

Charter Township of Canton Board Proceedings – April 17, 2018

A regular study session meeting of the Board of Trustees of the Charter Township of Canton was held Tuesday, April 17, 2017 at 1150 Canton Center S., Canton, Michigan. Supervisor Williams called the meeting to order at 5:32 p.m. and led the Pledge of Allegiance to the Flag. **Roll Call** Members Present: Anthony, Foster, Graham-Hudak, Siegrist, Sneiderman, Williams Members Absent: Slavens Staff Present: Director Faas, Director Meier, Director Trumbull Kristin Kolb Staff Absent: Director Hohenberger, **Adoption of Agenda** Motion by Anthony, supported by Sneiderman, to approve the agenda as presented. Motion carried by all members present. As representatives from Cloudz Hookah Lounge were not present, Supervisor Williams, upon consulting with Corporate Counsel Kolb, recommended amending the agenda to move the Consent Calendar to the beginning of the meeting. Motion by Siegrist, supported by Sneiderman to amend the agenda to move the Consent Calendar Item 1. Consider Second Reading of Code of Ordinance Amendments to Part I, Chapter 74 Entitled "Utilities", Article II, Division 2, Subdivision II Entitled "Schedule of Rates and Charges", Section 74-83. Motion carried by all members present. **CONSENT CALENDAR: 1. Consider Second Reading of Code of Ordinance Amendments to Part I, Chapter 74 Entitled "Utilities", Article II, Division 2, Subdivision II Entitled "Schedule of Rates and Charges", Section 74-83. (MSD) Motion by Siegrist, supported by Sneiderman to remove from the table, adopt and publish the Second Reading of the Code of Ordinance, Part I, Chapter 74 Entitled "UTILITIES", Article II, Division 2, Subdivision II entitled "SCHEDULE OF RATES AND CHARGES", Section 74-83 with a publication date of April 27, 2018 and effective date of May 1, 2018. Motion carried by all members present. STATE OF MICHIGAN COUNTY OF WAYNE CHARTER TOWNSHIP OF CANTON AMENDMENT TO CODE OF ORDINANCES CHAPTER 74 UTILITIES ORDINANCE, PART I AN ORDINANCE AMENDING THE CHARTER TOWNSHIP OF CANTON CODE OF ORDINANCES PART I, CHAPTER 74 ENTITLED "UTILITIES", ARTICLE II, DIVISION 2, SUBDIVISION II, ENTITLED "RATES AND CHARGES", SECTION 74-83. THE AMENDMENTS TO SECTION (a) PROVIDE FOR REVISED WATER RATES AND CHARGES AND SECTION (b) PROVIDE FOR REVISED SEWER RATES AND CHARGES. THE CHARTER TOWNSHIP OF CANTON ORDAINS: SECTION 1. AMENDMENT TO SUBDIVISION II RATES AND CHARGES. This Ordinance is hereby adopted to amend Code of Ordinances, Part I, Chapter 74, Article II, Division 2, Subdivision II, Rates and Charges to read as follows: Sec. 74-83. Schedule of rates and charges. (a) *Water rates and charges.* Water rates and charges shall be as follows: (1) Consumption rate: \$6.11 per 1,000 gallons. a. In addition to the consumption charge, there shall be a water cost of service charge per reading cycle, or portion thereof, based on meter size: TABLE INSET:**

Meter Size	Bi-Monthly Customers	Quarterly Customers
1" meter or less	\$7.60	\$11.40
1.5	17.10	25.65
2.0	30.38	45.57
3.0	68.36	102.54
4.0	121.54	182.31
6.0	273.46	410.19
8.0	486.14	729.21
10.0	759.60	1139.40

(2) a) [UNCHANGED] b) *Water System Equity Charge.* The water system equity charge is based on meter size. The charge for unusual or other conditions shall be determined by the township board.

Size	Ratio Factor**	Water System Equity
1" or less	1.00	\$ 1,001
2.0"	4.00	4,004
3.0"	9.00	9,009
4.0"	16.00	16,016
6.0"	36.00	36,036
8.0"	64.00	64,064
10.0"	100.00	100,100

**Ratio factor is the ratio of the flow areas of the water meter to the flow area of the 1" meter c) [UNCHANGED] d) [UNCHANGED] e) [UNCHANGED] (b) *Sewer rates and charges.* Sewer rates and charges shall be as follows: (1) Sewage treatment rate: \$5.80 per 1,000 gallons of the water used or per 1,000 gallons of metered sewage flow.-a. In addition to the consumption charge, for customers connected to the sanitary sewer system there shall be a wastewater cost of service charge per reading cycle, or portion thereof, based on meter size: TABLE INSET:

Meter Size	Bi-Monthly Customers	Quarterly Customers
1" meter or less without FD*	\$5.02	\$7.53
1" meter or less with FD*	15.60	23.40
1.5	11.30	16.95
2.0 meter without FD*	20.10	30.15
2.0 meter with FD*	30.68	46.02
3.0	45.22	67.83
4.0	80.38	120.57
6.0	180.86	271.29
8.0	321.54	482.31
10.0	502.40	753.60

*FD means Footing Drains connected to the sanitary sewer system (no sump pump). (2) Minimum sewage bill: a. Minimum sewage disposal bill if not connected to the township water system, per quarterly reading cycle: \$156.60 plus applicable fixed charges, based on a minimum volume of 9,000 gallons per month. b. Minimum sewage disposal bill if not connected to the township water system, per bi-monthly reading cycle: \$104.40 plus applicable fixed charges, based on the County minimum volume of 9,000 gallons per month. c. If a customer has a township supplied water meter, installed per Township specifications for their non-township water source, then readings from that meter shall be used for sewer charges in lieu of the minimum sewage disposal charge. (3) [UNCHANGED] (4) Sewer Connection:

Size	Ratio Factor	Connection Charge
1" or less	1.00	\$ 3,280
2.0"	4.00	13,120
3.0"	9.00	29,520
4.0"	16.00	52,480
6.0"	36.00	118,080
8.0"	64.00	209,920
10.0"	100.00	328,000

(5) [UNCHANGED] (6) Industrial waste charge (IWC) rates: The following IWC charges are billed as a pass through to the users and become effective on July 1 each year. TABLE INSET:

METER SIZE (INCHES)	RATES (\$/MONTH)
5 / 8	\$ 3.59
3 / 4	5.39
1	8.98
1 1 / 2	19.75
2	28.72
3	52.06
4	71.80
6	107.70
8	179.50
10	251.30
12	287.20
14	359.00
16	430.80
18	502.60
20	574.40
24	646.20
30	718.00
36	789.00
48	861.60

(7) *Industrial surcharge rates.* The following industrial surcharges will be charged when billed to the township by the Detroit Water and Sewerage Department and become effective on July 1 each year: a. Biochemical oxygen demand (BOD) in excess of 275 mg/l . . . \$0.487/lb b. Total Suspended Solids (TSS) in excess of 350 mg/l . . . \$0.494/lb c. Phosphorus (P) in excess of 12 mg/l . . . \$7.282/lb d. Fats, oils and grease (FOG) in excess of 100 mg/l . . . \$0.469/lb **SECTION 3. SEVERABILITY** If any clause, sentence, section, paragraph or part of this Ordinance, or application 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. **SECTION 4. REPEAL** All Ordinances, or part of the Ordinances, in conflict herewith are hereby repealed only to the extent necessary to give this Ordinance full force and effect. **SECTION 5. SAVINGS CLAUSE** All rights and duties which have been mattered, penalties which have been incurred, proceedings which have begun and prosecution for violations of law occurring before the effective date of this Ordinance are not affected or abated by this Ordinance. **SECTION 6. PUBLICATION** The Clerk for the Charter Township of Canton shall cause this Ordinance to be published in the manner required by law. **SECTION 7. EFFECTIVE DATE** The Ordinance becomes effective on the 1st day of May, 2018 after publication of the second reading. This Ordinance was duly adopted and/or considered by the Township Board of Trustees of the Charter Township of Canton at its regular Board meeting called on the 17th day of April, 2018 and was ordered given publication in the manner required by law. CHARTER TOWNSHIP OF CANTON By: MICHAEL SIEGRIST Its: Clerk Introduced: April 17, 2018 Published: April 27, 2018 Adopted: April 17, 2018 Effective: May 1, 2018 A copy of the complete text of this Ordinance is available at the Clerk's Office of the Charter Township of Canton, 1150 S. Canton Center Road, Canton, MI., 48188, during regular business hours. The approved text of the Amendment will be published in the Canton Eagle/Associated Newspaper within the meeting minute's synopsis of the date of approval. A complete copy of the Ordinances for Canton Township is available at www.canton-mi.org. **SPECIAL HEARING: 1. Appeal by Cloudz Hookah Lounge for denial of a business license.** Motion by Siegrist, supported by Graham-Hudak to open the Special Hearing at 5:38 p.m. for the appeal by Cloudz Hookah Lounge Inc. located at 44942 Ford Road, Canton Mi. for denial of a business license. Motion carried by all members present. In the absence of the appellant, Clerk Siegrist proceeded to cover the background of Smoking Establishment licensing through the Township as well as certification(s) issued by the State Of Michigan. During this discussion, the attorney for Mr. Ankouny, owner of Cloudz Hookah Lounge arrived. Supervisor Williams explained a portion of the 15 minutes allowed the appellant have already expired. A mutual decision was made for Clerk Siegrist to continue. He then covered the events that led to the denial of the 2018 Smoking Establishment license for Cloudz Hookah. Following Clerk Siegrist's presentation a representative for Cloudz Hookah Lounge addressed the board, giving details regarding the large amount of money Mr. Ankouny has invested in his business. He stated Mr. Ankouny was ignorant of the laws and regulations governing his business, claiming that all transgressions were not intentional. Although the owner did plead guilty to a violation in court, the court dismissed the charges. The representative requested the board grant Mr. Ankouny's appeal and issue the 2018 Smoking Establishment License based upon the fact that he is uneducated regarding the smoking establishment laws. Losing this business would inflict a financial burden on Mr. Ankouny. The representative claimed Mr. Ankouny only owned the business for a partial year and did not understand all the rules. Mr. Ankouny arrived at the meeting at 5:55 p.m. Motion by Siegrist, supported by Graham-Hudak to close the Special Hearing at 6:26 p.m. for the appeal by Cloudz Hookah Lounge for denial of a business license by Foster, supported by Sneiderman that the determination of the Board of Trustees, upon hearing all the evidence submitted and reviewing the application documents is to deny appeal. The applicant may re-apply January of 2019. Motion carried by all members present. A general decision was made break for 5 minutes to clear the room before starting the Study Session Topic. **STUDY SESSION: 1. Roads Task Force Final Recommendation.** James Kosteva, Resident/Chairperson of the Roads Task Force provided a PowerPoint presentation outlining the work done since the Board established the advisory task force on July 25, 2017 to determine the extent of the infrastructure gap, identify alternative methods for funding, and include a roads assessment of long-range plan in the form of a final recommendation. The staff solicited feedback from members of the task force in attendance, residents in the audience, and the Board on the information presented in advance of finalizing a policy direction. A copy of the PowerPoint presentation is available through the Clerk's Office during regular business hours or by calling the secretary at 734-394-5120. A general decision was made break for 7 minutes – to reconvene at 8:00 p.m. Board discussion followed on the findings of the task force and how to proceed ensued. Supervisor Williams stated the board will meet in a special meeting on Saturday April 21, 2018 to reach a consensus. **ADJOURN:** Motion by Sneiderman, supported by Sneiderman to adjourn at 9:40 p.m. Motion carried by all members present. **Michael A. Siegrist, Clerk Pat Williams, Supervisor**

Copies of the complete text of the Board Minutes are available at the Clerk's office of the Charter Township of Canton, 1150 S. Canton Center Rd, Canton, MI 48188, 734-394- 5120, during regular business hours or be accessed through our web site www.canton-mi.org after Board Approval.