

**STATE OF MICHIGAN  
OFFICE OF GENESEE COUNTY DRAIN COMMISSIONER**

**In the Matter of:**

**#1689 Pine Lake Outlet Drain  
Genesee County, Michigan**

**ORDER OF NO NECESSITY & DISMISSAL OF PETITION**

A meeting having been held by the Board of Determination, composed of **Robert Cole, David Guigear, and Micki Hoffman**, on June 28, 2011, and reconvened on June 5, 2012, by Order of the Genesee County Circuit Court (File No. 11-96350-CE, Hon. Joseph J. Farah presiding; Order Remanding Case to Board of Determination dated February 12, 2012), with said Board of Determination convening at the **Fenton Township Hall**, 12060 Mantawauka, Fenton, Michigan 48430, being the place fixed in the Notice of Meeting of Determination and the Notice of Meeting of Reconvened Board of Determination, which notices were duly served, published and posted as required by law;

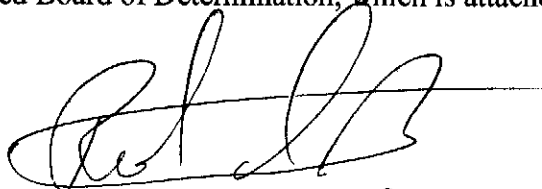
And at said meeting of June 28, 2011, having elected Robert Cole as Chair and David Guigear as Secretary;

And all persons owning lands liable to assessment for benefits, or whose lands would be crossed by said drain and any district or municipality affected having been given an opportunity to appear and be heard at both hearings on the matter being considered of whether the drain in said Drainage District, as prayed for in the Petition to Locate, Establish and Construct signed April 22, 2011, and May 9, 2011, is necessary and conducive to public health, convenience or welfare in accordance with Section 72 of 1956 PA 40 (MCL 280.72);

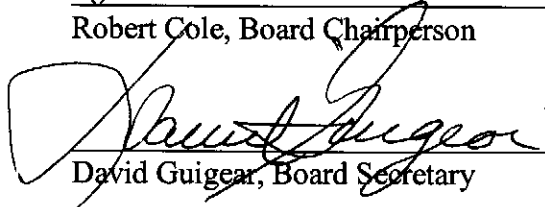
And said Board of Determination having heard the testimony and reviewed the evidence presented on June 28, 2011, and having heard all other testimony and reviewed all other evidence presented on June 5, 2012, including the Preliminary Engineering Report for Pine Lake Outlet Drain prepared by Gould Engineering;

And said Board of Determination after having heard all such testimony and reviewed all such evidence and having determined at the Reconvened Board of Determination to make a new determination, and having voted on the matter of whether such drain is necessary and conducive to the public health, convenience or welfare;

IT IS HEREBY ORDERED AND DETERMINED that the drain prayed for in the above referenced Petition is NOT NECESSARY, and that said Petition is dismissed and shall not be considered for a period of one year. The basis for this unanimous determination of no necessity is as stated in the Transcript of the Reconvened Board of Determination, which is attached hereto and incorporated by reference.



Robert Cole, Board Chairperson



David Guigear, Board Secretary



Micki Hoffman, Board Member

Dated and filed in the  
Office of the Genesee County Drain Commissioner  
on June 20, 2012.