

ORDINANCE NUMBER 788

AN ORDINANCE TO AMEND CHAPTER 50 OF THE ORDINANCES OF THE CITY OF ALMA TO EXTEND THE DURATION OF THE ANNUAL SERVICE CHARGE IN LIEU OF TAXES WITH RESPECT TO COUNTRYSIDE II APARTMENTS

The City of Alma Ordains:

Section 1. Section 50-120 of Chapter 50 of the ordinances of the City of Alma is amended to read as follows:

Sec. 50-120. - Duration.

This division shall remain in effect for a period of 35 years after the issuance of the certificate of occupancy, which occurred on July 26, 2001; so long as the housing development remains subject to income and rent restrictions pursuant to section 42 of the Internal Revenue Code of 1986, as amended, provided that construction of the housing development commences within one year from the effective date of the ordinance from which this division is derived. At the close of said 35-year period, the subject property shall revert to the regular tax rolls of the city.

Section 2. Separability. If any section, subsection, paragraph, sentence, clause, phrase or portion of this ordinance is, for any reason, held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed a separate distinct and independent provision and such holding shall not affect the validity of the remaining portions thereof.

Section 3. Ordinances Repealed. All ordinances and/or parts of ordinances inconsistent with this ordinance are hereby repealed.

Section 4. Effective Date. This ordinance shall take effect and be in force fifteen days from and after its enactment as provided by the City Charter.

Passed and approved by the City Commission of the City of Alma, Michigan, in regular session, held April 26, 2016.

We, the undersigned, Mayor and Clerk of the City of Alma, Michigan, do hereby certify that the above and foregoing Ordinance No. 788 of the City of Alma, Michigan, was introduced at a regular meeting of the City Commission, held on March 22, 2016, and was thereafter passed at a regular meeting on April 26, 2016, at least two weeks elapsing between the introduction and the enactment.

Dated at Alma, Michigan, this 26th day of April, 2016.

Melvin Nyman, Mayor

Sheila Letourneau, Clerk

I, the undersigned, City Clerk, DO HEREBY CERTIFY that the foregoing and above Ordinance No. 788 of the City of Alma, Michigan, is a true and compared copy of the original ordinance, now on file in my office, and of the whole thereof; that the same was published within 10 days from its adoption in the Morning Sun, a newspaper printed, published and circulated in the City of Alma, Michigan, on May 6, 2016 and that the Affidavit of Publication thereof is now on file in my office and is a part of the original records pertaining to the adoption of the aforesaid ordinance.

I FURTHER CERTIFY that in accordance with the provisions of Section 5.3 and 5.5 of Chapter V of the Charter of Alma, Michigan, the foregoing ordinance shall take effect 15 days after its enactment as aforesaid.

Dated April 26, 2016 at Alma, Michigan

Sheila Letourneau, City Clerk