

**RESOLUTION OF THE TOWNSHIP BOARD OF THE CHARTER TOWNSHIP OF
WHITE LAKE TO CONFIRM THE SPECIAL ASSESSMENT ROLL FOR
THE SPECIAL ASSESSMENT DISTRICT DESIGNATED
EMERGENCY SEWER CONNECTIONS 2023-02**

Resolution #23-032

At a regular meeting of the Township Board of the Charter Township of White Lake, Oakland County, Michigan (the "Township"), held in the Township Annex on the 19th day of September 2023, at 7:00 p.m.

PRESENT: _____

ABSENT: _____

The following preamble and resolution were offered by _____ and seconded by _____.

WHEREAS, The Township Board has determined it is reasonable, necessary and in the interest of the public health, safety and welfare of the inhabitants of the Township to establish a Special Assessment District to finance the payment of costs, expenses, fees and charges related to sewer main extensions and emergency sewer connections for the residential properties identified on Exhibit A, which properties have failed septic systems or septic systems in imminent danger of failing, and has tentatively designated a Special Assessment District against which costs of the improvement are to be assessed ("The Project"), and;

WHEREAS, the Special Assessment District for The Project has been determined by the Township and has been designated as Emergency Sewer Connections 2023-02, and;

WHEREAS, the Township Board has directed the Township Supervisor to prepare the proposed Special Assessment Roll, and;

WHEREAS, the Township Supervisor has prepared the proposed Special Assessment Roll and has filed the proposed Special Assessment Roll with the Township Clerk, and;

WHEREAS, the Township Board has scheduled a public hearing on the proposed Special Assessment Roll, and notice of the hearing was properly provided, and;

WHEREAS, the Township Board conducted the public hearing on the Special Assessment roll at a regular meeting of the Township Board held on 19th day of September 2023, at 7:00 p.m. at the Township Annex, and;

WHEREAS, after hearing all persons interested therein, giving due consideration to all written objections to said special assessment roll, the Township Board deems said special

assessment roll, as amended, to be fair, just and equitable, and that each of the assessments contained therein is relative to the benefits to be derived by the parcels of land assessed.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. Roll Filed. The Township Board acknowledges that the Township Supervisor has filed the proposed Special Assessment Roll for the Emergency Sewer Connections 2023-02 (the "Roll") with the Township Clerk, and has certified that the Roll was prepared in accordance with the Township Board's directions and in accordance with the laws of the State of Michigan.
2. Roll Confirmed. In accordance with the provisions of Michigan Public Act 359 of 1947, as amended, and Michigan Public Act 188 of 1954, as amended, and the laws of the State of Michigan, the Township Board hereby confirms the Roll in the amount of **One Hundred Forty-Two Thousand Five Hundred Eighty-Three Dollars and Thirty-Two Cents (\$142,583.32)**, a copy of which Roll is attached as Exhibit "A," and directs that the assessments made therein shall be collected.
3. Future Installments - Principal. The Township Board determines that each Special Assessment may be paid in ten (10) separate and equal annual installments. The first installment shall be due on or before December 1, 2023 as part of the Winter Tax Bill. Each subsequent installment shall be due at intervals 12 months from the due date of the first installment as part of the regular Winter Tax Bill.
4. Future Installments - Interest. All unpaid installments shall bear interest, payable annually on each installment's due date, at the rate of five percent (5%) per annum as set by Act 188 of 1954, sec 15, or a greater amount not to exceed nine percent (9%) if Act 188 is amended to allow a higher interest rate. However, if bonds are issued by the Township to finance the Project, (including any repayment to the Township Improvement Revolving Fund for advances made to finance all or part of the Project) then all unpaid installments after issuance of the bonds shall instead bear interest, payable annually on each installment due date, at a rate which is one percent above the average rate of interest borne by such bonds.
5. Assessments Paid in Full. Any assessment may be paid in full without interest or penalty on or before October 20, 2023. At any time thereafter, future due installments of an assessment may be paid to the Township Treasurer in full, with interest accrued through the month in which said installment is paid.
6. Ratification of Notice. The form and content of the notice published and mailed to property owners in the Special Assessment District by the Township Clerk with respect to the public hearing held on the 19th day of September, 2023, and all actions of Township officials in scheduling such hearing, are hereby approved, ratified and confirmed.
7. Inconsistent Prior Resolutions. All previously adopted resolutions that are in conflict with this resolution are repealed to the extent of such conflict.

Appeals. In order to appeal the amount of any special assessment, affected owners or parties with an interest must protest the proposed assessment. This may be done by filing a protest by the hearing date, by letter addressed to the Township Clerk at the above address or by attending the hearing and protesting to the Township Board. An owner or party having an interest in the real property affected by the special assessment may file a written appeal of the special assessment with the Michigan Tax Tribunal within 30 days after the confirmation of the special assessment roll if that special assessment is protested at the hearing held for the purpose of confirming the special assessment roll.

Upon a roll-call vote for the adoption of the foregoing resolution, the vote was:

AYES:

NAYS:

ABSENT:

RESOLUTION DECLARED ADOPTED.

STATE OF MICHIGAN)
) ss.
COUNTY OF OAKLAND)

CLERK’S CERTIFICATE

The undersigned, being the duly qualified and acting Clerk of the Charter Township of White Lake, Oakland County, Michigan, hereby certifies that (1) the foregoing is a true and complete copy of a resolution duly adopted by the Township Board at a regular meeting held on the 19th day of September 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, 1976, as amended) and (4) minutes of such meeting were kept and will be or have been made available as required thereby.

ANTHONY L NOBLE, Clerk
Charter Township of White Lake
Dated: September 19, 2023

EXHIBIT A

12-25-201-001	8415 Elizabeth Lake	\$21,245.21	Ronald Taylor
12-33-277-009	11060 Beryl Dr	\$20,650.20	Howard E Van Sickle Jr. & Brenda L. Barefoot
12-34-330-015	10540 Parshall Ave	\$19,134.71	Lawrence P. & Deborah K. Corbeau
12-34-331-001	1285 Castlewood Dr	\$19,408.50	Todd A. Neirynek
12-34-331-012	1251 Castlewood Dr	\$20,591.40	Christine Kozicki
12-34-351-014	10924 Hillway Drive	\$20,490.00	Patrick O'Callaghan & Van Dang- O'Callaghan
12-34-355-005	10825 Hillway Drive	\$21,063.30	Aaron & Michelle A. Spencer