

ORDINANCE NO. 37

DRYDEN DOWNTOWN DEVELOPMENT AUTHORITY

At a regular meeting of the Village Council of the Village of Dryden at 8:30 p.m. on the 7th day of October, 1985, at the Village Hall in the Village of Dryden, Councilperson *Sawgle* moved the adoption of the following Dryden Downtown Development Authority Ordinance; the motion was supported by Councilperson *Westich* :

An ordinance to provide for the establishment of a Downtown Development Authority; to establish its purpose and undertake definitions; to prescribe its powers and duties; to create a governing board and prescribe its powers and duties; to fix the boundaries of the Downtown Development District; to provide for a director's bond; and to provide for the termination of the Downtown Development Authority.

THE VILLAGE OF DRYDEN ORDAINS:

Section 1. TITLE. This ordinance shall be known and may be cited as the "DRYDEN DOWNTOWN DEVELOPMENT AUTHORITY ORDINANCE."

Section 2. PURPOSE. The purpose of the ordinance shall be to establish a Downtown Development Authority pursuant to Act 197 of the Public Acts of Michigan of 1975, as amended; to define the boundaries of the district; to provide for the number of members for the board governing the authority; and to provide for all other matters necessary and related thereto.

Section 3. DEFINITIONS. The terms used in this ordinance shall have the same meaning as given to them in 1975 Public Act 197 or as hereinafter in the Section provided, unless the context clearly indicates a different meaning. As used in this ordinance:

(A) "Act 197" means Act 197 of the Public Acts of Michigan of 1975 as now in effect or hereafter amended, being MCLA 125.1651 et seq.; MSA 5.3010 (1) et seq.

(B) "Authority" means the Dryden Downtown Development Authority created by this Ordinance.

(C) "Chief Executive Officer" means the President of the Village of Dryden.

(D) "The Agency which is chiefly responsible for planning in the municipality" means the Dryden Village Planning Commission.

Section 4. DETERMINATION OF NECESSITY. The Dryden Village Council hereby ratifies its earlier determination that it is necessary for the best interests of the public to halt property value deterioration and increase property tax valuation where possible in its business district, to eliminate the cause of the deterioration, and to promote economic growth by establishing a Downtown Development Authority pursuant to Act 197.

Section 5. CREATION OF AUTHORITY. There is hereby created, pursuant to Act 197, a Downtown Development Authority for the Village of Dryden, Michigan. The authority shall be a public body corporate and shall be known and exercise its power under the name of the "Dryden Downtown Development Authority."

Section 6. POWERS AND DUTIES.

(A) The Authority shall develop appropriate plans to aid in the economic growth of the downtown district, subject to the approval of the Dryden Village Council. Once the plans are so approved, the Authority shall implement the plans for developments in the downtown districts so as to best achieve the goals set by the Dryden Village Council consistent with the purpose of Act 197.

(B) The Authority shall also have all the powers and duties as set forth in Act 197.

Section 7. BOUNDARIES. The boundaries are as follows: Commencing at the South Quarter corner of Section 12, Town 6 North, Range 11 East; thence North 330 feet along the East boundary of the Village of Dryden; thence West approximately 1320 feet to the East line of the West one-half of the Southwest one-quarter of Section 12; thence North 1739.56 feet along said line; thence West 184.51 feet to the West Line of Section 12 (being the centerline of Mill Street); thence West approximately 1320 feet to the West line of the West one-half of the Southeast one-quarter of Section 11; thence South along said line approximately 920 feet; thence East to the Southeast corner of the intersection of North Street and Atwell Street; thence South along the East line of Atwell Street as if extended to the North line of the alley located along the North edge of Atwell's Addition; thence East along said North line of said alley to a point 190 feet East and 140 feet south of the Northeast corner of Lot 1, Block 5 of the Original Plat of the Village of Dryden; thence South to the centerline of Liberty Street; thence East to the West line of the G.T.R.R. R.O.W.; thence South along said line to the North boundary of the Village Cemetery; thence East along said boundary as if extended to the East Village Limits; thence North to the P.O.B.

→ Section 8. GOVERNING BOARD. The Authority shall be under the supervision and control of a board as provided for in Act 197. The board shall consist of eight (8) members in addition to the Village President. The board shall have the powers and duties as set forth in said Act 197.

Section 9. DIRECTOR'S BOND. If the board of the Authority employs a director, the bond required to be furnished by the director shall be in the penal sum of \$10,000.00, payable to the Authority for use and benefit of the Authority and filed with the Dryden Village Clerk.

Repealed
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Section 10. TERMINATION OF AUTHORITY. An Authority which has completed the purpose for which it was organized shall be dissolved by ordinance of the Village of Dryden. The property and assets remaining after the termination shall belong to the Village of Dryden.

Section 11. SEVERABILITY. If any provision of this Ordinance shall be held to be invalid, the invalidity of such provision shall not affect any other provision, and for this purpose, the provisions of this ordinance are severable.

Section 12. EFFECTIVE DATE. This ordinance shall become effective on the 7th day of October, 1985.

AYES: 7

NAYS: 0

ABSENT: 0

Motion carried and the ordinance was adopted.

The undersigned president and clerk of the Village of Dryden hereby certify that this ordinance was duly adopted on the 7th day of October, 1985, by the Council of the Village of Dryden, and was published in the Lapeer County Press and the Tri City Times on the 16th day of October 1985.

Eugene Miller, President

Janice M. Kent, Village Clerk