

ANN ARBOR CITY APPROVAL NOTICE

ORDINANCE NO. ORD-21-05

FINANCING PUBLIC IMPROVEMENTS

AN ORDINANCE TO AMEND SECTION 1:271(4) of CHAPTER 12 (FINANCING LOCAL PUBLIC IMPROVEMENTS) OF TITLE I OF THE CODE OF THE CITY OF ANN ARBOR

The City of Ann Arbor Ordains:

Section 1. That Section 1:271(4) of Chapter 12 of Title I of the Code of the City of Ann Arbor be amended to read as follows:

1:271. - Definitions.

Unless the context specifically indicates otherwise, the following terms and phrases used in this chapter shall have the meanings defined below.

- (1) "City sanitary sewer system" means the sanitary sewer mains, lift stations, equipment and other appurtenances owned, operated and maintained by the city for the collection, conveyance, storage, and treatment of sanitary sewage.
- (2) "City water supply system" shall have the meaning set forth in Chapter 27.
- (3) "Interest" refers to the interest charged for special assessments and single lot assessments, which are calculated as follows:
 - (a) For special assessments for a local public improvement, the rate of interest to be charged thereon shall not exceed 1% per annum above the interest rate for the most recent limited general obligation bond issued.
 - (b) For sanitary sewer capital recovery charges or single lot assessments for sanitary sewer capital recovery charges, the rate of interest to be charged thereon shall not exceed 1% per annum above the interest rate for the most recent competitively sold and unsubsidized bond issued to finance similar sanitary sewer system improvements.
 - (c) For water capital recovery charges or single lot assessments for water capital recovery charges, the rate of interest to be charged thereon shall not exceed 1% per annum above the interest rate for the most recent competitively sold and unsubsidized bond issued to finance similar water supply system improvements.

(4) "Local public improvement" means any initial public improvement conferring a special benefit on any parcel or parcels of land distinct from the benefit from such improvement to the city at large, including, by way of illustration but not limitation, sidewalks, storm sewers, street grading, graveling and paving, curbs, gutters and the like. "Local public improvement" does not include water supply system improvements, ~~and~~ sanitary sewer system improvements, and new sidewalks for which the costs are eligible for funding from a voter approved new sidewalk millage consistent with an approved Council Resolution and/or Use Memo relating to the applicable millage.

(5) "Local public improvement charge" means the charge for a local public improvement that is levied against a parcel that benefits from the improvement either at the time of the improvement or at the time the parcel annexes to the city.

(6) "Sanitary sewer" shall have the meaning set forth in Chapter 28.

(7) "Sanitary sewer capital recovery charge" shall have the meaning set forth in Chapter 28.

(8) "Sidewalk" shall have the meaning set forth in Chapter 49 relative to sidewalks.

(9) "Storm sewer" shall have the meaning set forth in Chapter 28.

(10) "Street" shall mean that part of any street, alley or public thoroughfare open to the public for vehicular or pedestrian traffic.

(11) "Water capital recovery charge" shall have the meaning set forth in Chapter 27.

Section 2. This Ordinance shall take effect ten days after passage and publication.

I hereby certify that the foregoing ordinance was adopted by the Council of the City of Ann Arbor, Michigan, at its regular session of March 15, 2021.

Jacqueline Beaudry, Ann Arbor City Clerk
Christopher Taylor, Ann Arbor Mayor

Published: 3/18/21 on the City Clerk's Webpage.