

CASCO TOWNSHIP BOARD OF TRUSTEES
MINUTES REGULAR MEETING
MONDAY, APRIL 16, 2018 @ 7:00PM

Approved 5/21/18

CALLED TO ORDER: Overhiser called meeting to order at 7:02 pm and led in the Pledge of Allegiance.

PRESENT: Overhiser, Macyauski, Winfrey, Graff, Brenner, Judge William Baillargeon and 39 other interested people.

ABSENT: None

Allan introduced Judge Baillargeon to speak.

Judge Baillargeon gave us a copy of the courts annual report for 2017, last year it was suggested to make these reports available at the libraries, they have made some extra copies of the report to get those to each of the libraries.

He said this is his third term for the Chief District Court Judge and he is so proud of their staff, their clerks are doing phenomenal work, the court is being valued at the very top of the state for timing of reports and accuracy and that is largely driven by our court administrator Linda Lenahan. One of the things that he said he is proud to talk about is the specialty courts, it has been about ten years now that we started the drug treatment court. We have those that have succeeded in the program that work, pay taxes, then those that don't succeed in the court, prison costs \$4,500 each year per prisoner. Rather than us paying for them we are getting them back into society, he said this is a real positive thing. He also mentioned the Mental Health Treatment Court which Judge Skocelas presides over.

The newest court is the Sobriety Treatment Court, we are already over capacity and we are on track to have their first graduation. The court that he said he is most proud of is the Veterans' Treatment Court, began operation on February 7, 2014, and it is the first fully regionalized Veterans Treatment Court in the State of Michigan. The veterans have done very well in this program, they will be hosting the 10th graduation and that marks about 20 veterans that have completed this program.

Deputy Kurt Katje stated that last month there were 57 complaints and he took 23 of those even though he was off work due to injury, he did 31 traffic stops, he wrote some tickets. With the recent storms last weekend, if your still without power, Consumers is getting to everyone as soon as possible. He mentioned to check your power poles, if they are leaning or are cracked, let consumer know. He also warned about tax scams, the IRS does not call you ever, so do not send any money if you get these calls. He announced that there is a little girl by the name of Avery was just diagnosed with an inoperable brain tumor, her father is a full time Saugatuck Fireman. There will be a fund raiser this Saturday, at the Ganges Fire Hall, 50/50 drawing, \$12.00 a piece for dinner, take out or eat there.

Kurt mentioned a snapped off cable on dead man's curve, dispatch called Frontier, AT&T, Comcast and none of them said it was theirs.

PUBLIC COMMENTS:

Dan Fleming commented on the building height issue. He didn't feel there was any good discussion about what would change in the way it was worded, there wasn't any real reasons given for the change. Nothing was mentioned to what the balance of the change was, who was giving and who was being taken away from. He suggested to the board if they don't have any reason for it, either send it back to the Planning Commission or just throw it out.

John Weaver wanted to know what we're solving by lowering the building heights, he said they have been building houses in Miami Park the last ten twelve years and they have two more to go and the

value of doing that and what we're solving by that, you think you can do something and now someone is trying to change that to something else. You can get a view of the lake at 3 ½ stories and now you can't get a view of the lake, I don't think the property value was considered with this idea.

Mike Werkema talked about the township debt from back 2000 with the water/sewer, he said he got involved with Miami Park because he loved the area, he said he has sold a lot of nonconforming lots as a realtor, he sold a 60' lot to a Dr. who is going to make this his vacation home and is not intending on renting it and now he is going to be limited to what he can do. He thinks this needs to be tabled or have a lot more discussion on this before the zoning is changed on the height of the homes.

Julie Werkema discussed the remarks about preserving the neighborhood by not allowing the building of 3 story homes, change zoning to 35' or 2/1/2 stories, how does that preserve the neighborhood. She feels this is only an attack on Miami Park.

Steve Napen stated he had just bought property on the lake shore and he plans on building a three-story home, he likes the character of the three-story homes, he is upset about the possible changing of the height of the homes. He doesn't understand of what is going on in this township.

Chris Barczyk remarked about the three-story homes. He said some people don't get the South Haven Paper and they didn't know about the hearing to give their opinion and it wasn't on the web site in time.

John VanTil stated he is a builder in the area he has concern for his clients building in Miami Park, his clients have already had their homes designed this time line will do some damage to his clients, \$20,000 or more damage to change course that quickly is a problem. As a builder we build what our clients want, the look of the three-story home is very popular now.

Darren Massey from Miami Park would like to reinforce John Weavers comments, what is the problem that were trying to solve? The planner brought this up and then a member of the Planning Commission jumped on this, again, what is the problem that were trying to solve? He feels that a lot of this got mixed up with the rental discussion, the Rental Ordinance says the maximum of occupancy is 12 people, some people think that if you reduce the height of the house it would reduce the number of people you can house.

Reports:

Clerk-

Cheri presented the minutes for Regular Meeting 3/19/18 and for the Special Meeting 3/24/18.

Judy made motion to accept the minutes 3/19/18. Lu supported. Judy said that there is an error on page 3 planning commission first line change building event ordinance change to special event ordinance. All votes in favor. Motion carried.

Paul made motion to approve minutes 3/24/18. Lu supported. All vote in favor. Motion Carried.

Cheri stated that she set up new chart of accounts for Rental

101.000.09100	Accounts Receivable-Renting
101.401.71200	Rental Wages
101.401.72000	Rental FICA-Medicare
101.401.79900	Rental Misc. Supplies
101.401.80100	Rental Contractual Services
101.401.80200	Rental Legal Fees
101.401.85200	Rental Postage
101.401.85300	Rental Printing
101.401.90100	Rental Legal Advertising
101.401.90200	Rental Mileage
101.401.93000	Rental Website Fees

I will bring the budget amounts for these accounts next month.

I have some amounts to be amended, election supplies, we have gone over \$572.00 because of supplies needed, windowed envelopes to send absentee applications out and envelopes to send the absentee ballots out in.

Monday 4/9/18 we hosted training for re-certification for election workers there were two other townships that came here.

On 4/11/18 the Board of Canvassars were here to inspect the townships ballot bags.

Thursday 4/12/18 Kathy and myself went to Laketown Township for training on the new voting equipment. I went in the morning and Kathy went in the afternoon. We will set up a time to train our election workers on the new equipment.

Saturday, 4/14/18 The Miami Park Waste Management Group had a meeting at the township at 1:00pm
 May 10, 2018 either Kathy or myself will go to the South Haven High School to register any Casco high school students that will be 18 by November 2018. AAUW contacted me to do this, they are trying to educate the children on how important it is to vote.

June 19 thru the 22nd I'm thinking about going to MAMC (Michigan Association of Municipal Clerks) conference at Grand Traverse Resort, Acme. Michigan. The cost for the conference is \$620.00, we will probably find a campground close by to stay at instead of me staying at the resort.

On the May 8 Election, I have two sample ballots here, Fennville Public School and South Haven Public school millage renewals are the only things on the May 8th election.

Treasurers

The balances are as follow:

General Fund	Balance	\$638,515.94
Parks Fund	Balance	\$ 78,334.55
Senior Services Fund	Balance	\$ 74,666.93
Fire Dept. Fund	Balance	\$751,374.76
Road Fund	Balance	\$500,966.22
Police Fund	Balance	\$162,729.86
Cemetery Fund	Balance	\$111,148.42
Collected Tax Acct	Balance	\$ 666.45
Lakeview Sewer	Balance	\$ 20,160.89
Lakeview Water	Balance	\$ 7,053.21
Pacific Sewer	Balance	\$ 13,850.59
Pacific Water	Balance	\$ 33,512.70
Orchard Sewer	Balance	\$ 39,532.39
Lakeview Paving	Balance	\$ 62,335.77
102 nd Ave.	Balance	\$ 54,572.52
Beach Dr	Balance	\$410,480.08

Lu made a motion to approve the following

General Fund	Orders#24896-24943 in the amount of	\$ 40,692.15
Parks Fund	Orders#1015-1027 in the amount of	\$ 4,664.91
Seniors Fund	Orders#669-674 in the amount of	\$ 2,985.24
Collected Tax	Orders#3415-3443 in the amount of	\$1,695,273.95
Police Fund	Orders#210-214 in the amount of	\$ 14,198.75
Fire Fund	Orders#3956 in the amount of	\$ 121,450.10

Cheri supported. All in favors. Motion Carried.

Lu asked for permission to order a new telephone system. The cost for the equipment, training, setup is \$3,225.00. This would take four to six weeks to install.

Judy made motion to approve the purchase of a new telephone system. Paul supported.

Allan suggested we take it out of the building dept telephone \$3,225.00.

Judy made motion to approve the purchase of a new telephone system in the amount of \$3225.00 and take it out of the Building Dept Telephone.

All votes in favor. Motion Carried.

Parks

Clay presented the report as follows

1. The committee is advising the township board that the restorative plantings in Miami Park due to unauthorized cutting have NOT survived. The committee recommends to the board that they review the agreement with the resident responsible and take appropriate action.
2. Committee members will do inspections of the parks and come up with a task list of items to be corrected. The Friends Group has selected Saturday May fifth for their spring clean-up.
3. Committee members will be helping with the installation of the basketball hoop at township hall.
4. Installation of wastebasket at the top of the beach stairs and signs for first street access need to be installed. Some rails need to be procured to repair fence that has been broken due to falling trees.
5. Parks sub-committee members will develop a preserve mowing plan as the spring progresses.
6. Committee member Rachel Ridley will begin the process of starting a "FaceBook" page for the parks.
7. In May, the committee will do the annual review of the 5- year action plan.
8. In a related activity, the Allegan county parks will conduct a "bridge turning" at the New Richmond Park on April 27, 2018 at 10:30am. The park is north of Fennville on the Kalamazoo River and this event is in conjunction with a Salmon release by Fennville elementary school.

Allan mentioned that they have reduced Pam's scope, we aren't trying to get a grant at this time, Pam agreed and thought that was fine.

She agreed to be of any help we would need.

County

Tom Jessup, County Commissioner, said that at West Side Park they are in the process of removing half of the stairs and the county insurance company is going to pay for this. Half of the ramp will be taken out, on Memorial Day at West Side Park there is going to be a World War I Dedication, they are having the memorial redone this will be quite a celebration, Memorial Day at 2:30pm.

Septic and well permits went up the first of the year, we are trying to get 15 days out but that isn't working, we are still one sanitarian down.

Ballot issues for August –

911 millage \$3.00 covers all the calls

Senior Service .493 mills

State is proposing yearly septic tank inspections.

Planning Commission

Judy said just the ordinance that they are working on.

ZBA

Paul said they have something in May.

SHAES

Allan reported that they are in the process of replacing all their foam. SHAES is planning on getting chest compressors for each ambulance.

Water/Sewer

Allan stated we are still on track to meet the debt requirement we are at 17 ½ to date with a couple months to go but we still need growth. Still on track to go to SHAWSA in July.

OLD BUSINESS:

- Fireworks Ordinance:

The board has had a month to look at the Fireworks Ordinance, Allan read the Ordinance, Allan said that Allegan County Undersheriff Larson thought the ordinance was straight forward, he had no issues with the language.

Paul thought that paragraph (a) is going to handle most of the problems that we would have in the township.

He is okay with (b) no fireworks on property owned by the township.

He feels that (d) is targeting renters, it says only the owner of the dwelling can do fireworks.

- Host Compliance Update

Allan read Kathy's report-

Host Compliance was contracted and there will be training this Thursday for the Supervisor, Clerks office, and Zoning clerk. Others will be trained later.

We now know the Hotline number: 435-787-4357.

Cheri has set up new chart of accounts for Rental to track the costs related to short-term rentals and incoming payments for registration fees and any penalties assessed.

Postcards were mailed to all property owners in the township and will be sent to all local rental agents to notify them of the need to register, if renting or advertising to rent.

The website has been updated with current information and instructions, and to prominently feature the Hotline number on the home page.

We have received quite a few calls (between 15 & 20) to clarify whether the regulatory ordinance affects them or not.

We have received a few applications, with their rental agreements.

After registering, a pack will be given or sent that includes their Rental Certificate, Red "R" sticker to put on their green SHAES address marker, Good Neighbor policy, copy of the Regulatory Ordinance.

Next Steps Include:

- Develop the letters to be used in the compliance process
- Merging flow charts from Sheriff, Host Compliance, and the Township
- Build list of registered rentals for website

We would like to send out a Press Release we are the only township in southwestern Michigan that has contracted with Host Compliance maybe the only municipality in Michigan. Allan read the press release.

Casco Launches 24x7 Hotline to Support Short-Term Rental Ordinance Enforcement

Casco Township, Mi has faced the same struggle with short-term rentals as other Southwest, Mi cities in recent years. In an effort to maintain the economic benefits of rentals while preserving the character of our neighborhoods Casco is taking an innovative approach to deal with rental ordinance compliance and enforcement by launching a 24/7 hot line to provide real time response to rental complaints. In cooperation with Host Compliance LLC, Casco's newly established hotline allows neighbors to report rental complaints or ordinance violations and get help with immediate resolution. A call to 435-STR-HELP (435-787-4357), at any time, including nights and weekends, puts the caller in touch with an experienced team who will reach out to owners, agents or the township supervisor in an effort to resolve situations quickly. The hot line coupled with strong regulatory and noise ordinances is designed to maintain our quiet neighborhood settings while supporting the economic development that short-term rentals bring to the community.

About the Township of Casco

Casco Township is a general law township in Allegan County in the U.S. state of Michigan. The population was 2,823 at the 2010 census. It is primarily composed of single family neighborhoods, rural residential, and agricultural areas. It has over 6 miles of lakefront along Lake Michigan.

About Host Compliance

Host Compliance (<https://compliance.com>) is the world's leading provider of short-term rental compliance monitoring and enforcement solutions for local governments. Host Compliance helps local governments ensure that short-term renters and landlords comply with local ordinances to keep local citizens safe and maintain neighborhood character while enabling home owners to utilize their properties for short-term rentals in a respectful manner.

Judy asked where is this going to be published? Allan said probably Holland Sentinel, South Haven, Benton Harbor, Kalamazoo Gazette, Allegan, might be on some TV stations.

This is going to be on the website and possibly in the newsletter.

Judy made motion for the publication of the press release. Paul supported. All votes in favor. Motion carried.

- Rental Ordinance Update
- Preserve beach stairs quote

John Brush thought it was too early to try and repair the bottom stairs at the Preserve, there isn't anything to attach them to.

NEW BUSINESS:

- Proposed Zoning Amendment Event Venue

Judy reported that the PC had a Public Hearing on the 11th of April 2018, there are two sets of changes one is the

Section 2. Amendment of Section 2.19 – Definitions – S is amended to add the following defined terms in alphabetical order:

SHARED DRIVEWAY

And the other is

SPECIAL EVENTS VENUE

This is a recommendation from the planning commission to the board. There were some people that objected to the special events venue. Allan said he talked to one lady that was concerned about the special events venue, amplified music must comply with the noise ordinance, this special events venue is for the agriculture districts only.

Neighbors would be notified if there was an application for a Special events venue.

Ordinance # 0416-2-18

AN ORDINANCE TO AMEND THE CASCO TOWNSHIP ZONING ORDINANCE; TO AMEND SECTION 2.17, DEFINITIONS – P TO ADD DEFINITION ‘PRIVATE ROAD’; TO AMEND SECTION 2.19, DEFINITIONS – S TO ADD DEFINITIONS ‘SHARED DRIVEWAY’, AND ‘SPECIAL EVENTS VENUE’; TO ADD SECTION 3.39, SHARED DRIVEWAYS; TO AMEND SECTION 5.02, PERMITTED USES AND SPECIAL USES TO INCLUDE A NEW SPECIAL USE CALLED ‘SPECIAL EVENTS VENUE’; AND TO AMEND SECTION 15.03, SPECIFIC USE STANDARDS TO INCLUDE A NEW SUBSECTION UU CALLED ‘SPECIAL EVENTS VENUE’. (IN SUMMARY, FULL TEXT CAN BE SEEN AT THE HALL OR THE WEBSITE, WWW.CASCOTOWNSHIP.ORG)

CASCO TOWNSHIP, ALLEGAN COUNTY, MICHIGAN HEREBY ORDAINS:

Section 1. Amendment of Section 2.17. Section 2.17 – Definitions – P is amended to amend the following defined term to read as follows:

PRIVATE ROAD

A private owned and maintained thoroughfare meeting the requirements of Section 3.26 of this Ordinance and providing access to three (3) or more individual lots or parcels.

Section 2. Amendment of Section 2.19. Section 2.19 – Definitions – S is amended to add the following defined terms in alphabetical order:

SHARED DRIVEWAY

A privately owned and maintained thoroughfare meeting the requirements of Section 3.39 of this Ordinance and providing access to no more than two (2) individual lots or parcels.

SPECIAL EVENTS VENUE

Rental space in a barn, accessory building, outside area, or tent for functions such as, but not limited to: wedding parties, conferences, service club meetings, and other similar gatherings, with or without the serving of food.

Section 3. Amendment of Section 3.39. Section 3.39 – Share Driveways is added to read as follows:

SECTION 3.39 SHARED DRIVEWAYS

- A. Purpose. The Township determines that it is in the best interest of the Community to regulate the construction, improvement, extension, relocation, and use of shared driveways. Shared driveways are only permitted in the AG and RR districts. These provisions have been enacted to assure that proposed shared Driveways:
 - 1. Will not be detrimental to the public health, safety, or general welfare;
 - 2. Will not adversely affect the long-term development policies of the Township;
 - 3. Will be designed and constructed with width, surface, and grade to assure safe passage and maneuverability of private vehicles, police, fire, ambulance, and other safety vehicles; and
 - 4. Will be constructed to protect against or minimize soil erosion and prevent damage to the lakes, streams, wetlands, and natural environment of the Township.
- B. Frontage and Access. (Frontage required along private driveway)
- C. Permits. (Permit from Zoning Administrator and/or other agencies)
- D. Design Requirements. The construction of a shared driveway shall conform to the Following construction standards. (List of requirements.)
- E. Maintenance and Repairs. Shared driveways shall be maintained in a manner that complies with the provisions of this Section. (List requirements)

F. Performance Guarantee, Drawings, and Indemnification.

Section 4. Amendment of Section 5.02. Section 5.02 – Permitted Uses and Special Uses is amended such that the following land use is added in alphabetical order:

	USES	AG
SPECIAL EVENTS VENUE		SU

Section 5. Amendment of Section 15.03. Section 15.03 – Specific Use Standards is amended to include a new subsection UU which reads as follows:

UU. Special events venue (Lists Requirements for use)

Section 6. Effective Date. The foregoing amendment to the Casco Township Zoning Ordinance was Approved and adopted by the Township Board of Casco Township, Allegan County, Michigan on 16 April 2018, after a public hearing as required pursuant To Michigan Act 110 of 2006, as amended. This Ordinance shall be effective on 7 May, 2018, which date is eight days after publication of the Ordinance as is Required by Section 401 of Act 110, as amended, provided that this effective Date shall be extended as necessary to comply with the requirements of Section 402 of Act 110, as amended.

Judy made a motion to accept the Shared Driveway and Special Event Venue Zoning change. Paul supported. Paul mentioned on what a good job the Planning Commission did on the hearing for the shared driveway and venue. All votes in favor. Motion Carried.

Roll Call Vote: Overhiser, yes, Paul, yes, Cheri, yes, Judy, yes, Lu, yes.

Yahs: 5

Nays: 0

- Proposed Amendment Height Restriction on nonconforming lots.

Judy explained that this came up from a gentleman that lowering building heights helps preserve the characteristics of the neighborhoods, meeting with Alfred he stated that you can have different building heights in different districts. Judy said Alfred didn't have a problem with nonconforming lot districts. Judy continued to say that basically this was in regard to the older subdivisions such as, Glenn Shores, Glenn Haven Shores, Miami Park the history of having restrictions on building height. She said she personally doesn't know the history of that, but the homes are the way they are is because of the restrictions on and then it was increased in the zoning 12 years ago because SHAES could support 35 'to 2 ½ stories for township wide. This came up again, Lenae brought it up, this is a way to maintain the characteristics of communities that are older, recently developed or older than 10 years. In the Planning Commission discussion, which it was not unanimous, we said it was important to maintain the characteristics of the subdivisions. Preservation of the characteristics of the neighborhoods was the basis of this ordinance change. This is the draft that was presented at the public hearing and after the public hearing comments, we recommended to present this to the board for the change.

Allan said that he to struggled to understand the why of changing the building heights. Allan read his thoughts on constricting the height, he is not for or against this.

I would like to start out by stating that I am neither for or against the proposed height restrictions but rather to state that the decision and especially the reasons for the decision are underdeveloped. In my opinion more questions need to be answered and I am concerned with potential unintended consequences. I felt that there was merit to the idea as an "occupancy control mechanism" during early rental discussions but the Rental Regulatory Ordinance now controls to the g on his water/sewer hat, I

felt that there was a merit to the idea that there was a control mechanism, during early rental discussions the rental regulatory ordinance there is concerns. There could be concerns about septic systems and the ability to handle houses in areas not served by public to handle in areas not served by public sewer and maybe more, but I haven't heard them.

More importantly, I am concerned about treating the area north of 107th the same as south of 107th. All of our documents expressly state the areas are different given sewer and water availability and the associated debt that the township is responsible for. The Township and the board have spent a lot of time to communicate that Water and Sewer has been installed south of 107th Ave. and that a significant debt was incurred. The debt and repayment ability has been discussed at many meetings for more than 15 years. The Water and Sewer Authority refinanced some of the older debt to be able to cash flow the existing debt based on a modest growth rate. The growth rate was based on assumption lots of time to communitantly I am concerned about treating the area north of 107th other than south of 107th and it expressly states that the given sewer and water ability and the association that the township is responsible for. The township and the board have had time to communicate that the water and sewer south of 107th and the debt that is incurred. The payment ability has been discussed at meetings for more that 15 months the water and sewer claim the older debt is being addressed and it was based on assumptions and one important variable was how to control over non-conforming lots in addition most recently the township has participated in special assessments Lakeview sewer, Lakeview Water, Pacific sewer, Pacific water, Lakeview Paving, 102nd Avenue, Beach Dr. water have petitioned to have water/sewer extended to lots and held hearings for the special assessment districts, were approved with the understanding that the homeowners pay 100% of the cost and the possibility of repaying the debt over 15 years. You can think about it in terms that the Township is in partnership with the land owners and the development and ultimately mean to develop. We place additional restrictions on the building this would slow building down and put the townships at risk. Recently growth has been good and that foreclosures haven't existed, and the homes are in permanent conditions and we know that we cannot control economic conditions, but we can control growth.

If we are going to change a practice that may affect growth over ten years, then we must question if this will affect the financial impact because financial commitments are based on existing regulations I think that whenever a decision in zoning regulations south of 107th is being considered we are required at the planning commission and at the board level to be able to pay our debt. He said he would like to point out the fact that in our zoning ordinance and in our masterplan talk about the areas south of 107th that are served by sewer/water then we talk about the area north of 107th. We have the lakeshore A & B and we also talk about the intent to recognize this we have talked with concern to the payment of debt.

After a lengthy discussion it was recommended to send the proposed ordinance back to the planning commission.

Lu made motion to send the proposed amendment height restriction back to the planning commission to develop the reasoning better and to look at the area north of 107th differently than south of 107th Ave. Judy asked what is the key point that the planning commission needs to address? Allan said that he wanted to make sure that the change doesn't impact the ability the township paying back our debt and that we don't affect the lots that have special assessments. Paul supported. Judy wants reasons why the board wants the pc to address

Discussion about changing the value of the non-conforming lots

If the value proposition changes to the degree of lots and become to high priced and they can't put the house on them what the people want. We get permits in here for 3 story homes, and that is what people want, and we lose sales because of this, and people go elsewhere. It cost a lot of money to build a house on these lots they are paying 100%, the other problem is, if you throw on the special

assessment charges, it is expensive, if they walk away from the lot and it goes back to the County, then what do we do.

Judy made motion to send it back to the planning commission to look at the area north of 107th verses south of 107th and financial commitments that we have with water/sewer and the area served by water/sewer. Paul supported.

- Employee Compensation Change

Allan stated that Kathy Stanton has done a lot of work for the rental issue and he thinks that her compensation should be changed to \$16.50 for the rental work for recognition of the valuable work that she has done.

Allan made motion to change Kathy Stanton’s hourly pay increase to \$16.50 per hour for her rental work retro- active to April 1, 2018. Paul supported. All votes in favor. Motion Carried.

- Ballot Language Zoning Text Amendment Ordinance Referendum Proposition

Cheri presented a Petition Review Report which is as follows:

After receiving a letter of intent to file petitions to force a referendum on whether to accept or reject the changes to the Zoning Ordinance related to Short-Term and Long-Term rentals, petitions with 286 signatures were submitted on 41 sheets with the following statement at the top:

“We, the undersigned qualified and registered electors in the township of Casco in the county of Allegan, state of Michigan, respectfully petition for: referendum election pursuant to the Michigan Zoning Enabling Act on the approval or rejection of Casco Township Ordinance No. 2-19-2018 published on February 25, 2018 in the South Haven Tribune amending Sections 1-17 of the Casco Township Zoning Ordinance to add Short Term and Long Term Rentals as a permitted use in every zone district and to add definitions and regulations applicable to Short Term and Long Term Rentals.”

One sheet, with one signature was eliminated because it was not signed by a Circulator. The Clerk and Deputy Clerk completed verification on all the signatures on the remaining sheets. 14 additional signatures were not verifiable. All signatures that weren’t initially verifiable were checked 2 more times, search both for the last name and address. When the searches couldn’t find the voter, the signatures was deemed rejected. They may not have been registered voters in Casco Township, the signatures and printed name may not have been entirely legible, or they may not have signed with a name or address that could be connected to a registered voter.

271 signatures were verified. Only 144 signatures were required to force a referendum, based on 15% of actual voters in the 2012 election for governor. The referendum will move forward, and is currently planned for the August 7 election.

Allan read the following Amendment prepared by our Attorney:

ZONING TEXT AMENDMENT ORDINANCE REFERENDUM RESOLUTION

WHEREAS, on February 19, 2018, the Casco Township Board adopted a Zoning Text Amendment Ordinance; and

WHEREAS, the Zoning Text Amendment Ordinance was published in accord with the Michigan Zoning Enabling Act (“MZEA”) on **February 25, 2018**; and

WHEREAS, pursuant to a notice of intent filed with the Township per the MZEA, a referendum Petition was timely filed with the Township, with the requisite number of signatures required

By the MZEA; and

WHEREAS, the Township Board is obligated to place before the electors of the Township the question of whether or not the Zoning Text Amendment Ordinance should take effect;

THEREFORE, the Township Board resolves as follows:

1. Pursuant to the Michigan Election Law and the MZEA, the Township Board determines To submit to the qualified electors of the Township the following proposition:

ZONING TEXT AMENDMENT ORDINANCE REFERENDUM PROPOSITION

Shall the Zoning Text Amendment Ordinance, adopted by the Casco Township Board on February 19, 2018, amending the Casco Township Zoning Ordinance ~~by regulating~~ **to permit** the long term and short term rental of single family dwellings in the Township **and adding related regulations and definitions**, take effect?

2. The foregoing ballot question shall be submitted to the qualified electors of the Township At the August 7, 2018 election.

3. The Township Clerk shall file the foregoing ballot question with the Allegan County Clerk as required by law.

4. The Township Clerk shall cause the notice of registration for the election referenced above to be published as required by law.

5. The Township Clerk shall cause the notice of election for the election to be published as required by law.

6. All resolutions in conflict with this resolution are revoked to the extent of such conflict.

ROLL CALL VOTE:

YES: OVERHISER, BRENNER, GRAFF, MACYUSKI, WINFREY

NO: NONE

ABSENT: NONE

Resolution declared adopted on **April 16, 2018**.

Cheryl Brenner
Casco Township Clerk

Sally Newton asked to have the results yes or no answer be explained to the public.

Paul made motion to change the language to omit by regulating and add **to permit** and **adding related regulations and definitions**, take effect? Lu supported.

Roll Call vote: Overhiser yes, myself, yes, Graff, yes, Macyuski, yes, Winfrey, yes

SENIOR SERVICES MILLAGE RENEWAL RESOLUTION

WHEREAS, Public Act 39 of 1976 ("Act 39"), authorizes a local unit of government to submit a millage proposition to its electorate, for up to one mill, to fund activities or services for older persons; and

WHEREAS, activities or services under Act 39 mean identifiable actions directed toward the improvement of social, legal, health, housing, educational, nutritional, recreational, or mobility status of older persons, being persons 60 years and older; and

WHEREAS, the Township Board desires to submit the Senior Services Millage Renewal Proposition to the Township electors in the general election to be held on Tuesday, August 7, 2018.

THEREFORE, the Township Board resolves as follows:

1. Pursuant to Section 358a of the Michigan Election Law, the Township Board determines to submit to the qualified electors of the Township the following proposition:

SENIOR SERVICES MILLAGE RENEWAL PROPOSITION

Shall the previously voted increase of .25 mill in the tax limitation imposed under Article 1X, Section 6 of the Michigan constitution on general ad valorem taxes within Casco Township, reduced by the required roll back to .25 mill, be renewed and increased at .25 mill (\$0.25 per \$1,000.00 of taxable value for real and personal property) for the four year period of 2018 through 2021 inclusive, for the purpose of funding activities or services for older persons, meaning individuals over the age of 60 years in accordance with Public Act 39 of 1976; and shall the Township be authorized to levy such renewal? The estimated revenue the Township will collect if the millage is approved and levied in 2018 is \$ 55,885.00.

YES
NO

- 2. The foregoing ballot question shall be submitted to the qualified electors of the Township at the August 7, 2018 election.
- 3. The Township Clerk shall file the foregoing ballot question with the Allegan County Clerk as required by law.
- 4. The Township Clerk shall cause notice of registration for the election referenced above to be published as required by law.
- 5. The Township Clerk shall cause the notice of election for the election to be published as required by law.
- 6. All resolutions in conflict with this resolution are revoked to the extent of such conflict.

ROLL CALL VOTE:

YES: OVERHISER, GRAFF, BRENNER, MACYUSKI, WINFREY

NO: NONE

ABSENT: NONE

Resolution declared adopted on April 16, 2018.

Paul made motion to approve the .25 mill for Senior Services Renewal for 2018 through 2021 to go on the ballot for 8/7/18.

Lu supported

Resolution declared adopted on April 16, 2018.

Cheryl Brenner
Casco Township Clerk

- Road paving approval for 107th Ave.

Road bid for 107th Ave. in the amount of \$165,000.00 from West Michigan Paving. We had an estimate of \$195,000.00 that included overhead.

Allan made motion to accept the bid from West Michigan Paving. Paul supported.

The next Road Committee meeting is Wednesday April 25, 2018 at 7:00pm.

The insurance book is for next month, look on page 16, this is all of our liabilities, we can increase to \$3,000,000.00 for \$660.00 we are presently at \$2,000,000.00.

We have our Budget coming up, a special meeting for that was recommended.

PUBLIC COMMENT:

Valerie Baas
Dave Campbell
Lee Niffenegger

Judy made motion to adjourn. Lu supported.

Meeting adjourned at 10:10 pm.