

**CASCADE CHARTER TOWNSHIP  
KENT COUNTY, MICHIGAN**

**RESOLUTION NO. 35-2021**

**LARAWAY LAKE SPECIAL ASSESSMENT DISTRICT NO. 1**

**CONFIRMATION OF THE SPECIAL ASSESSMENT ROLL; LIEN;  
PAYMENT AND COLLECTION OF SPECIAL ASSESSMENTS**

Minutes of a regular meeting of the Township Board of Cascade Charter Township, Kent County, Michigan, held at the Cascade Library Wisner Center, 2870 Jacksmith Dr. SE, Grand Rapids, Michigan 49546, on September 8, 2021, at 7:00 p.m. local time.

PRESENT: Members Koessel, Lesperance, McDonald, Noordhoek, Peirce, Shipley, Slater

ABSENT: Members \_\_\_\_\_

The following resolution was offered for adoption by Member McDonald and supported by Member Koessel :

WHEREAS, the Township Board of Cascade Charter Township, pursuant to Act 188 of Public Acts of Michigan of 1954, as amended (“Act” or “Act 188”), has resolved its intent to make public improvements which shall consist of the control and partial eradication of aquatic plants and weeds within Laraway Lake by means of chemical treatment, biological agents, and/or mechanical harvesting (the “Public Improvements”); and

WHEREAS, the Township Supervisor for Cascade Charter Township caused to be prepared and certified a special assessment roll for the purpose of specially assessing that portion of the cost of the Public Improvements to the properties specially benefited thereby, and the same was presented to the Township Board and filed in the office of the Township Clerk for public examination; and

WHEREAS, after notice duly given pursuant to Act 188, the Township Board held a public hearing to consider the proposed special assessment roll and any objections thereto for the Public Improvements on the 8th day of September, 2021 at 7:00 p.m.; and

WHEREAS, after hearing all persons interested therein, giving due consideration to any written objections to the special assessment roll filed with the Township Clerk, and after reviewing the special assessment roll, the Township Board deems the special assessment roll to be fair, just and equitable, and that each of the assessments contained thereon is relative to the benefits to be derived by the parcels of land assessed.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. That the said special assessment roll prepared and certified by the Township Supervisor and reported to the Township Board in the total amount of One Hundred Fifteen Thousand Seven Hundred Forty-Nine Dollars and Eight Cents (\$115,749.80) (or \$11,574.98 per year), for the Laraway Lake Special Assessment District No. 1, a copy of which is attached hereto as Exhibit A, is hereby confirmed and shall be known and designated as the Laraway Lake Special Assessment District Roll No. 1 (the "Roll").

2. That the Township Clerk shall endorse on the Roll the date of this meeting as the date of confirmation of the Roll.

3. That the assessments in the Roll shall be divided into ten (10) annual installments (i.e. one installment per year), the first of which shall be due and payable on or before February 14, 2022, and the following installments to be due on or before the 14th day of the same month of each year thereafter.

4. That all unpaid installments prior to their transfer to the tax roll as provided by Act 188, as amended, shall bear interest payable annually on each installment due date at the rate of zero percent (0%) per annum commencing on the due date of the first installment as set forth in this Resolution. Any payments before such first installment due date shall not bear any such interest.

5. That future due installments of an assessment against any parcel of land may be paid to the Township Treasurer at any time in full, with interest accrued through the month in which the installments are paid.

6. If an installment of a special assessment is not paid when due, then the installment shall be considered to be delinquent and there shall be collected, in addition to the interest provided in paragraph 4, above, a penalty at the rate of one percent (1%) for each month or fraction of a month that the installment remains unpaid before being reported to the Township Board for reassessment upon the Township tax roll as provided in Act 188.

7. That, in accordance with Public Act 188, if at any time during the term of the special assessment district an actual incremental cost increase exceeds the estimate therefor by 10% or more, notice shall be given as provided in section 4a of the Act and a hearing afforded to the record owners of property to be assessed.

8. If an annual incremental cost increase exceeds the CPI increase applied to the taxable value of property during that same year, notice shall be given as provided in section 4a of the Act and a hearing afforded to the record owners of property to be assessed.

9. That all special assessments contained in the Roll, including any part thereof deferred as to payment, shall from the date of confirmation of the Roll, pursuant to Act 188, constitute a lien upon the respective parcels of land assessed and such lien shall be of the same character and effect as the lien created for Township taxes and shall include accrued interest and penalties.

10. That the special assessments made in the Roll are hereby ordered and directed to be collected and the Township Clerk shall deliver the Roll to the Township Treasurer with a warrant attached thereto, which shall command the Township Treasurer to collect the special assessments in the Roll in accordance with the direction of the Township Board and which warrant shall further require the Township Treasurer on the first day of September following the date when any such assessments or any part thereof have become due to submit to the Township Board a sworn statement setting forth the names of the persons delinquent, if known, a description of the parcels of land upon which there are delinquent assessments and the amount of such delinquency including accrued interest computed to September 1 of such year. The form of the warrant is attached hereto as Exhibit B.

11. That upon receiving the Roll and warrant, the Township Treasurer shall proceed to collect the several amounts assessed therein as the same become due.

12. That the assessments shall be allocated and collected based on a per taxable parcel basis, as set forth in the Roll, and that the assessments shall be apportioned to each taxable parcel (or portions thereof) set forth in the Roll and as shown on Exhibit C.

13. That the Township Clerk shall, as soon as possible but in no event more than seven (7) days after confirmation of the Roll, send notice of the special assessment, in the form attached hereto on Exhibit D, to the person responsible for payment of the ad valorem property taxes or the record owner of or the party in interest in (whichever is applicable) each parcel of land assessed, at the address shown for such persons upon the last Township tax assessment roll for ad valorem tax purposes, subject to any subsequent changes in the names and addresses of the owners or parties listed thereon.

14. That all actions heretofore taken by Township officials, employees, and agents with respect to the Public Improvements and proceedings under Act 188 are hereby ratified and confirmed.

15. That all resolutions or parts of resolutions in conflict herewith shall be and the same are hereby rescinded.

YEAS: Members Koessel, Lesperance, McDonald, Noordhoek, Peirce, Shipley, Slater

NAYS: Members \_\_\_\_\_

ABSENT: Members \_\_\_\_\_

RESOLUTION DECLARED ADOPTED.

Susan B. Slater

Susan Slater  
Township Clerk

STATE OF MICHIGAN            )  
  ) ss.  
COUNTY OF Keeweenaw    )

I, Susan Slater, Cascade Charter Township Clerk, hereby certify that the foregoing is a true and complete copy of a resolution adopted by the Cascade Charter Township Board at a regular meeting held on September 8, 2021, and that public notice of said meeting was given pursuant to Act No. 267, Public Acts of Michigan, 1976, as amended, including, in the case of a special or rescheduled meeting, notice by publication or posting at least eighteen (18) hours prior to the time set for the meeting.

IN WITNESS WHEREOF, I have affixed my official signature this 8<sup>th</sup> day of Sept., 2021.

Susan B. Slater

Susan Slater  
Township Clerk

**EXHIBIT A**

**CASCADE CHARTER TOWNSHIP  
LARAWAY LAKE SPECIAL ASSESSMENT DISTRICT NO. 1**

**SPECIAL ASSESSMENT ROLL**

SUPERVISOR'S CERTIFICATE

I, Grace Lesperance, Supervisor of the Charter Township of Cascade, hereby state that the attached Special Assessment Roll for the Laraway Lake Special Assessment District No. 1 was made pursuant to a resolution of the Township Board, and in making such Special Assessment Roll, I have, according to my best judgment, conformed in all respects to the directions contained in such resolution and the statutes of the State of Michigan.

Date: 7/28, 2021

Grace Lesperance  
Grace Lesperance  
Cascade Charter Township Supervisor

\* \* \*

CERTIFICATE OF CONFIRMATION

I hereby certify that the above Special Assessment Roll was confirmed on 9/8, 2021 by resolution of the Township Board of Cascade Charter Township.

Dated: 9/8, 2021

Susan B. Slater  
Susan Slater  
Cascade Charter Township Clerk

**LARAWAY LAKE  
SPECIAL ASSESSMENT DISTRICT#1 ROLL**

<b>TOTAL ASSESSMENT:</b>	\$115,749.80
<b>TOTAL ASSESSMENT PER YEAR:</b>	\$11,574.98
<b>TOTAL ASSESSED PARCELS:</b>	23
<b>TOTAL INSTALLMENTS:</b>	10
<b>TOTAL PER PARCEL ASSESSMENT:</b>	\$5,032.61
<b>PER PARCEL ASSESSMENT PER YEAR:</b>	\$503.26

Permanent Parcel No.	Street Address	Total Assessment <sup>1</sup>	Yearly Assessment
41-19-05-480-014	1830 Beard Dr. SE	\$5,032.61	\$503.26
41-19-05-480-013	1860 Beard Dr SE	\$5,032.61	\$503.26
41-19-05-480-012	1874 Beard Dr. SE	\$5,032.61	\$503.26
41-19-05-480-010	1930 Boxthorn Ct. SE	\$5,032.61	\$503.26
41-19-05-480-009	1944 Boxthorn Ct. SE	\$5,032.61	\$503.26
41-19-04-351-016	2025 Laraway Lake Dr. SE	\$5,032.61	\$503.26
41-19-04-351-011	2019 Laraway Lake Dr. SE	\$5,032.61	\$503.26
41-19-04-351-013	1995 Laraway Lake Dr. SE	\$5,032.61	\$503.26
41-19-04-351-009	1981 Laraway Lake Dr. SE	\$5,032.61	\$503.26
41-19-04-351-008	1975 Laraway Lake Dr. SE	\$5,032.61	\$503.26
41-19-04-351-007	1969 Laraway Lake Dr. SE	\$5,032.61	\$503.26
41-19-04-351-006	1955 Laraway Lake Dr. SE	\$5,032.61	\$503.26
41-19-04-351-005	1943 Laraway Lake Dr. SE	\$5,032.61	\$503.26
41-19-04-351-004	1931 Laraway Lake Dr. SE	\$5,032.61	\$503.26
41-19-04-351-003	1915 Laraway Lake Dr. SE	\$5,032.61	\$503.26
41-19-04-351-015	1891 Laraway Lake Dr. SE	\$5,032.61	\$503.26
41-19-04-351-001	1865 Laraway Lake Dr. SE	\$5,032.61	\$503.26
41-19-04-301-033	1861 Laraway Lake Dr. SE	\$5,032.61	\$503.26
41-19-04-301-032	1859 Laraway Lake Dr. SE	\$5,032.61	\$503.26
41-19-04-301-014	1855 Laraway Lake Dr. SE	\$5,032.61	\$503.26
41-19-04-301-031	6500 Donnegan Ln. SE	\$5,032.61	\$503.26
41-19-04-301-030	6484 Donnegan Ln. SE	\$5,032.61	\$503.26
41-19-04-301-024	6400 Donnegan Ln. SE	\$5,032.61	\$503.26

<sup>1</sup> The assessment amount will be divided into ten (10) equal annual installments or principal with the first installment due and payable on or before February 14, 2022, and all subsequent installments due and payable on or before February 14 of each year through February 14, 2031.

**EXHIBIT B**

**WARRANT FOR COLLECTION OF  
LARAWAY LAKE SPECIAL ASSESSMENT ROLL NO. 1**

I, Susan Slater, the Township Clerk of Cascade Charter Township, Kent County, Michigan, hereby direct and command the Township Treasurer to collect the special assessments set forth in the attached Laraway Lake Special Assessment District Roll No. 1 in accordance with the directions of the Township Board in respect thereto set forth in a Resolution adopted by the Cascade Charter Township Board on September 8, 2021, confirming such special assessment roll of the Township. In addition, on September 1 of each year, commencing September 1, 2021, you shall submit to the Township Board a sworn statement setting forth the names of the persons delinquent, if known, a description of the parcels of land upon which there are delinquent assessments and the amount of such delinquency, including accrued interest and penalties computed to September 1 of such year. In particular, the Township Treasurer shall include as a delinquent tax any unpaid special assessment which is delinquent on the last day of February, and the delinquent taxes returned to the County Treasurer the next day, pursuant to Section 55 of the General Property Tax Act, MCL 211.55.

Dated: 9/8, 2021



Susan Slater  
Cascade Charter Township Clerk



**EXHIBIT C**



<b>Permanent Parcel No.</b>	<b>Street Address</b>	<b>Total Assessment <sup>1</sup></b>	<b>Yearly Assessment</b>
41-19-05-480-014	1830 Beard Dr. SE	\$5,032.61	\$503.26
41-19-05-480-013	1860 Beard Dr SE	\$5,032.61	\$503.26
41-19-05-480-012	1874 Beard Dr. SE	\$5,032.61	\$503.26
41-19-05-480-010	1930 Boxthorn Ct. SE	\$5,032.61	\$503.26
41-19-05-480-009	1944 Boxthorn Ct. SE	\$5,032.61	\$503.26
41-19-04-351-016	2025 Laraway Lake Dr. SE	\$5,032.61	\$503.26
41-19-04-351-011	2019 Laraway Lake Dr. SE	\$5,032.61	\$503.26
41-19-04-351-013	1995 Laraway Lake Dr. SE	\$5,032.61	\$503.26
41-19-04-351-009	1981 Laraway Lake Dr. SE	\$5,032.61	\$503.26
41-19-04-351-008	1975 Laraway Lake Dr. SE	\$5,032.61	\$503.26
41-19-04-351-007	1969 Laraway Lake Dr. SE	\$5,032.61	\$503.26
41-19-04-351-006	1955 Laraway Lake Dr. SE	\$5,032.61	\$503.26
41-19-04-351-005	1943 Laraway Lake Dr. SE	\$5,032.61	\$503.26
41-19-04-351-004	1931 Laraway Lake Dr. SE	\$5,032.61	\$503.26
41-19-04-351-003	1915 Laraway Lake Dr. SE	\$5,032.61	\$503.26
41-19-04-351-015	1891 Laraway Lake Dr. SE	\$5,032.61	\$503.26
41-19-04-351-001	1865 Laraway Lake Dr. SE	\$5,032.61	\$503.26
41-19-04-301-033	1861 Laraway Lake Dr. SE	\$5,032.61	\$503.26
41-19-04-301-032	1859 Laraway Lake Dr. SE	\$5,032.61	\$503.26
41-19-04-301-014	1855 Laraway Lake Dr. SE	\$5,032.61	\$503.26
41-19-04-301-031	6500 Donnegal Ln. SE	\$5,032.61	\$503.26
41-19-04-301-030	6484 Donnegal Ln. SE	\$5,032.61	\$503.26
41-19-04-301-024	6400 Donnegal Ln. SE	\$5,032.61	\$503.26

**EXHIBIT D**

[To be retyped on Cascade Charter Township letterhead]

**NOTICE OF SPECIAL ASSESSMENT**

TO ALL PROPERTY OWNERS OR PARTIES IN INTEREST IN THE LARAWAY LAKE SPECIAL ASSESSMENT DISTRICT NO. 1 (the "District"):

Following a public hearing to consider the special assessment roll, the Township Board confirmed the special assessment roll for the District on \_\_\_\_\_, 2021.

A PROPERTY OWNER OR ANY PERSON HAVING ANY INTEREST IN THE REAL PROPERTY ASSESSED ON THE SPECIAL ASSESSMENT ROLL CONFIRMED BY THE TOWNSHIP BOARD ON \_\_\_\_\_, 2021, MAY FILE A WRITTEN APPEAL OF THE SPECIAL ASSESSMENT WITH THE MICHIGAN TAX TRIBUNAL WITHIN 30 DAYS AFTER CONFIRMATION OF THE SPECIAL ASSESSMENT ROLL, IF THE SPECIAL ASSESSMENT WAS PROTESTED AT THE HEARING ON THE CONFIRMATION OF THE SPECIAL ASSESSMENT ROLL.

You may pay your special assessment in annual installments or prepay your special assessment in full at any time.

For additional information about the special assessment or the special assessment district, please call Benjamin Swayze, Cascade Charter Township Manager, at (616) 949-1500. Copies of all of the documents related to the special assessment and special assessment district are available for review or purchase at the Township offices during normal business hours.

Sincerely,

CASCADE CHARTER TOWNSHIP