

CLINTON COUNTY BOARD OF COMMISSIONERS



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Diane Zuker

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Robert Showers
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David Pohl
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Bruce DeLong
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Eileen Heideman
Adam C. Stacey
Kam J. Washburn

COURTHOUSE
100 E. STATE STREET
ST. JOHNS, MICHIGAN 48879-1571
989-224-5120

RESOLUTION 2014-6

RELINQUISHING THE LOESCH SANITARY SEWER DRAIN DRAINAGE DISTRICT TO THE CHARTER TOWNSHIP OF DEWITT

WHEREAS, the Loesch Sanitary Sewer Drain (“Drain”) is an established county drain, and the Loesch Sanitary Sewer Drain Drainage District (“Drainage District”) is an established drainage district under the Michigan Drain Code, MCL 280.1 *et seq.*, located wholly within the boundaries of the Charter Township of DeWitt (“Township”) and there is no outstanding indebtedness or contract liability; and

WHEREAS, the Township wishes to obtain jurisdiction and control of the Drain and Drainage District; and

WHEREAS, the Township recognizes that pursuant to Section 395 of the Drain Code, MCL 280.395, the Township will assume the maintenance, jurisdiction, control and operation of the Drain and Drainage District and all costs attendant thereto; and

WHEREAS, the Clinton County Drain Commissioner is agreeable to relinquishing jurisdiction and control of the Drain and Drainage District, provided that all of the requirements of Section 395 have been met; and

WHEREAS, Section 395 of the Drain Code requires that before the relinquishment of the Drain and Drainage District to the Township can occur, the County Board of Commissioners must approve the relinquishment by resolution.

NOW THEREFORE BE IT RESOLVED THAT, pursuant to Section 395 of the Drain Code, MCL 280.395, the Clinton County Board of Commissioners hereby authorizes the relinquishment of jurisdiction and control of the Drain and Drainage District from the Clinton County Drain Commissioner to the Township.

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MOVED: Commissioner Pohl

SECONDED: Commissioner Washburn

CARRIED: Commissioners Enderle, Pohl, Washburn, DeLong, Stacey, Heideman and Showers

I hereby certify that the above Resolution was adopted at the Clinton County Board of Commissioners regular meeting of the 27th day of March, 2014.

Diane Zuker
Clinton County Clerk