

Supervisor Best called the meeting to order at 7:03 p.m.

Present: Supervisor Dave Best, Clerk Jennie Dagher, Treasurer-Carolyn Woodley arrived @ 7:10; Trustee Ann Derderian, Trustee Dean Bedford

Also Present: Police Chief Dave Mallett, Commissioner Rick Warren, George Nash, Jarod Sawyer-Levy.

0006-18

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

Approve Consent Agenda

0007-18

**Motion by Bedford, supported by Derderian, to approve the consent agenda as presented. Approval of January 2018 bills, check #26202 thru #26270 at \$96,016.67 which covers Township Bills and Township electronic payroll. Check # 2522 thru 2523 for a total amount of \$1,928.57 which includes Building Department bills and electronic payroll. The total amount of Township and Building payroll and bills for January 2018 is \$97,945.24
Motion carried, all voting aye.**

Public Time:

Nothing at this time.

Fire Department Business:

Fire Chief Eady went over the fire report with the Board.

0008-18

**Motion by Derderian, supported by Bedford to approve sending Evan Bailey and Trevor Vuorenmaa to an Ice Rescue Technician class @ 110.00 each
Motion carried, all voting aye.**

0009-18

**Motion by Derderian, supported by Bedford to approve up to 6 people to Spring Fire School in Lapeer @ \$40.00 each.
Motion carried, all voting aye.**

Police Department Business:

Chief Mallett went over the police report with the Board.

Township Business:

0010-18

**Motion by Derderian, supported by Bedford to approve KCI to print and mail Assessment notices @ \$1253.44.
Motion carried, all voting aye.**

0011-18

Motion by Derderian, supported by Bedford to approve proposed application form for property owners to seek part 1 approval for a mining operation and adopt resolution approving application form.

****Resolution and Application are attached to minutes.****

Roll call vote: Trustee Derderian, aye; Trustee Bedford, aye; Treasurer Woodley, aye; Supervisor Best, aye; Clerk Dagher, aye. 5 ayes 0 nays, motion carried.

0012-18

Motion by Derderian, supported by Bedford to approve the rehire of Dan Miller to the Planning Commission Board.

Motion carried, all voting aye.

0013-18

Motion by Bedford, supported by Derderian to approve the Supervisor, Clerk and Treasurer to attend the MTA Conference, April 24th thru April 27th, 2018.

Motion carried, all voting aye.

0014-18

Motion by Derderian, supported by Bedford to approve the Metamora Township Resolution for a Poverty Exemption.

****Resolution is attached to the minutes****

Roll call vote: Trustee Derderian, aye; Trustee Bedford, aye; Treasurer Woodley, aye; Supervisor Best, aye; and Clerk Dagher, aye. 5 ayes 0 nays, motion carried.

0015-18

Motion by Derderian, supported by Bedford to approve the purchase of BSA software for the Township's general ledger, accounts payable, cash receipting, and payroll (this includes training and installation with programs) at a cost of \$37,685 which will be payable in 3 installments.

Roll call vote: Trustee Derderian, aye; Trustee Bedford, aye; Treasurer Woodley, aye; Supervisor Best, aye; and Clerk Dagher, aye. 5 ays, 0 nays. Motion carried.

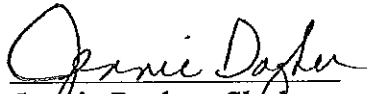
Supervisor Time:

Nothing at this time.

Adjourn:

00016-18

Motion by Derderian, supported by Bedford to adjourn Metamora Township Board Meeting at 7:21 p.m. Motion carried, all voting aye.



Jennie Dagher, Clerk
Recording Secretary



Dave Best, Supervisor

CC: All Board Members

Person requesting same

STATE OF MICHIGAN, COUNTY OF LAPEER

TOWNSHIP OF METAMORA

**RESOLUTION APPROVING FORM OF APPLICATION FOR
ADMINISTRATIVE DETERMINATION OF ENTITLEMENT TO APPLY
FOR PLANNED UNIT DEVELOPMENT CLASSIFICATION FOR
TRANSITORY EXTRACTION OF NATURAL RESOURCES**

RECITATIONS:

Metamora Township (Township) has a zoning ordinance (Zoning Ordinance) enacted in accordance with the Michigan Zoning Enabling Act, MCL 125.3101, and following sections.

On July 11, 2016, the Township Board adopted an amendment to its Zoning Ordinance, codified as Article 12A of the Metamora Township Zoning Ordinance, *Planned Unit Development Classification for Transitory Extraction of Natural Resources*, for the review and approval of applications seeking the right to conduct the use of natural resource extraction as contemplated in MCL 125.3205 (Zoning Ordinance Amendment).

The Zoning Ordinance Amendment makes provision for a two-step procedure for processing applications:

- 1) Step One: an administrative review process for Township evaluation of an applicant's property interest in the natural resource, whether valuable natural resources are located on the applicant's property, and the extent of need that exists for the natural resource sought to be extracted.
- 2) Step Two: Following administrative approval under Step One, a legislative review and approval process is provided for an applicant's proposed classification of the applicant's property to Transitory Extraction Use Planned Unit Development. This process is intended to determine whether the applicant has demonstrated that the applicant's proposed extractive use would result in "no very serious consequences" as determined under MCL 125.3205, with such determination assisted by the terms of the Zoning Ordinance Amendment.

The Zoning Ordinance Amendment requires the Township Board to approve the form of application for Step One, the administrative review process.

A form of application for Step One has been prepared and presented to the Board of consideration, and is attached to and made a part of this Resolution.

NOW, THEREFORE, IT IS RESOLVED that the Township Board of Metamora Township hereby approves the form of application attached to this Resolution to be utilized by applicants seeking approval of Step One of the review process under the Zoning Ordinance Amendment.

Motion by: Trustee Derderian, supported by Trustee Bedford.

Roll Call Vote: Trustee Derderian, aye; Trustee Bedford, aye; Treasurer Woodley, aye;


Supervisor Best, aye; Clerk Dagher, aye.

Ayes: 5

Nays: 0

Absent and Excused: none

RESOLUTION DECLARED ADOPTED THIS 12th DAY OF FEBRUARY, 2018.

By: 
JENNIE DAGHER,
Clerk for the Township of Metamora

CERTIFICATE

I, JENNIE DAGHER, Clerk of the Township of Metamora, do hereby certify that the above is a true and correct copy of a Resolution duly adopted by the Township Board of the Township of Metamora on the 12th day of February, 2018.


JENNIE DAGHER, Clerk

APPLICATION FOR ADMINISTRATIVE DETERMINATION
PRELIMINARY TO APPLYING FOR
PLANNED UNIT DEVELOPMENT CLASSIFICATION FOR
TRANSITORY EXTRACTION OF NATURAL RESOURCES

Metamora Township
730 WEST DRYDEN ROAD
METAMORA, MI 48455
(810) 678-2237

NAME OF PROPOSED DEVELOPMENT _____
GENERAL LOCATION OF PROPERTY _____
PRESENT ZONING CLASSIFICATION _____
LEGAL DESCRIPTION – *Please attach a complete metes and bounds description and a boundary map.*

APPLICANT'S NAME _____
ADDRESS _____
CITY _____ STATE _____ ZIP CODE _____
PHONE _____ E-MAIL _____
SOLE LEGAL OWNER? YES NO

OTHER PERSONS WITH A PROPERTY INTEREST – *All persons with a property interest (as described in Section 1202A of the ordinance). (If additional parties with a property interest, state “see attached sheets” in the space below, and provide all relevant information on separate sheets)*

NAME _____
ADDRESS _____
CITY _____ STATE _____ ZIP CODE _____
PHONE _____ E-MAIL _____
INTEREST IN PROPERTY AND/OR DEVELOPMENT _____

Please document the following:

I. PROPERTY INTEREST IN VALUABLE NATURAL RESOURCES

1. Sufficiency of applicant's property interest, as described in the Township's ordinance.
2. The type of each natural resource proposed to be extracted from the property – for example, the specific types of sand or gravel, which may have distinct uses and users.
3. Evidence that each such resource represents a “valuable natural resource” as required by law, including whether the applicant can receive revenue and reasonably expects to operate at a profit if the natural resource is extracted.

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II. NEED/PUBLIC INTEREST FOR NATURAL RESOURCES. Applicant must complete Part 'A' or Part 'B' unless both apply`

(Part 'A' [showing the extent of need/public interest for the natural resources by the applicant – MCL 125.3205(4)]

1. General summary of demonstrable need for a commercially meaningful quantity of the natural resources proposed to be extracted from the applicant's property ("Resources") based on terms defined by Township ordinance. For each type of Resource, applicant must show the commercial need for the respective Resource to satisfy a present and ongoing requirement by an active business operated principally by the applicant using the Resource in the production of a new and different product for sale.
2. X-year projection of the annual quantity of each type of Resource required.
3. X-year projection of annual supply capacity of each type of Resource available:
 - a. From Applicant's property; and
 - b. From other Existing Suppliers.
4. X-year projection of combined annual supply capacity available to the applicant's need from all Existing Suppliers of each type of Resource.
5. Any explanation on why other Existing Sources should not be considered by the Township.

Part 'B' [showing the extent of need/public interest for the natural resources in the market served by the applicant – MCL 125.3205(4)]

1. General summary of demonstrable need for a commercially meaningful quantity of the natural resources proposed to be extracted from the applicant's property ("Resources") based on terms defined by Township ordinance. For each type of Resource, applicant must show the present and ongoing commercial need by purchasers of such Resource within the market described in the application.
2. Regional map showing the viable market area ("Market") for each type of Resource. That is, show the outer limits of the geographic boundaries within which the respective Resource is proposed to be sold on an ongoing basis.
3. Contact information for each source of demand within the Market ("Sources of Demand") for each type of Resource. For these purposes, "contact information" shall include, to the extent known or ascertainable, the name, address, direct phone, fax, and email of all relevant persons or entities with whom the applicant has contracted or reasonably expects to contract.
4. X-year projection of the annual quantity of each type of Resource required by each Source of Demand, making conservative estimates and explaining each source of information and method of calculation used. If including Sources of Demand that do not yet exist at the time of application, provide specific information on reasonably expected commencement and completion dates.
5. X-year projection of combined annual demand within the Market for each type of Resource. If including Sources of Demand that do not yet exist at the time of application, provide a supplemental split projection clearly distinguishing the component of combined annual demand attributable to each type of future Source.
6. To the extent known or reasonably ascertainable by the applicant, the contact information for each existing extraction operation (other than applicant) able to supply each type of Resource to all or part of the Market ("Existing Suppliers.") For these purposes, "contact information" shall include, to the extent known or ascertainable, the name, address, direct phone, fax, and email of all relevant persons or entities.

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7. X-year projection of annual supply capacity of each type of Resource available from each Existing Supplier, making conservative estimates and explaining each source of information and method of calculation used. For Existing Sources projected to slow or expire within the x-year period, include a reasonable estimate of the Source's total reserves, explaining the source data and authority, and the method of calculation used.
8. X-year projection of combined annual supply capacity available to the Market from all Existing Suppliers of each type of Resource.
9. Graph(s) of the X-year projection period contrasting total combined supply and demand within the Market for each type of Resource.
10. Summary report on which years the combined production capacity of Existing Suppliers would fall short of demand, and by how much, for each type of Resource.

All the statements, signatures, descriptions and exhibits submitted on or with this application are true and accurate to the best of my knowledge and I am authorized to file this application and act on behalf of all owners of a property interest in the land that is the subject of this application.

Signature of Applicant(s)

Date

**METAMORA TOWNSHIP RESOLUTION
FOR POVERTY EXEMPTION**

WHEREAS, the adoption of guidelines for poverty exemptions is required of the Township of Metamora and

WHEREAS, the principal residence of persons, who the Supervisor and Board of Review determines by reason of poverty to be unable to contribute to the public charge, is eligible for exemption in whole or in part from taxation under Public Act 390 of 1994 (MCL 211.7u); and

WHEREAS, pursuant to PA 390 of 1994, the Township of **Metamora, Lapeer County** adopts the following guidelines for the Board of Review to implement. The guidelines shall include but not be limited to the specific income and asset levels of the claimant and all persons residing in the household, including any property tax credit returns, filed in the current or immediately preceding year;

To be eligible, a person shall do all the following on an annual basis:

1) Be an owner of and occupy as a principal residence the property for which an exemption is requested.

2) File a claim with the supervisor/assessor or Board of Review, accompanied by federal and state income tax returns for all persons residing in the principal residence, including any property tax credit returns filed in the immediately preceding year or in the current year or a signed State Tax Commission Form 4988, *Poverty Exemption Affidavit*.

3) File a claim reporting that the combined assets of all persons do not exceed the current guidelines. Assets include but are not limited to, real estate other than the principal residence, personal property, motor vehicles, recreational vehicles and equipment, certificates of deposit, savings accounts, checking accounts, stocks, bonds, life insurance, retirement funds, etc.

4.) Applicants total assets must not exceed \$70,000 to be eligible.

5) Produce a valid driver's license or other form of identification if requested.

6) Produce, if requested, a deed, land contract, or other evidence of ownership of the property for which an exemption is requested.

7) Meet the federal poverty income guidelines as defined and determined annually by the United States Department of Health and Human Services or alternative guidelines adopted by the governing body providing the alternative guidelines do not provide eligibility requirements less than the federal guidelines.

8) The application for an exemption shall be filed after January 1, but **seven days** prior to the last day of the December Board of Review. The filing of this claim constitutes an appearance before the Board of Review for the purpose of preserving the right of appeal to the Michigan Tax Tribunal.

The following are the (insert year) federal poverty income guidelines which are updated annually by the United States Department of Health and Human Services. The annual allowable income includes income for all persons residing in the principal residence.

