

**EMERGENCY MANAGER  
CITY OF BENTON HARBOR  
BERRIEN COUNTY MICHIGAN  
ORDER NO.: 11-09**

**ORDER TO GRANT POWER AND RESPONSIBILITY TO AND TO SET  
A PUBLIC HEARING FOR THE BENTON HARBOR BROWNFIELD  
REDEVELOPMENT AUTHORITY**

I, Joseph L. Harris, the duly appointed Emergency Manager for the City of Benton Harbor, Michigan (the "City"), pursuant to the power and authority granted by Act 4 of the Public Acts of Michigan of 2011, being MCL 141.1501 et seq (the "Act"), do hereby resolve and order as follows:

**WHEREAS**, on April 14, 2011, the undersigned issued Order 11-5 to prohibit certain action by the Benton Harbor Brownfield Redevelopment Authority without prior authorization;

**WHEREAS**, an application is pending before the Benton Harbor Brownfield Redevelopment Authority regarding a site located at 205 Territorial Road (the "Application");

**WHEREAS**, the Emergency Manager intends to grant all power and responsibility established by Act 381 of the Public Acts of Michigan of 1996, as amended, ("Act 381") to the Benton Harbor Brownfield Redevelopment Authority; and

**WHEREAS**, the Emergency Manager intends to set a public hearing concerning the Application pursuant to and as required by Act 381.

**NOW, THEREFORE BE IT RESOLVED AS FOLLOWS:**

1. The Benton Harbor Brownfield Redevelopment Authority is hereby enabled and granted all powers and responsibilities established by Act 381.

2. A public hearing of the Benton Harbor Brownfield Redevelopment Authority is hereby set to occur in the Benton Harbor City Hall at 4:00 p.m. on May 26, 2011, to allow public comment concerning the Application.

3. The City Clerk is hereby authorized and directed to cause publication and mailing of notice of the public hearing as required by Act 381.

4. That all resolutions and orders in conflict herewith are, to the extent of such conflict, hereby rescinded.

5. This order shall be effective immediately.

**City of Benton Harbor**

By:   
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Joseph L. Harris  
Emergency Manager

Dated: May 5, 2011