



**RESOLUTION #180405**  
**TYRONE TOWNSHIP, LIVINGSTON COUNTY**

*(Rescinds Resolution #180301 of March 6, 2018)*

**RESOLUTION ESTABLISHING POLICIES AND FEES  
FOR (REU) CONNECTION FEE UNDER DEFERRAL PAYMENTS**

**WHEREAS**, Tyrone Township Sewer Use and Rate Ordinance No. 43, Section 17 requires a property owner to pay a connection fee to connect to available municipal sewer system;

**WHEREAS**, the connection fee is based upon the appropriate number of REU's (residential equivalent unit) for the designated use at the rate per REU established by Tyrone Township;

**WHEREAS**, Tyrone Township Sewer Use and Rate Ordinance No. 43, Section 17 provides that the entire connection fee is due upon connection;

**WHEREAS**, Tyrone Township Sewer Use and Rate Ordinance No. 43, Section 17 authorizes Tyrone Township to grant a deferral in the payment of the connection fee;

**WHEREAS**, Tyrone Township Sewer Use and Rate Ordinance No. 43, Section 17 provides that the Township Board establish policies to recover costs and expenses incurred in the course of a deferral payment for purchase of additional REU's by establishing the deferral period and interest rate on the deferred payment;

**WHEREAS**, this resolution rescinds and amends Resolution #180301 adopted March 6, 2018;

**NOW, THEREFORE BE IT RESOLVED AS FOLLOWS:**

**Hardship Deferment.**

Upon receipt of evidence of hardship, the Township of Tyrone may defer partial or total payment of a sewer tap fee.

**Hardship.**

Includes, but is not limited to, those persons who reasonably are unable to pay all or part of the sewer connection or tap fee by reason of permanent unemployment, substandard income, substandard fixed income, extraordinary financial obligations on the part of the person applying for said deferment or extraordinary illness on the part of the person or a member of the family of the party applying for the deferment.

No deferment or partial payment for a connection or tap fee shall be made until such time as the Township receives written evidence of said hardship, and/or other evidence as may be requested by the Township from time to time.

Hardship deferment may be granted if:

1. Capacity for the sewer system must be available.
2. Additional REU's will be determined by the Equivalent User Table established in the Sewer Use & Rate Ordinance #43.
3. In addition to the basic permit fee, applicants shall pay the costs and expenses for an REU at the approved current rate per REU including the following terms and conditions as stated:
  - (a) 20% down payment;
  - (b) Short Term secured loan of 5 years maximum;
  - (c) Interest Rate of 5.5% or at current market lending rates if higher than 5.5% as of date of agreement;
  - (d) Township is named Lien holder as 1st or after bank mortgage;
  - (e) Signed Contract;
  - (f) Township provides Annual Payments Amortization Table for Principal & Interest amounts due each annual payment;
  - (g) No Penalties for early payoff;
  - (h) Non-Refundable;
4. The Township Clerk shall maintain accurate records regarding the expenditures made on behalf of the applicant in accordance with standards imposed by the State of Michigan and those compatible to certified public accounting procedures.
5. Additional fees may apply to Livingston Co. and are not covered by this agreement.
6. The terms contained in this resolution may be later modified by an appropriate Township Board resolution.
7. See Addendum I for further requirements.

**RESOLVED BY:** Trustee Schultz

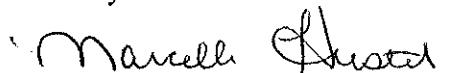
**SUPPORTED BY:** Trustee Pool

**VOTE:** Cunningham, yes; Husted, yes; Pedersen, yes; Schultz, yes; Pool, yes; Walker, absent; Eden, absent.

**ADOPTION DATE:** April 17, 2018

### CERTIFICATION OF THE CLERK

The undersigned, being the duly qualified and acting Clerk of Tyrone Township, Livingston County, Michigan, hereby certifies that (1) the foregoing is a true and complete copy of a resolution adopted by the Township Board at a regular meeting, held on April 17, 2018, at which meeting a quorum was present and remained throughout, (2) the original thereof is on file in the records in my office, (3) the meeting was conducted, and public notice thereof was given, pursuant to and in full compliance with the Open Meetings Act (Act No. 267, Public Acts of Michigan, 1976, as amended) and (4) minutes of such meeting were kept and will be or have been made available as required thereby.



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Marcella Husted  
Tyrone Township Clerk

## ADDENDUM I

### DEFERRAL PAYMENT REQUIREMENTS

- Income under the Michigan State Income Limits
- Proof of Dependents
- Last two years of Income Tax Returns
- 20% Down Payment
- Lien holder as 1st or after bank mortgage
- Signed Contract (Mortgage & Promissory Note)
- Principal & Interest amounts due with each annual payment

## ADDENDUM I

*Resolution #180405*

*Establishing Policies and Fees For (REU) Connection fee under Deferral Payments*