



## Otsego County Board of Commissioners

225 West Main Street • Gaylord, Michigan 49735

989-731-7520 • Fax 989-731-7529

### NOTICE OF MEETING

The Otsego County Board of Commissioners will hold a regular meeting on Tuesday, April 9, 2013 beginning at 9:30 a.m., at the County Building - 225 W. Main Street, Room 100, Gaylord, Michigan 49735.

### AGENDA

Call to Order

Invocation

Pledge of Allegiance

Roll Call

Approval of Regular Minutes of March 26, 2013 w/attachments

Consent Agenda

- A. Citizen Appointment to Criminal Justice Coordinating Committee - Motion to Approve

Administrator's Report

Special Presentation

- A. Otsego County Commission on Aging Community Plan 2014-2016
- B. Friendship Housing Center - Vicky Rigney & Marilyn Kaczanowski

Department Head Report

- A. Clerk/Register of Deeds Update - Suzy DeFeyter
- B. Bill Kerr - Equalization Report

Committee Reports

- A. Planning Commission Recommendations
  1. Section 9.2.4 Livestock Auctions
  2. Section 18.1 Accessory Buildings
  3. Section 18.25 Mining
  4. Article 14 Schedule of Dimensions

City Liaison, Township & Village Representatives

Correspondence

New Business

- A. Financials
  1. April 2, 2013 Warrant
  2. April 9, 2013 Warrant
- B. Other Business

Public Comment

Board Remarks, Announcements, and Informal Discussions

Adjournment

March 26, 2013

The Regular meeting of the Otsego County Board of Commissioners was held in the County Building at 225 West Main Street, Room 100. The meeting was called to order at 9:30 a.m. by Chairman Lee Olsen. Invocation by Vice-Chairman Ken Borton, followed by the Pledge of Allegiance led by Jon Deming.

Roll call:

Present: Clark Bates, Paul Liss, Lee Olsen, Richard Sumerix, Doug Johnson, Ken Borton, Bruce Brown.

Excused: Paul Beachnau, Erma Backenstose.

Motion by Commissioner Clark Bates, to approve the regular minutes of March 12, 2013 with attachments. Ayes: Unanimous. Motion carried.

Consent Agenda:

Motion to approve the building inspection contract with Kevan Flory. Ayes: Unanimous. Motion carried. (see attached)

Motion to approve the building inspection contract with Bruce Tillinger. Ayes: Unanimous. Motion carried. (see attached)

Motion to approve FY 2013 Hayes Road project budget amendment. Ayes: Unanimous. Motion carried. (see attached)

Administrator's Report:

John Burt reported on recycling; construction at Hayes Road; County facebook page.

Special Presentation:

Ken Glasser updated the Board on NEMSCA.

Department Head Report:

Mike Rola reported on the Prosecutor's office.

Jon Deming reported on EMS.

Roberta Tholl reported on the Road Commission.

Dona Wishart reported on the Commission on Aging.

Correspondence:

Chairman Lee Olsen received the Building Code enforcement report.

New Business:

Motion by Commissioner Ken Borton, to approve the March 19, 2013 Warrant in the amount of \$601,076.97 as presented. Ayes: Unanimous. Motion carried.

Motion by Commissioner Clark Bates, to approve the March 26, 2013 Warrant in the amount \$185,175.68 as presented. Ayes: Unanimous. Motion carried.

Board Remarks:

Commissioner Clark Bates: City council meeting.

Commissioner Doug Johnson: Attended MAC Conference.

Commissioner Richard Sumerix: NEMCOG.

Commissioner Ken Borton: Attended MAC Conference.

Chairman Lee Olsen: Attended MAC Conference.

Meeting adjourned at 10:55 a.m.

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Lee F. Olsen, Chairman

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Susan I. DeFeyter, Otsego County Clerk

### Construction Code Inspection and Enforcement Consultant Contract

This Contract is made this 11th day of March, 2013 by and between Otsego County, (hereinafter, "County"); a municipal corporation whose address is 225 W. Main Street; Gaylord, Michigan and Kevan Flory, (hereinafter, "Contractor"); whose address is: 3657 Bennett Road Cheboygan MI, 49721 to perform consulting services regarding Building Inspections and plan reviews (residential and commercial)

Whereas, the County desires to enter into an independent contract with Kevan Flory to retain his services, to provide technical assistance to the County by performing certain construction code functions for the County, as specified after his name, pursuant to the within contract:

Kevan Flory Contractual Building Inspections and Plan Reviews, State Registration No. 005143

Whereas, the foregoing individual in his capacity of providing technical service to the County will be appointed as a Public Official; and

Whereas, the foregoing individual accepts this appointment and has qualifications to perform such functions through training, experience, and State registration; and

Whereas, said individual is self and independently employed as a Building Inspector and Plan Reviewer within Otsego County and surrounding Counties and will continue such employment.

Whereas, the appointment as a Public Official and the terms of this consulting contract are non-exclusive and it is understood that the individual named above may perform similar duties for other municipalities.

Now, therefore, in consideration of the premises and the covenants and conditions hereafter contained, it is hereby agreed by and between the parties hereto as follows:

1. The County hereby contracts with Kevan Flory for the County to retain his services to provide technical and consultation services to assist the County and its public officials in the performance of official duties and responsibilities in Contractual Building Inspections and Plan Reviews for the County to determine compliance with applicable State and County laws.
2. Kevan Flory shall be appointed as a public official and when conducting work for the County shall be responsible to the County for the performance of his duties and responsibilities hereunder and may be removed at will by the County for failure to perform such duties and responsibilities to the satisfaction of the County or for any other reason which the County shall deem sufficient at its sole discretion.
3. The actions and decisions of Kevan Flory as a Contractual Building Inspector and Plan Reviewer shall be governed and controlled by this contract and by the respective construction codes adopted by the County applicable to his particular functions.
4. Kevan Flory shall not be considered an employee of the County and accordingly the County shall have no responsibility for any expenses for Kevan Flory for workers compensation insurance, unemployment insurance, health and/or accident insurance, Public liability

insurance, or for any withholding for social security, federal or state income taxes or otherwise. Kevan Flory shall furnish to the County satisfactory evidence of all of the foregoing coverage.

5. Since the within contract does not create an employer/employee relationship between the County and Kevan Flory, it is understood that the County is interested only in Contractual Building Inspections and Plan Reviews under the pertinent construction code provisions of the County, and accordingly Kevan Flory shall otherwise be in control of the time and method of such activities, subject to the provisions of paragraphs 6 and 7 herein.
6. All inspections shall be completed by the official within 2 business days of said official being notified by the County, and a decision on compliance or non-compliance with the County pertinent construction codes unless excused from such time constraints for reasons beyond the control of the official. Kevan Flory shall also be responsible for answering code or enhancement related questions and return phone calls.
7. Kevan Flory shall perform his duties and obligations hereunder in a good and workmanlike manner to the satisfaction of the County.
8. Kevan Flory shall maintain the official qualifications and registration with the State of Michigan necessary to perform the obligations hereunder,
9. Kevan Flory shall remain knowledgeable for the particular code and all amendments thereto which said official is hereby authorized to administer and enforce and in all respects remain in compliance with 1986 PA 54, Building Officials and Inspectors Registration Act, MCL 338.2305, et. seq.
10. Plan review reports or correction notices shall be turned into the Otsego County Land Use Services Department for final review prior to a Permit being issued. In the event of errors or corrections the Otsego County Land Use Services Department shall contact the permit applicant or project designer to correct deficiencies as noted. Any violations discovered during an inspection shall be written on a field correction notice form and turned into the Otsego County Land Use Services Department within 24 hours of the inspection. Uncorrected violations of the County or State Codes in effect within the County shall be enforced by the Building Official or their appointed Deputy as the County's enforcing officer through notices to the permit holder, orders to appear and show cause why the construction should not be stopped by stop work orders, by applications to circuit court for injunctive or other relief by compliant and warrant against the violator, and by other remedies allowed by law, construction code or ordinance. All proceedings shall be brought in the name of the County and the County shall be responsible for out-of-pocket costs for such proceedings.
11. The County shall make the foregoing payments to within 30 days of the receipt of a month's activities invoice report from Kevan Flory based upon such docket entries. Complete docket entries shall accompany the monthly activities report and shall be filed with the County Finance Director.

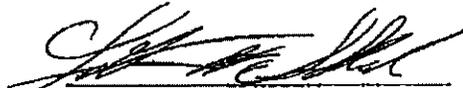
A. Building Inspections .....\$40.00 per inspection

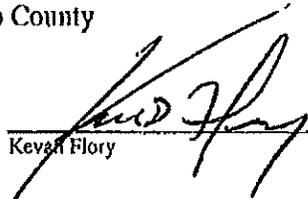
- B. Plan Review.....\$25.00 an hour
- C. Misc. required time (office, court, etc).....\$25.00 an hour
- D. Hourly fees shall be approved by Land Use Services Director prior to performing hourly duties.

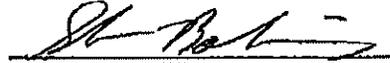
- 12. Kevin Flory shall have authority to seek assistance from the State Construction Code Commission or its duly qualified personnel in reviewing any construction decisions in the performance of his duties.
- 13. This agreement replaces any agreements made previously between the parties.
- 14. This agreement may be terminated by either party for any reason at any time upon 30 days written notice to the other party.

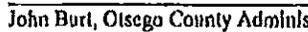
IN WITNESS WHEREOF the parties hereto have executed this contract by authority of their respective governing boards or other designated controlling authority the day and date first above written.

Signed in the presence of: Otsego County

  
 Lavern Schlaud, Director of Land Use Services

  
 Kevin Flory

  
 Sharon Bolinger, Witness

  
 John Burt, Otsego County Administrator

  
 Trisha Adam, Human Resources Director

  
 Lee Olsen, Chairman Otsego County Board of Commissioners

**Construction Code Inspection and Enforcement Consultant Contract**

This Contract is made this 11th day of March, 2013 by and between Otsego County, (hereinafter, "County"); a municipal corporation whose address is 225 W. Main Street; Gaylord, Michigan and **Bruce Tillinger**, (hereinafter, "Contractor"); whose address is: **18590 County Road 624 Hillman, MI 49746** to perform consulting services regarding Mechanical and Plumbing Inspections and Plan Reviews (residential and commercial).

Whereas, the County desires to enter into an independent contract with **Bruce Tillinger** to retain his service, to provide technical assistance to the County by performing certain construction code functions for the County, as specified after his name, pursuant to the within contract:

**Bruce Tillinger** Contractual Mechanical and Plumbing Inspections and Plan Reviews, State Registration No. **005162**

Whereas, the foregoing individual in his capacity of providing technical service to the County will be appointed as a Public Official; and

Whereas, the foregoing individual accepts this appointment and has qualifications to perform such functions through training, experience, and State registration; and

Whereas, said individual is self and independently employed as a Mechanical and Plumbing Inspector and Plan Reviewer within Otsego County and surrounding Counties and will continue such employment.

Whereas, the appointment as a Public Official and the terms of this consulting contract are non-exclusive and it is understood that the individual named above may perform similar duties for other municipalities.

Now, therefore, in consideration of the premises and the covenants and conditions hereafter contained, it is hereby agreed by and between the parties hereto as follows:

1. The County hereby contracts with **Bruce Tillinger** for the County to retain his services to provide technical and consultation services to assist the County and its public officials in the performance of official duties and responsibilities in Contractual Mechanical and Plumbing Inspections and Plan Reviews for the County to determine compliance with applicable State and County laws.
2. **Bruce Tillinger** shall be appointed as a public official and when conducting work for the County shall be responsible to the County for the performance of his duties and responsibilities hereunder and may be removed at will by the County for failure to perform such duties and responsibilities to the satisfaction of the County or for any other reason which the County shall deem sufficient at its sole discretion.
3. The actions and decisions of **Bruce Tillinger** as a Contractual Mechanical and Plumbing Inspector and Plan Reviewer shall be governed and controlled by this contract and by the respective construction codes adopted by the County applicable to his particular functions.

4. Bruce Tillinger shall not be considered an employee of the County and accordingly the County shall have no responsibility for any expenses for Bruce Tillinger for workers compensation insurance, unemployment insurance, health and/or accident insurance, Public liability insurance, or for any withholding for social security, federal or state income taxes or otherwise. Bruce Tillinger shall furnish to the County satisfactory evidence of all of the foregoing coverage.
5. Since the within contract does not create an employer/employee relationship between the County and Bruce Tillinger, it is understood that the County is interested only in Contractual Mechanical and Plumbing Inspections and Plan Reviews under the pertinent construction code provisions of the County, and accordingly Bruce Tillinger shall otherwise be in control of the time and method of such activities, subject to the provisions of paragraphs 6 and 7 herein.
6. All inspections shall be completed by the official within 2 business days of said official being notified by the County, and a decision on compliance or non-compliance with the County pertinent construction codes unless excused from such time constraints for reasons beyond the control of the official. Bruce Tillinger shall also be responsible for answering code or enhancement related questions and return phone calls.
7. Bruce Tillinger shall perform his duties and obligations hereunder in a good and workmanlike manner to the satisfaction of the County.
8. Bruce Tillinger shall maintain the official qualifications and registration with the State of Michigan necessary to perform the obligations hereunder,
9. Bruce Tillinger shall remain knowledgeable for the particular code and all amendments thereto which said official is hereby authorized to administer and enforce and in all respects remain in compliance with 1986 PA 54, Building Officials and Inspectors Registration Act, MCL 338.2305, et. seq.
10. Plan review reports or correction notices shall be turned into the Otsego County Land Use Services Department for final review prior to a Permit being issued. In the event of errors or corrections the Otsego County Land Use Services Department shall contact the permit applicant or project designer to correct deficiencies as noted. Any violations discovered during an inspection shall be written on a field correction notice form and turned into the Otsego County Land Use Services Department within 24 hours of the inspection. Uncorrected violations of the County or State Codes in effect within the County shall be enforced by the Building Official or their appointed Deputy as the County's enforcing officer through notices to the permit holder, orders to appear and show cause why the construction should not be stopped by stop work orders, by applications to circuit court for injunctive or other relief by compliant and warrant against the violator, and by other remedies allowed by law, construction code or ordinance. All proceedings shall be brought in the name of the County and the County shall be responsible for out-of-pocket costs for such proceedings.
11. The County shall make the foregoing payments to Bruce Tillinger within 30 days of the receipt of a month's activities invoice report from Bruce Tillinger based upon such docket entries. Complete docket entries shall accompany the monthly activities report and shall be

filed with the County Finance Director.

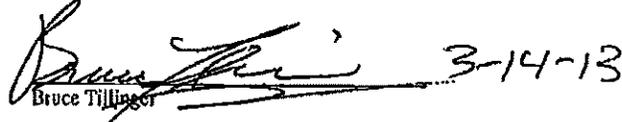
- A. Building Inspections .....\$40.00 per inspection
- B. Plan Review.....\$25.00 an hour
- C. Misc. required time (office, court, etc).....\$25.00 an hour
- D. Hourly fees shall be approved by Land Use Services Director prior to performing hourly duties.

- 12. Bruce Tillinger shall have authority to seek assistance from the State Construction Code Commission or its duly qualified personnel in reviewing any construction decisions in the performance of his duties.
- 13. This agreement replaces any agreements made previously between the parties.
- 14. This agreement may be terminated by either party for any reason at any time upon 30 days written notice to the other party.

IN WITNESS WHEREOF the parties hereto have executed this contract by authority of their respective governing boards or other designated controlling authority the day and date first above written.

Signed in the presence of: Otsego County

 3/14/13  
Lavern Schlaud, Director of Land Use Services

 3-14-13  
Bruce Tillinger

  
Sharon Bolinger, Witness

\_\_\_\_\_  
John Burt, Otsego County Administrator

\_\_\_\_\_  
Trisha Adam, Human Resources Director

\_\_\_\_\_  
Lee Olsen, Chairman Otsego County Board of Commissioners



## OTSEGO COUNTY BUDGET AMENDMENT

**FUND/DEPARTMENT: Capital Projects Fund, Delq Tax Fund, Land Use Services Fund**

As provided for in the Uniform Budget and Accounting Act of 1978, as amended, and consistent with Otsego County Policy, the Administrator and Finance Director are hereby authorized to record the following adjustments to the budget.

Fund Type:    General    Special Revenue    Debt Service    Capital Project    Business-Type (Enterprise or Internal Svc)

**REVENUE    Construction budget amendment for AT&T/Haves Road Building**

Account Number	Decrease	Increase
499-050-699.030 Transfers In	\$	\$10,000
516-050-400.001 Budgeted Use of Fund Balance	\$	\$5,000
249-050-400.001 Budgeted Use of Fund Balance	\$	\$5,000
-                    -	\$	\$
<b>Total</b>	<b>\$</b>	<b>\$</b>

**EXPENDITURE**

Account Number	Increase	Decrease
499-901-970.300ATTBLDGDPT Property Impvs	\$5,000	\$
499-901-970.300ATTDQTX Property Impvs	\$5,000	\$
516-941-999.990 Transfer Out	\$5,000	\$
249-941-999.990 Transfer Out	\$5,000	\$
-                    -	\$	\$
-                    -	\$	\$
<b>Total</b>	<b>\$</b>	<b>\$</b>

Department Head Signature \_\_\_\_\_ Date \_\_\_\_\_

Administrator's Signature \_\_\_\_\_ Date \_\_\_\_\_

3/26/13

<b>Finance Department</b>
Entered:
By:

Board Approval Date (if necessary) \_\_\_\_\_ Budget Adjustment # \_\_\_\_\_ Posting Number \_\_\_\_\_



April 9, 2013  
Agenda

## **Agenda Questions**

Questions concerning anything on the Board of Commissioners agenda can be directed in advance by calling John Burt at 989-731-7520 and via email at [jburt@otsegocountymi.gov](mailto:jburt@otsegocountymi.gov), or during the Board meeting.



**Otsego**  
**COUNTY**  
M I C H I G A N

TERM EXPIRES  
12/31/2014

**APPLICATION FOR APPOINTMENT TO  
COMMITTEES, BOARDS AND COMMISSIONS**

The information provided on this form is for the use of the Otsego County Board of Commissioners in its deliberation to fill vacancies on committees, boards and commissions. Applications may be submitted at any time and will be kept on file for a period of one (1) year. You must indicate what board or committee you are applying for and a separate application is required for each. Applicants may be asked to attend a designated meeting of the County Board of Commissioners for application review and appointment consideration.

To which committee(s), board(s) or commission(s) are you seeking appointment?

**Criminal Justice Coordinating Committee**

*PLEASE indicate what board or committee you are applying for in the space provided above.*

**Please print or type.**

**Name:** Robert W. Mammel

**Address:** 219 Hayes Rd., Gaylord, MI **Zip Code** 49735

**Telephone:** 989 732 8397 **Other:** \_\_\_\_\_

**Email address:** Bob@Mammel.org

**Date available for appointment** Immediately

**County Commission District** 1

Are you a registered voter in Otsego County?  Yes  No

If yes, which township, city or village? Livingston

**Please complete the following. You may use additional sheets as needed.**

**Community Service**

List boards, commissions, committees or community service organizations that you are currently serving or have served upon, offices held and in what municipality or county.

Democratic candidate for 1st District Commissioner 2012  
\_\_\_\_\_  
Citizens Jail Committee  
\_\_\_\_\_  
Secretary Otsego County Democratic Party (current)  
\_\_\_\_\_  
Secretary Friendship Housing Center (former)  
\_\_\_\_\_  
Secretary Church Council Our Saviior Lutheran Gaylord (former)  
\_\_\_\_\_  
Secretary Board of Elders Trinity Lutheran Gaylord (former)  
\_\_\_\_\_  
\_\_\_\_\_

**Employment and Education**

List any employment experience or education that, in your opinion, best qualifies you for this appointment. List job titles, duties (current and past), level of education and any certificates or degrees you have obtained.

EPCS, LLC Owner since 1989  
\_\_\_\_\_  
B.S. Michigan State University social science major with minors in economics, political science, math and comp~~u~~  
\_\_\_\_\_  
State of Michigan systems analyst and manager of group that wrote and maintained software systems for proces~~s~~  
\_\_\_\_\_  
U.S. Army clerk duties for 2 years, left service E5  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Have you ever worked for Otsego County?      \_\_\_ Yes      ✓ No  
If yes, please list dates and name(s) of departments.  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**Personal**

Rules of law and ethics prohibit appointees from participating in and voting on matters in which they may have a direct or indirect financial interest. Are you aware of any potential conflicts of interest?      \_\_\_ Yes      ✓ No

If yes, please indicate potential conflicts.  
\_\_\_\_\_  
Probably not, unless something came up directly related to my business or one of my customers.  
\_\_\_\_\_  
\_\_\_\_\_

Are you aware of the time commitment necessary to serve on the committee, board and/or commission to which you seek appointment and will you have such time?

Yes       No

Please provide information about specific training, education, experience or interests you possess that qualify you as an appointee to the position you seek.

Small business ownership since 1989, designing websites for some government and many business entities. 

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Social science educational background with minors in economics and political science

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10 years with Michigan state government designing systems for administering Medicaid invoices and other applica

---

Nearly 2 year service on Citizens Jail Committee and research since then on how to deal with criminals and dru

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About 2 years on Friendship Shelter Housing Center board provided insight regarding the needs of the most ne

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Held a residential builders license for around 20 years. This was more of a hobby than employment, but provide

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Ran for a county commissioner seat in 2012, which provided insight into some of the responsibilities of the count

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I hereby certify that the preceding information is correct and to the best of my knowledge.

\_\_\_\_\_  
Signature

Robert Mammel 12/12/12  
\_\_\_\_\_

Date

**Mail or return your completed application to:**      **Otsego County**  
**Attn: County Administration**  
**225 West Main Street, Room 203**  
**County/City Building**  
**Gaylord, MI 49735**

**You may email your completed application to:**      **spremo@otsegocountymi.gov**

*Thank you very much for giving us the opportunity to consider you for appointment.*

Special Presentation

A. Otsego County Commission on Aging Community Plan  
2014-2016

You can view the Otsego County Commission on Aging Community Plan 2014-2016 by going to <http://www.otsegocountymi.gov/uploads/OCCOA-Community-Plan-2014-2016.pdf>.

TO: THE HONORABLE MEMBERS OF THE BOARD OF  
COMMISSIONERS, COUNTY OF OTSEGO, MICHIGAN

I, WILLIAM KERR, CERTIFY THAT I HAVE EXAMINED THE  
REPORTS AS PREPARED BY YOUR EQUALIZATION  
DEPARTMENT FROM THE ASSESSMENT ROLLS OF THE  
VARIOUS TOWNSHIPS AND CITY WITHIN OTSEGO COUNTY AND  
FIND THE ROLLS RELATIVELY EQUAL AS ASSESSED.

IT IS MY RECOMMENDATION TO THE BOARD OF  
COMMISSIONERS OF THE COUNTY OF OTSEGO THAT THEY  
EQUALIZE THE VALUATIONS OF TAXABLE PROPERTY, BY CLASS  
IN OTSEGO COUNTY FOR THE YEAR 2013, IN COMPLIANCE  
WITH SECTIONS 209.5 AND 211.34 MCL OF 1948 AS AMENDED,  
AND IN ACCORDANCE WITH THE ATTACHED SCHEDULES.

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LEE OLSEN, CHAIRMAN  
OTSEGO COUNTY BOARD OF COMMISSIONERS

*Prepared by: OTSEGO COUNTY EQUALIZATION DEPARTMENT*



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WILLIAM KERR, DIRECTOR

APPROVED APRIL 9, 2013

Mr. Chairman,

I am here to present the Equalization Report to the County Board of Commissioners.

This report is a gathering of information starting in April of 2012 and ending in October of 2012.

It is the Equalization Departments responsibility to review each class of property in each unit of government every year.

We do this with either an appraisal study or a sales study. We compare the TRUE CASH value of the studied properties against the assessors assessed value. This develops a ratio which is spread against the assessors values in each of the studied classes to bring the overall ratio within the guidelines of the STC. (49.00 – 50.00)

THESE VALUES ARE REFLECTED IN THE REPORT BEFORE YOU.

The SEV is down .50 % for 2013 as compared to a 2.94 % decrease for 2012. The 2011 SEV decreased 4.24 %. (See pg 6)

#### WHY THE REBOUND?

I believe the real estate market has turned the corner and is on the way up. Foreclosures and bank sales continue to decrease. Also, the economy is continuing the upside trend.

The State Tax Commission continues to mandate a one year sales study in our residential class of property. This produces a higher ratio thus a negative factor driving the state equalized value down.

#### WHAT NOW

With the real estate market in the recovery stage, we can expect another year of positive state equalized values .

# MEMO

APRIL 9, 2013

TO: OTSEGO COUNTY BOARD OF COMMISSIONERS

FROM: WILLIAM KERR, DIRECTOR  
EQUALIZATION DEPARTMENT

SUBJECT: THE EQUALIZATION REPORT

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2009 County Equalized Value	1,552,425,823
2010 County Equalized Value	1,422,464,032
2011 County Equalized Value	1,362,211,600
2012 County Equalized Value	1,322,134,033
2013 County Equalized Value	1,315,512,485

This represents a \$6,621,548 (.50%) decrease in County Equalized Value.  
In 2012 the decrease in County Equalized Value was 2.94 %. (See page 6)

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You must read this report with the following in mind:

The County Equalization Report shows how each municipality is equalized. These figures are an assemblage of information starting in April and ending in October with the final value. This information is comprised of sales and appraisals studies. The true cash value is compared against the Assessors value for each municipality. This data is listed, checked, valued and recorded by my appraisal staff.

It is reviewed, analyzed, corrected, if necessary, and submitted to you.

Upon your approval, this report is submitted to the State Tax Commission. Upon their approval the County Equalized Value becomes the State Equalized Value for the County. This value can be adjusted, on an individual property, by the July or December Local Boards of Review, the State Tax Commission or the State Tax Tribunal.

The report you are reading is the County Equalized Value. **THIS VALUE IS NOT USED IN THE PREPARATION OF THE TAX BILL.**

1. The value used in the preparation of the Tax Bill is the Taxable Value of your property. The Taxable Value divided by 1000 and multiplied by the Millage rate equals your Tax.
2. The Taxable Value is determined in May of each year. This value is the lesser of the State Equalized Value or the Capped Value. The Capped Value is determined by State Law as the **lesser** of the Consumer Price Index (1.024%) or 5% for 2012.

# OTSEGO COUNTY

## UNIT TOTALS

03/27/2013

2013 ASSESSED - BOARD OF REVIEW			
UNIT	REAL	PERSONAL	TOTAL
BAGLEY	224,467,500	19,922,350	244,389,850
CHARLTON	108,694,100	30,436,800	139,130,900
CHESTER	73,948,100	32,721,400	106,669,500
CORWITH	70,856,400	10,701,600	81,558,000
DOVER	43,113,200	6,736,200	49,849,400
ELMIRA	71,926,385	8,567,900	80,494,285
HAYES	116,633,700	22,385,050	139,018,750
LIVINGSTON	111,363,400	23,132,050	134,495,450
OTSEGO LAKE	158,486,200	8,366,600	166,852,800
CITY OF GAYLORD	149,697,300	23,356,250	173,053,550
COUNTY TOTAL	1,129,186,285	186,326,200	1,315,512,485

2013 COUNTY EQUALIZED VALUE			
UNIT	REAL	PERSONAL	TOTAL
BAGLEY	224,467,500	19,922,350	244,389,850
CHARLTON	108,694,100	30,436,800	139,130,900
CHESTER	73,948,100	32,721,400	106,669,500
CORWITH	70,856,400	10,701,600	81,558,000
DOVER	43,113,200	6,736,200	49,849,400
ELMIRA	71,926,385	8,567,900	80,494,285
HAYES	116,633,700	22,385,050	139,018,750
LIVINGSTON	111,363,400	23,132,050	134,495,450
OTSEGO LAKE	158,486,200	8,366,600	166,852,800
CITY OF GAYLORD	149,697,300	23,356,250	173,053,550
COUNTY TOTAL	1,129,186,285	186,326,200	1,315,512,485

## OTSEGO COUNTY

### DETERMINATION OF VARIANCE BETWEEN RECOMMENDED COUNTY EQUALIZED VALUES AND LAST YEAR'S STATE EQUALIZED VALUES

	2012	2013	VARIANCE	PERCENT OF COUNTY TOTAL 2012	03/27/2013 PERCENT OF COUNTY TOTAL 2013
REAL PROPERTY	1,150,568,889	1,129,186,285	-1.86%	87.02%	85.84%
PERSONAL PROPERTY	171,565,144	186,326,200	8.60%	12.98%	14.16%
COUNTY TOTAL	1,322,134,033	1,315,512,485	-0.50%	100.00%	100.00%
AGRICULTURAL	53,409,600	51,686,300	-3.23%	4.04%	3.93%
COMMERCIAL	183,516,000	175,254,900	-4.50%	13.88%	13.32%
INDUSTRIAL	24,248,700	22,959,900	-5.31%	1.83%	1.75%
RESIDENTIAL	889,394,589	879,285,185	-1.14%	67.27%	66.84%
TIMBER CUTOVER	0	0	0.00%	0.00%	0.00%
DEVELOPMENTAL	0	0	0.00%	0.00%	0.00%
PERSONAL	171,565,144	186,326,200	8.60%	12.98%	14.16%

# OTSEGO COUNTY

## EQUALIZED VALUE CHANGE 2011 TO 2012

04/04/2013

UNIT	2012 C.E.V.	INCREASE(DECREASE)	2013 C.E.V.
BAGLEY	239,844,100	4,545,750	244,389,850
CHARLTON	140,401,889	-1,270,989	139,130,900
CHESTER	108,382,050	-1,712,550	106,669,500
CORWITH	81,289,394	268,606	81,558,000
DOVER	52,518,500	-2,669,100	49,849,400
ELMIRA	80,268,450	225,835	80,494,285
HAYES	135,699,150	3,319,600	139,018,750
LIVINGSTON	133,050,650	1,444,800	134,495,450
OTSEGO LAKE	171,354,900	-4,502,100	166,852,800
CITY OF GAYLORD	179,324,950	-6,271,400	173,053,550
COUNTY TOTAL	1,322,134,033	-6,621,548	1,315,512,485

## OTSEGO COUNTY SEVEN YEAR EQUALIZATION COMPARISON

04/04/2013

UNIT	2007	2008	2009	2010	2011	2012	2013
BAGLEY	320,872,976	311,160,200	286,408,150	262,586,850	250,104,900	239,844,100	244,389,850
CHARLTON	167,474,150	175,328,800	164,181,450	146,473,829	144,684,400	140,401,889	139,130,900
CHESTER	127,066,600	133,942,700	123,615,950	113,654,950	111,077,950	108,382,050	106,669,500
CORWITH	97,821,800	99,126,800	91,289,600	87,597,600	82,751,350	81,289,394	81,558,000
DOVER	67,584,400	69,475,000	62,320,800	55,833,900	53,998,100	52,518,500	49,849,400
ELMIRA	91,166,074	98,159,650	91,935,450	86,572,053	82,985,500	80,268,450	80,494,285
HAYES	153,661,600	157,112,500	151,063,500	141,828,800	137,195,050	135,699,150	139,018,750
LIVINGSTON	161,863,900	167,034,850	155,766,100	140,612,350	136,169,500	133,050,650	134,495,450
OTSEGO LAKE	216,821,750	207,040,300	202,887,400	184,822,800	174,887,650	171,354,900	166,852,800
CITY OF GAYLORD	240,077,550	232,127,250	222,957,423	202,480,900	188,357,200	179,324,950	173,053,550
<b>COUNTY TOTAL</b>	<b>\$1,644,410,800</b>	<b>\$1,650,508,050</b>	<b>\$1,552,425,823</b>	<b>\$1,422,464,032</b>	<b>\$1,362,211,600</b>	<b>\$1,322,134,033</b>	<b>\$1,315,512,485</b>

## OTSEGO COUNTY

### RECOMMENDED EQUALIZED VALUE BY CLASS AGRICULTURAL

04/04/2013

UNIT	2013 BOARD OF REVIEW	RATIO	FACTOR	COUNTY EQUALIZED VALUE	TRUE CASH VALUE
BAGLEY	1,638,000	49.82%	1.0000	1,638,000	3,287,696
CHARLTON	13,690,600	49.12%	1.0000	13,690,600	27,872,767
CHESTER	6,468,600	49.90%	1.0000	6,468,600	12,962,692
CORWITH	1,850,300	49.22%	1.0000	1,850,300	3,759,300
DOVER	7,143,500	49.33%	1.0000	7,143,500	14,482,215
ELMIRA	5,572,300	49.56%	1.0000	5,572,300	11,243,264
HAYES	4,546,700	49.68%	1.0000	4,546,700	9,151,992
LIVINGSTON	10,703,300	49.65%	1.0000	10,703,300	21,555,944
OTSEGO LAKE	73,000	49.46%	1.0000	73,000	147,595
CITY OF GAYLORD	0	0	1.0000	0	0
<b>COUNTY TOTAL</b>	<b>51,686,300</b>	<b>49.48%</b>		<b>51,686,300</b>	<b>104,463,464</b>

## OTSEGO COUNTY

### RECOMMENDED EQUALIZED VALUE BY CLASS COMMERCIAL

04/04/2013

UNIT	2013 BOARD OF REVIEW	RATIO	FACTOR	COUNTY EQUALIZED VALUE	TRUE CASH VALUE
BAGLEY	20,746,100	49.74%	1.0000	20,746,100	41,713,237
CHARLTON	1,461,500	49.67%	1.0000	1,461,500	2,942,647
CHESTER	1,129,000	49.19%	1.0000	1,129,000	2,295,297
CORWITH	3,972,100	49.03%	1.0000	3,972,100	8,101,257
DOVER	6,342,600	49.22%	1.0000	6,342,600	12,886,428
ELMIRA	3,267,200	49.73%	1.0000	3,267,200	6,570,305
HAYES	2,726,100	49.10%	1.0000	2,726,100	5,552,417
LIVINGSTON	29,211,700	49.24%	1.0000	29,211,700	59,326,656
OTSEGO LAKE	6,360,900	49.73%	1.0000	6,360,900	12,789,709
CITY OF GAYLORD	100,037,700	49.88%	1.0000	100,037,700	200,557,230
<b>COUNTY TOTAL</b>	<b>175,254,900</b>	<b>49.68%</b>		<b>175,254,900</b>	<b>352,735,183</b>

# OTSEGO COUNTY

## RECOMMENDED EQUALIZED VALUE BY CLASS INDUSTRIAL

04/04/2013

UNIT	2013 BOARD OF REVIEW	RATIO	FACTOR	COUNTY EQUALIZED VALUE	TRUE CASH VALUE
BAGLEY	6,526,700	49.22%	1.0000	6,526,700	13,260,947
CHARLTON	2,524,800	49.88%	1.0000	2,524,800	5,062,199
CHESTER	1,477,900	49.34%	1.0000	1,477,900	2,995,366
CORWITH	1,513,000	47.38%	1.0000	1,513,000	3,193,046
DOVER	160,900	49.73%	1.0000	160,900	323,547
ELMIRA	0	0.00%	1.0000	0	0
HAYES	1,379,700	49.31%	1.0000	1,379,700	2,798,058
LIVINGSTON	375,000	49.37%	1.0000	375,000	759,567
OTSEGO LAKE	0	0.00%	1.0000	0	0
CITY OF GAYLORD	9,001,900	49.23%	1.0000	9,001,900	18,287,203
<b>COUNTY TOTAL</b>	<b>22,959,900</b>	<b>49.19%</b>		<b>22,959,900</b>	<b>46,679,932</b>

**OTSEGO COUNTY**  
**RECOMMENDED EQUALIZED VALUE BY CLASS**  
**RESIDENTIAL**

04/04/2013

UNIT	2013 BOARD OF REVIEW	RATIO	FACTOR	COUNTY EQUALIZED VALUE	TRUE CASH VALUE
BAGLEY	195,556,700	49.23%	1.0000	195,556,700	397,220,243
CHARLTON	91,017,200	49.19%	1.0000	91,017,200	185,039,294
CHESTER	64,872,600	49.20%	1.0000	64,872,600	131,850,994
CORWITH	63,521,000	49.10%	1.0000	63,521,000	129,382,438
DOVER	29,466,200	49.13%	1.0000	29,466,200	59,979,929
ELMIRA	63,086,885	49.61%	1.0000	63,086,885	127,176,542
HAYES	107,981,200	49.34%	1.0000	107,981,200	218,871,472
LIVINGSTON	71,073,400	49.34%	1.0000	71,073,400	144,039,523
OTSEGO LAKE	152,052,300	49.91%	1.0000	152,052,300	304,665,116
CITY OF GAYLORD	40,657,700	49.70%	1.0000	40,657,700	81,807,739
<b>COUNTY TOTAL</b>	<b>879,285,185</b>	<b>49.40%</b>		<b>879,285,185</b>	<b>1,780,033,290</b>

**OTSEGO COUNTY  
RECOMMENDED EQUALIZED VALUE BY CLASS  
DEVELOPMENTAL**

04/04/2013

UNIT	2013 BOARD OF REVIEW	RATIO	FACTOR	COUNTY EQUALIZED VALUE	TRUE CASH VALUE
BAGLEY	0	0.00%	1.0000	0	0
CHARLTON	0	0.00%	1.0000	0	0
CHESTER	0	0.00%	1.0000	0	0
CORWITH	0	0.00%	1.0000	0	0
DOVER	0	0.00%	1.0000	0	0
ELMIRA	0	0.00%	1.0000	0	0
HAYES	0	0.00%	1.0000	0	0
LIVINGSTON	0	0.00%	1.0000	0	0
OTSEGO LAKE	0	0.00%	1.0000	0	0
CITY OF GAYLORD	0	0.00%	1.0000	0	0
<b>COUNTY TOTAL</b>	<b>0</b>	<b>0.00%</b>		<b>0</b>	<b>0</b>

**OTSEGO COUNTY**  
**RECOMMENDED EQUALIZED VALUE BY CLASS**  
**PERSONAL PROPERTY**

04/04/2013

UNIT	2013 BOARD OF REVIEW	RATIO	FACTOR	COUNTY EQUALIZED VALUE	TRUE CASH VALUE
BAGLEY	19,922,350	50.00%	1.0000	19,922,350	39,844,700
CHARLTON	30,436,800	50.00%	1.0000	30,436,800	60,873,600
CHESTER	32,721,400	50.00%	1.0000	32,721,400	65,442,800
CORWITH	10,701,600	50.00%	1.0000	10,701,600	21,403,200
DOVER	6,736,200	50.00%	1.0000	6,736,200	13,472,400
ELMIRA	8,567,900	50.00%	1.0000	8,567,900	17,135,800
HAYES	22,385,050	50.00%	1.0000	22,385,050	44,770,100
LIVINGSTON	23,132,050	50.00%	1.0000	23,132,050	46,264,100
OTSEGO LAKE	8,366,600	50.00%	1.0000	8,366,600	16,733,200
CITY OF GAYLORD	23,356,250	50.00%	1.0000	23,356,250	46,712,500
<b>COUNTY TOTAL</b>	<b>186,326,200</b>	<b>50.00%</b>		<b>186,326,200</b>	<b>372,652,400</b>

**OTSEGO COUNTY  
JURISDICTIONS IN SCHOOL DISTRICTS  
2013 EQUALIZED VALUE**

04/04/2013

SCHOOLS	REAL PROPERTY					TOTAL REAL	PERSONAL PROPERTY				TOTAL PERSONAL	GRAND TOTAL
	AGRICULTURAL	COMMERCIAL	INDUSTRIAL	RESIDENTIAL	DEVELOPMENTAL		COMMERCIAL	INDUSTRIAL	RESIDENTIAL	UTILITY		
<b>69020</b>												
<b>GAYLORD</b>												
BAGLEY	1,638,000	20,746,100	6,526,700	195,556,700	0	224,467,500	4,140,200	4,918,150	0	10,864,000	19,922,350	244,389,850
CHESTER	4,972,300	923,000	1,431,600	38,129,600	0	45,456,500	216,500	2,366,850	0	13,315,100	15,898,450	61,354,950
DOVER	823,700	3,595,000	34,000	10,306,100	0	14,758,800	1,450,750	0	0	1,066,700	2,517,450	17,276,250
ELMIRA	5,572,300	3,267,200	0	63,086,885	0	71,926,385	1,198,550	74,950	0	7,294,400	8,567,900	80,494,285
HAYES	4,546,700	2,726,100	1,379,700	107,981,200	0	116,633,700	191,750	0	0	22,193,300	22,385,050	139,018,750
LIVINGSTON	9,588,300	29,102,900	375,000	67,907,400	0	106,973,600	3,966,500	440,700	0	18,660,850	23,068,050	130,041,650
OTSEGO LAKE	73,000	5,324,300	0	141,705,200	0	147,102,500	1,165,200	0	0	6,509,900	7,675,100	154,777,600
CITY OF GAYLORD	0	100,037,700	9,001,900	40,657,700	0	149,697,300	17,022,450	3,162,450	0	3,171,350	23,356,250	173,053,550
<b>TOTALS</b>	<b>27,214,300</b>	<b>165,722,300</b>	<b>18,748,900</b>	<b>665,330,785</b>	<b>0</b>	<b>877,016,285</b>	<b>29,351,900</b>	<b>10,963,100</b>	<b>0</b>	<b>83,075,600</b>	<b>123,390,600</b>	<b>1,000,406,885</b>
<b>69021</b>												
<b>GAYLORD (KCC)</b>												
OTSEGO LAKE	0	0	0	1,119,800	0	1,119,800	1,500	0	0	0	1,500	1,121,300
<b>TOTALS</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>1,119,800</b>	<b>0</b>	<b>1,119,800</b>	<b>1,500</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>1,500</b>	<b>1,121,300</b>
<b>69030</b>												
<b>JOHANNESBURG/LEWISTON</b>												
CHARLTON	13,690,600	1,461,500	2,524,800	91,017,200	0	108,694,100	145,300	3,103,350	0	27,188,150	30,436,800	139,130,900
CHESTER	1,496,300	206,000	46,300	26,743,000	0	28,491,600	176,850	0	0	16,646,100	16,822,950	45,314,550
DOVER	5,352,500	2,606,600	126,900	16,752,900	0	24,838,900	149,900	0	0	3,937,350	4,087,050	28,925,950
<b>TOTALS</b>	<b>20,539,400</b>	<b>4,274,100</b>	<b>2,698,000</b>	<b>134,513,100</b>	<b>0</b>	<b>162,024,600</b>	<b>472,050</b>	<b>3,103,350</b>	<b>0</b>	<b>47,771,400</b>	<b>51,346,800</b>	<b>213,371,400</b>
<b>69040</b>												
<b>VANDERBILT</b>												
CORWITH	1,850,300	3,972,100	1,513,000	63,521,000	0	70,856,400	1,344,550	1,308,400	0	8,048,650	10,701,600	81,558,000
DOVER	967,300	141,000	0	2,407,200	0	3,515,500	0	0	0	131,700	131,700	3,647,200
LIVINGSTON	1,115,000	108,800	0	3,166,000	0	4,389,800	4,050	0	0	59,950	64,000	4,453,800
<b>TOTALS</b>	<b>3,932,600</b>	<b>4,221,900</b>	<b>1,513,000</b>	<b>69,094,200</b>	<b>0</b>	<b>78,761,700</b>	<b>1,348,600</b>	<b>1,308,400</b>	<b>0</b>	<b>8,240,300</b>	<b>10,897,300</b>	<b>89,659,000</b>
<b>20015</b>												
<b>CRAWFORD\AUSABLE</b>												
OTSEGO LAKE	0	1,036,600	0	9,227,300	0	10,263,900	3,850	0	0	686,150	690,000	10,953,900
<b>TOTALS</b>	<b>0</b>	<b>1,036,600</b>	<b>0</b>	<b>9,227,300</b>	<b>0</b>	<b>10,263,900</b>	<b>3,850</b>	<b>0</b>	<b>0</b>	<b>686,150</b>	<b>690,000</b>	<b>10,953,900</b>
<b>CRAWFORD\AUSABLE (DEBT ONLY)</b>												
OTSEGO LAKE	0	0	0	0	0	0	0	0	0	0	0	0
<b>TOTALS</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
<b>C.O.P. INTERMEDIATE</b>												
BAGLEY	1,638,000	20,746,100	6,526,700	195,556,700	0	224,467,500	4,140,200	4,918,150	0	10,864,000	19,922,350	244,389,850
CHARLTON	13,690,600	1,461,500	2,524,800	91,017,200	0	108,694,100	145,300	3,103,350	0	27,188,150	30,436,800	139,130,900
CHESTER	6,468,600	1,129,900	1,477,900	64,872,600	0	73,948,100	393,350	2,366,850	0	29,961,200	32,721,400	106,669,500
CORWITH	1,850,300	3,972,100	1,513,000	63,521,000	0	70,856,400	1,344,550	1,308,400	0	8,048,650	10,701,600	81,558,000
DOVER	7,143,500	6,342,600	160,900	29,466,200	0	43,113,200	1,600,650	0	0	5,135,550	6,736,200	49,849,400
ELMIRA	5,572,300	3,267,200	0	63,086,885	0	71,926,385	1,198,550	74,950	0	7,294,400	8,567,900	80,494,285
HAYES	4,546,700	2,726,100	1,379,700	107,981,200	0	116,633,700	191,750	0	0	22,193,300	22,385,050	139,018,750
LIVINGSTON	10,703,300	29,211,700	375,000	71,073,400	0	111,363,400	3,970,550	440,700	0	18,720,800	23,132,050	134,495,450
OTSEGO LAKE	73,000	5,324,300	0	142,825,000	0	148,222,300	1,166,700	0	0	6,509,900	7,676,600	155,898,900
CITY OF GAYLORD	0	100,037,700	9,001,900	40,657,700	0	149,697,300	17,022,450	3,162,450	0	3,171,350	23,356,250	173,053,550
<b>TOTALS</b>	<b>51,686,300</b>	<b>174,218,300</b>	<b>22,959,900</b>	<b>870,057,885</b>	<b>0</b>	<b>1,118,922,385</b>	<b>31,174,050</b>	<b>15,374,850</b>	<b>0</b>	<b>139,087,300</b>	<b>185,636,200</b>	<b>1,304,958,585</b>
<b>C.O.O.R. INTERMEDIATE</b>												
OTSEGO LAKE	0	1,036,600	0	9,227,300	0	10,263,900	3,850	0	0	686,150	690,000	10,953,900
<b>TOTALS</b>	<b>0</b>	<b>1,036,600</b>	<b>0</b>	<b>9,227,300</b>	<b>0</b>	<b>10,263,900</b>	<b>3,850</b>	<b>0</b>	<b>0</b>	<b>686,150</b>	<b>690,000</b>	<b>10,953,900</b>
<b>KIRTLAND COMMUNITY</b>												
OTSEGO LAKE	0	1,036,600	0	10,347,100	0	11,383,700	5,350	0	0	686,150	691,500	12,075,200
<b>TOTALS</b>	<b>0</b>	<b>1,036,600</b>	<b>0</b>	<b>10,347,100</b>	<b>0</b>	<b>11,383,700</b>	<b>5,350</b>	<b>0</b>	<b>0</b>	<b>686,150</b>	<b>691,500</b>	<b>12,075,200</b>
<b>STATE EQUALIZED VALUE</b>	<b>1,315,512,485</b>											

**OTSEGO COUNTY  
JURISDICTIONS IN SCHOOL DISTRICTS  
2013 EQUALIZED VALUE**

04/04/2013

SCHOOLS	REAL PROPERTY					TOTAL REAL	TOTAL PERSONAL	GRAND TOTAL	
	AGRICULTURAL	COMMERCIAL	INDUSTRIAL	RESIDENTIAL	DEVELOPMENTAL				
69020 GAYLORD									
	BAGLEY	1,638,000	20,746,100	6,526,700	195,556,700	0	224,467,500	19,922,350	244,389,850
	CHESTER	4,972,300	923,000	1,431,600	38,129,600		45,456,500	15,898,450	61,354,950
	DOVER	823,700	3,595,000	34,000	10,306,100		14,758,800	2,517,450	17,276,250
	ELMIRA	5,572,300	3,267,200	0	63,086,885		71,926,385	8,567,900	80,494,285
	HAYES	4,546,700	2,726,100	1,379,700	107,981,200		116,633,700	22,385,050	139,018,750
	LIVINGSTON	9,588,300	29,102,900	375,000	67,907,400		106,973,600	23,068,050	130,041,650
	OTSEGO LAKE	73,000	5,324,300	0	141,705,200		147,102,500	7,675,100	154,777,600
	CITY OF GAYLORD	0	100,037,700	9,001,900	40,657,700		149,697,300	23,356,250	173,053,550
TOTALS		27,214,300	165,722,300	18,748,900	665,330,785	0	877,016,285	123,390,600	1,000,406,885
69021 GAYLORD (KCC)									
	OTSEGO LAKE	0	0	0	1,119,800		1,119,800	1,500	1,121,300
TOTALS		0	0	0	1,119,800		1,119,800	1,500	1,121,300
69030 JOHANNESBURG/LEWISTON									
	CHARLTON	13,690,600	1,461,500	2,524,800	91,017,200		108,694,100	30,436,800	139,130,900
	CHESTER	1,496,300	206,000	46,300	26,743,000		28,491,600	16,822,950	45,314,550
	DOVER	5,352,500	2,606,600	126,900	16,752,900		24,838,900	4,087,050	28,925,950
TOTALS		20,539,400	4,274,100	2,698,000	134,513,100		162,024,600	51,346,800	213,371,400
69040 VANDERBILT									
	CORWITH	1,850,300	3,972,100	1,513,000	63,521,000		70,856,400	10,701,600	81,558,000
	DOVER	967,300	141,000	0	2,407,200		3,515,500	131,700	3,647,200
	LIVINGSTON	1,115,000	108,800	0	3,166,000		4,389,800	64,000	4,453,800
TOTALS		3,932,600	4,221,900	1,513,000	69,094,200		78,761,700	10,897,300	89,659,000
20015 CRAWFORD/AUSABLE									
	OTSEGO LAKE	0	1,036,600	0	9,227,300		10,263,900	690,000	10,953,900
TOTALS		0	1,036,600	0	9,227,300		10,263,900	690,000	10,953,900
CRAWFORD/AUSABLE (DEBT ONLY)									
	OTSEGO LAKE	0	0	0	0		0	0	0
TOTALS		0	0	0	0		0	0	0
C.O.P. INTERMEDIATE									
	BAGLEY	1,638,000	20,746,100	6,526,700	195,556,700	0	224,467,500	19,922,350	244,389,850
	CHARLTON	13,690,600	1,461,500	2,524,800	91,017,200		108,694,100	30,436,800	139,130,900
	CHESTER	6,468,600	1,129,000	1,477,900	64,872,600		73,948,100	32,721,400	106,669,500
	CORWITH	1,850,300	3,972,100	1,513,000	63,521,000		70,856,400	10,701,600	81,558,000
	DOVER	7,143,500	6,342,600	160,900	29,466,200		43,113,200	6,736,200	49,849,400
	ELMIRA	5,572,300	3,267,200	0	63,086,885		71,926,385	8,567,900	80,494,285
	HAYES	4,546,700	2,726,100	1,379,700	107,981,200		116,633,700	22,385,050	139,018,750
	LIVINGSTON	10,703,300	29,211,700	375,000	71,073,400		111,363,400	23,132,050	134,495,450
	OTSEGO LAKE	73,000	5,324,300	0	142,825,000		148,222,300	7,676,600	155,898,900
	CITY OF GAYLORD	0	100,037,700	9,001,900	40,657,700		149,697,300	23,356,250	173,053,550
TOTALS		51,686,300	174,218,300	22,959,900	870,057,885	0	1,118,922,385	185,636,200	1,304,558,585
C.O.O.R. INTERMEDIATE									
	OTSEGO LAKE	0	1,036,600	0	9,227,300		10,263,900	690,000	10,953,900
TOTALS		0	1,036,600	0	9,227,300		10,263,900	690,000	10,953,900
KIRTLAND COMMUNITY									
	OTSEGO LAKE	0	1,036,600	0	10,347,100		11,383,700	691,500	12,075,200
STATE EQUALIZED VALUE		1,315,512,485							

## Committee Reports

### A. Planning Commission Recommendations

1. Section 9.2.4 Livestock Auctions
2. Section 18.1 Accessory Buildings
3. Section 18.25 Mining
4. Article 14 Schedule of Dimensions

The Otsego County Planning Commission has recommended the following changes:

1. Section 9.2.4 Livestock Auctions – There is a discrepancy between 9.2.4 and 18.20.2 concerning the minimum site size for Livestock Auction Yards as a Permitted Uses Subject to Special Conditions under the AR, Agricultural Resource Zoning District. The Planning Commission proposed changing the language in Section 9.2.4 to 40 acres in size to mirror Section 18.20.2.
2. Section 18.1 Accessory Buildings – The Planning Commission is correcting a portion of the language in Section 18.1.3.1.
3. Section 18.25 Mining and other associated sections– The Planning Commission is recommending a variety of changes in order to streamline and better define the process for mining special use permits.
4. Article 14 Schedule of Dimensions – The Planning Commission is recommending reducing the minimum setbacks in the AR/Agricultural Resource and FR/Forest Recreational Zoning Districts to reflect the same setbacks as in the Residential Zoning Districts.

# Otsego County Planning Commission

CORRECTED Minutes for January 21, 2013/Regular Meeting

**Call to Order:** 6:00 pm

Pledge of Allegiance

**Roll Call:**

Present: Chairperson Stults, Vice Chairperson Arndt, Secretary Borton, Mr. Hilgendorf, Ms. Nowak, Mrs. Jarecki, Mr. Klee, Mr. Hartmann, Mr. Hendershot, Mr. Mang

Absent: Mr. Brown

Staff Present: Ms. Boyak-Wohlfeil

Others Present: John Burt, Otsego County Administrator

Public Present: Brad Schearer, Phil Mason

**Approval of minutes from November 19, 2012:**

Mr. Hilgendorf stated he was listed twice in the roll call.

Motion made to approve minutes as corrected by Mr. Borton; Seconded by Mr. Klee.

Motion approved unanimously.

**Consent Agenda:** None

**Public participation for items not on the agenda:** None

**Public Hearing:**

Proposed changes to the Otsego County Zoning Ordinance:

- |                                     |         |         |
|-------------------------------------|---------|---------|
| 1. Section 9.2.4 Livestock Auctions | Open:   | 6:03 pm |
|                                     | Closed: | 6:03 pm |
| 2. Section 18.1 Accessory Buildings | Open:   | 6:04 pm |
|                                     | Closed: | 6:04 pm |
| 3. Section 18.25 Mining             | Open:   | 6:05 pm |

Brad Schearer, representing Reith Riley, stated he was interested in the proposed changes concerning mining, so as, to remain in compliance.

Chairperson Stults stated with the ~~amount~~ *number* of conditions placed on the last permit approved, the Planning Commission felt it necessary to revise the language in the Mining section of the Otsego County Zoning Ordinance to help clarify the requirements of the County's expectations. He also stated the proposed language was available on the County website.

Closed: 6:07 pm

# Otsego County Planning Commission

CORRECTED Minutes for January 21, 2013/Regular Meeting

**Advertised Cases:** Proposed Changes to the Otsego County Zoning Ordinance (Listed above)

## **Unfinished Commission Business:**

Discussions and recommendations to the Board of Commissioners on Otsego County Zoning Ordinance changes:

1. *Section 9.2.4 Livestock Auctions*

Motion made by Mr. Mang to recommend to the Otsego County Board of Commissioners the proposed language in Section 9.2.4 Livestock Auctions, be changed from *...accessory buildings on ten (10) acres or more with a minimum width of...* to read *...accessory buildings on a minimum forty (40) acre site size...* to be consistent with Section 18.20 Livestock Auction Yard/18.20.2; Seconded by Mr. Hartmann.

Motion approved unanimously.

2. *Section 18.1 Accessory Buildings*

Motion made by Mr. Mang to recommend to the Otsego County Board of Commissioners the proposed language in Section 18.1 Accessory Buildings/18.1.3.1, be changed from *...up to a maximum of a four thousand (4000) square foot building.*, to read *...up to a maximum of four thousand (4000) square feet.*; Seconded by Mr. Hilgendorf.

Motion approved unanimously.

3. *Section 18.25 Mining*

Motion made by Mr. Hendershot to recommend to the Otsego County Board of Commissioners the proposed language with the revisions agreed upon by the Planning Commission put forth in Section 18.25 Mining leaving the *'irrevocable letter of credit'* open for discussion; Seconded by Mr. Arndt.

Motion approved unanimously.

Planning Commission members will discuss the matter of the *'irrevocable letter of credit'* further after Mr. Burt, Otsego County Administrator, gathers more information concerning the issue.

## **New Business:**

Article 24 Township Participation/Time limit response concerning Wireless Communications/Zoning Enabling Act change, May 2012.

Chairperson Stults requested the Land Use staff propose language for Article 24/Township Participation to include the time-frame change concerning wireless communications due to the amending of the Michigan Enabling Act/Public Act 143 of 2012.

# Otsego County Planning Commission

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CORRECTED Minutes for January 21, 2013/Regular Meeting

## Reports and Commission Member's Comments:

Lighting issue/Sklarczyk greenhouse-Resolution report/Vern Schlaud, *Interim Director*

Mr. Schlaud submitted a letter stating he had inspected the property and had talked with Mr. Sklarczyk about the lighting issue. Mr. Sklarczyk stated the lights were on a timer to turn off at 10:00 pm and the State and FDA inspected his property.

A report from Otsego County's legal counsel was attached explaining 'Greenhouse Farming Operations' and stated Mr. Sklarczyk's business fell under the Right to Farm Act (RTFA) and that Act superseded the Otsego County Zoning Ordinance.

**Adjournment:** 6:38 pm

Christine Boyak-Wohlfeil, Recording Secretary

Ken Borton, Planning Commission Secretary

# Otsego County Planning Commission

PROPOSED Minutes for March 18, 2013/Regular Meeting

**Call to Order:** 6:00 pm

Pledge of Allegiance

**Roll Call:**

Present: Chairperson Stults, Vice Chairperson Arndt, Mr. Hilgendorf, Mr. Brown, Ms. Nowak, Mrs. Jarecki, Mr. Klee, Mr. Mang

Absent: Secretary Borton, Mr. Hartmann, Mr. Hendershot

Staff Present: Mr. Schlaud, Director, Ms. Boyak-Wohlfeil

Others Present: Phil Alexander, Project Manager/Otsego County Quality of Life Assessment Advisory Committee

Public Present: Steven Verduce

**Approval of minutes from January 21, 2013:**

Chairperson Stults requested the addition of a title after Mr. Schlaud's name on page three (3) under *Reports and Commission Member's Comments* and also changing, ...*Chairperson Stults stated with the amount of conditions...* to ...*with the number of conditions...* at the bottom of page one (1).

Motion made to approve minutes as corrected by Mr. Hilgendorf; Seconded by Mr. Klee.

Motion approved unanimously.

**Consent Agenda:** None

**Other:** Phil Alexander *Quality of Life Assessment Presentation*

Mr. Alexander explained the compilation of the survey results assessed the progress of the quality of life in Otsego County and showed which areas were lacking. It is a tool in determining how our community can continue to be a desired place to live. He stated the *Assessment* was in color on the *Otsego Community Connection* website at [www.otsego.org](http://www.otsego.org) and was much easier to read.

**Public participation for items not on the agenda:** None

**Public Hearing:**

AR/Agricultural Resource, FR/Forest Recreation Zoning Districts/Setback Change

Proposed changes to setbacks in the AR/Agricultural and FR/Forest Recreation zoning districts to reflect the same setbacks as in the Residential zoning districts.

Open: 6:22 pm  
Close: 6:22 pm

# Otsego County Planning Commission

PROPOSED Minutes for March 18, 2013/Regular Meeting

## Advertised Cases:

AR/Agricultural Resource, FR/Forest Recreation Zoning Districts/Setback Change

Proposed Changes to the Otsego County Zoning Ordinance concerning setbacks in the AR/FR Zoning Districts (*Listed above*)

Chairperson Stults stated the Township responses showed Charlton and Chester Townships were in favor of the proposed changes to the setbacks in the AR/FR zoning districts and Corwith, Livingston and Otsego Lake recommended they remain the same. After discussion, Mr. Mang made the following motion:

Motion made by Mr. Mang *not to recommend* to the Otsego County Board of Commissioners the proposed changes to setbacks in the AR/Agricultural Resource and FR/Forest Recreation zoning districts; Seconded by Ms. Nowak.

*Roll call vote:* Chairperson Stults: yes, Vice Chairperson Arndt: no, Mr. Hilgendorf: no, Mr. Brown: no, Ms. Nowak: no, Mrs. Jarecki: yes, Mr. Klee: no, Mr. Mang: yes.

*Yes vote:* 3

*No vote:* 5

*Motion fails, 3-5.*

Chairperson Stults requested another motion be presented for a vote.

Motion made by Mr. Brown *to recommend* to the Otsego County Board of Commissioners the proposed changes to setbacks in the AR/Agricultural Resource and FR/Forest Recreation zoning districts reflect the same as in the Residential districts; Seconded by Mr. Hilgendorf.

*Roll call vote:* Mr. Mang: no, Mr. Klee: yes, Mrs. Jarecki: no, Ms. Nowak: yes, Mr. Brown: yes, Mr. Hilgendorf: yes, Vice Chairperson Arndt: yes, Chairperson Stults: no.

*Yes vote:* 5

*No vote:* 3

*Motion passes, 5-3.* Proposed setback changes recommended to Otsego County Board of Commissioners.

## Unfinished Commission Business:

1. Recommendation to the Board of Commissioners on Section 18.25/Mining/Feedback on language concerning an 'irrevocable letter of credit'.

Motion made by Mr. Mang to recommend to the Otsego County Board of Commissioners proposed language concerning an 'irrevocable letter of credit' in Section 18.25/Mining; Seconded by Ms. Nowak.

Motion approved unanimously.

2. Staff recommendations/Article 24 Township Participation/Time limit response concerning Wireless Communications/Zoning Enabling Act change, May 2012/Seeking approval to forward to Townships

# Otsego County Planning Commission

## PROPOSED Minutes for March 18, 2013/Regular Meeting

After recommendations from the County attorney to address other sections in the Zoning Ordinance concerning wireless communications, Mr. Schlaud and Mr. Mang will construct proposed language for Section 18.46/Wireless Communications to reflect Public Act 143 of 2012, amending the Michigan Enabling Act.

3. Discussion on Otsego County Zoning Ordinance Changes: Numbering issues/Outdated references/Section Additions/Grammatical errors.../Seeking approval to forward to Townships

Chairperson Stults requested the proposed changes to the Otsego County Zoning Ordinance be sent to Townships for comment; Members in agreement.

4. Highway Interchange District/Seeking approval to forward to Townships
  - a. Otsego Lake Township letter recommending addition to zoning districts

The Planning Commission members agreed to send the addition of the Highway Interchange District to Townships for input, also.

### **New Business:**

1. 2012 Planning Commission Annual Report

Chairperson Stults stated the Otsego County Board of Commissioners had approved the 2012 Planning Commission Annual Report.

### **Reports and Commission Member's Comments:**

Mr. Schlaud reported the next Planning Commission meeting will be held in the new Land Use Services location at 1324 Hayes Road, Gaylord, Michigan. The department will be moving the week of April 8<sup>th</sup>.

Chairperson Stults stated the final rezoning issue with Michaywe's boundaries had been sent to Bagley Township for their input and the lengthy process would soon be concluded.

**Adjournment:** 7:30 pm

Christine Boyak-Wohlfeil, Recording Secretary

Ken Borton, Planning Commission Secretary

The Otsego County Planning Commission is recommending the following changes to setbacks in the **FR/Forest Recreation** and **AR/Agricultural Resource Districts** to coincide with Residential setbacks:

**ARTICLE 14 SCHEDULE OF DIMENSIONS**

14.1 Table 1 – LIMITING HEIGHT, DENSITY AND AREA BY ZONING DISTRICTS (See also Article 18.1 Accessory Buildings and Article 19 General Exceptions for Area, Height and Use)

Zoning District	R1 & R2	R3	RR	FR & AR	Reserved for future use	Reserved for future use
Min Lot Area (square feet)	20,000 .46 acre	40,000 .92 acre	20,000 .46 acre	88,000 2.02 acre		
Min Front Setback (b, j)	25 ft	25 ft	25 ft	25 ft		
Max Front Setback	NA	NA	NA	NA		
Min Side Setback	10 ft	10 ft	10 ft	10 ft		
Min Rear Setback	30 ft(a,h)	30 ft(a,h)	30 ft(a,h)	30 ft (a,h)		
Min Lot Width	100 ft 150 ft Duplex	100 ft	100 ft	150 ft AR 300 ft Duplex		
Max % Lot Coverage	25%	25%	25%	30%		
Max Building Height (l)	35 ft (g)	35 ft (g)	35 ft (g)	35 ft (g)		
Min Ground Floor Area of Principal Structure (square feet)	720 (i)	720 (i)	720 (i)	720 (i)		
Min Width of Principal Structure	20 ft (i)	11 ft (i)	20 ft (i)	11 ft (i)		

Zoning District	B1	B2	B3	I		
Min Lot Area (square feet)	10,000	10,000	20,000	40,000		
Min Front Setback	30 ft (e)	30 ft (e)	30 ft (e)	30 ft (e)		
Max Front Setback	NA	NA	NA	NA		
Min Side Setback	10 ft ( c )					
Min Rear Setback	20 ft (a,d,f)	20 ft (a,d,f)	20 ft (a,d,f)	20 ft (a,d,f)		
Min Lot Width (k)	100 ft	100 ft	100 ft	100 ft		
Max % Lot Coverage	NA	NA	NA	NA		
Max Building Height (l)	35 ft (g)	35 ft (g)	35 ft (g)	35 ft (g)		
Min Ground Floor Area Principal Structure (square feet)	NA	NA	NA	NA		
Min Width of Principal Structure	NA	NA	NA	NA		

Minimum front, side and rear setbacks, and maximum lot coverage modifications of up to twenty-five percent (25%) may be approved by the Zoning Administrator for nonconforming lots, as described in Article 18.26.1 and 18.26.2.

Note a: Lots within five hundred (500) feet of lakes, ponds, flowages, rivers, streams: See Article 15, LOTS NEAR WATER.

Note b: Where the front yards of two (2) or more principal buildings in any block, or within five hundred (500) feet in existence at the time of the passage of this Ordinance (or amendment thereto), in the same zoned district or the same side of the road are less than the minimum front yard setback, then any principal building subsequently erected on the same side of the road shall not be required to provide a greater setback than the average for the existing two (2) or more principal buildings.

Note c: On the exterior side yard which borders on a residential district, there shall be provided a setback of not less than twenty (20) feet on the residential side in B1, B2, B3 and Highway Commercial Interchange Districts.

Note d: Loading and unloading space shall be provided in the rear yard in the ratio of at least ten (10) square feet per linear foot of front building wall. Loading space shall not be counted as required off-street parking. Loading zones may be located in other non-required yards if screened or obscured from view from public streets and residential districts.

Note e: Off-street parking may be permitted in the front yard, except that a ten (10) foot wide landscaped buffer is maintained between the front lot line (or right-of-way line) and the parking area.

Note f: No building shall be placed closer than forty (40) feet to the outer perimeter of such district or property line when said use abuts a residential district boundary.

Note g: Subject to approval by the Planning Commission, the maximum height of buildings may be permitted to exceed the maximum stated in the Schedule by up to fifty percent (50%) in R1, R2, R3, RR, B1 and B2 Districts, and up to one hundred (100%) in all other districts, provided that the applicant can demonstrate that no good purpose would be served by compliance with maximums stated, (as in the case of steep topography, a Planned Unit Development, or larger site); and further, there is no conflict with airport zoning height restrictions; fire safety is maintained *subject* to local fire authority approval; and the light, air and/or scenic views of adjoining property is not impaired. The Planning Commission and or Zoning Board of Appeals cannot allow a WTG height greater than allowed in Section 15.47 or a Wireless Telecommunication Towers and Facilities greater than the height allowed in the Zoning District PRINCIPAL USES PERMITTED or PERMITTED USES SUBJECT TO SPECIAL CONDITIONS. Also see Article 19 general *Exceptions* for Area, Height, and Use.

**Note h: Section 18.1 allows a rear setback of ten (10) feet for accessory buildings.**

Note i: The foregoing standards shall not apply to a mobile home located in a licensed mobile home park except to the extent required by state or federal law or otherwise specifically required in this Ordinance.

Note j: In instances where the property is adjacent to a public right of way or ingress egress easement dedicated as permanent adequate access to one (1) or more lots, the setback shall be measured from that right of way for ingress egress easement.

Note k: Specific allowable uses have greater minimum lot widths as required in the Zoning District allowable use lists.

Note l: Specific allowable uses have greater allowable heights as stated in the Zoning District allowable use lists, Article 18 and Article 19, Section 19.3 Height Limits, of this ordinance.

The Otsego County Planning Commission and the Otsego County Zoning Board of Appeals are recommending that **Section 9.2.4** be amended to contain matching language found in **Section 18.20.2**.

**Recommended new language:**

**9.2.4** Livestock auction yards with accessory buildings on a minimum **forty (40) acre** site size, provided that there is no nuisance imposed upon the surrounding farms or dwellings.

The Otsego County Planning Commission and the Otsego County Zoning Board of Appeals are recommending the following to clarify that a land owner is allowed a maximum of four thousand (4000) square feet of accessory buildings.

**SECTION 18.1 ACCESSORY BUILDINGS**

**Recommended corrected language:**

**18.1.3.1** Where the lot is larger than the minimum size for that zoning district, the total accessory building square footage may be increased proportionally to the lot size in the following manner: twenty-five (25) square feet increase in allowable accessory buildings for every one thousand (1,000) square feet that the lot exceeds minimum lot size, **up to a maximum of four thousand (4,000) square feet.**

The Otsego County Planning Commission is recommending the following changes and additions to **Section 18.25** and also the changes and renumbering to **Section 8 Forestry Recreation, Section 9 Agricultural Resource** and **Section 13 Industrial** in regards to mining.

**SECTION 18.25 MINING, GRAVEL, SAND, CLAY, TOP SOIL, and MARL**

Allowed as a use Subject to Special Conditions in the (AR), (FR) and (I) zoning districts:  
The Michigan Zoning Enabling Act, Act 110 of 2006, may allow this Use in other Zoning Districts:

**18.25.1 Site Development Requirements/Restrictions:**

The following Site Development Requirements shall be followed:

**18.25.1.1** **The site size shall be a minimum of ten (10) acres.**

Setback Area: Setbacks in which no part of the mining operation may take place excepting ingress and egress shall be as follows:

Excavation below the existing grade of adjacent roads or property lines shall not take place within fifty (50) feet from any adjacent property line or road right-of-way line. This shall include any sloping during the reclamation of the site.

No machinery shall be erected or maintained within one hundred (100) feet of any property or road right-of-way line.

On any site that is adjacent to lakes, rivers, streams or flowages of water that appear on most Geological Survey Quadrangle maps, the Otsego County Planning Commission reserves the right to increase the minimum set-back to a distance greater than fifty (50) feet to ensure the maintenance of safe healthy conditions on the shorelands within Otsego County.

- 18.25.1.2 The area permitted for mining shall be marked with stakes or other markers as approved by the zoning administrator at all corners before the operation commences, and shall be maintained until the reclamation is approved in writing by the zoning administrator.
- 18.25.1.3 Sufficient native topsoil shall be left on the site as a ready resource to be used in reclamation work following excavation/extraction activity, unless an alternative or replacement plan is approved by the Planning Commission.
- 18.25.1.4 Physical isolation from residential properties shall be considered in locating development facilities. Topography, vegetation, screening devices and earth stockpiles may be used to accomplish this.
- 18.25.1.5 If necessary to protect the welfare of surrounding properties the access routes serving the site may be specified by the Planning Commission with input from the Otsego County Road Commission.
- 18.25.1.6 All structures, equipment and machinery shall be considered temporary and shall be removed upon completion of the mining, excavation, extraction or filling. Items not related to the operation shall not be stored at the site.
- 18.25.1.7 Interior access roads, parking lots, haul road loading and unloading areas shall be maintained so as to limit the nuisance caused by windblown dust.
- 18.25.1.8 The operation of mechanical equipment of any kind may be limited by the day(s) and/or hours by the Planning Commission.
- 18.25.1.9 Processing may be limited to only the materials extracted from the site. If the Operator intends to bring in off-site materials, Planning Commission approval is required.
- 18.25.1.10 Air pollution, noise and vibration factors shall be controlled within the limits governed by State and/or Federal regulations applicable to the facility.
- 18.25.1.11 All required Soil Erosion permit(s) shall be secured prior to the commencement of any operation. The Soil Erosion permit shall be issued for the same period of time as the permit for the operation and reclamation.

**18.25.2 Reclamation:**

**Intent: To prevent negative impacts to soil, water and air resources in and near mined areas. To restore the quality of the soils to their pre-mining level and to maintain or improve landscape visual and functional quality. All reclamation plans shall comply with all applicable Federal, State, Local and Tribal laws related to mining and mined land reclamation.**

- 18.25.2.1 Develop a reclamation plan that is consistent with the site capability, the planned land use and the landowner's conservation objectives. Include the practices necessary to reclaim and stabilize the mined areas to prevent further degradation of soil, water, air, plant and animal resources.

- 18.25.2.2 Dust control. Control the generation of particulate matter and fugitive dust during removal and replacement of soil and other materials. Detail the practices and activities necessary for dust control in the plans and specifications.
- 18.25.2.3 Properly identify areas for preservation including those containing trees, vegetation, historic structures, stream corridors, natural springs or other important features.
- 18.25.2.4 Remove trees, logs, brush, rubbish and other debris from disturbed areas that will interfere with reconstruction and reclamation operations. Dispose of these undesirable materials so they will not create a resource problem or interfere with reclamation activities and the planned land use.
- 18.25.2.5 Shape the land surface to provide adequate surface drainage and to blend into the surrounding topography. Use erosion control practices to reduce slope lengths where sheet and rill erosion will exceed acceptable levels.
- 18.25.2.6 Use sediment trapping practices such as filter strips, riparian forest buffers, contour buffer strips, sediment basins or similar practices to trap sediment before it leaves the project site. Establish drainage ways with sufficient capacity and stability to carry concentrated runoff from the reclaimed area into receiving streams without causing erosion.
- 18.25.2.7 Do site preparation, planting and seeding at a time and in a manner to ensure survival and growth of the selected species. In the plans and specifications, identify the criteria for successful establishment of vegetation such as minimum percent ground/canopy cover, percent survival and irrigation for initial establishment or stand density. Apply soil amendments and or plant nutrients as appropriate, according to the requirements of NRCS Conservation Practice Standard Nutrient Management (590). If the recommended fertilizer rate exceeds the criteria in NRCS Conservation Practice Standard Nutrient Management (590), use appropriate mitigating practices to reduce the risk of nutrient losses from the site. Use vegetation adapted to the site that will accomplish the desired purpose. Preference shall be given to native species in order to reduce the introduction of invasive plant species; provide management of existing invasive species; and minimize the economic, ecological, and human health impacts that invasive species may cause. If native plant materials are not adaptable or proven effective for the plant use, then non-native species may be used. Refer to the Field Office Technical Guide, Section II, Invasive Plant Species, for plant materials identified as invasive species.
- 18.25.2.8 Identify in the plans and specifications the species, rates of seeding or planting, minimum quality of planting stock, such as PLS or stem caliper, and method of establishment. Use only viable, high quality seed or planting stock. Use local NRCS criteria for seedbed preparation, seeding rates, planting dates, depths and methods.

**18.25.3 Restore the Quality of Soils to Their Pre-mining Level**

- 18.25.3.1 Complete a detailed soil survey of the proposed mine area if suitable soils information is not available. Use the soil survey information to determine the extent and location of prime farmland soils.
- 18.25.3.2 Remove all upper soil horizons from the project area that are suitable for reconstruction before operations commence.

- 18.25.3.3 Separate soils identified with high electrical conductivity, calcium carbonate, sodium or other restrictive properties, and treat if practicable.
- 18.25.3.4 Removal of overburden material for use as topsoil. Selected overburden materials can be substituted for or added to the A and B horizons if field observations and/or chemical and physical laboratory analyses demonstrate that the material, or a mixture of overburden and original topsoil, is suited to restoring the capability and productivity of the original A and B horizon material. Analyze overburden materials for pH, sulfide content, organic matter, nitrogen, phosphorus, potassium, sodium absorption ratio, electrical conductivity, texture and available water holding capacity. If the overburden material is determined to be suitable for topsoil, remove and separate from other materials and replace according to the requirements for topsoil placement.
- 18.25.3.5 Storage of soil materials. Stockpile soil materials to be used as topsoil until they are needed for reclamation. Locate stockpiles to protect against wind and water erosion, dust generation, unnecessary compaction and contamination by noxious weeds, invasive species or other undesirable materials.
- 18.25.3.6 Replacement of soil material. When placing cover materials, treat graded areas to eliminate slippage surfaces and promote root penetration before spreading topsoil. Spread topsoil so the position and thickness of each horizon is equivalent to the undisturbed soil without causing excess compaction the moist bulk density and soil strength of the reconstructed soil must support plant growth at a level equivalent to that of a similar layer in undisturbed soil.
- 18.25.3.7 Reclaim the site to maintain or improve visual quality based on the scenic quality of the reclaimed site as well as the function of the site for the end land use. Plan the reclamation to be compatible with the topography and land cover of the adjacent landscape. Focus on areas of high public visibility, and those offering direct or indirect human and wildlife benefits.
- 18.25.3.8 Grade and shape spoil piles and borrow areas to blend with the adjacent landscape topography to the extent practicable.
- 18.25.3.9 Develop a planting plan that mimics the species, arrangement, spacing and density of plants growing on adjacent landscapes. Choose native species of erosion control vegetation and other plant materials where practical. Arrange plantings to screen views, delineate open space, act as windbreaks, serve as parkland, wildlife habitat or protect stream corridors.

**18.25.4 Plans and Specifications:**

- 18.25.4.1 Plans and specification for Land Reclamation-Currently Mined Land shall be in keeping with this standard and shall describe the requirements for applying the practice to achieve its intended purpose.

**18.25.5 Application Procedure:**

An application for Mining- Gravel, Sand, Clay, Top Soil or Marl, shall contain all of the following:

- 18.25.5.1 Name and address of owner(s) of land where mining, excavation, extraction or filling are proposed to take place.
- 18.25.5.2 Name, address and telephone number of person, firm or corporation who will be conducting the actual operation. This person, firm or corporation shall be referred to as operator.

18.25.5.3 A current Survey and legal description of the site where the proposed operation is to take place.

18.25.5.4 A site plan complying with all requirements of Article 20 of the Otsego County Zoning Ordinance in addition to showing all of the following:

a. The mining area:

**Setbacks in which no part of the mining operation may take place excepting ingress and egress shall be as follows:**

**Excavation below the existing grade of adjacent roads or property lines shall not take place within fifty (50) feet minimum from any adjacent property line or road right-of-way line. This shall include any sloping during the reclamation of the site.**

**On any site that is adjacent to lakes, rivers, streams or flowages of water that appear on most Geological Survey Quadrangle maps, the Otsego County Planning Commission reserves the right to increase the minimum set-back to a distance greater than fifty (50) feet to ensure the maintenance of safe healthy conditions on the shorelands within Otsego County.**

b. The placement of all equipment to be used during the operation.

**No machinery shall be erected or maintained within one hundred (100) feet of any property or road right-of-way line.**

c. Required Screening of the site shall be in compliance with standards of Section 18.18 of the Otsego County Zoning Ordinance.

**If the operator chooses to use a berm to achieve the required screening, the berms shall be placed no closer than twenty (20) feet to any property line.**

d. The proposed ingress and egress at the site and route(s) to be used to access the site when not located on a primary road. The route(s) for ingress and egress when not located on a primary road shall have written approval from the Otsego County Road Commission.

**The operator shall be responsible for all road damage to public roads caused as a result of the operation.**

e. The type and location of any proposed accessory uses. The Planning Commission may approve vehicle maintenance, sorting, crushing, concrete mixing, asphalt batching and other uses as accessory uses subject to conditions placed upon the accessory uses.

**18.25.6 Operational Plan including the following:**

18.25.6.1 The Operational plan shall be in written form.

18.25.6.2 The written plan shall indicate the proposed size, depths, methods of operation, and type of material(s) to be mined, excavated, extracted or filled.

18.25.6.3 The written plan shall indicate the phases of operation and ending date for each phase.

18.25.6.4 The written plan shall indicate the method by which the operation shall be secured from entry during hours of non-operation.

18.25.6.5 The written plan shall indicate the proposed hours and days of operation.

**18.25.7 Reclamation Plan:**

18.25.7.1 A written detailed reclamation plan meeting all of the requirements of 18.25.2, 18.25.3 shall be submitted with the application and operational plan. The submitted reclamation plan shall include photographs of the site prior to commencement of the proposed operation.

18.25.7.2 The written reclamation plan shall be approved by Planning Commission and may have additional conditions placed upon it prior to final approval.

18.25.7.3 The approved site plan and/or reclamation plan may be revised at any time by mutual consent of the operator and the Planning Commission to adjust to changed conditions, technology or to correct an oversight. Any costs to amend the plan(s) are to be borne by the initiating party. The Planning Commission may require the modification of the approved Site plan and/or reclamation plan when:

- a. Modification of the plan is necessary so that it will conform to existing laws.
- b. It is found that the previously approved plan is clearly impractical to implement and maintain.
- c. The approved plan is obviously not accomplishing the intent of the Ordinance.
- d. Any modification shall be subject to all provisions of Article 16 and Article 20.

**18.25.8 Approval Process:**

18.25.8.1 All approvals shall be made in accordance with the process prescribed in Article 16 Permitted Uses Subject to Special Conditions.

**18.25.9 Performance Guarantees:**

After a special use permit application has been approved, but before the permit is issued, the applicant shall file with the Otsego County Clerk, a performance guarantee in the form of a cash deposit, certified check, irrevocable letter of credit, or surety bond acceptable to the Planning Commission and conditioned on faithful performance of all requirements under Section 18.25 and the permit.

The performance guarantee shall cover that area of land within the permit area on which the applicant will initiate and conduct the mining and rehabilitation operations. The amount of the performance guarantee shall be determined by the Planning Commission and shall reflect the rehabilitation requirements of the permit and the probable difficulty of the rehabilitation, giving consideration to such factors as topography, geology of the site, hydrology, and re-vegetation potential. The amount of the performance guarantee shall be sufficient to assure the completion of the rehabilitation plan if the rehabilitation had to be performed by the County in the event of non-performance by the applicant. Any cash deposit of certified funds shall be refunded to the applicant in the following manner:

- a. One-third (1/3) of the cash deposit after completion of one-third (1/3) of the rehabilitation plan;
- b. Two-thirds (2/3) of the cash deposit after completion of two-thirds (2/3) of the rehabilitation plan;
- c. The balance at the completion of the rehabilitation plan. Any irrevocable letter of credit or surety bond shall be returned to the applicant upon completion of the rehabilitation plan.

In order to receive a refund of the performance guarantee as provided for in subsections (a) through (c) above, the applicant shall file a written request with the Zoning Administrator. The written request shall include the type and dates of rehabilitation work performed, and a description of the results achieved as they relate to the applicant's rehabilitation plan. Within thirty (30) days after receiving the written request for a refund of the performance guarantee, the Zoning Administrator shall conduct an inspection and evaluation of the rehabilitation work performed. The evaluation shall consider, among other things, the degree of difficulty to complete any remaining rehabilitation, whether pollution of surface and subsurface water is occurring, the probability of continuance of future occurrence of the pollution, and the estimated cost of abating the pollution. Within thirty (30) days after the inspection, the Zoning Administrator shall send written recommendations to the Planning Commission indicating approval, partial approval, rejection, or approval with conditions, of the rehabilitation work performed by the applicant, along with a statement of the reasons for any rejections.

The Planning Commission shall approve, partially approve, or reject the rehabilitation work performed by the applicant with the recommendation of the Zoning Administrator's written statement, and shall notify the applicant in writing of the action of the Planning Commission. Where partial approval is granted the applicant shall be refunded a portion of the performance guarantee that is proportionate to the cost of the rehabilitation work approved. Upon approval or partial approval by the Planning Commission, the County Clerk shall refund the performance guarantee or a portion thereof as specified by the Planning Commission to the applicant.

**18.25.10 Inspection:**

18.25.10.1 Mining, excavation, extraction or filling permits granted for a period exceeding one (1) year shall be inspected a minimum of once a year during the operation period and a minimum of each one hundred (100) days during restoration, by the Zoning Administrator to insure compliance with the permit and Ordinance. The operator shall pay an inspection fee, as determined by the Otsego County Board of Commissioners, for each inspection to cover the costs of extraction and reclamation inspections required by this section within thirty (30) days of the invoice being sent to them or they will be in violation of the Special Use Permit.

**18.25.11 Certificate of completion:**

- 18.25.11.1 A certificate of completion shall be issued to the operator when the Zoning Administrator makes the following determination.
- 18.25.11.2 All evidence of the operation has been removed from the site.
- 18.25.11.3 All required grading of the site has been completed.
- 18.25.11.4 All required re-vegetation of the site has been completed and initial growth has begun and there is no erosion present.
- 18.25.11.5 Completion and approval of the soil erosion permit has been given.

**18.25.12 Evidence of Continuing Use:**

18.25.12.1 When activities on or the use of the mining area, or any portion thereof, have ceased for more than one (1) year or when, by examination of the premises or other means, the Zoning Administrator determines a manifestation of intent to abandon the mining area, the Zoning Administrator shall give the operator written notice of their intention

to declare the mining area or portion thereof abandoned. Within thirty (30) days following receipt of said notice, the operator shall have the opportunity to rebut the Zoning Administrator's evidence and submit other relevant evidence to the contrary. If the Zoning Administrator finds the operator's evidence of continued use satisfactory, he/she shall not declare abandonment.

**18.25.13 Transference of a Special Use Permit:**

18.25.13.1 Permits for surface mining shall be issued to the operator. If an operator disposes of his interest in an extraction area prior to final reclamation by sale, lease, assignment, termination of lease, or otherwise, the Planning Commission may release the operator from the duties imposed upon him by this Ordinance, as to the operation, but only if the successor, operator, or property owner assumes the obligations of the former operator with reference to the reclamation activities. At that time, the Special Use Permit may be transferred.

**18.25.14 Permit Extension:**

18.25.14.1 All requests for an extension/renewal of a Special Use Permit shall for mining, excavation, extraction or filling follow the same process as a request for a new permit.

**18.25.15 Permit Expiration:**

18.25.15.1 If approval for a Special Use Permit for mining, excavation, extraction or filling is granted by the Otsego County Planning Commission it shall be for a specific period of time not to exceed five (5) years and shall specify the period of restoration which cannot extend more than eighteen (18) months beyond the permitted time for operation.

The following additions to the existing articles are recommended.

**ARTICLE 8 FR/FORESTRY RECREATION DISTRICT**

**8.2.16** Surface mining of gravel, sand, clay, topsoil or marl

**ARTICLE 9 AR/AGRICULTURAL RESOURCE DISTRICT**

**9.2.17** Surface mining of gravel, sand, clay, topsoil or marl

**ARTICLE 13 I/INDUSTRIAL DISTRICT**

Allowed as a Principal Use Permitted in the (I) Industrial Zoning District: Change to a Special Use

**Section 13.2 Permitted Uses Subject to Special Conditions:**

**13.2.7** Surface mining of gravel, sand, clay, topsoil or marl

Renumber sections to correlate.

- 9.1.19 Roadside stands (agricultural-temporary) off the road right-of-way, provided that the stand be operated only seasonally, that hours not exceed dawn to dusk, that large equipment, including semi-tractor-trailers, not be parked at the site, and that the parking requirements of Article 18.27 be observed.
- 9.1.20 Veterinary hospitals, clinics with indoor kennel [Permit criteria include Article 18.45]
- 9.1.21 Travel trailers (on private property) [Permit criteria include Article 18.33]
- 9.1.22 Home occupation
- 9.1.23 Farm buildings, in existence at the time of the adoption of this amendment and no longer used in support of agricultural interests, may be used as rental property for storage of individually owned items.
  - 9.1.23.1 So as to alleviate noise and traffic associated with commercial activities and thus maintain the rural, open space, character of the area, the rental shall not be made into commercial enterprises.
  - 9.1.23.2 All applicable sections of the zoning Ordinance apply.
  - 9.1.23.3 The Zoning Administrator may opt to refer the application to the Planning Commission if there are unusual circumstances.
- 9.1.24 Wireless Telecommunications Towers and Facilities one hundred ninety (190) feet or less in height without lights [Permit criteria include Article 18.46.2]
- 9.1.25 Structures for storage of the owner’s personal non-farm possessions and non-commercial activities. These structures shall not be used as dwellings. Structures shall meet the size requirements of Section 18.1.3.
- 9.1.26 WTG Building-Mounted: Permitted as an accessory use to an allowed Principal Use.
- 9.1.27 WTG Small: Permitted as an accessory use to an allowed Principal Use.
- 9.1.28 WTG Medium: Permitted as an Accessory Use to an allowed Principal Use.

**SECTION 9.2 PERMITTED USES SUBJECT TO SPECIAL CONDITIONS**

The following uses may be permitted, subject to the conditions herein imposed for each use, the review standards of Article 16 and only after the review and approval of the site plan by the Planning Commission. [See Article 18 for applicable Specific Requirements for Certain Uses, if any and Article 20 for Site Plan Requirements.]

- 9.2.1 Public and private parks, recreational facilities, and public or private non-profit schools offering courses in general education when the use is not, to the extent practical, placed on soils predominantly rated as having high agricultural productivity in comparison with other farm land in Otsego County.
- 9.2.2 Recreation farms, dude ranches (so called), and sportsmen's clubs provided the farm land base remains essentially intact, that the number of new and/or expanded buildings be limited in scale, in so far as is practical, to that typical of a farm, and further, no activities shall cause the depletion or erosion of agricultural soils (dust, vehicle tracks, stream bank breakdown, etc.).
- 9.2.3 Permanent forest industries, including permanent sawmills, planing mills, veneer mills and related operations, provided:
  - 9.2.3.1 There is a complete clean-up of discarded wastes following the cessation of activity.

- 9.2.3.2 There are no nuisances imposed upon tourist service facilities or outdoor recreation uses in the immediate vicinity.
- 9.2.3.3 The site of the proposed use encompasses an area of at least five (5) acres.
- 9.2.4 Livestock auction yards with accessory buildings on ten (10) acres or more with a minimum width of six hundred (600) feet, provided that there is no nuisance imposed upon the surrounding farms or dwellings.
- 9.2.5 Commercial outdoor sport and recreational facilities, outdoor musical entertainment
- 9.2.6 Driving ranges
- 9.2.7 Game preserves
- 9.2.8 Gasoline stations with or without store
- 9.2.9 Detention facilities
- 9.2.10 Shooting ranges (outdoor)
- 9.2.11 Recreation camps, resorts or housekeeping units
- 9.2.12 Restaurants and/or taverns (without drive-through service)
- 9.2.13 Dog grooming and kennel facilities [Permit criteria include Article 18.45]
- 9.2.14 Golf courses and country clubs [Refer to Articles 4.2.5 and 18.11]
- 9.2.15 Hunt clubs (commercial)
- 9.2.16 Airport with appurtenant facilities, when approved by the Planning Commission after a hearing, provided the operating characteristics are deemed not to conflict with wildlife habitat areas, wilderness areas, housing areas, and facilities or uses having high concentrations of people (schools, hospitals, etc.).
- 9.2.17 Surface mining (gravel, sand, etc)
- 9.2.18 Travel trailer courts
- 9.2.19 Campgrounds (commercial)
- 9.2.20 Race tracks
- 9.2.21 Wireless Telecommunications Towers and Facilities over one hundred ninety (190) feet in height, or with lights
- 9.2.22 WTG Large
- 9.2.23 Anemometer Tower
- 9.2.24 Unlisted property uses if authorized under Article 18.44.

**ARTICLE 14 SCHEDULE OF DIMENSIONS**

14.1 Table 1 - LIMITING HEIGHT, DENSITY, AND AREA BY ZONING DISTRICTS (See also Article 18.1 Accessory Buildings and Article 19 General Exceptions for Area, Height, and Use)

Zoning District	R1 & R2	R3	RR	FR & AR	Reserved for future use
Min. Lot Area (Square feet)	20,000 .46 acre	40,000 .92 acre	20,000 .46 acre	88,000 2.02 acre	
Min. Front Setback (b)(j)	25 ft	25 ft	25 ft	50 ft	
Max. Front Setback	NA	NA	NA	NA	
Min. Side Setback	10 ft	10 ft	10 ft	20 ft	
Min. Rear Setback	30 ft (a, h)	30ft (a, h)	30 ft (a, h)	40 ft (a)	
Min. Lot width (k)	100 ft 150 ft Duplex	100 ft	100 ft	150 ft AR 300 ft Duplex	
Max. % lot coverage	25%	25%	25%	30%	
Max. Building height (l)	35 ft (g)	35 ft (g)	35 ft (g)	35 ft (g)	
Min. Ground Floor area of principal structure (Square feet)	720 (i)	720 (i)	720 (i)	720 (i)	
Min. Width of principal structure	20 ft (i)	11ft (i)	20 ft (i)	11 ft (i)	

Zoning District	B1	B2	B3	I	Reserved for future use
Min. Lot Area (Square feet)	10,000	10,000	20,000	40,000	
Min. Front Setback	30 ft (e)	30 ft (e)	30 ft (e)	30 ft (e)	
Max. Front Setback	NA	NA	NA	NA	
Min. Side Setback	10 ft (c)	10 ft (c)	10 ft (c)	10 ft (c)	
Min. Rear Setback	20 ft (a, d, f)				
Min. Lot width (k)	100 ft	100 ft	100 ft	150 ft	
Max. % lot coverage	NA	NA	NA	NA	
Max. Building height (l)	35 ft (g)	35 ft (g)	35 ft (g)	35 ft (g)	
Min. Ground Floor area principal structure (Square feet)	NA	NA	NA	NA	
Min. Width of principal structure	NA	NA	NA	NA	

Minimum front, side and rear setbacks, and maximum lot coverage modifications of up to twenty-five percent (25%) may be approved by the Zoning Administrator for nonconforming lots, as described in Article 18.26.1 and 18.26.2.

Note a: Lots within five hundred (500) feet of lakes, ponds, flowages, rivers, streams: See Article 15 LOTS NEAR WATER.

Note b: Where the front yards of two (2) or more principal buildings in any block, or within five hundred (500) feet in existence at the time of the passage of this Ordinance (or amendment thereto), in the same zoned district or the same side of the road are less than the minimum front yard setback, then any principal building subsequently erected on the same side of the road shall not be required to provide a greater setback than the average for the existing two (2) or more principal buildings.

Note c: On the exterior side yard which borders on a residential district, there shall be provided a setback of not less than twenty (20) feet on the residential side in B1, B2 & B3 Districts.

Note d: Loading and unloading space shall be provided in the rear yard in the ratio of at least ten (10) square feet per linear foot of front building wall. Loading space shall not be counted as required off-street parking. Loading zones may be located in other non-required yards if screened or obscured from view from public streets and residential districts.

Note e: Off-street parking may be permitted in the front yard, except that a ten (10) foot wide landscaped buffer is maintained between the front lot line or right-of-way line, and the parking area.

Note f: No building shall be placed closer than forty (40) feet to the outer perimeter of such district or property line when said use abuts a residential district boundary.

Note g: Subject to approval by the Planning Commission, the maximum height of buildings may be permitted to exceed the maximum stated in the Schedule by up to fifty percent (50%) in R1, R2, R3, RR, B1 and B2 Districts, and up to one hundred percent (100%) in all other districts, provided that the applicant can demonstrate that no good purpose would be served by compliance with maximums stated, (as in the case of steep topography, a Planned Unit Development, or larger site); and further, there is no conflict with airport zoning height restrictions; fire safety is maintained subject to local fire authority approval; and the light, air and/or scenic views of adjoining property is not impaired. The Planning Commission and/or Zoning Board of Appeals cannot allow a WTG height greater than allowed in Section 18.47 or Wireless Telecommunication Towers and Facilities greater than the height allowed in the Zoning District PRINCIPAL USES PERMITTED or PERMITTED USES SUBJECT TO SPECIAL CONDITIONS. [Also see Article 19 GENERAL EXCEPTIONS FOR AREA, HEIGHT AND USE.]

Note h: Section 18.1 allows a rear setback of ten (10) feet for accessory buildings.

Note i: The foregoing standards shall not apply to a mobile home located in a licensed mobile home park except to the extent required by state or federal law or otherwise specifically required in this Ordinance.

Note j: In instances where the property is adjacent to a public right of way or ingress egress easement dedicated as permanent adequate access to one (1) or more lots, the setback shall be measured from that right of way or ingress egress easement.

Note k: Specific allowable uses have greater minimum lot widths as required in the Zoning District allowable use lists.

Note l: Specific allowable uses have greater allowable heights as stated in the Zoning District allowable use lists, Article 18 and Article 19, Section 19.3 HEIGHT LIMIT, of this ordinance.

## ARTICLE 18 SPECIFIC REQUIREMENTS FOR CERTAIN USES

### SECTION 18.1 ACCESSORY BUILDINGS

- 18.1.1 Accessory buildings in the R1, R2, R3 & RR Districts shall be subject to the side and front yard setback requirements as regulated in Article 14 SCHEDULE OF DIMENSIONS, but need not be farther than ten (10) feet from the rear property line.
- 18.1.2 In Residential Districts all accessory buildings and uses shall be in the rear yard except in the case of one detached private garage which may be allowed in the side or front yard, provided it maintains the setback requirements as regulated in Article 14 SCHEDULE OF DIMENSIONS.
- 18.1.3 Detached accessory buildings for residential use in any district shall not exceed a total ground floor area of: twelve hundred (1,200) square feet in R1, R2 and RR, and two thousand (2,000) square feet in R3, FR and AR, except:
- 18.1.3.1 Where the lot is larger than the minimum size for that zoning district, the total accessory building square footage may be increased proportionally to the lot size in the following manner: twenty-five (25) square feet increase in allowable accessory buildings for every one thousand (1,000) square feet that the lot exceeds minimum lot size, up to a maximum of a four thousand (4,000) square foot building.
- 18.1.4 Agricultural buildings and structures incident to use for agricultural purposes are exempt from accessory building requirements.
- 18.1.5 Accessory buildings shall not be used for residences.
- 18.1.6 Accessory building may not be used for commercial storage.

### SECTION 18.2 ADULT ENTERTAINMENT

Special Use Permit may be granted by the Planning Commission in a B3 district subject to the following conditions:

- 18.2.1 Location: Use shall be located at least five hundred (500) feet from any residential zoning district boundary, at least two hundred (200) feet from any other district boundary, and at least one thousand (1,000) feet from any other Adult Entertainment use.
- 18.2.2 Structure: All Adult Entertainment Uses shall be contained in a freestanding building. Enclosed malls, commercial strip stores, common wall structures and multi-uses within the same structure do not constitute a freestanding building.
- 18.2.3 Visible display: No Adult Entertainment Use shall be conducted in any manner that permits the observation of any material depicting, describing, or relating to "specified sexual activities" or "specified anatomical areas" from any public way or from any property not regulated as an Adult Entertainment Use. This provision shall apply to any display, decoration, sign, show window or other opening.

### SECTION 18.3 AUTOMOBILE AND SCRAP METAL SALVAGE YARDS

Such use shall not be closer than forty (40) feet from any lot line. There shall be no outdoor storage of materials, equipment, structures, or debris of any kind anywhere outside the designated storage area.

Such a yard may be approved by the Planning Commission when in accordance with the following:

- 18.3.1 The uses and activities conducted on the premises are in character with the surrounding area in terms of overall appearance and protection of environmental amenities. There shall be provided a completely obscuring wall not to be less than eight (8) feet in height as measured from the grade at the property line.

**SECTION 18.23 MANUFACTURED HOUSING PARK (RENTAL SITES)**

Manufactured Housing Park Rental Sites may be granted a Special Use Permit in R2 and R3 Zones subject to the following conditions. (See 18.22 above for regulations regarding individual manufactured dwelling sixteen (16) feet wide or less.)

Manufactured housing parks may be permitted by the County Planning Commission in R2 and R3 Districts after a hearing, provided:

- 18.23.1 Manufactured Housing Parks for the parking of three (3) or more mobile homes shall be developed pursuant to the requirements of Act 243 of the Public Acts of the State of Michigan 1959, as amended.
- 18.23.2 The land parcel being proposed for a manufactured housing park shall be of such area as to provide for a minimum of at least twenty (20) sites and shall not exceed a maximum of one hundred (100) sites.
- 18.23.3 Manufactured housing sites shall contain a minimum area of at least five thousand (5,000) square feet, computed exclusive of service drives, or other park facilities. No manufactured home shall be sited nearer than ten (10) feet to the boundary line of any individual site or lot. The minimum lot width shall be fifty (50) feet.
- 18.23.4 A wall, or greenbelt of dense natural evergreen plantings (minimum twelve (12) feet wide), or obscuring fence four feet and six inches (4'6") in height shall be provided on all sides of the manufactured housing park, with the exception of that portion providing ingress and egress to the site which must be landscaped and kept in a neat and presentable condition at all times. Landscaping details shall be indicated on the site plan.
- 18.23.5 For each manufactured housing space in the manufactured housing park, there shall be provided an area of not less than two hundred (200) square feet per manufactured home site for outdoor recreation, with a minimum area of not less than five thousand (5,000) square feet, which shall be no longer than two (2) times its width. Such area shall be developed and maintained by the management so as to provide recreation for the children housed in the manufactured housing park.
- 18.23.6 The front yard and side yard adjacent to a boundary street shall be landscaped with natural plant materials and/or lawns, and the entire manufactured housing park shall be maintained in a clean, presentable condition at all times.

**SECTION 18.24 [RESERVED FOR FUTURE USE]****SECTION 18.25 MINING, GRAVEL, SAND, CLAY, TOP SOIL, and MARL**

All excavations for the removal (or filling) of gravel, sand, clay, top soil, marl, and similar resources not otherwise regulated by State mining laws, may be permitted in B3, I, FR & AR Districts provided the activity is conducted in accordance with the Permits and Standards of Otsego Soil Conservation District's Erosion & Sediment Control Specifications and/or be in accordance with the provisions of Part 91 of PA 451 State of Michigan. A site plan illustrating the arrangement of uses, machinery, equipment and stock piled material shall require Planning Commission approval, prior to commencing any extraction or filling of materials included herein.

- 18.25.1 Name and address of owner(s) of land where removal will take place.
- 18.25.2 Name, address and telephone number of person, firm or corporation who will be conducting the actual removal operation.
- 18.25.3 Location, size and legal description of the total site area to be mined.
- 18.25.4 A plan for extraction and reclamation for the total project which shall include; surface overburden and topsoil stripping and stockpiling plans and provisions for grading, re-vegetation, and stabilization that will minimize soil erosion, sedimentation and public safety problems.

- 18.25.5 Surface water drainage provisions and outlets.
- 18.25.6 The location and size of any structures.
- 18.25.7 Rehabilitation: All extraction areas shall be rehabilitated progressively as they are worked out. Rehabilitated sites shall be reasonably natural and inconspicuous and shall be reasonably lacking in hazard. All slopes and banks remaining above water level shall be graded to angles which do not exceed one (1) foot in elevation for each three (3) feet of horizontal surface and they shall be treated to prevent erosion or any other potential deterioration.
- 18.25.8 Site Development Requirements
  - 18.25.8.1 Setbacks in which no part of the mining operation may take place excepting ingress and egress shall be as follows:
    - Excavation below the existing grade of adjacent roads or property lines shall not take place within fifty (50) feet minimum from any adjacent property line or road right-of-way line.
    - No machinery shall be erected or maintained within one hundred (100) feet of any property or road right-of-way line.
  - 18.25.8.2 Screening shall be according to standards of Section 18.18.
  - 18.25.8.3 Interior access roads, parking lots, haul road loading and unloading areas shall be maintained so as to limit the nuisance caused by windblown dust.
- 18.25.9 Evidence of Continuing Use: When activities on or the use of the mining area, or any portion thereof, have ceased for more than one (1) year or when, by examination of the premises or other means, the Zoning Administrator determines a manifestation of intent to abandon the mining area, the Zoning Administrator shall give the operator written notice of their intention to declare the mining area or portion thereof abandoned. Within thirty (30) days following receipt of said notice, the operator shall have the opportunity to rebut the Zoning Administrator's evidence and submit other relevant evidence to the contrary. If the Zoning Administrator finds the operator's evidence of continued use satisfactory, he shall not declare abandonment.
- 18.25.10 Financial Guarantees: The Planning Commission shall require that the applicant file with the County Treasurer a surety bond, executed by a reputable surety company admitted to do business in the State of Michigan in a minimum amount of one thousand (\$1,000.00) dollars per acre of excavated area; or an irrevocable letter of credit from a commercial bank or cash bond in a minimum of five hundred (\$500.00) dollars per acre of excavated area. Excavated area shall include all areas of excavation, stockpiling, and processing which are not rehabilitated pursuant to Section 18.25.7 of this Ordinance. Required financial guarantees shall be reduced at a rate equal to the ratio of rehabilitation work completed and as other required improvements are completed. The Planning Commission shall in establishing the amount of financial guarantee consider the scale of operations, the prevailing cost to rehabilitate the property upon default of the operator, court costs and other reasonable expenses likely to be incurred by the county or township where the surface mine is located.
- 18.25.11 Issuance of a Special Use Permit: Permits for surface mining shall be issued to the operator. If an operator disposes of his interest in an extraction area prior to final reclamation by sale, lease, assignment, termination of lease, or otherwise, the Planning Commission may release the operator from the duties imposed upon him by this Ordinance, as to the operation, but only if the successor, operator, or property owner assumes the obligations of the former operator with reference to the reclamation activities. At that time the Special Use Permit may be transferred.

18.25.12 Permit Expiration: If approval for a Special Use Permit is granted by the Otsego County Planning Commission it shall be for a specific period of time not to exceed five (5) years. Those permits granted for a period exceeding one (1) year shall be inspected a minimum of once a year by the Zoning Administrator to insure compliance with the permit and Ordinance.

18.25.13 Modification of the General Site Plan: The general site plan may be modified at any time by mutual consent of the operator and the Planning Commission to adjust to changed conditions, technology or to correct an oversight. The Planning Commission may require the modification of the General Site plan when:

18.25.13.1 Modification of the plan is necessary so that it will conform to the existing laws.

18.25.13.2 It is found that the previously approved plan is clearly impractical to implement and maintain.

18.25.13.3 The approved plan is obviously not accomplishing the intent of the Ordinance.

18.25.14 Shall be subject to all provisions of Article 16 and Article 20.

## **SECTION 18.26 NONCONFORMITIES**

### **18.26.1 INTENT**

It is recognized that there exists within the districts established by this Ordinance and/or by subsequent amendments, lots, buildings, structures, and uses of land and structures which were lawful before this Ordinance was passed or amended which would be prohibited, regulated, or restricted under the terms of this Ordinance or future amendments.

It is the intent of this Ordinance to permit these legal nonconforming lots, buildings, structures, or uses to continue until they are removed but not to encourage their survival. Minimum front, side and rear setbacks, minimum lot width, and maximum lot coverage modifications up to twenty-five percent (25%) may be approved by the Zoning Administrator upon a written finding that such a modification will have no adverse impact on the use or development of adjoining lots or threaten the public health or safety in any way.

### **18.26.2 NONCONFORMING LOT**

A nonconforming lot is a lot that the boundaries of which are recorded in a plat, deed or land contract executed and delivered prior to the effective date of this Ordinance and the width, depth, and/or area of which does not meet the minimum dimensional requirements of the District in which it is located.

A single-family dwelling and customary accessory buildings may be erected on any single lot of record at the effective date of adoption or amendment of this Ordinance. This provision shall apply even though such lot fails to meet the requirements for area or width, or both, that are generally applicable in the District; provided that yard dimensions and other requirements not involving area or width or both, of the lot shall conform to the regulations for the District in which such lot is located. Minimum front, side and rear setbacks, and maximum lot coverage modifications up to twenty-five percent (25%) may be approved by the Zoning Administrator. Modifications greater than twenty-five percent (25%) may be obtained only by approval of the Board of Appeals.

Where two (2) or more adjoining nonconforming lots are in existence under single ownership, such lots shall be used only in combinations which most closely satisfy the minimum lot size standards prescribed for the District in which said lots are located.

For definition purposes, "most closely" shall apply in situations where, for example, two (2) lots combined do not meet the minimum, but a third (3) lot would exceed the minimum by a greater amount than two (2) lots would fall short; hence, only two (2) lots need to be combined in this case.

## Average Monthly Check Run Amounts

	2012	2013	
January		198,444	
February		337,069	
March		359,289	
April	725,365		<u>299,025.11</u> 12-month average through March 2013
May	538,591		
June	197,683		
July	135,182		
August	195,644		
September	221,517		
October	180,345		
November	190,663		
December	308,512		

03/26/2013

CHECK DISBURSEMENT REPORT FOR COUNTY OF OTSEGO  
APRIL 2, 2013 WARRANT

Check #	Check Date	Payee	Description	GL #	Amount
46187	04/02/2013	7TH PROBATE/FAMILY COURT	09-16 WAHR PLACEMENT 2/26 - 2/28/13	292-662-930.810	285.00
46188	04/02/2013	BEVERLY ENTERPRISES	RESTITUTION	701-000-271.000	50.00
46189	04/02/2013	BRUCE SCOTT	3/21 HOUSING MEETING, PER DIEM & TRA	233-690-703.040	40.00
46189	04/02/2013	BRUCE SCOTT	3/21 HOUSING MEETING, PER DIEM & TRA	233-690-930.500	7.00
					47.00
46190	04/02/2013	BRUCE TILLINGER	CONTRACTED PLUMBING/MECHANICAL IN	249-371-801.027	520.00
46191	04/02/2013	CATHERINE ISBELL	10-006-DL KOWALSKI TRANSPORT ON 3/5/	292-662-930.500	33.90
46191	04/02/2013	CATHERINE ISBELL	10-006-DL KOWALSKI TRANSPORT ON 3/5/	292-662-930.830	12.00
					45.90
46192	04/02/2013	CHARLES KLEE	PLANNING COMMISSION MEETING/MARCI	101-721-703.040	40.00
46192	04/02/2013	CHARLES KLEE	PLANNING COMMISSION MEETING/MARCI	101-721-930.500	5.00
					45.00
46193	04/02/2013	CHUCK & ROSILEE TOTH	12-111-NA DUNSTER PLACEMENT 2/1-2/28	292-662-930.700	534.12

46194	04/02/2013	CITY OF GAYLORD	WATER BILL	208-752-920.200	56.70
46194	04/02/2013	CITY OF GAYLORD	001254-000-02 MARCH	588-699-920.200	77.55
					<u>134.25</u>
46195	04/02/2013	CONSUMERS ENERGY	205808224910 CENTER ELECTRIC BILL	208-752-930.620	500.88
46195	04/02/2013	CONSUMERS ENERGY	100060707310 2/15-3/13 2013	212-430-930.620	857.63
					<u>1,358.51</u>
46196	04/02/2013	DONALD PETERSON	3/21 VETERANS AFFAIRS MEETING, PER DII	101-682-703.040	40.00
46196	04/02/2013	DONALD PETERSON	3/21 VETERANS AFFAIRS MEETING, PER DII	101-682-930.500	13.50
					<u>53.50</u>
46197	04/02/2013	EREMAL L. REPP	CONTRACTED ELECTRICAL INSPECTOR	249-371-801.026	1,120.00
46198	04/02/2013	FRANCES NOWAK	PLANNING COMMISSION MEETING/MARCI	101-721-703.040	40.00
46198	04/02/2013	FRANCES NOWAK	PLANNING COMMISSION MEETING/MARCI	101-721-930.500	7.50
					<u>47.50</u>
46199	04/02/2013	FRED & SHIRLEY ROSS	RESTITUTION	701-000-271.000	20.00
46200	04/02/2013	FRONTIER	616-040-16200 MARCH	588-699-930.210	61.48
46201	04/02/2013	GREG & KIMBERLY ROSS	RESTITUTION	701-000-271.000	50.00
46202	04/02/2013	JIM HILGENDORF	PLANNING COMMISSION MEETING/MARCI	101-721-703.040	40.00
46202	04/02/2013	JIM HILGENDORF	PLANNING COMMISSION MEETING/MARCI	101-721-930.500	20.00
					<u>20.00</u>

				60.00
46203	04/02/2013	JOHN LAFAVE	3/21 HOUSING MEETING, PER DIEM & TRA 233-690-703.040	40.00
46203	04/02/2013	JOHN LAFAVE	3/21 HOUSING MEETING, PER DIEM & TRA 233-690-930.500	6.00
				----- 46.00
46204	04/02/2013	JOSEPH WAMBOLD	3/21 HOUSING MEETING, PER DIEM 233-690-703.040	40.00
46205	04/02/2013	JUDITH JARECKI	PLANNING COMMISSION MEETING/MARCI 101-721-703.040	40.00
46205	04/02/2013	JUDITH JARECKI	PLANNING COMMISSION MEETING/MARCI 101-721-930.500	15.50
				----- 55.50
46206	04/02/2013	KENNETH ARNDT	PLANNING COMMISSION MEETING/MARCI 101-721-703.040	40.00
46206	04/02/2013	KENNETH ARNDT	PLANNING COMMISSION MEETING/MARCI 101-721-930.500	5.00
				----- 45.00
46207	04/02/2013	KENNETH GLASSER	3/21 HOUSING MEETING, PER DIEM & TRA 233-690-703.040	40.00
46207	04/02/2013	KENNETH GLASSER	3/21 HOUSING MEETING, PER DIEM & TRA 233-690-930.500	6.00
				----- 46.00
46208	04/02/2013	KEVAN D FLORY	CONTRACTED BUILDING/ZONING INSPECTOR 249-371-801.024	1,151.00
46209	04/02/2013	MICHAEL MANG	PLANNING COMMISSION MEETING/MARCI 101-721-703.040	40.00
46210	04/02/2013	MSU EXTENSION BUSINESS OFFICE APRIL-JUNE MOA 2013 WORK PLAN	101-261-940.010	9,562.25

46211	04/02/2013	NANCY UNGERMAN	COUNTY BURIAL ALLOWANCE, VETERAN	101-681-930.960	300.00
46212	04/02/2013	NORTHWESTERN BANK-CARDMEM ...7318		101-101-726.000	32.88
46212	04/02/2013	NORTHWESTERN BANK-CARDMEM ...7318		101-131-726.000	302.47
46212	04/02/2013	NORTHWESTERN BANK-CARDMEM ...7318		101-267-801.020	10.00
46212	04/02/2013	NORTHWESTERN BANK-CARDMEM ...7318		101-301-704.400	85.00
46212	04/02/2013	NORTHWESTERN BANK-CARDMEM ...7318		101-301-726.000	5.41
46212	04/02/2013	NORTHWESTERN BANK-CARDMEM ...7318		101-301-726.050	140.00
46212	04/02/2013	NORTHWESTERN BANK-CARDMEM ...7318		208-752-726.040	2,026.00
46212	04/02/2013	NORTHWESTERN BANK-CARDMEM ...7318		212-430-930.500	135.50
46212	04/02/2013	NORTHWESTERN BANK-CARDMEM ...7318		261-427-726.000	157.60
46212	04/02/2013	NORTHWESTERN BANK-CARDMEM ...7318		281-537-930.500	107.72
46212	04/02/2013	NORTHWESTERN BANK-CARDMEM ...7318		645-172-920.400	29.95
					<u>3,032.53</u>
46213	04/02/2013	OTWELL MAWBY, P.C.	INV #14104, PROJECT RR-0812-104869 ASE	233-691-940.010	1,200.00
46214	04/02/2013	RANDY STULTS	PLANNING COMMISSION MEETING/MARCI	101-721-703.040	40.00
46214	04/02/2013	RANDY STULTS	PLANNING COMMISSION MEETING/MARCI	101-721-930.500	10.50
					<u>50.50</u>
46215	04/02/2013	REDWOOD TOXICOLOGY LABORAT	FEBRUARY 2013 JUVENILE DRUG TESTING	292-662-801.030	282.55
46216	04/02/2013	ROSCOMMON COUNTY	10-006-DL KOWALSKI PLACEMENT 3/5-3/7	292-662-930.810	316.00
46217	04/02/2013	SANE	RESTITUTION	701-000-271.000	115.00

46218	04/02/2013	SAULT STE MARIE TRIBE - CHIPPEW	09-16-DL WAHR PLACEMENT 2/11-2/26/13	292-662-930.810	1,800.00
46219	04/02/2013	STEVE RIOZZI	3/21 HOUSING MEETING, PER DIEM	233-690-703.040	40.00
46220	04/02/2013	THE LIGHTHOUSE	10-35-DL KIELER PLACEMENT FEB 2013	292-662-930.810	6,013.12
46221	04/02/2013	TIMOTHY HORD, DDS	RESTITUTION	701-000-271.000	50.00
46222	04/02/2013	USA MOBILITY WIRELESS, INC	ACCT 0513733-6	261-427-930.230	79.15
46223	04/02/2013	VISTA MARIA	07-180-DL LAPORTE PLACEMENT 02/1-02/13	292-662-930.810	8,804.60
46224	04/02/2013	WALMART COMMUNITY/GEMB	ANIMAL CONTROL/ FEB 2013	212-430-726.000	218.59
46225	04/02/2013	WAYNE ISBELL	10-006-DL KOWALSKI TRANSPORT ON 03/03/13	292-662-930.830	12.00
46226	04/02/2013	WILLARD L BROWN	PLANNING COMMISSION MEETING/MARCI	101-721-703.040	40.00
46226	04/02/2013	WILLARD L BROWN	PLANNING COMMISSION MEETING/MARCI	101-721-930.500	20.00
					<u>60.00</u>
46227	04/02/2013	WILLIAM AHRENBERG	3/21 VETERANS AFFAIRS MEETING, PER DIEM	101-682-703.040	40.00
46227	04/02/2013	WILLIAM AHRENBERG	3/21 VETERANS AFFAIRS MEETING, PER DIEM	101-682-930.500	4.00
					<u>44.00</u>

46228	04/02/2013	WINN TELECOM	989-732-6108	261-427-930.210	121.22
46228	04/02/2013	WINN TELECOM	989-705-1786 MARCH	588-699-930.210	493.12
					<u>614.34</u>
			TOTAL OF 42 CHECKS		38,450.39

Fund	Amount
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Total for fund 101 GENERAL FUND	10,939.01
Total for fund 208 PARKS AND RECREATION	2,583.58
Total for fund 212 ANIMAL CONTROL	1,211.72
Total for fund 233 HUD GRANT FUND	1,419.00
Total for fund 249 BUILDING INSPECTION F	2,791.00
Total for fund 261 911 SERVICE FUND	357.97
Total for fund 281 AIRPORT	107.72
Total for fund 292 CHILD CARE FUND	18,093.29
Total for fund 588 TRANSPORTATION FUND	632.15
Total for fund 645 ADMINISTRATIVE SERVICE	29.95
Total for fund 701 GENERAL AGENCY	285.00
TOTAL - ALL FUNDS	38,450.39

03/26/2013

CHECK DISBURSEMENT REPORT FOR COUNTY OF OTSEGO  
APRIL 9, 2013 WARRANT

Check #	Check Date	Payee	Description	GL #	Amount
46229	04/09/2013	ABEL M CRUZ	APRIL 2013 DRUG COURT PHONE	101-131-930.210	30.00
46230	04/09/2013	AUTOMATED BUSINESS EQUIPMEI	HEAVY DUTY CROSS SHREDDER	101-131-726.000	2,200.00
46231	04/09/2013	CATHERINE ISBELL	10-80-DL FUSEE TRANSPORT ON 3/15/13	101-134-930.500	59.32
46231	04/09/2013	CATHERINE ISBELL	10-80-DL FUSEE TRANSPORT ON 3/15/13	101-134-940.010	20.00
					79.32
46232	04/09/2013	CDW GOVERNMENT INC	QUOTE: DHDC230 OFFICE 2013	101-301-726.000	268.00
46232	04/09/2013	CDW GOVERNMENT INC	QUOTE DHCZ460	499-901-970.300-ATT_BLDPT	2,390.50
46232	04/09/2013	CDW GOVERNMENT INC	QUOTE DHCZ460	499-901-970.300-ATT_DELQTX	2,390.50
					5,049.00
46233	04/09/2013	CIC BENEFIT CONSULTING GROUP	2012 MEDICARE PART D NOTICES	101-131-704.110	16.81
46233	04/09/2013	CIC BENEFIT CONSULTING GROUP	2012 MEDICARE PART D NOTICES	101-136-704.110	2.25
46233	04/09/2013	CIC BENEFIT CONSULTING GROUP	2012 MEDICARE PART D NOTICES	101-148-704.110	2.25
46233	04/09/2013	CIC BENEFIT CONSULTING GROUP	2012 MEDICARE PART D NOTICES	215-141-704.110	18.00
46233	04/09/2013	CIC BENEFIT CONSULTING GROUP	2012 MEDICARE PART D NOTICES	292-662-704.110	5.69
					45.00
46234	04/09/2013	CIC BENEFIT CONSULTING GROUP	HRA ADMIN FEES - MARCH 2013	101-131-704.110	54.63
46234	04/09/2013	CIC BENEFIT CONSULTING GROUP	HRA ADMIN FEES - MARCH 2013	101-136-704.110	6.45

46234	04/09/2013	CIC BENEFIT CONSULTING GROUP HRA ADMIN FEES - MARCH 2013	101-148-704.110	6.45	
46234	04/09/2013	CIC BENEFIT CONSULTING GROUP HRA ADMIN FEES - MARCH 2013	215-141-704.110	38.70	
46234	04/09/2013	CIC BENEFIT CONSULTING GROUP HRA ADMIN FEES - MARCH 2013	292-662-704.110	9.87	
				<u>116.10</u>	
46235	04/09/2013	CIC BENEFIT CONSULTING GROUP MARCH 2013 COBRA ADMIN FEES	101-131-704.110	11.66	
46235	04/09/2013	CIC BENEFIT CONSULTING GROUP MARCH 2013 COBRA ADMIN FEES	101-133-704.110	0.95	
46235	04/09/2013	CIC BENEFIT CONSULTING GROUP MARCH 2013 COBRA ADMIN FEES	101-136-704.110	0.95	
46235	04/09/2013	CIC BENEFIT CONSULTING GROUP MARCH 2013 COBRA ADMIN FEES	101-148-704.110	0.95	
46235	04/09/2013	CIC BENEFIT CONSULTING GROUP MARCH 2013 COBRA ADMIN FEES	215-141-704.110	5.70	
46235	04/09/2013	CIC BENEFIT CONSULTING GROUP MARCH 2013 COBRA ADMIN FEES	292-662-704.110	2.59	
				<u>22.80</u>	
46236	04/09/2013	DE LAGE LANDEN PUBLIC FINANCE 2013 PROP TAX & ADMIN FEE CIR SEC LEA	101-131-940.111	11.42	
46237	04/09/2013	DELL MARKETING LP	COMPUTER COURTROOM 101 BENCH UPC	497-901-970.300	645.61
46238	04/09/2013	DIANA M. BOYD	GUARDIANSHIP REVIEW ON 3-3-13	101-131-930.830	30.00
46239	04/09/2013	DUNNS	BINDER	101-131-726.000	24.85
46239	04/09/2013	DUNNS	7486140 P. TOWELS	588-699-726.025	59.99
				<u>84.84</u>	
46240	04/09/2013	ESPAR OF MICHIGAN INC	00018126 BUS #6	588-699-726.050	350.17
46241	04/09/2013	FRIEND OF THE COURT	SPRING CONF 13-MCART/CERVENIAK/NEU	215-141-704.400	60.00

46242	04/09/2013	FRONTIER	989-732-5130-052208-5 MARCH 2013	101-131-930.210	61.79
46243	04/09/2013	GASLIGHT MEDIA	VIRTUAL SERVER	101-228-801.020	50.00
46244	04/09/2013	IMPERIAL SUPPLIES LLC	JU7656 SHOP	588-699-726.050	142.86
46245	04/09/2013	JNL SUPPLY	601065	212-430-726.000	71.30
46246	04/09/2013	LISA VANLIERE	APRIL 2013 MAGISTATE PHONE	101-131-930.210	30.00
46247	04/09/2013	MADCPO TREASURER, GAIL HOOR 2013 DUES & CONF FEES - ABE CRUZ		101-131-704.400	80.00
46247	04/09/2013	MADCPO TREASURER, GAIL HOOR 2013 DUES & CONF FEES - ABE CRUZ		101-131-930.600	25.00
					<u>105.00</u>
46248	04/09/2013	MADCPO TREASURER, GAIL HOOR 2013 DUES & CONF FEES - TAMERA SEMKE		101-131-704.400	80.00
46248	04/09/2013	MADCPO TREASURER, GAIL HOOR 2013 DUES & CONF FEES - TAMERA SEMKE		101-131-930.600	25.00
					<u>105.00</u>
46249	04/09/2013	MARGARET MONACO	GUARDIANSHIP REVIEW ON 3-15-13	101-131-930.500	6.00
46249	04/09/2013	MARGARET MONACO	GUARDIANSHIP REVIEW ON 3-15-13	101-131-930.830	30.00
					<u>36.00</u>
46250	04/09/2013	MISTER T'S GLASS	INV# A05355 VEH#693 WINDOW CHIP REF	101-301-726.050	50.00

46251	04/09/2013	NEW CENTURY SIGNS	RECYCLING SIGNS	226-528-940.010	150.00
46252	04/09/2013	NORTHERN FIRE & SAFETY	256003 ANNUAL	212-430-920.410	33.00
46253	04/09/2013	NORTHERN IMAGING ASSOCIATES MED SERV F/SYLVESTER Z. #462513977/46		101-351-930.470	285.00
46254	04/09/2013	OTSEGO CONSERVATION DISTRICT	RECYCLING PROGRAM	226-528-940.010	5,000.00
46255	04/09/2013	OTSEGO MEMORIAL HOSPITAL	MED SERV F/DEGRAW A. #VAE49147	101-351-930.470	8,116.42
46256	04/09/2013	OTSEGO MEMORIAL HOSPITAL/CL	MED SERV F/SYLVESTER Z. #B320012J	101-351-930.470	121.00
46257	04/09/2013	QUILL CORPORATION	TONER, INK	101-131-726.000	233.57
46258	04/09/2013	SAGINAW PROBATE COURT	DEFERMENT HEARING ON 3/11/13	101-131-801.022	60.00
46259	04/09/2013	SCOTT T. BEATTY	MARCH 2013 FOC REFEREE FEES	215-141-940.010	2,250.00
46260	04/09/2013	STAPLES BUSINESS ADVANTAGE	DET 1046110	101-000-106.000	240.56
46260	04/09/2013	STAPLES BUSINESS ADVANTAGE	STAPLE REMOVERS	101-131-726.000	69.98
46260	04/09/2013	STAPLES BUSINESS ADVANTAGE	FAX CARTRIDGES	101-131-940.111	114.96
46260	04/09/2013	STAPLES BUSINESS ADVANTAGE	DET 1046110	101-301-726.000	63.34
46260	04/09/2013	STAPLES BUSINESS ADVANTAGE	DET 1046110	101-334-726.000	10.55
					<u>499.39</u>

46261	04/09/2013	STATE ELECTRONICS INC	OT911-N 2ND QTR 2013 CONTRACT	261-427-940.010	10,330.50
46262	04/09/2013	TAMMY PICKELMANN	APRIL 2013 MAGISTRATE PHONE	101-131-930.210	30.00
46263	04/09/2013	TRACEY CRUZ	APRIL 2013 MAGISTRATE PHONE	101-131-930.210	30.00
46264	04/09/2013	UNIVERSITY CENTER AT GAYLORD	MATH TEST STORMY STALLARD	101-133-940.010	25.00
46265	04/09/2013	WAYNE ISBELL	10-80-DL FUSEE TRANSPORT ON 3/15/13	101-134-940.010	20.00
46266	04/09/2013	ZAREMBA EQUIPMENT INC	W38682	212-430-726.050	208.48
			TOTAL OF 38 CHECKS		36,768.57

Fund	Amount
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Total for fund 101 GENERAL FUND	12,605.11
Total for fund 212 ANIMAL CONTROL	312.78
Total for fund 215 FRIEND OF THE COURT	2,372.40
Total for fund 226 RECYCLING FUND	5,150.00
Total for fund 261 911 SERVICE FUND	10,330.50
Total for fund 292 CHILD CARE FUND	18.15
Total for fund 497 COURTHOUSE RESTORA	645.61
Total for fund 499 CAPITAL PROJECTS FUN	4,781.00
Total for fund 588 TRANSPORTATION FUN	553.02
TOTAL - ALL FUNDS	36,768.57