

**THE VILLAGE OF DEXTER  
VILLAGE COUNCIL MEETING**

**Monday, August 23, 2010**

**\*\*\*\*\*7:30 pm\*\*\*\*\***

**Creekside Intermediate School (Cafeteria) – 2615 Baker**

**A. CALL TO ORDER AND PLEDGE OF ALLEGIANCE**

<b>B. ROLL CALL:</b> President Keough	J. Carson	P. Cousins
	D. Fisher	J. Semifero
	J. Smith	R. Tell

**C. APPROVAL OF THE MINUTES**  
 1. Regular Council Meeting – August 9, 2010

**Page # 1-6**

**D. PRE-ARRANGED PARTICIPATION:**  
*Pre-arranged participation will be limited to those who notify the Village office before 5:00 p.m. Tuesday of the week preceding the meeting, stating name, intent and time requirements. (10-minute limit per participant)*

**E. APPROVAL OF AGENDA:**

**F. PUBLIC HEARINGS**  
*Action on each public hearing will be taken immediately following the close of the hearing*

Amendments to the General Code of Ordinances, Article 1, Section 10, Animals and Article 2 Section 10, Dogs

Consideration of:      Amendments to the General Code of Ordinances, Article 1, Section 10,  
 Animals and Article 2 Section 10, Dog      **Page # 7-26**

*"This meeting is open to all members of the public under Michigan Open Meetings Act."*

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**G. NON-ARRANGED PARTICIPATION:**

*Non-arranged participation will include those in the audience not listed on the agenda that wish to speak. At the Village President's discretion, members of the audience may be called on to speak at any time. Those addressing the Council will state their name, and address. This section is limited to 5-minutes per participant or 10-minutes for group representatives.*

**H. COMMUNICATIONS:**

1. Upcoming Meeting List
2. Chelsea Area Planning Team/Dexter Area Regional Team 7-19-2010 minutes

**Page # 27-30**

**I. REPORTS:**

1. Community Development Manager – Allison Bishop
2. Board, Commission, & Other Reports- “Bi-annual or as needed”
  - Arts, Culture & Heritage Committee
  - Chelsea Area Planning Team / Dexter Area Regional Team
  - Dexter Area Chamber
  - Dexter Area Fire Department
  - Downtown Development Authority Chair
  - Farmers Market Representative
  - Gordon Hall Mgmt Team Representative – Donna Fisher**
  - Huron River Watershed Council Representative
  - Library Board Representative
  - Parks & Recreation Commission
  - Planning Commission
  - Tree Board Chair
  - Washtenaw Area Transportation Study Policy/Technical Committee Reps
  - Western Washtenaw Area Value Express Representative
3. Subcommittee Reports
  - Website
  - Downtown Fire Detection
  - Economic Preparedness

**Page # 31-36**

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4. Village Manager Report

Page # 37-66

5. President's Report

Page # 67-68

**J. CONSENT AGENDA**

*Bills & Payroll will be a standing item under consent agenda. Discussion of the Budget and Financial matters will be covered under the Presidents Report as a standing item. Items under consent agenda are considered routine and will be acted upon in one motion. There will be no separate discussion of these items unless a Council Member so requests, and the item will be removed from Consent and added to the regular agenda at the end of New Business.*

1. Consideration of: Bills & Payroll in the amount of: \$ 640,078.08
  
2. Consideration of: Request from Connexions Church to place four (4) signs in the right-of-way on Sundays for the remainder of 2010.  
Page # 69-78

**K. OLD BUSINESS- Consideration and Discussion of:**

1. Discussion of: Preliminary Facilities – Fire Station Information  
Page # 79-84

**L. NEW BUSINESS- Consideration and Discussion of:**

1. Discussion of: Water Main Project Restoration  
Page # 85-86
  
2. Consideration of: Planning Commission recommendation for amendments to Article 7 of the Zoning Ordinance - Signs  
Page # 87-110
  
3. Consideration of: Washtenaw County Parks Westside Connector Site Plan  
Page # 111-118

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DEXTER VILLAGE COUNCIL  
REGULAR MEETING  
MONDAY, AUGUST 9, 2010

**A. CALL TO ORDER AND PLEDGE OF ALLEGIANCE**

The meeting was called to order at 7:30 PM by President Keough in the Creekside Intermediate School located at 2615 Baker Road in Dexter, Michigan.

**B. ROLL CALL:** President Keough

J. Carson  
D. Fisher  
J. Smith

P. Cousins  
J. Semifero  
R. Tell

**C. APPROVAL OF THE MINUTES**

1. Regular Council Meeting – July 26, 2010

Motion Smith; support Semifero to approve the minutes of the Regular Council Meeting of July 26, 2010.

Unanimous voice vote for approval

**D. PREARRANGED PARTICIPATION**

None

**E. APPROVAL OF THE AGENDA**

Motion Smith: support Fisher to approve the agenda as presented.

Unanimous voice vote for approval

**F. PUBLIC HEARINGS**

*Action on each public hearing will be taken immediately following the close of the hearing*

None

**G. NON-ARRANGED PARTICIPATION**

None

**H. COMMUNICATIONS:**

1. Upcoming Meeting List
2. July Citation Report
3. Letter from Comcast

**I. REPORTS**

1. Community Development Manager – Allison Bishop – Verbal Updates

Ms. Bishop gave the following verbal updates: 1) the re-submittal of the Mill Creek Park Permit was sent out by overnight mail today and probably won't have the permit in hand until November or December; 2) there have been some positive changes in the Westside Connector such as lowering the roof height under the bridge and changing the boardwalk to steel, will need to relocate the swing set in Warrior Creek Park, should hear back from Norfolk Southern on having the roof either by the end of the week or early next week; 3) the question was raised about the roof on the bridge under the railroad track and pursuing the need for this with Norfolk Southern; 4) Randy Willis is doing brick façade improvements on the Dexter Commerce Building; and 5) hoping to have benches in the park promenade, the removal of the dead trees and a sign erected to explain the future park project by Dexter Daze.

2. Boards, Commissions. & Other Reports-“Bi-annual or as needed”

*Dexter Area Fire Department – Jim Seta/Ray Tell*

Mr. Seta reported on the following: 1) the financial report from the Dexter Area Fire Department (DAFD) from January through June; 2) the departure of Lima township from the DAFD on August 17 with the exception of the six eastern most sections and the contract agreement with the township to cover these areas through 2010 and hopefully in 2011; 3) changes needed in the Interlocal Agreement to cover contracted services; 4) the Dexter Township request for proposal for township fire coverage with the DAFD and the Chelsea Area Fire Authority and that Dexter has submitted their proposal for one full-time firefighter coverage at the Multi Lakes Station; and 5) the union contract is up this year and representatives have not met yet but will be doing so soon.

3. Subcommittee Reports

Website - None  
Downtown Fire Detection - None  
Economic Preparedness – None

4. Village Manager Report

Mrs. Dettling and Ms. Nicholls submit the report as per packet. Ms. Nicholls gave the following updates: 1) the Hazmat incident at the Wastewater Treatment Plant will cost about \$5000 and will be billed to the supplier; 2) explanation of the possible funding in 2011 through the Drinking Water Revolving Fund on their Project Priority List; and 3) the discussion on cross walks will be held at the August 23 Council Meeting.

5. President's Report

Mr. Keough submits his report as per packet and no verbal updates.

**J. CONSENT AGENDA**

1. Consideration of: Bills and Payroll in the amount of \$219,710.43

2. Consideration of: Appointment of Courtney Fitzpatrick to the Arts, Culture & Heritage Committee to a term expiring June 1, 2013

Motion Fisher; support Smith to approve items 1, and 2 of the consent agenda.

Unanimous voice vote for approval

**K. OLD BUSINESS-Consideration and Discussion of:**

1. Discussion of: Facilities – GO Bond

Ms Nicholls reviewed the GO Bond options.

2. Consideration of: Amendments to the Tree Replacement Restricted Account Policy Statement

*Motion Cousins; support Fisher to postpone a decision on the amendments to the Tree Replacement Restricted Account Policy Statement. 7/26/2010*

*Ayes: Semifero, Fisher, Cousins, Smith and Keough*

*Nays: Tell*

*Absent: Carson*

*Motion carries 5 to 1*

Original Motion

Motion Semifero; support Smith to accept the amendment to the Dexter Tree Replacement Restricted Account Policy Statement with the change of *tree planting* to *tree removal* in the appeal section.

Amendment to the Motion:

Motion Cousins; support Fisher to remove *and/or trail development* in the appeal section.

Ayes: Cousins, Fisher, Smith and Carson

Nays: Semifero, Tell and Keough

Motion carries 4 to 3

Amendment to the Motion:

Motion Smith; support Cousins to add *accept where a tree is removed for the purpose of replacement by a new tree* in paragraph 5 after storm damage cleanup.

Ayes: Smith, Tell, Carson, Fisher, Cousins, and Keough

Nays: Semifero

Motion carries 6 to 1

Amended Motion

Motion Semifero; support Smith to accept the amendment to the Dexter Tree Replacement Restricted Account Policy Statement with the change of *tree planting* to *tree removal* in the appeal section; remove *and/or trail development* in the appeal section; and to add *accept where a tree is removed for the purpose of replacement by a new tree* after storm damage cleanup in paragraph 5.

Ayes: Fisher, Carson, Cousins, Smith and Keough

Nays: Semifero and Tell  
Motion carries 5 to 2

**L. NEW BUSINESS-Consideration of and Discussion of:**

1. Consideration of: Liquor License Transfer at 8093 Main from Renaissance Chef's to Landrum Management

Motion Cousins; support Fisher to approve the liquor license transfer at 8093 Main Street from Renaissance Chef's to Landrum Management.

Ayes: Tell, Carson, Cousins, Smith Fisher, Semifero and Keough  
Nays: None  
Motion carries

2. Discussion of: Funding for Border to Border Trail, Westside Connector, and Mill Creek Park

A possible scenario was discussed for the use of funding for the Westside Connector and Mill Creek Park with the need to re-assign the naming for Washtenaw Area Transportation Study money.

Motion Cousins; support Smith to make a recommendation that the Village use the Surface Transportation Program Urban funds to complete the construction phase of the Westside Subdivision Connector and Border to Border project from Warrior Creek Park to the Huron Clinton Metropolitan Authority property and reallocate the non motorized Transportation Improvement Plan dollars for flexibility, and that the Village look at options and cost estimates for future sidewalk that will connect the Cedars of Dexter.

Ayes: Carson, Cousins, Fisher, Smith, Semifero, Tell and Keough  
Nays: None  
Motion carries

3. Consideration of: 2010 Crack Sealing Program

Motion Semifero; support Carson to approve the 2010 Crack Sealing program.

Ayes: Cousins, Fisher, Smith, Semifero, Tell, Carson and Keough  
Nays: None  
Motion carries

4. Consideration of: 2010 Pavement Marking Bid Award

Motion Cousins; support Fisher to award the 2010 pavement marking bid to Michigan Pavement Markings for an amount not to exceed \$8500.00.

Ayes: Smith, Semifero, Tell, Carson, Fisher, Cousins and Keough  
Nays: None  
Motion carries

**M. COUNCIL COMMENTS**

Fisher	None
Carson	The Chelsea Area Planning Team/Dexter Area Regional Team meeting for next week has been cancelled and will send an email our when it is rescheduled.
Tell	None
Jones	Dexter Daze is this weekend. Are we participating in the Parade on Saturday? Suggest that we have a table at the Farmer's Market for signing of Cityhood petitions.
Smith	None
Semifero	None
Cousins	Tickets for the Rotary Playhouse are still available. Planning for the Gateway Communities Conference is going very well.

**N. NON-ARRANGED PARTICIPATION**

None

At 9:50 p.m. a recess was taken and the meeting re-convened at 9:55 p.m.

**O. CLOSED SESSION FOR THE PURPOSE OF DISCUSSING LABOR NEGOTIATIONS IN ACCORDANCE WITH MCL 15.268 Sec. 8(c)**

Motion Cousins; support Smith to go into closed session for the purpose of discussing labor negotiations at 9:55 pm.

Ayes: Semifero, Tell, Fisher, Carson, Cousins, Smith and Keough

Nays: None

Motion carries

Motion Smith; support Fisher to leave closed session at 10:02 pm.

Ayes: Tell, Carson, Cousins, Smith, Fisher, Semifero and Keough

Nays: None

Motion carries

**P. ADJOURNMENT**

Motion Smith support Fisher to adjourn at 10:02 pm.

Unanimous voice vote for approval

Respectfully submitted,

Carol J. Jones

Clerk, Village of Dexter

Approved for Filing: \_\_\_\_\_

AGENDA 8-23-10

ITEM F-1

## VILLAGE OF DEXTER

8140 Main Street Dexter, MI 48130-1092

Phone (734)426-8303 Fax (734)426-5614

MEMO

**To: President Keough and Council Members**  
**From: Allison Bishop, Community Development Manager**  
**Date: August 17, 2010**  
**Re: Animal Ordinance Public Hearing**

On August 23 Council will be holding a public hearing on amendments to the General Code of Ordinances, Article 1, Section 10, Animals and Article 2, Section 10, Dogs. A copy of the proposed ordinance and supporting materials provided in the July 26 packet is included for your review.

## **ARTICLE I. ANIMALS\***

### **Sec. 10-1. Municipal civil infraction.**

Any person who violates any provision of this article shall be responsible for a civil infraction, subject to payment of a civil fine as set forth in section 22-38. Repeat offenses under this article shall be subject to increased fines as set forth in section 22-38.

### **Sec. 10-2. Domestic animals and fowl.**

- (1) No person shall keep or house any animals or domestic fowl within the Village limits except dogs, cats, rabbits, canaries or small animals commonly classified as pets which are customarily housed inside dwellings as household pets.
- (2) Subsection (1) shall not apply to animals or fowl that are kept or housed at Village parks facilities for exhibition.
- (3) Subsection (1) shall not apply to the keeping of bees in compliance with all the requirements of Section 10-3.
- (4) Subsection (1) shall not apply to the keeping of chickens in compliance with all requirements of Section 10-4.

Nothing in this ordinance shall prohibit the Village or a third party from bringing a nuisance action based on the keeping of animals.

### **Sec. 10-3. Bees.**

No person shall keep or possess an apiary containing more than 2 stands or hives of bees within the Village of Dexter.

- (1) Any person who keeps bees in the Village of Dexter shall obtain a permit from the Village prior to acquiring the bees. No permit shall be issued to a person, by the Village, and no chickens shall be allowed to be kept unless the owners of all residentially zoned adjacent properties (as defined below in subsection (3)f.) consent in writing to the permit and this consent is presented along with an application for a permit. Written statements waiving the distance requirement in subsection (3) below shall also be submitted at the time of application and become a part of the permit if issued. Application shall be made to the Village and the fee for the permit shall be as determined by Council resolution.  
Permits expire and become invalid 5 years after the date of issuance. A person who wishes to continue keeping bees shall have obtained a new permit on or before the expiration date of the previous permit. Application for a new permit shall be pursuant to the procedures and requirements that are applicable at the time the person applies for a new permit.
- (2) Notwithstanding the issuance of a permit by the Village, private restrictions on the use of property shall remain enforceable and take precedence over a permit. Private restrictions include but are not limited to deed restrictions, condominium master deed restrictions, neighborhood association by-laws, and covenant deeds. A permit issued to a person

whose property is subject to private restrictions that prohibit the keeping of bees is void. The interpretation and enforcement of the private restriction is the sole responsibility of the private parties involved.

- (3) A person who keeps bees on his or her property shall comply with all of the following requirements:
  - a. Have been issued the permit required under subsection (1) of this section.
  - b. Keep no more than 2 stands or hives of bees.
  - c. The principal use of the person's property is for a single-family dwelling or two-family dwelling.
  - d. A person shall not keep bees in any location on the property other than in the backyard. For purposes of this section, "backyard" means that portion of a lot enclosed by the property's rear lot line and the side lot lines to the points where the side lot lines intersect with the rear building line of the single-family or two-family structure and extending to the side lot lines.
  - e. No apiary shall be located closer than 10 feet to any property line of an adjacent property;
  - f. All enclosures for the keeping of bees shall be so constructed to protect the safety of the public and prevent vermin. A covered enclosure or fenced enclosure shall not be located closer than 40 feet to any residential structure on an adjacent property provided, however, this requirement can be waived as follows:
    - (i) If the principal use of applicant's property is for a single-family dwelling, to obtain such a waiver the applicant shall present at the time of applying for a permit the written statements of all adjacent landowners that there is no objection to the issuance of the permit.
    - (ii) If the principal use of the applicant's property is for a two-family dwelling, to obtain such a waiver the applicant shall present at the time of applying for a permit the written statements of all adjacent landowners and of the occupants of the other dwelling stating that there is no objection to the issuance of the permit.
  - g. For purposes of this section, adjacent property means all parcels of property that the applicant's property comes into contact with at 1 or more points, except for parcels that are legally adjacent to but are in fact separated from the applicant's property by a public or private street.
  - h. If the above requirements are not complied with, the Village may revoke any permit granted under this section and/or initiate prosecution for a civil infraction violation.
- (4) A person who has been issued a permit shall submit it for examination upon demand by any Police Officer or Code Enforcement Officer.

**Sec. 10-4. Keeping of chickens.**

- (1) Any person who keeps chickens in the Village of Dexter shall obtain a permit from the Village prior to acquiring the chickens. No permit shall be issued to a person, by the Village, and no chickens shall be allowed to be kept unless the owners of all residentially zoned adjacent properties (as defined below in subsection (3)j.) consent in writing to the permit and this consent is presented along with an application for a permit. Written statements waiving the distance requirement in subsection (3) below shall also be submitted at the time of application and become a part of the permit if issued. Application shall be made to the Village and the fee for the permit shall be as determined by Council resolution.  
Permits expire and become invalid 5 years after the date of issuance. A person who wishes to continue keeping chickens shall have obtained a new permit on or before the expiration date of the previous permit. Application for a new permit shall be pursuant to the procedures and requirements that are applicable at the time the person applies for a new permit.
- (2) Notwithstanding the issuance of a permit by the Village, private restrictions on the use of property shall remain enforceable and take precedence over a permit. Private restrictions include but are not limited to deed restrictions, condominium master deed restrictions, neighborhood association by-laws, and covenant deeds. A permit issued to a person whose property is subject to private restrictions that prohibit the keeping of chickens is void. The interpretation and enforcement of the private restriction is the sole responsibility of the private parties involved.
- (3) A person who keeps or houses chickens on his or her property shall comply with all of the following requirements:
  - a. Have been issued the permit required under subsection (1) of this section.
  - b. Keep no more than 4 chickens.
  - c. The principal use of the person's property is for a single-family dwelling or two-family dwelling.
  - d. No person shall keep any rooster.
  - e. No person shall slaughter any chickens.
  - f. The chickens shall be provided with a covered enclosure and must be kept in the covered enclosure or a fenced enclosure at all times. Fenced enclosures are subject to all provisions of the Village's Fence Ordinance, Article 3, Section 3.17.
  - g. A person shall not keep chickens in any location on the property other than in the backyard. For purposes of this section, "backyard" means that portion of a lot enclosed by the property's rear lot line and the side lot lines to the points where the side lot lines intersect with the rear building line of the single-family or two-family structure and extending to the side lot lines.

h. No covered enclosure or fenced enclosure shall be located closer than 10 feet to any property line of an adjacent property;

i. All enclosures for the keeping of chickens shall be so constructed or repaired as to prevent rats, mice, or other rodents from being harbored underneath, within, or within the walls of the enclosure. A covered enclosure or fenced enclosure shall not be located closer than 40 feet to any residential structure on an adjacent property provided, however, this requirement can be waived as follows:

(i) If the principal use of applicant's property is for a single-family dwelling, to obtain such a waiver the applicant shall present at the time of applying for a permit the written statements of all adjacent landowners that there is no objection to the issuance of the permit.

(ii) If the principal use of the applicant's property is for a two-family dwelling, to obtain such a waiver the applicant shall present at the time of applying for a permit the written statements of all adjacent landowners and of the occupants of the other dwelling stating that there is no objection to the issuance of the permit.

j. For purposes of this section, adjacent property means all parcels of property that the applicant's property comes into contact with at 1 or more points, except for parcels that are legally adjacent to but are in fact separated from the applicant's property by a public or private street.

k. All feed and other items associated with the keeping of chickens that are likely to attract or to become infested with or infected by rats, mice, or other rodents shall be protected so as to prevent rats, mice, or other rodents from gaining access to or coming into contact with them.

m. If the above requirements are not complied with, the Village may revoke any permit granted under this section and/or initiate prosecution for a civil infraction violation.

(4) A person who has been issued a permit shall submit it for examination upon demand by any Police Officer or Code Enforcement Officer.

ARTICLE II. DOGS\*

\*State law references: Regulations pertaining to dogs, MCL 287.261 et seq.

**Sec. 10-31. Municipal civil infraction.**

Any person who violates any provision of this article shall be responsible for a civil infraction, subject to payment of a civil fine as set forth in section 22-38. Repeat offenses under this article shall be subject to increased fines as set forth in section 22-38.

**Sec. 10-32. Definitions.**

For the purpose of this chapter, the following terms shall have the following meanings, respectively designated for each:

(1) *Animal Control Officer.* Any Police Officer or County designate provided that such persons meet the qualifications specified by Act 339, Public Acts of 1919, as amended.

(2) *Dangerous animal.* An animal which has bitten a person so as to draw blood or caused a person broken bones or which has repeatedly attacked, chased or menaced any person or damaged the property (including animals) of persons other than the owner. An animal shall not be considered dangerous solely because it has bitten or attacked a person or any animal attacking its owner or its owner's family nor shall an animal be considered dangerous if it bites or injures a person who has, without justification, provoked it by attacking it or its young.

(3) *Own.* To have possession or a right of property in an animal or to permit a dog or cat to remain on or about one's premises 10 days or more.

(4) *Under reasonable control.* A dog which is:

- (a) Secured by a leash held by the owner or the owner's agent;
- (b) Secured by a leash which is attached to a stationary object and attended by the owner or the owner's agent; or
- (c) On the premises of the owner or confined in a vehicle.

(5) *Vicious animal.* An animal which:

- (a) Has killed a person or caused a person serious bodily injury, including, but not limited to, injuries resulting in hospital confinement or reconstructive surgery.
- (b) Is owned, possessed, harbored or trained for the purpose of animal fighting.
- (c) Repeatedly bites or in any way injures people.

**Sec. 10-33. License, tag required for dogs six months old.**

No person shall own any dog six months old or over, unless the dog is licensed pursuant to Public Act No. 339 of 1919 (MCL 287.261 et seq.) or own any dog six months old or over, that does not at all times wear a collar with a tag approved by the director of agriculture, attached as provided in Public Act No. 339 of 1919 (MCL 287.267), except when such dog is engaged in lawful hunting accompanied by its lawful owner or custodian; or for any person except the owner or authorized agent, to remove any license tag from a dog.

(Ord. eff. 3-20-1995(1), § 21.010(A))

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State law references: Dog license required, MCL 287.262; dog license tag kept on dog, MCL 287.267.

**Sec. 10-34. Female dogs in heat; straying dogs prohibited.**

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It shall be a violation for any owner:

- (1) Of any female dog to permit the female dog to go beyond the premises of such owner when she is in heat, unless the female dog is held properly in leash;
- (2) Of any dog, except working dogs such as leader dogs, guard dogs, farm dogs, hunting dogs, and other such dogs, when accompanied by their owner or his authorized agent, while actively engaged in activities for which such dogs are trained, to stray, unless held properly in leash.

(Ord. eff. 3-20-1995(1), §§ 21.010(A), 21.011)

State law references: Similar provisions, MCL 287.262.

**Sec. 10-35. Impoundment.**

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(a) If it is brought to the attention of the village council or the village law enforcement officer that a dog has strayed in violation of this section, the police shall issue a violation notice to the owner of any such dog and impound such dog for a period not to exceed two days at a location within the village to be established by the village council.

(b) If it is necessary to impound a dog, it shall be taken to the Humane Society of Huron Valley.

(c) If a village law enforcement officer, pursuant to this section impounds a stray dog or an unlicensed dog, the owner or authorized agent of such dog shall be so informed. Such owner or authorized agent shall be required to pay the fees of impounding such dog, which fees shall include, but not be limited to, the actual expense of taking the dog into custody, transporting the dog to the location of impoundment, feeding, and caring for the dog during the period of confinement.

(d) The payment of impoundment and confinement costs shall not constitute a fine nor penalty but shall be in addition to any fine or penalty prescribed by law.

(Ord. eff. 3-20-1995(1), §§ 21.012--21.015)

State law references: Authority to impound animals at large, MCL 67.3.

**Sec. 10-36. Noisy dogs.**

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It shall be a violation for an owner to harbor or keep within the village a dog which by loud and frequent barking, yelping, growling or other noise causes material disturbance, or discomfort to persons in their reasonable use and enjoyment of premises thereabout.

After 10:00 p.m. and before 7:00 a.m., animal noises audible beyond the property line of the property where the animal is located are presumed to be an annoyance and disturbance and are presumed to constitute a noise nuisance.

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(Ord. eff. 3-20-1995(1), § 21.017)

Cross references: Public nuisances, § 18-31 et seq.; noise, § 18-61 et seq.

**Sec. 10-37. Dog waste.**

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The owner of a dog shall not permit or enable his dog to discharge its feces on property other than that of its owner unless the dog owner removes and disposes of such feces immediately. In addition to any other available enforcement or abatement mechanism

provided by state or local law, violation of this section is a civil infraction and carries a maximum fine of \$50.00.  
(Ord. eff. 7-3-2002(1), § 2)

Sec. 10-38. Pet Ownership.

(1) Pet ownership of certain animals expressly owned by any residents shall be permitted in residential districts and shall include:

A. Small animals (legal, nonprotected species) confined solely within the dwelling proper (e.g. rodents, birds and reptiles);

B. Marine (fish) species except those prohibited by protective law;

C. Domesticated dogs and household cats as single pets providing they are in compliance with the ordinance;

(2) Keeping, possession, or harboring of live hogs, cows, sheep, goats, or any species of equines is prohibited.

(3) Keeping, possession, or harboring of protected species, except as federally approved, is prohibited. Keeping, possession, or harboring undomesticated animals of a wild or feral nature, or larger than a house cat, is prohibited.

(4) Any resident who keeps more than three (3) dogs and/or cats shall be required to first obtain a special use permit from the village council after a public hearing held in the manner required for special use permits under the provisions of the zoning ordinance of the village.

Any resident who keeps more than three dogs and/or cats shall annually, on or before the first day of January, apply for and obtain from the village zoning official a zoning compliance permit, which application shall certify under oath that the applicant is in full compliance with all the provisions of this ordinance and all other ordinances pertaining to the keeping of dogs and cats in the village. The fee for such permit shall be as established by resolution of the village council.

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Sec. 10-39. Violations.

The owner of any dog or other animal shall be guilty of a violation of the chapter if:

(1) The dog is at any time not under reasonable control;

(2) The animal causes a noise nuisance;

(3) The animal causes a sanitation nuisance;

(4) The dog is over 6 months old and is not currently licensed or is not wearing a license tag issued pursuant to this chapter;

(5) The dog (except leader dogs for the blind) discharges its feces on property other than that of its owner and the owner does not immediately remove such feces;

(6) The animal is vicious;

(7) The dog is at a location other than as specified in a confinement order issued pursuant to this chapter;

(8) The animal has symptoms of rabies or has bitten or been bitten by another animal showing symptoms of rabies and the owner fails to notify an Animal Control Officer of that fact;

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- (9) The owner fails to comply with all the terms of a confinement order;
- (10) The owner of a cat older than 6 months fails to have it at all times immunized against rabies;
- (11) The owner fails to provide the animal with proper food, drink or shelter from the weather;
- (12) The owner fails to provide the animal with medical attention necessary to prevent the animal from suffering;
- (13) The owner confines or leaves the animal in a vehicle or other enclosure without adequate ventilation to prevent the animal from suffering;
- (14) A dangerous dog, when kept out of doors, is not in a pen or kennel sufficient to restrain the dog and surrounded by a perimeter fence not sharing common fencing with the pen or kennel;
- (15) The animal, other than a dog, is dangerous and is not kept indoors;
- (16) The person is convicted of owning a vicious dog and then acquires another dog within 2 years of the date of the conviction.

MI → List of communities in MI who permit or do not permit chickens

Ann Arbor, MI. An ordinance was approved on June 2, 2008. Up to 4 hens are now allowed, and you must pay \$20 for a permit.

Benton Harbor, MI. No person shall keep or maintain more than five animals or fowls or a combination of more than five animals and fowls.

Detroit, MI. Not allowed. No "farm animals."

East Lansing, MI. Recently approved the keeping of city chickens. A permit may be required.

East Grand Rapids, MI. No chickens may be kept on the same lot or premises of any dwelling without obtaining prior written approval from the Director of City Services.

Flint, MI. Chickens not allowed yet. Some citizens are working to change ordinance.

Lansing, MI. Allows up to 5 backyard hens, no roosters. The Ingham County Board of Commissioners carved out a backyard hen exemption to its own ordinance prohibiting livestock in residential areas. Chickens must be contained and unless your neighbors give you written consent you can't have your coop within 10 feet of the property line nor with 40 feet of any residential structure on an adjacent property.

North Branch, MI. No one may house chickens unless you are "a farm."

Traverse City, MI. Chickens are now legal in Traverse City.

Royal Oak, MI. Chickens permitted, free range not, coop required.  
Ferndale, MI. Chickens permitted, free range not, noise considerations  
Ypsilanti, MI. Chickens permitted

**DOG LAW OF 1919**  
**Act 339 of 1919**

AN ACT relating to dogs and the protection of live stock and poultry from damage by dogs; providing for the licensing of dogs; regulating the keeping of dogs, and authorizing their destruction in certain cases; providing for the determination and payment of damages done by dogs to live stock and poultry; imposing powers and duties on certain state, county, city and township officers and employees, and to repeal Act No. 347 of the Public Acts of 1917, and providing penalties for the violation of this act.

History: 1919, Act 339, Eff. Aug. 14, 1919.

*The People of the State of Michigan enact:*

**287.261 Short title; definitions.**

Sec. 1. (1) This act shall be known and may be cited as the "dog law of 1919".

(2) For the purpose of this act:

→ (a) "Livestock" means horses, stallions, colts, geldings, mares, sheep, rams, lambs, bulls, bullocks, steers, heifers, cows, calves, mules, jacks, jennets, burros, goats, kids and swine, and fur-bearing animals being raised in captivity.

→ (b) "Poultry" means all domestic fowl, ornamental birds, and game birds possessed or being reared under authority of a breeder's license pursuant to part 427 (breeders and dealers) of the natural resources and environmental protection act, Act No. 451 of the Public Acts of 1994, being sections 324.42701 to 324.42714 of the Michigan Compiled Laws.

(c) "Owner" when applied to the proprietorship of a dog means every person having a right of property in the dog, and every person who keeps or harbors the dog or has it in his care, and every person who permits the dog to remain on or about any premises occupied by him.

(d) "Kennel" means any establishment wherein or whereon dogs are kept for the purpose of breeding, sale, or sporting purposes.

(e) "Law enforcement officer" means any person employed or elected by the people of the state, or by any municipality, county, or township, whose duty it is to preserve peace or to make arrests or to enforce the law, and includes conservation officers and members of the state police.

(f) "Hunting" means allowing a dog to range freely within sight or sound of its owner while in the course of hunting legal game or an unprotected animal.

History: 1919, Act 339, Eff. Aug. 14, 1919;—CL 1929, 5245;—CL 1948, 287.261;—Am. 1959, Act 42, Eff. Mar. 19, 1960;—Am. 1973, Act 32, Imd. Eff. June 14, 1973;—Am. 1996, Act 63, Imd. Eff. Feb. 26, 1996.

**287.262 Dogs; licensing, tags, leashes.**

Sec. 2. It shall be unlawful for any person to own any dog 6 months old or over, unless the dog is licensed as hereinafter provided, or to own any dog 6 months old or over that does not at all times wear a collar with a tag approved by the director of agriculture, attached as hereinafter provided, except when engaged in lawful hunting accompanied by its owner or custodian; or for any owner of any female dog to permit the female dog to go beyond the premises of such owner when she is in heat, unless the female dog is held properly in leash; or for any person except the owner or authorized agent, to remove any license tag from a dog; or for any owner to allow any dog, except working dogs such as leader dogs, guard dogs, farm dogs, hunting dogs, and other such dogs, when accompanied by their owner or his authorized agent, while actively engaged in activities for which such dogs are trained, to stray unless held properly in leash.

History: 1919, Act 339, Eff. Aug. 14, 1919;—Am. 1925, Act 322, Eff. Aug. 27, 1925;—CL 1929, 5246;—CL 1948, 287.262;—Am. 1951, Act 173, Imd. Eff. June 8, 1951;—Am. 1969, Act 195, Eff. Mar. 20, 1970.

**287.263 Repealed. 1969, Act 195, Eff. Mar. 20, 1970.**

Compiler's note: The repealed section pertained to confinement of dog at night.

**287.264 Supervision and enforcement.**

Sec. 4. The state livestock sanitary commission shall have the general supervision over the licensing and regulation of dogs and the protection of livestock and poultry from dogs, and may employ all proper means for the enforcement of this act and all police officers of the state, county, municipality or township shall be at its disposal for that purpose. An animal control officer or a law enforcement officer of the state shall issue a citation, summons or appearance ticket for a violation of this act.

History: 1919, Act 339, Eff. Aug. 14, 1919;—CL 1929, 5248;—CL 1948, 287.264;—Am. 1969, Act 195, Eff. Mar. 20, 1970;—Am.

**287.265 Tags, blanks and license forms.**

Sec. 5. It shall be the duty of the state live stock sanitary commission to purchase from time to time, as may be necessary, a sufficient number of tags for the state of Michigan, which tags shall be purchased from such commission by the treasurers of the counties as the same may be needed to comply with the provisions of this act. Such tags shall be sold at cost to the said treasurers. The state treasurer is hereby authorized to advance to the said commission, out of any funds of the state, such sum of money as may be necessary from time to time to pay for the tags so purchased by the state live stock sanitary commission, which sum shall be repaid to the state treasurer from the money collected from the county treasurers in payment for the tags. The said commission is hereby authorized to extend 30 days' credit to any county treasurer for tags so purchased. The commission shall also furnish to each county treasurer, on or before November fifteenth of each year, a book containing proper forms for issuing dog licenses required in his county, together with the necessary blanks for the use of the supervisors and assessors of such county; such books and blanks shall be furnished to said commission by the board of state auditors without cost to said commission. The tags required by this act shall be not more than 1 1/2 inches in length and uniform in shape throughout the state, the general shape of which shall be changed from year to year; such tags shall have impressed upon them the calendar year for which they are issued and shall bear the name of the county issuing them and shall be numbered consecutively.

History: 1919, Act 339, Eff. Aug. 14, 1919;—CL 1929, 5249;—CL 1948, 287.265.

**287.266 Dog licenses; application; resolution; provisions; proof of vaccination.**

Sec. 6. (1) The owner of a dog that is 4 or more months old shall apply to the treasurer of the county or, except as provided in section 14, the treasurer of the township or city where the owner resides, or to the treasurer's authorized agent, for a license for each dog owned or kept by him or her.

(2) Unless the county board of commissioners adopts a resolution under subsection (3), the owner shall apply for a license annually on or before March 1.

(3) The county board of commissioners of a county may adopt a resolution during the 60-day period before the beginning of the county's fiscal year providing when the owner of a dog that is required to be licensed under subsection (1) must apply for a license. Before adopting the resolution, the county board of commissioners shall obtain the county treasurer's written approval of the resolution. Subject to subsection (4), the resolution shall provide for 1 of the following:

- (a) That the owner apply for a license by March 1 every year or every third year, at the owner's option.
- (b) That the owner apply for a license by June 1 every year.
- (c) That the owner apply for a license by June 1 every year or every third year, at the owner's option.
- (d) That the owner apply for a license by the last day of the month of the dog's current rabies vaccination, every year.
- (e) That the owner apply for a license by the last day of the month of the dog's current rabies vaccination, every third year.

(f) That the owner apply for a license by 1 of the following, at the owner's option:

- (i) The last day of the month of the dog's current rabies vaccination every year.
- (ii) The last day of the month of the dog's current rabies vaccination, every third year.

(4) A resolution adopted under subsection (3) shall include necessary provisions for conversion to a new licensing schedule. The resolution may extend the effective period of outstanding licenses but shall not shorten the effective period of outstanding licenses or prorate license fees.

(5) The application shall state the breed, sex, age, color, and markings of the dog, and the name and address of the last previous owner. Except as otherwise provided in this subsection, the application for a license shall be accompanied by a valid certificate of a current vaccination for rabies, with a vaccine licensed by the United States department of agriculture, signed by an accredited veterinarian. The certificate for vaccination for rabies shall state the month and year of expiration for the rabies vaccination, in the veterinarian's opinion. If the application for a license is submitted electronically, the owner of the dog is not required to provide a valid certificate of a current vaccination for rabies if the dog was licensed the previous year and the dog's current rabies vaccination on record with the treasurer of the county or, except as provided in section 14, the treasurer of the township or city where the owner resides, or the treasurer's authorized agent, is still valid. A license shall not be issued under subsection (3)(d), (e), or (f) if the dog's current rabies vaccination will expire more than 1 month before the date on which that license would expire. When applying for a license, the owner shall pay the license fee provided for in the county budget. The county board of commissioners may set license fees in the county budget at a level sufficient to pay all the county's expenses

of administering this act as it pertains to dogs. For a spayed or neutered dog, the license fee, if any, shall be set lower than the license fee for a dog that is not spayed or neutered. In addition, the license fee may be set higher for a delinquent application than for a timely application.

(6) If a dog is licensed before it becomes 5 months old and is subsequently spayed or neutered before it becomes 7 months old, the owner of the dog may exchange the license for a license for a spayed or neutered dog and receive a refund for the difference in the cost of the licenses. The owner shall exchange the license before the dog becomes 7 months old.

(7) Subsection (6) applies in a county only if the county board of commissioners adopts a resolution to that effect during the 60-day period before the beginning of the county's fiscal year. Before adopting the resolution, the county board of commissioners shall obtain the county treasurer's written approval of the resolution.

(8) The owner of a dog that is required to be licensed under this section shall keep the dog currently vaccinated against rabies by an accredited veterinarian with a vaccine licensed by the United States department of agriculture.

History: 1919, Act 339, Eff. Aug. 14, 1919;—Am. 1925, Act 322, Eff. Aug. 27, 1925;—Am. 1927, Act 53, Eff. Sept. 5, 1927;—CL 1929, 5250;—Am. 1933, Act 79, Imd. Eff. May 19, 1933;—Am. 1935, Act 17, Eff. Sept. 21, 1935;—Am. 1937, Act 47, Imd. Eff. May 18, 1937;—Am. 1947, Act 171, Eff. Oct. 11, 1947;—CL 1948, 287.266;—Am. 1949, Act 35, Eff. Sept. 23, 1949;—Am. 1953, Act 172, Imd. Eff. June 4, 1953;—Am. 1969, Act 195, Eff. Mar. 20, 1970;—Am. 1971, Act 229, Eff. Mar. 30, 1972;—Am. 1998, Act 390, Imd. Eff. Nov. 30, 1998;—Am. 2000, Act 438, Imd. Eff. Jan. 9, 2001;—Am. 2010, Act 18, Imd. Eff. Mar. 18, 2010.

#### **287.266a Repealed. 1969, Act 195, Eff. Mar. 20, 1970.**

Compiler's note: The repealed section pertained to proof of vaccination for rabies.

#### **287.267 Dog license; tag, approval; kept on dog.**

Sec. 7. The county treasurer shall then deliver to said owner a license and also 1 of the tags approved by the director of agriculture, before mentioned, such tag to be affixed to a substantial collar to be furnished by the owner, which with the tag attached, shall at all times be kept on the dog for which the license is issued, except when such dog is engaged in lawful hunting accompanied by its owner or custodian.

History: 1919, Act 339, Eff. Aug. 14, 1919;—CL 1929, 5251;—CL 1948, 287.267;—Am. 1951, Act 173, Imd. Eff. June 8, 1951.

#### **287.268 Dog license; unlicensed and young dogs; application; fee after certain date.**

Sec. 8. A person who becomes owner of a dog that is 4 or more months old and that is not already licensed shall apply for a license within 30 days. A person who owns a dog that will become 4 months old and that is not already licensed shall apply for a license within 30 days after the dog becomes 4 months old. In a county in which section 6(2) or section 6(3)(a) applies, if a person applies for an annual license under this subsection after July 10 of a calendar year, the license fee shall be 1/2 the fee provided for under section 6.

History: 1919, Act 339, Eff. Aug. 14, 1919;—Am. 1925, Act 322, Eff. Aug. 27, 1925;—CL 1929, 5252;—CL 1948, 287.268;—Am. 1998, Act 390, Imd. Eff. Nov. 30, 1998;—Am. 2000, Act 438, Imd. Eff. Jan. 9, 2001.

#### **287.269 Dog license; contents.**

Sec. 9. Each dog license issued under this act shall display all of the following:

(a) An expiration date. Subject to section 6(4), the expiration date for a license issued under section 6(2) or 6(3)(b) shall be 1 year after the date on or before which the license was required to be obtained under section 6, and for a license issued under section 6(3)(a) or 6(3)(c) shall be 1 year or 3 years after that date. Subject to section 6(4), the expiration date of a license issued under section 6(3)(d), (e), or (f) shall be the earlier of the following:

- (i) One year or 3 years, as applicable, after the date on which the license was required to be obtained.
  - (ii) The expiration date of the dog's rabies vaccination.
- (b) A serial number corresponding to the number on the metal tag furnished to the owner.
- (c) The name of the county issuing the license.
- (d) A full description of the dog licensed.

History: 1919, Act 339, Eff. Aug. 14, 1919;—CL 1929, 5253;—CL 1948, 287.269;—Am. 1998, Act 390, Imd. Eff. Nov. 30, 1998;—Am. 2000, Act 438, Imd. Eff. Jan. 9, 2001.

#### **287.269a Production of proof of license.**

Sec. 9a. A person who owns or harbors a dog shall produce proof of a valid dog license upon request of a person who is authorized to enforce this act.

History: Add. 1972, Act 349, Imd. Eff. Jan. 9, 1973.

**287.286b Penalty for stealing or confining licensed dog.**

Sec. 26b. Any person who shall steal, or confine and secrete any dog licensed under this act or kept under a kennel license, unless legally authorized to do so, or unless such confining be justifiable in the protection of person, property or game, shall be guilty of a misdemeanor, and upon conviction thereof shall be subject to a fine of not less than \$50.00 nor more than \$100.00, or imprisonment in the county jail for not less than 60 nor more than 90 days, or both in the discretion of the court.

History: Add. 1939, Act 17, Eff. Sept. 29, 1939;—CL 1948, 287.286b.

**287.287 Recovery of value of dog illegally killed.**

Sec. 27. Nothing in this act shall be construed to prevent the owner of a licensed dog from recovery, by action at law, from any police officer or other person, the value of any dog illegally killed by such police officer or other person.

History: 1919, Act 339, Eff. Aug. 14, 1919;—CL 1929, 5272;—CL 1948, 287.287.

**287.288 Common law liability.**

Sec. 28. Nothing in this act contained shall be construed as limiting the common law liability of the owner of a dog for damages committed by it.

History: 1919, Act 339, Eff. Aug. 14, 1919;—CL 1929, 5273;—CL 1948, 287.288.

**287.289 Dogs imported temporarily.**

Sec. 29. None of the provisions of this act shall be construed to require the licensing of any dog imported into this state, for a period not exceeding 30 days, for show, trial, breeding or hunting purposes.

History: 1919, Act 339, Eff. Aug. 14, 1919;—CL 1929, 5274;—CL 1948, 287.289.

**287.289a Animal control agency; establishment; employees; jurisdiction; contents of animal control ordinance.**

Sec. 29a. The board of county commissioners by ordinance may establish an animal control agency which shall employ at least 1 animal control officer. The board of county commissioners may assign the animal control agency to any existing county department. The animal control agency shall have jurisdiction to enforce this act in any city, village or township which does not have an animal control ordinance. The county's animal control ordinance shall provide for animal control programs, facilities, personnel and necessary expenses incurred in animal control. The ordinance is subject to sections 6 and 30.

History: Add. 1972, Act 349, Imd. Eff. Jan. 9, 1973.

**287.289b County animal control officers; employment standards.**

Sec. 29b. (1) The board of county commissioners shall adopt minimum employment standards relative to the recruitment, selection and appointment of animal control officers. The minimum standards shall include:

(a) Requirements for physical, educational, mental and moral fitness.

(b) A minimum course of study of not less than 100 instructional hours as prescribed by the department of agriculture:

(2) Subdivision (b) shall not apply if the animal control officer is a police officer or has served at least 3 years as an animal control officer.

History: Add. 1972, Act 349, Imd. Eff. Jan. 9, 1973.

**287.289c Municipal animal control officers; employment standards.**

Sec. 29c. Any city, village or township adopting or having adopted an animal control ordinance shall provide in the ordinance that the minimum employment standards relative to the recruitment, selection and appointment of animal control officers shall at least equal the minimum standards set forth in section 29b.

History: Add. 1972, Act 349, Imd. Eff. Jan. 9, 1973.

**287.290 Municipal animal control ordinances; certificate of vaccination.**

Sec. 30. A city, village or township by action of its governing body may adopt an animal control ordinance to regulate the licensing, payment of claims and providing for the enforcement thereof. A city, village, county or township adopting a dog licensing ordinance or ordinances shall also require that such application for a license, except kennel licenses, shall be accompanied by proof of vaccination of the dog for rabies by a valid certificate of vaccination for rabies, with a vaccine licensed by the United States department of agriculture, signed by an accredited veterinarian.

History: 1919, Act 339, Eff. Aug. 14, 1919;—Am. 1921, Act 310, Eff. Aug. 18, 1921;—Am. 1929, Act 329, Eff. Aug. 28, 1929;—Rendered Thursday, July 08, 2010

**DOG LAW OF 1919 (EXCERPT)**  
Act 339 of 1919

**287.289a Animal control agency; establishment; employees; jurisdiction; contents of animal control ordinance.**

Sec. 29a. The board of county commissioners by ordinance may establish an animal control agency which shall employ at least 1 animal control officer. The board of county commissioners may assign the animal control agency to any existing county department. The animal control agency shall have jurisdiction to enforce this act in any city, village or township which does not have an animal control ordinance. The county's animal control ordinance shall provide for animal control programs, facilities, personnel and necessary expenses incurred in animal control. The ordinance is subject to sections 6 and 30.

History: Add. 1972, Act 349, Imd. Eff. Jan. 9, 1973.

**DANGEROUS ANIMALS (EXCERPT)**

Act 426 of 1988

**287.321 Definitions.**

Sec. 1. As used in this act:

(a) "Dangerous animal" means a dog or other animal that bites or attacks a person, or a dog that bites or attacks and causes serious injury or death to another dog while the other dog is on the property or under the control of its owner. However, a dangerous animal does not include any of the following:

(i) An animal that bites or attacks a person who is knowingly trespassing on the property of the animal's owner.

(ii) An animal that bites or attacks a person who provokes or torments the animal.

(iii) An animal that is responding in a manner that an ordinary and reasonable person would conclude was designed to protect a person if that person is engaged in a lawful activity or is the subject of an assault.

(iv) Livestock.

(b) "Livestock" means animals used for human food and fiber or animals used for service to human beings. Livestock includes, but is not limited to, cattle, swine, sheep, llamas, goats, bison, equine, poultry, and rabbits. Livestock does not include animals that are human companions, such as dogs and cats.

(c) "Owner" means a person who owns or harbors a dog or other animal.

(d) "Provoke" means to perform a willful act or omission that an ordinary and reasonable person would conclude is likely to precipitate the bite or attack by an ordinary dog or animal.

(e) "Serious injury" means permanent, serious disfigurement, serious impairment of health, or serious impairment of a bodily function of a person.

(f) "Torment" means an act or omission that causes unjustifiable pain, suffering, and distress to an animal, or causes mental and emotional anguish in the animal as evidenced by its altered behavior, for a purpose such as sadistic pleasure, coercion, or punishment that an ordinary and reasonable person would conclude is likely to precipitate the bite or attack.

History: 1988, Act 426, Eff. Mar. 30, 1989.

PET SHOPS, DOG POUNDS, AND ANIMAL SHELTERS (EXCERPT)  
Act 287 of 1969

287.331 Definitions.

Sec. 1. As used in this act:

(a) "Adoption" means a transfer of ownership, with or without remuneration, of a dog, cat, or ferret from an animal control shelter or animal protection shelter to an individual for the purpose of being a companion animal for that individual. As used in this subdivision, a companion animal includes but is not limited to a dog that is used for hunting or as a guard dog.

(b) "Alteration" means a professional sterilization procedure performed by a veterinarian that renders a dog, cat, or ferret incapable of reproducing.

(c) "Altered", in reference to a dog, cat, or ferret, means having undergone alteration.

→ (d) "Animal" means a mammal except livestock as defined in 1937 PA 284, MCL 287.121 to 287.131, and rodents.

(e) "Animal control shelter" means a facility operated by a municipality for the impoundment and care of animals that are found in the streets or at large, animals that are otherwise held due to the violation of a municipal ordinance or state law, or animals that are surrendered to the animal control shelter.

(f) "Animal protection shelter" means a facility operated by a person, humane society, society for the prevention of cruelty to animals, or any other nonprofit organization for the care of homeless animals.

→ (g) "Cat" means a domestic cat of any age of the species *felis catus*.

(h) "Department" means the state department of agriculture.

(i) "Director" means the director of the department or his or her authorized representative.

→ (j) "Dog" means a domestic dog of any age of the species *canis familiaris*.

→ (k) "Ferret" means an animal of any age of the species *mustela furo*.

(l) "Health certificate" means a certificate in a form prescribed by the department in which a veterinarian attests to the age, sex, breed, and description of an animal, and to the fact that at the time of preparation of the certificate, the veterinarian examined the animal and found the animal free from visual evidence of communicable disease.

(m) "Municipality" means a county, city, village, or township.

(n) "Person" means an individual, partnership, corporation, association, governmental entity, or other legal entity.

(o) "Pet shop" means a place where animals are sold or offered for sale, exchange, or transfer.

(p) "Veterinarian" means a person licensed to practice veterinary medicine under article 15 of the public health code, 1978 PA 368, MCL 333.16101 to 333.18838.

History: 1969, Act 287, Eff. Mar. 20, 1970;—Am. 1980, Act 214, Imd. Eff. July 18, 1980;—Am. 1997, Act 7, Eff. Jan. 1, 1998.

**ANIMAL INDUSTRY ACT (EXCERPT)**  
**Act 466 of 1988**

**287.705 Definitions; L to O.**

Sec. 5. (1) "Law enforcement agency" means the department of state police, the department of natural resources, or a law enforcement agency of a county, township, city, or village that is responsible for the prevention and detection of crime and enforcement of the criminal laws of this state.

→ (2) "Livestock" means those species of animals used for human food and fiber or those species of animals used for service to humans. Livestock includes, but is not limited to, cattle, sheep, new world camelids, goats, bison, privately owned cervids, ratites, swine, equine, poultry, aquaculture, and rabbits. Livestock does not include dogs and cats.

(3) "Livestock auction market" means a livestock market where livestock is accepted on consignment and the auction method is used in the marketing of consigned livestock as defined in 1937 PA 284, MCL 287.121 to 287.131.

(4) "National poultry improvement plan" means a plan for the control or eradication of certain poultry diseases which is published in 9 C.F.R. parts 145 and 147.

(5) "Native" means born and raised in this state, or legally imported into the state and having complied with entry requirements prescribed by the director, and having been maintained in the state for at least 45 days.

(6) "Neutered" means sterilization by 1 of the following methods only:

- (a) Chemical.
- (b) Castration.
- (c) Clamping.
- (d) Banding.
- (e) Spaying.

(7) "New world camelids" means animals belonging to the genus llama and vicuna of the family camelidae of the order artiodactyla including, but not limited to, the llama, alpaca, vicuna, and guanaco.

(8) "Offal" means the waste parts resulting from the processing of animals, poultry, and fish. Offal does not include rendered products.

History: 1988, Act 466, Eff. Mar. 28, 1989;—Am. 1994, Act 41, Imd. Eff. Mar. 14, 1994;—Am. 1996, Act 369, Imd. Eff. July 3, 1996;—Am. 2000, Act 323, Imd. Eff. Oct. 31, 2000.

LICENSING LIVESTOCK DEALERS (EXCERPT)

Act 284 of 1937

**287.121 Livestock dealer license; definitions.**

Sec. 1. (a) "Department" as used in this act shall mean the Michigan state department of agriculture.

(b) "Director" as used in this act means the director of the department of agriculture.

(c) "Animals" or "livestock" as used in this act shall mean and include horses, ponies, mules, cattle, calves, swine, sheep and goats.

(d) "Dealer" or "broker" as used in this act shall mean any person, copartnership, association or corporation engaged in the business of buying, receiving, selling, exchanging, transporting, negotiating, or soliciting sale, resale, exchange, transportation or transfer of any such animals, but it shall not be construed to include: (1) any railroad or air line transporting animals either interstate or intrastate; (2) any person, association, copartnership or corporation who or which, by dispersal sale, is permanently discontinuing the business of farming, dairying, breeding, or feeding animals; (3) any person, association, copartnership or corporation that sells livestock which has been raised on the premises of such person, association, copartnership or corporation; (4) any butcher, packer or processor to whom animals are delivered and used exclusively for slaughter, or that part of the business of a farmer which consists of buying or receiving animals for breeding, grazing and feeding purposes and the sale or disposal of such animals after the feeding or grazing period of not less than 21 days; (5) terminal livestock markets where agricultural research service of the United States department of agriculture veterinary inspection is daily maintained; (6) occasionally held consignment sales such as breed, 4-H or F.F.A. sales.

(e) "Agent" as used in this act shall mean any person, firm, association, copartnership or corporation buying, receiving, selling, exchanging, transporting, negotiating or soliciting sale, resale, exchange, transportation or transfer of any animals for or on behalf of any dealer or broker.

(f) "Livestock auction" as used in this act shall mean any livestock market where livestock is accepted on consignment and the auction method is used in the marketing of such livestock. A public auction of farm goods by a farmer is not included in this definition of a livestock auction.

(g) "Weighmaster" as used in this act shall mean any person registered under this act who weighs livestock at any livestock market licensed under this act.

History: 1937, Act 284, Imd. Eff. July 23, 1937;—Am. 1945, Act 237, Eff. Sept. 6, 1945;—CL 1948, 287.121;—Am. 1957, Act 290, Eff. Sept. 27, 1957.



## 2010 Upcoming Meetings

Board	Date	Time	Location	Website	Village Representative
Regional Fire Consolidation	8/18/2010	3:30 p.m.	Dexter District Library		Shawn Keough
Webster Township Planning	8/18/2010	7:30 p.m.	Webster Township Hall	<a href="http://www.twp.webster.mi.us/">http://www.twp.webster.mi.us/</a>	
Dexter Downtown Development Authority	8/19/2010	7:30 a.m.	Senior Center	<a href="http://www.villageofdexter.org">http://www.villageofdexter.org</a>	Shawn Keough
Healthy Community Steering Committee	8/19/2010	8:30 a.m.	Chelsea Hospital - White Oak Room		Paul Cousins
Dexter Village Council	8/23/2010	7:30 p.m.	Dexter Senior Center	<a href="http://www.villageofdexter.org">http://www.villageofdexter.org</a>	
Scio Township Planning	8/23/2010	7:30 p.m.	Scio Township Hall	<a href="http://www.twp.scio.mi.us/">http://www.twp.scio.mi.us/</a>	
Scio Township Board	8/24/2010	7:00 p.m.	Scio Township Hall	<a href="http://www.twp.scio.mi.us/">http://www.twp.scio.mi.us/</a>	
Western Washtenaw Area Value Express	8/24/2010	8:15 a.m.	Chelsea Community Hospital		Jim Carson
Washtenaw Area Transportation Study-Technical	9/1/2010	9:30 a.m.	Road Commission Offices	<a href="http://www.miwats.org/">http://www.miwats.org/</a>	Rhett Gronewelt
Washtenaw County Board of Commissioners	9/1/2010	6:45 p.m.	Board Room, Admin Building	<a href="http://www.ewashtenaw.org/government/boc/">http://www.ewashtenaw.org/government/boc/</a>	
Dexter Area Historical Society	9/2/2010	7:30 p.m.	Dexter Area Historical Museum	<a href="http://www.hvcn.org/info/dextermuseum/">http://www.hvcn.org/info/dextermuseum/</a>	
Dexter Village Arts, Culture & Heritage Committee	9/7/2010	7:00 p.m.	Senior Center	<a href="http://www.villageofdexter.org">http://www.villageofdexter.org</a>	Paul Cousins
Dexter Village Planning Commission	9/7/2010	7:30 p.m.	Senior Center	<a href="http://www.villageofdexter.org">http://www.villageofdexter.org</a>	Jim Carson
Dexter Area Chamber of Commerce	9/8/2010	8:00 a.m.	TBD	<a href="http://www.dexterchamber.org/">http://www.dexterchamber.org/</a>	Paul Cousins
Dexter District Library Board	9/13/2010	7:30 p.m.	Dexter District Library	<a href="http://www.dexter.lib.mi.us/">http://www.dexter.lib.mi.us/</a>	
Dexter Village Council	9/13/2010	7:30 p.m.	Dexter Senior Center	<a href="http://www.villageofdexter.org">http://www.villageofdexter.org</a>	
Scio Township Downtown Development Authority	9/13/2010	12:00 p.m.	Scio Township Hall	<a href="http://www.twp.scio.mi.us/">http://www.twp.scio.mi.us/</a>	
Scio Township Planning	9/13/2010	7:30 p.m.	Scio Township Hall	<a href="http://www.twp.scio.mi.us/">http://www.twp.scio.mi.us/</a>	
Scio Township Board	9/14/2010	7:00 p.m.	Scio Township Hall	<a href="http://www.twp.scio.mi.us/">http://www.twp.scio.mi.us/</a>	

Due to the possibility of cancellations please verify the meeting date with the listed website or the Village Representative

AGENDA 8-23-10  
 ITEM 4-1



AGENDA 8-23-10

ITEM H-2.

(Proposed) Minutes of the CAPT/DART Meeting, Monday, July 19<sup>th</sup>, 2010, at the Lyndon Township Hall.

Members in Attendance:

Robert Mester, Lyndon Twp.,  
Daniel Vergun, Intern,  
Pat Kelly, Dexter Twp.,  
Vickie Kooyers, Dexter Twp.,  
George Kinzer, City of Chelsea,  
Debbie Freer, Intern,

Jim Carson, Village of Dexter,  
Ann Feeney, City of Chelsea,  
Doug Fuller, WCRC,  
John Kingsley, Webster Twp.,  
Terri Blackmore, WATS.

Handouts;

Meeting agenda  
Meeting itinerary

Two copies of community specific goals and objectives, one to revise and annotate, and then return to the interns, the other to keep for reference and consultation with the relevant municipal entities before the next CAPT/DART meeting.

The CAPT/DART meeting came to order at 7:10 under the direction of the host, Robert Mester. Terri Blackmore and the interns present began with a discussion of the intent of the handout revision process, and then promptly started a PowerPoint presentation.

The first section of this presentation concerned the goals of the long range access plan, as delineated at the previous CAPT/DART meeting on May 17<sup>th</sup>. Several changes were made, most notably a division of Goal 1, Objective A, into a high priority objective of preserving and maintaining what infrastructure we have now, with pursuing added resources for additional infrastructure a much lower priority, Objective D.

The next and largest section of this presentation consisted of a municipality by municipality analysis of destinations and improvements. Numerous specific destinations and road projects were discussed, some in considerable detail. These included Fletcher Road and the proposal to divide it south of the railroad, the extension of Dexter Townhall Road, the Dexter Viaduct, straightening and paving Island Lake Road, Dexter Chelsea Road's straightening and conversion into an all weather truck route, the roll of Trinkle Road as a feeder road to Fletcher, the Chelsea west bypass, Cavanaugh Road modifications, a bike trail near Joy Road, and the path on the south side of the Chelsea golf course. Inherent in this review was a discussion of various destinations and their particular demands on transportation.

In general it was noted that these projects are long term. It is very important to have such a regional plan endorsed by the participants, because such plans can positively influence future investment, development, and funding.

These goals and objectives are to be presented to the relevant entities of the constituent municipalities for further comment and feedback. The next CAPT/DART meeting will incorporate this feedback, and begin to finalize priorities.

The For Your Information section at the end of the meeting was brief. Douglas Fuller of the WCRC discussed a working session on critical bridge issues, and Terri Blackmore mentioned the Saline Sustainability study, a regional planning initiative. The meeting adjourned by mutual consent around 9:00 PM.

The next CAPT/DART meeting has been relocated to Scio Township Hall, Monday, August 16<sup>th</sup>.

Robert Mester, Lyndon Township.



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**Memorandum**

To: Village Council and President Keough  
Donna Dettling, Village Manager  
From: Allison Bishop, AICP, Community Development Manager  
Re: Report  
Date: August 23, 2010

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**Mill Creek Park**

An information sign has been installed at the Jeffords/Main Plaza. A draft mock up of the sign is attached for your review if you have not seen the sign.

Attached is an additional application correction from the MDNRE for our permit submittal. Our consultants have said that the additional information will be resubmitted by Friday (20<sup>th</sup>).

**Westside Connector / B2B County Trail**

Based on the last meeting and Council direction to redefine the project limits within the TIP (Transportation Improvement Plan) administered by WATS (Washtenaw Area Transportation Study) an amendment will be submitted to WATS. The amendment is to redefine use of the \$458,000 for the Westside Connector B2B Project. Prior to amending the TIP a design exception meeting with representatives from MDOT administering the STPU (Federal Trail Funding) must be set up and a design exception approved. Use of STPU funds requires a 14 foot pathway; therefore a design exception is necessary for the construction of a 10 foot wide boardwalk. An amendment to the TIP will be requested upon approval of a design exception for the pathway width.

Project Limits – The project limits are what will be amended in the TIP. There has been discussion about a non-motorized pathway link to the Cedars of Dexter Project and it must be included in the project limits if the intention is to use Federal Funds (STPU) to construct the project. Please provide me with additional information of what the project limits should be. As requested by Council I am trying to get an estimate of the cost of potential non motorized improvements at the Dexter Pinckney – Island Lake intersection or otherwise. The Funding Table from last meeting is also included for your review.

Timeline – The MDOT Project planning Guide is also included for your review. The Village can receive the funding as early as October 2011 (State FY 2012). If the project is constructed next summer the project would be an “Advance Construct”. The Village/County would need to float the costs until October of 2011 at which time a reimbursement could be requested. Based on the timeline there is a 5 month planning period (application – letting) that is required with use the Federal funds. If the goal would be to construct the project next summer the project would need to be designed and applied for between October 2010 and February 2011, which means construction between May and September 2011.

**Enforcement**

Letters have been sent to developers in violation of the public nuisance ordinance for the incomplete construction. I have communicated directly with both developers' representatives and will keep Council informed of the enforcement progress.

**Dexter Pharmacy**

The shell for the Dexter Pharmacy project has been approved. The Pharmacy build out will likely be completed in mid-September and the Pharmacy will begin their move in October.

Please feel free to contact me if you have any questions.  
Thank you.

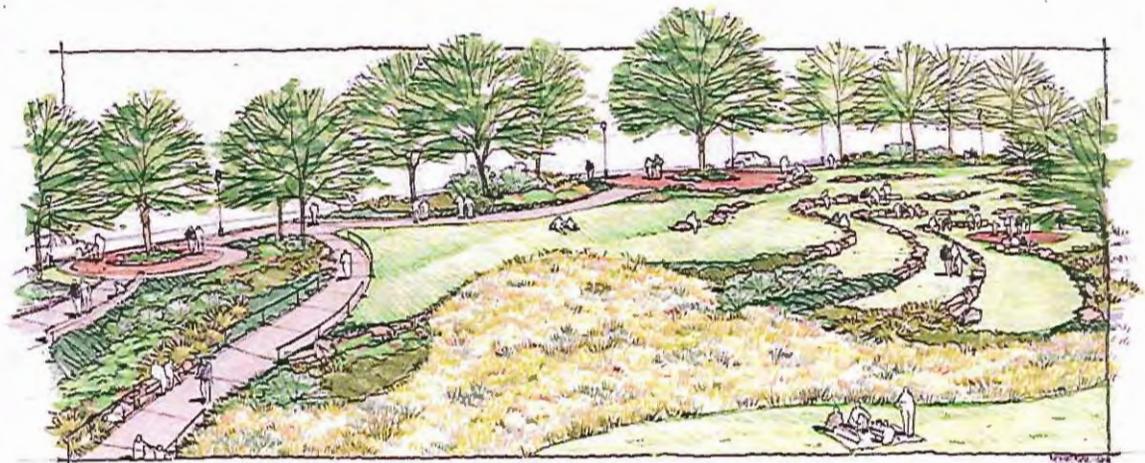
# Mill Creek Park Development

*Under Construction in 2011 or To Be Constructed in 2011*



## Special Thanks To:

Michigan Department of Natural Resources and Environment,  
Michigan Natural Resources Trust Fund and  
Waterways Infrastructure Programs,  
and Dexter Village Council,  
Planning Commission, and  
Parks and Recreation Commission,  
and all those who participated in the  
development of the park vision.





JENNIFER M. GRANHOLM  
GOVERNOR

STATE OF MICHIGAN  
DEPARTMENT OF NATURAL RESOURCES & ENVIRONMENT  
LANSING



REBECCA A. HUMPHRIES  
DIRECTOR

August 17, 2010

Village of Dexter  
Attn: Allison Bishop  
8140 Main Street  
Dexter, MI 48130

File Number: 09-81-0074-P  
County: Washtenaw  
Project Name: Mill Creek Park

Dear Applicant:

**SUBJECT: APPLICATION CORRECTION REQUEST 2**

The Michigan Department of Natural Resources and Environment (MDNRE), Water Resources Division (WRD) has received and reviewed your application for a permit. Based on that review, the application has been determined to be incomplete as received and cannot be further processed until the item(s) listed below (has/have) been submitted.

1. Review and verify the areas and volumes for floodplain fill areas D and E, stream cut area E, and tributary cut E. The plans and tables differ.
2. If applicable, indicate the area (acres) of wetland dredge that are also wetland fill.

Additional information and/or filing fees may be required upon further review of your application. Should we not receive the requested information from you within 30 days of the initial correction request, we will consider your application as withdrawn, and we will close your file. Fees are not refundable on files once a decision has been made or if an action has been taken, such as closing a file due to no or incomplete response to a correction request, posting a public notice, or conducting a site visit. A new application can be submitted, but fees are not transferable. If you have any questions regarding this letter or your application, please contact the Permit Consolidation Unit at 517-373-9244 or by email at [DEQ-LWM-PCU@michigan.gov](mailto:DEQ-LWM-PCU@michigan.gov). Send the requested information to: Permit Consolidation Unit, MDNRE, WRD, P.O. Box 30204, 525 West Allegan Street, Lansing Michigan 48909-7704. Please include your file number, 09-81-0074-P in your response. The status of your file can be tracked on-line at: [www.deq.state.mi.us/ciwpsis](http://www.deq.state.mi.us/ciwpsis).

Sincerely,

Kate Lederle  
Water Resources Division

cc: ECT, Inc.

## MDOT Local Agency Programs (LAP) FY 2011 Project Planning Guide

<u>TS&amp;L or Pre GI</u>	<u>Program Application</u>	<u>Submit Acceptable G.I. Package</u>	<u>Approximate Grade Inspection Date</u>	<u>ROW Cert, Permits, Final Plans, Proposal, &amp; Estimate to LAP</u>	<u>All MDOT Requested Revisions to LAP (4)</u>	<u>Advertise Date</u> <u>5 week</u>	<u>Letting Date</u>	<u>Commission Meeting (Tentative) Thursday</u>	<u>Ad Board Meeting (1st &amp; 3rd Tuesday)</u>
04/09/10 F	05/07/10 F	05/21/10 F	06/18/10 F	07/23/10 F	08/06/10 F	08/20/10 F	10/01/10	10/28/10	^11/02/10
05/14/10 F	06/11/10 F	06/25/10 F	07/23/10 F	08/27/10 F	09/10/10 F	09/24/10 F	11/05/10	11/18/10	12/07/10
06/11/10 F	07/09/10 F	07/23/10 F	08/20/10 F	09/24/10 F	10/08/10 F	10/22/10 F	12/03/10	01/27/11	^01/04/11
07/09/10 F	08/06/10 F	08/20/10 F	09/17/10 F	10/22/10 F	11/05/10 F	* 11/24/10 W	01/07/11	01/27/11	02/01/11
08/13/10 F	09/10/10 F	09/24/10 F	10/22/10 F	* 11/24/10 W	12/10/10 F	* 12/27/10 M	02/04/11	02/24/11	03/01/11
09/10/10 F	10/08/10 F	10/22/10 F	11/19/10 F	* 12/22/10 W	01/07/11 F	01/21/11 F	03/04/11	03/31/11	04/05/11
10/08/10 F	11/05/10 F	11/19/10 F	12/17/10 F	01/21/11 F	02/04/11 F	02/18/11 F	04/01/11	04/28/11	05/03/11
11/05/10 F	12/03/10 F	*12/20/10 M	01/21/11 F	! 02/23/11 W	03/11/11 F	03/25/11 F	05/06/11	05/26/11	06/07/11
12/10/10 F	01/07/11 F	01/21/11 F	02/18/11 F	! 03/23/11 W	04/08/11 F	04/22/11 F	06/03/11	06/30/11	^07/05/11
01/07/11 F	02/04/11 F	02/18/11 F	03/18/11 F	! 04/20/11 W	05/06/11 F	05/20/11 F	07/01/11	07/28/11	08/02/11
02/11/11 F	03/11/11 F	03/25/11 F	04/22/11 F	05/27/11 F	06/10/11 F	06/24/11 F	08/05/11	08/25/11	^09/06/11
03/11/11 F	04/08/11 F	04/22/11 F	05/20/11 F	06/24/11 F	07/08/11 F	07/22/11 F	09/02/11	09/29/11	10/04/11
04/15/11 F	05/13/11 F	05/27/11 F	06/24/11 F	07/29/11 F	08/12/11 F	08/26/11 F	10/07/11	10/27/11	11/01/11
05/13/11 F	06/10/11 F	06/24/11 F	07/29/11 F	08/26/11 F	09/09/11 F	09/23/11 F	11/04/11	*11/17/11	12/06/11
06/10/11 F	07/08/11 F	07/22/11 F	08/19/11 F	09/23/11 F	10/07/11 F	10/21/11 F	12/02/11	^01/26/12	^01/03/12

FINAL 05/20/2010

1. All bridge projects (bridge replacement and major rehabilitation regardless of funding) require a Type, Size and Location (TS&L) submittal.
2. For projects that may require an Environmental Assessment, the Program Application and supporting documents must be submitted to LAP at least one year prior to advertisement date.
3. For reconstruction (4R) projects on the National Highway System (NHS) and over \$5,000,000 in total cost, submit Plans, Proposal, and Estimate to LAP at least two weeks prior to the dates shown in this guide.
4. Final date that all MDOT requested revisions are to be received by MDOT LAP, so that all modifications identified during the final plan review can be incorporated.
5. \* : Date adjusted due to holiday. ! : Earlier turn in date due to busiest lettings. ^ : Tentative Date
6. Schedule is based on requirements for letting projects through E-Proposal and ProjectWise
7. M- Monday, T-Tuesday, W- Wednesday, TH- Thursday, F- Friday

**WESTSIDE CONNECTOR FUNDING**

**COST ESTIMATE**

**FUNDING SOURCES**

**CONSTRUCTION TIMELINE**

<b>PHASE 1 - Main Street Bridge thru Warrior Creek to Overlook Deck #1</b>	\$625,000	Washtenaw County (FUNDED)	FALL 2010 (MDNRE permit anticipated August 2010)
<b>PHASE 2 - Overlook Deck #1 to Overlook Deck #2</b>	\$450,000	Washtenaw County - \$132,000	SUMMER 2011
		**Village - \$272,000 STPU	
		Village Reserve - \$46,000	
<b>SUBDIVISION CONNECTOR *</b>	\$200,000	Village - \$160,000 STPU	
		Village Reserve - \$40,000	SUMMER 2011

\* - Use of STPU funds requires MDOT approval of a design exception for 10 foot wide path and boardwalk

\*\* - Use of STPU (Federal \$) requires 14 foot wide pathway - 14 foot boardwalk OR 10 foot asphalt path with 2 foot shoulders

\*\* - 80/20 (20% Village Funding match required)

\*\* - Funding available in October 2011 (State FY 2012)

\*\*\* - Estimates may vary based on width of paths/boardwalks  
 - Village must amend location for use of TIP STPU funds through WATS prior to funds being eligible for project

**FUNDING AVAILABLE**

Washtenaw County	\$657,000
Washtenaw County STPU	\$100,000
Village STPU match	\$86,000
Village STPU	\$432,000
<b>TOTAL</b>	<b>\$1,275,000</b>

**TOTAL PROJECT ESTIMATE**

	\$625,000
	\$450,000
	\$200,000
<b>TOTAL</b>	<b>\$1,275,000</b>

**OTHER**

<b>MILL CREEK PARK</b>	\$850,000	Village - \$350,000	SUMMER 2011
		MNRTF - \$450,000	
		Waterways - \$50,000	

**VILLAGE OF DEXTER****ddettling@villageofdexter.org**

8140 Main Street Dexter, MI 48130-1092 Phone (734)426-8303 ext 11 Fax (734)426-5614

**MEMO**

**To: President Keough and Council Members**  
**From: Donna Dettling, Village Manager**  
**Date: August 17, 2010**  
**Re: Assistant Village Manager &**  
**Village Manager Report - Meeting of August 23, 2010**

1. Meeting Review:
  - August 5<sup>th</sup> – Progress meeting Water Improvements
  - August 5<sup>th</sup> – Progress meeting Sewer Improvements
  - August 10<sup>th</sup> – Staff Meeting
  - August 11<sup>th</sup> – DNRE Tour EQ Basin and 5<sup>th</sup> Well
  - August 13<sup>th</sup> – Sean Burton, DCS Transportation (see item 3)
  - August 16<sup>th</sup> – Economic Preparedness Committee
  - August 17<sup>th</sup> – Tom Covert, DDA Treasurer
2. Upcoming Meeting Review:
  - August 19<sup>th</sup> – August DDA Meeting
  - August 19<sup>th</sup> – Progress meeting Water Improvements
  - August 19<sup>th</sup> – Progress meeting Sewer Improvements
  - August 23<sup>rd</sup> - DNRE Lansing re: TMDL Limits/Total Maximum Daily Load limits on phosphorous
  - August 25<sup>th</sup> – Labor Negotiations
  - August 26<sup>th</sup> – OHM Project Update Meeting
  - August 26<sup>th</sup> – Kirk Reid, Alternative Medicine
3. Baker Road Pedestrian Crossing Update Attached are notes from the July 20, 2010 Baker Road Pedestrian Crossing next steps meeting. Since this meeting I met with Sean Burton, DCS Transportation to discuss details of the “No Transport Zone” implementation plan for the upcoming school year. I’m working on a map identifying Pick-up/Drop-off Zones. DPW crews are aware of the transportation changes and will make every effort to keep these areas cleared of snow this winter. Notes from the follow-up meeting with Sean Burton are included with the July 20, 2010 notes.
4. Townhall Meeting We are set for Wednesday, October 20 starting at 6:30 in the Cafeteria at Creekside Intermediate School – 2615 Baker for a Townhall meeting. We are still working with AATA on the order of the program. More information on their efforts towards creating a 30 year transit plan can be viewed at <http://www.movingyouforward.org>. The tentative plan is for AATA to do a presentation and take some questions – followed by a question and answer section for general Village topics.
5. RFP for Contract Position Advertising for the Utilities Contract Position RFP has been submitted to: MML Website, Mlive.com, Dexter Leader, Ann Arbor.com, Detroit Free Press, American Water Works Association and Michigan Rural Water Association. The deadline for submitting RFP’s is September 3, 2010.

6. Farmers Market Update. The Market continues to have a very successful season. We have surpassed our 2009 revenue (\$2325) in 2010 having collected \$2435 in fees through the end of July. 15 vendors paid the seasonal fee, including 3 who paid for more than one space. Of our regular Saturday vendors (some vendors sell in multiple categories), 10 sell produce, 7 sell baked goods/chocolate, 6 are crafters, 3 sell eggs, 3 sell syrup/honey, and 6 sell flowers and plants. On Tuesdays we have been averaging 8 vendors that include 4 selling produce, 1 selling baked goods, 2 crafters, 2 egg producers, 2 selling syrup/honey and 6 selling flowers/plants.
7. Arts, Culture & Heritage Committee. The Arts, Culture & Heritage Committee will be hosting a second Songs, Slams and Smores event on September 25 from 7 pm to 9 pm in Warrior Creek Park. The cost of the event last May was \$524, we expect the cost for the September event will be slightly less because we will only be paying to update the flyer (instead of creating a new one) and doing the flyer printing "in-house". The Committee has also hired a "master of ceremonies", Dave Boutette, for the evening.
8. Michigan Municipal Risk Management Authority. Attached is a letter from our insurance provider regarding the distribution of net assets for 2010. The Village received a distribution check in the amount of \$11,146.00 which was returned to the general (60%), water (10%), and sewer (30%) funds.
9. Cape Seal Failure. Enclosed for your review are the findings of SME in regards to the cape seal failures on three of the streets that were resurfaced last year. A meeting with the contractor, Highway Maintenance, is scheduled for Wednesday, August 18.
10. DNRE Letter. Attached is a letter from the DNRE dated August 5, 2010 regarding the Village's continued monitoring of the drinking water system. All monitoring is on track according to the frequency and timeline required by DNRE. The current water improvement project includes adding treatment for lead and cooper. DNRE is aware that the Village is working toward this and the DNRE is working with us on alternate sampling requirements during the transition. We do not have to sample for lead and copper until next spring. DNRE agreed to allow us to run the system after installation before mandatory annual sampling is re-established.
11. Partnership for Prosperity Workshop The Wednesday, September 15, 2010 Kick-Off Reception and Public Forum are free. The event is from 6:00 p.m. to 9:00 p.m. at the Washington Street Education Center located at 500 Washington Street, Chelsea MI. A team from the Village has been registered for the 3-day workshop that follows the Kick-Off. Our team includes Paul Cousins, Donna Fisher, Jim Smith, Jim Carson, Carol Jones, Allison Bishop and Donna Dettling. The Chamber is paying to send Paula Palmer who will also be on the village team. A copy of the "DRAFT" agenda is attached.

**Baker Road Pedestrian Crossing Project**  
**Meeting July 20, 2010**

Attendance: Larry Cobler, Mary Marshall, Ron Darr, Dick Lundy, Donna Fisher, Jim Carson, Christine Phillips of OHM, Steve Dearing-OHM Traffic Engineer, and Donna Dettling

Larry Cobler called this meeting to discuss strategies for next steps on constructing a pedestrian mid-block crossing on Baker Road, since our grant application didn't receive funding from Chelsea Wellness Foundation.

Discussed the possibility of meeting with the Foundation to learn how we could strengthen our application. Larry Cobler suggested that we create a coalition like Manchester did for collaborative grant applications. Larry Cobler and Donna Dettling will coordinate stakeholders in Dexter to create a coalition for future grant applications. Donna Dettling volunteered to meet with Amy Heydlaff at the Foundation to review the application that was not funded and discuss the possibility of sending the same application through in the next round. Larry mentioned that \$2 million in project applications were received and 25 applications were funded. A total of \$250,000 was distributed and \$75,000 was the largest single amount granted.

The Safe Route to School (SR2S) program was briefly discussed. Mary Marshall will keep working on SR2S for funding opportunities. She mentioned that coordination with stakeholders is important for SR2S and will work on coordinating this effort.

We discussed the School's plan to shuttle kids across Baker Road in the Fall if a crossing isn't built. Dick Lundy stated his desire that traffic stop and no island of refuge be included in the design. Traffic Islands are built as a traffic calming device to alert drivers to slow down. They reduce the number of potential conflicts, because there is only one direction of traffic to watch as the pedestrian crosses the road.

The topic of crossing guards was raised and Steve Dearing shared that the AAA School Safety Patrol Program is the standard recognized on crossing guard issues. AAA looks at the age and number of children at the crossing, amount of traffic and analyzes safe gaps in traffic to determine when adult supervision is necessary. By law crossing guards can't stop traffic; guard must wait for gaps, typically signalized gaps and get kids across. The cost for another crossing with adult supervision, involves DCS hiring, training and paying the individual, and the Village reimbursing the School. Currently the Village reimburses DCS around \$3,000 per school year for one crossing guard at the Ann Arbor Road at Meadowview intersection. State law stipulates that the unit of government that controls police services be responsible for crossing guards needed in the community.

Council stipulated in a recent motion to proceed with the Baker Road Pedestrian Crossing Grant to CWS that the Village enter into discussion with Dexter Community Schools regarding cost sharing of the crossing guards and other cost associated with the no transport zone concept. Continued discussion with DSC on this topic will be necessary. Both, Sean Burton and Mary Marshall have been asked to keep the village in the loop when the school evaluates the use of additional crossing guards.

The group discussed bump-outs versus pedestrian refuge islands to calm traffic by encouraging reduced motorist speed. Islands as opposed to bump-outs allow for turn lane function, which would be more advantageous for Baker Road. In addition, the storm drainage generally does not need to be redesigned with a refuge island. Also discussed were speed tables or table tops, which are raised areas where the pedestrian crossing is to occur. These areas are clearly marked with pavement markings and signs in addition to the raised roadway; however drainage concerns must be addressed in the design to eliminate storm water run off issues. Rumble strips may be used in conjunction with table top as well as other crossings to warn drivers of the crossing. Steve Dearing suggested crossing treatments be they mid-block or intersection are best used in series or must be very evident to the motorist that they are approaching a crossing.

The School needs to confirm that it is feasible to get 300 kids across Baker Road during rush hours in a 15-20 minute window of time. Steve Dearing mentioned that walk areas are designed wider to accommodate the highest number of students crossing and pedestrian signal walk intervals can be longer if needed for morning or afternoon peak periods.

Intersection crossing treatments and mid-block crossing treatment can have various standards for safe crossing and walkability. For example, Baker Roads mid-block crossing treatment would be different from the intersection treatments used at the Dan Hoey and Baker Road. Steve Dearing did recommend that the traffic signal light at Dan Hoey and Baker be connected to and coordinated, or "slaved" to the mid-block crossing on Baker to allow better vehicle stacking.

Briefly discussed were grade separation treatments, going over or under Baker Road. Both are cost prohibitive with potential price tag of \$1.5 million and up. Going under usually creates an anxiety factor for personal safety.

It was established that it is the Schools responsibility to get kids safely across Baker Road. There is a financial commitment from DCS to achieve this, and shuttling students across Baker Road is the method being considered. Other funding sources like Federal Aid and Transportation Enhancement applications will require time to secure funds and ultimately construct a project.

Some type of phasing was discussed for an immediate solution, for example DCS could cover cost to install the HAWK signal without the island of refuge for approximately \$75,000. Steve Dearing said that a review of warrants or formal criteria that signals need to meet would be necessary. It is likely that the site would easily be warranted. However, the lead time on purchasing this equipment is 5 – 8 months.

Long-term the village is working on a comprehensive Capital Improvement Plan specifically targeting cross walk improvements throughout the Village. This Study can be used to apply for Safe Routes to School Funding and can be used as funds are available for capital project to systematically target the highest priority projects.

The School feels their only option at this point is to temporarily shuttle students until a permanent solution is achieved. Steve Dearing proposed temporary truck mount signals that can be leased from major sign companies; Spartan and Poco for example. These signals would be placed on both sides of Baker Road and stop traffic. Timing on the signal would be pre-set and there wouldn't be

pedestrian actuated capability. They can be solar powered in order to save cost hard wiring. This would allow a trial period to determine the best permanent location and get the public educated to stop traffic mid-block on Baker Road.

Steve Dearing also suggested that a temporary asphalt island could be built to test the use of this treatment. Temporary asphalt curb with topsoil and seed in the center can be easily removed if it isn't beneficial.

School to work on details of the temporary solution that could be implemented for a one year period, and start planning for the permanent solution immediately. DCS evaluating cost of shuttling kids across Baker Road compared to the cost of trailer mounted traffic signals. DCS will be required to bring a recommendation to Council on the trailer mounted signal method for approval.

Respectfully Submitted:  
Donna Dettling

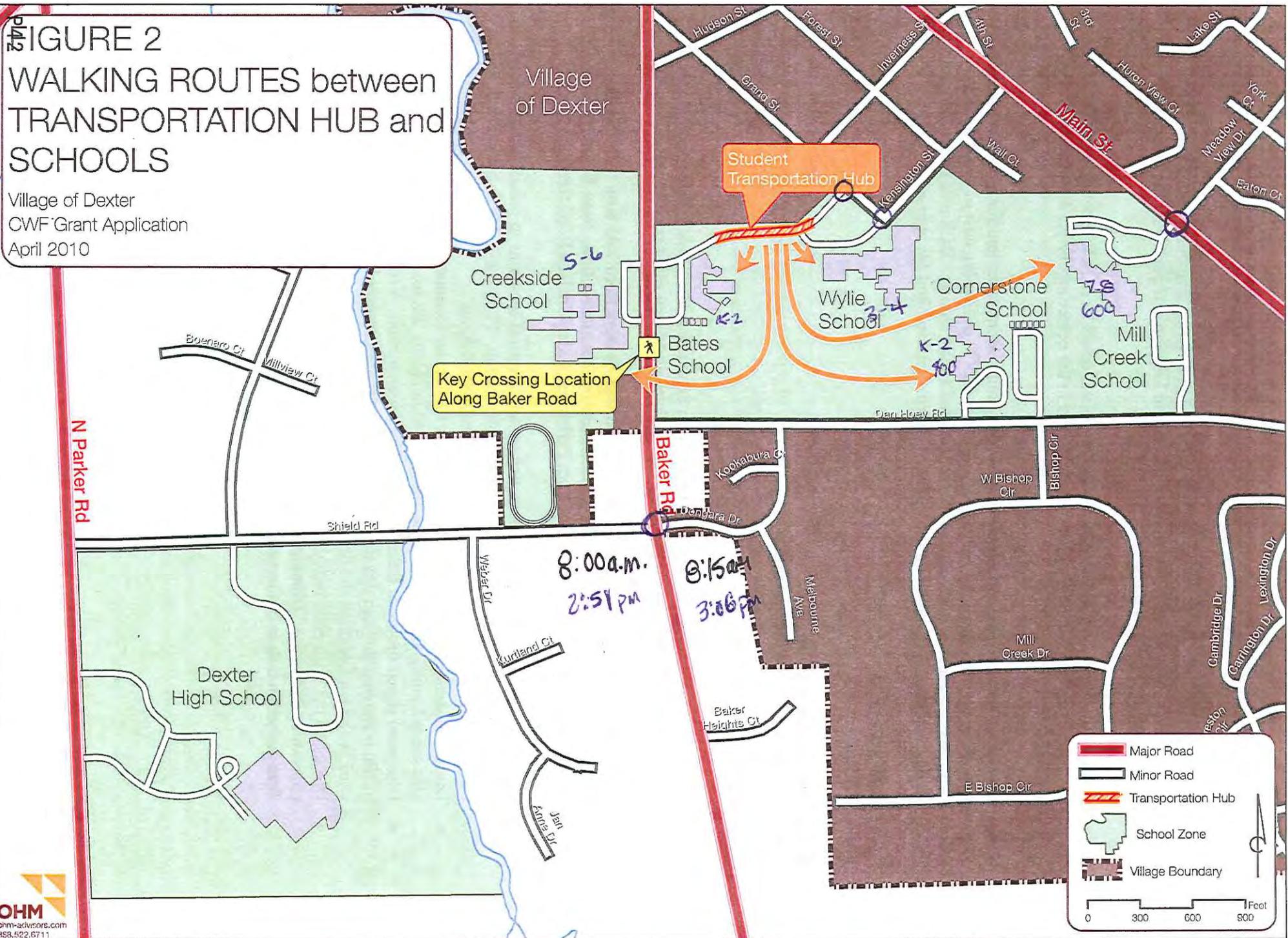
**Follow-up meeting 8-13-10  
with Sean Burton DCS Transportation**

Items discussed:

- Start time and end time for schools. Dexter High School and Creekside School on west side of Baker, start time 8:00 a.m. end time 2:51 p.m. Schools on east of Baker Road start time 8:15 a.m. and end time 3:06 p.m.
- Bus traffic on Shield Road at Baker intersection will be busy from 7:45 a.m. to 8:15 a.m., discussed how to divert some of the 37 buses hitting this intersection. Sean Burton will try diverting up to 10 of the buses back down Parker to Dexter-Chelsea Road through town to Baker Road.
- Discussed providing additional parent pick-up and drop-off locations to reduce congestion at MCMS on Dexter-Ann Arbor/Meadowview intersection. Plan to use drives behind both Mill Creek and Cornerstone for additional parent drop-off/pick-up.
- Discuss mid-block crossing on Dan Hoey near the Dexter Commerce building as a priority, as kids are not going to the light at the Ann Arbor/Dan Hoey intersection.
- Discussed signal timing at Baker and Dan Hoey intersection. Village to evaluate how traffic is moving through this intersection and make adjustments if necessary. Donna will work with Dan Dapprich the first two weeks of school.
- Discussed the walk zone inside the "Triangle" see attached map. Evaluate sidewalks and crosswalks inside the "Triangle". Students within the Triangle zone will walk to the Transportation hub or to their school provided it's on the east side of Baker Road.

# FIGURE 2 WALKING ROUTES between TRANSPORTATION HUB and SCHOOLS

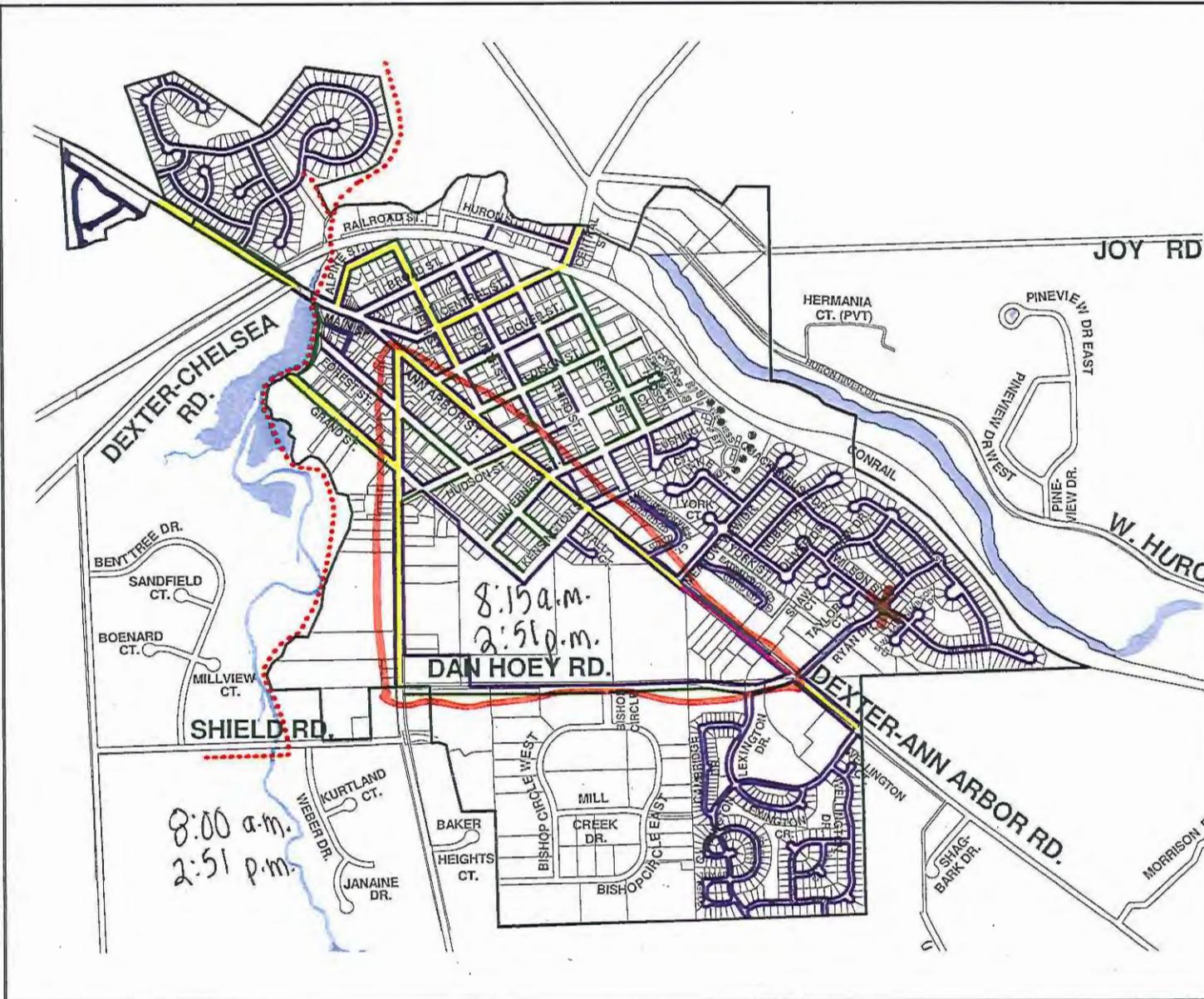
Village of Dexter  
CWF Grant Application  
April 2010



# VILLAGE OF DEXTER

## Non-Motorized Pathways Map

-  Pedestrian Pathway
-  Future Pedestrian Pathway
-  Existing Bike Lanes
-  Future Bike Lanes
-  Mill Creek Park and Regional Trail Connection
-  Village Boundary



1000 0 1000 2000 Feet



Carlisle/Wortman Associates, Inc.  
Community Planners & Landscape Architects  
Plot Generation : 8.29.08







MICHIGAN MUNICIPAL  
RISK MANAGEMENT  
A U T H O R I T Y

July 30, 2010

Donna Dettling  
Village of Dexter  
8140 Main Street  
Dexter, MI 48130

Dear Ms. Dettling:

Thank you for recent renewal with the Michigan Municipal Risk Management Authority. On behalf of the MMRMA Board of Directors, I am most pleased to provide the Village of Dexter with the enclosed check for \$11,146. This represents your share of the distribution of excess net assets to Members, which was declared by the Board in March 2010.

This distribution is based on the most recent analysis of net asset sufficiency and is not a guarantee of future distributions. Each year, the Board will determine whether to declare additional distributions. This year, the total distribution to eligible Members is \$10.2 million. MMRMA's ability to declare this distribution is a direct reflection of consistently strong performance results. Factors contributing to these results include better than expected loss trends in recent years; Member responsiveness to risk control recommendations; good management practices by Members, resulting in fewer losses; and improved investment income.

However, the essential factor allowing MMRMA to distribute excess net assets is the long-term commitment of its Members. A majority of MMRMA Members enjoy over 20 years of continuous membership, and several have over 25 continuous years with the organization. The method used to calculate the distribution of excess net assets recognizes and rewards those municipalities with sustained longevity. The ultimate recognition goes to you – the MMRMA Members. Without your ongoing participation, such distributions would not be possible. The Board and I sincerely thank you for your loyal support of this fine organization.

Warmest regards,

Michael L. Rhyner  
Executive Director

Enclosure

BOARD OF DIRECTORS

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Chair  
City of Wyoming

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Charter Township  
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MICHAEL L. RHYNER, Executive Director



## Courtney Nicholls

---

**From:** Phillips, Christine [Christine.Phillips@ohm-advisors.com]  
**Sent:** Thursday, August 12, 2010 4:06 PM  
**To:** Jeff Demek  
**Cc:** Donna Dettling; Courtney Nicholls; Kurt Augustine; Donajkowski, Chris; Gronevelt, Rhett  
**Subject:** Cape Seal and Micro Surface Repairs in the Village of Dexter  
**Attachments:** CapeSeal MicroSurf Repairs.pdf; SME Letter 080610.pdf

Jeff,

As you are aware, some of the roads within the Village of Dexter that were cape sealed and micro surfaced last year have been experiencing failure in the form of flushing. The additional treatments by Highway Maintenance & Construction Co. this year have not resolved the flushing problems that continue to surface. The Village hired SME to review the issues.

The attached letters note the necessary repairs to the roadways experiencing flushing in the Village of Dexter. Please review the letters and contact us as soon as possible to discuss the repairs and timing.

Regards,  
Christine

Christine Phillips, PE  
Project Engineer

**OHM | Architects. Engineers. Planners.**  
34000 Plymouth Road  
Livonia, MI 48150  
p. 734.522.6711  
f. 734.522.6427  
d. 734.466.4575

*Advancing Communities*

[www.ohm-advisors.com](http://www.ohm-advisors.com)

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August 12, 2010

Highway Maintenance & Construction Co.  
PO Box 74411  
Romulus, MI 48174-0411

**OHM**

Attn: Jeff Demek

Re: Village of Dexter 2009 Road Maintenance Program  
Cape Seal and Micro surfacing Treatments

Dear Mr. Demek:

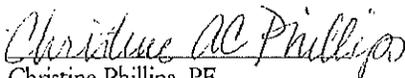
As you are aware, roads within the Village of Dexter that were cape sealed or micro surfaced by Highway Maintenance & Construction Co. are experiencing areas of flushing, where the asphalt cement in the pavement is coming to the surface. This is not acceptable. The flushing is the worst on Dan Hoey Road, Baker Road, and Broad Street at intersections, in areas of rutting, at driveways, and in areas that were gapped for construction traffic control, as identified by Soil and Materials Engineers, Inc. (SME) in the attached letter dated August 6, 2010.

The Village of Dexter hired SME to investigate the failure of the cape seal and micro surface treatments and recommend solutions to resolve the issues. In the attached letter, SME recommends two different repairs depending on the amount of flushing that is occurring at the location. For areas of minor flushing, SME recommends adding a specific light weight, porous sand (i.e. blast furnace slag sand) to the flushed areas using a rubber tire roller. The methodology presented in SME's letter will need to be implemented in a small test area first to see if this method is a viable option for other locations. The rubber tire may result in a surface disturbance. For areas of significant flushing, the flushed areas will need to be milled off and the pavement resurfaced with the cape seal or micro surface.

Per the Maintenance and Guarantee Bond associated with the 2009 Road Maintenance Program in the Village of Dexter, Highway Maintenance & Construction Co. needs to complete the recommended repairs, as identified in SME's attached letter, to resolve the pavement issues in the cape seal and micro surface treatments. The exact locations to apply each repair method will be on Dan Hoey Road, Baker Road, and Broad Street at locations where flushing is occurring. An onsite meeting with representatives from the Village of Dexter and OHM is needed to confirm the exact limits of the repair locations. Please contact Chris Donajkowski at (734) 891-2447 to schedule a meeting.

These repairs need to be completed by August 31, 2010. Note that the first option requires high outside temperatures, and August is an ideal time of the year to perform these repairs. Should there be any questions, feel free contact me at (734) 522-6711.

Sincerely,  
Orchard, Hiltz & McCliment, Inc.



Christine Phillips, PE  
Project Engineer

cc: Donna Dettling, Village of Dexter  
Courtney Nicholls, Village of Dexter  
Kurt Augustine, Village of Dexter  
Chris Donajkowski, OHM

*A Division of Communitas*

34000 Plymouth Road | Livonia, MI 48150  
p. (734) 522-6711 | f. (734) 522-6427  
www.ohm-advisors.com



Soil and Materials Engineers, Inc.  
13019 Pauline Drive  
Shelby Township, MI 48315-3122

tel (586) 731-3100  
fax (586) 731-3582  
www.sme-usa.com

Kenneth W. Kramer, PE  
Founder

Mark K. Kramer, PE  
Timothy H. Bedenis, PE  
Gerald A. Bellan, PE  
Chuck A. Gernayel, PE  
James M. Harless, PhD, CHMM  
Larry P. Jedele, PE  
Cheryl A. Kehras-Dietrich, CGWP  
Edward S. Lindow, PE  
Gerard P. Madej, PE  
Timothy J. Mitchell, PE  
Robert C. Rabeler, PE  
Daniel O. Roesser, PG

Daniel R. Cassidy, CPG  
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Joel W. Rinkel, PE  
Jason A. Schwartzenberger, PE  
Larry W. Shook, PE  
Thomas H. Skotzke  
Michael J. Thelen, PE  
John C. Zarzecki, CET, CDT, NDE

August 6, 2010

Mr. Rhett Gronevelt, PE  
Orchard, Hiltz and McCliment, Inc.  
34000 Plymouth Rd.  
Livonia, MI 48170

Re: Cape Seal and Micro Surfacing Treatments  
Dexter Road Maintenance  
Dexter, MI  
SME Project No: PP61124G

Dear Mr. Gronevelt:

SME visited the referenced project and met with Mr. Chris Donajkowski of OHM. Mr. Donajkowski drove us to three streets where the surface treatments from 2009 are showing distress. The streets reviewed were Dan Hoey, Baker and Broad. Baker had received a micro-surfacing and Dan Hoey and Broad received cape seals. All three streets had pavement areas exhibiting severe flushing (see attached photo log). The most severe areas of flushing were at intersections where traffic travels slowly. Other areas of flushing were observed on Baker in portions of the road where the underling pavement appeared to be rutted and on Dan Hoey where trucks were turning out of a driveway. The flushing was also severe on Dan Hoey near the intersection with Baker Rd. On Baker Rd, the areas of flushing were most pronounced in the valleys of the rutted pavement and at the intersections, which were also observed to be rutted. In other locations, the surface treatments appeared to be performing as expected with occasional small, quarter size, spots of flushing.

Flushing is a term used to describe when excess asphalt cement in a pavement is brought to the surface by trafficking. The aforementioned streets in Dexter were observed to have severe flushing as the primary distress. The accumulation of asphalt cement on the surface of the roadways was so severe that during warm weather truck tires were picking up the flushed asphalt where the bond to the pavement beneath the surfacing was weak. Areas of weak bond are usually caused by old cold patch, excessive wetness on the pavement prior to surfacing or dirt trapped beneath surface treatment. In addition, where the asphalt cement film is relatively thick and soft due to high surface temperatures and the surface does not contain a sand matrix, the wheels can easily stick to the surface and cause the surface layer to debond from the pavement.

OFFICES  
Indiana  
Michigan  
Ohio

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consultants in the geosciences, materials, and the environment

Excessive wetness or dirt on the underling layer acts as a bond breaker. If an asphalt surface treatment has the propensity to flush under traffic, the asphalt cement will flow into existing ruts in the pavement and exacerbate the collection of asphalt cement in the ruts.

We were given copies of specifications, delivery tickets and some field monitoring sheets where yields were checked for the micro surfacing. The specifications we received were for the cape seal applications. These specifications list the products and application procedures for the chip and slurry seals that make up the cape seal application. The delivery tickets were for bituminous materials and aggregates that were delivered to the site for Highway Maintenance. The yield check information appeared to be for the Micro Surfacing performed on Baker Road. We did not see gradations for the aggregates received or material certifications for the bituminous products. The aggregates were labeled 3/8 X #4 Black and MDOT FA II. The bituminous products were labeled CM-90, PG 64-22, and CSS-1H emulsion. The CM-90 bitumen was specified to be used for the chip seal and the CSS-1H emulsion for the Slurry seal. Based on the data received we could not determine where the PG 64-22 bitumen was used.

Based on our observations, we believe the asphalt cement that has accumulated on the surface of the surface treatments appears to be the result of poor preparation of the existing pavement prior to application of the surface treatments. In our opinion, the surface treatments may have been applied over the existing wheel ruts without milling or leveling of the ruts prior to the application of the surface treatments. This application method typically results in a non uniform thickness of the surface treatment (much thicker in the deeper ruts) which can result in excessive asphalt materials. Typically, the ruts are filled or the surface is milled flat prior to placing a surface treatment. The excess asphalt cement accumulates in these depressions and flushes to the surface due to repeated traffic loading. The effect of the traffic loads is increased when the load duration is extended (i.e. slow or stopping movement).

We understand the existing condition of the streets is not acceptable to the City in the areas of severely flushed surfacing. There are two feasible repair methodologies: The first method is to knead a light weight, porous sand such as blast furnace slag sand into the flushed areas using a rubber tire roller. This remediation is most successful when the sand has been preheated and dried and the air temperature is over 80 degrees Fahrenheit and the sun is shining. The second repair method is to mill off the flushed areas and resurface the pavement.

We recommend milling of the most severe flushing and re-application of the surface treatments. Lightly flushed areas can be treated with the hot sand and rolled with a rubber tire roller. The success of this treatment should be evaluated on a small section of roadway before proceeding with the remainder of the project. Using a rubber tire on the pavement surface can result in surface disturbance (i.e tire tracks).

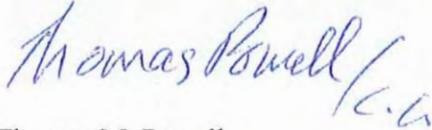
Flushing can adversely affect pavement friction especially in the severe areas. We recommend friction testing be performed to determine the extent of inadequate skid resistance and the limits of surface treatment removal and re-application.



SME is pleased to provide you with these services. If we can be of further service to you in any way, please do not hesitate to contact us.

Very truly yours,

**SOIL AND MATERIALS ENGINEERS, INC.**



Thomas M. Powell  
Materials Consultant



Chuck A. Gemayel, P.E.  
Vice President

Attachment: Photo Log



DAN HOEY RD



Near Lexington – light flushing



Near Bishop Cir - light flushing



More frequent flushing at about 100 yds from Baker in WB lane



Looking back to the east from same spot as 3



Same lane 80 yds from Baker



Solid flushing begins about 60 yds from Baker



Pullout of surfacing by tire 40 yds from Baker



More pullouts 20 yds from Baker

**DAN HOEY RD (cont'd)**



Looking across Baker east on Dan Hoey

**Baker Rd.**



Looking north from Grand in Micro section ruts with some flushing



Looking south from the same spot from Grand



Flushing solid with pull outs at 30 yds from Dan Hoey



More of the same 20 yds from Dan Hoey intersection



Flushing lessens at the intersection



Flushing in the wheel path (rut) between Grand and Dan Hoey

Baker Rd. (cont'd)



Flushing getting more frequent approaching Main



Closer to Main about 70 yds



Flushing getting more frequent approaching Main



Tire tear in surfacing about 100 yds from Main

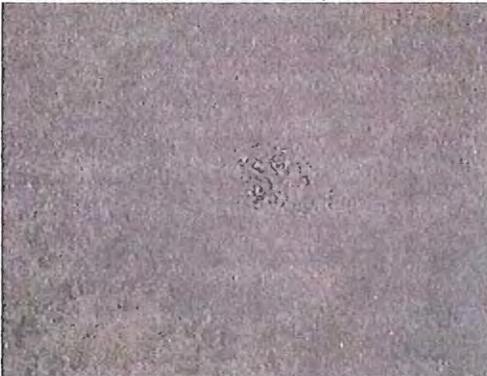
# Broad



Broad at Main severely flushed



Edge showing substrata



Foot swirl in severely flushing at Main



Looking east from Main



Flushing at Railroad near Huron



JENNIFER M. GRANHOLM  
GOVERNOR

STATE OF MICHIGAN  
DEPARTMENT OF NATURAL RESOURCES & ENVIRONMENT  
LANSING



REBECCA A. HUMPHRIES  
DIRECTOR

August 5, 2010

Mr. Ed Lobdell  
Village Of Dexter  
8140 Main Street  
Dexter, Michigan 48130

Dear Mr. Lobdell:

SUBJECT: 2010 Drinking Water System Monitoring – Reminder  
WSSN: 01810

This is just a friendly reminder that drinking water monitoring is due by September 30, 2010. This is not a notice of violation. Contacting water systems provides the Department of Natural Resources and Environment (DNRE) a chance to remind supplies of upcoming deadlines, and allows supplies the chance to verify that their records for submitted sample results match what the DNRE has received.

According to our records, not all drinking water monitoring has been performed as outlined in the 2010 Monitoring Schedule sent to you earlier this year. Please refer to the enclosed monitoring schedule to view the sampling for which we have not yet received laboratory results. If you have results for monitoring listed in the schedule, please provide a copy to this office.

If monitoring has not yet been completed, please collect the required sample(s) no later than **September 30, 2010**, unless otherwise noted, to avoid monitoring violations, public notice requirements, and administrative fines of at least \$200. If you use a private laboratory to analyze your samples, you must provide this office with copies of the results by October 10, 2010.

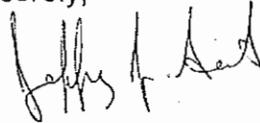
To receive credit for monitoring, you must include the "WSSN" (water supply serial number) and the "Site Code" when you submit samples for analysis. These codes are listed on your monitoring schedule.

Reminder if Lead and Copper Monitoring Due This Year: Recent changes to the Lead and Copper Rule require you to provide individual lead tap results to people who receive water from sites that were sampled, even if lead was not detected, within 30 days of learning of results. You must also send us a certification that you met all the delivery requirements along with a sample copy of your customer notice within three months after the end of the monitoring period. To download the *Lead and Copper Report and Consumer Notice of Lead Result Certificate* in Microsoft Word or PDF format, visit <http://michigan.gov/dnre>. Under Environmental Services, click on Water, Drinking Water, Community Water Supply, and Reporting Forms.

Page 2  
August 5, 2010

If you have any questions or believe that the enclosed monitoring schedule is not accurate, please contact me at the number below; [antilj@michigan.gov](mailto:antilj@michigan.gov); or Department of Natural Resources and Environment, 301 East Louis Glick Highway, Jackson, Michigan 49201-1556.

Sincerely,



Jeff Antil  
Drinking Water Analyst  
Jackson District Office  
Environmental Resource Management Division  
517-780-7840

ja:red  
Enclosure  
cc/enc: Mr. Shawn Keough, Village President

## 2010 Monitoring Schedule

**DEXTER**

WSSN<sup>1</sup>: 01810

This table reflects your expected routine monitoring and is subject to change. Collect samples early in the monitoring period (month, quarter or year) of the specific year indicated in the table below. Bacteriological and partial chemistry samples should be collected close to the shipping time and sent overnight delivery so sample holding times are not exceeded. The DNRE laboratory is closed on state holidays.

Include the Site Code. To receive credit for monitoring, include the Site Code when you submit samples for analysis.

### Location: Iron Removal Plant Tap

Collect these samples at the entry point to the distribution system (after treatment, if applicable.)

Sample Type	# Samples/ Frequency	Collect Before	Site Code <sup>1</sup>	Test Code <sup>2</sup>	Unit Number <sup>2</sup>	Price Per Unit <sup>2</sup>
Volatile Organic Compounds	1/36 months	09/30/2010	TP001	CXVO	36VO	\$100.00
Arsenic	1/3 months	Quarterly	TP001	CAS	36ME	\$18.00

### Location: Distribution System:

Collect these samples according to your Bacteriological Sample Siting Plan, Disinfection Monitoring Plan, or the Lead and Copper sampling pool.

Sample Type	# Samples/ Frequency	Collect Before	Site Code <sup>1</sup>	Test Code <sup>2</sup>	Sample Unit <sup>2</sup>	Price Per Unit <sup>2</sup>
Bacteriological	4/Monthly	Monthly	DIST	BPTC	30	\$16.00
Chlorine Residual	Measure the residual disinfectant level at the same point and at the same time as the bacteriological sample and report the average to the DNRE.					
Water Quality Parameters	3/6 months	06/30/2010	DIST	Various	Various	Various
Collect TTHM and HAA5 at the same time and collect them between June 1 and September 30.						
Total Trihalomethanes	1/36 months	09/30/2010	DIST	CXTM	36VO	\$65.00
Haloacetic Acids	1/36 months	09/30/2010	DIST	CXHA	36HA	\$130.00

<sup>1</sup>To receive credit for monitoring, you must include the "WSSN" (Water Supply Serial Number) and the "Site Code" when you submit samples for analysis.

<sup>2</sup>Test codes, sample units, and costs are listed to help you complete the laboratory form if you use the Department of Natural Resources and Environment (DNRE) laboratory. The DNRE laboratory prices are subject to change without notice. Please note that prices increased for most analyses. If you use a certified laboratory other than the DNRE laboratory, please contact your DNRE district staff for a list of all required contaminants and forward a copy of all sample results to your DNRE district office.



## Donna Dettling

---

**From:** Steve Olsen [steveolsen@opave.net]  
**Sent:** Wednesday, August 18, 2010 12:18 PM  
**To:** Donna Dettling  
**Cc:** Kristyn Hohnke; Kendra Briechle  
**Subject:** Agenda (draft) for Partnerships for Prosperity



BNC Agenda dollars\_flyer  
0-08-16.doc (4)nal.pdf (137 K..

Good morning Donna,

Welcome aboard!

I am attaching a draft Agenda for the "Partnerships for Prosperity" workshop to be held Sept 16-18, 2010. Kris Hohnke informed me that you wanted a copy. Please be aware that this is a draft at this point, although it is approaching final form.

I am also attaching a flyer for the "Dollars and Sense" presentation and share fair on Wednesday evening, which will be the kick-off event for the workshop. the "Dollars and Sense" session is open to the public, but we encourage all "Partnerships for Prosperity" team members to attend. Ed McMahon truly provides a great presentation.

If you have any further questions, please feel free to contact me.

Steve Olsen

R. Stephen Olsen PC  
300 N Main St, Ste 5  
Chelsea, MI 48118  
734-475-7755 voice  
734-433-2686 facsimile  
steveolsen@opave.net



**PARTNERSHIPS FOR PROSPERITY:  
LINKING CONSERVATION, COMMERCE AND OUR COMMUNITIES**

**Washington Street Education Center  
500 Washington Street  
Chelsea, Michigan**

***September 16-18, 2010***

**DRAFT WORKING AGENDA (8/16/10)**

**Wednesday, September 15, 2010 (PRE-WORKSHOP EVENT)**

- 6:00pm – 7:00pm Kick-Off Reception and Share Fair**  
Opportunity for participants, partners, and the public to share information and resources while encouraging interaction and networking. Workshop participants may also visit meeting room and talk with design team members about the program.
- 7:00pm – 9:00pm PUBLIC FORUM and OPENING SESSION: The Dollars and Sense of Protecting Community Character**  
*Introductions: Bob Pierce, Chelsea Chamber of Commerce, and Gary Jones, Waterloo State Park--CONFIRMED*  
*Ed McMahon, Urban Land Institute--CONFIRMED*

**Thursday, September 16, 2010**

- 7:30am – 8:00am Registration and Continental Breakfast**
- 8:00am – 9:00am Session 1: Welcome and Introductions**  
*Bob Pierce, Chelsea Chamber of Commerce*  
*Gary Jones, Waterloo State Park*  
*Kendra J. Briechele, The Conservation Fund*  
*Workshop Sponsors - Possible*
- 9:00 – 10:00 Session 2: Overview of Region's Economy and Tourism Trends**  
*Susan Lackey, Legacy Land Conservancy— CONFIRMED*  
*George Zimmerman, Travel Michigan— CONFIRMED*
- Describe revenue streams

- Discuss rationale for developing a sustainable tourism based economy
- Provide overview of tools needed.

**10:00 – 10:15**

**BREAK**

**10:15 – 12:00**

**Session 3: Safeguarding Community Character and Maintaining a Viable Sustainable Tourism Economy**  
*Ed McMahon, Urban Land Institute—CONFIRMED*

This session explains the role and effects of tourism on communities and public lands, and presents methods to manage tourism to maximize its benefits while minimizing its negative impacts. Participants become conversant with the economic benefits and costs of tourism, the various types of tourism and tourists, and planning strategies that encourage repeat visits by tourists who pass through on their way to the attractions on public lands. The presentation will also cover the principles of sustainable place-based tourism and how communities can apply them. Several case examples illustrate the discussion.

**12:00 – 1:00**

**LUNCH**

**1:00 – 3:15**

**Action Planning Part I: Asset Mapping**

What are region's assets? (includes time for report out)

**3:15 – 3:30**

**BREAK**

**3:30 – 5:00**

**Session 4: Place-Based Education – Connecting to Community, Connecting to Youth**

*Danielle Gartner, University Outreach (Discovering PLACE), University of Michigan-Flint— CONFIRMED*

This session will introduce place-based education as a way to engage youth and adults in local heritage, culture, landscapes and issues and foster stewardship of their communities and the water-based, agricultural, and natural resources across the region.

**5:30 – 7:30pm**

**DINNER: Cookout at Waterloo Discovery Center—Continue the day's discussions with your fellow workshop participants.**  
*Sponsored by [NAMES HERE]*

Friday, September 17, 2010

7:30am – 8:00am Continental Breakfast

8:00 – 9:30am **Session 5: Case Studies for Success —**  
*Doug Luciani, Traverse City Area Chamber of Commerce—*  
**CONFIRMED**  
*Bob Veilleux, Pennsylvania Wilds and Penn State Cooperative*  
*Extension—CONFIRMED*

This session showcases two regions of the country where the communities have successfully capitalized sustainably on their natural resources through conservation. Keys to success and lessons learned will be shared, along with the benefits realized by these communities.

9:30 – 9:45 **BREAK**

9:45 – 11:15 **Session 6: Resources for Implementation across the Region**  
*Deborah Stuart, Community Assistance Team, Michigan Economic Development Corporation*  
*Peg Kohring, The Conservation Fund--CONFIRMED*

The session provides an overview of organizational, outreach/marketing, and financial resources in the region with consideration on how to apply these resources for community-based or regionwide implementation. State and other partners will highlight various tools and resources.

11:15 – 12:30 **LUNCH**  
*Roger Curtis, Michigan International Speedway - CONFIRMED*

12:30 – 3:30 **Action Planning Part II: Visioning, Goals, and Stakeholders' Interests** (includes time for report out)

3:30 - 4:00 **BREAK**

4:00 – 5:00 **Session 7: Transportation and Tourism Infrastructure**  
*Terri Blackmore, Washtenaw Area Transportation Study—*  
**CONFIRMED**

This session will outline how transportation investments, i.e. specific infrastructure projects, mitigation dollars, and enhancement funds, can contribute positively to the area's tourism initiative and overall quality of life. Transportation will be

discussed in the broadest sense of the term: including pedestrian/bicycle, bus, rail, and roads.

**Saturday, September 18, 2010**

**7:30am – 8:00am Continental Breakfast**

**8:00am – 9:00 Session 8: The Culture of Community Engagement in the Region**

*Barbara Nelson-Jameson, National Park Service's Rivers, Trails, and Conservation Assistance Program —Invited Eastern Michigan University—Possible Watershed Council—Possible*

This session will provide a brief introduction to community engagement through the context of the traditional culture of the region. It will help participants think about how the region's culture affects communication and engagement strategies and will explore ways to facilitate partner buy-in for future action and activities.

**9:00 – 12:00 Action Planning Part III: Action Plan Development**  
(includes time for break and working lunch)

**12:00 – 1:00 pm Presentation of Action Plans**

**1:00 – 2:00 Facilitated Discussion on Next Steps for the Region**  
*Facilitator— TBD*

- Group Discussion on prioritization of Action Plans;
- Opportunities for Cross-marketing of resources;
- Road-map for moving forward in the Region

**2:00 pm Workshop Close**

AGENDA 8-23-10

Village President Report

ITEM I-5

Hello Residents and Fellow Council Members,

Here is a summary of my activity since my last report and some of my future planned activities during the month of August and September:

Activities Since my Last Report

August 13 & 14, 2010 – Dexter Daze activities, including walking in the parade with Trustees Fisher, Tell and Cousins on Saturday morning. Many thanks to Clerk Carol Jones for driving her car and advertising our roles on the Village Council. It was great to see so many friendly faces at the parade, throughout the park and downtown on Friday and Saturday, and in the social tent over this very fun weekend. I look forward to next year already!

August 13, 2010 – Attended a meeting with Community Development manager Allison Bishop and Trustee Cousins to meet with LaFontaine representatives regarding their proposed site plan for a new building and site improvements.

August 16 & 17, 2010 – I began circulating the Cityhood petition to several of my neighbors. After two days of effort, I have collected 41 signatures and so far everyone that I approached has said that they were in favor of continuing with the process. Our efforts to communicate on the process in the email updates and newsletters are working. Our residents seem very knowledgeable on the topic, they are asking solid questions and they are aware of what we are doing. I received several “thank you’s” for our efforts to communicate on a wide variety of topics. Let’s keep it up!

Future Activities

August 18, 2010 – Regional Fire Department Meeting at the Dexter District Library

August 19, 2010 – Downtown Development Authority meeting

August 23, 2010 – Village Council Meeting

August 25, 2010 – We will be meeting with our Union Representatives to have our third negotiation session for our Teamster Contract which is set to expire in early 2011.

August 25, 2010 – Fire Detection Committee meeting

September 1, 2010 – Representatives of the Chelsea Area Construction Authority have requested a meeting with Donna Dettling and I.

September 13, 2010 – Village Council Meeting

September 15, 2010 – Regional Fire Department Meeting at the Dexter District Library

September 16, 2010 – Downtown Development Authority meeting

As always, I welcome each of you to contact me with any questions and/or suggestions you may have.  
See you around our town.

Shawn Keough

Village President

(734) 426-5486 (home number)

(313) 363-1434 (cell phone)

AGENDA 8-23-10

ITEM J-1

**SUMMARY OF BILLS AND PAYROLL**

**23-Aug-10**

Payroll Check Register      08/11/10      \$36,830.92 Bi-weekly payroll processing

Account Payable Check Register      08/23/10      \$603,247.16

**\$640,078.08** TOTAL BILLS & PAYROLL EXPENDED ALL FUNDS

Summary Items from Bills & Payroll      Amount      Comments

**ALL PAYABLES ARE WITHIN ACCEPTABLE BUDGET LIMITS  
DETAIL VENDOR LIST AND ACCOUNT SUMMARY PROVIDED**

Exceptions:

*"This is the summary report that will be provided with each packet. Approval of the total bills and payroll expended, all funds will be necessary."*

VENDOR APPROVAL SUMMARY REPORT

Date: 08/18/2010

Time: 1:55pm

Page: 1

Village of Dexter

Vendor Name	Vendor Number	Description	Check Amount	Hand Check Amount
ABSOLUTE COMPUTER SERVICES	ABSOLUTE C	NETWORK AND SERVER SUPPORT	90.00	0.00
ARBOR SPRINGS WATER CO.INC	ARBOR SPRI	VILLAGE OFFICE	17.25	0.00
AT&T	AT&T	734 424 1425	44.76	0.00
BLUE CARE NETWORK OF MICHIGAN	BLUE CARE	COV. PERIOD 9/1/-9/30/10	16,882.07	0.00
BRIDGEWATER TIRE COMPANY, INC.	BRIDGE TIR	REPAIR	38.50	0.00
CARLISLE-WORTMAN ASSOCIATES	CARL-WORT	WELLHEAD PROTECTION MEETING	75.00	0.00
CHELSEA SCHOOL DISTRICT	WEC	PARTNERSHIP FOR PROSP-WORKSHOP	560.00	0.00
CINTAS CORPORATION	CINTAS	JULY STATEMENT	558.90	0.00
CMR MECHANICAL	CMR	SERVICE CALL-8050 MAIN	120.00	0.00
COMCAST - DPW	COMCAST -	09588 353732-01-8	163.78	0.00
CORRIGAN OIL COMPANY	CORRIGAN O	GAS	1,314.94	0.00
COURTNEY NICHOLLS	COUR	CREDIT CARD REIMBURSEMENT	50.00	0.00
CRYSTAL MOUNTAIN RESORT	CRYSTAL MO	RESRV. NO. 45H4YQ-MARIE SHERRY	384.84	0.00
DANCERS EDGE	DANCERS ED	STORMWATER BACKUP IN BLDG	350.00	0.00
DEXTER MILL	DEX MILL	SUPPLIES	142.00	0.00
DIUBLE EQUIPMENT INCORPORATED	DIUBLE EQU	EQUIPMENT	974.10	0.00
DOUGLAS N. HIGGINS, INC	DOUGLAS HI	WATER SYSTEM IMPROVEMENTS	427,562.34	0.00
DR. KAY WILSON	DR. KAY WI	PATIENT: TRENT VIEBAHN	58.00	0.00
DTE ENERGY	DET EDISON	JULY BILLS	13,833.06	0.00
ENVIRONMENTAL CONSULTING TECH	ECT	REVISE PERMIT APPLICATION	4,891.00	0.00
FORT DEARBORN	FORT DEAR	AIKEN	116.70	0.00
GADALETO, RAMSBY & ASSOCIATES	FORT-GAD	BILLING PERIOD 9/1-10/1/10	539.92	0.00
GRIFFIN PEST CONTROL INC	PEST CONTR	REMOVAL WASP NEST	125.00	0.00
HACH COMPANY	HACH CO	CHEMICALS	467.61	0.00
HEARTS & FLOWERS	HEARTS & F	ARBOR DAY BALLOONS	25.00	0.00
HERITAGE NEWSPAPERS	HERITAGE N	LEGALS	247.70	0.00
HOPP ELECTRIC, INC.	HOPPS	REATTACH SERVICE COMM GARDEN	187.50	0.00
HURON RIVER WATERSHED COUNCIL	HURON RIVE	FACILITATION SERVICES	1,400.00	0.00
JJR, LLC	JJR, LLC	MILL POND PK LAUNCH SITES	44,580.00	0.00
KATHY WITHROW	KATHY WITH	REFUND FOR WATER METER	100.00	0.00
KENCO, INC.	COUNTRY MA	CALGON	31.14	0.00
LESSORS WELDING SUPPLY	LESSORS	SUPPLIES	28.26	0.00
MELISSA KESTERSON	MEL KESTER	HOURS 7/15-8/15/10	60.00	0.00
MICH. MUNICIPAL LEAGUE WORKER'	MML W C F	QUARTERLY PAYMENT	5,814.00	0.00
MICHIGAN ASSOC OF PLANNING	MICHIGAN A	ANNUAL MEMBERSHIP DUES	625.00	0.00
MICHIGAN MUNICIPAL TREASURERS	MMTA	DISCOVERY CONF.-MARIE SHERRY	275.00	0.00
NEXTEL COMMUNICATIONS	NEXTEL COM	ACCOUNT NO. 593543512	405.18	0.00
NORTH CENTRAL LABORATORIES	NCL	CHEMICALS	557.57	0.00
PARTS PEDDLER AUTO SUPPLY	PARTS PEDD	JULY STATEMENT	132.39	0.00
PLANNING & ZONING CENTER, INC.	PLAN & ZON	ANNUAL SUBSCRIPTION	185.00	0.00
THOMAS RYAN P.C.	THOMAS RYA	PROF SERVICES	625.00	0.00
S.J. LIPPERT FLOORING	SJ LIPPERT	GREEN PAD FOR KIOSK	25.00	0.00
SCOTT E. MUNZEL, PC	SCOTT MUNZ	PROF SERVICES-JULY	82.50	0.00
SIGNS IN 1 DAY	SIGNS	MILL CREEK SIGN	388.00	0.00
THE BANK OF NEW YORK MELLON NA	THE BANK O	SEWER LINING & EQ BASIN	3,747.05	0.00
VICTOR STANLEY, INC.	VIC STANLE	GARBAGE CAN	1,032.00	0.00
WASHTENAW COUNTY TREASURER	W CTY TREA	LAW ENF. AUG. 2010	36,200.75	0.00
WASTE MANAGEMENT	WASTE MANA	COMMERCIAL JULY 2010	37,032.35	0.00
WASTE MANAGEMENT OF MICHIGAN	WASTE MGT	ROLL OFF	101.00	0.00
Grand Total:			603,247.16	0.00

INVOICE APPROVAL LIST BY FUND

Date: 08/18/2010  
 Time: 1:56pm  
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Village of Dexter

Fund	Department	Account	GL Number	Vendor Name	Check	Invoice	Due	Amount
			Abbrev	Invoice Description	Number	Number	Date	
Fund: General Fund								
Dept: Village Council								
		101-101.000-802.000	Profession	COURTNEY NICHOLLS CREDIT CARD REIMBURSEMENT	0		08/18/2010	50.00
		101-101.000-802.000	Profession	CHELSEA SCHOOL DISTRICT PARTNERSHIP FOR PROSP-WORKSHOP	0		08/18/2010	560.00
		101-101.000-956.000	Council Di	S.J. LIPPERT FLOORING GREEN PAD FOR KIOSK	0		08/18/2010	25.00
								-----
Total Village Council								635.00
Dept: Village Manager								
		101-172.000-721.000	Health & L	FORT DEARBORN AIKEN	0	186394	08/17/2010	116.70
		101-172.000-721.000	Health & L	BLUE CARE NETWORK OF MICHIGAN COV. PERIOD 9/1/-9/30/10	0	102250001912	08/18/2010	1,939.42
		101-172.000-722.000	Life & Dis	GADALETO, RAMSBY & ASSOCIATES BILLING PERIOD 9/1-10/1/10	0		08/17/2010	130.59
								-----
Total Village Manager								2,186.71
Dept: Attorney								
		101-210.000-810.000	Attorney F	SCOTT E. MUNZEL, PC PROF SERVICES-JULY	0	386	08/18/2010	82.50
		101-210.000-810.000	Attorney F	THOMAS RYAN P.C. PROF SERVICES	0	10249	08/18/2010	625.00
								-----
Total Attorney								707.50
Dept: Village Clerk								
		101-215.000-901.000	Printing &	HERITAGE NEWSPAPERS LEGALS	0		08/17/2010	47.70
								-----
Total Village Clerk								47.70
Dept: Village Treasurer								
		101-253.000-721.000	Health & L	BLUE CARE NETWORK OF MICHIGAN COV. PERIOD 9/1/-9/30/10	0	102250001912	08/18/2010	1,404.63
		101-253.000-722.000	Life & Dis	GADALETO, RAMSBY & ASSOCIATES BILLING PERIOD 9/1-10/1/10	0		08/17/2010	38.02
		101-253.000-861.000	Travel & M	CRYSTAL MOUNTAIN RESORT RESRV. NO. 45H4YQ-MARIE SHERRY	0		08/17/2010	384.84
		101-253.000-960.000	Education	MICHIGAN MUNICIPAL TREASURERS DISCOVERY CONF.-MARIE SHERRY	0		08/18/2010	275.00
								-----
Total Village Treasurer								2,102.49
Dept: Buildings & Grounds								
		101-265.000-727.000	Office Sup	ARBOR SPRINGS WATER CO.INC VILLAGE OFFICE	0	1207465	08/17/2010	17.25
		101-265.000-803.000	Contracted	ABSOLUTE COMPUTER SERVICES NETWORK AND SERVER SUPPORT	0		08/18/2010	90.00
		101-265.000-920.000	Utilities	DTE ENERGY JULY BILLS	0		08/18/2010	966.92
		101-265.000-920.001	Telephones	AT&T 734 424 1425	0		08/17/2010	44.76
		101-265.000-920.001	Telephones	NEXTEL COMMUNICATIONS ACCOUNT NO. 593543512	0	593543512-101	08/18/2010	81.04
		101-265.000-935.000	Bldg Maint	CINTAS CORPORATION JULY STATEMENT	0		08/17/2010	63.40
		101-265.000-935.000	Bldg Maint	CMR MECHANICAL SERVICE CALL-8050 MAIN	0	5197	08/17/2010	120.00
		101-265.000-935.000	Bldg Maint	HOPP ELECTRIC, INC. REATTACH SERVICE COMM GARDEN	0	S3142	08/17/2010	187.50
		101-265.000-962.000	Community	MELISSA KESTERSON HOURS 7/15-8/15/10	0	4	08/17/2010	60.00
								-----
Total Buildings & Grounds								1,630.87
Dept: Village Tree Program								
		101-285.000-731.000	Landscape	HEARTS & FLOWERS ARBOR DAY BALLOONS	0	3908	08/17/2010	25.00
								-----
Total Village Tree Program								25.00
Dept: Law Enforcement								
		101-301.000-803.000	Contracted	WASHTENAW COUNTY TREASURER LAW ENF. AUG. 2010	0	19119	08/18/2010	36,200.75
		101-301.000-920.000	Utilities	DTE ENERGY JULY BILLS	0		08/18/2010	405.50

INVOICE APPROVAL LIST BY FUND

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Village of Dexter

Fund	Department	Account	GL Number	Vendor Name	Check	Invoice	Due	Amount	
			Abbrev	Invoice Description	Number	Number	Date		
Fund: General Fund									
Dept: Law Enforcement									
								Total Law Enforcement	36,606.25
Dept: Fire Department									
101-336.000-920.000	Utilities			DTE ENERGY JULY BILLS	0		08/18/2010	324.40	
								Total Fire Department	324.40
Dept: Planning Department									
101-400.000-721.000	Health & L			BLUE CARE NETWORK OF MICHIGAN COV. PERIOD 9/1/-9/30/10	0	102250001912	08/18/2010	1,404.63	
101-400.000-722.000	Life & Dis			GADALETO, RAMSBY & ASSOCIATES BILLING PERIOD 9/1-10/1/10	0		08/17/2010	37.41	
101-400.000-958.000	Membership			MICHIGAN ASSOC OF PLANNING ANNUAL MEMBERSHIP DUES	0		08/18/2010	625.00	
101-400.000-960.000	Education			PLANNING & ZONING CENTER, INC. ANNUAL SUBSCRIPTION	0		08/18/2010	185.00	
								Total Planning Department	2,252.04
Dept: Zoning Board of Appeals									
101-410.000-901.000	Printing &			HERITAGE NEWSPAPERS LEGALS	0		08/17/2010	22.50	
								Total Zoning Board of Appeals	22.50
Dept: Department of Public Works									
101-441.000-721.000	Health & L			DR. KAY WILSON PATIENT: TRENT VIEBAHN	0		08/17/2010	58.00	
101-441.000-721.000	Health & L			BLUE CARE NETWORK OF MICHIGAN COV. PERIOD 9/1/-9/30/10	0	102250001912	08/18/2010	1,306.31	
101-441.000-722.000	Life & Dis			GADALETO, RAMSBY & ASSOCIATES BILLING PERIOD 9/1-10/1/10	0		08/17/2010	39.56	
101-441.000-740.000	Operating			LESSORS WELDING SUPPLY SUPPLIES	0	500062	08/17/2010	28.26	
101-441.000-745.000	Uniform Al			CINTAS CORPORATION JULY STATEMENT	0		08/17/2010	222.25	
101-441.000-751.000	Gasoline &			CORRIGAN OIL COMPANY GAS	0		08/17/2010	568.99	
101-441.000-920.000	Utilities			COMCAST - DEW 09588 353732-01-8	0		08/17/2010	163.78	
101-441.000-920.000	Utilities			DTE ENERGY JULY BILLS	0		08/18/2010	1,284.10	
101-441.000-920.001	Telephones			NEXTEL COMMUNICATIONS ACCOUNT NO. 593543512	0	593543512-101	08/18/2010	135.06	
								Total Department of Public Works	3,806.31
Dept: Downtown Public Works									
101-442.000-730.000	Farmers Ma			HERITAGE NEWSPAPERS LEGALS	0		08/17/2010	177.50	
101-442.000-802.000	Profession			DANCERS EDGE STORMWATER BACKUP IN BLDG	0		08/17/2010	350.00	
101-442.000-920.000	Utilities			DTE ENERGY JULY BILLS	0		08/18/2010	723.14	
								Total Downtown Public Works	1,250.64
Dept: Solid Waste									
101-528.000-805.000	Solid Wast			WASTE MANAGEMENT RESIDENTIAL JULY 2010	0	7042937	08/18/2010	18,337.44	
101-528.000-805.000	Solid Wast			WASTE MANAGEMENT COMMERCIAL JULY 2010	0	7044208	08/18/2010	18,694.91	
101-528.000-806.000	Contracted			WASTE MANAGEMENT OF MICHIGAN ROLL OFF	0	7045979-1389-3	08/18/2010	101.00	
								Total Solid Waste	37,133.35
Dept: Parks & Recreation									
101-751.000-721.000	Health & L			BLUE CARE NETWORK OF MICHIGAN COV. PERIOD 9/1/-9/30/10	0	102250001912	08/18/2010	210.69	
101-751.000-722.000	Life & Dis			GADALETO, RAMSBY & ASSOCIATES BILLING PERIOD 9/1-10/1/10	0		08/17/2010	6.38	
101-751.000-970.000	Capital Im			ENVIRONMENTAL CONSULTING TECH REVISE PERMIT APPLICATION	0	102673	08/17/2010	4,891.00	
101-751.000-970.000	Capital Im			JJR, LLC MILL POND PK-PH 1 IMPROVEMENTS	0	76893	08/17/2010	35,900.00	

INVOICE APPROVAL LIST BY FUND

Date: 08/18/2010  
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Village of Dexter

Fund	Department	Account	GL Number	Vendor Name	Invoice Description	Check Number	Invoice Number	Due Date	Amount
Fund: General Fund									
Dept: Parks & Recreation									
		101-751.000-970.000	Capital In	JJR, LLC	MILL POND PK LAUNCH SITES	0	76894	08/17/2010	8,680.00
		101-751.000-977.000	Equipment	VICTOR STANLEY, INC.		0	SI16966	08/18/2010	432.00
		101-751.000-977.000	Equipment	SIGNS IN 1 DAY	MILL CREEK SIGN	0	19643	08/18/2010	388.00
		101-751.000-977.000	Equipment	VICTOR STANLEY, INC.	GARBAGE CAN	0	SI16966	08/18/2010	600.00
									-----
Total Parks & Recreation									51,108.07
Dept: Insurance & Bonds									
		101-851.000-721.001	Retiree He	BLUE CARE NETWORK OF MICHIGAN	COV. PERIOD 9/1/-9/30/10	0	102250001912	08/18/2010	1,474.13
		101-851.000-910.000	Work Comp	MICH. MUNICIPAL LEAGUE WORKER'	QUARTERLY PAYMENT	0	19780200	08/18/2010	2,936.07
									-----
Total Insurance & Bonds									4,410.20
									-----
Fund Total									144,249.03
Fund: Major Streets Fund									
Dept: Routine Maintenance									
		202-463.000-721.000	Health & L	BLUE CARE NETWORK OF MICHIGAN	COV. PERIOD 9/1/-9/30/10	0	102250001912	08/18/2010	1,095.61
		202-463.000-722.000	Life & Dis	GADALETO, RAMSBY & ASSOCIATES	BILLING PERIOD 9/1-10/1/10	0		08/17/2010	33.18
		202-463.000-910.000	Work Comp	MICH. MUNICIPAL LEAGUE WORKER'	QUARTERLY PAYMENT	0	19780200	08/18/2010	267.44
									-----
Total Routine Maintenance									1,396.23
Dept: Traffic Services									
		202-474.000-721.000	Health & L	BLUE CARE NETWORK OF MICHIGAN	COV. PERIOD 9/1/-9/30/10	0	102250001912	08/18/2010	337.11
		202-474.000-722.000	Life & Dis	GADALETO, RAMSBY & ASSOCIATES	BILLING PERIOD 9/1-10/1/10	0		08/17/2010	10.21
		202-474.000-910.000	Work Comp	MICH. MUNICIPAL LEAGUE WORKER'	QUARTERLY PAYMENT	0	19780200	08/18/2010	93.02
									-----
Total Traffic Services									440.34
Dept: Winter Maintenance									
		202-478.000-721.000	Health & L	BLUE CARE NETWORK OF MICHIGAN	COV. PERIOD 9/1/-9/30/10	0	102250001912	08/18/2010	674.22
		202-478.000-722.000	Life & Dis	GADALETO, RAMSBY & ASSOCIATES	BILLING PERIOD 9/1-10/1/10	0		08/17/2010	20.42
		202-478.000-910.000	Work Comp	MICH. MUNICIPAL LEAGUE WORKER'	QUARTERLY PAYMENT	0	19780200	08/18/2010	136.63
									-----
Total Winter Maintenance									831.27
									-----
Fund Total									2,667.84
Fund: Local Streets Fund									
Dept: Contracted Road Construction									
		203-451.000-803.000	Contracted	DEXTER MILL	SUPPLIES	0	4221	08/17/2010	142.00
		203-451.000-974.001	Other capi	DOUGLAS N. HIGGINS, INC	WATER SYSTEM IMPROVEMENTS	0		08/17/2010	88,018.08
									-----
Total Contracted Road Construction									88,160.08
Dept: Routine Maintenance									
		203-463.000-721.000	Health & L	BLUE CARE NETWORK OF MICHIGAN	COV. PERIOD 9/1/-9/30/10	0	102250001912	08/18/2010	337.11
		203-463.000-722.000	Life & Dis	GADALETO, RAMSBY & ASSOCIATES	BILLING PERIOD 9/1-10/1/10	0		08/17/2010	10.21
		203-463.000-802.000	Profession	GRIFFIN PEST CONTROL INC	REMOVAL WASP NEST	0	762784	08/17/2010	125.00
		203-463.000-910.000	Work Comp	MICH. MUNICIPAL LEAGUE WORKER'	QUARTERLY PAYMENT	0	19780200	08/18/2010	81.40
									-----
Total Routine Maintenance									553.72
Dept: Traffic Services									

INVOICE APPROVAL LIST BY FUND

Date: 08/18/2010  
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Village of Dexter

Fund	Department	Account	GL Number	Vendor Name	Check	Invoice	Due	Amount
			Abbrev	Invoice Description	Number	Number	Date	
<b>Fund: Local Streets Fund</b>								
<b>Dept: Traffic Services</b>								
		203-474.000-721.000	Health & L	BLUE CARE NETWORK OF MICHIGAN COV. PERIOD 9/1/-9/30/10	0	102250001912	08/18/2010	84.28
		203-474.000-722.000	Life & Dis	GADALETO, RAMSBY & ASSOCIATES BILLING PERIOD 9/1-10/1/10	0		08/17/2010	2.55
		203-474.000-910.000	Work Comp	MICH. MUNICIPAL LEAGUE WORKER' QUARTERLY PAYMENT	0	19780200	08/18/2010	29.07
								115.90
<b>Total Traffic Services</b>								
<b>Dept: Winter Maintenance</b>								
		203-478.000-721.000	Health & L	BLUE CARE NETWORK OF MICHIGAN COV. PERIOD 9/1/-9/30/10	0	102250001912	08/18/2010	168.56
		203-478.000-722.000	Life & Dis	GADALETO, RAMSBY & ASSOCIATES BILLING PERIOD 9/1-10/1/10	0		08/17/2010	5.10
		203-478.000-910.000	Work Comp	MICH. MUNICIPAL LEAGUE WORKER' QUARTERLY PAYMENT	0	19780200	08/18/2010	63.95
								237.61
<b>Total Winter Maintenance</b>								
<b>Fund Total</b>								<b>89,067.31</b>
<b>Fund: Equipment Replacement Fund</b>								
<b>Dept: Department of Public Works</b>								
		402-441.000-939.000	Vehicle Ma	BRIDGEWATER TIRE COMPANY, INC. REPAIR	0		08/17/2010	38.50
		402-441.000-939.000	Vehicle Ma	DIUBLE EQUIPMENT INCORPORATED EQUIPMENT	0	R78364	08/17/2010	974.10
		402-441.000-939.000	Vehicle Ma	PARTS PEDDLER AUTO SUPPLY JULY STATEMENT	0		08/18/2010	96.83
								1,109.43
<b>Total Department of Public Works</b>								
<b>Fund Total</b>								<b>1,109.43</b>
<b>Fund: DWRP Project Fund</b>								
<b>Dept: Capital Improvements</b>								
		404-901.000-970.000	Capital Im	DOUGLAS N. HIGGINS, INC WATER SYSTEM IMPROVEMENTS	0		08/17/2010	298,650.04
								298,650.04
<b>Total Capital Improvements</b>								
<b>Fund Total</b>								<b>298,650.04</b>
<b>Fund: Sewer Enterprise Fund</b>								
<b>Dept: Sewer Utilities Department</b>								
		590-548.000-721.000	Health & L	BLUE CARE NETWORK OF MICHIGAN COV. PERIOD 9/1/-9/30/10	0	102250001912	08/18/2010	5,156.30
		590-548.000-722.000	Life & Dis	GADALETO, RAMSBY & ASSOCIATES BILLING PERIOD 9/1-10/1/10	0		08/17/2010	123.78
		590-548.000-740.000	Operating	PARTS PEDDLER AUTO SUPPLY JULY STATEMENT	0		08/18/2010	2.18
		590-548.000-743.000	Chem Lab	HACH COMPANY CHEMICALS	0	6842832	08/17/2010	239.13
		590-548.000-743.000	Chem Lab	HACH COMPANY CHEMICALS	0	6836431	08/17/2010	228.48
		590-548.000-743.000	Chem Lab	KENCO, INC. CALGON	0	118273	08/17/2010	31.14
		590-548.000-743.000	Chem Lab	NORTH CENTRAL LABORATORIES CHEMICALS	0	273763	08/18/2010	173.84
		590-548.000-743.000	Chem Lab	NORTH CENTRAL LABORATORIES CHEMICALS	0	273342	08/18/2010	240.26
		590-548.000-743.000	Chem Lab	NORTH CENTRAL LABORATORIES CHEMICALS	0	273544	08/18/2010	143.47
		590-548.000-745.000	Uniform Al	CINTAS CORPORATION JULY STATEMENT	0		08/17/2010	123.25
		590-548.000-802.000	Profession	HURON RIVER WATERSHED COUNCIL FACILITATION SERVICES	0	1350	08/17/2010	1,400.00
		590-548.000-910.000	Work Comp	MICH. MUNICIPAL LEAGUE WORKER' QUARTERLY PAYMENT	0	19780200	08/18/2010	1,569.78
		590-548.000-920.000	Utilities	DTE ENERGY JULY BILLS	0		08/18/2010	5,644.00

INVOICE APPROVAL LIST BY FUND

Date: 08/18/2010  
 Time: 1:56pm  
 Page: 5

Village of Dexter

Fund	Department	Account	GL Number	Vendor Name	Check	Invoice	Due	Amount
			Abbrev	Invoice Description	Number	Number	Date	
Fund: Sewer Enterprise Fund								
Dept: Sewer Utilities Department								
		590-548.000-920.001	Telephones	NEXTEL COMMUNICATIONS ACCOUNT NO. 593543512	0	593543512-101	08/18/2010	108.05
		590-548.000-937.000	Equip Main	PARTS PEDDLER AUTO SUPPLY JULY STATEMENT	0		08/18/2010	33.38
								-----
Total Sewer Utilities Department								15,217.04
Dept: Long-Term Debt								
		590-850.000-996.007	SRF Intere	THE BANK OF NEW YORK MELLON NA SEWER LINING & EQ BASIN	0		08/18/2010	3,747.05
								-----
Total Long-Term Debt								3,747.05
								-----
Fund Total								18,964.09
Fund: Water Enterprise Fund								
Dept: Water Utilities Department								
		591-556.000-721.000	Health & L	BLUE CARE NETWORK OF MICHIGAN COV. PERIOD 9/1/-9/30/10	0	102250001912	08/18/2010	1,289.07
		591-556.000-722.000	Life & Dis	GADALETO, RAMSBY & ASSOCIATES BILLING PERIOD 9/1-10/1/10	0		08/17/2010	82.51
		591-556.000-745.000	Uniform Al	CINTAS CORPORATION JULY STATEMENT	0		08/17/2010	150.00
		591-556.000-751.000	Gasoline &	CORRIGAN OIL COMPANY GAS	0		08/17/2010	745.95
		591-556.000-910.000	Work Comp	MICH. MUNICIPAL LEAGUE WORKER' QUARTERLY PAYMENT	0	19780200	08/18/2010	636.64
		591-556.000-920.000	Utilities	DTE ENERGY JULY BILLS	0		08/18/2010	4,485.00
		591-556.000-920.001	Telephones	NEXTEL COMMUNICATIONS ACCOUNT NO. 593543512	0	593543512-101	08/18/2010	81.03
		591-556.000-955.000	Miscellaneous	KATHY WITHROW REFUND FOR WATER METER	0		08/18/2010	100.00
		591-556.000-961.000	Wellhead P	CARLISLE-WORTHMAN ASSOCIATES WELLHEAD PROTECTION MEETING	0		08/17/2010	75.00
								-----
Total Water Utilities Department								7,645.20
Dept: Capital Improvements								
		591-901.000-974.000	CIP Capita	DOUGLAS H. HIGGINS, INC WATER SYSTEM IMPROVEMENTS	0		08/17/2010	40,894.22
								-----
Total Capital Improvements								40,894.22
								-----
Fund Total								48,539.42
								-----
Grand Total								603,247.16



Temporary Sign Request - Village Property

ITEM 1-2

Examples of Village Property include public parks, the area between the sidewalk and the curb, public plaza areas, and Village facilities.

Name of Organization: CONNECTIONS Church

The organization qualifies as: non-profit charitable educational religious

Contact Person: RONALD GELAIDE

Organization Address: 2822 BAKER DEXTER MI 48130

Contact Phone/E-mail: 734 645-6710

Reason for Request: SIGNS TO DIRECT PEOPLE TO MILL CREEK SCHOOL ON SUNDAYS

Dates Requested: SUNDAYS - Post in Am & remove by 1PM

Number of Signs Requested\*\* 4 (18x24) Size\*\* \_\_\_\_\_

\*\*The Village's goal is to limit the number of signs and locations used for temporary signage. If the request exceeds five (5) signs and/or includes a sign larger than 18" x 24" please use the back of the form to explain why you need to exceed the guidelines.

Sign Locations: Select all that apply:

- Entrances to the Village - Baker, Central, Dexter Ann Arbor, Main St (3) Baker + Don Hoey
- Baker/Main (2) (4) Don Hoey + Dexter Ann Arbor
- Monument Park
- Near Each of the Five Schools - MILL CREEK only (1)
- Other - please explain in detail: \_\_\_\_\_

By signing this application I understand/agree that:

- 1 - The signs must be approved by Village Council before they are posted.
- 2 - My request must be received at least three (3) weeks prior to the starting date of the request. (Village Council meets on the second and fourth Monday of every month and the request must be submitted by the Monday before the meeting)
- 3 - Placing the signs prior to Council approval is grounds for the request to be denied.
- 4 - The signs will be removed within 24 hours of the end of the approved period.

Ronald Gelade  
Signature of Applicant

8/16/10  
Date

Date Received: 8/16/10 Date Approved by Council: \_\_\_\_\_

2010 Temporary Sign Requests

	Name of Group	Dates	Number Approved	Approval Date	Locations		Name of Group	Dates	Number Approved	Approval Date	Locations
January	Friends of the Library - Book Sale	7-9	9 - 18" x 24"	12/14/2009	1,4,16,17,18 19(2), 20(2)						
						June Cont.	Encore Theatre - Intermittent	May 17-20	2 sandwich 3 directional	11/23/2009	15,16
February	Knights of Columbus - Rummage Sale	Jan 26-7	6 - 18" x 24"	1/25/2010	1,2,5,6,10,11		Dexter Soccer Club	May 28 - 12	5 - 18" x 24"	5/24/2010	10,4,5,11,32
	Friends of the Library - Book Sale	4-6	9 - 18" x 24"	12/14/2009	1,4,16,17,18 19(2), 20(2)		St. Andrews - Rummage Sale	1-12	2 - 36" x 24" 6 - 18" x 24"	5/24/2010	2,10,8,5,22,29,30
	Encore Theatre - Intermittent	4-21	2 sandwich 3 directional	11/23/2009	15,16		Friends of the Library - Book Sale	3-5	9 - 18" x 24"	12/14/2009	1,4,16,17,18 19(2), 20(2)
	Community Band - Concert	17-28	4 - 2' x 4'	2/8/2010	2,3,4,5		Community Orchestra - Concert	8-18	3 - 3' x 4'	3/8/2010	4,5,9
							Relay for Life	19-27	5 - 18" x 24"	6/14/2010	1, 2, 4, 5, 10
March	Community Orchestra - Concert	Feb 24 - 7	4 - 3' x 4'	12/28/2009	2,4,5,9		Boy Scouts - Rummage Sale	23-26	3 - 4' x 5'	5/10/2010	1,10,7
	Friends of the Library - Book Sale	4-6	9 - 18" x 24"	12/14/2009	1,4,16,17,18 19(2), 20(2)						
	Knights of Columbus - Fish Fry	9-26	5 - 18" x 24"	3/8/2010	1,5,6,7,10	July	St. Josephs - Summer Festival	June 28-19	1 - 4' x 4'	6/28/2010	5
April	Friends of the Library - Book Sale	1-3	9 - 18" x 24"	12/14/2009	1,4,16,17,18 19(2), 20(2)	August	Alpha Coney - Cancer Fundraiser	July 27-3	5 - 18" x 24"	7/26/2010	1,4,21,7,2
	Encore Theatre - Intermittent	March 15-18	2 sandwich 3 directional	11/23/2009	15,16		St. Andrews - Ice Cream Social	July 26-5	2 - 36" x 24" 3 - 18" x 24"	7/12/2010	1, 2, 6, 8, 10
	St. Andrews - Dinner	4-8	1 - 24" x 36"	3/22/2010	8		Encore Theatre - Intermittent	July 19-22	2 sandwich 3 directional	11/23/2009	15,16
							Dexter Daze	July 30-15	5 - 18" x 24"	5/24/2010	5,2,10,4,1
	Historical Society - Art Fair	4-17	6 - 28" x 25"	2/8/2010	1,5,7,10,12,13		Friends of the Library - Book Sale	12-14	9 - 18" x 24"	12/14/2009	1,4,16,17,18 19(2), 20(2)
	Dexter High Drama - Play	15-25	1 - 4' x 8" 5 - 3' x 3'	4/12/2010	3		Lion's Club Leos - Senior Center Fundraiser	14-28	5 - 24" x 14"	7/26/2010	4,34,1,35,10
	United Methodist - Rummage Sale	17-26	3 - 24" x 36"	3/22/2010	1,2,4,6,7,10,21						
	Community Band - Concert	14-25	4 - 18" x 24"	2/8/2010	2,3,4,5	September	St. Andrews - Dinner	4-8	1 - 24" x 36"	3/22/2010	8
							United Methodist - Rummage Sale	17-27	3 - 24" x 36" 4 - 18" x 24"	3/22/2010	1,2,4,6,7,10,21
	St. Andrews - Blood Drive	19-26	4 - 2' x 4'	2/8/2010	2,3,4,5		St. Andrews - Blood Drive	20-27	2 - 28" x 22"	4/12/2010	8, 22
May	Historical Society - Quilt Show	April 16-2	2 - 28" x 22"	4/12/2010	8, 22						
	Friends of the Library - Book Sale	April 29 - 1	4 - 21" x 24"	4/12/2010	1,5,6,10 1,4,16,17,18 19(2), 20(2)	October	Friends of the Library - Book Sale	Sept 30 - 2	9 - 18" x 24"	12/14/2009	1,4,16,17,18 19(2), 20(2)
	St. Andrews - Dinner	2-6	1 - 24" x 36"	3/22/2010	8		St. Andrews - Dinner	3-7	1 - 24" x 36"	3/22/2010	8
	Community Orchestra - Concert	12-23	4 - 3' x 4'	12/28/2009	2,4,5,9	November	St. Andrews - Dinner	Oct 31 - 4	1 - 24" x 36"	3/22/2010	8
	ACH - Songs, Slams, Smores	22	1 - 3' x 2'	5/10/2010	26		Friends of the Library - Book Sale	4-6	9 - 18" x 24"	12/14/2009	1,4,16,17,18 19(2), 20(2)
	Dexter Lions - White Cane Week	28-29	5 - 16"x30"	4/26/2010	23,24,25,10,16						
June	Dexter Garden Club - Garden Walk	May 25-5	5 - 24" x 36"	5/24/2010	1,9,2,33,28	December	St. Andrews - Dinner	Nov 28 - 2	1 - 24" x 36"	3/22/2010	8
	Community Garden	May 25 - 15	2 - 18" x 24"	5/24/2010	31		Friends of the Library - Book Sale	2-4	9 - 18" x 24"	12/14/2009	1,4,16,17,18 19(2), 20(2)
	Dexter Chamber - Summer Music	May 21-7	1 - 8' x 3'	5/10/2010	1						

Location Listing: 1 - Baker/Main, 2 - Central/Mill, 3 - Dexter Ann Arbor/Copeland, 4 - Main/Alpine, 5 - Baker/Cemetery, 6 - Monument Park, 7 - Creekside, 8 - 7610 Dexter Ann Arbor, 9 - Peace Park, 10 - Dexter Ann Arbor/Limits, 11 - Cornerstone, 12 - Bates, 13 - 3443 Inverness, 14 - 7720 Ann Arbor Street, 15 - S. Main/Broad, 16 - N. Main/Broad, 17 - Edison/Ann Arbor Street, 18 - Dover/Fifth, 19 - Central/Fifth, 20 - Broad/Fifth, 21 - Mill Creek Middle School, 22 - Fourth/Inverness, 23 - Dexter Bakery, 24 - Lighthouse, 25 - Dexter Pharmacy 2, 26-Warrior Creek Park Driveway, 27-Dexter Flowers, 28-Terry B's, 29-7795 Ann Arbor St, 30 - 7915 Fourth, 31 - 7651 Dan Hoey, 32 - Wylie, 33-Lions Park, 34-Lions Park, 35-Dexter Crossing Entrance

\*\*The Senior Center had signage approved on March 8 however they have informed the Village that they will not be putting out the sign.

\*\*The Dexter Farmers Market received permission to place 8 signs on Tuesday & Saturday during the hours of the Market.

AGENDA 8-23-10

ITEM K-1

## VILLAGE OF DEXTER

[ddettling@villageofdexter.org](mailto:ddettling@villageofdexter.org)

8140 Main Street Dexter, MI 48130-1092

Phone (734)426-8303

Fax (734)426-5614

### MEMO

**To: President Keough and Council**  
**From: Donna Dettling, Village Manager**  
**Date: August 23, 2010**  
**Re: PRELIMINARY Cost Range Fire Facility**

The attached information is a preliminary effort to provide baseline cost data for a stand alone Fire Facility. I'm looking for opinions on what's provided so far and any additional information that you believe will help further this discussion. I'm planning to research other Fire Departments built in the past 5 to 10 years, for example Superior Township, and Plymouth. Let me know if there are others you are aware of. The research will determine when it was built, construction type and cost.

If it would be useful, I'd like to work with Rich Henes to identify all the different construction types that could apply for a Fire Department building. For example, a Basic construction like the DPW, or Brick construction, or a pre-fabricated construction, and determine the average cost per square foot for each of these construction types. I would keep the cost of Mr. Hene's services to \$1,000 or less.

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### MEMO

**To: President Keough and Council**  
**From: Donna Dettling, Village Manager**  
**Date: August 23, 2010**  
**Re: PRELIMINARY Cost Range Fire Facility**

At the July 12, 2010 meeting, Council requested baseline or cost range data for a stand alone Fire Facility. Chief Yates was asked to provide input on the subject. A memo from Chief Yates is attached. Chief Yates stressed to me when he dropped off the memo that the Hamburg Fire Facility is way beyond what the Dexter Area Fire Department needs. The drawing Chief Yates dropped off was too large for the copier, so I wasn't able to reproduce it for the packet, but I will bring it to the meeting. A picture of the facility is attached. The Hamburg Facility is 16,488 S.F. with a price tag of \$1.8 million. This is approximately \$110/S.F.

I researched the Webster Facility Grant and found that they were proposing a 9,600 S.F. facility and expected to pay \$1.5 million or approximately \$160/S.F., which includes everything but the purchase of property.

I also dug up the Steve Brouwer proposed layout for Village offices and Fire Department that he put together for Council in 2006. The floor plan lay out is attached for your review. I'll bring the full size plan sheet to the meeting. The total area of the proposed facility is 15,000 S.F., but the DAFD would need less than that, maybe half or around 7,000 S.F. The cost per square foot Steve proposed for the building is a minimum of \$150/S.F. and a maximum of \$175/S.F., which doesn't include property purchase, furniture, telephone system, computer wiring, or security system. The building cost would be a minimum of \$1,050,000 up to a maximum of \$1,225,000.

A baseline cost per square foot could range between \$110 to \$175. It is more difficult to pin down how many square feet will be needed to adequately serve the needs of the DAFD. If I use a range of 5,000 to 7,000 S.F., at the low end of the cost per square foot (\$110), we're looking at \$550,000 to \$770,000. If we use the top end of the cost per square foot (\$175), we could expect to pay \$875,000 to \$1,225,000.

The Bond scenario laid out at the last meeting to sell \$2 million in bonds after May 2012, pay off the current GO Bond \$700,000 and use the remaining \$1.3 million to build a new Fire Department could be feasible. The timeline to move forward with a plan for fire facilities must consider potential changes to the service area, membership changes to the DAFD and the possibility of staff deployment to other substations.

Date: August 13, 2010

To: Donna Dettling, Manager  
Village of Dexter

From: Loren Yates, Chief  
Dexter Area Fire Department

Donna,

In response to your request for an analysis of cost and design requirements for a proposed replacement fire hall for the Dexter Area Fire Department in the Village of Dexter, I submit the following.

It is difficult at this time to establish precise requirements due to the ongoing discussions regarding the merger with Scio Fire Department, and also the possible changes to the boundaries of the service area for DAFD.

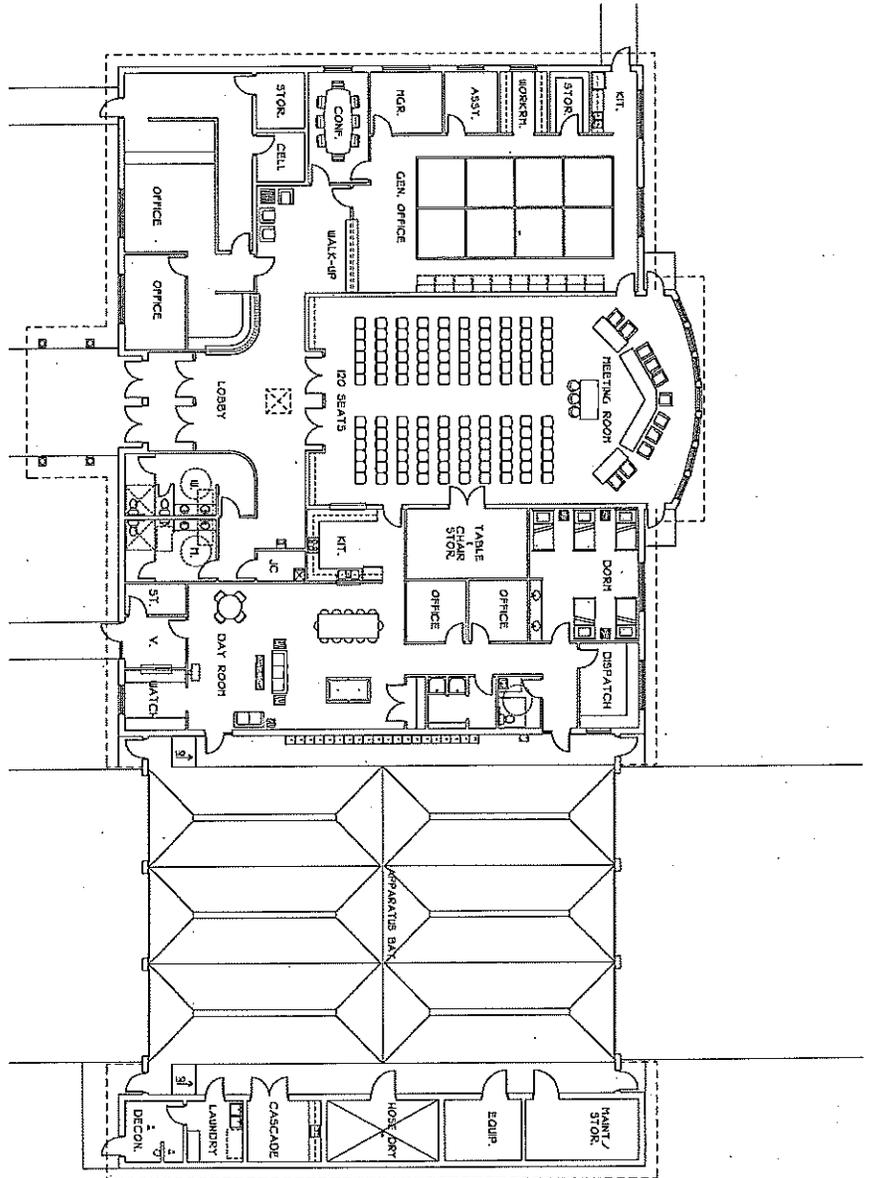
As a reference point, new construction completed in surrounding fire districts for their new stations range from 1.3 to 1.8 million dollars, and do not include the purchase price of the property. Much of the costs involved will also be determined by the site purchased by the Village. The current tentative location selected by the Village creates some concerns due to its location adjacent to local schools. This will affect the movement of emergency vehicles due to the additional caution required because of children, buses and parents accessing the schools. I have always maintained the best location for a new station is the tip of the property across from Westridge, near the railroad tracks. This location affords quick exit to entire DAFD service area, and maintains local visibility.

Recently Assistant Chief Bob Wagner and I visited the Hamburg Fire Department and Chief Doug Berry discussed the process they went through to complete their new hall in 2009. We toured the facility with him, and he provided a copy of the plan they utilized. Although it is not a construction copy, I have enclosed a copy of their plan for your review. This design is for a building of about 16,000 square feet. Chief Berry stated that to complete their project they had a 2.5 million dollar Bond. From that bond they spent \$600,000.00 on the lot, and spent \$1.8 million dollars for construction, finishes and equipment, leaving \$100,000.00.

I would like to note that the plan is an example of what could be considered for DAFD, and has room for adjustments. As an overview, this plan has 4 drive through bays, separate men's and women's dorms & showers, locker room, day/training room, airfill station, maintenance shop, tool & general storage, offices, and reception area. Chief Berry noted that this plan affords plenty of light into the building, and is energy efficient. This particular plan would be what I would consider at the high end of design needs, however it is a foot print that can easily be modified to fit our needs.

A plan of this nature would serve well into the future needs of the department, and the design would fit well with the other buildings recently constructed in the community .





SCALE: 3/32" = 1'-0"



P2  
03103

NEW OFFICE COMPLEX STUDY for  
**A.R. BROUWER CO.**  
 DEXTER, MICHIGAN  
**FLOOR PLAN**

dr: RJK  
 ck: XXX  
 pp: XXX  
 1-14-04  
 1-09-04  
 ddk

REVIEW  
 REVIEW  
 ISSUED FOR

consultant

**Lindhout Associates**  
 architects aia pc  
 10455 eitelan drive, brighton, michigan 48115-9510  
 www.lindhout.com (810)227-5658 fax:(810)227-5655





AGENDA 8-23-10  
ITEM L-1

## VILLAGE OF DEXTER

8140 Main Street Dexter, MI 48130-1092

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Phone (734)426-8303

Fax (734)426-5614

### MEMO

**To: President Keough and Council**  
**From: Donna Dettling, Village Manager**  
**Date: August 23, 2010**  
**Re: Discussion Item L-1**  
**Restoration of Water Main Project Area**

Several items to discuss:

- Restoration of washed out areas
- Parking on the areas of the right-of-way while we are attempting to restore them
- ADA ramp locations
- Widening the asphalt near the group mailboxes on Inverness so residents don't have to drive on the grass as they approach the mailbox
- Consistency of asphalt drive approaches to driveways and alleys

Chris Donajkowski of OHM is working on a punch list to close out the Water Main Project. We plan to meet next week to review his punch list and discuss additional segments of the project area that do not meet our expectations.





**VILLAGE OF DEXTER - COMMUNITY DEVELOPMENT OFFICE**

8140 Main Street • Dexter, Michigan 48130-1092 • (734) 426-8303 • Fax (734) 426-5614

AGENDA 8-23-10

ITEM L-2

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**Memorandum**

To: Village Council and President Keough  
Donna Dettling, Village Manager

From: Allison Bishop, AICP, Community Development Manager

Re: PLANNING COMMISSION RECOMMENDATION  
Article 7, Sign Ordinance Amendments

Date: August 23, 2010

---

Over the past few months the Planning Commission has discussed potential amendments to the sandwich board sign ordinance within Article 7. On July 12, 2010 the Village Council received a recommendation from the Planning Commission to adopt the proposed amendments. Council reviewed the amendments and requested that the Planning Commission consider the amendments again and reviewed the temporary sign provisions again. At the August 2, 2010 planning Commission meeting the ordinance amendments were reviewed again. The Planning Commission specifically reviewed the temporary sign provisions and the change in procedure of authorizing temporary signs, specifically the change from Council to administrative approval. The Planning Commission reaffirmed their recommendation and was comfortable with the amendments as recommended. The memo presented to the Planning Commission is attached for your review. The memo outlines the temporary sign procedures for various types of signs and highlights the proposed amendments.

**ADDITIONAL INFORMATION**

Staff has also been contacted by a resident regarding his concerns over the use of sidewalk signs. Some of the points that were raised include the use of temporary signs for this temporary in nature. Temporary being a sales, events, service, etc, not announcements such as OPEN. Also, that sidewalks should be used for pedestrians not signs. All other concerns are addressed within the ordinance.

**SUGGESTED MOTIONS**

Per Section 23.06, Criteria for Amendment to the Zoning Ordinance Text and the Planning Commission's recommendation, the Village Council approves the proposed amendments to Article 7, Signs due to factors deemed appropriate by the Planning Commission and Zoning Board of Appeals and to promote the implementation of the goals and objectives of the Master Plan.

OR

Based on the information presented at the meeting the Village Council moves to **postpone** the recommendation for the proposed amendments to Article 7, Signs until \_\_\_\_\_ **(DATE)** \_\_\_\_\_ to allow more time for the following:

1. \_\_\_\_\_
2. \_\_\_\_\_

Please feel free to contact me prior to the meeting with questions.

Thank you.



## Memorandum

To: Planning Commission  
Donna Dettling, Village Manager  
From: Allison Bishop, AICP, Community Development Manager  
Re: Article 7, Sign Ordinance  
Date: August 2, 2010

---

The Planning Commission has been reviewing Article 7, Signs, since the May meeting. On July 6, 2010 the Planning Commission held a public hearing and recommended approval of the amendments to Article 7, Signs, of the Village of Dexter Zoning Ordinance.

The Village Council reviewed the proposed amendments at the July 12<sup>th</sup> meeting and moved to send the ordinance back to the Planning Commission for further review of the amendments. Specifically the amendments proposed to the temporary sign section.

Over the past few months Council and staff have developed a procedure for regulation of the temporary signs within the Village. Contact has been made with all, or most, temporary sign users and informed them of the policies and procedure necessary to use temporary signage in the Village. A form has been developed, attached, and limitations have been added to the ordinance. The procedure is working well and at this time it is recommended that the procedure be removed from Council authorization and reviews and approvals handled administratively.

Currently the following approvals are required:

Commercial advertising banner – administrative  
Banner over the road – administrative  
Sandwich Board sign – administrative  
Temporary signs in right-of-way – Council

As proposed all approvals will be administrative, unless otherwise specified. Approvals will be granted based on applications and procedures included in the packet for your review.

Please review the entire ordinance and provide me with questions, concerns or comments ASAP so that I can be prepared to address your issues and that you have ample time to understand the ordinance.

The proposed ordinance amendments included:

1. Portable and temporary signs amendments
2. Clarifying permit exemptions, including banner signs installed by the Village.
3. Ground sign setbacks for signs within the CBD and VC Districts changing from 15 feet to 5 feet.
4. Amending ground sign size within the VC District from 30 feet to 25 feet or maximum.

5. Temporary Signs include numerous revisions, including:
  - a. Construction sign setbacks from 25 to 15 feet.
  - b. Construction visibility signage allowed only during construction, 6 months removed. Council extension removed, only allowed during construction.
  - c. Banner size changed from 16 feet to 20 feet.
  - d. Sandwich Board sign regulations significantly revised, including, but not limited to location of signs, number of signs per building, private and common area use of sandwich board signs, permitting of sandwich board signs, attached.
  - e. Community Special Event banners – as permit required, attached.
  - f. Institutional signs – amended to remove approval from Council and change it to administrative approval in accordance with permit requirements, definition of institutional signs and permit attached.
  - g. Location of temporary signs revised from 15 to 5 feet and public property added to placement provisions.
  - h. Duration of display for temporary signs, including banners, revised to be 10 days within a 30 day period, day must not be consecutive, permit attached.
6. Signs permitted within the right of way, community special event and institutional signs added in accordance with ordinance.
7. Other formatting revisions.

**SUGGESTED MOTIONS**

Per Section 23.06, Criteria for Amendment to the Zoning Ordinance Text, the Public Hearing held by the Planning Commission on July 6, 2010, and subsequent review of the ordinance on August 2, 2010, the Planning Commission **recommends** that the Village Council amend Article 7, Signs due to factors deemed appropriate by the Planning Commission and input from the Zoning Board of Appeals to promote the implementation of the goals and objectives of the Master Plan.

OR

Based on the information presented at the meeting and July 6, 2010 Public Hearing the Planning Commission moves to **postpone** the recommendation for the proposed amendments to Article 7, Signs until \_\_\_\_\_ **(DATE)** \_\_\_\_\_ to allow more time for the following:

1. \_\_\_\_\_
2. \_\_\_\_\_

Please feel free to contact me prior to the meeting with questions.

Thank you.

## **Article VII SIGN REGULATIONS**

### **Section 7.01 INTENT.**

(1) It is the intent of this section to ensure the effective use of signs as a means of communication in the Village; to maintain and enhance the esthetic environment; to improve pedestrian and traffic safety; to minimize the adverse effect of signs on nearby public and private property; and to enable the fair and consistent enforcement of these sign restrictions. This section is intended to allow a variety of types of signs in commercial and industrial zones, a limited variety of signs in other zones, and other incidental signs.

(2) In the application of this Ordinance, it is the intent to protect the public welfare and to enhance the appearance and economic value of the landscape by providing that signs:

- A. Do not create a nuisance to persons using the public right-of-way.
- B. Do not constitute a nuisance to occupancy of nearby property by their brightness, size, height, or movement.
- C. Are not detrimental to land or property values.

(3) A sign may be established or maintained in the Village only in conformance with the standards, procedures, exemptions, and other requirements of this ordinance.

### **Section 7.02 GENERAL CONDITIONS.**

(1) **LOCATION:** All signs must direct attention to a business or profession conducted on the premise or to a commodity, service, or entertainment primarily sold, offered, manufactured, processed, or fabricated thereon unless specified elsewhere in these regulations.

(2) **ILLUMINATION:**

- A. No sign shall be illuminated by other than electrical means.

- B. The light from illuminated signs shall be directed in a manner that will not interfere with vehicular traffic or with the enjoyment or use of adjacent properties, nor directly shine onto adjacent or abutting properties. Illuminated signs adjacent to residentially zoned or used property shall be designed and maintained such that illumination levels do not exceed 0.1 foot-candle along the adjacent property line. All externally illuminated signs shall have a shielded light fixture.
- C. No sign shall have blinking, flashing, or fluttering lights or other illuminating devices which have a changing light intensity, brightness or color, or which are so constructed and operated as to create an appearance or illusion of writing or printing, except that movement showing the date, the time and the temperature exclusively may be permitted.
- D. No exposed reflective type bulbs and no strobe lights or incandescent lamps shall be used on the exterior surface of any sign so as to expose the face of the bulb, light or lamp to any public street or adjacent property.
- E. The illumination provisions above shall not apply to sign lighting systems owned or controlled by any public agency for the purpose of directing traffic.
- F. Neon lighting is prohibited outside of the sign structure and shall not be permitted as accent lighting along a building wall or window.
- G. Awning signs shall not be "back-lit".

(3) **PROHIBITED SIGNS:** All signs not expressly permitted under this Ordinance are prohibited in the Village. Such prohibited signs include, but are not limited to, the following:

- A. Beacons;
- B. Pennants;
- C. Portable Signs, ~~except as otherwise permitted by ordinance;~~
- D. Roof Signs;
- E. Inflatable signs and tethered balloons.
- F. Animated signs including: signs containing flashing, intermittent or moving lights or with moving or revolving parts. This provision is not intended to exclude those signs which give the time or temperature, provided no other animated messages are displayed.

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- G. Signs affixed to trees, rocks, shrubs or natural features, provided, signs denoting a site of historic significance may be allowed.
- H. Signs which imitate traffic signals, traffic direction signs, or similar traffic control devices or signs which make use of words such as "Stop", "Look", "Danger", or any other words, phrases, symbols or characters, in such a manner as to interfere with, mislead or confuse traffic.
- I. Permanent signs (other than those erected by a public agency) which are located within or overhang the public right-of-way or on public property unless specified elsewhere in these regulations.
- J. Any strobe, flashing, or oscillating lights either from the interior or exterior of a building.
- K. Moving signs. Except as otherwise provided in this section no sign or any portion thereof shall be permitted which moves or assumes any motion constituting a non stationary or fixed condition except for the rotation of barber poles, and except currently licensed vehicles and trailers which have painted upon them in a permanent manner the name of the product which they deliver and/or the name and address of the owner.
- L. Abandoned signs. Signs that advertise an activity, business, product or service no longer conducted or available on the premises on which the sign is located shall be prohibited.
- M. Signs which emit audible sound, odor or visible matter.
- N. Exterior string lights used to advertise a commercial premises.
- O. Any sign erected on a tree or utility pole except signs of any political subdivision of this state.
- P. Awning signs with rear illumination.

**(4) EXEMPT FROM PERMITS**

- A. Incidental signs or directional signs which are intended to direct the flow of pedestrian and vehicular traffic on private property. Incidental signs shall not exceed two (2) square feet in area per side and four (4) feet in height, shall contain no advertising other than the name of the business and may be illuminated.
- B. Signs erected for traffic safety purposes by public road agencies.

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- C. Federal, State, County, or Local required signs on private property not to exceed six (6) square feet.
- D. Real estate signs subject to the provisions of this ordinance.
- E. Changing of advertising copy or message on a theater marquee or similar approved signs which are specifically designed for the use of replaceable copy.
- F. Painting, repainting, cleaning, and other normal maintenance and repair of a sign or any sign structure unless a structural change is made.
- G. Integral signs, not to exceed a maximum area of six (6) square feet.
- H. Paper notices placed on kiosks as approved by the Village.
- I. Authorized signs of the state or a political subdivision of the state.
- J. Flags bearing the official design of a nation, state, municipality, educational institution, church or fraternal organization. Flags bearing the official seal or emblem of a company or corporation including related slogans, messages or graphics. Zone lots shall be limited to four (4) of the above flags (one (1) flag per one (1) flag pole). When the site plan review is required, the location of flag poles shall be indicated on the site plan and shall meet the minimum fifteen (15) foot setback required for all signs to adjacent property lines. Flags shall be limited to 40 square feet each.
- K. Permanent signs on vending machines or ice containers indicating only the contents of such devices and no commercial message provided that such devices must be located within ten (10) feet of the building.
- L. Business signs containing information on credit cards, business affiliations, hours of operation, open/closed, etc. The combined area of all such signs shall not exceed four (4) square feet and shall be included in the maximum window coverage calculation.
- M. Banner signs installed by the Village, intended to announce civic activities, promote general business interests, or otherwise convey public information. Such signs shall be attached top and bottom (or two [2] sides) to permanent structural members on a post or building erected for another purpose. Such signs require the permission of the Village Manager.
- N. Political Signs subject to the provisions of this ordinance.

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**Section 7.03 GROUND SIGNS.**

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(1) GENERAL REQUIREMENTS:

- A. Within all non-residential zoning districts, only one (1) ground sign shall be permitted per zoning lot. If the frontage of a zoning lot exceeds four hundred (400) linear feet along a single street frontage two (2) such ground signs may be permitted. One (1) additional ground sign may be permitted at a secondary entrance if it is not located on the same street as the primary entrance. Maximum sign area is provided in "Table A" found in the following pages.
- B. Within all residential zoning districts, only one (1) ground sign shall be permitted at the primary entrance for the purpose of identifying a subdivision, site condominium, multiple family development, or mobile home park.
- C. Within all residential zoning districts, only one (1) ground sign shall be permitted per zoning lot for the purpose of identifying a non-residential special land use. One (1) additional ground sign may be permitted at a secondary entrance if it is not located on the same street as the primary entrance. Size and location shall be determined during site plan review. Maximum area is provided in "Table A" below.
- D. One freestanding identification sign stating the name of a business center and major tenants therein may be erected for a shopping center, office park, industrial park or other integrated group of stores, commercial buildings, office buildings or industrial buildings. The sign area shall not exceed one (1) square foot per front foot of building or buildings for which it is erected; however, such signs shall not exceed sixty (60) square feet in area. Such signs may be up to ten (10) feet in height. If the lot fronts on two (2) or more collector or arterial streets one (1) such sign may be permitted for each frontage.
- E. Within all PUD Districts, the number and size and location of ground signs shall be determined by the intended use of the premises, subject to the review and approval of the Village during PUD plan review.
- F. Ground signs shall be set back a minimum of ten (10) feet from all road rights-of-way and shall be located no closer than fifteen (15) feet from the edge of the principal entrance driveway and all property lines. Ground signs within the Central Business District (CBD) and the Village Commercial District (VC) may be setback a minimum of five (5) feet from all road rights-of-way to promote the pedestrian scale, visual consistency and the historic character of the districts and given of visibility limitations from the on street parking.

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G. All internally illuminated ground signs shall have a background darker than the lettering. If a ground sign has an opaque background and only the letters are illuminated a ground sign may have a non-illuminated light background.

H. The support structure for a ground sign shall not exceed twenty five (25) percent of the maximum permissible area of the sign measured by viewing the elevation of the sign perpendicular to the sign face, unless otherwise approved during the site plan review process.

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J. Up to two (2) incidental business signs (menu boards) shall be permitted for businesses with a drive-through component. Such signs shall not exceed fifteen (15) square feet in area per sign, per face or six (6) feet in height and shall be located only on internal drives to serve the drive-thru portion of the development.

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(2) **MAXIMUM HEIGHT AND AREA REQUIREMENTS FOR GROUND SIGNS SHALL BE APPLIED WITHIN EACH ZONING DISTRICT ACCORDING TO THE FOLLOWING SCHEDULE.** The maximum height and area for ground signs within business centers are pursuant to paragraph (D) above:

Table A - Ground Signs.

District	Max. Height (ft.)	Maximum Area (sq. ft.)	
		Per Side	Total
R-1A	4 ft	20 s.f.	40 s.f.
R-1B	4 ft	20 s.f.	40 s.f.
R-3	4 ft	20 s.f.	40 s.f.
VR	4 ft	20 s.f.	40 s.f.
C-1	6 ft	42 s.f.	84 s.f.
VC	6 ft	25 s.f.	50 s.f.
CBD	6 ft	25 s.f.	50 s.f.
PB	6 ft	42 s.f.	84 s.f.
RD	4.5 ft	48 s.f.	96 s.f.
I-1	4.5 ft	48 s.f.	96 s.f.
PP	4 ft	32 s.f.	64 s.f.

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**Section 7.04 BUILDING SIGNS.**

(1) **GENERAL REQUIREMENTS:**

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- A. Within all non-residential zoning districts, a combination of building signs may be established not to exceed the maximum sign area per "Table B" for each zoning lot (for a single business).

Signs for multiple tenant shopping centers or multi-tenant buildings shall not exceed one (1) square foot of sign area per one (1) lineal foot of building frontage per tenant.

The following sign standards shall apply to buildings which contain more than one (1) business, but where all businesses share a common building entrance or entrances (for example, an office building or other type of building where access to individual tenant space is off an interior common hallway or atrium) in the CBD district. These types of buildings shall divide the total permitted wall signage area between all the tenants, but each business shall be permitted one wall sign. Maximum area shall not exceed that provided in Table B.

In addition, multiple-tenant buildings shall be permitted one wall directory sign, intended to identify all of the building occupants. The total area of this directory sign shall not exceed twelve (12) square feet, with each tenant limited to one square foot. This sign shall be non-illuminated and shall be mounted on the entrance door or on the wall next to the entrance

- B. Within all PUD Districts, the number and size of wall signs shall be determined by the intended use of the premises, subject to the review and approval of the Village, during PUD plan review.
- C. One (1) projecting sign may be permitted for each first-floor business within the CBD Central Business District. The projecting sign may be a maximum of eight (8) s.f. in area (each side) and shall be included in the total amount of signs permitted for the subject building. Changeable copy shall not be permitted as a part of projecting signs. Projecting signs must provide a clear distance of nine (9) feet from the sidewalk or private drive or parking lot to the bottom edge of the sign. Projecting signs may extend over abutting sidewalk, but shall not extend over public or private roadways, or parking areas unless approved by the Village as a part of the sign permit. The leading edge of a projecting sign shall not extend more than four (4) feet from the face of the building that it is attached to. The maximum height of a projecting sign shall be fifteen (15) feet from the street to highest part of the sign.

- D. Within the CBD (Central Business District) and the VC (Village Commercial District) signs are intended to promote the pedestrian scale, and to ensure the visual consistency between signs and the historic character of the districts. No sign shall be erected in the CBD or VC in any manner that will obstruct any architectural details of a building. Signs

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within the CBD and VC may be internally illuminated channel letter signs or box signs only when the signs have a background darker than the light colored message.

- E. Building signs are not permitted above the first floor. Signs are permitted in the second story windows only in the Central Business District (CBD).
- F. Awnings must be over doorways or windows. Awning signs and awning shall be limited to three (3) colors. Black and white are defined as colors. Awnings with graphics will be considered an awning sign and may not exceed the allowable square footage of signage.

**(3) MAXIMUM AREA REQUIREMENTS FOR BUILDING SIGNS SHALL BE APPLIED WITHIN EACH ZONING DISTRICT ACCORDING TO THE FOLLOWING SCHEDULE:**

**Table B – Building Signs.**

District	Area (s.f.) per One (1) Foot of Building Frontage	Maximum Area in s.f.
R-1A	N/A	3 s.f.
R-1B	N/A	3 s.f.
R-3	N/A	3 s.f.
VR	0.5	12 s.f.
C-1	1	42 s.f.
VC	1	30 s.f.
CBD	1	42 s.f.
PB	1	42 s.f.
RD	1	20 s.f.
I-1	1	20 s.f.
EP	N/A	N/A
PP	N/A	N/A

**SECTION 7.05 OUTDOOR ADVERTISING SIGN (OFF-SITE OR BILLBOARD SIGN).**

- (1) Outdoor advertising signs are permitted only on undeveloped and vacant unimproved lots in I-1, district, and shall be considered the principal use of such lots. Such signs shall not be placed on a lot with any other building thereon, and no structure shall be placed on a lot on which such sign is located.
  - A. One billboard sign shall be permitted per lot.

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- B. No such sign shall have a total area in excess of three hundred (300) square feet per sign face.
- C. It shall have a minimum clearance of ten (10) feet and a maximum clearance height of twenty-two (22) feet, from average grade as calculated within a sixty (60) foot radius from the base of the sign.
- D. It shall not be closer than one thousand (1000) feet to any other billboard signs on the same side of the right-of-way.
- E. The setback of the billboard sign shall be fifty (50) feet from the edge of the right-of-way.
- F. Any billboard sign shall be situated on the property so as to:
  - 1). Maximize motor vehicle sight distance, clear view, and traffic safety in general, in relation to other vehicles, pedestrians, and to other signage which is, or is anticipated to be, nearby; and
  - 2). Minimize the destruction of trees, the visibility of the billboard and illuminations thereof by and from residences, and any dangerous distraction and thus, hazard, of and to motorists, as determined in the discretion of the Planning Commission.
- G. A billboard sign may be illuminated, if it is located at least five hundred (500) feet from any residential zoning district or residential use. The illumination shall be directed away from all residential uses. No internal illumination shall be permitted for billboards.
- H. Billboard signs shall be constructed of steel. No wood or other combustible materials shall be used.

**Section 7.06 COMPUTATIONS/ MEASUREMENTS**

The following principles shall control the computation of sign area and sign height:

- (1) **COMPUTATION OF AREA.** The area of a sign face (which is also the sign area of a wall sign or other sign with only one face) shall be computed by means of the smallest square, circle, rectangle, triangle, or combination thereof that will encompass the extreme limits of the writing, representation, emblem, or other display, together with any material or color forming an integral part of the background of the display or used to differentiate the sign from the backdrop of structure against which it is placed, but not including any supporting framework, bracing, or decorative fence or wall when such fence or wall otherwise meets Zoning Ordinance regulations and is clearly incidental to the display itself.

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Where a sign has two (2) or more faces, the area of all faces shall be included in determining the total area of the sign.

- (2) **COMPUTATION OF HEIGHT.** The height of a sign shall be computed as the distance from the base of the sign at normal grade to the top of the highest attached component of the sign. Normal grade shall be construed to be the lower of: (1) existing grade prior to construction or (2) the newly established grade after construction, exclusive of any filling, berming, mounding, or excavating solely for the purpose of locating the sign. In cases where the normal grade cannot reasonably be determined, sign height shall be computed on the assumption that the elevation of the normal grade at the base of the sign is equal to the elevation of the nearest point of the crown of a public street or the grade of the land at the principal entrance to the principal structure on the zoning lot, whichever is lower.

### Section 7.07 TEMPORARY SIGNS.

Temporary signs shall be permitted in accordance with the regulations herein:

- (1) **PERMIT REQUIRED.** Unless specified elsewhere in this ordinance a permit shall be required to display any temporary sign described by these regulations. Such permit shall be issued by the Village of Dexter Zoning Administrator or designee and shall clearly specify the name, address and telephone number of the applicant as well as the title and dates of the event advertised and authorized location for placement of the sign. Permit fee, if any, is to be established by resolution of the Village Council.

**Deleted:** The permit number shall be clearly displayed on the sign.

- (2) **CONSTRUCTION SIGNS:** Construction signs shall only be erected on the construction site. Construction signs shall advertise only the project under construction and information related thereto, such as its developer, contractor, engineers, brokers, and architects. Signs advertising buildings or projects under construction shall not exceed thirty-two (32) square feet where the total parcel frontage is twenty-one (21) feet or less. Where parcel frontage exceeds twenty-one (21) feet, such signs shall not exceed one and a half (1.5) square feet per linear feet of thoroughfare frontage, up to a maximum of one hundred (100) square feet. Such signs shall have a maximum height of ten (10) feet and shall be setback at least fifteen (15) feet from any public right-of-way unless attached to a building, construction fence, or barricade. All such signs shall be removed promptly upon completion of construction. No more than one (1) construction sign shall be permitted per thoroughfare frontage.

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**Temporary Construction Visibility Signs:** In an effort to ensure adequate visibility for all businesses during construction, temporary signage shall be permitted during construction. Adequacy of visibility shall be determined by the ability of the Zoning Administrator standing in the public right-of-way to determine that the business is open during the construction. One (1) sign per building, not to exceed sixteen (16) square feet, may be placed on or in front of the building.

**Deleted:** for a period of not more than six (6) months

**Deleted:** Extensions may be requested and shall be reviewed by the Village Council. All temporary signage shall meet all other provisions of Section 7.07.

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(3) **POLITICAL SIGNS:** Shall be used solely for the purpose of providing information relating to the election of a person to public office, or to a political party, or to a matter to be voted upon at an election called by a public body, or any other public issue or expression of opinion, and shall be permitted without permit subject to the following conditions:

- A. Political signs shall be ground or wall signs. Political signs shall not be located in a dedicated right-of-way or attached to any utility pole. No ground sign shall be higher than thirty-six (36) inches above average mean grade of the yard on which it is placed.
- B. All political signs shall be removed within ten (10) calendar days after the election or event.
- C. Such signs shall not be erected in such a manner that they will or reasonably may be expected to interfere with, obstruct, confuse or mislead traffic.

**(4) REAL ESTATE / CONSTRUCTION SIGNS**

- A. **Single and Multiple Family Residential Real Estate:** A sign with an area not in excess of six (6) square feet advertising the sale, rent and/or lease of a single or multiple-family structure or vacant property, placed adjacent to such a structure and upon the premises is permitted without permit. Such a sign may indicate only that the property is for sale, rent, and/or lease and the address or telephone number where the inquiry can be made. It shall have a maximum height of three (3) feet from grade and shall be set back a minimum of ten (10) feet from any public right-of-way unless attached to the building. Real estate signs which indicate property is sold are prohibited.
- B. **Non-Residential Real Estate Signs:** One (1) sign, with a total area not in excess of thirty-two (32) square feet, shall be permitted on each parcel for the purposes of advertising the sale, rent and/or lease of non-residential real estate. Such signs shall have a maximum height of eight (8) feet and shall be set back a minimum of fifteen (15) feet from any public right-of-way unless attached to a permanent building. Real estate signs which indicate property is sold are prohibited.
- C. **Residential subdivision or condominium developments:** The allowable area for one (1) on-premises sign pertaining to the sale, rent and/or lease of real estate within a residential subdivision or condominium complex being developed shall be limited to an area of thirty-two (32) square feet. Such signs shall have a maximum height of eight (8) feet and shall be set back a minimum of ~~fifteen~~ (15) feet from any public right-of-way.

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Not more than one (1) off-premises sign shall be permitted for the purpose of advertising a subdivision or condominium complex being developed. The area of the sign shall not exceed twenty-four (24) square feet and it shall be no more than five (5) feet high. The Planning Commission may allow additional signs if they find that due to location of the development, or some other hardship, the additional exposure can be justified. Written consent of the property owner must be included with the permit application.

Not more than one (1) real estate sign per thoroughfare frontage shall be placed on any premises. Real estate signs larger than six (6) square feet shall not be placed on any premises with an occupied structure. Real estate signs which indicate property is sold are prohibited

Temporary portable real estate directional sign, not exceeding three (3) s.f. in area and four (4) in number, saying "Open House" and/or showing a directional arrow and placed back of property lines outside the public right-of-way shall be permitted on approach routes to an open house, only for the day of the open house. The top of such signs shall not exceed three (3) feet in height, nor may such signs be displayed for more than one (1) day in any seven (7) day period. No such signs shall be placed on private property without the consent of the owner. A permit is not required for this type of sign.

One (1) non-illuminated freestanding sign listing persons or firms connected with construction work being performed may be permitted upon application to the Zoning Administrator provided such signs are located on the property under construction. Such signs shall not exceed thirty two (32) s.f. in area, a height of six (6) feet, and will be removed upon the completion of construction or after one (1) year whichever comes first.

Signs six (6) s.f. in area or less and a maximum of four (4) feet in height which list persons or firms connected with construction, maintenance, or service work being performed at the time, shall be permitted without permit. Such signs must be located on the property under consideration and must be removed upon completion of work on site.

- D. Removal: Real estate signs shall be removed within ten (10) days of the sale, lease or rental of the premises, land parcel or residential subdivision/complex.

#### **(5) TEMPORARY COMMERCIAL SIGNS**

- A. Temporary promotional or special sales signs for windows when erected in conjunction with a commercial establishment, provided they do not, individually or combined with other window signs, exceed thirty (30) percent of the total area of the display window or sixteen (16) square feet,

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whichever is less. Temporary promotional signs are permitted on ground floor windows only.

B. Casual sales (garage sale, etc) signs not to exceed six (6) s.f. A permit is not required for this type of sign.

C. Commercial activity or temporary banner signs not to exceed twenty (20) s.f.

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D. Signs intended to be utilized until a permanent sign may be obtained and erected can be approved by the Zoning Administrator for a period not to exceed sixty (60) days. Such signs shall not exceed sign area permitted within the appropriate zones.

E. Sandwich board, A-Frame and portable other signs, herein referred to as portable signs, in accordance with the following:

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a. Size. Maximum height shall be four (4) feet. Maximum width shall be two (2) feet.

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Intent. The Village of Dexter would like to provide businesses an opportunity to provide high quality creative signage, which expresses the unique character of a business or building. Such signs shall be designed and constructed so as to promote and not visually obscure the significant architectural components of a building or required landscaping in a project. Sign owners are encouraged to consult with the village prior to designing all signage.

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b. Location.

1. Portable signs shall be placed on the sidewalk in front of the property in which the business is located, a minimum of 3 feet (36 inches) from the face of the curb and no more than ten (10) feet from the building in which the sign is intended to serve. A portable signs shall in no case impede pedestrian travel in a sidewalk area and/or public right-of-way and are only permitted when a five (5) foot wide path can be maintained on the sidewalk. Portable signs are not permitted to conceal landscape features in or adjacent to the streets, including grass areas. Portable signs shall not obstruct access to fire hydrants, fire department connections, bicycle racks or curb ramps or interfere with the opening of vehicle doors or access to the sidewalk.

2. Portable signs must be moved indoors after accumulation of one (1) or more inches of snow and shall not be placed back on the sidewalk until the entire sidewalk and extension on the side of the street where the business is located is clear of snow.

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c. Number of Portable Signs.

1. One (1) portable sign is allowed for each business in a building, up to a maximum of two (2) signs per property. A sign may contain advertising for more than one business on the property.

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2. More than two (2) portable signs are permitted on private property or the public common areas in shopping malls only when the businesses have frontage along the sidewalk.

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d. Hours. Portable signs may be utilized during hours of operation only. Portable signs left on the sidewalk or outside overnight shall

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result in revocation of permit or fines. Fines must be paid prior to continuation of use of sandwich board signs.

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e. Materials/Design.

1. Portable signs are encouraged to be visually consistent with the historic village and are intended to promote the pedestrian scale. Hand painted, carved, and unique signage on a flat surface is preferred.

**Deleted:** Business owners will be free to design high quality creations with minimum restrictions, encouraging h

2. Portable signs shall be properly designed and heavy enough to withstand typical winds without tipping over, rocking or sliding. It is the responsibility of the sign owner to remove the sign during inclement weather.

**Deleted:** signage on a flat surface

f. Illumination. Illumination is prohibited.

**Deleted:** Sandwich board signage is encouraged to be visually consistent with the historic village and is intended to promote the pedestrian scale. Sturdy material such as finished wood (no plywood), metal, or chalkboard is encouraged. Sandwich boards must be self-supporting and stable.

g. Insurance. The Village accepts no liability for any injury or damage caused by a sidewalk sign. \$1,000,000 of general liability insurance, naming the Village as an additionally insured, must be submitted along with the portable sign permit for signs proposed for placement in the right-of-way and on public property.

**Deleted:** Illumination. Illumination is prohibited.

h. Permitting/Review Process. All sandwich boards require annual submission of an application, fee and issuance of a permit. Permits are valid from April 1 to March 31. From March 1 to March 31 of each year, the owner or manager of a business shall apply for an annual permit to begin April 1 under this section. Between March 1 and March 31 permit applications should be submitted to the Village of Dexter for the following permit year. Signs requiring insurance require proof of valid and current insurance for the time of the permit request. April 1 to March 31, unless otherwise noted on the permit application. Permit application fees to be established by the Village Council.

**Deleted:** Maintenance. All sandwich boards shall be kept in good condition.

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(6) TEMP CIVIC/PUBLIC SIGNS

A. Temporary civic, cultural, and public service window posters, shall be exempt when posted inside commercial establishments, provided they do not, individually or combined, occupy more than thirty (30) percent of the total area of said window or five square feet, whichever is less. Temporary window signs are permitted on ground floor windows only. These types of signs shall not be posted outside on windows, doors, light posts, street furniture, etc.

B. Community special event signs: Municipal streetscape banners must follow the provisions and specifications listed on the permit and are subject to permit approval.

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C. Institutional signs not to exceed thirty-two (32) s.f. Such signs shall be allowed no more than fourteen (14) days prior to the event or function and must be removed within forty-eight (48) hours after the event or function.

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If building mounted, these signs shall be flat wall signs and shall not project above the roof line. If ground-mounted, the top shall be no more than six (6) feet above ground level. Such signs may not be illuminated in accordance with this ordinance. Off-site signs for such events and functions are permitted with the following limitations, a maximum of five (5), 18" x 24" signs are permitted, two (2) of the five (5) permitted signs may be permitted to exceed 18" x 24", locations must be provided on the application.

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**Deleted:** , list the number, location and size of such off-site signs it is permitting,

**(7) PLACEMENT AND DURATION OF TEMPORARY SIGNS.** Unless specified elsewhere in this ordinance the placement and duration of temporary signs shall be regulated as follows:

- A. No temporary sign shall be placed on public property or public rights-of-way unless it is advertising an event to be held on public property unless specified elsewhere in these regulations.
- B. No temporary sign shall be placed on private property other than the location of the event unless permission is granted by the property owner.
- C. Temporary signs on private property must be setback five (5) feet from public property.
- D. Duration of display. Unless specified elsewhere in this ordinance temporary signs may not be displayed more than ten (10) days in any thirty (30) day period.

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**Section 7.08 SIGNS IN THE PUBLIC RIGHT-OF-WAY.**

No signs shall be allowed in the public right-of- way, except for the following:

- (1) Signs erected by or on behalf of a governmental or other public agency to post legal notices, identify public property, convey public information, and direct or regulate pedestrian or vehicular traffic.
- (2) Projecting signs pursuant to the provisions of these regulations.
- (3) Portable sidewalk signs pursuant to the provisions of these regulations.
- (4) Banner signs as permitted by the Village of Dexter.
- (5) Community special event and Institutional signs.

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**Section 7.09 NON-CONFORMING EXISTING SIGNS.**

**(1) INTENT**

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It is the intent of this section to encourage eventual elimination of signs that, as a result of the adoption of this Article, become non-conforming, and to administer this Article to realize the removal of illegal non-conforming signs and to avoid any unreasonable invasion of established private property rights, therefore;

- A. No person shall be required to remove a sign which was erected in compliance with previous regulations of this Article if said sign becomes non-conforming due to a change occurring after the original adoption of this article, or in the location of buildings, streets or other signs, which change, is beyond the control of the owner of the sign and the premises on which it is located.
- B. If the owner of a sign or the premises on which a sign is located changes the location of a building, property line, or sign, or changes the use of a building so that any sign on the premises is rendered non-conforming, such sign must be removed or made to conform to this Article.

**(2) LAWFUL EXISTING SIGNS**

Any sign lawfully existing at the time of adoption of this Article which does not fully comply with all provisions shall be considered a non-conforming sign and may be permitted to remain as long as the sign is properly maintained and not detrimental to the health, safety and welfare of the community except as hereafter provided.

**(3) CONTINUANCE**

- A. Any lawful non-conforming sign shall be permitted to continue to exist, so long as the non-conforming sign;

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- 1). is not physically expanded or changed to another non-conforming sign.
- 2). is not relocated or structurally altered so as to prolong the life of the sign, or so as to change the shape, size, type, placement, or design of the sign. Altered shall not include normal maintenance or maintenance to protect public safety. Normal maintenance shall include painting of chipped or faded signs, replacement of faded or damaged surface panels, or repair and replacement of electrical wiring and devices.
- 3). is not re-established or maintained after the activity, business or usage to which it relates has been discontinued for ninety (90) days or longer.
- 4). is not repaired or re-erected after being damaged, if the repair or re-erection of the sign would cost more than fifty (50) percent of the replacement cost of an identical new sign.

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- B. In the case of a legal non-conforming sign without a defined background (such as individual letters or symbols mounted directly on a building, or lettering on an awning), changes may be made to the letters or symbols, so long as the overall area of the sign is not increased. In such situations, an amended sign permit application shall be filed with the zoning administrator.
- C. A non-conforming sign may make changes to the words or symbols used, if an amended sign permit application is filed with the Zoning Administrator. In such cases, the message may be changed without affecting the legal non-conforming status, as long as neither the sign structure or frame is changed.

**Section 7.10 PERMITS AND APPLICATIONS**

**(1) PERMIT REQUIRED**

It shall be unlawful for any person to erect, re-erect, alter or relocate any sign unless a permit shall have been first obtained from the Zoning Administrator except as provided elsewhere in these regulations. Any sign that makes use of electricity shall, in addition to a sign permit, require an electrical permit, from the Washtenaw County Building Department, regardless of size. Any ground sign with footings will also require a permit from the Washtenaw County Building Department.

- (2) **SITE PLAN REVIEW.** For new development subject to site plan review under the provisions of Article 21, the final site plan shall include a comprehensive sign plan including ground, wall and directional sign locations and details, if applicable.

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**(3) APPLICATIONS**

All sign permit applications shall be submitted to the Zoning Administrator for review and shall include the following:

- A. A scale drawing of each sign that shows the dimensions of the sign, the height of the sign, design of the sign and lettering, dimensions of the lettering, the type of materials to be used for the sign and its support system, type of illumination, and color.
- B. A scale drawing of the site or building, showing the placement of all signs, both existing and proposed. This drawing shall include all the dimensions of the site or building.
- C. Detailed information about other existing signs on the property, including dimensions of the sign, the height of the sign, design of the sign and lettering, dimensions of the lettering, the type of materials used for the sign and its support system, type of illumination, and color. The application shall also indicate whether the existing sign is to remain or be removed.
- D. The consenting signature of the property owner.
- E. The sign permit fee paid in accordance with the current fee schedule, adopted by the Village Council.

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**(4) Permit Approval**

Permits for the erection of signs shall only be issued to property owners and/or assignees qualified to carry on such work under the provisions of this article. The Zoning Administrator shall issue permits for signs defined in Section 2.02 and permitted in Article 7. Any sign which is not explicitly defined in Section 2.02 Definitions or permitted in Article 7, must be approved by the Zoning Board of Appeals before a permit shall be issued.

**(5) Permit Expiration**

A sign permit shall become null and void if the work for which the permit was issued is not completed within six (6) months of the date of issue.

**(6) Servicing**

No permit shall be required for ordinary servicing, repainting of existing sign message, or cleaning of a sign. No permit is required for change of message of a sign designed for periodic message change without change of structure, including a bulletin board or billboard, but not including a sign to which a new permanent face may be attached.

**(7) Inspections**

All newly erected signs shall be inspected by the Zoning Administrator. Sign erector's imprint should be visible. Signs for which a permit is required shall be inspected periodically by the Zoning Administrator for compliance with this Article and other laws of the Village of Dexter.

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**Section 7.11 CONSTRUCTION AND MAINTENANCE REQUIREMENTS**

**(1) MATERIALS AND DESIGN**

All signs shall be designed, constructed and maintained in conformity with the provisions for materials, loads, and stresses of the latest adopted edition of the Village engineering standards and requirements of this Article.

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**(2) ERECTOR'S IMPRINT**

Signs of every type which come within the purview of this Article, must carry the identification and address of the sign erector, electrical voltage, when applicable, and date of erection in clearly legible letters whether for the initial erection or re-hanging of a sign.

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**(3) FASTENINGS**

All signs must be erected in such a manner and with such materials to remain safe and secure during the period of use and all bolts, cables, and other parts of such

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signs shall be kept painted and free from corrosion. Any defect due to the fault of the erector shall be repaired by the erector.

**(4) SUPPORT LOCATION**

No pole or support of any nature shall be placed on any publicly owned property, street right-of-way, or proposed street right-of-way, unless an easement is granted by the property owner.

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**(5) PROXIMITY TO ELECTRICAL CONDUCTORS**

No sign shall be erected so that any part including cables, guys, etc. will be within ten (10) feet of any electrical conductor, electric light pole, street lamp, traffic light, or other public utility pole or standard.

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**(6) RE-HANGING**

In case of re-hanging or re-erection of any sign, the new erector must place his identification, address and the date on the sign.

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**(7) SANITATION**

Property surrounding any ground sign shall be kept clean, sanitary and free from obnoxious and offensive substances, free from weeds, rubbish, and inflammable material.

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**(8) TRAFFIC INTERFERENCE**

No advertising device shall be erected or maintained which simulates or imitates in size, color, lettering, or design any traffic sign or signal or other word, phrase, symbol, or character in such a manner as to interfere with, mislead, or confuse traffic.

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**Section 7.12 REMOVAL OF SIGNS.**

**(1) REMOVAL.** The Zoning or Code Inspector or designee shall order the removal of any sign erected or maintained in violation of this ordinance except for legal non-conforming signs. Notice in writing shall be given to the owner of such sign or of the building, structure, or premises on which such sign is located, to remove the sign or bring it into compliance with the ordinance. Failure to remove the sign or to comply with this notice shall be a civil infraction. The Village shall also remove the sign immediately and without notice if it reasonably appears that the condition of the sign is such as to present an immediate threat to the safety of the public. Any cost of removal incurred by the Village shall be assessed to the owner of the property on which such sign is located and may be collected in the manner of ordinance debt or in the manner of taxes and such charge shall be a lien on the property.

**(2) RENEWAL REQUIREMENTS** A sign shall be removed by the owner or lessee of the premises upon which the sign is located within thirty (30) days after the business which it advertises is no longer conducted on the premises. If the owner or lessee fails to remove the sign, the Village shall remove it in accordance with the

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provisions stated in paragraph 7.13. (1), preceding. These removal provisions shall not apply where a subsequent owner or lessee conducts the same type of business and agrees to maintain the signs to advertise the type of business being conducted on the premises and provided the signs comply with the other provisions of this ordinance.

### **Section 7.13 VIOLATIONS.**

- (1) Any of the following shall be a violation of this ordinance:
  - A. To install, create, erect, or maintain any sign in a way inconsistent with the terms of this ordinance or that is inconsistent with any plan or permit governing such sign or the zoning lot on which the sign is located;
  - B. To install, create, erect, or maintain any sign requiring a permit without such a permit;
- (2) Each sign installed, created, erected, or maintained in violation of this ordinance shall be considered a separate violation.
- (3) Unless specified elsewhere in this ordinance any signs placed within a road Right-of-Way (ROW) and on utility poles will be considered a violation of this ordinance and may be removed by the Village at the expense of the owner.

### **Section 7.14 APPEALS**

Any person aggrieved by any decision, ruling, or order from the Zoning Administrator, may make an appeal to the Zoning Board of Appeals. The ZBA may grant a variance for a sign only in cases involving practical difficulties or unnecessary hardships when the evidence of the appeal is supported by one or both of the following findings of fact:

- (1) That the alleged hardship or practical difficulty, or both, are unique to the property (unusual topography, lot configuration, size, etc.), and the alleged hardship or practical difficulty resulting from conditions do not generally exist throughout the Village. Personal and economic hardships do not qualify.
- (2) That the granting of the variance will result in substantial justice being done, considering the public benefits intended to be secured by this article. The granting of the variance will not be detrimental to surrounding properties.

### **Section 7.15 ENFORCEMENT**

This Section shall be administered and enforced by the Zoning Administrator.

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## Memorandum

To: Village Council and President Keough  
Donna Dettling, Village Manager  
From: Allison Bishop, AICP, Community Development Manager  
Re: County Westside Connector B2B Trail Site Plan  
Approval Requested  
Date: August 23, 2010

Included in your packet are the latest plans for the County's Westside Connector Trail project. The County is seeking approval for the site plan to proceed with construction this fall. The County anticipates having the MDNRE permit in hand by the end of this month and may be able to comment further at the meeting. A letter from the railroad has still not been received, however is anticipated prior to Mondays meeting.

Also included:

Letter to Railroad re: roof structure  
Bridge and roof structure profile  
Example of roof structure  
URS response letter about plan changes

Please note #3 in the URS response letter. Item #3 discusses an additional design modification that could be made to the plans to increase the distance of the cover boardwalk from the center of the creek. The distance could be increased by 10" if steel was used instead of wood. The change results from reducing the width of the boardwalk structure through the use of steel, which then allows for the entire structure to be lowered to the 100 year floodplain. One of the goals has always been to reduce the impact to the navigable stream and although changes to the plan have been completed to increase the distance of the boardwalk from the center of the stream, changing to steel allows that distance to increase an additional 10". The change does however come with an additional cost of approximately \$45,000. At this time the responsibility for that cost has not been discussed.

The Parks and Recreation Commission did discuss this potential change and supported the use of steel given the potential long term maintenance issues of wood and due to the wet, dark conditions that exist under the bridge and proposed boardwalk. The PaRC discussed the benefit over the life of the project potentially outweighed the cost implications.

Please provide some direction to the County/URS about what design to proceed with.

Please note that in my report at the last meeting I indicated that the bridge span would be 90'. The revised design shows the span as being 82'. The design engineer has modified the design given the geometric constraints of the existing conditions, including the water elevation, railroad bridge arch,

and Warrior Creek bank height. The resulting design has been recommended based on the lowest possible boardwalk (3.5'), maximizing the head clearance under the bridge for boaters (5.64') and a 5% slope. It is not recommended that the slope exceed 5% or that the head clearance under the bridge be reduced much less than 5.5'. The recommended bridge span is 82'.

Modifications to the plan have improved the design and the changes were supported by the PaRC at their August 17<sup>th</sup> meeting.

**SUGGESTED MOTIONS**

Based upon the information received from the applicant, as recommended by the Planning Commission and Parks and Recreation Commission and in conformance with Section 21.04(E)3 of the Village of Dexter Zoning Ordinance, the Village Council finds the Washtenaw County Parks Border to Border Trail plans for the Westside Connector dated 8/17/10 (meets / fails to meet) the requirements for approval of the combined site plans.

In making this determination, the following additional considerations shall apply:

1. All efforts should be made to eliminate the boardwalk roof structure.
2. Receipt of construction easements from all property owners.
3. Relocation of the swing set as required by present design.
4. \_\_\_\_\_
5. \_\_\_\_\_

**OR**

Move to postpone the action on the Washtenaw County Parks trail plans until \_\_\_\_\_ (date) \_\_\_\_\_, to allow the applicant and Planning Commission time to address the following items:

1. \_\_\_\_\_
2. \_\_\_\_\_

Please feel free to contact me prior to the meeting with questions.

Thank you.



VILLAGE OF DEXTER - COMMUNITY DEVELOPMENT OFFICE

8140 Main Street • Dexter, Michigan 48130-1092 • (734) 426-8303 • Fax (734) 426-5614

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August 18, 2010

David Wyatt  
System Engineer Public Improvements  
Norfolk Southern Corporation  
1200 Peachtree Street, N.E.  
Atlanta, Georgia 30309

RE: Dexter Trail Covered Bridge under Norfolk Southern RR Arch Bridge

Dear Mr. Wyatt,

The Village of Dexter, in cooperation with Washtenaw County and the URS Corporation, are planning to construct a pedestrian connection through the railroad right-of-way within the Village of Dexter at the Mill Creek. The crossing is located underneath a historical railroad bridge constructed in approximately 1890 by Fred B. Pelham, the first Black engineering graduate from the University of Michigan and an employee of the Michigan Central Railroad.

The Village understands that Norfolk Southern has requested the addition of a roof structure along the entire distance of the railroad right-of-way. The Village strongly requests that the railroad reconsider this requirement for numerous reasons.

The historic railroad bridge is an icon of history in the Village of Dexter and mirrors a similar arch bridge about ¼ mile south along Main Street. The Village, our residents and historians feel as though the viewshed of the bridge will be destroyed by requiring the construction of roof structure. The Dexter Area Historical Society and the Washtenaw County Historical Society have both received a copy of this letter and a request to submit their support for no roof as well.

Both arched bridges currently have traffic, both vehicular, pedestrian and/or paddlers traveling under them with no incident and requiring roofing for a structure appear excessive. The Village also feels as though construction of the boardwalk is improving a safety hazard that may already exist (people currently walk over the railroad now) and rerouting pedestrian traffic off of the railroad right-of-way which will vastly improve the safety along the corridor.

Requiring the roof structure also constrains the design of the boardwalk and requires that it be located closer to the center of the creek. Eliminating the roof structure would allow for the boardwalk to be located closer to the railroad bridge abutment and also provide for more cover through the presence of vegetation along the banks of the creek.

The Village of Dexter would also like to point out that there are conditions throughout the region that do not have roof structures. Parker Mill, a Washtenaw County Park, currently

crosses under a railroad and a roof structure was not required. We would like to request that the same consideration be given to the Village and County project to save the viewshed of a valuable historic community asset.

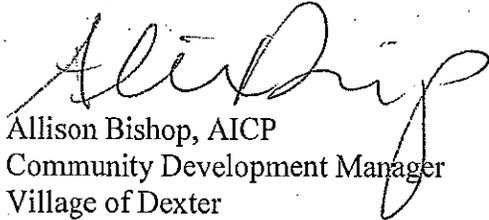
Finally, the Village would like to request that if consideration cannot be made to eliminate the roof structure that the roof structure not be required to be the entire length of the railroad right-of-way. The bridge is not located in the center of the right-of-way and therefore the roof structure is not symmetrical. If required, the roof structure would be significantly improved if only required to extend approximately 25 feet beyond the railroad bridge structure.

I have attached the latest drawing for your reference and if you should have any questions please feel free to contact me.

The Village and County are anxious to start construction on a trail system that will be a significant public benefit to the region as well as a vast safety improvement for the local users of the trail.

Thank you for your consideration.

Sincerely,



Allison Bishop, AICP  
Community Development Manager  
Village of Dexter

CC: Dexter Village Council  
Dexter Parks and Recreation Commission  
Dexter Planning Commission  
Dexter Historical Society  
Washtenaw County Historical Society  
Washtenaw County Parks and Recreation  
URS Corporation, Phil Vogelsang

# URS

August 16, 2010

Allison Bishop  
Community Development Manager  
8140 Main Street  
Dexter, MI 48130

**Re: Westside Connector  
(Border to Border Trail-Hudson Mills to Warrior Park)  
Village of Dexter, MI**

Dear Ms. Bishop:

Please find below an example of the type of standing seam metal roof proposed for the covered portion of the boardwalk under the Norfolk Southern RR.

We are recommending a grey color for this application to fit in with this application; the roof color would be similar to the beams and columns in the picture below.

We also propose to install a minimum of two skylights at each end of the structure.



URS Corporation  
3950 Sparks Drive, SE  
Grand Rapids, MI 49546  
Tel: 616.574.8500  
Fax: 616.574.8542



Please call me at (616) 574-8479, or send an e-mail to [phillip\\_vogelsang@urscorp.com](mailto:phillip_vogelsang@urscorp.com), if you have any comments or need additional information.

Sincerely,  
Phil Vogelsang, PE  
URS Corporation Great Lakes  
3950 Sparks Drive  
Grand Rapids, MI 49546

URS Corporation\*  
3950 Sparks Drive, SE  
Grand Rapids, MI 49546  
Tel: 616.574.8500  
Fax: 616.574.8542

# URS

August 16, 2010

Allison Bishop  
Community Development Manager  
8140 Main Street  
Dexter, MI 48130

**Re: Westside Connector  
(Border to Border Trail-Hudson Mills to Warrior Park)  
Village of Dexter, MI**

Dear Ms. Bishop:

Thank you for meeting with us to discuss the various comments and suggestions regarding the plans for the "Border to Border Trail-Hudson Mills to Warrior Park".

Please find enclosed the updated site plan of the project. The site plan has been changed as follows:

1. The bridge over Mill Creek is now 82 feet in length.
2. All piles and piers on the Warrior Park side of the bridge have been eliminated.
3. The covered trail has been moved 2'0" closer to the outside wall of the RR arch bridge. This is the maximum distance possible while still providing the minimum desirable headroom and keeping the boardwalk above the 100 year flood elevation as required by MDNRE.

An alternative the Village may consider would be to build this portion of the trail with steel supports as opposed to timber supports. Since the steel supports would be shorter than the required timber supports, this would allow moving the boardwalk approximately an additional 10 inches to the west at an estimated cost of \$45,000.

4. In lieu of chain link between the tube rails, a black vinyl coated rectangular wire frame is shown. The visual elements of this frame would be vertical and horizontal, as opposed to the diagonal pattern of chain link.
5. The same railing style will be used throughout the project.
6. A decorative rustication pattern has been added to the outside face of the concrete bridge span portion of the trail crossing Mill Creek. This rustication pattern is made with a special concrete form to match the pattern of the concrete barrier wall on the Main Street Bridge.
7. Details of the observation deck and an additional bench area are shown.

URS Corporation  
3950 Sparks Drive, SE  
Grand Rapids, MI 49546  
Tel: 616.574.8500  
Fax: 616.574.8542

# URS

8. We have changed the end of the boardwalk to an octagon, and enlarged it to allow it to diverge into the two future path extensions.
9. "Soft" shoreline protection as been added to the Warrior Park side of the bridge.
10. The future Warrior Park improvements, including a boat launch area, are now shown on the site plan.

Please call me at (616) 574-8479, or send an e-mail to [phillip\\_vogelsang@urscorp.com](mailto:phillip_vogelsang@urscorp.com), if you have any comments or need additional information.

Sincerely,

Phillip Vogelsang, PE  
URS Corporation Great Lakes  
3950 Sparks Drive  
Grand Rapids, MI 49546

cc: URS Dennis Diener

URS Corporation  
3950 Sparks Drive, SE  
Grand Rapids, MI 49546  
Tel: 616.574.8500  
Fax: 616.574.8542



## Memorandum

To: Village Council and President Keough  
Donna Dettling, Village Manager  
From: Allison Bishop, AICP, Community Development Manager  
Re: Medical Marihuana Act  
Date: August 23, 2010

The Planning Commission has been provided with information regarding the recent Michigan Medical Marihuana Act (the Act) at the July and August meetings for information purposes only (emailed last week). Because the Village has begun to receive inquiries into the use of property within the Village it is recommended that the Village Council begin to consider how to regulate the use of property given that the current zoning regulations do not address the issue.

Due to the time that it takes for the Village to review and implement the appropriate amendments to the ordinance it is recommended that the attached moratorium be adopted. The moratorium language was provided by the Village attorney.

Also included is the Michigan Medical Marihuana Act. Based on the information and a discussion with the Village attorney the following is a synopsis.

- We cannot prohibit anything that is explicitly permitted in the law, such as not permitting caregivers and with the appropriate licensing from the state of Michigan.
- As an agency of the state we must follow state law, we cannot contradict state law and enforce only federal law. Federal Law regulates marihuana, however the feds have stated that they will not enforce.
- The Act explicitly permits licensed caregivers to have 5 patients and 12 plants per patient. Each patient can possess up to 2.5 ounces.
- Act states that facilities must be closed and locked and can only serve registered patients.
- The Act is silent on dispensaries. Dispensaries exist in California, which is likely where the term originated.
- The Act does not prohibit selling paraphernalia, such as pipes, growing supplies, etc.
- The Act has an explicitly permitted section, only those things not included in the explicitly permitted section can be regulated. The resolution briefly lists those things that cannot be prohibited.
- Section 4 contains the "absolute immunity" clause that protects registered patients and registered caregivers from "arrest, prosecution, or any penalty in any manner..." provided that they comply with the Act's other restrictions on the amount and location of the marihuana.
- Section 8 contains the "Affirmative Defense" section of the Act which likely applies to a marihuana dispensary operator who oversteps the protections of Section 4.
- Note the definition of "medical use" in Section 3 of the Act.

## **RECOMMENDATION**

It is recommended that Council discuss the issue and provide the Planning Commission with the direction in which they would like to proceed. The Planning Commission can then begin drafting recommended amendments to the ordinance. Ordinance amendments would likely include definitions and regulations for district(s) in which the use would be permitted and/or as a special land use.

## **ACTION REQUESTED**

See attached resolution.

Please feel free to contact me prior to the meeting with any questions.

Thank you.

**RESOLUTION TO IMPOSE A  
TEMPORARY MORATORIUM ON  
THE USE OF PROPERTY AND  
STRUCTURE IN THE VILLAGE FOR  
DISPENSING OR CULTIVATING  
MARIHUANA**

**Village of Dexter  
County of Washtenaw  
State of Michigan**

---

Minutes of a regular meeting of the Village Council of the Village of Dexter, County of Washtenaw, State of Michigan, held on the 23<sup>rd</sup> day of August, 2010, Eastern Daylight Time.

PRESENT:

Members: \_\_\_\_\_  
\_\_\_\_\_

ABSENT:

Members: \_\_\_\_\_  
\_\_\_\_\_

The following preamble and resolution were offered by Member \_\_\_\_\_ and supported by Member \_\_\_\_\_:

WHEREAS, the Village Council of the Village of Dexter, County of Washtenaw, State of Michigan (the "Village"), has received inquiries concerning the use of property and structures in the Village for use as facilities for dispensing medical marihuana and/or cultivating medical marihuana plants; and

WHEREAS, the Village of Dexter's Zoning Ordinance does not specifically provide for properties or structures to be used as facilities for dispensing marihuana or cultivating medical marihuana plants for medical or any other purposes, and this use was not envisioned when the zoning ordinance was adopted;

WHEREAS, the Village of Dexter Master Plan adopted on April 11, 2005 and amended on October 23, 2006, does not expressly address whether and/or where to allow facilities for dispensing marihuana and/or cultivating marihuana plants;

WHEREAS, the Michigan Medical Marihuana Act ("the Act") permits registered qualifying patients and primary caregivers to possess specific amounts of marihuana and to cultivate a specific number of plants, but the Act does not specifically provide for facilities for dispensing medical marihuana and/or cultivating medical marihuana plants;

WHEREAS, the federal law contains no provisions for the dispensation or cultivation of marihuana for medical or any other purposes;

WHEREAS, it is unclear whether any state and/or federal regulations that apply to entities that dispense controlled substances, for the benefit of the public health, safety, and welfare, would apply to facilities where marihuana is dispensed or where marihuana is cultivated;

WHEREAS, therefore, federal, state, and local laws lack clarity as to whether such facilities might be allowed and, if allowed, where they might be located that is conducive to the public health, safety and welfare of the Village;

WHEREAS, the issue of allowing or disallowing facilities for dispensing or cultivating of marihuana may be settled by the state Legislature;

WHEREAS, the Village desires to ascertain the best and safest path to compliance with the Michigan Medical Marihuana Act, MCL 333.26423(d) in order to protect the public health, safety and welfare;

WHEREAS, Village Council has determined that it is necessary to amend the Village Code to address this issue and is directing staff and the Planning Commission to study, and make specific recommendations to amend the Village Code regarding such facilities; and

WHEREAS, it is therefore prudent to immediately forbid use of all property and structures in the Village of Dexter as facilities for dispensing and/or cultivating plants for medical marihuana or any other purpose for a limited period of time until the Village Code can be amended to address such facilities;

RESOLVED, that Village Council hereby imposes a temporary moratorium prohibiting the initiation of the use of any property in the Village as a facility for dispensing marihuana for medical and any other purpose and for cultivating marihuana plants, and that any zoning compliance permits or building permits for such uses be deferred for a period of 120 days from the date of this resolution, in conjunction with the study and revision of the Village Zoning Ordinance or other ordinances regarding this issue;

RESOLVED, that this moratorium does not apply to the following:

- A dwelling unit (as defined by the Zoning Ordinance) where a qualifying patient under the Act resides and is cultivating up to the maximum number of marijuana plants permitted by the Act for personal use or possesses up to the maximum amount of marihuana permitted by the Act for personal use.
- A building or structure (as defined by the Zoning Ordinance) other than a dwelling unit where no more than one qualifying patient under the Act is cultivating up to the maximum number

of marijuana plants permitted by the Act for personal use or possesses up to the maximum amount of marihuana permitted by the Act for personal use.

- A dwelling unit or other building or structure where no more than one primary caregiver under the Act is cultivating up to the maximum number of marihuana plants permitted by the Act for assisting a qualifying patient or possesses up to the maximum amount of marijuana permitted by the Act for assisting a qualifying patient.

RESOLVED, that Village Council directs staff and the Planning Commission to study and make specific recommendations for ordinance amendments regarding the issue of facilities for dispensing marihuana and/or cultivating plants for medical or any other purposes.

RESOLVED, that the moratorium imposed by this resolution shall expire the earlier of 120 days from its effective date or upon adoption by Village Council of ordinance amendments regarding the issue of facilities for dispensing marihuana and/or cultivating plants for medical or any other purposes.

AYES:

NAYS:

**RESOLUTION DECLARED ADOPTED THIS 23<sup>rd</sup> DAY OF AUGUST, 2010**

---

Village President

I hereby certify that the attached is a true and complete copy of a resolution adopted by the Village Council of the Village of Dexter, County of Washtenaw, State of Michigan, at a regular meeting held on the 23<sup>rd</sup> day of August, 2010.

---

Village Clerk

**MICHIGAN MEDICAL MARIHUANA ACT**  
**Initiated Law 1 of 2008**

AN INITIATION of Legislation to allow under state law the medical use of marihuana; to provide protections for the medical use of marihuana; to provide for a system of registry identification cards for qualifying patients and primary caregivers; to impose a fee for registry application and renewal; to provide for the promulgation of rules; to provide for the administration of this act; to provide for enforcement of this act; to provide for affirmative defenses; and to provide for penalties for violations of this act.

History: 2008, Initiated Law 1, Eff. Dec. 4, 2008.

*The People of the State of Michigan enact:*

**333.26421 Short title.**

**1. Short Title.**

Sec. 1. This act shall be known and may be cited as the Michigan Medical Marihuana Act.

History: 2008, Initiated Law 1, Eff. Dec. 4, 2008.

Compiler's note: MCL 333.26430 of Initiated Law 1 of 2008 provides:

10. Severability.

Sec. 10. Any section of this act being held invalid as to any person or circumstances shall not affect the application of any other section of this act that can be given full effect without the invalid section or application.

**333.26422 Findings, declaration.**

**2. Findings.**

Sec. 2. The people of the State of Michigan find and declare that:

(a) Modern medical research, including as found by the National Academy of Sciences' Institute of Medicine in a March 1999 report, has discovered beneficial uses for marihuana in treating or alleviating the pain, nausea, and other symptoms associated with a variety of debilitating medical conditions.

(b) Data from the Federal Bureau of Investigation Uniform Crime Reports and the Compendium of Federal Justice Statistics show that approximately 99 out of every 100 marihuana arrests in the United States are made under state law, rather than under federal law. Consequently, changing state law will have the practical effect of protecting from arrest the vast majority of seriously ill people who have a medical need to use marihuana.

(c) Although federal law currently prohibits any use of marihuana except under very limited circumstances, states are not required to enforce federal law or prosecute people for engaging in activities prohibited by federal law. The laws of Alaska, California, Colorado, Hawaii, Maine, Montana, Nevada, New Mexico, Oregon, Vermont, Rhode Island, and Washington do not penalize the medical use and cultivation of marihuana. Michigan joins in this effort for the health and welfare of its citizens.

History: 2008, Initiated Law 1, Eff. Dec. 4, 2008.

Compiler's note: MCL 333.26430 of Initiated Law 1 of 2008 provides:

10. Severability.

Sec. 10. Any section of this act being held invalid as to any person or circumstances shall not affect the application of any other section of this act that can be given full effect without the invalid section or application.

**333.26423 Definitions.**

**3. Definitions.**

Sec. 3. As used in this act:

(a) "Debilitating medical condition" means 1 or more of the following:

(1) Cancer, glaucoma, positive status for human immunodeficiency virus, acquired immune deficiency syndrome, hepatitis C, amyotrophic lateral sclerosis, Crohn's disease, agitation of Alzheimer's disease, nail patella, or the treatment of these conditions.

(2) A chronic or debilitating disease or medical condition or its treatment that produces 1 or more of the following: cachexia or wasting syndrome; severe and chronic pain; severe nausea; seizures, including but not limited to those characteristic of epilepsy; or severe and persistent muscle spasms, including but not limited to those characteristic of multiple sclerosis.

(3) Any other medical condition or its treatment approved by the department, as provided for in section 5(a).

(b) "Department" means the state department of community health.

(c) "Enclosed, locked facility" means a closet, room, or other enclosed area equipped with locks or other security devices that permit access only by a registered primary caregiver or registered qualifying patient.

(d) "Marihuana" means that term as defined in section 7106 of the public health code, 1978 PA 368, MCL

333.7106.

(c) "Medical use" means the acquisition, possession, cultivation, manufacture, use, internal possession, delivery, transfer, or transportation of marihuana or paraphernalia relating to the administration of marihuana to treat or alleviate a registered qualifying patient's debilitating medical condition or symptoms associated with the debilitating medical condition.

(f) "Physician" means an individual licensed as a physician under Part 170 of the public health code, 1978 PA 368, MCL 333.17001 to 333.17084, or an osteopathic physician under Part 175 of the public health code, 1978 PA 368, MCL 333.17501 to 333.17556.

(g) "Primary caregiver" means a person who is at least 21 years old and who has agreed to assist with a patient's medical use of marihuana and who has never been convicted of a felony involving illegal drugs.

(h) "Qualifying patient" means a person who has been diagnosed by a physician as having a debilitating medical condition.

(i) "Registry identification card" means a document issued by the department that identifies a person as a registered qualifying patient or registered primary caregiver.

(j) "Usable marihuana" means the dried leaves and flowers of the marihuana plant, and any mixture or preparation thereof, but does not include the seeds, stalks, and roots of the plant.

(k) "Visiting qualifying patient" means a patient who is not a resident of this state or who has been a resident of this state for less than 30 days.

(l) "Written certification" means a document signed by a physician, stating the patient's debilitating medical condition and stating that, in the physician's professional opinion, the patient is likely to receive therapeutic or palliative benefit from the medical use of marihuana to treat or alleviate the patient's debilitating medical condition or symptoms associated with the debilitating medical condition.

History: 2008, Initiated Law 1, Eff. Dec. 4, 2008.

Compiler's note: MCL 333.26430 of Initiated Law 1 of 2008 provides:

10. Severability.

Sec. 10. Any section of this act being held invalid as to any person or circumstances shall not affect the application of any other section of this act that can be given full effect without the invalid section or application.

**333.26424 Qualifying patient or primary caregiver; arrest, prosecution, or penalty prohibited; conditions; presumption; compensation; physician subject to arrest, prosecution, or penalty prohibited; marihuana paraphernalia; person in presence or vicinity to medical use of marihuana; registry identification issued outside of department; sale of marihuana as felony; penalty.**

#### 4 Protections for the Medical Use of Marihuana.

##### 4. Protections for the Medical Use of Marihuana.

Sec. 4. (a) A qualifying patient who has been issued and possesses a registry identification card shall not be subject to arrest, prosecution, or penalty in any manner, or denied any right or privilege, including but not limited to civil penalty or disciplinary action by a business or occupational or professional licensing board or bureau, for the medical use of marihuana in accordance with this act, provided that the qualifying patient possesses an amount of marihuana that does not exceed 2.5 ounces of usable marihuana, and, if the qualifying patient has not specified that a primary caregiver will be allowed under state law to cultivate marihuana for the qualifying patient, 12 marihuana plants kept in an enclosed, locked facility. Any incidental amount of seeds, stalks, and unusable roots shall also be allowed under state law and shall not be included in this amount.

(b) A primary caregiver who has been issued and possesses a registry identification card shall not be subject to arrest, prosecution, or penalty in any manner, or denied any right or privilege, including but not limited to civil penalty or disciplinary action by a business or occupational or professional licensing board or bureau, for assisting a qualifying patient to whom he or she is connected through the department's registration process with the medical use of marihuana in accordance with this act, provided that the primary caregiver possesses an amount of marihuana that does not exceed:

(1) 2.5 ounces of usable marihuana for each qualifying patient to whom he or she is connected through the department's registration process; and

(2) for each registered qualifying patient who has specified that the primary caregiver will be allowed under state law to cultivate marihuana for the qualifying patient, 12 marihuana plants kept in an enclosed, locked facility; and

(3) any incidental amount of seeds, stalks, and unusable roots.

(c) A person shall not be denied custody or visitation of a minor for acting in accordance with this act, unless the person's behavior is such that it creates an unreasonable danger to the minor that can be clearly

articulated and substantiated.

(d) There shall be a presumption that a qualifying patient or primary caregiver is engaged in the medical use of marihuana in accordance with this act if the qualifying patient or primary caregiver:

(1) is in possession of a registry identification card; and

(2) is in possession of an amount of marihuana that does not exceed the amount allowed under this act. The presumption may be rebutted by evidence that conduct related to marihuana was not for the purpose of alleviating the qualifying patient's debilitating medical condition or symptoms associated with the debilitating medical condition, in accordance with this act.

(e) A registered primary caregiver may receive compensation for costs associated with assisting a registered qualifying patient in the medical use of marihuana. Any such compensation shall not constitute the sale of controlled substances.

(f) A physician shall not be subject to arrest, prosecution, or penalty in any manner, or denied any right or privilege, including but not limited to civil penalty or disciplinary action by the Michigan board of medicine, the Michigan board of osteopathic medicine and surgery, or any other business or occupational or professional licensing board or bureau, solely for providing written certifications, in the course of a bona fide physician-patient relationship and after the physician has completed a full assessment of the qualifying patient's medical history, or for otherwise stating that, in the physician's professional opinion, a patient is likely to receive therapeutic or palliative benefit from the medical use of marihuana to treat or alleviate the patient's serious or debilitating medical condition or symptoms associated with the serious or debilitating medical condition, provided that nothing shall prevent a professional licensing board from sanctioning a physician for failing to properly evaluate a patient's medical condition or otherwise violating the standard of care for evaluating medical conditions.

(g) A person shall not be subject to arrest, prosecution, or penalty in any manner, or denied any right or privilege, including but not limited to civil penalty or disciplinary action by a business or occupational or professional licensing board or bureau, for providing a registered qualifying patient or a registered primary caregiver with marihuana paraphernalia for purposes of a qualifying patient's medical use of marihuana.

(h) Any marihuana, marihuana paraphernalia, or licit property that is possessed, owned, or used in connection with the medical use of marihuana, as allowed under this act, or acts incidental to such use, shall not be seized or forfeited.

(i) A person shall not be subject to arrest, prosecution, or penalty in any manner, or denied any right or privilege, including but not limited to civil penalty or disciplinary action by a business or occupational or professional licensing board or bureau, solely for being in the presence or vicinity of the medical use of marihuana in accordance with this act, or for assisting a registered qualifying patient with using or administering marihuana.

(j) A registry identification card, or its equivalent, that is issued under the laws of another state, district, territory, commonwealth, or insular possession of the United States that allows the medical use of marihuana by a visiting qualifying patient, or to allow a person to assist with a visiting qualifying patient's medical use of marihuana, shall have the same force and effect as a registry identification card issued by the department.

(k) Any registered qualifying patient or registered primary caregiver who sells marihuana to someone who is not allowed to use marihuana for medical purposes under this act shall have his or her registry identification card revoked and is guilty of a felony punishable by imprisonment for not more than 2 years or a fine of not more than \$2,000.00, or both, in addition to any other penalties for the distribution of marihuana.

History: 2008, Initiated Law 1, Eff. Dec. 4, 2008.

Compiler's note: MCL 333.26430 of Initiated Law 1 of 2008 provides:

10. Severability.

Sec. 10. Any section of this act being held invalid as to any person or circumstances shall not affect the application of any other section of this act that can be given full effect without the invalid section or application.

### **333.26425 Rules.**

#### **5. Department to Promulgate Rules.**

Sec. 5. (a) Not later than 120 days after the effective date of this act, the department shall promulgate rules pursuant to the administrative procedures act of 1969, 1969 PA 306, MCL 24.201 to 24.328, that govern the manner in which the department shall consider the addition of medical conditions or treatments to the list of debilitating medical conditions set forth in section 3(a) of this act. In promulgating rules, the department shall allow for petition by the public to include additional medical conditions and treatments. In considering such petitions, the department shall include public notice of, and an opportunity to comment in a public hearing upon, such petitions. The department shall, after hearing, approve or deny such petitions within 180 days of the submission of the petition. The approval or denial of such a petition shall be considered a final department

action, subject to judicial review pursuant to the administrative procedures act of 1969, 1969 PA 306, MCL 24.201 to 24.328. Jurisdiction and venue for judicial review are vested in the circuit court for the county of Ingham.

(b) Not later than 120 days after the effective date of this act, the department shall promulgate rules pursuant to the administrative procedures act of 1969, 1969 PA 306, MCL 24.201 to 24.328, that govern the manner in which it shall consider applications for and renewals of registry identification cards for qualifying patients and primary caregivers. The department's rules shall establish application and renewal fees that generate revenues sufficient to offset all expenses of implementing and administering this act. The department may establish a sliding scale of application and renewal fees based upon a qualifying patient's family income. The department may accept gifts, grants, and other donations from private sources in order to reduce the application and renewal fees.

**History:** 2008, Initiated Law 1, Eff. Dec. 4, 2008.

**Compiler's note:** MCL 333.26430 of Initiated Law 1 of 2008 provides:

10. Severability.

Sec. 10. Any section of this act being held invalid as to any person or circumstances shall not affect the application of any other section of this act that can be given full effect without the invalid section or application.

### **333.26426 Administration and enforcement of rules by department.**

#### **6. Administering the Department's Rules.**

Sec. 6. (a) The department shall issue registry identification cards to qualifying patients who submit the following, in accordance with the department's rules:

- (1) A written certification;
- (2) Application or renewal fee;
- (3) Name, address, and date of birth of the qualifying patient, except that if the applicant is homeless, no address is required;
- (4) Name, address, and telephone number of the qualifying patient's physician;
- (5) Name, address, and date of birth of the qualifying patient's primary caregiver, if any; and
- (6) If the qualifying patient designates a primary caregiver, a designation as to whether the qualifying patient or primary caregiver will be allowed under state law to possess marihuana plants for the qualifying patient's medical use.

(b) The department shall not issue a registry identification card to a qualifying patient who is under the age of 18 unless:

- (1) The qualifying patient's physician has explained the potential risks and benefits of the medical use of marihuana to the qualifying patient and to his or her parent or legal guardian;
- (2) The qualifying patient's parent or legal guardian submits a written certification from 2 physicians; and
- (3) The qualifying patient's parent or legal guardian consents in writing to:
  - (A) Allow the qualifying patient's medical use of marihuana;
  - (B) Serve as the qualifying patient's primary caregiver; and
  - (C) Control the acquisition of the marihuana, the dosage, and the frequency of the medical use of marihuana by the qualifying patient.

(c) The department shall verify the information contained in an application or renewal submitted pursuant to this section, and shall approve or deny an application or renewal within 15 days of receiving it. The department may deny an application or renewal only if the applicant did not provide the information required pursuant to this section, or if the department determines that the information provided was falsified. Rejection of an application or renewal is considered a final department action, subject to judicial review. Jurisdiction and venue for judicial review are vested in the circuit court for the county of Ingham.

(d) The department shall issue a registry identification card to the primary caregiver, if any, who is named in a qualifying patient's approved application; provided that each qualifying patient can have no more than 1 primary caregiver, and a primary caregiver may assist no more than 5 qualifying patients with their medical use of marihuana.

(e) The department shall issue registry identification cards within 5 days of approving an application or renewal, which shall expire 1 year after the date of issuance. Registry identification cards shall contain all of the following:

- (1) Name, address, and date of birth of the qualifying patient.
- (2) Name, address, and date of birth of the primary caregiver, if any, of the qualifying patient.
- (3) The date of issuance and expiration date of the registry identification card.
- (4) A random identification number.
- (5) A photograph, if the department requires 1 by rule.

(6) A clear designation showing whether the primary caregiver or the qualifying patient will be allowed under state law to possess the marihuana plants for the qualifying patient's medical use, which shall be determined based solely on the qualifying patient's preference.

(f) If a registered qualifying patient's certifying physician notifies the department in writing that the patient has ceased to suffer from a debilitating medical condition, the card shall become null and void upon notification by the department to the patient.

(g) Possession of, or application for, a registry identification card shall not constitute probable cause or reasonable suspicion, nor shall it be used to support the search of the person or property of the person possessing or applying for the registry identification card, or otherwise subject the person or property of the person to inspection by any local, county or state governmental agency.

(h) The following confidentiality rules shall apply:

(1) Applications and supporting information submitted by qualifying patients, including information regarding their primary caregivers and physicians, are confidential.

(2) The department shall maintain a confidential list of the persons to whom the department has issued registry identification cards. Individual names and other identifying information on the list is confidential and is exempt from disclosure under the freedom of information act, 1976 PA 442, MCL 15.231 to 15.246.

(3) The department shall verify to law enforcement personnel whether a registry identification card is valid, without disclosing more information than is reasonably necessary to verify the authenticity of the registry identification card.

(4) A person, including an employee or official of the department or another state agency or local unit of government, who discloses confidential information in violation of this act is guilty of a misdemeanor; punishable by imprisonment for not more than 6 months, or a fine of not more than \$1, 000.00, or both. Notwithstanding this provision, department employees may notify law enforcement about falsified or fraudulent information submitted to the department.

(i) The department shall submit to the legislature an annual report that does not disclose any identifying information about qualifying patients, primary caregivers, or physicians, but does contain, at a minimum, all of the following information:

(1) The number of applications filed for registry identification cards.

(2) The number of qualifying patients and primary caregivers approved in each county.

(3) The nature of the debilitating medical conditions of the qualifying patients.

(4) The number of registry identification cards revoked.

(5) The number of physicians providing written certifications for qualifying patients.

History: 2008, Initiated Law 1, Eff. Dec. 4, 2008.

Compiler's note: MCL 333.26430 of Initiated Law 1 of 2008 provides:

10. Severability.

Sec. 10. Any section of this act being held invalid as to any person or circumstances shall not affect the application of any other section of this act that can be given full effect without the invalid section or application.

In subsection (h)(4), the dollar amount "\$1, 000.00" contains a space between the comma and first zero, and evidently should read "\$1,000.00".

### 333.26427 Scope of act; limitations.

#### 7. Scope of Act.

Sec. 7. (a) The medical use of marihuana is allowed under state law to the extent that it is carried out in accordance with the provisions of this act.

(b) This act shall not permit any person to do any of the following:

(1) Undertake any task under the influence of marihuana, when doing so would constitute negligence or professional malpractice.

(2) Possess marihuana, or otherwise engage in the medical use of marihuana:

(A) in a school bus;

(B) on the grounds of any preschool or primary or secondary school; or

(C) in any correctional facility.

(3) Smoke marihuana:

(A) on any form of public transportation; or

(B) in any public place.

(4) Operate, navigate, or be in actual physical control of any motor vehicle, aircraft, or motorboat while under the influence of marihuana.

(5) Use marihuana if that person does not have a serious or debilitating medical condition.

(c) Nothing in this act shall be construed to require:

(1) A government medical assistance program or commercial or non-profit health insurer to reimburse a

person for costs associated with the medical use of marihuana.

(2) An employer to accommodate the ingestion of marihuana in any workplace or any employee working while under the influence of marihuana.

(d) Fraudulent representation to a law enforcement official of any fact or circumstance relating to the medical use of marihuana to avoid arrest or prosecution shall be punishable by a fine of \$500.00, which shall be in addition to any other penalties that may apply for making a false statement or for the use of marihuana other than use undertaken pursuant to this act.

(e) All other acts and parts of acts inconsistent with this act do not apply to the medical use of marihuana as provided for by this act.

History: 2008, Initiated Law 1, Eff. Dec. 4, 2008.

Compiler's note: MCL 333.26430 of Initiated Law 1 of 2008 provides:

10. Severability.

Sec. 10. Any section of this act being held invalid as to any person or circumstances shall not affect the application of any other section of this act that can be given full effect without the invalid section or application.

### **333.26428 Defenses.**

#### **8. Affirmative Defense and Dismissal for Medical Marihuana.**

Sec. 8. (a) Except as provided in section 7, a patient and a patient's primary caregiver, if any, may assert the medical purpose for using marihuana as a defense to any prosecution involving marihuana, and this defense shall be presumed valid where the evidence shows that:

(1) A physician has stated that, in the physician's professional opinion, after having completed a full assessment of the patient's medical history and current medical condition made in the course of a bona fide physician-patient relationship, the patient is likely to receive therapeutic or palliative benefit from the medical use of marihuana to treat or alleviate the patient's serious or debilitating medical condition or symptoms of the patient's serious or debilitating medical condition;

(2) The patient and the patient's primary caregiver, if any, were collectively in possession of a quantity of marihuana that was not more than was reasonably necessary to ensure the uninterrupted availability of marihuana for the purpose of treating or alleviating the patient's serious or debilitating medical condition or symptoms of the patient's serious or debilitating medical condition; and

(3) The patient and the patient's primary caregiver, if any, were engaged in the acquisition, possession, cultivation, manufacture, use, delivery, transfer, or transportation of marihuana or paraphernalia relating to the use of marihuana to treat or alleviate the patient's serious or debilitating medical condition or symptoms of the patient's serious or debilitating medical condition.

(b) A person may assert the medical purpose for using marihuana in a motion to dismiss, and the charges shall be dismissed following an evidentiary hearing where the person shows the elements listed in subsection (a).

(c) If a patient or a patient's primary caregiver demonstrates the patient's medical purpose for using marihuana pursuant to this section, the patient and the patient's primary caregiver shall not be subject to the following for the patient's medical use of marihuana:

(1) disciplinary action by a business or occupational or professional licensing board or bureau; or

(2) forfeiture of any interest in or right to property.

History: 2008, Initiated Law 1, Eff. Dec. 4, 2008.

Compiler's note: MCL 333.26430 of Initiated Law 1 of 2008 provides:

10. Severability.

Sec. 10. Any section of this act being held invalid as to any person or circumstances shall not affect the application of any other section of this act that can be given full effect without the invalid section or application.

### **333.26429 Failure of department to adopt rules or issue valid registry identification card.**

#### **9. Enforcement of this Act.**

Sec. 9. (a) If the department fails to adopt rules to implement this act within 120 days of the effective date of this act, a qualifying patient may commence an action in the circuit court for the county of Ingham to compel the department to perform the actions mandated pursuant to the provisions of this act.

(b) If the department fails to issue a valid registry identification card in response to a valid application or renewal submitted pursuant to this act within 20 days of its submission, the registry identification card shall be deemed granted, and a copy of the registry identification application or renewal shall be deemed a valid registry identification card.

(c) If at any time after the 140 days following the effective date of this act the department is not accepting applications, including if it has not created rules allowing qualifying patients to submit applications, a notarized statement by a qualifying patient containing the information required in an application, pursuant to

section 6(a)(3)-(6) together with a written certification, shall be deemed a valid registry identification card.

History: 2008, Initiated Law 1, Eff. Dec. 4, 2008.

Compiler's note: MCL 333.26430 of Initiated Law 1 of 2008 provides:

10. Severability.

Sec. 10. Any section of this act being held invalid as to any person or circumstances shall not affect the application of any other section of this act that can be given full effect without the invalid section or application.

### **333.26430 Severability.**

#### **10. Severability.**

Sec. 10. Any section of this act being held invalid as to any person or circumstances shall not affect the application of any other section of this act that can be given full effect without the invalid section or application.

History: 2008, Initiated Law 1, Eff. Dec. 4, 2008.

Compiler's note: MCL 333.26430 of Initiated Law 1 of 2008 provides:

10. Severability.

Sec. 10. Any section of this act being held invalid as to any person or circumstances shall not affect the application of any other section of this act that can be given full effect without the invalid section or application.

AGENDA 8-23-10  
ITEM L-5.

## VILLAGE OF DEXTER

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### MEMO

**To: President Keough and Village Council**  
**From: Donna Dettling, Village Manager**  
**Date: August 23, 2010**  
**Re: DDA Board Recommendation for Reappointments**

Below is a list of current DDA Board members and their terms. At the August 19, 2010 DDA meeting, the Board took action to update appointments and terms as shown.

**The DDA Board asks Council to take action to affirm their recommendations for reappointments, including reaffirming member terms. Your action will help formalize going forward the reappointment process.**

Michigan compiled law requires staggered 4-year terms.

<b>DDA Board Member</b>	<b>Term</b>
Tom Covert	2008-2012
Joe Nowak, possibly resigning	2008-2012
Rich Bellas	2008-2012
Steve Brouwer	2009-2013
Gary Vanderhagen	2009-2013
Fred Schmid	2009-2013
Carol Jones	2010-2014
Fred Model	2010-2014
Vacant	2010-2014
Dan O'Haver	2011-2015
Steve Brouwer	2011-2015
Dick Lundy	2011-2015

