

A RESOLUTION TO ADOPT THE PROPOSED AMENDMENT TO THE BROWNFIELD PLAN FOR WASHTENAW COUNTY APPROVING TAX INCREMENT FINANCING AND SINGLE BUSINESS TAX CREDIT INCENTIVES FOR THE "200 SOUTH ASHLEY" BROWNFIELD REDEVELOPMENT PROJECT IN THE CITY OF ANN ARBOR

WASHTENAW COUNTY BOARD OF COMMISSIONERS

March 7, 2007

WHEREAS, the Washtenaw County Board of Commissioners, supports the sustainable redevelopment of environmentally distressed sites designated as brownfields; and

WHEREAS, through Resolution 99-0110, the Washtenaw 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"), established the Washtenaw County Brownfield Redevelopment Authority (the "WCBRA") to facilitate the implementation of plans relating to the identification and treatment of environmentally distressed areas in Washtenaw County; and

WHEREAS, through Resolution 00-0215, the Washtenaw County Board of Commissioners adopted the Brownfield Plan for Washtenaw County (the "Plan"); and

WHEREAS, the property located at 200 South Ashley Street (the "Property") in the City of Ann Arbor has been identified as an environmental hazard, a "facility" under state statute; and

WHEREAS, a brownfield clean-up and redevelopment plan has been prepared as an Amendment to the Plan, to restore the environmental and economic viability of the property; and

WHEREAS, the Ann Arbor City Council has reviewed the Amendment to the Plan, and has been provided a reasonable opportunity to express their views and recommendations regarding it in accordance with Section 13(13) of the Act; and

WHEREAS, pursuant to and in accordance with Section 13 of the Act, the WCBRA, on February 21, 2007, voted to recommend that the Washtenaw County Board of Commissioners approve the Amendment to the Plan to be carried out within the City of Ann Arbor, relating to the redevelopment of the Property; and

WHEREAS, the Washtenaw County Board of Commissioners will hold Public Hearing on February 21, 2007 to receive comment on the proposed Amendment to the Plan pursuant to the Act; and

WHEREAS, The Ann Arbor City Council will vote on the Amendment to the Plan on March 5, 2007, and an update will be provided upon request at the Ways and Means Meeting on March 7, 2007; and

WHEREAS this matter has been reviewed by the County Administrator's Office and the Corporation Counsel; and

NOW THEREFORE BE IT RESOLVED that the Washtenaw County Board of Commissioners accepts the concurrence of the Ann Arbor City Council and the recommendation of the WCBRA, and approves the adoption of the proposed Amendment to the Plan.

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.