

Resolution

WHEREAS The Township of Commerce has a Brownfield project commonly known as the Commerce Beaumont project that it would like to have reviewed and processed by the Oakland County Brownfield Redevelopment Authority;

WHEREAS The Township of Commerce has not created a Brownfield Authority:

WHEREAS the Oakland County Brownfield Redevelopment Authority was created by Oakland County pursuant to MCL 125.2651 et seq. to assist jurisdictions like (name if CVT) that do not have their own Brownfield Authority;

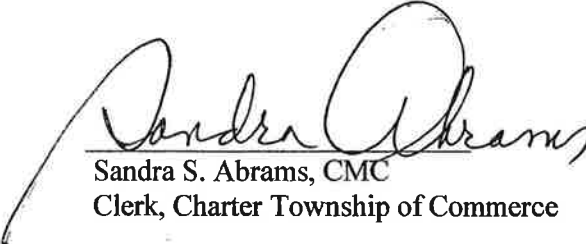
WHEREAS the Oakland County Brownfield Redevelopment Authority is prepared to assist The Township of Commerce by reviewing the proposed Commerce Beaumont Project, provided that The Township of Commerce acknowledges certain rights that the Oakland County Brownfield Redevelopment Authority has, to wit:

- (OCBRA or County) intends to collect an administrative fee via tax increment financing not to exceed \$10,000.00 per year; and
- (OCBRA or County) intends to capture and collect \$100,000 for a revolving loan fund. The OCBRA under state statute is allowed to capture an amount up to 100% of the eligible costs for the Brownfield project, and that such funds will be placed in the (OCBRA's or County's) revolving loan fund for future remediation projects. In this case the OCBRA will only capture 8% of the total allowed.

WHEREAS The Township of Commerce will have the opportunity to provide public comment on any Brownfield plan (including the amount of the administrative fee to be collected and the amount captured for the revolving loan fund) before it is finally adopted by the OCBRA and/or the Oakland County Board of Commissioners;

NOW BE IT THEREFORE RESOLVED that The Township of Commerce requests that the OCBRA undertake review of the Commerce Beaumont Project.

IT IS FURTHER RESOLVED THAT The Township of Commerce acknowledges and understands that (OCBRA or County) intends to collect certain administrative fees and capture certain taxes for its revolving loan fund, which will be specified in detail in any Brownfield Plan before it is finally adopted.


Sandra S. Abrams, CMC
Clerk, Charter Township of Commerce

THOMAS K. ZONER
SUPERVISOR
SANDRA S. ABRAMS
CLERK
SUSAN L. GROSS
TREASURER

THE CHARTER TOWNSHIP OF COMMERCE

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TRUSTEES
DEBRA N. KIRKWOOD
ROBERT J. LONG
DANIEL P. MUNRO
RICK SOVEL

Resolution

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WHEREAS The Charter Township of Commerce has not created a Brownfield Authority;

WHEREAS the Oakland County Brownfield Redevelopment Authority was created by Oakland County pursuant to MCL 125.2651 et seq. to assist jurisdictions like the Charter Township of Commerce that do not have their own Brownfield Authority;

WHEREAS The Charter Township of Commerce will have the opportunity to provide public comment on any Brownfield plan before it is finally adopted by the OCBRA and/or the Oakland County Board of Commissioners;

NOW BE IT THEREFORE RESOLVED that The Charter Township of Commerce requests that the OCBRA undertake review of the Commerce Beaumont Project.

RESOLUTION CARRIED UNANOMOUSLY at the regular meeting of the Charter Township of Commerce Board of Trustees this 13th day of February, 2008.


Sandra S. Abrams, CMC
Clerk, Charter Township of Commerce

STATE OF MICHIGAN
COUNTY OF OAKLAND
(TOWNSHIP OF COMMERCE)

**RESOLUTION CONCURRING WITH THE PROVISIONS OF
A BROWNFIELD PLAN ADOPTED BY THE OAKLAND COUNTY
BROWNFIELD REDEVELOPMENT AUTHORITY FOR THE
(COMMERCE BEAUMONT)**

RECITATIONS:

WHEREAS, the Oakland County Board of Commissioners, pursuant to and in accordance with the provisions of the Brownfield Redevelopment Financing Act, being Act 381 of the Public Acts of the State of Michigan of 1996, as amended (the "Act"), have established a Brownfield Redevelopment Authority and Board (OCBRA) to facilitate the clean up and redevelopment of Brownfields within Oakland County's communities; and

WHEREAS, the Commerce Beaumont project in the Township of Commerce is a environmental hazard, a "facility" under state statute; and

WHEREAS, a Brownfield clean up and redevelopment plan (the "Plan") has been prepared to restore the environmental and economic viability of this parcel which the OCBRA has reviewed and modified; and

WHEREAS, pursuant to OCBRA by-laws, a local committee has been appointed, participated in discussions regarding the proposed plan and project, reviewed the plan, and recommends its approval; and

WHEREAS, the OCBRA, pursuant to and in accordance with Section 13 of the Act, shall consider recommending that the Oakland County Board of Commissioners approve the Brownfield Plan to be carried out within the Township of Commerce, relating to the redevelopment of the Commerce Beaumont project located at 2401 Maple Road (the "Property"); and

NOW THEREFORE BE IT RESOLVED THAT, the Township Council of the Township of Commerce hereby concurs with the provisions of the Plan including approval of the Plan by the Oakland County Board of Commissioners and implementation of the Plan by the Oakland County Brownfield Redevelopment Authority.

BE IT FURTHER RESOLVED THAT should any section, clause or phrase of this Resolution be declared by the courts to be invalid, the same shall not affect the validity of this Resolution as a whole nor any part thereof other than the part so declared to be invalid.

BE IT FURTHER RESOLVED THAT all resolutions or parts of resolutions in conflict with any of the provisions of this Resolution are hereby repealed.

AYES: Abrams, Gross, Kirkwood, Long, Sovel and Zoner
NAYS: None
ABSTENTIONS: None
ABSENT: None

CERTIFICATION

It is hereby certified that the foregoing Resolution is a true and accurate copy of the Resolution adopted by the Township Council of the Township of Commerce at a meeting duly called and held on the 13th day of May, 2008.

Township of Commerce

By: 

Sandra S. Abrams, CMC
Clerk, Charter Township of Commerce