

TENTATIVE AGENDA

DELTA COUNTY BOARD OF COMMISSIONERS

October 21, 2014

5:15 p.m.

- I. CALL TO ORDER
- II. PRAYER
- III. PLEDGE OF ALLEGIANCE
- IV. ROLL CALL
  
- V. APPROVAL OF MINUTES OF PREVIOUS MEETINGS
  - County Board minutes: 10-14-14, 10-17-14
  - Committee of the Whole: 10-21-14
- VI. APPROVAL OF AGENDA
- VII. PRESENTATION OF WRITTEN COMMUNICATIONS
  - A. COMMUNICATIONS RECEIVED
  - B. COMMUNICATIONS FORWARDED
- VIII. REPORTS OF STANDING, STATUTORY, SPECIAL COMMITTEES AND OTHERS.
- IX. **PUBLIC COMMENT ON AGENDA ITEMS** (Sign In)
  
- X. **COMMITTEE REPORTS**
  
- XI. GENERAL ORDERS OF BUSINESS
  - A. UNFINISHED BUSINESS
  
  - B. NEW BUSINESS
    - 1. **2014 Millage Report**
    - 2. **Apportionment Report**
    - 3. **Planning Commission- Fee Change for Text Amendments**
  
- XII. GENERAL PUBLIC COMMENT

XIII. COMMISSIONER'S COMMENTS

XIV. MEETING SCHEDULE

- A. Board of Commissioners Meeting on 11-4-14 at 5:15 p.m. in the Circuit Courtroom.
- B. Board of Commissioners Meeting on 11-18-14 at 5:15 p.m. in the Circuit Courtroom.
- C. Board of Commissioners Meeting on 12-2-14 at 5:15 p.m. in the Circuit Courtroom.
- D. Board of Commissioners Meeting on 12-16-14 at 5:15 p.m. in the Circuit Courtroom.

XV. NOTICES

**30 day notice of Appointments**

XVI. ADJOURNMENT

\*\*\*\*\*DUE TO THE TIME CONSTRAINTS, THE DELTA COUNTY BOARD OF COMMISSIONERS HAS ADOPTED A POLICY THAT ANY INDIVIDUAL WISHING TO ADDRESS THE BOARD WILL BE ALLOCATED THREE (3) MINUTES. THE THREE MINUTES USED BY THE INDIVIDUAL ARE TO MAKE STATEMENTS. THERE WILL BE NO QUESTION AND ANSWER SESSION FORMAT. THIS WILL STRICTLY BE A STATEMENT TYPE FORMAT. IF YOU WISH TO ADDRESS THE BOARD, PLEASE SIGN YOUR NAME ON THE SIGN UP LIST AVAILABLE FROM THE COUNTY CLERK. SPEAKERS WILL BE CALLED IN ORDER OF SIGN UP.\*\*\*\*\*

THE COUNTY OF DELTA WILL PROVIDE REASONABLE AUXILIARY AIDS AND SERVICES FOR THE HEARING IMPAIRED AND TO INDIVIDUALS WITH DISABILITIES AT THE MEETING/HEARING UPON REASONABLE NOTICE TO THE COUNTY OF DELTA. INDIVIDUALS WITH DISABILITIES REQUIRING SERVICES SHOULD CONTACT THE COUNTY OF DELTA ADA COORDINATOR BY WRITING OR CALLING THE FOLLOWING:

Daniel Menacher, DELTA COUNTY ADA COORDINATOR  
310 LUDINGTON STREET  
ESCANABA, MI 49829  
TELEPHONE (906) 789-5189

The Honorable Members of the Delta  
County Board of Commissioners

Dear Commissioners:

A regular meeting of the Delta County Board of Commissioners is scheduled for Tuesday, October 21, 2014 at 5:15 p.m. in the Circuit Courtroom in the Delta County Courthouse.

Sincerely yours,

Nancy J. Kolich  
Delta County Clerk

Proposed

**DELTA COUNTY BOARD OF COMMISSIONERS MEETING  
October 14, 2014**

Escanaba, Michigan

A Statutory meeting of the Delta County Board of Commissioners was held this date, pursuant to the following call:

October 2, 2014

The Honorable Members of the Delta  
County Board of Commissioners

Dear Commissioners:

A Statutory Meeting of the Delta County Board of Commissioners is scheduled for Tuesday October 14, 2014, at 5:15 p.m. in the Circuit Courtroom of the Delta County Courthouse.

Sincerely yours,  
Nancy J. Kolich  
Delta County Clerk

ROLL CALL

PRESENT: Commissioners Harrington, Miller, and Rivard.

EXCUSED: Commissioner Elegeert.

ABSENT: Commissioner Moyle.

The meeting was called to order at 5:15 p.m. in the Circuit Courtroom of the Delta County Courthouse by Delta County Clerk, Nancy Kolich.

V. APPROVAL OF MINUTES OF PREVIOUS MEETING

Moved by Commissioner Miller and seconded by Commissioner Rivard to approve the County Board minutes of the October 7, 2014, meeting. MOTION CARRIED.

VI. APPROVAL OF AGENDA

Moved by Commissioner Rivard and seconded by Commissioner Miller to approve the agenda, removing item 12. MOTION CARRIED.

VII. PRESENTATION OF WRITTEN COMMUNICATIONS

A. Received: No written communications were received.

B. Forwarded: No written communications were forwarded.

Proposed

VIII. REPORTS OF STANDING AND STATUTORY SPECIAL COMMITTEES AND OTHERS

VII. REPORTS OF SPECIAL COMMITTEES AND OTHERS.

IX. PUBLIC COMMENT ON AGENDA ITEMS

None.

X. COMMITTEE REPORTS:

None.

XI. GENERAL ORDERS OF BUSINESS

A. UNFINISHED BUSINESS

B. NEW BUSINESS

1. Payment of Bills.

Moved by Commissioner Rivard and seconded by Commissioner Miller to approve payment of the bills in the amount of \$2,570,147.27 and Commissioner's expenses of \$620.08. MOTION CARRIED.

2. MAC Update - Tim McGuire.

Tim McGuire, Michigan Association of Counties, gave the Board an update on several items: Revenue Sharing - Governor Snyder signed a budget to restore 100% of Revenue Sharing - the first time this has happened in over 10 years, thanked Senator Casperson and Rep. McBroom for their support on this issue. Senator Casperson helped lead the charge on PILT (payment in lieu of taxes on State owned properties) payments to the local units of government. MAC was successful in rectifying the Cunningham ruling. The Michigan Counties Worker's Compensation Fund is doing very well paying out \$2.58 in surplus premium dividends to the participating counties. Delta County was a charter member of this fund, with Commissioners Schultz and Elegeert instrumental to making it a success.

3. Resolution Supporting CUPPAD as FY 2015 Regional Prosperity Initiative Grant Applicant.

Moved by Commissioner Rivard and seconded by Commissioner Miller to adopt the Resolution in Support of Central Peninsula Planning & Development Regional Commission (CUPPAD) FY 2015 Regional Prosperity Initiative Grant Application, as presented. MOTION CARRIED.

Proposed

4. Appointment to DATA Board (2 openings).

Moved by Commissioner Rivard and seconded by Commissioner Miller to reappoint David Fredrickson and Sharon Niebauer to the DATA Board. MOTION CARRIED.

5. Appointment to Human Services (1 opening).

Moved by Commissioner Rivard and seconded by Commissioner Miller to reappoint Elaine Boyne to the Department of Human Services Board. MOTION CARRIED.

6. Appointment to Soldiers & Sailors Relief Commission (1 opening).

Moved by Commissioner Rivard and seconded by Commissioner Miller to ratify the re-appointment of David Wilson to the Soldiers and Sailors Relief Commission. MOTION CARRIED.

7. Appointment to Building Authority (5 openings).

Moved by Commissioner Rivard and seconded by Commissioner Miller to reappoint Tom Pairolero, John Winneroski, William Charon and Tom Trudgeon to the Building Authority Board. MOTION CARRIED.

8. Appointment to Airport Board (2 openings).

Moved by Commissioner Rivard and seconded by Commissioner Miller to reappoint Debbie Anderson Skradski to the Airport Board. MOTION CARRIED.

9. Appointment to Construction and Zoning Board of Appeals (1 opening).

Moved by Commissioner Rivard and seconded by Commissioner Miller to reappoint Dennis Ness to the Construction and Zoning Board of Appeals. MOTION CARRIED.

10. Appointment to Planning Commission (2 openings).

Moved by Commissioner Rivard and seconded by Commissioner Miller to reappoint Benny Herioux and John Denholm to the Planning Commission. MOTION CARRIED.

11. Retirement of Sheriff Gary Ballweg.

There will be a reception at the Eagles on Wednesday October 15<sup>th</sup> from 2:00 p.m. to 5:00 p.m. that is open to the public.

Proposed

XII. PUBLIC COMMENT

Ralph Blasier, Animal Shelter donor, addressed the Board with his concerns regarding the fence at the Animal Shelter.

XIII. COMMISSIONERS CONCERNS

Commissioner Harrington: Nice to see Ed Oswald back and Phil Griebel.

Commissioner Miller: None.

Commissioner Moyle: None.

Commissioner Rivard: Situation that just developed with the fence at the Animal Shelter - needs to be addressed at the Building and Grounds Committee.

Commissioner Elegeert: None.

XIV. MEETING SCHEDULE

|                           |           |  |
|---------------------------|-----------|--|
| October 14 <sup>th</sup>  | 5:15 p.m. | Statutory Board meeting.   |
| October 21 <sup>st</sup>  | 2:00 p.m. | Committee of the Whole meeting at Road Commission Conference Room. |
| October 21 <sup>st</sup>  | 5:15 p.m. | Board meeting.   |
| November 4 <sup>th</sup>  | 5:15 p.m. | Board meeting.   |
| November 18 <sup>th</sup> | 5:15 p.m. | Board meeting.   |

XV. NOTICES

30 day Notice of Appointment.

XVI. ADJOURNMENT

Moved by Commissioner Rivard and seconded by Commissioner Miller to adjourn at 5:42 p.m.

Respectfully Submitted,

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Nancy J. Kolich, County Clerk

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Mary Harrington, Board Vice-Chair

B3

Dear Commissioners,

Section 702 of the Delta County Zoning Ordinance No.76-2 states

“Neither the County Planning Commission nor the Zoning Board of Appeals shall consider any matter until there is first paid a fee as required, except that such fee shall not be required when the County is the moving party. The amount of fees for the petition shall be set by the Zoning administrator and are subject to review by the Planning Commission and approval of the board of Commissioners.”

At a regular meeting of the Delta County Planning Commission I requested an increase in the fee submitted with a request for a text amendment by the public. This fee increase will not affect the \$400.00 application fee for map amendments, conditional use permits or variance request. With the recent request submitted concerning wind turbines I realized there is a great deal of time, effort and resources expended in a text amendment to the zoning. The planning Commission unanimously approved an increase to \$1500.00 for text amendments submitted by the public and I am asking you do the same. I have attached example of a few applications from other jurisdictions to show this fee is not out of line.

Thank you for considering this request,

  
Delta County Zoning Administrator

**DELTA COUNTY PLANNING COMMISSION**  
**OCTOBER 6, 2014**  
**6:30 P.M.**

**I.** The Delta County Planning Commission Board was called to order by Chairman Benny Herioux at 6:30 p.m.

**II.** Roll Call of Board Members:

| <u>PRESENT</u>     | <u>ABSENT</u> | <u>OTHERS PRESENT</u> |
|--------------------|---------------|-----------------------|
| Benny Herioux - Ch | Dave Moyle    | Dan Menacher          |
| Renee Barron       |               | Nancy Peterson        |
| Pat Connor         |               |                       |
| John Denholm       |               |                       |
| Randy Scott        |               |                       |
| Julien Vandecaveye |               |                       |

**III.** Correction and/or approval of minutes of previous meeting:

Chairman Benny Herioux commented that comments Dave Moyle made was not in the minutes. Approval of minutes was made by John Denholm; seconded by Pat Connor. Motion carried.

**IV.** Unfinished Business:

1. Wind Turbine Amendments Committee: Dan Menacher asked the board if they should replace the former committee or leave as is. Dan stated that Don Spodeck and Deb Tatrow were no longer available. Board members discussed if they should start a new sub-committee. Pat Connor motioned that Dan goes through current amendment and make changes and the board members will discuss at the next meeting. Renee Barron seconded the motion. Motion carried.
2. By-Laws: Dan Menacher read through the By-Laws and board members made comments. A change for public comments was made from five minutes to three minutes.

3. Lone Oak Setbacks: Owner has not come back with site plans. Motion to Table was made by Pat Connor; seconded by Julien Vandecaveye. Motion carried.

**V. New Business:**

1. Text Amendment Fee: Dan Menacher went over the fee and proposed to raise to \$1,500.00 to cover expenses. Chairman Benny Herioux stated that if we have a text amendment major of townships be put in. Motion to approve was made by Pat Connor; seconded by Randy Scott. Motion carried.
2. Medical Marijuana: On September 10<sup>th</sup>, Dan Menacher, Sheriff Gary Baldwig, and Nora Viau meet to discuss this subject. Discussion was held among the board members. Randy Scott stated not to get ahead of the cities (Gladstone, Escanaba) plans; Renee Barron stated what Gladstone is doing and the issues they have run into. Chairman Benny Herioux stated to get the two cities and townships together. Dan Menacher stated of putting something together and getting the cities and townships together for a meeting to go over and see if they can come up with something.
3. Presentation from Heritage Garden Wind Farm 1, LLC: Rick Wilson from Heritage, gave a short presentation. Proposed 800'.

**VI. Open Public Hearing on Case No. 10-14-PC:** Chairman Benny Herioux opened public hearing at 8:00 p.m. Mr. Gustafson stated he has put in power and septic in but before going any further wanted to be sure the campsite could go in. Jane Vale spoke that her sister lives on 17<sup>th</sup> Road and objected for concern of the noise. Barbara Gustafson stated that would not be the entrance road to the site.

**VII. Closed Public Hearing on Case No. 10-14-PC:** Chairman Benny Herioux closed public hearing at 8:06 p.m.

**VIII. Worksheet for Case No. 8-14-PC:** Chairman Benny Herioux and board members went over worksheet.

**IX.** Case No. 10-14-PC: Barbara Gustafson, 15600 17<sup>th</sup> Road, Garden, MI 49835, Township: Garden. Property located at 15600 17<sup>th</sup> Road, Garden, MI 49835 being in Section 7, Township 39 North, Range 18 West, (tax parcel 21-010-057-012-00) containing approximately 17.5 acres. Applicant would like to be able to develop a campground on the above described parcel which is zoned Lakeshore/River.

Dan Menacher commented that a lot of work would have to be done and the DEQ would be involved.

Motion for Conditional Use was made by John Denholm; seconded by Pat Connor. Motion carried.

**X.** Correspondence: Proposed Amendment for Escanaba Twp. Zoning (“Motorized or Mechanized Racing Events or Tracks”, etc.). No action necessary, to put in file.

**XI.** General Public Comments: Fred Bates employed an attorney acknowledgeable in Wind Turbines – amendment – due to issues that have come up; Jane Vale talked about the wildlife in the area; Dan Sandean made some comments something about decommission; Marilyn Winter-Johnson is a non-participating recommended setbacks to keep flickers from the road ways; John Gavery spoke about audible being reduced from 55c to 50c; Janet Daasch, applauded the board members for looking into the medical marijuana resolution; Nicole Young – issues go to Heritage; Christie Currie – complaint on zoning; Mary Rasmussen was surprised that the turbine was put close to her home, 800’ and not to go backwards; Sue Rushberg also made a comment.

**XII.** Board Member Comments: Pat Connor informed that Riverside Ford building is almost finished, The St. Francis Hospital – Besse Rehabilitation Center is putting in access road from Willow Creek Road to the hospital road, and Team Enterprises is going in on North 30<sup>th</sup> Road.

**XIII.** Adjournment: Motion to adjourn was made by Pat Connor; seconded by John Denholm. Adjourned at 8:51.

Nancy Peterson  
Recording Secretary

## APPLICATION FEE:

Check the type of zoning review that applies. Payment may be made in cash or check payable to the City of Portland.

|   |   |   |
|---|---|---|
| <p><b>Zoning Map Amendment</b><br/>         ___ \$2,000.00 (from ___ zone to ___ zone)</p>  | <p><b>Fees Paid</b><br/>(office use)<br/>         ___</p> | <p>The City invoices separately for the following:</p> <ul style="list-style-type: none"> <li>• Notices (\$.75 each)<br/>             (notices are sent to neighbors upon receipt of an application, workshop and public hearing meetings for Planning Board and public hearing meeting for City Council)</li> <li>• Legal Ad (% of total Ad)</li> <li>• Planning Review (\$40.00 hour)</li> <li>• Legal Review (\$75.00 hour)</li> </ul> <p>Third party review is assessed separately.</p> |
| <p><b>Zoning Text Amendment</b><br/>         ___ \$2,000.00 (to Section 14- _____)<br/>         (For a zoning text amendment, attach on a separate sheet the exact language being proposed, including existing relevant text, in which language to be deleted is depicted as crossed out (<u>example</u>) and language to be added is depicted as underline (<u>example</u>))</p>   | <p>___</p>  |   |
| <p><b>Combination Zoning Text Amendment and Zoning Map Amendment</b><br/>         ___ \$3,000.00</p>  | <p>___</p>  |   |
| <p><b>Conditional or Contract Zone</b><br/>         ___ \$3,000.00<br/>         (A conditional or contract rezoning map be requested by an applicant in cases where limitations, conditions, or special assurances related to the physical development and operation of the property are needed to ensure that the rezoning and subsequent development are consistent with the comprehensive plan, meet applicable land use regulations, and compatible with the surrounding neighborhood. Please refer to Division 1.5, Sections 14-60 to 62.)</p> | <p>___</p>  |   |

|                                       |                     |
|---------------------------------------|---------------------|
| <p><b>Signature of Applicant:</b></p> | <p><b>Date:</b></p> |
|---------------------------------------|---------------------|

### Further Information

In the event of withdrawal of the zoning amendment application by the applicant, a refund of two-thirds of the amount of the zone change fee will be made to the applicant as long as the request is submitted to the Planning Division prior to the advertisement being submitted to the news paper.



Date: \_\_\_/\_\_\_/\_\_\_

# 2014 City of Lakeville Zoning Ordinance Text Amendment Application

Description of Amendment: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Reason for Amendment: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

Name of Applicant \_\_\_\_\_

Address \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

Phone No. \_\_\_\_\_ Fax No. \_\_\_\_\_

E-mail \_\_\_\_\_

Signature \_\_\_\_\_ Date \_\_\_\_\_

Please Print Name

Property Owner/Fee Owner *(If different from above)* \_\_\_\_\_

Address \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

Home Phone: \_\_\_\_\_ Work Phone: \_\_\_\_\_

E-mail \_\_\_\_\_

Signature \_\_\_\_\_ Date \_\_\_\_\_

Please Print Name

|                      |   |
|----------------------|---|
| Application Fee..... | \$500.00  |
| Escrow.....          | \$2,000.00 for legal notices, planning, engineering and legal services by staff and/or consultants. |

### Planning Department

20195 Holyoke Ave - Lakeville, MN 55044 - [www.lakevillemn.gov](http://www.lakevillemn.gov) - Phone: (952) 985-4420 Fax: (952) 985-4409

Jan 2014



# ZONING TEXT AMENDMENT APPLICATION

City of Ferndale Community Development Department  
2095 Main Street/ PO Box 936  
Ferndale, WA 98248 (360) 384-4006  
[www.cityofferndale.org](http://www.cityofferndale.org)

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Reason for the proposed Zoning Text Amendment:

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Justification for the proposed Zoning Text Amendment. Please refer to required findings, Section 18.12.270 (E)(1) through (5) – attached:

Applicant's Name: \_\_\_\_\_

Applicant's Address: \_\_\_\_\_

Applicant's Phone No.: \_\_\_\_\_

Applicant's Fax No.: \_\_\_\_\_

Applicant's e-mail: \_\_\_\_\_

Filing Fee \$600, or as otherwise required in the City's current fee schedule

Receipt No. \_\_\_\_\_

# ZONING ORDINANCE TEXT AMENDMENT APPLICATION CITY OF TROY

CITY OF TROY PLANNING DEPARTMENT  
500 W. BIG BEAVER  
TROY, MICHIGAN 48084  
248-524-3364  
FAX: 248-524-1838  
E-MAIL: [planning@troymi.gov](mailto:planning@troymi.gov)



FILE NUMBER \_\_\_\_\_  
DATE FILED \_\_\_\_\_  
ZOTA REQUEST FEE (\$1500.00) \_\_\_\_\_

## NOTICE TO THE APPLICANT

REGULAR MEETINGS OF THE TROY CITY PLANNING COMMISSION ARE HELD ON THE SECOND TUESDAY OF EACH MONTH AT 7:30 P.M. AT THE CITY HALL. APPLICATIONS FOR **ZONING ORDINANCE TEXT AMENDMENTS** SHALL BE FILED NOT LATER THAN THIRTY (30) DAYS BEFORE THE SCHEDULED DATE OF THE MEETING. THE PROCEDURE TO BE FOLLOWED SHALL BE SIMILAR TO THAT INDICATED IN SECTION 03.21.00 OF THE ZONING ORDINANCE RELATIVE TO THE REZONING OF PROPERTY.

### PLEASE FILE TWO (2) ORIGINALS

AN APPLICATION FEE OF **\$1500.00** PER REQUEST SHALL BE SUBMITTED. A \$100.00 PORTION OF THIS FEE SHALL BE REFUNDED TO THE APPLICANT IF A PUBLIC HEARING IS NOT HELD BY THE CITY COUNCIL REGARDING SAID APPLICATION.

### TO THE CITY COUNCIL:

I (WE), THE UNDERSIGNED, DO HEREBY RESPECTFULLY PETITION AND MAKE APPLICATION TO THE TROY CITY COUNCIL TO AMEND THE CITY OF TROY ZONING ORDINANCE TEXT AS HEREINAFTER REQUESTED, AND IN SUPPORT OF THIS APPLICATION, THE FOLLOWING FACTS ARE SHOWN:

APPLICANT FOR ZONING ORDINANCE TEXT AMENDMENT:

NAME \_\_\_\_\_

ADDRESS \_\_\_\_\_

CITY \_\_\_\_\_ STATE \_\_\_\_\_ ZIP \_\_\_\_\_

TELEPHONE \_\_\_\_\_ FAX \_\_\_\_\_

### ORDINANCE SECTIONS:

I (WE) WISH TO PROPOSE THAT THE FOLLOWING SECTION(S) OF THE ORDINANCE BE AMENDED:

\_\_\_\_\_

I (WE) PROPOSE THAT THE TEXT BE REVISED TO ACCOMPLISH THE FOLLOWING PURPOSE(S) AND/OR TO READ AS FOLLOWS:(attach additional sheets if necessary)

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

SIGNATURE OF THE APPLICANT: \_\_\_\_\_ DATE: \_\_\_\_\_