

**MARION TOWNSHIP  
BOARD OF TRUSTEES  
REGULAR MEETING  
MARCH 14, 2019**

**MEMBERS PRESENT:** Les Andersen, Tammy Beal, Duane Stokes, Scott Lloyd, and Bob Hanvey

**MEMBERS ABSENT:** Greg Durbin, Dan Lowe

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

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**CALL TO ORDER**

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

**PLEDGE OF ALLEGIANCE**

**BOARD MEMBERS PRESENT**

The board members introduced themselves.

**CALL TO THE PUBLIC**

No response.

**APPROVAL OF AGENDA**

Les Andersen motioned to approve the agenda. Duane Stokes seconded. **Motion carried.**

**CONSENT AGENDA**

Les Andersen motioned to approve the consent agenda. Scott Lloyd seconded. **Motion carried.**

**FINAL REVIEW OF TORATOLA LANE SITE CONDO SPR #03-18**

James Barnwell from Desine Inc. was present to ask for final approval and to answer any questions the board members have. Les Andersen said he's not excited about the limited common space; Mr. Barnwell said many developments have that feature. All of the documents have been received from all entities for this development; the next step would be pre-construction meetings. Les Andersen motioned to grant final approval for SPR #03-18 Toratola Lane Site Condos. Tammy Beal seconded. **Motion carried.**

**PINGREE ROAD LIGHTING COMPLAINT**

Tammy Beal shared an email from Greg Durbin about his recent conversations with Amber & Casey Felkins and Janet Godfrey. Mrs. Godfrey has agreed to lower the lights on the trees, put the lights on a timer, and put a shield on the DTE light; Amber & Casey Felkins have agreed to remove the flag.

Casey Felkins, 3043 Pingree, said that nothing has changed. The timer only turns the lights off from 3-6 am, and there's no shield on the DTE light. Mrs. Godfrey has removed the top string of lights, but the lights still shine through the fence.

Kay Johnson, 3235 Pingree, said this isn't just a problem between the two neighbors; the light situation affects the whole neighborhood.

Duane Stokes asked if the attorney had sent the letter yet. Bob Hanvey will follow up.

### **HAWTHORNE COMPLAINT**

Lee Mason, 4724 Hawthorne, said the township's attorney didn't contact the Secretary of State, he just interpreted the manual. Mr. Mason said the only change he's made in the past five years is off-street parking, he doesn't do paint/body work, no fluids are dumped, no repairs. He approached the township about this business and was told it was a Class 1 Home Occupation.

Rick Bigham, 4748 Hawthorne, said he approached the township and was asked if he had talked to the neighbor. He feels that the township should have informed the neighbors of this business before approving.

Bob Hanvey said it appears that the current operation would be considered a Class 2 Home Occupation. Les Andersen said he would still like the attorney to contact someone at Secretary of State for clarification.

### **CRYSTALWOOD ESTATES ROADS SPECIAL ASSESSMENT**

The board members agreed that the process to create a special assessment district for road paving should be started with the first informal meeting.

### **RECREATIONAL MARIHUANA ORDINANCE**

Les Andersen motioned to adopt a resolution to approve the Prohibition of Recreational Marihuana Establishments ordinance, as presented. Tammy Beal seconded. Roll call vote: Stokes, Hanvey, Lloyd, Beal, Andersen—all yes. **Resolution passed 5-0.**

Les Andersen motioned to adopt a resolution to adopt the above-mentioned ordinance, as presented. Duane Stokes seconded. Roll call vote: Beal, Andersen, Stokes, Hanvey, Lloyd—all yes. **Motion carried 5-0.**

### **LIGHTING BIDS**

Tammy Beal said she received one bid, which was higher than Tri Star's. She's waiting for an additional bid.

### **PRIMARY ROADS/GORSKI HAULING ESTIMATE**

The board members discussed possible projects with Phil Westmoreland. He suggested County Farm from Sanitorium to Mason (M-155), crack sealing on D-19 from Coon Lake Road to I-96, Norton Road chip & seal, and Burkhart Road. He will discuss with Jodie Todesco from the LCRC.

Tammy Beal motioned to accept the estimate from Gorski Hauling for \$2,650 for roadside pickup. Les Andersen seconded. Roll call vote: Hanvey, Beal, Lloyd, Stokes, Andersen—all yes. **Motion carried 5-0.**

### **ALLOCATION BUDGET**

Les Andersen motioned to authorize the clerk, treasurer and supervisor sign the allocation budget and submit to Livingston County.

**CIRAB**

Scott Lloyd updated the board members on the recent meeting. Another meeting is scheduled for Monday, March 18, 5pm at Howell City Hall.

**MUSSON GRAVESITE**

Les Andersen motioned to transfer a grave plot in Harger Cemetery or the new section to the Musson family. Tammy Beal seconded. Roll call vote: Lloyd, Stokes, Andersen, Beal, Hanvey—all yes. **Motion carried 5-0.**

**ZBA REPORT**

Dave Hamann reported on the March 4 ZBA meeting. Variances were given for a property owner to split a family farm into two parcels.

**CORRESPONDENCE & UPDATES**

The Livingston County Update monthly newsletter is in the packet.

The Spring 2019 newsletter from Livingston HSCB is in the packet.

Mediation is scheduled for April 9, 8:30 am, at the Harris & Literski law firm in Brighton.

A luncheon is scheduled for Sunday, March 17 from 1-3 pm for Charlie Musson.

**CALL TO THE PUBLIC**

Bruce Powelson, 3466 Pingree, suggested chip & seal for Cedar Lake at Norton.

Cathy Szabelski, 3158 Pingree, asked where the township stands with the light situation. Bob Hanvey said the Planning Commission is working on a light ordinance.

Forrest Wyckoff, 3145 Cedar Lake Road, asked how many graves are available in the township. Tammy Beal said she didn't know the exact amount, but several in each cemetery and some larger plots in Lakeside.

Lee Mason, 4724 Hawthorne, said if the township is considering improvements, the bushes in front of the hall could be removed.

**ADJOURNMENT**

Les Andersen motioned to adjourn at 8:53 pm. Duane Stokes seconded. **Motion carried.**

Submitted by: S. Longstreet

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Tammy L. Beal, Township Clerk      Date

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Robert W. Hanvey, Township Supervisor      Date