



# Rochester Hills

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## Master

**File Number: 2011-0413**

**File ID:** 2011-0413

**Type:** Exemptions

**Status:** Public Hearing

**Version:** 2

**Reference:** 2011-0413

**Controlling Body:** City Council  
Regular Meeting

**File Created Date :** 09/14/2011

**File Name:** PH for IFT for Eagle Ottawa, LLC

**Final Action:**

**Title label:** Request for Approval of an Industrial Facilities Exemption Certificate for Eagle Ottawa, LLC,  
2930 W. Auburn Road

**Notes:** V1 - 10/3/2011 RES0195-2011

**Sponsors:**

**Enactment Date:**

**Attachments:** Agenda Summary.pdf, Analysis 8 Years.pdf,  
Development Agreement.pdf, 092611 Agenda  
Summary.pdf, Application.pdf, 092611 Resolution.pdf

**Enactment Number:** RES0195-2011

**Contact:** PLA 656-4660

**Hearing Date:**

**Drafter:**

**Effective Date:**

### History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	City Council Regular Meeting	09/26/2011	Adopted by Resolution				Pass

### Text of Legislative File 2011-0413

Title

Request for Approval of an Industrial Facilities Exemption Certificate for Eagle Ottawa, LLC,  
2930 W. Auburn Road

Body

**Whereas**, pursuant to PA 198 of 1974, as amended, after a duly noticed Public Hearing held on October 17, 2011, the Rochester Hills City Council by resolution established that Eagle Ottawa, LLC is located within an Industrial Development District; and

**Whereas**, the Industrial Development District is that property located at 2930 W. Auburn, also known as Parcel No. 15-29-300-006 and further described as:

T3N, R11E, SEC 29 & 30 PART OF SW 1/4 OF SEC 29 & PART OF SE 1/4 OF SEC 30, ALL DESC AS BEG AT SW COR OF SEC 29, TH S 88-02-39 W 69.08 FT, TH N 01-33-06 W 733.00 FT, TH N 88-26-54 E 655.98 FT, TH S 00-52-55 W 729.80 FT, TH S 88-06-03 W 555.92 FT TO BEG 10.75 A 11/16/84 FR 001 & 1530476001; and

**Whereas**, Eagle Ottawa, LLC filed an application for an Industrial Facilities Exemption Certificate on September 8, 2011 for personal property to be acquired and installed at the facility within the Industrial Development District; and

**Whereas**, installation of new equipment had not begun earlier than six months before September 8, 2011, the date of acceptance of the application for the Industrial Facilities Exemption Certificate; and

**Whereas**, before acting on said application, the Rochester Hills City Council held a Public Hearing on October 17, 2011 at 1000 Rochester Hills Drive, Rochester Hills, MI 48309 at 7:00 p.m. for which hearing the applicant, the Assessor and the taxing authorities were given written notice and were afforded an opportunity to be heard and after review of the application, the City Council made the following findings:

- a. The granting of the Industrial Facilities Exemption Certificate, considered together with the aggregate amount of Industrial Facilities Exemption Certificates previously granted and currently in force, does not have the effect of substantially impeding the operation of the City of Rochester Hills or impairing the financial soundness of a taxing unit which levies an advalorem property tax in the City of Rochester Hills in which the facility is located.
- b. Completion of the equipment acquisition is calculated to, and will at the time of issuance of the certificate, have the reasonable likelihood to create employment.
- c. The addition of the equipment meets the objectives of job creation within the established industrial corridor of the City of Rochester Hills.
- d. The aggregate SEV of personal property exempt from ad valorem taxes within the City of Rochester Hills, after granting this certificate, will not exceed 5% of an amount equal to the sum of the SEV of the unit, plus the SEV of personal property thus exempted.

**Resolved**, that pursuant to Section 9, (1) and (2) of Act 198 of Public Acts of 1974, as amended, the Rochester Hills City Council hereby approves the request of Eagle Ottawa, LLC for an Industrial Facilities Exemption Certificate for a period of eight (8) years after project completion for personal property only; and

**Be It Further Resolved**, that the accompanying agreement between Eagle Ottawa, LLC and the City of Rochester Hills is hereby approved and is to be received by the Department of Treasury and the State Tax Commission along with this Resolution by October 31, 2011; and

**Be it Finally Resolved**, that the Mayor is authorized to sign the Agreement after review by the City Attorney's office as to form.