

**MARION TOWNSHIP
BOARD OF TRUSTEES
REGULAR MEETING
JULY 25, 2024**

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

MEMBERS ABSENT: None

OTHERS PRESENT: Attorney John Gormley; Phil Westmoreland, Spicer

CALL TO ORDER

Bob Hanvey called the meeting to order at 7:30 pm. The meeting is also available to attend online.

PLEDGE OF ALLEGIANCE

BOARD MEMBERS PRESENT

The board members introduced themselves.

CALL TO THE PUBLIC

James L. Anderson, Jr., 84 Cranbrook, Vice Chairman of the Planning Commission, said PA 233 becomes effective on 11/29/24 and the township should consider having a CREO for solar, wind and energy storage facilities.

Bree Cady, 421 Riddle, was present to ask for the township's support for the HAPRA millage.

APPROVAL OF AGENDA

Items #8—Sexton Road Attorney, #9—Redaction on Complaints, and #10—Language for Enforcement were added to the agenda. Les Andersen motioned to approve the agenda as amended. Scott Lloyd seconded. **Motion carried.**

CONSENT AGENDA

Les Andersen motioned to approve the consent agenda. Tammy Beal seconded. **Motion carried.**

MERCIER COMPLAINT

Marc Mercier and his attorney, Michael Wais, attended the meeting online. Mr. Wais said his client does not have a home-based business according to Section 17.32 of the zoning ordinance. He feels the complaint is an abuse of power by a board member and is frivolous. The owner is trying to get the property ready to accommodate horses and that's the excavating that's being done. Attorney John Gormley asked if the owner has a soil erosion permit; Mr. Wais said no, he wasn't aware that he needed one, but will apply. This project should be finished up by the end of summer. Dan Lowe asked how many days will be required, and he also agrees he needs a soil erosion permit and a silt fence. Bob Hanvey asked if there were any comments from the public; no response was heard.

SET DATES FOR PARKER DRIVE SAD MEETINGS

Les Andersen motioned to adopt a resolution to schedule a public hearing for creation of the Parker Drive Road Maintenance Special Assessment District for August 8, 2024, at 7:30 pm. Scott Lloyd seconded. Roll call vote: Andersen, Donovan, Beal, Durbin, Lloyd, Hanvey, Lowe—all yes. **Resolution passed 7-0.**

Greg Durbin motioned to adopt a resolution to schedule a public hearing for the approval of the Parker Drive Road Maintenance Special Assessment District Roll. Les Andersen seconded. Roll call vote: Durbin, Donovan, Hanvey, Lloyd, Beal, Andersen, Lowe—all yes. **Resolution passed 7-0.**

NUISANCE ORDINANCE

Draft ordinances from the attorney for nuisance and municipal civil infractions were included in the packet. Bob Hanvey asked the board members to review and submit comments by Thursday, August 1 for discussion at the next board meeting.

GREEN CEMETERY MAINTENANCE

Tammy Beal motioned to approve the estimate from Duke's Tree Service for \$4,250 for work at Green Cemetery, as presented, to be paid from the Cemetery Fund. Scott Lloyd seconded. Roll call vote: Andersen, Beal, Donovan, Durbin, Lowe, Hanvey, Lloyd—all yes. **Motion carried 7-0.**

Les Andersen said he will inspect the fence at Lakeside Cemetery.

GENERAL TOWNSHIP MAINTENANCE

Dan Lowe trimmed the tree in front of the office. Scott Lloyd installed the new counter in the lower level. The walking path asphalt is scheduled to be done on Monday, 7/29 and Tuesday, 7/30, weather permitting. Dan Lowe is concerned about erosion; Phil Westmoreland will take a look at the erosion.

SEXTON ROAD ATTORNEY

Les Andersen said he would like John Gormley to be involved in this case; Mr. Gormley said he is.

REDACTION ON COMPLAINTS

Les Andersen asked for clarification on redacting complaint forms. The board members discussed changing the forming to eliminate the complainant information.

LANGUAGE FOR ENFORCEMENT

Les Andersen motioned to create an ad hoc committee to work on the job description for enforcement. The committee members are Greg Durbin, James Anderson, Bill Fenton, and Tim Ryan. Tammy Beal seconded. **Motion carried.**

CORRESPONDENCE & UPDATES

Tammy Beal passed out information regarding Jonna's application to transfer the B-Line liquor license.

Dan Lowe asked the status of the situation on High Meadows; he would like the dogs to be removed. The board members discussed having a process server deliver the notice to the property owner.

CALL TO THE PUBLIC

Dominic Restuccia introduced himself as a candidate for state representative.

Catherine Dyer, 2715 High Meadows, said she doesn't feel the discussion on a CREO for the township should be done in a closed session. She also said she doesn't want to see the township become a big HOA with heavy enforcement.

ADJOURNMENT

Les Andersen motioned to adjourn at 9:21 pm. Scott Lloyd seconded. **Motion carried.**

Submitted by: S. Longstreet

Tammy L. Beal, Township Clerk Date

Robert W. Hanvey, Township Supervisor Date

DRAFT