

AU TRAIN TOWNSHIP

Resolution No. 2019-001 (Rvsd)

GUIDELINES RESOLUTION FOR POVERTY EXEMPTION

*WHEREAS*, the adoption of guidelines for poverty exemptions is required of the Au Train Township Board; and

*WHEREAS*, the principal residence of persons, who the Supervisor/Assessor and Board of Review determines by reason of poverty to be unable to contribute to the public charge, is eligible for exemption in whole or in part from taxation under Public Act 390 of 1994 (MCL 211.7u); and

*WHEREAS*, pursuant to PA 390 of 1994, the Township of Au Train, Alger County adopts the following guidelines for the Board of Review to implement. The guidelines shall include but not be limited to the specific income and asset levels of the claimant and all persons residing in the household filed in the current or immediately preceding year;

To be eligible, a person shall do all the following on an annual basis:

- 1) Be an owner of and occupy as a principal residence the property for which an exemption is requested.
- 2) File a claim with the supervisor/assessor or Board of Review, accompanied by federal and state income tax returns for all persons residing in the principal residence, including any property tax credit returns filed in the immediately preceding year or in the current year or a signed State Tax Commission Form 4988, *Poverty Exemption Affidavit*, in the household
- 3) File a claim reporting that the combined assets of all persons do not exceed the current guidelines. Assets include but are not limited to, real estate other than the principal residence, personal property, motor vehicles, recreational vehicles and equipment, certificates of deposit, savings accounts, checking accounts, stocks, bonds, life insurance, retirement funds, etc. – See Asset Test Requirements, *page 2. Below*
- 4) Produce a valid driver's license or other form of identification if requested.
- 5) Produce, if requested, a deed, land contract, or other evidence of ownership of the property for which an exemption is requested.
- 6) Meet the federal poverty income guidelines as defined and determined annually by the United States Department of Health and Human Services or alternative guidelines adopted by the governing body providing the alternative guidelines do not provide eligibility requirements less than the federal guidelines.
- 7) The application for an exemption shall be filed after January 1, but one day prior to the last day of the December Board of Review. The filing of this claim constitutes an appearance before the Board of Review for the purpose of preserving the right of appeal to the Michigan Tax Tribunal.

ASSET TEST REQUIREMENTS: Total Assets should not exceed \$50,000 in True Cash Value for eligibility for poverty exemption. This excludes the homestead being claimed, essential household goods (clothing and furniture), and the first \$5,000 of the market value of the claimant's motor vehicle.

Au Train Township may consider and require an applicant to list any of the following types of household assets to determine the person's eligibility for a poverty exemption:

- Second home with different Parcel ID#
- Land with different Parcel ID#
- Vehicles (\$5,000 allowed for vehicle of claimant)

- Recreational Vehicles, such as campers, motor homes, boats, ATV's, snowmobiles
- Buildings other than residence with different Parcel ID#
- Jewelry
- Antiques
- Artwork
- Equipment
- Other personal property of value
- Bank accounts over \$1,000.
- Stocks
- Money received from the sale of property
- Withdrawals of bank deposits and borrowed money
- Gifts, loans, lump-sum inheritances and one-time insurance payments

The following are the 2019 Federal Poverty Income Guidelines which are updated annually by the United States Department of Health and Human Services. The annual allowable income includes income for all persons residing in the principal residence.

**Federal Poverty Guidelines Used in the Determination of Poverty Exemptions**

<u>Size of "Family Unit"</u>	<u>2019 Federal Poverty Guidelines</u>
Household of: 1 .....	\$12,140
2 .....	\$16,460
3 .....	\$20,780
4 .....	\$25,100
5 .....	\$29,420
6 .....	\$33,740
7 .....	\$38,060
8 .....	\$42,380
For each additional person, add	\$ 4,320

*NOW, THEREFORE, BE IT HEREBY RESOLVED* that the supervisor/assessor and Board of Review shall follow the above stated policy and federal guidelines in granting or denying an exemption, unless the Board of Review determines there are substantial and compelling reasons why there should be a deviation from the policy and federal guidelines and these reasons are communicated in writing to the claimant.

The foregoing resolution offered by the Au Train Township Board Member Treasurer Cota

and supported by the Au Train Township Board Member Trustee Carr

Upon roll call vote, the following voted:

"Aye": COTA, CARR, MILLER, DOUCETTE, JOHNSON

"Nay": NONE

The Au Train Township Clerk declared the resolution adopted.

  
 Mary Wathner Johnson, Clerk

10-15-2019  
 Date

Amendment to Resolution 2019-001 (Rvsd)

Guidelines Resolution for Poverty Exemption

The following are the 2020/2021 Federal Poverty Income Guidelines which are updated annually by the United States Department of Health and Human Services. The annual allowable income includes income for all persons residing in the principal residence.

Federal Poverty Guidelines Used in the Determination of Poverty Exemptions

FAMILY SIZE	FPL FOR 2020	FPL FOR 2021
1	\$12,490.00	\$12,760
2	\$16,910.00	\$17,240
3	\$21,330.00	\$21,720
4	\$25,750.00	\$26,200
5	\$30,170.00	\$31,800
6	\$34,590.00	\$37,400
Each Additional Person	add \$4,420 each	add \$5,600 each

The foregoing amendment to Resolution 2019-001 (Rvsd) offered by the Au Train Township Board Member Supervisor Doucette

and supported by the Au Train Township Board Member Treasurer Cota

Upon roll call vote, the following voted:

"Aye": Doucette, Cota, Johnson, Miller, Balmes

"Nay": None

The Au Train Township Supervisor declared the resolution adopted.

Mary Walther Johnson      2/8/2021  
Mary Walther Johnson, Clerk      Date