



Coleman A. Young Municipal Center
2 Woodward Avenue, Suite 908
Detroit, Michigan 48226

Phone: 313.224.6380
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November 6, 2023

Detroit City Council
1340 Coleman A. Young Municipal Center
Detroit, MI 48226

RE: Resolution Approving a Commercial Rehabilitation Exemption Certificate for Petition on Behalf of City Modern D3, LLC at 2853 Brush Street, Detroit, MI, in Accordance with Public Act 210 of 2005. (Related to Petition # 864)

Honorable City Council:

On **November 9, 2023**, a public hearing in connection with approving a Commercial Rehabilitation Exemption Certificate for the above-captioned property was held before your Honorable Body's Planning and Economic Development Committee. All interested persons and organizations were given an opportunity to be heard. No impediments to the approval of this certificate were presented during the hearing.

City Modern D3, LLC has submitted satisfactory evidence that they possess the necessary financial resources required to develop this property in accordance with Public Act 210 of 2005 ("the Act") and the Commercial Rehabilitation Exemption Agreement for the project.

Respectfully submitted,

DocuSigned by:

Rebecca Labov

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Rebecca Labov

Chief Development & Investment Officer

RL/jc

cc: G. Fulton, Mayor's Office
A. Bryant, PDD
J. Schnieder, HRD
J. Cook, HRD



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By Council Member _____

WHEREAS, City Modern D3, LLC (“Applicant”), has filed with the City Clerk an Application for a Commercial Property Rehabilitation Exemption Certificate, under Public Act 210 of 2005 (“the Act”) in City of Detroit Commercial Property Rehabilitation District in the manner and form prescribed by the Michigan State Tax Commission; and

WHEREAS, This City Council is a Qualified Local Governmental Unit as defined by the Act; and

WHEREAS, this City Council on **November 19, 2015,** held a public hearing in connection with approving an Commercial Property Rehabilitation District in accordance with the Act before the Planning and Economic Development Committee; and

WHEREAS, this City Council on **November 24, 2015** established by Resolution a Commercial Property Rehabilitation District in the area located at **2853 Brush Street,** Detroit, Michigan, after a Public Hearing held, in accordance with the Act; and

WHEREAS, the taxable value of the property proposed to be exempt plus the aggregate taxable value of property already exempt under the Act and under Public Act 210 of 2005 does not exceed 5% of the total taxable value of property in the City of Detroit; and

WHEREAS, the Applicant is not delinquent in any taxes related to the facility; and

WHEREAS, the Application is for Commercial property as that term is defined in Section 2(a) of the Act, which property is owned by the Applicant; and

WHEREAS, commencement of the rehabilitation of the subject facility did not occur before the establishment of the Commercial Property Rehabilitation District; and

WHEREAS, the Application relates to a rehabilitation program that when completed constitutes a rehabilitated facility within the meaning of the Act and which is situated within the aforesaid City of Detroit Commercial Property Rehabilitation District and

WHEREAS, completion of the rehabilitation is calculated to, and will at the time the Certificate is issued, have the reasonable likelihood of increasing and/or retaining employment, increasing commercial activity, revitalizing an urban area, or increasing the number of residents in the community in which the facility is located; and

WHEREAS, the rehabilitation includes improvements aggregating 10% or more of the true cash value of the property at the commencement of the rehabilitation as provided by the Act; and

WHEREAS, this City Council has granted until **March 31, 2025,** for the completion of the rehabilitation; and

WHEREAS, on **November 9, 2023,** a formal public hearing was held on aforesaid application, at which time the Applicant, the Assessor, the general public, and representatives of the affected taxing units had an opportunity to be heard; and



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WHEREAS, notice was given by certified mail to the Detroit Board of Education, the City of Detroit Board of Assessors, the Wayne County Board of Commissioners, Wayne County Community College, the Wayne County Intermediate School District, the Huron-Clinton Metropolitan Authority, the Applicant, and by publication to the general public, informing them of the receipt of the Application, the date and location of the Public Hearing, and the opportunity to be heard;

NOW THEREFORE BE IT

RESOLVED, That it is hereby found and determined that the granting of a Commercial Property Rehabilitation Exemption Certificate, considered together with the taxable value of Commercial Property Rehabilitation Exemption Certificates and Industrial Facilities Exemption Certificates if previously granted and currently in force, will not have the effect of substantially impeding the operation of the local governmental unit or impairing the financial soundness of any other taxing unit which levies an ad valorem property tax with the City of Detroit; and be it further

RESOLVED, That it is hereby found and determined that the Applicant has complied with the requirements of the Act; and be it further

RESOLVED, That the application of **City Modern D3, LLC** for a Commercial Property Rehabilitation Exemption Certificate, in the City of Detroit Commercial Property Rehabilitation District is hereby approved for a period of **Ten (10) years, from completion of the rehabilitation, with the certificate beginning December 31, 2025, and the certificate expiring December 30, 2035**, in accordance with the provisions of the Act; and be it finally

RESOLVED, That the City Clerk shall forward said application to the Michigan State Tax Commission as provided by the Act; and be it further

RESOLVED, That the rehabilitation of the facility shall be completed no later than **March 31, 2025**, unless an extension of that time period is granted by this City Council, which extension shall be granted if this City Council determines that the rehabilitation of the facility is proceeding in good faith and the proposed extension is reasonable; and be it finally

RESOLVED, That the City of Detroit's Planning and Development Department and City Assessor's Office are hereby authorized to enter into, substantially in the form attached hereto, a Commercial Property Rehabilitation Exemption Certificate Agreement and attached Summary of Procedures for the purpose of establishing the operating procedures for and implementing the aforesaid Certificate.