

<p style="text-align: center;">YANKEE SPRINGS TOWNSHIP BOARD OF TRUSTEES</p> <p style="text-align: center;"><u>Regular Board Meeting</u></p> <p style="text-align: center;"><u>Thursday, September 14, 2017</u> 7:00 p.m.</p> <p style="text-align: center;">Yankee Springs Township Hall 284 N. Briggs Rd., Middleville, Michigan 49333</p> <p style="text-align: center;">MINUTES</p>	<p>FINAL MINUTES Page 1 of 6 YST Bd Trustees 9.14.17</p>
<p><u>Meeting called to order at approximately 7:00 p.m. by Supervisor Mark Englerth.</u></p> <p><u>PLEDGE OF ALLEGIANCE:</u></p> <p><u>Roll Call:</u> Present: Jansma, J. Lippert, Englerth, Rottschafer (via remote), VandenBerg.</p> <p><u>Staff Present:</u> Larry Knowles, Cathy Strickland, Chuck Biggs- Constable, Rich Beukema, Greg Purcell, Sandy Marcukaitis, Todd Delamar, Ron Heilman, Sandy Marcukaitis.</p> <p><u>Visitors:</u> 12 (not including staff present). C. Yonkers of J-Ad present</p>	<p>CALL TO ORDER</p> <p>PLEDGE ROLL CALL</p>
<p><u>ADDITIONS/CHANGES TO AGENDA:</u></p> <ul style="list-style-type: none"> • <u>Remove Don Williamson from Acknowledgement of Visitors</u>, Mr. Williamson is unable to be present this evening. G. Purcell noted that Mr. Williamson would like to meet with the <u>Veterans Memorial Committee</u>. Meeting is set for Monday, September 18, 2017, at 6:30 p.m. at the Fire Station. • <u>Under R. Rottschafer's Report:</u> Remove: City of Wayland Cost Recovery. The matter is to be referred to the Fire Committee. • Move Shalinda Plat review from <u>Clerk's to Zoning Administrator's Report</u>. • <u>Under Clerk's Report:</u> Add current invoice register approval. • <u>Board Action</u> - S. Marcukaitis is unable to come tonight regarding grant. • <u>Add:</u> Mr. Moffat, Shalinda Plat Approval, right after consent agenda. 	<p><u>ADDITIONS/ CHANGES TO AGENDA</u></p>
<p><u>APPROVAL OF CONSENT AGENDA:</u></p> <ul style="list-style-type: none"> • Regular Bd. Mtg– August 10, 2017 / 7 p.m. • Special Meetings 8-15-17 – 10 a.m.; Special Meeting 6:30 p.m.- MDOT • Veterans Memorial: 8-24-17 – 6 p.m. & 8-26-17 – 11 a.m. • <u>ACCOUNTS PAYABLE:</u> 8-1-/31-2017 Check Disbursements #914240-914275 Amount \$134,765.20 • August 2017 Payroll Checks # 5986 through Check # 6005 = \$13,619.71 EFT \$3,480.52 • August Receipt Journal Total All Funds \$31,684.59 <p><i>Motion by Lippert with support from VandenBerg to approve the <u>Consent agenda for tonight's meeting</u>..</i> ROLL CALL: Jansma: yes, Lippert: yes, Englerth: yes, Rottschafer: yes, VandenBerg: yes. Yes: 5, No: 0, MOTION CARRIED.</p>	<p>APPROVAL OF Consent Agenda</p> <p>Approval of Consent Agenda MOTION CARRIED.</p>

Geoff Moffat, Representative for Shalinda Subdivision – Final Preliminary Plat was present and presented request.

Attorney Chris Meyer -Read questions as of 3:18 p.m. today (9/14/17) that he received this afternoon from the Township attorney. C. Meyer commented that the name change and addition of a sidewalk are the only changes from previous tentative plat approval.

Further discussion took place.

L. Knowles, YS Zoning Administrator- commented on changes that need reviewing since the last tentative plat approval. Knowles also commented he would like planner to weigh in on road frontage. L. Knowles commented that he hasn't made a thorough review of the project due to limited hours.

Discussion occurred. Both Moffat, and Knowles agreed to meet and review current plans with the professional planner. L. Knowles requested digital copies (PDF). G. Moffat commented that he'd get it to Knowles right away.

Motion by Rottschafer with support from J. Lippert to (per L. Knowles and G. Purcell's recommendation) refer plat (Shalinda) to the Planning Commission for review and Planning Commission will make a recommendation back to the township board next month. ROLL CALL: Jansma: yes, Lippert: yes, Englerth: yes, Rottschafer: yes, VandenBerg: Abstained. Yes: 4, No: 0, Abstained: 1. MOTION CARRIED.

PUBLIC COMMENT: (Limit 3 minutes)

Ron Smith, 2889 Patterson- commented he was having trouble with drain on Patterson. R. Smith has met with M. Englerth and Jim Dull (Drain Commissioner). "Why do you people have to fight and fight and not get anything done. I want my drain fixed and my yard is washed out." R. Smith noted that it has been going on since Memorial Day.

Ron Heilman, of the ZBA, came to meeting at twp. regarding marijuana legislation situation in the state. R. Heilman commented on concurring with the direction that he believed the township was going "to temporarily opt out". Heilman would like the township to have a meeting with the residents regarding as to why the township is opting out. "Rather than voting on resolutions, I'd like to see the community aware of what is going on here, so that we are on the same page," added Heilman.

Dan O'Brien, YS Resident, agreed with R. Heilman in getting the public more involved and aware of the decision the township makes regarding the opting out of marijuana. December 15, 2017 is when the first licensing can be applied for. O'Brien feels it is good for the community revenue-wise and for the elderly. O'Brien commented that his father is a stage 4 cancer survivor and it (marijuana) "worked wonders" for his father. The revenues according to bill will go to public safety per O'Brien. O'Brien listed the distributions of the revenues noted by the state.

David Neeson, owner of property in YS Twp., commented that two months ago the board voted in favor of limiting the Supervisor's duties. "The Treasurer was to be the spokesmen and the Clerk was going to set the agenda.... At last month's meeting you guys proved my point. The Treasurer couldn't speak to the issue concerning a Gun Lake marina. And it was a critical issue about that particular marina and Larry was one step above mad about the inaction of the

FINAL MINUTES
Page 2 of 6
YST Bd Trustees
9.14.17

**Shalinda Subdivision
– Final Preliminary
Plat**

**Geoff Moffat,
Representative for
Shalinda Subdivision**

**PUBLIC
COMMENT**

county and the township. The agenda was conveniently set so that the marina issue was the last thing on the agenda. Very convenient. Most people had left by that time. ... Residents are not aware of the way the board has set up so many limitations on itself. Since the last meeting, has the three voter's folly been corrected? Mr. Rottschafer said he could admit a mistake. Well can you? ... Any kind of obstruction that comes starts with you, Mr. Rottschafer. It's seems awful funny you're talking by phone. You should be here."

Ron Heilman commented that if the township were to opt out, "it would be not that we're opting out forever or something, but we're just protecting the township from a million lawsuits that could possibly come up from this."

ACKNOWLEDGEMENT OF VISITORS:

Barry County Board of Commissioners –Vivian Conner gave the Commissioner's Report.

BOARD ACTION ITEMS:

1. a. Resolution Regarding Marijuana Facilities Authorized by PA 281 of 2016.

Eight (8) Planning Commissioners recently attended a Planning & Zoning Seminar regarding marijuana issues Michigan townships are currently dealing with. Information given at the seminar and current state legislation was summarized by G. Purcell, Planning Commission Chairman. Discussion took place.

Motion by A. Jansma with support from Rottschafer to approve Resolution Regarding Marijuana Facilities- Resolution #09-01-17. ROLL CALL: Jansma: yes, Lippert: yes, Englerth: yes, Rottschafer: yes, VandenBerg: No. Yes: 4, No: 1. MOTION CARRIED.

RECESS: 8:41 p.m.

RESUME: 8:52 p.m.

1. b. Resolution to Authorize Joining Wayland Township in a Joint Amicus Brief to the Supreme Court of the United States

Letter written by Roger VanVolkinburg, was read regarding the Resolution to authorize joining Wayland Twp. in a Joint Amicus Brief (noted above) regarding the Gun Lake Tribe and Casino.

Motion by Englerth with support from Jansma to adopt resolution to authorize joining Wayland Twp. in a Joint Amicus Brief. Resolution #09-02-17. ROLL CALL: Jansma: yes, Lippert: yes, Englerth: yes, Rottschafer: yes, VandenBerg: yes. Yes: 5, No: 0, MOTION CARRIED.

Approval L-4029 2017 Tax Rate (Alice Jansma, Treasurer)

Motion by Jansma with support from Englerth to approve L-4029 - 2017 Tax Rate. ROLL CALL: Jansma: yes, Lippert: yes, Englerth: yes, Rottschafer: yes, VandenBerg: yes. Yes: 5, No: 0, MOTION CARRIED.

FINAL MINUTES
Page 3 of 6
YST Bd Trustees
9-14-17

**ACKNOWLEDGE-
MENT OF VISITORS**

**Barry County Board of
Commissioners –
Vivian Conner**

**BOARD ACTION
ITEMS**

**MOTION ON Resolution
re: Marijuana Facilities**
Res.No. 09-01-2017
Attached

BREAK

**MOTION – Resolution –
Wayland Twp. / Joint
Amicus Brief –G. Lake
Tribe/Casino**
Res.No. 09-02-2017
Attached

**MOTION TO Approve
L-4029 Tax Rate.**

<p>TREASURER'S REPORT: Alice Jansma, Treasurer</p> <ul style="list-style-type: none"> ➤ Motion by Rottschafer with support from VandenBerg to accept the Treasurer's Report as presented. All ayes. MOTION CARRIED. ➤ Correspondence Information only – Letter /thank you to Allegan Road Commission ➤ \$1,000 Grant Communication (Mulch - Playground Area Park)- 18 months is given for the project completion. ➤ Jansma gave current status regarding CD that recently matured. 	<p>FINAL MINUTES Page 4 of 6 YST Bd Trustees 9.14.17</p> <p><u>TREASURER'S REPORT: Alice Jansma</u></p>
<p>TRUSTEE ROTTSCHAFFER – FIRE REPORT</p> <p>August Calls: MFR: 26 Fire: 9</p> <p>City of Wayland Cost Recovery Ordinance to be reviewed by Fire Committee.</p> <p>Trees received from grant (applied for by S. Marcukaitis) to be located at Fire Station and incorporated with the Veterans Memorial.</p> <p><i>Motion regarding tree location/type by Englerth with second by Jansma to table until more information is gathered. All ayes. MOTION CARRIED.</i></p>	<p><u>TRUSTEE REPORT/FIRE COMMITTEE: Roger Rottschafer</u></p> <p>MOTION TO TABLE TREE LOCATION AT FIRE STATION.</p> <p><u>CLERK'S REPORT:</u></p>
<p>CLERK'S REPORT: Jan Lippert, Clerk</p> <p>Wayland Union School Fundraiser – Resolution Local Governing Body Charitable Gaming Licenses – Approval:</p> <p><i>Motion by Jansma and support by VandenBerg to approve Wayland Union School District resolution recognizing Wayland Union School District as a non-profit organization obtaining charitable gaming license. All ayes. Motion Carried.</i></p> <p><u>Current Invoice Register for Approval dated 9-14-17:</u></p> <p><i>Motion by Lippert with support from Rottschafer to approve invoice register of 9/14/17 (\$88,158.71). ROLL CALL: Jansma: yes, Lippert: yes, Englerth: yes, Rottschafer: yes, VandenBerg: yes. Yes: 5, No: 0, MOTION CARRIED.</i></p> <p><u>Additional Checks for Approval: (for Robbin's Cemetery Improvement):</u></p> <p><i>914276-B & R Excavation (Robbin's Cemetery Improvement) \$2,125.00</i></p> <p><i>914277 – Ritchie's Tree Service \$2,000.00. Checks were posted on August 31, 2017 and Checks were written on 9/01/17.</i></p> <p><i>Motion to approve by Jansma with support of Lippert to approve checks #914276 & 914277 for total amount of \$4,125.00. ROLL CALL: Jansma: yes, Lippert: yes, Englerth: yes, Rottschafer: yes, VandenBerg: yes. Yes: 5, No: 0, MOTION CARRIED.</i></p>	<p><u>Jan Lippert, Clerk</u></p> <p>Attachment Approval</p> <p>MOTION TO APPROVE Wayland Union School Resolution- Charitable Gaming License.</p> <p>Motion to approve invoice register dated 9/14/17.</p> <p>Additional checks for Robbin's Cemetery Improvement approved.</p>

<p><u>Clerk's Report continued:</u></p> <p>(Covered earlier in meeting: Received 7 Copies of the Final Preliminary Plat of Shalinda Subdivision Refer to Planning Commission for further review.</p> <p>Escrow Fees being Established (Letter dated 9-8-17) for the project. Check written by S. VandenBerg.</p> <p>For informational purposes: Board members were copied: <u>Save the Date for Thursday, October 12th at 12:00 noon at the Gilmore.</u> (Letter from C. Kaufman of Bauckham, Sparks) Topic will be regarding marijuana.</p>	<p>FINAL MINUTES Page 5 of 6 YST Bd Trustees 9.14.17</p>
<p>ZONING ADMINISTRATOR REPORT: Larry Knowles, Zoning Administrator (Written Zoning Administrator and Code Enforcement Report submitted).</p> <ul style="list-style-type: none"> • Verbal SPR report given. • ZBA meeting of Sept. 12, 2017 variance requests reviewed. <p>Motion by Englerth with support from VandenBerg to re-adopt Ordinance Amendment (legal description – regarding Lynn Dr. and W. M-179 Property). Ordinance #09-01-2017. Jan Lippert will publish. ROLL CALL: Jansma: yes, Lippert: yes, Englerth: yes, Rottschafer: yes, VandenBerg: yes. Yes: 5, No: 0, MOTION CARRIED.</p>	<p>Motion to adopt Ord. #09-01-2017 Amendment Lynn Dr./W. M-179 Attachment Ord.No. 09-14-2017</p>
<p>GUN LAKE AREA SEWER & WATER – Larry Knowles, Director</p> <p>Motion by Lippert with support by Jansma to accept the \$1 increase of user fees – January 1, 2018. Ord. #09-02-2017. ROLL CALL: Jansma: yes, Lippert: yes, Englerth: yes, Rottschafer: yes, VandenBerg: yes. Yes: 5, No: 0, MOTION CARRIED. J. Lippert will send to GLASWA 9/15/17.</p> <p>GLASWA Report given regarding Orangeville lift station, and SCADA update.</p> <p>Water Advisory Board meeting held Tuesday, Sept. 12, 2017.</p>	<p>Motion to Approve \$1 User fee increase.</p>
<p>SUPERVISOR REPORT, Mark Englerth:</p> <ul style="list-style-type: none"> • <u>Clean Up</u> held last weekend. Curley Cone provided food and beverages. The DNR assisted with provision of a dumpster. • <u>Sunday, Sept. 17 at 2:00 pm a remembrance of 9/11</u> at the Fire Station will be held paying tribute to a former fire chief from the community that has passed away. • <u>Auction Fundraiser</u> for Veterans Memorial to be held Saturday, October 14, 2017 at 10:00 a.m. A car has been recently donated. • <u>Buoys - Robbin's Bay Update</u> 	<p>SUPERVISOR REPORT, Mark Englerth:</p>

PLANNING COMMISSION – G. Purcell, Chairman

SEU hearing was held by the PC on an Outbuilding without a principal structure at 1867 Heritage Bay Dr. (Barlow Lake). It was determined that request met the requirements of the Zoning Ordinance and was approved.

Master Plan – PC has continued to meet in Workshop Sessions. Next Meeting is Thursday, Sept. 21, at 5:30 p.m. prior to the regular meeting (at 7 p.m.).

MTA Hot Topic Seminar – attended by 8 regarding Marijuana on August 23rd.

Public Hearing will be held this Thursday, September 21, regarding a zoning ordinance amendment to set standards for commercial marinas.

NEW/OLD BUSINESS:

A. Jansma updated on tax collection. Property taxes due today, Sept. 14th.

Office Carpet issue in office mentioned and approval of office addition in April 2012 noted.

FED EX Waiver – for drop box delivery. Office drop box is too small for Fed Ex’s delivery envelope. 7:30 a.m. deliveries have been made recently and staffing is usually not available at that time. Door and drop box replacement needed.

Veterans Memorial Contribution on behalf of township to be on the agenda for next month.

ADJOURNMENT:

Motion by Englerth with support from VandenBerg/Jansma to adjourn at 9:31 p.m. Approved by all. Motion Carried.

Respectfully submitted:
Deb Mousseau
Recording Secretary 9.16.17

Date: Board Approval Oct. 12, 2017

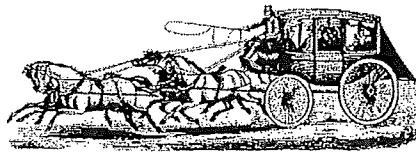
Approved : Draft Copy Distributed 9-21-17
Janice C. Lippert, Township Clerk

FINAL MINUTES
Page 6 of 6
YST Bd Trustees
9.14.17

NEW/OLD BUSINESS

Office Carpet Issue
Township Office
Addition

ADJOURNMENT



Yankee Springs Township

284 N. BRIGGS ROAD- MIDDLEVILLE, MICHIGAN 49333
269-795-9091 / FAX 269-795-2388

TOWNSHIP OF YANKEE SPRINGS BARRY COUNTY, MICHIGAN

RESOLUTION REGARDING MARIHUANA FACILITIES AUTHORIZED BY PA 281 OF 2016

RESOLUTION NO. 09-01-2017

DATED: September 14, 2017

WHEREAS, PA 281 of 2016 (MCL 333.27101 et. seq.) authorizes the State of Michigan to license five different types of facilities related to medical marihuana (grower, processor, secure transporter, provisioning center, and safety compliance facility); and

WHEREAS, Section 205 of PA 281 of 2016 (MCL 333.27205) provides that "[a] marihuana facility shall not operate in a municipality unless the municipality has adopted an ordinance that authorizes that type of facility"; and

WHEREAS, Section 205 of PA 281 of 2016 further provides that "[a] municipality may adopt other ordinances relating to marihuana facilities within its jurisdiction, including zoning regulations...." and

WHEREAS, Section 205 of PA 281 of 2016 requires a municipality to respond to the State of Michigan, Medical Marihuana Licensing Board within 90 days after the municipality receives notification from the applicant that a license for one of the five types of marihuana facilities authorized by PA 281 of 2016 has been applied for; and

WHEREAS, the Township Board of Yankee Springs Township, Barry County, Michigan is cognizant of its authority to adopt an ordinance or ordinances to authorize the operation of one or more of the five types of marihuana facilities authorized by PA 281 of 2016 but desires not to do so.

NOW THEREFORE it is hereby resolved as follows:

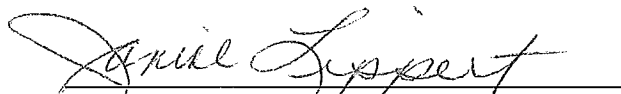
1. Yankee Springs Township, Barry County, Michigan (Township) declines to adopt an ordinance authorizing any of the five types of medical marihuana facilities within the Township authorized by PA 281 of 2016; and
2. As a result of the Township's declination to adopt an ordinance authorizing any of the five types of medical marihuana facilities authorized by PA 281 of 2016, **"a marihuana facility shall not operate in the Township"**; and
3. The Township Clerk and/or the Township Zoning Administrator is authorized to provide a copy of this resolution to the State of Michigan, Medical Marihuana Licensing Board in response to a request to locate a marijuana facility authorized by PA 281 of 2016 within the Township or for any other reason authorized by or in response to a request from State of Michigan, Department of Licensing and Regulatory Affairs or its successor agency or the Medical Marihuana Licensing Board; and
4. The Township Clerk and/or the Township Zoning Administrator is authorized to provide a copy of this Resolution to any applicant requesting the ability to locate a medical marihuana grower, processor, secure transporter, provisioning center or safety compliance facility in the Township as evidence that the same shall not be allowed in the Township.
5. All resolutions in conflict herewith are repealed.
6. This resolution is effectively immediately upon adoption and shall remain in full force and effect until repealed by the Township Board.

This RESOLUTION was offered by Board member Jansma, supported by Board member Rottschafer at a meeting on September 14, 2017. The members of the Township Board voted as follows:

JANSMA, LIPPERT, ROTTSCHAFER, ENGLERTH – YES

VANDENBERG – NO

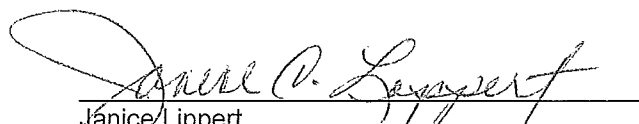
The Township Supervisor declared Resolution No. 09-01-2017 duly adopted.



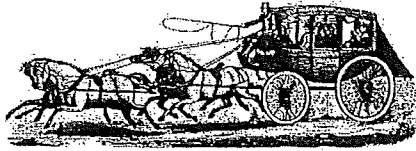
Janice Lippert
Yankee Springs Township Clerk

CERTIFICATE

I hereby certify that the foregoing constitutes a true and complete copy of a resolution adopted at a regular meeting of the Yankee Springs Township Board held on September 14, 2017; that the meeting was conducted and public notice of the meeting was given pursuant to and in compliance with the Michigan Open Meetings Act; that a quorum of the Board was present and voted in favor of the resolution; and that the minutes of the meeting will be or have been made available as required by the Open Meetings Act.



Janice Lippert
Township of Yankee Springs
Barry County, Michigan



Yankee Springs Township

284 N. BRIGGS ROAD - MIDDLEVILLE, MICHIGAN 49333
269-795-9091 / FAX 269-795-2388

Yankee Springs Township

Scanned Document

Date: 9.20.17

TOWNSHIP OF YANKEE SPRINGS
BARRY COUNTY, MICHIGAN

*Wayland
Twp.*

RESOLUTION TO AUTHORIZE JOINING WAYLAND TOWNSHIP IN A JOINT
AMICUS BRIEF TO THE SUPREME COURT OF THE UNITED STATES

RESOLUTION NO. 09-02-2017

DATED: September 14th, 2017

WHEREAS, a Petition for a Writ of Certiorari was filed with the Supreme Court of the United States in the case of Patchak v Zinke, Case No. 16-498, by Petitioner David Patchak, on October 11, 2016; and

WHEREAS, Petitioner filed a lawsuit challenging the United States Department of Interior's authority to take into trust a tract of land near Petitioner's home. In 2009, the District Court dismissed Petitioner's lawsuit on the ground that Petitioner lacked standing. On appeal, the Court of Appeals reversed the District Court. The Supreme Court of the United States then granted review and held that Petitioner had standing and that the lawsuit could proceed. *Match-E-Be-Nash-She Wish Band of Pottawatomi Indians v Patchak*, 132 S.Ct. at 2199, 2203 (2012) ("*Patchak I*"); and

WHEREAS, while the case was pending in the District Court following remand from the Supreme Court of the United States, Congress enacted the Gun Lake Act. This Act was a standalone statute which directed that any pending or future case relating to the property in

question be dismissed. As required by the Act, the District Court entered summary judgment in favor of the Defendant. On appeal, the Court of Appeals then affirmed; and

WHEREAS, on May 1, 2017, the Petition in this case (No. 16-498) was granted to address the following question:

Does a statute directing the federal courts to promptly dismiss a pending lawsuit following substantive determinations by the court, including the Supreme Court of the United States' determination that the suit may proceed, without amending underlying substantive or procedural laws, violate the Constitution's separation of powers principles?

WHEREAS, Wayland Township is filing an amicus brief in this matter letting the Supreme Court of the United States know how important this case is to the local community and is requesting other similarly impacted local entities/municipalities to join them in order to show as much local interest as possible.

NOW THEREFORE it is hereby resolved as follows:

1. Yankee Springs Township, Barry County, Michigan authorizes the joining with Wayland Township in the filing of an amicus brief in the Supreme Court of the United States docket No. 16-498; and
2. All resolutions in conflict herewith are repealed; and
3. This resolution is effective immediately upon adoption and shall remain in full force and effect until repealed by the Township Board.

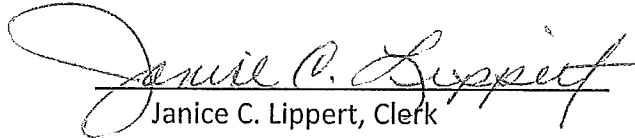
This RESOLUTION was offered by Board member Englerth, supported by Board member Jansma at a meeting on September 14, 2017. The members of the Township Board voted as follows:

The TOWNSHIP SUPERVISOR declared the RESOLUTION duly adopted.

Janice C. Lippert
Township Clerk

CERTIFICATE

I hereby certify that the foregoing constitutes a true and complete copy of a resolution adopted at a regular meeting of the Yankee Springs Township Board held on September 14, 2017 ; that the meeting was conducted and public notice of the meeting was given pursuant to and in compliance with the Michigan Open Meetings Act; that a quorum of the Board was present and voted in favor of the resolution; and that the minutes of the meeting will be or have been made available as required by the Open Meetings Act.



Janice C. Lippert, Clerk
Township of Yankee Springs
Barry County, Michigan

Resolution No 09-02-2017.
Adopted: 9-14-17

attachment
to Minutes 9.14.17

YANKEE SPRINGS TOWNSHIP

ORDINANCE NO. 09-01-2017

ADOPTED: 09-14-2017

EFFECTIVE DATE: 10-02-2017

An Ordinance to amend the Yankee Springs Township Zoning Ordinance (including the zoning map) by rezoning certain property located in Land Section 20 from a C-2 Commercial Zoning District to Residential Single-Family Zoning District and to repeal all ordinances or parts of ordinances in conflict herewith.

**YANKEE SPRINGS TOWNSHIP
BARRY COUNTY, MICHIGAN**

ORDAINS:

SECTION I
REZONING OF PROPERTY IN LAND SECTION 20

The Zoning Map as incorporated by reference in the Yankee Springs Township Zoning Ordinance is hereby amended by rezoning a parcel of land in Land Section 20, W. M-179 HWY and Lynn Dr., from C-2 Commercial Zoning District to Residential Single-Family Zoning District. The property has a tax parcel number of 08-16-020-005-10 and is more particularly described as:

A portion of the Parcel # 08-16-020-005-10

Current Description (zoned C-2):

COM INT E LINE LYNN AVE & C/L W M-179 HWY IN SEC 20 T3N R10W; TH S89°39'10"E 30FT, TH N 33FT FOR POB; TH N12°30'E 270FT, TH S89°39'10"E 150FT, TH S12°30'W 270FT, TH N89°39'10"E 150FT TO POB

New description for zone C-2:

That part of the NE 1/4 of Section 20, T3N, R10W, Yankee Springs Township, Barry County, Michigan, described as: Commencing at the East 1/4 Corner of said Section 20; thence N89°58'38"W 2496.82 feet along the South line of said NE 1/4 to the Place of Beginning; thence continuing N89°58'38"W 111.36 feet along said South line to the Central 1/4 Corner of said Section 20; thence N89°58' 38"W 30.00 feet to the Easterly line of Lynn Drive (50.0 feet wide) extended South; thence N12°30'00"E 130.42 feet along the East line of Lynn Drive and its Southerly extension; thence S89°58' 38"E 141.63 feet parallel with said South line of NE 1/4; thence S12°37'05"W 130.48 feet to the Place of Beginning. Subject to easements, restrictions, and rights of way of record.

New description for rezone to RSF:

That part of the NE 1/4 of Section 20, T3N, R10W, Yankee Springs Township, Barry County, Michigan, described as: Commencing at the East 1/4 Corner of said Section 20; thence N89058'38"W 2496.82 feet along the South line of said NE 1/4; thence N12°37'05"E 130.48 feet to the Place of Beginning; thence N89058' 38"W 141.63 feet parallel with said South line to the Easterly line of Lynn Drive (50.0 feet wide); thence N12°30'00"E 173.38 feet along the East line of Lynn Drive; thence S89058'38"E 142.00 feet parallel with said South line of NE 1/4; thence S12°37'05"W 173.46 feet to the Place of Beginning. Subject to easements, restrictions, and rights of way of record.

SECTION II
SEVERABILITY

Should any provision or part of the within Ordinance be declared by any court of competent jurisdiction to be invalid or unenforceable, the same shall not affect the enforceability of the balance of this Ordinance which shall remain in full force and effect.

SECTION III
REPEAL

All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION IV
EFFECTIVE DATE

This Ordinance shall take effect eight days following publication after adoption.

Janice C. Lippert, Clerk
Yankee Springs Township

*attach
to Minutes
9.14.17*

**TOWNSHIP OF YANKEE SPRINGS
BARRY COUNTY, MICHIGAN**

ORDINANCE NO. 09-02-2017

ADOPTED: September 14, 2017

EFFECTIVE: January 1, 2018

An ordinance to amend and revise the Yankee Springs Township Sewage Disposal System Ordinance to increase user fees and connection fees as set forth in Article V.

**TOWNSHIP OF YANKEE SPRINGS
BARRY COUNTY, MICHIGAN**

**ORDAINS:
SECTION I
USER FEES**

The first and fourth sentences of Article V, Section E of the Yankee Springs Township Sewage Disposal System Ordinance is amended to read as follows:

125.505 User fees.

(1st) Sec. E. The user charge to each single family residence within the Township for which sewer service is available shall be \$93.00 per quarter (\$31.00 per month).

(4th) Where metered flow is used as a basis for calculating the user charge, the user fee shall be \$4.00 per 1,000 gallons of flow.

**SECTION II
EFFECTIVE DATE AND REPEAL**

This Ordinance shall take effect January 1, 2018. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

YANKEE SPRINGS TOWNSHIP

Janice C. Lippert, Clerk
284 North Briggs Road
Middleville, MI 49333
269-795-9091

attachment to
Minutes 9.14.17

MICHIGAN Charitable Gaming Division
Box 30023, Lansing, MI 48909
OVERNIGHT DELIVERY:
101 E. Hillsdale, Lansing MI 48933
(517) 335-5780
www.michigan.gov/cg
LOTTERY

LOCAL GOVERNING BODY RESOLUTION FOR CHARITABLE GAMING LICENSES
(Required by MCL 432.103(K)(ii))

At a Regular meeting of the Township
REGULAR OR SPECIAL TOWNSHIP, CITY, OR VILLAGE COUNCIL/BOARD

called to order by Supervisor Engleth on September 14, 2017
DATE

at 7: ~~am~~ p.m. the following resolution was offered:
TIME

Moved by Jansma and supported by VanderBerg

that the request from Wayland Hrad Bash, Inc. of Wayland
NAME OF ORGANIZATION CITY

county of Barry, asking that they be recognized as a
COUNTY NAME

nonprofit organization operating in the community for the purpose of obtaining charitable

gaming licenses, be considered for approval.
APPROVAL/DISAPPROVAL

APPROVAL	DISAPPROVAL
Yeas: <u>5</u>	Yeas: _____
Nays: <u>0</u>	Nays: _____
Absent: <u>NONE</u>	Absent: _____

I hereby certify that the foregoing is a true and complete copy of a resolution offered and adopted by the Yankee Springs at a Regular
TOWNSHIP, CITY, OR VILLAGE COUNCIL/BOARD REGULAR OR SPECIAL

meeting held on September 14th, 2017
DATE

SIGNED: Yankee Springs Township Clerk
TOWNSHIP, CITY, OR VILLAGE CLERK

Janice C. Zippert; Yankee Springs Township Clerk
PRINTED NAME AND TITLE

284 N. BRIGGS ROAD
MIDDLEVILLE - MI 49333
ADDRESS

COMPLETION: Required.
PENALTY: Possible denial of application.
BSL-CG-1153(R6/09)