



## Legislation Text

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**File #:** 2011-0042, **Version:** 1

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### Request to Consider to Opt In or Opt Out of an Alternative Energy Tax Exemption for Ovonic Battery Company

**Whereas**, on December 16, 2003, the Michigan NextEnergy Authority (MNEA) certified Ovonic Battery Company as an Alternative Energy Technology Business as permitted by Public Act 549 of 2002; and

**Whereas**, on December 14, 2010, the MNEA certified a list of equipment (See Packet for list of equipment) as Alternative Energy Personal Property (the "property") making it exempt from taxes levied before January 1, 2013 as permitted by Public Act 549 of 2002; and

**Whereas**, notice of this action was received by the City of Rochester Hills Assessing Department on January 20, 2011; and

**Whereas**, the City Assessor has made the following determinations regarding the certified property (See memo from K. Dawson dated January 20, 2011):

1. It is property classified as personal rather than real property
2. It has not been previously subject to taxation under the general property tax act, and
3. It has not previously been exempted from taxes under the general property tax act; and

**Whereas**, exemption of the property will not impede the City's ability to provide service or have a detrimental impact on its fiscal stability.

**Resolved**, that the City of Rochester Hills is **opting in (not opting out)** of the exemption of the alternative energy personal property from local personal property taxes of Ovonic Battery Company, a certified Alternative Energy Technology Business, as permitted by Public Act 549 of 2002; and

**Be It Further Resolved**, that the City Clerk should forward a certified copy of this Resolution to the Michigan NextEnergy Authority no later than Friday, March 15, 2011.