

November 11, 2014

COPIES OF THE
DISBURSEMENT
LIST ARE NOW
AVAILABLE IN THE
CONTROLLER'S
OFFICE

**ST. LUKE AFRICAN METHODIST EPISCOPAL CHURCH
ROSEVILLE, MICHIGAN**

WHEREAS, St. Luke A.M.E. is celebrating 90 years of service to God and humanity within the Roseville community; and

WHEREAS, we give thanks, honor and praise for the deep and abiding commitment of those who in faith began this work on November 9, 1924, by the founding pastor Reverend F.W. Harris in the home of Brother and Sister Kiefer Patterson, the subsequent pastors, current pastor Reverend Twylla B. Lucas, and for all the Elders, Stewards, Trustees, Sunday Church School Teachers and staff members who have given so unselfishly during these many years to help the church grow and thrive; and

WHEREAS, St. Luke A.M.E. has been blessed with a bountiful congregation who are involved in a multitude of programs and ministries within the Church. The congregation joins together giving of their time, talents and treasures to accomplish the work of the Lord; and

WHEREAS, our entire community has reaped the benefits of the influence this church has exerted through the years;

NOW THEREFORE, the Mayor and City Council of the City of Roseville deem it an honor and pleasure to extend this expression of our esteem and best wishes to Reverend Twylla B. Lucas and the entire congregation of St. Luke A.M.E. on the significant and memorable occasion of its 90th Anniversary.

Presented this 11th day of November, 2014



Mayor

Councilman

Bill Shoemaker
President
Roseville Heritage Foundation

Scott Adkins
City Manager
City Of Roseville

Mr. Adkins,

The Roseville Heritage Foundation would like the opportunity to give donations to various community organization on the November 11,2014 at the Roseville City Council meeting.

Donations:

\$1000 Roseville School Auto Shop
\$750 Macomb County McCrest
\$250 Roseville Police Reserves
\$250 Bethlehem Lutheran Church
\$200 Erin Presbyterian Church
\$200 Vets Returning Home
\$200 Wheels of Hope
\$200 Eastside Teen Outreach

Thank You,
Bill Shoemaker

10-30-14

YORK, DOLAN & TOMLINSON, P.C.
Attorneys and Counselors at law
42850 Garfield, Suite 101
Clinton Township, Michigan 48038
586-263-5050
Fax 586-263-4763

John A. Dolan (_____
Timothy D. Tomlinson (_____))

October 27, 2014

VIA CERTIFIED MAIL/RETURN RECEIPT REQUESTED

Mr. John Musta, Jr.
19030 Common
Roseville, MI 48066

RE: **Nuisance Abatement – 19030 Common, Roseville, MI**

Dear Mr. Musta:

We are the attorneys for the City of Roseville. You are the named owner of the above-described property. Please be advised that the Roseville City Council will consider adoption of a resolution commencing condemnation of this property on Tuesday, November 11, 2014 at 7:00 p.m. in the City Council chambers at City Hall. A copy of said proposed resolution enclosed herein.

If you have any questions regarding this matter, please feel free to contact me. We remain,

Very truly yours,

YORK, DOLAN & TOMLINSON, P.C.

Timothy D. Tomlinson
Roseville City Attorney

/jabh
Enclosure

cc: Scott Adkins, Roseville City Manager (Via Email w/Enclosure)
Glenn Sexton, Roseville Building Director (Via Email w/Enclosure)

**CITY OF ROSEVILLE
MACOMB COUNTY, MICHIGAN**

RESOLUTION ON ABATEMENT OF PUBLIC NUISANCE

At a Regular Meeting of the City Council of the City of Roseville, held in the council chambers, 29777 Gratiot Avenue, Roseville, Michigan on the 11th day of November, 2014, commencing at 7:00 p.m.

PRESENT: MEMBERS _____

ABSENT: MEMBERS _____

THE FOLLOWING MOTION WAS MADE:

_____ moved, _____ seconded, to adopt the following resolution:

WHEREAS, the Building Director for the City of Roseville, Mr. Glenn Sexton, has determined that the property at the following location:

Lot 26 and East ½ of Lot 27, Common Place Subdivision, according to the plat thereof as recorded in Liber 4, Page 67 of Plats, Macomb County Records.

Tax Parcel No.: 14-09-301-015

more commonly known as: 19030 Common, Roseville, Michigan, has become and does present an immediate and continuous danger and hazard to the health, safety and welfare of the residents of the City of Roseville, for the following described reasons: the property is vacant; the roof, chimney, rear stairs, gutters and garage roof are dilapidated; there is outside storage on the premises; the owner has failed to comply with Building Official's and Judge's request to repair the home; and the property in its present condition poses a threat to the health, safety and welfare of the general public, and

WHEREAS, the Building Director has notified the owner of the condition of the property and has demanded that same be corrected; and

WHEREAS, the owner has failed, refused and neglected to correct said violations and comply with building and health ordinances of the City of Roseville; and

WHEREAS, the existence of the above described property in its present condition is a present, immediate and continuous danger and hazard to the health, safety and welfare of the residents of the City of Roseville, and must be abated and removed;

NOW, THEREFORE, IT IS HEREBY RESOLVED:

1. That the property at the afore described location for the afore described reasons is a present, immediate and continuous danger and hazard to the health, safety and welfare of the residents of the City of Roseville, and said violations and dangerous conditions must be abated and removed.

2. That the afore described property be and is hereby declared a public nuisance, and it is hereby ordered that all code violations and dangerous conditions existing on said property be abated and removed.

3. That the Attorney for the City of Roseville and the Building Director for the City of Roseville are hereby authorized to commence all necessary actions to clean up the property pursuant to Section 203-9 of the Code for the City of Roseville, and abate said public nuisances; that all costs incurred by the City of Roseville to abate said nuisances, plus interest at seven (7%) percent per annum, shall become a lien for the benefit of the City of Roseville on all or part of the real property where the violations are located, and such liens shall be of the same character and effect as created by the Roseville City Charter for taxes.

AYES: MEMBERS _____

NAYS: MEMBERS _____

ABSENT: MEMBERS _____

RESOLUTION DECLARED ADOPTED

John Chirkun, Mayor

Richard Steenland, City Clerk

STATE OF MICHIGAN)
)ss.
COUNTY OF MACOMB)

I, Richard Steenland, the duly qualified and acting City Clerk of the City of Roseville, Macomb County, Michigan, do hereby certify that the foregoing is a true and complete copy of the Resolution adopted by the City Council of the City of Roseville, Macomb County, Michigan on November _____, 2014, and that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance of the Open Meetings Act being Act 267 of the Michigan Public Acts of 1976, as amended, and that the minutes of said meeting were kept and will be or have been made available as required by said act.

Richard Steenland, City Clerk



City of Roseville

29777 GRATIOT, P.O. 290
ROSEVILLE, MICHIGAN 48066

10/14/2014

Timothy Tomlinson
York, Dolan & Tomlinson
42850 Garfield, Suite 101
Clinton Township MI 48038

Re: Condemnation - 19030 COMMON, Roseville MI 48066

Dear Mr. Tomlinson:

This department is requesting that you prepare a resolution for action by City Council at the next available City Council Meeting commencing the condemnation of the residential building at the above-mentioned location.

This property is vacant, the roof, chimney, rear stairs, gutters and garage roof are dilapidated; there is outside storage on the premises; and the owner has failed to comply with Building Officials and Judges request to repair the home. In its present condition it poses a threat to the health, safety and welfare of the general public and should be removed, as it is a public nuisance. City records indicate that the owner of record is: MUSTA, JOHN, 19030 COMMON ROSEVILLE MI 48066. The legal description is PP# 14-09-301-015.

Copies of our files are attached for your information. If you have any questions, please feel free to contact this department at (586) 445 5450.

Sincerely,

Glenn Sexton
Building Director

cc: Scott Adkins, City Manager

Attachments

GS/tjh

YORK, DOLAN & TOMLINSON, P.C.

Attorneys and Counselors at law
42850 Garfield, Suite 101
Clinton Township, Michigan 48038
586-263-5050
Fax 586-263-4763

John A. Dolar
Timothy D. Tomlinson

October 21, 2014

VIA CERTIFIED MAIL/RETURN RECEIPT REQUESTED

Reinus Investment Group LLC

ent

RE: **Nuisance Abatement – 25208 Dale, Roseville, MI**

Dear Sir/Madam:

We are the attorneys for the City of Roseville. You are the named owner of the above-described property. Please be advised that the Roseville City Council will consider adoption of a resolution commencing condemnation of this property on Tuesday, November 11, 2014 at 7:00 p.m. in the City Council chambers at City Hall. A copy of said proposed resolution enclosed herein.

If you have any questions regarding this matter, please feel free to contact me. We remain,

Very truly yours,

YORK, DOLAN & TOMLINSON, P.C.

Timothy D. Tomlinson
Roseville City Attorney

/jabh
Enclosure

cc: Scott Adkins, Roseville City Manager (Via Email w/Enclosure)
Glenn Sexton, Roseville Building Director (Via Email w/Enclosure)

**CITY OF ROSEVILLE
MACOMB COUNTY, MICHIGAN**

RESOLUTION ON ABATEMENT OF PUBLIC NUISANCE

At a Regular Meeting of the City Council of the City of Roseville, held in the council chambers, 29777 Gratiot Avenue, Roseville, Michigan on the 11th day of November, 2014, commencing at 7:00 p.m.

PRESENT: MEMBERS _____

ABSENT: MEMBERS _____

THE FOLLOWING MOTION WAS MADE:

_____ moved, _____ seconded, to adopt the following resolution:

WHEREAS, the Building Director for the City of Roseville, Mr. Glenn Sexton, has determined that the property at the following location:

Lot 74, Felician Park Subdivision, according to the plat thereof as recorded in liber 10, page 68 of Plats, Macomb County Records.

Tax Parcel No.: 14-19-355-012

more commonly known as: 25208 Dale, Roseville, Michigan, has become and does present an immediate and continuous danger and hazard to the health, safety and welfare of the residents of the City of Roseville, for the following described reasons: the property is vacant, has numerous code violations, and has been “red tagged” by the Building Department since May 2, 2013; and the property in its present condition poses a threat to the health, safety and welfare of the general public, and

WHEREAS, the Building Director has notified the owner of the condition of the property and has demanded that same be corrected; and

WHEREAS, the owner has failed, refused and neglected to correct said violations and comply with building and health ordinances of the City of Roseville; and

WHEREAS, the existence of the above described property in its present condition is a present, immediate and continuous danger and hazard to the health, safety and welfare of the residents of the City of Roseville, and must be abated and removed;

NOW, THEREFORE, IT IS HEREBY RESOLVED:

1. That the property at the afore described location for the afore described reasons is a present, immediate and continuous danger and hazard to the health, safety and welfare of the residents of the City of Roseville, and said violations and dangerous conditions must be abated and removed.

2. That the afore described property be and is hereby declared a public nuisance, and it is hereby ordered that all code violations and dangerous conditions existing on said property be abated and removed.

3. That the Attorney for the City of Roseville and the Building Director for the City of Roseville are hereby authorized to commence all necessary actions to clean up the property pursuant to Section 203-9 of the Code for the City of Roseville, and abate said public nuisances; that all costs incurred by the City of Roseville to abate said nuisances, plus interest at seven (7%) percent per annum, shall become a lien for the benefit of the City of Roseville on all or part of the real property where the violations are located, and such liens shall be of the same character and effect as created by the Roseville City Charter for taxes.

AYES: MEMBERS _____

NAYS: MEMBERS _____

ABSENT: MEMBERS _____

RESOLUTION DECLARED ADOPTED

John Chirkun, Mayor

Richard Steenland, City Clerk

STATE OF MICHIGAN)
)ss.
COUNTY OF MACOMB)

I, Richard Steenland, the duly qualified and acting City Clerk of the City of Roseville, Macomb County, Michigan, do hereby certify that the foregoing is a true and complete copy of the Resolution adopted by the City Council of the City of Roseville, Macomb County, Michigan on November _____, 2014, and that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance of the Open Meetings Act being Act 267 of the Michigan Public Acts of 1976, as amended, and that the minutes of said meeting were kept and will be or have been made available as required by said act.

Richard Steenland, City Clerk



City of Roseville

29777 GRATIOT, P.O. 290
ROSEVILLE, MICHIGAN 48066

10/02/2014

Timothy Tomlinson
York, Dolan & Tomlinson
42850 Garfield, Suite 101
Clinton Township MI 48038

Re: Condemnation - 25208 DALE, Roseville MI 48066

Dear Mr. Tomlinson:

This department is requesting that you prepare a resolution for action by City Council at the next available City Council Meeting commencing the condemnation of the residential building at the above-mentioned location.

This property is vacant, has numerous code violations, and has been red tagged since 5-2-13. In its present condition it poses a threat to the health, safety and welfare of the general public and should be removed, as it is a public nuisance. City records indicate that the owner of record is: REINUS INVESTMENT GROUP LLC, 42. The legal description is PP# 14-19-355-012.

Copies of our files are attached for your information. If you have any questions, please feel free to contact this department at (586) 445 5450.

Sincerely,

Jim Osterhout
Building Inspector

cc: Scott Adkins, City Manager

YORK, DOLAN & TOMLINSON, P.C.
Attorneys and Counselors at law
42850 Garfield, Suite 101
Clinton Township, Michigan 48038
586-263-5050
Fax 586-263-4763

John A. Dolan (_____
Timothy D. Tomlinson (_____)

October 22, 2014

VIA CERTIFIED MAIL/RETURN RECEIPT REQUESTED

Harbour Portfolio VII, LP

_____ 27

RE: **Nuisance Abatement – 16656 Frazho, Roseville, MI 48066**

Dear Sir/Madam:

We are the attorneys for the City of Roseville. You are the named owner of the above-described property. Please be advised that the Roseville City Council will consider adoption of a resolution commencing condemnation of this property on Tuesday, November 11, 2014 at 7:00 p.m. in the City Council chambers at City Hall. A copy of said proposed resolution enclosed herein.

If you have any questions regarding this matter, please feel free to contact me. We remain,

Very truly yours,

YORK, DOLAN & TOMLINSON, P.C.

Timothy D. Tomlinson
Roseville City Attorney

/jabh
Enclosure

cc: Scott Adkins, Roseville City Manager (Via Email w/Enclosure)
Glenn Sexton, Roseville Building Director (Via Email w/Enclosure)

**CITY OF ROSEVILLE
MACOMB COUNTY, MICHIGAN**

RESOLUTION ON ABATEMENT OF PUBLIC NUISANCE

At a Regular Meeting of the City Council of the City of Roseville, held in the council chambers, 29777 Gratiot Avenue, Roseville, Michigan on the 11th day of November, 2014, commencing at 7:00 p.m.

PRESENT: MEMBERS _____

ABSENT: MEMBERS _____

THE FOLLOWING MOTION WAS MADE:

_____ moved, _____ seconded, to adopt the following resolution:

WHEREAS, the Building Director for the City of Roseville, Mr. Glenn Sexton, has determined that the property at the following location:

North 147 feet of Lots 35 and 36, except the east 12.77 feet of Lot 36, Assessor's Plat No. 4, according to the plat thereof as recorded in liber 17, page 18 of Plats, Macomb County Records.

Tax Parcel No.: 14-19-426-012

more commonly known as: 16656 Frazho, Roseville, Michigan, has become and does present an immediate and continuous danger and hazard to the health, safety and welfare of the residents of the City of Roseville, for the following described reasons: the property is an occupied "red tag" house with numerous code violations, including debris, dangerous tree limbs, weeds and dilapidated structure; and the property in its present condition poses a threat to the health, safety and welfare of the general public, and

WHEREAS, the Building Director has notified the owner of the condition of the property and has demanded that same be corrected; and

WHEREAS, the owner has failed, refused and neglected to correct said violations and comply with building and health ordinances of the City of Roseville; and

WHEREAS, the existence of the above described property in its present condition is a present, immediate and continuous danger and hazard to the health, safety and welfare of the residents of the City of Roseville, and must be abated and removed;

NOW, THEREFORE, IT IS HEREBY RESOLVED:

1. That the property at the afore described location for the afore described reasons is a present, immediate and continuous danger and hazard to the health, safety and welfare of the residents of the City of Roseville, and said violations and dangerous conditions must be abated and removed.
2. That the afore described property be and is hereby declared a public nuisance, and it is hereby ordered that all code violations and dangerous conditions existing on said property be abated and removed.
3. That the Attorney for the City of Roseville and the Building Director for the City of Roseville are hereby authorized to commence all necessary actions to clean up the property pursuant to Section 203-9 of the Code for the City of Roseville, and abate said public nuisances; that all costs incurred by the City of Roseville to abate said nuisances, plus interest at seven (7%) percent per annum, shall become a lien for the benefit of the City of Roseville on all or part of the real property where the violations are located, and such liens shall be of the same character and effect as created by the Roseville City Charter for taxes.

AYES: MEMBERS _____

NAYS: MEMBERS _____

ABSENT: MEMBERS _____

RESOLUTION DECLARED ADOPTED

John Chirkun, Mayor

Richard Steenland, City Clerk

STATE OF MICHIGAN)
)ss.
COUNTY OF MACOMB)

I, Richard Steenland, the duly qualified and acting City Clerk of the City of Roseville, Macomb County, Michigan, do hereby certify that the foregoing is a true and complete copy of the Resolution adopted by the City Council of the City of Roseville, Macomb County, Michigan on November _____, 2014, and that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance of the Open Meetings Act being Act 267 of the Michigan Public Acts of 1976, as amended, and that the minutes of said meeting were kept and will be or have been made available as required by said act.

Richard Steenland, City Clerk



City of Roseville

29777 GRATIOT, P.O. 290
ROSEVILLE, MICHIGAN 48066

10/03/2014

Timothy Tomlinson
York, Dolan & Tomlinson
42850 Garfield, Suite 101
Clinton Township MI 48038

Re: Condemnation - 16656 FRAZHO, Roseville MI 48066

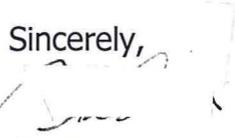
Dear Mr. Tomlinson:

This department is requesting that you prepare a resolution for action by City Council at the next available City Council Meeting commencing the condemnation of the residential building at the above-mentioned location.

This property is an occupied red tag house, with numerous code violations such as debris, trim limbs, weeds, and dilapidated structure. In its present condition it poses a threat to the health, safety and welfare of the general public and should be removed, as it is a public nuisance. City records indicate that the owner of record is: [REDACTED]. The legal description is PP# 14-19-426-012.

Copies of our files are attached for your information. If you have any questions, please feel free to contact this department at (586) 445 5450.

Sincerely,


Jim Osterhout
Building Inspector

cc: Scott Adkins, City Manager

Attachments

YORK, DOLAN & TOMLINSON, P.C.
Attorneys and Counselors at law
42850 Garfield, Suite 101
Clinton Township, Michigan 48038

Fax

John A. Dolan
Timothy D. Tomlinson

October 27, 2014

VIA CERTIFIED MAIL/RETURN RECEIPT REQUESTED

Piccinini Brothers, LLC

RE: **Nuisance Abatement – 30066 Little Mack, Roseville, MI**

Dear Mr. Piccinini:

We are the attorneys for the City of Roseville. You are the named owner of the above-described property. Please be advised that the Roseville City Council will consider adoption of a resolution commencing condemnation of this property on Tuesday, November 11, 2014 at 7:00 p.m. in the City Council chambers at City Hall. A copy of said proposed resolution enclosed herein.

If you have any questions regarding this matter, please feel free to contact me. We remain,

Very truly yours,

YORK, DOLAN & TOMLINSON, P.C.

Timothy D. Tomlinson
Roseville City Attorney

/jabh
Enclosure

cc: Scott Adkins, Roseville City Manager (Via Email w/Enclosure)
Glenn Sexton, Roseville Building Director (Via Email w/Enclosure)

EXHIBIT "A"

The land referred to in this commitment is described as follows: City of Roseville, County of Macomb, State of Michigan

Town 1 north, range 13 east, section 10 commencing at west 1/4 post section 10; thence north 0 degrees 19 minutes east 173.0 feet to point of beginning;g thence north 0 degrees 19 minutes east 184.84 feet; thence south 87 degrees 34 minutes east 1349.90 feet; thence south 0 degrees 25 minutes west 356.10 feet; thence north 86 degrees 22 minutes west 30.0 feet; thence south 0 degrees 25 minutes west 30.0 feet; thence north 86 degrees 22 minutes west 593.45 feet; thence north 0 degrees 19 minutes east 88.94 feet; thence north 42 degrees 14 minutes west 119.23 feet; thence north 48 degrees 50 minutes 36 seconds west 32.0 feet; thence north 85 degrees 43 minutes 46 seconds west 239.24 feet; thence south 01 degrees 26 minutes west 21.28 feet; thence north 86 degrees 22 minutes west 382.62 feet to point of beginning.

**CITY OF ROSEVILLE
MACOMB COUNTY, MICHIGAN**

RESOLUTION ON ABATEMENT OF PUBLIC NUISANCE

At a Regular Meeting of the City Council of the City of Roseville, held in the council chambers, 29777 Gratiot Avenue, Roseville, Michigan on the 11th day of November, 2014, commencing at 7:00 p.m.

PRESENT: MEMBERS _____

ABSENT: MEMBERS _____

THE FOLLOWING MOTION WAS MADE:

_____ moved, _____ seconded, to adopt the following resolution:

WHEREAS, the Building Director for the City of Roseville, Mr. Glenn Sexton, has determined that the property at the following location:

See Exhibit A attached hereto

Tax Parcel No.: 14-10-151-007

more commonly known as: 30066 Little Mack, Roseville, Michigan, has become and does present an immediate and continuous danger and hazard to the health, safety and welfare of the residents of the City of Roseville, for the following described reasons: the property is vacant, has sustained structural damage due to a fire on January 9, 2014, has debris on the property; and the property in its present condition poses a threat to the health, safety and welfare of the general public, and

WHEREAS, the Building Director has notified the owner of the condition of the property and has demanded that same be corrected; and

WHEREAS, the owner has failed, refused and neglected to correct said violations and comply with building and health ordinances of the City of Roseville; and

WHEREAS, the existence of the above described property in its present condition is a present, immediate and continuous danger and hazard to the health, safety and welfare of the residents of the City of Roseville, and must be abated and removed;

NOW, THEREFORE, IT IS HEREBY RESOLVED:

1. That the property at the afore described location for the afore described reasons is a present, immediate and continuous danger and hazard to the health, safety and welfare of the residents of the City of Roseville, and said violations and dangerous conditions must be abated and removed.

2. That the afore described property be and is hereby declared a public nuisance, and it is hereby ordered that all code violations and dangerous conditions existing on said property be abated and removed.

3. That the Attorney for the City of Roseville and the Building Director for the City of Roseville are hereby authorized to commence all necessary actions to clean up the property pursuant to Section 203-9 of the Code for the City of Roseville, and abate said public nuisances; that all costs incurred by the City of Roseville to abate said nuisances, plus interest at seven (7%) percent per annum, shall become a lien for the benefit of the City of Roseville on all or part of the real property where the violations are located, and such liens shall be of the same character and effect as created by the Roseville City Charter for taxes.

AYES: MEMBERS _____

NAYS: MEMBERS _____

ABSENT: MEMBERS _____

RESOLUTION DECLARED ADOPTED

John Chirkun, Mayor

Richard Steenland, City Clerk

STATE OF MICHIGAN)
)ss.
COUNTY OF MACOMB)

I, Richard Steenland, the duly qualified and acting City Clerk of the City of Roseville, Macomb County, Michigan, do hereby certify that the foregoing is a true and complete copy of the Resolution adopted by the City Council of the City of Roseville, Macomb County, Michigan on November _____, 2014, and that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance of the Open Meetings Act being Act 267 of the Michigan Public Acts of 1976, as amended, and that the minutes of said meeting were kept and will be or have been made available as required by said act.

Richard Steenland, City Clerk



City of Roseville

29777 GRATIOT, P.O. 290
ROSEVILLE, MICHIGAN 48066

10/14/2014

Timothy Tomlinson
York, Dolan & Tomlinson
42850 Garfield, Suite 101
Clinton Township MI 48038

Re: Condemnation - 30066 LITTLE MACK, Roseville MI 48066

Dear Mr. Tomlinson:

This department is requesting that you prepare a resolution for action by City Council at the next available City Council Meeting commencing the condemnation of the commercial building at the above-mentioned location.

This property is vacant, has sustained structural damage due to a fire on January 9, 2014 and has debris on the property. In its present condition it poses a threat to the health, safety and welfare of the general public and should be removed, as it is a public nuisance. City records indicate that the owner of record is: PICCININI BROS INC, 30066 LITTLE MACK, SUITE 101, ROSEVILLE, MI 48066. The legal description is PP# 14-10-151-007.

Copies of our files are attached for your information. If you have any questions, please feel free to contact this department at (586) 445 5450.

Sincerely,

Glenn Sexton
Building Director

cc: Scott Adkins, City Manager

Attachments

GS/tjh

YORK, DOLAN & TOMLINSON, P.C.
Attorneys and Counselors at law
42850 Garfield, Suite 101
Clinton Township, Michigan 48038
586-263-5050
Fax 586-263-4763

John A. Dolan
Timothy D. Tomlinson

October 27, 2014

VIA CERTIFIED MAIL/RETURN RECEIPT REQUESTED

Mr. Basam Shaya

RE: **Nuisance Abatement – 28703 Maple, Roseville, MI**

Dear Mr. Shaya:

We are the attorneys for the City of Roseville. You are the named owner of the above-described property. Please be advised that the Roseville City Council will consider adoption of a resolution commencing condemnation of this property on Tuesday, November 11, 2014 at 7:00 p.m. in the City Council chambers at City Hall. A copy of said proposed resolution enclosed herein.

If you have any questions regarding this matter, please feel free to contact me. We remain,

Very truly yours,

YORK, DOLAN & TOMLINSON, P.C.

Timothy D. Tomlinson
Roseville City Attorney

/jabh
Enclosure

cc: Scott Adkins, Roseville City Manager (Via Email w/Enclosure)
Glenn Sexton, Roseville Building Director (Via Email w/Enclosure)

**CITY OF ROSEVILLE
MACOMB COUNTY, MICHIGAN**

RESOLUTION ON ABATEMENT OF PUBLIC NUISANCE

At a Regular Meeting of the City Council of the City of Roseville, held in the council chambers, 29777 Gratiot Avenue, Roseville, Michigan on the 11th day of November, 2014, commencing at 7:00 p.m.

PRESENT: MEMBERS _____

ABSENT: MEMBERS _____

THE FOLLOWING MOTION WAS MADE:

_____ moved, _____ seconded, to adopt the following resolution:

WHEREAS, the Building Director for the City of Roseville, Mr. Glenn Sexton, has determined that the property at the following location:

Lot 370, Felician Manor No. 1, according to the plat thereof as recorded in liber 7, page 61 of Plats, Macomb County Records.

Tax Parcel No.: 14-17-126-024

more commonly known as: 28703 Maple, Roseville, Michigan, has become and does present an immediate and continuous danger and hazard to the health, safety and welfare of the residents of the City of Roseville, for the following described reasons: the property is vacant, has numerous code violations, has failed to meet the terms of the sales agreement, and has been “red tagged” by the City Building Department since January 19, 2010; and the property in its present condition poses a threat to the health, safety and welfare of the general public, and

WHEREAS, the Building Director has notified the owner of the condition of the property and has demanded that same be corrected; and

WHEREAS, the owner has failed, refused and neglected to correct said violations and comply with building and health ordinances of the City of Roseville; and

WHEREAS, the existence of the above described property in its present condition is a present, immediate and continuous danger and hazard to the health, safety and welfare of the residents of the City of Roseville, and must be abated and removed;

NOW, THEREFORE, IT IS HEREBY RESOLVED:

1. That the property at the afore described location for the afore described reasons is a present, immediate and continuous danger and hazard to the health, safety and welfare of the residents of the City of Roseville, and said violations and dangerous conditions must be abated and removed.

2. That the afore described property be and is hereby declared a public nuisance, and it is hereby ordered that all code violations and dangerous conditions existing on said property be abated and removed.

3. That the Attorney for the City of Roseville and the Building Director for the City of Roseville are hereby authorized to commence all necessary actions to clean up the property pursuant to Section 203-9 of the Code for the City of Roseville, and abate said public nuisances; that all costs incurred by the City of Roseville to abate said nuisances, plus interest at seven (7%) percent per annum, shall become a lien for the benefit of the City of Roseville on all or part of the real property where the violations are located, and such liens shall be of the same character and effect as created by the Roseville City Charter for taxes.

AYES: MEMBERS _____

NAYS: MEMBERS _____

ABSENT: MEMBERS _____

RESOLUTION DECLARED ADOPTED

John Chirkun, Mayor

Richard Steenland, City Clerk

STATE OF MICHIGAN)
)ss.
COUNTY OF MACOMB)

I, Richard Steenland, the duly qualified and acting City Clerk of the City of Roseville, Macomb County, Michigan, do hereby certify that the foregoing is a true and complete copy of the Resolution adopted by the City Council of the City of Roseville, Macomb County, Michigan on November _____, 2014, and that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance of the Open Meetings Act being Act 267 of the Michigan Public Acts of 1976, as amended, and that the minutes of said meeting were kept and will be or have been made available as required by said act.

Richard Steenland, City Clerk



City of Roseville

29777 GRATIOT, P.O. 290
ROSEVILLE, MICHIGAN 48066

10/14/2014

Timothy Tomlinson
York, Dolan & Tomlinson
42850 Garfield, Suite 101
Clinton Township MI 48038

Re: Condemnation - 28703 MAPLE, Roseville MI 48066

Dear Mr. Tomlinson:

This department is requesting that you prepare a resolution for action by City Council at the next available City Council Meeting commencing the condemnation of the residential building at the above-mentioned location.

This property is vacant and has been red tagged by the City Building Department since January 19, 2010; the owner has done negligent repair work and has failed to meet the terms of the sales agreement. In its present condition it poses a threat to the health, safety and welfare of the general public and should be removed, as it is a public nuisance. City records indicate that the owner of record is: SHAYA, BASAM,

The legal description is PP# 14-17-126-
U24.

Copies of our files are attached for your information. If you have any questions, please feel free to contact this department at (586) 445 5450.

Sincerely,

Glenn Sexton
Building Director

cc: Scott Adkins, City Manager

Attachments

GS/tjh

**NOTICE OF PUBLIC HEARING
CITY OF ROSEVILLE.**

A Public Hearing will be held by the Roseville City Council in the Roseville Civic Center Council Chambers, 29777 Gratiot Avenue (VFW Memorial Drive), Roseville, Michigan on

Tuesday, November 11, 2014
7:00 p.m.

NOTICE IS HEREBY GIVEN: That the City of Roseville City Council will hold a public hearing for the purpose of obtaining public comment on proposed revision to the following:

- City of Roseville Zoning Ordinance No. 1202, Article 29 General Provisions, Conditional Rezoning of Parcel #14-03-352-027 (20876 Flora), Parcel #14-03-352-015 (20884 Flora) and Parcel #14-03-352-016 (20890 Flora) from RM-1 Multiple Family Low Rise to B-2 Community Business.

- City of Roseville Zoning Ordinance No. 1202, Article 11 B-2 Community Business Districts, Section 1102 to allow outdoor cafes.

Copies of the proposed amendment may be examined in the City Clerk's Office or the Building Department in City hall during regular business hours. Written comments may be forwarded to the Clerk's Office or they may be submitted at the public hearing.

Respectfully submitted,
Richard M. Steenland
City Clerk



INTER-OFFICE MEMO CITY OF ROSEVILLE, MICHIGAN

To: Manager's Office
From: City Clerk Richard Steenland
Date: October 21, 2014
Subject: Rezoning Changes

At the Regular Planning Commission meeting held on October 20, 2014 the following recommendations have been made:

1. Conditional Rezoning of Parcel #14-03-352-027 (20876 Flora) from RM-1 Multiple Family Low Rise to B-2 Community Business.

COMMISSIONER JOHN SURHIGH moved, COMMISSIONER STEVEN WIETECHKA seconded to approve the conditional rezoning of Parcel #14-03-352-027 (20876 Flora) from RM-1 Multiple Family Low Rise to B-2 Community Business and send recommendation to City Council.

MOTION CARRIED UNANIMOUSLY

2. Conditional Rezoning of Parcel #14-03-352-015 (20884 Flora) from RM-1 Multiple Family Low Rise to B-2 Community Business.

COMMISSIONER STEVEN WIETECHKA moved, COMMISSIONER LAUREN O'MEARA seconded to approve the conditional rezoning of parcel # 14-03-352-015 (20884 Flora) from RM – 1 Multiple Family Low Rise to B-2 Community Business and send recommendation to City Council.

MOTION CARRIED UNANIMOUSLY

3. Conditional Rezoning of Parcel #14-03-352-016 (20890 Flora) from RM-1 Multiple Family Low Rise to B-2 Community Business.

COMMISSIONER JOSEPH MONTGOMERY moved, COMMISSIONER JOHN SURHIGH seconded to approve the conditional rezoning of parcel # 14-03-352-016 (20884 Flora) from RM – 1 Multiple Family Low Rise to B-2 Community Business and send recommendation to City Council.

MOTION CARRIED UNANIMOUSLY

4. Changes to Section B-2 (Outdoor Cafes)

COMMISSIONER JOSEPH MONTGOMERY moved, COMMISSIONER STEVEN WIETECHKA seconded to approve the changes to Section B-2 (Outdoor Cafes) and send recommendation to City Council.

MOTION CARRIED UNANIMOUSLY

Thank you.

Article 11

B-2 Community Business Districts

Section 1102 Uses Permitted Subject to Special Conditions:

The following uses shall be permitted, subject to the conditions hereinafter imposed for each use and subject further to the review and approval of the Building Department.

7. Outdoor cafes are allowed by in accordance with the following regulation:
 - a. An outdoor café may be set up and used from March 15 through October 31. The permitted hours of operation are from 10:00 a.m. to 12 midnight in B-~~3-2~~ Business Districts unless longer hours are specifically approved by the Planning Commission and the City Council. Noise radiating from an outdoor café, which exceeds 50 DBA between 8:00 p.m. and 12 midnight, or other approved hours, or 55 DBA between 7:00 a.m. and 8:00 p.m., shall constitute prima facie evidence that such noise unreasonably disturbs the comfort, quiet and repose of persons in the area. The “DBA” represents the sound pressure level in decibel measured on the “A” scale of a standard sound level meter. Noise level measurements shall be taken at the zoning district boundary of any residential zoning district, recreation unit district and any planned development as may be appropriate. In all other districts, noise level measurements shall be taken at the property line of an affected property. The City Council may, by resolution, extend the dates of operation or the hours of operation for a stipulated number of days, not to exceed a total of 30 days per calendar year.
 - b. A site drawing showing the detailed plan of the outdoor café must be submitted to and approved by the Planning Commission. The detailed plan is to include: the design, relevant details and location of all temporary structures such as awnings, planters, landscaping, railing, tables, chairs and other equipment, as well as lighting and electrical outlet locations. The layout shall show all seating, tables and chairs and shall be used to determine maximum occupancy load for the outdoor café. The occupancy load shall be posted in a conspicuous location.
 - c. Outdoor cafes, including any canopy or cover associated with such a cafe, shall be permitted within the required setback.
 - d. Outdoor cafes within the required setback shall not be enclosed, except as specified elsewhere in the ordinance.
 - e. Outdoor cafes shall be exempt from any parking requirement if they have less than thirty seats. Outdoor café seating areas that have more than thirty seats shall provide one space for each three outdoor seats provided above thirty seats.
 - f. If alcohol is being served, it will include a fence subject to approval of the Planning Commission.

- g. No food and beverage preparation would occur in the outdoor café. All food and beverage preparation will incur inside the building housing the principal use and brought to the customer or carried by the customer to the outdoor café.
- h. All fixtures associated with an outdoor café must be portable and related, as well as limited to, food service (e.g. tables, chairs, serving trays). Furnishings of an outdoor café shall consist solely of readily removable awnings, covers, canopies, railings, tables, chairs, planters containing plants and accessories. Furnishings may not be attached, even in a temporary manner, to the sidewalk or other public property, except that canopies and railings, if specifically approved by the Planning Commission and the City Council, may be secured by means of flush mounted anchors or other methods approved by the Building Director. No objects which are part of an outdoor café, except lighting fixtures, railings, awnings, or other nonpermanent covers or canopies, may be attached, even in a temporary manner, to any building, or structure on which the outdoor café abuts.
- i. The outdoor café must be part of a licensed restaurant and meet all the requirements of the department of health and any other local, county or state requirements, including the Michigan Liquor Control Commission (if applicable).
- j. For stand alone restaurants, outdoor cafes are typically located immediately adjacent to the building housing the principal use. For -integrated or planned cluster of establishments served by a common parking area, outdoor cafes can be located in a common area with approval of Planning Commission, Building Director, and letter of approval from property owner.
- k. Outdoor cafes do not have to be removed daily or on any regular schedule.
- l. Outdoor café's can have heating as long as they are not enclosed and the heating can be removed.
- m. No signs or any other forms of advertising are permitted in the outdoor dining area with the exception of an identification or menu sign. The name of the establishment may appear on the valance of an umbrella when located immediately adjacent to the building housing the principal use. When placed in a integrated or planned cluster of establishments, no name shall appear on the valance of an umbrella.
- n. Plans for setting up the outdoor café must be approved by the Building Department to provide for the free passage of pedestrians along the sidewalks, by the Police Department to provide for traffic and pedestrian safety, and by the Fire Department for fire-safety issues. If alcohol is served, entrance to the outdoor café is required to be from inside the building. An outdoor café which is adjacent to residential properties or shares an alley with residential properties shall be screened with a solid fence a minimum of six (6) feet high.
- o. Lighting requirements subject to the applicable requirements of Article 23, Section 2305

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Date: 07.31.2014

From: Benjamin J. Tallerico, AICP, HDFP, NCI, FBCI

To: **Mr. K. W. Knox, Esq., Chair**
Members of the Roseville Planning Commission
Scott Adkins, City Manager
Glenn Sexton, Building Director
Other interested parties
29777 Gratiot Avenue
P.O. Box 290
Roseville, MI 48066

Project: **CRZ - 20876, 20884, and 20890 Flora Street**
Conditional Rezoning Request for the above noted
parcels

Remarks:

Section 1: Background

Owners - 20876 Flora; Zbigniew D. Oscilowicz
20884 Flora; Kathryn Schigur and Gregory Evennou
20890 Flora; Nadine Kenyon

Property - 20876 Flora; Permanent Parcel Number
14-03-352-027
20884 Flora; Permanent Parcel Number 14-03-352-
015
20890 Flora; Permanent Parcel Number 14-03-352-
016

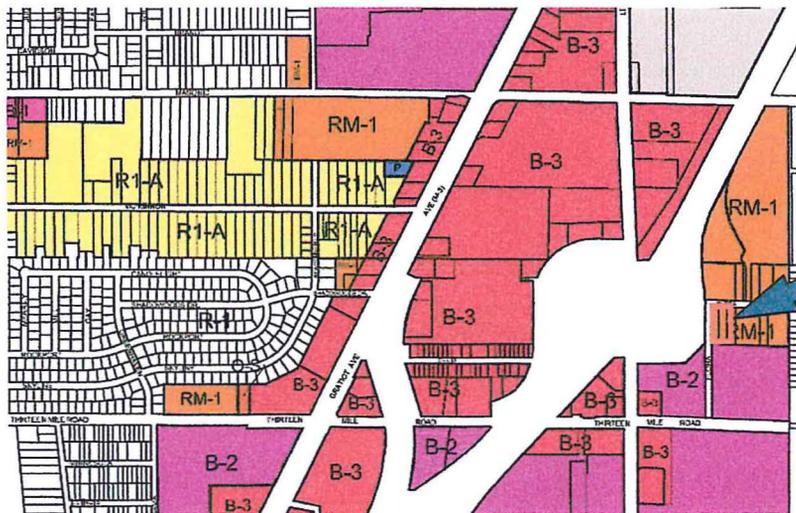
Zoning - All three (3) parcels are currently zoned RM-1
Multiple Family Low Rise. Parcels to the north and
well as east are also zoned RM-1 Multiple Family Low
Rise. To the south of the three (3) parcels property
is zoned B-2 Community Business. To the west is an
interchange for Interstate 94.

Proposal - The applicant has made a Conditional Rezoning
request to rezone the three properties to B-2
Community Business.

The photograph below shows the subject parcels. *Photo's credit:*
Google maps



The photograph above shows a street view of the subject parcels.
Photo's credit: Google maps



Zoning
map of
subject
parcels
and
surrounding
zoning.

A site visit was performed on July 30.

Section 2: Submission Materials received via USPS on July 30, 2014

- Application for rezoning 20876 Flora, dated July 16, 2014. The application notes rezoning from R-1 to B-3. **The parcel is currently zoned RM-1.** An email received from the City

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contained a letter from the applicant requesting rezoning to B-2, not B-3.

- Application for rezoning 20884 Flora, dated July 16, 2014. The application notes rezoning from R-1 to B-3. **The parcel is currently zoned RM-1.** An email received from the City contained a letter from the applicant requesting rezoning to B-2, not B-3.
- Application for rezoning 20890 Flora, dated July 16, 2014. The application notes rezoning from R-1 to B-3. **The parcel is currently zoned RM-1.** An email received from the City contained a letter from the applicant requesting rezoning to B-2, not B-3.
- City of Roseville General Property Information Sheet for 20876 Flora.
- City of Roseville General Property Information Sheet for 20884 Flora.
- City of Roseville General Property Information Sheet for 20890 Flora.
- A map of the specific sites.
- A large map showing the specific sites along with surrounding properties.

Section 3: Action Items

The following items are addressed below.

Requirements	Compliance
An owner of land may voluntarily offer in writing conditions relating to the use and/or development of land for which a rezoning is requested. This offer may be made either at the time the application for rezoning is filed, or may be made at a later time during the rezoning process.	The applicant has requested a condition pertaining to the rezoning.
The required application and process for considering a rezoning request with conditions shall be the same as that for considering rezoning requests made without any offer of conditions, except as modified by the requirements of this Section.	The applicant is aware of the process and the requirements are noted.
The owner's offer of conditions shall bear a reasonable and rational relationship to the property for which rezoning is requested.	This requirement is met.
Any use of development proposed as part of an offer of conditions	This procedure will be followed if a special land

planning re
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<p>that would require a special land use permit under the terms of the Ordinance may only be commenced if a special land use permit for such use or development is ultimately granted in accordance with the provisions of this Ordinance.</p>	<p>use is required.</p>
<p>Any use or development proposed as part of an offer of conditions that require variance under the terms of this Ordinance may only be commenced if a variance for such use or development is ultimately granted by the Zoning Board of Appeals in accordance with the provisions of this Ordinance. Any use or development proposed as part of an offer of conditions that would require site plan approval under the terms of this Ordinance may only be commenced if site plan approval for such use or development is ultimately granted in accordance with the provisions of this Ordinance.</p>	<p>No variance has been requested to date.</p>
<p>The offer of conditions may be amended during the process of rezoning consideration provided that any amended or additional conditions are entered voluntarily by the owner. An owner may withdraw all or part of its offer of conditions any time prior to final rezoning action provided that, if such withdrawal occurs subsequent to the Planning Commission's public hearing on the original rezoning request, then the rezoning application shall be referred to the Planning Commission for a new public hearing with appropriate notice, new recommendation, and fees.</p>	<p>The applicant has not amended the conditions, but if the applicant does, the proper procedure will be followed.</p>

Section 4: Details
 Applicant Status.

p l a n n i n g r e
v i e w

According to information provided, the applicant for all three (3) is The Boutrous Companies, LLC. 596 N. Lapeer Road, Lake Orion, MI 48362.

Applicant's Request.

The application notes a Conditional Rezoning for reclassification of the current RM-1 Multiple Family Low Rise for the three (3) parcels to B-2 Community Business (per email).

Purpose of the Request.

The application notes that the proposed future use of the parcels that are requested to be rezoned is retail, and that retail will be constructed on site.

Site Size and Location.

All three (3) parcels are rectangular in shape. 20876 Flora has 60.67 feet of frontage and a depth of 306 feet. Parcels 20884 and 20890 Flora both have 70 feet of frontage and a depth of 306 feet. 20876 Flora is 0.43 acres, more or less. Parcels 20884 and 20890 are both 0.49 acres, more or less. The combined acreage of the three parcels is 1.43 acres, more or less.

Master Plan Recommendation.

The City of Roseville Master Plan for Future Land Use proposes all three subject parcels as Multi-Family Residential. The type of land use recommended for the property includes but is not limited to low rise (2 story or less) multiple family dwellings, group day care homes, general hospitals, and bed and breakfast facilities.

Section 5: Analysis

When the current master plan was developed several years ago, it was decided that the current recommended future land use remain as Multiple Family Residential.

Changes in the economy have brought modifications to the buying habits of homeowners. The depression in the housing market has greatly reduced the purchase price of many stand alone single family homes. This has decreased the demand for rental and multi-family units and diminished the need for this type of housing in many areas because many former renters were able to purchase their first home. This has been borne out by the 2010 Census data which showed a drop in Multi-Family housing in the City since the 2000 Census. During the same period, the number of single family homes have increased in Roseville.

While the demand for Multi-Family has decreased, the locations of the three parcels are less than the most desirable for single family. In addition to being the only single family homes in the

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immediate area, they are next to exit and entrance ramps to an interstate, big box retail, and Multi-Family on two sides, all contributing to making them less valuable as single family homes.

The Southeast Michigan Council of Governments (SEMCOG) predicts that the population of Roseville will continue to decline through 2020 and 2030. SEMCOG also shows that housing units have decreased from 2010 to Dec 2013, further reducing the need for housing.

The subject parcels are all adjacent to B-2 Community Business, which is the requested zoning.

Section 6: Conclusion

From the foregoing information we have concluded that from a planning perspective consideration should be given to a master plan and zoning change for the three (3) subject parcels to B-2 General Business. Our conclusion is based on the following determinations:

1. Though inconsistent with the Future Land Use Recommendations of the City of Roseville Master Plan, the current Master Plan is required by state law to be reviewed in 6 months and a reclassification of the future use for this area could be recommended.
2. Rezoning the three parcels from RM-1 Multiple Family (Low Rise) to B-2 Community Business would be consistent with the zoning of parcels to the south and expand the B-2 Community Business District.
3. Population and housing units have decreased, and the analysis continues to anticipate future decreases.
4. The area is not the most desirable for the single family housing units that are presently there. Both Multi-Family and Community Business would be more desirable than the current existing use.

Section 7: Next Steps

Planning Commission, after public hearing and consideration of the factors for rezoning, may recommend approval, approval with recommended changes or denial of the rezoning, provided, however, that any recommended changes to the offer of conditions are acceptable to and thereafter offered by the owner.

We will be prepared to discuss the foregoing concerns with you at your convenience.

MOTION MADE BY _____

MOTION SECONDED BY _____

TO AMEND THE CITY OF ROSEVILLE ZONING ORDINANCE, ARTICLE 11, SUBSECTION 7 (j) AND (m) TO FURTHER DEFINE OUTDOOR CAFES WITH REGARD TO STAND-ALONE RESTAURANTS AND OTHER COMMON AREAS, TO PROVIDE FOR REPEALER, SEVERABILITY AND EFFECTIVE DATE.

**CITY OF ROSEVILLE
MACOMB COUNTY, MICHIGAN**

ORDINANCE NO. _____

AN ORDINANCE TO AMEND THE CITY OF ROSEVILLE ZONING ORDINANCE, ARTICLE 11, SUBSECTION 7 (j) AND (m) TO FURTHER DEFINE OUTDOOR CAFES WITH REGARD TO STAND-ALONE RESTAURANTS AND OTHER COMMON AREAS, TO PROVIDE FOR REPEALER, SEVERABILITY AND EFFECTIVE DATE.

CITY OF ROSEVILLE ORDAINS:

Section 1. Article 11, Section 1102 Uses Permitted Subject to Special Conditions, 7 (j) is amended to provide as follows:

For stand-alone restaurants, outdoor cafes are typically located immediately adjacent to the building housing the principal use. For integrated or planned cluster of establishments served by a common parking area, outdoor cafes can be located in a common area with approval of the Planning Commission, Building Director, and a letter of approval from the property owner or owners.

Section 2. Article 11, Section 1102 Uses Permitted Subject to Special Conditions, 7 (m) is amended to provide as follows:

No signs or any other forms of advertising are permitted in the outdoor dining area with the exception of an identification or menu sign. The name of the establishment may appear on the valance of an umbrella when located immediately adjacent to the building housing the principal use. When placed in an integrated or planned cluster of establishments, no name shall appear on the valance of an umbrella.

Section 3. Repealer. All ordinances or parts of ordinances in conflict herewith are repealed only to the extent necessary to give this ordinance full force and effect.

Section 4. Severability. If any article, section, subsection, sentence, clause, phrase, or portion of this ordinance is held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of remaining portions of the ordinance, being the intent of the City that this ordinance shall be fully severable.

Section 5. Effective Date. Provisions of this Ordinance shall become effective twenty (20) days following adoption.

AYES _____

NAYS _____

ABSENT _____

JOHN CHIRKUN, Mayor

Attested:

RICHARD STEENLAND, City Clerk

CERTIFICATION OF CLERK

I, Richard Steenland, City Clerk of the City of Roseville, Macomb County, Michigan, do hereby certify that Ordinance No. _____ was adopted by the City Council of Roseville, assembled in regular session on November _____, 2014. Said Ordinance was posted in the following places:

Roseville Police Station, 29753 Gratiot Avenue
Roseville Public Library, 29777 Gratiot Avenue
Roseville Civic Center, 29777 Gratiot Avenue

Notice of said posting was published in *The Macomb Daily* on November _____, 2014.

Richard Steenland, City Clerk

MOTION MADE BY _____

MOTION SECONDED BY _____

TO AMEND CHAPTER 340, SECTION 340-31, TO PROVIDE FOR AMENDMENT OF THE MICHIGAN VEHICLE CODE, TOGETHER WITH UNIFORM TRAFFIC CODE BY REFERENCE, TO PROVIDE FOR REPEALER, SEVERABILITY AND EFFECTIVE DATE.

**CITY OF ROSEVILLE
MACOMB COUNTY, MICHIGAN**

ORDINANCE NO. _____

AN ORDINANCE TO AMEND CHAPTER 340, SECTION 340-31, TO PROVIDE FOR AMENDMENT OF THE MICHIGAN VEHICLE CODE, TOGETHER WITH UNIFORM TRAFFIC CODE BY REFERENCE, TO PROVIDE FOR REPEALER, SEVERABILITY AND EFFECTIVE DATE.

CITY OF ROSEVILLE ORDAINS:

Section 1. Chapter 340, § 340-31, subparts A, B, and C, are hereby amended as follows:

- A. The Michigan Vehicle Code, 1949 PA 300, MCL §§257.1 through 257.923, and the Uniform Traffic Code for Cities, Townships, and Villages as promulgated by the Director of the Michigan Department of State Police pursuant to the Administrative Procedures Act of 1969, 1969 PA 306, MCL §§24.201 through 24.328, and made effective October 30, 2002, and all future amendments and revisions to the Motor Vehicle Code or the Uniform Traffic Code when they are promulgated and effective in this State are incorporated and adopted by reference.
- B. References in Code. References in the Michigan Vehicle Code and Uniform Traffic Code for Cities, Townships, and Villages to “local authorities” or “governmental unit” shall mean the City of Roseville.
- C. The City of Roseville Clerk shall publish this article in the manner required by law and shall publish, at the same time, a notice stating the purpose of the Michigan Vehicle Code and the Uniform Traffic Code for Cities, Townships, and Villages, and the fact that a complete copy of the Codes are available to the public at the office of the Clerk for inspection.

Section 2. All remaining sections of Chapter 304-31 shall remain in full force and effect as previously adopted.

Section 3. Repealer. All ordinances or parts of ordinances in conflict herewith are repealed only to the extent necessary to give this ordinance full force and effect.

Section 4. Severability. If any article, section, subsection, sentence, clause, phrase, or portion of this ordinance is held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of remaining portions of the ordinance, being the intent of the City that this ordinance shall be fully severable.

Section 5. Effective Date. Provisions of this Ordinance shall become effective twenty (20) days following adoption.

AYES _____

NAYS _____

ABSENT _____

JOHN CHIRKUN, Mayor

Attested:

RICHARD STEENLAND, City Clerk

I, Richard Steenland, City Clerk of the City of Roseville, Macomb County, Michigan, do hereby certify that Ordinance No. _____ was adopted by the City Council of Roseville, assembled in regular session on October _____, 2014. Said Ordinance was posted in the following places:

Roseville Police Station, 29753 Gratiot Avenue
Roseville Public Library, 29777 Gratiot Avenue
Roseville Civic Center, 29777 Gratiot Avenue

Notice of said posting was published in *The Macomb Daily* on October _____, 2014.

Richard Steenland, City Clerk

Sale of Land
1st Reading

WHEREAS, the City of Roseville has secured appraisals of the value of the forty (40) properties listed (see attached) in Roseville, Michigan, from two disinterested persons who are competent real estate appraisers; and

WHEREAS, after securing such appraisals, the City of Roseville has advertised for public bids on said real estate in a newspaper of general circulation in the City (Macomb Daily) not less than ten (10) days (October 24, 2014) before the time set for publicly opening such bids; and

WHEREAS, bids were opened on November 7, 2014 at 11:00 a.m. and have been reviewed by the City Manager who has submitted his report and recommendations regarding said bids.

NOW THEREFORE, BE IT RESOLVED:

That the City of Roseville sell the properties listed (see attached) in Roseville, Michigan to MGL 1, LLC, for the sum of \$632,000.00, subject to the final adoption of sale by the Roseville City Council pursuant to Section 13.3(3) and (4) of the Roseville City Charter.

That this Resolution authorizing sale be published as part of Council proceedings not less than twenty (20) days before final adoption of sale.

That this Resolution be on file with the Clerk for public inspection for thirty (30) days before the final adoption and passage of the sale to MGL 1, LLC, as authorized by this Resolution.

That the City Attorney and/or City Manager is hereby authorized to take all necessary steps required to consummate the sale of said property according to the provisions of the Roseville City Charter and applicable state law.

Memo

To: Scott Adkins, City Manager
From: Paul VanDamme, Purchasing Assistant
cc: Virginia Green, Administrative Assistant
Date: November 7, 2014
Re: Land Sale

On Friday, November 07, 2014 a formal bid was opened for the **Sale of Land** of 40 City owned properties. This bid was advertised in the Macomb Daily on October 24, 2014 and posted in City Hall and the City's website with a minimum bid of \$450,000. Two bids were submitted. One in the amount of \$632,000 by MGL 1, LLC, of Troy, Michigan. The second in the amount of \$451,000 by Timothy McKay of Shelby Township, Michigan.

Attached is all of the documentation from the bid for your review. This bid must be submitted to City Council, upon acceptance, it must be laid over for thirty (30) days for a second reading at which time sale will be consummated.

If you have any questions related to this bid I would be happy to answer them.

