

Charter Township of Canton Board Proceedings-February 22, 2011

A regular meeting of the Board of Trustees of the Charter Township of Canton was held Tuesday, February 22, 2011 at 1150 Canton Center S., Canton, Michigan. Supervisor LaJoy called the meeting to order at 7:00 p.m. and led the Pledge of Allegiance to the Flag. **Roll Call** Members Present: Bennett, Caccamo, LaJoy, McLaughlin, Taj, Williams Members Absent: Anthony Staff Present: Director Billrey-Honsowetz, Director Eva, Director Faas, Audrey Robinson **Adoption of Agenda** Motion by Bennett, supported by Caccamo to approve the agenda as presented. Motion carried by all members present. **Approval of Minutes** Motion by Taj, supported by Williams to approve the Board Minutes of February 8, 2011. Motion carried by all members present. **Citizen's Non-Agenda Item Comments:** Representative Kurt Heise stated he has been making the rounds visiting all six communities in the 20th House District over the last several weeks updating the communities of the happenings in his office. Representative Heise stated the best way to get in touch with him is 1-855-REP-KURT or by website or email: kurtheise@house.mi.gov. **Payment of Bills** Motion by McLaughlin, supported by Bennett to approve payment of the bills as presented. Motion carried by all members present. **RECOGNITION; Item 1. RESOLUTION RECOGNIZING TOWNSHIP BUILDING OFFICIAL JOHN WEYER.** Motion by Bennett, supported by McLaughlin to adopt the resolution recognizing Township Building Official John Weyer as the Building Official of the Year. Motion carried by all members present. **CONSENT CALENDAR; Item 1. BUDGET AMENDMENTS – CORRECTION OF DECEMBER 14, 2010, MEETING MINUTES.** (FBD) Motion by Bennett, supported by McLaughlin to amend the minutes for December 14, 2010 to include the budget amendments. Motion carried by all members present. **GENERAL CALENDAR; Item 1. BLANKET PURCHASE ORDERS – 2011.** (FBD) Motion by Bennett, supported by Williams to approve the lists of Blanket Purchase Orders and to waive the Township's Purchasing Policy – (F: 10 Blanket Purchase Orders) restrictions on dollar limits. Motion carried by all members present. **Item 2. BUDGET AMENDMENTS FOR THE CARRYOVER OF FY 2010 OPEN PURCHASE ORDERS TO FY 2011.** (FBD) Motion by Bennett, supported by Williams to approve the following 2011 budget amendment increases for purchase order commitments carried over from 2010: General Fund (101): Increase of \$142,538. Police Fund (207): Increase of \$2,720. Community Improvement Fund (246): Increase of \$191,986. ARRA Grants Fund (275): Increase of \$1,632. Capital Projects-Water & Sewer (402): Increase of \$398,583. Capital Projects-Roads (403): Increase of \$322,637. Water & Sewer Fund (592): Increase of \$892,919. Motion carried by all members present. **Item 3. LEASE RENEWAL FOR SHELDON SCHOOL.** (FBD) Motion by Bennett, supported by McLaughlin to approve the renewal of the lease with Starfish Family Services for the use of Sheldon School as a Head Start site, for a five-year term beginning January 1, 2011 and ending on December 31, 2015. Motion carried by all members present. **Item 4. FIRST READING TO TOWNSHIP CODE OF ORDINANCES, ADDING CHAPTER 46, ARTICLE IV, DIVISION 3, GAMBLING AND RELATED OFFENSES, SECTION 46.416, EXCEPTIONS.** (SUPERVISOR) Motion by Bennett, supported by Taj to introduce for consideration the "First Reading" of the Township Code of Ordinances, Chapter 46, Article VI, Division 3, Section 46.416, Exceptions. Motion carried by all members present. Motion by Bennett, supported by McLaughlin to table for publication said ordinance on March 3, 2011. The second reading will be on March 8, 2011, with a publication and effective date of March 17, 2011. Motion carried by all members present. **STATE OF MICHIGAN, COUNTY OF WAYNE, CHARTER TOWNSHIP OF CANTON CHAPTER 46 AN ORDINANCE TO ADD TO THE CHARTER TOWNSHIP OF CANTON CODE OF ORDINANCES; CHAPTER 46 OFFENSES AND MISCELLANEOUS PROVISIONS; ARTICLE VI OFFENSES INVOLVING PUBLIC MORALS; DIVISION 3 GAMBLING AND RELATED OFFENSES; EXCEPTIONS FOR GAMING AS LICENSED AND REGULATED UNDER THE TRAXLER McCAULEY- LAW-BOWMAN BINGO ACT; PROVIDING FOR SEVERABILITY, PUBLICATION AND EFFECTIVE DATE.** THE CHARTER TOWNSHIP OF CANTON ORDAINS: SECTION 1 ORDINANCE Section 46-416 Division 3, Article VI, Offenses Involving Public Morals is hereby added to read as follows: *Sec. 46-416. – Exceptions. Gaming licensed and regulated by Public Act No. 382 of 1972 (MCL 432.101 et seq.) Is exempt from the provisions of this article.* SECTION 2 SEVERABILITY If any clause, sentence, section, paragraph or part of this Ordinance, or the application of thereof to any person, firm, corporation, legal entity or circumstances, shall be for any reason adjudged by a court of competent jurisdiction to be unconstitutional or invalid, said judgment shall not affect, impair or invalidate the remainder of this Ordinance. It is hereby declared to the legislative intent of this body that the Ordinance is severable, and that the Ordinance would have been adopted had such invalid or unconstitutional provisions not have been included in this ordinance. SECTION 3 SAVINGS CLAUSE All rights and duties which have matured penalties which have been incurred, proceedings which have begun and prosecution for violations of law occurring before the effective date of this Ordinance are not affected or abated by this Ordinance. SECTION 4 PUBLICATION The Clerk for the Charter Township of Canton shall cause this Ordinance to be published in the manner required by law. SECTION 5 EFFECTIVE DATE This Ordinance shall take full force and effect upon publication as required by law. **Item 5. APPROVE REVISIONS TO THE CANTON BOARD OF REVIEW GUIDELINES FOR HARDSHIP APPEALS.** (TREASURER) Motion by Bennett, supported by Williams to approve the revised Canton Board of Review Guidelines for Hardship Appeals. Motion carried by all members present. **Item 6. CONSIDER ZONING ORDINANCE AMENDMENT – C-3 ZONING DISTRICT. (MSD)** Motion by Bennett, supported by McLaughlin to adopt the resolution for zoning ordinance amendment – Special Land Use for Automobile Filling in C-3. Motion carried by all members present. **RESOLUTION OF BOARD OF TRUSTEES CHARTER TOWNSHIP OF CANTON Zoning Ordinance Amendment – Special Land Use for Automobile Filling in C-3 WHEREAS,** the Township is desirous of amending Section 17.02B, of Appendix A – Zoning of the Code of Ordinances of the Charter Township of Canton as provided on Attachment A.; and, **WHEREAS,** the Planning Commission held a public hearing on February 7, 2011 and voted 6-0 to recommend approval of the amendments based on the findings that changes are consistent with the development objectives of the community; and, **WHEREAS,** the Board has reviewed the proposed amendment and have reviewed the planning Commission discussion and have considered of the Planning Commission recommendation. **NOW THEREFORE BE IT RESOLVED,** the Board of Trustees of the Charter Township of Canton, Michigan does hereby approve the proposed amendments to Section 17.02B of Appendix A- Zoning, of the Code of Ordinances of the Charter Township of Canton as provided in Attachment A. **ATTACHMENT A-Zoning Ordinance Amendment 2011-1 Article 17.00 C-3, REGIONAL COMMERCIAL DISTRICT 17.02. Permitted Uses and Structures B. Special Land Uses. 13a. Automobile filling stations (limited to redevelopment of existing stations or stations which are accessory to primary retail uses or individual tenants within a shopping center, having a gross floor area over 50,000 square feet), subject to the provisions in Section 6.02 C. A zoning ordinance regulating the development and use of land has been adopted by the legislative body of the Township of Canton. In accordance with Public Act 110 of 2006 the zoning ordinance shall take effect March 10, 2011. The amended Zoning Ordinance may be purchased or inspected in Planning Services, Canton Township's Administration Building, 1150 Canton Center S., Canton, Michigan during business hours Monday through Friday, 8:30 a.m. to 5:00 p.m. **OTHER:** Treasurer McLaughlin stated the last day to accept property taxes in the Canton Township Treasurer's office is Monday, February 28, 2011. Any payments after February 28, 2011 will have to be paid at Wayne County. Supervisor LaJoy stated the next Board study session will be Tuesday, March 2, 2011 at 7:00 p.m. at the Administration Building, First Floor, Board Room, 1150 Canton Center S., Canton, Michigan. **ADJOURN:** Motion by Bennett, supported by McLaughlin to adjourn at 7:45 p.m. Motion carried by all members present. – Philip LaJoy, Supervisor – Terry G. Bennett, Clerk –**