

**Minutes of a Regular Meeting  
Pittsfield Charter Township Board of Trustees, March 27, 2007  
E.A. Jackson Morris Hall, The Robert A. Lillie Service Center  
6201 W. Michigan Avenue, Ann Arbor, Michigan 48108**

**Members Present:** Brostrom, Burhop, Conner, Lirones, Meyer, Urda-Thompson, Walter  
**Members Absent:** None.  
**Others Present:** Yolanda Dawson (Recording Clerk), Mike Luptowski, Kristin Orlowski.

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**1.0 Call Meeting to Order**

Supervisor Walter called the meeting to order at 7:30 p.m. A quorum was present.

**2.0 Pledge of Allegiance** led by Supervisor Walter.

**3.0 Roll Call** – all members present.

**4.0 Public Comment I**

**5.0 Public Hearings/Presentations**

**5.1 Public hearing to Receive Comments Regarding the Application for an Industrial Facilities Exemption Certificate for Unimerco, Inc.**

Motion by Trustee Burhop, supported by Trustee Urda-Thompson to close the public hearing.

**5.2 Public hearing to Receive Comments Regarding the Application for an Industrial Facilities Exemption Certificate for Cayman Chemical Company, Inc.**

Motion by Trustee Burhop, supported by Trustee Urda-Thompson to close the public hearing.

**6.0 Approval of Minutes**

**6.1 Request to Approve Minutes of the Regular Meeting held on March 13, 2007.**

Motion by Trustee Burhop, supported by Trustee Brostrom, to approve minutes of the regular meeting, held on March 13, 2007, as submitted.

**MOTION CARRIED.**

**7.0 Consent Agenda**

**8.0 Items from the Treasurer**

**9.0 Items from the Clerk**

**9.1 Approve Payment of Payables, checks #58206 through #58329 in the amount of \$1,248,865.85.**

Motion by Trustee Conner, supported by Trustee Urda-Thompson, to approve payment of payables, checks #58206 through #58329 in the amount of \$1,248,865.85.

**ROLL CALL VOTE:**

**AYES:** Brostrom, Burhop, Conner, Lirones, Meyer, Urda-Thompson, Walter.

**NAYS:** None.

**ABSENT:** None.

**ABSTAIN:** None.

**MOTION CARRIED.**

**9.2 Amended Resolution #07-13: Resolution Regarding the Application for an Industrial Facilities Exemption Certificate for Cayman Chemical Company, Inc.**

Motion by Trustee Burhop, supported by Trustee Brostrom, to amend Resolution #07-13: Resolution Regarding the Application for an Industrial Facilities Exemption Certificate for Cayman Chemical Company, Inc. (See Attachment #1)

**ROLL CALL VOTE:**

**AYES:** Brostrom, Burhop, Conner, Lirones, Meyer, Urda-Thompson, Walter.

**NAYS:** None.

**ABSENT:** None.

**ABSTAIN:** None.

**MOTION CARRIED.**

**9.3 Amended Resolution #07-14: Resolution Regarding the Application for an Industrial Facilities Exemption Certificate for Unimerco, Inc.**

Motion by Trustee Burhop, supported by Treasurer Lirones, to amend Resolution #07-14: Resolution Regarding the Application for an Industrial Facilities Exemption Certificate for Unimerco, Inc. (See Attachment #2)

**ROLL CALL VOTE:**

**AYES:** Brostrom, Burhop, Conner, Lirones, Meyer, Urda-Thompson, Walter.

**NAYS:** None.

**ABSENT:** None.

**ABSTAIN:** None.

**MOTION CARRIED.**

**10.0 Items from the Supervisor/Assessor**

**10.1 Amended Resolution #07-16: Resolution of Support for the Saline Kids Triathlon and Fun Run, June 24, 2007, and authorize Michael Wendorf as the official who can make this request from the Road Commission for this event.**

Motion by Trustee Conner, supported by Trustee Burhop, to amend Resolution #07-16: Resolution of Support for the Saline Kids Triathlon and Fun Run, June 24, 2007, and

authorize Michael Wendorf as the official who can make this request from the Road Commission for this event. (See Attachment #3)

**ROLL CALL VOTE:**

**AYES:** Brostrom, Burhop, Conner, Lirones, Meyer, Urda-Thompson, Walter.

**NAYS:** None.

**ABSENT:** None.

**ABSTAIN:** None.

**MOTION CARRIED.**

**10.2 Request to Receive the Resignation of Robert Grosshans from the Zoning Board of Appeals.**

Motion by Trustee Brostrom, supported by Trustee Burhop, to receive the resignation of Robert Grosshans from the Zoning Board of Appeals.

**MOTION CARRIED.**

**10.3 Request to Appoint Kathie Mahn to the Zoning Board of Appeals, term ending January 1, 2009.**

Motion by Trustee Conner, supported by Treasurer Lirones, to appoint Kathie Mahn to the Zoning Board of Appeals, term ending January 1, 2009.

**ROLL CALL VOTE:**

**AYES:** Brostrom, Burhop, Conner, Lirones, Meyer, Urda-Thompson, Walter.

**NAYS:** None.

**ABSENT:** None.

**ABSTAIN:** None.

**MOTION CARRIED.**

**10.4 Motion to Approve the AFSCME union ratified contract settlement agreement effective March 27, 2007.**

Motion by Trustee Conner, supported by Trustee Urda-Thompson, to approve the AFSCME union ratified contract settlement agreement effective March 27, 2007.

**ROLL CALL VOTE:**

**AYES:** Brostrom, Burhop, Conner, Lirones, Meyer, Urda-Thompson, Walter.

**NAYS:** None.

**ABSENT:** None.

**ABSTAIN:** None.

**MOTION CARRIED.**

**10.5 Motion to reappoint Gary Charson, Greg Conner, Bob Davidow and Karen Zera to the Pittsfield Township Natural Resources Commission for terms ending February 28, 2009.**

Motion by Treasurer Lirones, supported by Trustee Urda-Thompson, to reappoint Gary Charson, Greg Conner, Bob Davidow and Karen Zera to the Pittsfield Township Natural Resources Commission for terms ending February 28, 2009.

**MOTION CARRIED.**

**10.6 Motion to set the compensation for the Pittsfield Charter Township Board of Review at \$120 per session, effective March 28, 2007.**

Motion by Treasurer Lirones, supported by Clerk Meyer, to set the compensation for the Pittsfield Charter Township Board of Review at \$120 per session, effective March 28, 2007.

**ROLL CALL VOTE:**

**AYES:** Brostrom, Burhop, Conner, Lirones, Meyer, Urda-Thompson, Walter.

**NAYS:** None.

**ABSENT:** None.

**ABSTAIN:** None.

**MOTION CARRIED.**

**11.0 Items from the Office of Public Safety**

**11.1 Receive letter of resignation from Auxiliary Police Officer Joshua E. Harju effective March 14, 2007.**

Motion by Trustee Burhop, supported by Trustee Brostrom, to receive letter of resignation from Auxiliary Police Officer Joshua E. Harju, effective march 15, 2007.

**MOTION CARRIED.**

**11.2 Authorize purchase and replacement of four bed mattresses at Fire Station 2 through Art Van Furniture at a cost not to exceed \$2,279.88 and charge to Building Maintenance and Supply, account number 336-778.**

Motion by Trustee Burhop, supported by Treasurer Lirones, to authorize purchase and replacement of four bed mattresses at Fire Station 2 through Art Van Furniture at a cost not to exceed \$2,279.88 and charge to Building Maintenance and Supply, account number 336-778.

**ROLL CALL VOTE:**

**AYES:** Brostrom, Burhop, Conner, Lirones, Meyer, Urda-Thompson, Walter.

**NAYS:** None.

**ABSENT:** None.

**ABSTAIN:** None.

**MOTION CARRIED.**

**11.3 Receive Pittsfield Township Fire Department Incident Summary and Call Activity Summary Report for the month of February 2007.**

Motion by Trustee Conner, supported by Trustee Urda-Thompson, to receive Pittsfield Township Fire Department Incident Summary and Call Activity Summary Report for the month of February 2007.

**MOTION CARRIED.**

**11.4 Receive the Pittsfield Township Police Department Call Activity Statistical and Geographical Report for the month of February 2007.**

Motion by Trustee Burhop, supported by Treasurer Lirones, to receive the Pittsfield Township Police Department Call Activity Statistical and Geographical Report for the month of February 2007.

**MOTION CARRIED.**

**11.5 Approve request to purchase three Canon Digital Cameras for the Police Department from Huron Camera Service, for a cost not to exceed \$1,323.00 and charge to the Law Enforcement Supply account number 301-741.**

Motion by Trustee Conner, supported by Treasurer Lirones, to approve request to purchase three Canon Digital Cameras for the Police Department from Huron Camera Service, for a cost not to exceed \$1,323.00 and charge to the Law Enforcement Supply account number 301-741.

**ROLL CALL VOTE:**

**AYES:** Brostrom, Burhop, Conner, Lirones, Meyer, Urda-Thompson, Walter.

**NAYS:** None.

**ABSENT:** None.

**ABSTAIN:** None.

**MOTION CARRIED.**

**12.0 Items from the Department of Building Safety/Planning and Zoning/Utilities**

**12.1 Authorize purchase of one CE 5320 hand held meter reading device from S.L.C. Meter Services, Inc., for a total cost of \$4,000, to be paid from account number 592-970.**

Motion by Treasurer Lirones, supported by Clerk Meyer, to authorize purchase of one CE 5320 hand held meter reading device from S.L.C. Meter Services, Inc., for a total cost of \$4,000, to be paid from account number 592-970.

**ROLL CALL VOTE:**

**AYES:** Brostrom, Burhop, Conner, Lirones, Meyer, Urda-Thompson, Walter.

**NAYS:** None.

**ABSENT:** None.

**ABSTAIN:** None.

**MOTION CARRIED.**

**12.2 Request to approve resolution for authorization to renew the lawn mowing contract for the 2007 mowing season for all Township properties.**

Motion by Trustee Conner, supported by Trustee Urda-Thompson, to approve resolution for authorization to renew the lawn mowing contract for the 2007 mowing season for all Township properties.

**ROLL CALL VOTE:**

**AYES:** Brostrom, Burhop, Conner, Lirones, Meyer, Urda-Thompson, Walter.

**NAYS:** None.

**ABSENT:** None.

**ABSTAIN:** None.

**MOTION CARRIED.**

**12.3 Request enrollment in Spreadsheet Software Applications (100% requested) for a course to be taken from May 7, 2007 to June 27, 2007, for Utilities Accountant Franklin.**

Motion by Trustee Conner, supported by Trustee Urda-Thompson, to approve enrollment in Spreadsheet Software Applications (100% requested) for a course to be taken from May 7, 2007 to June 27, 2007, for Utilities Accountant Franklin.

**MOTION CARRIED.**

**12.4 Request to approve Ordinance 272, to amend the Pittsfield Charter Township Code, by adding a new Article VII, Lawn Fertilizer, to Chapter 8, Environment, and by Amending Section 2.241 of Article VI of Chapter 2, Administration, for Second Reading.**

Motion by Trustee Conner, supported by Trustee Brostrom, to approve Ordinance 272, to amend the Pittsfield Charter Township Code, by adding a new Article VII, Lawn Fertilizer, to Chapter 8, Environment, and by Amending Section 2.241 of Article VI of Chapter 2, Administration, for Second Reading. (See Attachment #4)

**ROLL CALL VOTE:**

**AYES:** Brostrom, Burhop, Conner, Lirones, Meyer, Urda-Thompson, Walter.

**NAYS:** None.

**ABSENT:** None.

**ABSTAIN:** None.

**MOTION CARRIED.**

**12.5 Resolution #07-21: Resolution to Set Lawn Fertilizer Vendor and Applicator Registration Fee.**

Motion by Trustee Conner, supported by Treasurer Lirones, to approve Resolution #07-21: Resolution to Set Lawn Fertilizer Vendor and Applicator Registration Fee. (See Attachment #5)

**ROLL CALL VOTE:**

**AYES:** Brostrom, Burhop, Conner, Lirones, Meyer, Urda-Thompson, Walter.

**NAYS:** None.

**ABSENT:** None.

**ABSTAIN:** None.

**MOTION CARRIED.**

**12.6 Resolution #07-22: Resolution authorizing amendment of the Arbor Oaks Consent Judgment.**

Motion by Treasurer Lirones, supported by Clerk Meyer, to approve Resolution #07-22: Resolution authorizing amendment of the Arbor Oaks Consent Judgment. (See Attachment #6)

**ROLL CALL VOTE:**

**AYES:** Brostrom, Burhop, Conner, Lirones, Meyer, Urda-Thompson, Walter.

**NAYS:** None.

**ABSENT:** None.

**ABSTAIN:** None.

**MOTION CARRIED.**

**13.0 Items from the Parks & Recreation Department**

**13.1 Request to approve the hire of I & I Construction to construct a storage pole barn at Montibeller Park with the understanding that no construction will commence without the appropriate permits. The \$ 24,215.00 cost includes earthwork, materials, concrete, electrical, building, labor and clean up, to be paid from account number 208-977.**

Motion by Trustee Conner, supported by Trustee Urda-Thompson, to approve the hire of I & I Construction to construct a storage pole barn at Montibeller Park with the understanding that no construction will commence without the appropriate permits. The \$ 24,215.00 cost includes earthwork, materials, concrete, electrical, building, labor and clean up, to be paid from account number 208-977.

**ROLL CALL VOTE:**

**AYES:** Brostrom, Burhop, Conner, Lirones, Meyer, Urda-Thompson, Walter.

**NAYS:** None.

**ABSENT:** None.

**ABSTAIN:** None.

**MOTION CARRIED.**

**14.0 Unfinished Business**

**15.0 New Business**

**15.1 Request to approve a bid from Frisbie Appraisal Services, to provide a Before and After Appraisal required for easement acquisition for the Platt Road Green Way project, in the amount of \$3,200, to be paid from account number 446-818.**

Motion by Trustee Conner, supported by Treasurer Lirones, to approve a bid from Frisbie Appraisal Services, to provide a Before and After Appraisal required for easement acquisition for the Platt Road Green Way project, in the amount of \$3,200, to be paid from account number 446-818.

**ROLL CALL VOTE:**

**AYES:** Brostrom, Burhop, Conner, Lirones, Meyer, Urda-Thompson, Walter.

**NAYS:** None.

**ABSENT:** None.

**ABSTAIN:** None.

**MOTION CARRIED.**

**15.2 Request for Action: Application of Kagayaki, Inc. requesting a Tavern License, to be located at Kagayaki Sushi, 4037 Carpenter Road, Ypsilanti, Pittsfield Township, Washtenaw County.**

Motion by Trustee Burhop, supported by Trustee Urda-Thompson, to deny the tavern license to be located at Kagayaki Sushi, 4037 Carpenter Road, Ypsilanti, Pittsfield Township, Washtenaw County.

Request by Trustee Conner to have time in between application, being able to visit site, then voting on the liquor license application.

Motion by Trustee Conner, supported by Trustee Brostrom to postpone decision to the next meeting

**MOTION CARRIED.**

**15.3 Request for Action: Application of National Amusements, Inc. requesting to transfer a 12 Months Resort Class C License, to be transferred to National Amusements Inc., Chatters Restaurant, 4100 Carpenter Road, Ypsilanti, Pittsfield Charter Township, Washtenaw County.**

Motion by Clerk Meyer, supported by Trustee Conner, to approve application of National Amusements, Inc. requesting to transfer a 12 Months Resort Class C License, to be transferred to National Amusements Inc., Chatters Restaurant, 4100 Carpenter Road, Ypsilanti, Pittsfield Charter Township, Washtenaw County.

**ROLL CALL VOTE:**

**AYES:** Brostrom, Burhop, Conner, Lirones, Meyer, Urda-Thompson, Walter.

**NAYS:** None.

**ABSENT:** None.

**ABSTAIN:** None.

**MOTION CARRIED.**

**16.0 Public Comment II**-none.

**17.0 Adjournment** by Supervisor Walter at 8:23 p.m.

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Yolanda Dawson, Department Assistant  
Recording Clerk  
Pittsfield Charter Township

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Feliziana Meyer, Clerk  
Pittsfield Charter Township

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James R. Walter, Supervisor  
Pittsfield Charter Township

MINUTES APPROVED AS PRESENTED AT THE PITTSFIELD CHARTER TOWNSHIP  
BOARD OF TRUSTEES MEETING HELD APRIL 10, 2007.

**PITTSFIELD CHARTER TOWNSHIP  
WASHTENAW COUNTY, MICHIGAN  
RESOLUTION #2  
TOWNSHIP RESOLUTION #07-13 AMENDED  
RESOLUTION APPROVING APPLICATION OF  
CAYMAN CHEMICAL COMPANY, INC.  
FOR INDUSTRIAL FACILITIES EXEMPTION CERTIFICATE**

**MARCH 27, 2007**

Minutes of a Regular Meeting of the Township Board of Pittsfield Charter Township, Washtenaw County, Michigan, held at the Township Administration Building located at 6201 W. Michigan Avenue, in said Township, on the 27<sup>th</sup> day of March, 2007, at 7:30 p.m.

Members Present: Brostrom, Burhop, Conner, Lirones, Meyer, Urda-Thompson, Walter  
Members Absent: None

The following preamble and resolution were offered by Member Burhop and supported by Member Brostrom.

**WHEREAS**, Cayman Chemical Company, Inc. has filed an application for an Industrial Facilities Exemption Certificate with respect to new building improvements, machinery and equipment to be constructed, acquired and installed on its property situated within an Industrial Development District located on East Ellsworth Road east of South State Road, Section 16, Pittsfield Township, Washtenaw County, Michigan, hereinafter described; and

**WHEREAS**, before acting on said application, the Pittsfield Charter Township Board of Trustees held a hearing on March 13, 2007 and March 27, 2007, at the Pittsfield Charter Township Administration Building, in Pittsfield Charter Township, at 7:30 p.m., at which hearings the applicant, the assessor and a representative of the affected taxing units were given written notice and were afforded an opportunity to be heard on said application; and

**WHEREAS**, construction, acquisitions, alterations, or installation of a proposed facility, machinery, and equipment has not commenced at the time of filing said application; and

**WHEREAS**, completion of the construction, acquisitions, alteration, or installation is calculated to and will at the time of issuance of the certificate have the reasonable likelihood to retain, create or prevent the loss of employment in Pittsfield Charter Township; and

**WHEREAS**, the aggregate SEV of real and personal property exempt from ad valorem taxes within Pittsfield Charter Township, after granting this certificate, will exceed 5% of an amount equal to the sum of the SEV of the unit, plus the SEV of personal and real property thus exempted.

**NOW THEREFORE BE IT RESOLVED**, that the Board of Trustees of Pittsfield Charter Township enacts the following:

1. The Board of Trustees finds and determines that the granting of the Industrial Facilities Exemption Certificate considered together with the aggregate amount of certificates previously granted and currently in force under Act No. 198 of the Public Acts of 1974 and Act No. 255 of the Public Acts of 1978, shall not have the effect of substantially impeding the operation of Pittsfield Charter Township, or impairing the financial soundness of a taxing unit which levies ad valorem property taxes in Pittsfield Charter Township.

2. The application of Cayman Chemical Company, Inc. for an Industrial Facilities Exemption Certificate with respect to new building improvements, machinery and equipment to be constructed, acquired and installed on the following described parcel of real property situated within an Industrial Development District located on East Ellsworth Road east of South State Road, Section 16, Pittsfield Township, Washtenaw County, Michigan, to wit:

LAND SITUATED IN THE TOWNSHIP OF PITTSFIELD, COUNTY OF WASHTENAW,  
STATE OF MICHIGAN MORE PARTICULARLY DESCRIBED AS FOLLOWS:

L-12-16-100-003 1428 E. ELLSWORTH ROAD AND L-12-16-100-004 1180 E. ELLSWORTH  
ROAD, ANN ARBOR, MICHIGAN, 48108 (parcels to be combined)

be and the same is hereby approved.

3. The Industrial Facilities Exemption Certificate when issued shall be and remain in force and effect for a period of ten (10) years for real property and eight (8) years for personal property.

**ROLL CALL VOTE:**

**AYES:** Brostrom, Burhop, Conner, Lirones, Meyer, Urda-Thompson, Walter

**NAYS:** None

**ABSENT:** None

**ABSTAIN:** None

***RESOLUTION DECLARED ADOPTED.***

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Feliziana Meyer, Clerk  
Pittsfield Charter Township

DATED: March 27, 2007

PITTSFIELD CHARTER TOWNSHIP  
Board of Trustees Meeting  
Held March 27, 2007  
ATTACHMENT #1

## **CERTIFICATE**

I, Feliziana Meyer hereby certify that the foregoing is a true and complete copy of a resolution adopted by the Township Board of Pittsfield Charter Township, County of Washtenaw, State of Michigan, at a Regular Meeting held on March 27, 2007, and that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act 267, Public Acts of Michigan, 1976, and that the minutes of said meeting were kept and will be or have been made available as required by said Act.

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Feliziana Meyer, Clerk  
Pittsfield Charter Township

DATED: March 27, 2007

**PITTSFIELD CHARTER TOWNSHIP  
WASHTENAW COUNTY, MICHIGAN  
RESOLUTION #2  
TOWNSHIP RESOLUTION #07-14 AMENDED  
RESOLUTION APPROVING APPLICATION OF  
UNIMERCO, INC.  
FOR INDUSTRIAL FACILITIES EXEMPTION CERTIFICATE**

**MARCH 27, 2007**

Minutes of a Regular Meeting of the Township Board of Pittsfield Charter Township, Washtenaw County, Michigan, held at the Township Administration Building located at 6201 W. Michigan Avenue, in said Township, on the 27<sup>th</sup> day of March, 2007, at 7:30 p.m.

Members Present: Brostrom, Burhop, Conner, Lirones, Meyer, Urda-Thompson, Walter  
Members Absent: None

The following preamble and resolution were offered by Member Burhop and supported by Member Lirones.

**WHEREAS**, Unimerco, Inc. has filed an application for an Industrial Facilities Exemption Certificate with respect to new machinery and equipment to be acquired and installed on its property situated within an Industrial Development District located on the west side of State Road, north of East Michigan Avenue and west of Old State Road, Section 28, Pittsfield Township, Washtenaw County, Michigan, hereinafter described; and

**WHEREAS**, before acting on said application, the Pittsfield Charter Township Board of Trustees held a hearing on March 13, 2007 and March 27, 2007, at the Pittsfield Charter Township Administration Building, in Pittsfield Charter Township, at 7:30 p.m., at which hearings the applicant, the assessor and a representative of the affected taxing units were given written notice and were afforded an opportunity to be heard on said application; and

**WHEREAS**, installation of new machinery, and equipment had not begun earlier than six (6) months before February 16, 2007, the date of filing of said application; and

**WHEREAS**, completion of the acquisitions, alteration, or installation is calculated to and will at the time of issuance of the certificate have the reasonable likelihood to retain, create or prevent the loss of employment in Pittsfield Charter Township; and

**WHEREAS**, the aggregate SEV of real and personal property exempt from ad valorem taxes within Pittsfield Charter Township, after granting this certificate, will exceed 5% of an amount equal to the sum of the SEV of the unit, plus the SEV of personal and real property thus exempted.

**NOW THEREFORE BE IT RESOLVED**, that the Board of Trustees of Pittsfield Charter Township enacts the following:

1. The Board of Trustees finds and determines that the granting of the Industrial Facilities Exemption Certificate considered together with the aggregate amount of certificates previously granted and currently in force under Act No. 198 of the Public Acts of 1974 and Act No. 255 of the Public Acts of 1978, shall not have the effect of substantially impeding the operation of Pittsfield Charter Township, or impairing the financial soundness of a taxing unit which levies ad valorem property taxes in Pittsfield Charter Township.

2. The application of Unimerco, Inc. for an Industrial Facilities Exemption Certificate with respect to new machinery and equipment to be acquired and installed on the following described parcel of personal property situated within an Industrial Development District located on the west side of State Road, north of East Michigan Avenue and west of Old State Road, Section 28 Pittsfield Township, Washtenaw County, Michigan, to wit:

LAND SITUATED IN THE TOWNSHIP OF PITTSFIELD, COUNTY OF WASHTENAW,  
STATE OF MICHIGAN MORE PARTICULARLY DESCRIBED AS FOLLOWS:

L-99-90-034-000

6620 STATE ROAD, SALINE, MICHIGAN, 48176

be and the same is hereby approved.

3. The Industrial Facilities Exemption Certificate when issued shall be and remain in force and effect for a period of eight (8) years for personal property.

**ROLL CALL VOTE:**

**AYES:** Brostrom, Burhop, Conner, Lirones, Meyer, Urda-Thompson, Walter

**NAYS:** None

**ABSENT:** None

**ABSTAIN:** None

***RESOLUTION DECLARED ADOPTED.***

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Feliziana Meyer, Clerk  
Pittsfield Charter Township

DATED: March 27, 2007

PITTSFIELD CHARTER TOWNSHIP  
Board of Trustees Meeting  
Held March 27, 2007  
ATTACHMENT #2

*CERTIFICATE*

I, Feliziana Meyer hereby certify that the foregoing is a true and complete copy of a resolution adopted by the Township Board of Pittsfield Charter Township, County of Washtenaw, State of Michigan, at a Regular Meeting held on March 27, 2007, and that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act 267, Public Acts of Michigan, 1976, and that the minutes of said meeting were kept and will be or have been made available as required by said Act.

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Feliziana Meyer, Clerk  
Pittsfield Charter Township

DATED: March 27, 2007

PITTSFIELD CHARTER TOWNSHIP  
Board of Trustees Meeting  
Held March 27, 2007  
ATTACHMENT #3

**PITTSFIELD CHARTER TOWNSHIP  
WASHTENAW COUNTY, MICHIGAN  
RES #07-16 AMENDED**

**A RESOLUTION OF SUPPORT FOR THE SALINE KIDS TRIATHLON AND FUN  
RUN JUNE 24, 2007 AND NOTIFICATION TO THE WASHTENAW COUNTY ROAD  
COMMISSION OF SUPPORT FOR THIS EVENT**

**MARCH 27, 2007**

Minutes of a Regular Meeting of the Township Board of Pittsfield Charter Township, Washtenaw County, Michigan, held at the Township Administration Building located at 6201 W. Michigan Avenue, in said Township, on the 27<sup>th</sup> day of March, 2007, at 7:30 p.m.

Members Present: Brostrom, Burhop, Conner, Lirones, Meyer, Urda-Thompson, Walter  
Members Absent: None

The following preamble and resolution were offered by Member Conner and supported by Member Burhop.

**WHEREAS**, the Washtenaw County Road Commission has been asked by the Ann Arbor Triathlon Club to allow the closure of Campus Parkway for the 2007 Saline Kids Triathlon and Fun Run on Sunday, June 24, 2007; and

**WHEREAS**, the Pittsfield Charter Township Department of Public Safety has reviewed this request and found that there are no public safety concerns; and

**WHEREAS**, this event will be a safe, fun and affordable event that helps promote a healthy community; and

**NOW THEREFORE BE IT RESOLVED**, that the Pittsfield Charter Township Board of Trustees has no objection to the closure of Campus Parkway for the 2007 Saline Kids Triathlon and Fun Run on Sunday, June 24, 2007; and

**BE IT FURTHER RESOLVED**, that it is understood that the Ann Arbor Triathlon Club will reimburse Pittsfield Charter Township for the cost of assistance from the Pittsfield Public Safety Department; and

**BE IT FURTHER RESOLVED**, that the Pittsfield Charter Township Clerk will send a copy of this Resolution to the Washtenaw County Road Commission and authorizes Michael Wendorf to make this request from the Washtenaw County Road Commission.

**ROLL CALL VOTE:**

**AYES:** Brostrom, Burhop, Conner, Lirones, Meyer, Urda-Thompson, Walter  
**NAYS:** None  
**ABSENT:** None  
**ABSTAIN:** None

PITTSFIELD CHARTER TOWNSHIP  
Board of Trustees Meeting  
Held March 27, 2007  
ATTACHMENT #3

***RESOLUTION DECLARED ADOPTED.***

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Feliziana Meyer, Clerk  
Pittsfield Charter Township

DATED: March 27, 2007

**CERTIFICATE**

I, Feliziana Meyer hereby certify that the foregoing is a true and complete copy of a resolution adopted by the Township Board of Pittsfield Charter Township, County of Washtenaw, State of Michigan, at a Regular Meeting held on March 27, 2007, and that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act 267, Public Acts of Michigan, 1976, and that the minutes of said meeting were kept and will be or have been made available as required by said Act.

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Feliziana Meyer, Clerk  
Pittsfield Charter Township

DATED: March 27, 2007

PITTSFIELD CHARTER TOWNSHIP  
WASHTENAW COUNTY, MICHIGAN

ORDINANCE NO. 272  
SECOND READING

AN ORDINANCE TO AMEND THE PITTSFIELD CHARTER TOWNSHIP CODE BY  
ADDING A NEW ARTICLE VII, LAWN FERTILIZER, TO CHAPTER 8, ENVIRONMENT,  
AND BY AMENDING SECTION 2.241 OF ARTICLE VI OF CHAPTER 2,  
ADMINISTRATION.

**Pittsfield Charter Township ordains:**

**Section One: The Township makes the following findings:**

Compounds containing phosphorus and nitrogen, common components of lawn fertilizer, may enter into the water resources of Pittsfield Charter Township and neighboring communities, including ponds, wetlands and watercourses. This results in excessive growth of algae and aquatic plants, which is detrimental to these water resources. Incorrect seasonal timing and careless methods of application increase the potential for such runoff and environmental contamination.

Reduction of the use of commercial fertilizers, and elimination of their improper use, will assist the Township in reducing the amount of phosphorus that enters the Township's and neighboring communities' water resources. This reduction will help to meet state and federal mandates enforced under the Michigan Department of Environmental Quality's Total Maximum Daily Load (TMDL) limitation for the Middle Huron River and Associated Tributaries and the National Pollutant Discharge Elimination System (NPDES) Phase II Storm Water Discharge permit requirements pursuant to the Federal Water Pollution Control Act (33 U.S.C. 1251 et. seq.), as amended, and the United States Environmental Protection Agency's Water Quality Planning and Management Regulations (40 C.F.R. part 130), as amended.

Most mature topsoil in Washtenaw County has a natural level of phosphorus sufficient to promote adequate plant growth. The MSU Extension Service reviewed 913 soil tests on samples taken in Washtenaw County, and found that 84% of the samples did not need added phosphorus.

As a signatory to the Middle Huron Agreement for Voluntary Reduction of Phosphorus Loading to the Middle Huron Watershed, the Township agreed to implement best management practices for non-point pollution source control. Reduction of fertilizer use ranks high in effectiveness and sustainability. Findings from the Malletts Creek Restoration Study, extrapolated for the overall

watershed, projected that 100% compliance would result in a 22 percent reduction in phosphorus loading to the Huron River.

**Section Two: That Chapter 8 of the Pittsfield Charter Township Code is amended by adding a new Article VII, which shall read as follows:**

## **ARTICLE VII. LAWN FERTILIZER**

### **Sec. 8-330. Definitions.**

*Fertilizer applicator* is a person principally engaged in the business of applying fertilizer to lawns.

*Fertilizer* means a product prepared for enhancing the growth of grass. It does not include raw manures, compost, marl, lime, limestone, wood ashes, herbicides or pesticides.

*Lawn* means any maintained grass area including that on playing fields and cemeteries. It does not include farmland, gardens, golf course tees, putting greens, baseball infields, grass tennis courts, airport landing areas, or sod farms.

### **Sec. 8-331. Prohibitions.**

No person shall:

- (a) Apply fertilizer to any lawn between November 15 and April 1.
- (b) Apply any fertilizer that contains more than 0.10% phosphorus to any lawn except as provided in section 8-332.
- (c) Apply fertilizer to any impervious area without promptly clearing the fertilizer from that area.
- (d) Apply fertilizer within 25 feet of any wetland, watercourse, pond, lake, or storm water retention or detention basin.

### **Sec. 8-332. Lawns needing phosphorus.**

- (a) Between April 1 and September 30, fertilizer containing more than 0.10% phosphorus may be applied to lawns for which the owner has a soil test report showing that within the previous 12 months the soil was tested and found to be deficient in phosphorus. A fertilizer applicator shall keep a copy of such test reports for lawns on which the applicator has applied fertilizer containing more than 0.10% phosphorus and shall provide a copy of all such test reports to the Ordinance Enforcement Officer.
- (b) Fertilizer containing more than 0.10% phosphorus may be applied to lawns established from seed or sod, during the first growing season of the seed or sod provided that bare soil is covered and stabilized with mulch to prevent runoff.
- (c) Unless specifically noted otherwise on the product label, fertilizer containing more than 0.10% phosphorus shall be watered into the soil within 14 hours of application so that the fertilizer is immobilized and prevented from loss by runoff.

**Sec. 8-333. Registration of fertilizer applicators and vendors.**

- (a) No person shall act as a fertilizer applicator unless currently registered with the Township.
- (b) No person shall make retail sales of fertilizer unless currently registered with the Township.
- (c) Registration shall be made by completing a form prepared by the Township and by paying a fee in the amount determined by resolution of the Township Board of Trustees. The form shall include the fertilizer applicator's agreement to provide, upon request, test reports showing the chemical content of fertilizers used in the Township.
- (d) A registration shall be effective for one year.
- (e) The Township Board of Trustees may revoke a registration for up to one year, if, after a public hearing, it determines that a fertilizer applicator has violated this Article.
- (f) No person shall sell fertilizer unless a notice is placed in the fertilizer display area to indicate which fertilizers can be used unless the exceptions of Section 8-332 apply.

**Sec. 8-334. Fertilizer storage.**

Fertilizer shall not be stored uncontained, and if stored outdoors, it must be stored in a watertight container.

**Sec. 8-335. Public information.**

If the Township makes available a brochure explaining the terms and purposes of this article:

- (a) No person shall sell fertilizer without giving the buyer a copy of the brochure.
- (b) No fertilizer applicator shall apply fertilizer to a lawn without giving the lawn owner a copy of the brochure.

**Sec. 8-336. Violations.**

Violations of this Article are civil infractions subject to the penalties specified in Section 2-241 of Article VI of Chapter 2

**Section Three: That Section 2-241 of Article VI of Chapter 2 is amended to read as follows:**

**Sec. 2-241. Schedule of civil fines established; general penalties and sanctions for violations of township ordinances; continuing violations; injunctive relief.**

A schedule of civil fines payable to the bureau for admissions of responsibility by persons served with municipal ordinance violation notices is established as follows.

<u>Name and</u>	<u>First</u>	<u>First</u>	<u>Second</u>
<u>Code Section</u>	<u>Offense</u>	<u>Repeat</u>	<u>Repeat</u>
		<u>Offense</u>	<u>Offense</u>

PITTSFIELD CHARTER TOWNSHIP  
 Board of Trustees Meeting  
 Held March 27, 2007  
 ATTACHMENT #4

Zoning Ordinance, 1-6(10)	\$100.00	\$250.00	\$500.00
Building Code, 6-31 et seq.	\$100.00	\$250.00	\$500.00
Electrical Code, 6-101 et seq.	\$100.00	\$250.00	\$500.00
Mechanical Code, 6-136 et seq.	\$100.00	\$250.00	\$500.00
Property Maintenance Code, 6-206.	\$100.00	\$250.00	\$500.00
Fire Prevention 10-31 et seq.	\$100.00	\$250.00	\$500.00
Open Burning 10-66 et seq.	\$ 25.00	\$100.00	\$250.00
Parks & Recreation 16-47	\$ 25.00	\$ 50.00	\$100.00
Property Identification 6-351 et seq.	\$ 25.00	\$ 50.00	\$100.00
Sidewalks, 28-31 et seq.	\$ 25.00	\$ 50.00	\$100.00
Weeds 38-31	\$ 25.00*	\$ 50.00*	\$100.00*
Wetlands 8-209	\$1000.00	\$2,500.00	\$5,000.00
Fertilizer (owner)	\$50.00	\$500.00	\$1,000.00
(vendor, applicator)	\$500.00	\$1,000.00	\$2,000.00
8-336			

\*in addition to mowing charges if any

- (1) Unless a violation of an ordinance of the township is specifically designated by ordinance as a municipal civil infraction, the violation shall be deemed to be a misdemeanor.
- (2) The penalty for a misdemeanor violation shall be a fine not exceeding \$500.00 (plus costs of prosecution), or imprisonment not exceeding 90 days, or both, unless a specific penalty is otherwise provided for the violation by ordinance.
- (3) The sanction for a violation that is a municipal civil infraction shall be a civil fine in the amount as provided by this article, plus any costs, damages, expenses and other sanctions, as authorized under chapter 87 of the act and other applicable laws.
  - a. Unless otherwise specifically provided for a particular municipal civil infraction violation by any ordinance, fine for a violation shall be \$50.00, plus costs and other sanctions, for each infraction.
  - b. Increased civil fines shall be imposed for repeated violations by a person of any requirement or provision of any ordinance. Unless otherwise specifically provided by ordinance for a particular municipal civil infraction violation, the increased fine for a repeat offense shall be as follows:
    1. The fine for any offense that is a first repeat offense shall be \$100.00, plus costs.
    2. The fine for any offense that is a second repeat offense or any subsequent repeat offense shall be \$250.00, plus costs.
- (4) A violation includes any act prohibited or made or declared to be unlawful or an offense by ordinance; and any omission or failure to act where the act is required by ordinance.
- (5) Each day on which any violation of any ordinance continues constitutes a separate offense and shall be subject to penalties or sanctions as a repeat offense.
- (6) In addition to any remedies available at law, the township may bring an action for an injunction or other process against a person to restrain, prevent or abate any violation of any township ordinance.

**Section Four: That this ordinance shall take effect 30 days after publication.**



PITTSFIELD CHARTER TOWNSHIP  
Board of Trustees Meeting  
Held March 27, 2007  
ATTACHMENT #5

**PITTSFIELD CHARTER TOWNSHIP  
WASHTENAW COUNTY, MICHIGAN  
RES #07-21  
RESOLUTION TO SET LAWN FERTILIZER VENDOR AND APPLICATOR  
REGISTRATION FEE**

**MARCH 27, 2007**

Minutes of a Regular Meeting of the Township Board of Pittsfield Charter Township, Washtenaw County, Michigan, held at the Township Administration Building located at 6201 W. Michigan Avenue, in said Township, on the 27<sup>th</sup> day of March, 2007, at 7:30 p.m.

Members Present: Brostrom, Burhop, Conner, Lirones, Meyer, Urda-Thompson, Walter  
Members Absent: None

The following preamble and resolution were offered by Member Conner and supported by Member Lirones.

**WHEREAS**, Sec. 8-333 (c) of Article VII, Lawn Fertilizer, in Chapter 8, Environment, of the Pittsfield Charter Township Code, authorizes the Board of Trustees to set an annual registration fee for lawn fertilizer vendors and applicators operating within Pittsfield Township; and

**WHEREAS**, the Planning Director and Code Enforcement Officer have recommended a \$25.00 annual fee; and

**NOW THEREFORE BE IT RESOLVED**, that the annual registration fee be set at \$25.00.

**ROLL CALL VOTE:**

**AYES:** Brostrom, Burhop, Conner, Lirones, Meyer, Urda-Thompson, Walter

**NAYS:** None

**ABSENT:** None

**ABSTAIN:** None

***RESOLUTION DECLARED ADOPTED.***

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Feliziana Meyer, Clerk  
Pittsfield Charter Township

DATED: March 27, 2007

PITTSFIELD CHARTER TOWNSHIP  
Board of Trustees Meeting  
Held March 27, 2007  
ATTACHMENT #5

*CERTIFICATE*

I, Feliziana Meyer hereby certify that the foregoing is a true and complete copy of a resolution adopted by the Township Board of Pittsfield Charter Township, County of Washtenaw, State of Michigan, at a Regular Meeting held on March 27, 2007, and that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act 267, Public Acts of Michigan, 1976, and that the minutes of said meeting were kept and will be or have been made available as required by said Act.

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Feliziana Meyer, Clerk  
Pittsfield Charter Township

DATED: March 27, 2007

**PITTSFIELD CHARTER TOWNSHIP  
WASHTENAW COUNTY, MICHIGAN  
RES #07-22  
RESOLUTION AUTHORIZING AMENDMENT OF ARBOR OAKS  
CONSENT JUDGMENT**

**MARCH 27, 2007**

Minutes of a Regular Meeting of the Township Board of Pittsfield Charter Township, Washtenaw County, Michigan, held at the Township Administration Building located at 6201 W. Michigan Avenue, in said Township, on the 27<sup>th</sup> day of March, 2007, at 7:30 p.m.

Members Present: Brostrom, Burhop, Conner, Lirones, Meyer, Urda-Thompson, Walter  
Members Absent: None

The following preamble and resolution were offered by Member Lirones and supported by Member Meyer.

**WHEREAS**, the Arbor Oaks consent judgment approved a preliminary site plan for the development; and

**WHEREAS**, subsequently, the owner decided to develop the property in two phases; and

**WHEREAS**, the owner has now submitted preliminary site plan documents that are acceptable to the Township staff; and

**WHEREAS**, those plans differ from the preliminary site plan approved by the consent judgment, an amendment to the judgment is required before the owner may proceed to final site plan approval; and

**NOW THEREFORE BE IT RESOLVED**, that the Pittsfield Charter Township Board of Trustees authorizes the Township's attorney to arrange for the entry of an amended consent judgment approving the preliminary site in phases as approved by the Township staff.

**ROLL CALL VOTE:**

**AYES:** Brostrom, Burhop, Conner, Lirones, Meyer, Urda-Thompson, Walter

**NAYS:** None

**ABSENT:** None

**ABSTAIN:** None

***RESOLUTION DECLARED ADOPTED.***

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Feliziana Meyer, Clerk  
Pittsfield Charter Township

DATED: March 27, 2007

PITTSFIELD CHARTER TOWNSHIP  
Board of Trustees Meeting  
Held March 27, 2007  
ATTACHMENT #6

*CERTIFICATE*

I, Feliziana Meyer hereby certify that the foregoing is a true and complete copy of a resolution adopted by the Township Board of Pittsfield Charter Township, County of Washtenaw, State of Michigan, at a Regular Meeting held on March 27, 2007, and that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act 267, Public Acts of Michigan, 1976, and that the minutes of said meeting were kept and will be or have been made available as required by said Act.

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Feliziana Meyer, Clerk  
Pittsfield Charter Township

DATED: March 27, 2007