



## Legislation Text

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**File #:** 23-0730, **Version:** 1

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Resolution Authorizing Water Capital Recovery Charges for 2104 Tuomy Rd. (\$2,696.00)  
Your approval is requested to levy water capital recovery charges totaling \$2,696.00 on the property commonly known as 2104 Tuomy Rd (Parcel ID No. 09-09-34-302-014) which connected to a City water main on or about April 11, 2023. The water main was constructed by the City in 1920.

City of Ann Arbor Code section 1:278, Chapter 12, requires the owner of a property that connects to the City's water system to pay the property's share of the existing utilities through the City Capital Recovery charge. The \$2,696.00 Water Capital Recovery Charge is to be levied and then made payable in 3 annual installments and will accrue interest at 2.8384% per annum on the unpaid balance.

It is therefore recommended that Council levy this capital recovery charge according to the terms described above.

Prepared by: Crystal Allen, Deputy Treasurer

Reviewed by: Marti Praschan Financial Services Area Administrator and CFO

Jennifer Richards, Assistant City Attorney

Approved by: Milton Dohoney Jr., City Administrator

Whereas, The City constructed a Water Main in 1920 located in Tuomy Road, which is a part of the city's water system;

Whereas, The owner of the real property commonly referred to as 2104 Tuomy Rd. (which has a Parcel ID No. 09-09-34-302-014) connected to that Water Main on or about April 11, 2023;

Whereas, Pursuant to Chapter 27 (Section 2:22b) of the City Code, a property that newly connects to the City's water system is required to pay a Water Capital Recovery Charge in accordance with the Code;

Whereas, The net (and total) Water Capital Recovery Charge for such connection, calculated as set forth per Section 2.22b(2) of Chapter 27 of City Code, is \$2,696.00; and

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 capital is levied against certain properties and the fair share for this property has not been previously paid;

RESOLVED, That Council levy a capital recovery charge against the following property which is specifically benefited by the above improvements:

Property Address: 2104 Tuomy Rd

City Assessor Code: 09-09-34-302-014

PART OF LOT 17 JULIA A TUOMY SUB SEC 34 T2S R6E BEG NWC OF LOT 17 TH N 49'59'00" E 157.07 FT ALONG THE SE ROW LINE OF TUOMY RD TO POB TH CONT ALONG SE ROW LINEN 49'59'00" E 5.73 FT AND N 45'52'00" E 81 FT TH S 44'08'00" E 145 FT TH S 45'52'00" W 63 FT TH S 80'01'16" W 28.66 FT TH N 44'08'00" W 129.32 FT TO POB CONTAINING 0.284AC.

SPLIT ON 03/07/2022 FROM 09-09-34-302-012 INTO 09-09-34-302-013, 09-09-34-302-014, 09-09-34-302-015;

City of Ann Arbor, Washtenaw County, State of Michigan

RESOLVED, That the full capital recovery charge levied is \$2,696.00;

RESOLVED, That this capital recovery charge be divided into 3 equal installments with the first installment to be due on July 1, 2023, and the 2 subsequent installments to be due on July 1 of each and every year thereafter, with the deferred installments of the capital recovery charge to bear interest at the rate of 2.8384% per annum on water;

RESOLVED, That the Treasury Services Area be directed to send a copy of this resolution by electronic mail or 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

RESOLVED, That this levied capital recovery charge is to be invoiced to the owner, Eric Partington and Anindita Partington, of the property known as 2104 Tuomy Rd., City of Ann Arbor, Washtenaw County, Michigan 48103, and to be credited in the amount of \$2,696.00 to Fund 0042-070-1000-0000-7145.