

TOWNSHIP OF VEVAY
INGHAM COUNTY, MICHIGAN

RESOLUTION # 17-13

WHEREAS, XG Sciences Inc., a Michigan Corporation, has applied under the provisions of 1974 PA 198, as amended, for an Industrial Facilities Exemption Certificate with regard to property located in Vevay Township which is more particularly described as:

THE W 653.4 FT OF THE S 260 FTOF THE N 1/2 OF NE FRL 1/4 OF SEC 6 ALSO LOT 16 MASON HEIGHTS NO. 1 SUB EXC BEG @ THE NE COR LOT 16 -S17D12'E ONE LOT LN 273.03 FT TO SE COR SD LOT -S89D52'W ON S LOT LN 118.79 FT - N0D40'10"W ON C/L DITCH 248.44 FT TO N LOT LN -N72D48'E ON N LOT LN TO THE POT SEC 6 T2NR1W 4.25 AC M/L

WHEREAS, pursuant to 1974 PA 198, as amended, the Township Board created an Industrial Development District (the "Industrial Development District"), by Resolution of the Township Board on Thursday, August 4, 1994, after due and legal notice as required by law; and

WHEREAS, said Industrial Development District boundaries are as outlined in Vevay Township Resolution No. 94-13, that includes the subject property described above, and commonly known as: 4215 Legion Drive, Mason MI; and

WHEREAS, the Township Clerk received an Application (the "Application") for an Industrial Facilities Exemption Certificate from XG Sciences Inc., (the "Applicant") on November 13, 2017, amended November 21, 2017, with respect to real and personal property improvements described in the Application (the "Facility") to be acquired and installed within the Industrial Development District; and

WHEREAS, before acting on the Application, the Township Board held a hearing on December 11, 2017 at the Township Offices, at 7:00 p.m., for which hearing the Applicant, the Township Assessor, the public and a representative of each of the affected taxing units were given written notice, and at which hearing were afforded an opportunity to be heard on the Application; and

WHEREAS, the proposed facility is calculated to and will at the time of issuance of said certificate have the reasonable likelihood to create employment, retain employment, or prevent a loss of employment within Vevay Township; and

WHEREAS, the aggregate state equalized valuation of real and personal property exempt from ad valorem taxes under said 1974 PA 198, as amended, including the requested exemption, will not exceed 5% of the sum of the state equalized valuation of this Township but will not, in the opinion of this Township Board, have the effect of substantially impeding the operation of any local government unit nor of impairing the financial soundness of any affected taxing unit.

NOW, THEREFORE, BE IT HEREBY RESOLVED as follows:

1. That this Township Board does hereby specifically find and determine that the granting of this Industrial Facilities Exemption Certificate shall not have the effect of substantially impeding the operation of this Township or impairing the financial soundness of a taxing unit which levies an ad valorem property tax within this Township and, further, hereby recommends approval of said application by the State Treasurer and the State Tax Commission of the State of Michigan.

2. That the requested Industrial Facilities Exemption Certificate as filed by XG Sciences Inc., be and hereby is approved as set forth herein in the amount of \$575,000.00 real property and \$16,500.00 personal property, total: \$591,500.00, to become effective December 31 of the year of completion and that for the next five (5) years the industrial facilities tax upon such improvements as are real property and personal property; and for the next five (5) years the industrial facilities tax upon such improvements as are new personal property shall be determined in accordance with the provisions of 1974 PA 198, as amended.

3. That this Township Board does hereby specifically find and determine that XG Sciences Inc., complies with all of the applicable requirements imposed by Section 9(2) of 1974 PA 198, as amended.

4. That the foregoing Industrial Facilities Exemption Certificate is subject to and conditioned upon the applicant entering into a contract with the Township of Vevay pertaining to its compliance with its representations to the Township and certain sanctions and penalties for a default in such representations, as required by P.A. 334 of 1993. The Supervisor and Clerk are hereby authorized to sign this contract on the Township's behalf.

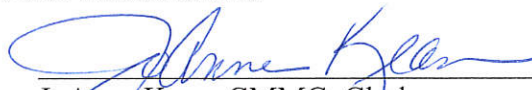
5. That the Township Clerk be and hereby is directed to forward the application of XG Sciences Inc., together with supporting documents and resolutions to the State Tax Commission of the State of Michigan for approval and for the issuance of an Industrial Facilities Exemption Certificate in accordance with the provisions of 1974 PA 198, as amended.

6. That all Resolutions or parts of Resolutions in conflict with the provisions of this Resolution be and the same hereby are rescinded.

AYES: Supervisor Ramey, Clerk Kean, Trustee Lazet and Trustee Lacasse

ABSENT: Treasurer Sherwood

The foregoing Resolution declared adopted on the date written above.


JoAnne Kean, CMMC, Clerk
Township of Vevay

STATE OF MICHIGAN }
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COUNTY OF INGHAM }

CERTIFICATE

I hereby certify that the foregoing constitutes a true and complete copy of a Resolution adopted at a regular meeting of the Vevay Township Board held at the Township Hall on Monday, December 11, 2017, that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meetings Act, being 1976 PA 267; that a quorum of the Board was present and voted in favor of said Resolution; and that minutes of said meeting were kept and will be or have been made available as required by said Open Meetings Act.


JoAnne Kean, CMMC, Clerk
Township of Vevay

