

RESOLUTION NO. 17-17

**CITY OF ST. CLAIR
COUNTY OF ST. CLAIR, MICHIGAN**

**A RESOLUTION TO APPROVE A COMMERCIAL FACILITIES EXEMPTION
CERTIFICATE APPLICATION, PURSUANT TO PUBLIC ACT 255 OF 1978 AS
AMENDED, FOR PLANET CLAIR, LLC, 500 N. RIVERSIDE AVENUE**

A RESOLUTION of the City Council of the City of St. Clair adopted at a regular meeting of said Council held at City Hall located at 547 N. Carney Drive, St. Clair, Michigan, on the 18th day of September, 2017 at 7:00 PM.

WHEREAS, the City of St. Clair legally established the Commercial Redevelopment District for the St. Clair Inn and associated properties on August 21, 2017, after a public hearing held on August 21, 2017; and

WHEREAS, the district so established is known as the St. Clair Inn Commercial Redevelopment District; and

WHEREAS, the state equalized value of the property proposed to be exempt, plus the aggregate state equalized value of property previously exempt and currently in force under Public Act 255 of 1978 and Public Act 198 of 1974, does not exceed five percent (5%) of the total state equalized value of the City of St. Clair; and

WHEREAS, If the state equalized valuation of property proposed to be exempt pursuant to an application under consideration, considered together with the aggregate state equalized valuation of property exempt under certificates previously granted and currently in force shall exceed five percent (5%) of the state equalized valuation of the City of St. Clair, then exceeding that amount shall not have the effect of substantially impeding the operation of the City of St. Clair or impairing the financial soundness of any affected taxing unit; and

WHEREAS, the application was approved at a public hearing as provided by section 6(2) of Public Act 255 of 1978 on September 18, 2017; and

WHEREAS, the application was approved for a period of twelve (12) years; and

WHEREAS, Planet Clair LLC is not delinquent in any taxes related to the facility; and

WHEREAS, the application is for commercial property as defined in Section 3(3) of Public Act 255 of 1978; and

WHEREAS, the applicant Planet Clair LLC has provided answers to all required questions under Section 6(1) of PA 255 of 1978 to the City of St. Clair; and

WHEREAS, the City of St. Clair requires that the restoration of the facility shall be completed by July 31, 2018; and

WHEREAS, the commencement of the restoration of the facility did not occur more than 45 days prior to the filing of the application for exemption; and

WHEREAS, the commencement of the restoration of the facility did not occur prior to the establishment of the Commercial Redevelopment District; and

WHEREAS, the application relates to a restoration which when completed constitutes a restored facility within the meaning of Public Act 255 of 1978 and that is situated within a Commercial Redevelopment District established under Public Act 255 of 1978; and

WHEREAS, completion of the facility is calculated to, and will at the time of issuance of the certificate, have the reasonable likelihood to, increase commercial activity and create employment in which the facility is situated; and

WHEREAS, the restoration includes improvements aggregating ten percent (10%) or more of the true cash value of the property at commencement of the restoration as provided by section 4(6) of Public Act 255 of 1978.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of St. Clair that it hereby grants a Commercial Facilities Exemption for the real property, excluding land, located in the St. Clair Inn Commercial Redevelopment District at 500 N. Riverside Ave., St. Clair, MI for a period of twelve (12) years, beginning December 31, 2017, and ending December 30, 2029, pursuant to the provisions of PA 255 of 1978, as amended.

RESOLUTION DECLARED ADOPTED.

Bill Cedar, Jr., Mayor

CERTIFICATION

The foregoing is a true and complete copy of a Resolution adopted by the City Council in the City of St. Clair, St. Clair County, Michigan at a regular meeting held on the 18th day of September, 2017. Public Notice of the meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act 267, Public Acts of 1976, and the Minutes of said meeting were kept and will be or have been made available as required by said Act.

Members Present: Mayor Cedar, Ellery, Kindsvater, Klieman, LaPorte, McCartney
Members Absent: Member Kuffa

It was moved by Member Ellery and supported by Member Kindsvater to adopt the Resolution.

Members Voting Yes: McCartney, Ellery, Kindsvater, LaPorte, Cedar
Members Voting No: Klieman

The Resolution was declared adopted by the Mayor and has been recorded in the Resolution Book.

Annette Sturdy, City Clerk
City of St. Clair, Michigan