

ORDINANCE NO. 166

APPROVING TAX INCREMENT FINANCING AND DEVELOPMENT PLAN FOR THE DOWNTOWN DEVELOPMENT AUTHORITY OF THE VILLAGE OF BARAGA

WHEREAS, the Downtown Development Authority of the Village of Baraga (the "Authority") has prepared and recommended for approval a Restated and Amended Tax Increment Financing and Development Plan on file with the Village Clerk (herein the "Amended Plan") for the Development Area in the Downtown District within the Village of Baraga (the "Village"); and;

WHEREAS, on June 21, 1993, the Village Council held a public hearing on the Plan pursuant to Act 197, Public Acts of Michigan, 1975, as amended (the "Act"); and,

WHEREAS, the Village Council has given the taxing jurisdictions in which the Development Area is located an opportunity to meet with the Village Council and to express their views and recommendations regarding the Amended Plan, as required by the Act; and,

WHEREAS, after consideration of the Amended Plan, the Village Council has determined to approve the Amended Plan.

NOW, THEREFORE, THE VILLAGE OF BARAGA ORDAINS:

1. Findings.

(a) The Development Plan included in the Amended Plan meets the requirements set forth in section 17(2) of the Act and the Tax Increment Financing Plan meets the requirements set forth in section 14(2) of the Act.

(b) The proposed method of financing the development is feasible and the Authority has the ability to arrange the financing.

(c) The development is reasonable and necessary to carry out the purposes of the Act.

(d) Any land included within the Development Area to be acquired is reasonably necessary to carry out the purposes of the Act.

(e) The Amended Plan is in reasonable accord with the master plan of the Village.

(f) Public services, such as fire and police protection and utilities, are or will be adequate to service the Development Area.

(g) Changes in zoning, streets, street levels, intersections, and utilities, to the extent required by the Amended Plan, are reasonably necessary for the Development Plan for the Village.

2. Public Purpose. The Village Council hereby determines that the Amended Plan constitutes a public purpose.

3. Best Interest of the Public. The Village Council hereby determines that it is in the best interests of the public to proceed with the Amended Plan in order to halt property value deterioration, to increase property tax valuation, to eliminate the causes of the deterioration in property values, and to promote growth in the Downtown District.

4. Approval and Adoption of Amended Plan. The Amended Plan is hereby approved and adopted. A copy of the Amended Plan and all later amendments thereto shall be maintained on file in the Village Clerk's office.

5. **Conflict and Severability.** All ordinances, resolutions and orders or parts thereof in conflict with the provisions of the Ordinance are to the extent of such conflict hereby repealed, and each section of the Ordinance and each subdivision of any section thereof is hereby declared to be independent, and the finding or holding of any section or subdivision thereof to be invalid or void shall not be deemed or held to affect the validity of any other section or subdivision of the Ordinance.

6. **Paragraph Headings.** The paragraph headings in this Ordinance are furnished for convenience of reference only and shall not be considered to be a part of the Ordinance.

7. **Publication and Recordation.** The Ordinance shall be published in full promptly after its adoption in the L'Anse Sentinel, a newspaper of general circulation in the Village, qualified under State law to publish legal notices, and shall be recorded in the Ordinance Book of the Village, which recording shall be authenticated by the signature of the Village Clerk.

8. **Effective Date.** The Ordinance is hereby determined by the Village Council to be immediately necessary for the interests of the Village and shall be in full force and effect from and after its passage and publication as required by law.

Passed and adopted by the Village Council of the Village of Baraga, County of Baraga, State of Michigan, on June 23, 1993, and approved by the President on June 23, 1993.

AYES: Members B. Treadeau, J. Holm, J. Mayo, J. Dompier, E. Filpus, H. Moberg.

ABSENT: Members P. Stark

NAYS: Memembers None

ORDINANCE DECLARED ADOPTED.

Betty K. Fish, Village Clerk

I hereby certify that the foregoing is a true and complete copy of an Ordinance No. 166 adopted by the Village Council of the Village of Baraga, County of Baraga, Michigan at a regular meeting held on June 21, 1993, and that said meeting was conducted and public notice of said meetings was given pursuant to an in full compliance with the Open meetings Act, being Act 267, Public Acts of Michigan, 1976, and that the minutes of said meeting were kept and will be or have been made available as required by said Act.

Betty K. Fish, Village Clerk