

**Charter Township of Canton
Special Board Proceedings – January 23, 2018**

A regular meeting of the Board of Trustees of the Charter Township of Canton was held Tuesday, January 23, 2018 in the Board Meeting Room at 1150 Canton Center S., Canton, Michigan. Supervisor Williams called the meeting to order at 9:00 a.m.

Members Present: Anthony, Foster, Graham-Hudak, Siegrist, Slavens, Sneideman, Williams
Members Absent: None
Staff Present: None
Guest: Lew Bender, Ph.D. Professor Emeritus, Southern Illinois University

Adoption of Agenda

The agenda was adopted by unanimous consent.

SPECIAL TOPIC: Team Building with Special Guest Lew Bender

Professor Bender engaged the board in a Team Building Exercise.

Public Comments:

None

OTHER: None

ADJOURN: The meeting was adjourned by unanimous consent at 2:00 p.m.

Michael A. Siegrist, Clerk

Pat Williams, Supervisor

**Charter Township of Canton
Board Proceedings – January 23, 2018**

A regular meeting of the Board of Trustees of the Charter Township of Canton was held Tuesday, January 23, 2018 at 1150 Canton Center S., Canton, Michigan. Supervisor Williams called the meeting to order at 6:30 p.m.

Motion by Anthony, supported by Foster to move from open session to closed session at 6:32 p.m. to discuss purchase of property. Motion carried unanimously.

6:32 p.m.: CLOSED SESSION – TO DISCUSS PURCHASE OF PROPERTY

Roll Call

Members Present: Anthony, Foster, Graham-Hudak, Siegrist, Slavens, Sneideman, Williams
Members Absent: None

Motion by Anthony, supported by Foster to move from closed session to open session at 6:54 p.m. Motion carried unanimously.

Supervisor Williams called the meeting to order at 7:00 p.m. and led the Pledge of Allegiance to the Flag.

Roll Call

Members Present: Anthony, Foster, Graham-Hudak, Siegrist, Slavens, Sneideman, Williams
Members Absent: None
Staff Present: Director Hohenberger, Director Faas, Director Meier, Director Trumbull, Kristin Kolb, Chris Stoecklein

Adoption of Agenda

Motion by Siegrist, supported by Sneideman to amend the agenda to remove Item G-8. Consider First Reading of an Ordinance to Amend Chapter 98 of the Canton Code Of Ordinances to Bring the Ordinance into Compliance With State Law and to Increase the Size of the Planning Commission To Nine Members and to add General Calendar Item G-13: Consider Authorizing the Purchase of Property. Motion carried unanimously.

Approval of Minutes

Motion by Siegrist, supported by Sneideman to approve the Board Meeting Minutes of January 9, 2018 as presented. Motion carried unanimously.

Motion by Siegrist, supported by Anthony to approve the Board Study Session Minutes of January 16, 2018 as revised. Motion carried unanimously.

Citizen's Non-Agenda Item Comments:

George Miller, 1946 Briarfield, questioned the dirt storage contracts the township may have. He questioned what happens to the landfill. He also commented on construction work on Michigan Avenue.

Mel Morris, owner of 3 businesses along Michigan Avenue, 3550 Hannan, commented on the lighting ordinance, requesting a variance for small business owners along Michigan Avenue, regarding security lighting. Motion by Siegrist, supported by Slavens to enter Mr. Morris' presentation into the public record. Motion carried unanimously.

The following information was presented to each board member by Mr. Morris regarding his concerns pertaining to the Township's lighting ordinance.

To: Canton Township Board Members
January 23, 2018

From: Mel Morris owner Mel's Auto Clinic, Rent-A-Wreck, and Canton Auto Sales

I have come before the Township Board, because of the lighting ordinance. Either it Needs to be updated or a variance provided for small business' along Michigan Ave.

- Been in business for 53 years
- Came to Canton in 1978, 40 years ago
- Been on Michigan Ave for 29 years
- 14 years in Wayne, 15 in Canton Township
- Had very little crime while in Wayne
- Since opening on Michigan Ave, in Canton, have had a lot of larceny from vehicles. Broken windows, radios stolen, cars damaged, cars stolen, building broken into, air conditioner stolen, a lot of interaction with the Canton Police Department.
- I added the lighting to my windows about 15 months ago for added security purposes.
- They burn 24/7, not blinking, not changing color.
- My security cameras have a lot clearer picture recorded.
- Cameras have been updated with newer infrared recordings, but were still not as clear as they are now with the additional lighting.

- My employees feel a lot safer when they open or close during the dark hours.
- It is much safer for my rental car customers when they drop a car off at night.
- Unlike Wayne, that has Michigan Ave lit up (it ends at Hannan Rd), there is no lighting provided on Michigan Ave by the Federal Government(US12), State, County, or Canton Township like Ford Rd has.
- The lights on the windows aid the Security cameras to take better pictures, keeping the customers cars out front safe.
- Unlike Ford Rd, this is the only lighting in this neighborhood that provides any security.
- Installing the lights, I followed the recommendations of CPDED (Crime Prevention Through Environmental Design) which said one must use strategies to influence offender decisions that precede criminal acts.
- Research into criminal behavior shows that the decision to offend or not to offend is more influenced by cues to the perceived risk of being caught than by cues to reward or ease of entry.
- Natural surveillance and access control strategies limit the opportunity for crime.
- When creating lighting design, I avoided poorly placed lights that would create blind spots for potential observers and miss critical areas.

- This lighting ensures potential problem areas are well lit: pathways, entrances/exits, and parking areas.
- The lighting was placed at proper heights for lighting the faces of the people in the space (and to identify the faces of potential attackers).
- I trimmed the trees that were required by the site plan, to be at least half the size they were. They are still above the ground level window, and still block the line of sight into the building.
- When people take pride in what they own and go to the proper measures to protect their belongings, crime is deterred from those areas because now it makes it more of a challenge.
- Criminals don't want their jobs to be hard; if it was hard they wouldn't do it.
- The more difficult it is to commit a crime in certain areas, the less crime will occur.
- Finally, operational costs are often lower, as CPTED lighting designs can significantly lower energy use.
- Adding to the attraction of CPTED is that it lowers liability.
- If I am made to remove the lights, and a crime occurs, will Canton Township assume the liability?

not occur unless the plans for such dumping or filling have first been reviewed and appropriate permits issued by the building official.

2.13. Lighting.

Subject to the provisions set forth herein, all parking areas, walkways, driveways, building entryways, off-street parking and loading areas, and building complexes with common areas shall be sufficiently illuminated to ensure the security of property and the safety of persons using such public or common areas. One lighting structure shall be provided on each side of an entrance or exit drive or street at its intersection with the public road, except where a boulevard or divided entrance/exit drive is proposed, one lighting structure may be located in the boulevard or island area for the purpose of illuminating the intersection.

- A. *Time period.* Required lighting shall be turned on daily from one-half hour after sunset to one-half hour before sunrise.
- B. *Permitted lighting.* Only non-glare, color-corrected lighting shall be permitted. For all nonresidential uses, full cutoff shades are required for light sources so as to direct the light onto the site and away from adjoining properties. The lighting source shall not be directly visible from adjoining properties. Lighting shall be directed so that it does not cause glare for motorists.
- C. *Intensity.* Site lighting: Lighting for uses adjacent to residentially zoned or used property shall be designed and maintained such that illumination levels do not exceed 0.1 footcandle along property lines. Lighting for uses adjacent to non-residential properties shall be designed and maintained such that illumination levels do not exceed 0.3 footcandle along property lines. The light intensity provided at ground level shall be a minimum of 0.3 footcandle anywhere in the area to be illuminated. Light intensity shall average a minimum of 0.5 footcandle over the entire area, measured five feet above the

surface, not to exceed a maximum of 20 footcandles in any given area. The planning commission, at its sole discretion may allow for an increased level of lighting above maximum permissible levels when it can be demonstrated that such lighting is necessary for safety and security purposes.

- D. *Height.* Except as noted below, lighting fixtures shall not exceed a height of 25 feet or the height of the building, whichever is less, measured from the ground level to the centerline of the light source. Fixtures should provide an overlapping pattern of light at a height of approximately seven feet above ground level.

The planning commission may modify these height standards in the commercial and industrial districts, based on consideration of the following: the position and height of buildings, other structures, and trees on the site; the potential off-site impact of the lighting; the character of the proposed use; and, the character of surrounding land use. In no case shall the lighting exceed the maximum building height in the district in which it is located. More specifically, in industrial districts the height of lighting fixtures may be equal to the height of the principal building on the site on which the lighting is located, provided that such lighting does not exceed 40 feet and is located at least 500 feet from any residential district.

- E. *Sign lighting.* Signs shall be illuminated in accordance with the regulations set forth in the adopted sign ordinance.
- F. *Site plan requirements.* All lighting, including ornamental lighting, shall be shown on site plans in sufficient detail with appropriate photometric studies to allow determination of compliance with the requirements of this ordinance.

~~Building or roof-mounted lighting intended to attract attention to the building and/or use and not strictly designed for security purposes shall not be permitted.~~

Payment of the Bills:

Motion by Slavens, supported by Sneiderman to approve payment of the bills as presented.
Motion carried unanimously.

January 23, 2018		
101	GENERAL FUND	487,979.22
206	FIRE FUND	160,162.22
207	POLICE FUND	378,940.77
208	SUMMIT OPERATING (General)	67,998.21
219	STREET LIGHTING	24,834.50
230	CABLE TV FUND	14,371.82
246	TWP (COMMUNITY) IMPROVEMENT	65,431.00
248	DDA - CANTON TWP ACCT	43,704.19
261	E-911 UTILITY	338.04
555	Solid Waste	1,212.32
584	GOLF FUND	60,829.57
592	WATER & SEWER FUND	1,625,628.18
661	FLEET	25,906.98
701	TRUST & AGENCY FUND	811.00
736	POST EMPLOYMENT BENEFITS	60,965.07
TOTAL - ALL FUNDS		3,019,113.09

CONSENT CALENDAR:

Item C-1. Consider Second Reading of an Amendment to Appendix A – Zoning of the Code of Ordinances for the Canton Michigan Avenue Development Rezoning. (MSD)

Motion by Siegrist, supported by Sneiderman remove from the table and hold the second reading of the proposed amendment to Appendix A-Zoning of the Code of Ordinances of the Charter Township of Canton which rezones all of parcel no. 133-02-0040-010 and part of parcel no. 133-02-0040-011\ from C-3, Regional Commercial District to LI, Light Industrial District; and, rezone part of parcel no. 133-02-0040-011 and the northern part of parcel no. 133-02-0040-008 from LI, Light Industrial to C-3, Regional Commercial District. Motion carried unanimously.

Motion by Siegrist, supported by Sneiderman to adopt and publish the second reading of an ordinance to amend Appendix A – Zoning of the Code of Ordinances of the Charter Township of Canton which rezones all of parcel no. 133-02-0040-010 and part of parcel no. 133-02-0040-011 from C-3, Regional Commercial District to LI, Light Industrial District; and, rezones part of parcel no. 133-02-0040-011 and the northern part of parcel no. 133-02-0040-008 from LI, Light Industrial to C-3, Regional Commercial District as provided in the attached ordinance with an effective date of February 8, 2018. Motion carried unanimously.

STATE OF MICHIGAN

**COUNTY OF WAYNE
CHARTER TOWNSHIP OF CANTON
ORDINANCE NO.**

AN ORDINANCE AMENDING ARTICLE 8.00 OF APPENDIX A - ZONING, OF THE CODE OF ORDINANCES OF THE CHARTER TOWNSHIP OF CANTON, MICHIGAN WHICH AMENDS THE ZONING DISTRICT BOUNDARIES ON THE ZONING MAP

THE CHARTER TOWNSHIP OF CANTON ORDAINS:

PART I.

ARTICLE 8.00 – ESTABLISHMENT OF ZONING DISTRICTS AND MAP

* * *

Pursuant to Section 27.06 of Appendix A – Zoning, the zoning map is hereby amended by changing the zoning on parcel no. 133-02-0040-010 and part of parcel 133-02- 0040-011 from C-3, Regional Commercial District to LI, Light Industrial District; and, part of parcel no. 133-02-0040-011 and the northern part of parcel no 133-02- 0040-008 from LI, Light Industrial to C-3, Regional Commercial District as shown on the attached zoning map.

PART II. Severability.

Should any section, subdivision, clause, or phrase of this Ordinance be declared by the courts to be invalid, the validity of the Ordinance as a whole, or in part, shall not be affected other than the part invalidated.

PART III. Savings Clause.

The amendment of the Canton Code of Ordinances set forth in this Ordinance does not affect or impair any act done, offense committed, or right accruing, accrued, or acquired, or liability, penalty, forfeiture or punishment, pending or incurred prior to the amendment of the Canton Code of Ordinances set forth in this Ordinance.

PART IV. Repealer.

All other Ordinances or part of Ordinances in conflict herewith are hereby repealed only to the extent to give this Ordinance full force and effect.

PART V. Publication.

The Clerk for the Charter Township of Canton shall cause the ordinance to be published in the manner required by law.

Part VI. Effective Date.

A public hearing having been held hereon pursuant to the provisions of Section 103 of Act 110

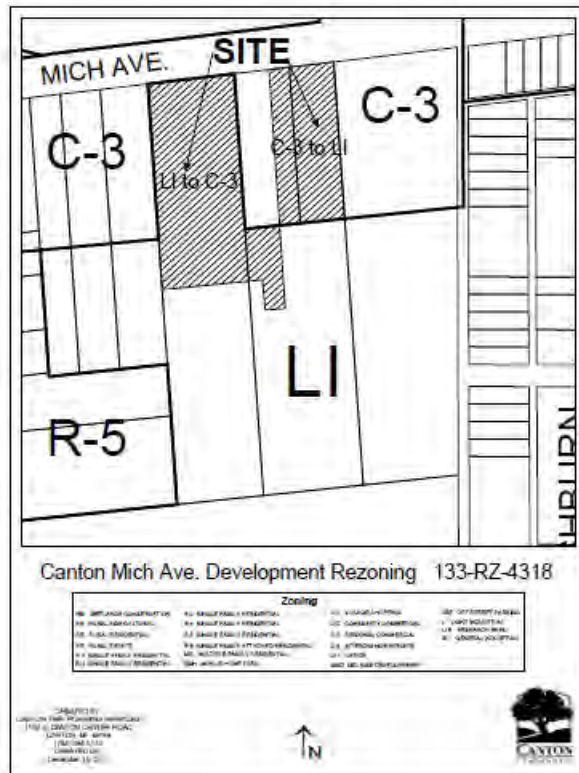
of the Public Acts of 2006, as amended, the provisions of this Ordinance shall be published within fifteen (15) days of its adoption of publications of a notice in a newspaper circulated in Canton Township stating the date of enactment and effective date, a brief statement as to its regulatory effect and that a complete copy of the Ordinance is available for public purchase, use and inspection at the office of the Township Clerk during the hours of 8:30 AM to 4:30 PM, Local Time. The provision of this Ordinance shall become effective seven (7) days after its publication.

CERTIFICATION

The foregoing Ordinance was duly adopted by the Township Board of Trustees of the Charter Township of Canton at its regular meeting called and held on the 23rd day of January, 2018, and was ordered to be given publication in the manner required by law.

Michael Siegrist, Clerk

Introduced: January 9, 2018
Adopted: January 23, 2108
Published: February 1, 2018
Effective: February 8, 2018



A zoning ordinance regulating the development and use of land has been adopted by the legislative body of the Charter Township of Canton. Copies of the complete text of this Ordinance are available at the Clerk's Office of the Charter Township of Canton, 1150 S. Canton Center Road, Canton, MI., 48188, during regular business hours. A complete copy of the Ordinances for Canton Township is available at www.canton-mi.org.

The applicant is proposing to rezone portions of several adjacent parcels the subject property from and to a different configuration of C-3, Regional Commercial and LI, Light Industrial District. The property is designated Mixed Use on the Future Land Use Map of the Comprehensive Plan. This allows for consideration of C-3, Regional Commercial; LI, Light Industrial; and, O-1, Office Zoning.

The subject properties include the old Garland Place motel which is now been demolished and the building which previously house Livonia Magnetics. The intent to use the east and south portion of the property for a personal storage facility, which requires LI, Light Industrial zoning and the north and western portion on Michigan Avenue where the existing building is located as a retail use, which requires C-3, Regional Commercial zoning.

Item C-2. Consideration of Second Reading of an Ordinance to amend Chapter 10, Article III of the Canton Code of Ordinances to specify the duration of a Township license, and further to update the process for issuance of a license. (MSD)

Motion by Siegrist, supported by Sneiderman to remove from the table and hold a second reading of an amendment to Canton Township Code of Ordinances Chapter 10, Article III, Division 1 and 2 entitled “Amusement Devices and Arcades”. Motion carried unanimously.

Motion by Siegrist, supported by Sneiderman to adopt and publish on February 1, 2018 the amendment to Canton Township Code of Ordinances Chapter 10, Article III, Division 1 and 2 entitled “Amusement Devices and Arcades” with an effective date of February 1, 2018. Motion carried unanimously.

**STATE OF MICHIGAN
COUNTY OF WAYNE
CHARTER TOWNSHIP OF CANTON**

CHAPTER 10

AN ORDINANCE TO AMEND CHAPTER 10, ARTICLE III, DIVISION 1 AND 2, OF THE CANTON CODE OF ORDINANCES ENTITLED “AMUSEMENT DEVICES AND ARCADES” TO REVISE SECTIONS 10-91, 10-95, 10-99, 10-101, 10-102 AND SECTIONS 10-121 to 10-129 TO BRING IT INTO COMPLIANCE WITH THE CURRENT STATE LAW.

THE CHARTER TOWNSHIP OF CANTON ORDAINS:

SECTION 1. AMENDMENT TO CODE.

Chapter 10 of the Charter Township of Canton Code Ordinance, Article III, entitled “Amusement Devices and Arcades,” Division 1, entitled “Definitions,” Section 10-91, 10-95, 10-99, 10-101 and 10-102 is hereby amended to read as follows:

Sec. 10-91. - Definitions.

Owner means any person who actually owns, rents, or leases, or has title to, or any interest, leasehold or otherwise, in, any mechanical/electronic amusement device used or operated in their own place of business or any mechanical/electronic amusement device arcade.

Sec. 10-92. – Sec. 10-94. [Unchanged.]

Sec. 10-95. - Right of entry of inspectors.

(a) [Unchanged.]

(b) Each licensee shall at all times open each and every portion of the licensed premises for inspection by an inspector for the purpose of enforcing any ordinance related to the health, safety and welfare of the public.

Sec. 10-96. – Sec. 10-98 [Unchanged.]

Sec. 10-99. - Conduct on premises.

(a) No person, licensee, tenant, lessee, owner or operator of any mechanical/electronic amusement device or arcade, or any servant, agent or employee or licensee or owner of a mechanical/electronic amusement device or arcade, shall permit upon the premises housing a mechanical/electronic amusement device any of the following:

(1) – (7) [Unchanged.]

(8) Any loud noise or music to emerge from the licensed premises which is disturbing to the surrounding area.

(9) [Unchanged.]

(b) Any licensee or owner, servant, agent or employee thereof shall presumptively be deemed to have permitted the conduct enumerated in subsection (a) of this section if it occurs on the premises housing a device.

(c) - (d) [Unchanged.]

Sec. 10-100. - [Unchanged.]

Sec. 10-101. - Giving of prizes; gambling.

Except for a crane machine operated within the scope defined in the definition of "mechanical/electronic amusement device" in section 10-91, no person, by themselves, another or otherwise, shall give any prize, award, merchandise, or gift or anything of value to any player

or any operator of any such device or to any contestants for any score made on such device, or by any reason of the playing of such device, provided that trophies and scholarships may be awarded to players or teams for league or tournament play and provided further that free or extended plays on any mechanical/electronic amusement device or tickets or tokens good only for free or extended plays on any device may be awarded or given away to any person if such free or extended plays, tokens or tickets are not redeemable for cash. No form of gambling shall be permitted in connection with the operation of any device.

Sec. 10-102. - Arcades.

The following provisions shall be additional requirements for mechanical/electronic amusement device arcades:

- (1) [Unchanged.]
- (2) Hearing; action by township board. After notification to the surrounding residents and businesses, the township board shall conduct a hearing on the application. Such hearing need not follow the strict legal requirements of judicial proceedings concerning evidentiary matters. The applicant, township agents, and all other interested persons shall be permitted to address the board and give all relevant testimony and evidence at the hearing. At the conclusion of the hearing, or within seven days thereof, the township board shall make a statement of findings and render its determination in this matter. In its determination, the board shall:
 - a. Approve the requested license;
 - b. Approve the requested license with conditions; or
 - c. Refuse the requested license in accordance with section 10-124.

(3) – (4) [Unchanged.]

SECTION 2. AMENDMENT TO CODE.

Chapter 10 of the Charter Township of Canton Code Ordinance, Article III, entitled “Amusement Devices and Arcades,” Division 2, entitled “Permit,” Section 10-121 to 10-129 is hereby amended to read as follows:

DIVISION 2. LICENSE

Sec. 10-121. - Required.

No person or owner shall operate or cause to be operated any device or arcade within the township without first having obtained a license from the clerk of the township, or their representative, to do so. The license shall be granted upon meeting the requirements of this Ordinance, and following the issuance or verification of a valid Temporary or Full Certificate of Occupancy from Building and Inspection Services indicating compliance with all applicable codes.

Sec. 10-122. - Application.

(a) Each owner desiring to have any device or arcade shall first make application to the clerk for a license therefor. The clerk of the township shall issue an arcade license to any applicant upon determining their application for a mechanical/electronic amusement device arcade in the township meets the requirements of this Division.

(b) – (c) [Unchanged.]

(d) The application shall also include the following:

(1) The premises where the device or devices are to be operated, including the street and number.

(2) [Unchanged.].

(3) Whether the applicant has ever engaged in operating mechanical/electronic amusement devices, and when, where, and how long in each place within then last part.

(e) The application shall be signed by the owner, or, in the case of a club, society, firm or corporation, the application shall be signed by the authorized representative.

Sec. 10-123. - Investigation and recommendations.

(a) No license shall be granted under this division until the clerk shall have referred the application to the department of public safety for an investigation as provided in this section and shall have received the departments a report of their respective investigations and the recommendation for approval of the department of the application.

(b) The Public Safety Department shall cause an investigation to be made as to the character of the applicant and of the officers of the club, society or corporation and of the persons who are to have general management of the business and of the type of devices to be used. The applicant may be rejected if the Public Safety Department shall find that any of the persons named in the application have previously been connected with any mechanical/electronic amusement device operations where the license has been revoked or where any of the provisions of this article or any other city, village, or township ordinance or state law with reference to mechanical/electronic amusement devices has been violated, or if the premises on which the devices are to be operated do not conform in every way with the regulations, ordinances, and rules applicable thereto, or if any person named in the application shall have been convicted of any violation of ordinance or state law involving indecency. No application shall be approved until the types of devices to be used are approved by the Public Safety Department.

(c) The fire Marshall shall cause an investigation to be made of the premises where a mechanical/electronic amusement device or mechanical/electronic amusement device arcade is to be operated, and determine whether or not the premises comply with all of the fire codes and rules and regulations of the township, and the application shall be rejected if the fire Marshall

finds any existing violations.

(d) The building official shall cause an investigation to be made of the premises where a mechanical/electronic amusement device or mechanical/electronic arcade is to be operated, to determine whether or not the building involved meets all of the requirements of the state construction code and other applicable township ordinances, and whether or not the proposed use is a permissible one under the provisions of the zoning ordinance and other applicable township ordinances. The application shall be rejected if the building official or their designee shall find that the proposed use violates any of the provisions of the state construction code, the zoning ordinance, or any other applicable township ordinances.

Sec. 10-124. - Grounds for denial.

Any license requested under this division may be refused by the township clerk for any of the following causes:

- (1) Fraud, misrepresentation, or including false information in the application for a license.
- (2) Any failure or inability on the part of the applicant to meet and satisfy the requirements of this Division, other relevant ordinances of the township, the laws of the state, or the laws of the United States of America.
- (3) If the generation of traffic by the proposed establishment is incompatible with the traffic capacity of the surrounding streets, whereby the safety and welfare of the general public would be jeopardized.
- (4) If the applicant has been convicted for an offense involving, theft, fraud, gambling, narcotics, sex with a minor, or accosting or soliciting.

Sec. 10-125. - Fees.

An annual license fee for a mechanical/electronic amusement device arcade shall be established by resolution of the township board. The township board may, from time to time, by resolution, modify the established fee schedule.

Sec. 10-126. - Term; transfer; display.

All licenses issued under the provisions of this division shall expire on December 31 of each year. Such license shall not be transferable. Every license granted under this division shall be displayed at all times by the licensee in a conspicuous place.

Sec. 10-127. - Replacement machines.

Should a licensed machine be removed from the premises and a machine not of the same model and manufacturer be installed in its place, the newly installed machine shall, within ten working

days, be properly licensed.

Sec. 10-128. - Revocation.

It shall be mandatory for the clerk to summon to appear before the township board any licensee under this division who shall have been convicted for any violation of the provisions of this article. The clerk shall give written notice to the licensee stating that they he contemplates the revocation of the license and naming the reasons therefor. The notice shall also designate a time and place of the hearing before the township board and shall be personally served or served by certified mail to the licensee at the address contained on the application, not less than ten days prior to the date set for hearing. On the day of the hearing, the township and the licensee may present such evidence as is fitting and proper. Such hearing are not subject to the Michigan Court Rules nor the Rules of Evidence. If, after considering all of the evidence, the township board is convinced that charges have been sustained, it shall revoke the license. If the township board shall determine that such license shall be revoked, the clerk shall notify, in writing, the licensee of the revocation by personal service, or by certified mail, and the license shall be revoked from and after midnight of the day of service.

Sec. 10-129. - Appeals.

Any person who shall be denied a license for a mechanical/electronic amusement device shall have the right to appeal the denial to the township board. At the appeal hearing, the township board shall conduct the proceedings in the same manner as set forth in section 10-102. Any person who shall be denied a license for a mechanical/electronic amusement device arcade, or shall have a license revoked as set forth in section 10-128, shall have a right to a timely appeal to a court of competent jurisdiction.

SECTION 3. SEVERABILITY

If any clause, sentence, section, paragraph or part of this Ordinance, or the application of thereof to any person, firm, corporation, legal entity or circumstances, shall be for any reason adjudged by a court of competent jurisdiction to be unconstitutional or invalid, said judgment shall not affect, impair or invalidate the remainder of this Ordinance. It is hereby declared to the legislative intent of this body that the Ordinance is severable, and that the Ordinance would have been adopted had such invalid or unconstitutional provisions not have been included in this ordinance.

SECTION 4. REPEAL OF CONFLICTING ORDINANCES

All Ordinance or parts of Ordinance in conflict herewith is hereby repealed only to the extent necessary to give this Ordinance full force and effect.

SECTION 5. SAVINGS CLAUSE

All rights and duties which have matured penalties which have been incurred, proceedings which have begun and prosecution for violations of law occurring before the effective date of this Ordinance are not affected or abated by this Ordinance.

SECTION 6. PUBLICATION

The Clerk for the Charter Township of Canton shall cause this Ordinance to be published in the manner required by law.

SECTION 7. EFFECTIVE DATE

This Ordinance, as amended, shall be effective upon publication as required by law.

CERTIFICATION

The foregoing Ordinance was duly adopted by the Township Board of Trustees of the Charter Township of Canton at its regular meeting called and held on the 23rd day of January, 2018, and was ordered to be given publication in the manner required by law.

Michael Siegrist, Clerk

Introduced: January 9, 2018

Adopted: January 23, 2018

Published: February 1, 2018

Effective: February 1, 2018

A copy of the complete text of this Ordinance is available at the Clerk's Office of the Charter Township of Canton, 1150 S. Canton Center Road, Canton, MI., 48188, during regular business hours. The approved text of the Amendment will be published in the Canton Eagle/Associated Newspaper within the meeting minute's synopsis of the date of approval. A complete copy of the Ordinances for Canton Township is available at www.canton-mi.org.

The Amusement Devices and Arcades ordinance has not been updated in many years, and did not require a certificate of occupancy as a pre-condition to obtain a license. The proposed amendment contains a number of clean-up items to bring the ordinance in line with current practices.

Item C-3. Consider Second Reading of an Ordinance to amend Chapter 18, Article VII of the Canton Code of Ordinances to specify the duration of a Township license, and further to update the process for issuance of a license. (MSD)

Motion by Siegrist, supported by Sneiderman to remove from the table and hold the second reading of an amendment to the Canton code of Ordinances Chapter 18, Article VII, Division 2 entitled "Smoking Lounges". Motion carried unanimously.

Motion by Siegrist, supported by Sneiderman to adopt and publish on February 1, 2018 the amendment to the Canton code of Ordinances Chapter 18, Article VII, Division 2 entitled "Smoking Lounges" with an effective date of February 1, 2018. Motion carried unanimously.

**STATE OF MICHIGAN
COUNTY OF WAYNE**

CHARTER TOWNSHIP OF CANTON

CHAPTER 18

AN ORDINANCE TO AMEND CHAPTER 18, ARTICLE VII, DIVISION 2, OF THE CANTON CODE OF ORDINANCES ENTITLED “SMOKING LOUNGES” TO REVISE SECTION 18-503 AND 18-507 TO BRING IT INTO COMPLIANCE WITH THE CURRENT STATE LAW.

THE CHARTER TOWNSHIP OF CANTON ORDAINS:

SECTION 1. AMENDMENT TO CODE.

Chapter 18 of the Charter Township of Canton Code Ordinance, Article VII, entitled “Smoking Lounges,” Division 2, entitled “License,” Section 18-503 and 18-507 is hereby amended to read as follows:

Sec. 18-503. - Issuance of license.

(a) *Pre-existing businesses.* [Unchanged.]

(b) *Application review.* Upon the filing of a completed application for a smoking lounge business license, the township clerk shall forward a copy to the, Department of Public Safety, and any other necessary department(s) or division(s), to review the application for compliance with the requirements of all applicable ordinances and codes. The license shall be granted upon meeting the requirements of this Ordinance, and following the issuance or verification of a valid Temporary or Full Certificate of Occupancy from Building and Inspection Services indicating compliance with all applicable codes.

(c) - (f)[Unchanged.]

Sec. 18-504. – Sec. 18-506. [Unchanged.]

Sec. 18-507. - Annual license, expiration.

A license issued pursuant to this article shall be valid until December 31 of the year of issuance and must be renewed annually as required by this article. A renewal license shall be obtained within 30 days following expiration of the current license, and may be renewed only by making application and payment of the fee as required by this article.

SECTION 2. SEVERABILITY

If any clause, sentence, section, paragraph or part of this Ordinance, or the application of thereof to any person, firm, corporation, legal entity or circumstances, shall be for any reason

adjudged by a court of competent jurisdiction to be unconstitutional or invalid, said judgment shall not affect, impair or invalidate the remainder of this Ordinance. It is hereby declared to be the legislative intent of this body that the Ordinance is severable, and that the Ordinance would have been adopted had such invalid or unconstitutional provisions not have been included in this ordinance.

SECTION 3. REPEAL OF CONFLICTING ORDINANCES

All Ordinance or parts of Ordinance in conflict herewith is hereby repealed only to the extent necessary to give this Ordinance full force and effect.

SECTION 4. SAVINGS CLAUSE

All rights and duties which have matured penalties which have been incurred, proceedings which have begun and prosecution for violations of law occurring before the effective date of this Ordinance are not affected or abated by this Ordinance.

SECTION 5. PUBLICATION

The Clerk for the Charter Township of Canton shall cause this Ordinance to be published in the manner required by law.

SECTION 6. EFFECTIVE DATE

This Ordinance, as amended, shall be effective upon publication as required by law.

CERTIFICATION

The foregoing Ordinance was duly adopted by the Township Board of Trustees of the Charter Township of Canton at its regular meeting called and held on the 23rd day of January, 2018, and was ordered to be given publication in the manner required by law.

Michael Siegrist, Clerk

Introduced: January 9, 2018

Adopted: January 23, 2018

Published: February 1, 2018

Effective: February 1, 2018

A copy of the complete text of this Ordinance is available at the Clerk's Office of the Charter Township of Canton, 1150 S. Canton Center Road, Canton, MI., 48188, during regular business hours. The approved text of the Amendment will be published in the Canton Eagle/Associated Newspaper within the meeting minute's synopsis of the date of approval. A complete copy of the Ordinances for Canton Township is available at www.canton-mi.org.

Since the initial passage of the Smoking Lounge ordinance, the Township has been in a conflict with the state of Michigan over the timing of the state and

Township licenses for these businesses. Further, the ordinance did not require a certificate of occupancy as a pre-condition for issuance of a license. The proposed amendment would address both of these issues.

Item C-4. Consider Second Reading of an Ordinance to amend Chapter 18 of the Canton Code of Ordinances to bring the Ordinance into compliance with State Law and to move responsibility for issuance of the business license from the building official to the Township Clerk. (MSD)

Motion by Siegrist, supported by Sneiderman to remove from the table and hold the second reading of an amendment to the Canton code of Ordinances Chapter 18, Article VII, Division 2 entitled “Used Car Dealers”. Motion carried unanimously.

Motion by Siegrist, supported by Sneiderman to adopt and publish on February 1, 2018 the amendment to the Canton code of Ordinances Chapter 18, Article VII, Division 2 entitled “Used Car Dealers” with an effective date of February 1, 2018. Motion carried unanimously.

**STATE OF MICHIGAN
COUNTY OF WAYNE
CHARTER TOWNSHIP OF CANTON**

CHAPTER 18

**AN ORDINANCE TO AMEND CHAPTER 18,
ARTICLE V, DIVISION 2, OF THE CANTON
CODE OF ORDINANCES ENTITLED “USED
CAR DEALERS” TO REVISE SECTIONS 18-
221, 18-222 AND 18-224 TO BRING IT INTO
COMPLIANCE WITH THE CURRENT STATE
LAW.**

THE CHARTER TOWNSHIP OF CANTON

ORDAINS: SECTION 1. AMENDMENT TO CODE.

Chapter 18 of the Charter Township of Canton Code Ordinances, Article V, entitled “Used Car Dealers,” Division 2, entitled “License,” is hereby amended to read as follows:

Sec. 18-221. - Required; term; transfer; display.

Any person operating or maintaining a used car facility in the township shall obtain an annual license for such operation from the Township Clerk. All licenses granted under the

provisions of this division shall expire annually on December 31. Such license shall not be transferable. Every license granted under this article shall be displayed at all times by the licensee in a conspicuous place on the premises. Used car facilities operated in conjunction with a new car dealership are exempt from this requirement.

Sec. 18-222. - Application.

(a) The application for a used car sales facility license shall be submitted on a form prescribed by the Township Clerk. The application shall contain, as a minimum, the following information:

(1) The applicant's name, address, date of birth, home telephone number, business telephone number and business address.

(2) The managers, or agents to be employed, including name, address, date of birth, title and home telephone number.

(3) For new facilities, the extent of operation expected, the size of the used car lot, the lighting to be employed at night, the size of signs to be erected, the number and size of structures to be located thereon, and the hours of operation per a 24-hour day.

(b) The Township Clerk shall, upon receipt of an application, forward the application to the public safety and municipal services departments so that inspections of the used car sales facility can occur in order to determine whether the premises comply with the provisions of this article and all applicable ordinances of the township.

(1) The director of public safety or their designated representative shall review an application for a license, and make a recommendation to approve or deny the license.

(2) The license shall be granted upon meeting the requirements of this article, and following the issuance or verification of a valid Temporary or Full Certificate of Occupancy from Building and Inspection Services indicating compliance with all applicable codes.

Sec. 18-223. - [Unchanged.]

Sec. 18-224. - Conditions. All licenses under this division shall be issued subject to the following rules, regulations and conditions:

(1) All licensees shall maintain their used car sales facilities and the in compliance

with state law and all applicable township ordinances including, but not limited to, Chapter 78 and Appendix A of the Canton Code of Ordinances.

(2) – (4) [Unchanged.]

SECTION 2. SEVERABILITY

If any clause, sentence, section, paragraph or part of this Ordinance, or the application of thereof to any person, firm, corporation, legal entity or circumstances, shall be for any reason adjudged by a court of competent jurisdiction to be unconstitutional or invalid, said judgment shall not affect, impair or invalidate the remainder of this Ordinance. It is hereby declared to the legislative intent of this body that the Ordinance is severable, and that the Ordinance would have been adopted had such invalid or unconstitutional provisions not have been included in this ordinance.

SECTION 3. REPEAL OF CONFLICTING ORDINANCES

All Ordinance or parts of Ordinance in conflict herewith is hereby repealed only to the extent necessary to give this Ordinance full force and effect.

SECTION 4. SAVINGS CLAUSE

All rights and duties which have matured penalties which have been incurred, proceedings which have begun and prosecution for violations of law occurring before the effective date of this Ordinance are not affected or abated by this Ordinance.

SECTION 5. PUBLICATION

The Clerk for the Charter Township of Canton shall cause this Ordinance to be published in the manner required by law.

SECTION 6. EFFECTIVE DATE

This Ordinance, as amended, shall be effective upon publication as required by law.

CERTIFICATION

The foregoing Ordinance was duly adopted by the Township Board of Trustees of the Charter Township of Canton at its regular meeting called and held on the 23rd day of January, 2018, and was ordered to be given publication in the manner required by law.

Michael Siegrist, Clerk

Introduced: January 9, 2018

Adopted: January 23, 2018

Published: February 1, 2018

Effective: February 1, 2018

A copy of the complete text of this Ordinance is available at the Clerk's Office of the Charter Township of Canton, 1150 S. Canton Center Road, Canton, MI., 48188, during regular business hours. The approved text of the Amendment will be published in the Canton Eagle/Associated Newspaper within the meeting minute's synopsis of the date of approval. A complete copy of the Ordinances for Canton Township is available at www.canton-mi.org.

Chapter 18 of the Canton Code of Ordinances requires various business to obtain licenses to operate in Canton Township, including used car sales. The amendment proposes various updates to bring the ordinance into compliance with state law, require compliance with Township ordinances, and changes the department issuing the license from Building and Inspection Services to the Clerk's Office.

Item C-5. Consider Second Reading of an Ordinance to amend Chapter 78, Article VIII of the Canton Code of Ordinances to specify that Cooperative Apartments are part of the Rental Inspection Program. (MSD)

Motion by Siegrist, supported by Sneiderman to remove from the table and hold the second reading of an amendment to the Canton code of Ordinances Chapter 78, Article VIII, entitled "Residential Rental Registration and Inspections". Motion carried unanimously.

Motion by Siegrist, supported by Sneiderman to adopt and publish on February 1, 2018 the amendment to the Canton code of Ordinances Chapter 78, Article VIII, entitled "Residential Rental Registration and Inspections" with an effective date of February 1, 2018. Motion carried unanimously.

**STATE OF MICHIGAN
COUNTY OF WAYNE
CHARTER TOWNSHIP OF CANTON**

CHAPTER 78

**AN ORDINANCE TO AMEND CHAPTER 78 OF THE
CANTON CODE OF ORDINANCES, ARTICLE VIII,
ENTITLED "RESIDENTIAL RENTAL REGISTRATION
AND INSPECTIONS," TO CLARIFY THAT
COOPERATIVE HOUSING UNITS ARE INCLUDED IN
THE INSPECTION PROGRAM**

THE CHARTER TOWNSHIP OF CANTON ORDAINS:

SECTION 1. AMENDMENT TO CODE.

Section 78-279, "Definitions," is hereby amended to add the following definitions:

Sec. 78-279. – Definitions.

* * *

Cooperative apartment complex means a group of dwellings, in one or more buildings, owned by a housing cooperative corporation, identifiable to the public under a common name.

* * *

Let for occupancy or *let* means to permit, provide, or offer possession or occupancy of a rental dwelling, rental unit, or cooperative apartment by a person who is not the legal owner pursuant to an oral or written rental or lease agreement or other valuable compensation.

Cooperative apartments mean any structure, building, or other facility promised and/or leased or cooperatively owned by or to a residential tenant or tenants for use as a home, residence, or sleeping unit. The term "cooperative apartments" includes by way of example, but is not limited to, one- and two-family dwellings, multiple-family dwellings, apartment units, cooperative apartment units, boardinghouses, roominghouses and flats.

* * *

Rental dwelling means any building or structure within the township that contains one or more rental or cooperative apartments to be let for occupancy which is wholly or partly used or is intended to be used as habitable space. This shall include any area within the building that contains mechanical equipment for the rental unit, hallways, or other spaces that serve the rental unit, and the premises of the rental dwelling.

(1)*Single-family rental dwelling* means a dwelling let for occupancy or let as a single housekeeping unit by a single family or functional family.

(2)*Multiple family rental dwelling* means a dwelling let for occupancy or let containing two or more rental units, each unit occupied as a single housekeeping unit by a single family or functional family.

Rental dwelling means any structure or building within the city that contains one or more rental or cooperative units that are leased to, or are capable of being leased to, or owned by residential tenants or lessees or cooperative owners for use as a home, residence, or sleeping unit. This definition includes but is not limited to one- and two-family dwellings, multiple-family dwellings, apartment units, cooperative apartment units, boardinghouses, roominghouses and flats.

SECTION 2. SEVERABILITY

If any clause, sentence, section, paragraph or part of this Ordinance, or the application of thereof to any person, firm, corporation, legal entity or circumstances, shall be for any reason adjudged by a court of competent jurisdiction to be unconstitutional or invalid, said judgment shall not affect, impair or invalidate the remainder of this Ordinance. It is hereby declared to the legislative intent of this body that the Ordinance is severable, and that the Ordinance would have been adopted had such invalid or unconstitutional provisions not have been included in this ordinance.

SECTION 3. REPEAL OF CONFLICTING ORDINANCES

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SECTION 4. SAVINGS CLAUSE

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SECTION 5. PUBLICATION

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SECTION 6. EFFECTIVE DATE

This Ordinance, as amended, shall be effective upon publication.

CERTIFICATION

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Michael Siegrist, Clerk

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A copy of the complete text of this Ordinance is available at the Clerk's Office of the Charter Township of Canton, 1150 S. Canton Center Road, Canton, MI., 48188, during regular business hours. The approved text of the Amendment will be published in the Canton Eagle/Associated Newspaper within the meeting minute's synopsis of the date of approval. A complete copy of the Ordinances for Canton Township is available at www.canton-mi.org.

The Residential Rental Inspection Ordinance has been updated a few times since it was

originally passed in 2014 to address unforeseen issues that have arisen as the program has been implemented. One of those unforeseen issues is related to cooperative housing units, which are a unique form of property ownership that is geared towards low-income individuals and families. The amendment proposes to specifically include cooperative housing units in the residential rental inspection program.

GENERAL CALENDAR:

Item G-1. Consider First Reading of an Amendment to Appendix A- Zoning of the Code of Ordinances Regarding the Cherry Hill Village Overlay District. (MSD)

Motion by Siegrist, supported by Slavens to introduce and hold the first reading of an ordinance for a proposed amendment to Section 6.09 of Appendix A – Zoning of the Code of Ordinances of the Charter Township of Canton. Motion carried unanimously.

The proposed change to the Cherry Hill Village Overlay District is intended to redefine the Village Core and Village Edge Area as shown of Figure 1 of the District guidelines. If approved the roughly 10 acre tract of land along the south side of Cherry Hill Road, west of Denton, would become Village Core allowing for slightly higher residential density and other mixed uses.

The parcels that front the south side of Cherry Hill Road between Denton Road and the power line corridor were originally designated as Village Edge Area 15 years ago when the Overlay was created. The “Edge” area was intended to be limited to residential use at a maximum density of 4 dwelling units/acre. The “Core” area flanks the remainder of Cherry Hill Road to the west in the remaining areas of the village. The “Core” area allows up to 12 dwelling units/acre and a wide variety of community commercial uses.

When the original Cherry Hill Village Planned Development District (PDD) was amended to incorporate the 40 acres at the corner of Denton and Cherry Hill, the uses consisted of condominiums and commercial use and the density was spread across the entire 360 acres of the PDD. That PDD agreement is now expired and most of the initial phases of village are built out except for these remaining frontage parcels on the south side of Cherry Hill Road. A phase by phase analysis is attached, which shows the approved number of units versus actual build out of the Village.

Due to many of the condominium units being deleted and substituted with single-family lots and changes to later phases which also lowered the number of units, there would still be a net density decrease of over 142 units if the area is changed to the “Core” area on Figure 1. It was always the intent to have more compact development along Cherry Hill Road that is connected to the bike paths and provide a more urban streetscape. The “Core” area designation would also allow future development to incorporate office and commercial uses, similar to what is approved on the north side of Cherry Hill in the Uptown Development. Those uses would not be recommended if the “Edge” area designation remained.

- **Community Planner’s Recommendation** - Approval

- **Planning Commission Recommendation** - The Commission voted 7-0 to approve the ordinance amendment which will allow flexibility for a mix of uses along Cherry Hill Road pursuant to the overall goals of the Cherry Hill Village Overlay District.

Trustee Sneideman asked for a description of the changes to the Overlay District. Director Faas explained this will change the designation of a portion of the district from edge to core district resulting in more mixed usage of the properties. Trustee Anthony asked what the developers envision for the property. Howard Fingerroot, Managing Partner of Pinnacle Homes the developer, explained the area has a potential for town-type homes with attached ranch style homes. Also, the one acre parcel at the corner has commercial potential.

Motion by Siegrist, supported by Slavens to table consideration of the amendment for a second reading on February 13, 2018. Motion carried unanimously.

A copy of the complete text of this Proposed Ordinance Amendment is available at the Clerk's Office of the Charter Township of Canton, 1150 S. Canton Center Road, Canton, MI., 48188, during regular business hours. The approved text of the Amendment will be published in the Canton Eagle/Associated Newspaper within the meeting minute's synopsis of the date of approval.

A complete copy of the Ordinances for Canton Township is available at www.canton-mi.org.

Item G-2. Consider First Reading of an Amendment to Appendix A- Zoning of the Code of Ordinances Regarding the Summer Park/Pulte Rezoning. (MSD)

Motion by Siegrist, supported by Slavens to introduce and hold the first reading of an ordinance for a proposed amendment to Appendix A – Zoning of the Code of Ordinances of the Charter Township of Canton to rezone the subject parcel (tax parcel # 118-99-0005-000) from RA, Rural Agricultural District to R-2, Single-Family Residential District. Motion carried by a vote of 6 to 1. Trustee Graham-Hudak was the dissenting vote.

The applicant is proposing to rezone the subject property from RA, Rural Agricultural to R-2, Single Family Residential District. The property was previously part of the Hamlet Planned Development to the north but was sold off separately to the owner to the south and was not included in the final phases of the Hamlet that were approved pursuant to a consent judgment for the last phases of the Hamlet. The R-2 zoning is consistent with the Future Land Use Map and consistent with the R-2 zoning to the south and east and consistent with the residential density in the Hamlet.

-Existing Zoning: RA, Rural Agricultural

-Location: North side of Geddes Road west of Denton Road

-Net Acres: 20 acres

-Existing Land Use: vacant

-Surrounding Land Use

N – RA/PDD/Consent, Hamlet and Hamlet Pointe Site Condominiums

S - R-2, vacant

E – RA/PDD/Consent, Hamlet and Hamlet Pointe Site Condominiums

W- Superior Township

-Comprehensive Plan: Medium-Low Density Residential (up to 2 dwelling units/acre)

-Community Planner's Recommendation: Approval

-Planning Commission Recommendation: The Planning Commission voted 6-1 to recommend approval of the request to rezone the subject parcels to R-2.

Trustee Graham-Hudak stated that not all of the areas surrounding this parcel are R-2. To the north and the east are areas zoned RA. Her concerns were the increased density of the area and how well the roads in the area would be able to hand the increase in traffic following development. That was her reason for voting against this at the Planning Commission Meeting.

Clerk Siegrist asked if the zoning of the Hamlet was a result of a consent agreement. Director Faas explained portions of the Hamlet were developed as a result of the consent judgement with Grand Sakwa Properties. Under the resulting planned development agreement the R-2 zoning actually supersedes the overlaying RA zoning.

Trustee Anthony inquired where the Denton Road Access would be. Director Faas explained how the access would be accomplished.

Trustee Sneideman asked if Pulte owned all the contiguous property all the way to Washtenaw County. Director Faas explained how the boundaries of the property are designated.

Clerk Siegrist inquired what the residential density would be in the entire area. Director Faas replied roughly two per acre for the entire development.

Motion by Siegrist, supported by Anthony to table consideration of the amendment for a second reading on February 13, 2018. Motion carried unanimously.

A copy of the complete text of this Proposed Ordinance Amendment is available at the Clerk's Office of the Charter Township of Canton, 1150 S. Canton Center Road, Canton, MI., 48188, during regular business hours. The approved text of the Amendment will be published in the Canton Eagle/Associated Newspaper within the meeting minute's synopsis of the date of approval.

A complete copy of the Ordinances for Canton Township is available at www.canton-mi.org.

Item G-3. Consider First Reading of an Amendment to Appendix A – Zoning of the Code of Ordinances Regarding the Volk/Music Rezoning. (MSD)

Motion by Siegrist, supported by Slavens to introduce and hold the first reading of an ordinance for a proposed amendment to Appendix A – Zoning of the Code of Ordinances of the Charter Township of Canton to rezone the subject parcels (tax parcel #s 120-99-0017-001, 120-99-0017-002, and 120- 99-0018-702) from RR, Rural Residential District to R-2, Single-Family Residential District. Motion carried unanimously.

The applicant is proposing to rezone the subject property from RR, Rural Residential to R-2, Single Family Residential District. Two parcels front onto Geddes Road and one parcel fronts onto Denton Road. The proposed rezoning is consistent with the existing R-2 zoning to the north, south and west which is consistent with the Future Land Use Map of the Comprehensive Plan. The parcels will be combined with the property to the west for future development.

- **-Existing Zoning:** RR, Rural Residential
- **-Location:** North side of Geddes Road west of Denton Road
- **-Net Acres:** 19 acres

- **-Existing Land Use:** Single-family residential and vacant
- **-Surrounding Land Use**
 - N – R-2, Achieve Charter Academy
 - S - RR- frontage residential on south side of Geddes Road and R-2, Grandview Estates
 - E – R-1, frontage residential on Geddes and Denton Roads
 - W- R-2, frontage residential and vacant

- **-Comprehensive Plan:** Medium-Low Density Residential (up to 2 dwelling units/acre)

- **Community Planner’s Recommendation:** Approval

- **Planning Commission Recommendation:** The Planning Commission voted 6-1 to recommend approval of the request to rezone the parcels to R-2.

Trustee Sneiderman inquired if this will be combined with property in G-2. Director Faas replied yes. This area is currently zoned RR. The other properties were R-2, however when the economy took a downturn the properties remained undeveloped. Trustee Graham-Hudak inquired about a portion on the map zoned RA. Director Faas explained this is a pond currently owned by the township, however ownership of this pond will be transferred to the development once it is complete.

Motion by Siegrist, supported by Anthony to table consideration of the amendment for a second reading on February 13, 2018. Motion carried unanimously.

A copy of the complete text of this Proposed Ordinance Amendment is available at the Clerk's Office of the Charter Township of Canton, 1150 S. Canton Center Road, Canton, MI., 48188, during regular business hours. The approved text of the Amendment will be published in the Canton Eagle/Associated Newspaper within the meeting minute’s synopsis of the date of approval.

A complete copy of the Ordinances for Canton Township is available at www.canton-mi.org.

Item G-4. Consider Award of a Purchase Order Contract to OHM Advisors for Completion of an Update to Canton’s Water Distribution System Master Plan. (MSD)

Motion by Siegrist, supported by Slavens to award a purchase order contract to OHM Advisors for completion of Canton's Water Distribution System Master Plan Update for an amount not-to exceed \$33,500 under the existing master services agreement. Motion carried unanimously.

The Michigan Department of Environmental Quality (MDEQ) requires public drinking water systems to update Water Master Plans on a five (5) year cycle. OHM Advisors has completed numerous recent studies of Canton's Water System and recently completed the design and construction administration of our new Water Storage Facility. With OHM's familiarity of Canton's water distribution system, staff is recommending that the required water model update be awarded to OHM Advisors for an amount of \$33,500.

Canton's last Water Master Plan update was completed in 2012. Typically, we would have needed to update that plan in 2017, but with the major water system modification (Water Storage) that occurred in 2017, we were able to defer the update until 2018. This delay will allow us to complete an update to our computerized hydraulic water model and master plan which now includes the Water Storage and pumping facility.

OHM is one of several prequalified consultants working under a master services agreement with Canton. As such, there is no requirement to solicit formal proposals for this work nor request a waiver of the purchasing policy due to the sole-source nature of the work.

Item G-5. Consider Purchase of Water Meters and Metering Control Devices for 2018. (MSD)

Motion by Siegrist, supported by Slavens to accept the quote from Etna Supply Company and approve a purchase order not to exceed \$1,018,520 and authorize the Public Works Division to purchase the necessary meter equipment and supplies. Motion carried unanimously.

Motion by Siegrist, supported by Slavens to waive the Finance Purchasing Policy requiring formal bids, as these items are supplied under a sole-source contract through the Etna Supply Company. Motion carried unanimously.

In order to supply and maintain water service for residential and commercial accounts, The Public Works Division maintains an inventory of supplies. This inventory is replenished yearly in order to meet projections for the upcoming year. Equipment such as water meters and radio read transceivers (MXU) are installed for new projects and also replaced as equipment wears out.

The Public Works Division continues an on-going replacement program for older meters and MXU devices. This on-going program allows for older, less accurate devices to be replaced with new accurate devices that provide less water loss in our system. Canton's 24,000 plus active water accounts are now all equipped with radio read devices which allow a streamlined, less labor intensive collection of meter data.

In the past, Canton has purchased from Etna Supply Company, a sole source supplier for Sensus meters and equipment. For this reason, we are requesting a waiver of the purchase policy

requirements to solicit bids. Most of the unit prices stayed the same for 2018 compared to last year. The total value of the inventory required for 2018 is \$1,018,520.

Item G-6. Consider Approval of an Extension of the Contract with HydroCorp Incorporated to Implement Canton’s Cross Connection Control Program (MSD)

Motion by Siegrist, supported by Slavens to approve a three year extension of the professional services contract with HydroCorp, Inc. to provide management services and inspections for the Township’s Cross Connection Control Program for an amount of \$34,140 per year and to authorize the Township Supervisor to sign the agreement on behalf of the Township. Motion carried unanimously.

The Michigan Department of Environmental Quality (MDEQ) requires municipalities provide for a safe water supply system through an effective cross-connection control program. The MDEQ requires municipalities to inspect commercial, industrial and institutional facilities and submit annual reports for their programs.

Since 2006, Canton has contracted this program out to HydroCorp Incorporated. The current contract will expire in February 2018 and has a provision for extension. HydroCorp's services have been exceptional. They have upheld their contractual obligations and achieved the goals expected of the requested services. This new contract will continue to achieve the same goals at the annual rate of \$34,140. The current three year contract has a rate of \$32,820 so the new rate is four (4) percent greater. An extension clause for month-to-month service is also contained in the proposed contract at the end of the three (3) year term if needed.

Item G-7. Consider Approval of the Purchase of Vehicles for 2018. (MSD)

Motion by Siegrist, supported by Slavens to approve the purchase of nineteen (19) vehicles totaling \$494,151 as depicted in the spreadsheet. Motion carried unanimously.

Department	Division	No. Vehicle Make & Model	Account No.	Amount	Vendor
PSD	Police	5) Ford Patrol Interceptors	207-301-50.970_0040	\$108,940	Signature Ford
		1) Ford F-150 SSV	207-301-50.970_0040	\$30,682	Signature Ford
		1) Ford Transit (Surveillance)	207-301-50.970_0040	\$32,861	Signature Ford
PSD	Ordinance	1) Ford Fusion	207-301-50.970_0040	\$16,980	Signature Ford
MSD	Public Works	3) GMC Sierra 2500 HD	592-536.970_0040	\$89,175	Wenzel Buick GMC
MSD	Building	1) Ford Explorer	101-371.970_0040	\$26,742	Signature Ford
MSD	Engineering	1) Ford F-150	101-447-50.970_0040	\$26,300	Signature Ford
PSD	Fire	1) Ford F-150	206-336-50.970_0040	\$29,553	Signature Ford
		1) Ford Escape	206-336-50.970_0040	\$19,622	Signature Ford

CLS	Facilities	1) Ford F-150	101-265.970_0040	\$24,835	Signature Ford
CLS	Parks	1) Ford Escape	101-270-50.970_0040	\$19,027	Signature Ford
		2)GMC Sierra 2500 w/plows	101-270-50.970_0040	\$69,434	Wenzel Buick GMC

Total \$494,151

MSD Fleet Services evaluates all vehicles that meet the minimum replacement criteria each year and recommends replacements as part of the Capital Improvement Program process. This year nineteen (19) vehicles are budgeted for replacement and/or to meet the services needs of the various users. The on-street vehicle fleet has 171 total units.

The Township will again utilize existing publicly bid government pricing contracts administered through Oakland County (for all GMC purchases) and Macomb County (for all Ford purchases). The units taken out of service will be rotated elsewhere in the fleet and/or be auctioned off using our online auction site, BidCorp.com, for disposal.

The total value of the purchases for 2018 is \$494,151 and each unit has adequate funds budgeted in the respective department budgets.

The Fleet Replacement Policy PW:607 has four criteria to establish replacement of an existing vehicles; 1) Vehicle Age, 2) Vehicle Mileage, 3) Maintenance & Repair Costs, and 4) Physical Appearance/Condition.

The nineteen (19) replacements is 2018 include:

- 7 units for Police
- 1 unit for Ordinance
- 2 units for Fire
- 3 units for Public Works
- 1 unit for Building & Inspection Service
- 1 unit for Engineering Services
- 1 unit for Facilities Maintenance
- 3 units for Parks Maintenance

Trustee Graham-Hudak asked if any of the vehicles are diesel. Director Faas replied no. Diesel vehicles are being considered for purchase in 2019.

Item G-8. Consider First Reading of an Ordinance to Amend Chapter 98 of the Canton Code Of Ordinances to Bring the Ordinance into Compliance With State Law and to Increase the Size of the Planning Commission To Nine Members (MSD)

Removed by amendment to the agenda.

Item G-9. Consider Approval for Sports Field Lighting Replacement. (CLS)

Motion by Siegrist, supported by Slavens to approve the contract for Sports Field Lighting Replacement at the Canton Sports Center with Rauhorn Electric Inc., 17171 23 Mile Road, Macomb, MI 48042 in the amount of \$88,300 plus a contingency of \$11,700 for a total not to exceed \$100,000 to be paid from Account #101-755-50.970_0020 Capital Outlay Buildings & Improvements. Motion carried unanimously.

Canton Sports Center has 12 lighted sports fields that are used seven nights a week from mid-April through mid-October. Based on a general inspection of the Sports Center facility, observations revealed that there could be physical problems with some of the 52 ball field light poles at the site. Therefore, in 2017 Mannik & Smith was contracted to perform a structural assessment of all of the poles.

The outcome of the inspection determined that 5 of the existing poles are in very poor condition and should be replaced prior to the start of the 2018 sports season. In December 2017, a Request for Proposal (RFP) was issued to seek a company to provide design, removal and replacement of five (5) sports field light poles. Work must be completed prior to opening of the 2018 season on April 9th in order to open the fields. Based on the RFP, Leisure Services is recommending Rauhorn Electric Inc. to perform the work specified.

Four (4) proposals were received from the following companies:

Name of Contractor	Total Cost of Proposal
Airport Lighting	\$126,100
A.F. Smith	\$105,575
Corby Energy	\$103,500
Rauhorn Electric	\$88,300

A review committee consisting of Leisure Services staff was formed to evaluate the proposals. All companies were scored based on fee schedules and response times, means and methods to perform work, proven work experience and history, and quality of proposal. Rauhorn Electric Inc. is the company recommended by the panel. This company has provided quality service to Canton in the past.

Since the existing poles are over 30 years old, there is a concern that unforeseen conditions, such as failed underground wiring, could be encountered. Therefore, we are recommending that a contingency of \$11,700 be added to the total cost of the project. These costs will only be expended if necessary and after staff approval.

This project was unbudgeted due to unknown conditions; however, available funds were identified to fund this project. The funds will be allocated from other 2018 budgeted projects of which these identified projects will be deferred at this time. In the future, the Board will be made aware of changes associated with these expenses.

Trustee Sneiderman inquired if this request was just for poles and wiring, or does it including lighting. Director Hohenberger replied it does include the lighting as well.

Clerk Siegrist asked what the initial intent was for the \$10,000 in Capital Outlay Land Improvements. Director Hohenberger replied it was for shade structures in the Dog Park. Clerk Siegrist asked what the initial intent was for the \$60,000 in Community Improvement. Director Hohenberger replied it was originally for signage in the Administration Building and also some for general roofing repairs and mechanical repairs. Signage will get deferred and the other repairs will be handled on an as needed basis. Clerk Siegrist asked where the township stood on the capital improvement plan.

Based on meetings with OHM, Director Trumbull gave a general overview of where the township stands. This will be covered in more detail in the next few months. As for the signage, (the \$50,000) there is legislation pending requiring the 911 system to be able to identify exact location within public buildings as to where the call is coming in from. Although this is not a legal requirement at this time, the amount was placed into the budget in anticipation of its passing, along with the update of the telephone system.

Director Hohenberger commented LED lighting was considered, however it would require all of the lighting being switched over to LED.

Trustee Graham Hudak asked if solar was under consideration. Director Hohenberger replied yes.

Motion by Siegrist, supported by Slavens to approve the following budget amendment:

Acct #	Description	Increase	Decrease
101-755-50.970_0020	Capital Outlay Buildings & Improvements	\$ 100,000	
101-270-89.970_0080	Capital Outlay Land Improvements		\$ 10,000
101-691-50.970_0040	Capital Outlay Vehicles		\$ 30,000
101-969.999_2460	Transfers Out - Community Improvement		\$ 60,000
246-000.699_1010	Transfers In - General Fund		\$ 60,000
246-750.970_0020	Capital Outlay Buildings & Improvements		\$ 50,000
246-750.970_0030	Capital Outlay Machinery & Equipment		\$ 10,000

Motion carried unanimously

Item G-10. Consider the Purchase of 14 Taser XP26 Units. (PSD)

Motion by Siegrist, supported by Anthony to waive the bidding process and approve the purchase of 14 Taser XP26 packages from Axon Enterprise, Inc., in the amount of \$19,477.54, utilizing budgeted Drug Forfeiture funds. Motion carried unanimously.

In 2014, the Police Department established a replacement schedule for Taser units, phasing out older models gradually and purchasing additional to accommodate increasing staff needs. This year the department is requesting to purchase 14 Taser XP26 units, holsters, battery packs, and four-year warranties from Axon Enterprise, Inc., in the amount of \$19,477.54.

Axon Enterprise, Inc., (formerly Taser International) is proprietary, and is the sole-source distributor of their product. Taser brand is the industry standard and a feasible, alternate option does not exist on the market to-date.

The Township Board originally approved the purchase of Tasers in 2005, as a means of less-leather force application by police officers. At that time, department policy was established for Tasers to be purchased and carried by all sworn police officers.

Trustee Graham-Hudak asked what happens to the old tasers. Director Meier replied they have outlived their useful life and are properly disposed of.

Clerk Siegrist asked how the Drug Forfeiture Funds are handled. Director Meijer explained how the township obtains these funds.

Item G-11. Consider the Purchase of Six Hydraulic Lift Stretcher Systems. (PSD)

Motion by Siegrist, supported by Sneideman to approve the purchase of six Power Pro XT Hydraulic Lift Stretcher Systems from Stryker Medical Sales Corporation, in the amount of \$256,152, and approve an additional \$9,000 to Inst-A-Tech, LLC, for installation of the units. Motion carried unanimously.

Motion by Siegrist, supported by Anthony to approve the proposed amendment to the 2018 Fire Budget to accommodate this complete purchase and that is an increase to the Appropriations Capital Outlay Machinery and Equipment budget by \$215,152, and to decrease the appropriations to the Transfer to Fund Balance Account #206-336-50.990 by \$215,152. Motion carried unanimously.

The Fire Department is requesting to purchase six Power Hydraulic Lift Stretcher systems for their fleet of ambulances. The power lifts are beneficial for multiple reasons including reducing the risk of potential injury to Firefighter/Paramedics and patients during loading and unloading into the ambulance, which in turn reduces the risk of financial loss to the Township via lost wages, Worker's Compensation claims, and/or lawsuits.

In December, 2017, the Township posted a formal Invitation to Bid for six Battery Powered Hydraulic Lift Ambulance Cot/Stretcher systems. Stryker Medical Sales Corporation submitted the lower of two bids received at \$256,152 (see Attachment A – Bid Tabulation Sheet). Please note neither bid included installation, although Stryker did offer an additional quote of \$9,000 by their partner vendor Inst-A-Tech LLC, for this expense which, when added to the stretcher quote, was still lower than the second bid received for stretcher systems only.

Progressive Fire Departments are switching from the traditional stretcher systems to the new power hydraulic systems. The benefits are plentiful, first to Firefighter/Paramedics by reducing the chance of injuries occurring due to lifting heavy patients from the ground or low surface into and out of the ambulances.

Next to the Township in reducing the number of employees put off work due to injuries sustained on the job; and in reducing the number of injuries sustained to patients potentially injured due to falls during ambulance loading and unloading. Both of these potentially costing the Township in lost wages, Worker's Compensation claims, and/or lawsuits.

And last, but most important, to the patient in reducing the chance of additional injury during their already compromised condition during ambulance loading and unloading. Power lifts provide patients with a safe, smooth transfer from the site of medical emergency to the hospital for treatment.

Trustee Graham-Hudak inquired what happens to equipment that needs to be replaced. Director Meier replied the equipment has outlived their useful life, and can't be used because they no longer meet the standards.

Item G-12. Approve 2018 Blanket Purchase Orders. (FBD)

Motion by Siegrist, supported by Sneiderman to approve the 2018 Blanket Purchase Orders as attached. Motion carried unanimously.

2018 Blankets			
DEPARTMENT	VENDOR	DESCRIPTION	AMOUNT
Finance	Kronos	Software Support & Maintenance	\$18,748
Supervisor	VTEC	Focus Printing & Publishing	\$39,600
Supervisor	Growth Works	Social Service Programs	\$40,000
Supervisor	Kent Communications	Printing & postage for personal property statements	\$17,000
ITS	Dell	Computer workstations, data centers, data storage	\$290,000
ITS	CDW	Antivirus renewal, microsoft office, Email System	\$61,000
Engineering	Wade Trim & Associates	Engineering Services	\$100,000
Engineering	Mannik & Smith	Engineering Services	\$50,000
Engineering	Orchard Hiltz & McCliment	Engineering Services	\$50,000
Engineering	Spalding DeDecker	Engineering Services	\$50,000
Leisure Services	Domtar	Copy paper for township	\$14,000
Leisure Services	Nichols	Paper supplies	\$17,000
Leisure Services	Otis Elevator	Elevator Service Admin	\$22,000
Leisure Services	Horizon Lawn Maint.	Striping, fence repairs, etc.	\$11,000
Leisure Services	Miracle Recreation of Michigan	Playground Equipment	\$11,000
Leisure Services	Wayne County	Bulk salt, permits, licenses, etc.	\$40,000
Leisure Services	Davey Tree	Tree Trimming & Removal	\$10,000
Leisure Services	Katherine's Catering	Catering at Summit	\$13,000
Leisure Services	Advanced Turf Solutions	Supplies for Golf Course	\$10,000
Leisure Services	Reliable Landscaping	Landscaping, planting, seed, fertilizer	\$25,500
Leisure Services	Crop Production Services	Weed Control pesticides	\$10,000
Leisure Services	Michigan USSSA	Registrations, Sanction, Tourney	\$11,000
Leisure Services	Residex	Turfce for ball fields	\$12,500
Leisure Services	Seat Advisor	Monthly ticket fees	\$21,000
Leisure Services	Acushnet	Golf balls/apparel/golf clubs	\$54,000
Leisure Services	Pepsi	Non-Alcoholic Beverages & Snacks for resale	\$20,000
Leisure Services	Gordon Foods	Food Service Items for resale	\$14,000
Leisure Services	Sysco	Food Service Items for resale	\$48,000
Leisure Services	Harrels	Various chemicals, fertilizers, etc.	\$25,000
Leisure Services	Siteone Landscape	Irrigation and chemicals, fertilizers	\$40,000
Leisure Services	Siteone Landscape	Irrigation and chemicals, fertilizers	\$15,000
Leisure Services	Osburn Industries	Sand, gravel, topsoil	\$12,000
Leisure Services	Van Diest	Fungicide, fertilizers, weed control, pesticides	\$32,000
Treasurer	BS&A Software	Annual Support	\$12,000
Treasurer	BS&A Software	Internet Access	\$17,500
Human Resources	Western Wayne Urgent Care	Medical Exams, Physicals, Screenings	\$16,000
Human Resources	Eagle Claims	Admin Fee for Eagle claims	\$15,504
Human Resources	Ken Blanchard	Situational Leadership Training for Employees	\$10,000
Public Safety	Apollo Fire Apparatus	Uniforms, Turnout Gear & Foam	\$15,000
Public Safety	Bound Tree Medical	Ambulance / ALS Supplies	\$30,000
Public Safety	Douglass Safety Systems	Fire Uniform Items	\$106,000
Public Safety	J & B Medical Supply	ALS Supplies	\$30,000
Public Safety	Michigan Humane Society	Animal Lodging Contract	\$30,000
Public Safety	North Eastern Uniforms	Police Uniforms	\$69,500
Public Safety	Oakland County	Police & Fire CLEMIS Participation	\$111,316
Public Safety	Priority One Emergency	Fire Uniform Items	\$41,000
Public Works	Cadillac Asphalt	Asphalt	\$10,000
Public Works	C & J Contracting	Grade 6A Stone & Hauling	\$12,000
Public Works	Jack Doheny	Automotive Parts & Equipment	\$19,000

Public Works	Dominics Cement Works	Cement Repair	\$60,000
Public Works	East Jordan Iron Works	Water & Sewer Repair Parts	\$25,250
Public Works	HD Supply Waterworks	Operating & Construction	\$17,000
Public Works	HydroCorp	Cross Connection Program	\$34,140
Public Works	Kennedy Industries	Sewer Lift Startion Repairs	\$10,000
Public Works	Liqui-Force Services	Sanitary Sewer Rehab & Repairs	\$255,500
Public Works	Michigan Cat	Automotive Parts & Equipment	\$10,000
Public Works	Michigan Linen	Uniforms	\$12,810
Public Works	Stoneco	Stone/Gravel/Sand Repairs Sewer Storm	\$15,000
Public Works	Wayne Sweepers	Sweeper Repairs	\$10,000
Fleet	Cruisers, Inc	Police Equipment	\$30,000
Fleet	Michigan Cat	Heavy Equipment Parts / Outside Repairs	\$30,000

Blanket Purchase Orders allow for recurring purchases of a specific service or commodity when the quantity of items or frequency of service cannot be fully determined. Attached is the list of Blanket Purchase Orders.

Per Canton's Purchasing Policy F:10, Blanket Purchase Orders will not be issued in excess of \$30,000, nor will a single purchase in excess of \$1,000 be approved without the Boards approval.

Item G-13. Consider Authorizing the Purchase of Property. (PSD)

Motion by Siegrist, supported by Anthony to authorize the Township Supervisor to engage in negotiations for the purchase of property as directed and further to sign any documents to complete the purchase. Motion carried unanimously.

As discussed in closed session, the Township has recently become aware of the availability of some property that, if acquired, would be beneficial to the long-term needs of the community.

ADDITIONAL PUBLIC COMMENT: None

OTHER: Clerk Siegrist commented positively on the Township's annual Dr. Martin Luther King Jr. Tribute on January 15, 2018. The board concurred.

ADJOURN: Motion by Siegrist, supported by Foster to adjourn at 7:57 p.m. Motion carried unanimously.

Michael A. Siegrist, Clerk

Pat Williams, Supervisor