Emergency Financial Manager of the City of Ecorse
(ORDER No. 086)

ORDER OF THE EMERGENCY FINANCIAL MANAGER OF THE CITY OF ECORSE, COUNTY OF WAYNE, STATE OF MICHIGAN, APPROVING RECOMMENDATION OF THE PLANNING COMMISSION TO RE-ZONE VISGER ROAD FROM 9TH STREET TO 19TH STREET.

WHEREAS, under the Local Government Fiscal Responsibility Act, Act 72, Public Acts of Michigan, 1990, as amended ("Act 72") and, for all relevant periods, under the Local Government and School District Fiscal Accountability Act, Act 4, Public Acts of Michigan, 2011, as amended ("Act 4"), and a Contract (the "Contract") between the State of Michigan and Joyce A. Parker, dated October 30, 2009, Joyce A. Parker has been appointed as the Emergency Financial Manager (the "EFM") of the City of Ecorse, County of Wayne, Michigan (the "City") and charged with the power and authority to take all actions necessary to develop and implement financial and operational plans, to regulate expenditures, investments, ensure compliance with federal, state and local laws, regulations, rules, local laws and make provisions for services for the City of Ecorse, including the power to exercise the authority and responsibilities of the Mayor, as the Chief Administrative Officer of the City, and of the City Council, as the governing body of the City, concerning the adoption and enforcement of resolutions, Directives and Orders affecting the financial condition of the City as provided in the Home Rule City Act, Act 279, Public Acts of Michigan, 1909, as amended ("Act 279") and other relevant and enumerated laws ; and

WHEREAS, pursuant to Act 72 and the Contract, the EFM, as the Chief Administrative Officer of the City, is authorized to make, approve or disapprove any appropriation, contract, expenditure, or loan for the City, as well as, exercise the authority and responsibilities affecting the financial condition of the local government as provided in the numerous acts enumerated under MCL 141.1221 (p) that she deems necessary to accomplish the purposes of Act 72; and.

WHEREAS, Wayne METRO, an experienced and reputable developer and contractor in the greater Wayne County region, approached the City of Ecorse Planning Commission in the fall of 2012 to discuss certain economic development plans for a portion of Visger Road in the City of Ecorse that would require certain changes to the City's zoning of the contemplated area;

WHEREAS, the Planning Commission met on more than one occasion to consider and vote upon changing the zoning of Visger Road between 9th street and 19th street from 'General Business' to the broader designation of 'Planned Development'. Further, that the Planning Commission met on November 26, 2012 at 7:00pm and, with all Commissioners present except one, voted unanimously to approve the re-zoning of Visger Road between 9th Street and 19th Street from General Business to Planned Development;

WHEREAS, the Planning Commission took additional action, pursuant to the Zoning Ordinance, and submitted to the Ecorse City Council evidence of the Planning Commission's approval and its recommendation that the City Council do all things necessary to approve the re-zoning of Visger Road between 9th Street and 19th Street from General Business to Planned Development;

WHEREAS, the Ecorse City Council, at its regular meeting held on November 27, 2012 did receive the Planning Commission's minutes, had an opportunity to discuss the re-zoning recommendation and with all Council Members present except for Councilwoman Wheeler, unanimously voted to accept the Planning Commission's recommendation and voted to approve the re-zoning of Visger Road between 9th Street and 19th Street from 'General Business' to the broader designation of 'Planned Development' as reflected in Resolution 198.12 of the City Council's minutes;

WHEREAS, at a subsequent City Council meeting held Tuesday, December 11, 2012 the Ecorse City Council rescinded Resolution 198.12, thereby withdrawing their approval for the re-zoning of Visger Road and the anticipated economic development of a specific segment of Visger Road;

WHEREAS, ***ENVISION ECORSE! A Citizen's Strategic Plan For Developing The Ecorse Community*** reflects the community's desire to encourage, promote and support the development of entrepreneurship, business and economic development. Moreover, it is in the best economic interests of the City of Ecorse to do all things necessary to encourage and promote economic development, aggressively address conditions of blight, encourage and promote revitalization and purposeful use of the City's real estate, and whenever beneficial to the Ecorse community, transfer or otherwise sell City owned properties in order to place same back on the tax rolls to generate needed tax revenue for the City of Ecorse;

This Directive is necessary in order to carry out the duties and responsibilities required of the Emergency Financial Manager as set forth in Public Act 72, the contract between the Local Emergency Financial Assistance Loan Board and the Emergency Financial Manager and, additionally, is considered necessary to implement the financial plan.

RESOLVED, IT IS HEREBY ORDERED BY THE EMERGENCY FINANCIAL MANAGER OF THE CITY OF ECORSE, PURSUANT TO PUBLIC ACT 72 AND THE CONTRACT, THAT:

1. The Recommendation by the Planning Commission to re-zone Visger Road, between 9th Street and 19th Street from General Business to Planned Development is hereby accepted and approved.

2. Effective as of the date this ORDER is signed, Visger Road, between 9th Street and 19th Street is hereby re-zoned from General Business to Planned Development.

3. The City of Ecorse shall keep a record of this ORDER with the City Clerk's Office, its official copy of the City's Zoning Ordinance, and its Department of Public Works Building Division evidencing the re-zoning of Visger Road, between 9th Street and 19th Street from General Business to Planned Development.

4. Repeal. All orders of the EFM, resolutions of the City Council of the City and parts of resolutions or orders in conflict with this Order are hereby repealed to the extent of such conflict.

IT IS SO ORDERED this 18th **day of December, 2012.**

Joyce A. Parker
Emergency Financial Manager
City of Ecorse