

**CHARTER TOWNSHIP OF CHESTERFIELD
REGULAR BOARD MEETING
TO BE HELD AT THE MUNICIPAL OFFICES, 47275 SUGARBUSH RD.
CHESTERFIELD, MI 48047
586-949-0400**

**November 16, 2015
7:00 P.M.**

AGENDA

- 1. CALL TO ORDER**
- 2. PLEDGE OF ALLEGIANCE: Anchor Bay High School Junior Air Force ROTC**
- 3. ROLL CALL**
- 4. CONSENT AGENDA:** All items under the Consent Agenda are considered routine by the Board and will be enacted in one motion. There is no separate discussion of these items. If discussion of any item(s) is required by a Board member, it will be removed from the Consent Agenda and considered separately. Public comments on the Consent Agenda items are permitted.
 - A)** Approval of the Agenda (with Addendum if necessary).
 - B)** Approval of the Minutes of the Regular Board Meeting of November 2, 2015.
 - C)** Approval of the Payment of Bills as submitted by the Finance Department.
- 5. REGULAR AGENDA:**
 - A)** Approve Ordinance No. 153, an amendment to the Charter Township of Chesterfield, Water and Sewer Rates, Charges and Fees and authorize final publication.
 - B)** Approve the Detroit Water and Sewer Department Assignment of Water Contract with the Great Lakes Water Authority.
 - C)** Approve a request to purchase Storage Craft Backup software from HI-Tech Systems Service for a total cost of \$4,485.00,
 - D)** Approve the Supervisor's recommended appointments of required Board Liaisons to various Township Boards and Commissions, effective December 1, 2015, as follows: Bargaining Committee, Michael Lovelock, Cindy Berry, Linda Hartman; Election Commission, David Joseph,

Christine Bell; Historical Society, Hank Anderson; Library Board, Cindy Berry; Parks and Recreation Commission/Appreciation Awards, Christine Bell; Senior Housing, Linda Hartman; Zoning Board of Appeals, David Joseph; and SEMCOG, David Joseph and Linda Hartman. All terms are one year terms expire December 5, 2016.

- E) Approve the recommendation from the Planning Commission to deny the proposed amendment, Section 76-508, Article 36 allowing the sale of firearms from residential zoning.
- F) Approve introduction and first publication of Ordinance No. 154 adopting and amending a new section of the Charter Township of Chesterfield, Zoning Ordinance Chapter 76, regarding regulations to control yard clipping compost facilities.
- G) Approve introduction and first publication amending the Charter Township of Chesterfield, Zoning Map, rezoning eight (8) parcels located south of 25 Mile Rd., continuing north to 26 Mile Rd. along the east side of Bates Rd.
- H) Approve introduction and first publication of Ordinance Amendment 76-377, C-4 Multi Use District allowing ancillary drive-thru.
- I) Approve introduction and first publication of Ordinance No. 155, adopting the 2012 edition of the International Property Maintenance Code.
- J) Introduction and administration of the Oath of Office to new Firefighters Nicholas Slanda and Seth Greely.
- K) Approve a request from the Department of Public Works to have AEW complete the State of Michigan, Department of Environmental Quality Reliability Study at a cost not to exceed \$25,000.00.
- L) Approve request from Rosolino Mangiapane Jr. for a variance to sell Christmas trees and grave blankets beginning November 18 through December 30, 2015 at Bayside Plaza, 33195 23 Mile Rd., Chesterfield, MI 48047.

6. ADDENDUM (If Necessary)

7. PUBLIC COMMENTS (Five-Minute Time Limits)

8. BOARD COMMENTS

9. ADJOURNMENT

NEXT REGULAR BOARD MEETING IS MONDAY, DECEMBER 7, 2015 AT 7 P.M. THE DEADLINE FOR THE SUBMITTAL OF ITEMS FOR THE AGENDA IS NOON WEDNESDAY DECEMBER 2, 2015. IF YOU HAVE ANY QUESTIONS, PLEASE CALL 949-0400 EXT. 5.

This notice is posted in compliance with the Open Meetings Act, Public Act 267 of 1976, as amended, MCL 41.72a(2) and (3), and the American with Disabilities Act.

The Charter Township of Chesterfield fully embraces the spirit and letter of the law as it pertains to the American with Disabilities Act. In accordance with the law, any individual who needs accommodation is asked to contact the Clerk's Office during normal business hours at 586-949-0400 ext. 5. To provide appropriate accommodation the Clerk's Office needs two (2) business days notice prior to the meeting.

POSTED: November 11, 2015

**Proposed MINUTES OF THE REGULAR BOARD MEETING
OF
THE CHARTER TOWNSHIP OF CHESTERFIELD**

November 2, 2015

The meeting was called to order by Supervisor Lovelock at 7:00 pm in the Charter Township of Chesterfield Municipal Offices at 47275 Sugarbush, Chesterfield, MI 48047.

Present: Supervisor Lovelock, Clerk Berry, Treasurer Hartman
Trustees: Anderson, Bell, DeMuyneck, Joseph
Also Present: Deputy Clerk Wurmlinger, Township Attorney Seibert

The Pledge of Allegiance was led by the Anchor Bay High School Junior Air Force ROTC. **PLEDGE OF ALLEGIANCE**

Supervisor Lovelock asked for a moment of silence for Debbie Finazzo. **MOMENT OF SILENCE**

Presentation of donations by the North Gratiot Cruise Foundation to Chesterfield Township charities. \$1,000.00 checks were given to the following groups: Friends of Chesterfield Police Department, Team Gregory, Police Department Kids Print program, Chesterfield Township Goodfellows, Selfridge North Macomb Lions Club and the Chesterfield Township Historical Society. **PRESENTATION FROM THE NORTH GRATIOT CRUISE FOUNDATION**

Motion by Joseph, supported by Anderson to: **5A)** Approve the Agenda as submitted with an addendum to the regular agenda, item K. **5B)** Approve the minutes of the Special Board Meetings of October 15, 2015, October 26, 2015 and the Regular Board Meeting of October 19, 2015. **5C)** Approve the Payment of Bills as submitted by the Finance Department. **CONSENT AGENDA /APPROVED**

Paul Lafata addressed the board regarding item 5C.

Roll Call Vote:

Ayes: Joseph, Anderson, DeMuyneck, Bell, Hartman, Lovelock, Berry
Nays: None **MOTION CARRIED**

Motion by Joseph, supported by Lovelock to approve Resolution 2015-24, recommending to the Michigan Liquor Control Commission a new Class C Liquor License for Peace Out Enterprises, LLC doing business as Painting with a Twist located at 50850 Gratiot Ave., Chesterfield, Michigan 48051. This recommendation is contingent upon the township attorney preparing an agreement returning the said license to escrow if petitioner fails to remain in business for five years.

Roll Call Vote:

Ayes: Joseph, Lovelock, Anderson, Bell, Hartman, Berry

Nays: DeMuyneck

MOTION CARRIED

**MOTION TO APPROVE
RESOLUTION 2015-24
REGARDING LIQUOR
LICENSE FOR
PAINTING WITH A
TWIST/APPROVED**

Motion by Lovelock, supported by Berry to approve the Clerk's Department request to renew the 2016 Commercial Garbage and Refuse Collection permits in accordance with Ordinance #128, Chapter 54, Section 54-61 for the following companies: Advanced Disposal Services Solid Waste Midwest LLC., Republic Services, Rizzo Services, Sterling Sanitation, Tringali Sanitation Inc., and Waste Management Detroit East.

Roll Call Vote:

Ayes: Lovelock, Berry, Anderson, Joseph, Bell, DeMuyneck, Hartman

Nays: None

MOTION CARRIED

**MOTION TO APPROVE
THE 2016
COMMERCIAL
GARBAGE AND
REFUSE COLLECTION
PERMITS/APPROVED**

Motion by Joseph, supported by DeMuyneck to approve a Department of Public Work's request to apply for a Michigan Invasive Species Grant for a total cost of \$20,000.00 to be allocated across the 2016 and 2017 fiscal years.

Roll Call Vote:

Ayes: Joseph, DeMuyneck, Anderson, Bell, Hartman, Lovelock, Berry

Nays: None

MOTION CARRIED

**MOTION TO APPROVE
MICHIGAN INVASIVE
SPECIES GRANT
APPLICATION
/APPROVED**

Motion by Lovelock, supported by Hartman to approve a request from Supervisor Lovelock to exempt The Charter Township of Chesterfield from the Publicly Funded Health Insurance Contribution Act for calendar year 2016.

Roll Call Vote:

Ayes: Lovelock, Hartman, Anderson, Bell, DeMuyneck, Joseph, Berry

Nays: None

MOTION CARRIED

**MOTION TO APPROVE
EXEMPTION FROM
THE HEALTH
INSURANCE
CONTRIBUTION
ACT/APPROVED**

Motion by Lovelock, supported by Joseph to approve the Supervisor's recommendations to appoint Tracy Antrikin, Shaniece Bennett, Rick Boyland, Brett Gatti, Victor Karns, Joe Katich, Paul S. Lafata, Steven Maul, Kathy Noland, David Novak, Kim Pratt and Ron Tobianski to the Water and Sewer Advisory Board with their terms expiring November 14, 2016.

Roll Call Vote:

Ayes: Lovelock, Joseph, Anderson, DeMuynck, Hartman, Berry

Nays: Bell

MOTION CARRIED

MOTION TO APPROVE APPOINTMENTS TO THE WATER AND SEWER ADVISORY BOARD/APPROVED

Motion by Lovelock, supported by DeMuynck to approve the second amendment to the consent judgement in the matter of G. Morelli and Sons Construction, Inc. v Charter Township of Chesterfield, Circuit Court Case No. 2002-1120CE.

Roll Call Vote:

Ayes: Lovelock, DeMuynck, Anderson, Joseph, Bell, Hartman, Berry

Nays: Bell

MOTION CARRIED

MOTION TO APPROVE A SECOND CONSENT JUDGEMENT FOR G. MORELLI AND SONS CONSTRUCTION /APPROVED

Motion by Lovelock, supported by Hartman to approve Ordinance No. 152 the Charter Township of Chesterfield, Transportation and Possession of Usable Marijuana by Motor Vehicle and authorize final publication.

Roll Call Vote:

Ayes: Lovelock, Hartman, Anderson, Bell, DeMuynck, Joseph, Berry

Nays: None

MOTION CARRIED

MOTION TO APPROVE ORD. NO. 152, TRANSPORTATION OF USABLE MARIJUANA /APPROVED

Motion by Lovelock, supported by Berry to approve rescinding the motion passed at the October 5, 2015 Regular Township Board Meeting regarding the Water and Sewer Rates for 2015-2016 effective November 1, 2015.

Roll Call Vote:

Ayes: Lovelock, Berry, Anderson, Joseph, DeMuynck, Bell, Hartman

Nays: None

MOTION CARRIED

MOTION TO APPROVE RESCINDING MOTION ESTABLISHING WATER AND SEWER RATES FOR 2015-2016/APPROVED

Motion by Lovelock, supported by DeMuynck to approve introduction and first publication of Ordinance No. 153, an amendment to the Charter Township of Chesterfield, Water and Sewer Rates, Charges and Fees.

Roll Call Vote:

Ayes: Lovelock, DeMuynck, Anderson, Bell, Joseph, Hartman, Berry

Nays: None

MOTION CARRIED

MOTION TO APPROVE INTRODUCTION AND FIRST PUBLICATION OF ORD. NO. 153 REGARDING WATER AND SEWER RATES, CHARGES AND FEES/APPROVED

Motion by Lovelock, supported by Berry to approve a proposal with ADP to provide a software module to comply with the Affordable Care Act (ACA) reporting requirements.

Roll Call Vote:

Ayes: Lovelock, Berry, Joseph, Anderson, Bell, DeMuyneck, Hartman

Nays: Bell

MOTION CARRIED

**MOTION TO APPROVE
PURCHASE OF
SOFTWARE TO
COMPLY WITH THE
AFFORDABLE CARE
ACT/APPROVED**

Motion by Joseph, supported by Anderson to approve the payment of \$5,749.50 to the Anchor Bay School District for the purchase and installation of a video server to facilitate the broadcast of Chesterfield Township Board Meetings on Comcast Channel 6.

Roll Call Vote:

Ayes: Joseph, Anderson, DeMuyneck, Hartman, Bell, Lovelock

Nays: Berry

MOTION CARRIED

**MOTION TO APPROVE
THE PURCHASE AND
INSTALLATION OF A
SERVER AT ABHS TO
BROADCAST BOARD
MEETINGS ON
CHANNEL 6
/APPROVED**

Paul Lafata addressed the board during public comment.

PUBLIC COMMENT

Motion by Lovelock, supported by DeMuyneck to enter into closed session at 8:31pm to consult with the Township Attorney regarding negotiations with the Police Officers Labor Council pursuant to Section 8(c) of the Open Meetings Act.

Roll Call Vote:

Ayes: Lovelock, DeMuyneck, Anderson, Joseph, Bell, Hartman, Berry

Nays: None

MOTION CARRIED

**MOTION TO ENTER
INTO CLOSED
SESSION
REGARDING
NEGOTIATIONS WITH
THE POLC
/APPROVED**

Motion by Lovelock, supported by DeMuyneck to return to open session at 9:40pm.

Ayes: All

Nays: None

MOTION CARRIED

**MOTION TO RETURN
TO OPEN
SESSION/APPROVED**

No action was taken regarding closed session item.

**NO ACTION TAKEN
REGARDING CLOSED
SESSION**

Motion by Lovelock, supported by DeMuyneck to approve the closed session minutes of October 26, 2015.

Ayes: All

Nays: None

MOTION CARRIED

**MOTION TO APPROVE
CLOSED SESSION
MINUTES FROM
10/26/15/APPROVED**

Motion by Lovelock, supported by DeMuynck to adjourn the meeting **ADJOURNMENT**
at 9:44pm.

Ayes: All

Nays: None

MOTION CARRIED

Cindy Berry, Clerk

Michael Lovelock, Supervisor



June 25, 2015

Township Clerk
Chesterfield Township
47275 Sugarbush Road
Chesterfield, MI 48047-5156

Agenda Item # *B*

Regarding: Request for Consent to Assignment of Water Contract

Dear Valued Water Customer:

I write to you today with exciting news about the future of your existing water service contract with the City of Detroit Water and Sewerage Department. On June 12, 2015, a historic agreement to lease the assets of the Detroit water supply and sewage disposal systems was reached between the City of Detroit and the Great Lakes Water Authority. Under the terms of the Regional Water Supply System Lease Agreement, the Great Lakes Water Authority has assumed responsibility for the operations of the Detroit-owned water system and will be the provider of future water service to our wholesale customers.

Rest assured that your community will continue to receive the high quality drinking water that you have come to rely on. However, as may be expected in such matters, certain actions must be taken by your community in order to assure that the Great Lakes Water Authority may legally continue to provide your water service. While the Regional Water Supply System Lease Agreement assigned all City of Detroit wholesale water service contracts to the Great Lakes Water Authority, Article 13 of your existing water service contract requires your written consent to this assignment. This letter is intended to serve as the City of Detroit's request to provide your community's consent to the assignment of its contract to the Great Lakes Water Authority. Aside from the change in service provider, the terms of your water service contract will not be changed by this assignment.

As you may imagine, the transition in operating responsibility from the Detroit Water and Sewerage Department to the Great Lakes Water Authority is on a "fast track" for completion and we need your help. Attached to this letter is an Agreement to Assign Wholesale Customer Water Service Contract between the City of Detroit Water and Sewerage Department, the Great Lakes Water Authority and your community, and a form of resolution approving the agreement; which resolution you may choose to utilize in your discretion. We have also attached a summary of both Lease Agreements for your use as background material. If you wish to consent to the assignment of your contract to the Great Lakes Water Authority, please have the attached Agreement to Assign Wholesale Customer Water Service Contract approved by your legislative body as soon as possible. The management and staff of the Detroit Water and Sewerage Department are willing and available to assist you in this process, including providing subject matter experts to meet with and discuss this matter with you and/or your legislative body, if you desire.

Please contact me at (313) 224-4701, or our contracted facilitator, Teresa Newman, at (248) 476-7577 with any questions you may have regarding this request. Finally, thank you for your continued cooperation and support as we move forward to implementing the Lease Agreements between the City of Detroit and the Great Lakes Water Authority.

Sincerely,

Sue F. McCormick
Director, Detroit Water and Sewerage Department
Interim CEO, Great Lakes Water Authority

Agreement to Assign Wholesale Customer Water Service Contract

This Agreement to Assign Wholesale Customer Water Service Contract (“Agreement”) is entered into by and between the City of Detroit Water and Sewerage Department, a Michigan municipal corporation (“Detroit”), and the Great Lakes Water Authority, a Michigan municipal authority and public body corporate created pursuant to Act 233 of 1955 (“GLWA”), and the Charter Township of Chesterfield, a Michigan municipal corporation (“Customer”) (collectively, the “Parties”), and states:

Recitals

A. Detroit and Customer entered into a water service contract dated January 21, 2014, as subsequently amended (“Contract”), which is fully incorporated by reference; and

B. On June 12, 2015, Detroit and the GLWA entered into a lease agreement whereby the GLWA was conveyed, amongst other items, a leasehold interest in all Detroit water facilities (“Water Lease Agreement”); and

C. Pursuant to Sections 4.1(a)(i), 4.1(d) and 4.4 of the Water Lease Agreement, Detroit has assigned and the GLWA has assumed all of Detroit’s rights, duties, liabilities, responsibilities and obligations (collectively, “Rights and Obligations”) under the Contract without any impairment to the Contract; and

D. Article III of the Water Lease Agreement provides that the effective date of the Water Lease Agreement is dependent upon the satisfaction of certain conditions precedent, including obtaining the consent of Customer to the assignment of its Contract to the GLWA as provided in Section 3.2(j); and

E. The Parties intend to achieve a novation of the Contract by the substitution of the GLWA for Detroit with respect to all rights and Obligations under the Contract; and

Accordingly, in consideration for Detroit’s agreement to assign its Rights and Obligations under the Contract, and the GLWA’s agreement to assume those Rights and Obligations, and the Customer’s agreement to accept this substitution, the Parties agree as follows:

1. The GLWA shall be assigned Detroit’s Rights and Obligations under the Contract as of the date upon which the conditions precedent to the Water Lease Agreement have been met, which date shall be the effective date of the novation and of this Agreement (“Effective Date”). All terms and conditions of this Agreement shall take effect only upon the Effective Date. In the event that the conditions precedent necessary to effectuate the Water Lease Agreement are not met, then this Agreement shall become null and void and shall have no legal effect.

2. The Rights and Obligations of Detroit under the Contract shall be extinguished and Detroit waives any claims and rights against the Customer that it now has or may have in the future in connection with the Contract and shall not be permitted to bring any such claims against Customer. Any claim brought in violation of this Agreement shall be controlled by the terms of the Water Lease Agreement.

3. The GLWA shall be bound by and perform the Contract in accordance with the terms and conditions of the Contract. The GLWA assumes all Rights and Obligations of, and all claims against, Detroit under the Contract as if the GLWA were the original party to the Contract. The GLWA ratifies all previous actions taken by Detroit with respect to the Contract, with the same force and effect as if the action had been taken by the GLWA.

4. The Customer recognizes the GLWA as Detroit's successor in interest in and to the Contract and that the GLWA is entitled to all rights, titles and interests of Detroit in and to the Contract as if the GLWA were the original party to the Contract.

5. All terms, conditions, and covenants of the Contract shall remain in full force and effect, and the GLWA shall fulfill all such terms, conditions and covenants.

6. This Agreement and all actions arising under it shall be governed by the law of the State of Michigan.

7. This Agreement may be executed and delivered in counterparts, including by facsimile transmission, each of which will be deemed an original.

In Witness Whereof, the Parties, by their duly authorized officers and representatives, indicate their concurrence with the terms and conditions of this Agreement:

City of Detroit, Water and Sewerage Department:

By: _____
Sue F. McCormick
Its: Director

Great Lakes Water Authority:

APPROVED BY GLWA
BOARD OF DIRECTORS ON:

By: _____
Sue F. McCormick
Its: Interim Chief Executive Officer

Date

Charter Township of Chesterfield:

By: _____
Michael E. Lovelock
Its: Supervisor

By: _____
Cindy Berry
Its: Clerk

APPROVED BY
CHESTERFIELD TOWNSHIP BOARD ON:

Date

Resolution Regarding Assignment Agreement With The City Of Detroit
And The Great Lakes Water Authority

By Member: _____:

Whereas, on September 9, 2014, a Memorandum of Understanding Regarding the Formation of the Great Lakes Water Authority was adopted by the City of Detroit, the State of Michigan and the counties of Wayne, Oakland and Macomb; and

Whereas, the Memorandum of Understanding required, among other things, that the City of Detroit and the counties of Wayne, Oakland and Macomb adopt Articles of Incorporation no later than October 10, 2014, and that the City of Detroit and the Great Lakes Water Authority execute a lease agreement regarding the operation and management of the Detroit water supply and sewage disposal systems; and

Whereas, on October 10, 2014, the City of Detroit and the counties of Wayne, Oakland and Macomb adopted the Articles of Incorporation of Great Lakes Water Authority; and

Whereas, on June 12, 2015, the City of Detroit and the Great Lakes Water Authority executed two 40-year lease agreements regarding (1) the operation and management of the Detroit water supply system ("Water Lease") and (2) the operation and management of the Detroit sewage disposal system; and

Whereas, Pursuant to Sections 4.1(a)(i), 4.1(d) and 4.4 of the Water Lease, the City of Detroit assigned and the Great Lakes Water Authority assumed all of Detroit's rights, duties, liabilities, responsibilities and obligations under the wholesale customer water contracts without any impairment to said contracts; and

Whereas, Article III of the Water Lease provides that the effective date of the Water Lease is dependent upon the satisfaction of certain conditions precedent, including obtaining the consent of the wholesale water customers to the assignment of their 30-year water service contracts to the Great Lakes Water Authority pursuant to Section 3.2(j) of the Water Lease; and

Whereas, pursuant to the Water Lease, and as provided in Article 13 of the Water Service Contract, the City of Detroit has presented an Agreement to Assign Wholesale Customer Water Service Contract between the City of Detroit Water and Sewerage Department, the Great Lakes Water Authority and this community for the assignment of the Water Service Contract with the City of Detroit Water and Sewerage Department to the Great Lakes Water Authority with a request for approval; and

Whereas, this Honorable Body finds it is in the best interests of this community to consent to the assignment of the Water Service Contract to the Great Lakes Water Authority;

NOW THEREFORE BE IT RESOLVED, that the attached Agreement to Assign Wholesale Customer Water Service Contract between the City of Detroit Water and Sewerage Department, the Great Lakes Water Authority, and _____ is approved; and

BE IT FURTHER RESOLVED, that a certified copy of this Resolution and the executed Agreement to Assign Wholesale Customer Water Service Contract be returned to the City of Detroit Water and Sewerage Department within seven (7) days of the date of this Resolution.

Adopted by _____

Date: _____, 2015



City of Detroit-Great Lakes Water Authority Water & Sewer Leases & Service Agreement

WATER AND SEWER FACILITIES LEASES:

- GLWA to be conveyed (via a leasehold interest) all regional water and sewerage facilities.
- GLWA to be conveyed interest in all water and sewer system revenues including City of Detroit retail revenues.
- DWSD bonds to be assigned to GLWA and are payable solely from Net Revenues of the System, no full faith and credit pledge.
- GLWA revenue requirements that are targeted not to increase by more than 4 percent per year include \$50M lease payment, \$4.5M Water Residential Assistance Program payment and GLWA employee related frozen Pension Obligation as expenses shared regionally (on a “common-to-all” basis).
 - Per an independent study conducted by Plante & Moran the 4-percent revenue increase cap is sufficient to support these payments and provide funds for “common-to-all” revenue-financed capital.
- The \$50M lease payment may only be used, at City’s discretion, to pay for Detroit local capital improvements or Detroit’s debt service obligations for bonds issued to pay for local or regional improvements.
- A budget stabilization fund to be created and funds set aside from Detroit retail revenues to ensure Detroit meets its customer collection responsibilities.
- GLWA to be assigned existing wholesale service contracts (subject to any required customer approvals not to be unreasonably withheld), vendor contracts, and labor contracts. GLWA is a successor employer.

WATER AND SEWER SERVICES AGREEMENT:

- City of Detroit is delegated, as Authority’s agent, responsibility for setting retail rates, billing, collection and enforcement. Revocable by Authority in event of failure to satisfy requirements.

- Authority to establish two-year budget (periodically adjusted) and require quarterly financial reporting on Detroit retail performance with a Reconciliation Committee to address significant budget to actual variances, if necessary.
- Recent changes in the rate-setting policies of DWSD have provided additional assurances that wholesale and Detroit retail revenues will be realized.

*Leases become effective with the completion of conditions precedent including bondholder consents, contract assignments, permit transfers, Master Bond Ordinance, etc.



Agenda Item # C

November 3, 2015

Board of Trustees
Charter Township of Chesterfield
47275 Sugarbush
Chesterfield, MI 48047

Re: Storage Craft Backup Software Upgrade

Dear Board Members:

I would like ask for the Board approval to purchase Storage Craft Backup software upgrade for a total cost of \$4,485.00 through HI-Tech System Service. This backup software will upgrade our current CA Arcserve which is out of date. The current software will be used until we install the new Storage Craft Backup software. I have reviewed this upgrade with the system engineer and would like to recommend that we upgrade the software to the Storage Craft Backup version to insure that we continue to have our essential daily backups. This purchase will allow us 9 licenses which includes the license for our new laser-fiche server.

The cost includes software and support. The cost of the Software will be charged against the Township's Office Equipment/Computer repair & maintenance account #101-265-934.000. If you should have any questions or concerns please let contact me.

Sincerely,

Ellen M. Clark,
Deputy Treasurer
Enclosure





3070 Palms Road, Casco 48064
 Phone (810) 326-9000 Fax (810) 326-9100
www.hitech.net

Quote

Date	Quote No.
10-30-15	HTSQ5457

SOLD TO:	SHIP TO:
CHESTERFIELD TOWNSHIP ELLEN CLARK 47275 SUGARBUSH CHESTERFIELD, MI 48047 United States Phone (586) 949-0400 Fax Email eclark@chesterfieldtp.org	CHESTERFIELD TOWNSHIP ELLEN CLARK 47275 SUGARBUSH CHESTERFIELD, MI 48047 United States Phone (586) 949-0400 Fax Email eclark@chesterfieldtp.org

SALES REP.	SALES REP. PHONE	SALES REP. EMAIL	PAYMENT TERMS
Rick Keeley	(810) 326-9000 x224	rkeeley@hitech.net	Net 30 days

QTY	MANUFACTURER	ITEM DESCRIPTION	UNIT PRICE	EXT. PRICE
3	STORAGECRAFT	STC SHDWPRTCT SPX SUITE3PKBACKUP/IME	\$1,495.00	\$4,485.00

SubTotal	\$4,485.00
Tax	\$0.00
Shipping	\$0.00
Total	\$4,485.00

PRICES SUBJECT TO CHANGE - PRICES BASED UPON TOTAL PURCHASE - ALL DELIVERY, TRAINING OR CONSULTING SERVICES TO BE BILLED AT PUBLISHED RATES FOR EACH ACTIVITY INVOLVED - GENERALLY ALL HARDWARE COMPUTER COMPONENTS PROPOSED ABOVE ARE COVERED BY A LIMITED ONE YEAR WARRANTY, COVERING PARTS AND LABOR FOR HARDWARE ONLY AND ON A DEPOT BASIS - WE SPECIFICALLY DISCLAIM ANY AND ALL WARRANTIES, EXPRESS OR IMPLIED, INCLUDING BUT NOT LIMITED TO ANY IMPLIED WARRANTIES OR WITH REGARD TO ANY LICENSED PRODUCTS. WE SHALL NOT BE LIABLE FOR ANY LOSS OF PROFITS, BUSINESS, GOODWILL, DATA, INTERRUPTION OF BUSINESS, NOR FOR INCIDENTAL OR CONSEQUENTIAL MERCHANTABILITY OR FITNESS OF PURPOSE, DAMAGES RELATED TO THIS AGREEMENT. MINIMUM 25% RESTOCKING FEE WITH ORIGINAL PACKAGING.



November 10, 2015

Agenda Item # *D*

Dear Honorable Board Members,

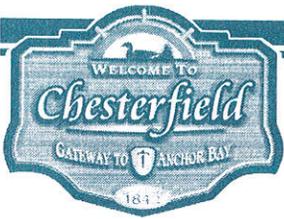
I am recommending the following appointments for the various 2016 Boards and Commissions. These appointments will become effective December 1, 2015.

- Bargaining Committee Michael E. Lovelock
Linda Hartman
Cindy Berry
- Election Commission Christine Bell
David Joseph
- Historical Society Hank Anderson
- Library Board. Cindy Berry
- Parks & Recreation Commission/Appreciation. Christine Bell
- Senior Housing Linda Hartman
- Zoning Board of Appeals. David Joseph
- Planning Commission. Brian Scott DeMuyneck
- Beautification (2 years - 2015-2016). Christine Bell
- SEMCOG. David Joseph, Linda Hartman

Yours truly,

Michael E. Lovelock
Chesterfield Township Supervisor





Agenda Item # *E*

November 4, 2015

*Charter Township of Chesterfield
47275 Sugarbush Road
Chesterfield, MI 48047*

*Re: Amendment to Sec. 76-508
Article 36, Home Occupation*

*Dear Township Board Members, at their regularly scheduled meeting held on
October 27, 2015, the Planning Commission reviewed the proposal to allow sales of
firearms from a residential zoning.*

*The Planning Commission recommends denial of the proposed amendment. See the
attached minutes.*

Paul Miller smg
Paul Miller,
Planning Commission Chairman



Motion by Mr. Demuynck to close the Public Hearing

Supported by Mr. Miller

Ayes: All

Nays: None

Motion Carried

Motion by Mr. Miller to Table Petition #331 for 2 weeks

Supported by Mr. Alexie

Ayes: All

Nays: None

Motion Carried

- D. **PROPOSED AMENDMENT TO 76-ZONING SEC. 76-508, HOME OCCUPATION:** To allow fire arms dealers under the home occupation section of the township ordinance. Public Hearing set on 9/22/2015.

Motion by Mr. Miller to open the Public Hearing

Supported by Mr. Saelens

Ayes: All

Nays: None

Mr. Meagher stated this is being brought forward by a member of the Township Board. They are indicating they would like this allowed under the Home Occupation Ordinance.

Matt Wojcik, resident, asked if there were many firearms being sold out of homes. Also stated that this does not seem safe.

Mr. Gendernalik, attorney, asked where this was coming from, especially with all the gun control laws.

Mr. Meagher states that one of the board members has asked this to be introduced to Planning Commission. He further explained that the ATF requires the Township to sign off and asks for a zoning verification. He states that the Township does receive 5 or 6 a year and they have always

denied them in the past, however the former police chief and current police chief have favored in signing off on these in the past.

Mr. Demuynck stated he is not in favor of it.

Mr. Alexie stated he does not agree with selling guns out of your house.

Mr. Stabile stated he is not in favor of it

Mr. Leonard is not in favor of it

Motion by Mr. Miller to close the Public Hearing

Supported by Mr. Stabile

Ayes: All

Nays: None

Motion by Mr. Labelle the recommendation to the Township Board of Trustees, denial in allowing firearm dealers under the Home Occupation Ordinance

Supported by Mr. Miller

Ayes: All

Nays: None

Motion Carried

E. **PROPOSED AMENDMENT TO 76-ZONING SEC. 76-377, MULTIUSE DISTRICT, C-4, To allow Drive-Thru in C-4 zoning district under the Special Land Use application approval. Public hearing set on 9/22/2015**

Motion by Mr. Miller to open the Public Hearing

Supported by Mr. Demuynck

Mr. Meagher stated that when the C-4 district was first designed, it was intended for an outlet mall or retail mall such as Partridge Creek, which never happened. What is being requested is to modify it for marketing and to allow drive-thru's. He further states that he believes there are some good opportunities with drive-thru options.

Chesterfield Township Planning Commission

Zoning Ordinance Amendment – Gun Sales from Homes

September 10, 2015

Amend Chapter 76, Article 36, Section 76-508 to read as follows:

“Sec. 76-508 Home occupations.

- (a) Permission. Home occupations may be allowed in the one-family residential districts. Home offices that do not result in more traffic than is normal for residential districts shall not require special approval. No person other than members of the family residing on the premises shall be engaged in such occupation. Handicapped persons applying for home occupation permits may be excused from certain provisions of this section by the planning commission, based on necessity.
- (b) Site requirements. Site requirements shall be as follows:
 - (1) The use of the dwelling unit for a home occupation shall be clearly incidental and subordinate to its use for residential purposes by its occupants. Not more than 25% of the floor area of the dwelling unit shall be used for the purposes of the home occupation and shall be carried out completely within such dwelling.
 - (2) There shall be no change in the outside appearance of the structure or premises or other visible evidence of the conduct of such home occupation.
 - (3) Home occupations shall not require internal alterations or construction features, equipment, machinery or outdoor storage not customary in residential areas.
 - (4) One non-illuminated nameplate, not more than two square feet in area, may be permitted. Such nameplate shall contain only the name and occupation of the resident of the premises and shall be mounted flat against the wall of the dwelling.
 - (5) No home occupation shall be conducted, in whole or in part, in any accessory structure, attached or detached, including garages, breezeways, porches, patios, etc.
 - (6) There shall be no sales of any goods, articles or services on the premises, except such as is produced by such approved home occupation. Exceptions to this subsection shall include those listed in the Michigan Zoning Enabling Act and gun sales (with appropriate approvals by the Department of Alcohol, Tobacco and Firearms and the Township Police Department).
 - (7) No traffic shall be generated by such home occupation in greater volumes than would normally be expected in a residential neighborhood, and any need for parking generated by the conduct of such home occupation shall be provided by an off-street area, located other than in a required front yard.
 - (8) No equipment or process shall be used in such home occupation which creates noise, vibration, glare, fumes, odors or electrical interference detectable to the normal senses of persons off the lot. In the case of electrical interference, no equipment or process shall be used which creates visual or audible interference with any radio or television receivers off the premises, or cause fluctuations in line voltage off the premises.
- (c) Maximum lot coverage. Maximum lot coverage shall be the same as for the district in which the use is requested.
- (d) Environmental provisions and parking requirements. Environmental provisions and parking requirements shall be as required in articles V and VI of this chapter.”



Agenda Item # *F*

November 4, 2015

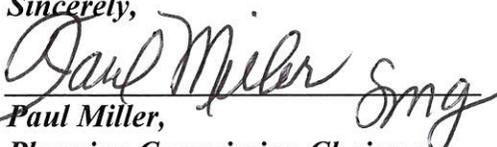
*Charter Township of Chesterfield Board
47275 Sugarbush Road
Chesterfield, MI 48047*

Re: To amend and adopt a new section to the Charter Township of Chesterfield Zoning Ordinance, Chapter 76. Regulations to control yard clipping composting facilities.

Dear Board Members, at their regularly scheduled meeting held on October 27, 2015, the Planning Commission members reviewed a proposed ordinance amending the Charter Township of Chesterfield Zoning Ordinance, Chapter 76, to amend and adopt a new section to locate and regulate yard clipping composting facilities to ensure composting facilities are located, designed and regulated to protect the public health and environment and repealing any and all Ordinances and/or Resolutions in conflict therewith. The land affected in this amendment is located on the South of 26 Mile Road, East of Bates Road and West of the Rail Road Tracks.

The Planning Commission would like to recommending approval of this amendment to the 76-Zoning Ordinance.

Sincerely,


Paul Miller,
Planning Commission Chairman

Mr. LaBelle asked if they could vote on this item tonight?

Mr. Miller polled the board

Mr. Miller stated tonight

Mr. Alexie stated tonight

Mr. Stabile stated tonight

Mr. LaBelle stated tonight

Mr. Saelens stated tonight

Mr. Leonard stated tonight

Mr. Eckenrode stated tonight

Mr. DeMuyndck stated tonight

Motion by Mr. LaBelle to amend Chapter 76 of the Zoning Map. The recommendation to the Board of Trustees is that the following parcels be rezoned.

015-09-08-200-015 from A1 to M1 west of the railroad track and from A1 to M2 east of the railroad tracks.

015-09-08-200-016 from A1-M1

015-09-05-226-001 from A1 to M1

015-09-05-276-001 from A1 to M1

015-09-05-400-002 from A1 to M1

015-09-05-400-003 from A1 to M1

015-09-05-400-005 from A1 to M1

015-09-05-400-006 from A1 to M1

Supported by Mr. Saelens

Ayes: All

Nays: None

Motion Carried

- B. PUBLIC HEARING TO AMEND CHAPTER 76-ZONING ORDINANCE:**
Public Hearing is to adopt a new section in regards to the location and regulations to control yard clipping composting facilities located on the east

side of Bates Road from south of 25 Mile continuing north to 26 Mile Road.
Public Hearing tabled on 9/22/2015.

Motion by Mr. Miller to open the Public Hearing

Supported by Mr. DeMuyck

Ayes: All

Nays: None

Motion Carried

Mr. Dloski spoke as the Townships attorney. He stated that this is an amendment to the Township zoning ordinance. The purpose of this is to locate and control the construction and operations of yard clipping and composting facilities. Under the proposed ordinance, they would be located in an M2 zoning district as a special land use and there would be certain conditions attached to the operation and construction of the facility that is set forth in the proposed amendment. The amendments would also delete the use of farming use in the resource technology section of the zoning ordinance. That would be consistent with the ordinance amendment where we want yard clipping facilities to be in the M2 Zoning district and not in any other district.

Steven Mickle, a resident, asked if there would be any residents or businesses within a thousand feet. He stated that he is concerned about the smell.

Mr. Dloski stated that the facility cannot be located any closer then up to 200 ft. to a property line and it has to be at least a thousand feet from any resident. Under the special Land Use, there are very strict standards that these facilities have to conform to in regards to any odors that may come from the site.

Motion by Mr. Miller to close the Public Hearing

Supported by Mr. Saelens

Ayes: All

Nays: None

Motion Carried

Motion by Mr. LaBelle to vote tonight

Supported by Mr. Miller

Ayes: All

Nays: None

Motion Carried

Mr. Miller stated tonight

Mr. Alexie stated tonight

Mr. Stabile stated tonight

Mr. LaBelle stated tonight

Mr. Saelens stated tonight

Mr. Leonard stated tonight

Mr. Eckenrode stated tonight

Mr. DeMuyndck stated tonight

Motion by Mr. LaBelle to amend Chapter 76-Zoning Ordinance. The recommendation to the Board of Trustees is that the zoning ordinance amendment to locate and regulate yard clipping/composting facilities be adopted.

Supported by Mr. Miller

Ayes: All

Nays: None

Motion Carried

- C. **JDC PROPOSED REZONING - PETITION #331: Joe Cipriano, JDC Building & Land Development Inc., Joe Cipriano, 41065 Donna, Clinton Twp., MI 48038. Requesting to rezone a parcel of land containing 6.558 acres located on the S.E. corner of Jefferson & Schneider from R1A, (Single Family Residential) to R1C (Single Family Residential). Public Hearing set on 9/22/2015**

Motion by Mr. Miller to open the Public Hearing

Supported by Mr. Alexie

Ayes: All

CHARTER TOWNSHIP OF CHESTERFIELD
MACOMB COUNTY, MICHIGAN

ORDINANCE NO. 154

AMENDMENT OF THE
CHARTER TOWNSHIP OF CHESTERFIELD ZONING ORDINANCE

TITLE

AN ORDINANCE amending the Charter Township of Chesterfield Zoning Ordinance, being Ordinance No. 154 of the Township Ordinances, as amended, by adding a new section to locate and regulate yard clipping composting and facilities to ensure composting facilities are located, designed and regulated to protect the public health and environment and repealing any and all Ordinances and/or Resolutions in conflict therewith.

THE TOWNSHIP BOARD OF THE CHARTER TOWNSHIP OF
CHESTERFIELD, MACOMB COUNTY, MICHIGAN, ORDAINS:

SECTION 1 AMENDMENTS

1 Article XVII, Definitions, Section 76.691(b) is amended to add the following definitions:

"Compost" a stabilized organic product produced by a controlled aerobic decomposition process that can be used as a soil additive, fertilizer, growth media, or other beneficial use.

"Composting" the accelerated biological decomposition of organic matter under managed aerobic conditions resulting in compost.

"Composting Facility" means a facility where composting of yard clippings occurs using mechanical handling techniques such as physical turning, wind rowing, or sedation or using other management techniques.

"Yard Clippings" means leaves, grass clippings, vegetable other garden debris, shrubbery, or brush or tree trimmings less than 4 in length and 2" in diameter, that can

be converted to compost humus. Yard clippings does not include stumps, agricultural waste, animal waste, roots, sewage, or garbage.

2. Article XII, Industrial Districts, Section 76-442, Resource Technology District, delete Subsection (b)(7) which allows agricultural uses.

3. Article XII, Industrial Districts, Section 76-444, General Manufacturing District, add subsection (c)(12), which reads "yard clipping composting facilities (section 76-532)."

4. Article XIII, Planned Unit Development and Special Land Use Approval, add Section 76-532, Yard Clipping Composting Facilities.

The uses or sites which accept yard clippings for the purpose of conducting a yard clipping composting facility, may be permitted in the M-2 general manufacturing district, only, subject to the issuance of a special land use permit by the planning commission and compliance with the following conditions and standards:

- a) The owner/operator registers the site as a composting facility with the Michigan Department of Environmental Quality.
- b) Only yard clippings shall be composted at such facilities. Yard clippings containing invasive species, or diseased or infested materials shall not be accepted at the composting facility. Non-compostable materials shall be prohibited. Examples of non-compostable materials include, but are not limited to, plastic, glass, textiles, rubber, metal, ceramics, styrofoam, and painted, laminated, or treated wood.
- c) Yard clipping composting facilities shall be prohibited from receiving materials in plastic bags. The owner/operator shall describe the types of containers in which yard clippings will be accepted and the source of incoming yard clippings.
- d) The management or storage of yard clippings, compost, and residuals occurs in an area that is not in the 100-year floodplain and is the following distance from each of the following features:
 - 1) 200 feet from a property line;
 - 2) 1000 feet from a residence or property indicated on the Township zoning map, zoning ordinance or master plan for residential use;
 - 3) 500 feet from a body of surface water, including a lake, stream or wetland;
 - 4) 2,000 feet from a type I or type IIA water supply well;

- 5) 800 feet from a type IIB or type III water supply well;
 - 6) 1000 feet from a church or other house of worship, hospital, nursing home, licensed day care center or school, or property designated as such on the Township zoning map, zoning ordinance or master plan.
 - 7) 4 feet above groundwater.
- e) Does not result in more than 5,000 cubic yards of yard clippings, compost and residuals present on any acre of property at the site, exclusive of access roads, service areas, parking areas and required buffer zones.
- f) Does not result in an accumulation of yard clippings for a period of over 3 years.
- 1) Results in finished compost with not more than 1% by weight, of foreign matter that will remain on a 4 millimeter screen;
 - 2) If yard clippings are collected in bags other than paper bags, debug the yard clippings by the end of each business day;
 - 3) Prevent the pooling of water by maintaining proper slopes and grades;
 - 4) Properly manage storm water runoff;
 - 5) Do not attract or harbor rodents or other vectors.
- g) The owner or operator maintains, and makes available to the Township, all of the following:
- 1) Records identifying the volume of yard clippings accepted by the facility and the volume of yard clippings and of compost transferred off-site each month;
 - 2) Records demonstrating that the composting operation is being performed in a manner that prevents nuisances and minimizes anaerobic conditions, these records shall include records of carbon-to-nitrogen ratios, the amount of leaves and the amount of grass in tons or cubic yards, temperature readings, moisture content readings, and lab analysis of finished products.
- h) A composting facility shall not be allowed in a protected or regulated wetland. A Level 3 Wetland Assessment shall be made prior to site plan and special land use approval. If a wetland resource(s) is identified, a level 3 assessment will be required.

- i) The maximum height of all windrows or other any other material being stored on site shall not exceed a total height of eight (8) feet.
- j) The decomposition process shall be properly managed and maintained in an aerobic condition to prevent all unnecessary odors.
- k) The site shall be level and well-drained. Pondered water shall not be permitted to collect on a yard clippings composting site. A plan for collection, retention and drainage of storm water shall be provided for review and approval. The planning commission shall require that the plan provide a settling basin/detention pond and vegetation filtration of runoff prior to discharge off-site. Vegetation filtration shall be accomplished by use of a 50-foot wide perimeter strip of grass, or a similar measure.
- l) The area being actively utilized for composting shall be provided with an engineered pad consisting of clay or other impermeable lining to a depth as determined by the design engineer and acceptable to the Township engineer to ensure that contamination or leaching into the ground and groundwater is eliminated or minimized to the greatest extent possible.
- m) The entire site utilized for composting operations shall be screened and buffered by means of a six (6) foot high berm with a four (4) foot wide flat crown. Further, such berm shall be planted with a double row of evergreens six to eight (6-8) feet in height at planting. Each row of trees shall not exceed a spacing of fifteen (15) feet on center. These rows shall be offset by eight (8) feet. In no case shall the trees be planted lower than three (3) feet on the height of the berm.
- n) The owner/operator shall submit a composting facilitation operations plan (CFOP) for the facility that demonstrates compliance with this ordinance and other applicable regulations. The CFOP shall describe or provide information pertaining to the following: site design considerations including material flow and other procedures; the location of different activity areas (e.g., receiving, windrows, curing, disposing of waste materials found in income materials; volume limits and where the operator will send material if site limitations are achieved, typical carbon to nitrogen ratios for expected materials and how the materials will be mixed to maintain reasonable ratios for successful composting; planned processing activities from receipt at the gate through the end user of the finished compost; the frequency with which the yard clippings will be rotated; the steps that will be taken to maintain yard clippings at the appropriate moisture content and temperature; the means by which the temperature and moisture of the compost piles will be measured; the steps that will be taken to ensure that the decomposition process will be properly managed and maintained in an aerobic condition; the monitoring, record keeping and reporting program that will be maintained; the length of time for

which yard waste will remain on the site; product quality standards and testing for pathogens; the owner/operator's staffing plan and how many people will be working on-site throughout the year; the operating staff's qualifications and what training is planned for both operations and safety; and a plan for how the owner/operator will troubleshoot typical composting difficulties such as litter control, odor, inappropriate temperature, dust, noise, flies and pests, and neighborhood complaints. The CFOP must be amended to reflect changes in operation and be available to the Township upon request.

- o) The CFOP shall include provisions for emergency response and shall coordinate with the Township fire department to ensure that fire fighting equipment is available at the site and that personnel have been trained in fire fighting procedures. Water equipment, such as water trucks, hydrants and hoses, or backpack spray units, is required for wetting organic material and for fire fighting purposes. Sufficient quantities of water, noncombustible soil, and earthmoving/excavating equipment or the equivalent shall be maintained on-site for purposes of fire extinguishing.
- p) A description of the direction of prevailing winds and how the wind conditions will affect operations shall be submitted. Pile turnings shall be timed to coincide with favorable wind conditions. The owner/operator shall not permit offensive odors to escape the boundaries of the yard clippings composting facility and/or interfere with the enjoyment of adjacent properties. The owner/operator shall submit a set of "low-odor" operating protocols and an odor response management plan that shall be employed in the event that the owner/operator or Township receives odor complaints during operation.
- q) All buffer areas shall be maintained as vegetative strips to facilitate the filtration of pollutants.
- r) The owner/applicant shall provide a study of the impact that truck traffic associated with the facility will have on public roadways, including a description of the volume of truck traffic that will be generated, with truck traffic estimates during peak and off-peak times; the type and quantity of incoming vehicles by season; the trucks' projected routes; the current condition of affected roadways and the impact that truck traffic is projected to have on their condition; and a plan for mitigating the impacts of truck traffic on area roadways.
- s) Because of the level of truck traffic typically associated with a yard waste composting facility, direct access to a paved public roadway designated as major thoroughfare in the Township's adopted master plan and capable of carrying Class A loadings on a year round basis is required.
- t) An area for truck stacking and staging shall be provided. The staging of trucks on the exterior of the site shall be prohibited. The area designated for

truck staging shall be located in such a manner as to not impact adjacent residences. Based on the location of the operation and the proximity to residential land use, the planning commission may place restrictions on the hours of operation for the staging and filling of trucks.

- u) All site access road, drives, roads for maneuvering lanes internal to the site, and areas for employee parking shall be paved with asphalt or concrete. The thickness of such roads and maneuvering lanes shall be acceptable to the Township engineer to ensure emergency access. A minimum of five (5) parking spaces shall be provided on site.
- v) The owner/operator shall provide sufficient equipment on-site to properly manage the composting process. At a minimum, this shall include a front-end loader or similar machinery for loading, unloading, turning, and aeration operations; a shredder for reducing new material to a smaller particle size for faster decomposition; a source of water or watering trucks; and a screen to improve the quality and marketability of the final product.
- w) Storage of finished compost on site is limited to twelve (12) months of production.
- x) A restroom facility sufficient in size to accommodate the facility's staff and an office providing space for administrative functions shall be constructed on-site.
- y) The owner/operator shall provide plans showing all equipment maintenance and storage areas. Plans shall show the location of all fuel storage facilities and shall detail primary and secondary containment for all hazardous materials, including product-tight containers for primary containment.
- z) The hours of operation shall be from 8:00 a.m. to 5:00 p.m. Monday through Friday. No operations are permitted on holidays.
- aa) The operator shall establish a procedure and mechanism for proper disposal of non-yard wastes at an approved sanitary landfill. Further, all non-organic material such as debris and litter shall be contained on site so as to not scatter or blow off the premises.
- bb) Access to the site shall be controlled to prevent unauthorized dumping during non-business hours. The entire site being actively used for the storage or processing of compost shall be fenced. The fence shall be no higher than eight (8) feet in height and shall be vinyl coated or the equivalent. Such fence shall be placed behind the landscape berm required by this Ordinance. Further, access point(s) to the site shall be controlled by gates to prevent unauthorized entrance. Finally, the use of barbed, razor or electrified fencing shall be prohibited.

- cc) In the event that the Township retains the services of an independent compost engineer to evaluate the site plan and CFOP, the Owner/Operator shall pay for and comply with the conditions of the compost engineer's review. These conditions shall be included as conditions of special land use approval.
- dd) The owner/operator shall submit proof of insurance for the proposed operation as a part of site plan and special land use review and shall provide proof of ongoing insurance as a part of each yearly license renewal. Such proof shall be kept on file in the Clerk's office or other designated area. Such insurance shall insure the owner/operator, employees and/or agents or representatives, and the Township as an additional insured for general comprehensive liability in an amount of at least one million dollars (\$1,000,000) per person and two million dollars (\$2,000,000) per occurrence. Further, the applicant shall also provide an umbrella policy under the same terms, no less than two million dollars (\$2,000,000) above that previously described. These policies shall have no pollution liability exclusions.
- ee) The owner/operator shall provide a name, address, and phone number of the person responsible for operation of the site and who is also responsible for correcting all operational problems that may result in complaints being made to the Township.
- ff) The owner/operator understands and agrees that failure to maintain and operate the site in accordance with this section and any additional conditions shall constitute grounds for revocation of the special land use permit by the planning commission.
- gg) Township officials and/or consultants engaged by the Township shall be permitted entry to a yard clipping composting facility for inspection purposes during normal operating hours to determine compliance with this ordinance and other applicable regulations. No person shall impede reasonable inspection of a composting facility by Township officials and/or consultants engaged by the Township.
- hh) The owner/operator shall submit a bond, in an amount established by resolution of the Township Board, to guarantee clean up and restoration of the site.
- ii) Copies of all State applications, registrations, reports and permits, where required, shall be provided to the planning commission as part of the application package.
- jj) A semi-annual inspection for rodents shall be performed by a licensed pest control company. Copies of the report shall be transmitted to the Township. If

rodents are detected, appropriate measures shall be taken to capture or exterminate the rodents in an environmentally safe manner.

- kk) A semi-annual test shall be performed to insure that on-site soils and surface waters leaving the site are not contaminated by a concentration of nitrogen, phosphorus, phenols, pesticides and/or herbicides. Soil samples shall be taken from the windrow area and the settling basin/detention pond and surface water samples shall be taken at the outlet from the detention pond.
- ll) A farm composting yard clippings pursuant to MCL 324.1152(3) and in accordance with generally accepted agricultural and management practices under the Michigan Right to Farm Act is exempt from this section.
- mm) A site plan meeting the requirements of Article VII of the Township Zoning Ordinance.

SECTION 2. REPEAL OF CONFLICTING PROVISIONS

All resolutions, ordinances or parts thereof in conflict with the provisions of this Ordinance are to the extent of such conflict hereby repealed.

SECTION 3. SEVERABILITY

If any section, paragraph, clause or provision of this Ordinance is for any reason held to be invalid or unconstitutional, the invalidity or unconstitutionality of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this Ordinance.

SECTION 4. PUBLICATION

This Ordinance shall be published in a newspaper of general circulation in the Charter Township of Chesterfield, within fifteen (15) days after its adoption.

SECTION 5. EFFECTIVE DATE

This Ordinance shall take effect seven (7) days from and after publication of a true copy in a newspaper of general circulation, as provided by Section 4.



Agenda Item # 67

November 4, 2014

*Charter Township of Chesterfield Board
47275 Sugarbush Road
Chesterfield, MI 48047*

Re: Proposed Amendment to the Chesterfield Township Zoning Map to rezone 8 parcels located south of 25 Mile Road, continuing north to 26 Mile along the east side of Bates.

Dear Township Board Members, at their regularly scheduled meeting on October 27, 2015 The Planning Commission reviewed a proposal to rezone 8 parcels at the above location to bring this area of the Township into conformance with the Township Master Plan. The parcels are being proposed from A-G to M-1 and A-G to M-2, the parcels affected are:

- #015-09-08-200-015 from A-1 to M-1 west of the R.R. Tracks and from A-1 to M-2 east of the R.R. Tracks. (Vacant)*
- #015-09-08-200-016 from A-1 to M-1 (54710 Bates Road)*
- #015-09-05-226-001 from A-1 to M-1 (28770 26 Mile Road)*
- #015-09-05-276-001 from A-1 to M-1 (56220 Bates Road)*
- #015-09-05-400-002 from A-1 to M-1 (Vacant)*
- #015-09-05-400-003 from A-1 to M-1 (55320 Bates Road)*
- #015-09-05-400-005 from A-1 to M-1 (Vacant)*
- #015-09-05-400-006 from A-1 to M-1 (Vacant)*

The Chesterfield Township Planning Commission members would like to recommend approval to the changes to the Chesterfield Township Zoning Map.

Paul Miller smg
Paul Miller
Planning Commission Chairman

5. PUBLIC HEARINGS:

- A. PUBLIC HEARING TO AMEND CHAPTER 76-ZONING MAP: This public hearing is to initiate changes to the Chesterfield Township Zoning Map including 8 parcels south of 25 Mile continuing north to 26 Mile along the east side of Bates. Public Hearing tabled 9/22/2015.

Motion by Mr. Miller to open the Public Hearing

Supported by Mr. Saelens

Ayes: All

Nays: None

Motion Carried

Mr. Meagher stated that the change to the zoning map is being initiated by the Township to bring this area of the Township in conformance with the master plan. The parcels are being proposed from AG to M1 and AG to M2 from one small portion. With that, they are recommending approval of the rezoning as submitted by the Township.

Mark Boettcher on behalf of Lawyers Reality of Michigan, they represent a family that owns two of the parcels that would be affected. They came to support the rezoning proposal, as they feel it would bring more jobs to the community.

Mr. Alexie did not have any comments.

Mr. Stabile did not have any comments.

Mr. LaBelle stated that he did review everything and he is in agreement with it.

Mr. Saelens stated that he is happy they are conforming to the master plan.

Motion by Mr. DeMuyneck to close the public hearing

Supported by Mr. Alexie

Ayes: All

Nays: None

Motion Carried

Mr. LaBelle asked if they could vote on this item tonight?

Mr. Miller polled the board

Mr. Miller stated tonight

Mr. Alexie stated tonight

Mr. Stabile stated tonight

Mr. LaBelle stated tonight

Mr. Saelens stated tonight

Mr. Leonard stated tonight

Mr. Eckenrode stated tonight

Mr. DeMuyne stated tonight

Motion by Mr. LaBelle to amend Chapter 76 of the Zoning Map. The recommendation to the Board of Trustees is that the following parcels be rezoned.

015-09-08-200-015 from A1 to M1 west of the railroad track and from A1 to M2 east of the railroad tracks.

015-09-08-200-016 from A1-M1

015-09-05-226-001 from A1 to M1

015-09-05-276-001 from A1 to M1

015-09-05-400-002 from A1 to M1

015-09-05-400-003 from A1 to M1

015-09-05-400-005 from A1 to M1

015-09-05-400-006 from A1 to M1

Supported by Mr. Saelens

Ayes: All

Nays: None

Motion Carried

- B. PUBLIC HEARING TO AMEND CHAPTER 76-ZONING ORDINANCE:
Public Hearing is to adopt a new section in regards to the location and regulations to control yard clipping composting facilities located on the east



Agenda Item # *H*

November 4, 2015

Charter Township of Chesterfield Board
47275 Sugarbush Road
Chesterfield, Michigan 48047

RE: Ordinance Amendment 76-377, C-4, Multi Use District

Dear Board Members, at their regularly scheduled meeting held on October 27, 2015, the Planning Commission reviewed the amendment to the C-4, Multi Use Zoning District requested by the Township Planner, to allow drive-thru facilities in the C-4 Zoning District, subject to all applicable requirements of this Ordinance.

The Planning Commission would like to recommend approval for the attached amendment to the C-4 Zoning District.

Sincerely,


Paul Miller
Planning Commission Chairman

Chesterfield Township Planning Commission

Zoning Ordinance Amendment – Permit Drive-Through Uses in C-4

September 10, 2015

Intent:

Amend Chapter 76. Article 10, Section 76-377 Multi-use District C-4, subsections (e) (4) and (f)(6) to allow for ancillary drive-thru uses as a permitted accessory use.

Section 1: Delete Section 76-377(e)(4) in its entirety and appropriately renumber the subsequent subsections:

Section 2: Amend Section 76-377(f)(6) to read as follows:

“(6) Drive-through facilities ancillary to uses permitted as a principal use in the C-4 Zoning District, subject to all applicable requirements of this Ordinance.”

denied them in the past, however the former police chief and current police chief have favored in signing off on these in the past.

Mr. Demuynck stated he is not in favor of it.

Mr. Alexie stated he does not agree with selling guns out of your house.

Mr. Stabile stated he is not in favor of it

Mr. Leonard is not in favor of it

Motion by Mr. Miller to close the Public Hearing

Supported by Mr. Stabile

Ayes: All

Nays: None

Motion by Mr. Labelle the recommendation to the Township Board of Trustees, denial in allowing firearm dealers under the Home Occupation Ordinance

Supported by Mr. Miller

Ayes: All

Nays: None

Motion Carried

E. **PROPOSED AMENDMENT TO 76-ZONING SEC. 76-377, MULTIUSE DISTRICT, C-4, To allow Drive-Thru in C-4 zoning district under the Special Land Use application approval. Public hearing set on 9/22/2015**

Motion by Mr. Miller to open the Public Hearing

Supported by Mr. Demuynck

Mr. Meagher stated that when the C-4 district was first designed, it was intended for an outlet mall or retail mall such as Partridge Creek, which never happened. What is being requested is to modify it for marketing and to allow drive-thru's. He further states that he believes there are some good opportunities with drive-thru options.

Mr. Gendernalik, attorney, stated he believed it is a good idea and is beneficial to Township and for more tax revenue.

Mr. Stabile asked if this is the only C-4? He further states he is probably in favor of changing it.

Motion by Mr. Miller to close the Public Hearing

Supported by Mr. Demuynck

Ayes: All

Nays: None

Motion Carried

Roll call to vote tonight

Mr. Miller, tonight

Mr. Alexie, tonight

Mr. Stabile, tonight

Mr. Labelle, tonight

Mr. Saelens, tonight

Mr. Leonard, tonight

Mr. Eckenrode, tonight

Mr. Demuynck, tonight

Motion by Mr. Labelle to recommend to the Township Board of Trustees to amend 76-Zoning SEC. 76-377, MULTIUSE DISTRICT, C-4, to allow Drive-Thru in C-4 zoning district under the Special Land Use application approval.

Supported by Mr. Alexie

Ayes: All

Nays: None

Motion Carried

6. REVIEWS:

- A. SLU #2015-15: Jonathan Crane for Briggs Industries, 1126 N. Main St., Rochester, MI 48307. Proposed new Verizon Cellular Communications Tower located at 54145 Bates Road, south of 25 Mile on the west side of Bates Set Public Hearing for 11/24/2015.

Agenda Item # *I*

*OK to Put on
wh*

CHARTER TOWNSHIP OF CHESTERFIELD MACOMB COUNTY, MICHIGAN

ORDINANCE NO. 155

2012 INTERNATIONAL PROPERTY MAINTENANCE CODE

An ordinance to adopt the 2012 edition of the International Property Maintenance Code, to regulate and govern the conditions and maintenance of all property, buildings and structures by providing for: the standards for supplied utilities and facilities and other physical things and conditions essential to ensure that structures are safe, sanitary and fit for occupation and use; the condemnation of buildings and structures unfit for human occupancy and use, and the demolition of such existing structures in the Township; and for the issuance of permits.

THE TOWNSHIP BOARD OF THE CHARTER TOWNSHIP OF CHESTERFIELD, COUNTY OF MACOMB, MICHIGAN, ORDAINS:

SECTION 1. SHORT TITLE.

This Ordinance shall be known and cited as the Chesterfield Township Property Maintenance Code Ordinance.

SECTION 2. PURPOSE

The purpose of the Property Maintenance Code is to regulate and govern the conditions and maintenance of all property, buildings and structures by providing for the following: the standards for supplied utilities and facilities and other physical things and conditions essential to ensure that structures are safe, sanitary and fit for occupation

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[Signature] 11/17/11

and use; the condemnation of buildings and structures unfit for human occupancy and use, and the demolition of such existing structures in the Township; and for the issuance of permits. Each and all of the regulations, provisions, penalties, conditions and terms of said Property Maintenance Code are hereby referred to, adopted, and made a part hereof, as is fully set out in this Ordinance, except as modified by the provisions of Section 6 of this Ordinance, and to repeal Article VI, Chapter 14 of the Code of Ordinances in its entirety.

SECTION 3. ENABLING AUTHORITY.

This Ordinance is adopted in accordance with Public Act 246, Public Acts 145 as amended.

SECTION 4. AMENDMENTS.

Article VI Chapter 14 of the Code of Ordinances is hereby repealed in its entirety and is replaced by the Ordinance herein.

SECTION 5. ADOPTION OF THE INTERNATIONAL PROPERTY MAINTENANCE CODE BY REFERENCE.

A certain document, a copy of which is on file in the office of the Township Clerk, being marked and designated as the International Property Maintenance Code 2012 edition, as published by the International Code Council ("Property Maintenance Code"), is hereby adopted in its entirety by reference, with the exception of the revisions set forth in Section 6 of this Ordinance, and will be known as the Property Maintenance Code of the Township.

SECTION 6. MODIFICATION OF PROPERTY MAINTENANCE CODE.

(a) The following sections of the 2012 Property Maintenance Code are revised and amended as follows:

- (i) Section 101.1. Insert: Charter Township of Chesterfield, Michigan.
- (ii) Section 103.2. Insert: Building Official in place of "code official" in every reference in the IPMC which refers to "code official".
- (iii) Section 103.5 Delete "The fees for activities and services performed by the department in carrying out its responsibilities under this code shall be indicated in the following schedule" and replace with "The Township Board may adopt a fee schedule by Resolution for activities and services performed by the building department in carrying out its responsibilities under this code."
- (iv) Section 112.4 Delete
- (v) Section 302.4 Insert "8 inches" in space for height in inches.
- (vi) Section 304.14. Insert: January 1 to December 31 in spaces allocated for dates.
- (vii) Section 602.3. Insert: January 1 to December 31 in space allocated for dates.
- (viii) Section 602.4. Insert: January 1 to December in space allocated for dates.

SECTION 7. CONTINUING VIOLATIONS.

Notwithstanding anything to the contrary set forth in the Property Maintenance Code, each day that a violation of this Ordinance continues to exist shall constitute a separate violation of this Ordinance.

SECTION 8. TOWNSHIP'S OTHER REMEDIES.

Notwithstanding anything to the contrary set forth in the Property Maintenance Code, the Township shall have the right to proceed in any court of competent jurisdiction for the purpose of obtaining an injunction, restraining order or other appropriate remedy or relief to enforce or compel compliance with this Ordinance.

SECTION 9. FEES.

The Township may establish, by resolution of the Township Board, any and all fees including, but not limited to, inspection and permit fees payable to the Township as authorized under the 2012 International Property Maintenance Code and promulgated thereunder.

SECTION 10. PENALTIES.

Any person who violates the provisions of this Ordinance shall upon conviction thereof, be guilty of a misdemeanor and subject to a penalty not to exceed five hundred dollars (\$500) or imprisonment in the county jail for a period not to exceed ninety (90) days, or both fines and imprisonment.

SECTION 11. REPEAL OF CONFLICTING PROVISIONS.

All resolutions, ordinances or parts thereof in conflict with the provisions of this Ordinance are to the extent of such conflict hereby repealed.

SECTION 12. SEVERABILITY.

If any section, paragraph, clause or provision of this Ordinance is for any reason held to be invalid or unconstitutional, the invalidity or unconstitutionality of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this Ordinance.

SECTION 13. PUBLICATION.

This Ordinance shall be filed with the Charter Township of Chesterfield Clerk and shall be published in a newspaper of general circulation in Chesterfield Township in accordance with MCL 42.22. A copy of this Ordinance may be purchased or inspected at the Chesterfield Township Clerk's Office during regular Township business hours.

SECTION 14. EFFECTIVE DATE.

This Ordinance shall take effect thirty (30) days after the publication of a true copy or summary thereof as provided in Section 13.

**Charter Township of
Chesterfield Fire Department**

33991 23 Mile Road, Chesterfield, MI 48047
Business 586-725-2233 Fax 586-725-4350
www.chesterfieldfire.org

*Approved by
Supv. Steve Lork*

To: Mike Lovelock, Supervisor, and Township Board
From: Doug Charbonneau, Fire Chief
Date: November 10, 2015
Re: Firefighter Candidates

Agenda Item # J

I am pleased to present the names of the top two candidates for the position of Firefighter with the chesterfield Township Fire Department. The two men will fill two vacancies created by the resignation of one firefighter and the retirement of another. Both men have successfully completed written and oral board testing, as well as psychological, medical, and background evaluations.

Candidate #1- Nicholas Slanda

Nick has several years of experience, having worked at MedStar Ambulance for eight years, as a Macomb Township volunteer firefighter for six years, and a brief stint as a full time firefighter for the Waterford Regional Fire Department for two months. Nick was recently laid off with 29 other firefighters by Waterford when their SAFER grant expired.

Candidate #2- Seth Greely

Seth also has practical experience having worked for Star EMS from 2012 to present, and two years as an Urgent care EMT at Doctors Hospital of Michigan. Additionally, Seth served three years as a volunteer firefighter with the auburn Hills Fire Department.

Sincerely,



Douglas Charbonneau, Fire Chief



Headquarters/Station 3
23 Mile/Baker
586-725-2233

George Furton/Station 1
22 Mile Road West of Gratiot
586-949-1706

Harold Lemmer/Station 2
Jefferson Ave. /Forbes
586-949-5999

Emergency- 911 or 586-949-2322

Agenda Item # *K*



**Charter Township of Chesterfield
Department of Public Works**

52216 Sierra Dr., Chesterfield, MI 48047
Phone 586-949-0400 ext.3 Fax 586-949-3872

November 9, 2015

Honorable board members:

I am requesting board approval for A.E.W. to complete the required updates mandated by the State of Michigan Dept. of Environmental Quality, with respect to the Michigan Safe Drinking Water Act, 1976 PA 399(Act 399) Part 12, Reliability, Rule 1203. I am requesting a budget of \$25,000.00 for AEW to perform the tasks enclosed in this packet to meet the State's requirements. The MDEQ deadline for submittal is Dec. 15th, 2015.

Please feel free to contact me with any questions regarding this matter.

Donald Coddington

Chesterfield Twp. D.P.W.
Superintendent

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BY: *[Signature]* 11:28 AM

The following items need your attention, as they are requirements of Act 399 and the Rules promulgated pursuant to the Act:

1. As mentioned in the previous evaluation, Part 14, *Cross Connections*, requires a comprehensive control program for the elimination and prevention of all cross connections. Updated guidelines increased the testing frequency of low hazard devices from every five years to every three years. An addition, to fully comply with the rules, residential accounts must be included in the program. We ask that the program be formally updated and submitted to this office for review. We ask that residential inspections be phased into your cross connection control program. A sample program can be found in the Cross Connection Rules Manual, Fourth Edition, Appendix C. You can download the Cross Connection Rules Manual on the DEQ website at <http://michigan.gov/deq>. Within the left column, click on Water, Drinking Water, Community Water Supply, and Reporting Forms. Please compare the sample program to your existing program and update your existing program to reflect program requirements. **Please submit the updated program to this office by March 31, 2015.**
2. Part 12, *Reliability*, Rule 1203, requires that a water system's Reliability Study be updated every five years. Our records indicate that a Reliability Study was completed in 2003 as part of the Master Plan and a Reliability Study "short form" was submitted in 2009. The rules of Part 12 were recently revised to incorporate five year and 20 year projections, as well as additional basic information that must be presented in the study. The minimum information which must be incorporated is outlined in the rules and includes the following:
 - a. Basic planning data, such as current population and service connection values.
 - b. Sufficient water production and consumption data, as specifically stated in Rule 1203(3)(b), to identify projected trends.
 - c. A water shortage response plan for emergencies.

Please submit a schedule for completion of the Reliability Study to this office by March 31, 2015. Due to the fact that the water system continues to experience growth, we are requesting that a thorough Reliability Study be completed in lieu of the previously accepted two page short form.

We would like to thank you for your time and assistance during the visit. If you have any questions, please contact me by phone at 586-506-6136, by email at lopeza5@michigan.gov, or by mail at the address above.

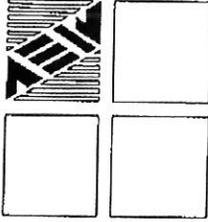
Sincerely,



Amber Lopez, P.E.
Environmental Engineer
Office of Drinking Water and Municipal Assistance
Southeast Michigan District Office

Enclosure

cc: Mr. Mike Lovelock, Chesterfield Township
Ms. Kris Donaldson, DEQ



ANDERSON, ECKSTEIN AND WESTRICK, INC.
51301 Schoenherr Road, Shelby Township, Michigan 48315
Civil Engineers • Surveyors • Architects 586-726-1234

November 10, 2015

Don Coddington, DPW Superintendent
Charter Township of Chesterfield
47275 Sugar Bush Road
Chesterfield, Michigan 48047

Reference: Proposal for Engineering Services
Water Distribution and Reliability Study

Dear Mr. Coddington:

Pursuant to your request, we have started the preparation of the Water Distribution and Reliability Study that is being mandated by the Michigan Department of Environmental Quality (MDEQ).

The MDEQ requires that type I water suppliers conduct a Reliability Study which will project the system water usage over a twenty year period. We prepared the last "long form" Reliability Study for the Township in 2003 and "short form" of the study in 2009. The MDEQ requires periodic updates to demonstrate each municipality's water distribution system functions in accordance with state standards. Due to the fact the water system continues to experience growth, the MDEQ requesting a thorough Reliability Study "long form" to be completed by December 15, 2015. In order to update the study a computer model of the water distribution system must be prepared and the following services shall be performed to meet the minimum required information for the study:

1. Meet with Township staff to discuss water distribution system model and issues.
2. Incorporate hydrant flow test data into the computer model to calibrate the model to reflect operational characteristics consistent with flows observed during the field testing.
3. Update water distribution maps to reflect new development.
4. Update number of service connections and equivalent residential units.
5. Update pressures and elevations based on information requested and obtained from DWSD for the existing Pressure Reducing Valves (PRVs) so the model reflects current pressures.
6. Update water purchased and consumption data to identify the trends for both present and future planning periods.



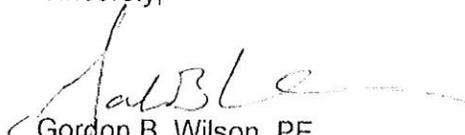
Mr. Don Coddington
November 10, 2015
Page 2

7. AEW will apply future water demands and fire flows to determine the efficiency of the existing and future water main sizes.
8. AEW will update all hydraulic analysis using Pipe2014, premium version 6.005, pipe network analysis software by KYPipe LLC. The model will be calibrated utilizing existing demands and fire flow test data. The model will be used to identify deficiencies at current pipe frictional values and at a future deteriorated condition with all pipes assumed to have a $c = 100$. The analysis will be completed for average day, maximum day, and maximum (peak) hour. Available fire flows at 20 psi residual pressure will be developed for existing and ten year projections.
9. AEW will recommend capital improvement program projects.
10. AEW will provide a report stating the assumptions made and methods of analysis, and recommendations. The report will include map exhibits detailing the existing and proposed distribution systems on 8 ½" x 11", 11" X 17" or larger format. Seven copies of this report will be provided. Three copies of this report supplemented with computer output appendices will also be provided. A disk copy of the computer files will also be available upon request.
11. All work is anticipated to be completed prior to December 15th, 2015.

AEW will perform the above work on hourly basis and recommend a budget for a lump sum amount of \$25,000.00.

We trust that this proposal meets your needs. Please advise of any modifications or clarifications are required. We will await your authorization to proceed.

Sincerely,


Gordon B. Wilson, PE
Executive Vice President

Agenda Item # *L Mangiapane*

PROCEDURE FOR OBTAINING VENDING PERMIT

1. FILL OUT APPLICATION AND SIGN THE ROADSIDE VENDORS STATEMENT.

ITEMS REQUIRED WITH APPLICATION:

Christmas Tree Lot

- COPY OF DRIVERS LICENSE
- SALES TAX LICENSE
- TRANSIENT MERCHANT'S LICENSE
- LETTER OF PERMISSION FROM OWNER OF PROPERTY TO VENDOR
- MAP OF VENDING LOCATION

2. YOUR APPLICATION WILL BE SENT TO THE BUILDING AND POLICE DEPARTMENT FOR APPROVAL PRIOR TO THE CLERK APPROVING THE VENDING PERMIT.

3. ALL PERMITS MUST BE APPLIED FOR PRIOR TO A VENDING PERMIT BEING ISSUED. (EX. ELECTRICAL PERMIT - LIGHTING, BUILDING PERMIT - TENT OR SIGN).

FEES:

\$100.00 BOND \$50.00 PERMIT FEE

> due dates 11/18/15 thru 12/30/15.

MAXIMUM OF FOUR PERMITS A CALENDER YEAR AT SAME LOCATION

MAXIMUM OF 3 DAYS PER PERMIT

CHRISTMAS TREE LOTS - REQUIRE SAME FEE WITH BOND, PERIOD EXTENDS FROM THANKSGIVING DAY TO DECEMBER 31 OF EACH YEAR.

Variance is to open on 11/18/15 thru Dec 30th, 2015

FAILURE TO CLEAN UP SITE WITHIN 24 HOURS COULD RESULT IN FORFEITURE OF BOND.

★ Variance is 8 days

FOR OFFICE USE ONLY:

- FILLED OUT APPLICATION & SIGNED ROADSIDE VENDORS STATEMENT
- COPY OF DRIVERS LICENSE
- COPY OF SALES TAX LICENSE
- COPY OF TRANSIENT MERCHANTS LICENSE
- LETTER OF PERMISSION FROM OWNER
- MAP OF WHERE VENDING WILL TAKE PLACE
- ELECTRICAL, TENT OR SIGN PERMIT IF REQUIRED
- OK FROM BUILDING DEPT.
- OK FROM POLICE DEPT.
- OK FROM CLERKS OFFICE

CHARTER TOWNSHIP OF CHESTERFIELD

VENDING LICENSE APPLICATION ORD. #74

DATE: 11/10/2015

LICENSE #: _____

Name of Applicant or Organization ROSOLINO MANGIAPAN JR.

Name of Person Responsible: ROSOLINO MANGIAPAN JR.

Driver's License # _____

Business Address: 23 mile Rd. Telephone # 586-557-1528

Home Address: _____

City

State

Zip

Names of Persons Participating: ROSOLINO MANGIAPAN JR.

General Location of Vending: 33195 - 23 mile Rd.

Parcel Number of Address: _____

Product(s) Description: Trees, wreaths, blankets,

Sales Tax License # TR-2453675

Dates of Vending: November 18, 2015 thru Dec. 30th, 2015.

Note: Allow 3 days to process. Allowed a maximum of four (4) permits per year, per applicant, or location, for a maximum of three (3) days each).

Special seasonal commercial vending permits may be used for the sale of seasonal trees, wreaths and blankets. (USE THE BOX ON THE BACK OF THIS SHEET TO SHOW THE LOT SIZE, PARKING LOCATIONS & THE REQUIRED PERMIT NUMBERS). Permits shall be valid from Thanksgiving Day to December 31.

In the event of questions, the following person is to be contacted and is responsible for the site and vending:

Name: ROSOLINO MANGIAPAN JR. Address: 25300 26 mile Rd

Phone #: 586 557 1528 hus

The undersigned hereby agrees to comply with all rules and regulations of the Charter Township of Chesterfield Soliciting and Vending Ordinance #74 and Amendments. License may be suspended if provisions of Ordinance #74 and its amendments according to Section 5.2 are violated.

APPLICANT SIGNATURE: [Signature]

OWNER SIGNATURE: [Signature]

NO VEHICLES, MERCHANDISE OR SIGNS ARE ALLOWED IN THE RIGHT OF WAYS

Bay Side Plaza

Store

Salvation Army

Christmas Trees Christmas Trees

23 mile Rd

W D Section