RESOLUTION	**NO:**	**2022-08-117**
LIVINGSTON COUNTY	**DATE:**	**August 8, 2022**

Resolution to Concur with the Livingston County Drain Commissioner to Allow the Livingston County Road Commission to Perform a Compensating Cut on the Livingston County West Complex Property – Drain Commissioner

WHEREAS, the County owns property to the west of the County Jail, tax identification no. 17-34-200-012; and

WHEREAS, the office of the Livingston County Drain Commissioner maintains county drains within Livingston County in accordance with the provisions of the Michigan Drain Code, Act 40 of the Public Acts of 1956, as amended; and

WHEREAS, the Shiawassee River and Howell City Drains, which traverse the aforementioned property, serve many adjoining parcels upstream of the county parcel; and

WHEREAS, The Livingston County Road Commission (LCRC) applied for a permit from the Michigan Department of Environment, Great Lakes, and Energy (EGLE) to replace the bridge at Mason Road over the Shiawassee River; and

WHEREAS, EGLE has threatened to withhold the permit for the work necessary to keep Mason Road open; and

WHEREAS, a condition of EGLE's proposed permit is that the LCRC provide an approved compensating cut location to offset the fill to be placed in the floodplain for the Mason Road Project; and

WHEREAS, the work is temporary in nature with no easement required; and

WHEREAS, Mason Road is a primary paved road which provides essential transportation functions for residential, commercial, and agricultural customers; and

WHEREAS, LCRC will obtain all necessary state, federal, and local for the work to be done.

THEREFORE, BE IT RESOLVED that the Livingston County Board of Commissioners hereby grant permission for the LCRC to perform a compensating cut as shown on the attached plan.

BE IT FURTHER RESOLVED that the Drain Commissioners office shall review stabilization measures at the end of project to ensure minimization of any sediment deposits into the adjoining drains.

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MOVED:
SECONDED:
CARRIED: