



Legislation Text

File #: 2011-0331, **Version:** 2

Request for Approval of an Industrial Facilities Exemption Certificate for Sunlogics, PLC, 2910 Waterview Drive, Rochester Hills, Michigan

Whereas, pursuant to PA 198 of 1974, as amended, after a duly noticed Public Hearing held on August 29, 2011, the Rochester Hills City Council by resolution established that Sunlogics PLC is located within an Industrial Development District; and

Whereas, the Industrial Development District is that property located at 2910 Waterview Dr., also known as Tax Parcel No. 15-30-451-049 and further described as:

T3N, R11E, SEC 30 ROCHESTER HILLS CORPORATE CENTER SUB LOTS 10 TO 13 INCL, ALSO OF 'AUBURN HIGHLANDS' LOTS 30 TO 33 INCL EXC E 10 FT OF SD LOTS 32 & 33 8-22-01 FR 005, 006, 036 & 045; and

Whereas, Sunlogics, PLC filed an application for an Industrial Facilities Exemption Certificate on July 29, 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 July 29, 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 August 29, 2011 at 1000 Rochester Hills Drive, Rochester Hills, MI 48309 at 5:30 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 ad valorem property tax in the City of Rochester Hills in which the facility is located.
- b. Completion of the facility is calculated to, and will at the time of issuance of the certificate, have the reasonable likelihood to create employment.
- c. Completion of the facility does not constitute merely the addition of machinery and equipment for the purposes of increasing productive capacity, but rather is primarily for the purpose and will primarily have the effect of providing a new facility on industrial property.
- d. The construction of the industrial facility meets the objectives of job creation within the established industrial corridor of the City of Rochester Hills.
- e. 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 Sunlogics, PLC 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 Sunlogics, PLC and the City of Rochester Hills is hereby approved and is to be sent to the Department of Treasury and the State Tax Commission along with this

Resolution no later than October 1, 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.