

**STATE OF MICHIGAN
DEPARTMENT OF CONSUMER AND INDUSTRY SERVICES
BEFORE THE STATE BOUNDARY COMMISSION**

In the matter of:

**Boundary Commission
Docket # 99-AP-13**

**The proposed annexation of territory
in York Township
to the City of Milan.**

FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter of the proposed annexation, consisting of the following territory in York Township into the City of Milan, is described as follows: (Please see attachment A)

SUMMARY OF PROCEEDINGS

On December 16, 1999, a petition was filed by Martin J. Schomberger & Shirley A. Schomberger asking for the annexation of a portion of York Township into the City of Milan.

On February 10, 2000, an adjudicative meeting of the State Boundary Commission was held to determine the legal sufficiency of the petition. The petition was declared to be legally sufficient, pursuant to Public Act 191 of 1968, as amended, and Public Act 279 of 1909, as amended.

On March 29, 2000, a public hearing was held in Milan to receive testimony given pursuant to Public Act 191 of 1968, as amended.

Following several postponements at the request of the Petitioner, the City of Saline and Saline Township, an adjudicative meeting was held in Lansing on March 8, 2001 and State Boundary Commissioners Rutledge and Walker and Washtenaw County Commissioner Prater voted to recommend that the Director of the Department of Consumer & Industry Services deny the annexation petition.

On March 8, 2001, at an adjudicative meeting held in Lansing, State Boundary Commissioners Rutledge and Walker and Washtenaw County Commissioner Prater voted to recommend approval of the Draft Findings of Fact and Conclusions of Law, and to recommend that the Director of the Department of Consumer & Industry Services issue an Order denying the annexation petition.

INFORMATION FROM THE RECORD

The Petitioner, the City of Milan and York Township requested that the State Boundary Commission recommend denial of this petition because an Act 425 Agreement had been reached concerning the subject property.

FINDINGS OF FACT

The broader community is well served by the Act 425 Agreement between the City of Milan and York Township.

CONCLUSIONS OF LAW

The record of this docket, in accordance with the criteria stipulated under Section 9 of the Public Act 191 of 1968, as amended, supports the recommendation of the Commission that the Director of the Department of Consumer & Industry Services sign the attached Order denying the annexation and adopting the Findings of Fact and Conclusions of Law.


Kenneth VerBurg, Chairperson
State Boundary Commission

Date

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Docket #99-AP-13

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to the City of Milan.

FINAL ORDER

IT IS ORDERED THAT this petition for annexation of certain territory in York Township to the City of Milan be denied.

IT IS FURTHER ORDERED THAT the attached Findings of Fact and Conclusions of Law and this Order shall be effective thirty days after the Director of the Department of Consumer and Industry Services signs the Order.

IT IS FURTHER ORDERED THAT the State Boundary Commission shall transmit a certified copy of this Order and the attached Findings of Fact and Conclusions of Law to the petitioner and to the clerks of the City of Milan, York Township and Washtenaw County.



Kathleen M. Wilbur, Director
Michigan Department of Consumer & Industry
Services

Date 4/2/01