

MONTMORENCY COUNTY BOARD OF COMMISSIONERS

HIAWATHA LAKES – LAKE LEVEL

RESOLUTION NO. 2024-01

At a meeting of the Montmorency County Board of Commissioners, Montmorency County, Michigan, held on January 18th, 2024 at 9:00 am, Eastern Standard Time;

PRESENT: Bolser, Girardin, Edwards, Hardies, and Peltier

ABSENT: None

The following resolution was offered by Bolser and supported by Hardies.

WHEREAS, Hiawatha Lake/Lake Hiawatha, Little Brush Lake, and Moose Lake (collectively referred to as “Hiawatha Lakes”), located in Hillman Township, Montmorency County, Michigan have established normal lake levels by the Montmorency County Circuit Court under Part 307 of the Natural Resources and Environmental Protection Act, Act 451 of 1994, as amended (“Part 307”); and

WHEREAS, a special assessment district known as the Hiawatha Lakes – Lake Level Special Assessment District (“District”) was established by the Montmorency County Circuit Court (“Circuit Court”) under Part 307. MCL 324.30704; and

WHEREAS, the Montmorency County Board of Commissioners (“Board of Commissioners”) approved an assessment roll and computation of costs for lake level project on Hiawatha Lakes by resolution on August 17, 2023; and

WHEREAS, an appeal of the assessments for parcels 004-360-000-156-00 and 004-360-000-156-01 was filed in the Circuit Court on behalf of Dennis Durandetto on November 29, 2023. See MCL 324.30714(4); and

WHEREAS, the Board of Commissioners desires to authorize settlement of the appeal as recommended by legal counsel.

NOW, THEREFORE, BE IT RESOLVED:

1. The Board of Commissioners authorizes resolution of pending litigation in Circuit Court Docket No. 23-5385-CH as recommended by legal counsel.

