

**CHARTER TOWNSHIP OF FENTON BOARD OF TRUSTEES
MINUTES FOR REGULAR MEETING OF AUGUST 17, 2015**

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

Supervisor Mathis called the meeting to order at 7:30 p.m.

Present: Mathis, Krug, Tucker, Goupil, Lorraine, Shumaker, Attorney Cooley and
Operations Manager Broecker.

Absent: Kesler

OPENING PRAYER / PLEDGE OF ALLEGIANCE:

Trustee Goupil offered the opening prayer. Supervisor Mathis led the pledge of allegiance to the flag.

APPROVAL OF AGENDA:

Motion to approve the 8/17/15 Fenton Township Board Meeting agenda as presented.

Motion by: Lorraine

Seconded: Tucker

Ayes: All Present

Nays: None

Absent: Kesler

Motion carried. The agenda is approved.

MEETING MINUTES

The minutes for the 8/3/15 regular meeting stand approved as presented.

EXPENDITURES:

Motion to approve invoices and expenditures for all funds totaling \$1,001,295.88 for payment as presented.

Motion by: Tucker

Seconded: Krug

Ayes: Mathis, Krug, Tucker, Goupil, Lorraine, Shumaker

Nays: None

Absent: Kesler

Motion carried.

PUBLIC HEARINGS:

None

REPORTS:

Solid Waste Collection Program Update

Operations Manager Broecker provided a brief update on the implementation of the carted trash and recycling program. Due to problems with the manufacturer/delivery agent, a number of homes were missed during the initial cart delivery period. The missed homes that were reported have been taken care of and the residents seem to be adjusting to the new program. Complaint calls have dwindled down to pre-implementation levels. Supervisor Mathis agreed that the performance of the company delivering the carts was very poor. She received numerous complaints from residents, including calls at home. Trustee Shumaker expressed concern that the list of recyclable items changed after the contract was approved.

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COMMUNICATIONS:

None

ADOPTION OF ORDINANCES:

Proposed Zoning Ordinance Amendment – Road Frontage/1st Reading

Supervisor Mathis reviewed a proposed Zoning Ordinance amendment to revise language regarding road frontage. The amendment would allow access to a lot by easement when no other alternatives exist. Treasurer Tucker stated that he believes the language needs to be revised and requested that the first reading be postponed to the next meeting. The board agreed to postpone the first reading of the proposed ordinance to the 8/31/15 meeting.

UNFINISHED BUSINESS:

Workshop Meeting Reminder

Supervisor Mathis reminded the board that a workshop meeting will be held on Monday 8/31/15 at 6:00 p.m., prior to the regular board meeting.

NEW BUSINESS:

Resolution No. 2015-15, GCRC Permit for LFHS Homecoming Parade

Supervisor Mathis reported that Lake Fenton High School wishes to hold their annual Homecoming Parade along Torrey Road between North Long Lake Road and Lahring Road. The date of the parade is Friday October 2nd. The Genesee County Road Commission requires the Township Board to authorize the appropriate application. A resolution has been prepared for that authorization.

Clerk Krug presented the following resolution:

RESOLUTION NO. 2015-15

WHEREAS, Lake Fenton High School wishes to make application to the Genesee County Board of Road Commissioners for a permit to hold a Homecoming Parade within the road right-of-way of Torrey Road, and

WHEREAS, approval of the local unit of government, by resolution, is required to obtain said permit;

NOW, THEREFORE, BE IT RESOLVED, that Lake Fenton High School is hereby authorized to make application to the Genesee County Road Commission on behalf of the Charter Township of Fenton in the county of Genesee, Michigan for the necessary permit(s) to:

Hold a Homecoming Parade on Friday October 2, 2015, between the hours of 4:00 p.m. and 6:00 p.m.

within the right-of-way of Torrey Road, between North Long Lake Road and Lahring Road, as requested.

Motion to adopt Resolution No. 2015-15 as presented.

Motion by: Krug

Seconded: Shumaker

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Ayes: Mathis, Krug, Tucker, Goupil, Lorraine, Shumaker
Nays: None
Absent: Kesler

Motion carried. Resolution declared adopted.

Consensus on Zoning Compliance – Thompson Road PUD Project

Supervisor Mathis reported that a purchase agreement has been entered into for one of the outlots in Tom Miller’s PUD project on Thompson Road. The outlot, which is located on the far west side of the property and contains 1.61 acres, was shown as “Restaurant Site” on the PUD conceptual plan. The planned use for this outlot is retail rather than restaurant. The second outlot, which was shown as “Retail or Restaurant Site” is now planned for a restaurant. Before finalizing the sale of the property, the purchaser wants assurances that a retail use will be in compliance with the PUD zoning for the property. One of the zoning district uses allowable in the approved PUD is C-3 (Highway Service). Both restaurants and retail establishments are permitted uses in the C-3 zoning district. The Planning Commission has reviewed the issue and determined that a retail use would comply with the PUD conditions. The Township Board does not need to make a formal approval of the request – just a consensus that the proposed use is in compliance with the PUD zoning.

After a brief discussion the board agreed that the proposed use does comply with the PUD conditions for the property.

BOARD COMMENT:

None

PUBLIC COMMENT – AGENDA OR NON-AGENDA ITEMS:

Bob Harris, 13385 Lake Shore Drive

Mr. Harris lives next to a property that was granted an 18.5 foot sight line variance to tear down an existing home and build a new one. He expressed concern regarding the following:

- The demolition of the existing home, the possible existence of asbestos in the home and the potential impact on the health of neighbors.
- The neighbors should be notified when the demolition takes place.
- Limits should be established for how early and how late construction activities can take place.

Trustee Lorraine noted that the issue of working hours will be discussed at the upcoming workshop meeting.

Dave Hawcroft, 3302 Ponemah Drive

Mr. Hawcroft asked about the water/oil spill at the oil change facility on Thompson Road. Supervisor Mathis confirmed that the DEQ was contacted as soon as the spill was discovered. Young’s Environmental was contacted to test the water. It was less than 5% oil so they were able to pump the water out and dispose of it. There was no ground contamination of any kind. Young’s also cleaned the entire interior to remove all oil from the walls, floor, etc. The Township’s janitorial service then cleaned the entire building inside & out. It was determined that the flooding of the building was caused by a failed sump pump, which has been replaced.

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Mr. Hawcroft also asked about noise limits on lakes. It seems that the watercraft are getting larger and louder. Supervisor Mathis stated that enforcing a noise control ordinance on the lakes is very difficult. A decibel meter was used years ago to measure sound levels on the lakes but the movement of the watercraft make it difficult to get accurate readings that would hold up in court.

Regarding Mr. Hawcroft's question raised at the last meeting regarding night speed limits on lakes, Treasurer Tucker reported that he spoke to a DNR official that confirmed that night speed limits are no different than day speed limits.

ADJOURN: Meeting adjourned at 8:05 p.m.

Bonnie Mathis, Supervisor

Robert Krug, Clerk

Minutes Posted 8/18/15