



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
BUREAU OF CONSTRUCTION CODES
IRVIN J. POKE
DIRECTOR

STEVEN H. HILFINGER
DIRECTOR

To: State Boundary Commissioners
From: Kevin O'Brien, P.S. State Boundary Commission Staff
Date: May 24, 2011
Subject: **Docket # 10-I-2 Legal Sufficiency Review**
Petition to Incorporate the Village of Dexter as a Home Rule City
(Washtenaw County)

The following comments are for your consideration on the legal sufficiency of this petition:

1. This petition to request the incorporation of the Village of Dexter and parts of Webster and Scio Townships, as a Home Rule City in Washtenaw County was filed with the State Boundary Commission on December 27, 2010.
2. The population of the area proposed for incorporation is 2,338 based on the 2000 Census. The land area of the proposed city is approximately 2.0 square miles. The density is approximately 1169 inhabitants per square mile. The population and density criteria to incorporate as a home rule city is in compliance with the Home Rule City Act (MCL 117.7).
3. The petition contains 178 signatures. The Scio and Webster township clerks validated 160 signatures as being qualified electors and freeholders residing in Scio and Webster Townships. The Boundary Commission Act requires valid signatures of at least 5% of the population, or 100, whichever number is greater, and who are qualified electors and freeholders of the territory affected by the proposed new incorporation (MCL 123.1007(2)). Therefore, since 5% of the proposed city's population of 2,338 is 117, the valid signature requirement is met.
4. Two of the areas shown on sheet 2 of the 3 sheet Part 1 map of the Petition are part of a PA 425 of 1984 Conditional Transfer Agreement executed between the Village of Dexter and the Township of Webster. The area shown as "Westridge of Dexter Condominium" was conditionally transferred to the Village of Dexter and filed with the Secretary of State Office of the Great Seal on June 26th, 1997. The area shown as "Parcel 1A" of the Part I map was

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conditionally transferred to the Village of Dexter and filed with the Office of the Great Seal on December 29th, 2006. Based upon the documentation provided by the Office of the Great Seal both agreements are still in effect.

5. The PART I map shows the area of the proposed city to be contiguous. The PART III legal description titled "Legal Description Village of Dexter" contains one description. The PART III legal description is substantially accurate and consistent with the PART I Map as required by State Boundary Commission rule 25(1). [R123.125(1)]
6. Based upon our review, it is our position that legal sufficiency has been met for this petition.

Sincerely,

A handwritten signature in cursive script, appearing to read "Kevin M. O'Brien".

Kevin M. O'Brien, P.S.