

Approved Minutes

The regular monthly meeting of the Manistee Township Board was held on Thursday, March 10, 2022 at 7:00 P.M. at the Manistee Township Hall. Board members present were Supervisor Dennis Bjorkquist, Clerk Dianne Taylor, Treasurer Connie Jankwietz, and Trustee Guy Finout. Trustee John Dontz and Liquor Inspector Rick Clouse were absent. Also present were Zoning Administrator Karen Clouse, County Commissioner Jeff Dontz, Attorney Alex Henderson, Ken Lawler, Sandy Pelarski, Don Pelarski and Lorrie Manthei of FOBSP, Duane Anderson, Arielle Breen of the News Advocate, Alex McBride and Doug Barry of the DNR, and Barry Lind from PEG.

Supervisor Dennis Bjorkquist called the meeting to order. All attending stood and said the Pledge of Allegiance.

Minutes of the January 6, 2022 Manistee Township Board meeting were provided. Treasurer Jankwietz made the motion to approve the minutes as written, seconded by Trustee Finout. All in favor; motion carried.

The Treasurer's report for the month of January and February was provided. The receipts were \$152,072.22; expenditures were \$95,937.63, leaving a balance of \$173,043.59 in the General Fund as of February. The report was placed on file. The Treasurer also advised the Board that the operating accounts, currently at Huntington Bank, will be moved to West Shore bank because of the Chemical Bank/TCF/Huntington mergers. A resolution adopted by the Board in prior years allows the signatures to remain the same.

Approved Planning Commission minutes for the December 1, 2021 public hearing, December 1, 2021 meeting, January 12, 2022 meeting, and January 18, 2022 work session were provided to the Board and placed on file.

There were no public comments at this time.

County Commissioner Jeff Dontz reported on activities for the county. Conservation District is on the ballot for August, asking a 10th of a mill. Research is being done on the BRYX system for priority dispatching of MMR. The Sheriff's department now offers a NORCAN dispenser; it is free, available at the front door, and has a QR code to scan for directions. Over \$12,000 was spent last year on oil contaminated recycle dumpsters. The new recycle hauler is GFL; there have been no issues so far. Bay Area Recycling, located in Kaleva, is replacing Sarah Archer for recycling management.

Karen Clouse, Zoning Administrator, reported on the activity in the Zoning office. There were no new complaints. There were zero (0) land use permits issued and seven (7) requests for construction permits. Ed Seng is the new Planning Commission Chair; Duke Edmundson is Vice Chair and Mike Willett is continuing as Secretary. Two public hearings were held by the Planning Commission. The first was for the Culvers project where the commission approved both the site plan, as presented, and the special use permit. The second meeting was to discuss amending the text portion of the Township Ordinance, Section 1050, Driveways and Private Streets, to eliminate the requirement to pave some private roads. Both the Planning Commission, and the County Planning Commission, are recommending the amendment to the Township Board for approval.

No report from the fire department. Spring is coming, please be sure to check www.michigan.gov for information on burn permits and restrictions.

Supervisor Bjorkquist, in the absence of Liquor Inspector Rick Clouse, gave the Liquor Inspector report. There were no citations or violations.

Supervisor Bjorkquist gave an update on the township. Lane closures will be coming once weather permits for the M-55 bridge as they finish the bridge project. The Bar Lake Access is open and flowing. The roundabout at the corner of M22 and US31 is scheduled to start July 12th and the project is expected to go through October 2022. North bound traffic will be routed by the gas station; South bound traffic will be routed down Schoedel road. The Board of Review is meeting is next week.

Treasurer Jankwietz moved, supported by Clerk Taylor, to approve Resolution 2022-03 for a Michigan Natural Resources Trust Fund Grant Program Application. In a roll call vote, those voting in favor were: Finout, Jankwietz, Taylor, and Bjorkquist. Those voting against: None. Absent: Dontz. The resolution was declared approved.

**Manistee Township
Resolution No. 2022-03**

**MICHIGAN NATURAL RESOURCES TRUST FUND GRANT PROGRAM
RESOLUTION OF AUTHORIZATION**

WHEREAS, Manistee Township supports the submission of an application titled, “Orchard Beach State Park – Day Use Playground” to the Michigan Natural Resources Trust Fund Grant Program for the development of a universally accessible day use playground at Orchard Beach State Park; and,

WHEREAS, the proposed application is supported by the Community’s Current 5-Year Approved Parks and Recreation Plan; and,

WHEREAS, Manistee Township is hereby making a financial commitment to the project in the amount of \$152,700.00 from donated funds; and,

WHEREAS, the Friends of Orchard Beach State Park organization has committed to donate funds in the amount of \$152,700.00 to Manistee Township to be used for the project if the grant is awarded, as evidenced by a letter from the Board President of the Friends of Orchard Beach State Park, dated March 9, 2022; and,

WHEREAS, if the grant is awarded the applicant commits its local match of donated amounts from the following sources:

Friends of Orchard Beach State Park: \$152,700.00 cash.

NOW THEREFORE, BE IT RESOLVED that Manistee Township hereby authorizes submission of a Michigan Natural Resources Trust Fund Grant Program application for \$300,000.00; and,

BE IT FURTHER RESOLVED that Manistee Township hereby declares its intent to accept the \$152,700.00 donation from the Friends of Orchard Beach State Park if the grant is awarded for the project; and

BE IT FURTHER RESOLVED that, if the grant is awarded for the project, Manistee Township will match the grant with the \$152,700.00 in donated funds committed by the Friends of Orchard Beach State Park, to comprise about 33% of a total \$452,700.00 project cost, during the 2022 – 2023 fiscal year.

The motion was offered by Treasurer Jankwietz and seconded by Clerk Taylor.

AYES: Finout, Jankwietz, Taylor, Bjorkquist

NAYES: None

ABSENT: Dontz

The Resolution declared adopted.

I HEREBY CERTIFY, that the foregoing is a Resolution duly made and passed by the Manistee Township Board at their regular meeting held on the tenth day of March, 2022 at 7:00 p.m. at the Manistee Township Hall, with a quorum present.

_____ Date: March 10, 2022

Dianne Taylor, Clerk

Trustee Finout moved, supported by Treasurer Jankwietz, to adopt Ordinance No. 2022-01 Private Streets Zoning Ordinance. In a roll call vote, those voting in favor were: Jankwietz, Taylor, Finout, and Bjorkquist. Those voting against: None. Absent: Dontz. The ordinance was declared adopted.

MANISTEE TOWNSHIP

MANISTEE COUNTY, MICHIGAN

ORDINANCE NO. 2022-01

AN ORDINANCE TO AMEND THE MANISTEE TOWNSHIP ZONING ORDINANCE TO ELIMINATE THE REQUIREMENT THAT THE ENTIRE LENGTH OF A PRIVATE STREET SHALL BE PAVED PRIOR TO THE CONSTRUCTION OF A FIFTH PRINCIPAL STRUCTURE ON THE PRIVATE STREET; AND TO REQUIRE A WRITTEN ROAD MAINTENANCE AGREEMENT BETWEEN OWNERS OF PARCELS SERVED BY A PRIVATE STREET PRIOR TO THE ISSUANCE OF A SECOND LAND USE PERMIT FOR A PRINCIPAL BUILDING OR STRUCTURE ON THE STREET

THE TOWNSHIP OF MANISTEE ORDAINS:

Section 1. Amend Section 1050.

Section 1050 of the Manistee Township Zoning Ordinance is hereby amended to read, in its entirety, as follows:

1050. Driveways and Private Street Standards.

1. Access to Streets. In any district, every use, building, or structure established after the effective date of this Ordinance must be on a parcel having legal access to a public street or to a private street or easement that connects to a public street.
2. Driveway Design. Driveways, unless specified otherwise in this Ordinance:
 - a. May serve as many as three (3) principal buildings.
 - b. Shall have a minimum, unobstructed width of twelve (12) feet and a minimum unobstructed height of fourteen (14) feet. Driveways over two hundred (200)

feet long shall have a turnaround within fifty (50) feet of the principal structure.

- c. Any gate shall open inward, with a clear opening which is two (2) feet wider than the driveway, and located within the appropriate setback of the respective land use district.
- d. Shall have an address number displayed on a sign or mailbox in compliance with the County Address Ordinance.

3. Private Street Standards.

- a. Private streets and roads will be permitted where desirable and acceptable to the Commission. All such streets shall be named and marked, at owner's expense, by a sign stating the street or road is private.
- b. Private streets that provide access to a division of land or a development with more than three (3) principal buildings or structures shall meet or exceed the current standards established by the Manistee County Road Commission for improved public roads, except a hard surface is not required.
- c. All private streets shall have a minimum right-of-way easement of at least sixty-six (66) feet, or the current Manistee County Road Commission designated right-of-way width, whichever is greater.
- d. No structures or development activity shall be established within the approved rights-or-way or easements.
- e. All private street easements shall contain provisions for the placement of public utilities.
- f. Continued maintenance of private streets and driveways shall be the responsibility of the owner(s) of property served by the private street or driveway. Prior to the issuance of a second (2nd) land use permit for a principal building or structure on a private street or driveway, a written maintenance agreement, signed by all of the owners of the parcels served and to be served by the private street or driveway, shall be filed with and approved by the Administrator. A written maintenance agreement submitted under this subparagraph shall be approved by the Administrator if the agreement's terms provide for satisfaction of the private street or driveway standards set forth in this subsection.

Section 2. Repeal.

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

Section 3. Publication.

This ordinance shall become effective upon the expiration of 7 days after its publication as required by law.

THOSE VOTING IN FAVOR: Jankwietz, Taylor, Finout, Bjorkquist

THOSE VOTING AGAINST: None

THOSE ABSENT: Dontz

Dianne Taylor
Manistee Township Clerk

CERTIFICATION

The undersigned Clerk of Manistee Township hereby certifies that the foregoing is a true and accurate copy of the ordinance adopted by the Manistee Township Board at a regular meeting on the 10th day of March, 2022, at which meeting a quorum was present and which was duly noticed, called, and held in accordance with Act 267 of the Public Acts of 1976, as amended.

Dianne Taylor
Manistee Township Clerk

The Supervisor explained the Contract Agreement for Fire and Medical Protection between Manistee Township and Brown Township for the year 2022; there are no changes from last year. Clerk Taylor, supported by Trustee Finout, made the motion to approve the contract. All in favor; motion carried.

The Household Hazardous Waste Disposal Program Contract for Manistee Township has been received from the Mason-Lake Conservation District. Treasurer Jankwietz made the motion, seconded by Clerk Taylor, to approve the HHW Contract in the requested amount of \$1,608.80. All in favor; motion carried. The annual collection day will be Saturday, August 20, 2022.

The January and February bill payment detail has been provided. Trustee Finout made the motion to pay the bills for January and February as provided and the incoming bills as they are received; Treasure Jankwietz seconded the motion. All in favor; motion carried.

Reminders:

Manistee County MTA Meeting will meet on Wednesday, March 23, 2022 at 7:00 P.M. at the Arcadia Township Hall 3422 Lake Street, Arcadia, MI 49613.

Board of Review will meet to hear appeals on Monday, March 14, 2022 from 2:00 P.M. to 5:00 P.M. and 6:00 P.M. to 9:00 P.M. and on Tuesday, March 15, 2022 from 9:00 A.M. to 12:00 A.M and 1:00 P.M. to 4:00 P.M. at the Manistee Township Hall.

Manistee Township Zoning Board of Appeals will meet Tuesday, April 5, 2022 at 6:00 p.m. at the Manistee Township Hall. If there is an appeal.

Manistee Township Planning Commission will meet on Wednesday, April 6, 2022 at 9:00 A.M. at the Manistee Township Hall.

Next regular meeting of the Manistee Township Board will be held on Thursday, April 14, 2022 at 7:00 p.m. at the Manistee Township Hall, 410 Holden Street.

There being no further business or public comments to come before the board, it was moved by Clerk Taylor, seconded by Trustee Finout to adjourn the meeting at 7:34 PM. All in favor; motion carried.

Respectfully submitted,

Dianne Taylor
Manistee Township Clerk