

**CHARTER TOWNSHIP OF PENNFIELD**

**REGULAR MEETING MINUTES**

**OCTOBER 13, 2009**

Supervisor Behnke called the meeting to order at 7:00 pm at the Pennfield Middle School cafeteria. Present were Supervisor Behnke, Clerk Case, Treasurer Phillips and Trustees Bartlett, Beard, Bordine-Houseman, Trustee Ensign was excused. There were four residents present. Supervisor Behnke led the Pledge of Allegiance.

**PRESENTATIONS/PROCLAMATIONS**

None

**CITIZEN/PUBLIC COMMENTS (AGENDA ITEMS)**

None

**ADDITIONS/DELETIONS TO AGENDA**

There were no additions or deletions to the agenda. It was moved by Trustee Beard and supported by Trustee Bordine-Houseman to accept the agenda as presented. **Motion carried.**

**CONSENT AGENDA**

It was moved by Trustee Beard and supported by Trustee Bordine-Houseman to approve the Consent Agenda. **Motion carried.** The Consent Agenda consists of the following items:

- 1) Meeting Minutes of September 8, 2009
- 2) Utilities Division monthly report (see Addendum A)
- 3) Code Compliance monthly report (see Addendum A)
- 4) Permits Department monthly report (see Addendum A)
- 5) Assessors Department monthly report (see Addendum A)

6) Termination of paid on call Firefighter Steve Elliott

DEPARTMENT REPORTS

**POLICE:** Sgt. Wiersma from the Calhoun County Sheriffs Department gave the police report for the month of September, 2009. The stats are as follows: 97 traffic citations, 118 verbal warnings, 26 traffic crashes, 58 arrests, 44 self generated complaints, 201 dispatched complaints and 631 property inspections.

**FIRE:** Chief Smith gave the fire report for the month of September, 2009. The stats are as follows: There were 71 calls: 2 fire, 50 rescue & emergency, 3 hazardous condition (no fire), 6 service calls, 7 good intent calls and 3 false alarms.

UNFINISHED BUSINESS

None

NEW BUSINESS

1. It was moved by Trustee Beard and supported by Trustee Bordine-Houseman to introduce Pennfield Charter Township Ordinance 104I-11-09 of 2009. **Motion carried.**

**ORDINANCE NUMBER 104I-11-09 OF 2009**

**AN ORDINANCE TO AMEND APPENDIX B OF THE PENNFIELD CHARTER TOWNSHIP CODE OF ORDINANCES, KNOWN AS THE "PENNFIELD CHARTER TOWNSHIP ZONING ORDINANCE," IN ORDER TO CREATE A CAPITAL BUSINESS DISTRICT, REGULATE WIND ENERGY CONVERSION SYSTEMS, AMEND THE ZONING MAP, AND AMEND OTHER PROVISIONS OF THE ORDINANCE DEALING WITH SITE DEVELOPMENT AND SETBACKS.**

**PENNFIELD CHARTER TOWNSHIP ORDAINS:**

SECTION 1. Section 4.01 of Appendix B of the Pennfield Charter Township Code of Ordinances, known as the "Pennfield Charter Township Zoning Ordinance," is hereby amended to read as follows:

*Section 4.01. Districts established.*

WC	Waterfront conservation district	5
AGP	Agricultural preservation district	6
AG	Agricultural district	6b
RR	Rural residential district	7
R-1	Low-density residential district	8
R-2	Medium-density residential district	9
R-3	High-density residential district	10
MHP	Manufactured home park district	11
C-1	Local commercial district	12
C-2	Community commercial district	13
CBD	Capital business district	13.A
I-1	Industrial district	14

SECTION 2. Section 4.02.A of Appendix B of the Pennfield Charter Township Code of Ordinances, known as the "Pennfield Charter Township Zoning Ordinance," is hereby amended to read as follows:

*A. Boundaries. The boundaries of the districts listed in section 4.01 are hereby established as shown on the Pennfield Charter Township Zoning Ordinance Map dated November 10, 2009, which is part of this ordinance.*

SECTION 3. Chapter 5A.04.C and D of Appendix B of the Pennfield Charter Township Code of Ordinances, known as the "Pennfield Charter Township Zoning Ordinance," is hereby amended to read as follows:

*C. Front yard setback. The minimum front yard setback is established as 125 feet from the existing centerline of the road. The first 75 feet (from the centerline) are preserved for expansion of M-66, related infrastructure, sidewalks, utility right-of-way and landscaping. The last 50 feet provides for the required building setback and can be utilized for parking purposes and may include sidewalks and landscaping.*

*D. Access management. An existing intersecting public road or private access road shall be at least 800 feet from any other existing public road, private road or access drive. Parcels or lots with frontage on the preserved corridor having a frontage width of at least 800 feet shall be allowed one access drive or private driveway. All other lots or parcels fronting on the corridor less than 800 feet in width shall be accessed by public roads or private access roads or drives as defined within this ordinance. Private driveways shall not be*

*located within 330 feet of any adjacent driveway, private road or public road intersection located on the same side as the point of access, unless existing driveways or roads make such location unfeasible.*

SECTION 4. Chapter 13.A of Appendix B of the Pennfield Charter Township Code of Ordinances, known as the "Pennfield Charter Township Zoning Ordinance," is hereby created to read as follows:

*Chapter 13.A*

*Capital Business District (CBD)*

*Section 13.A.01 Purpose*

*This District is intended to support a wide range of uses with frontage or access from Capital Avenue (M-66). The CP Corridor Preservation Overlay District will further define these frontage and access requirements. The scope of permitted uses and special land uses within the CBD is based upon prior zoning that included commercial, residential and agricultural zones. This District is based upon the primary intent to support commercial uses, with residential and agricultural uses permitted as special land uses.*

*Section 13.A.02 Permitted Uses*

*No land or buildings in the CBD shall be used, erected, altered or converted, in whole or in part, except for the following uses permitted by right:*

*A. All uses permitted in the C-2 Community Commercial District*

*B. Shopping centers or plazas supporting two or more permitted uses, with any special land uses subject to that approval process.*

*C. Municipal offices or public facilities, including park and recreation areas, or those devoted to public utilities, communications and emergency services. Such use may include open-air buildings with roofs (such as pavilions and gazebos) and other permanent or temporary structures (including tents) for seasonal or community event purposes.*

*D. Accessory uses or buildings.*

### *Section 13.A.03 Special Land Uses*

*No land or buildings in the CBD shall be used, erected, altered or converted, in whole or in part, except when approved in accordance with the requirements under Chapter 17. The Planning Commission may recommend, and the Township Board may approve, a waiver of the specific conditions listed for such use based upon the desire to support a mix of uses within the District. In addition, any such use utilizing a regulated substance under the Pennfield Township Wellhead Protection Ordinance shall be regulated as a special land use and subject to those wellhead protection requirements.*

- A. All special land uses in the C-2 Community Commercial District excluding Municipal buildings.*
- B. Package liquor, beer and wines sales, unless secondary and incidental to the primary grocery business.*
- C. Agricultural and horticultural uses or similar uses that include either production or sale of such crops, plants or trees.*
- D. Residential use within a mixed use development, including attached residential units.*
- E. Bed and breakfast or similar lodging establishment that does not exceed six sleeping rooms and no meals, other than a breakfast, are served.*
- F. Assisted living facilities, nursing homes or similar facilities.*

### *Section 13.A.04 Site Development Requirements*

*All permitted uses and special uses are subject to the following site development requirements:*

- A. General provisions outlined in Chapter 3.*
- B. Site Plan Review as required under Section 16.01.*
- C. Parking standards as outlined under Section 16.02, subject to waiver where on-street or off-site parking facilities are available within 500 feet and/or where the mix of uses supports varying times of peak utilization.*
- D. Signs, in accordance with the provisions under Section 16.03 and the design guidelines outlined within this Chapter 13.A.*
- E. The following guidelines shall be adhered to in lieu of no specific lot area requirements:*

*(1) Adherence to the Corridor Preservation (CP) Overlay District requirements.*

*(2) The lot or site shall provide for no less than 20 percent open space, inclusive of setback areas, with such space devoted to landscaping and to enhance pedestrian movement.*

*(3) The maximum building height shall be 35 feet, with exceptions for towers, cupolas or steeples up to a maximum 50 feet in height.*

*(4) The minimum floor area for a single business shall be 600 square feet and the storefront shall have a minimum width of 20 feet.*

*(5) The minimum front yard setback for both buildings and parking areas shall be 15 feet from the actual or preserved road right-of-way, unless street trees and no less than a five (5) foot-wide sidewalk are included within the right-of-way, in which case the front yard setback may be reduced to five feet.*

#### *Section 13.A.05 Design criteria and review*

*Prior to the formal submission of a site plan to the planning commission, a preliminary site plan shall be submitted to a five-member design review committee made up of two members of the downtown development authority, one member of the township board, one member of the planning commission and one member of the general public residing in, or within one-mile of, the CBD boundary. Such members shall be appointed by the township supervisor and their role shall be to assist the planning commission in conducting site plan review and shall be advisory in nature. The criteria to be considered, in addition to the requirements for site plan review, are as follows:*

*A. Layout and design. The layout and design shall include curb and gutter, sidewalks and lighting, with standards established by the design review committee (subject to appeal to the ZBA). In addition, such layout shall be meet access management requirements and be oriented to enhance pedestrian movement and minimize conflict with vehicular circulation and parking areas. Sidewalks and/or bike paths may be required where planned for or for connection to adjoining businesses.*

*B. Visual appearance. For retail and personal service business, the visual appearance of the building shall include glass for eye-level display and may include porches, awnings or canopies to provide cover for pedestrians.*

*C. Landscaping. Landscaping shall be provided between the roadway and the building and/or between the roadway and any parking or service drive. Shade trees shall be planted at intervals not greater than one tree for every 50 feet along any public street within the CBD or use shrubbery or planting areas where visibility is of concern for pedestrians and motorists. The use of berms or screen fencing (not to exceed 30 inches in height) shall be considered when large expanses of parking or service drives front onto or parallel the public street. Landscape islands within the parking lots are required for any lot or site in excess of 50 spaces at 200 square feet for every ten spaces. A landscape plan shall be submitted with the preliminary plan for review by the design committee.*

*D. Exterior lighting. Exterior lighting shall not exceed .5 footcandles at the property line and be coordinated with adjoining businesses and to enhance pedestrian movement and safety. Any freestanding poles shall be situated within a landscape island or be designed in a manner that blends with the appearance of the development.*

*E. Parking. Parking areas shall be located in a manner that minimizes the conflict with continuous pedestrian movement throughout the CBD. Emphasis is placed on reducing the size of individual parking lots unless devoted to shared parking accessible to a number of businesses. Toward this intent, multi-use sites shall not be required to meet parking standards for all uses when it can be shown that days and hours of operation may not overlap between the proposed and existing uses on the site. Where available parking is within 500 feet of the subject site and private cross access agreements are in place, including connection by sidewalk or bikepath facilities, a site plan may be approved with a deficiency in required parking. It is recommended that parking be located within rear or side yards to reduce conflict with pedestrian movement to the establishment.*

*F. Signs. Signs shall adhere to the requirements under Section 16.03 unless in conflict with the following:*

*(1) Individual ground-mounted signs shall not exceed a height of eight feet and shall not exceed 24 square feet in area. The front yard sign setback shall be a minimum of 25 feet or within a landscaped area between an existing or proposed sidewalk and parking area. It shall not be closer than 50 feet to any other freestanding sign and shall not be a physical or visual obstacle to pedestrian or vehicular movement. The base shall be landscaped with shrubbery, plants or flowers.*

*(2) Multiuse signs identifying no less than four businesses within a shopping center or similar development may not exceed 15 feet in height and 48 square feet in area. Within such a multibusiness sign, each*

individual nameplate shall not exceed 12 square feet in area. Address identification shall be included with any multiuse sign. Ground-mounted signs with landscaping are required.

(3) Wall signs shall not exceed one square foot for every two linear feet of building wall area for each entrance, not exceeding two sides. The total wall sign area shall not exceed 20 square feet for each sign and shall be separated from any other wall sign by at least five feet.

(4) Decorative projecting signs shall be permitted in place of a wall sign, with the structure of the projecting sign not extending beyond four feet from the building.

(5) Use of canopy or awning signs are permitted, provided the sign does not exceed ten square feet in area and the content is limited to business name, logo or address. Down lighting is preferred and any back lighting within the canopy or awning may only illuminate the name, logo or address of the business.

SECTION 5. Section 15.01 of Appendix B of the Pennfield Charter Township Code of Ordinances, known as the "Pennfield Charter Township Zoning Ordinance," is hereby amended to read as follows:

*Section 15.01. Schedule of regulations.*

*Unless specified elsewhere in this ordinance, all uses, structures and buildings on all zoning lots shall conform to the Schedule of Regulations and accompanying footnotes shown on the following pages.*

**SCHEDULE OF REGULATIONS\***

<i>Zoning Districts (a) Lot Area</i>	<i>Lot</i>	<i>Yard Setbacks</i>			<i>Building</i>	<i>Lot</i>
		<i>Front</i>	<i>Side (j)</i>	<i>Rear</i>		
	<i>Width</i>	<i>(feet)</i>	<i>(feet)</i>	<i>(feet)</i>	<i>Height</i>	<i>Coverage</i>
	<i>(feet)</i>				<i>(feet)</i>	<i>(percent)</i>

*WC -- Waterfront See chapter 5 for specific requirements*

*conservation*

<i>AGP--Agricultural</i>	<i>40 acres</i>	<i>660</i>	<i>60</i>	<i>50</i>	<i>50</i>	<i>40</i>	<i>15</i>
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		Yard Setbacks					
<i>preservation (b)</i>							
<i>AG--Agricultural</i>	87,120 square feet or 2 acres	200	60	50	50	35	20
<i>RR--Rural</i>	87,120 square feet or 2 acres	200	60	50	50	35	20
<i>residential</i>							
<i>R-1--Low-density</i>	43,560 square feet or 1 acre	150	40	15	30	25	30
<i>residential (c)</i>							
<i>R-2--Medium-</i>	43,560 square feet or 1 acre	110	30	15	30	25	30
<i>density residential</i>							
<i>(d)</i>							
<i>R-3--High-density</i>	43,560 square feet or 1 acre	330	40	35	40	35	30
<i>residential (e), (f)</i>							
<i>MHP</i>	See chapter 10 for specific requirements						
<i>Manufactured</i>							
<i>home park (f)</i>							
<i>C-1--Local</i>	25,000 square feet	100	30	30	30	32	30
<i>commercial (h), (i)</i>							
<i>C-2--Local</i>	43,560 square feet or 1 acre	150	50	30	50	35	30
<i>commercial (h), (i)</i>							
<i>CBD--Capital</i>	See chapter 13.A for specific requirements						
<i>Business District</i>							
<i>I-1--Industrial (g),</i>	43,560 square feet or 1 acre	150	50	20	35	45	60
<i>(h), (i)</i>							

\*Footnotes are an integral part of these district regulations and should be read in conjunction with the above schedule.

*Note: 43,560 square feet = 1 acre.*

SECTION 6. Section 17.07.UU of Appendix B of the Pennfield Charter Township Code of Ordinances, known as the "Pennfield Charter Township Zoning Ordinance," is hereby created to read as follows:

*UU. Wind Energy Conversion Systems (WECS).*

*A. Purpose: The regulation of wind energy conversion systems, including the height, minimum lot area and required setbacks for such systems, is intended to provide for an alternative source of power generation while protecting the health, safety and welfare of Township residents.*

*B. Definition: Wind energy conversion systems: A system which converts wind energy into electricity through the use of a wind turbine generator and includes the turbine, blades, and tower as well as related equipment. A "small turbine/on-site" system is intended to primarily for personal use of the customer, with a single tower that may, or may not, be connected to the utility grid. A "large turbine/utility grid system" is designed to generate electricity from one or more towers (within an array) and is intended primarily for commercial use or to serve institutions, residential communities or larger cooperatives.*

*C. Special land use: Due to the concerns related to health, safety and welfare, such systems shall be regulated as special land uses within all zoning districts, unless otherwise specified. The following requirements shall be met and the Planning Commission may impose additional conditions where appropriate:*

*1) In addition to the requirements for site plan review, the site plan of the property shall show the location of overhead electrical transmission or distribution lines, whether utilized or not, and the location of the WECS with its specific dimensions, including the entire area through which the rotor(s) may pass, the location of any guy wires or other support devices, and the location of all dwelling units within five hundred feet (500') of the WECS.*

*2) Each special land use permit application shall be accompanied by a complete set (either the original or an accurately reproduced copy) of the manufacturer's instructions which shall, at a minimum, include the following: A standard foundation and anchor design or specifications for normal soil conditions; Detailed instructions for operation and maintenance of the WECS on site; A copy of all warnings and/or documents provided by the manufacturer of the WECS; Grounding and lightning procedures protection which follow the*

*National Electrical Code, Articles 250 (Grounding) and 280 (Lightning Arresters). In addition, the Underwriters Label shall be attached to the base of the tower and any subsystem, such as the generator. The following information shall also be included with the application: The name, address, and telephone number of the owner of the tower/subsystem; Manufacturer's name and address; Model number; Emergency and normal shutdown procedures; The survival wind speed in miles per hour and meters per second for the tower and the maximum power output for the generator.*

*Following installation, the Name of installer; Name of person responsible for maintenance; Emergency telephone number in force for the installer and the person responsible for maintenance shall be attached to the base of the tower.*

*3) Electromagnetic Interference: The entire WECS (including turbines, alternators, generators, and interconnect systems) shall be filtered and/or shielded to prevent the emission of generated radio frequency energy which would cause any interference with radio, and/or television broadcasting or reception, and shall comply with Federal Communication Commission Rules.*

*4) Noise: The maximum level of noise permitted to be generated by any WECS shall be fifty (50) decibels, as measured on the DBA scale, measured at the property line nearest the WECS. The Planning Commission may request that a baseline study of the decibel levels existing prior to the installation be included as required documentation for review.*

*D. Site development: The following site development requirements shall apply:*

*1) Lot Area/Setbacks: No "small turbine/on-site" WECS shall be erected on any lot or parcel less than one (1) acre in area and no "large turbine/utility grid" WECS shall be erected on any parcel less than twenty (20) acres in area. The tower(s) shall be situated on the lot or parcel so that no portion of the tower or turbine is closer to above-ground utility lines and/or property lines than 150% of the height of the tower as defined in (b) below. For roof-mounted systems that exceed the maximum building height within the underlying district, the minimum setback from any property line shall be no less than 110% of the combined height of the roof location and system, including any blades. For roof-mounted systems that do not exceed the building height requirements, the system may be permitted without obtaining a special use permit but shall be required to obtain a building, electrical or mechanical permit for such installation and adhere to the noise standards as listed above.*

2) *Height: The maximum allowable height for any "small turbine/on-site" WECS, based upon the combined tower and rotor blade length, shall be forty (40) feet for parcels of one (1) to less than five (5) acres, eighty (80) feet for parcels of five (5) to less than ten (10) acres and up to one hundred and twenty (120) feet for parcels of ten (10) acres or more. The maximum allowable height for any "large turbine/utility grid" WECS, based upon the combined tower and rotor blade length, shall be three hundred (300) feet. The Planning Commission may waive this height requirement where this would not negatively impact adjoining properties.*  
*Ground Clearance: For both horizontal and vertical axis turbines, the WECS rotor shall be located on the tower or support such that the blade clearance above ground level is not less than 20 feet.*

3) *Accessibility: Towers shall be designed and constructed in such a manner that climbing devices are only accessible with a separate ladder to a height of 12 feet.*

4) *Connection to power grid: In the case of a WECS to be interconnected with the power grid of the local electric utility, the applicant shall provide proof of written notice to the utility of the proposed interconnection and the utility's response thereto.*

5) *Vibration: Under no circumstances shall a WECS produce vibrations humanly perceptible beyond lot boundaries.*

6) *Additional studies: The applicant may offer and submit, or the Planning Commission may require that the applicant submit, studies related to noise, vibration, or similar issues that may be considered a nuisance. In addition, studies may be required to address avian and wildlife impact, visual impacts, shadow flicker (changes in light intensity caused by the moving blade) or similar issues related to the compatibility of the proposed use in the requested location.*

*E. Plan for WECS Removal: The applicant shall submit with its application a plan that indicates the design life of the WECS, the estimated cost for the removal of the WECS and the manner in which the WECS shall be removed and the site reclaimed once the WECS is no longer in operation. The owner of the WECS shall within 120 days after the WECS ceases to be in operation either (1) remove the WECS in accordance with the removal plan submitted hereunder or (2) repair or replace the deficient WECS component(s) and resume operation of the WECS. All replacement components shall conform in all material respects to the components they replace, (e.g., height, setback, noise, vibration, shadow flicker, wildlife impact, other impacts on the surrounding area) or receive amended special exception use permit approval from the Planning Commission. The Township Board shall have authority, if it deems it necessary to assure satisfaction of the general standards for special land use permit approval, to require the applicant to file and maintain with the Township a financial guaranty in an adequate amount to cover the cost of the proper removal of the WECS. The financial guaranty shall be in the form of cash, certified check or an irrevocable*

*bank letter of credit in a form acceptable to the Township and shall give the Township the right, but not the obligation, to use such funds to cause the removal of the WECS if the owner fails to do so within the time frame prescribed herein.*

SECTION 7. SEVERABILITY OF INVALID PROVISIONS. If any provision of this Ordinance shall be held invalid, its invalidity shall not effect any other provisions of this Ordinance that can be given effect without the invalid provision, and for this purpose the provisions of this Ordinance are hereby declared to be severable.

SECTION 8. SAVINGS CLAUSE. A prosecution which is pending on the effective date of this ordinance and which arose from a violation of an ordinance repealed by this ordinance, or a prosecution which is started within one (1) year after the effective date of this ordinance arising from a violation of an ordinance repealed by this ordinance and which was committed prior to the effective date of this ordinance, shall be tried and determined exactly as if the ordinance had not been repealed.

SECTION 9. EFFECTIVE DATE. Public hearing having been held hereon, the provisions of this Ordinance are hereby adopted, and this Ordinance shall take effect seven (7) days after publication of this Ordinance or a summary thereof which publication shall occur in a newspaper of general circulation in the Township within fifteen (15) days after adoption.

2) Adoption of Pennfield Charter Township Resolution #09-31

PENNFIELD CHARTER TOWNSHIP RESOLUTION #09-31

(A resolution establishing the millage rate for the Pennfield Charter Township for fiscal year 2009-2010)

WHEREAS Pennfield Charter Township Board held a Truth in Taxation hearing on March 30, 2009 in accordance with Public Act No. 5 of the 1982 Truth in Taxation, and

WHEREAS the Pennfield Charter Township Board did approve the establishment of a Township Tax levy for all real and personal property at the maximum allowable millage rate for 2009 as approved by the voters in Pennfield Charter Township, so

THEREFORE BE IT RESOLVED that the Pennfield Charter Township Board hereby

establishes a proposed millage rate of 3.9361.

Moved by: Trustee Beard Supported by: Trustee Bordine-Houseman

Supervisor Behnke – Yes Trustee Beard – Yes

Clerk Case – Yes Trustee Bordine-Houseman – Yes

Treasurer Phillips – Yes Trustee Bartlett – Yes

Trustee Ensign – Excused

Vote shows 6 yes, -0- no and 1 excused. Resolution #09-31 stands adopted.

3) Adoption of Pennfield Charter Township Resolution #09-32

PENNFIELD CHARTER TOWNSHIP RESOLUTION #09-32

(A resolution to adopt a Street lighting ad valorem assessment/millage rate for fiscal year 2009-2010)

WHEREAS it has been the policy of the Pennfield Charter Township Board to levy a special ad valorem assessment/millage rate against those properties within two hundred feet of a street light or within a street lighting district, and

WHEREAS it has been projected by the Pennfield Charter Township Board that the cost for the operation of street lights will be approximately \$84,022.85 in 2009, and

WHEREAS the taxable value of those properties is projected to be \$121,016,910 for 2009, so

THEREFORE BE IT RESOLVED that the Pennfield Charter Township Board hereby places a special ad valorem assessment against all properties within two hundred feet of a street light or within a street lighting district in the amount of .6944 mills. This ad valorem assessment shall become part of the 2009 winter tax roll.

Moved by: Trustee Beard Supported by: Trustee Bordine-Houseman

Supervisor Behnke – Yes Trustee Beard – Yes

Clerk Case – Yes Trustee Bordine-Houseman – Yes

Treasurer Phillips – Yes Trustee Bartlett – Yes

Trustee Ensign – Excused

Vote shows 6 yes, -0- no and 1 excused. Resolution #09-32 stands adopted.

4) Adoption of Pennfield Charter Township Resolution #09-33

**PENNFIELD CHARTER TOWNSHIP RESOLUTION 09-33**

**(a Resolution recognizing Companion Cats, Inc. as a nonprofit organization within Pennfield Township for the purposes of obtaining charitable gaming licenses)**

**BE IT RESOLVED** that the Pennfield Township Board hereby recognizes Companion Cat, Inc. as a nonprofit organization within Pennfield Township for the purposes of obtaining charitable gaming licenses.

Moved by: Trustee Beard Supported by: Trustee Bordine-Houseman

Supervisor Behnke – Yes Trustee Beard – Yes

Clerk Case – Yes Trustee Bordine-Houseman – Yes

Treasurer Phillipps – Yes Trustee Bartlett – Yes

Trustee Ensign – Excused

Vote shows 6 yes, -0- no and 1 excused. **Resolution #09-33 stands adopted.**

5) It was moved by Trustee Beard and supported by Trustee Bordine-Houseman

to approve an extension request for the EBERHARD temporary mobile home

on the property at 11545 Calendar Road for the purpose of caring for a blood

relative for a period of one year effective October 14, 2009. **Motion carried.**

TREASURER'S REPORT

September, 2009 report shows the following balances on hand:

General Fund \$1,133,561.08

Parks \$0.00

Metro Act – Maint \$6,914.72

Parks \$12,983.57

Public Safety \$0.00

Sewer \$906,808.01

Water \$586,397.41

Trust & Agency \$6,300.00

Tax Collection \$182,706.39

**TOTAL:** \$2,835,671.18

It was moved by Trustee Beard and supported by Trustee Bordine-Houseman to receive and place on file the Treasurer's report. **Motion carried.**

#### PAYMENT OF BILLS

It was moved by Trustee Beard and supported by Trustee Bordine-Houseman to approve the payment of the monthly bills in the amount of \$256,599.59 (See Addendum). **Motion carried.**

#### CITIZEN/PUBLIC COMMENT

One resident spoke about a reminder for the Neighborhood Watch Meeting on Thursday, October 15, 2009 at 7:00 pm. and inquired about the road construction on Bellevue Road.

#### TOWNSHIP BOARD COMMENTS

Clerk Case gave a reminder of the upcoming general election for the 19<sup>th</sup> District State Senate Seat on Tuesday, November 3, 2009 and to remember to vote.

#### ANNOUNCEMENTS MADE BY THE CHAIRPERSON

Supervisor Behnke made the following announcements: The Pennfield Performing Arts Center presents "Voices from Darfur: A firsthand account of the Darfur Genocide on Monday, October 19, 2009 from 7:00-



8:00 pm. The next recycling weekend is October 24<sup>th</sup> and 25<sup>th</sup>. The next Township Board Meeting is scheduled for November 10, 2009.

It was moved by Trustee Beard and supported by Trustee Bordine-Houseman to adjourn the meeting at 7:30 pm. **Motion carried.**

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Robert P. Behnke, Jr. Kathleen R. Case

Township Supervisor Township Clerk

#### ADDENDUM A – DEPARTMENT REPORTS

##### UTILITIES

There were 1,200 meter reads for the month of September, 2009. The stats for the month are as follows: 6 corrective work orders (repair/install meters, radio read boxes, repair wires), 25 Miss Digs. The monthly bacterial samples came back negative.

##### ASSESSOR/ZONING

The following was accomplished for the month of September, 2009: All Homestead & Property Transfer Affidavits are current. Nine transfers of property were processed for the month, four were market sales and five were foreclosure related. Inspection of new construction for 2010 assessments was conducted. Miscellaneous phone & in person inquiries were made about assessments and splits. Researching was done on description questions.

##### CODE ENFORCEMENT

It was necessary for the Township to arrange for a contract to do property maintenance for four properties. This included mowing, removing debris and securing structures. All costs were billed to the property owners. Attended an informal hearing before Magistrate Brutsche for ticket issued for storage of inoperable vehicles. Attended a formal hearing before Judge Hallacy for ticket issued for storage of junk and trash. There were 24 complaints/violations for the month of September which are listed as follows:

2 – front yard parking

7 – junk, trash & rubbish

8 – inoperable vehicles

6 – tall grass & weeds

1 – township ordinance

2 – unsafe structure

PERMITS

The following permits were issued for the month of September, 2009:

Building 6 permits (PB09-039 thru PB09-044)

Electrical 4 permits (PE09-27 thru PE09-031)

Mechanical 4 permits (PM09-38 thru PM09-041)

Plumbing 2 permits (PP09-13 thru PP09-14)