

City Council Agenda Summary Sheet (Non Purchases)

Agenda No: Policy regarding Notification for Brownfield Plans
Date: February 27, 2004
Prepared By: John L. Dalton, City Council President
City File No: N/A

Meeting Date: March 3, 2004

Pursuant to MCL 125.2663(10) "Before approving a brownfield plan for an eligible property, the governing body shall hold a public hearing on the brownfield plan. Notice of time and place of the hearing shall be given by publication twice in a newspaper of general circulation designated by the municipality, the first of which shall be not less than 20 or more than 40 days before the date set for the hearing." The statute does not require City Council to adopt a resolution setting the hearing and in the past we have just placed the notice in the *Rochester Eccentric* newspaper and held the hearing.

There has been discussion, that in an attempt to better notify the residents of these hearings, that Council may want to consider adopting a policy that requires Council to set the public hearing by resolution at a Council meeting indicating place, date and time.

The Clerk's Office, to be consistent, only provides notice pursuant to an ordinance or state statute and does not selectively determine which hearings are set by Council or which people are noticed. Therefore if Council would like to have Council set the hearing and because the statute does not require Council set the hearing, a policy would need to be adopted.

I have included a copy of the Brownfield Redevelopment Finance Act (Excerpt) and a draft policy.

As always, if you have any questions or concerns, please feel free to contact me.

RESOLUTION

NEXT AGENDA ITEM

RETURN TO AGENDA