



## Township Board Cover Sheet

### Margaret Drive Area – Canal Dredging S.A.D.

#### **Information Packet:**

Hamburg Township has been approached by residents living on Margaret Drive and Kress Road requesting the establishment of a canal dredging special assessment district. The proposed waterway improvements will consist of dredging Area #1; approx. 35' x 125' of the canal with a Floating Dredge as far as can be reached from shore with removal of approx. 3-ft. of muck. Dredging of Area #2; Contractor shall dredge approx. 75' x 50' of the canal with a Floating Dredge as far as can be reached by shore including removal of approx. 3' of muck. All spoils shall be pumped into a dewatering bag. Homeowners shall be responsible to move/grade spoils when dry from Area #1 and #2. 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 February 28<sup>th</sup>, 2024
  - B. Copies of the petition forms submitted by property owners
  - C. Supervisor's petition certification
  - D. Spreadsheet showing support by total land area (per Public Act 188)
  - E. Project Review Letter from Township Engineer
  
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 Margaret Drive Area waterway improvement special assessment district for the purpose of financing the proposed canal dredging 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, April 2<sup>nd</sup>, 2024 beginning at 3:30 p.m. to allow enough time for notice to be published in the newspaper as well as mailing individual notices to property owners.

*Drafted: February 28<sup>th</sup>, 2024*



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: February 26<sup>th</sup>, 2024

RE: **MARGARET DRIVE AREA – CANAL DREDGING PROJECT**  
 Proposed Special Assessment District

I am writing to provide the Board of Trustees with the petitions to create the Margaret Drive area canal dredging Special Assessment District (SAD). **At this time there are enough property owners in favor of creating the district.** The facts are as follows:

DISTRICT NAME	<b>Margaret Drive Area Canal Dredging District</b>
TYPE OF DISTRICT	Waterway Maintenance Program
NUMBER OF PARCELS	16
NUMBER OF RETURNED “YES” PETITIONS	14
TOTAL LAND AREA (ACREAGE) OF PROPOSED DISTRICT	4.88 acres
TOTAL “YES” LAND AREA FOR CANAL DREDGING PROJECT	4.18 acres
PERCENTAGE OF “YES” LAND AREA TO TOTAL LAND AREA	4.18 acres divided by 4.88 acres equals = <b>85.60%</b>
PERCENTAGE OF RETURNED “YES” PETITIONS TO TOTAL NUMBER OF PARCELS	14 divided by 16 = 87.50%

**NOTE:** The proposed S.A.D. will be financed through the upcoming bond sale with the assessment costs included on the resident’s winter tax bills for a 10-year period beginning on December 1, 2024.

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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 MARGARET DRIVE  
CANAL DREDGING PROJECT**  
Hamburg Township, Livingston County, Michigan

We the undersigned, as the record owners of land constituting more than 50% of the total land area in a proposed special assessment district described in the attached *Appendix B*, hereby respectively **PETITION THE HAMBURG TOWNSHIP BOARD** for certain waterway 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 the **Margaret Drive** area 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 canal dredging special assessment district to benefit those property owners having use of the canal to access their properties located between Margaret Drive and Kress Road.

Waterway improvements shall consist of:

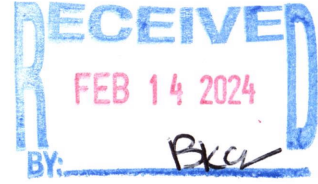
- 1.) Homeowners shall be responsible to request and obtain all necessary permits from Michigan Department of Environment, Great Lakes and Energy (EGLE). Permits are required for dredging submerged areas pursuant to Parts 301, Inland Lakes and Streams, Part 303, Wetlands Protection, and/or Part 325, Great Lakes Submerged Lands, of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended;
- 2.) The Contractor shall dredge Area #1- approx. 35'x 125' of the canal with a Floating Dredge as far as can be reached from shore. Removal of approx. 3-ft. of muck. Spoils will be pumped into dewatering bag. Area #2 – Contractor shall dredge approx. 75' x 50' of the canal with a Floating Dredge as far as can be reached by shore. Removal of approx. 3' of muck. Spoils shall be pumped into a dewatering bag. Homeowners shall be responsible to move/grade spoils when dry from Area #1 and Area #2. Homeowners shall be responsible for all costs for any soil erosion control measures required by permits. Contractor is to provide a dewatering bag (903 cubic yards) as well as a turbidity curtain during dredging activities;

- 3.) The canal dredging spoils shall be transported and graded by a second Contractor selected by the Homeowners. The Contractor shall load and remove approx. 550 yards of somewhat dry spoils off site to a nearby area not more than 15 miles, the location to be determined at the time of the canal dredging. Contractor will re-grade the disturbed area where dewatering bag sits for project, and will seed and mulch the complete area.
- 4.) Property owners understand that the proposed canal dredging project will be designed, scheduled and completed by their designated Contractor(s). The Township shall not be liable for nor insure, warrant or guarantee the quality or longevity of the proposed waterway 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 canal dredging.
- 5.) Property owners understand and agree to the conditions contained within the bid provided by their designated Contractor(s). The Township will not intervene in disputes between the property owners and the Contractor(s).
- 6.) Property owners request that the canal dredging 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.

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 MARGARET DRIVE  
- CANAL DREDGING 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# 15-28-201-

SIGNATURE	PRINTED NAME	STREET ADDRESS OR RURAL ROUTE	POST OFFICE (CITY)	DATE OF SIGNING		
				MONTH	DATE	YEAR
<i>Dennis Wysocki</i>	DENNIS WYSOCKI	10027 MARGARET DR	LAKELAND	02	05	2024
<i>Christine L Wysocki</i>	CHRISTINE L. WYSOCKI	10027 MARGARET DR	LAKELAND	02	05	2024
<i>Burke Johnson</i>	Burke Johnson	10094 Kress Rd	Pinckney	02	05	2024
<i>Julie Johnson</i>	Julie Johnson	10094 Kress Rd	Pinckney	02	05	2024
<i>Raymond Roach</i>	RAYMOND ROACH	10015 MARGARET DR	PINCKNEY	02	05	2024
<i>Richard Zelen</i>	RICHARD ZELAN	10201 Canton Center, MI	Plymouth	02	11	2024
<i>Shannon Zelen</i>	Shannon Zelen	10201 Canton Center	Plymouth	02	11	2024
<del><i>Robert S. Wysocki</i></del>	<del>ROBERT S. WYSOCKI</del>	<del>10024 KRESS RD</del>	<del>PINCKNEY</del>	<del>02</del>	<del>12</del>	<del>2024</del>
<del><i>Robert S. Wysocki</i></del>	<del>ROBERT S. WYSOCKI</del>	<del>4454 GOLF VIEW DR.</del>	<del>BRIGHTON</del>	<del>02</del>	<del>12</del>	<del>2024</del>
<del><i>Carolyn M. Wysocki</i></del>	<del>CAROLYN M. WYSOCKI</del>	<del>4454 GOLF VIEW DR</del>	<del>BRIGHTON</del>	<del>02</del>	<del>12</del>	<del>2024</del>
<del><i>Kathy L. Howley</i></del>	<del>Kathy L. Howley</del>	<del>4454 GOLF VIEW DR</del>	<del>BRIGHTON</del>	<del>02</del>	<del>12</del>	<del>2024</del>
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**

*Dennis Wysocki*  
(Signature of Circulator) 2/13/2024  
(Date)

DENNIS WYSOCKI  
(Printed Name of Circulator)

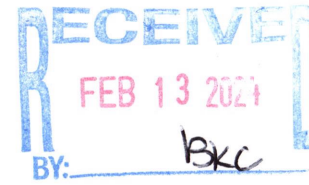
HAMBURG TWP  
(City, Township or Village Where Registered)

10027 MARGARET DR LAKELAND  
(Complete Address (Street and Number or Rural Route) (Post Office))

*BKC*



**APPENDIX A**



Petition No. 2

**PETITION FOR THE PROPOSED MARGARET DRIVE  
- CANAL DREDGING SPECIAL ASSESSMENT DISTRICT**  
Hamburg Township, Livingston County Michigan

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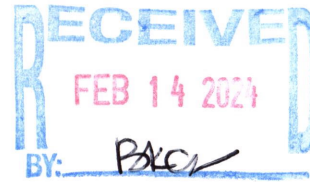
Parcel # 15-28-201-

	SIGNATURE	PRINTED NAME	STREET ADDRESS OR RURAL ROUTE	POST OFFICE (CITY)	DATE OF SIGNING		
					MONTH	DATE	YEAR
1.	<i>[Signature]</i>	MAUREENA WILLIAMS	10008 KRESS RD.	PINCKNEY	02	03	2024-009
2.	<i>[Signature]</i>	Lynn Saint-Onge	10075 Margaret Dr.	PINCKNEY	2	13	2024-019
3.	<i>[Signature]</i>	John G. Brace	10055 Margaret Dr.	PINCKNEY	02	05	2024-017
4.	<i>[Signature]</i>	Kathy A. Brace	10055 Margaret Dr	PINCKNEY	02	05	2024-039
5.	<i>[Signature]</i>	KNSH Figg	10012 KRESS ROAD	PINCKNEY	02	09	2024-043
6.	<i>[Signature]</i>	Renée Thompson	10101 MARGARET ROAD	PINCKNEY	02	09	2024-043
7.	<i>[Signature]</i>	Jody Thompson	10101 Margaret Dr	PINCKNEY	02	09	2024-043
8.							
9.							
10.							
11.							
12.							
13.							
14.							
15.							

<p align="center"><b>CERTIFICATE OF CIRCULATOR</b></p> <p>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.</p> <p><b>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.</b></p>	<p align="center"><b>CIRCULATOR - DO NOT SIGN OR DATE CERTIFICATE UNTIL AFTER CIRCULATING PETITION</b></p> <p><i>Lynn Saint-Onge</i> (Signature of Circulator) <span style="float: right;">2/13/24 (Date)</span></p> <p>Lynn Saint-Onge (Printed Name of Circulator)</p> <p>Hamburg Township (City, Township or Village Where Registered)</p> <p>10075 Margaret Dr. Pinckney (Complete Address (Street and Number or Rural Route) (Post Office))</p>
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BXC ✓

**APPENDIX A**



Petition No. 3

**PETITION FOR THE PROPOSED MARGARET DRIVE  
- CANAL DREDGING SPECIAL ASSESSMENT DISTRICT**  
Hamburg Township, Livingston County Michigan

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*Parcel # 15-28-201-*

SIGNATURE	PRINTED NAME	STREET ADDRESS OR RURAL ROUTE	POST OFFICE (CITY)	DATE OF SIGNING		
				MONTH	DATE	YEAR
<i>Robert S. Wysocki</i>	ROBERT S. WYSOCKI	10024 KRESS RD	PINCKNEY	02	13	2024-003
<i>Landy L. Montroy</i>	LANDY L. MONTROY	10024 KRESS RD	PINCKNEY	02	13	2024-003
<i>Carolyn M. Wysocki</i>	CAROLYN M. WYSOCKI	10024 KRESS RD	PINCKNEY	02	13	2024-003
<i>Richard Zdun</i>	RICHARD ZDUN	10022 KRESS RD	PINCKNEY	02	13	2024-20+
<i>Shannon Zden</i>	Shannon Zdun	10022 Kress Rd	Pinckney	02	13	2024-011
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*✓ BAKER*











Rex Larkin  
1

Individual Petition No. \_\_\_\_\_

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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 MARGARET DRIVE  
CANAL DREDGING PROJECT**  
Hamburg Township, Livingston County, Michigan

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**Project Description:** The project consists of establishing a canal dredging special assessment district to benefit those property owners having use of the canal to access their properties located between Margaret Drive and Kress Road.

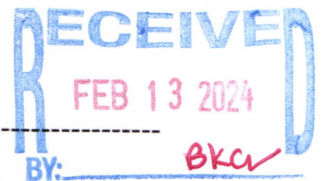
Waterway improvements shall consist of:

- 1.) Homeowners shall be responsible to request and obtain all necessary permits from Michigan Department of Environment, Great Lakes and Energy (EGLE). Permits are required for dredging submerged areas pursuant to Parts 301, Inland Lakes and Streams, Part 303, Wetlands Protection, and/or Part 325, Great Lakes Submerged Lands, of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended;
- 2.) The Contractor shall dredge Area #1- approx. 35'x 125' of the canal with a Floating Dredge as far as can be reached from shore. Removal of approx. 3-ft. of muck. Spoils will be pumped into dewatering bag. Area #2 – Contractor shall dredge approx. 75' x 50' of the canal with a Floating Dredge as far as can be reached by shore. Removal of approx. 3' of muck. Spoils shall be pumped into a dewatering bag. Homeowners shall be responsible to move/grade spoils when dry from Area #1 and Area #2. Homeowners shall be responsible for all costs for any soil erosion control measures required by permits. Contractor is to provide a dewatering bag (903 cubic yards) as well as a turbidity curtain during dredging activities;
- 3.) The canal dredging spoils shall be transported and graded by a second Contractor selected by the Homeowners. The Contractor shall load and remove approx. 550 yards of somewhat dry spoils off site to a nearby area not more than 15 miles, the location to be determined at the time of the canal dredging. Contractor will re-grade the disturbed area where dewatering bag sits for project, and will seed and mulch the complete area.

- 4.) Property owners understand that the proposed canal dredging project will be designed, scheduled and completed by their designated Contractor(s). The Township shall not be liable for nor insure, warrant or guarantee the quality or longevity of the proposed waterway 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 canal dredging.
- 5.) Property owners understand and agree to the conditions contained within the bid provided by their designated Contractor(s). The Township will not intervene in disputes between the property owners and the Contractor(s).
- 6.) Property owners request that the canal dredging 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.

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: 15-28-201-040

Name(s) of Property Owners(s): REX LARKIN

Property Address: 10018 KRESS RD. PINCKNEY, MI. 48169

MAILING ADDRESS –  
of property owner if different  
than property address: 38B CAMINO CERRADO

SANTA FE, NM. 87506

**ALL RECORD PROEPRTY OWNERS MUST SIGN**

X Rj Larkin Date: 2/5/24

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

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

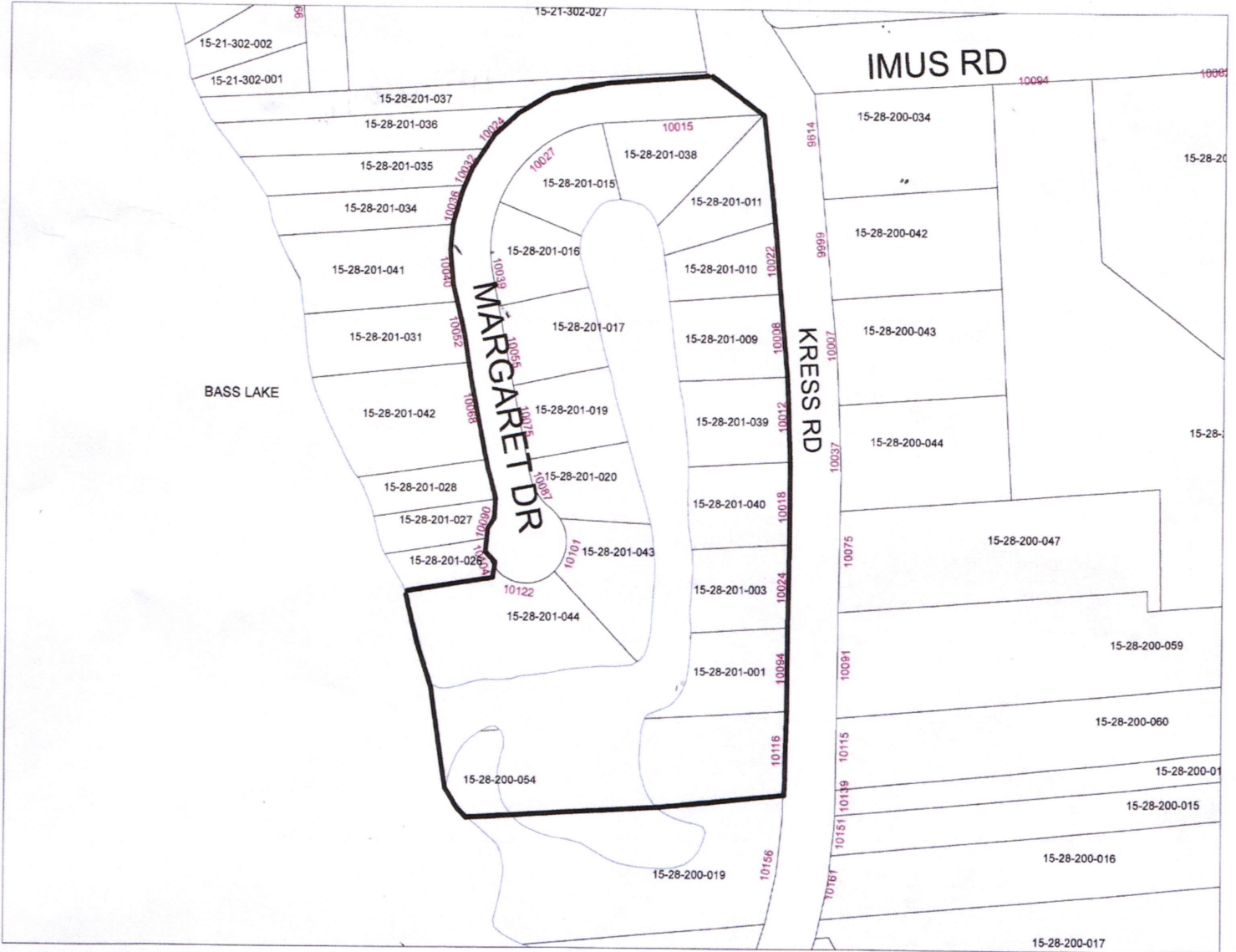
BKCV



**APPENDIX B**

**PETITION FOR THE PROPOSED MARGARET DRIVE  
- CANAL DREDGING 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 canal dredging special assessment district.



General service area establishing the Margaret Drive – Canal Dredging 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

**SUPERVISOR'S CERTIFICATE**  
**Margaret Drive Area Canal Dredging**

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 canal dredging along the Margaret Drive and Kress Road area of Bass Lake. I do hereby certify that said petitions have been signed by the record owners of **85.60** percent of the total land area of the parcels within the boundaries as described upon the Petition.

I further certify that the total land area of the acreage located within the proposed special assessment district equals 4.88 acres. The total acreage signed for by records owners within the proposed district boundary equals 4.18 acres based on a total land area of 4.88 acres.

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: 2-26-2024

*Margaret Drive Area - Canal Dredging S.A.D. Project*

<b>MARGARGET DRIVE AREA - CANAL DREDING PROJECT</b>			
<b>Parcel #</b>	<b>Property Address</b>	<b>Total Land Area (acres)</b>	<b>Acreage in Support</b>
15-28-200-054	10116 Kress Rd.	0.37	0.37
15-28-201-001	10094 Kress Rd.	0.31	0.31
15-28-201-003	10024 Kress Rd.	0.29	0.29
15-28-201-009	10008 Kress Rd.	0.32	0.32
15-28-201-010	10022 Kress Rd.	0.25	0.25
15-28-201-011	Vacant - Kress Rd.	0.24	0.24
15-28-201-015	10027 Margaret Drive	0.23	0.23
15-28-201-016	10039 Margaret Drive	0.24	0.24
15-28-201-017	10055 Margaret Drive	0.28	0.28
15-28-201-019	10075 Margaret Drive	0.30	0.30
15-28-201-020	10087 Margaret Drive	0.31	
15-28-201-038	10015 Margaret Drive	0.39	0.39
15-28-201-039	10012 Kress Rd.	0.31	0.31
15-28-201-040	10018 Kress Rd.	0.31	0.31
15-28-201-043	10101 Margaret Drive	0.34	0.34
15-28-201-044	10122 Margaret Drive	0.40	
	<b>TOTAL LAND AREA (ACREAGE):</b>	<b>4.88</b>	<b>4.18</b>
<b>% in Favor of S.A.D.:</b>	<b>85.60</b>		



February 23, 2024

Mr. Pat Hohl, Supervisor  
Hamburg Township  
10405 Merrill Road  
Hamburg, Michigan 48189

Re: Margaret Drive Area Canal Dredging SAD  
Engineering Review

Dear Mr. Hohl:

We have reviewed the following information regarding the referenced project:

Bob Myers Excavating Inc, Proposal for spoils removal  
Schlitt Ponds Contract for dredging  
EGLE Permit Number WRP029433 v. 1 (provided by Bill Laurain)

We offer no objection to the materials contingent upon the following:

1. The applicant apply and secure a Land Use Permit in accordance with Section 36-275 of the Hamburg Zoning Ordinance prior to beginning the project.
2. All requirements of the EGLE permit be followed.
3. The applicant procure a soil erosion control and sedimentation permit from the Livingston County Drain Commissioner (LCDR), or provide verification from the LCDR that the permit is not required.
4. Provide confirmation of the land owner permission for the location of dewatering bags, spoils storage or spoils disposal.

If you have any questions, please contact me at (734) 657-4925.

Sincerely,

Ted L. Erickson, P.E.  
Principal

**Resolution #1 – Margaret Drive Area Canal Dredging 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, March 5<sup>th</sup>, 2024, beginning at 2:30 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 waterway 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 and conduct certain waterway improvements 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; and

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 is directed to have plans prepared illustrating the Project, the location of the Project, and an estimate of the cost of the Project subject to quarterly periodic redetermination of costs, pursuant to MCL 41.724(4).

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 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 March 5, 2024, 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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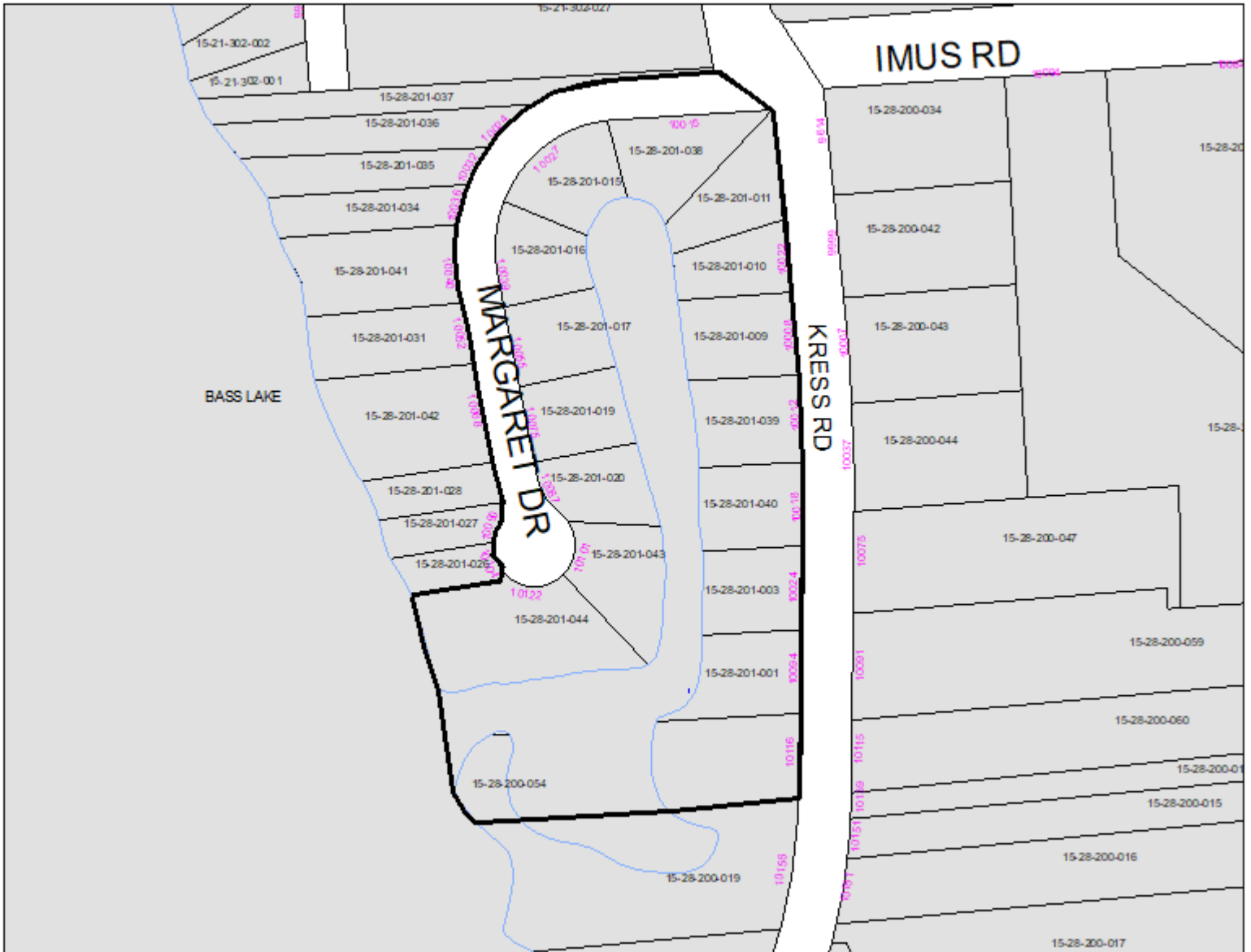
Michael Dolan  
Hamburg Township Clerk

## **EXHIBIT A**

### **DESCRIPTION OF PROJECT**

The project will consist of dredging Area #1; approx. 35'x 125' of the canal with a Floating Dredge as far as can be reached from shore with removal of approx. 3-ft. of muck. Dredging of Area #2; Contractor shall dredge approx. 75' x 50' of the canal with a Floating Dredge as far as can be reached by shore including removal of approx. 3' of muck. All spoils from the dredging shall be pumped into a dewatering bag. Homeowners shall be responsible to move/grade spoils when dry from Area #1 and #2. Homeowners shall also be responsible for all costs for any soil erosion control measures required by permits. Contractor is to provide a dewatering bag (903 cubic yards) as well as a turbidity curtain during dredging activities. The waterway rehabilitation shall serve the properties in the Margaret Drive and Kress Road area of the Township 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 – Margaret Drive Area Canal Dredging 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, March 5<sup>th</sup>, 2024, beginning at 2:30 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 waterway 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 and conduct certain waterway improvements 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 Margaret Drive Area Canal Dredging Project – Special Assessment District.”
3. The public hearing will be held on Tuesday, April 2<sup>nd</sup>, 2024 at 3:30 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 March 20, 2024. 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 March 20, 2024, and once on or before March 27, 2024. 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 March 5, 2024, 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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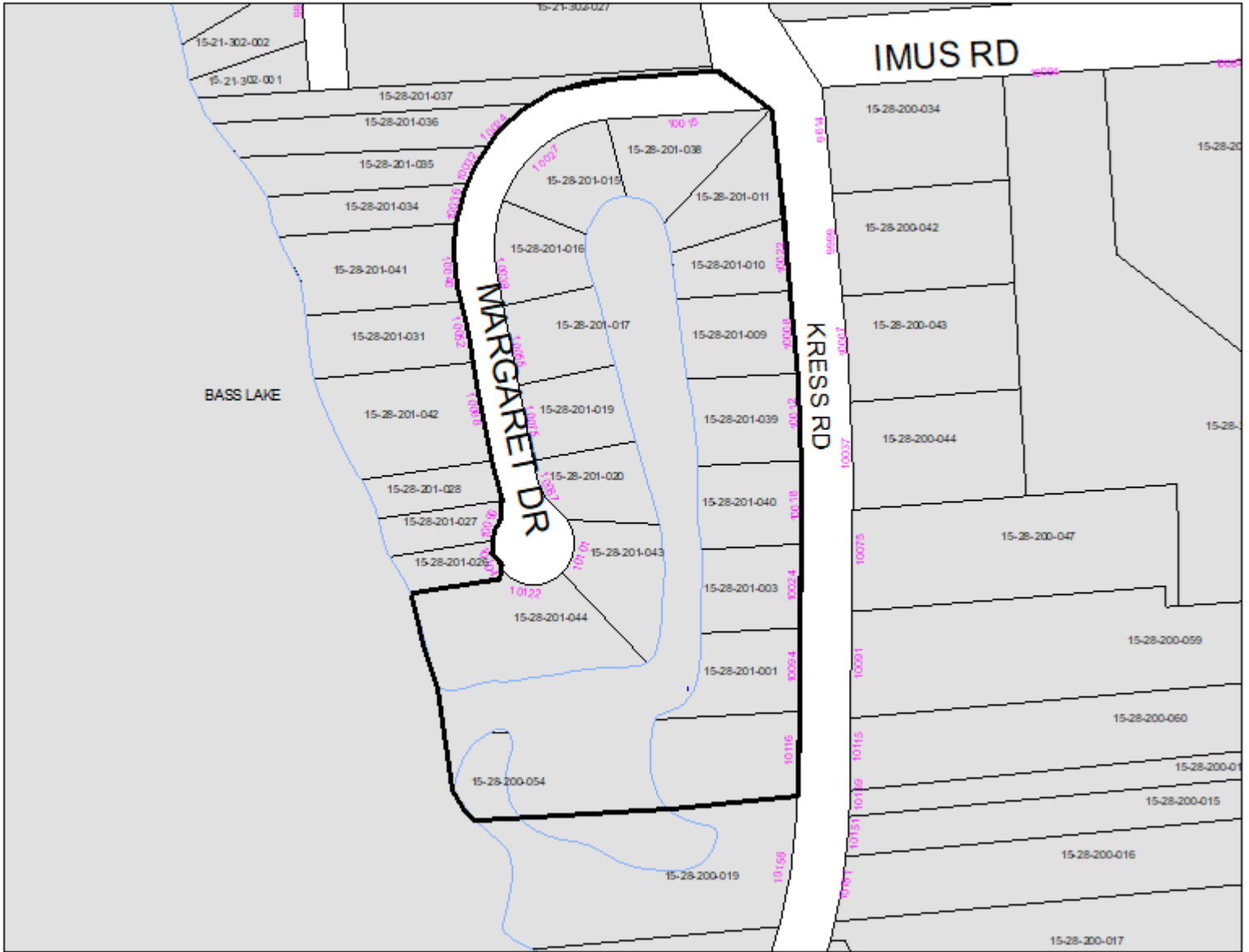
Michael Dolan  
Hamburg Township Clerk

## **EXHIBIT A**

### **DESCRIPTION OF PROJECT**

The project will consist of dredging Area #1; approx. 35'x 125' of the canal with a Floating Dredge as far as can be reached from shore with removal of approx. 3-ft. of muck. Dredging of Area #2; Contractor shall dredge approx. 75' x 50' of the canal with a Floating Dredge as far as can be reached by shore including removal of approx. 3' of muck. All spoils from the dredging shall be pumped into a dewatering bag. Homeowners shall be responsible to move/grade spoils when dry from Area #1 and #2. Homeowners shall also be responsible for all costs for any soil erosion control measures required by permits. Contractor is to provide a dewatering bag (903 cubic yards) as well as a turbidity curtain during dredging activities. The waterway rehabilitation shall serve the properties in the Margaret Drive and Kress Road area of the Township 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 WATERWAYT IMPROVEMENT PROJECT  
AND SPECIAL ASSESSMENT DISTRICT FOR THE  
MARGARET DRIVE AREA**

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, **April 2, 2024** at **3:30 p.m.**, at the Hamburg Township Hall, 10405 Merrill Road, Hamburg, Michigan 48139, to review the following proposed special assessment district:

**HAMBURG TOWNSHIP MARGARET DRIVE AREA  
CANAL DREDGING 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 will consist of dredging Area #1; approx. 35'x 125' of the canal with a Floating Dredge as far as can be reached from shore with removal of approx. 3-ft. of muck. Dredging of Area #2; Contractor shall dredge approx. 75' x 50' of the canal with a Floating Dredge as far as can be reached by shore including removal of approx. 3' of muck. All spoils from the dredging shall be pumped into a dewatering bag. Homeowners shall be responsible to move/grade spoils when dry from Area #1 and #2. Homeowners shall also be responsible for all costs for any soil erosion control measures required by permits. Contractor is to provide a dewatering bag (903 cubic yards) as well as a turbidity curtain during dredging activities. The waterway rehabilitation shall serve the properties in the Margaret Drive and Kress Road area of the Township, and which properties are identified by the following permanent parcel numbers:

15-28-200-054	15-28-201-001	15-28-201-003	15-28-201-009
15-28-201-010	15-28-201-011	15-28-201-015	15-28-201-016
15-28-201-017	15-28-201-019	15-28-201-020	15-28-201-038
15-28-201-039	15-28-201-040	15-28-201-043	15-28-201-044

(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 April 2<sup>nd</sup>, 2024, 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



