

CHARTER TOWNSHIP OF WATERFORD
5200 CIVIC CENTER DRIVE
WATERFORD, MI 48329
April 11, 2011
6:00 PM
- A G E N D A -

APPROVE AGENDA -
APPROVE MINUTES -
APPROVE BILL PAYMENT -

ANNOUNCEMENTS:

1. Township offices will be closed Friday, April 22, 2011 in observance of Good Friday.

REPORTS:

1. Police Dept., 1st Quarter of 2011
2. CPD Department, February and March 2011

FIRST INTRODUCTION:

1. Reformatting of Township Ordinances

NEW BUSINESS:

1. Reappointment of Jean Wilson to Hess-Hathaway Advisory Board
2. Reappointment of Murray Day and Aubrey Golden to Nature Center Advisory Board
3. Approval of Banner Permit, Waterford Township Historical Society
4. Reappointment of Ellie Pinner and Colleen Murphy to the Zoning Board of Appeals
5. Reappointment of Dennis Griffin to Planning Commission
6. Approval of Banner Permit, Mason Middle School

Betty Fortino, Clerk

IN CONFORMANCE WITH THE AMERICANS WITH DISABILITIES ACT, LARGE-PRINT AGENDAS AND MINUTES ARE AVAILABLE UPON REQUEST. BARRIER-FREE PARKING AND ACCESS ARE ALSO AVAILABLE AT TOWN HALL. MINUTES ARE AVAILABLE UPON REQUEST AT THE CLERK'S DEPARTMENT, AND ON THE TOWNSHIP'S WEB SITE.

Minutes of the Waterford Township Board Meeting, held April 11, 2011 at 6:00 PM in Town Hall Auditorium, 5200 Civic Center Drive, Waterford, Michigan 48329.

BOARD MEMBERS PRESENT:

Carl W. Solden, Supervisor
Margaret Birch, Treasurer
Anthony Bartolotta, Trustee
David Kramer, Trustee
David Maloney, Trustee
Bette O'Shea, Trustee

BOARD MEMBERS ABSENT:

Betty Fortino, Clerk

OTHERS PRESENT:

Martin F. Kuhn
Joe Latozas
Sharon Thomas
Liz Lesnau

Donna Wall
Rob Seeterlin
Richard Clemence
Edward Birch

Kari Vlaeminck
Robert Vallina
Doug Bradley

Supervisor Carl Solden called the meeting to order at 6:00 PM, asked for a moment of silence and then lead the Pledge of Allegiance.

Moved by Birch,
Supported by Bartolotta, RESOLVED to have Bette O'Shea act as temporary secretary.

Motion Carried unanimously.

Moved by O'Shea,
Supported by Maloney, RESOLVED, to approve the agenda as printed.

Motion carried unanimously.

Moved by Maloney,
Supported by O'Shea, RESOLVED, to approve the March 28, 2011 minutes as printed.

Motion carried unanimously.

Moved by Birch,
Supported by Kramer, RESOLVED, to approve the payment of the bills for April 11, 2011 as presented.
A list of the bills is attached to these minutes.

Motion carried unanimously.

Supervisor Solden made the following announcements:

Township offices will be closed Friday, April 22, 2011 in observance of Good Friday.

The following reports were presented:

1. Police Dept., 1st Quarter 2011
2. CPD Department, February and March 2011

Moved by Kramer,
Supported by Birch, to receive the foregoing reports.

Motion carried unanimously.

The following memo was received from Robert Vallina, Community Planning and Development Director.

On behalf of Township Clerk Betty Fortino, the Waterford Code of Ordinances is being proposed for a complete reformatting as well as updating statutory references and including the most recent ordinance amendments that have not been added to the Municode version of the Township's Code of Ordinances. Since the complete Code is over 400 pages and there are no substantive changes not previously approved by the Board contained in the proposed reformatting, I have only attached a copy of the preface and Chapters 1 and 2 to provide you with an example of the proposed reformatted Code. The complete proposed reformatted Code has been posted to the Township's website at www.twp.waterford.mi.us and hard copies are available for public review at the Clerk's Office, the Township Library, the Parks and Recreation Building, the CAI, the Senior Center, and the DPW Building.

This reformatting has been undertaken to achieve the following objectives:

- Publish and maintain the code by Township staff, eliminating the cost of maintenance by a consultant;
- Eliminate all references to the Michigan Statutes Annotated (MSA), which is no longer used or published by the State of Michigan.
- Update all Michigan Compiled Laws (MCL) statutory references throughout the code to reflect changes in Michigan statutes since 1992;
- Establish a numbering system within the code of ordinances that provides for more effective electronic chronological listing of section numbers when needed;
- Provide a pagination system to uniquely identify each chapter of the code and enable an effective method for adding and identifying revisions and amendments; and
- Establish uniform formatting for the code of ordinances to ensure consistency of layout throughout the code.

In addition to these general objectives, the following is a summary of the updates included as part of this proposed reformatting:

- Chapter 2 Administration**
Revise Section 2-078 in Article III, Div. 1, Section 2-114 in Article III, Div. 3, and Section 2-129, in Article III, Div. 4 to incorporate Ordinance of 1/24/2011, revision to general employee pension ordinance

Vallina memo continued.

Add Section 2-115 in Article III, Div. 3 to incorporate Ordinance of 8/23/2010, revision to general employee pension ordinance

Add Section 2-223 in Article III, Div. 11 to incorporate Ordinance of 8/23/2010, revision to police & fire pension ordinance

- Chapter 3 Animals**
Revise Sections 3-002 through 3-004 in Article I to incorporate Ordinance of 12/13/2010, regulation of nuisance dogs
- Chapter 4 Buildings and Building Regulations**
Revise Sections 4-152, 4-153, and 4-154 in Article V to adopt by reference the codes adopted by reference in Sec. 4-053

Add Article IX, Rental Certification, to incorporate Ordinance of 7/12/2010
- Chapter 7 Fire Prevention and Protection**
Revise Sections 7-027 and 7-028 in Article II to update the International Fire Code reference
- Chapter 8 Flood Damage Prevention and Control**
Revise statutory references throughout the Chapter to the current statute governing environmental issues, Act 451 of Public Acts of 1994, the Natural Resources and Environmental Protection Act
- Chapter 10 Licenses and Miscellaneous Business Regulations**
Update applicable public health code statutory reference in Article VII

Revise Section 10-333 in Article IX to eliminate statutory reference to the repealed Act 231 of Public Acts of 1945

Add Article XIV, Secondhand Dealers and Junk Dealers, to incorporate Ordinance of 6/28/2010
- Chapter 11 Offenses**
Revise Section 11-110 in Article IV, Division 2 to correct a typographical error in the statutory reference to MCL 750.157s

Revise Section 11-326 in Article VII, Division 2 to correct a typographical error in the statutory reference to MCL 752.891

Vallina memo continued.

- Chapter 12 Parks and Recreation**
Revise statutory references throughout the Chapter to the current statute governing environmental issues, Act 451 of Public Acts of 1994, the Natural Resources and Environmental Protection Act
Add Article V, Lake Oakland Canal, to incorporate Ordinance of 6/28/2010
- Chapter 13 Planning**
Revise statutory references throughout the Chapter to the current statute governing environmental issues, Act 451 of Public Acts of 1994, the Natural Resources and Environmental Protection Act
- Chapter 14.5 Right-of-Way Management**
Revise Section 14.5-003 to correct typographical errors in references to the Michigan Telecommunications Act and the federal Communications Act of 1934
- Chapter 15 Subdivision Regulations**
Revise statutory references throughout the Chapter to identify the current name of Act 288 of Public Acts of 1967 as amended, the Land Division Act

Revise statutory references throughout the Chapter to identify the current planning statute, Act 33 of Public Acts of 2008 as amended, the Michigan Planning Enabling Act

Revise statutory references throughout the Chapter to identify the current zoning statute, Act 110 of Public Acts of 2006 as amended, the Michigan Zoning Enabling Act
- Chapter 15.5 Taxation**
Add Article I, Div. 1, State Housing Development Authority Act Tax Exemptions to incorporate Ordinances of 12/14/2009 and 8/23/2010
- Chapter 16 Traffic and Motor Vehicles**
Remove and reserve Sections 16-001 through 16-011 in Article I as these regulations are now covered through Article II of this Chapter

Revise statutory reference in Section 16-054(b) to the current statute governing environmental issues, Act 451 of Public Acts of 1994, the Natural Resources and Environmental Protection Act
- Chapter 17 Water and Sewer**
Revise statutory reference in Section 17-222 to the current statute governing environmental issues, Act 451 of Public Acts of 1994, the Natural Resources and Environmental Protection Act

Vallina memo continued.

Appendix A Zoning

Incorporate into Appendix A, Ordinance No. 135-A, the Waterford Township Zoning Ordinance and Map, adopted on 2/22/2010

The current online Code of Ordinances is being maintained by Municode, which not only costs the Township an annual maintenance fee, but also a fee each and every time the Code is amended. Since 2001, the Township has paid Municode over \$15,000 to host the Township's Code of Ordinances and post updates. Currently, the online Code does not contain any of the Code amendments passed by the Board after June 2008. This was done as a cost-saving measure. During the drafting of the Zoning Ordinance, I had also worked on drafting several substantial revisions to some of the Code chapters involving land use. When I spoke with Betty about this, she mentioned that there were no funds budgeted to publish major revisions, and she and I discussed developing the means to publish and maintain the Township Code in-house before proceeding with submitting the major code revisions to the Board. Since I had already gotten my feet wet with the Zoning Ordinance, I volunteered to assist the Clerk's Office with this project. Also as part of this reformatting effort, if the Board ultimately adopts this reformatted Code, a new web page on the Township Clerk's web section will be implemented through the efforts of Liz Lesnau and Andrew Mutch to provide the Code of Ordinances to all interested parties.

I will be present at your April 11th meeting to make a brief presentation on the proposed reformatting and answer any questions that the Board might have on this project. If anyone has any questions or comments regarding this matter, please email me at rvallina@twp.waterford.mi.us or call me at 248-618-7443.

Moved by Maloney,

Supported by Birch, RESOLVED, to approve the foregoing Charter Township of Waterford Code of Ordinances Reformatting for First Introduction. The complete proposed reformatted Code has been posted to the Township's website at www.twp.waterford.mi.us and hard copies are available for public review at the Clerk's Office, the Township Library, the Parks and Recreation Building, the CAI, the Senior Center, and the DPW Building. Further, to place the approval of the Charter Township of Waterford Code of Ordinances on the April 25, 2011 agenda for Final Adoption.

Motion carried unanimously.

The following memo was received from Supervisor Solden.

I respectfully request the Township Board's approval of the reappointment of Jean Wilson to the Hess-Hathaway Advisory Board term to expire January 1, 2013.

Mrs. Wilson has been a devout supporter of Hess Hathaway Park serving on the Advisory Board beginning in the 1990's. She brings a lot of experience to the Board and all of us in the Township are fortunate to have her wish to continue to serve.

Thank you for your consideration.

Moved by O'Shea,

Supported by Kramer, RESOLVED, to appoint Jean Wilson to the Hess-Hathaway Advisory Board, term to expire January 2, 2013.

Motion carried unanimously.

The following memo was presented by Supervisor Solden:

I respectfully request the Township Board's approval of the reappointments of Aubrey Golden and Murray Day to the Nature Center Advisory Board terms to expire March 9, 2014.

Aubrey Golden who represents the Township and Murray Day who is the Drayton Plains Nature Center representative, are very involved with every aspect of the Nature Center and wish to continue to serve. The Nature Board voted in favor of their appointments and I concur.

Moved by O'Shea,
Supported by Birch, RESOLVED, to reappoint Aubrey G. Golden and Murray Day the Nature Center Advisory Board, terms to expire March 9, 2014.

Motion carried unanimously.

Clerk Betty Fortino had received a request from the Waterford Township Historical Society for a Banner Permit to promote their 14th Annual Log Cabin Days of Michigan.

Moved by O'Shea,
Supported by Kramer, RESOLVED, to approve a Banner Permit for the Waterford Township Historical Society from June 6 to June 27, 2011 at the following pedestrian overpass locations: M-59 near St Benedict's Church; Walton Blvd near Mason Middle School; Pontiac Lake Road near Waterford Senior Center; and Williams Lake Road near Schoolcraft Elementary School. Further, to direct the Clerk to apply for the necessary permits from the state and county.

Motion carried unanimously.

The following memo was received from Supervisor Solden:

I respectfully request the Township Board's approval to reappoint Ellie Pinner and Colleen Murphy to the Zoning Board of Appeals (ZBA), terms to expire March 31, 2013.

Ms. Pinner and Ms. Murphy wish to continue to serve and have been very valuable when hearing cases brought before the ZBA. Community Planning & Development Director Bob Vallina recommends their reappointments and I concur.

Moved by Maloney,
Supported by Birch, RESOLVED, to reappoint Ellie Pinner and Colleen Murphy to the Zoning Board of Appeals (ZBA), terms to expire March 31, 2013.

Motion carried unanimously.

The following memo was received from Supervisor Solden:

I respectfully request the Township Board's approval to reappoint Dennis Griffin to the Planning Commission term to expire March 31, 2013.

Mr. Griffin wishes to continue to serve on the Planning Commission and brings experience and fairness to cases brought before the Commission. Community Planning and Development Director Bob Vallina recommends Mr. Griffin's reappointment and I concur.

Moved by O'Shea,

Supported by Bartolotta, RESOLVED, to reappoint Dennis Griffin to the Planning Commission, term to expire March 31, 2013.

Motion carried unanimously.

Clerk Betty Fortino had received a request from the Mason Middle School for a Banner Permit to promote their upcoming Miles for Mason 5K Run/Walk and 1 Mile Fun Run.

Moved by O'Shea,

Supported by Kramer, RESOLVED, to approve a Banner Permit for Mason Middle School from April 25 to May 16, 2011 at the following pedestrian overpasses: Walton Boulevard near Mason Middle School. Further, to direct the Clerk to apply for the necessary permits from the state and county.

Motion carried unanimously.

Moved by Maloney,

Supported by Bartolotta, RESOLVED, to adjourn at 6:17 PM.

Motion carried unanimously.

Betty Fortino, Clerk

Carl W. Solden, Supervisor