

ORDINANCE NO. 11-902
APPROVING AMENDMENTS
TO BOUNDARIES OF THE
DOWNTOWN DISTRICT OF THE
ISHPEMING DOWNTOWN DEVELOPMENT AUTHORITY

WHEREAS, the City of Ishpeming (the "City"), pursuant to Act 197, Public Acts of Michigan, 1975, as amended (the "Act"), has previously established the Ishpeming Downtown Development Authority (the "Authority") and set forth its boundaries within the Authority's Tax Increment Financing and Development Plan, as amended (the "District"); and

WHEREAS, to further the purposes of the Authority under the Act, the City, in conjunction with the Authority, has determined that it is necessary to amend the boundaries of the Authority's District to add additional parcels;

WHEREAS, pursuant to the requirement of the Act, on November 3, 2004, this City Council held a public hearing on the amendments to the Authority's District and provided Taxing Jurisdictions, as defined in the Act, the opportunity to address the City Council; and

WHEREAS, not less than 60 days has passed since the date of the public hearing.

NOW, THEREFORE, THE CITY OF ISHPEMING ORDAINS:

1. Findings. The City hereby determines that it is in the best interests of the residents and taxpayers of the City of Ishpeming to add the property described in Exhibit A to the District and jurisdiction of the Authority.
2. Amendment of Ordinance Establishing Downtown Development Authority. Ordinance No. 11-900 of the City of Ishpeming, as amended, is hereby amended to provide that the boundaries of the Authority shall be amended to add the property described in Exhibit A attached to this Ordinance.
3. 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and orders or parts thereof in conflict with the provisions of the Ordinance are to the extent of such conflict hereby repealed, and each section of the Ordinance and each subdivision of any section thereof is hereby declared to be independent, and the finding or holding of any section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.
4. 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.
5. Publication and Recordation. The Ordinance shall be published in full promptly after its adoption in The Mining Journal, a newspaper of general circulation in the City, qualified under State law to publish legal notices, and shall be recorded in the Ordinance Book of the City, which recording shall be authenticated by the signature of the City Clerk.

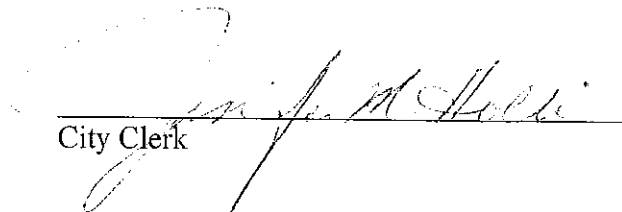
Passed and adopted by the City Council of the City of Ishpeming, County of Marquette, State of Michigan, on May 11, 2005.

AYES: Members: Valente – Heikkila, Bosio, Kipling, Scanlon and Stone

ABSENT: Members: None.

NAYS: Members: None.

ORDINANCE DECLARED ADOPTED.



City Clerk

Approved as of the First Reading: January 5, 2005

Adopted: May 11, 2005

I hereby certify that the foregoing is a true and complete copy of Ordinance No. 11-902 adopted by the City Council of the City of Ishpeming, County of Marquette, State of Michigan, at a regular meeting held on May 11, 2005, and that said meeting was conducted and public notice of said meeting was given pursuant to and 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.

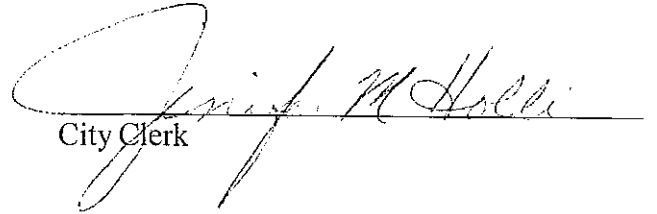






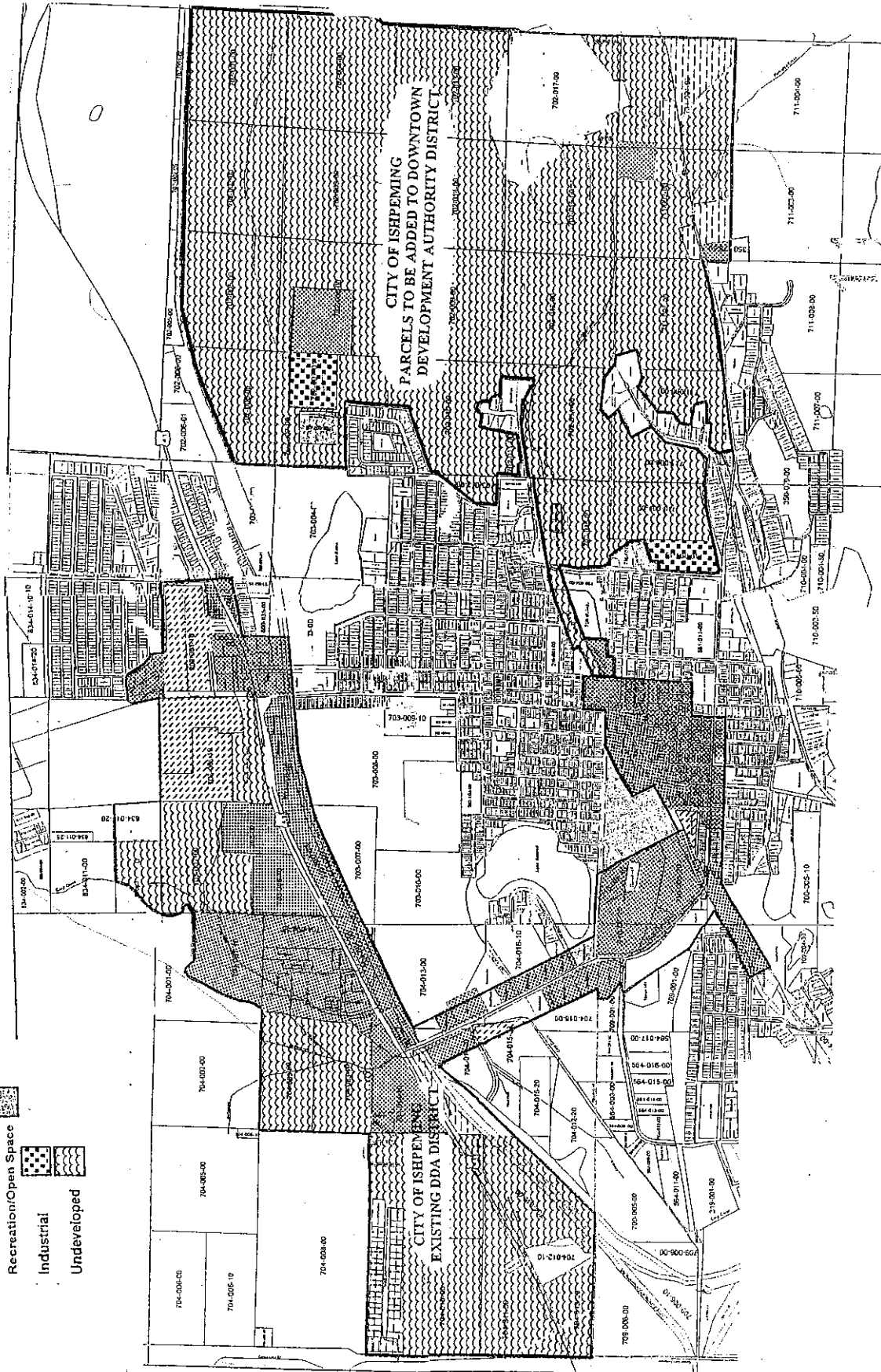

City Clerk

EXHIBIT A

-  Commercial
-  Residential
-  Institutional
-  Recreation/Open Space
-  Industrial
-  Undeveloped



19711

NOTICE OF PUBLIC HEARING

City of Ishpeming, Michigan

on the Amendment of the Boundaries of the Ishpeming Downtown Development Authority District

TO ALL INTERESTED PERSONS IN THE CITY OF ISHPEMING:

PLEASE TAKE NOTICE that the City Council of the City of Ishpeming, Michigan, will hold a public hearing on Wednesday, the 3rd of November, 2004 at 7:00 o'clock PM, Eastern Standard Time, in the Senior Citizens' Center, 320 South Pine Street, Ishpeming, Michigan, to consider the adoption of an ordinance amending the boundaries of the Ishpeming Downtown Development Authority's Downtown District pursuant to Act 197 of the Public Acts of Michigan of 1975, as amended. Copies of maps, plans, etc., are on file in the office of the City Clerk for inspection.

PROPOSED BOUNDARIES

The boundaries of the proposed amended district within which the Downtown Development Authority shall exercise its powers shall be as follows:

Section 2, T47N-R27W

East Half (E 1/2);

Northeast Quarter of the Northwest Quarter (NE 1/4-NW 1/4);

All that part of the Northwest Quarter of the Northwest Quarter (NW 1/4-NW 1/4) lying South of the North C&NW RR ROW, also including Malton Road lying North of said RR ROW in the Northeast Corner of said Northwest-Quarter;

Southwest Quarter of the Northwest Quarter (SW 1/4-NW 1/4);

Southeast Quarter of the Northwest Quarter (SE 1/4-NW 1/4);

Southwest Quarter (SW 1/4) except the Wabash Heights Subdivision, Assessor's Plat of East New York Street, and the Assessor's Plat of Hard Ore Location.

Section 3, T47N-R27W

All that part of the Southeast Quarter of the Southeast Quarter (SE 1/4-SE 1/4) lying East of Seventh Street and South of the Old RR ROW.

Abandoned RR ROW in SE 1/4

Section 10, T47N-R27W

Northeast Quarter of the Northeast Quarter (NE 1/4-NE 1/4) except the Assessor's Plat of Nebraska Location, Cleveland Iron Mining Company's Fifth Addition, Hard Ore Addition, and Diamond Drill parcel beginning at the Northwest Corner of Lot #26 of the Assessor's Plat of the Nebraska Location; thence N1°48'00"E 153.12 feet (along East R/W Seventh Street, to the Southwest Corner of Lot #27 of said Plat); thence N72°45'07"E 106.09 feet; thence N1°56'12"E 90.96 feet (to the Northwest Corner of said Lot #27); thence E40°08'15" 300.63 feet (to the Northeast Corner of Lot #25 of said Plat); thence S70°42'36"W 63.29 feet; thence S67°53'30"W 121.03 feet; thence N20°41'20"W 38.44 feet; thence S82°41'22"W 118.51 feet to the Point of Beginning.

Section 11, T47N-R27W

North half of the North half (N 1/2-N 1/2) except the Assessor's Plat of Hard Ore Location and the Hard Ore Addition; and

All that part of the Southwest Quarter of the Northwest Quarter (SW 1/4-NW 1/4) lying north of the Hard Ore Addition.

Cleveland Cliffs Iron Company's Addition the North 40' of Lots 1, 2, 3 and part of SW 1/4 of SE 1/4 Section 3 T47R lying south of C&NW RR and West of line beginning at NW Corner of Lot 17 Cleveland Cliffs Iron Company's Fifth Addition, thence N2°4'E approximately 260 feet to South ROW line of Old C&NW ROW.

The proposed amendment would add the following parcels of land to the District, as shown at the left:

At the public hearing, all citizens, taxpayers, and property owners of the City of Ishpeming desiring to address the City Council regarding the amended boundaries of the Downtown Development Authority's Downtown District shall be afforded the opportunity.

FURTHER INFORMATION may be obtained from the City Clerk at City Hall, 100 East Division Street, Ishpeming, Michigan 49849.

This notice is given by order of the City Council of the City of Ishpeming, Michigan.

Jenifer M. Holli, City Clerk, City of Ishpeming

