

Midland Charter Township
Regular Board Meeting
February 13, 2019
7:00pm
1030 S Poseyville Rd
Midland, MI 48640

Present: All members

Also Present: 4 guest

Pledge of Allegiance

Meeting Minutes: January 9, 2019

Public Comment:

Was heard by the board

Building report:

Electrical 65.00

Fire Report:

35 runs

Pumper truck had frozen lines, ran through the transfer case cause oil and water mixture. Repaired.

Most all measurements taken for turnout gear.

4 truck accident in parking lot of fire barn, reported to insurance

Enforcement Report:

5 things out

Unlicensed vehicle 2251 Stewart rd

Semi 1172 Poseyville

Unlicensed 3087 Gordonville

Unions signs

Solar Farm zoning special land use Meeting March 6th 7:00pm

Form now to be used for complaints

Planning Commission:

Public held concerning steel containers to be used as storage building. Adding verbiage Section 305 Line 6.....

Calling MTA about steps involved for accepting since city no longer has an active planning commission

Financial Report:

Radosa motions to pay the bills, Northup supports

Yeas: Radosa, Northup, Avery, Leach, Clarey, Armstrong-Miller, Holt

Unfinished Business:

Intro of Ordinance 103, Prohibition of Marijuana Establishments

TOWNSHIP OF MIDLAND

COUNTY OF MIDLAND, STATE OF MICHIGAN

PROPOSED ORDINANCE NO. 103

PROHIBITION OF MARIHUANA ESTABLISHMENTS ORDINANCE

An ordinance to provide a title for the ordinance; to define words; to prohibit marihuana establishments within the boundaries of Midland Township pursuant to Initiated Law 1 of 2018,

MCL 333.27951 et seq., as may be amended; to provide penalties for violation of this ordinance; to provide for severability; to repeal all ordinances or parts of ordinances in conflict therewith; and to provide an effective date.

THE TOWNSHIP OF MIDLAND
MIDLAND COUNTY, MICHIGAN

ORDAINS:

SECTION 1

TITLE

This ordinance shall be known as and may be cited as the Midland Township Prohibition of Marihuana Establishments Ordinance.

SECTION 11

DEFINITIONS

Words used herein shall have the definitions as provided for in Initiated Law 1 of 2018, MCL 333.27951 et seq., as may be amended.

SECTION III

NO MARIHUANA ESTABLISHMENTS

Midland Township hereby prohibits all marihuana establishments within the boundaries of the Township pursuant to Initiated Law 1 of 2018, MCL 333.27951 et seq., as may be amended.

SECTION IV

VIOLATIONS AND PENALTIES

1. Any person who disobeys neglects or refuses to comply with any provision of this ordinance or who causes allows or consents to any of the same shall be deemed to be responsible for the violation of this ordinance. A violation of this ordinance is deemed to be a nuisance per se.
2. A violation of this ordinance is a municipal civil infraction, with fines determined by the court. The foregoing sanctions shall be in addition to the rights of the Township to proceed at law or equity with other appropriate and proper remedies. Additionally, the violator shall pay costs which may include all expenses, direct and indirect, which the Township incurs in connection with the municipal civil infraction.
3. Each day during which any violation continues shall be deemed a separate offense.
4. In addition, the Township may seek injunctive relief against persons alleged to be in violation of this ordinance, and such other relief as may be provided by law.
5. This ordinance shall be administered and enforced by the Ordinance Enforcement Officer of the Township or by such other person (s) as designated by the Township Board from time to time.

SECTION V

SEVERABILITY

The provisions of this ordinance are hereby declared to be severable. If any clause, sentence, word, section or provision is hereafter declared void or unenforceable for any reason by a court of competent jurisdiction, it shall not affect the remainder of such ordinance which shall continue in full force and effect.

SECTION VI

REPEAL

All ordinance or parts of ordinances in conflict herewith are hereby repealed.

SECTION VII

EFFECTIVE DATE

This ordinance shall take effect _____, 2019.

CERTIFICATION

The above Ordinance No.103 was adopted at a meeting of the Charter Township of Midland board on the _____ day of _____, 2019, and published in the Midland Daily News, a newspaper of general circulation in the Charter Township of Midland on _____ day of _____, 2019

Shelly Armstrong-Miller, Clerk

Roads: Residents concerned about losing trees that are Not in the right of way but in his yard.
Radosa motions to pave Hart Ln, Clarence Ct, Jordans Way, Ladner, Badour for the amount of 172578.12
Avery supports
Yeas: Radosa, Avery, Northup Leach, Clarey, Armstrong-Miller, Holt

New Business:

Deposit fee now required for all funeral dinners.

Avery motions to accept the 2018 Harzard Resolution
All in favor 7 yeas 0 no 0 abstain

**2018 HAZARD MITIGATION PLAN UPDATE
ADOPTION RESOLUTION**

WHEREAS, Midland County, Michigan has experienced disasters that have damaged commercial, residential and public properties; displaced citizens and businesses, closed streets and bridges, and threatened the health and safety of the general public; and
WHEREAS, the County of Midland has reviewed and updated the Hazard Mitigation Plan on the five-year cycle as required; and
WHEREAS, the updated Hazard Mitigation Plan that outlines options to reduce overall damage and impact from natural hazards; and
WHEREAS, opportunities to review and comment on Hazard Mitigation Plan have been provided to the public, and local, State and Federal agencies; and
WHEREAS, the Midland County Hazard Mitigation Plan dated December 2018 was adopted by the Midland County Board of Commissioners on January 15, 2019 and has received official approval from the Federal Emergency Management Agency,
NOW, THEREFORE, BE IT RESOLVED THAT,
The MIDLAND COUNTY HAZARD MITIGATION PLAN is hereby adopted this 13 day of February 2019 as an official plan of Midland Township, Midland County, Michigan.

Terry Holt, Supervisor
Shelly Armstrong-Miller, Clerk

March 5th Board of Review organizational meeting
March 13 Board of Review 9-3
March 14th Board of Review 3-9

Larry and Terry to attend the MRPA meeting Feb 26th, 2019

Correspondence:

Other Business:

Miller motions to amend budget to move 500.00 from elections to township board to help cover audit
Leach Supports:
Yeas: Armstrong-Miller, Leach, Northup, Radosa, Avery, Clarey, Holt

Public comment:

Was heard by board

Adjourned 8:45 pm

Terry Holt, Supervisor _____

Shelly Armstrong-Miller, Clerk _____