

Supervisor Best called the meeting to order at 7:00 p.m.

Present: Supervisor Dave Best, Clerk Jennie Dagher, Trustee-Dean Bedford, Treasurer-Carolyn Woodley; Trustee Ann Derderian

Also Present: Police Chief Dave Mallett, Fire Chief Dave Eady, Attorney Mike Nolan, Mike Novak, Stuart Fields, Commissioner Rick Warren, Karen Ruehl, Jarod Sawyer (Levy), Ron Barnard, Don Blair, Susan Johnson, Victor Dzenowagis and Linda Egeland

0096-017

Motion by Derderian, supported by Bedford to approve the agenda as presented. Motion carried, all voting aye.

Approve Consent Agenda

0097-17

Motion by Bedford, supported by Derderian, to approve the consent agenda as presented. Approval of November 2017 bills, check #26087 thru #26150 at \$92,606.16 which cover Township Bills and Township electronic payroll. Check # 2517 thru 2519 for a total amount of \$2,277.06 which includes Building Department bills and electronic payroll. The total amount of Township and Building payroll and bills for November 2017 is \$94,883.22. Motion carried, all voting aye.

Public Time:

Mr. Ron Barnard, Shalimar Ridge Resident asked about the status of the water problem they are having, Supervisor Best stated that he did talk to State Representative Gary Howell and he working on this and that the Village is working hard to help those residents also. Mr. Barnard stated that he appreciates everything the Township and Village has done to get this problem rectified.

Mr. Stewart Fields from Ashley Estates stated his concerns about the Township Fencing Ordinance. Would like to have clarification on what is Ornamental for R1 Districts. After discussion between himself and the Board, the issue was referred to the attorney for review.

Fire Department Business:

Fire Chief Eady, went over the Fire report with the Board. Chief Eady stated the Candy Cane Fundraiser raised \$3319.00 which with the help from the Lions Club will help 15 families for Christmas this year. Shop with a Hero will be on December 12, 2017.

Police Department Busines:

Chief Mallett went over the police report with the Board. He stated also that the Shop with a Hero will be on December 12, 2017.

Township Business:

Trustee Derderian made a motion to consider improving Article 12A of Metamora Township Zoning Ordinance as follows:

0098-17

Motion by Derderian, supported by Bedford regarding Zoning Ordinance Article 12A. In 2016, the Township Board enacted an new zoning ordinance provision codified as Article 12A. The purpose of the amendment was to provide a basis for considering applications for natural resource extraction use in light of the 2011 amendment of the Zoning Enabling Act (the amendment is referred to in this motion as "Article 12A").

Article 12A was challenged in the Circuit Court, and was upheld as being valid by the Circuit Court judge. However, in the process of the challenge, certain issues relating to Article 12A were identified.

Considering that Article 12A was upheld by the Circuit Court, the Township Board believes that it is fully valid as written. Such determination by the judge does not prevent the opposing parties in the case from appealing or otherwise attacking Article 12A. However, the Township Board believes that, if there are improvements that can be made to the ordinance as pointed out during the litigation, there is little reason not to consider making them in the interest of the public and for the benefit of all parties interested in the subject matter of Article 12A.

It is the position of the Township that it would promote good public policy for the Planning Commission to deliberate and make a recommendation to the Township Board on addressing issues that have been identified regarding Article 12A that might allow all parties to avoid or reduce further litigation and promote the public interest.

Therefore, the Planning Commission, with the assistance of legal counsel for the Township, is directed to deliberate issues that have been identified in Article 12A during Circuit Court litigation, conduct a public hearing in accordance with the Michigan Zoning Enabling Act, and make a recommendation to the Township Board on proposed amendments to Article 12A intended to clarify and assist in avoiding or reducing further litigation and promote the public interest.

Roll Call Vote: Trustee Ann Derderian, aye; Trustee Dean Bedford, aye; Treasurer Carolyn Woodley, aye; Supervisor Dave Best, aye; Clerk Jennie Dagher, aye. 5 ayes, 0 nays. Motion carried.

0099-17

Motion by Derderian, supported by Woodley to approve the 2018 Township Board, Board of Appeals and Planning Commission meeting dates.

Motion carried, all voting aye.

0100-17

Motion by Woodley, supported Bedford to reappoint George Nash and Kevin Knisely as Planning Commission members for a three year term.

Motion carried, all voting aye.

0101-17

Motion by Woodley, supported by Derderian to approve reappointing Phil Bellinger as a Board of Appeal Board member for a three year term.

Motion carried, all voting aye.

0102-17

Motion by Woodley, supported by Derderian to reappoint Richard Curtis as the Fire Board Member for a one year term. Motion carried, all voting aye.

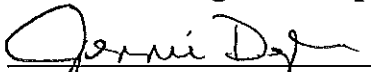
Supervisor Time:

Nothing

Adjourn:

0103-17

Motion by Derderian, supported by Bedford to adjourn Metamora Township Board Meeting at 7:26 p.m. Motion carried, all voting aye.


Jennie Dagher, Clerk
Recording Secretary


Dave Best, Supervisor

CC: All Board Members
Person requesting same