

CHESHIRE TOWNSHIP

ALLEGAN COUNTY, MICHIGAN

**DUCK LAKE IMPROVEMENT PROJECT (AQUATIC VEGETATION CONTROL)
(2024-2028 CONTINUATION)**

**NOTICE OF AUGUST 7, 2023 TOWNSHIP BOARD PUBLIC HEARING ON
PROGRAM PLANS AND COST ESTIMATES**

TO: OWNERS OF PROPERTY WITH FRONTAGE ON DUCK LAKE OR HAVING DEEDED ACCESS TO DUCK LAKE IN LAND SECTION 36 OF CHESHIRE TOWNSHIP, ALLEGAN COUNTY, MICHIGAN; AND ANY OTHER INTERESTED PERSONS:

PLEASE TAKE NOTICE that upon the request of residents and property owners in the Duck Lake Improvement Project Special Assessment District for aquatic vegetation control created in 2014 for a 20-year term, within which an aquatic vegetation control program was undertaken in 2019-2023, the Township Board is proposing to undertake a continuation of the program for the eradication and/or control of aquatic weeds and plants in Duck Lake in 2024-2028 and finance such improvements by special assessments on the properties within the special assessment district.

The existing Duck Lake Improvement Project Special Assessment District within which the foregoing improvements are proposed to be undertaken and within which the cost thereof is proposed to be specially assessed is described as follows:

All lots/parcels or portions thereof in land section 36 of Cheshire Township with frontage on Duck Lake or having deeded access to Duck Lake.

The Township Board has received plans for the anticipated 2024-2028 aquatic vegetation control program, and an estimate of the costs of the five-year program in the amount of \$89,158. The Township has estimated the legal/publication and other expenses of administering the 2024-2028 program to be approximately \$6,525 (most of which will be incurred in 2023 but amortized for annual budgeting purposes over the five-year program), and is including in its estimated costs a separate contingency of \$4,458 (approx. 5% of estimated treatment program costs) for unexpected expenses/cost overruns. The total estimated program cost is therefore \$100,141 for 2024-2028 (approximately \$20,028 per year). If this program is approved these cost estimates may be subject to annual redetermination/revision to reflect actual costs incurred/property transactions. The 2024-2028 program cost estimate may also be reduced by the amount of any revenue surplus at the end of the 2019-2023 program, which by Township Board order will be applied to the 2024-2028 program.

The Township Board has passed a Resolution tentatively declaring its intention to proceed with the 2024-2028 program, without any change in the boundaries of the existing special assessment district as created in 2014.

A public hearing on the 2024-2028 program plans and the estimate of costs will be held in conjunction with a regular meeting of the Township Board on **Monday, August 7, 2023 commencing at 7:00 p.m.** at the Cheshire Township Hall at 471 41st Street, just north of 104th Avenue.

At this hearing/meeting the Board will also consider any written objections to any of the foregoing matters which are filed with the Board at or prior to the time of the hearing, as well as any corrections or changes to the plans and estimate of costs

The program plans, estimate of costs, and the boundaries of the existing special assessment district, may all be examined at the office of the Township Clerk and may further be examined at the public hearing.

If the Township Board determines to proceed with the proposed 2024-2028 program, a second public hearing will be held at a later date to be set by the Township Board (tentatively September 5, 2023) for the purpose of reviewing and hearing objections to the proposed allocation of the cost of the 2024-2028 program among the various properties in the Special Assessment District. Appearance and protest at such a second public hearing or as otherwise allowed by law is required in order to preserve a right to appeal the amount of any such special assessment to the Michigan Tax Tribunal after confirmation of a special assessment roll. Formal notice of any such second public hearing will be published in a newspaper and mailed to affected property owners as required by law.

The foregoing hearings and all proceedings associated with these special assessment matters will be conducted in accordance with and pursuant to 1954 PA 188, as amended, 1962 PA 162, as amended, the Michigan Open Meetings Act, and any other applicable law.

Cheshire Township will provide necessary reasonable auxiliary aids and services at the meeting/hearing to individuals with disabilities, such as signers for the hearing impaired and audiotapes of printed materials being considered, upon reasonable notice to the Township. Individuals with disabilities requiring auxiliary aids or services should contact the Township Clerk as designated below.

Donna Hetzel
Cheshire Township Clerk
630 38th Street
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