINT BEACH SUBDIVISION - PRIVATE - ROAD IMPROVEMENT SPECIAL ASSESSMENT DISTRICT**

Hamburg Township, Livingston County Michigan



Petition No. 1

**WARNING - A PERSON WHO KNOWINGLY SIGNS THIS PETITION MORE THAN ONCE, SIGNS A NAME OTHER THAN HIS OR HER OWN, OR SETS OPPOSITE HIS OR HER SIGNATURE ON A PETITION, A DATE OTHER THAN THE ACTUAL DATE THE SIGNATURE WAS AFFIXED, SHALL BE IN VIOLATION OF CERTAIN PROVISIONS OF MICHIGAN LAW.**

15-31-301-

	SIGNATURE	PRINTED NAME	STREET ADDRESS OR RURAL ROUTE	POST OFFICE (CITY)	DATE OF SIGNING			
					MONTH	DATE	YEAR	
1.	<i>[Signature]</i>	Robert Humphrey	2051 Lakewood Way	Pinckney	9	28	2023	-054
2.	<i>[Signature]</i>	DAWN YEOMANS	2276 LAKEWOOD WAY	PINCKNEY	10	01	2023	-108
3.	<i>[Signature]</i>	Shawn Murphy	2217 LAKEWOOD WAY	Pinckney	10	01	2023	-125
4.	<i>[Signature]</i>	Jeri Murphy	2217 Lakewood Way	Pinckney, MI	10	01	2023	-020
5.	<i>[Signature]</i>	Jamie Groth	2026 Lakewood Way	Pinckney, MI	10	01	2023	-002
6.	<i>[Signature]</i>	Timothy J. McGuire	2026 Lakewood Way	Pinckney, MI	10	01	2023	-002
7.	<i>[Signature]</i>	Anne L Russell	2187 Lakewood Way	Pinckney	10	7	2023	-072
8.	<i>[Signature]</i>	Ann L Beyer	2242 Lakewood Way	Pinckney	10	7	2023	-110
9.	<i>[Signature]</i>	SUSAN L Byrne Trust	2067 LAKEWOOD Way	Pinckney	10	7	2023	-120
10.	<i>[Signature]</i>	Patrick Wehrman	11671 Algonquin Dr.	Pinckney	10	8	2023	-124
11.	<i>[Signature]</i>	DANIELA WEHRMAN	11679 ALGONQUIN DR	PINCKNEY	10	8	2023	-125
12.	<i>[Signature]</i>	Terly Beck	2208 Lakewood Way	Pinckney M.	10	8	2023	
13.	<i>[Signature]</i>	Susan Beck	2208 Lakewood Way	Pinckney Mich.	10	8	2023	
14.	<i>[Signature]</i>	Jeri Burke	2217 Lakewood Way	Pinckney MI	10	9	2023	
15.								

### **CERTIFICATE OF CIRCULATOR**

The undersigned circulator of the above petition asserts that he or she is qualified to circulate this petition and that each signature on the petition was signed in his or her presence; and that, to his or her best knowledge and belief, each signature is the genuine signature of the person purporting to sign the petition, the person signing the petition was at the time of signing a qualified property owner of the City, Township or Village listed in the heading of the petition, and that the person was qualified to sign the petition.

**WARNING - A CIRCULATOR KNOWINGLY MAKING A FALSE STATEMENT IN THE ABOVE CERTIFICATE, A PERSON NOT A CIRCULATOR WHO SIGNS AS A CIRCULATOR, OR A PERSON WHO SIGNS A NAME OTHER THAN HIS OR HER OWN AS CIRCULATOR IS GUILTY OF A MISDEMEANOR.**

### **CIRCULATOR - DO NOT SIGN OR DATE CERTIFICATE UNTIL AFTER CIRCULATING PETITION**

*[Signature]* 10/26/2023  
(Signature of Circulator) (Date)

Daniel Lynn Diller  
(Printed Name of Circulator)

Hamburg  
(City, Township or Village Where Registered)

11695 Algonquin Dr Pinckney  
(Complete Address (Street and Number or Rural Route) (Post Office))

\* Homeowner signed w/ both maiden and married names on petition.

\*\*\* Rec'd Trust documentation on 11/03/2023 + confirmed signature.

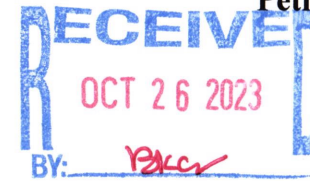
BKO 10/27/23



# APPENDIX A

## PETITION FOR THE PROPOSED FOX POINT BEACH SUBDIVISION - PRIVATE - ROAD IMPROVEMENT SPECIAL ASSESSMENT DISTRICT

Hamburg Township, Livingston County Michigan



Petition No. 2

**WARNING - A PERSON WHO KNOWINGLY SIGNS THIS PETITION MORE THAN ONCE, SIGNS A NAME OTHER THAN HIS OR HER OWN, OR SETS OPPOSITE HIS OR HER SIGNATURE ON A PETITION, A DATE OTHER THAN THE ACTUAL DATE THE SIGNATURE WAS AFFIXED, SHALL BE IN VIOLATION OF CERTAIN PROVISIONS OF MICHIGAN LAW.**

Parcel # 15-31-301-

	SIGNATURE	PRINTED NAME	STREET ADDRESS OR RURAL ROUTE	POST OFFICE (CITY)	DATE OF SIGNING			
					MONTH	DATE	YEAR	
1.	<del>Amy Heath</del>	<del>Amy Heath</del>	<del>15450 Windemere</del>	<del>Southgate</del>	9	24	23	
2.	<del>Debra Horvath</del>	DEBRA HORVATH	11565 Algonquin Dr.	Pinckney	9	24	23	-026
3.	<del>Joshua Pope</del>	Joshua Pope	11630 11627 Algonquin Dr.	Pinckney	9	24	23	-039
4.	<del>Leslie Pope</del>	LESLIE POPE	11630 11627 ALGONQUIN DR.	PINCKNEY	9	24	23	
5.	<del>John White</del>	John White	11574 ALGONQUIN DR	Pinckney	9	25	23	-045
6.	<del>Nancy Staub</del>	Nancy Staub	11574 Algonquin Dr.	Pinckney	9	25	23	
7.	<del>Kelly Verebeck</del>	Kelly Verebeck	11589 Highridge Dr	Pinckney	9	26	23	-101
8.	<del>Randy Verebeck</del>	Randy Verebeck	11589 Highridge	Pinckney	9	26	23	
9.	<del>Carol Escher</del>	Carol Escher	11622 20160 Williamsville Rd	Gregory Pinckney	9	27	23	-040
10.	<del>Jennifer Goulet</del>	Jennifer Goulet	11627 Algonquin Dr	Pinckney	9	27	23	-029
11.	<del>Charles Donahue</del>	Charles Donahue	11627 Algonquin Dr	Pinckney	9	27	23	
12.	<del>Stanley Wojciechowski</del>	Stanley Wojciechowski	11663 Algonquin Dr	Pinckney	9	30	23	-034
13.	<del>Bonnie Wojciechowski</del>	Bonnie Wojciechowski	11663 Algonquin Drive	Pinckney	9	30	23	
14.	<del>David Lee Purchase</del>	DAVID LEE PURCHASE	11604 PORTAGE LAKE AVE	PINCKNEY	9	30	23	-010
15.	<del>Linda Ruth Purchase</del>	Linda Ruth Purchase	11604 Portage Lake Ave	Pinckney	9	30	23	

### CERTIFICATE OF CIRCULATOR

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### CIRCULATOR - DO NOT SIGN OR DATE CERTIFICATE UNTIL AFTER CIRCULATING PETITION

Joshua Pope 10/1/23  
(Signature of Circulator) (Date)

Joshua Pope  
(Printed Name of Circulator)

Pinckney - Hamburg Township  
(City, Township or Village Where Registered)

11630 Algonquin Dr. Pinckney  
(Complete Address (Street and Number or Rural Route)) (Post Office)

\* Actual physical address is 11630 Algonquin Drive  
- mailing address is 11627 Algonquin. BKC

\* Physical address of property - 11622 Algonquin Dr.

✓ BKC  
10/27/2023

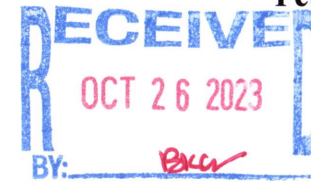


Petition No. 3

**APPENDIX A**

**PETITION FOR THE PROPOSED FOX POINT BEACH SUBDIVISION - PRIVATE  
- ROAD IMPROVEMENT SPECIAL ASSESSMENT DISTRICT**

Hamburg Township, Livingston County Michigan



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*Parcel # 15-31-301 -*

	SIGNATURE	PRINTED NAME	STREET ADDRESS OR RURAL ROUTE	POST OFFICE (CITY)	DATE OF SIGNING			
					MONTH	DATE	YEAR	
1.		Lawrence E. Roebush	11572 Fort Lake Ave.	Pinckney	09	30	23	-012
2.		Howard Calder	<del>1159 Little Bird Ct</del> <i>11486 Algonquin</i>	<del>Henderson</del>	09	30	23	-131
3.		ROBERT APRILL	<del>3590 FAIRHILL DR</del>	<del>OKemos</del>	09	30	23	-133
4.		<del>Christopher Lemmink</del>	<i>11518 Algonquin Dr.</i>	Pinckney				
5.		Christopher Lemmink	11537 Algonquin Dr.	Pinckney	09	30	23	-023
6.		Tiffany Lemmink	11537 Algonquin Dr.	Pinckney	09	30	23	
7.		Kenneth Harthun III	11524 Highridge Dr	Pinckney	09	30	23	-130
8.		Lisa Harthun	11524 Highridge Dr	Pinckney	09	30	23	
9.		Karen Patterson	11611 Algonquin Dr.	Pinckney	09	30	23	-028
10.		Morgan Patterson	11611 Algonquin Dr.	Pinckney	09	30	23	
11.		Deborah Patterson	11611 Algonquin Dr.	Pinckney	09	30	23	-038
12.		STEVEN WENDLAND	<del>11865 Prairie Wood Dr</del> <i>11638</i>	<del>Plymouth</del> <i>Pinckney</i>	09	30	23	
13.		Diane Wendland	<del>11865 Prairie Wood Dr</del> <i>Algonquin</i>	<del>Plymouth</del>	09	30	23	-027
14.		Edward W. Ross	11642 High Ridge Rd.	Pinckney	10	01	23	-001
15.		Daniel L. Diller	11675 Algonquin Dr	Pinckney	10	01	23	

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**CIRCULATOR - DO NOT SIGN OR DATE  
CERTIFICATE UNTIL AFTER CIRCULATING PETITION**

(Signature of Circulator) 10 / 26 / 23  
(Date)

Joshua M. Pope  
(Printed Name of Circulator)

Hamburg Township  
(City, Township or Village Where Registered)

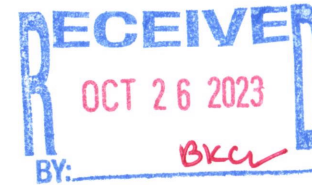
11630 Algonquin Dr.  
(Complete Address (Street and Number or Rural Route)) Pinckney  
(Post Office)

✓ BKC 10/27/2023



Petition No. 4APPENDIX A**PETITION FOR THE PROPOSED FOX POINT BEACH SUBDIVISION - PRIVATE  
- ROAD IMPROVEMENT SPECIAL ASSESSMENT DISTRICT**

Hamburg Township, Livingston County Michigan



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Parcel # 15-31-301 -

	SIGNATURE	PRINTED NAME	STREET ADDRESS OR RURAL ROUTE	POST OFFICE (CITY)	DATE OF SIGNING			
					MONTH	DATE	YEAR	
1.	<i>E. E. Laho</i>	Eric E Laho	11673 Highridge Rd	Pineckney	10	1	23	-104
2.	<i>Jason Deon</i>	JASON Deon	11684 Highridge Rd	Pineckney	10	1	23	-132
3.	<i>Nancy A Laho</i>	Nancy A Laho	11673 Highridge Rd.	Pineckney	10	1	23	-104
4.	<i>Ryan Schuett</i>	Ryan Schuett	11604 Highridge Rd	Pineckney	10	2	23	-123
5.	<i>Christina Davis</i>	Christina Davis	11660 Portage Lake Ave	Pineckney	10	2	23	-115
6.	<i>Shane P Davis</i>	Shane P Davis	11660 Portage Lake Ave	Pineckney	10	2	23	
7.	<i>Jeremiah Brabbs</i>	Jeremiah Brabbs	11572 Highridge Dr	Pineckney	10	4	23	-119
8.	<i>Thomas W. Wakefield</i>	Thomas W. Wakefield	11525 Algonquin	Pineckney	10	4	23	-022
9.	<i>Mary M. Wakefield</i>	MARY M WAKEFIELD	11525 Algonquin	Pineckney	10	4	23	
10.	<i>Jacqueline Selig</i>	Jacqueline Selig	2164 Lakewood Way	Pineckney	10	9	23	-107
11.	<i>Thomas Sherman</i>	Thomas Sherman	2164 Lakewood Way	Pineckney	10	9	23	-105
12.	<i>Eric Howe</i>	ERIC HOWE	11655 HIGHRIDGE DR	PINECKNEY	10	9	23	-013
13.	<i>Brian W Parr</i>	Brian W Parr	11564 Portage Lake Ave	Pineckney	10	10	23	-119
14.	<i>Lauren Brabbs</i>	Lauren Brabbs	11572 Highridge Dr.	Pineckney	10	10	23	-047
15.	<i>Nicholas Murata</i>	Nicholas Murata	11556 Algonquin Dr.	Pineckney	10	11	23	

**CERTIFICATE OF CIRCULATOR**

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**CIRCULATOR - DO NOT SIGN OR DATE  
CERTIFICATE UNTIL AFTER CIRCULATING PETITION**

*Joshua M. Pope*  
(Signature of Circulator)

10 / 26 / 23  
(Date)

Joshua M. Pope  
(Printed Name of Circulator)

HAMBURG TOWNSHIP  
(City, Township or Village Where Registered)

11630 Algonquin Dr.  
(Complete Address (Street and Number or Rural Route))

Pineckney  
(Post Office)

\*Spouse's Signature on Petition #5, line 1.

✓ BCCV  
10/27/2023

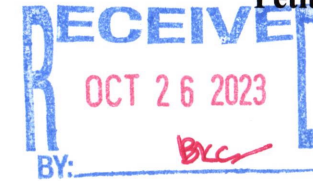


# APPENDIX A

## **PETITION FOR THE PROPOSED FOX POINT BEACH SUBDIVISION - PRIVATE - ROAD IMPROVEMENT SPECIAL ASSESSMENT DISTRICT**

Hamburg Township, Livingston County Michigan

Petition No. 5



**WARNING - A PERSON WHO KNOWINGLY SIGNS THIS PETITION MORE THAN ONCE, SIGNS A NAME OTHER THAN HIS OR HER OWN, OR SETS OPPOSITE HIS OR HER SIGNATURE ON A PETITION, A DATE OTHER THAN THE ACTUAL DATE THE SIGNATURE WAS AFFIXED, SHALL BE IN VIOLATION OF CERTAIN PROVISIONS OF MICHIGAN LAW.**

*Parcel # 15 - 31 - 301 -*

	SIGNATURE	PRINTED NAME	STREET ADDRESS OR RURAL ROUTE	POST OFFICE (CITY)	DATE OF SIGNING			
					MONTH	DATE	YEAR	
* 1.	<i>Cliff As</i>	Nicole Moraga	11556 Algonquin Dr	Pinckney	10	11	2023	-047
2.	<i>Michael Auletto</i>	Michael Auletto JR.	11685 Highridge Dr.	Pinckney	10	16	2023	-128
3.	<i>Seth Krug</i>	Seth Krug	11644 Portage Lake Ave	Pinckney	10	13	2023	-006
4.	<i>Mark Johnson</i>	MARK JOHNSON	11517 Algonquin Rd	Pinckney	10	13	2023	-021
5.	<i>Dorina Auletto</i>	Dorina Auletto	11685 Highridge Dr.	Pinckney	10	17	2023	-128
6.	<i>Eric Meier</i>	ERIC MEIER	11677 Highridge Dr	Pinckney	10	17	23	-128
7.	<i>Martha Wehrman</i>	MARTHA WEHRMAN	11716 HIGHRIDGE	PINCKNEY	10	17	23	302-043
8.	<i>Michelle For</i>	MICHELLE ANN FORBES	11542 HIGHRIDGE DR	PINCKNEY	10	18	23	-083
9.								
10.								
11.								
12.								
13.								
14.								
15.								

### **CERTIFICATE OF CIRCULATOR**

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### **CIRCULATOR - DO NOT SIGN OR DATE CERTIFICATE UNTIL AFTER CIRCULATING PETITION**

*Joshua M Pope*  
(Signature of Circulator) 10 / 26 / 23  
(Date)

*Joshua M. Pope*  
(Printed Name of Circulator)

*Hamburg Township*  
(City, Township or Village Where Registered)

*11630 Algonquin Dr.*  
(Complete Address (Street and Number or Rural Route)) *Pinckney*  
(Post Office)

*\* Spouse's signature on Petition # 4, line 15.*

*BKL*

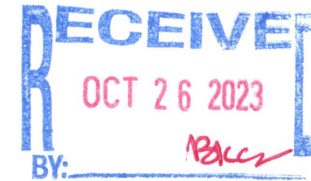
*✓ BKC*  
*10/27/2023*

Petition No. 6

**APPENDIX A**

**PETITION FOR THE PROPOSED FOX POINT BEACH SUBDIVISION - PRIVATE  
- ROAD IMPROVEMENT SPECIAL ASSESSMENT DISTRICT**

Hamburg Township, Livingston County Michigan



**WARNING – A PERSON WHO KNOWINGLY SIGNS THIS PETITION MORE THAN ONCE, SIGNS A NAME OTHER THAN HIS OR HER OWN, OR SETS OPPOSITE HIS OR HER SIGNATURE ON A PETITION, A DATE OTHER THAN THE ACTUAL DATE THE SIGNATURE WAS AFFIXED, SHALL BE IN VIOLATION OF CERTAIN PROVISIONS OF MICHIGAN LAW.**

Parcel # 15-31-301 -

	SIGNATURE	PRINTED NAME	STREET ADDRESS OR RURAL ROUTE	POST OFFICE (CITY)	DATE OF SIGNING		
					MONTH	DATE	YEAR
1.	<i>Andrea Batzow</i>	Andrea Batzow	2034 Lakewood Way	Pineckney	10	21	23
2.	<i>Matt Ratzow</i>	MATT RATZOW	2034 Lakewood Way	Pineckney	10	21	23
3.							
4.							
5.							
6.							
7.							
8.							
9.							
10.							
11.							
12.							
13.							
14.							
15.							

**CERTIFICATE OF CIRCULATOR**

The undersigned circulator of the above petition asserts that he or she is qualified to circulate this petition and that each signature on the petition was signed in his or her presence; and that, to his or her best knowledge and belief, each signature is the genuine signature of the person purporting to sign the petition, the person signing the petition was at the time of signing a qualified property owner of the City, Township or Village listed in the heading of the petition, and that the person was qualified to sign the petition.

**WARNING – A CIRCULATOR KNOWINGLY MAKING A FALSE STATEMENT IN THE ABOVE CERTIFICATE, A PERSON NOT A CIRCULATOR WHO SIGNS AS A CIRCULATOR, OR A PERSON WHO SIGNS A NAME OTHER THAN HIS OR HER OWN AS CIRCULATOR IS GUILTY OF A MISDEMEANOR.**

**CIRCULATOR – DO NOT SIGN OR DATE**

**CERTIFICATE UNTIL AFTER CIRCULATING PETITION**

*Daniel D. Diller* 10/26/2023  
 (Signature of Circulator) (Date)  
*Daniel Lynn Diller*  
 (Printed Name of Circulator)  
*Hamburg*  
 (City, Township or Village Where Registered)  
*11695 Algonquin Dr* *Pineckney*  
 (Complete Address (Street and Number or Rural Route)) (Post Office)

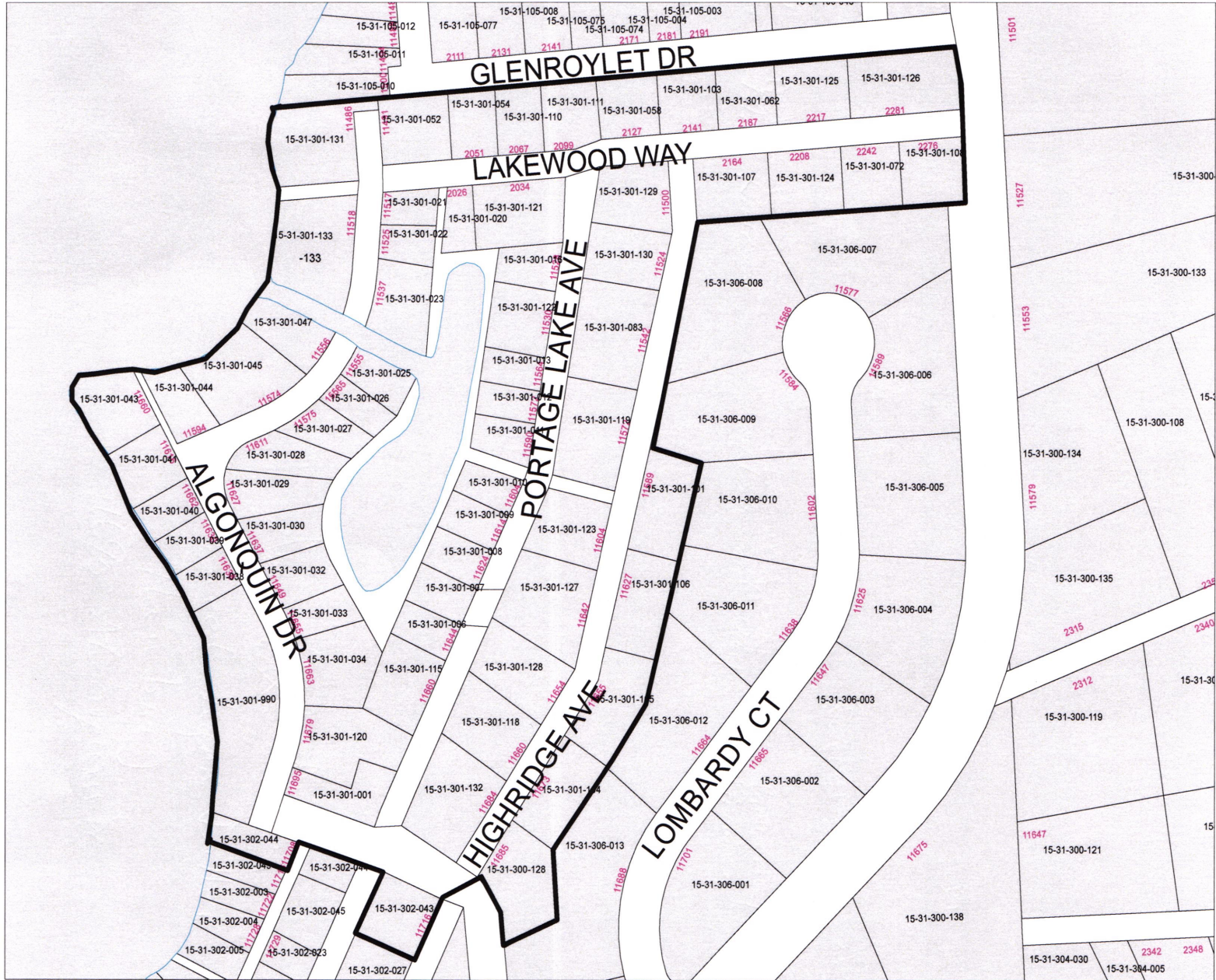


## APPENDIX B

### **PETITION FOR THE PROPOSED FOX POINT BEACH SUBDIVISION - PRIVATE – ROAD IMPROVEMENT SPECIAL ASSESSMENT DISTRICT**

Hamburg Township, Livingston County, Michigan

The general service area in which a proposed special assessment district is to be designated. The Hamburg Township Board of Trustees may adjust the district boundaries based upon property owner response in support of creating a road improvement special assessment district.



General service area establishing the Fox Point Beach Subdivision – Road Improvement Special Assessment District. **Proposed special assessment district boundary shown within thick black-lined area.**



TO: THE TOWNSHIP BOARD OF THE TOWNSHIP OF HAMBURG  
LIVINGSTON COUNTY, STATE OF MICHIGAN

**PETITION FOR ROAD IMPROVEMENT UNDER ACT NO. 188, P.A. 1954, AS AMENDED**  
**FOX POINT BEACH SUBDIVISION - PRIVATE**  
Hamburg Township, Livingston County, Michigan

We the undersigned, as the record owners of land constituting more than 50% of the total linear road frontage in a proposed special assessment district described in the attached *Appendix B*, hereby respectively **PETITION THE HAMBURG TOWNSHIP BOARD** for road improvements as described below (the "Project") under authority of the Township Public Improvements Act (Act No. 188, Public Acts of Michigan, 1954, as amended), for certain portions of **Algonquin Drive, Portage Lake Avenue, High Ridge Avenue** and the entire length of **Lakewood Way**, all being **private** roads located in Hamburg Township. The property owners request that method of assessment assigned for the costs associated with the proposed improvement project be assessed on a per parcel basis.

**Project Description:** The project consists of establishing a road improvement special assessment district to benefit those properties having ingress and egress along the designated portions of the private roads including Algonquin Drive, Portage Lake Avenue, High Ridge Avenue and Lakewood Way.

Road improvement shall consist of:

- 1.) Work with the Township Engineer to verify the constructability of the desired road improvements based on the proposal as submitted to the Township by the property owners designated Contractor. The Engineering review services shall include final inspection of the road improvements constructed under this project;
- 2.) Road improvements shall include saw cutting and removal of the existing asphalt up to 4" thick from the designated base bid sections of streets and adjacent driveway approaches for smooth transactions. The Contractor shall also inspect the existing gravel base to confirm stability, then fine grade and recompact gravel in preparation for 4" paving;
- 3.) Contractor shall construct compacted 4" HMA (hot mix asphalt) with a 2" MDOT 13A leveling course layer and a 2" MDOT 36A top level wearing course;
- 4.) Removal and replacement of approximately 500 feet of 6" extruded curb;
- 5.) Improvements shall include the removal and replacement of approximately 1,800 SF of 4" asphalt on Portage Lake Avenue;
- 6.) Installation of six (6) asphalt speed bumps approximately 16' long by 3' wide by 2.5" high;
- 7.) Contractor shall also complete top adjustment for the thirteen (13) sewer manhole casting rims to make them flush with the new asphalt road surface to ensure proper access to maintain the sanitary sewer system.

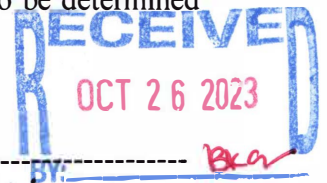


- 8.) Property owners understand and agree to the conditions contained within the bid provided by their designated Contractor. The Township will not intervene in disputes between the property owners and the Contractor.
- 9.) Property owners further understand that the proposed road rehabilitation project will be designed, scheduled and constructed by their designated Contractor. The Township shall not be liable for nor insure, warrant or guarantee the quality or longevity of the proposed road improvements. Hamburg Township shall act only in the capacity of collecting funds from the property owners within the designated special assessment district (SAD) to pay for the proposed road improvements through the sale of a municipal bond.
- 10.) Property owners request that the road rehabilitation project be established for a ten (10) year period with the initial payment of the special assessment district to be collected on the December 1<sup>st</sup>, 2024 winter tax bill.

Property owners acknowledge that sprinklers located within approximately 10 feet of the existing roadways of Algonquin Drive, Portage Lake Avenue, High Ridge Avenue and Lakewood Way should be moved or shut-off prior to construction. Sprinklers are not to be operated during construction.

We, the petitioners, further understand that the costs of the Project (including any related engineering and legal costs) may be assessed against all lands in the proposed district. In the event that the Special Assessment District (S.A.D.) is not created, the undersigned agree to reimburse the Township for all such costs that the Township may reasonably assess against our property. Such assessed costs may be divided in equal annual installments payable over a period to be determined by the Township Board in accordance with such Act.

**Signature Section: Please do not detach from page.**



TAX CODE NUMBER: 4715-31-301-044

Name(s) of Property Owners(s): Sandy Shores 2834 LLC

Property Address: 11594 Algonquin Drive, Pinckney, MI 48169

MAILING ADDRESS –  
of property owner if different  
than property address: 2974 Indian Trail, Pinckney, MI 48169

**ALL RECORD PROEPRTY OWNERS MUST SIGN**

X Joseph A. Powell Date: 10-12-23

X \_\_\_\_\_ Date: \_\_\_\_\_

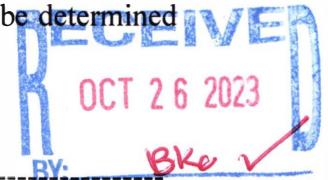
X \_\_\_\_\_ Date: \_\_\_\_\_

- 8.) Property owners understand and agree to the conditions contained within the bid provided by their designated Contractor. The Township will not intervene in disputes between the property owners and the Contractor.
- 9.) Property owners further understand that the proposed road rehabilitation project will be designed, scheduled and constructed by their designated Contractor. The Township shall not be liable for nor insure, warrant or guarantee the quality or longevity of the proposed road improvements. Hamburg Township shall act only in the capacity of collecting funds from the property owners within the designated special assessment district (SAD) to pay for the proposed road improvements through the sale of a municipal bond.
- 10.) Property owners request that the road rehabilitation project be established for a ten (10) year period with the initial payment of the special assessment district to be collected on the December 1<sup>st</sup>, 2024 winter tax bill.

Property owners acknowledge that sprinklers located within approximately 10 feet of the existing roadways of Algonquin Drive, Portage Lake Avenue, High Ridge Avenue and Lakewood Way should be moved or shut-off prior to construction. Sprinklers are not to be operated during construction.

We, the petitioners, further understand that the costs of the Project (including any related engineering and legal costs) may be assessed against all lands in the proposed district. In the event that the Special Assessment District (S.A.D.) is not created, the undersigned agree to reimburse the Township for all such costs that the Township may reasonably assess against our property. Such assessed costs may be divided in equal annual installments payable over a period to be determined by the Township Board in accordance with such Act.

**Signature Section: Please do not detach from page.**



TAX CODE NUMBER:

15-31-301-058

Name(s) of Property Owners(s):

Andrew King Diane Boulston

Property Address:

2127 Lakewood Way  
Pinebury MI 48169

MAILING ADDRESS –  
of property owner if different  
than property address:

2120 Needham Road  
Ann Arbor MI 48104

**ALL RECORD PROPERTY OWNERS MUST SIGN**

X

Andrew King

Date:

10/02/2023

X

Diane Boulston

Date:

10/2/2023

X

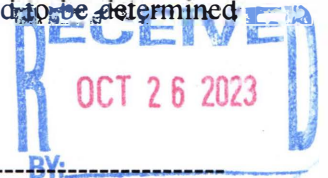
Date:

- 8.) Property owners understand and agree to the conditions contained within the bid provided by their designated Contractor. The Township will not intervene in disputes between the property owners and the Contractor.
- 9.) Property owners further understand that the proposed road rehabilitation project will be designed, scheduled and constructed by their designated Contractor. The Township shall not be liable for nor insure, warrant or guarantee the quality or longevity of the proposed road improvements. Hamburg Township shall act only in the capacity of collecting funds from the property owners within the designated special assessment district (SAD) to pay for the proposed road improvements through the sale of a municipal bond.
- 10.) Property owners request that the road rehabilitation project be established for a ten (10) year period with the initial payment of the special assessment district to be collected on the December 1<sup>st</sup>, 2024 winter tax bill.

Property owners acknowledge that sprinklers located within approximately 10 feet of the existing roadways of Algonquin Drive, Portage Lake Avenue, High Ridge Avenue and Lakewood Way should be moved or shut-off prior to construction. Sprinklers are not to be operated during construction.

We, the petitioners, further understand that the costs of the Project (including any related engineering and legal costs) may be assessed against all lands in the proposed district. In the event that the Special Assessment District (S.A.D.) is not created, the undersigned agree to reimburse the Township for all such costs that the Township may reasonably assess against our property. Such assessed costs may be divided in equal annual installments payable over a period to be determined by the Township Board in accordance with such Act.

**Signature Section: Please do not detach from page.**



TAX CODE NUMBER:

15-31-302-044

Name(s) of Property Owners(s):

MARGARET L. LAIRD REVOCABLE TRUST

Property Address:

11708 ALGONQUIN DR. PINCKNEY, MI 48169

MAILING ADDRESS –  
of property owner if different  
than property address:

3150 HUNTING VALLEY, ANN ARBOR, MI 48105

**ALL RECORD PROEPRTY OWNERS MUST SIGN**

X Margaret Laird

Date: Oct 15, 2023

X May Jane Duchi, Trustee, Margaret L. Laird Trust

Date: 10/17/2023

X \_\_\_\_\_

Date: \_\_\_\_\_

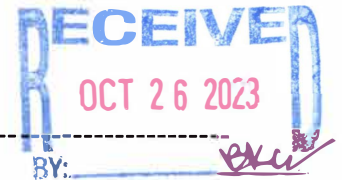


- 8.) Property owners understand and agree to the conditions contained within the bid provided by their designated Contractor. The Township will not intervene in disputes between the property owners and the Contractor.
- 9.) Property owners further understand that the proposed road rehabilitation project will be designed, scheduled and constructed by their designated Contractor. The Township shall not be liable for nor insure, warrant or guarantee the quality or longevity of the proposed road improvements. Hamburg Township shall act only in the capacity of collecting funds from the property owners within the designated special assessment district (SAD) to pay for the proposed road improvements through the sale of a municipal bond.
- 10.) Property owners request that the road rehabilitation project be established for a ten (10) year period with the initial payment of the special assessment district to be collected on the December 1<sup>st</sup>, 2024 winter tax bill.

Property owners acknowledge that sprinklers located within approximately 10 feet of the existing roadways of Algonquin Drive, Portage Lake Avenue, High Ridge Avenue and Lakewood Way should be moved or shut-off prior to construction. Sprinklers are not to be operated during construction.

We, the petitioners, further understand that the costs of the Project (including any related engineering and legal costs) may be assessed against all lands in the proposed district. In the event that the Special Assessment District (S.A.D.) is not created, the undersigned agree to reimburse the Township for all such costs that the Township may reasonably assess against our property. Such assessed costs may be divided in equal annual installments payable over a period to be determined by the Township Board in accordance with such Act.

**Signature Section: Please do not detach from page.**



TAX CODE NUMBER: 15-31-301-041

Name(s) of Property Owners(s): IVEJ - HAMBURG LLC

Property Address: 11616 ALGONQUIN DR

MAILING ADDRESS –  
of property owner if different  
than property address: 552 GOLF VIEW BLVD.  
BIRMINGHAM, MI 48009

**ALL RECORD PROEPRTY OWNERS MUST SIGN**

X [Signature], MANAGER Date: 9/30/23

X [Signature] Date: 9/30/2023

X \_\_\_\_\_ Date: \_\_\_\_\_

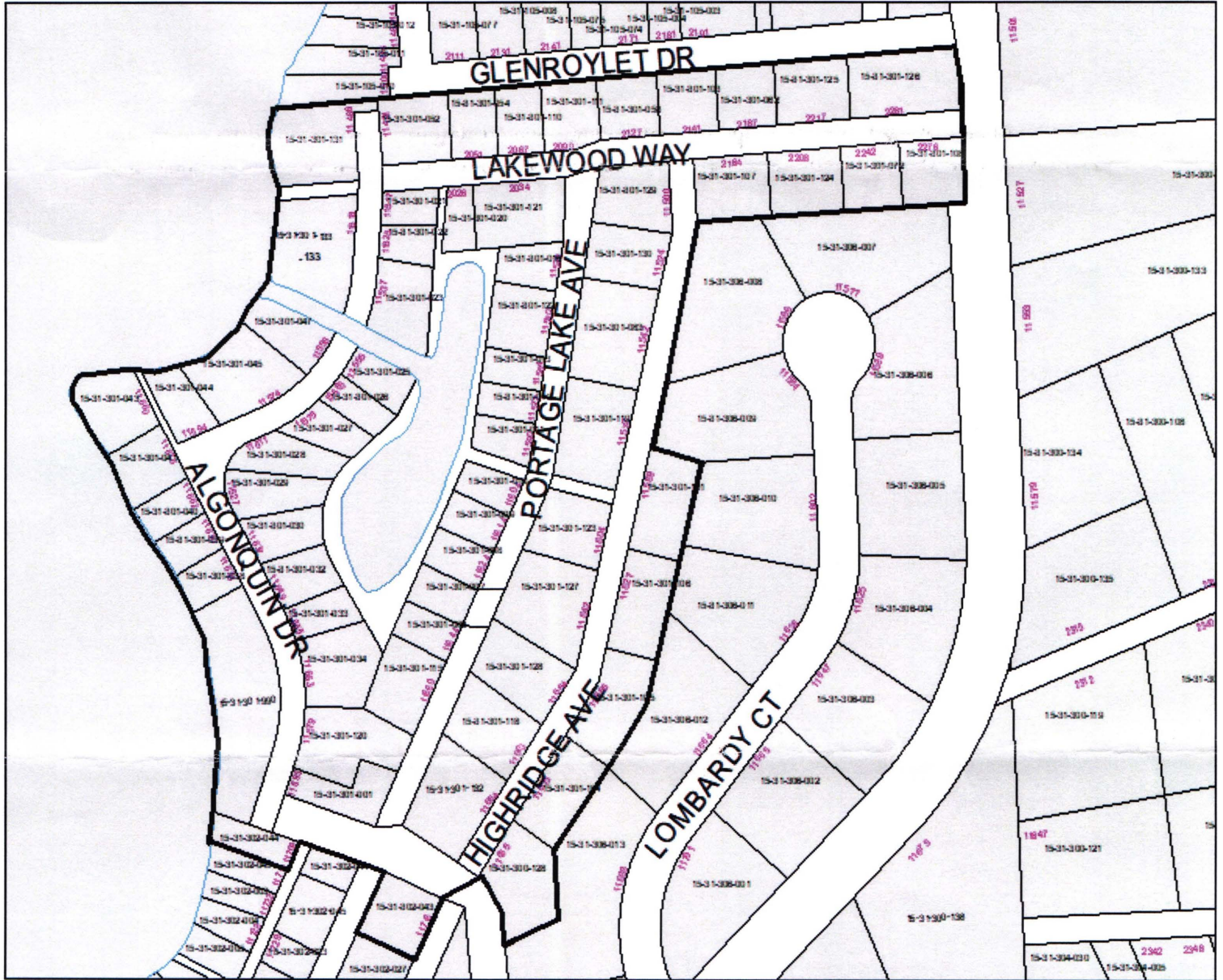


**APPENDIX B**

**PETITION FOR THE PROPOSED FOX POINT BEACH SUBDIVISION - PRIVATE  
– ROAD IMPROVEMENT SPECIAL ASSESSMENT DISTRICT**

Hamburg Township, Livingston County, Michigan

The general service area in which a proposed special assessment district is to be designated. The Hamburg Township Board of Trustees may adjust the district boundaries based upon property owner response in support of creating a road improvement special assessment district.



General service area establishing the Fox Point Beach Subdivision – Road Improvement Special Assessment District. Proposed special assessment district boundary shown within thick black-lined area.



10405 Merrill Road ♦ P.O. Box 157  
Hamburg, MI 48139  
Phone: 810.231.1000 ♦ Fax: 810.231.4295  
[www.hamburg.mi.us](http://www.hamburg.mi.us)

**SUPERVISOR'S CERTIFICATE**  
**FOX POINT BEACH SUBDIVISION**

To the Clerk and Township Board  
Hamburg Township  
Livingston County, Michigan

Dear Board of Trustees,

This is to certify that I, Patrick J. Hohl, the Supervisor and acting assessing officer of Hamburg Township, Livingston County, Michigan, being the person having charge of the assessment roll of said Township have checked the attached petitions requesting financing through a bond sale for the proposed road improvements along Algonquin Drive, Portage Lake Avenue, High Ridge Avenue and Lakewood Way, all being private roads, located within the Township. I do hereby certify that said petitions have been signed by the record owners of 74.22 percent of the total frontage of the road within the boundaries as described upon the Petition.

I further certify that the total frontage of the private road within the proposed special assessment district equals 6,122.36 linear feet. The total footage signed for by records owners within the proposed district boundary equals 4,543.74 linear feet based on a total lot frontage of 6,122.36 linear feet.

I do hereby certify that the assessment roll and all assessment records have been verified within the records of the Register of Deeds for Livingston County, as to the record owners of all property within the Township of Hamburg and within the area set forth in said Petition on the day of filing the petition(s).

Respectfully submitted,

Patrick J. Hohl, Supervisor  
Township of Hamburg

Dated: 11-13-2023



***Fox Point Beach Subdivision - Road Improvement S.A.D.***

<b>FOX POINT BEACH SUB. - PROPOSED ROAD IMPROVEMENT S.A.D.</b>				
<b>Parcel #</b>	<b>Property Address</b>	<b>Road Frontage ( Ft.)</b>	<b>Frontage in Support</b>	<b>Frontage Opposed</b>
15-31-300-128	11685 High Ridge Rd.	101.71	101.71	
15-31-301-001	11695 Algonquin Dr.	43.00	43.00	
15-31-301-006	11644 Portage Lake Ave.	55.00	55.00	
15-31-301-007	Vacant - Portage Lake Ave.	60.00		
15-31-301-008	11624 Portage Lake Ave.	60.00		
15-31-301-009	11614 Portage Lake Ave.	60.00		
15-31-301-010	11604 Portage Lake Ave.	62.22	62.22	
15-31-301-011	11590 Portage Lake Ave.	63.60		
15-31-301-012	11572 Portage Lake Ave.	50.00	50.00	
15-31-301-013	11564 Portage Lake Ave.	50.00	50.00	
15-13-301-016	11528 Portage Lake Ave.	73.52		
15-31-301-020	2026 Lakewood Way	40.00	40.00	
15-31-301-021	11517 Algonquin Dr.	50.00	50.00	
15-31-301-022	11525 Algonquin Dr.	50.00	50.00	
15-31-301-023	11537 Algonquin Dr.	100.85	100.85	
15-31-301-025	11555 Algonquin Dr.	38.21		
15-31-301-026	11565 Algonquin Dr.	50.00	50.00	
15-31-301-027	11575 Algonquin Dr.	82.44		
15-31-301-028	11611 Algonquin Dr.	98.56	98.56	
15-31-301-029	11627 Algonquin Dr.	72.08	72.08	
15-31-301-030	11637 Algonquin Dr.	75.00		
15-31-301-032	11649 Algonquin Dr.	75.00		
15-31-301-033	11655 Algonquin Dr.	50.00		
15-31-301-034	11663 Algonquin Dr.	100.00	100.00	
15-31-301-038	11638 Algonquin Dr.	60.00	60.00	
15-31-301-039	11630 Algonquin Dr.	60.00	60.00	
15-31-301-040	11622 Algonquin Dr.	60.00	60.00	
15-31-301-041	11616 Algonquin Dr.	90.00	90.00	
15-31-301-043	11600 Algonquin Dr.	10.00		
15-31-301-044	11594 Algonquin Dr.	75.00	75.00	
15-31-301-045	11574 Algonquin Dr.	152.47	152.47	
15-31-301-047	11556 Algonquin Dr.	77.19	77.19	
15-31-301-052	11491 Algonquin Dr.	110.00		

***Fox Point Beach Subdivision - Road Improvement S.A.D.***

15-31-301-054	2051 Lakewood Way	75.00	75.00	
15-31-301-058	2127 Lakewood Way	97.50	97.50	
15-31-301-062	2187 Lakewood Way	95.00	95.00	
15-31-301-072	2242 Lakewood Way	94.00	94.00	
15-31-301-083	11542 High Ridge Rd.	150.48	150.48	
15-31-301-101	11589 High Ridge Rd.	150.00	150.00	
15-31-301-103	2141 Lakewood Way	95.00		
15-31-301-104	11673 High Ridge Rd.	150.00	150.00	
15-31-301-105	11655 High Ridge Rd.	150.00	150.00	
15-31-301-106	11627 High Ridge Rd.	150.00		
15-31-301-107	2164 Lakewood Way	120.50	120.50	
15-31-301-108	2276 Lakewood Way	97.18	97.18	
15-31-301-110	2067 Lakewood Way	75.00	75.00	
15-31-301-111	2099 Lakewood Way	91.23		
15-31-301-115	11660 Portage Lake Ave.	120.00	120.00	
15-31-301-118	11660 High Ridge Rd.	100.00		
15-31-301-119	11572 High Ridge Rd.	153.22	153.22	
15-31-301-120	11679 Algonquin Dr.	93.07	93.07	
15-31-301-121	2034 Lakewood Way	150.00	150.00	
15-31-301-122	11530 Portage Lake Ave.	100.00		
15-31-301-123	11604 High Ridge Rd.	100.00	100.00	
15-31-301-124	2208 Lakewood Way	117.50	117.50	
15-31-301-125	2217 Lakewood Way	118.75	118.75	
15-31-301-126	2281 Lakewood Way	171.55		
15-31-301-127	11642 High Ridge Rd.	150.00	150.00	
15-31-301-128	11654 High Ridge Rd.	100.00	100.00	
15-31-301-129	11500 High Ridge Rd.	113.07		
15-31-301-130	11524 High Ridge Rd.	83.96	83.96	
15-31-301-131	11486 Algonquin Dr.	130.00	130.00	
15-31-301-132	11684 High Ridge Rd.	150.00	150.00	
15-31-301-133	11518 Algonquin Dr.	180.50	180.50	
15-31-301-990	Community Park - Algonquin Dr.	0.00		
15-31-302-043	11716 High Ridge Rd.	100.00	100.00	
15-31-302-044	11708 Algonquin Dr.	44.00	44.00	
	<b>TOTAL LINEAR ROAD FRONTAGE:</b>	<b>6122.36</b>	<b>4543.74</b>	<b>0.00</b>



*Fox Point Beach Subdivision - Road Improvement S.A.D.*

<b>% in Favor of S.A.D.:</b>	<b>74.22</b>			
<b>% Opposed to S.A.D.:</b>	<b>0.00</b>			

## **Resolution #1 – Fox Point Beach Subdivision Road Improvement Project**

### **TOWNSHIP OF HAMBURG**

At a regular meeting of the Township Board of the Township of Hamburg (the “Township”), Livingston County, State of Michigan, held at the Hamburg Township Hall Meeting Room on Tuesday, November 21<sup>st</sup>, 2023, beginning at 7:00 p.m. Eastern Time, there were:

PRESENT: \_\_\_\_\_

ABSENT: \_\_\_\_\_

The following preamble and resolution were offered by \_\_\_\_\_ and seconded by \_\_\_\_\_.

#### **RESOLUTION TO PROCEED WITH THE PROJECT AND DIRECTING PREPARATION OF THE PLANS AND COST ESTIMATES**

WHEREAS, the Board of Trustees of the Township has received petitions signed by property owners in a proposed special assessment district requesting that certain road improvements be made as described in Exhibit A (the “Project”);

WHEREAS, in response to such petitions, the Board of Trustees of the Township desires to act favorably upon the request of the property owners to finance the construction of certain road improvements for their private roads, to be completed by a Contractor hired by the property owners, within the Township as described in Exhibit A;

WHEREAS, the Board of Trustees of the Township has tentatively determined to proceed with the Project and to finance the Project by issuing bonds (the “Bonds”) in accordance with Act No. 188, Michigan Public Acts of 1954, as amended;

WHEREAS, the Board of Trustees of the Township has tentatively determined to use Special Assessments levied under Act 188 to raise the funds to pay the Township’s obligations on the Bonds;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. In accordance with Act No. 188, Michigan Public Acts of 1954, as amended, and the laws of the State of Michigan, the Township Supervisor shall direct the property owners to coordinate with their approved Contractor to have plans prepared illustrating the Project, the location of the Project, and an estimate of the cost of the Project.

2. The plans and estimates identified in paragraph 1, when prepared, shall be filed with the Township Clerk.

A vote on the foregoing resolution was taken and was as follows:

YES: \_\_\_\_\_

NO: \_\_\_\_\_

ABSENT: \_\_\_\_\_

Resolution \_\_\_\_\_.

CLERK'S CERTIFICATE

The undersigned, being the Clerk of the Township, hereby certifies that (1) the foregoing is a true and complete copy of a resolution duly adopted by the Township Board at a meeting of the Township Board on November 21, 2023, at which meeting a quorum was present and remained throughout, (2) the original thereof is on file in the records in my office; (3) the meeting was conducted, and public notice thereof was given, pursuant to and in full compliance with the Open Meetings Act (Act No. 267, Public Acts of Michigan, 1967, as amended) and (4) minutes of such meeting were kept and will be or have been made available as required thereby.

\_\_\_\_\_  
Michael Dolan  
Hamburg Township Clerk

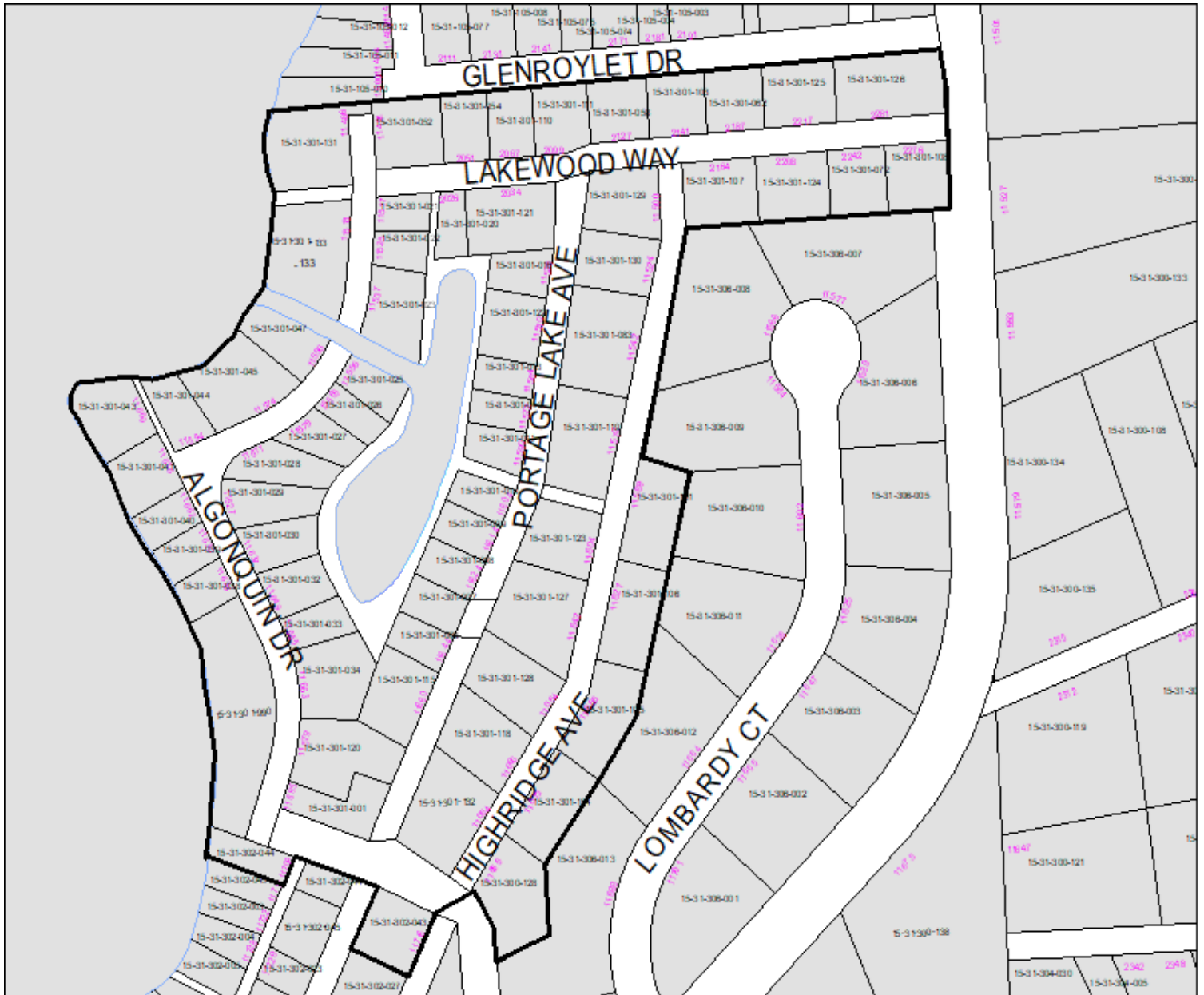
## **EXHIBIT A**

### **DESCRIPTION OF PROJECT**

Road improvements shall include saw cutting and removal of the existing asphalt up to 4" thick from the designated base bid sections of streets and adjacent driveway approaches for smooth transactions. The Contractor shall also inspect the existing gravel base to confirm stability, then fine grade and recompact gravel in preparation for 4" paving. Contractor shall construct compacted 4" HMA (hot mix asphalt) with a 2" MDOT 13A leveling course layer and a 2" MDOT 36A top level wearing course including removal and replacement of approximately 500 feet of 6" extruded curb. Improvements shall include the removal and replacement of approximately 1,800 SF of 4" asphalt on Portage Lake Avenue. Installation of six (6) asphalt speed bumps approximately 16' long by 3' wide by 2.5" high. Contractor shall also complete top adjustment for the thirteen (13) sewer manhole casting rims to make them flush with the new asphalt road surface to ensure proper access to maintain the sanitary sewer system. The street rehabilitation shall serve the properties within the Township located within the Fox Point Beach Subdivision that are within the boundaries indicated on the attached map.



## EXHIBIT A



**Proposed special assessment district boundary shown within thick black-lined area.**

## **Resolution #2 – Fox Point Beach Subdivision Road Improvement Project**

### **TOWNSHIP OF HAMBURG**

At a regular meeting of the Township Board of the Township of Hamburg (the “Township”), Livingston County, State of Michigan, held at the Hamburg Township Hall Meeting Room on Tuesday, November 21<sup>st</sup>, 2023, beginning at 7:00 p.m. Eastern Time, there were:

PRESENT: \_\_\_\_\_

ABSENT: \_\_\_\_\_

The following preamble and resolution were offered by \_\_\_\_\_ and seconded by \_\_\_\_\_.

#### **RESOLUTION TO APPROVE THE PROJECT, SCHEDULING THE FIRST HEARING AND DIRECTING THE ISSUANCE OF THE STATUTORY NOTICES**

WHEREAS, the Board of Trustees of the Township has received petitions signed by property owners in a proposed special assessment district requesting that certain road improvements be made as described in Exhibit A (the “Project”);

WHEREAS, in response to such petitions, the Board of Trustees of the Township desires to act favorably upon the request of the property owners to finance the construction of certain road improvements for their private roads, to be completed by a Contractor hired by the property owners, within the Township as described in Exhibit A;

WHEREAS, the preliminary plans and cost estimates for the Project have been be filed with the Township Clerk;

WHEREAS, the Board of Trustees of the Township has tentatively determined to proceed with the Project and to finance the cost of the Project by issuing bonds (the “Bonds”) in accordance with Act No. 188, Michigan Public Acts of 1954, as amended;

WHEREAS, the Board of Trustees of the Township has tentatively determined to use Special Assessments levied under Act 188 to raise the funds to pay the Township’s obligations on the Bonds; and

WHEREAS, the Special Assessment District for the Project has been tentatively determined by the Township as is described in Exhibit B;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Board of Trustees of the Township hereby tentatively declares its intent to proceed with the Project.

2. In accordance with Act No. 188, Michigan Public Acts of 1954, as amended, and the laws of the State of Michigan, there shall be a public hearing on the Project, the petitions requesting the Project, and the proposed Special Assessment District for the Project which is known as the “Hamburg Township Fox Point Beach Subdivision Road Improvement Project – Special Assessment District”.

3. The public hearing will be held on Tuesday, December 19<sup>th</sup>, 2023 at 6:30 p.m. in the Hamburg Township Hall Meeting Room, Hamburg Township, Livingston County, Michigan.

4. The Township Clerk is directed to mail, by first class mail, a notice of the public hearing to each owner of or property in interest in property to be assessed, whose name appears upon the last Township tax assessment records. The last Township tax assessment records means the last assessment roll for ad valorem tax purposes which has been reviewed by the Township Board of Review, as supplemented by any subsequent changes in the names or addresses of such owners or parties listed thereon. The notice to be mailed by the Township Clerk shall be similar to the notice attached as Exhibit B and shall be mailed by first class mail on or before December 6, 2023. Following the mailing of the notices, the Township Clerk shall complete an affidavit of mailing similar to the affidavit set forth in Exhibit C.

5. The Township Clerk is directed to publish a notice of the public hearing in the Livingston County Press & Argus a newspaper of general circulation within the Township. The notice shall be published twice, once on or before December 6, 2023, and once on or before December 13, 2023. The notice shall be in form substantially similar to the notice attached in Exhibit B.

A vote on the foregoing resolution was taken and was as follows:

YES: \_\_\_\_\_

NO: \_\_\_\_\_

ABSENT: \_\_\_\_\_

Resolution declared \_\_\_\_\_.

### CLERK'S CERTIFICATE

The undersigned, being the Clerk of the Township, hereby certifies that (1) the foregoing is a true and complete copy of a resolution duly adopted by the Township Board at a meeting of the Township Board on November 21, 2023, at which meeting a quorum was present and remained throughout, (2) the original thereof is on file in the records in my office; (3) the meeting was conducted, and public notice thereof was given, pursuant to and in full compliance with the Open Meetings Act (Act No. 267, Public Acts of Michigan, 1967, as amended) and (4) minutes of such meeting were kept and will be or have been made available as required thereby.

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Michael Dolan  
Hamburg Township Clerk

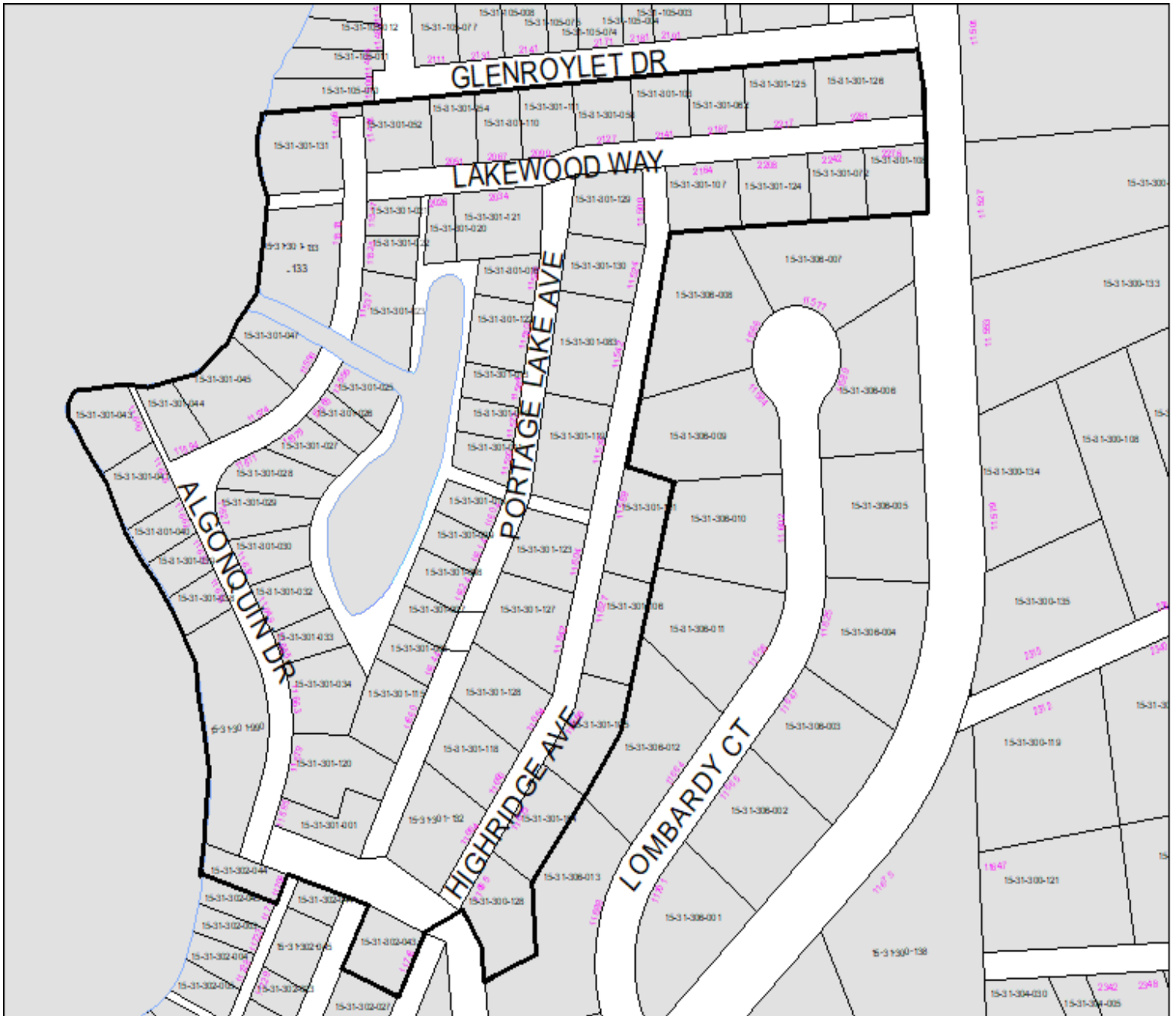
## **EXHIBIT A**

### **DESCRIPTION OF PROJECT**

Road improvements shall include saw cutting and removal of the existing asphalt up to 4" thick from the designated base bid sections of streets and adjacent driveway approaches for smooth transactions. The Contractor shall also inspect the existing gravel base to confirm stability, then fine grade and recompact gravel in preparation for 4" paving. Contractor shall construct compacted 4" HMA (hot mix asphalt) with a 2" MDOT 13A leveling course layer and a 2" MDOT 36A top level wearing course including removal and replacement of approximately 500 feet of 6" extruded curb. Improvements shall include the removal and replacement of approximately 1,800 SF of 4" asphalt on Portage Lake Avenue. Installation of six (6) asphalt speed bumps approximately 16' long by 3' wide by 2.5" high. Contractor shall also complete top adjustment for the thirteen (13) sewer manhole casting rims to make them flush with the new asphalt road surface to ensure proper access to maintain the sanitary sewer system. The street rehabilitation shall serve the properties within the Township located within the Fox Point Beach Subdivision that are within the boundaries indicated on the attached map.



## EXHIBIT A



**Proposed special assessment district boundary shown within thick black-lined area.**

**Exhibit B**

**NOTICE OF PUBLIC HEARING**

Hamburg Township  
Livingston County, Michigan

**NOTICE OF PUBLIC HEARING  
UPON A PROPOSED ROAD IMPROVEMENT PROJECT  
AND SPECIAL ASSESSMENT DISTRICT FOR THE  
FOX POINT BEACH SUBDIVISION**

NOTICE IS HEREBY GIVEN:

(1) The Township Board of Hamburg Township, Livingston County, Michigan, in accordance with the laws of the State of Michigan, will hold a public hearing on Tuesday, December 19, 2023 at 6:30 p.m., at the Hamburg Township Hall, 10405 Merrill Road, Hamburg, Michigan 48139, to review the following proposed special assessment district:

**HAMBURG TOWNSHIP FOX POINT BEACH SUBDIVISION  
ROAD IMPROVEMENT SPECIAL ASSESSMENT DISTRICT**

and to hear any objections thereto and to the proposed Project and to the petitions filed with the Township Board requesting the Project.

(2) The project (the “Project”) will include saw cutting and removal of the existing asphalt up to 4” thick from the designated base bid sections of streets and adjacent driveway approaches for smooth transactions. The Contractor shall also inspect the existing gravel base to confirm stability, then fine grade and recompact gravel in preparation for 4” paving. Contractor shall construct compacted 4” HMA (hot mix asphalt) with a 2” MDOT 13A leveling course layer and a 2” MDOT 36A top level wearing course including removal and replacement of approximately 500 feet of 6” extruded curb. Improvements shall include the removal and replacement of approximately 1,800 SF of 4” asphalt on Portage Lake Avenue. Installation of six (6) asphalt speed bumps approximately 16’ long by 3’ wide by 2.5” high. Contractor shall also complete top adjustment for the thirteen (13) sewer manhole casting rims to make them flush with the new asphalt road surface to ensure proper access to maintain the sanitary sewer system as quoted by the property owner’s selected Contractor. The Contractor shall also clean up and remove all debris associated with the road improvements. The Project is being designed to serve the properties in the Special Assessment District, which properties are adjacent to Algonquin Drive, Portage Lake Avenue, High Ridge Avenue and Lakewood Way, and which properties are identified by the following permanent parcel numbers:

15-31-300-128	15-31-301-001	15-31-301-006	15-31-301-007
15-31-301-008	15-31-301-009	15-31-301-010	15-31-301-011
15-31-301-012	15-31-301-013	15-31-301-016	15-31-301-020

15-31-301-021	15-31-301-022	15-31-301-023	15-31-301-025
15-31-301-026	15-31-301-027	15-31-301-028	15-31-301-029
15-31-301-030	15-31-301-032	15-31-301-033	15-31-301-034
15-31-301-038	15-31-301-039	15-31-301-040	15-31-301-041
15-31-301-043	15-31-301-044	15-31-301-045	15-31-301-047
15-31-301-052	15-31-301-054	15-31-301-058	15-31-301-062
15-31-301-072	15-31-301-083	15-31-301-101	15-31-301-103
15-31-301-104	15-31-301-105	15-31-301-106	15-31-301-107
15-31-301-108	15-31-301-110	15-31-301-111	15-31-301-115
15-31-301-118	15-31-301-119	15-31-301-120	15-31-301-121
15-31-301-122	15-31-301-123	15-31-301-124	15-31-301-125
15-31-301-126	15-31-301-127	15-31-301-128	15-31-301-129
15-31-301-130	15-31-301-131	15-31-301-132	15-31-301-133
15-31-302-043	15-31-302-044		

(3) The Township plans on imposing special assessments on the properties located in the Special Assessment District to pay for the costs of the Project.

(4) The plans and cost estimates for the proposed Project, the boundaries of the Special Assessment District and the petitions filed in support of the Project are now on file in the office of the Township Clerk for public inspection. Periodic redeterminations of the cost of the Project may be made, and subsequent hearings shall not be required if such cost redeterminations do not increase the estimated cost of the Project by more than 10%. Any person objecting to the proposed Project, the petitions for the Project or the proposed Special Assessment District shall file an objection in writing with the Township Clerk before the close of the December 19<sup>th</sup>, 2023, hearing or within such further time the Township Board may grant.

This notice is given by order of the Hamburg Township Board.

Dated: \_\_\_\_\_

Michael Dolan  
Hamburg Township Clerk  
10405 Merrill Rd. P.O. Box 157  
Hamburg, MI 48139

**Exhibit C**

**AFFIDAVIT OF MAILING**

STATE OF MICHIGAN        )  
  )ss  
COUNTY OF LIVINGSTON)

MICHAEL DOLAN, being first duly sworn, deposes, and says that he personally prepared for mailing, and did on December 6, 2023, send by first-class mail, the notice of hearing, a true copy of which is attached hereto, to each record owner of or party in interest in all property to be assessed for the improvement described therein, as shown on the last local tax assessment records of the Township of Hamburg; that he personally compared the address on each envelope against the list of property owners as shown on the current tax assessment rolls of the Township; that each envelope contained therein such notice and was securely sealed with postage fully prepaid for first-class mail delivery and plainly addressed; and that he personally placed all of such envelopes in a United States Post Office receptacle on the above date.

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Michael Dolan  
Hamburg Township Clerk

Subscribed and sworn to before me  
this \_\_\_\_ day of \_\_\_\_\_, 2023.

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\_\_\_\_\_, Notary Public  
Livingston County, MI  
My commission expires: