

The regular monthly meeting of the Manistee Township Board was held on Thursday, December 8, 2011 at 7:30 P.M. at the Manistee Township Hall. Board members present were John W. Anderson, Dennis R. Bjorkquist, John M Dontz, Connie L Smith, and Joy Hutchinson. Also present were Zoning Administrator Guy E Finout III, Charles Gregg, Clara Kraus Saari, Fire Chief John Dunlap, County Commissioner Duane Anderson, Keith Brown of PEG, Dave Yarnell, Rob Carson County Planner, Sally Reckow.

The meeting was called to order by Supervisor John W. Anderson with the pledge to the United States flag.

The minutes of the November 10, 2011 Manistee Township Board meeting were provided. It was moved by Bjorkquist, seconded by Dontz to approve the minutes as provided. All voting in favor. Motion carried.

Treasurer Smith gave the Financial report for the month of November. It was moved by Dontz seconded by Bjorkquist to accept the Treasurers report as presented. All voting in favor. Motion carried.

The approved minutes of the Manistee Township Zoning Board of Appeals meeting November 1, 2011 were presented to each board member, accepted, and placed on file.

Correspondence was received from various sources and given to each board member to read and initial.

Duane Anderson stated that the sheriff feels we are not getting enough patrols and would like to see more.

Guy E Finout III, Zoning Administrator stated we have a anti-noise and public nuisance ordinance ready for a signature. The township planning commission is willing to help with the recreation plan, Mr. Carson also stated he could help in that area.

The Manistee Township Fire Department held four training sessions, and responded to 3 fire 20 medical runs with 343 man hours during the month of November.

Liquor Inspector Bjorkquist stated there have been no significant changes to any liquor licensees during the past month and the transfer to Blarney Castle is complete.

The Little River Revenue Sharing Board will meet on December 12, 2011, at 5:00 P.M. at the Manistee Township Hall to award grants.

Bridge Street: still working to get our reimbursement from the DEQ.

The Recreation Plan: Planning Commission will work with Rob Carson, County Planner, to update the current plan and possibly include it in the Master Plan so only one document has to be updated every 5 years.

Meeting dates for 2012 were approved with no changes at this time.

2012 Meeting Dates

MANISTEE TOWNSHIP RESIDENTS

The Manistee Township Planning Commission will meet on the FIRST Thursday of each month at 7:00 PM, at the Manistee Township Hall, 410 Holden Street unless otherwise advertised. The meeting dates of the Manistee Township Zoning Board will be:

January 5, 2012 July 5, 2012
February 2, 2012 August 2, 2012
March 1, 2012 September 6, 2012
April 17, 2012 October 4, 2012
May 3, 2012 November 1, 2012
June 7, 2012 December 6, 2012

The Manistee Township Board will meet on the SECOND Thursday of each month at 7:30 PM, at the Manistee Township Hall, 410 Holden Street, unless otherwise advertised. The meeting dates of the Manistee Township Board will be:

January 12, 2012 July 12, 2012
February 9, 2012 August 9, 2012
March 8, 2012 September 13, 2012
April 12, 2012 October 11, 2012
May 10, 2012 November 8, 2012
June 14, 2012 December 13, 2012

The Manistee Township Zoning Appeals Board meets on the FIRST Tuesday of the month, if there is an appeal. The meetings are posted at the Manistee Township Hall, 410 Holden Street, Manistee, Michigan. Two meetings scheduled are:

July 10, 2012, Thursday
December 4, 2012, Tuesday

February 28, 2012 – Election Date
May 8, 2012 - Election Date
August 7, 2012 - Election Date
November 6, 2012 - Election Date

March 12 & 13, 2012 - Board of Review
May 12, 2012 - Trash Day
August 18, 2012 - Household Hazardous Waste Day

The Manistee Township Anti-Noise and Public nuisance Ordinance was approved on a Roll Call Vote: Anderson YES, Dontz YES, Bjorkquist YES, Smith YES, Hutchinson Yes.

Manistee Township Anti-Noise and Public Nuisance Ordinance
Ordinance No. 2011-1

An Ordinance to secure the Public Health, Safety and General Welfare of the residents and property owners of Manistee Township by regulation of noise which creates a public nuisance and to repeal all ordinances in conflict herewith.

THE TOWNSHIP OF MANISTEE ORDAINS;

Section 1 Regulation of Noise

1.01 Intent

The intent of this ordinance is to secure the public health, safety and general welfare of Manistee Township residents and property owners by the regulation of unreasonably loud, disturbing or unnecessary noise that would create a nuisance and interfere with a Township resident or property owners right to conduct normal, daily activities without unreasonable interference.

1.02 Violations

A. General Regulations: It shall be unlawful in zoning districts R-1 and R-2, from 11:00pm until 7:am, for any person, firm or corporation to create, assist in creating, permit or continue any persistent, unreasonably loud or disturbing noise that is plainly audible and would be injurious to the health, peace or quiet or the residents and property owners of the Township.

B. Specific Regulations: The following noises are hereby declared to be a violation of this section, provided however, that the specification of the same is not to be construed to exclude other violations of this section not specifically enumerated:

1. The keeping of any animal, bird or fowl under the care and control of any person, firm or corporation that creates persistent, unreasonably loud or disturbing noises that are plainly audible from nearby residential property.
2. The operation of any automobile, motorcycle or other vehicle which emits unreasonably loud, disturbing or unnecessary noise which is plainly

audible from nearby residential properties and unreasonably interferes with any other person's enjoyment of their property.

3. The sounding of any horn or other device on any motor vehicle, unless necessary to operate the vehicle safely or as required by the Michigan Motor Vehicle Code.

1.03 Definitions

"Plainly Audible" sound means any sound which can be easily heard at a distance of 50 feet or beyond. The 50 foot distance shall be measured as follows:

. When the sound emanates from private, real property, the measurement shall commence at the property line and continue from that point, 50 lineal feet into the adjoining property.

. When the sound emanates from a motorized vehicle on a public or private roadway, the measurement shall commence at the ROW line and continue from that point, 50 feet into the affected property.

"Motorized Vehicle" means a self propelled device equipped with a motor used to transport or carry persons on roads or on off-road terrain.

1.04 Exemptions

None of the prohibitions herein shall apply to the following:

. Sound which is generated by the construction or repair of bridges, streets or highways or other property by or on behalf of the State of Michigan, Manistee County or Manistee Township;

. Sound which is generated by any police vehicle, ambulance, fire engine, emergency vehicle or a warning device during an emergency;

. Sound which is generated incidental to a person's reasonable use and care of private property including, but not limited to, lawn mowers, tractors, trimmers, and snow blowers where equipment has been maintained in normal and usual operating conditions to limit its noise generation;

. Sound which is generated by an activity, specifically authorized by another Ordinance;

. Sound which is generated as a result of a "farm operation" as defined by the Michigan Right to Farm Act, 1980 P.A. 93, MCL286.471 et seq.

1.05 Administration, Enforcement & Penalties

Complaints by a resident or property owner in the Township regarding a violation of this

Ordinance shall be filed with the Township Supervisor or a designee. Complaints

may be investigated after two complaints for the same violation, on the same date, that are filed from persons who reside at difference households. The Manistee County Sheriff and deputies are authorized as Manistee Township enforcement officers.

Any person violating the Manistee Township Noise Ordinance shall be responsible for a civil infraction and subject to a fine as follows:

- . First offense - \$100.00
- . Second offense within a two-year period - \$250.00
- . Third offense within a two-year period - \$500.00
- . Fourth or more offense within a two-year period - \$1,000.00

Section 2. All ordinances in conflict herewith are hereby repealed to the extent of the conflict.

Section 3 This ordinance shall be effective at 12:01 a.m. On the 8th day following its introduction and publication as required by law.

Those voting in favor: 5 Anderson, Bjorkquist, Dontz, Smith, Hutchinson.

Those voting opposed: NONE

Those abstaining or absent: NONE

Ordinance declared passed December 8, 2011

_____, Township Clerk

Certification

I _____ Clerk of the Township of Manistee, Manistee County, Michigan do hereby Certify that the foregoing is a true and correct copy of the Ordinance adopted by the Township Board at a regular meeting held on the _____ day of _____ 2011.

_____, Township Clerk

It was mentioned that if you see a street light out please call Consumers, or report the address to the office and we will call Consumers. The phone number is

posted by the door.

What to do with the old Hall on Bridge Street, it was decided to have a work session to discuss options, tear down, update, sell.

The current bills for the month of November were presented. It was moved by Dontz, seconded by Bjorkquist to pay the bills as they are received for the month of November. All voting in favor. Motion carried.

On a motion by Dontz seconded by Bjorkquist the meeting was adjourned at 8:00 PM all voting in favor. Motion Carried

The Manistee County Chapter of the Michigan Townships Association will meet at the Dickson Township Hall, on January 12, 2012, at 7:00 P.M.

The next regular monthly meeting of the Manistee Township Zoning Appeals Board will be held on Tuesday, January 3, 2012 at 7:00 P.M. at the Manistee Township Hall, 410 Holden Street, if there is a scheduled meeting.

The next regular monthly meeting of the Manistee Township Planning Commission will be held on Thursday, January 5, 2012 at 7:00 P.M. at the Manistee Township Hall, 410 Holden Street.

The next regular monthly meeting of the Manistee Township Board will be held on the second Thursday, January 12, 2012, at 7:30 P.M. at the Manistee Township Hall, 410 Holden Street.

There being no further business to come before the board, it was moved by seconded by to adjourn the meeting at 8:00 P.M. All voting in favor. Motion carried.

Respectfully submitted,

Joy Hutchinson
Manistee Township Clerk