

**HANDY TOWNSHIP BOARD OF TRUSTEES
REGULAR MEETING MINUTES
MONDAY, NOVEMBER 16, 2020**

The regular board meeting of the Handy Township Board of Trustees was held electronically via Zoom pursuant to the Open Meetings Act and called to order by Supervisor Alverson at 7:00 P.M... Members present: Eisele, Shear, Roddy and Munsell. All Board members announced they were attending the meeting virtually and stated they were located in Handy Township. Absent: None. Also attending electronically: Township Attorney -Homier, Zoning Administrator -Call, Zoning Assistant-Flanery, John Enos-Carlisle Wortman and members of the public who joined meeting via Zoom.

Approval of Agenda

MOTION MUNSELL SUPPORT EISELE TO APPROVE THE AGENDA AS PRESENTED. ROLL CALL VOTE. SHEAR-AYE, MUNSELL-AYE, RODDY-AYE, EISELE-AYE, ALVERSON-AYE. ABSTAIN-0, ABSENT-0, AYES-5, NAYS-0. MOTION CARRIED.

Brief Public Comments

Brief public comments were offered at 7:02 P.M. Resident Connie Pratt addressed the Board concerning the letter she submitted to Board Members. Steve Alchin addressed expansion of the Alchin Disposal business. Cory Alchin spoke concerning business needs, nonconforming business and need for type of business proposed. Victoria Alchin spoke concerning benefit of rezoning and availability of landfills. Attorney John Gormley spoke concerning letter sent to Board. No further public comments.

Minutes

Handy Township Board of Trustees Special Meeting Minutes of November 11, 2020
Correction on page 2 motion: change amount from \$20,000.00 to \$4,000.00.

MOTION RODDY SUPPORT EISELE TO APPROVE THE SPECIAL BOARD OF TRUSTEES MEETING MINUTES OF NOVEMBER 11, 2020 AS AMENDED. MUNSELL-AYE, RODDY-AYE, SHEAR-AYE, EISELE-AYE, ALVERSON-AYE. ABSTAIN-0, ABSENT-0, AYES-5, NAYS-0. MOTION CARRIED.

Approval of Bills

Bills in the amount of \$91,945.48 were presented for approval. Brief discussion concerning cost of election. Clerk reported that election went well, Board of Canvassers is finalizing canvass.

MOTION EISELE SUPPORT SHEAR TO APPROVE PAYMENT OF THE BILLS FOR NOVEMBER 16, 2020 IN THE AMOUNT OF \$91,945.48 TO BE PAID FROM THE APPROPRIATE ACCOUNTS. ROLL CALL VOTE. EISELE-AYE, RODDY-AYE, MUNSELL-AYE, SHEAR-AYE, ALVERSON-AYE. ABSTAIN-0, ABSENT-0, AYES-5, NAYS-0. MOTION CARRIED.

New Business

A) Electronic Participation Procedure: Open Meetings Act

Attorney Homier stated if Handy Township desires to have full attendance and participation by all members of the Township's public bodies, subject to the requirements of the Open Meetings Act, as amended by 2020 PA 228, the Township must adopt procedures to accommodate the absence of any member of the Public Body for any reason permitted by the OMA. This Procedure shall only apply to meetings that are required to be open to the public pursuant to the OMA. This will be in effect for all Township Boards.

MOTION EISELE SUPPORT MUNSELL TO ADOPT THE ELECTRONIC PARTICIPATION PROCEDURE: OPEN MEETINGS ACT AS PRESENTED. ROLL CALL VOTE. MUNSELL-AYE, EISELE-AYE, SHEAR-AYE, RODDY-AYE, ALVERSON-AYE. ABSTAIN-0, ABSENT-0, AYES-5, NAYS-0. MOTION CARRIED.

B) Zoning Text Amendment: Waste Management, Waste Transfer Stations & Processing Facilities #2020-2

Discussion: The text amendment would serve as an avenue for the Township Zoning Ordinance to provide regulations for waste management, waste transfer stations and processing facilities. Planner John Enos gave information on site plan review, green belts and set-backs. Applicants have the option to go to the Zoning Board of Appeals to request a reduction of the setback requirement. Trustee Munsell believes a 300 foot set-back for businesses is too high. Discussion concerning set back footage: if it extends from the property lines or the buildings. Attorney Homier stated interpretation is the property line. Discussion continued concerning reducing set-back.

MOTION RODDY SUPPORT EISELE TO APPROVE RESOLUTION #2020-2 ADOPTING ZONING TEXT AMENDMENT: WASTE MANAGEMENT, WASTE TRANSFER STATIONS & PROCESSING FACILITIES AS PRESENTED.

MOTION MUNSELL SUPPORT EISELE TO AMEND THE MOTION TO APPROVE THE RESOLUTION: ADOPTING THE ZONING TEXT AMENDMENTS: WASTE MANAGEMENT, WASTE TRANSFER STATIONS & PROCESSING FACILITIES #2020-2, TO REVISE THE REQUIRED SETBACKS AND REDUCE THEM FROM 300 FEET TO 100 FEET. ROLL CALL VOTE. RODDY-NAY, MUNSELL-AYE, SHEAR-NAY, EISELE-AYE, ALVERSON-NAY. ABSTAIN-0, ABSENT-0, AYES-2, NAYS-3. MOTION TO AMEND THE MAIN MOTION FAILS.

ROLL CALL VOTE ON THE MAIN MOTION. SHEAR-AYE, RODDY-AYE, MUNSELL-NAY, EISELE-AYE, ALVERSON-AYE. ABSTAIN-0, ABSENT-0, AYES-4, NAYS-1. MOTION CARRIED. RESOLUTION #2020-2 IS ADOPTED.

C) Conditional Zoning Agreement: Alchin Disposal

Discussion concerning agreement, procedure for reverting property to previous zoning classification and the approvals Alchin's business must obtain. Reviewed Planning Commission, Planner, Zoning Administrator and County Planning recommendations and Township Master Plan. Discussion continued concerning timeline requirements in agreement.

RESOLUTION #2020-1 WAS OFFERED BY MUNSELL AND SUPPORTED BY EISELE TO APPROVE A CONDITIONAL AMENDMENT TO THE TOWNSHIP ZONING ORDINANCE AND CONDITIONALLY APPROVE THE AGREEMENT WITH APPLICANT, ALCHIN'S DISPOSAL. ROLL CALL VOTE. MUNSELL-AYE, RODDY-NAY, SHEAR-NAY, EISELE-AYE, ALVERSON-NAY. ABSTAIN-0, ABSENT-0, AYES-2, NAYS-3. RESOLUTION FAILED.

RESOLUTION #2020-1 WAS OFFERED BY EISELE AND SUPPORTED BY RODDY TO DENY REZONING REQUEST FROM ALCHIN'S DISPOSAL FOR PARCEL NOS. 4705-09-300-065 & 4705-09-300-070 FROM NSC & AR TO I-2, INDUSTRIAL. ROLL CALL VOTE. RODDY-AYE, MUNSELL-NAY, EISELE-NAY, SHEAR-AYE, ALVERSON-AYE. ABSTAIN-0, ABSENT-0, AYES-3, NAYS-2. RESOLUTION DECLARED ADOPTED.

D) Approval for Sale of Township Owned Property: Parcel B (corner of W. Grand River and Nicholson Road)

Discussion concerning offer.

MOTION SHEAR SUPPORT RODDY TO AUTHORIZE SUPERVISOR ALVERSON TO PROCEED WITH SALE OF TOWNSHIP PROPERTY AND TO SIGN CLOSING DOCUMENTS FOR SALE OF TOWNSHIP PROPERTY PARCEL B, PARCEL NO. 4705-08-400-034 LOCATED AT GRAND RIVER AND NICHOLSON ROADS AS PRESENTED. ROLL CALL VOTE. SHEAR-AYE, EISELE-NAY, MUNSELL-NAY, RODDY-AYE, ALVERSON-AYE. ABSTAIN-0, ABSENT-0, AYES-3, NAYS-2. MOTION CARRIED.

E) Supervisor's Report

No trespassing, no hunting signs are up on Township owned properties. Parts have been ordered for hydrant needing repairs. Received a complaint from a resident concerning someone hitting their house with golf balls.

F) Treasurer's Report

Report was emailed to Board earlier today.

G) Clerk's Report

Election was reported on during expenditures.

Brief Public Comments
Cory Alchin addressed Board.

**MOTION RODDY SUPPORT MUNSELL TO ADJOURN AT 8:21 P.M.
ROLL CALL VOTE. EISELE-AYE, ALVERSONN-AYE, SHEAR-AYE,
MUNSELL-AYE, RODDY-AYE. ABSTAIN-0, ABSENT-0, AYES-5, NAYS-0.
MOTION CARRIED.**

Respectfully Submitted,

Pamela J. Hibbard
Recording Secretary/Deputy Clerk

Laura A. Eisele
Handy Township Clerk