

Otsego County Planning Commission

CORRECTED Minutes for July 16, 2012/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. Hartmann, Mr. Hendershot, Mr. Mang

Absent: Secretary Borton

Staff Present: Mr. Ferrigan, Ms. Boyak-Wohlfeil

Public Present: None

Consent Agenda: None

Approval of minutes from May 21, 2012:

Mr. Mang requested the a change under ‘Approval of minutes...’ from ‘**...approve minutes as corrected by Mr. Borton**’ to ‘*approve minutes by Mr. Borton as corrected*’.

Motion made to approve minutes by Vice-Chairperson Arndt as corrected; Seconded by Mr. Hartmann.

Motion approved unanimously.

Chairperson Stults requested corrections to previous meeting Minutes be specified in the following meeting Minutes.

Other: None

Public participation for items not on the agenda: None

Unfinished applicant business: None

Public Hearing: None

Unfinished Commission Business: None

a. Mining

1. Reclamation Costs/Final Guarantees

Motion made by Ms. Nowak to follow Otsego County Legal Counsel, Haider Kazim’s recommendations and include his revisions for Reclamation/Performance Guarantees in the proposed changes; Seconded by Mr. Brown.

Motion approved unanimously.

2. *Setbacks/Minimum Lot Size*

~~Motion made by Mr. Hilgendorf to keep the current setback of fifty (50) feet as stated in the Otsego County Zoning Ordinance; Seconded by Mr. Klee~~

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~~Motion approved by majority; Opposed by Ms. Nowak.~~

Vice-Chairperson Arndt made the following motion to clarify the language concerning 'Setbacks';
Seconded by Mr. Brown.

A motion to keep the current setback requirement of fifty feet (50) minimum from any adjacent property line or road right-of-way line as stated in Section 18.25.8.1.

Motion approved unanimously.

Motion made by Vice-Chairperson Arndt to set the minimum lot size of ten (10) acres for gravel operations; Seconded by Ms. Nowak.

Motion approved unanimously.

Mr. Klee departed 7:00 pm.

3. Distance from Water

The Planning Commission requested a list of criteria pertaining to the decision making process for a soil erosion permit from Patricia Osburn, Soil Conservation Director. Mr. Ferrigan will obtain the information and present at a future meeting.

b. Planting Buffer Yard

Mr. Ferrigan stated he did not receive any opposition to the changes presented, as the revised table was easier to understand than the current.

Discussion about snow removal areas ensued. Chairperson Stults suggested the snow storage area be included in a site plan review to be able to place conditions on that area for snow storage only.

Mr. Brown voiced his township's concerns over the different setbacks for Forest Recreation (FR) and Agricultural (AR) zoned areas according to *Article 14 Schedule of Dimensions*.

Motion made by Mr. Brown to change setbacks of FR and AR to reflect the same as other areas in the Ordinance; Seconded by Vice-Chairperson Arndt.

Chairperson Stults stated the use of the property was the basis for the setbacks and suggested Mr. Ferrigan research the Ordinance so not to affect other areas of the Ordinance.

Motion made by Ms. Nowak to postpone the motion made by Mr. Brown for further investigation into the Otsego County Zoning Ordinance; Seconded by Mr. Hendershot.

Motion approved unanimously.

New Business:

- a. Health Department of Northwest Michigan, Jane Sundmacher, presentation of community health assessment
Ms. Sundmacher was not present.

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b. Recommendation for School Board Representative

Otsego County received two (2) applications and one (1) recommendation for School Board Representative.

Mr. Ferrigan stated (per Haider Kazim, Otsego County Legal Counsel) with a Township recommendation, it was within the law for Mr. Hilgendorf, retired, to remain as School Board Representative.

Motion made by Ms. Nowak recommending to the Otsego County Board of Commissioners Mr. Hilgendorf remain as *School Board Representative* to the Planning Commission; Seconded by Mr. Mang.

Motion approved unanimously.

Reports and Commission Member's Comments:

Mr. Ferrigan stated the Otsego County Land Use Services Department maybe moving to a new location on Hayes Road in the near future. He would notify the Planning Commission, when and if, it was definite.

Mr. Ferrigan stated the new *Civil Infraction Ordinance* went into effect June 27, 2012 and is available on the Otsego County website. He commented on Prosecuting Attorney, Brendan Curran's willingness to allow the Land Use Director the authority to enforce violations occurring within Otsego County to be resolved in court.

Chairperson Stults stated there was an Otsego County Township Officers Association meeting at Hayes Township Hall, July 17, 2012, 6:00 pm.

Mr. Ferrigan requested Mr. Brown have a picture taken for Otsego County official identification.

Adjournment: 7:57 pm

Christine Boyak-Wohlfeil, Recording Secretary

Ken Borton, Planning Commission Secretary