

MARION TOWNSHIP
BOARD OF TRUSTEES
REGULAR MEETING
Thursday, July 25, 2019
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 July 11, 2019 Regular Meeting Minutes
 - b. June 25, 2019 HAPRA Minutes
 - c. July 17, 2019 HAFDA Agenda/Minutes
 - d. July 17, 2019 MHOG Agenda/Minutes
 - e. Second Quarter Investment Report
- 3) Nuisance Ordinance (Bring Back)
- 4) Firework Ordinance
- 5) Peafowl Complaint
- 6) Lisa Maher Sewer Lead (Bring Back)
- 7) Publishing Notifications
- 8) Harger Cemetery Plots

Correspondence and Updates

Call to the Public
Adjournment

Next Board Packet will be ready after 3pm on Thursday, August 1, 2019

Request for Zoning Administrator, **Dave Hamann**, to be present at
the Board of Trustee meeting on 7-25-2019.

Date

Requested by Robert W. Hanvey.

Signature

MARION TOWNSHIP
BOARD OF TRUSTEES
REGULAR MEETING
JULY 11, 2019

DRAFT

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

MEMBERS ABSENT: Scott Lloyd

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

CALL TO ORDER

Bob Hanvey called the meeting to order at 7:31 pm.

PLEDGE OF ALLEGIANCE

BOARD MEMBERS PRESENT

The board members introduced themselves.

CALL TO THE PUBLIC

Nelson Reynolds, 7272 Bentley Lake Rd., was present as a representative of the Livingston Sunset M-36 Rotary Club. He said they would like to be more active in the southern part of the county and need eight people to form a group. A meeting is scheduled for Tuesday, July 23, 7 pm at Zukey Lake Tavern.

Greg Gerrish, 399 Bonnie Circle, was present regarding his neighbor's peacocks. He doesn't believe the Michigan Right to Farm Act is relevant in this case because it's a residential neighborhood. He also feels there's a violation of the nuisance ordinance. He doesn't believe it should be the property owner's responsibility to take action; the township should enforce the ordinance. His neighborhood does not have an active homeowner's association to enforce the bylaws. Dan Lowe suggested getting the attorney's opinion about the noise issue; Bob Hanvey will contact him.

APPROVAL OF AGENDA

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

CONSENT AGENDA

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

ELECTRIC CAR CHARGING STATION

Les Andersen motioned that the Board of Trustees has no interest in current or future offers from DTE regarding electric car charging stations. Tammy Beal seconded. **Motion carried.**

MARION TOWNSHIP MASTER PLAN

The board members will review and forward suggestions/comments to Dave Hamann; he will present the revised document to the board at a future meeting.

HOME OCCUPATION AND HOME-BASED BUSINESS PROPOSED TEXT AMENDMENTS

Dave Hamann said these amendments haven't been to Livingston County Planning and no public hearings have been held. Dan Lowe asked if the ordinance is changed, what happens to current businesses?

Andy Herald, 1881 Cedar Lake Rd., said if this ordinance is passed, the township needs to enforce it; he feels enforcement has been lackluster.

Forrest Wyckoff, 3115 Cedar Lake Rd., asked about the status of an enforcement officer. Bob Hanvey said the board has authorized Carlisle Wortman to handle enforcement issues.

Les Andersen motioned to have the Planning Commission continue work on these ordinances, have them sent to Livingston County Planning, and schedule public hearings. Tammy Beal seconded. **Motion carried.**

NUISANCE ORDINANCE

The Nuisance & Noise general ordinance was included for review and comment. Dave Hamann said the attorney hasn't reviewed it yet. Dan Lowe said he hasn't had a chance to review the whole thing. Les Andersen motioned to postpone this item until the next meeting. Dan Lowe seconded. **Motion carried.**

LISA MAHER SEWER LEAD

Phil Westmoreland presented the board with an estimate of \$56,700 for this project. After discussion, Les Andersen motioned to have the supervisor contact the property owner about the township paying for a new drain field. Duane Stokes seconded. **Motion carried.**

Dan Lowe said if the property owner does elect to have a new drain field, perc tests need to be scheduled right away.

TOWNSHIP COMPUTERS

Les Andersen motioned to select IT Right as the vendor and to authorize the supervisor to get defined dollar amounts and more detail. Tammy Beal seconded. **Motion carried.**

PROPOSED FIREWORK ORDINANCE REQUEST

A resident sent an email regarding a fireworks ordinance, and Tammy Beal said the insurance representative also recommends having an ordinance. She will provide the board with a sample ordinance at the next meeting.

ZBA REPORT

Dave Hamann reported that the ZBA met on July 1 for AJR Group, Inc. and Cornerstone Land LLC ZBA Case # 05-18. The ZBA determined that ag tourism does not include commercial wedding/event barns.

CORRESPONDENCE & UPDATES

Bob Hanvey said the township received another offer to purchase the cell tower. The board members agreed he should just disregard future offers.

Duane Stokes said he inadvertently sent out tax bills for exempt property.

CALL TO THE PUBLIC

Forrest Wyckoff, 3115 Cedar Lake Rd., said the township needs to take action on all of the vehicles around the township that aren't licensed.

Duane Stokes asked Cheryl Range about cemeteries in the nuisance ordinance; she said it's covered by state law.

Bruce Powelson is recuperating and hopes to be at the July Planning Commission meeting.

ADJOURNMENT

Les Andersen motioned to adjourn at 8:53 pm. Tammy Beal 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

Regular Board Meeting Minutes

June 25, 2019

Call to Order

Chairperson Sean Dunleavy called the meeting to order at 5:00 pm.

Pledge of Allegiance

Attendance

Chairman Sean Dunleavy, Secretary Tammy Beal, Treasurer Bob Ellis, Howell Township Alternate Evan Rudnicki and Genoa Township Alternate Terry Croft

Staff

Director Tim Church, Kyle Tokan, Renee Baumgart, Chris Techectin, Ellie Lobbestael, Kevin Troshak

Public

None

Approval of Agenda

Bob Ellis made a motion to approve the agenda, supported by Tammy Beal. **Motion carried 5-0.**

Approval of Minutes

Bob Ellis motioned to approve the May 21, 2019 Regular meeting minutes, supported by Tammy Beal. **Motion carried 5-0.**

Call to the Public

None heard.

Staff Comments

None

2019 Melon Festival Liquor License

Director Church explained that they are opening the festival tent on Thursday because of the move to South Center Street, therefore the tent will be open from Thursday until Saturday. Bob Ellis made a motion to accept the resolution approving the liquor license for the Melon Festival, Tammy Beal supported. Roll call vote: Rudnicki, Croft, Ellis, Beal, Dunleavy-all yes. Resolution passed 5-0.

Check Register and Bank Statements

Everything looks good.

Financial Reports ending May 31, 2019

Treasurer Ellis passed out a graph and reported that everything looked great! Revenues were \$78K more and expenses were \$14K more; so we are \$64K above target. Day camp programs are all filled, 35 participants registered in all.

Aquatic Center Budget

Aquatic Center is going good, we have a surplus of \$11K and if things stay on track we should be getting money back. We now have 12 lifeguards and 12 swim and fitness instructors.

Directors Report

- Nicky is left HAPRA and Ameila Purdy-Ketchum applied and was granted the festival and special event position. She is well qualified, a Howell resident and familiar with our festivals. Welcome Amelia!
- Ellie Lobbestael has joined HAPRA as an intern for marketing. She is working with Chris on updating our photos to a better quality. She will be a senior this fall working at the school store and editor of the 2019-2020 yearbook. Welcome Ellie!
- Aquathon will be held at the city park on July 7th. This is the 17th annual and we have 59 participants signed up so far.
- The bus needed \$5,500 in repairs, someone offered to pay \$3,000, so it was sold. We have been using travel tour companies instead and it has worked out fine, plus more people can be accommodated on these larger buses.
- Chris and Melisa are working with the LPI Company on a color brochure, 50 and Beyond.

Old Business

None

New Business

Oceola is considering building a new recreation building, it will be 36,000 square feet with 3 indoor basketball courts, conference rooms and storage. Projected cost is \$3.5 to \$4.5 million.

Howell City has some extra revenue that may be used for the lighting at Page Field, Director Church stated that if there is any extra money maybe two of the tennis courts at the Bennett Center could be repaired. The tree roots and cracked asphalt make it a hazard to play on.

Marion Township's disc golf course is in the process of being reworked onto the extra 10 acres that was purchased several years ago. Cement T-pads will also be constructed.

Next Meeting

The next regular meeting will be Tuesday, July 16, 2019 at 7 pm at the Bennett Center.

Motion to adjourn at 5:36 p.m. by Bob Ellis, supported by Terry Croft. **Motion carried 5-0.**

Approved

Date

Respectively Submitted by: Tammy L. Beal, Secretary

MHOG Water Authority Meeting

July 17, 2019

5:00 PM at Oceola Township Hall

AGENDA

- 1. Approval of the Minutes of June 19, 2019**
- 2. Call to Public**
- 3. Reports**
 - **Staff Reports: Greg Tatara**
 - **Treasurer (Robin Hunt)**
 - **Engineer (Gary Markstrom)**
 - **CPA (Ken Palka)**
- 4. New Business**
 - **Correspondence**
- 5. Old Business**
- 6. Adjournment**

MHOG Water Authority Meeting MINUTES

The Marion, Howell, Oceola, Genoa Water Authority met on June 19, 2019 at 5:00 PM at the Oceola Township Hall. Members present were Bamber, Coddington, Rogers, Hanvey, Schuhmacher, Hunt, Beal and Hohenstein.

The meeting was called to order by Chairman Hanvey.

A motion was made by Rogers to approve the minutes of the May 15, 2019 meeting. The motion was seconded by Schuhmacher and carried.

A call to the public was held.

A motion was made by Hunt to approve a contract with NTEC for \$19,700.00 for Consultant Services for the Marion and Hometown Tanks. The motion was seconded by Schuhmacher and carried.

A motion was made by Schuhmacher to approve expenditures of \$429,200.99 from the M.H.O.G. Operating Fund represented by checks numbered 8061 thru 8100 and for direct deposit debits 474 thru 480 plus 7343. The motion was seconded by Coddington and carried.

A motion was made by Rogers to approve an expenditure of \$44,173.75 from the M.H.O.G. Capital Reserve Improvement Fund represented by checks numbered 1127 & 1128. The motion was seconded by Coddington and carried.

A motion was made by Hunt to adjourn. The motion was seconded by Schuhmacher and carried.

William J. Bamber, Secretary

HOWELL AREA FIRE AUTHORITY MEETING

Oceola Township Hall

1577 N. Latson Rd. – Howell, MI

July 17, 2019 – 6:00 PM

1. Meeting called to order at 6:00 pm.
2. Pledge of Allegiance (all stand)
3. Approve minutes of the regular meeting of June 19, 2019
4. Call to Public (items not on agenda)
5. Discussion/Approval Annual Election of HAFA Board Officers
Positions
6. Approve payment of bills and payroll in the amount of \$143,863.60
7. New Business
8. Old Business
9. Adjourn

HOWELL AREA FIRE AUTHORITY

June 19, 2019 – 6:00 pm

Oceola Township Hall – 1577 N. Latson Rd. Howell, MI 48843

Present: Chairman Bill Bamber, Vice Chairman Mike Coddington, Secretary Mark Fosdick, Treasurer Nick Proctor, Member Bob Hanvey, Fire Chief Andy Pless, Asst. Sec/Treas. Laura Walker, Attorney Kevin Gentry

Chairman Bill Bamber called the meeting to order at 6:00 pm


Approve the minutes of the regular meeting of May 15, 2019: MOTION by Mr. Proctor, SUPPORT by Mr. Coddington to approve the minutes of the regular meeting of May 15, 2019. MOTION CARRIED UNANIMOUSLY.

Call to Public: No Response

Approve Payment of Bills and Payroll: MOTION by Mr. Proctor, SUPPORT by Mr. Hanvey to authorize payment of bills and payroll in the amount of \$341,155.41. MOTION CARRIED UNANIMOUSLY.

Adjourn: MOTION by Mr. Proctor, SUPPORT by Mr. Fosdick to adjourn the meeting at 6:13pm. MOTION CARRIED UNANIMOUSLY.

Respectfully Submitted:



Laura Walker, Asst. Secretary/Treasurer

Approved By: _____

Mark Fosdick, Secretary

MONTHLY UPDATE TO THE BOARD

TO: HOWELL AREA FIRE AUTHORITY BOARD OF DIRECTORS
FROM: ANDREW PLESS, FIRE CHIEF
SUBJECT: MONTHLY HAFD REPORT FOR JUNE, 2019
DATE: JULY 10, 2019

During the month of June, the HAFD responded to a total of 120 calls for service. There were 110 calls in June of 2018. The total year-to-date runs for 2019 was 711. Last year's total at the end of June was 697.

Some of the more significant events for the month included:

On June 1st Howell Firefighters responded mutual aid to Brighton Area Fire on a working basement fire in the 2000 block of Pardee Rd in Genoa Township. Units from the Marion, Ocoola and Main Fire Stations assisted at the scene. The fire extended from the basement to the attic of the home. Howell Firefighters assisted with extinguishment and overhaul of the home. There was significant damage to the home.

On June 1st Howell Firefighters responded to a reported structure fire in the 5000 block of Mason Rd in Howell Township. On arrival firefighters found the cable box had been struck by lightening and the outside of the home was on fire. The fire was extinguished and damage was limited to the exterior siding. The residents were able to remain in the home.

On June 15th Howell Firefighters responded Mutual Aid to Hartland Area Fire on a working barn fire on Lannen Rd in Deerfield Township. Howell units arrived first and found the entire barn to be involved in fire. The fire was brought under control in about 20 minutes however it was a complete loss.

On June 23rd Howell Firefighters responded to a report of a mobile home on fire in Howell Estates in the City of Howell. On arrival firefighters found significant fire under the home which was quickly extinguished. The cause of the fire was determined to be from shorted heat tape on the water lines. There was significant smoke damage to the interior of the home.

The new Breathing air compressor arrived and was installed this month. The new compressor allows firefighters to completely fill the SCBA bottles allowing for more time on air.

Training for the month of June consisted of individual Station training allowing the stations to work on their specific needs and Medical Reporting review

The next meeting of the Howell Area Fire Authority Board is scheduled for Wednesday July 17th, 2019 at 6:00 pm.

HOWELL AREA FIRE DEPARTMENT FIRE MARSHAL DIVISION

1211 W. Grand River
Howell, MI 48843
517-546-0560
FAX: 517-546-6011
firemarshal@howellfire.net

DATE: July 8, 2019
TO: Chief Pless
Fire Authority Board
FROM: Jamil Czubenko, Assistant Chief/Fire Marshal
REF: June 2019 Month End

The month of June 2019 was busy in the Fire Marshal Division.

The FMD participated in emergency responses and department training throughout the month.

Several Food Truck/Trailer events continue to be planned throughout our jurisdiction, where the FMD will be performing fire safety inspections. The Howell DDA and the Tanger Outlets have been very active with these events.

The FMD has been involved with buyers and sellers of property for vacant property and existing buildings throughout our jurisdiction. A few proposals for projects have been submitted for review and comment.

The 34th Annual Balloonfest was June 28-30. The Fire Department was active throughout the event and had a presence at the Balloonfest this year. The Balloonfest was on the Howell High School Campus. We conducted fire safety inspections of all food vendors and the carnival before the start of the event. We were also involved with the Fireworks display for Friday night entertainment. The FMD worked with Night Magic Fireworks before, during and after the show. The event was successful and went without incident.

Planning and meetings continue for the Howell Melonfest. The 59th Annual Melonfest will be August 16-18. The HAFD will be active throughout the event for many of the activities going on.

To date 590 kids and 900 adults have made public education contact with the HAFD, totaling approximately 72 personnel hours.

The HAFD visited 7 homes and installed a total of 7 smoke detectors, 3 CO/Smoke detectors and replaced batteries in 7 detectors. To date, 116 working smoke detectors plus the 62 smokes and 13 CO/Smoke detectors we've installed.

32 new inspections and 15 re-inspections were completed. 37 plan reviews, consultations and fire safety tests were also completed.

July 2019 brings us more planning for future projects and various fire prevention events.

STATION RESPONSES
June 2019

STA. 20 - Main Station		STA. 22 - Oceola Twp.	
Oceola Twp.	3	Oceola Twp.	21
Cohoctah Twp.	1	Cohoctah Twp.	1
Howell Twp.	23	Howell Twp.	0
Marion Twp.	15	Marion Twp.	2
City of Howell	33	City of Howell	2
Mutual Aid	3	Mutual Aid	3
TOTAL:	78	TOTAL:	29
STA. 23 - Marion Twp.		STA. 24 - Cohoctah Twp.	
Oceola Twp.	1	Oceola Twp.	1
Cohoctah Twp.	0	Cohoctah Twp.	3
Howell Twp.	0	Howell Twp.	8
Marion Twp.	13	Marion Twp.	2
City of Howell	1	City of Howell	2
Mutual Aid	1	Mutual Aid	1
TOTAL:	16	TOTAL:	17

MARION TWP
Information technology

Incident List by Alarm Date/Time

Alarm Date Between {06/01/2019} And {06/30/2019}
and Township = "MTP"

Incident-Exp#	Alm Date	Alm Time	Location	Incident Type
19-0000588-000	06/01/2019	04:51:13	1204 YORK AVE	611 Dispatched & cancelled en ro
19-0000589-000	06/01/2019	05:55:32	4845 CEDAR LAKE RD	311 Medical assist, assist EMS c
19-0000590-000	06/01/2019	08:05:42	4661 SIERRA DR	311 Medical assist, assist EMS c
19-0000595-000	06/01/2019	20:59:00	2950 HIGH HILLCREST DR	445 Arcing, shorted electrical e
19-0000596-000	06/01/2019	21:54:55	5695 MASON RD /FOWLERVILL	111 Building fire
19-0000606-000	06/04/2019	10:54:05	2044 LYDIA LN	311 Medical assist, assist EMS c
19-0000608-000	06/04/2019	18:13:52	120 NEWBERRY LN	311 Medical assist, assist EMS c
19-0000615-000	06/08/2019	15:11:47	1321 PINCKNEY RD	661 EMS call, party transported
19-0000631-000	06/12/2019	11:58:28	1365 MORNING MIST DR	531 Smoke or odor removal
19-0000636-000	06/12/2019	18:13:16	2055 W SUNDANCE RDG	561 Unauthorized burning
19-0000640-000	06/14/2019	05:12:25	1084 GRAY FOX CT	611 Dispatched & cancelled en ro
19-0000641-000	06/14/2019	11:48:03	E I96 & PINCKNEY RD	652 Steam, vapor, fog or dust th
19-0000645-000	06/15/2019	19:58:45	2722 W COON LAKE RD	173 Cultivated trees or nursery
19-0000652-000	06/17/2019	09:31:12	83 NEWBERRY LN	611 Dispatched & cancelled en ro
19-0000653-000	06/17/2019	16:29:04	2055 W SUNDANCE RDG	173 Cultivated trees or nursery
19-0000656-000	06/17/2019	20:14:48	1050 FRANCIS RD	142 Brush or brush-and-grass mix
19-0000657-000	06/17/2019	22:41:20	205 FRANCIS RD	412 Gas leak (natural gas or LPG
19-0000660-000	06/18/2019	16:38:50	4846 W SCHAFER RD /PINCKN	700 False alarm or false call, O
19-0000661-000	06/19/2019	03:24:47	4846 W SCHAFER RD /PINCKN	745 Alarm system activation, no
19-0000670-000	06/22/2019	06:55:41	4846 W SCHAFER RD /PINCKN	745 Alarm system activation, no
19-0000693-000	06/26/2019	19:11:22	375 DIETERLE RD /FOWLERVI	444 Power line down
19-0000694-000	06/26/2019	19:32:46	3876 BERRY MANOR DR	251 Excessive heat, scorch burns
19-0000699-000	06/27/2019	15:14:52	205 FRANCIS RD	412 Gas leak (natural gas or LPG
19-0000703-000	06/28/2019	15:53:43	4518 CEDAR LAKE RD	611 Dispatched & cancelled en ro
19-0000704-000	06/28/2019	16:43:38	COUNTY FARM RD & JEWELL R	600 Good intent call, Other
19-0000706-000	06/28/2019	20:49:35	4777 LAKESHIRE DR	111 Building fire

Total Incident Count 26

GENERAL FUND	April	May	June	Matures	EARN YTD
#003 FNBH Sav #599	\$ 65.52	\$ 67.71	\$ 65.54		\$ 796.50
The State Bank #737				10/16/2019	\$ 8,666.91
Flagstar Bank #054				12/26/2019	\$ 1,899.64
Flagstar Bank #8365				11/9/2019	
PNC Bank #148	\$ 126.66	\$ 118.62			\$ 1,354.46
FNBH Land Acq.#342	\$ 2.07	\$ 2.13	\$ 2.07		\$ 25.13
Key Bank #700	\$ 97.97	\$ 101.27	\$ 98.05		\$ 906.71
Monthly Totals	\$ 292.22	\$ 289.73	\$ 165.66		\$ 13,649.35

WATER FUND

#003					\$ -
CIBC CD #321				8/8/2019	\$ 4,119.15
Monthly Totals	\$ -	\$ -	\$ -		\$ 4,119.15

SEWER FUND

#002 TCF #072				12/11/2019	\$ 4,391.55
Chemical Bank #707				9/20/2019	\$ 4,117.11

Old National Bank #8030				10/21/2019	
CIBC CDARS #5648	\$ 924.84	\$ 4,783.65	\$ 4,638.05	4/23/2020	\$ 10,346.54
Monthly Totals	\$ 924.84	\$ 4,783.65	\$ 4,638.05		\$ 18,855.20

Grand Total	\$ 1,217.06	\$ 5,073.38	\$ 4,803.71		\$ 36,623.70
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July to June Total	Ref: 6-30-19
\$ 36,623.70	
1st Qtr (Jul-Sept)	2,996.83
2nd Qtr (Oct-Dec)	10,523.84
3rd Qtr (Jan-Mar)	12,008.88
4th Qtr (Mar-Jun)	11,093.61

TOWNSHIP OF MARION PUBLIC NUISANCE ORDINANCE
Ordinance No. , Effective

An Ordinance to promote the public health, safety and general welfare; or to provide penalties for maintaining Public Nuisances; or to provide for the abatement of Public Nuisances by the Township and the collection of the costs thereof within the Townships' discretion.

The TOWNSHIP of MARION ORDAINS:

SECTION 1. PUBLIC NUISANCES DEFINED AND PROHIBITED.

A Public Nuisance is an action or condition that is offensively annoying, unpleasant, obnoxious, hurtful, harmful, injurious, vexing, difficult or distressing and causes harm or annoyance to a person or persons in a particular locality in violation of their rights in the preservation of the public health, safety and other aspects of the public welfare as members of the community. Any such action or condition that annoys, injures or endangers the safety, health, convenience, comfort, repose or other aspects of the public welfare, offends public decency or aesthetic sensibilities, interferes with, obstructs or renders dangerous any road, highway, navigable lake, river or stream, or in any way renders the public insecure in life on property is hereby declared to be a Public Nuisance. Public Nuisances shall include, but not be limited to, whatever is forbidden by any provision of this Ordinance and Article III Section 2 (pg. 3-15). No person shall commit, create or maintain any Public Nuisance.

SECTION 2. NUISANCES PER SE.

The following acts, accumulations, conditions and activities are hereby declared to be Public Nuisances, *per se*:

- Permitting to remain on premises owned or occupied by a person or by a public agency, throwing, placing or leaving, or permitting the throwing, placing or leaving on the premises of another, any observable amounts of the following substances: organic refuse, food wastes, ashes, dead animals, fish, animal bones, hides, rotten soap, grease, tallow, offal, shells, food containers or wrappings, cans, bottles, jars, crockery, garbage, discarded furniture, cartons, boxes, crates, rags, discarded clothing, bedding, floor coverings, wallpaper, sweepings, wastepaper, newspapers or magazines, discarded appliances, rubbish, excrement, rotted materials; construction debris, including, but not limited to lumber, bricks, blocks, plumbing or heating materials, siding; yard clippings, 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:
 - Any public or private road, street, highway, lane, public place, square, sidewalk or any lands within the boundaries of Marion Township, owned by the Township, County of Livingston, State of Michigan, other municipal corporation or government entity.
 - Any river, lake, stream or other body of surface water, wetlands or flood plains.
 - Any private place or premises where in the reasonable judgment of the Township Supervisor or his or her appointed agent, or Board of Trustee the specified substances constitute an obnoxious or dangerous condition; or are detrimental to the public health, safety or

other aspects of the public welfare; or offend aesthetic sensibilities; or may cause sickness; or attract flies, insects, rodents or vermin.

- The emission of noxious fumes or gas, smoke, ashes or soot in such quantities as to render occupancy of property dangerous or uncomfortable to a person of normal sensitivities.
- The keeping of explosives, inflammable liquids or other dangerous substances stored in any manner or in any amount contrary to the provisions of any statute or applicable administrative regulation of the State of Michigan.
- Any dangerous, unguarded excavations or dangerous, unguarded machinery in any publicly accessible place, or so situated, left or operated on private property so as to attract members of the public.
- The owning, driving or moving upon the public roads and streets of a truck or other motor vehicle which is constructed or loaded so as to permit any part of its load or contents to be air blown and deposited upon any road, street, alley, sidewalk or other public or private place, or which deposits from its wheels, tires, or other parts onto the road, street, sidewalk or other public or private place dirt, grease, sticky substances or foreign matter of any kind; provided, however, that under circumstances determined by the Township Supervisor or his or her appointed agent or Board of Trustee to be in the public interest, he or she may grant persons temporary exemption from the provisions of this subsection conditioned upon cleaning and correcting the violating condition as specified by the Township Supervisor or his or her appointed agent or Board of Trustee and execution of an agreement by such person to reimburse the Township for any extraordinary expenses incurred by the Township in connection with such exemption.
- The keeping, either inside or outside of any building, structure, or dwelling, in a place accessible to children, any abandoned or unused discarded refrigerator, or any airtight container of any kind which has a snap latch or other locking device thereon, without first removing the snap latch, other locking device, or the doors, from such refrigerator or other such airtight container.

I. The abandonment, leaving, keeping or maintaining of an unlicensed, junk or abandoned motor vehicle, as provided in Section 6 of this Ordinance and in accordance with Township defined artical III Section 3.02.

SECTION 3. ABATEMENT: NOTICE, AUTHORITY OF OFFICERS.

Whenever any Public Nuisance described in Sections 1 or 2 of this Ordinance shall exist upon Township property or upon the property of another municipal corporation or other government entity or private property within the boundaries of the Township, said Public Nuisance may be abated by the Township Supervisor or his or her appointed agent or Board of Trustee without notice and the cost of abatement charged as provided in Section 5 of this Ordinance with Board of Trustee discretion. Except as provided in Section 6 of this Ordinance for unlicensed, junk or abandoned motor vehicles, whenever any such Public Nuisance shall exist on private premises within the Township, the Township Supervisor and his or her appointed agent shall give notice in writing by certified mail, return receipt requested, and/or first class mail addressed to the owner or occupant of the property where the Public Nuisance exists or to the person(s) otherwise responsible for the property upon which said Public Nuisance is located. Said notice shall specify the location and nature of the Public Nuisance and shall indicate that such owner or

occupant or person otherwise responsible is required to repair, tear down, abate or otherwise remove the Public Nuisance within ten (10) days of the receipt of the notice. Following the issuance of said notice, the Township Supervisor or his or her appointed agent may proceed to initiate civil or criminal proceedings permitted by law to abate the nuisance with the approval of the Township Board and under the supervision of the Township Attorney.

If the Township intends to abate a Public Nuisance by entering the property and causing the work to be done to repair, tear down, abate or otherwise remove the Public Nuisance and charge the cost thereof to the property owner, the Township shall notify the property owner and occupant of this intent and advise the owner or occupant that a hearing may be requested within the ten (10) day period pursuant to Section 4 of this Ordinance. If no hearing is requested in the time allotted or following a hearing held pursuant to Section 4 of this Ordinance, said nuisance may then be repaired, torn down, abated or otherwise removed by the Township Supervisor and his or her appointed agent and the cost thereof charged, as provided in Section 5 of this Ordinance. If the actual owner or occupant of the premises is unknown or cannot be located, notice may be given by posting a copy of said notice upon a conspicuous part of the property where the Public Nuisance is located and by mailing a copy of said notice by certified mail, return receipt requested, addressed to the owner or party in interest at the address shown on the Township tax records, at least ten (10) days before further action by the Township Supervisor or his or her appointed agent.

SECTION 4. HEARING.

If, after notice provided under Section 3 of this Ordinance, the recipient of said notice requests a hearing as therein provided, a hearing shall be held before the Township Board or a hearing officer appointed by the Township Board to determine the applicability of this Ordinance to the property in question. The Township Board or its appointed hearing officer shall make a decision with written findings of fact based upon an investigation and evidence presented at the hearing as to whether the activity or condition in question violates the provisions of this Ordinance. If the Township Board or its appointed hearing officer determines that the activity or condition violates the provisions of this Ordinance, the Township Board shall order the person requesting the hearing or owner or occupant of the premises in question to repair, tear down, abate or otherwise remove the Public Nuisance in question within a reasonable time, but not less than five (5) days. If the Public Nuisance is not repaired, torn down, abated or otherwise removed within the period allowed in the order, the Township Supervisor or his or her appointed agent may repair, tear down, abate or otherwise remove said Public Nuisance and charge the cost thereof as provided in Section 5 of this Ordinance.

SECTION 5. ABATEMENT; COSTS.

All expenses incurred by the Township or its employees or agents in repairing, tearing down, abating or otherwise removing a Public Nuisance under this Ordinance shall be charged to the person responsible for the Public Nuisance, including either the occupant of the land in question, the person who appears as owner or party in interest upon the last local tax assessment records of the Township, or both. If said person or persons fail to pay said charge within thirty (30) days after a statement therefor is mailed to them, the amount of expenses incurred by the Township in repairing, tearing down, abating or otherwise removing the Public Nuisance may be paid from the Township General Fund and the amount thereof assessed against the lands on which the Public Nuisance was located on the next general assessment/tax roll of the Township and shall be collected in the same manner as other taxes are collected. The Township shall have a lien upon such lands for

such expense. Said lien shall be enforced in the manner prescribed by the general laws of the State providing for the enforcement of tax liens.

SECTION 6. UNLICENSED, JUNK OR ABANDONED MOTOR VEHICLES PROHIBITED.

- A Motor Vehicle is hereby defined as any wheeled vehicle that is self-propelled or intended to be self-propelled. An Unlicensed, Junk or Abandoned Motor Vehicle, for purposes of this Ordinance shall include:
 - Any motor vehicle or portion thereof that has remained on the premises of another for a period of forty-eight (48) continuous hours or more without the consent of the owner or occupant of the property or for a period of forty-eight (48) continuous hours or more after the consent of the owner or occupant of the property has been revoked; or
 - Any motor vehicle or portion thereof that has remained on the premises of an owner or occupant for a period of thirty (30) consecutive days or more, and does not have an engine in running condition, four (4) inflated tires, and/or a battery; or
 - Any motor vehicle or portion thereof that has remained on the property of an owner or occupant for a period of 90 days or more and does not have attached current license plates with current registration; or
 - Any motor vehicle or portion thereof that is in fact abandoned by its owner; or
 - Any motor vehicle or portion thereof that for any reason is not operable and not repairable.
 - No person shall abandon a motor vehicle or portion thereof on the premises of another.
 - No person shall store, maintain, keep, leave or authorize the storage, maintenance, keeping or leaving of any unlicensed, abandoned or junk motor vehicle or part thereof on any private property under his/her ownership, tenancy or control, except as provided in paragraph "D" below.
 - The following motor vehicles shall not be deemed unlicensed, junk or abandoned vehicles for purposes of this Ordinance: vehicles stored within a completely enclosed building, vehicles kept as stock in trade by a regularly licensed dealer in motor vehicles, vehicles stored by a junk or abandoned vehicle dealer or agent properly and currently licensed by the State of Michigan. The Township Supervisor or his or her agent may, upon written application, exempt from this Ordinance for any reasonable period of time any historic or classic vehicle which by reason of special circumstances is deemed not be a junk or abandoned motor vehicle.
 - The Township Supervisor or his or her appointed agent may remove any unlicensed, junk or abandoned motor vehicle or part thereof from the property of the Township or other municipal corporation or other government entity within the boundaries of the Township without notice and may dispose of said vehicle in a prescribed or otherwise acceptable manner. The Township Supervisor or his or her appointed agent may remove or cause to be removed any unlicensed, junk or abandoned motor vehicle or part thereof from any open area on private property, after having notified the vehicle owner and/or lienholder, if known, and the property owner

or occupant of such property in writing of his or her intention to do so at least forty-eight (48) hours prior to such removal. If the vehicle owner and/or lienholder cannot be determined, a copy of said notice shall be placed upon the vehicle at least forty-eight (48) hours prior to removal. The Township Supervisor or his or her appointed agent may dispose of said vehicle in a prescribed or otherwise acceptable manner. The cost of hauling away and disposing of an unlicensed, junk or abandoned motor vehicle may be charged as provided in Section 5 of this Ordinance. The removal of an unlicensed, junk or abandoned motor vehicle by the Township Supervisor or his or her appointed agent shall not excuse or relieve any person of the obligations imposed by subsections 6(B) or 6(C) of this Ordinance nor from the criminal penalties for violation thereof.

SECTION 7. UNLAWFUL NOISE PROHIBITED.

- It shall be unlawful, and it shall be deemed a Public Nuisance, for any person to unreasonably make, continue or cause to be made any noise that excessively annoys or disturbs the quiet, comfort or repose of a reasonable person of normal sensitivities, or that injures or endangers the health, peace, or safety of the public within the Township. The following acts, among others, are declared to be *prima facie* evidence of unlawful noises in violation of this Section 7, and are deemed to be Public Nuisances *per se*, but this enumeration shall not be deemed to be exclusive, namely:

- Radios, Record or CD Players and Musical Instruments: Operating, playing or permitting the operating of any radio, CD player, television set, car stereo, musical instrument, drum, loudspeaker, tape recorder, or other sound-producing device, amplified or unamplified, in such a manner or with such volume at any time or place so as to excessively annoy or disturb the quiet, comfort or repose of a reasonable person of normal sensitivities in any office, dwelling, hotel, motel, hospital or residence, or the operation of any such radio, instrument, CD player, television set, machine or device in such a manner as to be plainly audible on real property or in a dwelling unit other than that from which the noise originates or emanates, or the operation of a car stereo so as to be plainly audible at a distance of fifty (50) feet from the vehicle in which it is located.

- Shouting and Whistling: Yelling, shouting, hooting, whistling, singing, or making any other loud noises on public or private roads, streets, sidewalks, pathways or other rural roads, streets or paths located within the Township, between the hours of 11:00 p.m. and 7:00 a.m. the following day, or the making of any such noise at any time or place so as to excessively annoy or disturb the quiet, comfort or repose of a reasonable person of normal sensitivities in any office, dwelling, hotel, motel, hospital or residence.

- Animals and Birds: Owning, possessing or harboring any animal or bird that frequently or for continued duration howls, barks, meows, squawks or makes other sounds at any time or place so as to excessively annoy or disturb the quiet, comfort or repose of a reasonable person of normal sensitivities in any office, hotel, motel, hospital or residence.

- Construction: Operating or permitting the operation of any tools or equipment used in construction, excavation, demolition, alteration or repair of any building, road, street or highway, between the hours of 9:00 p.m. and 7:00 a.m. the following day or all day on Sundays or federal holidays, such that the sound thereof is plainly audible in any hotel, motel, hospital, office or residence located on any property other than the property from which the noise originates, with the following exceptions:

- Noise from the operation of any tools or equipment used in construction, excavation, demolition, alteration, or repair of any building or other structure, site grading, road, street or highway that is normal to such operations shall be permitted daily between the hours of 7:00 a.m. and 9:00 p.m., except that no such operations shall be conducted on Sundays, Thanksgiving Day, Christmas Day and New Years Day. Any operation that does not exceed sixty (60) decibels at the property line of the property in which it is conducted may operate at any time on any day between the hours of 7:00 a.m. and 9:00 p.m.

- Noise from the operation of any tools or equipment used in home improvement or maintenance projects personally conducted by the owner or occupant of an existing residence or other type of building or structure shall be permitted on any day between the hours of 7:00 a.m. and 9:00 p.m.

- Engines: Operating or permitting the operation of any engine, whether stationary or mobile, so as to excessively annoy or disturb the quiet, comfort or repose of a person of normal sensitivities in any office, hotel, motel, hospital or residence. This subparagraph shall not prohibit the operation of any mechanically powered saw, sander, drill, grinder, lawn or garden tool, snowblower or similar device used outdoors in residential areas between the hours of 7:00 a.m. and 9:00 p.m., the same day, nor shall it prohibit the operation of a state licensed motor vehicle in a manner expressly permitted by State law.

- Smoke: A person, industry, corporation, firm, or business shall not discharge into the atmosphere from any single source of emission or collective sources of emission located on any lot or parcel, any air contaminant for a period or periods of time aggregating more than three (3) minutes in any one (1) hour which results in the following:

- As dark or darker in shade than that designated as No. 2 on the Ringelmann Chart, as published by the United States Bureau of Mines.

- Of such density as to obscure an observers view to the degree equal to or greater than the shade of smoke described in (a) above.

- At no time for any period of time shall smoke emissions be darker than Ringelmann No. 3.

- Dust, Dirt or Fly Ash: There shall be no discharge into the atmosphere of any levels of materials or substances of any kind or combination of kinds exceeding twenty (20) grams per cubic foot of the carrying medium. There shall be no discharge of any materials or substances into the atmosphere which creates conditions harmful or potentially harmful to any human, animal or plant material located on the same property as well as adjacent properties. All equipment involved in any process shall be maintained in an approved operating condition so as to keep any produced dust, dirt or fly ash to the minimum possible.

- Noxious Gas: No noxious gas shall be permitted to escape into the atmosphere in concentrations detrimental to human, plant or animal life.

- Open fires: A person, industry, corporation, firm or business may burn combustible refuse in an open outdoor fire, if permitted, and if subject to written approval with specified conditions by the Township and Fire Department as not being detrimental to the health, safety and welfare of adjoining properties and the community generally.

- Vibration: Vibrations from any operation on any lot or parcel shall be controlled to the extent that they cannot be felt beyond any property line bounding or beyond the lot or parcel from which such vibrations emanate.
- Glare and Heat: All operations which produce glare and heat, such as welding or acetylene torch cutting shall be performed in such a manner that the glare cannot be seen from any road, street or highway or adjacent property and any heat produced on a lot or parcel through any operation shall be insulated that the temperature at any of its property lines shall not increase above that which is registered as the temperature for any particular time of day by the local Weather Bureau.
- Light: Lights for building residences and other structures and parking areas, whether located inside, outside or in or under covered buildings, residences or other structures and parking areas shall be so located, oriented and shielded so as not to shine directly onto any adjacent properties, roads, streets or highways. Note: Said Lighting may be permitted across property lines ONLY IF affected owners/parties involved agree with shared Lighting. BUT, Never to be carried over "Grandfather Clause" meaning or allowance once the original owners/parties cease to share the Agreement herewith.
- Radio Transmission: Any electronic equipment shall be so shielded that its operation will not interfere with any other installation and use of radio, television, cellphone or other electronic equipment.
- Flammable Liquids, Liquified Petroleum Gases and Explosives: shall not be stored on any lot or parcel without the approval of the State of Michigan Fire Marshall and the local Fire Department and shall comply with all the State of Michigan rules and regulations as established by the "Fire Prevention Act," Public Act 207 of 1941, as amended.
- Odor: There shall be no emission or escape of any materials or any obnoxious odor in such quantities as to be readily detectable so as to pose a hazard or to create any physical discomfort to the users and occupants of adjacent properties or those persons walking or traveling by in vehicles on adjacent roads, streets or highways, subject to State Law, i.e., Michigan Right to Farm Act.
- Radioactive Materials and Wastes: The delivery, storage, use and removal of radioactive materials and wastes shall have the approval of the responsible Federal, State and local agencies and in no case shall radioactive materials and wastes be permitted to exceed quantities established as safe by the United States Bureau of Standards when measured at the property lines of the property upon which such materials are located.
- Open Storage: All storage of building materials, sand, gravel, stone, lumber, equipment and supplies shall be continually or permanently located within an area not closer than one hundred fifty (150) feet from any road, street or highway right-of- way line, and not less than twenty (20) feet from any side or rear lot line of the lot or parcel upon which they are located. The on-site location of openly stored lumber, coal or other combustible materials shall be accessible by means of a Fire Department approved driveway which provides direct and free access at all times by fire trucks. All such open storage shall be screened from all roads, streets and highways and all adjacent properties by a solid eight (8) foot high wall, fence, berm, evergreen planting or any combination of them. The storage of any of the aforementioned shall not be piled so as to exceed the eight (8) foot high required solid barrier.

SECTION 8. PUBLIC NUISANCES, EMERGENCY ABATEMENT, COSTS.

The Township Supervisor or his or her appointed agent may act to abate a Public Nuisance without giving notice as specified in Section 3, if the public health, safety or welfare requires immediate action. The cost of abating such nuisance shall be charged as specified in Section 5.

SECTION 9. PENALTIES.

May be applied by the Township Supervisor, appointed agent and/or Board of Trustee within their legal discretion.

SECTION 10. EFFECTIVE DATE.

This Ordinance shall become effective thirty (30) days after its publication.

This is a Sample only. It should be tailored to meet the specific needs of your entity and should be reviewed by Legal Counsel before implementation.

Sample Fireworks Ordinance

Section 1: Purpose

The Purpose of this Ordinance is to establish a safe environment for the discharge of fireworks and to ensure protection for the viewing public and the property owners surrounding the discharge site.

Section 2: Application and Site Plan

- a. Any party wishing to stage a fireworks display shall, at least 30 day prior to the display, submit an application on a form furnished by the **Municipal Entity Name** and shall secure permission from the **Municipal Entity Name** Board prior to the fireworks display.
- b. A site plan of the area where the fireworks display is to be conducted shall be submitted with the application. The site plan shall set forth all structures in the area and the discharge site fallout area. The site plan shall furthermore set forth the distance separating the mortars used to launch the fireworks and the structures and also set forth the distance separating the mortars and the spectators viewing the display. All site plans must be approved by the _____ **Municipal Entity Name** Fire Department prior to **Municipal Entity Name** Board approval.

Section 3: Requirements and Restrictions

- a. The firework company conducting the display shall follow National Fire Protection Association (NFPA) Code 1123 for firework display and/or the _____ **Municipal Entity Name** requirements, whichever is more restrictive.
- b. The firework company shall maintain personal injury liability insurance/property damage liability insurance in the amount of 1,000,000 during each event. The **Municipal Entity Name** shall be named as an additional insured on the insurance policy. The insurance policy must be submitted with the aforementioned application and shall be subject to the Risk Management review. The insurance policy shall also include coverage for the cleanup after the fireworks display has ended.
- c. The firework company shall be responsible for all shells being fired. In the event one of the shells does not explode, the fireworks company shall secure the area until the unexploded shell is found and properly disposed of.
- d. The consumption of alcohol prior to and during display by the shooters or any person on site employed by the fireworks company is strictly prohibited.

Section 4: Enforcement and Penalties

- a. The Ordinance shall be enforced by such persons who shall be so designated by the **Municipal Entity Name** Board.
- b. Violation of this Ordinance shall be a misdemeanor which shall be punishable upon convictions thereof by a fine not exceeding Five Hundred and no/100 (\$500.00) Dollars or by imprisonment for not exceeding 90 days or by both such fines and imprisonment at the discretion of the Court.

This policy is to establish a safe environment for the discharge of fireworks and to ensure the protection for the viewing public and surrounding property owners of the discharge site.

_____ **Municipal Entity Name** requires the Firework Company follow NFPA (National Fire Protection Association) 1123 CODE FOR FIREWORK DISPLAY and/or _____ **Municipal Entity Name** policy whichever is more restrictive.

The **Municipal Entity Name** _____ requires the Firework Company name both as an additional insured on the Fireworks Company's insurance policy. The insurance policy must be presented to _____ **Municipal Entity Name** prior to the event to provide enough time for the Risk Management review.

_____ **Municipal Entity Name** requires the Fireworks Company provide \$1,000,000 in insurance coverage for each event. The Fireworks insurance policy shall include the Fireworks Company is responsible for the clean up after the fireworks display has ended.

The Fireworks Company is responsible for all shells being shot off. In the event one of these shells does not go off the Fireworks Company is responsible for securing the area until the unfired shell is found and properly disposed of.

_____ **Municipal Entity Name** requires a minimum safe area of 250 feet **RADIUS** plus 70 feet per 1 inch diameter for shells over 3 inches in diameter.

Variance may be granted to the safe area by the **Municipal Entity Name** Board not to exceed minimum requirements of the NFPA CODE 1123 Fireworks Display.

_____ **Municipal Entity Name** prohibits the consumption of Alcohol prior to and during display by the shooters or any other persons on site employed by Fireworks Company.

_____ **Municipal Entity Name** requires a site plan of the area the fireworks display is conducted. This shall include all distances, structures in the area. This includes discharge site, fall out area and required separation distance from mortars to spectators viewing area. The display area does not include spectator viewing area or vehicle parking areas.

All site plans be approved by the _____ **Municipal Entity Name** Fire Department.

MEMO

To: Marion Township Board
From: Bob Hanvey
Subject: Peafowl on Bonnie Circle
Date: July 25, 2019

When we received a complaint about the noise created by peafowl on Bonnie Circle I found that peafowl are included in the Right to Farm Act. Further reading of the Generally Accepted Agricultural Management Practices for Site Selection reveals that all livestock operations are prohibited in wellhead protection areas.

Bonnie Circle is within the wellhead protection area in Marion Township and therefore raising of farm animals is not covered by the Right to Farm Act.

The Marion Township Zoning Ordinance provides for livestock in Suburban Residential District on a lot of two acres or greater. The lot in question is less than one acre and is therefore prohibited.

I suggest that the Township Board authorize the Zoning Administrator to inform the resident that the peafowl must be removed from the property.

From RTFA SITE SELECTION GAAMPS

Additional Considerations for all Livestock Facilities

1. Sites where institutional controls have been adopted to prohibit livestock agriculture are not acceptable for new and expanding livestock facilities if all of these are true:
 - a) The institutional controls were approved by the Michigan Department of Environment, Great Lakes, and Energy pursuant to the Natural Resources and Environmental Protection Act (NREPA), MCL 324.101 et seq., or the United States Environmental Protection Agency pursuant to the Comprehensive Environmental Response, Compensation, and Liability Act or the Resource Conservation and Recovery Act; and
 - b) The institutional controls are necessary to protect human or animal health.
 - c) Unacceptability has been confirmed by a vote of the Michigan Commission of Agriculture and Rural Development.

Additional Considerations for all Livestock Production Facilities

The following circumstances or neighboring land uses constitute conditions that are considered unacceptable for construction of new and expanding livestock production facilities or may require additional setback distances or approval from the appropriate agency, as indicated, to be considered acceptable.

1. Wetlands - New and expanding livestock production facilities shall not be constructed within a wetland as defined under MCL 324.30301 (NREPA, PA 451 of 1994, as amended).
2. Floodplain - New and expanding livestock production facilities and manure storage facilities shall not be constructed in an area where the facilities would be inundated with surface water in a 25-year flood event.

The following circumstances require minimum setback distances in order to be considered acceptable for construction of category 1, 2 or 3 new livestock production facilities. In addition, review and approval of expansion in these areas is required by the appropriate agency, as indicated.

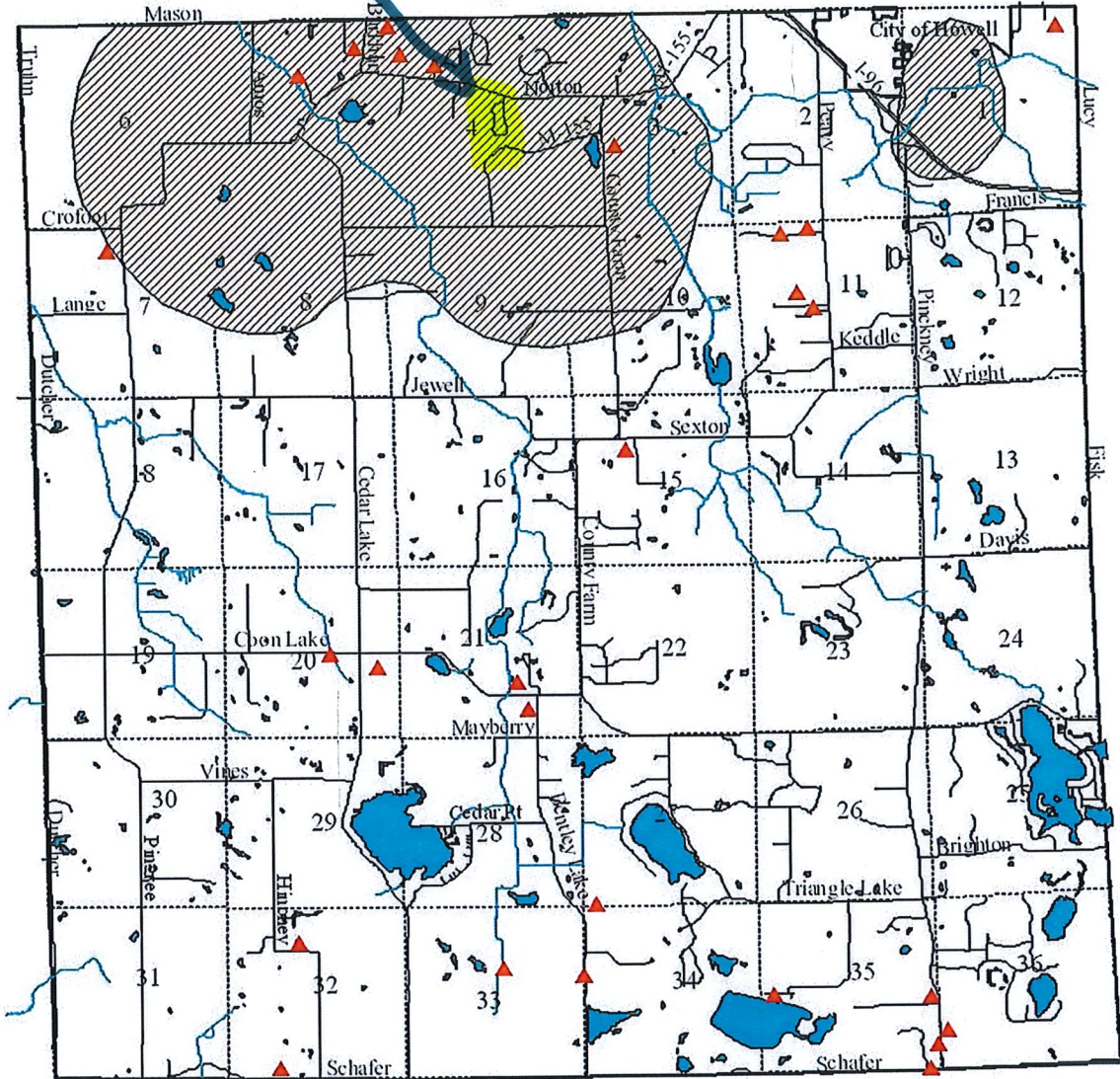
3. Drinking Water Sources






Groundwater protection - New livestock production facilities shall not be constructed within a ten-year time-of-travel zone designated as a wellhead protection area as recognized by the Michigan Department of Environment, Great Lakes, and Energy (EGLE), pursuant to programs established under the Michigan Safe Drinking Water Act, PA 399 of 1976, as amended.

An expanding livestock production facility may be constructed with review and approval by the local unit of government administering the Wellhead Protection Program.

BONNIE
CIRCLE

Map 7 High Nitrates



-  >5ppm Nitrate
-  Streams
-  Lakes
-  Roads
-  Drinking Water Protection Area

Source: MIRIS, SEMCOG

MARION TOWNSHIP ZONING ORDINANCE

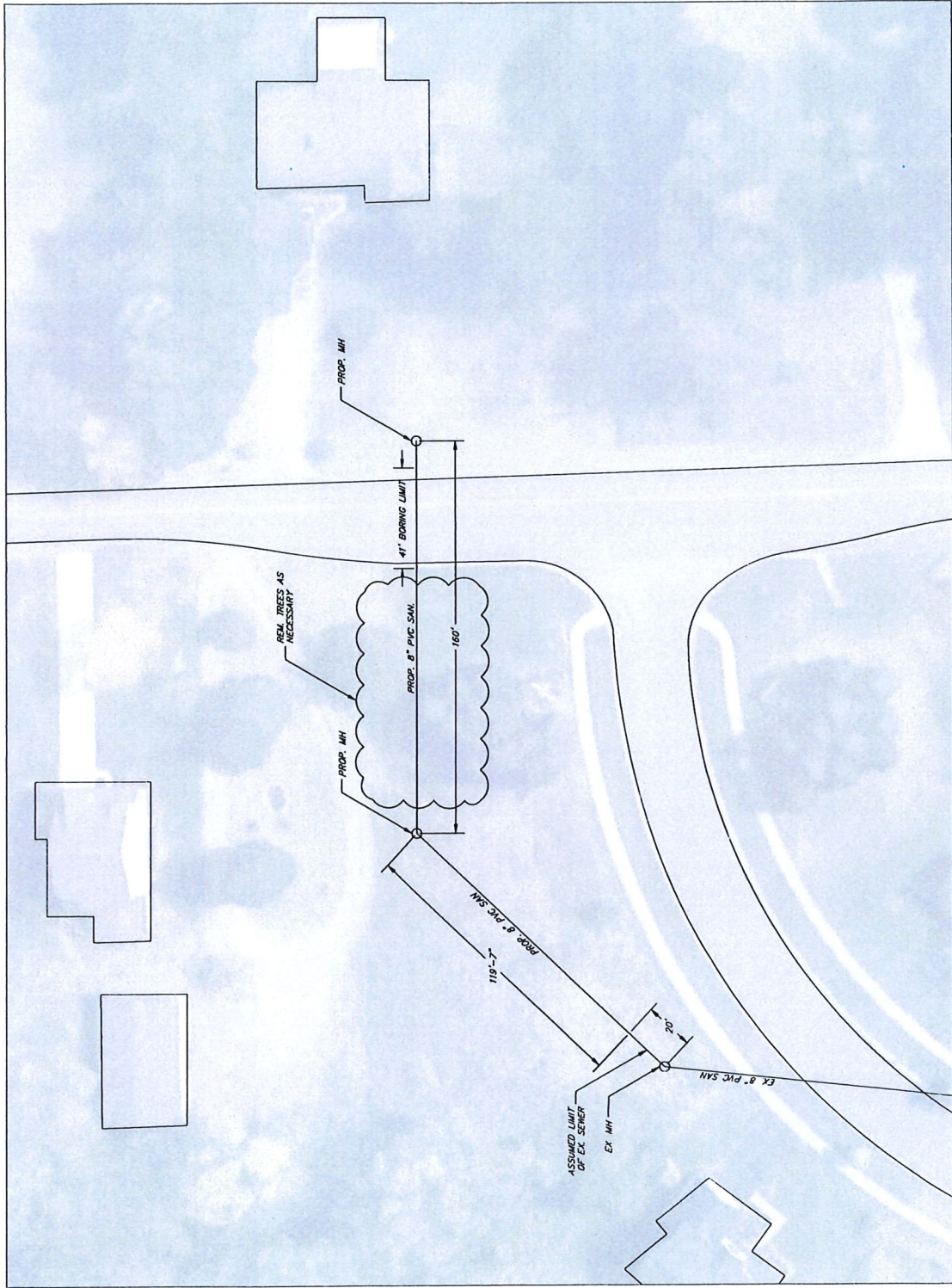
ARTICLE VI: GENERAL PROVISIONS

Section 6.01 Intent and Purpose

The following general provisions establish regulations, which are applicable in all zoning districts unless otherwise indicated.

Section 6.02 Keeping of Animals

- A. **Wild animals:** No wild animal nor vicious animal shall be kept permanently or temporarily in any district in the Township except in a bona fide public zoo or bona fide licensed circus, or by a person licensed by the State of Michigan to temporarily harbor and treat injured animals or animals designated as belonging to an endangered species until release into a permanent habitat is possible.
- B. **Livestock:** The raising and keeping of livestock and/or small animals such as poultry, rabbits, and goats may be conducted on a lot of two (2) acres or larger in the RR, Rural Residential and SR, Suburban Residential districts. Further, all such raising and keeping or killing and dressing of poultry and animals processed upon the premises, shall be for the use or consumption by the occupants of the premises.
1. Animals shall be owned and managed by the occupants of the premises.
 2. The occupants of the premises shall keep the odor, sounds and movement of the animals from becoming a nuisance to adjacent properties.
 3. No storage of manure, odor or dust producing materials or use shall be permitted within one hundred (100) feet of any adjoining lot line.
 4. Animal density shall not exceed 1.4 animal units per acre, except for private stables as provided in Section 8.01.D.2 and Section 8.02.D.1.
- C. **Household pets:** The keeping of household pets, such as dogs, cats, and other animals generally regarded as household pets is permitted as an accessory use in any residential zoning district provided that the number of pets, except as provided below for dogs, does not exceed eleven (11). If more than three (3) dogs are kept as household pets, none of the dogs kept shall be counted as a household pet nor be considered a permitted accessory use but instead the owner must obtain a hobby kennel permit as provided herein.
- D. **Hobby kennels:** The keeping of more than three (3) dogs, but less than eleven (11) shall only be allowed subject to the hobby kennel provisions of this ordinance and issuance of an appropriate permit by the Township. Hobby kennels are permitted subject to the special conditions in the Rural Residential (Section 8.01) and Suburban Residential District (Section 8.02). Hobby kennels are permitted only by special use permit in the Urban Residential District (Section 8.03) and are subject to the requirements of Section 17.19.B.
- E. **Commercial kennels:** The keeping of eleven (11) or more dogs shall be subject to the commercial kennel provisions of this ordinance. Commercial kennels are only permitted by special use permit in the Rural Residential (Section 8.01.E) and Suburban Residential (Section 8.02.E) Districts and are subject to the requirements of Section 17.19A.



DATE:	DESIGNER:	DISTRICT:
BY:	CHECKED BY:	PROJECT NO.:
SCALE:	DATE:	SHEET NO.:
SCALE: NOT TO SCALE	FILE NO.:	OF:

HOVELL TOWNSHIP
 LIVINGSTON COUNTY, MICHIGAN
PEAVY SEWER EXTENSION
 HOVELL TOWNSHIP
 220 N. W. 1/4, Sec. 16, T. 36 N., R. 10 W., S. 2
 LIVINGSTON COUNTY, MICHIGAN
 PROJECT NO. 15-001-0000-0000

DR. BY: SH
 APP. BY: PAF
 CH. BY: PAF
 DATE: 11/15/15
 SCALE: NOT TO SCALE

PRELIMINARY ESTIMATE OF COST



**PEAVY SEWER EXTENSION
HOWELL TOWNSHIP
LIVINGSTON COUNTY, MICHIGAN**

Item No.	Estimated Quantity	Unit	Description	Unit Price	Amount
1.	280	Lin. Ft.	8" P.V.C. Sanitary	\$60.00	\$16,800.00
2.	40	Lin. Ft.	16" Casing Jack and Bore	\$250.00	\$10,000.00
3.	2	Each	4' Dia. Manhole	\$3,500.00	\$7,000.00
4.	2	Each	Tree Removal	\$500.00	\$1,000.00
5.	1	Lump Sum	Soil Erosion & Sedimentation Control	\$1,000.00	\$1,000.00
6.	670	Sq. Yd.	Restoration	\$5.00	<u>\$3,350.00</u>
Sub-Total - Construction Cost					\$39,150.00
Engineering					\$3,900.00
Construction Administration, Staking, and Inspection					\$5,850.00
Contingencies					<u>\$7,800.00</u>
TOTAL PRELIMINARY ESTIMATE OF COST					\$56,700.00

Spicer Group, Inc.

July 9, 2019



"The Fowlerville News & Views is a community, people-oriented, weekly newspaper. Its contents consist of local and area news, features, and opinions, along with display and classified advertising."

Specifications:

6 column page; with a column width of 10 picas; page length of 16 inches. Total of 96 column inches per page, Printed by web offset.

Inserts - \$40.00 per thousand
FULL RUN (7,000) = \$280.00

Color Rates

1/8 page or Less -- \$30.00
 1/4 page -- \$55.00
 1/2 page -- \$ 85.00
 3/4 page -- \$100.00
 full page -- \$120.00
 Color Photo Charge -- \$10.00

Classified Ad Rates

Prepaid (6 months or more) \$6.00 plus .10 per word over 20 words.
 Billed (20 word or less) \$8.00 plus .10 per word over 20 words.

Accepted Media Formats & E-mail Information


If you are providing a "camera ready" ad, it must be the exact column size.

We Accept the following Media: CD-ROM, E-mail, Thumbnail Drive, SD Card

Digital photo formats: JPG, PNG, GIF, TIFF

Text Formats: Files saved as "text only" or most word processor formats: Micro Soft Word (doc, docx)

Ad Formats: PDF, JPG, TIFF, Indesign Files



Serving the Fowlerville and Webberville Communities

206 E. Grand River, P.O. Box 937. Fowlerville, MI. 48836-0937
 (517) 223-8760: FAX (517) 223-4177

fowlervillenews@gmail.com

AD RATES

Columns (wide)						
Inches (high)	1 col. (1.625 in)	2 col. (3.375 in)	3 col. (5.125 in)	4 col. (6.875 in)	5 col. (8.625 in)	6 col. (10.5 in)
1			\$27.50	\$30.00	\$32.50	\$35.00
2		\$30.00	\$35.00	\$40.00	\$45.00	\$50.00
3	\$27.50	\$35.00	\$42.50	\$50.00	\$57.50	\$70.00
4	\$30.00	\$40.00	\$50.00	\$60.00	\$73.00	\$85.00
5	\$32.50	\$45.00	\$57.50	\$73.00	\$85.00	\$98.00
6	\$35.00	\$50.00	\$65.00	\$85.00	\$98.00	\$110.00
7	\$37.50	\$55.00	\$78.00	\$94.00	\$98.00	\$122.00
8	\$40.00	\$60.00	\$85.00	\$102.00	\$108.00	\$134.00
9	\$42.50	\$65.00	\$82.00	\$110.00	\$118.00	\$148.00
10	\$45.00	\$73.00	\$98.00	\$116.00	\$128.00	\$160.00
11	\$47.50	\$78.00	\$104.00	\$126.00	\$140.00	\$172.00
12	\$50.00	\$85.00	\$110.00	\$134.00	\$150.00	\$184.00
13	\$52.50	\$90.00	\$118.00	\$144.00	\$160.00	\$196.00
14	\$55.00	\$94.00	\$122.00	\$152.00	\$170.00	\$208.00
15	\$57.50	\$98.00	\$130.00	\$160.00	\$180.00	\$220.00
16	\$60.00	\$100.00	\$136.00	\$168.00	\$190.00	\$232.00
	1/4 Page (3x8)	\$85.00		Full Page	\$232.00	
	Bus. Card	\$30.00		1/2 Page (4x12, 6x8)	\$134.00	

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ads.fnv@gmail.com

DEADLINE: 3:00 PM THURSDAY

Study

Continued from Page 1A

Environmental Protection Administration, and Alex Azar, secretary of Health and Human Services. "The top priority (of the administration) should be protecting public health."

Citing e-mails obtained by the Union of Concerned Scientists under the Freedom of Information Act, POLITICO and other news organizations Monday reported that the EPA and the White House delayed publication of the study done by the Agency for Toxic Substances and Disease Registry (ATSDR), which is part of the Department of Health and Human Services (HHS).

"These news reports said that a draft version of the study into chemicals known as PFOA and PFOS used in heat-resistant products such as Teflon and firefighting foam — and which have been linked to some cancers, developmental delays in fetuses and children, and reproductive problems — indicated that they could be harmful at far lower levels than previously indicated by the EPA."

The Defense Department recently issued a report noting potentially unsafe levels of the chemicals at some 126 bases or former bases around the U.S., including four in Michigan: the Belmont Armory near Grand Rapids, Camp Grayling in northern Michigan, the former K.I. Sawyer Air Force Base on the Upper



Dan Kildee

On Monday, U.S. Rep. Dan Kildee, D-First Township, wrote Trump administration officials, noting that "months have gone by and the study remains unpublished."

Peninsula, and Wurtsmith.

One e-mail commenting on the study sent by an unidentified White House aide Jan. 30 and forwarded by James Herz, a political appointee inside the Office of Management and Budget, said, "The public, media and congressional reaction to these numbers is going to be huge ... The impact to EPA and (the Defense Department) is going to be extremely painful. We cannot seem to get ATSDR to realize the potential public relations nightmare this is going to be."

HHS confirmed for POLITICO on Monday that the report still has no release date while Ryan Jackson, chief of staff for Pruitt at EPA, said the agency was only working to "ensure that the federal government is responding in a uniform way to our local, state and congressional constituents and partners."

Michigan members of Congress have been pushing the Pentagon and Trump administration for some time to release information regarding chemical contamination of groundwater around the military bases and accelerate cleanup efforts.



Signs from the Michigan Department of Community Health warn to not eat fish from Clark's Marsh in Oscoda on the grounds of the decommissioned Wurtsmith Air Force Base due to unsafe levels of PFCs in fish and the surface water.

Brighton

Continued from Page 1A

The bond, Gray said, would not result in an increase in annual taxes, but would extend the current 7.19 mills levied for approximately two more years, from 2024 to 2026. The annual levy would then begin to decline, though not quite as steeply, and continue to drop until 2041, when the debt payments would be complete.

"Your job is to determine what the community wants or would support," Gray said to board members at Monday's meeting.

Gray asked for the board to give a list of additional items they would like priced by Friday. He noted that to get the proposal on the November ballot, the district would need to submit plans to the state treasury before July.

Some of the more crucial items, Gray said, include

the HVAC system at Scranton Middle School and replacement of the Scranton parking lot, which is still original from 1991. While all the facilities in the district would benefit from the proposal, some of the most notable investments would come at Scranton and Hilton Elementary, he added.

Also proposed is construction of a STEAM Center behind the high school and an indoor dome near the main football stadium to provide uses for athletics, band, and community-wide events in the winter.

Gray said the district is not considering asking voters for a sinking fund, as those are typically used for maintenance and not new construction.

The scope of work included in the bond proposal has been around since 2010, Gray said, originally part of a \$127 million list that was whittled to \$88 million of immediate needs to put before voters in 2012.

That bond proposal passed and now the school board is considering returning to voters to complete more work on buildings and technology upgrades.

"The technology portion of this bond would primarily be for refreshes of iPads and materials in kids' hands every day, as well as minor infrastructure, including servers and wires and wireless," Gray said.

Trustee Alicia Reid, absent from Monday night's meeting, gave her support in a statement read by President Andy Burchfield. She said attempting to meet all the needs of the district, including replacement of parking lots, HVAC units, roofs and more through general fund dollars would leave the district without needed funds for instructing students.

"The only responsible choice to make is to consider funding options beyond general fund dollars," she said in the statement. "I unreservedly support the proposed bond and hope they see the value of continued investment in our future."

The bond proposal will be on the agenda at the May 29 school board meeting.

Contact Susan Bromley at sbromley@livingston-daily.com Follow her on Twitter @SusanBromley10.

Public Act 188 of 1954 Proceedings

NOTICE OF SPECIAL ASSESSMENT HEARING

Township of Marion
Livingston County, Michigan

TO: THE RESIDENTS AND PROPERTY OWNERS OF THE TOWNSHIP OF MARION, LIVINGSTON COUNTY, MICHIGAN, AND ANY OTHER INTERESTED PERSONS

PLEASE TAKE NOTICE residents of Brent Drive of the hereinafter described special assessment district, the township board of the Township of Marion proposes to provide snow removal and maintenance services and to create a special assessment for the recovery of the cost thereof by special assessment against the properties benefited therein.

PLEASE TAKE FURTHER NOTICE that the district within which the foregoing services are proposed and within which the cost thereof is proposed to be assessed is more particularly described as follows:

PARCEL NUMBERS			
4710-19-400-010	4710-19-400-021	4710-19-400-027	4710-19-400-034
4710-19-400-012	4710-19-400-022	4710-19-400-028	4710-19-400-035
4710-19-400-013	4710-19-400-023	4710-19-400-029	4710-19-400-036
4710-19-400-014	4710-19-400-024	4710-19-400-030	4710-19-400-037
4710-19-400-019	4710-19-400-026	4710-19-400-033	4710-19-400-038

PLEASE TAKE FURTHER NOTICE that the township board has received an estimate of the costs of such service in the approximate annual amount of \$8,000.00, has placed it on file with the township clerk, and has passed a resolution tentatively declaring its intention to make the improvement and to create the special assessment district. Annual redeterminations of costs will be made without further notice.

PLEASE TAKE FURTHER NOTICE that said estimates of cost and proposed special assessment district may be examined at the office of the township clerk from the date of this notice through the date of the public hearing and may be examined at such public hearing.

PLEASE TAKE FURTHER NOTICE that a public hearing on the district and estimate of costs will be held at the Marion Township Hall at 2877 W. Coon Lake Road, Howell, Michigan, commencing at 7:30 p.m. on May 24, 2018.

At the hearing, the board will consider any written objections to any of the foregoing matters filed with the board at or before the hearing, as well as any revisions, corrections, amendments, or changes to the estimates and costs or special assessment district.

Property owners and parties with an interest in property to be assessed or an agent for the party must appear and protest at the hearing to be eligible to appeal the amount of the special assessment to the Michigan Tax Tribunal.

All interested persons are invited to be present at the hearing and to submit any comments they may have.

Individuals with disabilities requiring auxiliary aids or services should contact the township at the address, telephone number, or e-mail listed below seven days in advance of the meeting.

TAMMY L. BEAL
MARION TOWNSHIP CLERK
2877 West Coon Lake Road
Howell MI 48843
517-548-1588
tammybeal@mariontownship.com
(05-06-2018 05-16-2018 DAILY 342056)

Illustrator

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"I probably attend about 18 Comic Con events across the country every year, but the Motor City one is my favorite, because it's close to my hometown," Cook said. "They're a lot of fun, especially if you're a big pop culture fanatic. As far as

merchandise goes, they have toys and stuff available that you won't find at, say, Target, because everything is so specialized."

Is there a celebrity Cook is looking forward to meeting at this month's Motor City bash?

"To be honest, I've been to so many of these things that I've met pretty much everybody there is to meet," she said.

Cook's passion for drawing started during her childhood in Saline.

"My parents both had pretty long commutes to work, so we'd get up early," she said. "When they were getting ready for work, they'd give me the newspaper to read and I quickly became attracted to the comics. I started drawing characters and I quickly discovered that I enjoyed it."

Eight years ago, after some self-reflection, she made a bold decision.

"One day, I looked at my life and realized I didn't want to work for someone else anymore," she said. "I decided to start freelancing and I've never looked back."

Cook said she's always been confident in her abilities, but she can pinpoint precisely when she knew she had "made it" in the ultra-competitive world of illustrating.

"It's gotten to the point where one of the big companies will need a project done and ... they say, 'Let's get Katie to do this,'" she said.

Cook, who works out of a home studio, created a comic called "Gronk: A Monster's Story" a few years ago; no, the book is not based on the superstar NFL tight end.

"I actually started the Gronk series long before anyone even knew who (Rob) Gronkowski was," she said. "It generated a pretty big following."

WEATHER

The five-day National Weather Service forecast for Livingston County:

Today

Partly cloudy
High: 77
Low: 53

Thursday

Partly cloudy
High: 78
Low: 53

Friday

Mostly sunny
High: 72
Low: 56

Saturday

Cloudy
High: 71
Low: 59

Sunday

Scattered
High: 72
Low: 50

KENSINGTON WOODS SCHOOLS BUDGET HEARING

Kensington Woods Schools Board of Directors will hold a public hearing May 22, 2018 at 7:00 a.m. at Kensington Woods School, 9501 Pettys Road, Lakeland, MI 48143 to review the proposed 2018-2019 operating budget. A copy of the proposed budget is available for public inspection at the above address. The meeting will be conducted in accordance with the Open Meetings Act.



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SIGNED BY: *Diane J.*

NOTARIZED BY: *Melanie C Altz*

PRINT NAME: Melanie C Altz

Subscribed and sworn to before me
on: 11/14/18

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