

January 15, 2009

SAMPLE RESOLUTION APPROVING AN IFE APPLICATION

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 Application of (Applicant) for Industrial Facilities Exemption Certificate for a (New/Rehabilitation) Facility

WHEREAS, pursuant to PA 198 of 1974, as amended, after a duly noticed public hearing held on (date), this (body) by resolution established (name) Industrial Development District *; and

WHEREAS, (applicant) has filed an application for an Industrial Facilities Exemption Certificate with respect to a new facility** to be acquired and installed within the Industrial Development (name); and

WHEREAS, before acting on said application, the (governmental unit) held a hearing on (date), at the (place), in (location), at (time), at which hearing the applicant, the Assessor and a representative of the affected taxing units were given written notice and were afforded an opportunity to be heard on said application; and

WHEREAS, construction of the facility and installation of new machinery and equipment had not begun earlier than six (6) months before (date), the date of acceptance of the application for the Industrial Facilities Exemption Certificate; and

WHEREAS, completion of the facility is calculated to and will, at the time of issuance of the certificate, have the reasonable likelihood to retain, create or prevent the loss of employment in (governmental unit); and

WHEREAS, the aggregate SEV of real and personal property exempt from ad valorem taxes within the (governmental unit), after granting this certificate, (will/will not) exceed 5% of an amount equal to the sum of the SEV of the unit, plus the SEV of personal and real property thus exempted.

NOW, THEREFORE, BE IT RESOLVED BY the (governing body) of (governmental unit) that:

- ***The (governing body) finds and determines that the granting of the Industrial Facilities Exemption Certificate considered together with the aggregate amount of certificates previously granted and currently in force under PA 198 of 1974, as amended and PA 225 of 1978, as amended shall not have the effect of substantially impeding the operation of (governmental unit), or impairing the financial soundness of a taxing unit which levies ad valorem property taxes in (governmental unit).**
- The application from (applicant) for an Industrial Facilities Exemption Certificate, with respect to a New Facility** on the following described parcel of real property situated within the Industrial Development District*, to wit:

(Legal Description)

be and the same is hereby approved.

- The Industrial Facilities Exemption Certificate, when issued, shall be and remain in force for a period of (1-12) years (optional insert "after completion").

AYES:

NAYS:

RESOLUTION DECLARED ADOPTED.

I hereby certify that the foregoing constitutes a true and complete copy of a resolution adopted by the (governing body) of (governmental unit), County of _____, Michigan, at a regular meeting held on (date).

Clerk's Signature

* or, "Plant Rehabilitation District"

** or "Rehabilitation Facility"

*** #1: Bolded statement must be included in the local unit resolution approving an IFE application.