

VILLAGE OF BYRON
ORDINANCE NO. 2016-12A
(Dated December 12, 2016)

**ORDINANCE TO AMEND
DOWNTOWN DEVELOPMENT AUTHORITY ORDINANCE NO. 2013-2
TO CHANGE THE DOWNTOWN DISTRICT**

The Village of Byron Ordains:

SECTION 1. Section 3 of the Village of Byron Ordinance No. 2013-2 (adopted September 13, 2013) is amended to read as follows:

3. The downtown district in which the authority shall exercise its powers, as provided by in Act 197, shall consist of the property described in the Downtown District Map attached hereto and incorporated herein at Exhibit A. The legal description of the Downtown District is attached at Exhibit B.

SECTION 2. If any section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be invalid or unconstitutional, such decision shall not affect the validity or constitutionality of the remaining portions of this Ordinance. The Village of Byron declares that it would have passed this Ordinance and each section, subsection, clause, or phrase hereof, irrespective of the fact that any one or more section, subsections, sentences, clauses, or phrases be declared unconstitutional.

SECTION 3. That this Ordinance and the related rules, regulations, provisions, requirements, orders and matters established shall take effect immediately upon publication, except any penalty provisions which shall take effect 20 days after publication, pursuant to MCL 66.1; MSA 5.1271.

SECTION 4. Repealer - All Ordinances, or parts of Ordinances, in conflict with this Ordinance are repealed only to the extent necessary to give all provisions of this Ordinance full effect.

Adopted at a regular meeting of the Village Council held on the 12th day of December, 2016.

Moved by: Miller

Seconded by: Bessenbacher

Yeas: Bessenbacher, Miller, Orr, Berecz and Prestanise

EXHIBIT A

DOWNTOWN DISTRICT MAP (AMENDED NOVEMBER 2016)



Not Accurate
For Representative Purposes Only

EXHIBIT B

**AMENDED LEGAL DESCRIPTION FOR
DOWNTOWN DISTRICT MAP (AMENDED NOVEMBER 2016)**

Village of Byron DDA Downtown District Description (As Amended November 2016):

That certain parcel of land within Sections 13, 14, 23, and 24, T5N-R4E, Burns Township, Shiawassee County, Michigan. Described as Beginning at the West quarter corner of Section 13, also being the East quarter corner of Section 14; thence Easterly along the North line of the West half of the Southwest quarter of said Section 13, to the Northeast corner of the West half of the Southwest quarter of said Section 13; thence Southerly, along the East line of the West half of the Southwest quarter of said Section 13, to the Section line common to Section 13 and Section 24; thence continuing Southerly, along the East line of the West half of the Northwest quarter of said Section 24, to the South line of Block 63 of the Plat of the Village of Byron, Michigan, extended Easterly; thence Easterly, along said South line of Block 63 extended Easterly, to a point which is S13°39'28"W, 101.94 feet from a cast iron stake at the corner of Mill Pond Bay, at the former Brick Yard; thence N13°39'28"E, 101.94 feet to said cast iron stake; thence Easterly, Southerly, and Westerly around the edge of the Mill Pond to the East line of the West half of the Northwest quarter of said Section 24; thence Southerly, along said East line, to the South line of the West half of the Northwest quarter of said Section 24, also being the East-West quarter line of said Section; thence Westerly, along said South line of the West half of the Northwest quarter, to the West quarter corner of Section 24, also being the East quarter corner of Section 23; thence continuing Westerly, along the East-West quarter line of Section 23, to the center of Section 23; thence Northerly, along the North-South quarter line of said Section 23, to the North quarter corner of Section 23, also being the South quarter corner of Section 14; thence continuing Northerly, along the North-South quarter line of Section 14, to the center of said Section 14; thence Easterly, along the East-West quarter line of Section 14, to the East quarter corner of Section 14, also being the West quarter corner of Section 13 and the point of Beginning.

Yeas: Orr, Berecz, Miller, Besserbacher and Prestonise
Nays: None
Absent: None

VILLAGE OF BYRON

Anthony Prestonise
By: Anthony Prestonise
Its: Village President

CLERK'S CERTIFICATION

I certify that the above is a true and complete copy of Ordinance
No. 201612A, adopted by the Village Council at a meeting held on the
12th day of December, 2016, and published in the Independent
Newspaper on the 25 day of December, 2016.

Marsha Reed
Marsha Reed, Village Clerk

Drafted by:
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