

Village of Lake Isabella
(Isabella County, State of Michigan)
1010 Clubhouse Drive
Lake Isabella, MI, 48893

Resolution 2010-06
FIRE PROTECTION SPECIAL ASSESSMENT DISTRICT
FILING OF SPECIAL ASSESSMENT ROLL;
NOTICE OF PUBLIC HEARING

Minutes of a regular meeting of the Village Council of Village of Lake Isabella, Isabella County, Michigan, held in the Village Hall, 1010 Clubhouse Drive, Lake Isabella, Michigan 48893 on April 20, 2010 at 7:00 p.m., local time.

PRESENT: Members _____

ABSENT: Members _____ Kiel & Pattison _____

The following resolution was offered by Member _____ and supported by Member _____:

WHEREAS, in 2009 the Village Council established a special assessment district pursuant to Act 33, Public Acts of Michigan, 1951, as amended (“Act 33”) creating the Fire Protection Special Assessment District No. 1 (the “Special Assessment District”) for the purpose of defraying the cost of purchasing and housing equipment and providing fire protection in the Special Assessment District; and

WHEREAS, the Village Council desires to renew the Fire Protection Special Assessment District No.1 for the 2010-2011 fiscal year; and

WHEREAS, the Village Council has tentatively determined that the amount of \$37,500.00 will be required to provide fire protection in the Special Assessment District for the coming tax year, all of which is estimated to be necessary for operation and maintenance of the fire protection; and

WHEREAS, the Village Council has determined that it is in the best interest of the Village to proceed to defray the cost of providing fire protection by special assessment on all the lands and premises in the Village to be benefited, except for lands and premises exempt from the collection of taxes under the General Property Tax Act, Act 206, Public Acts of Michigan, 1893; and

WHEREAS, the Village Council has tentatively determined to defray the cost of fire protection in the Special Assessment District by a special assessment levy which will raise \$37,500.00 and will not exceed one mill; and

WHEREAS, the Village President has prepared, certified and reported to this Village Council a special assessment roll for the parcels of property located in the Special Assessment District showing the amount of the levy as it will appear in a column provided in the regular tax roll.

NOW, THEREFORE, BE IT HEREBY RESOLVED AS FOLLOWS:

1. That the special assessment roll for the Special Assessment District (the “Special Assessment Roll”), as reported to the Village Council by the Village President, shall be filed in the office of the Village Clerk and shall be available for public inspection during the normal working hours of the Village office.

2. That the Village Council shall hold a public hearing on May 18, 2010, at 7:00 PM, at the Village Hall located at 1010 Clubhouse Drive, Lake Isabella, Michigan 48893 in the Village to review and hear any objections to the estimated costs and expenses and the distribution of the levy on the Special Assessment Roll.

3. That the Village Clerk shall cause to be published a notice of hearing and the filing of the Special Assessment Roll in the *Morning Sun* a newspaper of general circulation within the Village, at least five (5) days prior to the public hearing. Proofs of publication of such notice shall be filed with the Village Clerk.

4. That the Village Clerk, at least ten (10) days prior to the date of the public hearing, shall send a notice of the public hearing by first-class mail addressed to each record owner, or party in interest, of each parcel of property to be assessed, at the address shown for such owner or party in interest upon the last tax assessment records of Broomfield Township, as supplemented by any subsequent changes in the names or addresses of the owners or parties

listed therein, except in the case of railroad companies who shall be mailed a notice of the public hearing by registered mail.

5. That the notice of the hearing to be mailed and published pursuant hereto shall be substantially in the form set forth in Exhibit A hereto.

6. That all resolutions or parts of resolutions in conflict herewith shall be and the same are hereby rescinded to the extent of such conflict.

YEAS: Members _____

NAYS: Members _____

ABSENT: Members Kiel & Pattison _____

RESOLUTION DECLARED ADOPTED.

Jeffrey P. Grey
Village Clerk

STATE OF MICHIGAN)
) ss.
COUNTY OF ISABELLA)

I, Jeffrey P. Grey, hereby certify that the foregoing in a true and complete copy of a resolution adopted by the Village Council of Village of Lake Isabella at a regular meeting held on April 20, 2010, and that public notice of said meeting was given pursuant to Act No. 267, Public Acts of Michigan, 1976, including, in the case of a special or rescheduled meeting, notice by publication or posting at least eighteen (18) hours prior to the time set for the meeting.

IN WITNESS WHEREOF, I have affixed my official signature this 20st day of April, 2010.

Jeffrey P. Grey
Village Clerk

EXHIBIT A

**VILLAGE OF LAKE ISABELLA
(ISABELLA COUNTY, MICHIGAN)**

NOTICE OF PUBLIC HEARING

FIRE PROTECTION SPECIAL ASSESSMENT DISTRICT

NOTICE IS HEREBY GIVEN that the Village Council of Village of Lake Isabella, Isabella County, Michigan, has resolved its intention to proceed pursuant to Act 33, Public Acts of Michigan, 1951, as amended to defray the cost of fire protection in a portion of the Village by special assessment on the lands and premises in the Village to be benefited, except for lands and premises exempt from the collection of taxes under the General Property Tax Act.

The Fire Protection Special Assessment District No. 1 (the "Special Assessment District") consists of the following property located Broomfield Township, Isabella County, Michigan, against which all or a portion of the cost of the Fire Protection shall be specially assessed, except for lands and premises exempt from the collection of taxes under the General Property Tax Act:

Broomfield Township – T. 14N – R. 6W

SECTION 1 - The North 1/2 of the Northeast 1/4 and the Northwest 1/4 of Section 1, Except the South 1500 ft of the West 697 ft of the Northwest 1/4.

SECTION 2 - The entire Section 2, including parcel descriptions and Lake Isabella Plats Golf Estates No. 1 and No. 2, and Lake Isabella Plat No. 3 and Lake Isabella Plat South, Except the East 1140 ft of the Southeast 1/4 of Section 2 and Except a parcel of land commencing 1140 ft West of the Southeast Corner of Section 2, thence West 3240 ft, North 1320 ft, East 3240 ft, South 1320 ft to POB.

SECTION 3 - The entire Section 3, including parcel descriptions and Lake Isabella Plats No. 3 and No. 4 and Lake Isabella Plat South.

NOTICE IS FURTHER GIVEN that the Lake Isabella Village President has made and certified a special assessment roll for the Special Assessment District, which roll sets forth the relative portion of the cost of the Fire Protection that is to be levied for the upcoming tax year in the form of special assessments against each benefited lot and parcel of land in the special assessment district.

HEARING

TAKE NOTICE that the Village Council of the Village of Lake Isabella will hold a public hearing on May 18, 2010, at 7:00 PM, at the Village Hall, located at 1010 Clubhouse Drive, Lake Isabella, Michigan 48893 to review the special assessment roll and to hear and consider any objections thereto.

TAKE NOTICE that appearance and protest at the public hearing is required in order to appeal the amount of the special assessment to the state tax tribunal.

TAKE NOTICE that an owner or party in interest, or his or her agent, may appear in person at the hearing to protest the special assessment, or may file his or her appearance or protest by letter, on or before the close of the hearing.

TAKE NOTICE that any person objecting to the assessment roll is requested to file written objections thereto with the Village Clerk before the close of the hearing, or within such further time as the Village Council may grant.

TAKE NOTICE that an owner or any person having an interest in the real property may file a written appeal of the special assessment with the State tax tribunal within thirty-five (35) days after the confirmation of the special assessment roll, if the owner or person having an interest in the real property protested the special assessment at the hearing held for the purpose of confirming the roll.

Michigan Tax Tribunal
1033 S. Washington Avenue
P.O. Box 30232
Lansing, Michigan 48909

TAKE FURTHER NOTICE that the special assessment roll as prepared has been reported to the Village Council and is on file with the Village Clerk for public examination.

This notice was authorized by the Lake Isabella Village Council.

FOR FURTHER INFORMATION, PLEASE CONTACT:

Village Manager
Village of Lake Isabella
1010 Clubhouse Drive
Lake Isabella, Michigan 48893
Telephone (989) 644-8654

Dated: _____, 2010

Jeffrey P. Grey
Village Clerk