

**CHARTER TOWNSHIP OF FENTON PLANNING COMMISSION
MINUTES FOR REGULAR MEETING OF MARCH 15, 2012**

**FENTON TOWNSHIP CIVIC COMMUNITY CENTER
12060 MANTAWAUKA DRIVE, FENTON, MICHIGAN**

Chairperson Carlson called meeting to order at 7:00 p.m.
Present: Carlson, Franz, Hemeyer, McGuirk, Richard, Warren
Recording Secretary: Sharich
Absent: Tucker
Also present Zoning Administrator, Piggott

APPROVAL OF AGENDA:

Motion to approve the agenda
Motion by: McGuirk
Seconded by: Richard
Ayes: Carlson, Franz, Hemeyer, McGuirk, Richard, Warren
Nays: None
Absent: Tucker
Motion carried

UNFINISHED BUSINESS:

NEW BUSINESS:

Discuss proposed changes to the Zoning Ordinance with regard to Live Entertainment, Outdoor Seating and the use of Outdoor Speakers.

Zoning Administrator Doug Piggott presented the proposed Ordinance changes with regards to live entertainment, outdoor seating and outdoor speakers. Piggott stated in light of the issues associated with the former restaurant Tee Bonez, specifically with the neighboring properties and the loud music which caused a disturbance to the neighbors, staff is proposing to change the ordinance by separating the live entertainment and outdoor speakers. Staff also is recommending to increase standards for live entertainment and outdoor speakers not by limiting their use but by providing clearer standards. Franz questioned the ability to limit sound with the Amplified Sound Ordinance, Piggott explained this ordinance only applies to individual events and is not intended to be used for ongoing applications. Piggott outlined the following changes:

1. Separate outdoor seating and live entertainment into two separate Special Use Permit's therefore preventing any confusion over what is being approved, so a restaurant that wanted live entertainment, but all indoors, or wanted outdoor seating without live entertainment outside could request exactly what they wanted.
2. Address the use of speakers. It should be recognized that some uses that might use outdoor speakers such as drive-thru's already require SUP approval.
3. Require more extensive standards when live entertainment or outdoor seating would include amplified sound.

Piggott then explained the ordinance changes will modify Article 3 Section 3.16 C-2 and Section 3.17 C-3, district regulations. Also modified will be Section 11.63, Section 11.63 A, Section 11.49 B 8, Outdoor speakers and Sections 3.14 C, 3.15 C, 3.16 C, 3.17C, 3.18 C, 3.19 C, 3.20 C adding outdoor speakers to each category. Carlson stated she is in favor of this approach and would like to see it move forward for a public hearing. McGuirk agrees and adds this approach gives the applicant clearer direction.

Motion to recommend a public hearing take place to address the above mentioned issues

Motion by: McGuirk
Seconded by: Richard

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Ayes: Carlson, Franz, Hemeyer, McGuirk, Richard, Warren
Nays: None
Absent: Tucker
Motion carried

PUBLIC COMMENT & COMMUNICATION CONCERNING ITEMS NOT ON THE AGENDA:
5 Minute Limit – There were none

MINUTES:

ADJOURN: 7:24 pm

Sandra Carlson, Chairperson
Minutes Posted 03/22/12

Jim McGuirk, Secretary