

**ORDINANCE NO. 2017 - 02**

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

**AN EMERGENCY ORDINANCE OF THE CITY OF ST. CLAIR, ST. CLAIR COUNTY, MICHIGAN TO AMEND THAT PORTION OF CHAPTER 14, ARTICLE XI, "HISTORIC DISTRICTS," SECTION 14-305 "ESTABLISHING ADDITIONAL, MODIFYING, OR ELIMINATING HISTORIC DISTRICTS," OF THE CITY CODE OF ORDINANCES BY ADDING SECTION 14-305(3).**

**THE CITY OF ST. CLAIR ORDAINS:**

**SECTION 1. AMENDMENT.**

Chapter 14, Article XI, Section 14-305 of the Code of Ordinances is hereby amended by adding Section 14-305(3) to read as follows:

**Section 14-305(3). Establishing Additional, Modifying, or Eliminating Historic Districts.**

(3) At its discretion, the Historic District Commission may recommend allowing structures within a historic district to be significantly altered, demolished, removed, and/or relocated. Within twenty-one (21) days upon receiving such a recommendation from the Historic District Commission, the City Council shall both consider it and determine whether to adopt it.

**SECTION 2. DECLARATION OF EMERGENCY.**

Pursuant to Charter Section 5.10(b) of the City of St. Clair, this Ordinance Amendment is enacted to meet a public emergency affecting life, health, property or the public peace; to wit, the St. Clair Inn Historic District ("the District") has been approved by the Michigan Department of Environmental Quality ("MDEQ") for a public assistance grant to allow the MDEQ to complete Brownfield revitalization work in the District, including assessment, tank removals, demolition, and excavation, that would result in no debt to

the City. This Ordinance Amendment allows the City to permit the work to be commenced at the earliest possible date

**SECTION 3. SEVERABILITY.**

This Ordinance and each of the various parts, sections, subsections, sentences, phrases, and clauses hereof are declared to be severable. If any part, section, subsection, sentence, phrase, or clause is determined to be invalid or unenforceable by a court of competent jurisdiction, it is hereby provided that the remainder of the Ordinance shall not be affected thereby and shall remain in full force and effect.

**SECTION 4. REPEAL OF ORDINANCES IN CONFLICT HEREWITH.**

Any and all Ordinances of the City of St. Clair or any parts or provisions thereof, to the extent that they are contrary to or inconsistent with the provisions of the within Ordinance, are hereby expressly repealed.

**SECTION 5. RATIFICATION.**

All other provisions of the code of Ordinances of the City of St. Clair, Michigan except as herein modified or amended are hereby expressly ratified and affirmed.

**SECTION 6. PUBLICATION.**

This Ordinance shall be published in accordance with the terms, provisions, and requirements of the City Charter of the City of St. Clair, Michigan, and in accordance with and to the extent required by the statutes of the State of Michigan.

**SECITON 7. EFFECTIVE DATE.**

This Ordinance shall take immediate effect in accordance with the provisions and requirements of the City of St. Clair Charter Section 5.10.

**ORDINANCE DECLARED ADOPTED.**

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William Cedar, Jr., Mayor  
City of St. Clair, Michigan

## CERTIFICATION

The foregoing is a true and complete copy of an Ordinance adopted by the City Council of the City of St. Clair, County of St. Clair, State of Michigan, at a regular meeting of the City Council held on the 3rd day of April, 2017, and public notice of said meeting was given pursuant to and in accordance with the requirements of Act No. 267 of the Public Acts of 1976, as amended, being the Open Meetings Act, and the minutes of said meeting have been or will be made available as required by said Act.

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

It was moved by Member McCartney and supported by Member Kindsvater to adopt the Ordinance.

Members voting yes: Kuffa, LaPorte, McCartney, Ellery, Kindsvater, Klieman  
Members voting no: None

The Ordinance was declared adopted by the Mayor and has been recorded in the Ordinance Book of the City of St. Clair.

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

INTRODUCED: April 3, 2017  
ADOPTED: April 3, 2017  
EFFECTIVE: April 3, 2017