

## COUNTY DRAIN PETITION

(Drain Code of 1956, as amended MCL 280.191)

At a meeting of the Board of Trustees of the Charter Township of South Haven, Van Buren County, Michigan, held in said Township Hall on January 12, 2011 at 7:30 PM.

PRESENT: Dopp, Stein, Bertorelli, Fisher, Pioch and Jessup

ABSENT: DeGrandchamp

The following resolution was offered by Bertorelli and seconded by Fisher.

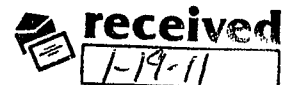
BE IT RESOLVED, that the Charter Township of South Haven, County of Van Buren make and cause to be filed a petition in form substantially as follows:

### **EXTENDING THE SOUTH BRANCH OF THE NORTH PHOENIX COUNTY DRAIN**

To the County Drain Commissioner of Van Buren County: Your petitioners make petition, and hereby respectfully ask you to clean out, relocate, widen, deepen, straighten, tile, extend or relocate along a highway, install structures or mechanical devices to properly purify or improve the flow of the North Phoenix Drain which will properly drain the lands in said district, under the provision of the Michigan Drain Code, P.A. 40 of 1956 as amended, MCL 280.191, Chapter 8. Furthermore, the adding of lands to the drainage district may be necessary in conjunction with this petition.

Your petitioners further respectfully declare that the cleaning out, relocating, widening, deepening, straightening, tiling, extending or relocating along a highway, installing structures or mechanical devices to properly purify or improve the flow of the North Phoenix Drain will be necessary and conducive to the public health, convenience and welfare of said Township.

The Spur of the South Branch of the North Phoenix Drain is generally described as follows: Beginning at the South Branch of the North Phoenix County Drain at a location north of Green Street and east of Prospect Street; thence southerly to Green Street; thence easterly along Green Street to the end of the Green Street right-of-way; thence southeasterly to Cherry



Street; thence easterly to Blue Star Highway; thence continuing easterly under Blue Star Highway to the upstream terminus.

Your petitioners further respectfully request that the following specific improvements be made within the Charter Township of South Haven: cleaning and regrading of the open drainage course between Blue Star Highway and Cherry Street.

BE IT FURTHER RESOLVED, That the Township Supervisor and Township Clerk are hereby authorized and directed to execute said Petition for and on behalf of this Township and to file the same with the Drain Commissioner.

BE IT FURTHER RESOLVED that this Township hereby consents to the foregoing described drain project and to an assessment at-large on the basis of public health benefit for a percentage of the total amount assessed for the cost of the proposed work.

ADOPTED: YEAS: Jessup, Ploch, Steiri, Bertorelli, Dopp, Fisher  
NAYS: none

The Resolution was declared adopted.

Charter Township of South Haven

C. R. [Signature]  
Township Supervisor

Brenda Bertorelli  
Township Clerk