

M E M O R A N D U M

TO: Mayor and Council

FROM: Sue F. McCormick, Public Services Administrator

DATE: August 20, 2007

SUBJECT: Resolution Authorizing Water Improvement Charge for 196 Orchard Hills Court (\$8,578.22)

Your approval is requested to levy water improvement charge of \$8,578.22 on the property known as 196 Orchard Hills Court. Annexation from Ann Arbor Township was completed on June 20, 1994, as notified by the State of Michigan.

Historically all improvement charges were levied following annexation. Upon file review, we found that the water improvement charge for this property was never levied nor paid. The sanitary sewer was constructed as a private project and there was determined to be no sanitary sewer improvement charges due upon annexation.

The owner is currently connected and active for water and sanitary sewer service. According to the procedures in place at the time of annexation, the property owner needs to now pay the property's share of the existing utilities through the City improvement charge levy as required under section 1:278, Chapter 12, of the Ann Arbor Code. The \$8,578.22 Utilities Improvement Charge is to be levied and then made payable in 8 annual installments at 7.2% interest per annum on the unpaid balance.

It is therefore recommended that Council levy these improvement charges according to the terms described above.

Prepared by: Beverly J. Selvig, Management Assistant, Public Services
Reviewed by: Sue F. McCormick, Public Services Administrator
Approved by: Roger W. Fraser, City Administrator

R-388-8-07

RESOLUTION AUTHORIZING
WATER IMPROVEMENT CHARGES
FOR 196 ORCHARD HILLS COURT (\$8,578.22)

Whereas, The City has previously constructed sanitary sewer and water improvements described as follows:

Parcel ID 09-09-27-301-062 (196 Orchard Hills Court)

Sanitary Sewer privately constructed to serve this lot, no improvement charge due.

8" Water Main in Orchard Hills Drive: File No. 89044; District no. 89044
Constructed in 1989
\$8,578.22/connection * 1 connection = \$8,578.22

GRAND TOTAL OF IMPROVEMENT CHARGES **\$8,578.22;**

Whereas, The owner of 196 Orchard Hills Court is being furnished water and sanitary sewer service;

Whereas, Practice in place at the time of annexation of the property at 196 Orchard Hills Court was to levy improvement charges immediately following annexation;

Whereas, Pursuant to Section 1:278, Chapter 12, of the Code of the City of Ann Arbor, the fair share of the cost of said improvements is levied against certain properties and this fair share has not been previously paid nor contracted for;

RESOLVED,

1. That Council levy an improvement charge against the following annexed property which is specifically benefited by the above improvements:

<u>Annexation Address from Scio Township:</u>	196 Orchard Hills
<u>City Assessor Code:</u>	09-09-27-301-062
<u>Planning File No.:</u>	9273X17.1

LOT 70 HILLWOOD SUB NO. 5; previously Ann Arbor Township and now situated in the City of Ann Arbor, Washtenaw County, Michigan;

2. That the improvement charge levied is \$8,578.22;
3. That this improvement charge is divided into 8 equal installments; the first to be due on October 4, 2007, and the 7 subsequent installments to be due on June 1 of each and every year thereafter, with the deferred installments of the improvement charge to bear interest at the rate of 7.2% per annum commencing October 4, 2007;

4. That the Public Services Area be directed to send a copy of this resolution by first class mail to the owners of the property and to promptly have this resolution recorded in the office of the Register of Deeds of Washtenaw County, Michigan; and
5. That this levied improvement charge is to be invoiced to the owners, Philip Gingerich and Holly Smith, of the property known as 196 Orchard Hills Court, City of Ann Arbor, Washtenaw County, Michigan 48104, and to be credited in the amount of \$8,578.22 to Fund 0042-073-8000-7151.

Submitted by: Public Services Area
Date: August 20, 2007

Approved by: City Attorney

**APPROVED
BY ANN ARBOR CITY COUNCIL**

August 20, 2007

**CITY CLERK
ANN ARBOR, MI**