

BURT TOWNSHIP
Planning Commission Minutes
September 19, 2016

The Regular meeting of the Burt Township Planning Commission was called to order by Chair Chris Kindsvatter on September 19, 2016, at 7:03 pm at the Burt Township Hall, 7029 Birchwood Road, Cheboygan, Michigan.

Members present: Chris Kindsvatter, Gene Hodulik, Matt Landon, David Hutto, Paul Janness
Absent: None

Also attending: Jim Larson, Randy Frykberg, Tim MacArthur, Chris Brown, Tim Cook, Donna McDougall, Recording Secretary/Clerk

Agenda - Kindsvatter

MOTION: Moved by Hodulik, supported by Landon to approve the Draft Agenda as presented.

MOTION APPROVED

Declaration of Conflict of Interest – none

Minutes – July 18, 2016

MOTION: Moved by Hutto, supported by Hodulik to approve the minutes of July 18, 2016 as published.

MOTION APPROVED

Board Representative to Planning Commission – Hodulik

- Brutus and Indian Point Roads are being upgraded this fall and the board is getting a quote from the Road Commission to possibly pave part of it next summer (about 1.5 miles). Paving would come from the Road Millage fund.
- The Board approved an intergovernmental agreement for Burt Township and Munro Township for the Burt Lake Trail
- Approved purchase of new brochures for the Burt Lake Trail
- Agreed to create a time limit of five years for a capital improvement fund for the Burt Lake Trail from the general fund and to cap the amount from the Parks & Recreation line item that may be transferred into the trail maintenance fund at \$25,000/year.
- Discussed the demolished trailers on Ranch Road
- In July the Board agreed to partner with Tip of the Mitt Watershed Council in the Burt Lake Watershed Plan.

ZBA Representative to Planning Commission – Kindsvatter

- David Chapman, 3801 Greenman's Point Rd., was granted approval for a 20' rear setback variance in order to construct of new garage 32' x 37', 1,184 sq ft.
- September 23rd meeting will have two issues – Kenneth McNamee, W. Burt Lake Rd., has a concrete ramp in the 75' setback and the PA Miller Subdivision would like to become a private lake access site.

Old Business

Update on septic and water quality - Hutto

Hutto reported that he talked with Granetta Thomassy and she is in the process of obtaining more statistical information from Cheboygan County which will take a few more months. They will look at this again after the first of the year.

Vegetation Strip

Randy Frykberg put together a report. This will be tabled until the enforcement issue is resolved.

Enforcement process - Kindsvatter

Larson has had a problem coming up with information needed to write a civil infraction, i.e., date of birth, driver's license number, and address. This was especially a problem with the Weatherhead lot.

Tim MacArthur discussed the court system and how to proceed with violations.

District court: In charge of municipal civil infractions – like a speeding ticket – a violator would need to pay a fine but a restraining order cannot be obtained.

Circuit court – equity court – A violator can be ordered to do something and put in jail until it is taken care of such as cleaning up a mess.

MacArthur said civil court will enforce with a legal adopted ordinance. A ticket would need to be posted and also mailed to the last known owner. A warning has to be issued first before the citation is written.

MacArthur said the ordinance is enforceable as written.

Frykberg said another stand alone ordinance is needed that says it is can be enforced as municipal civil infraction and who will enforce it.

MOTION: Moved by Hodulik, supported by Hutto to recommend that a civil infraction ordinance be recommended to the board.

MOTION APPROVED

Opposed – Landon

Planning Consultant Resignation – Kindsvatter

Kindsvatter thanked Frykberg for his help with the Planning Commission over the past year and asked if he could recommend a replacement.

Randy said he would consider working while the board is looking for a replacement on a limited basis (hourly fee).

Kindsvatter suggested he work up a proposal for the next board meeting on October 6th.

Planning Commission Comments:

Hodulik mentioned that the Recreation Plan expires next year and the sign section of the ordinance needs review.

Public Comment – None

Next Planning Commission Meeting: December 12, 2016 – 7:00 pm.

MOTION: Moved by Hodulik, supported by Landon to adjourn.
MOTION APPROVED

Adjourned at 8:50 pm.

Respectfully submitted,

Donna McDougall, Recording Secretary/Clerk