

# SAMPLE RESOLUTION TO ESTABLISH AN OBSOLETE PROPERTY REHABILITATION ACT DISTRICT

Minutes of a (regular/special) meeting of the (governing body) of (governmental unit), held on (date), at (place) in (location) at (time).

PRESENT:

ABSENT:

The following preamble and resolution were offered by \_\_\_\_\_

And supported by \_\_\_\_\_ :

## **Resolution Establishing Obsolete Property Rehabilitation Act (OPRA) District For (applicant)**

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WHEREAS, pursuant to Act No. 146 of the Public Acts of 2000, this (qualified local governmental unit) has the authority to establish "Obsolete Property Rehabilitation Act Districts" within (qualified local governmental unit); and

WHEREAS, (property owner) has filed a written request with the clerk of this (qualified local governmental unit) requesting the establishment of an Obsolete Property Rehabilitation Act District on its property located in (qualified local governmental unit) hereinafter described; and

WHEREAS, this (qualified local governmental body) of the (qualified local governmental unit) sets forth a finding and determination that the district meets the requirements set forth in section 3(1) of Public Act 146 of 2000; and

WHEREAS, written notice has been given by mail to all owners of real property located within the proposed district, and to the public by newspaper advertisement in the (newspaper) and/or public posting of the hearing on the establishment of the proposed district; and

WHEREAS, on (date) a public hearing was held and all residents and taxpayers of (qualified local governmental unit) were afforded an opportunity to be heard thereon; and

WHEREAS, the (qualified local governmental body) deems it to be in the public interest of the (qualified local governmental unit) to establish the Obsolete Property Rehabilitation Act District as proposed;

NOW, THEREFORE, BE IT RESOLVED by the (qualified local governmental body) of (qualified local governmental unit) that the following described parcel of land situated in (qualified local governmental unit), (county), and State of Michigan, to wit:

(LEGAL DESCRIPTION)

be and here is established as an Obsolete Property Rehabilitation Act District pursuant to the provision of Act No. 146 of the Public Acts of 2000 to be known as (name) Obsolete Property Rehabilitation Act District No. \_\_\_\_\_.

AYES:

NAYS:

RESOLUTION DECLARED ADOPTED.

\_\_\_\_\_  
Clerk

I hereby certify that the foregoing constitutes a true and complete copy of a resolution adopted by the (qualified local governmental body) of the (qualified local governmental unit), County of (\_\_\_\_\_), Michigan, as a (regular/special) meeting held on (date).

**SAMPLE RESOLUTION TO APPROVE AN OBSOLETE PROPERTY  
REHABILITATION ACT (OPRA) APPLICATION  
P.A. 146 OF 2000, AS AMENDED**

Minutes of a (regular/special) meeting of the (governing body) of (governmental unit), held on (date), at (place) in (location) at (time).

PRESENT:

ABSENT:

The following preamble and resolution were offered by \_\_\_\_\_  
And supported by \_\_\_\_\_:

**Resolution Approving Obsolete Property Rehabilitation Act Application For (Applicant) For Property Located at (address)**

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WEHREAS, pursuant to P.A. 146 of 2000, as amended, the (governmental unit) is a Qualified Local Governmental Unit eligible to establish one or more Obsolete Property Rehabilitation Districts; and

WHEREAS, the (governmental unit) legally established Obsolete Rehabilitation District (name) on (date), pursuant to a public hearing held on (date); and

WHEREAS, the taxable value of this exemption plus the aggregate taxable value of property already exempt does not exceed 5% of the total taxable value of the (governmental unit); and

WHEREAS, the applicant (name) is not delinquent in any taxes related to the facility; and

WHEREAS, the applicant (name) has provided all required items listed under the application instructions to the (governmental unit); and

WHEREAS, the application is for obsolete property as defined in Section 2(h) of the P.A. 146 of 2000, as amended; and

WHEREAS, rehabilitation of this facility, as covered by this exemption, had not begun prior to (date), the date the Obsolete Property Rehabilitation District (name) was established; and

WHEREAS, the application relates to a rehabilitation program that, when completed, constitutes a rehabilitated facility within the meaning of P.A. 146 of 2000, as amended, situated within an Obsolete Property Rehabilitation District; and

WHEREAS, completion of the rehabilitation facility is calculated to, and will at the time of issuance of the certificate, have the reasonable likelihood to increase commercial activity, to create employment, to retain employment, and to revitalize an urban area; and

WHEREAS, the rehabilitation includes improvements aggregating 10% or more of the true cash value of the property at commencement of the rehabilitation as provided by Section 2(1) of P.A. 146 of 2000, as amended; and

WHEREAS, the application was approved at a public hearing on (date), as provided by Section 4(2) of P.A. 146 of 2000, as amended, allowing a period of (time frame) for completion of the rehabilitation;

NOW, THEREFORE, Be it Resolved by the (governmental body) of the (governmental unit) that (applicant name)

Be and hereby is granted an Obsolete Property Rehabilitation Act exemption for the real Property located in Obsolete Property Rehabilitation District (name) at (street address), For a period of (years), beginning December 31, (year STC approves), and ending December 30, (up to 12 years), pursuant to the provisions of P.A. 146 of 2000, as amended.

Upon a call of the roll, the vote was:

AYES:

NAYES:

**RESOLUTION DECLARED ADOPTED.**

I hereby certify that the foregoing constitutes a true and complete copy of a resolution adopted by the (governmental body) of the (governmental unit), County of (\_\_\_\_\_), Michigan, as a (regular/special) meeting held on (date).

\_\_\_\_\_  
Clerk Signature