

**MARION TOWNSHIP
BOARD OF TRUSTEES
REGULAR MEETING
Thursday, December 14, 2017
7:30 p.m.**

Call to Order

Pledge of Allegiance

Members Present/Members Absent

Call to the Public

- 1.) Approval of Agenda
- 2.) Consent Agenda
 - a.) Approval of November 9, 2017 Regular Meeting Minutes
 - b.) October 30, 2017 Special and Regular HAPRA Minutes
 - c.) November 21, 2017 Regular HAPRA Minutes
 - d.) Complaint Report
 - e.) DPW Report
 - f.) November 2017 Financial Report
 - g.) Investment Report
 - h.) Annual Planning Commission Report
 - i.) Zoning Report
 - j.) Peavy Road Meter Reading
 - k.) Pfeffer, Hanniford, Palka Invoice (\$17,500)
 - l.) Accident Fund Invoice (\$2,854)
- 3.) Loves Creek / Sesame Snow Plow SAD Public Hearing
- 4.) Burnham & Flower Property Insurance Presentation
- 5.) 2017-2018 Audit Report
- 6.) Final Review of Sterling Riding Stables Site Plan
- 7.) Breijak, 2035 Norton Road Show Cause Hearing
- 8.) Review of Proposed TXT# 04-17 Nurseries and Landscape Operations
- 9.) Review of Proposed TXT# 05-17 Outdoor Vehicle Storage
- 10.) Review of Proposed Gen. Ordinance #04-17 Motor Breaking
- 11.) Review of Proposed Gen. Ordinance #02-17, 03-17 Nuisance, Noise
- 12.) Final Re-Review Chestnut Creek Private Road Revised Site Plan
- 13.) Howell Landscaping
- 14.) 132 Crystal Wood Circle Request
- 15.) Crystalwood Road Escrow Agreement
- 16.) Marion Oaks
- 17.) CVTRS
- 18.) Howell School 2018 Summer Tax Collection Resolution
- 19.) 2017-2018 Budgets
- 20.) Assistant Assessor
- 21.) Planning Commission Appointments
- 22.) ZBA Appointments
- 23.) ZBA Report

Correspondence and Updates
AAMAR
Buck Pole Report
Livingston County Update
MTA Registration-January 3, 2018

Call to the Public

Adjournment

MARION TOWNSHIP
2877 W. COON LAKE RD., HOWELL, MI 48843
BOARD OF TRUSTEES
REGULAR MEETING
NOVEMBER 9, 2017

DRAFT

MEMBERS PRESENT: Tammy Beal, Les Andersen, Greg Durbin, Dan Lowe, Scott Lloyd, Duane Stokes, and Bob Hanvey

MEMBERS ABSENT: None

OTHERS PRESENT: Dave Hamann, Zoning Administrator; Phil Westmoreland, Spicer Group

CALL TO ORDER

Bob Hanvey called the meeting to order at 7:30 p.m.

PLEDGE OF ALLEGIANCE

BOARD MEMBERS PRESENT

The board members introduced themselves.

CALL TO THE PUBLIC

No response.

APPROVAL OF AGENDA

Items #13—Chestnut Creek Road, #14—LCRC Invoice, and #15—Depository Safe were added to the agenda. Les Anderson motioned to approve the agenda as amended. Tammy Beal seconded. **Motion carried.**

CONSENT AGENDA

Les Andersen motioned to approve the consent agenda. Greg Durbin seconded. **Motion carried.**

SNOW PLOW BIDS

Tammy Beal motioned to accept the bid from B&L Services for a three-year contract to lock in the prices. Les Andersen seconded. Roll call vote: Lowe, Lloyd, Beal, Hanvey, Durbin, Andersen, Stokes—all yes. **Motion carried 7-0.**

LOVES CREEK/SESAME SNOW PLOW SAD PUBLIC HEARING

Bob Hanvey opened the public hearing at 7:33 pm. Scott Hiltunen, 3389 Sesame, said he just purchased a vacant lot next to his home and asked how the assessment would be divided. Bob Hanvey said that each parcel would be assessed 50%. Mr. Hanvey informed the attendees that forms to protest creation of the SAD were on the table and must be submitted before the end of the public hearing. No objections were received. The public hearing was closed at 7:35 pm.

Les Andersen motioned to adopt a resolution to approve the Love's Creek/Sesame Special Assessment District for Snow Removal and Salting Service, as presented and to schedule a public hearing on the roll for December 14, 2017. Tammy Beal seconded. Roll call vote: Durbin—yes; Stokes—yes; Hanvey—yes; Lloyd—abstain; Beal—yes; Andersen—yes; Lowe—yes. **Resolution passed 6-0 with 1 abstention.**

HAPRA PROPOSED 2018 BUDGET

Paul Rogers, the current Executive Director who is retiring in December, introduced Tim Church, the newly-appointed Executive Director. Mr. Church reviewed the proposed budget with the board members. Greg Durbin motioned to approve the 2018 proposed HAPRA budget, as presented. Les Andersen seconded. Roll call vote: Beal, Andersen, Stokes, Durbin, Lowe, Hanvey, Lloyd—all yes. **Motion carried 7-0.**

BRIAN VOLANTE, 5233 PLEASANT LAKE ROAD

William Moore, attorney for the property owner, was present and Brian Volante, the property owner, was also present. Mr. Moore said there is an overlap between the zoning ordinance and general ordinance with regard to private roads. He is asking the board to declare Pleasant Lake Road suitable for one more lot. Les Andersen said it was his understanding that you couldn't get a mortgage for property on a private road unless there was an agreement in place; Mr. Moore said that is not his experience. Mr. Moore also said the four acre issue has been resolved as Mr. Volante is purchasing some property from the neighbor. Dan Lowe said the minor upgraded shouldn't be a problem and it's doable. Bob Hanvey asked Mr. Moore if they had approached the neighbors about participating in upgrading the road, and said the township would be willing to facilitate the meeting. Mr. Moore said an engineering cost estimate is necessary before doing that. Phil Westmoreland said he will provide the information.

MASTER PLAN PROPOSAL

The board members discussed various methods of informing the public of the master plan update: survey, newsletter, special meeting, website, etc. Les Andersen motioned to accept the proposal from Carlisle Wortman to update the master plan for \$9,500, as presented. Duane Stokes seconded. Roll call vote: Hanvey, Lowe, Durbin, Beal, Lloyd, Stokes, Andersen—all yes. **Motion carried 7-0.**

MARION OAKS

Brent LaVanway from Boss Engineering was present, as well as the property owner, Jack Lansing from Capital Custom Homes. They are looking to amend the 2007 consent judgment, which would allow them to build 460 housing units. They would like to reconfigure some of the lots, but the total number would remain the same. Mr. Lansing's hope is to save the clubhouse as community asset for the homeowner's association. Greg Durbin asked what the timeline is. Mr. Lansing said if he can begin the project, he would like to start in the spring. Dan Lowe said he wants to know the differences between the 2007 consent judgment and the proposed site plan. He is concerned about parking issues in the northwest corner properties. Mr. Lansing said he needs to know whether he can keep the existing clubhouse or not because it's in need of repair. Bob Hanvey asked the board members if any objected to the concept of keeping the clubhouse intact for use by the community. Bob Hanvey said he will have the attorneys review the terms of the consent judgment. Rob Rochowiak said he would support keeping the existing clubhouse based on feedback he's received from customers. Bruce Powelson said he would support the modified site plan.

Les Andersen motioned to extend the meeting beyond 9:30 pm. Scott Lloyd seconded. **Motion carried.**

RURIK ROAD INVOICE

Les Andersen motioned to approve final payment of \$13,796.11 to Fonson for Rurik improvements. Duane Stokes seconded. Roll call vote: Stokes, Beal, Andersen, Lowe, Hanvey, Lloyd, Durbin—all yes. **Motion carried 7-0.**

Bob Hanvey asked the board members if there were any objections to waiving the first two years interest because the project wasn't completed on time. Tammy Beal motioned to adopt a resolution to waive the first two years interest, with interest starting on 12/1/17. Les Andersen seconded. Roll call vote: Lowe, Durbin, Lloyd, Stokes, Andersen, Beal, Hanvey—all yes. **Resolution passed 7-0.**

SOUND SYSTEM UPDATE

The speakers have been installed and the rest of the equipment should be installed within the next few weeks.

HOWELL LANDSCAPING

Bob Hanvey passed out an email he received from the DEQ regarding the mulch pile. No action required at this time.

CRYSTALWOOD ROAD ESCROW AGREEMENT

There is no final document yet; no action required.

CHESTNUT CREEK ROAD

Bob Hanvey asked the board members to take a look at the road and what was approved. If the road has been changed, a site plan amendment is required. Phil Westmoreland will contact them and find out what their intention is for the road.

LCRC INVOICE

Greg Durbin motioned to pay the LCRC invoice for \$787.50 for Norton Road. Les Andersen seconded. Roll call vote: Lowe, Lloyd, Beal, Hanvey, Durbin, Andersen, Stokes—all yes. **Motion carried 7-0.**

DEPOSITORY SAFE

Duane Stokes said he would like to have a box installed by Hi-Tech Safe & Lock to collect tax payments, ballots, etc. that is secure, as requested by the auditor. Les Andersen motioned to authorize up to \$3,000 for a depository safe. Greg Durbin seconded. Roll call vote: Durbin, Stokes, Hanvey, Lloyd, Beal, Andersen, Lowe—all yes. **Motion carried 7-0.**

CORRESPONDENCE/UPDATES

The assistant assessor, Karen Hawkins, starts on November 27.

Truck or Treat was held on Halloween and 179 children attended.

The buck pole is up and ready for the event on Wednesday, November 15. Special thanks to Dan Perkins for his assistance.

CALL TO THE PUBLIC

No response.

ADJOURNMENT

Duane Stokes motioned to adjourn at 9:53 pm. Greg Durbin seconded. **Motion carried.**

Submitted by: S. Longstreet

Tammy L. Beal, Township Clerk Date

Robert W. Hanvey, Township Supervisor Date



Howell Area Parks & Recreation Authority
Bennett Recreation Center

Special Board Meeting Minutes

October 30, 2017

Call to Order Chairman Sean Dunleavy called meeting to order at 5:00 PM.

Attendance: Chairman Sean Dunleavy, Secretary Tammy Beal, Nick Proctor (Howell City Alternate), Jean Graham, Diana Lowe

Absent: Bob Ellis

Staff: Director Paul Rogers, Kyle Tokan, Jen Savage, Jaimie Geeraerts, Gina Aguzzi, Jaime Plis, Ann-Marie Moran, Melissa Ferrara, Nicole Kamienski, Chris Techentin

Applicants: Amelia Purdy-Ketchum, Timothy Church

Public: None

Pledge of Allegiance

Interviews for the Executive Director Position

Finalists Amelia Purdy-Ketchum and Timothy Church were both present. They were both asked the same questions then alternated back and forth as to who answered first. Amelia was asked the first question then Timothy. The next question was presented to Timothy first then Amelia. Both applicants were knowledgeable about the position and conducted themselves very professional.

After the preformed questions were asked Chairman Sean Dunleavy asked if anyone on the board had any questions. Nick Proctor asked the applicants what their management style was and about promoting diversity to the Parks and Recreation. Both applicants answered that they took a hands on approach to managing staff and that they are encourage diversity and related programs.

Tim Church thanked the board for allowing him to interview for the Executive Director position and stated that Howell Parks and Recreation is moving in a positive direction.

Amelia Purdy-Ketchum also thanked the board for the interview opportunity for Executive Director and agreed that Howell Parks and Recreation is a great organization.

Motion by Diana Lowe at 6:15 pm to take a 10 minute recess and to return to the meeting at 6:25 pm, Nick Proctor supported. **Motion carried 5-0.**

Motion by Nick Proctor at 6:25 pm to come off of recess and back into session, supported by Diana Lowe. **Motion carried 5-0.**

Chairman Sean Dunleavy thanked the candidates for interviewing and said that it is a tough decision, he asked if there were any comments from the board members. Nick Proctor stated that both candidates are great. He stated that Tim Church has worked at Howell Parks and Recreation for several years but Amelia worked here and left to get different perspective from another community. He stated that in his opinion the scale was slightly tipped in Tim's direction. Diana Lowe motioned to hire Timothy Church for the position of Executive Director of Howell Park and Recreation contingent upon an acceptable employment agreement, supported by Tammy Beal. Roll call vote- Jean Graham, Nick Proctor, Diana Lowe, Tammy Beal, Sean Dunleavy-all yes. **Motion carried 5-0.**

Motion by Nick Proctor to have Chairman Sean Dunleavy meet with Council John Gormley to draft an acceptable contract between HAPRA and Tim Church, supported by Jean Graham. **Motion carried 5-0.**

Citizen comment: None heard

Motion to adjourn by Nick Proctor 6:32 pm, supported by Diana Lowe. **Motion carried 5-0.**



Howell Area Parks & Recreation Authority

Bennett Recreation Center

Board Meeting Minutes

October 30, 2017

Call to Order Chairperson Sean Dunleavy called the meeting to order at 7:00 PM.

Attendance: Chairman Sean Dunleavy, Vice Chairperson Diana Lowe, Nick Proctor (Howell City Alternate), Secretary Tammy Beal, Trustee Jean Graham

Absent: None

Staff: Director Paul Rogers, Tim Church

Public: Jessica Mathews from WHMI

Pledge of Allegiance

Approval of Agenda

Motion by Diana Lowe to approve the agenda as presented, supported by Nick Proctor. **Motion carried 5-0.**

Approval of Regular Minutes from September 19, 2017

Motion by Diana Lowe to approve the minutes from the September 19, 2017 regular meeting, supported by Jean Graham. **Motion carried 5-0.**

Call to the Public

None Heard

Staff Comments

The Legend of Sleepy Howell Event was fantastic and well attended.

Welcome New Executive Director

Chairman Sean Dunleavy and the entire HAPRA Board welcomed and congratulated the new Executive Director Timothy Church.

2018 Draft Budget

Director Rogers explained that there are no real changes, they try for a 0 balance budget. They are currently working on the 2017 Amended Budget. The 2018 proposed budget has yellow highlights where the staff has made comments. The budget must go to all the authorities' jurisdictions for approval after it is approved at this board. A draft copy has been sent to every one of them. Diana Lowe motioned to accept the 2018 Howell Area Parks & Recreation Authority Budget as presented, supported by Nick Proctor. **Motion carried 5-0.**

Resolution #17-08; 3rd Quarter Budget Amendments

The 3rd quarter budget amendments shows the actual and projected amounts. Motion by Nick Proctor to approve Resolution #17-08-3rd Quarter Budget Amendments, supported by Jean Graham. Roll call vote- Jean Graham, Nick Proctor, Diana Lowe, Tammy Beal, Sean Dunleavy-all yes; No-none; absent-none. **Resolution passed 5-0.**

2018 HAPRA Meeting Schedule

2018 Meeting schedule was presented in packet. Diana Lowe motioned to approve of the 2018 HAPRA meeting schedule, supported by Jean Graham. **Motion carried 5-0.**

Payment Card Industry Compliance Policy

Since we accept credit cards we need to have a policy to govern them and the procedures. Nick Proctor motioned to accept the Payment Card Industry Compliance Policy as presented, supported by Jean Graham. **Motion carried 5-0.**

Cash Handling and Payment Policies

We need to have a policy in place to cover us financially. Motion by Diana Lowe to accept the Cash Handling and Payment Policies as presented, supported by Jean Graham. **Motion carried 5-0.**

Check Register

Okay

Bank Statements

Okay

Financial Reports ending September 30, 2017

Everything is going well, the red print is what is owed. June of 2015 we were \$203,519 in the red, now we are \$94,480 in the black.

Directors Report

- A Rec-Pro report is in the packet with participating numbers, graphs and demographics. This will be in the report that the municipalities will receive in their budget packets.
- Legend of Sleepy Howell went super with great attendance, a lot of the businesses chimed in this year.
- Fall soccer has great numbers 336 youth signed up and Jaimie has done a wonderful job recruiting coaches.

Directors Evaluation in Executive Session

Chairman Sean Dunleavy stated that he was not prepared for that during this meeting and requested that it be tabled until the next meeting. Diana Lowe motioned to table this item until the next regularly scheduled meeting on November 21, 2017, supported by Nick Proctor. **Motion carried 5-0.**

Old Business

Diana Lowe said it was a pleasure working with Jen Savage on the Executive Director Search Committee. Sean Dunleavy agreed and thanked her and said she organized everything perfectly so that the process went smoothly.

New Business

The buck pole is almost ready, they met with Tom from Anything That Moves today and the rest of the buck pole is going up next week.

Next Meeting

The next regular meeting is Tuesday, November 21st at Bennett Center.

Motion to adjourn at 7:29 p.m. by Nick Proctor, supported by Jean Graham. **Motion carried 5-0.**

Approved

Date

Respectively Submitted by:
Tammy L. Beal, Secretary



Howell Area Parks & Recreation Authority

Bennett Recreation Center

Board Meeting Minutes

November 21, 2017

Call to Order Chairperson Sean Dunleavy called the meeting to order at 7:00 PM.

Attendance: Chairman Sean Dunleavy, Vice Chairperson Diana Lowe, Treasurer Bob Ellis, Secretary Tammy Beal, Trustee Jean Graham

Absent: None

Staff: Director Paul Rogers, Tim Church, Jen Savage, Kyle Tokan

Public: Jen Church, John Church

Pledge of Allegiance

Approval of Agenda

Sean Dunleavy would like to add an item-Transition and Tasks. Motion by Bob Ellis to approve the agenda as amended, supported by Diana Lowe. **Motion carried 5-0.**

Approval of Special Minutes from October 30, 2017

Motion by Diana Lowe to approve the minutes from the October 30, 2017 special meeting, supported by Jean Graham. **Motion carried 5-0.**

Approval of Regular Minutes from October 30, 2017

Motion by Diana Lowe to approve the minutes from the October 30, 2017 regular meeting, supported by Jean Graham. **Motion carried 5-0.**

Call to the Public

None Heard

Staff Comments

Tim Church reported that they are building the float for the Fantasy of Lights parade. They have picked up 50 trees from the Howell Nature Center for Rec the Halls which is on December 9th. The Buck Pole was a success with 8 nice bucks on it.

Director Rogers thanked all the staff for the past four years, especially their hard work and support.

2018 Budget

Director Rogers explained that all of the municipalities have approved of the budget. The bottom lines have not changed but they have taken \$10,000 out of vehicles and put \$2,000 into the rent for the Hive and \$8,000 into professional services. This will be for updating the masterplan so grants can be applied for. Lights were not in the budget but new LED's will save money and it can be worked into the budget. Bob Ellis motioned to accept the 2018 Howell Area Parks & Recreation Authority Budget as presented, supported by Jean Graham.

Motion carried 5-0.

Resolution #17-09; Authorized Check Signers

This is to change the check signers from Paul Rogers to Tim Church. Motion by Diana Lowe to approve Resolution #17-09- Authorized Check Signers, supported by Bob Ellis. Roll call vote- Jean Graham, Bob Ellis, Diana Lowe, Tammy Beal, Sean Dunleavy-all yes; No-none; absent-none. **Resolution passed 5-0.**

Resolution #17-10; Credit Card Policy

This is to change the credit card companies and have the card's owner change from Paul Rogers to Tim Church. Motion by Diana Lowe to approve Resolution #17-09- Authorized Check Signers, supported by Bob Ellis. Roll call vote- Jean Graham, Bob Ellis, Diana Lowe, Tammy Beal, Sean Dunleavy-all yes; No-none; absent-none. **Resolution passed 5-0.**

Employment Agreement

Chairman Sean Dunleavy worked on the employment agreement between HAPRA and the new Executive Director. He referred most of the contract back to the handbook. He would like the 10% that HAPRA contributes towards the fulltime employee's pension looked at. This can be changed the first of the year. Motion by Bob Ellis to approve of the Employee Agreement between HAPRA and Executive Director Timothy Church by changing the annual salary to \$60,000, giving him a company cell phone and the standard mileage reimbursement, supported by Diana Lowe. Roll call vote- Jean Graham, Bob Ellis, Diana Lowe, Tammy Beal, Sean Dunleavy-all yes; No-none; absent-none. **Motion carried 5-0.**

Lamp and Fixture Replacement

The cost for the existing bulbs is \$440 per month. Retrofitting the existing fixtures and bulbs with LED's should show a significant savings. The fixtures will be smaller and project more light. The bulbs should last 7 years and project should be done before the floors are replaced. Howell City said that they would pay the bill and HAPRA can reimburse them in 2018. Motion by Bob Ellis to replace the existing lights in the main room with LED fixtures and convert the remaining lights in the building to be compatible with LED bulbs, supported by Diana Lowe. **Motion carried 5-0.**

2017 Audit Agreement

The agreement with Smith & Klaczkiwicz, PC is in the packet. They will do the audit at the same price as last year. Motion by Diana Lowe to approve the agreement with Smith & Klaczkiwicz, PC for the 2018 audit as presented and have Executive Director Tim Church execute it, supported by Bob Ellis. **Motion carried 5-0.**

Check Register ending October 31, 2017

Trustee Jean Graham asked why the petty cash fund was so large, \$10,000?

Director Rogers explained that the money was taken out of the checking account and moved to Lake Trust Savings and that is how it was transferred. If you notice it is a deposit on the Lake Trust Statement.

Bank Statements and Financial Report ending October 31, 2017

Treasurer Bob Ellis reported that everything looked good and we are right on track.

Directors Report

- a.) Workman's Comp was higher because day camp was listed under the beach, we should be getting about \$8,000 back from that.
- b.) David from the Aquatic Center sent his report through Paul showing 361 were signed up for swim classes, 4 private lessons, 175 water aerobics, 20 arthritis and deep water, 67 for the monster splash, 990 yoga and total body and 399 took classes out at Ocoola.

Transition and Tasks

Chairperson Sean Dunleavy passed out a sheet on transition tasks. This is to determine who will do what task while making the transition from the current Director to the new Director. Director Paul Rogers is currently working on the 503c and the Foundation so that we can apply for grants. He suggested that the Foundation should have its own Board and By Laws, members will be approved by this Board and Tim will be the liaison.

Old Business

Buck Pole will be taken down next week.

New Business

Howell City is waiting for approval from the DNR for their new park property.

2016-2017 Director's Evaluation

Director Paul Rogers requested that his evaluation be done in an Executive "closed" session.

Motion by Diana Lowe, at 7:59 pm, to enter into an Executive Session for the review of the Director's performance for the 2016-2017 year. Roll call vote- Jean Graham, Bob Ellis, Diana Lowe, Tammy Beal, Sean Dunleavy-all yes; No-none; absent-none. **Motion carried 5-0.**

EXECUTIVE SESSION

Motion by Diana Lowe to come out of Executive Session at 8:40 pm, supported by Bob Ellis. Roll call vote- Jean Graham, Bob Ellis, Diana Lowe, Tammy Beal, Sean Dunleavy-all yes; No-none; absent-none.

Motion carried 5-0.

Director Rogers was thanked for his four years of service. Motion by Bob Ellis to accept Director Paul Rogers's early resignation effective November 25, 2017 and to remove him off of payroll. HAPRA will then retain him as consultant to the new Director and until the deliverables are complete such as the Transition Tasks with the new Director and the Foundation structure, Foundation Board and required documents are in place so that grants may be applied for. He will be paid 2 payments of \$5000 each in January of 2018, supported by Jean Graham. Roll call vote- Jean Graham, Bob Ellis, Diana Lowe, Tammy Beal, Sean Dunleavy-all yes; No-none; absent-none. **Motion carried 5-0.**

Next Meeting

The next regular meeting is Tuesday, December 19, 2017 at Marion Township Hall, 2877 W. Coon Lake Road, Howell. Tammy Beal will notify Jen Savage so that she can send out a change notice to all the entities.

Motion to adjourn at 8:50 p.m. by Diana Lowe, supported by Bob Ellis. **Motion carried 5-0.**

Approved

Date

Respectively Submitted by:
Tammy L. Beal, Secretary

COMPLAINT LOG

#54-17 9/5/17	Janet Godfrey 3157 Pingree	Ken Felkins 3043 Pingree 4710-19-100-026	Chickens roaming and side setback	site visit 9/5/17 no setback violation	
#55-17 10/09/17	Atkinson 517-449-3560	Suzanne Radick 3415 Dutcher	Furniture in driveway 90d	Junk 3.02 6.23	10/10/17 notice
#56-17 10/11/17	Beemus	Matthew Breijak 2035 Norton Rd	Junk cars, boat, debris	Junk 3.02, 6.23	10/12/17 notice
#57-17 10/16/17	Copperfield Villas MGT 517-545-3900	Perry Duvall 1599 Villa View Ln.	2 driveways, buffer violation	6.19A.2	10/16/17 notice
#58-17 11/6/17	Zoning Administrator	Spaw 5834 Pinckney Rd 4710-35-401-017	2 driveways, addition without permit	6.19A.2 4.03c.1	11/06/17 notice

DPW Report

	2017												
	JAN	FEB	MAR	APRIL	MAY	JUNE	JULY	AUG	SEPT	OCT	NOV	DEC	TOTAL
WATER													
NEW	1		7	5	2	1	1	2	2	0	3		24
EXISTING					1								
REPLACEMENT	1			1									
IRRIGATION													
NEW	1	1			5	1			1	0	0		
EXISTING				3									
SEWER													
NEW	1		7	4	2	0	1	1	2	0	1		19
EXISTING	1	1	2										
TOTAL	5	2	16	13	10	2	2	3	5		4		62

MARION TOWNSHIP
FINANCIAL REPORT

Nov-17

GENERAL FUND CHECKING

Previous Balance	\$	895,247.91
Receipts	\$	200,952.69
Interest		

	\$	1,096,200.60
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Expenditures	\$	61,850.50
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Balance	\$	1,034,350.10
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CEMETERY FUND

Previous Balance	\$	12,411.40
Receipts	\$	-
Interest		

	\$	12,411.40
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Expenditures	\$	3,215.00
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Balance	\$	9,196.40
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PARKS & RECREATION FUND

Previous Balance	\$	3,668.16
Receipts		\$0.00
Interest		

	\$	3,668.16
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Expenditures		\$327.00
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Balance	\$	3,341.16
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SEWER S.A.D.

Previous Balance	\$	-
Receipts	\$	-
Interest		

	\$	-
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Expenditures		\$0.00
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Balance	\$	-
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WATER - NEW USER

Previous Balance	\$	289,626.31
Receipts	\$	16,212.86
Interest		

	\$	305,839.17
Expenditures		\$3,968.66

Balance	\$	301,870.51

SEWER OPERATING & MANAGEMT

Previous Balance	\$	134,128.82
Receipts	\$	27,028.59
Interest		

	\$	161,157.41
Expenditures	\$	37,664.87

Balance	\$	123,492.54

SEWER - NEW USER

Previous Balance	\$	2,400,196.24
Receipts	\$	1,009.24
Interest		

	\$	2,401,205.48
Expenditures	\$	627.31

Balance	\$	2,400,578.17

SPEC ASSESS. FUND

Previous Balance		\$80,582.97
Receipts		\$0.00
Interest		

		\$80,582.97
Expenditures	\$	14,596.11

Balance		\$65,986.86

SUMMARY TOTALS

General Fund	\$	1,034,350.10
Cemetery Fund	\$	9,196.40
Parks & Rec Capital Chkg Acct	\$	3,341.16
Sewer S.A.D.	\$	-
Water - New User	\$	301,870.51
Sewer Operating & Management	\$	123,492.54
Sewer - New User	\$	2,400,578.17
Special Assess. Fund	\$	65,986.86

TOTAL	\$	3,938,815.74

Ref: Financial Report NOVEMBER 2017

TOWNSHIP INVESTMENT INTEREST EARNED REPORT FY2017-18

General Fund	July	Aug	Sept	Oct	Nov
#003	\$ 67.40	\$ 67.42	\$ 65.25	\$ 67.44	\$ 65.29
First National Bank Sav #599					
The State Bank #33737					
Flagstar Bank 00427853054	\$ 40.23	\$ 41.59	\$ 41.61	\$ 40.28	\$ 41.64
PNC Bank 22013294148	\$ 2.14	\$ 2.13	\$ 2.06	\$ 2.14	\$ 2.06
First National Bank Land Acqui.#342					
Key Bank 229683001700	\$ 20.17	\$ 20.18	\$ 19.52	\$ 20.18	\$ 19.52
Monthly Totals	\$ 129.94	\$ 131.32	\$ 128.44	\$ 130.04	\$ 128.51

Water Fund	
#003	\$ 170.34
First National Water CD12.23 M 0024	\$ 172.35

Monthly Totals \$ 170.34 \$ - \$ - \$ 172.35 \$ -

Sewer Fund	
#002	
TCF #1443842072	
Chemical Bank (Talmer) #502038707	

Monthly Totals \$ - \$ - \$ - \$ - \$ -

Grand Total \$ 300.28 \$ 131.32 \$ 128.44 \$ 302.39 \$ 128.51

July-October interest earned \$ 560.04
July-Current Interest earned \$ 990.94

Planning Commission Annual Report - November 29, 2017

January - Text Amendment #04-16 Sec 6.11 Flag Lots (Flag pole length to 200 ft min)

- Annual election: Larry Grunn-Chairman / Bruce Powelson-Vice Chairman / Cheryl Range-Secretary

February - Harger Cemetery-ID#4710-23-200-007}rezoned from R/R to Public Land Housekeeping

Text Amendment:02-17 Sec 6.20 Private Roads-removed reference to Marion Twp Engineering Standards

“ :01-17 Sec 6.07 Accessory Uses & Structures-removed setback requirements for structures 200 sq ft & under

March - No Mtg

April - Special Use Permit Review-#01-17 Sec 17.33 Ag Tourism Witkowski (3111 Pinckney) - They wish to be Home Occupation Class II not AG Tourism for their project now.

May - No Mtg

June - Rcvd letter from concerned residents (Susan Schooley/Timothy Ryan 459 E Davis Rd.) regarding next door Howell Landscape business} trucking/hauling/noise issues.

-Master Plan Chapter 2 updated (Chapter 3 remains- Census)

-Nuisance/Noise Ordinance review

- Assessor requested Land Division GO amended (divisions are creating non conforming structures)

July - Land Division Ordinance review

-Noise/Nuisance vs. Zoning/Police Power review

August - Witkowski - AG Tourism - Public Hearing / Site Plan review (revised / recommended approval with agencies outstanding concerns to be re-addressed)

- multiple residents voiced concerns/ approvals

-RV Storage Ordinance request by B of T

-Landscape Operations for Special Use Permit Standards set.

September - Land Division Ordinance update / new concerns addressed.

- Nuisance/Noise Ordinance - update / “ “ “

- Landscape Supply Operation} Eddie's vs. Howell (history reported & updated by ZA - lt. Industrial now vs. AG development...pending language distinction approached & shared.)

- RV Ordinance update

October - Proposed language prepared & shared for Motor Braking & Nuisance/Noise Ordinances (John Enos told PC that typically PC does not work on GO language.) Forwarded to B of T (their approval) then onto Carlyle Wortman to draft language.

- New proposed language for Landscape Supply Ordinance & Outside RV/Boat Storage was presented by John Enos & discussed.

- Mugg & Bopp's Special Use Permit - presented & discussed.

November - Public Hearings:1) Mugg & Bopp's Special Use Permit / 2) Text #04-17 Landscape Contractors Operation Sec 10.01 / 3) #05-17 Outdoor Vehicle Storage Sec 17.34

- AJR (Witkowski) requesting conditional rezoning (Highway Service District - Article IX Commercial for their barn only.)

Annual elections: Larry Grunn-Chairman /Bruce Powelson-Vice Chairman /Cheryl Range-Secretary

Respectfully Submitted,
Cheryl Range, PC Secretary

2017 ZONING REPORT

	'JAN	'FEB	'MARCH	'APRIL	'MAY	'JUNE	'JULY	'AUG	'SEPT	'OCT	'NOV	'DEC	TOTAL
Homes	2	2	9	2	5	6	8	7	4	7	2		54
Condo Units			4										4
Accessory Bldgs.	1		4		1	3	4	3	5	5	4		30
Decks	1	2	1	4	8	2	3	4	1				26
Pools			1	1		1	1	3	2				9
Additions	1	2	2	1	3	1	1	1	2	1	1		13
Land Balancing						1		1					2
Other					1				1				2
TOTAL LAND USES	4	5	21	8	18	14	16	19	15	13	7	0	140
Waivers	2	3	9	11	7	7	7	8	7	22	15		98
Finals	4	19	11	0	20	15	6	3	3	10	11		102
Site Plans											1		1
Pre-Planning Meetings										1			1

Peavy Road Flow Meter Readings

Date	Reading	Total Gallons	Average/Day	# of days
1/30/2017	7550300	4,842,550	151,330	32
2/27/2017	7960691	4,103,910	146,568	28
3/31/2017	8436479	4,757,880	148,684	32
4/28/2017	8952020	5,155,410	184,122	28
5/30/2017	9464581	5,125,610	160,175	32
6/30/2017	9912488	4,479,070	144,486	31
7/31/2017	10361937	4,494,490	144,984	31
8/31/2017	10776597	4,146,600	133,761	31
9/29/2017	11172020	3,954,230	136,356	29
10/30/2017	11643109	4,710,890	151,964	31
Date	Reading	Total Gallons	Average/Day	# of days



PFEFFER ▪ HANNIFORD ▪ PALKA
Certified Public Accountants

John M. Pfeffer, C.P.A.
Patrick M. Hanniford, C.P.A.
Kenneth J. Palka, C.P.A.

225 E. Grand River - Suite 104
Brighton, Michigan 48116-1575
(810) 229-5550
FAX (810) 229-5578

Members:
AICPA Private Practice Companies Section
MACPA

MARION TOWNSHIP
ATTENTION: CLERK
2877 W COON LAKE RD
HOWELL, MI 48843

November 14, 2017

FOR PROFESSIONAL SERVICES RENDERED:

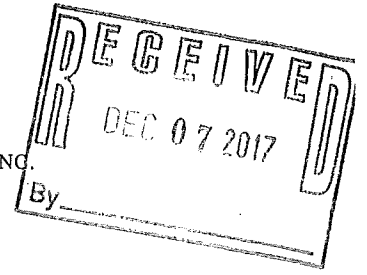
Audit of financial statements for the year ended June 30, 2017

General Fund #101	8,235.00
Special Assessment Fund #415	1,235.00
Sewer Fund #593	6,280.00
Water New User Fund #592	1,750.00
	<hr/>
	\$17,500.00
	<hr/> <hr/>



Accident Fund®
 INSURANCE COMPANY OF AMERICA
 PO BOX 77000 DEPT 77125
 DETROIT MI 48277-0125

INSURED COPY
 Invoice Date 12/03/2017



Insured:

MARION TOWNSHIP OF LIVINGSTON
 MRS. TAMMY L BEAL, CLERK
 2877 W COON LAKE RD
 HOWELL MI 48843

Agent:

BURNHAM & FLOWER AGENCY INC.
 315 S KALAMAZOO MALL
 KALAMAZOO MI 49007

Policy Number: WCV 0175075 28 01
 Policy Effective Date: 12/27/2017
 Policy Expiration Date: 12/27/2018

Telephone: 800-748-0554

For billing questions please call 1-866-206-5851

<u>Date</u>	<u>Type</u>	<u>Amount</u>	<u>Previously Paid</u>	<u>Amount Due</u>
12/27/2017	INITIAL INSTALLMENT	\$2,854.00		\$2,854.00

Totals \$2,854.00 \$2,854.00
PAYMENT DUE 12/27/2017

PAYMENT MUST BE RECEIVED BEFORE DUE DATE TO AVOID CANCELLATION

DETACH ALONG THIS PERFORATION

TO ENSURE PROPER PAYMENT POSTING, PLEASE SEND REMITTANCE SLIP WITH PAYMENT
 TO PAY YOUR BILL ONLINE, VISIT WWW.ACCIDENTFUND.COM
 Thank you for your prompt payment.

Policy Number: WCV 0175075 28 01 9000898
 Policy Effective Date: 12/27/2017
 Amount Due: \$2,854.00
 Due Date: 12/27/2017

Insured:

MARION TOWNSHIP OF LIVINGSTON
 MRS. TAMMY L BEAL, CLERK
 2877 W COON LAKE RD
 HOWELL MI 48843

0000000017

Please Remit Payment to:

ACCIDENT FUND
 PO BOX 77000 DEPT 77125
 DETROIT MI 48277-0125

0000000033

Request for Zoning Administrator, **Dave Hamann**, to be present at
the Board of Trustee meeting on 12-14-2017.
Date

Requested by Robert W. Danney.
Signature

PREAMBLE AND RESOLUTION

Re: Special Assessment Roll for Love's Creek / Sesame Drive

WHEREAS, the township board of the Township of Marion, Livingston County, Michigan, after due and legal notice, has conducted a public hearing on December 14, 2017 at 7:30pm at the Marion township hall, upon a proposed assessment roll prepared by the supervisor for the purpose of defraying the costs of providing snow removal and salt service on Love's Creek and Sesame Drive.

AND WHEREAS, such public hearing was preceded by proper notice in the Livingston County Daily Press and Argus, a newspaper of general circulation in the township, and by first-class mail notice to each property owner of record within said district and upon said assessment roll.

AND WHEREAS, comments were received from those present at such public hearing concerning said assessment roll and opportunity to all present to be heard in the matter.

AND WHEREAS, no written objections were received to said roll and levy.

Or

AND WHEREAS, a record of those present to protest, and of written protests submitted at or before the public hearing was made a part of the minutes of the hearing.

AND WHEREAS, it is the opinion of the township board that no further time should be granted for consideration of the matter.

AND WHEREAS, the township board has duly inspected the proposed assessment roll and considered all comments and proposed amendments thereto and has found the proposed assessment roll to be correct, just and reasonable.

NOW THEREFORE IT BE RESOLVED AS FOLLOWS:

1. The assessment roll submitted by the supervisor shall hereafter be designated as the Love's Creek / Sesame Drive Special Assessment

District and shall hereby be confirmed as the assessment roll for the Love's Creek / Sesame Drive Special Assessment District.

2. The assessments in said Love's Creek / Sesame Drive Special Assessment District shall be redetermined annually without further notice and due on or before July 1, 2018 and the following installments to be due on or before the first day of the same month of each and every year thereafter for four additional years. All unpaid installments prior to their transfer to the tax roll as provided by Michigan Public Act 188 of 1954, as amended, shall bear interest payable annually on each installment due date at the rate of five percent.

3. If any installment of a special assessment is not paid when due, then the installment shall be considered to be delinquent and there shall be collected, in addition to the interest as provided by this section, a penalty at the rate of 1 percent for each month, or fraction of a month, that the installment remains unpaid before being reported to the township board for reassessment upon the township tax roll, also in accordance with said PA 188.

4. The assessments made in said special assessment roll are hereby ordered and directed to be collected by the township treasurer, and the township clerk shall deliver said special assessment roll to said treasurer with her warrant attached, commanding the treasurer to collect such assessments in accordance with the direction of the township board and said PA 188.

5. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same are hereby rescinded.

Upon roll call vote on the adoption of the resolution, the following voted "Aye":

The following voted "Nay":

The supervisor declared the resolution duly adopted.

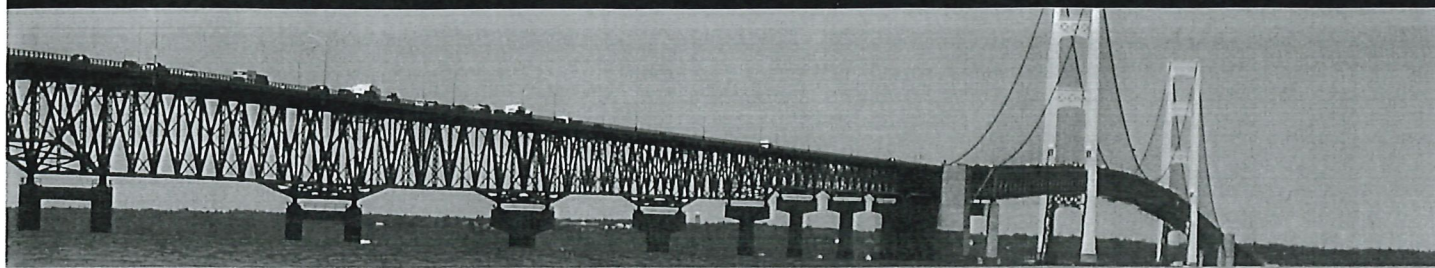
Township clerk

Parcel Number	Frontage	Percentage	Share	Annual Amount	Owner Names	Owner Address	City
4710-16-300-009	230	1.34%	1.00	\$104.17	SCHMAUS MARK A	3000 SESAME DR	HOWELL
4710-16-300-010	419	2.44%	1.00	\$104.17	WHITE BRENT & SHERRI	3024 SESAME DR	HOWELL
4710-16-300-011	451	2.62%	1.00	\$104.17	SMITH DANIEL G & KIMBERLY A	3066 SESAME DR	HOWELL
4710-16-300-013	436	2.54%	1.00	\$104.17	QUINT CARY J & DARCY L	3200 SESAME DR	HOWELL
4710-16-300-014	587	3.42%	1.00	\$104.17	WILLETT RICHARD RAYMOND	2988 SESAME DR	HOWELL
4710-16-300-016	0	0.00%	1.00	\$104.17	FOLEY JOHN G & STACY	3940 LOVES CREEK DR	HOWELL
4710-16-300-021	300	1.75%	1.00	\$104.17	CELMO ANTHONY	3112 SESAME DR	HOWELL
4710-16-300-022	63	0.37%	1.00	\$104.17	SHINABERRY JAMES & STEPHANIE	3090 SESAME DR	HOWELL
4710-16-300-024	366	2.13%	1.00	\$104.17	RICE JONATHAN RICHARD	3966 LOVES CREEK DR	HOWELL
4710-16-400-001	343	2.00%	1.00	\$104.17	LYON SANDRA A	253 AQUEDUCT	WALLED LAKE
4710-16-400-013	150	0.87%	1.00	\$104.17	SHURTLEFF H N REV LIVING TRUST	2856 SESAME DR	HOWELL
4710-16-400-014	330	1.92%	1.00	\$104.17	HAJDUK JOHN W & VICKIE L	3097 SESAME DR	HOWELL
4710-16-400-015	329	1.91%	1.00	\$104.17	KLEBBA ROBERT J	3125 SESAME DR	HOWELL
4710-16-400-016	352	2.05%	1.00	\$104.17	MOORE WAYNE AND TAMMY	3189 SESAME DR	HOWELL
4710-16-400-019	300	1.75%	1.00	\$104.17	NEUENDORF LIVING TRUST	2845 SESAME DR	HOWELL
4710-16-400-037	644	3.75%	1.00	\$104.17	DRAKE PAUL J & CRESSEY LAURA	2901 SESAME DR	HOWELL
4710-16-400-038	286	1.66%	1.00	\$104.17	TURNBULL R GARY JR & TRACY L	3031 SESAME DR	HOWELL
4710-20-200-005	320	1.86%	1.00	\$104.17	GRUNN LAWRENCE W & ANGELA	3969 LOVES CREEK DR	HOWELL
4710-20-200-006	661	3.85%	1.00	\$104.17	WESNER MARILYN J	3988 LOVES CREEK DR	HOWELL
4710-20-200-024	287	1.67%	1.00	\$104.17	SZYMANSKI JAMES C & MARSHA L	3313 CEDAR LAKE RD	HOWELL
4710-20-200-034	330	1.92%	1.00	\$104.17	ALESSO VALTER & CYNTHIA B	4045 LOVES CREEK DR	HOWELL
4710-20-200-036	218	1.27%	1.00	\$104.17	HARGITT CURTIS D & CHRISTINA	4114 LOVES CREEK DR	HOWELL
4710-20-200-037	218	1.27%	1.00	\$104.17	MOWERY RICHARD	4078 LOVES CREEK DR	HOWELL
4710-20-200-038	218	1.27%	1.00	\$104.17	MARICH RANDALL	4040 LOVES CREEK DR	HOWELL
4710-20-200-039	318	1.85%	1.00	\$104.17	FOX JOHN & KATHY	4011 LOVES CREEK DR	HOWELL
4710-20-200-040	60	0.35%	1.00	\$104.17	SKYLINE SERVICES LLC	5455 WEST M-36	PINCKNEY
4710-21-100-007	1398	8.13%	1.00	\$104.17	SKONE JOSEPH N & BARBARA A	3252 SESAME DR	HOWELL
4710-21-100-008	440	2.56%	1.00	\$104.17	ALLEN CHRISTOPHER E & KATHERIN	3905 LOVES CREEK DR	HOWELL
4710-21-100-010	440	2.56%	1.00	\$104.17	VEEN MARIA C	3883 LOVES CREEK DR	HOWELL
4710-21-100-014	343	2.00%	1.00	\$104.17	SREDZINSKI KEITH A	3487 SESAME DR	HOWELL
4710-21-100-016	343	2.00%	1.00	\$104.17	POWELL THOMAS T & MARY L	3435 SESAME DR	HOWELL
4710-21-100-017	650	3.78%	1.00	\$104.17	DUDLEY THOMAS & MARY B	3488 SESAME DR	HOWELL
4710-21-100-018	620	3.61%	1.00	\$104.17	SANGREGORIO JOHN & SANDRA	3255 SESAME DR	HOWELL
4710-21-100-021	440	2.56%	1.00	\$104.17	ZYLKA JAMES A & SLESSOR DEBORAH K	3937 LOVES CREEK DR	HOWELL
4710-21-100-022	480	2.79%	1.00	\$104.17	JAGT ARNOLD & ANN E	3321 SESAME DR	HOWELL
4710-21-100-025	229	1.33%	1.00	\$104.17	BORCHARDT SHERRIE L	6687 W RIDGE DR	BRIGHTON
4710-21-100-026	229	1.33%	1.00	\$104.17	DIEDRICK LAWRENCE & BARBARA	3371 SESAME DR	HOWELL
4710-21-100-028	394	2.29%	1.00	\$104.17	HUGHES MARLO	3944 LOVES CREEK	HOWELL
4710-21-100-029	144	0.84%	0.50	\$52.08	LLOYDS HOMES INC	5717 PINGREE	HOWELL

Love's Creek / Sesame Snow Removal
 Special Assessment District 2018 - 2022
 County code X3128

Marion Township
 2877 West Coon Lake Road
 Howell Michigan 48843

Parcel Number	Frontage	Percentage	Share	Annual Amount	Owner Names	Owner Address	City	Z
4710-21-100-030	144	0.84%	0.50	\$52.08	LLOYDS HOMES INC	5717 PINGREE	HOWELL	4
4710-21-100-031	144	0.84%	1.00	\$104.17	BORCHARDT S & HILTUNEN S G	3389 SESAME DR	HOWELL	4
4710-21-100-032	235	1.37%	1.00	\$104.17	HATLEY WILLIAM & LORETTA	3904 LOVES CREEK DR	HOWELL	4
4710-21-100-033	30	0.17%	1.00	\$104.17	ZIEGMAN CHRISTOPHER & JACQUEL	3922 LOVES CREEK DR	HOWELL	4
4710-21-100-036	296	1.72%	1.00	\$104.17	STACHOWSKI, JACQUELYN	3978 LOVES CREEK DR	HOWELL	4
4710-21-100-038	590	3.43%	1.00	\$104.17	TOMS LAURA	PO BOX 2407	HOWELL	4
4710-21-100-039	325	1.89%	1.00	\$104.17	MANGAN FAMILY TRUST	3344 SESAME DR	HOWELL	4
4710-21-100-040	165	0.96%	1.00	\$104.17	SWIFT PATRICK S	3867 LOVES CREEK DR	HOWELL	4
4710-21-100-041	243	1.41%	1.00	\$104.17	SWIFT MATTHEW H & DOREEN M	3851 LOVES CREEK DR	HOWELL	4
4710-21-100-042	245	1.43%	0.33	\$34.72	THOMPSON RONALD J & KAROL D	3388 SESAME DR	HOWELL	4
4710-21-100-043	202	1.18%	0.33	\$34.72	THOMPSON RONALD J & KAROL D	3388 SESAME DR	HOWELL	4
4710-21-100-044	202	1.18%	0.33	\$34.72	THOMPSON RONALD J & KAROL D	3388 SESAME DR	HOWELL	4
Totals	17187	100.00%	48.00	\$5,000.00				
Annual Cost	\$5,000.00							
Each property owner of contiguous property shall receive an equal share of the total annual amount assessed								
The annual amount assessed shall be the actual amount expended plus 5%								
Robert W. Hanvey, Supervisor								
Tammy L Beal, Clerk								



COMPLETE
PROPOSAL
AT
TOWNSHIP
HALL

Township of Marion
2877 W. Coon Lake Rd.
Howell, MI 48843
(Effective January 1, 2018)



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PFEFFER ■ HANNIFORD ■ PALKA
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Members:
AICPA Private Practice Companies Section
MACPA

225 E. Grand River - Suite 104
Brighton, Michigan 48116-1575
(810) 229-5550
FAX (810) 229-5578

November 13, 2017

Board of Trustees
Marion Township
2877 West Coon Lake Road
Howell, Michigan 48843

Dear Honorable Board of Trustees:

In planning and performing our audit of the financial statements of Marion Township as of and for the year ended June 30, 2017, in accordance with auditing standards generally accepted in the United States of America, we considered Marion Township's internal control over financial reporting (internal control) as a basis for designing our auditing procedures for the purpose of expressing our opinion on the financial statements, but not for the purpose of expressing an opinion on the effectiveness of the Township's internal control. Accordingly, we do not express an opinion on the effectiveness of the Township's internal control.

Our consideration of internal control was for the limited purpose described in the preceding paragraph and was not designed to identify all deficiencies in internal control that might be significant deficiencies or material weaknesses and therefore there can be no assurance that all such deficiencies have been identified. However, as discussed below, we identified certain deficiencies in internal control that we consider to be material weaknesses.

A deficiency in internal control exists when the design or operation of control does not allow management or employees, in the normal course of performing their assigned functions, to prevent, or detect and correct misstatements on a timely basis. A material weakness is a deficiency or combination of deficiencies in internal control, such that there is a reasonable possibility that a material misstatement of the entity's financial statements will not be prevented, or detected and corrected on a timely basis. We consider the following deficiencies in Marion Township's internal control to be material weaknesses:

1. ESTABLISH CONTROL OVER THE FINANCIAL REPORTING PROCESS

Management is responsible for establishing and maintaining internal controls, including monitoring, and for the fair presentation in the financial statements of financial position, results of operations, and cash flows, including the notes to financial statements, in conformity with U.S. generally accepted accounting principles.

At times, management may choose to outsource certain accounting functions due to cost or training considerations. Such accounting functions and service providers must be governed by the control policies and procedures of the Company. Management is as responsible for outsourced functions performed by a service provider as it would be if your personnel performed such functions. Specifically, management is responsible for management decisions and functions: for designating an individual with suitable skill, knowledge, or experience to oversee any outsourced services; and for evaluating the adequacy and results of those services and accepting responsibility for them.

As part of the audit, management requested us to prepare a draft of your financial statements, including the related notes to financial statements. Management reviewed, approved, and accepted responsibility for those financial statements prior to their issuance; however, management did not perform a detailed review of the financial statements. The absence of this control procedure is considered a material weakness because the potential exists that a material misstatement of the financial statements could occur and not be prevented or detected by the Township's internal control.

The existence of significant deficiencies or material weaknesses may already be known to management and may represent a conscious decision by management or those charged with governance to accept that degree of risk because of cost or other considerations. Management is responsible for making decisions concerning costs and the related benefits. We are responsible to communicate significant deficiencies and material weaknesses in accordance with professional standards regardless of management's decisions.

RESPONSE BY MANAGEMENT

Management believes the benefit of hiring additional personnel with the qualified experience to draft the financial statements does not outweigh the costs. Management has decided to maintain the current practice of requesting the auditing firm to draft the financial statements. Management has read, reviewed, understands and takes full responsibility for the financial statements.

2. SEGREGATION OF DUTIES

The Township has individuals responsible for maintaining the general ledger, writing and posting checks and signing checks (ability to make disbursements). We consider this a lack of segregating duties.

RESPONSE BY MANAGEMENT

Management believes because of the size of the Township, complete segregation of duties can not be done without significant additional costs. Therefore, management has decided to maintain the current practice.

OTHER MATTERS

As discussed in further detail in the following paragraphs we came across other matters which we feel should be discussed with you. In our view, these do not constitute material weaknesses or significant deficiencies:

1. Approving Budgets

We noted the Township did not approve budgets for the following funds prior to July 1, 2016 for the year ending June 30, 2017:

- Recreation Fund (Combined with the General Fund)
- Heritage Days Fund (Combined with the General Fund)
- Cemetery Fund
- Assessment Revolving Project Fund

In the future, budgets should be approved for all special revenue funds as well as the General Fund.

2. Bank Reconciliations - Signing Off

We noted various bank reconciliations were completed with no signatures or dates as to who completed the reconciliation and as to when it was completed. All bank reconciliations should be initialed (signed) and dated.

This communication is intended solely for the information and use of management, Township Board of Trustees, and others with the Township, and is not intended to be and should not be used by anyone other than the specified parties.

Pfeffer, Hanniford & Palka, P.C.

PFEFFER, HANNIFORD & PALKA
Certified Public Accountants

MARION TOWNSHIP

Report on Audit of Financial Statements

For the Year Ended June 30, 2017

COMPLETE
REPORT
AT
TOWNSHIP
HALL

DRAFT

RECEIVED

NOV 16 2017

MARION TOWNSHIP

APPLICATION FOR SITE PLAN REVIEW

MARION TOWNSHIP

Date: 11/14/17

Parcel I.D. Number: #10-31-180-039

Property Owner(s) Name (Print or Type):
Katherine Maur

Mailing Address (Print or Type):
5326 Pingree Rd

City, State, ZIP (Print or Type):
Howell, MI 48843

Phone (Print or Type):
734-915-0697

Applicant(s) Name (Print or Type):

Mailing Address (Print or Type):

City, State, ZIP (Print or Type):

Phone (Print or Type):

Name of Proposed Development: Arena

Location of Proposed Development (address): Same

N E S W Side of Side Pingree Rd Road between
Vines and Schafer Roads

- The property owner(s) must sign this application. In lieu of the owner(s) signature on this application, the owner may provide a letter authorizing the applicant to act on his / her behalf. This application will not be processed until authorized by the property owner and/or the authorized applicant.

Brief Description of the Proposed Development and / or Project (Land Use): New indoor arena connected to my current barn

I hereby grant permission for members of the Planning Commission, Zoning Administrator or their appointed designee to enter the above-described property for the purpose of gathering information related to this application.

Owner(s) of Record Signature: [Signature]

Applicant(s) Signature (if other than owner): _____

Date: 11/15/17

SITE PLAN FEE 500
ESROW 2500

Revised [Signature] 11/16/17

Attention to the members of The Planning Commission of Marion Township:

My name is Katie Mair, and I own and operate Sterling Training Center, Inc. I have been in business at the address of 5326 Pingree Road, Marion Township, MI for 15.5 years, and have trained numerous national and world champion Morgan show horses and riders. My intention for the proposed arena space is to have a longer indoor arena to properly prepare my show horses for competition. Though I have operated a successful training program for 15+ years using the small arena space I currently have (60 x 100 feet, total 6000 square feet), I feel that my business will be much more successful with a longer and bigger space (60 x 200, total 12,000 square feet-proposed). I do NOT intend to add any more horses or stalls to the property.

Below I addressed some of the criteria from section 17.28 Stables (commercial) that were not addressed directly on the site plan:

C2: Some manure is taken off the property by a dumpster service. The remainder is piled in an appropriate area, rotated until properly composted, and is loaded by many individuals, including but not limited to farmers, landscapers, tree farmers, and individual home owners looking to improve their soil quality. We use a front end loader to load dump trucks, trailers, and trucks full of composted manure.

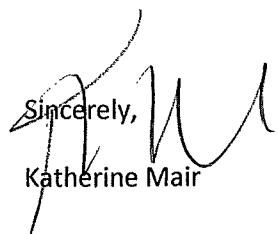
D1: Sterling Training Center provides a safe and fun environment for families to learn to ride beautiful Morgan horse under the direction of an instructor with 30+ years of experience. Sterling does operate within all local, state, and federal regulations.

D2: The horses at Sterling Training Center receive the very best care. These horses eat the finest hay and grain, and are exercised under the direction of a skilled professional trainer daily. These horses receive regular vaccinations, dental care, vet care, and are blanketed during periods of inclement weather, and each have a personal fan in the summer heat. They also receive fresh water several times a day, and a clean and freshly bedded stall daily.

D8: When I was emailing with Annette McNamara, the Zoning Administrator, in the spring of 2017, she asked the Township planner to clarify this statement because it did not specify total arena space. Rather, that any arena space could not exceed 15,000 square feet. The Township planner's answer was that a second arena could be built as long as it didn't exceed 15,000 square feet. If this is an issue, the existing arena would be converted for storage of vehicles, tractor, trailers, etc. I can provide those pertinent emails, if necessary.

We did spend a significant amount of money to survey the proposed area due to the fact that the attached email stated that I could build a second arena as long as it did not exceed 15,000 square feet in space.

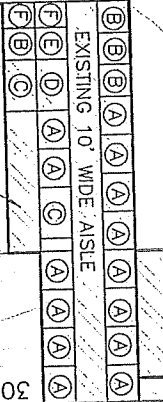
Thank you for your time and consideration with this matter.

Sincerely,

Katherine Mair

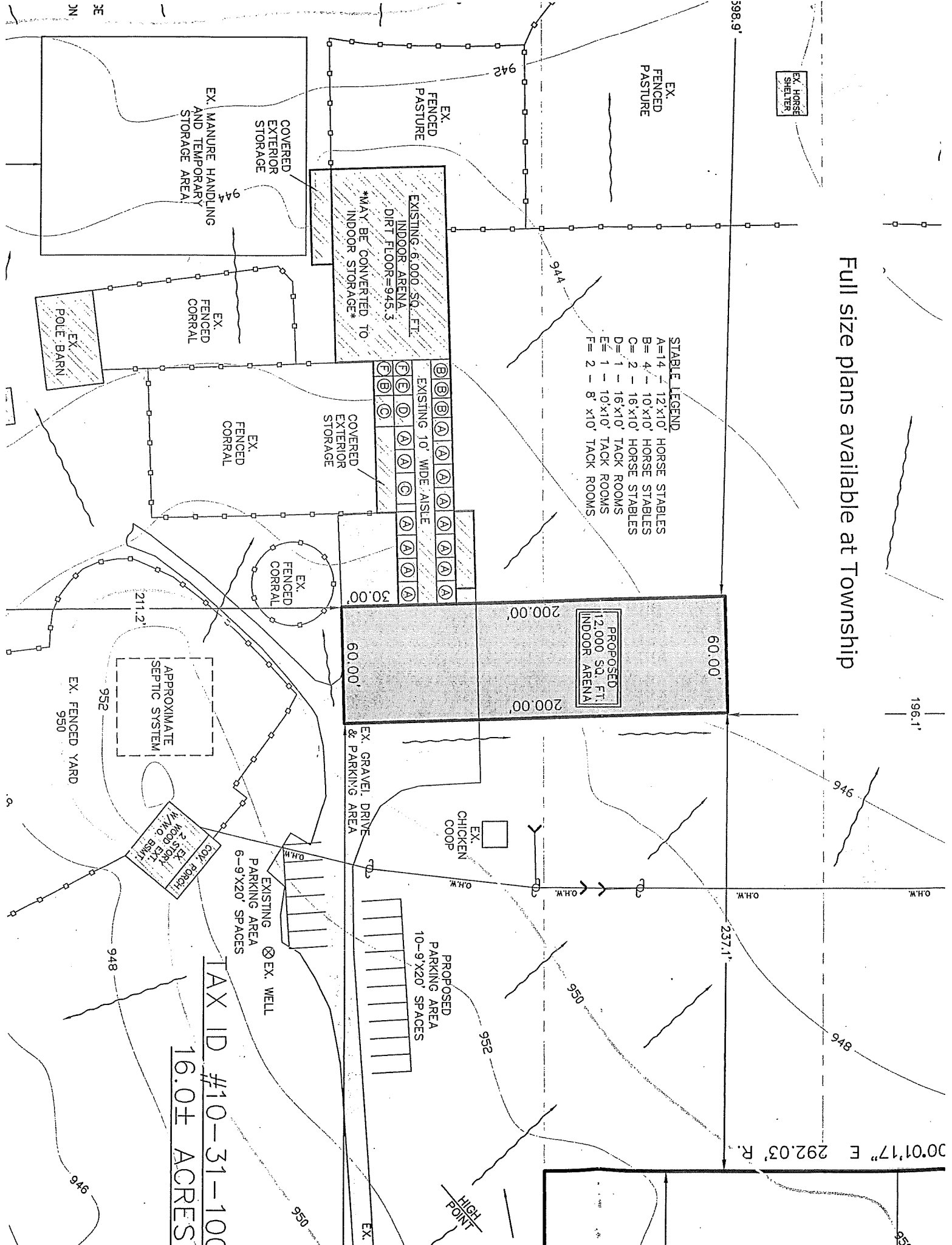
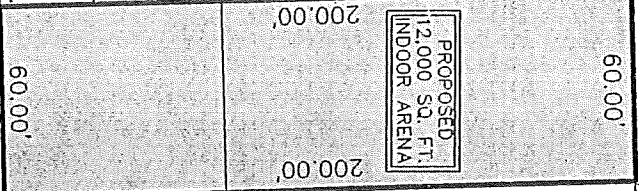
Full size plans available at Township

- STABLE LEGEND
- A=14 - 12'x10' HORSE STABLES
 - B=4 - 10'x10' HORSE STABLES
 - C=2 - 16'x10' HORSE STABLES
 - D=1 - 16'x10' TACK ROOMS
 - E=1 - 10'x10' TACK ROOMS
 - F=2 - 8'x10' TACK ROOMS

EXISTING 6,000 SQ. FT. INDOOR ARENA
DIRT FLOOR=945.3
MAY BE CONVERTED TO INDOOR STORAGE



PROPOSED
12,000 SQ. FT.
INDOOR ARENA



TAX ID #10-31-100-16.0± ACRES

00'01'17" E 292.03' R.

HIGH POINT

DR F DIR

EX. GR

EX. WELL

EXISTING PARKING AREA
6-9'X20' SPACES

PROPOSED PARKING AREA
10-9'X20' SPACES

EX. GRAVEL DRIVE & PARKING AREA

EX. CHICKEN COOP

EX. 307' PORCH, 4000 SQ. FT. W/M.O. BSMT.

APPROXIMATE SEPTIC SYSTEM

EX. FENCED YARD 950

EX. MANURE HANDLING AND TEMPORARY STORAGE AREA

COVERED EXTERIOR STORAGE

EX. FENCED PASTURE

EX. FENCED PASTURE

EX. HORSE SHELTER

EX. POLE BARN

EX. FENCED CORRAL

EX. FENCED CORRAL

EX. FENCED CORRAL

COVERED EXTERIOR STORAGE

EXISTING 10' WIDE AISLE

COVERED EXTERIOR STORAGE

3E

946

948

211.2'

952

952

950

948

946

950

196.1'

398.9'

944

942

3E

3E

3E

SPECIAL USE PERMIT
MARION TOWNSHIP, LIVINGSTON COUNTY

Application No: 03-02

Date: 11-21-02

Name of Applicant: Katherine Mair
Address of Applicant: 5326 Pingree Road Howell 48843
Phone Number of Applicant: 734-954-0593
Tax Code Number of the Parcel: 4710-31-100-036

The above applicant is: Owner _____ Purchaser _____ Representative ✓

Purchaser or other will need a letter of permission from owner.

Please attach the following to your request, these are needed for determining administrative completeness:

- The current zoning of the property involved. Rural Residential
- Twenty (20) of the required site-plan per section 18.03 of the Marion Township Zoning Ordinance.
- Supporting documentation with regard to all the provisions of the Marion Township Zoning Ordinance pertaining to a Special Use request.

*The undersigned agrees to comply with all the requirements for which this application is made and will conform with the ordinances affecting Marion Township, Livingston County.

*Further, the undersigned acknowledges being responsible for all costs incurred by the Township in relation to this request. Such costs included, but are not limited to: Engineering reviews, legal fees, newspaper notices, postage, etc. The undersigned understands final approval is subject to complete payment of all incurred fees and any outstanding escrow balances.

Katherine Mair
Applicant's Name (print)

Katherine Mair
Applicant's Signature

Fee Received: \$ 500 Escrow amount: \$ 1000

Application received by: Annette Mc Namara

Sterling Training Center, Inc.
Commercial Stable Application
December 17, 2002

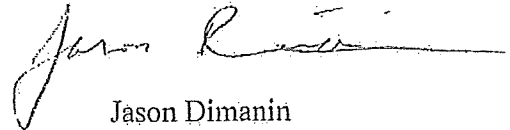
Jason Dimanin
5326 Pingree Road
Howell, MI 48843

Marion Township Hall
Attn: Annette McNamara

To whom it may concern:

Katherine Mair of Sterling Training Center, Inc., is representing Jason Dimanin, the property owner of 5326 Pingree Road in the process of applying for a commercial stable permit. Katherine Mair will speak on behalf of Jason Dimanin at the Planning Commission Meeting on December 17, 2002 regarding the application of a commercial stable permit.

Sincerely,



Jason Dimanin

ORIGINAL

MORTGAGE INSPECTION

PAGE 1 OF 2

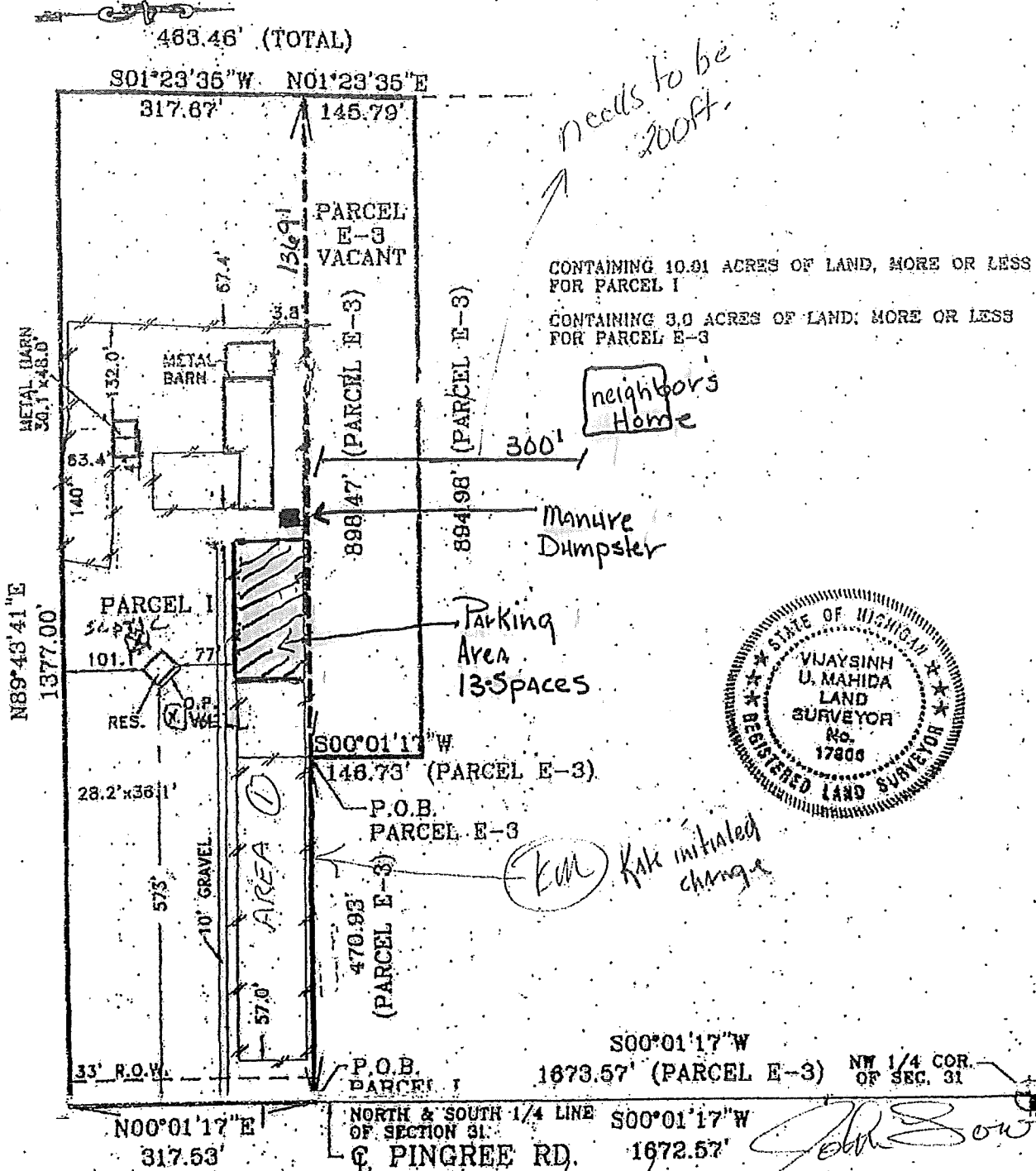
Do Not Scale 1"=200'

Date 05/13/02

Revised

NOTE: Our work does not include a title search. There may be easements or other encumbrances upon the land which may not be shown on this Mortgage Inspection. Legal description as furnished to us by others.

Legal Description

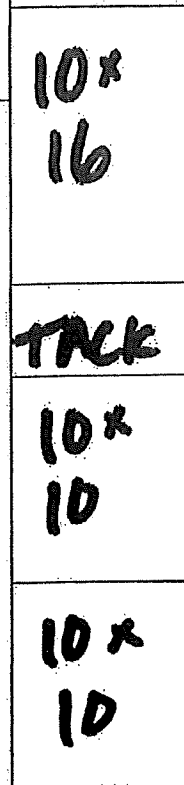
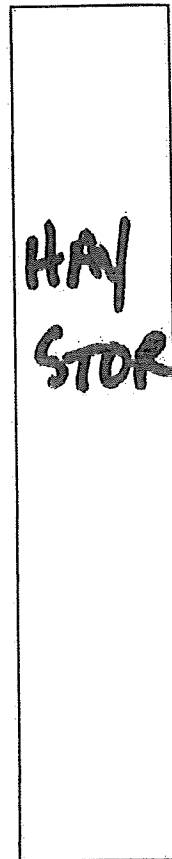
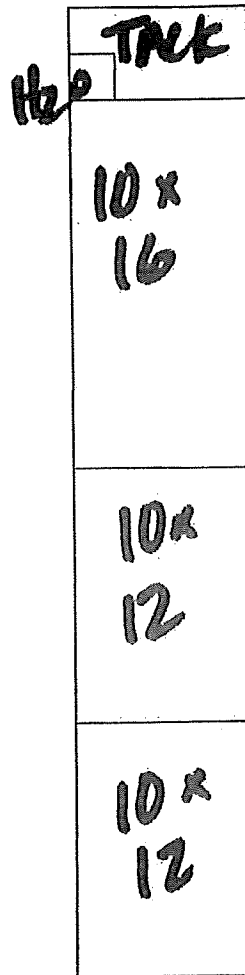
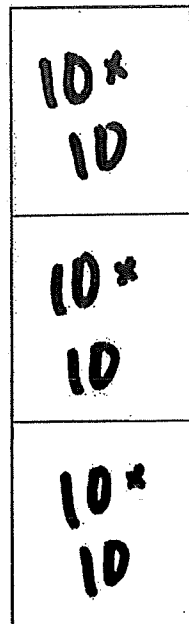
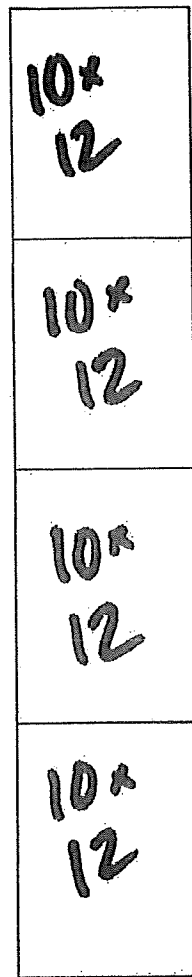


KM Kik initiated change

[Signature]

We hereby certify to all title companies and to: 1/28/03
GREAT LAKES FINANCE

ENTRANCE



Section 16.05 special land use compliance standards

1. We are harmonious with and in accordance with the rural residential character of the Township.
2. The barn is about 850 feet from the road. Our land backs up to state land. The house is set about 600 feet from the road. The buildings are designed, constructed, operated and maintained so as to be appropriate in appearance with the existing and intended character of the general vicinity.
3. The property is not and will not be hazardous or disturbing to existing or future uses. The property is beautiful. We had added a considerable amount of landscaping and trees. We keep the grounds neat and clean. The barn is kept very tidy, and manure is hauled away by a waste company once a week. The property as a whole will substantially improve property in the immediate vicinity and in the community as a whole.
4. We will be served adequately by essential public facilities and services.
5. We will not involve uses, activities, processes, materials, and equipment or conditions of operation that will be detrimental to any person, property, or general welfare.
6. We meet the intent and purpose of the zoning regulations. We are related to the standards established in the Ordinance for the use or under consideration, and will be in compliance with these standards.
7. Landscaping shall be preserved in its natural state, by minimizing tree and soil removal, etc. We have added trees, and plan to continue to add more.
8. Special attention shall be given to proper site surface drainage.
9. All exterior lighting is arranged so that it is deflected away from adjacent properties and streets.
10. We meet the site plan review requirements of Article XVIII.
11. We conform to all applicable state and federal requirements for the use.

MORTGAGE INSPECTION

PAGE 1 OF 2

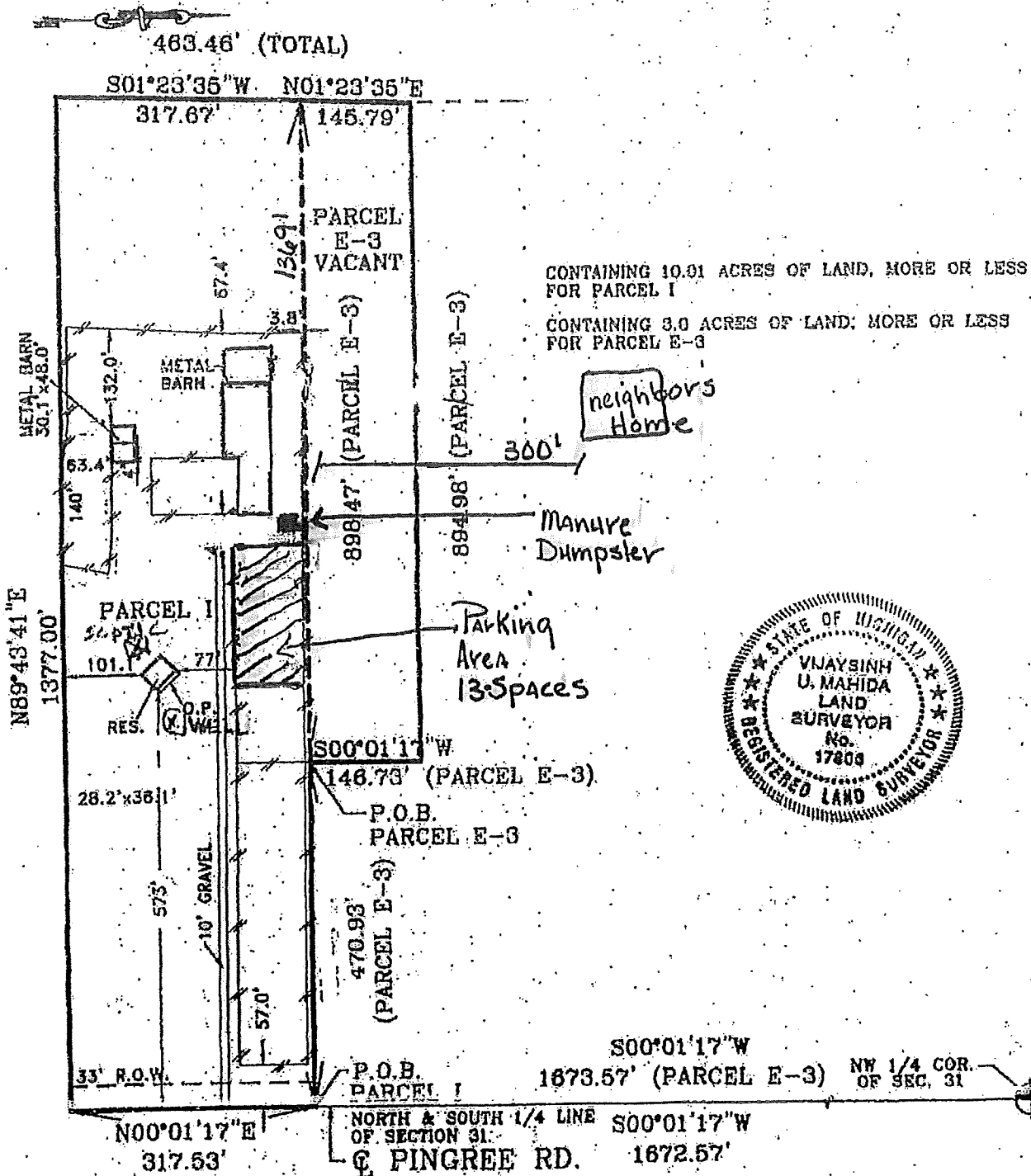
Do Not Scale 1"=200'

Date 05/16/02

Revised

NOTE: Our work does not include a title search. There may be easements or other encumbrances upon the land which may not be shown on this Mortgage Inspection. Legal description as furnished to us by others.

Legal Description



We hereby certify to all title companies and to:

GREAT LAKES FINANCE

 ORIGINAL

**CONDITIONS OF
SPECIAL USE PERMIT**

At a meeting of the Marion Township Board of Trustees held on the 13th day of February, 2003, pursuant to the application of Katherine Mair and Jason Dimanin, and a recommendation from the Marion Township Planning Commission the Board of Trustees by motion duly made and passed granted permission to Katherine Mair and Jason Dimanin to operate a Commercial Stable to be located at 5326 Pingree Road, Howell, MI, Tax I.D. # 4710-31-100-036.

The use of the property and Commercial Stable shall be in accordance with the following terms, and the provisions of the Marion Township Zoning Ordinance that are not in conflict with this Special Use Permit.

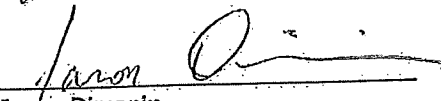
1. All fencing to meet all township ordinances/standards.
2. Area #1 labeled on mortgage inspection, dated 5/18/02, (see attachment) is to be signed and dated by the owner that this area is to be used as temporary pasture and the horses are not to be pastured in that area for any extended period of time.
3. It is the Planning Commission's understanding that Section 16.05 A, basis for determination items 1 through 11, has been met.
4. The use of the property shall at all times comply with Section 17.28.
5. In the event the property is sold the new owner must apply for an amendment to the Special Use Permit and agree to be bound by the terms.

We, the undersigned, Katherine Mair and Jason Dimanin, agree to abide by the terms of the Special Use Permit as above described. Further, we understand that said permit may be revoked by the Marion Township Board of Trustees if a violation of the conditions occurs.

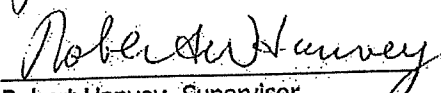
DATED: 3-18, 2003


Katherine Mair

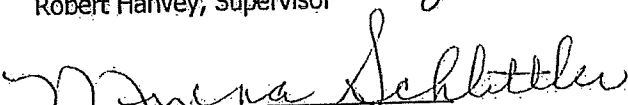
DATED: 3-18-03, 2003


Jason Dimanin

DATED: 3-13, 2003


Robert Harvey, Supervisor

DATED: 3-13, 2003


Myrna Schlittler, Clerk

MILLER, KEHOE & ASSOCIATES
ATTORNEYS AT LAW
2790 W. GRAND RIVER, SUITE 100
HOWELL, MI 48843



Bonnie J. Miller
Michael J. Kehoe

517-546-4570
Fax 546-7651

December 10, 2002

Ms. Annette McNamara
Marion Township Zoning Administrator
2877 W. Coon Lake Rd.
Howell, MI 48843

RE: STERLING TRAINING CENTER
My File 3679.254

Dear Ms. McNamara:

I have reviewed the zoning ordinance and information that you sent to me regarding the Sterling Training Center and its application for a special use permit. Based on my review the proposed use is allowed as a special use in the RR Rural Residential District. The photographs and other information submitted would appear to indicate the applicant has good facilities for this use but there was some information that was not provided or included that needs to be in the township's files for a decision on the application. I offer the following comments in regard to my review.

- The number of horses should not exceed 7 if there is only 10 acres without a variance from the Zoning Board of Appeals. I note an adjacent vacant parcel but can't tell if it is part of the applicant's property. The dashed line makes me think it might be. If it is part of the applicant's property then it can be used for computing the number of horses allowed, etc.
- The applicant needs to show the distance to comply with Section 17.28 C.1. I would also suggest dimensions be more thoroughly shown on the site plan as needed.
- The applicant needs to show that stall sizes meet Section 17.28 D.6.
- There is no distance indicated for determining compliance with Section 17.28 D.7 but then see Section 8.01 F. 3.d.

Ms. Annette McNamara
Page 2
December 10, 2002

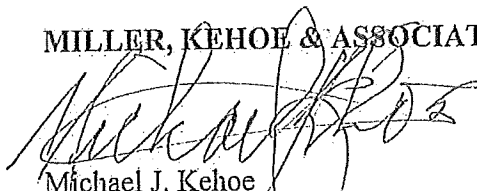
- There appears to be a conflict between Section 17.28 D. 8 and 9.

I believe this application could be granted depending upon responses to the above. I note that the pole barn and facilities were already present before the applicant purchased the property so there is no proposed new construction planned at this time. Any approval should make it clear that the permit, if recommended by the Planning Commission for approval by the Township Board, should incorporate as conditions the performance standards of Section 17.28 D. This will impose upon the applicant the duty to run the operation according to those standards.

Please let me know if you need any additional information.

Yours truly,

MILLER, KEHOE & ASSOCIATES



Michael J. Kehoe
Attorney at Law

blp



JOHN AMBROSE & COMPANY, INC.

"Established in 1979"

3247 Alexander / Howell, MI 48843
Phone: 517 / 548 / 5865
Fax: 517 / 548 / 5833
Mobile Phone: 586 / 201 / 5520
E-mail: jacoinc@ameritech.net
www.johnambroseandcompany.com

December 7, 2002

Marion Township
2877 West Coon Lake Road
Howell, MI 48843

Attention: Planning Commission

Re: Special Use Permit; Commercial Stables

Dear Commissioners:

John Ambrose & Company has been request by the Township to review a special use permit application submitted by Ms. Katherine Mair, 5326 Pingree Road, Howell, Michigan. The applicant is requesting a special use permit for a commercial stable in a RR, Rural Residential District. The site is currently occupied by a residence, an indoor and outdoor arena, stalls, and a round outdoor pen. The site contains ten (10) acres of land with 317.67 feet of road frontage and a depth of 1,377 feet. The Special Use Approval is subject to the requirements and standards found in Section 17.28 (site requirements, buffering requirements and performance standards) and Section 16.05 (Standards for Determination for the Special Use Permits) of the Township's Zoning Ordinance. It should be noted that this application is for an existing operation, which in the past has been operating without a proper Special Use Permit for a commercial stable operation. The Planning Commission shall review the particular circumstances and facts applicable to each proposed special use in terms of the following standards and requirements and shall make a determination as to whether the proposed use to be developed on the subject parcel meets the following standards and requirements:

Section 16.05 Basis for Determination

The Planning Commission, before acting on a special use permit application, shall employ and be guided by standards found in Section 16.05 of the Township's Zoning Ordinance. The land use or activity shall be consistent with the public health, safety, and welfare of the Township and shall comply with the following:

General Standards: The Planning Commission shall review each application for the purpose of determining that each proposed use meets the following standards and, in addition, shall find adequate evidence that each use on its proposed location will:

"A Community Planning and Development Firm"

Continuing Planning Services / Master Plans / Zoning Standards / Development Reviews / Recreation Plans
Expert Witness / Central Business District Planning / Private Road Regulations / Land Division Regulations
Site Analysis and Selection / Feasibility Studies / Project Management and Coordination / Grant Applications

1. Be harmonious with and in accordance with the general principles and objectives of the Comprehensive Plan of the Township.
2. Be designed, constructed, operated and maintained so as to be harmonious and appropriate in appearance with the existing or intended character of the general vicinity and that such use will not change the essential character of the area in which it is proposed.
3. Not be hazardous or disturbing to existing or future uses in the same general vicinity and will substantially improve property in the immediate vicinity and in the community as a whole.
4. Be served adequately by essential public facilities and services, such as highways, streets, police, fire protection, drainage structures, refuse disposal, water and sewage facilities and schools.
5. Not involve uses, activities, processes, materials and equipment or conditions of operation that will be detrimental to any person, property or general welfare by reason of excessive production of traffic, noise, smoke, fumes, glare or odors.
6. Meet the intent and purpose of the zoning regulations, be related to the standards established in the Ordinance for the land use or activity under consideration; and will be in compliance with these standards.
7. Ensure that landscaping shall be preserved in its natural state, insofar as practicable, by minimizing tree and soil removal, and by topographic modifications which result in maximum harmony with adjacent areas.
8. Ensure that special attention shall be given to proper site surface drainage so that removal of storm waters will not adversely affect neighboring properties.
9. Ensure that all exterior lighting shall be so arranged that it is deflected away from adjacent properties and so that it does not impede the vision of traffic along adjacent streets. Flashing or intermittent lights shall not be permitted.
10. Meet site plan review requirements of Article XVIII.
11. Conform with all applicable state and federal requirements for that use.

RECOMMENDATION

The applicant has submitted supporting documentation for the existing commercial stable operation, however, a written response to the eleven (11) special land use compliance standards found in Section 16.05 of the Township's Zoning Ordinance were not included with this submittal. Based on the findings for this Special Land Use, it is recommended that a Special Use Permit be **GRANTED** for a commercial stable subject to following site requirements, buffering requirements and performance standards:

"A Community Planning and Development Firm"

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Expert Witness / Central Business District Planning / Private Road Regulations / Land Division Regulations
Site Analysis and Selection / Feasibility Studies / Project Management and Coordination / Grant Applications

Site Requirements:

1. Commercial stables shall have a minimum lot size of ten (10) acres for the first seven (7) horses and an additional one-half (½) acre for each horse thereafter. *The subject site contains ten (10) acres of land, and therefore, the subject use shall not house more than seven (7) horses at any one time.*

73.1 acres
= 13 horses
2. parking

Commercial stables shall provide off-street parking at a minimum of one parking space per two (2) animals, based on the number of horse stalls or maximum number of horses that can be accommodated in the stable. *With a maximum of seven (7) horses being allowed on the subject site, three (3) off-street parking spaces will need to be provided. Such spaces shall be developed to the standards of a residential driveway. Parking on grass is prohibited.*

3. Stables may not be located in platted subdivisions. *The subject site is not in a platted subdivision.*

Buffering Requirements:

All
not within
wallow creek
when if permit
is granted
2.
land yet
no trees

Animals shall be confined in a suitably fenced area or paddock to prevent their approaching nearer than fifty (50) feet to any dwelling on adjacent premises. *The new home developed on the adjacent parcel (Parcel E-3) to the north of the subject site may be within fifty (50) feet to where horses are fenced. Said fence in this location shall be no closer than fifty (50) feet to any adjacent dwelling to the subject site.*

A vegetative strip of at least fifty (50) feet wide shall be maintained between any animal holding area, manure pile, or manure application area and any surface water or wellhead. In areas with slopes of over five (5) percent, the Planning Commission may increase setbacks in order to minimize runoff, prevent erosion, and promote quick nutrient absorption. *Adequate information concerning these items was not provided with the exception that the applicant indicated that manure was placed in a dumpster and hauled away. Otherwise, all of these requirements shall be met by the applicant.*

The operation of the subject commercial stable shall be in conformance with the following performance standards:

Performance Standards:

1. All stables shall be operated in conformance with all applicable county, state and federal regulations.
2. All animals shall be maintained in a healthy condition and carefully handled.
3. The facility shall be constructed and maintained so that dust and drainage from the stable will not create a nuisance or hazard to adjoining property or uses.

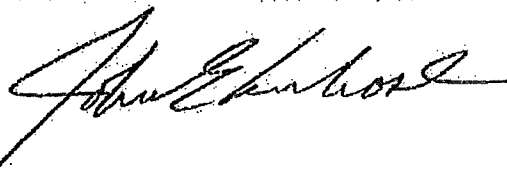
"A Community Planning and Development Firm"

Continuing Planning Services / Master Plans / Zoning Standards / Development Reviews / Recreation Plans
Expert Witness / Central Business District Planning / Private Road Regulations / Land Division Regulations
Site Analysis and Selection / Feasibility Studies / Project Management and Coordination / Grant Applications

4. Inspections of stables may be conducted at any time within reason by either the police authorities or by employees under the supervision of the Township Supervisor. A review of inspections shall be made prior to special use permit renewal.
5. Manure piles shall be stored, removed, and/or applied in accordance with Michigan Department of Agriculture and County Health Department regulations.
6. A shelter shall be provided for all horses, including a separate stall for each horse, which is at least ten (10) feet by ten (10) feet.
7. Stables, corrals, and piles of manure or feed shall not be located nearer than two hundred (200) feet to any lot line and one hundred and fifty (150) feet from any right-of-way line.
8. Enclosed riding arenas associated with commercial stables shall not exceed ten thousand (10,000) square feet in gross floor area on a minimum of a ten (10) acre site, except that an additional one thousand five hundred (1,500) square feet of floor area may be permitted for each additional full acre in a lot area, provided that no riding arena shall exceed fifteen thousand (15,000) square feet in gross floor area.
9. Riding arenas are permitted providing they meet height and setback restrictions of the district and they do not exceed four thousand five hundred (4,500) square feet in gross floor area.
10. No living quarters shall be located in any arena building.
11. Special events for which a fee is paid, such as shows, exhibitions, and contests shall only be permitted only after a temporary zoning permit has been secured.
12. The Planning Commission may limit the number of horses and prescribe the manner of keeping the animals as necessary to prevent offensive odors, the pollution of water supplies, and/or the spread of infectious disease.

Very sincerely,

JOHN AMBROSE & COMPANY, INC.



John E. Ambrose
President


SUP3103-02 Commercial Stables

"A Community Planning and Development Firm"

Continuing Planning Services / Master Plans / Zoning Standards / Development Reviews / Recreation Plans
Expert Witness / Central Business District Planning / Private Road Regulations / Land Division Regulations
Site Analysis and Selection / Feasibility Studies / Project Management and Coordination / Grant Applications

 ORIGINAL

Submitted by: S. Longstreet

Approved: 

John Lowe, Chairman

MARION TOWNSHIP
PLANNING COMMISSION
PUBLIC HEARING—STERLING TRAINING CENTER
JANUARY 28, 2003
7:00 p.m.

MEMBERS PRESENT: David Hamann, Jean Root, Jim Anderson and
Debra Wiedman-Clawson

MEMBERS ABSENT: John Lowe

OTHERS PRESENT: Annette McNamara, Zoning Administrator

CALL TO ORDER

Dave Hamann called the Public Hearing to order at 7:00 p.m.

APPROVAL OF AGENDA

Jean Root motioned to approve the agenda. Debra Wiedman-Clawson seconded. Motion carried 4-0.

OLD BUSINESS

Sterling Training Center—Special Use Permit

Katherine Mair gave a summary of her request for a commercial stable special use permit.

CALL TO PUBLIC

Duane Heard, 5200 Pingree: Mr. Heard has concerns regarding the number of horses per acre and the odor.

Charlene Heard, 5200 Pingree: Mrs. Heard has concerns regarding electric fence on the property line and access for Detroit Edison along the property line

The Zoning Administrator responded that Ms. Mair has 13 acres and 13 horses, the number allowed per the zoning ordinance. The electric fence will be modified to comply with the zoning ordinance or the fenced-in pasture will be moved to an area further from the road and neighbors. Detroit Edison has access

Ms. Mair explained the process for clean-up and disposal of manure. Manure holding area is approximately 1,000 feet from 5200 Pingree (Heard property).

Virgil Wilson, 5138 Pingree: Mr. Wilson has no objection to permit being granted; says the operation is clean and there is no odor.

Richard Davies, 5170 Pingree: Mr. Davies has no objection to permit being granted, says the place is clean.

Call to the Public closed.

Planning Commission members were asked if they had any questions. Debra Wiedman-Clawson asked if the size of the arena meets the zoning ordinance. The Zoning Administrator stated the arena is 100' x 60', which does meet the ordinance.

ADJOURNMENT

Jean Root motioned to adjourn at 7:20 p.m. Debra Wiedman-Clawson seconded. Motion carried 4-0.

December 17, 2002 Regular Meeting

Dave Hamann motioned to approve minutes as presented. Jean Root seconded.
Motion carried 4-0 (Anderson abstained).

OLD BUSINESS

Sterling Training Center—Special Use Permit

Jean Root questioned the need to move the fenced-in pasture. Can it remain where it is? John Lowe said yes.

Call to the Public—None.

Motion

Jean Root motioned to accept site plan for Sterling Training Center (Tax ID #4710-31-100-036) with the following conditions:

- All fencing to meet all township ordinances/standards.
- Area #1 labeled on mortgage inspection, dated 5/18/02, is to be signed and dated by the owner that this area is to be used as temporary pasture.

Jim Anderson seconded the motion. Roll call vote: Lowe, Root, Hamann, Wiedman-Clawson, Anderson—all yes. **Motion carried 5-0.**

Jean Root motioned to approve the Special Use Permit for Sterling Training Center, Application #03-02, with the following conditions:

- It is the Planning Commission's understanding that Section 16.05 A, basis for determination items 1 through 11, has been met.
- Section 17.28 D 1 through 12 are to be complied with.
- The Special Use Permit is terminated on the sale of the property and would be eligible for renewal upon review.

Debra Wiedman-Clawson seconded the motion.

Jean Root motioned to amend the Special Use Permit for Sterling Training Center to include item 4 that this is to be sent to the Township Board for its review. Debra Wiedman-Clawson seconded the motion. Roll call vote: Anderson, Root, Lowe, Wiedman-Clawson, Hamann—all yes. **Motion carried 5-0.**

applicable property line no less than the required minimum setback for either a side or rear yard in the zoning district in which it is located.

Sue Lingle motioned to approve the addition of Section 6.28 in Article 6, as approved by the Planning Commission. Myrna Schlittler seconded. Roll call vote: Lowe, Schlittler, Hanvey, Hamann, and Lingle—all yes. **Motion carried 5-0.**

Special Use Permit: Sterling Training Center

Bob Hanvey explained this is a request to operate a horse-training center on Pingree Road. Resident has been to the Planning Commission where it has been approved, with a condition that, in the event the property is sold, the new owner must apply for an amendment to the Special Use Permit and agree to be bound by the terms. Sue Lingle asked if the attorney had approved the condition placed on the Special Use Application by the Planning Commission.

Myrna Schlittler motioned to approve the Special Use permit for Sterling Training Center, contingent upon the attorney's review and approval. Sue Lingle seconded. **Motion carried 5-0.**

Georgetown Rebid

The Livingston County DPW Board has approved this bid, subject to the Marion Township Board approval.

Dan Lowe motioned to accept the Tetra Tech bid to do the bid process, not to exceed \$3800 and \$350 for advertising costs. Sue Lingle seconded. Roll call vote: Lowe, Schlittler, Hanvey, Hamann, and Lingle—all yes. **Motion carried 5-0.**

Sewer and Water Financing

In 1999, the Marion Township Board approved a motion requiring all developments pay up front, in cash, the entire sewer and water required for their project if they hadn't been special assessed. Currently, there is a developer who would like to develop 15 lots and pay full payment on half of the parcels and pay for the remaining as the land use permits are obtained. Bob Hanvey felt this project would be completed in less than 2 years and that they will have access to sewer at that time. Subsequent Board meetings since 1999 have suggested this motion was inappropriate but has never been officially changed.

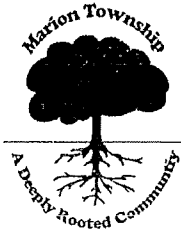
Myrna Schlittler motioned to table item for further investigation. Dave Hamann seconded. **Motion carried 5-0.**

Sundance Plat Extension

Sue Lingle motioned to extend Sundance Meadows No. 3 platted subdivision approval for 2 years from today. Dan Lowe seconded. **Motion carried 5-0.**

Highland Development

Dave Hamann motioned to authorize Bob Hanvey to negotiate, on behalf of the board, with Highland Development. All recommendations will come before the Board for its approval. Sue Lingle seconded. **Motion carried 5-0.**



MARION TOWNSHIP

www.mariontownship.com

2877 W. Coon Lake Rd.
Howell, MI 48843

Phone (517) 546-1588
Fax (517) 546-6622

Date: 11/06/2017

NOTICE TO APPEAR

TO: Matthew Brejjak
2035 Norton Rd
Howell, MI 48843

Notification was sent to you on 10-12-2017 concerning a violation of the Marion Township Zoning Ordinance.

This activity was viewed at the premises located at:

2035 Norton Rd
Howell, MI 48843

Per the Zoning Ordinance, a second inspection was made fifteen days after the first notice to determine if you had complied.

SINCE YOU HAVE NOT COMPLIED, IT WILL BE NECESSARY FOR YOU TO APPEAR BEFORE THE MARION TOWNSHIP BOARD AT THEIR NEXT REGULAR MEETING AS FOLLOWS:

Marion Township Hall
2877 W. Coon Lake Road
Howell, MI 48843

Date and Time: 12-14-2017 @ 7:30 p.m.

A handwritten signature in cursive script that reads "Robert W. Hanvey".

Robert W. Hanvey, Supervisor
Marion Township

MARION PARCELS 2017





Certificate Of Mailing

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From:

Marion Township
2877 W. Coon Lake Road
Howell, MI 48843-8937

To:

Matthew Breijak
2035 Norton Rd.
Howell MI 48843

NEOPOST
11/05/2017
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ZIP 48843
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PS Form 3817, April 2007 PSN 7530-02-000-9065

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48843
NOV -7 2017
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Sent To
Matthew Breijak
Street, Apt. No. or PO Box No. 2035 Norton Rd.
City, State, ZIP+4 Howell MI 48843

PS Form 3800, August 2006

See Reverse for Instructions





MARION TOWNSHIP
2877 W. COON LAKE ROAD
HOWELL, MI 48843
Phone 517-546-1588
Fax 517-546-6622

TRANSMITTAL

TO: Board of Trustees

DATE December 14,2017

PROJECT **REVIEW**
Proposed Text Amendment
TXT# 04-17 Nurseries and Landscape Operations

VIA Hand Delivery

WE ARE SENDING: Herewith Under Separate Cover

THE FOLLOWING:

Proposed text amendment – TXT# 04-17 Nurseries and Landscape Operations

FOR YOUR: approval/ denial as requested
 other review & comment

REMARKS:

The attached text amendment is for review and if approved can be sent to the Livingston County Department of Planning for review. This information is for a **Review and approval/denial**. Let me know if you have any questions.

FROM: Dave Hamann, Zoning Administrator

Copy: file



Carlisle | Wortman
ASSOCIATES, INC.

117 NORTH FIRST STREET SUITE 70 ANN ARBOR, MI 48104 734.662.2200 734.662.1935 FAX

TO: Marion Township Board of Trustees

FROM: John Enos, AICP, Township Planner
Chris Atkin, Staff Planner

DATE: November 30, 2017

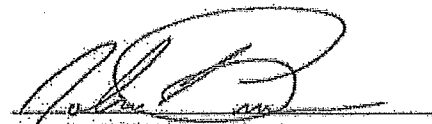
RE: Nurseries and Landscape Operations

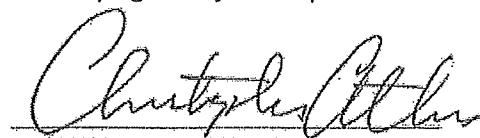
Per your request the Planning Commission reviewed current language in the zoning ordinance as it relates to nursery and/or landscaping operations. In drafting the language the Planning Commission found a disconnect between the definition of *Nursery, Commercial* in Article III, Section 3.02 and the permitted use by right for *Landscape nursery operations* in Article VIII, Section 8.01 RR: Rural Residential District.

The intent of the use permitted by right for a landscape nursery operation in the RR, Rural Residential district is to allow for an agricultural type operation where landscape materials, i.e. trees and shrubs, may be grown and sold on-site. Whereas, the definition for *Nursery, Commercial* describes a more intense operation used exclusively as a large retail operation to sell general landscape type materials, trees, shrubs and vegetation not grown on the property and other products relating to associated with landscaping; i.e. fertilizer, stone, mulch.

To discern between the use types, the Planning Commission recommends amending Section 3.02 to include language specific for nurseries intended to function more as an agricultural operation where no less than fifty (50) percent of the product(s) sold are grown on site. We also recommend amending the *Nursery, Commercial* title to include "Landscaping Operations", or similar, and consider amending the definition to include language for incidental uses; i.e. lawn mowing services.

Furthermore, we believe the intended function of landscape nursery operations, as permitted by right in the RR, Rural Residential district, is consistent with an agricultural operation and should remain a use in the RR, Rural Residential district. However, we recommend an amendment to remove this as a use permitted by right and allow as a use permitted by right subject to special conditions.


CARLISLE/WORTMAN ASSOC., INC.
John L. Enos, AICP
Principal


CARLISLE/WORTMAN ASSOC., INC.
Christopher Atkin
Planner

Marion Township
Landscape Operations and Contractor Yard
Plant Nursery
October 17, 2017

SECTION 1. MODIFY SECTION 3.02: DEFINITIONS

*[Add the following definitions]***Landscape Contractor's Buildings, Offices and Yards:** A space, building or structure, or combination thereof, used exclusively for the storage of equipment, tools, vehicles, and materials used in or associated with such a business and/or the retail sale of live trees, shrubs or plants not grown on the property. Products used for gardening or landscaping such as, but not limited to, fertilizers, mulch, groundcovers, boulders, etc., may also be sold.

Landscape Contractor's Operation: A business engaged in the practice of improving building sites or other grounds by contouring the land and planting flowers, shrubs, and trees. A Landscaping Contractor's Operation typically consists of equipment, tools, vehicles, and materials used in or associated with such a business.

Plant nursery, greenhouse, farm related: A parcel, area, space, building or structure, or combination thereof, used chiefly for the storage, wholesale sale, or retail sale, of live trees, shrubs, and plants exclusively grown onsite. The area and amount of such structures, equipment, vehicle storage and other areas dedicated to the use shall be consistent with the residential character of the area and shall not adversely impact neighboring properties.

[Delete the following definition]

Nursery, Commercial: A space, building or structure, or combination thereof, used exclusively for the storage or retail sale of live trees, shrubs or plants not grown on the property. Products used for gardening or landscaping such as, but not limited to, fertilizers, mulch, groundcovers, boulders, etc., may also be sold.

[Amend the following definition]

Farm/Farm Operation: As defined by the Right to Farm Act, PA 93 of 1981, as amended.

1. **Farm Operation, Animals.** All aspects of a Farm Operation, Crops, with the addition of the following: use of feed lots; handling and care of farm animals for profit. A Farm Operation, Animals, does not include an Intensive Livestock Operation (ILO.)
2. **Farm Operation, Crops.** The operation and management of a farm or a condition or activity that occurs at any time as necessary on a farm in connection with the commercial production, harvesting, and storage of farm products, and includes, but is not limited to:
 - a. Marketing produce at roadside stands
 - b. The generation of noise, odors, dust, fumes, and other associated conditions
 - c. The operation of machinery and equipment necessary for a farm including, but not limited to, irrigation and drainage systems and pumps and on-farm grain dryers, and the movement of vehicles, machinery, equipment, and farm products and associated inputs necessary for farm operations
 - d. Field preparation and ground and aerial seeding and spraying

Marion Township
Landscape Operations and Contractor Yard
Plant Nursery
October 17, 2017

- e. The application of chemical fertilizers or organic materials, conditioners, liming materials, or pesticides
- f. Use of alternative pest management techniques
- g. The fencing, feeding, watering, sheltering, transportation, treatment, use, handling and care of farm animals not for profit
- h. The management, storage, transport, utilization, and application of farm by-products, including manure or agricultural wastes
- i. The conversion from a farm operation activity to other farm operation activities
- j. The employment and use of labor.

This use includes greenhouses, plant nurseries, and orchards, but does not include landscape contractor's operations (see definition).

SECTION 2. MODIFY SECTION 8.01 RR: Rural Residential District

Township Zoning Ordinance Section 8.01 B. titled "Uses Permitted By Right" is modified as follows:

- 1. Single-family dwellings.
- 2. Agricultural buildings and agricultural operations involving no more than two hundred (200) animal units at a density not to exceed 1.4 animal units per acre.
- 3. Plant nursery, greenhouse, farm related.
- 4. Public or private conservation areas, parks, game refuges, and similar uses.
- 5. Family day care homes.
- 6. Adult foster care small group homes.
- 7. Accessory buildings.

Township Zoning Ordinance Section 8.01 C. titled "Permitted Accessory Uses" is modified as follows:

- 1. Accessory uses or structures, clearly incidental to the operation of an existing farm, including:
 - a. Agricultural buildings, pole barns, sheds, greenhouses and similar structures customarily incidental to the permitted principal use.

SECTION 3. MODIFY SECTION 10.01 LI: Light Industrial District

Township Zoning Ordinance Section 10.01 B. titled "Uses Permitted By Right" is amended to add the following new Subsection 10.01 B. 16.

(16) Landscape Contractor's Buildings, Offices and Yards

MARION TOWNSHIP
2877 W. COON LAKE ROAD
HOWELL, MI 48843
Phone 517-546-1588
Fax 517-546-6622

TRANSMITTAL

TO: Board of Trustees

DATE December 14,2017

PROJECT **REVIEW**
Proposed Text Amendment
TXT# 05-17 Outdoor Vehicle Storage

VIA Hand Delivery

WE ARE SENDING: Herewith Under Separate Cover

THE FOLLOWING:

Proposed text amendment – TXT# 05-17 Outdoor Vehicle Storage

FOR YOUR: approval/ denial as requested
 other review & comment

REMARKS:

The attached text amendment is for review and if approved can be sent to the Livingston County Department of Planning for review. This information is for a **Review and approval/denial**. Let me know if you have any questions.

FROM: Dave Hamann, Zoning Administrator

Copy: file



Carlisle | Wortman
ASSOCIATES, INC.

117 NORTH FIRST STREET SUITE 70 ANN ARBOR, MI 48104 734.662.2200 734.662.1935 FAX

TO: Marion Township Board of Trustees


FROM: John Enos, AICP, Township Planner
Chris Atkin, Staff Planner

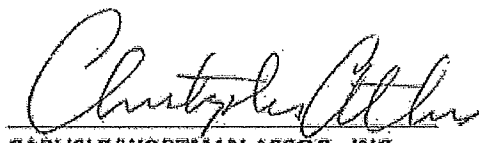
DATE: November 30, 2017

RE: Outdoor Vehicle Storage in Nonresidential Zoning Districts

As you are aware, the current zoning ordinance does not contain language for outdoor vehicle storage in nonresidential zoning districts. At your request the Planning Commission has attached draft language for your review and comment. A public hearing has been held on this language and upon your review of the language, unless major revisions are made, will be sent to the County Planning Commission for their review and comment. Following their advisory review the Township Board can make a final decision on this language.

Thank you for your time and consideration of this important matter. Please contact me or Zoning Administrator Hamman if you have any questions.


CARLISLE/WORTMAN ASSOC., INC.
John L. Enos, AICP
Principal


CARLISLE/WORTMAN ASSOC., INC.
Christopher Atkin
Planner

Marion Township
Vehicle Storage in Commercial District
Outdoor Vehicle Storage
October 26, 2017

SECTION 1. MODIFY TABLE OF CONTENTS ARTICLE XVII: STANDARDS FOR SPECIFIC SPECIAL LAND USES

*[Add the following]*Section 17.34 Outdoor Vehicle Storage

SECTION 2. MODIFY SECTION 3.02 DEFINITIONS

*[Add the following definition]***Motor Vehicle:** Any vehicle which is self-propelled.

Recreational Vehicle: Includes travel trailers, pickup campers, motor homes, folding tent trailers, boats, boat trailers, snowmobiles, all terrain or special terrain vehicles, utility trailers, and similar equipment used for transporting recreational equipment.

Vehicle: Every device in, upon, or by which any person or property is or may be transported or driven upon a highway except devices moved by human power or used exclusively upon stationary rails or tracks.

*[Delete the following definition]***Recreational Vehicle:** A vehicle primarily designed and used as a temporary living quarters for recreational, camping, or travel purposes, including a vehicle having its own motor power or a vehicle mounted on or drawn by another vehicle.

SECTION 3. MODIFY SECTION 9.01 HS: Highway Service District

Township Zoning Ordinance Section 9.01 D. titled "Uses Permitted By Special Use Permit" is modified to include Subsection 9.01 D. 11.

11. Outdoor Vehicle Storage, subject to additional requirements found in Section 17.34.

SECTION 4. MODIFY ARTICLE XVII: STANDARDS FOR SPECIFIC SPECIAL LAND USES

Township Zoning Ordinance Article XVII is modified to include Subsection 17.34.

Section 17.34 Outdoor Vehicle Storage

A. Location Requirements: Outdoor Vehicle Storage uses are permitted by Special Use Permit in the Highway Service District.

B. Site Requirements

1. The minimum lot area shall be three (3) acres.
2. Site Design and layout shall meet all applicable requirements and standards of Article VI: GENERAL PROVISIONS, and Article XVIII: SITE PLAN REQUIREMENTS

C. Performance Standards

1. All vehicle storage sites shall contain a permanent enclosed office building.
2. No vehicles shall be stored in the front yard.

Marion Township
Vehicle Storage in Commercial District
Outdoor Vehicle Storage
October 26, 2017

3. All lighting shall be shielded from adjacent residentially used or zoned districts.
 4. No major repair or major refinishing shall be done on the lot. This includes but is not limited to
 - a) Cylinder head replacement;
 - b) Valve grinding or replacement;
 - c) Repair, replace transmission, rear end, rear axles;
 - d) Body work;
 - e) Engine replacement;
 - f) Repair of fuel tank;
 - g) Radiator or heater core repair or replacement;
 - h) Painting;
 - i) Fender repair;
 - j) Engine or transmission removal
 5. Motor homes, mobile homes, or other large vehicles over eight (8) feet in height shall not be parked or stored any nearer to the property line than the required minimum setback distance of the HS: Highway Service District.
 6. All such recreational vehicle and equipment storage must be operable and licensed to operate on the highways of the State of Michigan.
 7. No person/s shall live temporarily or permanently in any vehicle stored on site.
- D. Buffering Requirements:**
1. The front yard shall be planted with trees, grass, and shrubs. The spacing and type of plant materials shall be consistent with the provisions of Section 6.13.
 2. A solid fence, wall or earthen berm at least eight (8) feet in height shall be provided around the periphery of the site to screen said site from surrounding property. Such fence, wall or berm shall be of sound construction, painted or otherwise finished neatly and inconspicuously. Such fence, wall or berm shall be of permanent finish and construction.
 3. Dependent on provided screening and buffering, required setbacks may be reduced or modified.
 4. Dependent upon location, site angles, security or other factors; fence, wall or berm may be reduced or modified.

MARION TOWNSHIP
2877 W. COON LAKE ROAD
HOWELL, MI 48843
Phone 517-546-1588
Fax 517-546-6622

TRANSMITTAL

TO: Board of Trustees

DATE December 14,2017

PROJECT **REVIEW**
Proposed General Ordinance
#04-17 Motor Braking

VIA Hand Delivery

WE ARE SENDING: Herewith Under Separate Cover

THE FOLLOWING:

Proposed General Ordinance Motor Braking

FOR YOUR: approval/ denial as requested
 other review & comment

REMARKS:

The attached General Ordinance is for review as recommended by the Planning Commission. Let me know if you have any questions.

FROM: Dave Hamann, Zoning Administrator

Copy: file

Dave Hamann

From: pcrange@mariontownship.com
Sent: Wednesday, November 08, 2017 12:14 PM
To: supervisor@mariontownship.com; Sandi Longstreet; za; larrygrunn@yahoo.com
Subject: Fwd: Proposed Motor Braking Ordinance
Attachments: Forwarded Message (1.02 KB)

----- Forwarded message from pcrange@mariontownship.com -----

Date: Wed, 25 Oct 2017 15:30:09 +0000
From: pcrange@mariontownship.com
Subject: Proposed Motor Braking Ordinance
To: supervisor@mariontownship.com

Proposed Motor Braking Ordinance

An ordinance to ensure appropriate and considerate operation, at all times, of large diesel truck vehicle (s) on any Marion Township roadway. If said truck vehicle (s) has repurposed or modified exhaust system, illegally modified system, straight pipes, bypass or amplified systems (or similar sound devices resulting in the excessive loud, unusual or explosive noise levels which exceeds the general noise limits (established in township Articles 17.09 D15, 17.13 E9, 17.24E2, 17.27 C1D); or the operator uses motor braking (compression released motor braking); a violation of any provision of this ordinance is a misdemeanor (according to Section 6251C of MI Vehicle Code 1949 PA 300, MCL 257.625) and can carry a fine of \$200.00 - \$500.00 per charged offense.

----- End forwarded message -----

MARION TOWNSHIP
2877 W. COON LAKE ROAD
HOWELL, MI 48843
Phone 517-546-1588
Fax 517-546-6622

TRANSMITTAL

TO: Board of Trustees

DATE December 14,2017

PROJECT **REVIEW**
Proposed General Ordinance
#02-17, 03-17 Nuisance,Noise

VIA Hand Delivery

WE ARE SENDING: Herewith Under Separate Cover

THE FOLLOWING:

Proposed General Ordinance Nuisance/Noise

FOR YOUR: approval/ denial as requested
 other review & comment

REMARKS:

The attached General Ordinance is for review as recommended by the Planning Commission. Let me know if you have any questions.

FROM: Dave Hamann, Zoning Administrator

Copy: file

Dave Hamann

From: Christopher Atkin <catkin@waplan.com>
Sent: Friday, November 17, 2017 4:03 PM
To: Dave Hamann; John Enos
Subject: Proposed Draft Nuisance - Noise Ordinance
Attachments: Public Nuisances - Noise Ordinance.pdf

Dave,

Attached is draft language for noise/nuisance ordinance. It is a bit more involved than what you sent last week, however, I was able to incorporate most of the requested language. This language will replace the current ordinance of Section 4.04 A., all subsequent subsection will remain. I would recommend all of Section 4.04 and Section 4.05 be place in the townships general ordinance.

I reviewed the proposed regulations for decibel levels, as stated in Section 17.09 D. 15, *The intensity level of sounds shall not exceed seventy (70) decibels (dba) at the lot line of industrial uses; sixty-five (65) decibels at the lot line of commercial uses and fifty-five (55) decibels at the lot line of residential uses. The sound levels shall be measured with a type of audio output meter approved by the United States Bureau of Standards;* unfortunately, the maximum 70 decibel level may be too restrictive for a passenger car. Below is the decibel scale I referenced.

Noise Source	Decibel Level	Decibel Effect
Jet take-off (at 25 meters)	150	Eardrum rupture
Aircraft carrier deck	140	
Military jet aircraft take-off from aircraft carrier with afterburner at 50 ft (130 dB).	130	
Thunderclap, chain saw. Oxygen torch (121 dB).	120	Painful. 32 times as loud as 70 dB.
Steel mill, auto horn at 1 meter. Turbo-fan aircraft at takeoff power at 200 ft (118 dB). Riveting machine (110 dB); live rock music (108 - 114 dB).	110	Average human pain threshold. 16 times as loud as 70 dB.
Jet take-off (at 305 meters), use of outboard motor, power lawn mower, motorcycle, farm tractor, jackhammer, garbage truck. Boeing 707 or DC-8 aircraft at one nautical mile (6080 ft) before landing (106 dB); jet flyover at 1000 feet (103 dB); Bell J-2A helicopter at 100 ft (100 dB).	100	8 times as loud as 70 dB. Serious damage possible in 8 hr exposure.
Boeing 737 or DC-9 aircraft at one nautical mile (6080 ft) before landing (97 dB); power mower (96 dB); motorcycle at 25 ft (90 dB). Newspaper press (97 dB).	90	4 times as loud as 70 dB. Likely damage in 8 hour exposure.
Garbage disposal, dishwasher, average factory, freight train (at 15 meters). Car wash at 20 ft (89 dB); propeller plane flyover at 1000 ft (88 dB); diesel truck 40 mph at 50 ft (84 dB); diesel train at 45 mph at 100 ft (83 dB). Food blender (88 dB); milling machine (85 dB); garbage disposal (80 dB).	80	2 times as loud as 70 dB. Possible damage in 8 hour exposure.
Passenger car at 65 mph at 25 ft (77 dB); freeway at 50 ft from pavement edge 10 a.m. (76 dB). Living room music (76 dB); radio or TV-audio, vacuum cleaner (70 dB).	70	Arbitrary base of comparison. Upper 70s are annoyingly loud to some people.
Conversation in restaurant, office, background music, Air conditioning unit at 100 feet.	60	Half as loud as 70 dB. Fairly quiet.
Quiet suburb, conversation at home. Large electrical transformers at 100 feet.	50	One-fourth as loud as 70 dB.
Library, bird calls (44 dB); lowest limit of urban ambient sound	40	One-eighth as loud as 70 dB.
Quiet rural area.	30	One-sixteenth as loud as 70 dB. Very Quiet.

Whisper, rustling leaves	20	
Breathing	10	Barely audible

Please let John or I know if you have any questions.

Have a good weekend and Happy Thanksgiving.



Carlisle Wortman
ASSOCIATES, INC.

Chris Atkin

Planner

PH: 734.662.2200

Fax: 734.662.1935

Marion Township
Draft Nuisance – Noise Ordinance
November 17, 2017

SECTION 1. MODIFY SECTION 3.02 DEFINITIONS

[Amend the following definition]

~~Nuisance: An offensive, annoying, unpleasant, or obnoxious thing or practice, a cause or source of annoyance, especially a continuing or repeated invasion of any physical characteristics of activity or use across a property line which can be perceived by or affects a human being, or the generation of an excessive or concentrated movement of people or things including but not limited to: noise; dust; smoke; odor; glare; fumes; flashes; vibration; objectionable effluent; noise of a congregation of people, particularly at night; passing traffic; or invasion of street frontage by traffic generated from an adjacent land use which lacks sufficient parking and circulation facilities. A continuing or repeated act or continuing or repeated occurrence which annoys, injures, or endangers the safety, health, welfare, comfort, or repose of the public; offends public decency or aesthetic sensibilities; interferes with, obstructs, or renders dangerous any street, highway, navigable lake, or stream; or in any way renders the public insecure in life or property, and is hereby declared to be a public nuisance. Public nuisances shall include, but shall not be limited to: noise; dust; smoke; odor; glare; fumes; flashes; vibration; objectionable effluent; noise of a congregation of people, particularly at night; passing traffic; or invasion of street frontage by traffic generated from an adjacent land use which lacks sufficient parking and circulation facilities, is forbidden by any provision of this Ordinance. No person shall commit, create or maintain any public nuisance.~~

SECTION 2. MODIFY SECTION 4.04 VIOLATIONS

[Amend the following]

- A. ~~Violations are Nuisances Per Se: Violations of any provisions of this Ordinance are declared to be nuisances per se. The following acts, apparatus, accumulations, violations, and activities within the Township are hereby declared to be nuisances per se:~~
1. ~~No person shall throw, place, or leave; or permit the throwing, placing, or leaving any of the following substances: organic refuse, food wastes, ashes, dead animals, fish, animal bones, hides, rotten soap, grease, tallow, offal, shell, food containers or wrappings, cans, bottles, jars, crockery, garbage, discarded furniture, cartons, boxes, crates, rags, discarded clothing, bedding, floor covering, wallpaper, sweepings, waste paper, newspapers or magazines, discarded appliances, rubbish, excrement, rot, construction debris including, but not limited to, lumber, bricks, block, plumbing or heating materials, roofing materials, concrete, cement, electrical materials or siding, yard debris or rubbish including, but not limited to, grass clippings, clippings from hedges or shrubs, or detached tree branches, industrial waste, unclean or nauseous fluids or gases, in any of the following locations:~~
 - a. ~~On the premises of another without permission.~~
 - b. ~~On any public street, highway, lane, road, alley, public place, square, sidewalk, sewers, or any lands within the boundaries of the Township owned by the Township or other municipal corporation.~~
 - c. ~~In any river, lake, stream, or other body of water.~~
 - d. ~~No person shall maintain or permit to remain on their premises, so owned, occupied, or possessed by another, substances that constitute a dangerous~~

Marion Township
Draft Nuisance – Noise Ordinance
November 17, 2017

condition or are detrimental to the public health, safety, or welfare or may cause sickness or attract flies, insects, rodents, or vermin.

2. The emission of noxious fumes or gas, smoke, ashes, or soot in such quantities as to render occupancy of property dangerous to a person of ordinary sensibilities.
3. The keeping, either inside or outside of any building, structure, or dwelling, in a place accessible to children, any abandoned, unattended, unused, or discarded icebox, refrigerator, or any airtight container of any kind which has a snap latch or other locking device thereon without first removing the snap latch or other locking device or the doors from such icebox, refrigerator, or other such airtight container.
4. Abandoning, leaving, keeping, or maintaining a junk or abandoned motor vehicle, as provided in the Michigan Vehicle Code (MCL 257.1 et seq.), unless such vehicle body or chassis is enclosed in a building or is not visible from surrounding properties,
5. The registered owner or lessee of a vehicle from which litter is thrown, dropped, dumped, deposited, placed or left is presumed to be the person responsible for littering.
6. Violating the following noise regulations:
 - a. *General Regulation.* It shall be unlawful for the owner of any premises within the Township of Marion, or for the occupant or person in possession of any premises within the Township of Marion, or for any person to knowingly make, allow to be made, or to permit to be made upon the premises so owned, occupied, or possessed, any excessive, unnecessary, unnatural, repeated, prolonged, unusually loud noise, which is clearly audible from nearby properties, within the limits of the Township of Marion.
 - b. *Specific Noise Violations.* The following recurring noise disturbances are hereby declared to be a violation of this Ordinance provided, however, that the specification of the same is not to be construed to exclude other violations of this Ordinance not specifically enumerated below:
 - (i) The playing of any radio, television, or other electronic or mechanical sound-producing device, including any musical instrument.
 - (ii) Yelling, shouting, singing or other noise making at any time or place.
 - ~~(i)~~(iii) The keeping of any animal, bird or fowl that emanates frequent or extended noise such as allowing or permitting any dog to bark repeatedly.
 - (iv) The operation of any automobile, motorcycle or other vehicle in such disrepair; or modified, enhanced, upgraded, or improved with aftermarket products, beyond manufacturer standards, which cause loud and unnecessary grating, grinding, rattling, or other unreasonable noise including the noise resulting from exhaust, which is clearly audible from nearby properties. The modification of any noise abatement device on any motor vehicle or engine, or the failure to maintain same so that the noise emitted by such vehicle or engine is increased above that emitted by such vehicle as originally manufactured shall be in violation of this Section.

Marion Township
Draft Nuisance – Noise Ordinance
November 17, 2017

- (v) The use of compression release engine brakes, commonly known as or referred to as Jake Brakes.
 - (vi) The sounding of any unreasonably disturbing horn unless necessary to operate said vehicle safely or as required by the Michigan Motor Vehicle Code.
 - (vii) The construction, excavation, demolition, alteration or repair of any building or premises in any part of the Township, including the streets and highways, other than between the hours of 7:00 a.m. and sundown on any day, except in cases of urgent necessity in the interest of public health and safety. Urgent necessity would include snow plowing, utility repairs, and similar situations.
 - (viii) The use of any drum, loudspeaker or other instrument or device for the purpose of attracting attention to any performance, show, sale, display or other commercial purpose.
 - (ix) The operation of any machinery, equipment or mechanical device, so as to emit unreasonably loud noise or frequent noise.
 - (x) The operation of any race track, proving ground, testing area or obstacle course for vehicles of any kind or nature in any area of the Township.
- c. Exceptions. None of the prohibitions enumerated above shall apply to the following:
- (i) Any police vehicle, ambulance, fire engine or emergency vehicle while engaged in necessary emergency activities.
 - (ii) Excavation or repair of bridges, streets or highways or other property by or on behalf of the State of Michigan, Marion Township, or the County of Livingston, between sundown and 7 a.m. when the public welfare, safety and convenience render it impossible to perform such work during other hours.
 - (iii) Warning devices emitting sound for warning purposes as authorized by law.
 - (ii)(iv) Activities permitted by Township actions.
 - (iii)(v) Home owners performing ordinary property maintenance (i.e. lawn mowing, general repairs, gardening, snow removal...etc.)

Dave Hamann

From: pcrange@mariontownship.com
Sent: Wednesday, November 08, 2017 12:12 PM
To: supervisor@mariontownship.com; Sandi Longstreet; za; larrygrunn@yahoo.com
Subject: Fwd: Proposed Nuisance Ordinance
Attachments: Forwarded Message (1.64 KB)

----- Forwarded message from pcrange@mariontownship.com -----

Date: Wed, 25 Oct 2017 15:09:03 +0000
From: pcrange@mariontownship.com
Subject: Proposed Nuisance Ordinance
To: supervisor@mariontownship.com

Purposed Nuisance Ordinance

The purpose of this ordinance is to secure public health,safety and general welfare and to deter loud noise and disturbances to the peace, quiet and comfort to the residents and property owners of the township by any person, their possessions, or owned animal. (Please apply, include and review township nuisance definition. Article III pg. 3-15.) It states: Nuisance: An offensive, annoying, unpleasant, or obnoxious thing or practice, a cause or source of annoyance, especially a continuing or repeated invasion of any physical characteristics of activity or use across a property line which can be perceived by or affects a human being or the generation of an excessive or concentrated movement of people or things including but not limited to: noise,dust,smoke,odor, glare,fumes,flashes,vibration,objectionable effluent,noise of a congregation of people-particularly at night, passing traffic, or invasion of street frontage by traffic generated from an adjacent land use which lacks sufficient parking and circulation facilities.

It is recommended:

- A) Offended party to peaceably contact the offender to discuss/inform of said issue.
- B) Notify the township by a written complaint (containing information of: who,what,when,where).
- C) In the case of the unreasonable resolve, after a possible site visit by township authority, a further resolution may be attempted by:
 - 1) Board of Trustee show/cause hearing
 - 2) Contacting township attorney
 - 3) Other possible agencies relating to the situation and issues involved.

----- End forwarded message -----

MARION TOWNSHIP
2877 W. COON LAKE ROAD
HOWELL, MI 48843
Phone 517-546-1588
Fax 517-546-6622

TRANSMITTAL

TO: Board of Trustees

DATE December 14, 2017

PROJECT **FINAL REVIEW**
Chestnut Creek Private Road
PR# 01-16 Revised

VIA Hand Delivery

WE ARE SENDING: Herewith Under Separate Cover

THE FOLLOWING:

- Revised site plan with latest revision date of 11-22-17
- Private Road Maintenance Agreement (revised) Review by Attorney

FOR YOUR: approval/ denial as requested
 other review & comment

REMARKS:

The attached material is for a **Re-Review** . Change is from gravel to asphalt. Let me know if you have any questions.

FROM: Dave Hamann, Zoning Administrator

Copy: file

MICHAEL J. KEHOE, P.C.
ATTORNEY AT LAW
710 E. GRAND RIVER
HOWELL, MI 48843



Michael J. Kehoe

517-546-4570
Fax No. 517-546-7651

December 6, 2017

Mr. David Hamann
Marion Township Zoning Administrator
2877 W. Coon Lake Rd.
Howell, MI 48843

Re: Chestnut Creek Private Road

Dear Mr. Hamann:

I have reviewed the latest revision of the Private Road Maintenance Agreement that you just sent me. The initial paragraph needs to be changed back to the wording that was in the previously approved version or otherwise reworded do it reflects the LLC as the owner and Mr. Gronow signing on behalf of the LLC. This version shows Mr. Gronow as the owner instead of the LLC.

In paragraph 6, the term "Premises" is used but isn't defined nor is there clarification as to what that term means. This term wasn't used in the previous document. I'd recommend that it be included on the first page, after the reference to the property on the attached Exhibit A.

It also appears that the paragraph regarding major capital improvements that was in the prior document has been removed from this most recent version even though there are references to major capital improvements. I'd recommend that prior paragraph be put back into this most recent version.

I have no other comments or suggested revisions. If you have any questions or desire any further information, please contact me.

Yours truly,

MICHAEL J. KEHOE, P.C.

Michael J. Kehoe
Attorney at Law

Sent via email only

**DECLARATION OF EASEMENT AND
EASEMENT MAINTENANCE AGREEMENT**

THIS DECLARATION OF EASEMENT AND EASEMENT MAINTENANCE AGREEMENT is made this 29 day of November 2017, by Steve Gronow, owner, Chestnut Development, LLC, whose address is 6253 Grand River Brighton, MI 48114.

WHEREAS, Chestnut Development, LLC is the title holder and/or land contract purchaser of certain real property located in the Township of Marion, County of Livingston, State of Michigan, more particularly described in the DESCRIPTION ADDENDUM attached hereto as **Exhibit A**, and made a part hereof and as set forth in a certain survey performed by Livingston Engineering dated September 1, 2016, revised October 3, 2016, job no. 12181; and

WHEREAS, it is the desire of Chestnut Development, LLC to establish a private road easement and maintenance agreement and an easement for public and private utilities for their benefit and for the benefit of their remaining lands;

NOW, THEREFORE, in accordance with the terms and conditions of this Agreement and in consideration of the mutual covenants and benefits contained herein;

IT IS HEREBY COVENANTED stipulated and agreed by Chestnut Development, LLC as follows:

EASEMENT DECLARATION

1. Chestnut Development, LLC hereby grants, transfers, establishes and declares a non-exclusive, perpetual easement for ingress and egress, improved or unimproved, and for the installation of private utilities, over and across and for the benefit of the parcels described in the attached DESCRIPTION ADDENDUM, **Exhibit A** hereto, said easement being more particularly described in the EASEMENT DESCRIPTION ADDENDUM attached hereto as **Exhibit B** and made a part hereof. The easement is also to the public for purposes of emergency and other public vehicles and for whatever public utility services are necessary but this language shall not be construed as a dedication to the public. This easement includes a specific grant of easement to Marion Township, or its assigns for purposes of constructing, installing, maintaining, repairing, expanding, or connection to mains, laterals, appurtenances or related systems for the providing of municipal sanitary sewer services or municipal water supply.

2. Chestnut Development, LLC herein specifically reserve unto themselves, their respective heirs, executors, administrators, personal representatives, successors and assigns, the easement and the easement rights set forth herein in the described easement, for the benefit of the properties more particularly described in the attached DESCRIPTION ADDENDUM, **Exhibit A**, and for any further divisions thereof including the right to use said easement and to subsequently convey said easement and easement rights with said properties and any divisions thereof.

3. The easement described in the attached **Exhibit B** EASEMENT DESCRIPTION ADDENDUM shall run with the land and title, and shall be appurtenant thereto.

4. The property described in the attached DESCRIPTION ADDENDUM, **Exhibit A**, is in an area that abuts a private road easement as described on the attached **Exhibit B** EASEMENT DESCRIPTION ADDENDUM. The private road easement is not required to be maintained, or accepted, by the Board of County Road Commissioners or Marion Township. No public funds of the Township of Marion are to be used to build, repair, or maintain the private road.

EASEMENT MAINTENANCE

5. The owner or owners of each parcel, from and after the commencement of any construction of any house, building or other improvement on such parcel, shall share equally with and in the cost of maintaining and/or improving the private easement, which includes, but is not limited to, the cost of snow removal.

Such share of the cost shall be based upon the total number of parcels of improved property, each such parcel being one unit or share, and subject to the terms, conditions and definitions set forth herein.

6. Private Road Maintenance and Budget. Access to the Premises shall be by way of a sixty six foot (66') wide Private Road as set forth on **Exhibit B**, constructed of asphalt paving and for the sole and exclusive use of the Premises. The cost for maintenance, upkeep and repair of the Private Road shall be shared pro rata between the Parcel Owners, each Parcel Owner being responsible for 1/12th of the overall cost of maintenance, upkeep and repair, which obligation shall commence at the time they acquire title to a Parcel. Declarant shall share in the cost of maintenance, upkeep and repair in proportion to its percentage ownership of any of the twelve Parcels comprising the Premises (example: three Parcels owned by Declarant shall require Declarant to incur 25% of total Private Road maintenance and repair costs). Upkeep, repair and maintenance shall include crack filling, patching, snowplowing, routine maintenance and repair, tree removal/trimming, entry sign and mowing. Grass shall be mowed as depicted on **Exhibit C**, on either side of the constructed portion of the Private Road. An annual Private Road maintenance budget of \$6,000 is hereby established and which may be adjusted annually by the Declarant or by majority vote of the Parcel Owners in the event Declarant no longer has an ownership interest in the Premises. Each Parcel Owner, other than the Declarant, shall be obligated to contribute \$500 for the first year of annual maintenance of the Private Road at the time of closing on a Parcel, payable to Declarant at its address set forth herein. Future annual maintenance obligations shall be due September 1st. So long as Declarant owns any portion of the Premises, Declarant shall be responsible for contracting for the maintenance and upkeep of the Private Road with contractors of its choosing and in its sole discretion. Declarant shall provide a budget to any Parcel Owner detailing the annual costs of the Private Road maintenance upon request. Notwithstanding the foregoing, at such time as Declarant conveys all of its ownership interest to the Premises, the individual Parcel Owners shall be responsible for the continued maintenance and repair obligations for the Private Road, for the collection and administration of quarterly maintenance dues, and Declarant shall have no future maintenance obligations whatsoever.

7. Any costs incurred for normal maintenance or major capital improvements of said easement as described herein shall be a burden upon the land with a lien therefore against any parcel for which such costs have to be paid by the owner or owners of any such parcel. Any such lien shall attach upon the filing and recording of an affidavit by the owners of any two or more of the remaining parcels which are subject to and liable for such cost. Such affidavit shall set forth

the description of the parcel or property against which the lien is claimed, whether the expenditure is for normal maintenance or for major capital improvement, the total amount of the expenditure, the portion attributable to such parcel or property, and the date or dates of such expenditures. A copy of such affidavit shall be sent to the owner or owners of such parcel against which the lien is claimed by regular mail, with postage prepaid, at the last known address of such owner or owners.

8. The owner or owners of each parcel shall be separately responsible to repair, and for the costs thereof, of any damage caused to the easement as a result of extraordinary use. "Extraordinary use" shall include, but not be limited to, movement of construction equipment, moving vans, commercial trucks, or other heavy loads, movement of recreational vehicles or increased usage not ordinarily consistent with normal traffic. The owner or owners of such parcel or parcels, whether improved or unimproved shall not be responsible for such repair or costs until such time as said easement is used by them or construction is commenced on such parcel. In the event that any owner or owners or their agents, employees or invitees cause the type of damage described herein shall fail to make the necessary repairs, the remaining parcel owners may do so after 10 days' notice to such owner or owners, and any costs so expended shall be a burden upon the land of such owner or owners with a lien enforceable as set forth herein.

9. The owners of any and all of the property using the road shall refrain from prohibiting, restricting, limiting or in any manner interfering with normal ingress and egress and use by any of the other owners. Normal ingress and egress and use shall include use by family, guests, invitees, vendors, tradesman, delivery persons, and others bound to or returning from any of the properties and having a need to use the road. The owners shall insure there is maintained free and clear vehicular access for emergency service vehicles.

10. The owner or owners of each parcel shall exclusively be entitled to and obligated equally to maintain, repair and improve the private easement area described in the easement description for ingress, egress and private and public utilities. Each owner shall further be responsible for the maintenance and repair of the retaining wall located within the road right of way and adjacent to the pond/wetland, entry sign and landscaping at entrance as depicted on attached Exhibit C and in the manner set forth in paragraph 6, above. The initial installation of the retaining wall is at the expense of Chestnut Development, LLC. Any modifications to said easement or this Declaration shall be subject to Marion Township Board approval prior to modification.

11. If repairs and maintenance are not made, the Township Board may bring the road up to the then applicable Marion Township private road standards and assess owners of parcels on the private road for the improvements, plus an administrative fee in the amount of twenty-five (25) percent of total costs.

12. The parties further acknowledge that the aforesaid covenants are deed restrictions that are to be applicable to the aforesaid described parcels and are being granted in part, to avoid future problems on said parcels that will arise if additional structures were to be constructed on portions thereof.

13. It is further agreed by the parties hereto and all future owners of any parcel of land that uses private road easement that the Township of Marion, pursuant to Public Act No. 188 of 1954, may assess, and has the right to assess, the property owners whose property is benefited by this DECLARATION OF EASEMENT AND EASEMENT MAINTENANCE AGREEMENT for the cost of any and all maintenance expenses for any individual property owner who is assessed pursuant to the provisions of said Act for their proportionate share of the costs, expenses and maintenance fees that may be imposed herein.

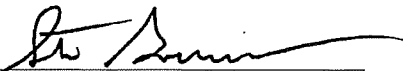
14. The owner of parcel 11 shall be prohibited from installing any structures on the west side of parcel 11 near the pond/wetland depicted on the attached Exhibit C as the "No Build Zone".

This agreement and covenant runs with the land and is binding on all future owners, heirs, assigns, and successors in title.

This DECLARATION OF EASEMENT AND EASEMENT MAINTENANCE AGREEMENT shall take effect when executed by Chestnut Development, LLC.

IN WITNESS WHEREOF, Chestnut Development, LLC has executed this DECLARATION OF EASEMENT AND EASEMENT MAINTENANCE AGREEMENT on this 29 day of November, 2017.

CHESTNUT DEVELOPMENT, LLC



By: Steve Gronow
Its: Managing Member

SIGNED IN THE PRESENCE OF:

STATE OF MICHIGAN)
COUNTY OF LIVINGSTON)

On this ____ day of _____, 2017 before me a Notary Public in and for said county, personally appeared Steve Gronow, managing member of Chestnut Development, LLC, who to me is known to be the same person(s) described herein, and who executed the within instrument and acknowledged same to be his/her free act and deed.

Jami Fyke, Notary Public
Livingston County, Michigan
Acting in _____, County
My Commission Expires:

INSTRUMENT DRAFTED BY:

Steve Gronow
Chestnut Development, LLC

EXHIBIT B
EASEMENT DESCRIPTION ADDENDUM

LEGAL DESCRIPTION 66 FEETWIDE PRIVATE EASEMENT FOR INGRESS, EGRESS AND PUBLIC UTILITIES

Part of the Northeast 1/4 of Section 23, and part of the South 1/2 of the Northwest 1/4 of Section 24, T2N-R4E, Marion Township, Livingston County, Michigan, more particularly described as follows:
Commencing at the Northeast Corner of said Section 23, also being the Northwest Corner of said Section 24; thence along the West line of said Section 24, also being the East line of said Section 23 and the centerline of Howell-Pinckney Road (D-19) (66 feet wide Right of Way), S 00°54'08" E, 1528.07 feet; thence S 88°10'17" W, 2.04 feet; thence along the Easterly right of way line of said Howell-Pinckney Road (D-19), S 10°55'44" W, 85.38 feet to the POINT OF BEGINNING of the 66 feet wide Private Easement for Ingress, Egress and Public Utilities to be described; thence S 79°04'16" E, 113.18 feet; thence S 80°08'12" E, 96.91 feet; thence 4.21 feet along the arc of a curve to the right, said curve having a radius of 66.00 feet, a central angle of 03°39'22" and a long chord which bears S 78°18'31" E, 4.21 feet; thence S 76°28'50" E, 80.15 feet; thence 18.85 along the arc of a curve to the left, said curve having a radius of 100.00 feet, a central angle of 10°48'09" and a long chord which bears S 81°52'55" E, 18.83 feet; thence S 87°16'59" E, 103.35 feet; thence 56.01 feet along the arc of a curve to the left, said curve having a radius of 100.00 feet, a central angle of 32°05'34" and a long chord which bears N 76°40'14" E, 55.28 feet; thence N 60°37'27" E, 187.20 feet; thence 243.85 feet along the arc of a curve to the right, said curve having a radius of 533.00 feet, a central angle of 26°12'48" and a long chord which bears N 73°43'51" E, 241.73 feet; thence N 86°50'15" E, 140.58 feet; thence 257.80 feet along the arc of a curve to the right, said curve having a radius of 333.00 feet, a central angle of 44°21'22" and a long chord which bears S 70°59'04" E, 251.41 feet; thence S 48°48'23" E, 517.84 feet; thence 129.82 feet along the arc of a curve to the left, said curve having a radius of 197.00 feet, a central angle of 37°45'27" and a long chord which bears S 67°41'06" E, 127.49 feet; thence 44.09 feet along the arc of a curve to the left, said curve having a radius of 50.00 feet, a central angle of 50°31'27" and a long chord which bears N 68°10'27" E, 42.68 feet; thence 362.27 feet along the arc of a curve to the right, said curve having a radius of 75.00 feet, a central angle of 276°45'19" and a long chord which bears S 01°17'23" W, 99.63 feet; thence 41.34 feet along the arc of a curve to the left, said curve having a radius of 50.00 feet, a central angle of 47°22'11" and a long chord which bears N 64°01'03" W, 40.17 feet; thence 178.54 feet along the arc of a curve to the right, said curve having a radius of 263.00 feet, a central angle of 38°53'46" and a long chord which bears N 68°15'16" W, 175.13 feet; thence N 48°48'23" W, 517.84 feet; thence 206.70 feet along the arc of a curve to the left, said curve having a radius of 267.00 feet, a central angle of 44°21'22" and a long chord which bears N 70°59'04" W, 201.58 feet; thence S 86°50'15" W, 140.58 feet; thence 213.66 along the arc of a curve to left, said curve having a radius of 467.00 feet, a central angle of 26°12'48" and a long chord which bears S 73°43'51" W, 211.80 feet; thence S 60°37'27" W, 196.69 feet; thence 74.50 feet along the arc of a curve to the right, said curve having a radius of 133.00 feet, a central angle of 32°05'34" and a long chord which bears S 76°40'14" W, 73.53 feet; thence N 87°16'59" W, 115.96 feet; thence 25.08 feet along the arc of a curve to the right, said curve having a radius of 133.00 feet, a central angle of 10°48'08" and a long chord which bears N 81°52'55" W, 25.04 feet; thence N 76°28'50" W, 83.27 feet; thence N 80°08'12" W, 97.52 feet; thence N 79°04'16" W, 113.79 feet; thence along the Easterly right of way line of said Howell-Pinckney Road (D-19), N 10°55'44" E, 66.00 feet to the Point of Beginning.

Bearings are based on Grid North, established from RTK and Static GPS observations



LIVINGSTON ENGINEERING

3300 S. OLD U.S. 23, BRIGHTON, MICHIGAN 48114


PHONE: 810-225-7100

www.livingstoneng.com

FAX: 810-225-7699

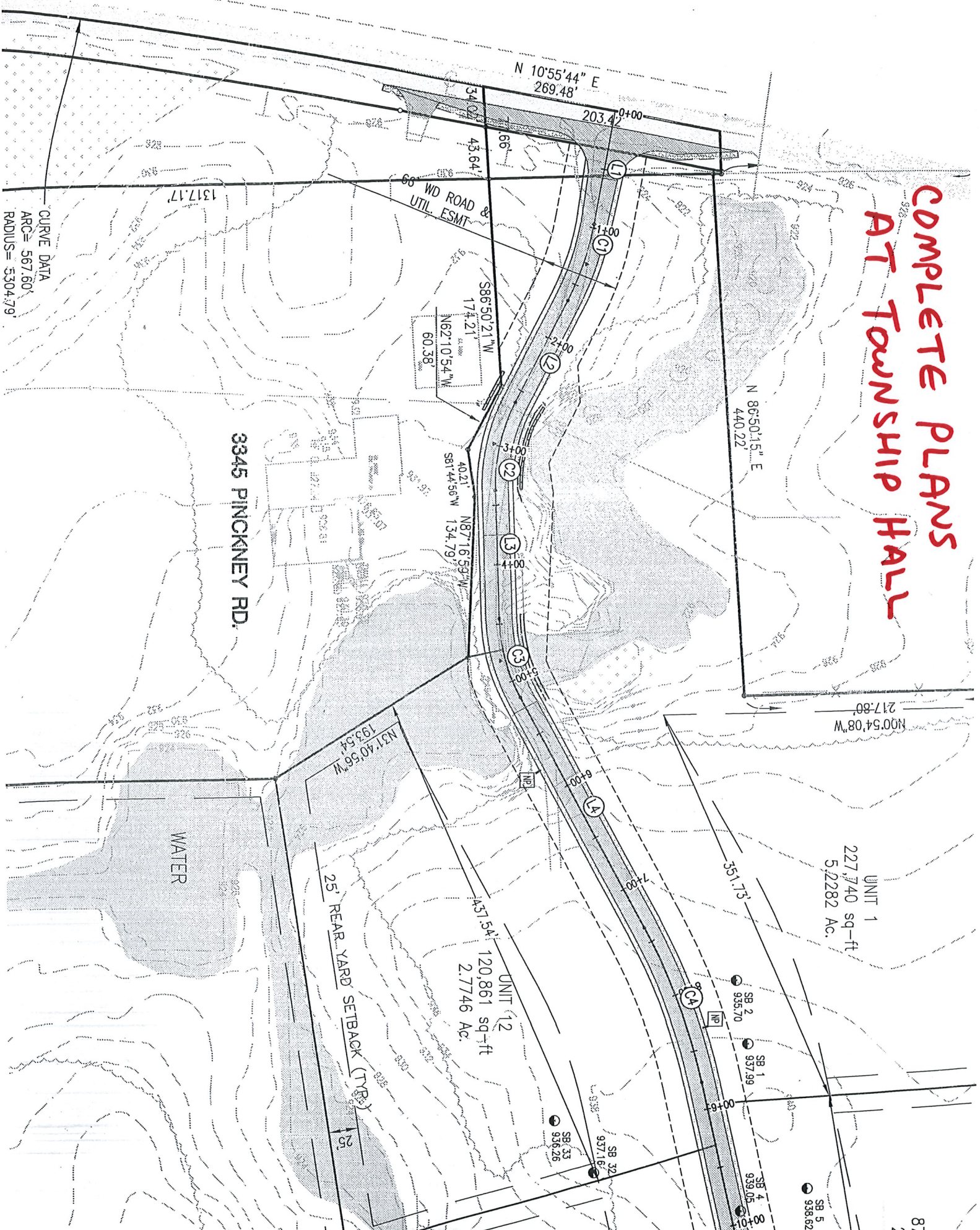
LEGAL DESCRIPTION PARCEL 11

Part of the Northeast 1/4 of Section 23 and the Northwest 1/4 of Section 24, T2N-R4E, Marion Township, Livingston County, Michigan, more particularly described as follows: Commencing at the Northeast Corner of said Section 23, also being the Northwest Corner of said Section 24; thence along the West line of said Section 24, also being the East line of said Section 23 and the centerline of Howell-Pinckney Road (D-19) (66 feet wide Right-of-Way) and an extension thereof, S 00°54'08" E, 2634.33 feet to the West 1/4 Corner of said Section 24, also being the East 1/4 Corner of said Section 23 and the POINT OF BEGINNING of the parcel to be described; thence S 88°10'32" W, 206.03 feet; thence along the centerline of said Howell-Pinckney Road (D-19), N 04°47'54" E, 157.79 feet; thence N 86°59'42" E, 691.27 feet; thence N 00°54'08" W, 538.80 feet; thence N 81°45'24" E, 405.03 feet; thence N 15°42'43" W, 325.82 feet; thence along the centerline of a 66 feet wide private easement for ingress, egress and public utilities, N 77°58'37" E, 150.31 feet; thence S 15°42'43" E, 283.00 feet; thence S 03°00'18" E, 801.33 feet; thence along the East-West 1/4 line of said Section 24, S 86°59'42" W, 1068.85 feet to the Point of Beginning, containing 12.91 acres, more or less, and subject to the rights of the public over Howell-Pinckney Road (D-19). Also subject to and including the use of a 66 feet wide Private Easement for Ingress, Egress and Public Utilities, as described below, Also subject to any other easements or restrictions of record.

In Exhibit B 

(66 FT. WD. R/W) (D-19)

COMPLETE PLANS AT TOWNSHIP HALL



MICHAEL J. KEHOE, P.C.
ATTORNEY AT LAW
710 E. GRAND RIVER
HOWELL, MI 48843



Michael J. Kehoe

517-546-4570
Fax No. 517-546-7651

November 29, 2017

Mr. Robert A. Rochowiak Jr.
AJR Enterprises, LLC
P.O. Box 2256
Howell MI 48844

RE: Trucking Activity

Dear Mr. Rochowiak:

This is to introduce me as the Marion Township attorney. I have been requested by the Township Board to direct a letter to you regarding trucking use and activity at your property on Pinckney Road/Davis Road in Marion Township.

The Township has received reports of up to four gravel trains that are kept on the property overnight, leave early in the morning, before 6:00am, and return late in the evening. Given the number of trucks, it is obvious the trucks are being operated by employees or contractors who do not reside on the premises and must have to drive to the property to operate the gravel trains.

The property you own in Marion Township is zoned RR Rural Residential and is not intended to be used for trucking operations. Under the Marion Township Zoning Ordinance, a permitted use in that zoning district is "landscape nursery operations, including retail sales of nursery stock grown on the premises." The Township granted site plan approval to the previous owner to use the property for that purpose and that is how the property was used. While there was some limited trucking of landscape materials, the use did not include gravel trains, and certainly not four of them.

Your use of the property with these gravel trains is not allowed in the Rural Residential District and was never a part of the prior approval given by the Township to the previous owner. Your use of the property is totally inconsistent with the prior use, approved site plan, and is significantly more intense than the previous owner.


Your cooperation in ceasing your use of the property with these gravel trains, and the violation of the Marion Township Zoning Ordinance, must cease within thirty (30) days

Mr. Robert A. Rochowiak
November 29, 2017
Page 2

from the date of this letter. If you continue to use your property in violation of the Marion Township Zoning Ordinance, then I will recommend to the Township Board that it commence proceedings to enforce the Zoning Ordinance.

Yours truly,

MICHAEL J. KEHOE, P.C.



Michael J. Kehoe
Attorney at Law

Bob Hanvey

From: Shawn Goldman <goldmans16@gmail.com>
Sent: Monday, November 13, 2017 4:23 PM
To: supervisor@mariontownship.com
Subject: Water Bill for 132 Crystal Wood Cir.

Hello,

My name is Shawn Goldman and I am the resident at 132 Crystal Wood Circle Howell, MI 48843. I recently received a large water bill, MHOG came twice last week to read the meter and came up with our household using less than 1000 gallons a week. This suggested a leak outside of our household which did not require sewer usage. I am in hopes that I could please receive an adjustment on the sewer portion of my bill and I am willing to purchase the second meter for irrigation systems. I sincerely thank you for your time and considerations.

Best Regards,

Shawn Goldman
132 Crystal Wood Circle
Howell, MI 48843
(248)425-0676

Marion Township Financial Information

[For links to audit reports and checkbooks click here](#)

For information at the State of Michigan website click the link below.
Use the Fiscal Year pull-down menu to select year.
(Takes a while to load - Please be patient)

[Citizens Guides back to fiscal year ending 2010](#)

The following links lead to financial information about Marion Township required to qualify for City, Village, Township Revenue Sharing funding.

For fiscal year July 1, 2017 – June 30, 2018:

[Performance Dashboard](#)

[Bond Debt Service Schedule](#)

[Budget Summary for Years ending June 2018 & 2019](#)

[Budget Detail for Year ending June 30, 2018](#)

For fiscal year July 1, 2016 – June 30, 2017:

[Performance Dashboard](#)

[Bond Debt Service Schedule](#)

[Budget Summary for Years ending June 2017 & 2018](#)

[Budget Detail for Year ending June 30, 2017](#)

Performance Dashboard

Local Unit Name: Marion Township

Local Unit Code: 47-1120

	2016	2017	Trend	Performance
Fiscal Stability				
Annual General Fund expenditures per capita	\$155	\$118	↓ -23.4%	Positive
Fund Balance as % of annual General Fund expenditures	140.9%	201.2%	↑ 42.8%	Positive
Unfunded pension & OPEB liability, as a % of annual General Fund revenue	0%	0%	↔ 0.0%	0.0%
Debt burden per capita	\$0	\$0	#DIV/0!	#DIV/0!
Percentage of road funding provided by the General Fund	100.0%	100.0%	↔ 0.0%	Neutral
Ratio of pensioners to employees	-	-	N/A	N/A
Number of services delivered via cooperative venture	6	6	↔ 0.0%	Neutral
Economic Strength				
% of community with access to high speed broadband	100%	100%	↔ 0.0%	Neutral
% of community age 25+ with Bachelor's degree or higher	#DIV/0!	#DIV/0!	#DIV/0!	#DIV/0!
Average age of critical infrastructure (years)	-	-	#DIV/0!	#DIV/0!
Public Safety				
LCSD arrests by calendar year	6	4	↓ -30.2%	Positive
Property crimes per thousand	-	-	#DIV/0!	#DIV/0!
Traffic injuries or fatalities	-	-	#DIV/0!	#DIV/0!
Quality of Life				
Miles of sidewalks and non-motorized paths/trails as a factor of total miles of local/major roads & streets	#DIV/0!	#DIV/0!	#DIV/0!	#DIV/0!
Percent of General Fund expenditures committed to arts, culture and recreation	6.6%	8.5%	↑ 29.4%	Neutral
Acres of parks per thousand residents	3.0	2.9	↔ -0.9%	Neutral
Percent of community being provided with curbside recycling	100%	100%	↔ 0.0%	Neutral

Debt Service Report

Local Unit Name: Marion Township
Local Unit Code: 47-1120
Current Fiscal Year End Date: 6/30/2018

Debt Name:
Issuance Date:
Issuance Amount:
Debt Instrument (or Type):
Repayment Source(s):

Years Ending	Principal	Interest	Total
Year 1	\$ -	\$ -	\$ -
Year 2	\$ -	\$ -	\$ -
Year 3	\$ -	\$ -	\$ -
Year 4	\$ -	\$ -	\$ -
Year 5	\$ -	\$ -	\$ -
Year 6	\$ -	\$ -	\$ -
Year 7	\$ -	\$ -	\$ -
Totals	\$ -	\$ -	\$ -

Commentary: Marion Township has no outstanding debt.

Projected Budget Report

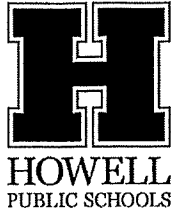
Local Unit Name:
Local Unit Code:
Current Fiscal Year End Date:
Fund Name:

Marion Township
 47-1120
 June 30 2018
 General Fund

	Fiscal Year ending June 2018 Budget		Percentage Change	Fiscal Year ending June 2019 Budget		Assumptions
	2018	2019		2018	2019	
REVENUES						
Property Taxes & Admin Fee	\$ 441,000	\$ 450,702	2%	\$ 450,702	STC inflation Rate + new construction	
Other Taxes	\$ -	\$ -	%	\$ -		
State Revenue Sharing	\$ 800,000	\$ 800,000	%	\$ 800,000		
Income Tax	\$ -	\$ -	%	\$ -		
Fines & Fees	\$ 40,251	\$ 44,276	10%	\$ 44,276	New construction permits	
Licenses & Permits	\$ 700	\$ 700	%	\$ 700		
Interest Income	\$ -	\$ -	%	\$ -		
Grant Revenues	\$ 175,340	\$ 175,340	%	\$ 175,340		
Other Revenues	\$ -	\$ -	%	\$ -		
Interfund Transfers (In)	\$ -	\$ -	%	\$ -		
Total Revenues	\$ 1,457,291	\$ 1,471,018		\$ 1,471,018		

	Fiscal Year ending June 2018 Budget		Percentage Change	Fiscal Year ending June 2019 Budget		Assumptions
	2018	2019		2018	2019	
EXPENDITURES						
General Government	\$ 1,104,997	\$ 1,127,097	2%	\$ 1,127,097	Inflation Rate	
Police and Fire	\$ -	\$ -	%	\$ -		
Other Public Safety	\$ 800,000	\$ 800,000	%	\$ 800,000		
Roads	\$ -	\$ -	%	\$ -		
Other Public Works	\$ -	\$ -	%	\$ -		
Health and Welfare	\$ -	\$ -	%	\$ -		
Community & Economic Development	\$ 130,000	\$ 132,600	2%	\$ 132,600	Inflation Rate	
Recreation & Culture	\$ -	\$ -	%	\$ -		
Capital Outlay	\$ -	\$ -	%	\$ -		
Debt Service	\$ -	\$ -	%	\$ -		
Other Expenditures	\$ -	\$ -	%	\$ -		
Interfund Transfers (Out)	\$ -	\$ -	%	\$ -		
Total Expenditures	\$ 2,034,997	\$ 2,059,697		\$ 2,059,697		
Net Revenues (Expenditures)	\$ (577,706)	\$ (588,679)		\$ (588,679)		
Beginning Fund Balance	\$ 2,596,162	\$ 2,018,456		\$ 2,018,456		
Ending Fund Balance	\$ 2,018,456	\$ 1,429,777		\$ 1,429,777		

Commentary: Fund Balance target is 100% of annual revenue



November 10, 2017

Ms. Tammy Beal, Clerk
Marion Township
2877 W. Coon Lake Road
Howell, MI 48843

Re: 2018 Summer Tax Collection

Dear Ms. Beal,

Attached please find a copy of our annual summer tax collection resolution recently passed by the Board of Education. This resolution authorizes collection of the school district's taxes this next summer. Through its resolution, the Board has determined to collect 100% of the 18 mills non-homestead and 50% of the debt millage.

In past years we have paid a \$3.00 per parcel fee for this collection. The fee was paid to offset your costs that were incurred for collecting the summer school tax.

Enclosed please find an Agreement for Collection of Summer School Property Taxes. If the per parcel fee is acceptable please sign and return this form to the address at the bottom of this memo.

I can be reached at 517-548-6230 if you have any questions.

Sincerely,

Richard P. Terres
Associate Superintendent
for Business

RPT/cc

enc.

cc: Treasurer

ANNUAL SUMMER TAX RESOLUTION

Howell Public Schools

A (regular) meeting of the Board of Education of Howell Public Schools (the "District") was held in the Admin. Bldg. Board Room on the 13th day of Nov., 2017, at 7:00 o'clock p.m.
23rd Oct. 6:30

The meeting was called to order at 7:00 o'clock, p.m., by President Yenshaw.

Present: Yenshaw, Pasini, Trudell, Earl, Wilcox, Tarara, Gilligan

Absent: None

The following preamble and resolution were offered by Member Gilligan and supported by Member Wilcox:

WHEREAS:

1. This Board of Education previously adopted a resolution to impose a summer property tax levy to collect all of the non-homestead school property taxes, and one-half debt service, upon property located within the school district and continuing from year to year until specifically revoked by this Board of Education; and
2. The Revised School Code, as amended, requires formal action of the Board of Education every year to continue the summer tax levy.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. This Board of Education, pursuant to the Revised School Code, as amended, hereby invokes for 2018 its previously adopted ongoing resolution imposing a summer tax levy of all the non-homestead school property taxes, and one-half debt service, and continuing from year to year until specifically revoked by this Board of Education, and requests each city and/or township in which this district is located (and in which a local school district or city is concurrently imposing a summer tax levy¹) to collect those summer taxes.
2. The Superintendent, school business official, or his/her designee, is authorized and directed to forward to the governing body of each city and/or township in which this district is located (and in which a local school district or city is concurrently imposing a summer tax levy¹) a copy of this Board's resolution imposing a summer property tax levy on an ongoing basis and a copy of this resolution requesting that each such city and/or township agree to collect the summer tax levy for 2018 in the amount specified in this resolution. Said resolutions and the request to collect the 2018 summer tax levy shall be forwarded so that they are received by the appropriate governing bodies.

¹ To be used only by ISD's at their discretion.

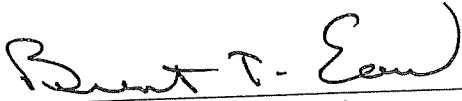
3. The Superintendent, school business official, or his/her designee, is authorized and directed to negotiate on behalf of this District with the governing body of each city and/or township in which the District is located for the reasonable expenses for collection of the District's summer tax levy that the city and/or township may bill under MCL 380.1611 or MCL380.1612. Any such proposed agreement shall be brought before this Board of Education for its approval or disapproval.

4. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution are hereby rescinded.


Ayes: Members Yenshaw, Pasini, Trudell, Earl, Wilcox, Tarara, Gilligan

Nays: Members None

Resolution declared adopted


Secretary, Board of Education

The undersigned, duly qualified and acting Secretary of the Board of Education of Howell Public Schools, hereby certifies that the foregoing constitutes a true and complete copy of a resolution adopted by said Board of Education at a (regular) meeting held on the ~~13th~~ day of ~~Nov.~~, Oct. 23 2017, the original of which is part of the Board's minutes. The undersigned further certifies that notice of the meeting was given to the public pursuant to the provisions of the "Open Meetings Act" (1976 PA 267, as amended).


Secretary, Board of Education

AGREEMENT FOR COLLECTION OF SUMMER SCHOOL PROPERTY TAXES

AGREEMENT made this _____ day of _____, 2018 by and between Howell Public Schools, with offices located at 411 N. Highlander Way, Howell, MI 48843 (hereinafter "School District") and Marion Township with offices located at 2877 W. Coon Lake Road, Howell, MI 48843 (hereinafter "Township"), pursuant to 1976 PA 451, as amended, for the purposes of providing for the collection by the Township of a Summer levy of School District property taxes for the year 2018.

The parties agree as follows:

1. The Township agrees to collect 100% of the total school non-homestead property taxes and 50% of the school debt property taxes as certified by the School District for levy on July 1, 2018 on property located within the Township. Interest earned on said taxes will be retained by the township.
2. The School District agrees to pay Township costs of assessment and collection as follows:

\$ 3.00 per parcel

It is understood that the tax rate as spread by the Township would also reflect the sum of 100% of the taxes of the Livingston Education Service Agency.

3. No later than June 15, 2018 the School District shall certify to the Township Supervisor the school millage to be levied on property for summer collection in 2018.
4. The Township Treasurer shall account for and deliver summer school tax collections as follows:
 - a. Summer Tax collections shall be paid to the School District within ten (10) business days from the 1st and 15th of each month. At your discretion, you may elect to discontinue summer tax disbursements to Howell Public Schools in November, December, January, and March.

SCHOOL DISTRICT

Signature authorized by Board
of Education Resolution of
_____, 2018

President

Secretary

TOWNSHIP

Signature authorized by Board
of Trustees Resolution of
_____, 2018

Supervisor

Clerk

MARION TOWNSHIP
Cemetery Budget
July 2017 - June 2018

	<u>Actual '16-'17</u> <u>Year to Date</u>	<u>Proposed</u> <u>'17-'18 Budget</u>
Income		
44700 · TRANSFER FROM G/F		10,000.00
44710 · Green Cemetery		
710-100 · Plot Purchase/Transfer	-	-
Total 44710 · Green Cemetery	-	-
44720 · Harger Cemetery		
720-100 · Plot Purchase/Transfer	-	-
Total 44720 · Harger Cemetery	-	-
44730 · Lakeside Cemetery		
730-100 · Plot Purchase/Transfer	3,000.00	1,000.00
Total 44730 · Lakeside Cemetery	3,000.00	1,000.00
46650 · INTEREST REVENUE	-	
47000 · OTHER INCOME	-	
Total Income	3,000.00	11,000.00
Expense		
69560 · MAINTENANCE		
560-710 · GREEN - MAINT	2,284.16	3,000.00
560-720 · HARGER - MAINT	2,494.16	3,000.00
560-730 · LAKESIDE - MAINT	5,491.67	7,000.00
69560 · MAINTENANCE - Other	-	500.00
Total 69560 · MAINTENANCE	10,269.99	13,500.00
Total Expense	10,269.99	13,500.00
Net Income	<u>(7,269.99)</u>	<u>(2,500.00)</u>
Beginning Fund Balance	19,996.00	12,726.01
Ending Fund Balance (projected)	12,726.01	10,226.01

**Marion Township
Parks Fund Budget
July 2017 - June 2018**

	<u>Actual '16-'17 Year to Date</u>	<u>Proposed '17-'18 Budget</u>
Income		
400 · TRANSFER FROM GENERAL FUND		10,000.00
420 · DONATION		
440 · INTEREST INCOME		
460 · GRANTS		
470 · GAZEBO RENT		
480 · GAZEBO BRICK PAVER SALES		
481 · MISCELLANEOUS INCOME	1,010.08	
Total Income	<u>1,010.08</u>	<u>10,000.00</u>
Expense		
500 · FRED BROWN PARK CAPITAL OUTLAY/EQUIPT	0.00	-
520 · FRED BROWN CAPITAL OUTLAY/IMPROVEMENTS	0.00	
540 · FRED BROWN GROUNDS MAINTENANCE	3,850.00	5,000.00
542 · JACK LOWE PARK CAPITAL OUTLAY/EQUIPT	2,600.48	-
546 · JACK LOWE PARK GROUNDS MAINTENANCE	820.00	2,000.00
548 · JACK LOWE Park Utilities	131.91	200.00
575 · Mileage		-
576 · Gazebo Expense		
Total Expense	<u>7,402.39</u>	<u>7,200.00</u>
Net Income	<u><u>-6,392.31</u></u>	<u><u>2,800.00</u></u>
Beginning Fund Balance	13,018.00	6,625.69
Ending Fund Balance (projected)	6,625.69	9,425.69

MARION TOWNSHIP
Assessment Revolving Project Fund Budget
July 2017 - June 2018

	<u>Actual '16-'17</u> <u>Year to Date</u>	<u>Proposed</u> <u>'17-'18 Budget</u>
Ordinary Income/Expense		
Income		
4062 · Transfer In - Water SAD # 365		
4100 · Assessment Rev - Prin		
100-100 · Assessment Rev - Prin Brent Dr	5,783.75	5,000.00
100-200 · Assessment Rev- Loves Snow	2,873.57	2,500.00
100-225 · Assessment Rev-Rurik Snow	4,103.96	2,500.00
100-250 · Assessment-Loves Maint	32,448.99	
100-350 · Assessment - Triangle Lake Weed	15,309.98	15,000.00
100-400 · Assessment - Coon Lake Weed	27,091.09	30,000.00
100-425 · Assessment - Combine Court	3,281.20	3,000.00
Assessment - Bonnie Circle	14,440.48	8,000.00
Other	0.00	
Total 4100 · Assessment Rev - Prin	<u>105,333.02</u>	<u>66,000.00</u>
4130 · Assessment Rev - Int		
130-250 · Assessment Rev-Int Loves Maint	0.00	
Assessment - Combine Court	1,148.40	750.00
Assessment - Bonnie Circle		
Total 4130 · Assessment Rev - Int	<u>1,148.40</u>	<u>750.00</u>
 Total Income	 106,481.42	 66,750.00
Expense		
6200 · Road Maintenance		
200-100 · Brent Dr	4,899.50	6,000.00
200-200 · Snowplowing Love's Creek	4,800.00	5,000.00
200-300 · Snowplowing Rurik	4,200.00	5,000.00
200-400 Rurik Paving	77,512.60	80,000.00
Total 6200 · Road Maintenance	<u>91,412.10</u>	<u>96,000.00</u>
6205 · Coon Lake Hills Weed Control	24,370.00	33,000.00
6220 · Triangle Lake Weed Control	19,747.00	22,000.00
6225 · Bonnie Circle		
6270 · Professional Fees	2,698.50	1,000.00
Total Expense	<u>138,227.60</u>	<u>152,000.00</u>
 Net Ordinary Income	 <u>-31,746.18</u>	 <u>-85,250.00</u>
 Beginning Fund Balance	 172,888.00	 141,141.82
 Ending Fund Balance (projected)	 141,141.82	 55,891.82

Bob Hanvey

From: Bruce Powelson <realtorbuff@gmail.com>
Sent: Wednesday, December 06, 2017 11:45 AM
To: Bob Hanvey
Subject: Re: Planning Commission Membership

Howdy Bob-

I absolutely want to continue as long as the Township trusts me to do the good work of the township. bp

On Wed, Dec 6, 2017 at 9:35 AM, Bob Hanvey <supervisor@mariontownship.com> wrote:

Hi – Your terms on the Marion Township Planning Commission expire this month. I would like to recommend both of you to the Township Board for reappointment. If you are willing to continue for three more years, please confirm by responding to this email.

Thanks for your service.

Bob Hanvey

--

Bruce Powelson
(517) 331-3560
realtorbuff@gmail.com

AMAR

Are you ready for your review in 2020?

We are inviting you to expand your knowledge
and be prepared.

This review is not just of the assessor's work.
Does your Township/City Treasurer or Board of Review know what their responsibilities are?

This is an informational meeting for all Township and City Officials
along with their assessing staff.

Speaker **Kelli Sobel** from the **STC**
will review the new requirements and answer questions.

Date: January 17, 2018

Time: 9:00 am

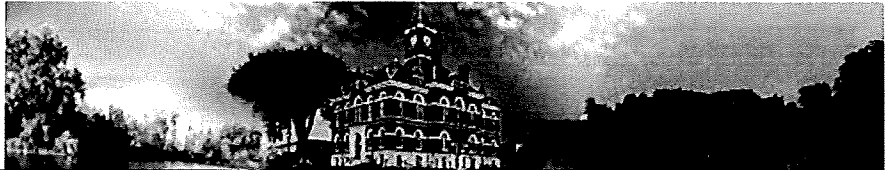
Location:

EMS Building
Howell /Putnam Room
1911 Tooley Rd.
Howell, MI



Liv.Co UPDATE

Monthly News from the
Livingston County Commissioners



December 2017

Livingston County Board of Commissioners



District 1 - Kate Lawrence
(*Board Chairwoman*)

District 2 - William Green

District 3 - David J. Domas

District 4 - Douglas G.
Helzerman

District 5 - Donald S. Parker

District 6 - Robert J. Bezotte

District 7 - Carol S. Griffith
(*Board Vice-Chairwoman*)

District 8 - Dennis L. Dolan

District 9 - Gary Childs

Monthly Meetings

12/4/2017 - Full Board Meeting at
7:30 PM

12/11/2017 - General
Government at 7:30 PM

12/13/17 - Finance Committee at
7:30 AM

12/18/2017 - Full Board Meeting
at 7:30 PM

12/20/2017 - Personnel
Committee at 8:00 AM

12/26/2017 - Infrastructure &
Development & Public Safety
at 7:30 PM

12/27/2017 - Finance Committee
at 7:30 AM

"The mission of Livingston County is to be an effective and efficient steward in delivering quality services within the constraints of sound fiscal policy. Our priority is to provide mandated services which may be enhanced and supplemented to improve the quality of life for all who work, reside, and recreate in Livingston County."

EMS Will Purchase 25 New Cardiac Monitors



EMS has spent the last several months researching several cardiac monitors to replace the monitors that are currently used. The last purchase of cardiac monitors took place in 2008. These monitors are reaching their end of life and the repairs that are needed for many of the monitors exceed the value of the monitor itself.

EMS is looking forward to the purchase of 25 new Zoll X Series cardiac monitors and the high quality patient care that they will provide. The new monitors will integrate with cloud based technology and provide secure and immediate access to vital cardiac information. Even better, the monitors will also weigh fifty percent less than the monitors that are currently used.

2018 Non-Profit Contracts

Four non-profit contracts for 2018 were authorized at the November 11th Board of Commissioner's meeting. Each non-profit agency's contract will aid them in providing important services to Livingston County's citizens. The Area Agency on Aging 1-B's contract will help the agency continue to provide service, innovation, and advocacy for our senior population. The contract with Livingston County Catholic Charities will support the agency's Adult Day Care services, which provides therapeutic recreation, social activities, and enrichment for participants. The Livingston County Senior Nutrition Program, or more commonly know as "Meals On Wheels," will use the contract to provide meals to housebound seniors. The contract with the Oakland Livingston Human Service Agency (OLSHA) will help the agency continue to provide human services to senior citizens, persons with disabilities, and people suffering from economic hardship.

Sheriff's Office Storage Facility

Currently, the Sheriff's Office has equipment needed to perform daily functions stored throughout the County. Some of the equipment stored includes watercrafts assigned to the Marine and Dive Team units; a crime scene processing van; a mobile command center; and a tactical rescue all-terrain vehicle. In the spring of 2018, construction of a new storage facility will begin in conjunction with the new 911 Communications Center. The 5400 square foot storage facility will be located at the Livingston County West Complex. The facility, centrally located and designed for convenient and efficient access by Sheriff's Office personnel, will be large enough to store more than a dozen apparatuses assigned to the Livingston County Sheriff's Office, protecting them from the elements and vandalism.

Resolutions Passed by the Board of Commissioners & Appointments

- A correction to the Apportionment Report has been accepted.
- A 1 year contract with the Economic Development Council of Livingston County has been approved.
- Base and mileage charges for EMS have been increased to meet industry standards.
- 4 EMS Supervisor shifts will be converted into 12 hour shifts.
- The firm of Cohl, Stoker & Toskey, P.C. will provide legal services for Livingston County in 2018.
- Contracts, appointments, and per diem meeting payments for the Survey & Remonumentation Peer Group were approved. Brandon Denby has been appointed as the Grant Administrator, Jack Smith has been appointed as the County Representative, and Rowe Engineering has been authorized as the GPS Facilitator of the 2018 Remonumentation State Plan Coordinate Determination of the public land survey corners in Livingston County.
- An amendment to a 2016 resolution controlling credit card transactions has been passed to include Register of Deeds transactions.
- An agreement with Point and Pay to provide credit card processing services has been approved.
- The Health Department has entered into an agreement with the Michigan Department of Environmental Quality to conduct environmental health related services for 2018.
- Public Defender contracts for attorneys to provide services to indigent felony defendants have been extended until June 30, 2018.
- Brian Prokuda has been reappointed to a representative seat on the Livingston County Planning Commission with a term that expires on October 31, 2018.
- The 2018 Benefit Plans for Non-Union Employees, Elected Officials, and Judges have been modified.
- The Health Department will reorganize two positions and create a Public Health Nurse position.
- The Board has entered into a Consent to Mortgage Agreement with Flagstar Bank on behalf of BWG Aviation, LLC.
- The Juvenile Court will initiate a contract with the University of Michigan Child Adolescent Data Lab for data analysis.
- The Livingston County Plan for Compliance with the First Set of Michigan Indigent Defense Commission Minimum Standards for the 44th Circuit Court and 53rd District Court has been approved.
- Facility Services had William E. Walkter Inc. install a new boiler system at the Historical Courthouse.
- The 2018 Livingston County Budget has been adopted.
- The Emergency Management Department will be submitting Emergency Management Performance Grant Agreement documents to the Michigan State Police to receive reimbursement for the Emergency Management program.
- The Board entered into an Interjurisdictional Agreement with Genesee County and adopted the agreement's sewer ordinances for the collection, conveyance, and treatment of wastewater that are transported from premises located in Livingston County.
- Circuit Court will create and fill a new Resource Coordinator position for Adult Drug Court.
- An agreement with Great Lakes Recovery Service, Inc. and Personalized Nursing LIGHT House Inc. for Residential Services to Adult Drug Court participants has been approved.

Pending Resolutions

- The Board will consider establishing a rate of compensation for Drain Commissioner employees that have intermittent job duties outside of regular working hours.
- Facility Services is seeking approval to enter into a 3 year contract with Intertek-Professional Services Industries for hazardous and non-hazardous material remediation services.
- The Drain Commissioner is seeking approval to enter into a joint agreement with Hamburg Township and Green Oak Township for the funding of operational costs for a stream gauging station near Milford.
- A 5 year contract extension with Otis Elevator Company for elevator service will be considered.

Please Note: The Liv.Co Update highlights a portion of resolutions and work completed by the Livingston County Board of Commissioners. Please refer to the Board's meeting minutes for more information regarding specific resolutions. To be redirected to the Board's Meeting Minutes, please click [here](#) or visit www.livgov.com.

