

RESOLUTION FOR 2021 POVERTY EXEMPTION GUIDELINES

At a Regular Meeting of the Middlebury Township Board held at the Middlebury Township Hall, 7627 W. M-21, Ovid, MI on the 8th day of December, 2020, at 7:00 p.m.

PRESENT: Members Stevens, S. Swan, J. Swan, Herentken Ruess

ABSENT: Members Ø

The following Resolution was offered by Member Stevens and supported by Member Ruess.

WHEREAS, Public Act (PA) 390 of 1994, which amended PA 206 of 1893 and PA 313 of 1993, concerning section MCL 211.7u of the Michigan Compiled Laws, requires the local governing body of the unit to annually determine and make available to the public the policy and guidelines for granting of poverty exemptions;

and

WHEREAS, the adoption of guidelines for poverty exemptions is within the purview of the township board; and

WHEREAS, the Principal Residence of persons who, in the judgment of the Supervisor and Board of Review, by reason of poverty, are unable to contribute to the public charges is eligible for exemption in whole or part from taxation under PA 390 of 1994 (MCL 211.7u); and

WHEREAS, PA 390 of 1994, MIDDLEBURY TOWNSHIP, Shiawassee County, Michigan adopts the following Poverty Exemption Guidelines for the Supervisor and Board of Review. The guidelines shall include, but not be limited to, the specific income and asset levels of the claimant and all persons residing in the household, including any property tax credit returns, filed in the current or immediately preceding year;

NOW, BE IT RESOLVED: That to be eligible for a Poverty Exemption in Middlebury Township, an applicant must be the owner of and must occupy the property as a Principal Residence for which the exemption is requested; file a completed and notarized application in the form prescribed by the Township Assessor; and file copies of Federal and State Income Tax Returns for all persons residing in the homestead, including any property tax credit forms and/or Statement

of Benefits Paid from Michigan Department of Social Services or Social Security Administration;

BE IT FURTHER RESOLVED: That the applicant must have an annual income that equals, or is less than, the Federal Poverty Income Standards as defined and determined annually by the United States Department of Health and Human Services; (Exhibit Attached)

BE IT FURTHER RESOLVED: The applicants, and any persons residing in the Principal Residence, shall NOT have assets in excess of THIRTEEN THOUSAND EIGHT HUNDRED DOLLARS (\$13,800) fair market value excluding the Principal Residence and one automobile. Assets to be included may be personal property, recreational vehicles, checking/savings accounts, certificates of deposit, stocks, bonds, life insurance, retirement funds, etc;

BE IT FURTHER RESOLVED: That the applicant may not have ownership interest in any Real Estate other than the Principal Residence;

BE IT FURTHER RESOLVED: The applicant will provide to the Board of Review a valid driver's license, or other form of identification, and proof of ownership of the Principal Residence;

BE IT FURTHER RESOLVED: That the Board of Review may request from the applicant any supporting documents which may be utilized in determining a Poverty Exemption request;

BE IT FURTHER RESOLVED: That the completed Poverty Exemption application must be filed after January 1, but not later than one day prior to the last day of the Board of Review in the year for which the exemption is sought;

BE IT FURTHER RESOLVED: That MIDDLEBURY TOWNSHIP Policy and Guidelines for Applicants, attached hereto and incorporated herein, shall be followed by the applicant, Township Assessor, and the Middlebury Township Board of Review in processing of applications for and the granting of Poverty Tax Exemptions unless said policy and guidelines shall hereafter be modified by resolution of the Middlebury Township Board of Trustees or subject to deviation by the Board of Review as hereafter provided;

BE IT FURTHER RESOLVED: That the Board of Review may deviate from the established policy and guidelines only for substantial and compelling reasons. The applicant and Board of Trustees will be notified, in writing, the reasons for deviating from the Policy and Guidelines for Poverty Exemption;

BE IT FURTHER RESOLVED: That to conform to the provisions of PA 390 of 1994 this resolution is hereby effective December 8, 2020.

VOTE: AYES 5 NAYS 0 ABSENT 0

The foregoing Resolution is adopted.

Alexand. Tomasek DATED 12/8/2020

Middlebury Township Clerk