

## CHAPTER 36

### LAPEER DOWNTOWN DEVELOPMENT AUTHORITY

#### 36.01 TITLE

This Ordinance shall be known and may be cited as the "Lapeer Downtown Development Authority Ordinance".

#### 36.02 PURPOSE

The purpose of this Ordinance shall be to establish a Downtown Development Authority pursuant to Act 197 of the Public Acts of Michigan, 1975, to define the boundaries of the downtown 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.

#### 36.03 DEFINITIONS

The terms used in this Ordinance shall have the same meaning as given to them in Act 197 or as hereinafter in this 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 Lapeer Downtown Development Authority created by this Ordinance.
- (C) **CHIEF EXECUTIVE OFFICER** means the Mayor of the City of Lapeer.
- (D) **THE AGENCY WHICH IS CHIEFLY RESPONSIBLE FOR PLANNING IN THE MUNICIPALITY** means the Lapeer City Planning Commission.

#### 36.04 DETERMINATION OF NECESSITY

The Lapeer City Commission 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.

**36.05 CREATION OF AUTHORITY**

There is hereby created, pursuant to Act 197, a Downtown Development Authority for the City of Lapeer, Michigan. The Authority shall be a public body corporate and shall be known and exercise its power under the name of the "Lapeer Downtown Development Authority".

**36.06 POWERS AND DUTIES.**

- (A) The Authority shall develop whatever plans are appropriate, in the opinion of the Lapeer City Commission, to aid in the economic growth of the downtown district. Once the plans are approved by the Lapeer City Commission, the Authority shall implement the plans for developments in the downtown districts so as to best achieve the goals set by the Lapeer City Commission consistent with the purpose of Act 197.
  
- (B) The Authority shall also have all the powers and duties as set forth in Act 197.

**36.07 BOUNDARIES**

The Lapeer Downtown Development Authority shall exercise its powers and duties within the downtown district, the boundaries of which are as follows:

Beginning at the Northwest corner of the intersection of Calhoun and State Street; thence East along the North line of State Street to the North line of Law Street; thence Northeasterly along said North line of Law Street to the East line of Saginaw Street; thence Northwesterly along said East line of Saginaw Street 120 feet more or less to the South line of Mill Street; thence Northeasterly along said South line of Mill Street to the Northeasterly corner of Lot 14, Block 16 of the Original Plat of the City of Lapeer, Northeast Division; thence Southeasterly along the East line of Lots 14 through 8 of said Block 16 to the North bank of the Flint River; thence Southerly along an intermediate traverse line of said river to its intersection with the North line of Genesee Street; thence Westerly along the North line of Genesee Street to the West line of Monroe Street; thence Northerly along the West line of Monroe Street to the Northwest corner of Monroe Street and Liberty Street, thence Easterly along the North line of Liberty Street to the West line of Calhoun Street, thence Northerly along the West line of Calhoun Street to the point of beginning.

**EFFECTIVE DATE OF AMENDMENT: July 27, 1983**

**36.08 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 twelve (12) members in addition to the Mayor. (12-29-82)

**36.09 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 \$25,000.00, payable to the Authority for use and benefit of the Authority and filed with the Lapeer City Clerk.

**36.10 TERMINATION OF AUTHORITY**

An Authority which has completed the purpose for which it was organized shall be dissolved by ordinance of the City of Lapeer. The property and assets remaining after the termination shall belong to the City of Lapeer.

**36.11 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.

**EFFECTIVE DATE OF ORDINANCE: November 24, 1982.**