

**CHARTER TOWNSHIP OF VAN BUREN BOARD OF TRUSTEES
NOVEMBER 14, 2016 WORK STUDY MEETING
TENTATIVE AGENDA**

ROLL CALL:

Supervisor Combs	_____	Trustee McClanahan	_____
Clerk Wright	_____	Trustee Miller	_____
Treasurer Budd	_____	Engineer Nummer	_____
Trustee Hart	_____	Attorney McCauley	_____
Trustee Jahr	_____	Secretary Montgomery	_____

UNFINISHED BUSINESS:

NEW BUSINESS:

1. Discussion on the clerical revision of Resolution 2016-03 (authorizing an Industrial Facilities Exemption for Mayser Polymer USA, Inc.).
2. Discussion on Resolution 2016-16 the 2017 Water and Sewer Fee Schedule.
3. Discussion on the Telecommunications Right-of Way permit application request by KEPS Technologies Inc., dba ACD.net.
4. Discussion on the Commercial Fireworks Display Permit Application by Great Lakes Fireworks LLC.
5. Discussion on the special land use request for parcel V-125-83-051-99-0003-005 also known as 11175 Haggerty Road so the property may operate as a drive-thru restaurant.
6. Discussion on the re-appointment of Norm DeBuck to the Environmental Commission.

PUBLIC COMMENT:

ADJOURNMENT:

Charter Township of Van Buren

Agenda Item: _____

WORK STUDY MEETING DATE: _____

NOVEMBER 14, 2016

BOARD MEETING DATE: _____

NOVEMBER 15, 2016

REQUEST FOR BOARD ACTION

Consent Agenda New Business _____ Unfinished Business _____ Public Hearing _____

ITEM (SUBJECT)	AGENDA ITEM: 1. Consider Board approval of a clerical revision of Resolution 2016-03 (authorizing an Industrial Facilities Exemption for Mayser Polymer USA, Inc.)
DEPARTMENT	Assessing
PRESENTER	Linda M. Stevenson, Assessment Coordinator
PHONE NUMBER	734-699-8946
INDIVIDUALS IN ATTENDANCE (OTHER THAN PRESENTER)	

Agenda topic: Industrial Facilities Exemption-Mayser Polymer, USA, Inc.

ACTION REQUESTED	
1. Consider Board approval of a clerical revision of Resolution 2016-03 (authorizing an Industrial Facilities Exemption for Mayser Polymer USA, Inc.)	

BACKGROUND – (SUPPORTING AND REFERENCE DATA, INCLUDE ATTACHMENTS)	
<p>As you are aware, the Van Buren Township Board approved Resolution 2016-03 on February 2, 2016 authorizing an Industrial Facilities Exemption for Mayser Polymer USA, Inc.</p> <p>Mayser has had some unforeseen challenges in regards to some of their permit processes. Unfortunately, they have postponed the starting of construction until next spring and plan on obtaining their Certificate of Occupancy in the fall of 2017. After discussion with the Michigan Department of Treasury it is necessary to add the verbiage "after completion" to Resolution 2016-03. This is reflected on the attached revised Resolution 2016-03.</p>	

BUDGET IMPLICATION	
IMPLEMENTATION NEXT STEP	Appropriate documents along with signed agreement forwarded to State Tax Commission

DEPARTMENT RECOMMENDATION	

ATTORNEY RECOMMENDATION	
(May be subject to Attorney/Client Privilege and not available under FOIA)	

ADDITIONAL REMARKS	
APPROVAL OF SUPERVISOR	

RESOLUTION SHOWING CLERICAL REVISIONS

CHARTER TOWNSHIP OF VAN BUREN RESOLUTION 2016-03

Resolved by _____, seconded by _____, that

Whereas, Mayser Polymer, USA, Inc. is a German Manufacturer who's line of business includes the manufacturing of motor vehicle parts and accessories; and

Whereas, Mayser Polymer, USA, Inc. intends on investing approximately \$5,600,000 (\$4,394,000 in Real Property and \$1,206,000 in Personal Property) in Van Buren Township at a site on Schooner Drive in the Van Buren Township Industrial Park;

Whereas, Mayser Polymer, USA, Inc. has filed an application for an Industrial Facilities Exemption Certificate with respect to the construction of a new facility with approximately 50,000 square foot to be used at their New American headquarters; and

Whereas, the investment will add approximately 125 new jobs to Van Buren Township; and

Whereas, completion of the facility is calculated to and will at the time of issuance of the certificate have the reasonable likelihood to create employment in Van Buren Township; and

Whereas, the Board of Trustees of the Charter Township of Van Buren hereby approves an eight (8) year Industrial Facilities Exemption Certificate on real property only for Mayser Polymer, USA, Inc. beginning after completion of construction.

Therefore, be it resolved that, the Board of Trustees of the Charter Township of Van Buren finds and determines that the granting of the Industrial Facilities Exemption Certificate considered together with the aggregate amount of certificates previously granted and currently in force under Act No. 198 of the Public Acts of 1974 as amended and Act No. 255 of the Public Acts of 1978 will not exceed 5% based on the 2015 Equalized Value and shall not have the effect of substantially impeding the operation of the Charter Township of Van Buren, or impairing the financial soundness of a taxing unit which levies ad valorem property taxes in the Charter Township of Van Buren.

Yeas:

Nays:

Absent:

I hereby certify that the foregoing is a true and corrected resolution adopted by the Board of Trustees of the Charter Township of Van Buren at its regular meeting of November 15, 2016~~February 3, 2016.~~

Leon Wright, Clerk
Charter Township of Van Buren

RESOLUTION AFTER REVISIONS

CHARTER TOWNSHIP OF VAN BUREN RESOLUTION 2016-03

Resolved by _____, seconded by _____, that

Whereas, Mayser Polymer, USA, Inc. is a German Manufacturer who's line of business includes the manufacturing of motor vehicle parts and accessories; and

Whereas, Mayser Polymer, USA, Inc. intends on investing approximately \$5,600,000 (\$4,394,000 in Real Property and \$1,206,000 in Personal Property) in Van Buren Township at a site on Schooner Drive in the Van Buren Township Industrial Park;

Whereas, Mayser Polymer, USA, Inc. has filed an application for an Industrial Facilities Exemption Certificate with respect to the construction of a new facility with approximately 50,000 square foot to be used at their New American headquarters; and

Whereas, the investment will add approximately 125 new jobs to Van Buren Township; and

Whereas, completion of the facility is calculated to and will at the time of issuance of the certificate have the reasonable likelihood to create employment in Van Buren Township; and

Whereas, the Board of Trustees of the Charter Township of Van Buren hereby approves an eight (8) year Industrial Facilities Exemption Certificate on real property only for Mayser Polymer, USA, Inc. beginning after completion of construction.

Therefore, be it resolved that, the Board of Trustees of the Charter Township of Van Buren finds and determines that the granting of the Industrial Facilities Exemption Certificate considered together with the aggregate amount of certificates previously granted and currently in force under Act No. 198 of the Public Acts of 1974 as amended and Act No. 255 of the Public Acts of 1978 will not exceed 5% based on the 2015 Equalized Value and shall not have the effect of substantially impeding the operation of the Charter Township of Van Buren, or impairing the financial soundness of a taxing unit which levies ad valorem property taxes in the Charter Township of Van Buren.

Yeas:

Nays:

Absent:

I hereby certify that the foregoing is a true and corrected resolution adopted by the Board of Trustees of the Charter Township of Van Buren at its regular meeting of November 15, 2016.

Leon Wright, Clerk
Charter Township of Van Buren

Charter Township of Van Buren

Agenda Item _____

REQUEST FOR BOARD ACTION

WORK STUDY MEETING DATE:
2016-11-14

BOARD MEETING DATE:
2016- 12-06

Consent Agenda _____ New Business X Unfinished Business _____ Public Hearing _____

ITEM (SUBJECT)	Resolution 2016-16 Water & Sewer Rates and Fee Schedule
DEPARTMENT	Public Services
PRESENTER	Director James T. Taylor
PHONE NUMBER	734-699-8947
INDIVIDUALS IN ATTENDANCE (OTHER THAN PRESENTER)	

Agenda topic

ACTION REQUESTED	
That the Township approves Resolution 2016-16 to approve the proposed water & sewer rates increase of 3% for the 2017 fiscal year.	
BACKGROUND – (SUPPORTING AND REFERENCE DATA, INCLUDE ATTACHMENTS)	
Based upon our estimated projections for this 2017 Proposed Budget, we recommend an overall 3% rate increase to our water and sewer customers in an effort to again basically break even in the water/sewer operational budget. Aside from the proposed rate increase, no increases to fees is proposed. See attached information.	

BUDGET IMPLICATION	None
IMPLEMENTATION NEXT STEP	Board approval of recommended rates and fees for FY2017.
DEPARTMENT RECOMMENDATION	Approval of recommended 3% rate increase.
COMMITTEE/COMMISSION RECOMMENDATION	Water & Sewer Commission recommends approval.
ATTORNEY RECOMMENDATION	NA
(May be subject to Attorney/Client Privilege and not available under FOIA)	
ADDITIONAL REMARKS	
APPROVAL OF SUPERVISOR	

**Van Buren Township
Water & Sewer Department
Schedule of Rates - Effective January 1, 2017
Resolution 2016-16**

WATER CONSUMPTION CHARGES: \$3.69 per 1,000 gallons

Water Surcharge – Customers Outside Twp. \$1.26 per 1,000 gallons

WATER SERVICE CHARGES:

(Formerly meter charge)

Not charged if water is turned off at the curb by Water Department.

Residential – \$8.70 quarterly, per residential unit (includes single family, multi-family, mobile homes, and attached condos whether occupied or not).

Commercial, Industrial & Institutional - Each service line including fire suppression

		<u>Quarterly</u>
5/8"	meter	\$ 5.57
3/4"	meter	6.51
1"	meter	8.70
1 1/2"	meter	43.32
2"	meter	69.29
3"	meter	151.54
4"	meter	259.78
6"	meter	1,082.35
8"	meter	1,904.89
10" & up	meter	3,030.52

SEWAGE DISPOSAL CHARGES: \$ 3.60 per 1,000 gallons

Sewer Surcharge – Customers outside Township \$ 3.05 per 1,000 gallons

Flat Rate Sewage Disposal Charge \$88.17 per quarter

Existing customers only; require
water meter installation for new sewer only customers

Flat Rate Sewage Disposal Charge – Customers outside Twp. - \$94.54 per quarter

Non-Residential User Fee \$.34 per 1,000 gallons

**Van Buren Township
Water & Sewer Department
Schedule of Rates - Effective January 1, 2017
Resolution 2016-16**

SEWER SERVICE CHARGE:

(Formerly sewer maintenance fee)

Not charged if water is turned off at the curb by Water Department.

Residential – \$13.96 quarterly per residential unit – (includes single family, multifamily, mobile homes, and attached condos whether occupied or not).

Commercial, Industrial & Institutional

		<u>Quarterly</u>
5/8"	meter	\$ 8.94
3/4"	meter	10.48
1"	meter	13.96
1 1/2"	meter	69.75
2"	meter	112.09
3"	meter	244.00
4"	meter	418.29
6"	meter	1,742.81
8"	meter	3,067.28
10" & up	meter	4,879.74

MISCELLANEOUS SERVICE CHARGES:

Final Bill	\$ 25.00
No Show for Appointment	\$ 25.00
Hang Tag Charge	\$ 10.00 Residential \$ 20.00 Non-Residential
Turn on or turn off water service -Working hours (including internal shut-off, i.e. sprinkler backflow, etc)	\$ 25.00
Turn on or turn off water service-After working hrs.	\$ 85.00
Service Reconnect	\$85.00 (plus all past due balance)
Inspection of water service line for re-use (If at least 1" diameter)	\$ 50.00
Returned check charge per Treasurer's Schedule	\$ 30.00

**Van Buren Township
Water & Sewer Department
Schedule of Rates - Effective January 1, 2017
Resolution 2016-16**

Sewer dye test	\$100.00
Pull meter / re-install meter	\$ 35.00
Unauthorized water use	\$100 per unit/per occurrence \$500 non-residential/per occurrence
Curb Stop Lock Box Rental (if necessary) (customer is responsible for repairs/replacement if damaged while in use on property)	\$ 50.00 per occurrence
Project Administration Fee	1% of total project costs
Damaged/Frozen Meters/Repairs	Per current meter charges
Manual Reading Charge (Repeated cable cut or disconnection/ non-compliance)	\$25.00 per quarter

MINIMUM BILL:

The minimum bill shall consist of the fixed water service charge, the fixed sewer service charge and consumption charges for water and sewage disposal (or flat rate sewage disposal) and non-residential user fee for all units whether occupied or unoccupied.

DELINQUENT ACCOUNTS:

Customers who fail to pay their water bill by the due date shall be charged a ten percent (10%) late penalty based on the current charges only. Failure to receive the water bill will not be reason for waiving any penalties.

Accounts delinquent for at least sixty days (60) are subject to turn off for non-payment according to Township Ordinance. Service will not be restored until all past due balances plus applicable fee are paid or until appropriate payment arrangements have been made.

Accounts delinquent for at least sixty (60) days as of June 30 of each year will be transferred to the tax roll and shall be charged a fee equal to fifteen percent (15%) of the amount being transferred. Such fee will be added to the delinquent balance, and then transferred to the tax roll.

**Van Buren Township
Water & Sewer Department
Schedule of Rates - Effective January 1, 2017
Resolution 2016-16**

WATER SERVICE TAP PERMIT:

Domestic Water Capital Charge: \$1,156.00 per unit

The minimum capital charge for a single family residence, or an apartment, cooperative apartment, and any other multiple dwelling, or mobile home park where more than one residence or unit is served by one meter shall be \$1,156.00 per residence, unit or mobile home space, whether occupied or not. The charges for other types of uses shall consist of the minimum capital charge \$1,156.00 multiplied by the corresponding number of units for said use listed below under "Equivalent Unit Factors".

Fire Suppression or Irrigation Line:

<u>Diameter</u>	<u>Fireline Fee</u>
5/8 x 3/4"	N/A
1"	\$1,156.00
1 1/2"	1,836.00
2"	2,550.00
3"	3,978.00
4"	5,508.00
6"	8,670.00
8"	12,036.00
12"	18,768.00
16"	25,908.00

Water Meter Cost:

Water meters are **actual cost** of meter, radio reading device, tail pieces (or flanged spool piece with test port), right angle valve, and washers, **plus 20%**. Costs are updated routinely with suppliers.

All water service taps shall be furnished and installed by a licensed, bonded private contractor subject to the inspection and approval of the Township. An approved site plan or plot plan must be submitted with the application for the water tap permit. A separate tap fee per inch diameter is to be charged for a fire suppression line. The cost of the water meter, the domestic water service tap inspection permit, and the fire line permit must be paid at the time the tap permit is paid. A plumbing permit is required for installation of the domestic water service line.

If a new fire hydrant is to be installed or relocated on an existing water main, the permit fee shall be \$300.00 per hydrant plus \$309.00 inspection fee.

**Van Buren Township
Water & Sewer Department
Schedule of Rates - Effective January 1, 2017
Resolution 2016-16**

Domestic Water Service Line Open Trench Inspection Permit	Plumbing Permit
Domestic Water Service Tap Inspection Permit	\$150.00
(Waived if inspection is performed by Township Consulting Engineers with inspection costs charged against advance engineering fees on deposit)	
Inspection fee for abandonment of water service line	\$ 75.00
Inspection of service line for re-use (if at least 1" diameter)	\$ 50.00

SANITARY SEWER TAP PERMIT:

Capital Charge	\$ 4,617.00 per unit
-----------------------	----------------------

The minimum capital charge for a single family residence, an apartment, cooperative apartment, and any other multiple dwelling, or mobile home park where more than one residence or unit is served by one meter shall be \$4,617.00 per residence, unit or mobile home space whether occupied or not. The charges for other types of uses shall consist of the minimum capital charge \$4,617.00 multiplied by the corresponding number of units for said use listed below under "Equivalent Unit Factors".

All sanitary sewer taps shall be furnished and installed by a licensed, bonded private contractor subject to the inspection and approval of the Township. An approved site plan or plot plan must be submitted with the application for the sewer tap permit. A sanitary sewer tap inspection permit fee must be paid at the time the tap permit is paid if no wye is available. A plumbing permit is required for installation of the building sewer lead. Sewer only customers will be required to pay the cost and install a water meter at the inside water service line just after it enters the building.

Sanitary Sewer Building Lead	Plumbing Permit
Sanitary Sewer Tap Inspection Permit Fee	\$150.00
(Waived if inspection is performed by the Township Consulting Engineer with inspection costs charged against advance engineering fees on deposit)	
Sewer cap inspection	\$ 50.00

**Van Buren Township
Water & Sewer Department
Schedule of Rates - Effective January 1, 2017
Resolution 2016-16**

Sanitary Sewer Repair Inspection Permit Fee

Plumbing Permit

Sewer Re-use Inspection Fee

\$150.00

EQUIVALENT UNIT FACTORS

Residential Equivalent Units (REU)

Residential including single family, multiple family, Mobile / manufactured home	1.00 unit
Car wash (production line)	10.00 units per production line
Car wash (self-serve)	2.00 units per stall
Auto dealer (new cars)	1.00 unit plus .20 units per 1,000 square feet
Auto Repair Shop	.25 unit per service stall
Barber/Beauty shops	1.15 unit
Bowling alleys (without bar or lunch)	1.00 unit plus 0.10 units per lane (bars, restaurants at their respective unit factors)
Churches, synagogues, mosques, temples, etc.	.40 units per 1,000 square feet
Cleaners	1.00 unit per 1,000 square feet of building area plus 1.50 units per press
Facilities-Dental	.25 units per 1,000 square feet plus 0.05 units per chair
Facilities-Medical	.40 units per 1000 square feet
Facilities - Veterinary	.35 units per 1000 square feet
Facilities - Dispensary	.25 units per 1,000 square feet
Facilities - Offices	.25 units per 1,000 square feet
Country clubs	1.50 units per 1,000 square feet of general building area plus restaurant, bar, swimming pool areas, etc., at their respective unit factors
Daycare centers	.67 units per room
Fast Food Service (drive thru only)	2.00 units per 1000 square feet
Fraternal organizations	.50 units per 1,000 square feet of general building plus restaurant, bar, swimming pool area, etc., at their respective unit factors
Health Clubs w/o showers and/or pools	.25 units per 1,000 square feet
Health Clubs w/showers and/or pools	2.00 units per 1,000 square feet
Hospitals	1.00 unit plus 0.75 units per bed
Hotels and motels	1.00 unit plus 0.25 units per bed plus restaurant, bar, swimming pool area, etc. at their respective unit factors
Irrigation System serving residential platted or site condo subdivisions	1.00 unit per separate tap for platted sub or residential site condominium project irrigation
Laundry (self-serve)	.75 units per washer
Laundry-Commercial	2.00 units per washer

**Van Buren Township
Water & Sewer Department
Schedule of Rates - Effective January 1, 2017
Resolution 2016-16**

Manufacturing (exclusive of industrial wastes)	.75 units per 1,000 square feet (industrial wastes will be assigned such sanitary use factor units as shall be appropriate in each individual instance, upon request to the township for such assignment)
Manufacturing (light)	.20 units per 1000 square feet
Manufacturing (tool & die)	1.00 unit
Nursing/Convalescent Homes	1.00 unit plus .50 units per bed
Nursery/Green Houses	.30 units per 1,000 square feet
Restaurants/Bars/Taverns (full service, dinners/drinks)	2.25 units per 1,000 square feet
Schools without showers or pool	1.00 unit per classroom
Schools (with showers and/or pool)	1.50 units per classroom
Self-storage	.30 units per 1000 square feet
Service stations	1.00 unit plus 0.15 units per pump plus .25 units per service stall
Stores	.25 units per 1,000 square feet
Stores (pharmacies)	.25 units per 1,000 square feet
Swimming pool (net area of pool, see country clubs for building unit) (residential excluded)	3.00 units per 1,000 square feet
Theater	1.00 unit plus 0.01 units per seat
Warehouses (with fire suppression)	.35 units per 1,000 square feet
Warehouses (without fire suppression)	.15 units per 1,000 square feet

Equivalent Residential Units not listed, or for unusual *circumstances*, the *Public Services Director* may either recommend an adjustment to the ERU or recommend a review by the *Township Supervisor* to determine if the matter should be sent to the township board for final determination. When the primary use contains other secondary uses, the total ERU factor shall be the summation of all applicable separate ERU factors (e.g., Hotel ERU factor + Restaurant REU factor + Pool REU factor = Total ERU factor).

Any change in the capital charge resulting from a change in the use of the building/premises and any corresponding unit factor change shall be paid to the township *in full* prior to occupancy. The customer or owner shall pay the difference between the capital charge (previously called debt service charge) based upon prior use and the current capital charge upon such change in use. No credit or rebate of capital charges (or previously paid debt service charges) shall be made in the case of a lesser residential equivalent use.

**Van Buren Township
Water & Sewer Department
Schedule of Rates - Effective January 1, 2017
Resolution 2016-16**

HYDRANT RENTAL PERMIT

Permit Fee – Maximum 30 days per permit	\$100.00
Deposit (if customer has an existing water account and signs agreement for any damages or losses to be added to the next regular water bill)	\$500.00
Deposit (if customer does not have an existing water account)	\$2,500.00
Daily rental fee	\$10.00
Winterizing fee	\$50.00 per day
Water consumption charges	per current water rate

Hydrant rentals only permitted in accordance with rules and regulations adopted by the Water & Sewer Commission.

ENGINEERING FEES:

The Water & Sewer Department Schedule of Rates does not include Engineering Fees. Engineering fees shall be collected in accordance with the current contract with the Township's Consulting Engineers.

All Water & Sewer permits expire one year from the date of payment. Renewals will not be issued.

Charter Township of Van Buren

REQUEST FOR BOARD ACTION

Agenda Item: _____

WORK STUDY MEETING: 11/14/16

BOARD MEETING DATE: 11/15/16

Consent Agenda _____ **New Business X** Unfinished Business _____ Public Hearing _____

ITEM (SUBJECT)	Application Telecommunications Right-of Way Permit
DEPARTMENT	Developmental Services
PRESENTER	Matthew R. Best
PHONE NUMBER	734-699-8913
INDIVIDUALS IN ATTENDANCE (OTHER THAN PRESENTER)	

Agenda topic

ACTION REQUESTED	
Approve the telecommunication right-of-way permit application for KEPS Technologies Inc, dba ACD.net.	
BACKGROUND – (SUPPORTING AND REFERENCE DATA, INCLUDE ATTACHMENTS)	
<p>In 2002, the State of Michigan adopted the METRO Act, which requires municipalities to conform to state-standardized regulations regarding the processing of telecommunications permits. The METRO Act requires telecommunications providers to submit a permit application to each municipality in which the provider has facilities in the public right-of-way.</p> <p>The Charter Township of Van Buren received a telecommunications permit application from KEPS Technologies Inc, dba ACD.net. on 10/06/16 for access to and ongoing use of public right-of-way to build and maintain a fiber optic telecommunications network (no company name was disclosed) and potentially for subsequent communications companies.</p> <p>The network route map shows the proposed locations of the network. The applicant intends to use existing utility poles and underground conduit to install network facilities. The applicant is seeking a term of 15 years, with 3 subsequent renewal terms of 5 years each. Construction of the network is proposed to take place no later than 11/21/16 and will take three months to complete.</p> <p>Pursuant to the METRO Act, the permit application must be acted upon within 45 days from the date of filing.</p>	
BUDGET IMPLICATION	Township should see an increase in the annual payment made by the State to Van Buren Township for telecommunication fees revenues.
IMPLEMENTATION NEXT STEP	Supervisor, or their designee sign the METRO Act permit
DEPARTMENT RECOMMENDATION	Approval
COMMITTEE/COMMISSION RECOMMENDATION	N/A
ATTORNEY RECOMMENDATION	
(May be subject to Attorney/Client Privilege and not available under FOIA)	
ADDITIONAL REMARKS	
APPROVAL OF SUPERVISOR	

**METRO Act Permit Application Form
Revised February 2, 2015**

**Van Buren Charter Township
Name of Local Unit of Government**

**APPLICATION FOR
ACCESS TO AND ONGOING USE OF PUBLIC WAYS BY
TELECOMMUNICATIONS PROVIDERS
UNDER
METROPOLITAN EXTENSION TELECOMMUNICATIONS
RIGHTS-OF-WAY OVERSIGHT ACT
2002 PA 48
MCL SECTIONS 484.3101 TO 484.3120**

BY

**KEPS Technologies Inc. dba ACD.net and ACD Telecom, Inc.
("APPLICANT")**

Unfamiliar with METRO Act?--Assistance: Municipalities unfamiliar with Michigan Metropolitan Extension Telecommunications Rights-of-Way Oversight Act ("METRO Act") permits for telecommunications providers should seek assistance, such as by contacting the Telecommunications Division of the Michigan Public Service Commission at 517-284-8190 or via its web site at http://www.michigan.gov/mpsc/0,4639,7-159-16372_22707---,00.html.

45 Days to Act—Fines for Failure to Act: The METRO Act states that "A municipality shall approve or deny access under this section within 45 days from the date a provider files an application for a permit for access to a public right-of-way." MCL 484.3115(3). The Michigan Public Service Commission can impose fines of up to \$40,000 per day for violations of the METRO Act. It has imposed fines under the Michigan Telecommunications Act where it found providers or municipalities violated the statute.

Where to File: Applicants should file copies as follows [municipalities should adapt as appropriate—unless otherwise specified service should be as follows]:

-- Three (3) copies (one of which shall be marked and designated as the master copy) with the Clerk at 46425 Tyler Rd., Van Buren Twp., MI. 48111

Van Buren Charter Twp.
Name of local unit of government

**APPLICATION FOR
ACCESS TO AND ONGOING USE OF PUBLIC WAYS BY
TELECOMMUNICATIONS PROVIDERS**

By
KEPS Technologies Inc, dba ACD.net
("APPLICANT")

This is an application pursuant to Sections 5 and 6 of the Metropolitan Extension Telecommunications Rights-of-Way Oversight Act, 2002 PA 48 (the "METRO Act") for access to and ongoing usage of the public right-of-way, including public roadways, highways, streets, alleys, easements, and waterways ("Public Ways") in the Municipality for a telecommunications system. The METRO Act states that "A municipality shall approve or deny access under this section within 45 days from the date a provider files an application for a permit for access to a public right-of-way." MCL 484.3115(3).

This application must be accompanied by a one-time application fee of \$500, unless the applicant is exempt from this requirement under Section 5(3) of the METRO Act, MCL 484.3105(3).

1 GENERAL INFORMATION:

1.1 Date: 10/3/16

1.2 Applicant's legal name: KEPS Technologies Inc, dba ACD.net
Mailing Address: ACD.net
1800 N. Grand River Ave.
Lansing, MI 48906

Telephone Number: 517-999-9999
Fax Number: 517-999-3993
Corporate website: http://www.acd.net

Name and title of Applicant's local manager (and if different) contact person regarding this application:

Gary Gould
Mailing Address: ACD.net
1800 N. Grand River Ave.
Lansing, MI 48906
Telephone Number: 517-999-3203

Fax Number: 517-999-3993
E-mail Address: gould.gary@acd.net

1.3 Type of Entity: (Check one of the following)

- Corporation
- General Partnership
- Limited Partnership
- Limited Liability Company
- Individual
- Other: please describe: _____

1.4 Assumed name for doing business, if any: ACD.net

1.5 Description of Entity: Competitive Local Exchange Carrier

1.5.1 Jurisdiction of incorporation/formation; Michigan

1.5.2 Date of incorporation/formation; 1987

1.5.3 If a subsidiary, name of ultimate parent company;

1.5.4 Chairperson, President/CEO, Secretary and Treasurer (and equivalent officials for non-corporate entities).

CEO, Kevin Schoen

President, Steve Schoen

CFO, David Sunden

1.6 Attach copies of Applicant's most recent annual report (with state ID number) filed with the Michigan Department of Licensing and Regulatory Affairs and certificate of good standing with the State of Michigan. For entities in existence for less than one year and for non-corporate entities, provide equivalent information. See Exhibit A.

1.7 Is Applicant aware of any present or potential conflicts of interest between Applicant and Municipality? If yes, describe: No

1.8 In the past three (3) years, has Applicant had a permit to install telecommunications facilities in the public right of way revoked by any Michigan municipality?

Circle: Yes No

If "yes," please describe the circumstances.

1.9 In the past three (3) years, has an adverse finding been made or an adverse final action been taken by any Michigan court or administrative body against Applicant under any law or regulation related to the following:

1.9.1 A felony; No

1.9.2 A revocation or suspension of any authorization (including cable franchises) to provide telecommunications or video programming services?

Circle: Yes

No

If "yes," please attach a full description of the parties and matters involved, including an identification of the court or administrative body and any proceedings (by dates and file numbers, if applicable), and the disposition of such proceedings.

1.10 [If Applicant has been granted and currently holds a license to provide basic local exchange service, no financial information needs to be supplied.] If publicly held, provide Applicant's most recent financial statements. If financial statements of a parent company of Applicant (or other affiliate of Applicant) are provided in lieu of those of Applicant, please explain.

1.10.1 If privately held, and if Municipality requests the information within 10 days of the date of this Application, the Applicant and the Municipality should make arrangements for the Municipality to review the financial statements.

If no financial statements are provided, please explain and provide particulars.

2 DESCRIPTION OF PROJECT:

2.1 Provide a copy of authorizations, if applicable, Applicant holds to provide telecommunications services in Municipality. If no authorizations are applicable, please explain.

A copy of the "Basic Local Exchange Service License" is attached labeled as Exhibit B.

2.2 Describe in plain English how Municipality should describe to the public the telecommunications services to be provided by Applicant and the telecommunications facilities to be installed by Applicant in the Public Ways.

We propose to build a fiber optic line that would connect our end users to a high speed telecommunications network. The fiber optic line will be constructed both aerial and underground. The aerial portion will utilize existing DTE Energy poles. The underground portion will be placed, via directional boring, within the road right-of-way.

2.3 Attach route maps showing the location (including whether overhead or underground) of Applicant's existing and proposed facilities in the public right-of-way. To the extent known, please identify the side of the street on which the facilities will be located. (If construction approval is sought at this time, provide engineering drawings, if available, showing location and depth, if applicable, of facilities to be installed in the public right-of-way).

Route maps are attached as Exhibit C.

2.4 Please provide an anticipated or actual construction schedule.

We would like to start this project no later than 11/21/16. Final determination will be dependent on permit issuance and weather. Construction will take about 3 months.

2.5 Please list all organizations and entities which will have any ownership interest in the facilities proposed to be installed in the Public Ways.

KEPS Technologies, Inc. is the sole owner of any equipment or fiber that we install to connect to the network.

2.6 Who will be responsible for maintaining the facilities Applicant places in the Public Ways and how are they to be promptly contacted? If Applicant's facilities are to be installed on or in existing facilities in the Public Ways of existing public utilities or incumbent telecommunications providers, describe the facilities to be used, and provide verification of their consent to such usage by Applicant.

KEPS Technologies, Inc. or their appointee's will perform any maintenance needed.

3 TELECOMMUNICATION PROVIDER ADMINISTRATIVE MATTERS:

Please provide the following or attach an appropriate exhibit.

3.1 Address of Applicant's nearest local office;
1800 N. Grand River Ave., Lansing, MI 48906

3.2 Location of all records and engineering drawings, if not at local office;
1800 N. Grand River Ave., Lansing, MI 48906

3.3 Names, titles, addresses, e-mail addresses and telephone numbers of contact person(s) for Applicant's engineer or engineers and their responsibilities for the telecommunications system;
Phil Brown, OSP Engineer, brown.phil@acd.net
1800 N. Grand river Ave., Lansing, MI 48906 517-999-3213
Quality control of Outside Plant Engineering and Engineered drawings.

3.4 Provide evidence of self-insurance or a certificate of insurance showing Applicant's insurance coverage, carrier and limits of liability for the following:

See Exhibit D

3.4.1 Worker's compensation;

3.4.2 Commercial general liability, including at least:

3.4.2.1 Combined overall limits;

3.4.2.2 Combined single limit for each occurrence of bodily injury;

3.4.2.3 Personal injury;

3.4.2.4 Property damage;

3.4.2.5 Blanket contractual liability for written contracts, products, and completed operations;

3.4.2.6 Independent contractor liability;

3.4.2.7 For any non-aerial installations, coverage for property damage from perils of explosives, collapse, or damage to underground utilities (known as XCU coverage);

3.4.2.8 Environmental contamination;

3.4.3 Automobile liability covering all owned, hired, and non-owned vehicles used by Applicant, its employee, or agents.

3.5 Names of all anticipated contractors and subcontractors involved in the construction, maintenance and operation of Applicant's facilities in the Public Ways.

BRE Communications Inc., 9329 N. Cut Rd, Roscommon, MI 48653

Double K Underground, 9219 Holland Rd, Six Lakes, MI 48886

Ken Davidson Enterprises, 3195 Christy Way, Suite B, Saginaw, MI 48603

R.C. Directional Boring, 2000 Country Farm Rd, Howell, MI 48843

Utility Contracting Co., 1001 12 Mile Rd, Sparta, MI 49345

4 CERTIFICATION:

All the statements made in the application and attached exhibits are true and correct to the best of my knowledge and belief.

KEPS Technologies Inc.
DbA ACD.net ("APPLICANT")

10/3/16
Date

By:  CPA

Type or Print Name: David Sunden

CFO
Title

S:\metroapplicationform.doc



KEPS Technologies, Inc. DBA ACD.net and ACD Telecom, Inc.
1800 N Grand River Ave.
Lansing, Michigan, 48906

9/23/2016

Hello,

ACD.net requests permission to place fiber optic cable within the road right-of-way.

Route is as follows:

Aerial Route:

ACD.net proposes to place supporting strand, fiber optic cable and associated hardware on existing DTE Energy poles located within the road right-of-way.

West side of Belleville Rd. from northeast corner of 10780 Belleville Rd., south to northwest corner of Belleville Rd. and N. Interstate 94 Service Dr.

North side of N. Interstate 94 Service Dr., from northwest corner of Belleville Rd. and N. Interstate 94 Service Dr., east to northeast corner of N. Interstate 94 Service Dr. and Morton Taylor Rd.

Underground Route:

ACD.net proposes to directional bore for the placement of 1-1/4" conduit containing one fiber optic cable within the road right-of-way. Minimum depth of bore will be 48", 72" under road.

From existing DTE Energy pole located on the northeast corner of 10760 Belleville Rd., north 90' to a proposed ACD owned hand hole then west, exiting road right-of-way, to 10562 Belleville Rd.

From existing DTE Energy pole located on the northeast corner of N. Interstate 94 Service Dr. and Morton Taylor Rd., north 322' then west, crossing under Morton Taylor Rd. and exiting road right-of-way, to 43444 N. Interstate 94 Service Dr. Additionally, ACD.net proposes to place one handhole on the northeast corner of N. Interstate 94 Service Dr. and Morton Taylor Rd.

If you should have any question, feel free to contact me anytime.

Respectfully,

A handwritten signature in black ink, appearing to read "Gary Gould". The signature is written in a cursive, flowing style.

Gary Gould

OSP Permit Engineer

KEPS Technologies, Inc. DBA ACD.net and ACD Telecom, Inc.
517-999-3203.

gould.gary@acd.net

METRO Act Permit
Bilateral Form
Revised 12/06/02

RIGHT-OF-WAY
TELECOMMUNICATIONS PERMIT

TERMS AND CONDITIONS

1 Definitions

Company shall mean KEPS Technologies Inc. dba ACD.net organized under the laws of the State of Michigan whose address is 1800 N. Grand River Ave., Lansing, MI. 48906

1.1 Effective Date shall mean the date set forth in Part 13.

1.2 Manager shall mean Municipality's Supervisor Linda Combs her designee.

1.3 METRO Act shall mean the Metropolitan Extension Telecommunications Rights-of-Way Oversight Act, Act No. 48 of the Public Acts of 2002, as amended.

1.4 Municipality shall mean Van Buren Township a Michigan municipal corporation.

1.5 Permit shall mean this document.

1.6 Public Right-of-Way shall mean the area on, below, or above a public roadway, highway, street, alley, easement, or waterway, to the extent Municipality has the ability to grant the rights set forth herein. Public right-of-way does not include a federal, state, or private right-of-way.

1.7 Telecommunication Facilities or Facilities shall mean the Company's equipment or personal property, such as copper and fiber cables, lines, wires, switches, conduits, pipes, and sheaths, which are used to or can generate, receive, transmit, carry, amplify, or provide telecommunication services or signals. Telecommunication Facilities or Facilities do not include antennas, supporting structures for antennas, equipment shelters or houses, and any ancillary equipment and miscellaneous hardware used to provide federally licensed commercial mobile service as defined in Section 332(d) of Part I of Title III of the Communications Act of 1934, Chapter 652, 48 Stat. 1064, 47 U.S.C. 332 and further defined as commercial mobile radio service in 47 CFR 20.3, and service provided by any wireless, 2-way communications device.

1.8 Term shall have the meaning set forth in Part 7.

2 Grant

- 2.1 Municipality hereby grants a permit under the METRO Act to Company for access to and ongoing use of the Public Right-of-Way to construct, install and maintain Telecommunication Facilities in those portions of the Public Right-of-Way identified on Exhibit A on the terms set forth herein.
- 2.1.1 Exhibit A may be modified by written request by Company and approval by Manager.
- 2.1.2 Manager shall not unreasonably condition or deny any request for a modification of Exhibit A. Any decision of Manager on a request for a modification may be appealed by Company to Municipality's legislative body.
- 2.2 Overlashing. Company shall not allow the wires or any other facilities of a third party to be overlashed to the Telecommunication Facilities without Municipality's prior written consent. Municipality's right to withhold written consent is subject to the authority of the Michigan Public Service Commission under Section 361 of the Michigan Telecommunications Act, MCL § 484.2361.
- 2.3 Nonexclusive. The rights granted by this Permit are nonexclusive. Municipality reserves the right to approve, at any time, additional permits for access to and ongoing usage of the Public Right-of-Way by telecommunications providers and to enter into agreements for use of the Public Right-of-Way with and grant franchises for use of the Public Right-of-Way to telecommunications providers, cable companies, utilities and other providers.

3 Contacts, Maps and Plans

- 3.1 Company Contacts. The names, addresses and the like for engineering and construction related information for Company and its Telecommunication Facilities are as follows:
- 3.1.1 The address, e-mail address, phone number and contact person (title or name) at Company's local office (in or near Municipality) is Phil Brown, 1800 N. Grand River Avenue, Lansing, Michigan 48906. Phone: (517)999-3213 Fax:(517)999-3993 Email: brown.phil@acd.net.
- 3.1.2 If Company's engineering drawings, as-built plans and related records for the Telecommunication Facilities will not be located at the preceding local office, the location address, phone number and contact person (title or department) for them is Phil Brown, 1800 N. Grand River Avenue, Lansing, Michigan 48906. Phone: (517)999-3213 Fax: (517)999-3993 Email: brown.phil@acd.net.

3.1.3 The name, title, address, e-mail address and telephone numbers of Company's engineering contact person(s) with responsibility for the design, plans and construction of the Telecommunication Facilities is Steve Schoen, 1800 N. Grand River Avenue, Lansing, Michigan 48906. Phone: (517)449-2456 Fax: (517)999-3993 Email: schoen.steve@acd.net.

3.1.4 The address, phone number and contact person (title or department) at Company's home office/regional office with responsibility for engineering and construction related aspects of the Telecommunication Facilities is Steve Schoen, 1800 N. Grand River Avenue, Lansing, Michigan 48906. Phone: (517)449-2456 Fax: (517)999-3993 Email: schoen.steve@acd.net.

3.1.5 Company shall at all times provide Manager with the phone number at which a live representative of Company (not voice mail) can be reached 24 hours a day, seven (7) days a week, in the event of a public emergency is (517)999-9999 (option #1).

3.1.6 The preceding information is accurate as of the Effective Date. Company shall notify Municipality in writing as set forth in Part 12 of any changes in the preceding information.

3.2 Route Maps. Within ninety (90) days after the substantial completion of construction of new Facilities in a Municipality, a provider shall submit route maps showing the location of the Telecommunication Facilities to both the Michigan Public Service Commission and to the Municipality, as required under Section 6(7) of the METRO Act, MCLA 484.3106(7).

3.3 As-Built Records. Company, without expense to Municipality, shall, upon forty-eight (48) hours notice, give Municipality access to all "as-built" maps, records, plans and specifications showing the Telecommunication Facilities or portions thereof in the Public Right-of-Way. Upon request by Municipality, Company shall inform Municipality as soon as reasonably possible of any changes from previously supplied maps, records, or plans and shall mark up maps provided by Municipality so as to show the location of the Telecommunication Facilities.

4 Use of Public Right-of-Way

4.1 No Burden on Public Right-of-Way. Company, its contractors, subcontractors, and the Telecommunication Facilities shall not unduly burden or interfere with the present or future use of any of the Public Right-of-Way. Company's aerial cables and wires shall be suspended so as to not endanger or injure persons or property in or about the Public Right-of-Way. If Municipality reasonably determines that any portion of the Telecommunication Facilities constitutes an undue burden or interference, due to changed circumstances, Company, at its sole expense, shall modify the Telecommunication Facilities or take such other actions

as Municipality may determine is in the public interest to remove or alleviate the burden, and Company shall do so within a reasonable time period. Municipality shall attempt to require all occupants of a pole or conduit whose facilities are a burden to remove or alleviate the burden concurrently.

- 4.2 No Priority. This Permit does not establish any priority of use of the Public Right-of-Way by Company over any present or future permittees or parties having agreements with Municipality or franchises for such use. In the event of any dispute as to the priority of use of the Public Right-of-Way, the first priority shall be to the public generally, the second priority to Municipality, the third priority to the State of Michigan and its political subdivisions in the performance of their various functions, and thereafter as between other permit, agreement or franchise holders, as determined by Municipality in the exercise of its powers, including the police power and other powers reserved to and conferred on it by the State of Michigan.
- 4.3 Restoration of Property. Company, its contractors and subcontractors shall immediately (subject to seasonal work restrictions) restore, at Company's sole expense, in a manner approved by Municipality, any portion of the Public Right-of-Way that is in any way disturbed, damaged, or injured by the construction, installation, operation, maintenance or removal of the Telecommunication Facilities to a reasonably equivalent (or, at Company's option, better) condition as that which existed prior to the disturbance. In the event that Company, its contractors or subcontractors fail to make such repair within a reasonable time, Municipality may make the repair and Company shall pay the costs Municipality incurred for such repair.
- 4.4 Marking. Company shall mark the Telecommunication Facilities as follows: Aerial portions of the Telecommunication Facilities shall be marked with a marker on Company's lines on alternate poles which shall state Company's name and provide a toll-free number to call for assistance. Direct buried underground portions of the Telecommunication Facilities shall have (1) a conducting wire placed in the ground at least several inches above Company's cable (if such cable is nonconductive); (2) at least several inches above that, a continuous colored tape with a statement to the effect that there is buried cable beneath; and (3) stakes or other appropriate above ground markers with Company's name and a toll-free number indicating that there is buried telephone cable below. Bored underground portions of the Telecommunication Facilities shall have a conducting wire at the same depth as the cable and shall not be required to provide the continuous colored tape. Portions of the Telecommunication Facilities located in conduit, including conduit of others used by Company, shall be marked at its entrance into and exit from each manhole and handhole with Company's name and a toll-free telephone number.

- 4.5 Tree Trimming. Company may trim trees upon and overhanging the Public Right-of-Way so as to prevent the branches of such trees from coming into contact with the Telecommunication Facilities, consistent with any standards adopted by Municipality. Company shall dispose of all trimmed materials. Company shall minimize the trimming of trees to that essential to maintain the integrity of the Telecommunication Facilities. Except in emergencies, all trimming of trees in the Public Right-of-Way shall have the advance approval of Manager.
- 4.6 Installation and Maintenance. The construction and installation of the Telecommunication Facilities shall be performed pursuant to plans approved by Municipality. The open cut of any Public Right-of-Way shall be coordinated with the Manager or his designee. Company shall install and maintain the Telecommunication Facilities in a reasonably safe condition. If the existing poles in the Public Right-of-Way are overburdened or unavailable for Company's use, or the facilities of all users of the poles are required to go underground then Company shall, at its expense, place such portion of its Telecommunication Facilities underground, unless Municipality approves an alternate location. Company may perform maintenance on the Telecommunication Facilities without prior approval of Municipality, provided that Company shall obtain any and all permits required by Municipality in the event that any maintenance will disturb or block vehicular traffic or are otherwise required by Municipality.
- 4.7 Pavement Cut Coordination. Company shall coordinate its construction and all other work in the Public Right-of-Way with Municipality's program for street construction and rebuilding (collectively "Street Construction") and its program for street repaving and resurfacing (except seal coating and patching) (collectively, "Street Resurfacing").
- 4.7.1 The goals of such coordination shall be to encourage Company to conduct all work in the Public Right-of-Way in conjunction with or immediately prior to any Street Construction or Street Resurfacing planned by Municipality.
- 4.8 Compliance with Laws. Company shall comply with all laws, statutes, ordinances, rules and regulations regarding the construction, installation, and maintenance of its Telecommunication Facilities, whether federal, state or local, now in force or which hereafter may be promulgated. Before any installation is commenced, Company shall secure all necessary permits, licenses and approvals from Municipality or other governmental entity as may be required by law, including, without limitation, all utility line permits and highway permits. Municipality shall not unreasonably delay or deny issuance of any such permits, licenses or approvals. Company shall comply in all respects with applicable codes and industry standards, including but not limited to the National Electrical Safety Code (latest edition adopted by Michigan Public Service Commission) and

the National Electric Code (latest edition). Company shall comply with all zoning and land use ordinances and historic preservation ordinances as may exist or may hereafter be amended. This section does not constitute a waiver of Company's right to challenge laws, statutes, ordinances, rules or regulations now in force or established in the future.

- 4.9 Street Vacation. If Municipality vacates or consents to the vacation of Public Right-of-Way within its jurisdiction, and such vacation necessitates the removal and relocation of Company's Facilities in the vacated Public Right-of-Way, Company shall, as a condition of this Permit, consent to the vacation and remove its Facilities at its sole cost and expense when ordered to do so by Municipality or a court of competent jurisdiction. Company shall relocate its Facilities to such alternate route as Municipality and Company mutually agree, applying reasonable engineering standards.
- 4.10 Relocation. If Municipality requests Company to relocate, protect, support, disconnect, or remove its Facilities because of street or utility work, or other public projects, Company shall relocate, protect, support, disconnect, or remove its Facilities, at its sole cost and expense, including where necessary to such alternate route as Municipality and Company mutually agree, applying reasonable engineering standards. The work shall be completed within a reasonable time period.
- 4.11 Public Emergency. Municipality shall have the right to sever, disrupt, dig-up or otherwise destroy Facilities of Company if such action is necessary because of a public emergency. If reasonable to do so under the circumstances, Municipality shall attempt to provide notice to Company. Public emergency shall be any condition which poses an immediate threat to life, health, or property caused by any natural or man-made disaster, including, but not limited to, storms, floods, fire, accidents, explosions, water main breaks, hazardous material spills, etc. Company shall be responsible for repair at its sole cost and expense of any of its Facilities damaged pursuant to any such action taken by Municipality.
- 4.12 Miss Dig. If eligible to join, Company shall subscribe to and be a member of "MISS DIG," the association of utilities formed pursuant to Act 53 of the Public Acts of 1974, as amended, MCL § 460.701 et seq., and shall conduct its business in conformance with the statutory provisions and regulations promulgated thereunder.
- 4.13 Underground Relocation. If Company has its Facilities on poles of Consumers Energy, Detroit Edison or another electric or telecommunications provider and Consumers Energy, Detroit Edison or such other electric or telecommunications provider relocates its system underground, then Company shall relocate its Facilities underground in the same location at Company's sole cost and expense.

4.14 Identification. All personnel of Company and its contractors or subcontractors who have as part of their normal duties contact with the general public shall wear on their clothing a clearly visible identification card bearing Company's name, their name and photograph. Company shall account for all identification cards at all times. Every service vehicle of Company and its contractors or subcontractors shall be clearly identified as such to the public, such as by a magnetic sign with Company's name and telephone number.

5 Indemnification

5.1 Indemnity. Company shall defend, indemnify, protect, and hold harmless Municipality, its officers, agents, employees, elected and appointed officials, departments, boards, and commissions from any and all claims, losses, liabilities, causes of action, demands, judgments, decrees, proceedings, and expenses of any nature (collectively "claim" for this Part 5) (including, without limitation, attorneys' fees) arising out of or resulting from the acts or omissions of Company, its officers, agents, employees, contractors, successors, or assigns, but only to the extent such acts or omissions are related to the Company's use of or installation of facilities in the Public Right-of-Way and only to the extent of the fault or responsibility of Company, its officers, agents, employees, contractors, successors and assigns.

5.2 Notice, Cooperation. Municipality shall notify Company promptly in writing of any such claim and the method and means proposed by Municipality for defending or satisfying such claim. Municipality shall cooperate with Company in every reasonable way to facilitate the defense of any such claim. Municipality shall consult with Company respecting the defense and satisfaction of such claim, including the selection and direction of legal counsel.

5.3 Settlement. Municipality shall not settle any claim subject to indemnification under this Part 5 without the advance written consent of Company, which consent shall not be unreasonably withheld. Company shall have the right to defend or settle, at its own expense, any claim against Municipality for which Company is responsible hereunder.

6 Insurance

6.1 Coverage Required. Prior to beginning any construction in or installation of the Telecommunication Facilities in the Public Right-of-Way, Company shall obtain insurance as set forth below and file certificates evidencing same with Municipality. Such insurance shall be maintained in full force and effect until the end of the Term. In the alternative, Company may satisfy this requirement through a program of self-insurance, acceptable to Municipality, by providing reasonable evidence of its financial resources to Municipality. Municipality's acceptance of such self-insurance shall not be unreasonably withheld.

- 6.1.1 Commercial general liability insurance, including Completed Operations Liability, Independent Contractors Liability, Contractual Liability coverage, railroad protective coverage and coverage for property damage from perils of explosion, collapse or damage to underground utilities, commonly known as XCU coverage, in an amount not less than Five Million Dollars (\$5,000,000).
 - 6.1.2 Liability insurance for sudden and accidental environmental contamination with minimum limits of Five Hundred Thousand Dollars (\$500,000) and providing coverage for claims discovered within three (3) years after the term of the policy.
 - 6.1.3 Automobile liability insurance in an amount not less than One Million Dollars (\$1,000,000).
 - 6.1.4 Workers' compensation and employer's liability insurance with statutory limits, and any applicable Federal insurance of a similar nature.
 - 6.1.5 The coverage amounts set forth above may be met by a combination of underlying (primary) and umbrella policies so long as in combination the limits equal or exceed those stated. If more than one insurance policy is purchased to provide the coverage amounts set forth above, then all policies providing coverage limits excess to the primary policy shall provide drop down coverage to the first dollar of coverage and other contractual obligations of the primary policy, should the primary policy carrier not be able to perform any of its contractual obligations or not be collectible for any of its coverages for any reason during the Term, or (when longer) for as long as coverage could have been available pursuant to the terms and conditions of the primary policy.
- 6.2 Additional Insured. Municipality shall be named as an additional insured on all policies (other than worker's compensation and employer's liability). All insurance policies shall provide that they shall not be canceled, modified or not renewed unless the insurance carrier provides thirty (30) days prior written notice to Municipality. Company shall annually provide Municipality with a certificate of insurance evidencing such coverage. All insurance policies (other than environmental contamination, workers' compensation and employer's liability insurance) shall be written on an occurrence basis and not on a claims made basis.
- 6.3 Qualified Insurers. All insurance shall be issued by insurance carriers licensed to do business by the State of Michigan or by surplus line carriers on the Michigan Insurance Commission approved list of companies qualified to do business in Michigan. All insurance and surplus line carriers shall be rated A+ or better by A.M. Best Company.

- 6.4 Deductibles. If the insurance policies required by this Part 6 are written with retainages or deductibles in excess of \$50,000, they shall be approved by Manager in advance in writing. Company shall indemnify and save harmless Municipality from and against the payment of any deductible and from the payment of any premium on any insurance policy required to be furnished hereunder.
- 6.5 Contractors. Company's contractors and subcontractors working in the Public Right-of-Way shall carry in full force and effect commercial general liability, environmental contamination liability, automobile liability and workers' compensation and employer liability insurance which complies with all terms of this Part 6. In the alternative, Company, at its expense, may provide such coverages for any or all its contractors or subcontractors (such as by adding them to Company's policies).
- 6.6 Insurance Primary. Company's insurance coverage shall be primary insurance with respect to Municipality, its officers, agents, employees, elected and appointed officials, departments, boards, and commissions (collectively "them"). Any insurance or self-insurance maintained by any of them shall be in excess of Company's insurance and shall not contribute to it (where "insurance or self-insurance maintained by any of them" includes any contract or agreement providing any type of indemnification or defense obligation provided to, or for the benefit of them, from any source, and includes any self-insurance program or policy, or self-insured retention or deductible by, for or on behalf of them).

7 Term

- 7.1 Term. The term ("Term") of this Permit shall be until the earlier of:
- 7.1.1 Fifteen years (15) from the Effective Date; provided, however, that following such initial term there shall be three subsequent renewal terms of five (5) years. Each renewal term shall be automatic unless Municipality notifies Company in writing, at least twelve (12) months prior to the end of any term then in effect, that due to changed circumstances a need exists to negotiate the subsequent renewal with Company. Municipality shall not unreasonably deny a renewal term; or
- 7.1.2 When the Telecommunication Facilities have not been used to provide telecommunications services for a period of one hundred and eighty (180) days by the Company or a successor of an assign of the Company; or
- 7.1.3 When Company, at its election and with or without cause, delivers written notice of termination to Municipality at least one-hundred and eighty (180) days prior to the date of such termination; or

7.1.4 Upon either Company or Municipality giving written notice to the other of the occurrence or existence of a default by the other party under Sections 4.8, 6, 8 or 9 of this Permit and such defaulting party failing to cure, or commence good faith efforts to cure, such default within sixty (60) days (or such shorter period of time provided elsewhere in this Permit) after delivery of such notice; or

7.1.5 Unless Manager grants a written extension, one year from the Effective Date if prior thereto Company has not started the construction and installation of the Telecommunication Facilities within the Public Right-of-Way and two years from the Effective Date if by such time construction and installation of the Telecommunication Facilities is not complete.

8 Performance Bond or Letter of Credit

8.1 Municipal Requirement. Municipality may require Company to post a bond (or letter of credit) as provided in Section 15(3) of the METRO Act, as amended [MCL § 484.3115(3)].

9 Fees

9.1 Establishment; Reservation. The METRO Act shall control the establishment of right-of-way fees. The parties reserve their respective rights regarding the nature and amount of any fees which may be charged by Municipality in connection with the Public Right-of-Way.

10 Removal

10.1 Removal; Underground. As soon as practicable after the Term, Company or its successors and assigns shall remove any underground cable or other portions of the Telecommunication Facilities from the Public Right-of-Way which has been installed in such a manner that it can be removed without trenching or other opening of the Public Right-of-Way. Company shall not remove any underground cable or other portions of the Telecommunication Facilities which requires trenching or other opening of the Public Right-of-Way except with the prior written approval of Manager. All removals shall be at Company's sole cost and expense.

10.1.1 For purposes of this Part 10, "cable" means any wire, coaxial cable, fiber optic cable, feed wire or pull wire.

10.2 Removal; Above Ground. As soon as practicable after the Term, Company, or its successor or assigns at its sole cost and expense, shall, unless waived in writing by Manager, remove from the Public Right-of-Way all above ground elements of

its Telecommunication Facilities, including but not limited to poles, pedestal mounted terminal boxes, and lines attached to or suspended from poles.

10.3 Schedule. The schedule and timing of removal shall be subject to approval by Manager. Unless extended by Manager, removal shall be completed not later than twelve (12) months following the Term. Portions of the Telecommunication Facilities in the Public Right-of-Way which are not removed within such time period shall be deemed abandoned and, at the option of Municipality exercised by written notice to Company as set forth in Part 12, title to the portions described in such notice shall vest in Municipality.

11 Assignment. Company may assign or transfer its rights under this Permit, or the persons or entities controlling Company may change, in whole or in part, voluntarily, involuntarily, or by operation of law, including by merger or consolidation, change in the ownership or control of Company's business, or by other means, subject to the following:

11.1 No such transfer or assignment or change in the control of Company shall be effective under this Permit, without Municipality's prior approval (not to be unreasonably withheld), during the time period from the Effective Date until the completion of the construction of the Telecommunication Facilities in those portions of the Public Right-of-Way identified on Exhibit A.

11.2 After the completion of such construction, Company must provide notice to Municipality of such transfer, assignment or change in control no later than thirty (30) days after such occurrence; provided, however,

11.2.1 Any transferee or assignee of this Permit shall be qualified to perform under its terms and conditions and comply with applicable law; shall be subject to the obligations of this Permit, including responsibility for any defaults which occurred prior to the transfer or assignment; shall supply Municipality with the information required under Section 3.1; and shall comply with any updated insurance and performance bond requirements under Sections 6 and 8 respectively, which Municipality reasonably deems necessary, and

11.2.2 In the event of a change in control, it shall not be to an entity lacking the qualifications to assure Company's ability to perform under the terms and conditions of this Permit and comply with applicable law; and Company shall comply with any updated insurance and performance bond requirements under Sections 6 and 8 respectively, which Municipality reasonably deems necessary.

11.3 Company may grant a security interest in this Permit, its rights thereunder or the Telecommunication Facilities at any time without notifying Municipality.

12 Notices

12.1 Notices. All notices under this Permit shall be given as follows:

12.1.1 If to Municipality, to Van Buren Charter Twp., 46425 Tyler Rd., Van Buren Twp., MI. 48111

12.1.2 If to Company, to Kevin Schoen, KEPS Technologies Inc. dba ACD.net, 1800 N. Grand River Avenue, Lansing, Michigan 48906. Phone: (517)999-9999 Fax: (517)999-3993 Email: schoen.kevin@acd.net.

12.2 Change of Address. Company and Municipality may change its address or personnel for the receipt of notices at any time by giving notice thereof to the other as set forth above.

13 Other items

13.1 No Cable, OVS. This Permit does not authorize Company to provide commercial cable type services to the public, such as "cable service" or the services of an "open video system operator" (as such terms are defined in the Federal Communications Act of 1934 and implementing regulations, currently 47 U.S.C. §§ 522 (6), 573 and 47 CFR § 76.1500).

13.2 Duties. Company shall faithfully perform all duties required by this Permit.

13.3 Effective Date. This Permit shall become effective when issued by Municipality and Company has provided any insurance certificates and bonds required in Parts 6 and 8, and signed the acceptance of the Permit.

13.4 Authority. This Permit satisfies the requirement for a permit under Section 5 of the METRO Act [MCL 484.3105].

13.5 Amendment. Except as set forth in Section 2.1 this Permit may be amended by the written agreement of Municipality and Company.

13.6 Interpretation and Severability. The provisions of this Permit shall be liberally construed to protect and preserve the peace, health, safety and welfare of the public, and should any provision or section of this Permit be held unconstitutional, invalid, overbroad or otherwise unenforceable, such determination/holding shall not be construed as affecting the validity of any of the remaining conditions of this Permit. If any provision in this Permit is found to be partially overbroad, unenforceable, or invalid, Company and Municipality may nevertheless enforce such provision to the extent permitted under applicable law.

13.7 Governing Law. This Permit shall be governed by the laws of the State of Michigan.

Van Buren Charter Township

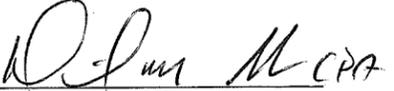
Attest:

By: _____
Clerk

By: _____
Its: _____
Date: _____

"Company accepts the Permit granted by Municipality upon the terms and conditions contained therein."

KEPS Technologies Inc. dba ACD.net

By: 
Its: CFO
Date: 10/3/16

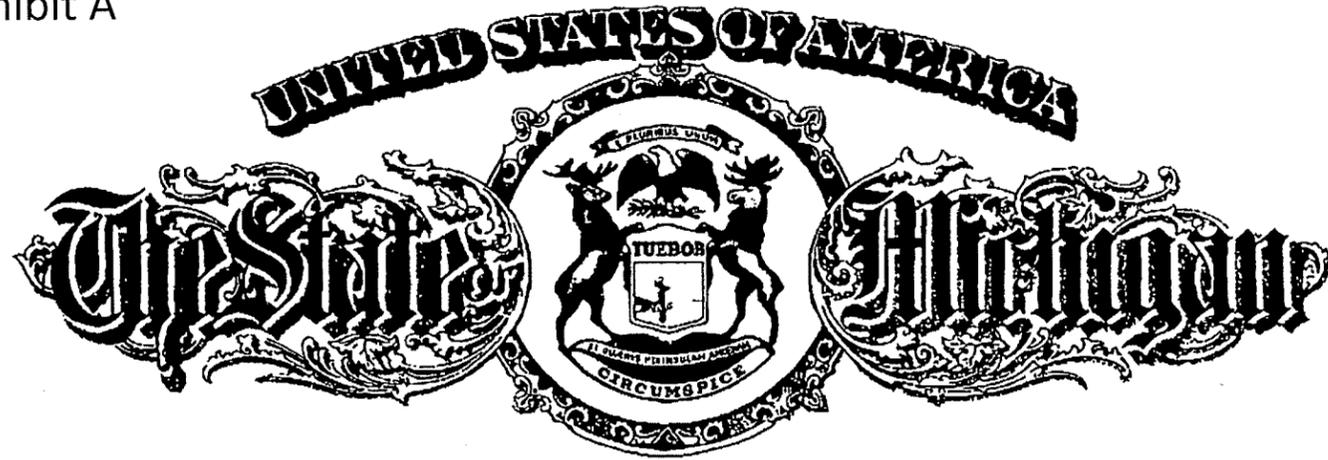
::ODMA\PCDOCS\GRR\759319\6

Exhibit A

Public Right-of-Way to be Used by Telecommunication Facilities

Exhibit B

Bond



Department of Licensing and Regulatory Affairs

Lansing, Michigan

This is to Certify That

KEPS TECHNOLOGIES, INC.

was validly incorporated on February 14, 1991, as a Michigan profit corporation, and said corporation is validly in existence under the laws of this state.

This certificate is issued pursuant to the provisions of 1972 PA 284, as amended, to attest to the fact that the corporation is in good standing in Michigan as of this date and is duly authorized to transact business and for no other purpose.

This certificate is in due form, made by me as the proper officer, and is entitled to have full faith and credit given it in every court and office within the United States.



Sent by Facsimile Transmission
537475

In testimony whereof, I have hereunto set my hand, in the City of Lansing, this 6th day of February, 2014.

Alan J. Schefke, Director
Corporations, Securities & Commercial Licensing Bureau

**DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
CORPORATIONS, SECURITIES & COMMERCIAL LICENSING BUREAU
PROFIT CORPORATION ANNUAL REPORT**

Exhibit A

2016

Identification Number 537475	Corporation Name KEPS TECHNOLOGIES, INC.
Resident agent name and mailing address of the registered office STEVEN E. SCHOEN	
MI	
The address of the registered office 1800 NORTH GRAND RIVER AVE LANSING MI 48906	

Describe the purpose and activities of the corporation during the year covered by this report:
PHONE COMPANY, ISP, CONSTRUCTION OF TELECOMMUNICATION FIBER OPTIC LINES

Officer/Director Information		
NAME	TITLE	BUSINESS OR RESIDENCE ADDRESS
KEVIN SCHOEN	PRESIDENT	1800 N GRAND RIVER AVE LANSING MI 48906
STEVE SCHOEN	SECRETARY	1800 N GRAND RIVER AVE LANSING MI 48906
STEVE SCHOEN	TREASURER	1800 N GRAND RIVER AVE LANSING MI 48906
KEVIN SCHOEN	DIRECTOR	1800 N GRAND RIVER AVE LANSING MI 48906

Electronic Signature		
Filed By	Title	Phone
STEVE SCHOEN	AUTHORIZED OFFICER OR AGENT	571-999-9999
<input checked="" type="checkbox"/> I certify that this filing is submitted without fraudulent intent and that I am authorized by the business entity to make any changes reported herein.		

Payment Information		
Payment Amount	Payment Date/Time	Reference Nbr
\$ 35	05/26/2016 14:28:54	71315 6801 537475 2016



State of Michigan
John Engler, Governor

Department of Consumer & Industry Services
Kathleen M. Wilbur, Director

Public Service Commission

6545 Mercantile Way
P.O. Box 30221
Lansing, MI 48909-7721
Telephone: 517-241-6180
Web Site: cis.state.mi.us/mpsc

Commissioners
Laura Chappelle
David A. Svanda
Robert B. Nelson

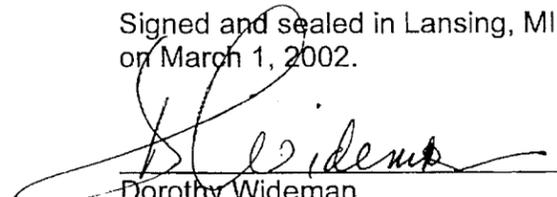
Basic Local Exchange Service License

I, Dorothy Wideman, Executive Secretary, Michigan Public Service Commission, certify that on January 19, 2000, in Case No. U-12180, the Michigan Public Service Commission granted ACD Telecom, Inc. a permanent license to render basic local exchange service within a specific geographic area, in accordance with the requirements of the Michigan Telecommunications Act, 1991 PA 179 as amended, MCL 484.2101 et seq., and all requirements established by laws, orders, and regulations of the Commission.

I further certify that on December 3, 2001, Commission staff officially approved the tariffs filed by ACD Telecom, Inc. as a precondition to commencing basic local exchange service in the state of Michigan.

This license cannot be sold or otherwise transferred without prior approval from the Michigan Public Service Commission. ACD Telecom, Inc. may not discontinue basic local exchange service without first complying with the requirements of Section 313 of the Michigan Telecommunications Act, MCL 484.2313.

Signed and sealed in Lansing, MI
on March 1, 2002.



Dorothy Wideman
Executive Secretary



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
4/25/2016

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Lyman & Sheets Insurance Agency P.O. Box 15127 Lansing MI 48901	CONTACT NAME: Angela Maldonado
	PHONE (A/C, No, Ext): 517-482-2211 FAX (A/C, No): 517-371-4881 E-MAIL ADDRESS: angelam@lymansheets.com
INSURER(S) AFFORDING COVERAGE	
INSURER A: Chubb Group of Insurance Cos.	NAIC # 20303
INSURER B: The Accident Fund Insurance Co	10166
INSURER C: Auto-Owners Insurance Company	18988
INSURER D: Westchester Surplus Lines Ins.	10172
INSURER E:	
INSURER F:	

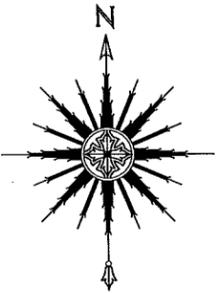
COVERAGES **CERTIFICATE NUMBER:** 1567801599 **REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC OTHER:			36000815	2/20/2016	2/20/2017	EACH OCCURRENCE \$1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$1,000,000 MED EXP (Any one person) \$10,000 PERSONAL & ADV INJURY \$1,000,000 GENERAL AGGREGATE \$2,000,000 PRODUCTS - COMP/OP AGG \$2,000,000 \$
A	<input checked="" type="checkbox"/> AUTOMOBILE LIABILITY <input checked="" type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS <input type="checkbox"/> NON-OWNED AUTOS			73583522	2/20/2016	2/20/2017	COMBINED SINGLE LIMIT (Ea accident) \$1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ \$
C	<input checked="" type="checkbox"/> UMBRELLA LIAB <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED <input checked="" type="checkbox"/> RETENTION \$10,000			4984742701	2/20/2016	2/20/2017	EACH OCCURRENCE \$10,000,000 AGGREGATE \$10,000,000 \$
B	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N	N/A	WCV6097262	1/1/2016	1/1/2017	<input checked="" type="checkbox"/> PER STATUTE <input type="checkbox"/> OTH-ER E.L. EACH ACCIDENT \$1,000,000 E.L. DISEASE - EA EMPLOYEE \$1,000,000 E.L. DISEASE - POLICY LIMIT \$1,000,000
D	Envir. Contamination			G27442420 003	4/15/2016	4/15/2017	Each Occurrence 2,000,000 Aggregate 4,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

CERTIFICATE HOLDER Evidence of Coverage	CANCELLATION SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.
	AUTHORIZED REPRESENTATIVE <i>Michael A. Sheets</i>



ACD.net

517-999-9999

1800 Grand River Ave
Lansing MI 48906

**PROPRIETARY
INFORMATION NOT FOR
DISCLOSURE**

This Set of Plans contains confidential or proprietary information, and the recipient must not disclose, copy, re-create, or distribute the plans or the information contained therein, either directly or indirectly, to other entities or individuals without written or express permission from ACD.NET

DRAWING DISCLAIMER

Facility Locations are general in nature, ACD.NET will not be held accountable for the accuracy of the information provided on these drawings.
Contact the Local ONE CALL AGENCY 72 HOURS PRIOR TO CONSTRUCTION FOR EXACT UTILITY LOCATIONS AT:
MISS DIG
1-800-482-7171

Project Manager

D. Murphy

CAD Engineer

K. Ngo

Permitting Engineer

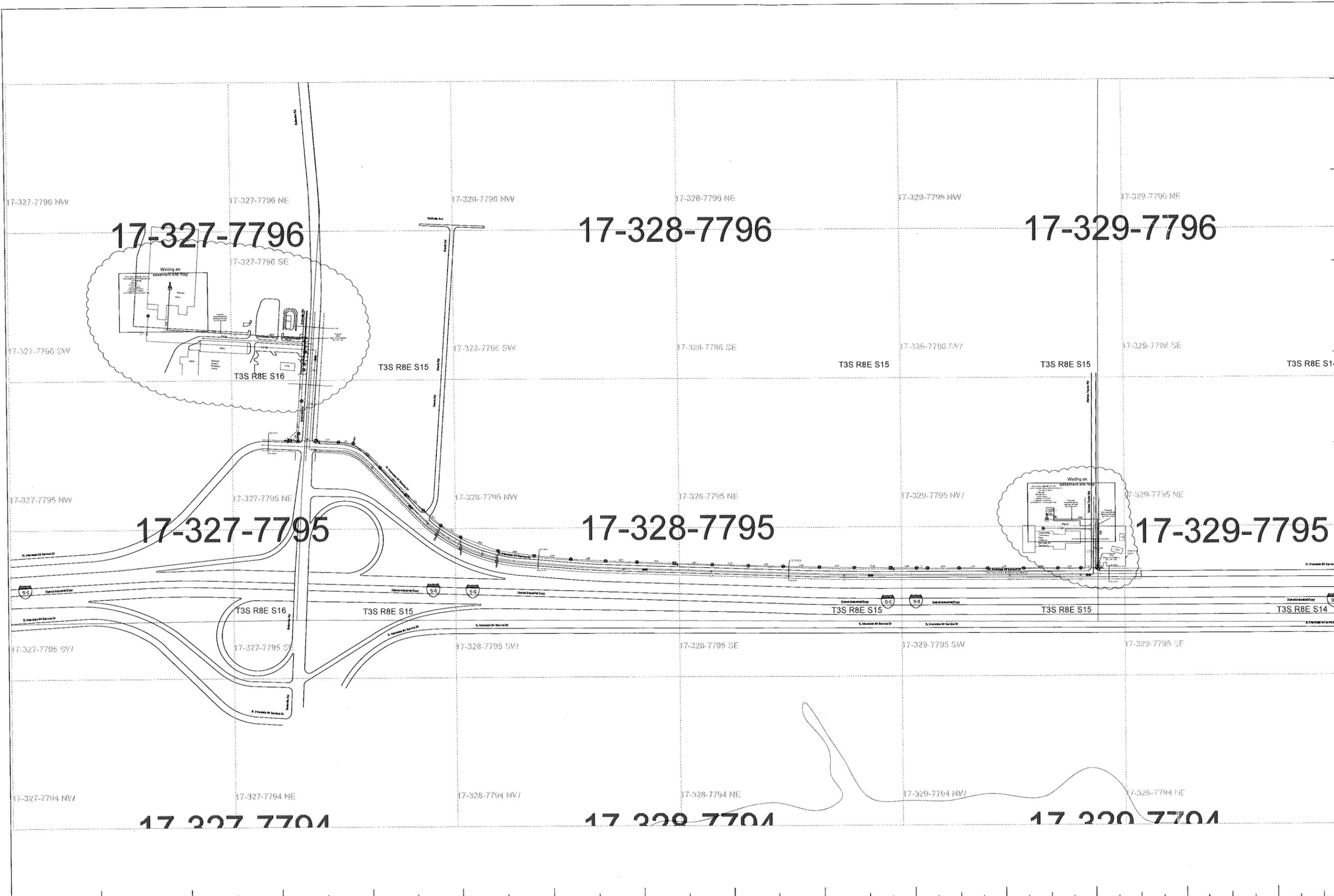
G. Gould

Surveyor

Revisions

REV #	DESCRIPTION	BY	DATE
1	Final Road Design		10/3/16

Exhibit: c



Remarks: Peachtree ID: DFBELB0153

Peachtree ID:

SCALE: 1" = 200'

TRS:

COUNTY: Wayne

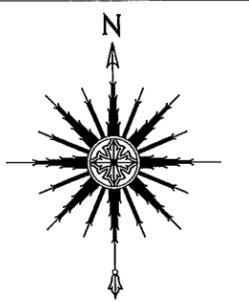
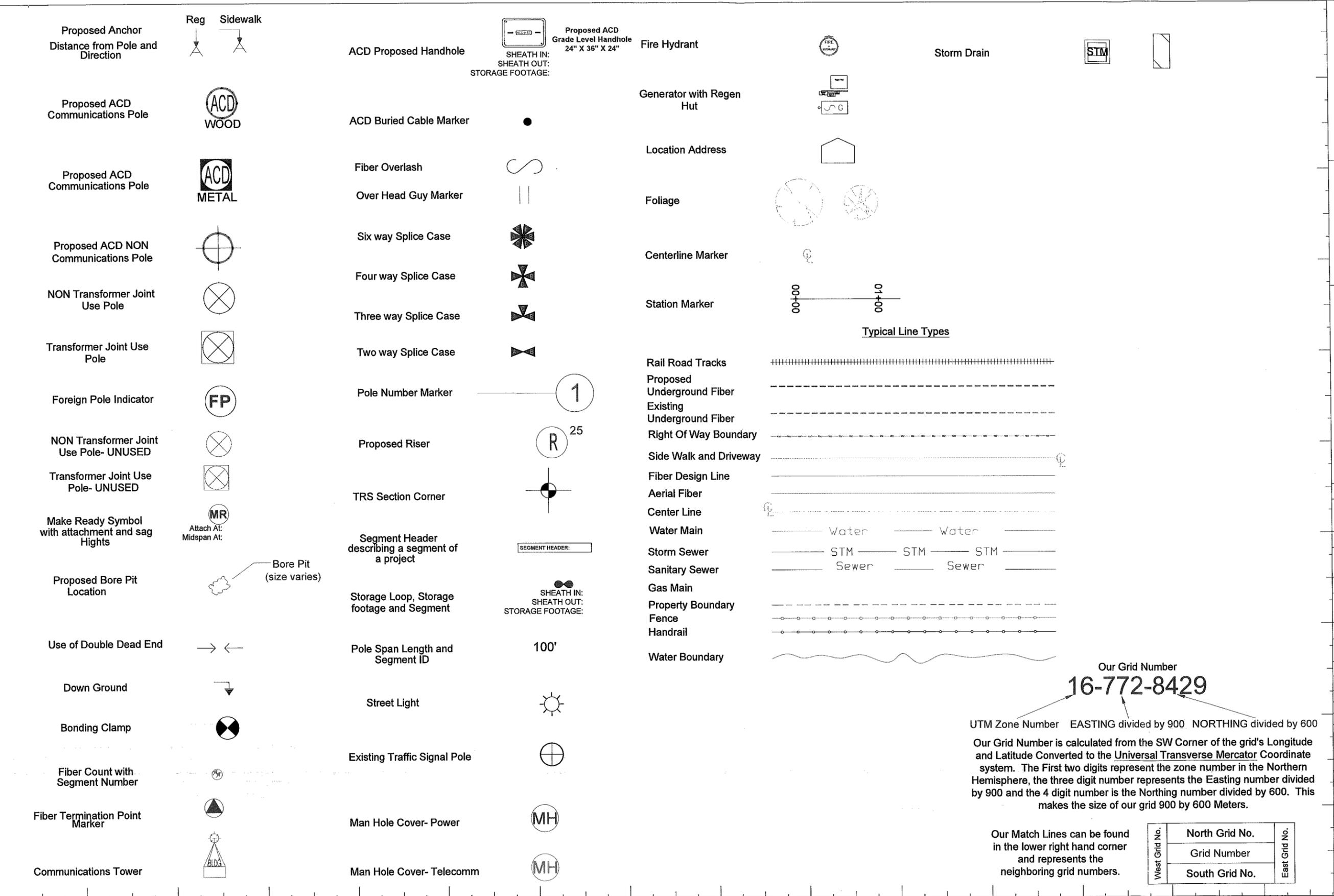
TOWNSHIP: Van Buren

CITY: Belleville

PROJECT ID: DFA0153Z17716FO025765

CUSTOMER NUMBER: 40676

Grid Map



ACD.net
517-999-9999
1800 Grand River Ave
Lansing MI 48906

PROPRIETARY INFORMATION NOT FOR DISCLOSURE
This Set of Plans contains confidential or proprietary information, and the recipient must not disclose, copy, re-create, or distribute the plans or the information contained therein, either directly or indirectly, to other entities or individuals without written or express permission from ACD.NET

DRAWING DISCLAIMER
Facility Locations are general in nature, ACD.NET will not be held accountable for the accuracy of the information provided on these drawings. Contact the Local ONE CALL AGENCY 72 HOURS PRIOR TO CONSTRUCTION FOR EXACT UTILITY LOCATIONS AT:
MISS DIG
1-800-462-7171

Project Manager
CAD Engineer
Permitting Engineer
Surveyor

Revisions

REV #	DESCRIPTION	BY	DATE
1	First Issue Design		10/3/16

Our Grid Number
16-772-8429

UTM Zone Number EASTING divided by 900 NORTHING divided by 600

Our Grid Number is calculated from the SW Corner of the grid's Longitude and Latitude Converted to the Universal Transverse Mercator Coordinate system. The First two digits represent the zone number in the Northern Hemisphere, the three digit number represents the Easting number divided by 900 and the 4 digit number is the Northing number divided by 600. This makes the size of our grid 900 by 600 Meters.

Our Match Lines can be found in the lower right hand corner and represents the neighboring grid numbers.

West Grid No.	North Grid No.	East Grid No.
	Grid Number	
	South Grid No.	

Remarks: _____ Peachtree ID: _____

SCALE: 1" = NTS TRS: _____

COUNTY: Wayne TOWNSHIP: Van Buren Charter CITY: _____ PROJECT ID: _____ CUSTOMER NUMBER: _____

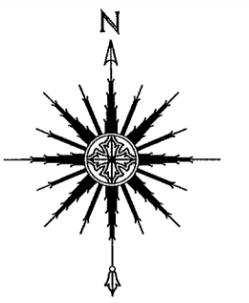
Exhibit: C

Symbols Key



17-327-7795 NE

77705



ACD.net

517-999-9999

1800 Grand River Ave
Lansing MI 48906

**PROPRIETARY
INFORMATION NOT FOR
DISCLOSURE**

This Set of Plans contains confidential or proprietary information, and the recipient must not disclose, copy, re-create, or distribute the plans or the information contained therein, either directly or indirectly, to other entities or individuals without written or express permission from ACD.NET

DRAWING DISCLAIMER

Facility Locations are general in nature, ACD.NET will not be held accountable for the accuracy of the information provided on these drawings. Contact the Local ONE CALL AGENCY 72 HOURS PRIOR TO CONSTRUCTION FOR EXACT UTILITY LOCATIONS AT:
MISS DIG
1-800-482-7171

Project Manager

D. Murphy

CAD Engineer

K. Ngo

Permitting Engineer

G. Gould

Surveyor

Revisions

REV #	DESCRIPTION	BY	DATE
1	Final Route Design		10/3/16

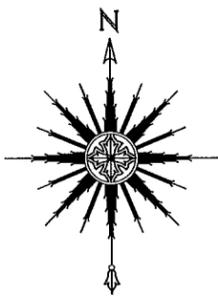
Exhibit: C

17-327-7796 SE
17-327-7795 NE
17-327-7795 SE

Remarks: Peechtree ID: DFBELB0153		Peachtree ID:	
SCALE: 1" = 200'	TRS: T3S R8E S15	T3S R8E S16	
COUNTY: Wayne	TOWNSHIP: Van Buren	CITY: Belleville	PROJECT ID: DFA0153Z17716FO025765
			CUSTOMER NUMBER: 40676

7-327-7795 NW

7-328-7795 NW



ACD.net

517-999-9999

1800 Grand River Ave
Lansing MI 48906

**PROPRIETARY
INFORMATION NOT FOR
DISCLOSURE**

This Set of Plans contains confidential or proprietary information, and the recipient must not disclose, copy, re-create, or distribute the plans or the information contained therein, either directly or indirectly, to other entities or individuals without written or express permission from ACD.NET

DRAWING DISCLAIMER

Facility Locations are general in nature, ACD.NET will not be held accountable for the accuracy of the information provided on these drawings. Contact the Local ONE CALL AGENCY 72 HOURS PRIOR TO CONSTRUCTION FOR EXACT UTILITY LOCATIONS AT:
MISS DIG
1-800-482-7171

Project Manager

D. Murphy

CAD Engineer

K. Ngo

Permitting Engineer

G. Gould

Surveyor

Revisions

REV #	DESCRIPTION	BY	DATE
1	Final Road Design		10/3/16

Exhibit: c

17-327-7796 NE
17-327-7795 SE
17-327-7794 NE

Remarks: Peectree ID: DFBELB0153

Peachtree ID:

SCALE: 1" = 200'

TRS: T3S R8E S15

COUNTY: Wayne

TOWNSHIP: Van Buren

CITY: Belleville

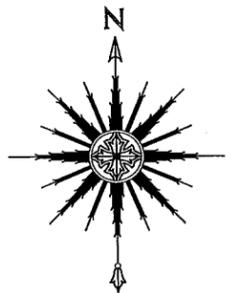
PROJECT ID: DFA0153Z17716FO025765

CUSTOMER NUMBER: 40676

7-327-7795 SW

7-328-7795 SW

17-320



ACD.net

517-999-9999

1800 Grand River Ave
Lansing MI 48906

**PROPRIETARY
INFORMATION NOT FOR
DISCLOSURE**

This Set of Plans contains confidential or proprietary information, and the recipient must not disclose, copy, re-create, or distribute the plans or the information contained therein, either directly or indirectly, to other entities or individuals without written or express permission from ACD.NET

DRAWING DISCLAIMER

Facility Locations are general in nature. ACD.NET will not be held accountable for the accuracy of the information provided on these drawings. Contact the Local ONE CALL AGENCY 72 HOURS PRIOR TO CONSTRUCTION FOR EXACT UTILITY LOCATIONS AT:
MISS DIG
1-800-462-7171

Project Manager

D. Murphy

CAD Engineer

K. Ngo

Permitting Engineer

G. Gould

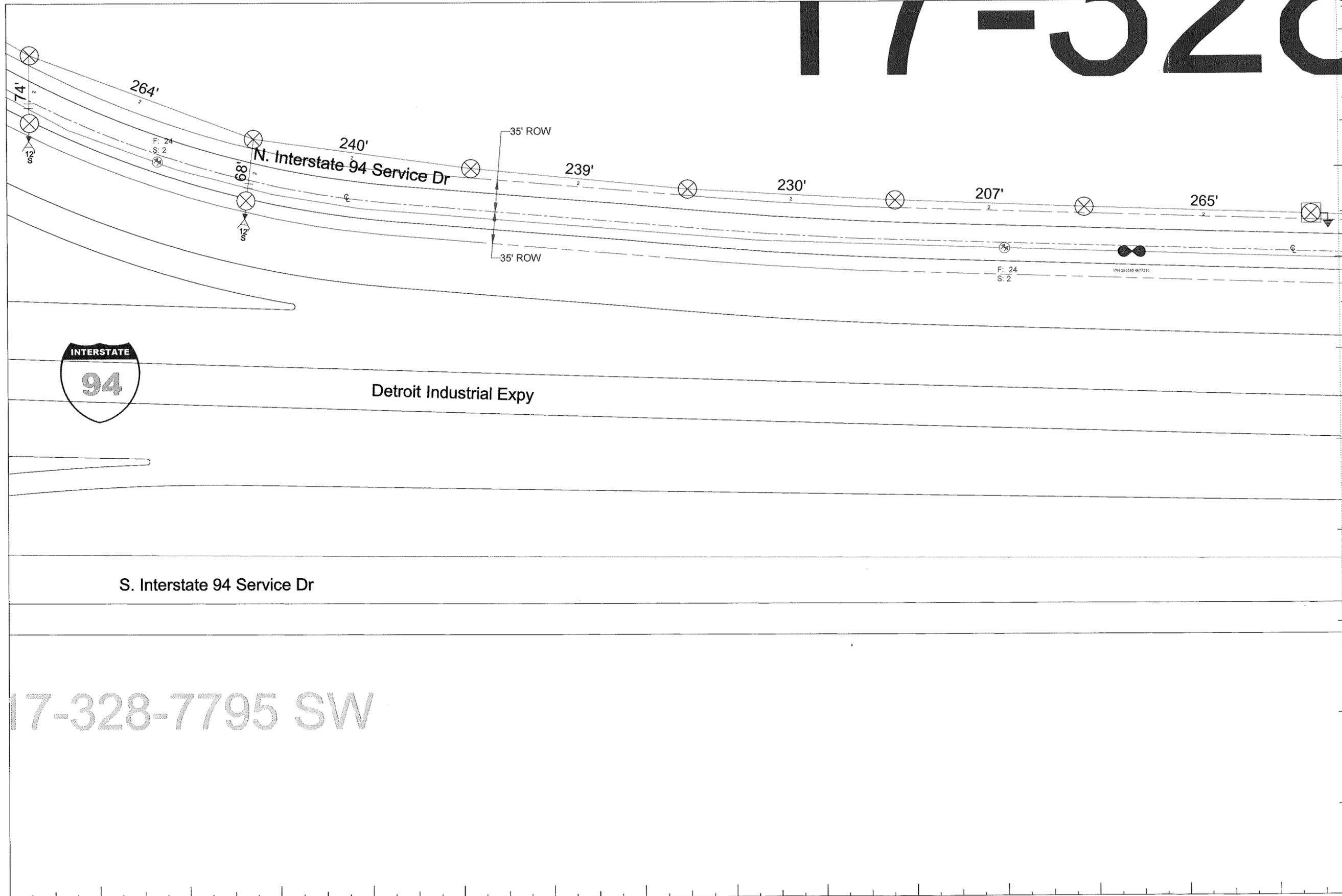
Surveyor

Revisions

REV #	DESCRIPTION	BY	DATE
1	Final Route Design		10/3/16

Exhibit: c

17-328-7795 NW	17-328-7795 SE
17-328-7795 SW	
17-328-7794 NW	



Remarks: Peechtree ID: DFBELB0153		Peachtree ID:	
SCALE: 1" = 200'	TRS: T3S R8E S15		
COUNTY: Wayne	TOWNSHIP: Van Buren	CITY: Belleville	PROJECT ID: DFA0153Z17716FO025765
			CUSTOMER NUMBER: 40676

Charter Township of Van Buren

REQUEST FOR BOARD ACTION

Agenda Item: _____

Work Study Date: 11/14/16
Board Meeting: 11/15/16

Consent Agenda X New Business _____ Unfinished Business: _____ Public Hearing _____

ITEM (SUBJECT)	Granting approval of the Commercial Fireworks Display Permit Application by Great Lakes Fireworks LLC.
DEPARTMENT	Planning
PRESENTER	Matthew R. Best, Deputy Director of Planning and Economic Development
PHONE NUMBER	(734) 699-8913
INDIVIDUALS IN ATTENDANCE (OTHER THAN PRESENTER)	Randy Brown – Belleville DDA, Paul Henning – Belleville DDA

Agenda topic

ACTION REQUESTED	
Granting approval of the Commercial Fireworks Display Permit Application by Great Lakes Fireworks LLC to set off fireworks on Saturday, December 3, 2016 from the (closed) Denton Road Bridge, and authorize the Supervisor or her designee to sign the permit.	
BACKGROUND – (SUPPORTING AND REFERENCE DATA, INCLUDE ATTACHMENTS)	
<p>The fireworks show takes place the same evening as the Belleville Chamber of Commerce Christmas Parade. This application is in compliance with the Fireworks Ordinance. Enclosed for your review are...</p> <ol style="list-style-type: none"> 1. Documents from Great Lakes Fireworks LLC (Application, permit, license, itinerary, insurance and map.) 2. Review letter from David McNally (Fire Marshal/Battalion Chief) which approves the application. 	
BUDGET IMPLICATION	None
IMPLEMENTATION NEXT STEP	Supervisor or her designee to sign permit.
DEPARTMENT RECOMMENDATION	Approval
COMMITTEE/COMMISSION RECOMMENDATION	N/A
ATTORNEY RECOMMENDATION	N/A
(May be subject to Attorney/Client Privilege and not available under FOIA)	
ADDITIONAL REMARKS	This request is the same that has been previously approved each year since 2007.
APPROVAL OF SUPERVISOR	<i>[Signature]</i>

Case number: 16-039

Dated submitted: 10-12-16

Commercial Fireworks Display Permit Application

A ✓

APPLICANT INFORMATION

Applicant's Business Name GREAT LAKES FIREWORKS LLC Phone 586-779-8062
 Name of Applicant or Agent JASON LYNCH Email jlynch65@aol.com
 Property Owner (if different than applicant) VAN BUREN CHARTER TOWNSHIP Phone 734-699-8900
 Address 46425 TYLER RD Fax 734-699-5213
 City, State BELLEVILLE MI Zip 48111 E-Mail Address _____

SITE INFORMATION

Location or address of display: DENTON ROAD BRIDGE BELLEVILLE MI
 Tax ID: 27-1366153
 State all deed, subdivision improvement and property restrictions in effect at this time, together with dates of expiration:

REQUIRED INFORMATION

The applicant is responsible for submitting **ALL** of the following information with this application and checking the corresponding boxes below. Failure to submit **ALL** of the following information will result in review delays or application denial.

- Copy of applicant's driver license (applicant must be over 18 years in age).
- License or permit to operate commercial fireworks from the Federal Bureau of Alcohol, Tobacco, Firearms, and Explosives.
- Completed Application for Fireworks Display Permit from the State of Michigan.
- Description of the display, including the type and number of fireworks to be discharged.
- Scale drawing of the subject site, including but not limited to surrounding buildings, the display site as described by NFPA 1123, the spectator viewing area(s), and the parking area(s).
- Proof of insurance, meeting the Fireworks Safety Act Ordinance, including the following:
 - Worker's Compensation and Employers Liability coverage covering the statutory requirements of the State of Michigan and insuring the applicant with an Employer's Liability limit of at least \$500,000.
 - Occurrence-based Commercial General Liability coverage covering liability arising out of the operations of the applicant, with limits of at least \$3,000,000 per occurrence.
 - Automobile Liability with a limit of \$1,000,000 per occurrence CSL covering all owned, non-owned, and hired automobiles, and shall comply with all requirements of Michigan's No-Fault law.
- For non-resident applicants, a written appointment of a resident member of the bar of Michigan or a resident agent to be the legal representative upon whom all process in an action or proceeding against the person, firm, or corporation may be served.
- Proof that the applicant is knowledgeable of the recommended safety requirements of NFPA 1123. This will be reviewed by the Charter Township of Van Buren Fire Department.

A 2/

OWNER'S AND APPLICANT'S AFFIDAVIT

Print Property Owner's Name

Signature of Property Owner

Date

GREAT LAKES FIREWORKS

Print Applicant's Name

Jason Lynch
Signature of Applicant
AGENT

10/13/2016
Date

Print Agent's Name

Signature of Agent

Date

STATE OF MICHIGAN
COUNTY OF Monroe

CHERYL L WYATT
NOTARY PUBLIC - STATE OF MICHIGAN
COUNTY OF MONROE
My Commission Expires Jan. 17, 2020
Acting in the County of Monroe

The undersigned, being duly sworn, deposes and says that the foregoing statements and answers herein contained and accompanied information and date are in all respects true and correct.

Subscribed and sworn before me this 13 day of October 2016
Cheryl L Wyatt Notary Public, Monroe County, Michigan
My Commission expires 01-17, 2020

THIS PORTION FOR OFFICIAL USE ONLY

STANDARDS OF REVIEW

Pursuant to Section 5 the Fireworks Safety Act Ordinance, a permit shall only be issued if the following standards are satisfied:

1. The permit application is complete and conforms to the requirements of the Ordinance.
2. The proposed discharge of fireworks shall not have an adverse effect upon public safety.
3. The time, duration, and location of fireworks will not unreasonably disturb the peace of neighboring property owners.

TOWNSHIP DEPARTMENTAL REVIEW

- Recommendation letter from the Planning and Economic Development Director, dated _____
- Recommendation letter from the Fire Department, dated _____
- Township Board of Trustees action to _____ the application on _____
Approve or Deny Date

GREAT LAKES FIREWORKS

24805 Marine • Eastpointe, MI 48021 • Office: (586) 779-8062 • Fax: (586) 779- 8439 • www.greatlakesfireworks.com

October 12, 2016

Anna Halstead
Van Buren Charter Twp / Bldg & Maint
46425 Tyler Rd
Belleville, MI 48111

Dear Anna:

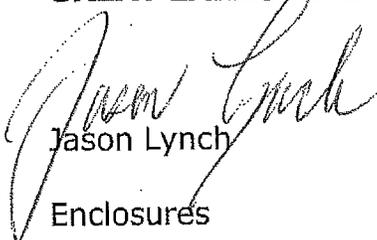
Thank you in advance for your assistance with the December 3th fireworks application on behalf of the Belleville Area Chamber of Commerce. As discussed, the program is substantially the same as in previous years. Application and attachments as follows:

- Commercial Fireworks Display Permit Application **A**
- Applicant's Driver's License and Ohio Exhibitor's License **B**
- BATF Licenses **C**
- Completed Application for Fireworks Display Permit **D**
- Description of Display include type and number of fireworks **E**
- Scale drawing of the subject site **F**
- Proof of insurance **G**
- Resume – William Shaffer **H**

We certainly look forward to providing the Chamber with another spectacular display. If you have questions or need further information, please call me at 419-476-8808 or 734-652-5812 (cell).

Sincerely,

GREAT LAKES FIREWORKS



Jason Lynch

Enclosures

C 11

In accordance with the provisions of Title XI, Organized Crime Control Act of 1970, and the regulations issued thereunder (27 CFR Part 555), you may engage in the activity specified in this license or permit within the limitations of Chapter 40, Title 18, United States Code and the regulations issued thereunder, until the expiration date shown. **THIS LICENSE IS NOT TRANSFERABLE UNDER 27 CFR 555.53.** See "WARNINGS" and "NOTICES" on reverse.

Direct ATF Correspondence To: ATF - Chief, FELC
244 Needy Road
Martinsburg, WV 25405-9431

License/Permit Number: **4-MI-099-51-7L-01173**

Chief, Federal Explosives Licensing Center (FELC)

Expiration Date: **November 1, 2017**

Christopher R. Reers

Name: GREAT LAKES FIREWORKS LLC

Premises Address (Changes? Notify the FELC at least 10 days before the move):
**24805 MARINE
EASTPOINTE, MI 48021-**

Type of License or Permit:
51-IMPORTER OF EXPLOSIVES

Purchasing Certification Statement
The licensee or permittee named above shall use a copy of this license or permit to assist a transferee or transferee of explosives to verify the identity and the license status of the licensee or permittee as provided by 27 CFR Part 555. The signature on each copy must be an original signature. A faxed, scanned or e-mailed copy of the license or permit with a signature intended to be an original signature is acceptable. The signature must be that of the Federal Explosives Licensee (FEL) or a responsible person of the FEL. I certify that this is a true copy of a license or permit issued to the licensee or permittee named above to engage in the business or operations specified above under "Type of License or Permit".

Mailing Address (Changes? Notify the FELC of any changes.)

GREAT LAKES FIREWORKS LLC
24805 MARINE
EASTPOINTE, MI 48021-

Licensee/Permittee Responsible Person Signature: *Barry J. Beltz*

Position/Title: *CO-OWNER*

Printed Name: **BARRY J. BELTZ**

Date: *11/12/15*

Previous Edition is Obsolete GREAT LAKES FIREWORKS LLC 24805 MARINE EASTPOINTE MI 48021-4-MI-099-51-7L-01173 November 1, 2017 51-IMPORTER OF EXPLOSIVES ATF Form 5400-14/5400-15 Part I Revised October 2011

Federal Explosives License (FEL) Customer Service Information

Federal Explosives Licensing Center (FELC)
244 Needy Road
Martinsburg, WV 25405-9431

Toll-free Telephone Number: (877) 283-3352
Fax Number: (304) 616-4401
E-mail: FELC@atf.gov

ATF Homepage: www.atf.gov

Change of Address (27 CFR 555.54(a)(1)). Licensees or permittees may during the term of their current license or permit remove their business or operations to a new location at which they intend regularly to carry on such business or operations. The licensee or permittee is required to give notification of the new location of the business or operations not less than 10 days prior to such removal with the Chief, Federal Explosives Licensing Center. The license or permit will be valid for the remainder of the term of the original license or permit. (The Chief, FELC, shall, if the licensee or permittee is not qualified, refer the request for amended license or permit to the Director of Industry Operations for denial in accordance with § 555.54.)

Right of Succession (27 CFR 555.59). (a) Certain persons other than the licensee or permittee may secure the right to carry on the same explosive materials business or operations at the same address shown on, and for the remainder of the term of, a current license or permit. Such persons are: (1) The surviving spouse or child, or executor, administrator, or other legal representative of a deceased licensee or permittee; and (2) A receiver or trustee in bankruptcy, or an assignee for benefit of creditors. (b) In order to secure the right provided by this section, the person or persons continuing the business or operations shall furnish the license or permit for that business or operations for endorsement of such succession to the Chief, FELC, within 30 days from the date on which the successor begins to carry on the business or operations.

(Continued on reverse side)

Cut Here

Federal Explosives License/Permit (FEL) Information Card

License/Permit Name: GREAT LAKES FIREWORKS LLC

Business Name:

License/Permit Number: 4-MI-099-51-7L-01173

License/Permit Type: 51-IMPORTER OF EXPLOSIVES

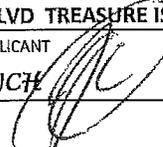
Expiration: November 1, 2017

Please Note: Not Valid for the Sale or Other Disposition of Explosives.

Application for Fireworks Display Permit
 Michigan Department of Energy, Labor, & Economic Growth
 Bureau of Fire Services
 P.O. Box 30700
 Lansing, MI 48909
 517-241-8847

2016

D 11

Authority: Compliance: Penalty:	1968 PA 358 Voluntary Permit will not be issued	The Department of Energy, Labor & Economic Growth will not discriminate against any individual or group because of race, sex, religion, age, national origin, color, marital status, disability, or political beliefs. If you need assistance with reading, writing, hearing, etc., under the Americans with Disabilities Act, you may make your needs known to this agency.	
<input checked="" type="checkbox"/> Public Display <input type="checkbox"/> Agricultural Pest Control		DATE OF APPLICATION OCTOBER 7, 2016	
NAME OF APPLICANT GREAT LAKES FIREWORKS F/B/O BELLEVILLE AREA CHAMBER OF COMMERCE		ADDRESS 6480 TOMER RD CLAYTON MI 49235	
IF CORPORATION, NAME OF PRESIDENT BRUCE TYREE		ADDRESS 5508 WATERMAN RD EAST JORDAN, MI 49727	
IF A NON-RESIDENT APPLICANT, NAME OF MICHIGAN ATTORNEY OR RESIDENT AGENT MICHIGAN RESIDENT CORPORATION		TELEPHONE NUMBER	
NAME OF PYROTECHNIC OPERATOR WILLIAM SHAFFER		ADDRESS 15761 WEST YEASTING ELMORE, OH 43416	
NO. YEARS EXPERIENCE 36+	NO. DISPLAYS 250+	WHERE	
NAME OF ASSISTANT		ADDRESS	
NAME OF OTHER ASSISTANT		ADDRESS	
EXACT LOCATION OF PROPOSED DISPLAY DENTON ROAD BRIDGE			
DATE OF PROPOSED DISPLAY DECEMBER 3, 2016		RAINDATE: NONE	TIME OF PROPOSED DISPLAY APPROX 7:00PM
NUMBER OF FIREWORKS	KIND OF FIREWORKS TO BE DISPLAYED		
192	3" AERIAL DISPLAY SHELLS		
60	4" AERIAL DISPLAY SHELLS		
6	MULTIPLE SHOT, BARRAGE-TYPE ITEMS (CAKES < 3")		
MANNER AND PLACE OF STORAGE PRIOR TO DISPLAY (Subject to Approval of Local Fire Authorities) GREAT LAKES FIREWORKS COMPANY VEHICLE			
AMOUNT OF BOND OR INSURANCE (To be set by local government) \$5 MILLION		NAME OF BONDING CORPORATION OR INSURANCE COMPANY ALLIED SPECIALTY INSURANCE INC	
ADDRESS OF BONDING CORPORATION OR INSURANCE COMPANY 10451 GULF BLVD TREASURE ISLAND FL 33706			
SIGNATURE OF APPLICANT JASON LYNCH  {electronically signed}			

* FORM IS VALID FOR YEAR SHOWN ONLY *

Permit for Fireworks Display
 Michigan Department of Energy, Labor & Economic Growth
 Bureau of Fire Services
 Office of the State Fire Marshal
 P.O. Box 30700
 Lansing, MI 48909
 517-241-8847

2016

D 2/

Authority:	1968 PA 358	The Department of Labor & Economic Growth will not discriminate against any individual or group because of race, sex, religion, age, national origin, color, marital status, disability, or political beliefs. If you need assistance with reading, writing, hearing, etc., under the Americans with Disabilities Act, you may make your needs known to the agency.
Compliance:	Required	
Penalty:	Misdemeanor	

This permit is not transferable. Possession of this permit authorizes the herein named person to possess, transport and display fireworks in the amounts, for the purpose of and at the place listed below only.

<input checked="" type="checkbox"/> Public Display		<input type="checkbox"/> Agricultural Pest Control	
ISSUED TO GREAT LAKES FIREWORKS			AGE (18 or over)
F/B/O BELLEVILLE AREA CHAMBER OF COMMERCE			
ADDRESS 6480 TOMER RD CLAYTON MI 49235			
NAME OF ORGANIZATION, GROUP, FIRM, OR CORPORATION BELLEVILLE AREA CHAMBER OF COMMERCE			
NUMBER AND TYPES OF FIREWORKS			
192	3"	AERIAL DISPLAY SHELLS	
60	4"	AERIAL DISPLAY SHELLS	
6	MULTIPLE SHOT, BARRAGE-TYPE ITEMS (CAKES < 3")		
EXACT LOCATION OF DISPLAY DENTON ROAD BRIDGE			
CITY, VILLAGE, TOWNSHIP VAN BUREN TOWNSHIP		DATE / RAIN DATE: RD DECEMBER 3, 2016	TIME APPROX 7:00PM
BOND OR INSURANCE FILED <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No			AMOUNT \$5 MILLION

Issued by action of the	<input type="checkbox"/> council	<input type="checkbox"/> commission	<input type="checkbox"/> board of
<input type="checkbox"/> city	<input type="checkbox"/> village	<input type="checkbox"/> township of _____	on the _____ day of _____ 20_____
_____ (Signature and Title of Council/Commission/Board Representative)			

* THIS FORM IS VALID FOR THE YEAR SHOWN ONLY *

D 3/

GREAT LAKES FIREWORKS

ITINERARY DECEMBER 3, 2016 FIREWORKS DISPLAY

BELLEVILLE, MI

Please Note: Great Lakes Fireworks must be permitted to follow all guidelines as set forth by the NFPA 1123 – as amended, in its entirety.

December 3, 2016

- | | |
|--------------|--|
| 11:30 AM | Great Lakes Fireworks arrival at discharge site, Denton Rd bridge and commence up in secure area of Hillside Cemetery. |
| 6:30 PM | Stop all traffic on roadway; block off with trucks at both ends of roadway (upon completion of parade) |
| 7:00-7:30 PM | Start show execution after parade, firing on command by Randy Brown; will use cell phone communication |
| 7:45 PM | About 10 minutes after the show is complete, the breakdown of equipment and upload truck will begin; also, search for duds on ground and in lake |
| 8:00 PM | Sweep roadway and pick up debris |
| 8:15 PM | Open road to traffic |

NOTE: Tentative time-line only, subject to review and approval by local AHJ.



U.S. Department
of Transportation

Eastern Service Center
Operations Support Group
AJV-E2

1701 Columbia Ave.
College Park, GA 30337

D 4/

REQUEST FOR FIREWORKS DISPLAY

Name of Fireworks Company and Email Address (To Send Approval Letters):

GREAT LAKES FIREWORKS c/o JLYNCH65@AOL.COM

Event Name: BELLEVILLE AREA CHAMBER OF COMMERCE FIREWORKS DISPLAY

Display Date: DECEMBER 3, 2016 Rain Date: N/A

Display Start Time: APPROX 7:00PM

Duration of Fireworks Display: APPROXIMATELY 15 MINUTES

Max Height of Fireworks < 300 FEET

City or Town and State (Physical Address): DENTON STREET BRIDGE, BELLEVILLE, MI

Latitude: 42 12'37.6745 (North) Longitude: 83 29'42.8476 (West)

Location or Special Notes: Annual fireworks display – same location as prior years

GREAT LAKE FIREWORKS

E

BELLEVILLE CHAMBER OF COMMERCE
BELLEVILLE, MICHIGAN

OCTOBER 7, 2016

SYNOPSIS

December 3, 2016

DESCRIPTION

QUANTITY

BODY OF PROGRAM

Three Inch Assorted Color Shells and Salutes	72
Four Inch Assorted Color Shells and Salutes	48

GRAND FINALE

Three Inch Assorted Color Shells and Salutes	120
Four Inch Assorted Color Shells and Salutes	12

LOW LEVEL

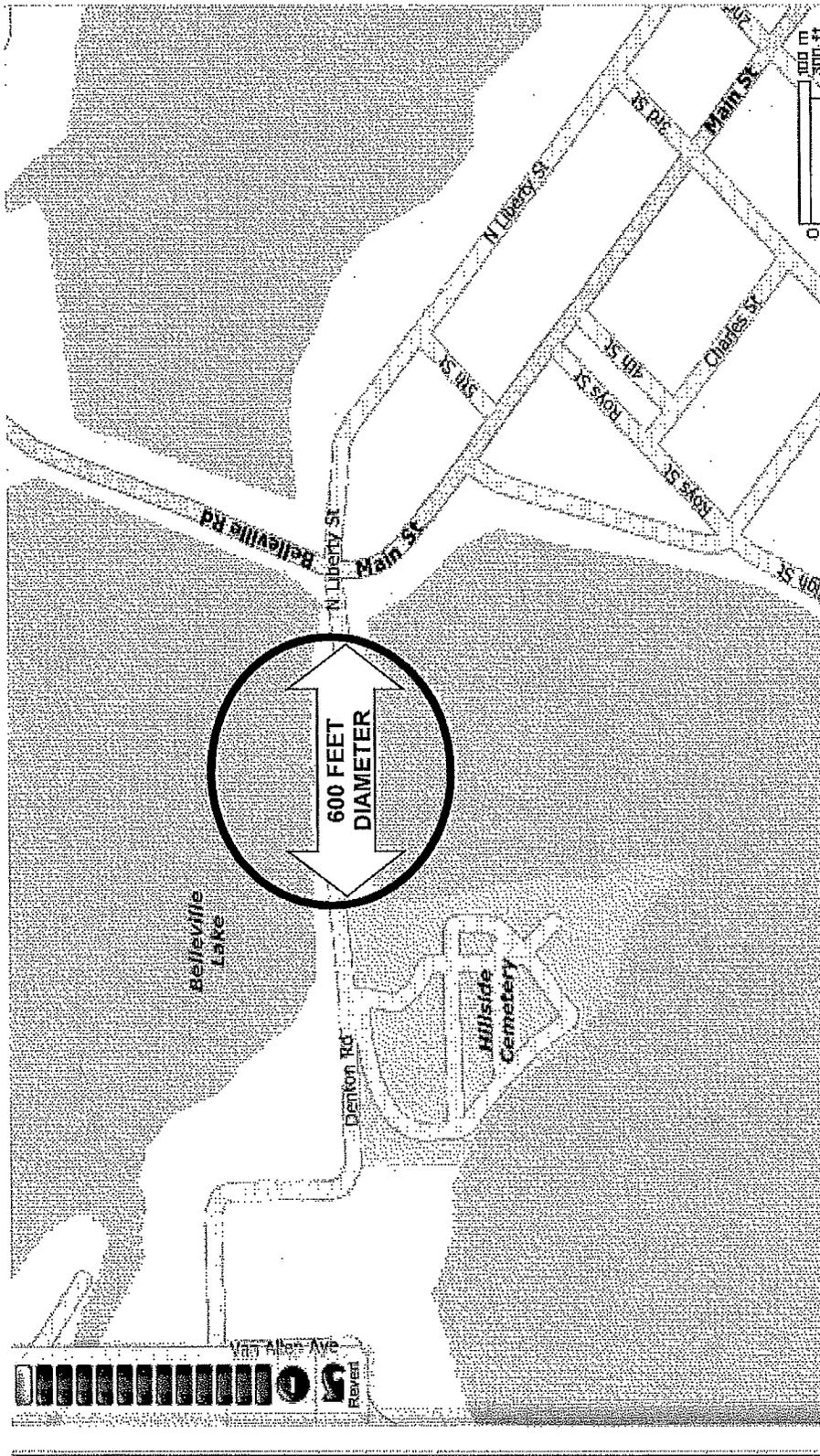
6 Multi-Shot Barrage Cakes Items < 3 Inch	approximately 600 shots
---	-------------------------

This is an electrically-fired display conducted in accordance with NFPA 1123, as amended, subject to local rules and restrictions.

**GREAT LAKES FIREWORKS
FIREWORKS DISPLAY
DECEMBER 3, 2016
BELLEVILLE AREA CHAMBER OF COMMERCE**

MAXIMUM SHELL SIZE: 4" (REQUIRES 280 FEET TABLE OF DISTANCE)
Display to be electrically fired in accordance with NFPA 1123, as amended.

Statement: *Fireworks display to be electrically-fired in accordance with NFPA 1123 and all state and local regulations and ordinances.*



F 11

F 2/

DIAGRAM AND FIRING SITE INFORMATION

(to accompany site diagram / map)

At Colonial Fireworks safety is our utmost concern, in order to provide that it is imperative that you supply us with a diagram and/or map of the display area. This will allow us to review the area and see where the spectators, parking areas and buildings will be in relationship to the firing site.

Below is a checklist that will assist you in completing the map and/or diagram. If the item listed does not apply - do not leave the space blank, please insert "N/A" - this will help us in determining if the omission was an oversight or that it really does not apply.

When completing the next section, please use distance in feet from the firing site to the following areas:

- | | |
|--|----------------------|
| 1) Spectators/Audience/Viewing Area | <u>350</u> feet |
| 2) Parking Areas | <u>> 350</u> feet |
| 3) Occupied Buildings | <u>> 350</u> feet |
| 4) Public Buildings (schools, hospitals, etc.) | <u>N/A</u> feet |
| 5) Explosive/Toxics, Gasoline Pumps, etc. | <u>N/A</u> feet |
| 6) Temporary Event Set-ups (Tents, rides, etc.) | <u>N/A</u> feet |
| 7) Highways, Streets, Roads | <u>> 350</u> feet |
| 8) Obstructions Overhead (Power lines, lights, etc.) | <u>N/A</u> feet |
| 9) Active Railroads | <u>N/A</u> feet |

I have completed the above information to the best of my knowledge.

JASON LYNCH, GREAT LAKES FIREWORKS

BELLEVILLE AREA CHAMBER OF COMMERCE

Print Name

Event Name

Signature

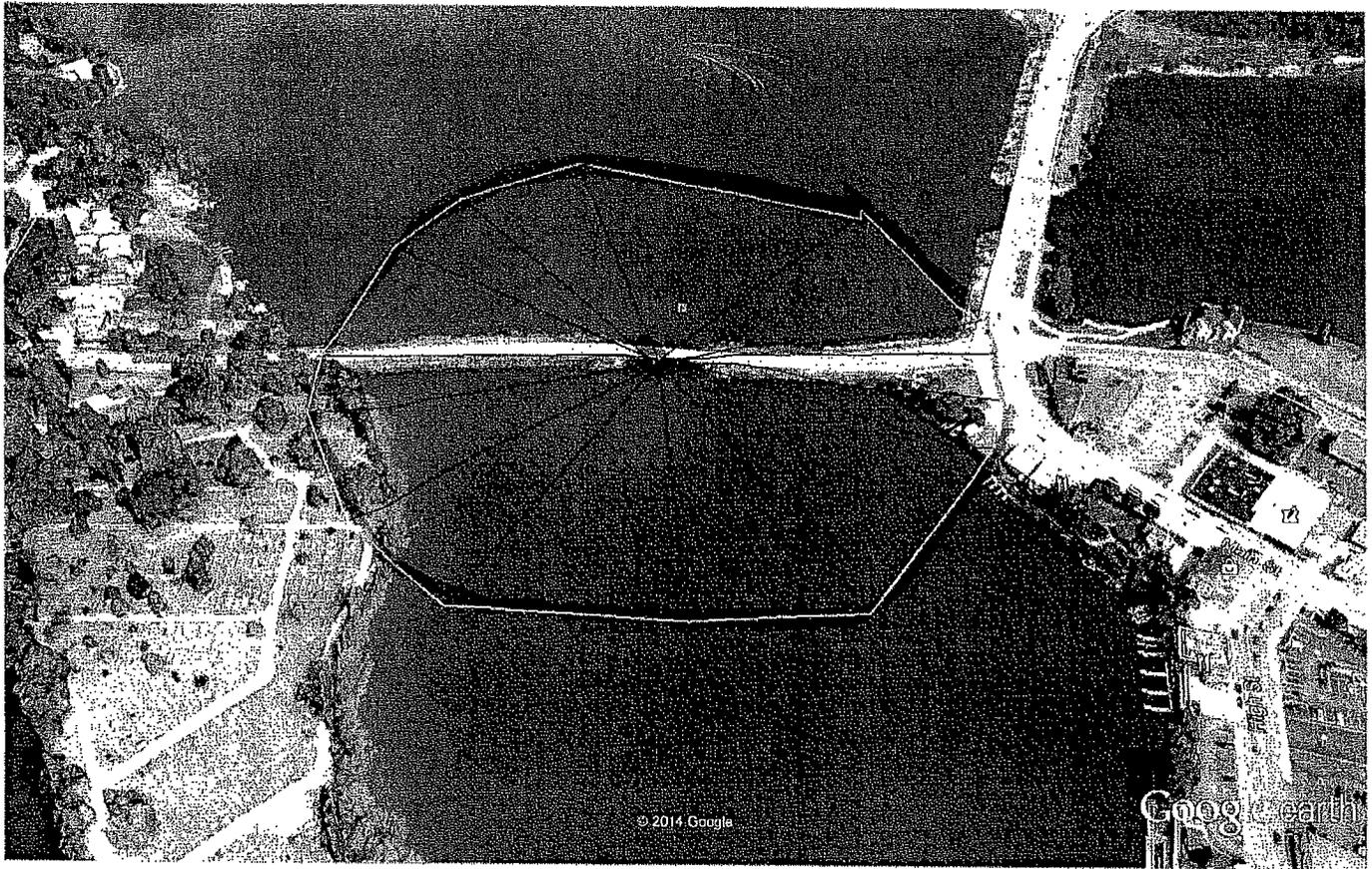
Date

Safe shows are a result of proper planning. As always, it is our goal to provide you with the best display for your event dollar, with safety being out number one concern.

GPS or Lats / Longs if known: _____

revised: Apr 2016

F 41



Google earth





CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
10/6/2016

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Allied Specialty Insurance, Inc. 10451 Gulf Blvd Treasure Island, FL 33706-4814	CONTACT NAME: Glenn Harris	
	PHONE (A/C, No, Ext): 727-547-3093	FAX (A/C, No):
	E-MAIL ADDRESS: gharris@alliedspecialty.com	
	INSURER(S) AFFORDING COVERAGE	
	INSURER A: T.H.E. Insurance Company	NAIC#: 12866
INSURED Great Lakes Fireworks, LLC 24805 Marine Eastpointe, MI 48021	INSURER B:	
	INSURER C:	
	INSURER D:	
	INSURER E:	
	INSURER F:	

COVERAGES CERTIFICATE NUMBER: REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDITIONAL SUBROGATION WAIVED	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PROJECT <input type="checkbox"/> LOC OTHER:	<input checked="" type="checkbox"/>	CPP0100711-06	03/27/2016	03/27/2017	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 100,000 MED EXP (Any one person) \$ N/A PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ PRODUCTS - COMP/OP AGG \$ 2,000,000 Protection & Indemnity \$ 1,000,000
A	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> OWNED AUTOS ONLY <input checked="" type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> HIRED AUTOS ONLY <input checked="" type="checkbox"/> NON-OWNED AUTOS ONLY		CPP0100711-06	03/27/2016	03/27/2017	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ \$
A	<input type="checkbox"/> UMBRELLA LIAB <input checked="" type="checkbox"/> OCCUR <input checked="" type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED RETENTION \$		ELP0010168-06	03/27/2016	03/27/2017	EACH OCCURRENCE \$ 4,000,000 AGGREGATE \$ 4,000,000 \$
A	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in MI) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N	WCP0004594-006	06/25/2016	06/25/2017	<input checked="" type="checkbox"/> PER STATUTE <input type="checkbox"/> OTHER E.L. EACH ACCIDENT \$ 1,000,000 E.L. DISEASE - EA EMPLOYEE \$ 1,000,000 E.L. DISEASE - POLICY LIMIT \$ 1,000,000
A	Excess Liability GL		ELP0011852-01	03/27/2016	03/27/2017	Ea Occur / Agg Limit \$ 4,000,000
	Inland Marine / Hull		CPP0100711-06	03/27/2016	03/27/2017	Hull Limit \$ 250,000 Show Limit \$ 500,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)
 Display Date: December 3, 2016 Rain date: Not applicable Location: Denton Road Bldge @ Main Street, Belleville, MI
 RE: General Liability, the following are named as additional insured in respects to the operations of the named insured only:
 Charter Township of Van Buren; City of Belleville; Belleville Area Chamber of Commerce

CERTIFICATE HOLDER Belleville Chamber of Commerce 248 Main Street Belleville, MI 48111 CERT #16115	CANCELLATION SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE <i>Carol A Serra</i>
---	--

© 1988-2015 ACORD CORPORATION. All rights reserved.

GREAT LAKES FIREWORKS

H 1/

24805 Marine • Eastpointe, MI 48021 • Office: (586) 779-8062 • Fax: (586) 779- 8439 • www.greatlakesfireworks.com

LEAD PYROTECHNICIAN

WILLIAM SHAFFER
15761 WEST YEASTING RD
ELMORE, OH 43416

D.O.B. JANUARY 18, 1949

Mr. Shaffer has over 36 years of experience as a pyrotechnician. He has experience in electronic, electrical, and manual firing. He is experienced in all manner of fireworks displays including barge, rooftop, indoor and outdoor displays in many venues throughout Michigan and Ohio.

Following are some of Mr. Shaffer's displays include the following:

- Southeast Michigan Antique Tractor & Engine Association
- Winterfest – Belleville, MI
- Lenawee County Fair, Lenawee, MI
- Ida, MI
- Belleville, MI
- Rochester, MI
- Upper Arlington, OH
- Mt. Gilead, OH
- Elmore, OH
- Galion, OH
- Candlewood Lake Association, Mt. Gilead, OH
- Deshler, OH
- Walbridge, OH

Mr. Shaffer has fired over 500 fireworks displays and has an outstanding safety record. He is a lead instructor and Training Officer in our Annual Pyrotechnicians' Shooter/Safety Seminar.

Mr. Shaffer is licensed Exhibitor with the State of Ohio and has a Commercial Drivers License with a hazardous materials (haz-mat) endorsement. Mr. Shaffer has also been cleared by the ATF as required by the 2003 U.S. Patriot Act.

H 2/



Ohio Division of State Fire Marshal, Bureau of Testing & Registration

Lookup Detail View**Contact Information**

Name	Address
WILLIAM SHAFFER	ELMORE, OH 43416 Work Number: (419) 332-6401

Credential Information

Credential	License Type	Expiration Date	Status	Reason
56.62.0008	Fireworks - Exhibitor	04/01/2017	ACTIVE	ACTIVE

Categories

Category	Status	Date Added
Fireworks and Pyrotechnics - NFPA 1123 and 1126	Active	03/06/1997

Generated on: 10/12/2016 3:26:23 PM



CHARTER TOWNSHIP OF VAN BUREN
APPLICATION FOR
TEMPORARY LAND USE/SPECIAL EVENT
46425 TYLER ROAD
BELLEVILLE, MI 48111

DATE: OCTOBER 10, 2016

BUSINESS NAME: GREAT LAKES FIREWORKS, LLC

CONTACT PERSON: JASON LYNCH PHONE #: 419-476-8808

SUPERVISOR FOR SITE: WILLIAM SHAFFER PHONE #: 419-351-3111

EVENT TITLE: WINTERFEST 2016

TYPE OF EVENT: WINTER ACTIVITIES/PARADE/FIREWORKS DATE(S): 12/3/2016

LOCATION OF EVENT: DENTON ROAD BRIDGE/BELLEVILLE/VAN BUREN CHARTER TWP

ADDRESS OF LOCATION: DENTON ROAD BRIDGE

PROPERTY OWNER REPRESENTATIVE: VAN BUREN/BELLEVILLE PHONE # _____

ARE SIGNS PROPOSED FOR ADVERTISING: YES NO. IF YES, INCLUDE LOCATIONS & DETAILS

OTHER _____

IF OUTSIDE USE OF THE SITE IS PROPOSED SUBMIT DRAWING OF LAYOUT AND INCLUDE CRITERIA ITEMS (ATTACHED)

NOTES:
IF NOISE ABOVE 65 DB, ODOR, GLARE, SMOKE, VIBRATION ARE EXPECTED BEYOND THE PROPERTY BOUNDRIES PLEASE EXPLAIN IN SEPARATE LETTER.

ALL STRUCTURES INSTALLED FOR THE SPECIAL EVENT MUST BE REMOVED FROM SITE NO LATER THAN THREE (3) DAYS AFTER THE EVENT.

PROCESSING FEE \$ _____ BOND FEE \$ _____ TOTAL \$ _____

Jason Lynch, agent
(SIGNATURE OF APPLICANT)
JASON LYNCH, GREAT LAKES FIREWORKS

10/10/2016
(DATE SIGNED)

(APPROVED BY)

(DATE SIGNED)

David C. McNally II
Fire Marshal
O: 734-699-8900 ext9416

Van Buren Fire Department
46425 Tyler Rd
Van Buren Twp., MI 48111



To: Dept Director Best
From: Fire Marshal David McNally
Date: 10-17-2016

Re: 16-039

Great Lakes Fireworks LLC.

I have reviewed the submitted plan for the Belleville Area Chamber of Commerce fireworks display.

Per the plan submitted, I find that this plan is compliant and acceptable when the items listed below are met in accordance with the respective NFPA 1 and NFPA 1123 codes.

1. Minimum diameter for 4 inch shells is 560 ft. The center point of the show shall be just west of the concrete bridge.
NFPA 1123 5.1.3.1
2. Any time the fireworks or pyrotechnic materials are on location, they shall not be left unattended or unsecured
NFPA 1123 7.5.7.2
3. During the display, approved support personnel (FD&PD) shall be positioned to visually observe the roofs of any structures with in the fallout area.
NFPA 1123 7.6.4.1
4. The approved support personnel shall be in communication with the shooter and the fire service assigned to the display.
NFPA 1123 7.6.4.2

Our Mission: The members of the Van Buren Fire Department shall work together in a professional and caring way to protect life and property from the adverse effects of fire, trauma, illness and dangerous conditions. Our services will be provided in a fair, honest, and ethical manner with the highest respect and dignity to all.

5. During the display, **(two-way)** voice communication shall be present on site from which fireworks and other pyrotechnic materials are being discharged with communication between each shooter, the operator and the AHJ.

NFPA 1123 7.6.5

6. Monitors shall be positioned around the display site to prevent spectators or any other unauthorized persons from entering the discharge site.

NFPA 1123 8.1.2.1

7. Only the operator, authorized assistants and inspectors representing the AHJ shall be permitted in the display site while the display is in progress

NFPA 1123 8.1.3.2

8. The operator shall have primary responsibility for safety.

NFPA 1123 8.1.3*

9. Denton Rd West of Hillside cemetery entrance along with Main/Denton access points will need to be blocked with fire apparatus to cover any fire that might occur on either side of the display area during the event.

AHJ

10. Dispatch shall be notified 5 minutes prior to beginning of display.

AHJ

This review does not relieve Great Lakes LLC, from following all applicable parts of NFPA 1123 pertaining to their display permit request.

Respectfully Submitted,

David C. McNally
Fire Marshal

Charter Township of Van Buren

REQUEST FOR BOARD ACTION

Agenda Item: _____

WORK STUDY MEETING: 11/14/16

BOARD MEETING DATE: 11/15/16

Consent Agenda _____ **New Business X** _____ Unfinished Business _____ Public Hearing _____

ITEM (SUBJECT)	To consider approval of the special land use request for parcel V-125-83-051-99-0003-005 also known as 11175 Haggerty Road so the property may operate as a drive-thru restaurant.
DEPARTMENT	Developmental Services
PRESENTER	Ronald A. Akers
PHONE NUMBER	734-699-8913
INDIVIDUALS IN ATTENDANCE (OTHER THAN PRESENTER)	

Agenda topic

ACTION REQUESTED	
Approve a special use permit to operate a drive thru restaurant at 11175 Haggerty Road, Van Buren Township, MI 48111	
BACKGROUND – (SUPPORTING AND REFERENCE DATA, INCLUDE ATTACHMENTS)	
The applicant, Michael Berry, is requesting a special use permit to operate a drive thru restaurant at 11175 Haggerty Road, Van Buren Township, MI 48111. The property currently is occupied by a BP Gas Service Station with a Tim Horton's restaurant inside. This approval would allow a drive thru for the restaurant. On parcel number V-125-83-051-99-0003-005 (11175 Haggerty.) The site is approximately 1.68 acres. It is located in the C-1, General Business district. This site is located on the east side of Haggerty Road between I-94 and Tyler Road.	
BUDGET IMPLICATION	
IMPLEMENTATION NEXT STEP	Issuance of a letter acknowledging the special land use approval.
DEPARTMENT RECOMMENDATION	Approval
COMMITTEE/COMMISSION RECOMMENDATION	Approval
ATTORNEY RECOMMENDATION	N/A
(May be subject to Attorney/Client Privilege and not available under FOIA)	
ADDITIONAL REMARKS	See attached Planning Commission meeting minutes for the 10-26-16 regular meeting.
APPROVAL OF SUPERVISOR	

**CHARTER TOWNSHIP OF VAN BUREN
PLANNING COMMISSION
OCTOBER 26, 2016
MINUTES - DRAFT**

Chairperson Thompson called the meeting to order at 7:30 p.m.

ROLL CALL:

Present: Franzoi, Jackson, Atchinson, Budd and Thompson.

Excused: Boynton and Kelley.

Staff: Director Akers, Deputy Director Best and Secretary Harman.

Planning Representatives: McKenna Associate, Patrick Sloan and Wade Trim Associate, David Nummer.

Audience: Eight (8).

APPROVAL OF AGENDA:

Motion Jackson, Atchinson second to approve the agenda of October 26, 2016 as presented.

Motion Carried.

APPROVAL OF MINUTES:

Motion Franzoi, Budd second to approve the regular meeting minutes of October 12, 2016 as presented. Motion Carried.

PUBLIC HEARING:

ITEM # 1 16-003 – SPECIAL LAND USE APPROVAL

TITLE: THE APPLICANT, JASON KISHMISH, IS REQUESTING A SPECIAL USE PERMIT TO OPERATE A DRIVE THRU RESTAURANT AT 10573 BELLEVILLE ROAD, VAN BUREN TOWNSHIP, MI 48111.

LOCATION: PARCEL NUMBER V-125-83-059-01-0020-000 (10573 BELLEVILLE ROAD). THE SITE IS APPROXIMATELY 0.862 ACRES. IT IS LOCATED IN THE C-1, GENERAL BUSINESS DISTRICT. THIS SITE IS LOCATED ON THE EAST SIDE OF BELLEVILLE ROAD BETWEEN I-94 AND TYLER ROAD.

Motion Franzoi, Atchinson second to open the Public Hearing. Motion Carried.

Architect Ron Chiesa gave the presentation for the applicant. The applicant has been working to design a retail building for over a year; the proposed building will have a drive-thru restaurant and two (2) tenant spaces. The tenants will be low volume users. The applicant displayed a color rendering of the retail building and discussed: reduced building size to accommodate parking and turn radius, forty (40) parking spaces on site, the number of stacking spaces, site to have no left turn traffic, the site is set up for cross access if/when it is available and the applicant is looking at additional property.

No comments from the audience.

Commissioners discussed the side parking and possible interference from the drive-thru traffic and signage regarding RV and trailer parking on the site.

Resident would like less stacking spaces on the site to provide more of a buffer behind the building.

Motion Atchinson, Budd second to close the Public Hearing. Motion Carried.

ITEM # 2 16-028 – SPECIAL LAND USE APPROVAL

TITLE: THE APPLICANT, MICHAEL BERRY, IS REQUESTING A SPECIAL LAND USE PERMIT TO OPERATE A DRIVE THRU RESTAURANT AT 11175 HAGGERTY ROAD, VAN BUREN TOWNSHIP, MI 48111.

LOCATION: PARCEL NUMBER V-125-83-051-99-0003-005 (11175 HAGGERTY ROAD). THE SITE IS APPROXIMATELY 1.68 ACRES. IT IS LOCATED IN THE C-1, GENERAL BUSINESS DISTRICT. THIS SITE IS LOCATED ON THE EAST SIDE OF HAGGERTY ROAD BETWEEN I-94 AND TYLER ROAD.

Motion Atchinson, Franzoi second to open the Public Hearing. Motion Carried.

Applicant Michael Berry gave the presentation. A Subway franchisee had rented out the restaurant portion of the site for the past 10 years, their contract has ended and the tenant does not wish to renew. The applicant is bringing forward a proposed Tim Horton's with a drive-thru for the location. The site exceeds parking and meets the requirements for stacking spaces and RV parking.

No comments from the audience.

Commissioners discussed the location of the proposed Tim Hortons and its proximity to the two (2) other Tim Hortons located in Van Buren Township, the previous tenants at the location (Subway and Tubby's) and the applicants reasoning for the Tim Hortons as the new tenant.

Motion Budd, Jackson second to close the Public Hearing. Motion Carried.

NEW BUSINESS:

ITEM # 2 14-022 – FINAL SITE PLAN APPROVAL

TITLE: THE APPLICANT, BELLEVILLE DEVELOPMENT, INC., IS REQUESTING FINAL SITE PLAN APPROVAL TO CONSTRUCT A HOTEL AND SITE IMPROVEMENTS AS REQUIRED IN SECTION 12.02 OF THE ZONING ORDINANCE 06-02-92, AS AMENDED.

LOCATION: PARCEL NUMBERS V-125-83-064-99-0002-002, ALSO KNOWN AS 11105 QUIRK ROAD, AND V-125-83-064-99-0002-003, WHICH IS VACANT, ARE THE TWO (2) SUBJECT PARCELS OF THIS PROJECT. PARCEL V-125-83-064-99-0002-002 MEASURES APPROXIMATELY 7.421 ACRES AND PARCEL V-125-83-064-99-0002-

003 MEASURES APPROXIMATELY 3.895 ACRES. THESE PARCELS ARE LOCATED NORTHEAST OF THE INTERSECTION OF QUIRK ROAD AND THE N. I-94 SERVICE DRIVE.

Andy Andre of Budd Design gave the presentation for the applicant. The applicant is requesting final site plan approval to construct a Marriott extended stay hotel and site improvements. The applicant has made several changes to the site plan including the following: adjusting the height of the building after rezoning, moving the building as far east as possible on the site, raised the berm height to eight (8) feet tall with plantings, incorporated LED lighting with motion sensors, cross over parking for less road traffic and created an outdoor gathering space for residents and guests. The retention basin is in the final review stages with Wayne County, the County wants full access to the retention basin with a gradual slope. The applicant is revising calculations for the tree permit.

Patrick Sloan of McKenna Associates presented his review letter dated 10-21-16 recommending the applicant resubmit the final site plan addressing the conditions of the preliminary site plan approval including the required landscaping, storm water pond fencing or screening, tree placement and sidewalks.

David Nummer of Wade Trim presented his review letter dated 10-12-16 recommending final site plan approval subject to the conditions referenced in the letter.

Fire Marshall McNally's review letter dated 10-17-16 recommends final site plan approval subject to the conditions referenced in the letter.

Commissioners discussed screening around the retention pond, Wayne County access to the retention pond, landscape buffering in lieu of fencing, fencing of the retention pond for safety, final landscape plans, slope of the retention pond, depth of the pond when full, the use of decorative fencing and landscaping around the pond and adding gate for Wayne County access, and adding a sidewalk to access the Hampton Inn sidewalk to access the back of the property.

No comments from the audience.

Motion Budd, Franzoi second to grant Belleville Development, Inc., final site plan approval subject to the conditions of the Wade Trim review letter dated 10-12-16, Van Buren Township Fire Department review letter dated 10-17-16, and the applicant is required to make the following changes to the site plan dated 10-14-16 based upon the McKenna Associates review letter dated 10-21-16:

- a. Update the zoning labels on sheet C2 as specified in the McKenna letter comments.
- b. The applicant will need to combine the parcels into one (1) parcel.
- c. The applicant shall plant an additional tree on the east side of the parking lot entrance.
- d. The applicant shall provide calculations for the landscaping adjacent to the residential area.
- e. The shrubs located in the landscape buffer along the North Service Drive must be spaced no farther than 4 feet on center.
- f. The detention pond will be fenced with landscaping to be worked out with planning staff.
- g. The applicant shall provide cross access easement documents with corresponding legal descriptions and shall be submitted to the Township for review and approval.

- h. The applicant to provide crosswalk to the sidewalk at the adjacent hotel.
- i. That building elevations be included in the final site plan.
- j. The applicant shall add a cross walk from the patio area to the building.
- k. The applicant shall provide details of all proposed signs.

Final site plan approval will be subject to the applicant obtaining tree removal permit approval from the Planning Commission at a later meeting and all items a-k have been reviewed and approved by staff. Motion Carried (Letters Attached)

ITEM # 3 16-028 – SPECIAL LAND USE APPROVAL

TITLE: THE APPLICANT, MICHAEL BERRY, IS REQUESTING A SPECIAL USE PERMIT TO OPERATE A DRIVE THRU RESTAURANT AT 11175 HAGGERTY ROAD, VAN BUREN TOWNSHIP, MI 48111.

ITEM # 4 16-028 – FINAL SITE PLAN APPROVAL

TITLE: THE APPLICANT, MICHAEL BERRY, IS REQUESTING FINAL SITE PLAN APPROVAL TO OPERATE A DRIVE THRU RESTAURANT AT 11175 HAGGERTY ROAD, VAN BUREN TOWNSHIP, MI 48111.

LOCATION: PARCEL NUMBER V-125-83-051-99-0003-005 (11175 HAGGERTY ROAD). THE SITE IS APPROXIMATELY 1.68 ACRES. IT IS LOCATED IN THE C-1, GENERAL BUSINESS DISTRICT. THIS SITE IS LOCATED ON THE EAST SIDE OF HAGGERTY ROAD BETWEEN I-94 AND TYLER ROAD.

Applicant Michael Berry explained the layout of the site and informed the Commission he was there to answer any questions.

Patrick Sloan of McKenna Associates presented his special land use review letter dated 10-21-16 recommending approval subject to the conditions referenced in the letter.

No comments from the Commission or the audience.

Motion Atchinson, Franzoi second to recommend to the Township Board of Trustees to grant a special use approval based on the findings in the McKenna Associates review letter dated 10-21-16, Township approval of the 104 foot distance from the driveway at the N. I-94 Service Drive to the intersection with Haggerty Road as acceptable, subject to the condition of preliminary and final site plan approval.

ROLL CALL:

Yeas: Jackson, Atchinson, Budd, Franzoi and Thompson.

Nays: None.

Excused: Boynton and Kelley.

Motion Carried. (Letter Attached)

Patrick Sloan of McKenna Associates presented his final site plan review letter dated 10-12-16 recommending final site plan approval subject to the conditions referenced in the letter.

David Nummer of WadeTrim presented his final site plan review letter dated 10-13-16 recommending final site plan approval.

Fire Marshall McInally's review letter dated 10-3-16 recommends final site plan approval.

No comments from the Commission or the audience.

Motion Franzoi, Budd second to grant final site plan approval to Michael Berry to operate a drive thru restaurant at 11175 Haggerty Road subject to the conditions in the McKenna Associates review letter dated 10-21-16, Wade Trim review letter dated 10-13-16 and Fire Department review letter dated 10-3-16. Motion Carried. (Letters Attached)

ITEM # 5 ZONING ORDINANCE UPDATE

TITLE: THE VAN BUREN TOWNSHIP PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT HAS PROPOSED A COMPREHENSIVE UPDATE OF THE ZONING ORDINANCE. THE DEPARTMENT WILL EVENTUALLY ASK THE COMMISSION FOR A RECOMMENDATION FOR THE UPDATED ZONING ORDINANCE TO THE TOWNSHIP BOARD OF TRUSTEES.

INFORMATION: THE UPDATED ZONING ORDINANCE IS PRESENTED TO THE PLANNING COMMISSION FOR EVENTUAL REVIEW AND RECOMMENDATION TO THE TOWNSHIP BOARD OF TRUSTEES. THE ORDINANCE IS BEING PRESENTED IN MULTIPLE PARTS TO THE COMMISSION. AT THIS MEETING, THE DISCUSSION WILL FOCUS ON THE FOLLOWING SECTIONS:

- A. ARTICLE 3 (ZONING DISTRICTS AND PERMITTED USES)**
- B. ARTICLE 4 (SCHEDULE OF REGULATIONS)**
- C. ARTICLE 5 (DEVELOPMENT STANDARDS FOR SPECIFIC USES)**

Patrick Sloan of McKenna Associates presented the zoning ordinance update. Mr. Sloan handed out printouts of a PowerPoint presentation and discussed the changes to the following sections: Article 3 – Zoning Districts and Permitted Uses, Article 4 – Schedule of Regulations and Article 5 – Development Standards for Specific Uses.

Commissioners discussed finding how to find the links when reading a paper copy, rezoning to mixed, regulated plan or conditional rezone and having further discussion on mixed use with it being the most significant change.

GENERAL DISCUSSION: None.

Motion Franzoi, Budd second to adjourn at 9:33 p.m. Motion Carried.

Respectfully submitted,

Christina Harman
Recording Secretary

PLANNING & ZONING APPLICATION

Case number 16-028

Date Submitted 8-26-16

APPLICANT INFORMATION			
Applicant	<u>Michael Berry</u>	Phone	<u>313-282-2856</u>
Address	<u>11175 Haggerty rd</u>	Fax	
City, State	<u>Van Buren Township</u>	Zip	<u>48111</u>
E-mail	<u>Berryman13@yahoo.com</u>	Cell Phone Number	<u>313-282-2856</u>
Property Owner	<u>Abdel Berry</u>	Phone	<u>313-468-5202</u>
	<small>(if different than applicant)</small>		
Address	<u>14611 Lausan</u>	Fax	<u>734-941-9332</u>
City, State	<u>Dearborn, MI</u>	Zip	<u>48126</u>
Billing Contact	<u>Michael Berry</u>	Phone	
Address		Fax	<u>734-692-011</u>
City, State		Zip	<u>48111</u>

SITE/PROJECT INFORMATION			
Name of Project	<u>BP/ Tom Hortons</u>		
Parcel Id No. V125-83-	Project Address <u>11175 Haggerty rd Van Buren 48111</u>		
<small>Attach Legal Description of Property</small>			
Property Location: On the	<u>Haggerty</u>	Side of	<u>DeV Service Drive</u> Road; Between _____ Road
and _____ Road.	Size of Lot	Width _____	Depth _____
Acreage of Site _____	Total Acres of Site to Review _____	Current Zoning of Site _____	
Project Description: <u>Remodel existing restaurant to Tom Hortons.</u>			
Is a re-zoning of this parcel being requested? <u>N</u> YES (if yes complete next line) NO			
Current Zoning of Site _____		Requested Zoning _____	

SPECIAL PERMIT INFORMATION	
Does the Proposed Use Require Special Approval? <u>YES</u> (if yes complete next line) NO	
Section of Zoning Ordinance for which you are applying <u>Drive thru</u>	
Is there an official Woodland within parcel? _____	Woodland acreage: _____
List total number of regulated trees outside the Woodland area? _____	Total number of trees _____
Detailed description for cutting trees _____	

If applicable application **MUST** be accompanied with a Tree Survey or statement of no trees, which incorporates all the requirements listed in Section 4.45 of Zoning Ordinance 6-2-92, as amended.

OWNER'S AFFIDAVIT

Abdel Berry

Print Property Owners Name

Abdel Berry

Signature of Property Owner

8/26/16

Date

STATE OF MICHIGAN
COUNTY OF WAYNE

The undersigned, being duly sworn, deposes and says that the foregoing statements and answers herein contained and accompanied information and date are in all respects true and correct.

Subscribed and sworn before me this _____ day of _____, 20____.

_____, Notary Public, _____ County, Michigan My Commission expires _____, 20____.

October 21, 2016

Planning Commission
Charter Township of Van Buren
46425 Tyler Road
Belleville, MI 48111

**Subject: VBT-16-028 SLU; BP Tim Hortons at 11175 Haggerty Road; SLU #2;
Plans Dated September 30, 2016.**

Dear Commissioners:

The applicant proposes to construct a drive-through Tim Hortons at an already existing BP gas station at 11175 Haggerty Road, which is located at the northeast corner of the intersection of Haggerty Road and North I-94 Service Drive. The site is zoned C-1 (General Business District) and is 1.66 acres in area. The drive-through use requires special use approval in the C-1 District.

COMMENTS

Special approval uses must meet both the specific non-discretionary standards of Section 12.03(d) and the discretionary standards listed in Section 18.08(f) of the Ordinance. We have reviewed the proposal and have the following comments based on the requirements of the Zoning Ordinance, observation of the site and surroundings, and accepted principles of good planning and design.

Section 18.08(f): General Standards for Special Approval.

- 1. Promotes the use of land in a socially and economically desirable manner for those persons who will use the proposed land or activity; for those landowners and residents who are adjacent; and for the Township as a whole.** The site is zoned C-1 and located at the corner of Haggerty Road and North Interstate 94 Service Drive. Another gas station is located immediately across the street, otherwise the site is surrounded by vacant land. Drive-thru uses are economically and socially desirable near freeway interchanges.
- 2. Is necessary for the public convenience at that location.** Haggerty Road is a major commercial thoroughfare and the site's location near I-94 makes a drive-thru use potentially convenient for customers and the general public.
- 3. Is compatible with adjacent uses of land.** The site is surrounded by vacant woodlands, so the drive-thru use is well-screened from any future development on adjacent land. All of the surrounding land is also zoned C-1.
- 4. Is designed, located, and proposed to be operated so that the public health, safety, and welfare will be protected.** The drive-thru area is designed to allow for the smooth flow of cars using the drive-thru and other users of the site. The public health, safety, and welfare will be protected based on the current site design.

5. **Can be adequately served by public services and facilities without diminishing or adversely affecting public services and facilities to existing land uses in the area.** The site's demand for public services and facilities will be commensurate with a commercially used site, and will not likely diminish or adversely affect public services to existing uses in the area.
6. **Will not cause injury to other property in the neighborhood in which it is to be located.** The site as currently designed is not anticipated to cause any adverse effects to the existing uses, marketability, or desirability of the other commercial and residential properties in the area. The site has functioned successfully as a gas station and convenience store for many years, and we are not aware of injury caused to any property in the area as a result of the site's use.
7. **Considers the natural environment and helps conserve natural resources and energy.** Because of the relatively minor site changes, there are no anticipated adverse effects on the area's natural resources. The site does not appear to be located near wetlands or other sensitive natural features. The site's existing and proposed landscaping is covered in our site plan review letter.
8. **Is within the provisions of uses requiring special approval in the zoning district, is in harmony with the purposes and conforms to applicable regulations of the zoning district, and meets applicable site design standards for special approval uses.** The site design has been greatly improved since the previous iteration, addressing several outstanding concerns. Any further concerns with the site plan are covered in our site plan review letter, in which we recommend preliminary site plan approval with conditions.
9. **Is related to the valid exercise of the Township's police power and purposes which are affected by the proposed use or activity.** The Township has the authority to approve a drive-through special land use in the C-1 district, so this standard is met.

Section 12.03(d): Specific Standards for Special Approval. Section 12.03(d) provides specific standards for drive-in uses in the C-1 District; the proposal's compliance with those standards is evaluated below.

1. **Entrances and exits must be 100 feet from the intersection of any two streets.** There are two (2) existing entrance/exit drives to the site: one at Haggerty Road and one at North I-94 Service Drive. The driveway at Haggerty Road is almost 200 feet from the intersection. The driveway at N. I-94 Service Drive is approximately 104 feet from the intersection if the distance is measured from the driveway to the pavement (not the right-of-way) of Haggerty Road. Although the definition of "intersection" is not defined in the Zoning Ordinance, we believe that the existing driveway on at N. I-94 Service Drive satisfies that 100-foot setback requirement from the intersection.
2. **Must have direct access to a major thoroughfare.** The site has direct access to Haggerty Road and N. I-94 Service Drive, both of which are major thoroughfares.
3. **No lighting or illuminated display shall reflect onto a residential zone.** All adjacent properties are zoned C-1, so this standard is not applicable.

4. **Consideration must be given to proximity of existing places of congregation of children regarding traffic safety and sanitation.** There are no places that children congregate near the site, so there are no potential issues with this standard.

RECOMMENDATION

Based on the above, we find the proposed drive-thru use meets the standards for special use approval, provided the ±104-foot distance from the driveway at N. I-94 Service Drive to the intersection with Haggerty Road is acceptable. We recommend that the Planning Commission recommend special use approval for the drive-thru to the Township Board, subject to the condition of preliminary and final site plan approval.

Respectfully submitted,

McKENNA ASSOCIATES



Patrick J. Sloan, AICP
Senior Principal Planner



Stephen Hannon
Assistant Planner

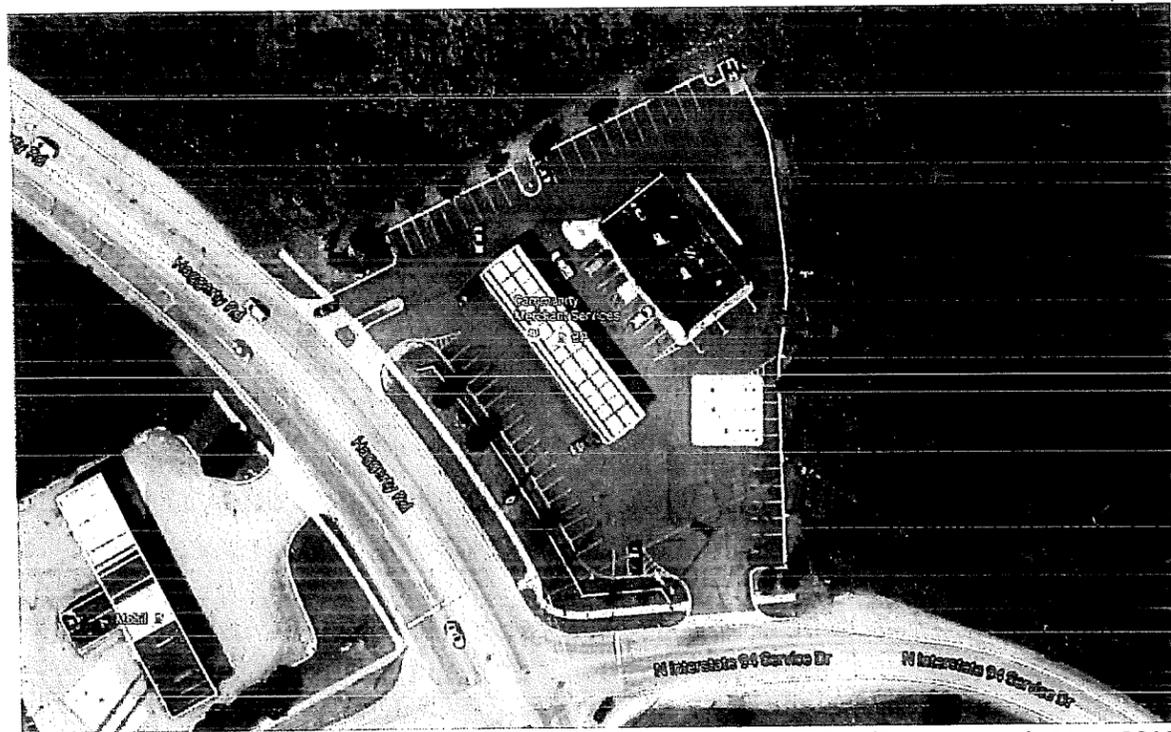
October 21, 2016

Planning Commission
Charter Township of Van Buren
46425 Tyler Road
Belleville, Michigan 48111

**Subject: VBT-16-028 SPR; Tim Hortons Drive-Through at 11175 Haggerty Road; Site Plan Review #2;
Plans Revision Dated September 30, 2016**

Dear Commissioners:

The applicant proposes to add a drive-through Tim Hortons to an already existing BP gas station at 11175 Haggerty Road, which is located at the northeast corner of the intersection of Haggerty Road and North I-94 Service Drive. The site is 1.66 acres in area. The site is zoned C-1 (General Business District), which permits drive-through uses via Special Land Use approval. Our comments on the special land use application for the proposed drive-through are in a separate letter.



Aerial Image of Site (Source: Google Maps 2016)

We have reviewed the site plan for compliance with the Township's Zoning Ordinance and with sound planning and design principles, and we offer the following comments for your consideration:

COMMENTS

1. **Use.** Drive-through restaurants are permitted by special use approval in the C-1 District, subject to a recommendation by the Planning Commission and final action by the Township Board of Trustees. Site plan approval by the Planning Commission is also required. A use statement has been added to the plan, stating that the Tim Hortons will occupy the space previously used by the drive-thru Tubby's sub sandwich shop. Tim Horton's will be open 24 hours per day.
2. **Dimensional Requirements.** The required setbacks in the C-1 district are: 75 ft. front yard, 15 ft. side yards, and 25 ft. rear yard. All setback requirements are noted on the plan and met by the existing building and canopy, and no changes to these structures are proposed.
3. **Specific Use Standards.** Please refer to our special use approval letter for a discussion on the specific standards of Section 12.03.d that apply to drive-through facilities.
4. **Site Layout and Circulation.**
 - a. **Stacking Spaces and Drive-Through Bypass Lane.** The required 15 drive-thru stacking spaces are shown, and are now all located on the same side of the access drive from North I-94 Service Drive. This was done by removing the 7 parking spaces within this area of the site and by using more of the existing pavement for a wider turning radius near the building at the drive-thru windows.
 - b. **Drive-Through Turn Radius.** The drive-through turn radius near the building has been widened to allow easier vehicle turns at this part of the site. The drive-through lane is designed to leave enough space for the loading area and for access to the dumpster.
 - c. **Sidewalks.** There are existing sidewalks along frontages adjacent to Haggerty Road and North I-94 Service Drive. Because of the current lack of pedestrian activity, a sidewalk connecting to the building entrance is not necessary at this time. Adding sidewalks can be revisited in the future if development in the area generates more pedestrian activity.
5. **Dumpster.** Section 4.14 of the Zoning Ordinance requires the dumpster to be enclosed on three sides by a brick or decorative concrete wall that matches or complements the building, with the fourth side enclosed by steel-reinforced pressure treated or wolmanized gate. There is an existing dumpster enclosure in the northeast corner of the site. Sheet SP-1 states that this dumpster is enclosed with 6-foot high brick faced walls and a steel gate with inserts. We recommend that pictures be added to the plans and that the gate be changed to a steel-reinforced pressure treated or wolmanized gate. The proposed access to the dumpster has been improved with the reconfiguration of the drive-through lane and addition of an escape area between two of the stacking spaces.
6. **Landscaping and Screening.**
 - a. **Landscaping Adjacent to the Right-of-Way.** Section 4.40(3)(b) of the Zoning Ordinance requires that parking spaces adjacent to rights-of-way to be screened by a continuous landscape screen of at least 3 feet in height or a 3-foot high decorative screening wall. The

parking area is screened by an existing 3-foot high brick wall. One tree is required for each 50 linear feet of frontage. The site has 436 feet of frontage and thus requires 9 trees. There are 11 trees proposed and existing for in front of the wall.

- b. **Landscaping Schedule and Other Landscaping Requirements.** The site plan shows 20 "existing deciduous" trees and 10 "existing evergreen" trees. There are 3 Serviceberry trees, 3 Maple trees, and 65 total shrubs proposed to be added on site. The site plan must include the landscape calculations to confirm compliance with the landscaping requirements of Section 4.40 of the Zoning Ordinance, including general landscaping, vehicular surface landscaping, and loading area landscaping. The height or caliper of existing trees and shrubs must also be included.
- c. **Maintenance.** Per Section 4.42 of the Zoning Ordinance, provisions for irrigation and maintenance of landscape material must be noted.

7. **Parking and Loading.** Requirements per Section 6.01(C) of the Zoning Ordinance are as follows:

Standard	Applicable Measurement	Number of Spaces Required	Number of Spaces Provided
Gas Station/Convenience Store			
2 spaces per gasoline pump island	5 pump islands	10	10
1 space per 200 sq. ft. of gross floor area	2,766 sq. ft. of gross floor area for retail sales	14	20
1 space per employee in maximum shift	2 at maximum shift	2	
Drive-Through			
22 spaces per 1,000 sq. ft. usable floor area	270 sq. ft. of usable floor area for drive-through use	6	6
1 space per employee in maximum shift	4 at maximum shift	4	4
2 longer spaces for RVs	2 located on north side of site	2	2
Drive-Through Stacking			
5 stacking spaces between pick-up window & order station	5 provided	5	5
10 stacking spaces per order station	10 provided	10	10

- a. **Floor Plans and Employee Information.** A floor plan was provided showing the layout of the convenience store and drive-through use. There will be two employees on the maximum shift at the convenience store, and four employees on the maximum shift at the drive-through use.
- b. **Parking Space Dimensions.** The length of parking spaces must be shown as a typical dimension. All 90° and 60° spaces must be 9.5 feet wide and 20 feet deep.
- c. **Loading Area.** A 10 foot x 25 foot loading area is provided behind the building next to the reconfigured drive-through lane.

8. **Architecture and Facades.** Building elevations are now provided, which show brick and wall pack as the main materials used. The building is 20 feet tall at its highest point. There are two existing rooftop mechanical units which are not shown on the elevations. These units should be added, and the plans should demonstrate how they are shielded from the view of people at ground level.
9. **Open Space.** Open space must be set aside on the site, as required by Section 11.05(d)(i), in the amount of not less than 1 sq. ft. per 25 sq. ft. of principal building. This open space shall be independent of sidewalks, pedestrian circulation areas, and required landscape areas, visible from the building and public right-of-way, and connected to the pedestrian system. Based on the building area of 4,166 sq. ft., 167 sq. ft. of open space is required. There is an existing patio area near the building designated, which is 240 square feet and is the open space for this site. It is our understanding that there is an existing table and seating area on this patio, so we recommend noting this on the plans.
10. **Lighting.** A photometric plan is included with the site plan. The most intense light is under the gas canopy at 10.0 foot candles. A new light pole will be installed near the drive-through order window. Sheet SP-2 includes details of the light pole, which will be 14 feet high and contain a fixture that is directed downward. Light trespass onto neighboring properties on into the right-of-way generally does not exceed 1.0 foot candles, which is appropriate for a commercial site surrounded by a mostly vacant area or other commercial sites.
11. **Signs.** There is an existing monument sign and signs on the building and canopy for the existing gas station use. Details are required for all existing and proposed signs, including dimensions, materials, colors, and lighting. Signs in the C-1 District are regulated by Section 20.409(4) of the Zoning Ordinance.
12. **Additional Items.** The plans do not scale according to the scale indicated on the plans. The plans must be printed at the appropriate scale.

RECOMMENDATION

The applicant has revised the site plan and responded to several items from the previous review. While there are still some outstanding items, we believe these can be handled during final site plan review. Therefore, we recommend that the Planning Commission approve the preliminary site plan with the following conditions:

1. Pictures of the existing dumpster enclosure be added to the plans and that the gate be changed to a steel-reinforced pressure treated or wolmanized gate.
2. The site plan must include landscape calculations to confirm compliance with the landscaping requirements of Section 4.40 of the Zoning Ordinance, including general landscaping, vehicular surface landscaping, and loading area landscaping.
3. The height or caliper of existing trees and shrubs must also be included.
4. Provisions for irrigation and maintenance of landscape material must be noted.
5. The length of parking spaces must be shown as a typical dimension.
6. Rooftop units should be added to the elevation drawings and the plans should demonstrate how they are shielded from the view of people at ground level.

7. That the existing table and seating area on the patio be added to the plans.
8. Details are needed for all existing and proposed signs, including dimensions, materials, colors, and lighting.
9. The plans must be printed at the appropriate scale.

Respectfully submitted,
McKENNA ASSOCIATES



Patrick J. Sloan, AICP
Senior Principal Planner



Stephen Hannon
Assistant Planner



WADE TRIM

October 13, 2016

Charter Township of Van Buren
46425 Tyler Road
Van Buren Township, MI 48111

Attention: Ms. Carol Thompson, Chairperson
Van Buren Township Planning Commission

Re: Tim Horton's – 11175 Haggerty Road
Recommendation for Approval

Dear Ms. Thompson:

At your request, we have reviewed the preliminary site plan package for the Tim Horton's drive-thru project located at 11175 Haggerty Road.

The site improvements involve minor parking re-striping and the addition of a small curbed island in order to facilitate a drive-thru. Proposed site circulation has been evaluated and found acceptable. All parking spaces shall be double-striped and the existing parking area has a curbed perimeter. There are no utilities or additional paving proposed with this site plan.

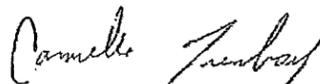
Recommendation

Due to the very minor site changes that do not necessitate an engineering review, we would like to offer our recommendation for both preliminary and final site plan approval, accepted at the discretion of the Planning Commission.

If you have any questions regarding this project, please contact our office at 734.947.2768.

Very truly yours,

Wade Trim Associates, Inc.


Carmelle Tremblay, E.I.T.


David M. Nummer, PE

DMN:CGT:jel
VBN 2274-01T
[10122016Thompson.docx](#)

cc: Mr. James Taylor, Director of Public Works
Mr. Ron Akers, Director of Planning and Economic Development
Mr. Mathew Best, Deputy Director of Planning and Economic Development

Wade Trim Associates, Inc. 734.947.9700
25251 Northline Road 800.482.2864
P.O. Box 10 734.947.9726 fax
Taylor, MI 48180 www.wadetrim.com





WADE TRIM

October 13, 2016

Charter Township of Van Buren
46425 Tyler Road
Van Buren Township, MI 48111

Attention: Mr. James Taylor, Director of Public Works

Re: Tim Horton's – 11175 Haggerty Road
Recommendation for Approval

Dear Mr. Taylor:

At your request, we have reviewed the updated preliminary site plan package for the Tim Horton's drive-thru project located at 11175 Haggerty Road. The Project involves minor site changes to provide a drive-thru for an existing building.

The Designer has removed the additional parking spaces west of the drive-thru lane which, as initially proposed, hindered site circulation. As updated, a drive-thru and by-pass lane are provided with adequate space for circulation.

There are no utilities or additional paving proposed as part of this site plan.

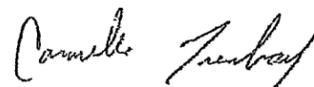
Recommendation

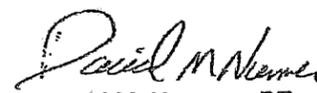
We are recommending preliminary approval of the site plan at this time. Due to the very minor site changes that do not necessitate an engineering review, we would also like to offer our recommendation for final site plan approval, accepted at the discretion of the Planning Commission.

If you have any questions regarding this review, please contact our office at 734.947.2793.

Very truly yours,

Wade Trim Associates, Inc.


Carmelle Tremblay, EIT


David M. Nummer, PE

DMN:CGT:jei
VBN 2274-01T
[10122016Taylor.docx](#)

cc: Mr. Ron Akers, Director of Planning and Economic Development
Mr. Mathew Best, Deputy Director of Planning and Economic Development

Wade Trim Associates, Inc. 734.947.9700
25251 Northline Road 800.482.2864
P.O. Box 10 734.947.9726 fax
Taylor, MI 48180 www.wadetrim.com



David C. McNally II
Battalion Chief / Fire Marshal
O: 734-699-8900 ext9416

Van Buren Fire Department
46425 Tyler Rd
Van Buren Twp., MI 48111



October 3, 2016

Building and Planning
46425 Tyler Road
Belleville, MI 48111

Re: Tim Horton's
11175 Haggerty
Belleville, Mi. 48111
16-028

I reviewed the plans given to your office on 8-26 and to me on 8-30 from Ziad El-Baba Engineering, 674 Gauthier Tecumseh, Ontario N8N3P8 Canada

1. ~~Where the drive thru is coming to a point at the building on the South-East corner is a problem. I would want striping and signage that indicates fire lane and not to block drive with waiting cars.~~

2. A Knox Box is required on the building for both tenants. The Knox Box location will be verified prior to the installation on the building. www.knoxbox.com NFPA 1 18.2.2.1

With the above considerations, the plan set is approved as submitted.

A digital cad layout of the building is required by this department prior to our final C of O inspection.

Review and approval by the Authority Having Jurisdiction shall not relieve the applicant of the responsibility of compliance with these codes.

Respectfully Submitted,
David C McNally

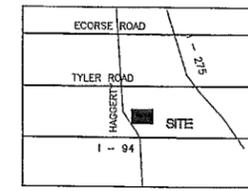
Fire Marshal
Van Buren Fire Department

Our Mission: The members of the Van Buren Fire Department shall work together in a professional and caring way to protect life and property from the adverse effects of fire, trauma, illness and dangerous conditions. Our services will be provided in a fair, honest, and ethical manner with the highest respect and dignity to all.

RECEIVED
NOV 04 2016
BY: _____

Parcel Number:
83 051 99 0003 005

13M1A1A1B M1A1A2 PT OF SW 1/4 SEC 13 T3SR8E BEG S89DEG 59M 32S E 1395.97FT AND SIDEG 12M 10S E 1321.30FT FROM W 1/4 COR SEC 13 TH S1DEG 12M 10S E 360.94FT TH S86DEG 01M 58S W 153.64FT TH ON A CURVE TO SW ARC 283.15FT RAD 766.20FT TH N65DEG 04M 17S E 346.86FT TO POB EXC S PT MEAS 87.86FT ON E LINE AND 25.49FT ON AN ARC ALONG W LINE 1.68 ACRES

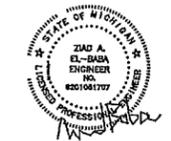


USE: EXISTING GAS STATION WITH EXISTING RETAIL SPACES AND EXISTING TUBBYS SUBMARINE. THE EXISTING TUBBYS WILL BE CONVERTED TO TIM HORTON'S WITH THE USE OF A DRIVE THRU GAS STATION AND TIM HORTON'S WILL OPEN 24 HOURS A DAY, WITH DROPPING GAS AFTER 6 PM

KEY PLAN SITE DATA

ZONED C-1
TOTAL SITE PLAN 72,611 SQ. FT. 1.66 AC
EXISTING BUILDING AREA 4166 SQ. FT.

RETAIL AREA	
1/200	2766 / 200 = 14 SPACES
1 PER EMPLOYEE	2 SPACES
2 PER PUMP	10 SPACES



ZIAD EL-BABA ENGINEERING

674 GAUTHIER
TECUMSEH ONTARIO
N8N3P8 CANADA
CELL - 313-938-8767
MOBILE - 519-796-9882
FAX - 519-979-3535

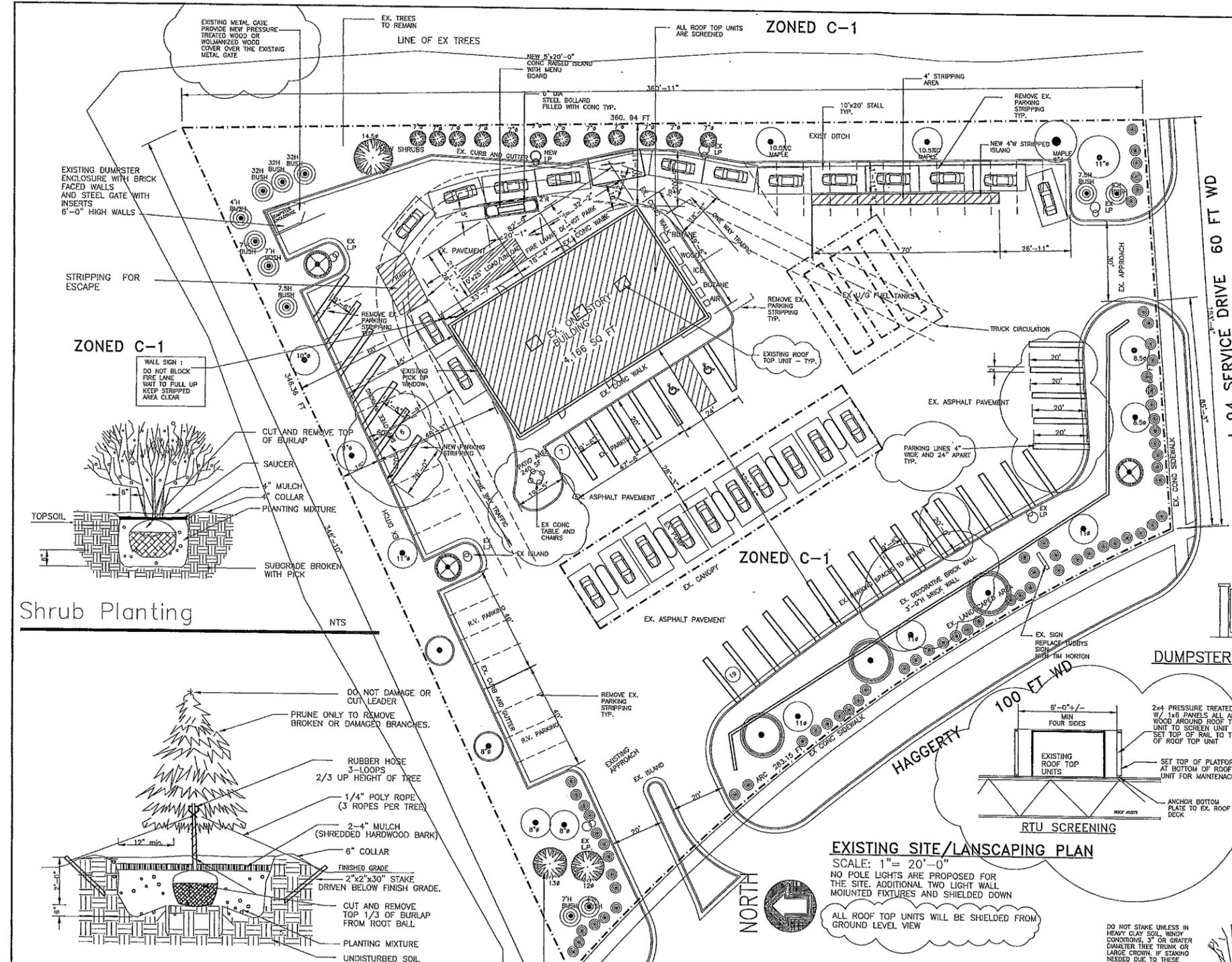
DATE	REV. NO.	ISSUED FOR
AUG.3.16		PERMIT
AUG.23.16		SITE PLAN APPROVAL
SEP.28.16		SITE PLAN APPROVAL
SEP.30.16		SITE PLAN APPROVAL
OCT.31.16		SITE PLAN APPROVAL

Project:
INTERIOR RENOVATIONS
11175 HAGGERTY
BELLEVILLE MI
OWNER
11175 HAGGERTY
BELLEVILLE MI

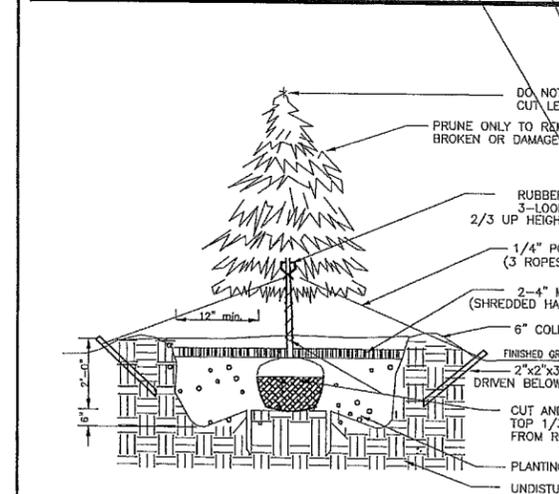
Drawing Title:
EX. SITE PLAN

Project Number: _____
Scale: AS NOTED
Date: _____
Drawn By: _____
Checked By: _____

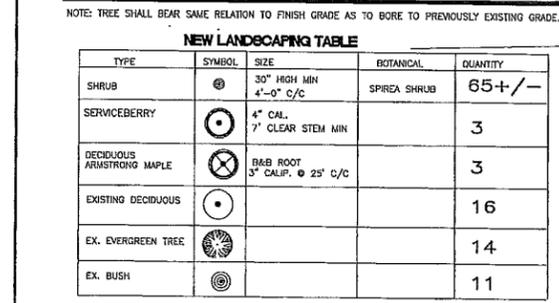
Drawing No.
SP-1



Shrub Planting



Evergreen Tree Planting Detail



EXISTING SITE/LANDSCAPING PLAN

SCALE: 1" = 20'-0"
NO POLE LIGHTS ARE PROPOSED FOR THE SITE. ADDITIONAL TWO LIGHT WALL MOUNTED FIXTURES AND SHIELDED DOWN
ALL ROOF TOP UNITS WILL BE SHIELDED FROM GROUND LEVEL VIEW

LANDSCAPING NOTES:

- ALL LANDSCAPED AREA (L.S. AREA) TOP SOIL TREES AND SHRUBS TO BE PROTECTED FROM EXTREME WEATHER CONDITIONS, BAD SOIL TO BE DISPOSED IN LEGAL MANNER.
- ALL NEW LANDSCAPED AREA (L.S. AREA) TO RECEIVE MIN. 4" TOP SOIL WITH SOD. PROVIDE FERTILIZER UNDER SOD, ALL PER TWP STANDARDS.
- ALL PLANT MATERIALS ARE TO BE FIRST QUALITY NURSERY STOCK, FREE FROM DISEASE OR OBJECTIONABLE DISFIGUREMENTS, AND PLANTED IN CONFORMANCE WITH SOUND NURSERY PRACTICE.
- ALL NEW TREES ARE TO BE STAKED WITH TWO 6 FT., CEDAR STAKES GUYED WITH HOSE COVERED WIRE.
- ALL PLANTING PITS ARE TO RECEIVE 3 AGRIFORM TABS (3-YEAR FERTILIZER) AT TIME OF PLANTING
- ALL PLANT MATERIALS ARE TO BE GUARANTEED FOR ONE YEAR TO BE IN HEALTHY AND VIGOROUS CONDITION. IT IS UNDERSTOOD THAT THE OWNER WILL PROVIDE ADEQUATE AND TIMELY CARE DURING THE GUARANTEE
- NEW LAWN AREAS TO BE "HYDRO-SEED" OR "SOD."

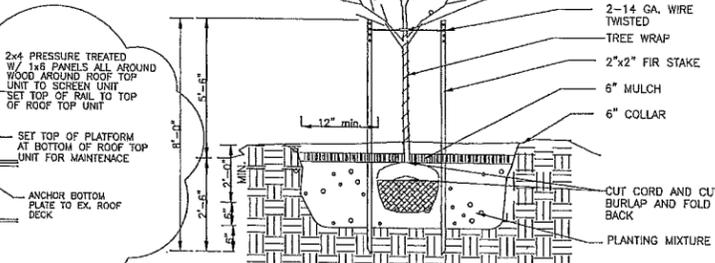
RIGHT OF WAY FRONTAGE
1 TREE / 50 LINEAR FT OF FRONTAGE:

283/50 = 6 TREES PROVIDED 8 TREES
153/50 = 3 TREES PROVIDED 4 TREES

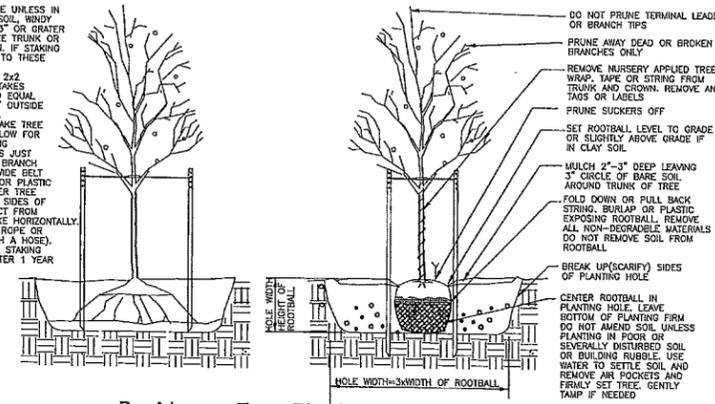
SECTION 3.d INTERIOR LANDSCAPING
5% OF ALL PAVED AREA EXCLUDING BUILDING AND SIDEWALK
PAVED AREA = 45,000 x .05 = 2250 SQ FT
MIN LANDSCAPE AREA = 350 SQ FT 2250/350 = 6 TREES PROVIDED 22 TREES AT 9700 SQ FT, NORTH AND EAST BUFFER

LOADING AREA LANDSCAPING
LOADING AND UNLOADING NOT VISIBLE FROM ROADS

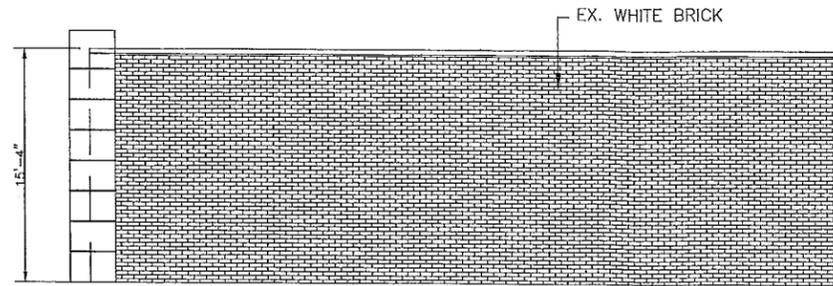
DUMPSTER ENCLOSURE GATE



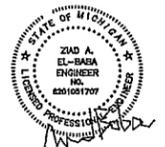
Deciduous Tree Planting



Deciduous Tree Planting Detail

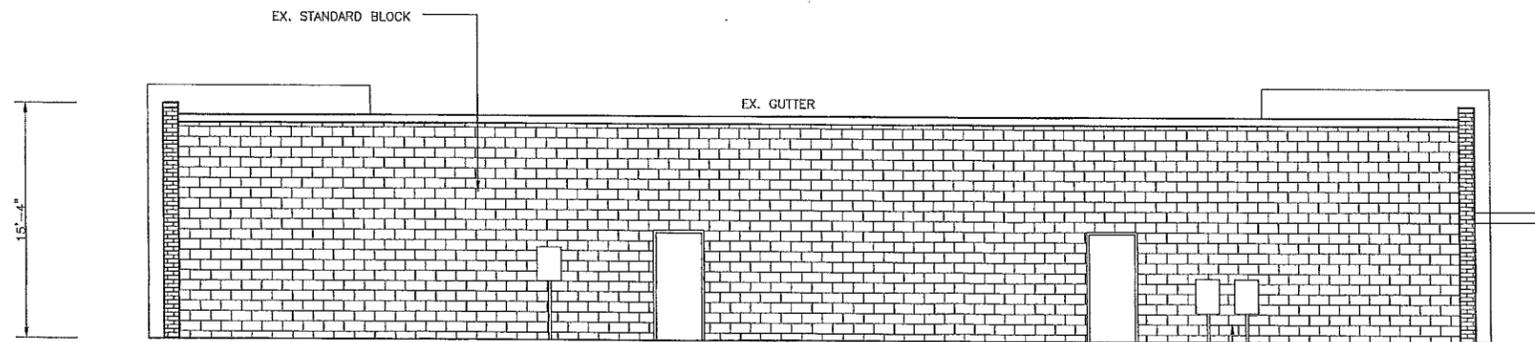


EXISTING SOUTH ELEVATION
SCALE: 1/8" = 1'-0"

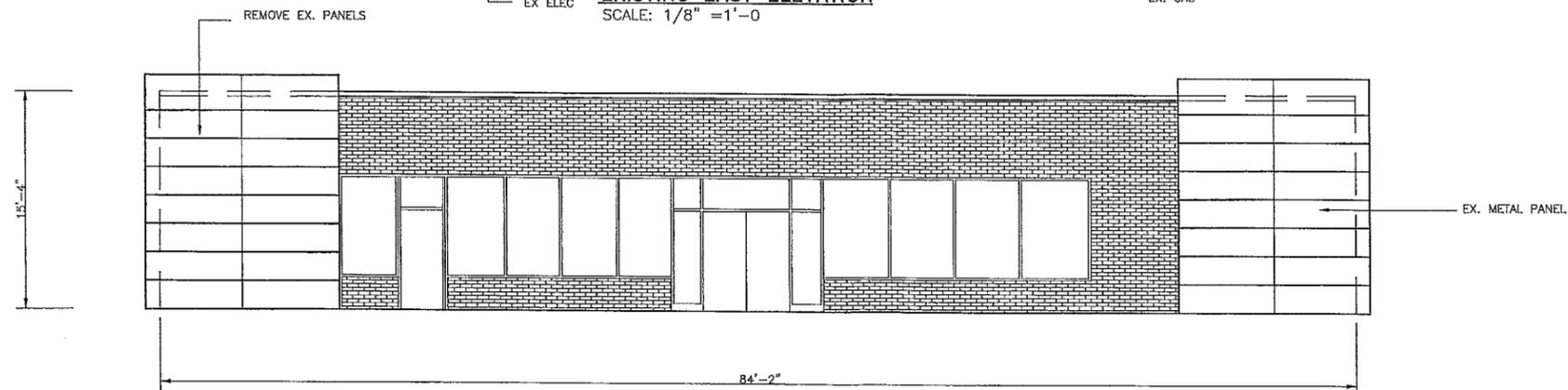


**ZIAD EL-BABA
ENGINEERING**

674 GAUTHIER
TECUMSEH ONTARIO
N8N3P8 CANADA
CELL - 313-938-8767
MOBILE - 519-796-9882
FAX - 519-979-3535



EXISTING EAST ELEVATION
SCALE: 1/8" = 1'-0"



EXISTING WEST ELEVATION
SCALE: 1/8" = 1'-0"

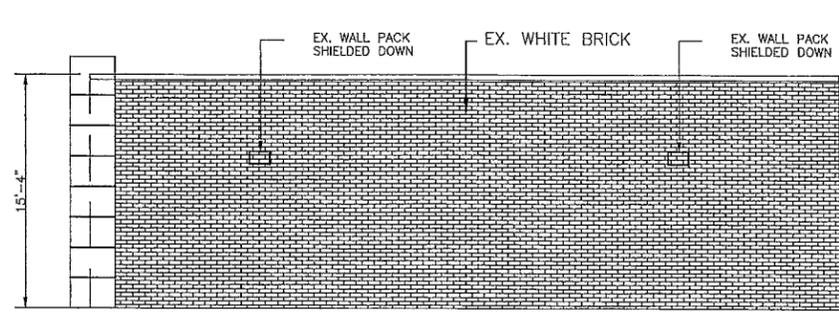
DATE	REV. NO.	ISSUED FOR
AUG.3.16		PERMIT
AUG.30.16		REVISIONS
OCT.31.16		REVISIONS

Project:
INTERIOR RENOVATIONS
11175 HAGGERTY
BELLEVILLE MI
OWNER
11175 HAGGERTY
BELLEVILLE MI

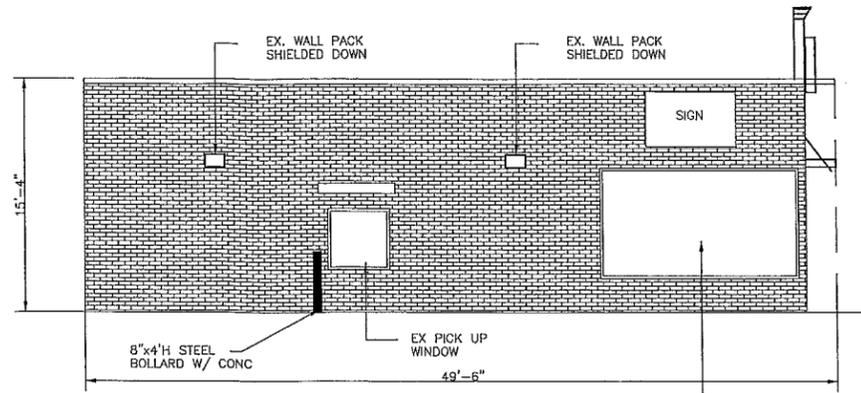
Drawing Title:
ELEVATIONS

Project Number	
Scale	AS NOTED
Date	
Drawn By	
Checked By	

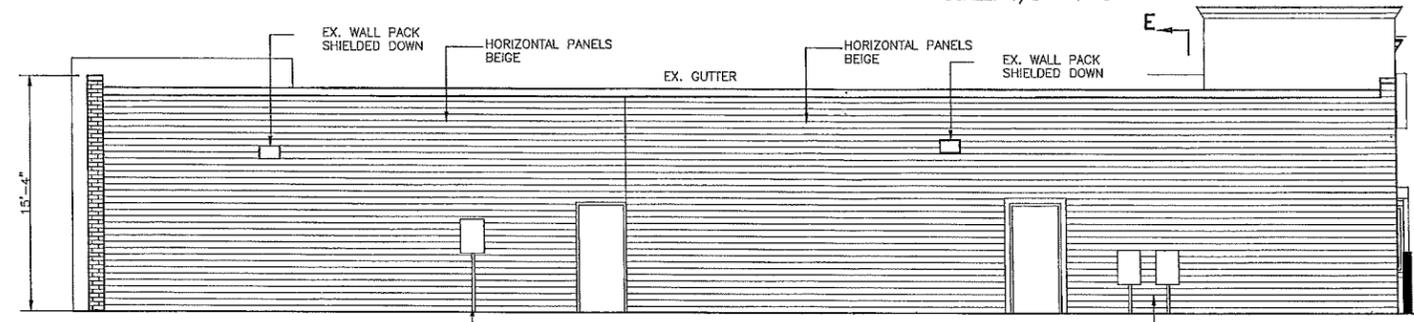
Drawing No.
A-01



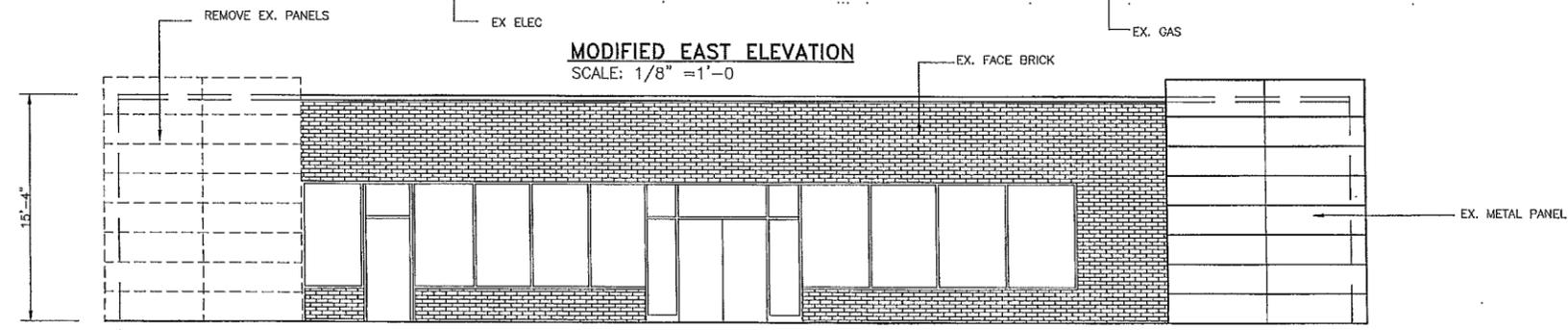
EXISTING SOUTH ELEVATION
SCALE: 1/8" = 1'-0"



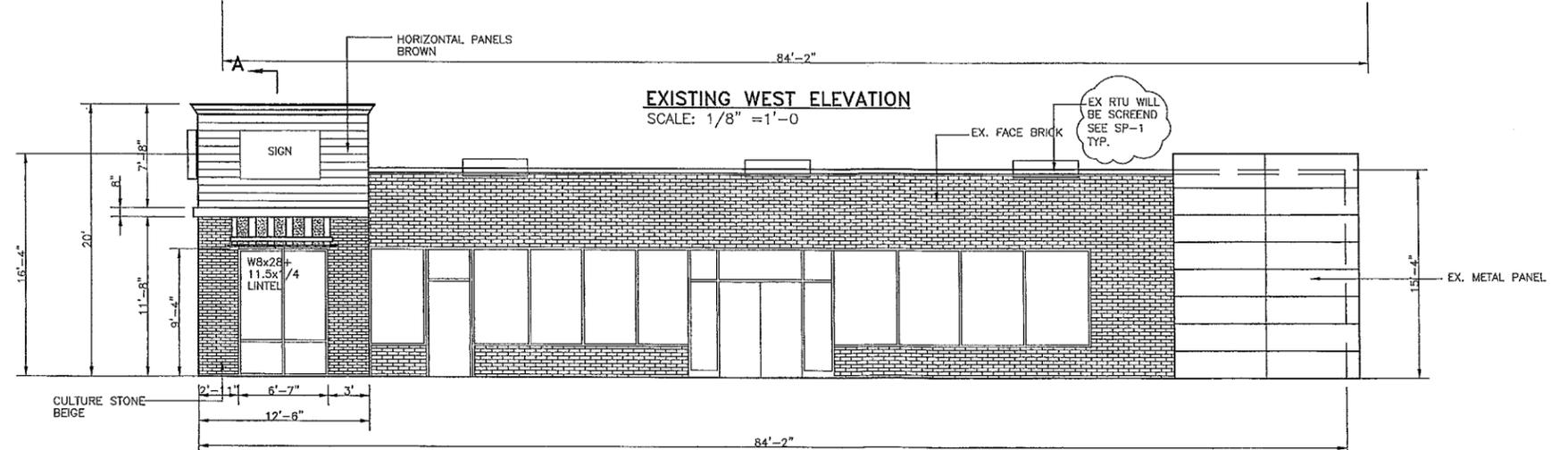
MODIFIED NORTH ELEVATION
SCALE: 1/8" = 1'-0"



MODIFIED EAST ELEVATION
SCALE: 1/8" = 1'-0"



EXISTING WEST ELEVATION
SCALE: 1/8" = 1'-0"



MODIFIED WEST ELEVATION
SCALE: 1/8" = 1'-0"



ZIAD EL-BABA ENGINEERING

674 GAUTHIER
TECUMSEH ONTARIO
N8N3P8 CANADA
CELL - 313-938-8767
MOBILE - 519-796-9882
FAX - 519-979-3535

DATE	REV. NO.	ISSUED FOR
AUG.3.16		PERMIT
AUG.30.16		REVISIONS
SEPT.28.16		SITE PLAN APPROVAL
SEPT.30.16		SITE PLAN APPROVAL
OCT.31.16		REVISIONS

Project:
INTERIOR RENOVATIONS
11175 HAGGERTY
BELLEVILLE MI
OWNER
11175 HAGGERTY
BELLEVILLE MI

Drawing Title:
ELEVATIONS

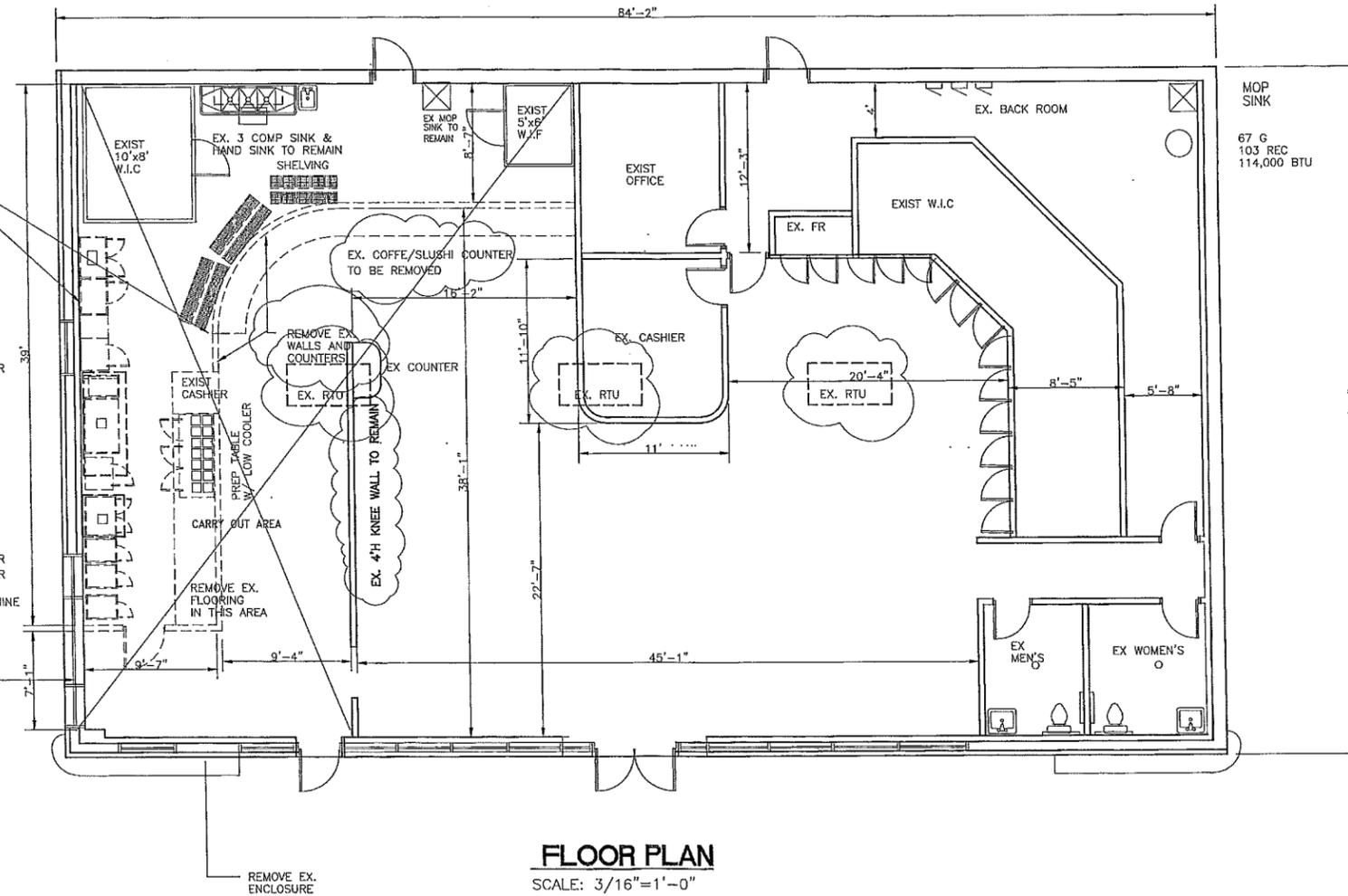
Project Number	
Scale	AS NOTED
Date	
Drawn By	
Checked By	

Drawing No.
A-02

REMOVE ALL LINE OF EQUIPMENTS AND COUNTERS

- COUNTER W/ SINK
- LOW FR SS TOP
- SS TABLE
- PREP TABLE W/ LOW COOLER
- FRYER
- GRILLE
- BREAD OVEN W/ HOOD
- BREAD PROOFER
- BREAD PROOFER
- LOW POP MACHINE

EXISTING WINDOW SPANDRAL FROM INSIDE



**ZIAD EL-BABA
ENGINEERING**

674 GAUTHIER
TECUMSEH ONTARIO
N8N3P8 CANADA
CELL - 313-938-8767
MOBILE - 519-796-9882
FAX - 519-979-3535

DATE	REV. NO.	ISSUED FOR
AUG.3.16		PERMIT
AUG.30.16		REVISIONS
SEPT.28.16		SITE PLAN APPROVAL
SEPT.30.16		
OCT.31.16		REVISIONS

Project:
INTERIOR RENOVATIONS
11175 HAGGERTY
BELLEVILLE MI
OWNER
11175 HAGGERTY
BELLEVILLE MI

Drawing Title:
FLOOR PLAN

Project Number	
Scale	AS NOTED
Date	
Drawn By	
Checked By	

Drawing No.
D-01

Charter Township of Van Buren

Agenda Item: _____

Work Study: November 14, 2016
Board Meeting: November 15, 2016

REQUEST FOR BOARD ACTION

	Consent Agenda <input checked="" type="checkbox"/>	New Business	Unfinished Business	Public Hearing
ITEM (SUBJECT)	Reappoint Norm DeBuck to the Environmental Commission.			
DEPARTMENT	Supervisor's Office			
PRESENTER	Supervisor Combs			
PHONE NUMBER	734-699-8910			
INDIVIDUALS IN ATTENDANCE (OTHER THAN PRESENTER)				

Agenda topic

ACTION REQUESTED:	
To approve the reappointment of Norm DeBuck to the Environmental Commission, term expiring October 1, 2019.	
BACKGROUND – (SUPPORTING AND REFERENCE DATA, INCLUDE ATTACHMENTS)	
<p>Mr. DeBuck is currently serving on the Environmental Commission and he has expressed an interest in serving an additional term. His accumulated experience and knowledge gained during his previous terms of service continues to be an asset to the Commission. Mr. DeBuck is a long-time resident and successful business-owner. His sod farming operation has been in business in the Township since the 1950s. Other farming activities include a corn maze and pumpkin patch, which has become a favorite fall destination for visitors to the community. Mr. DeBuck is sensitive to and knowledgeable about the many environmental issues facing the region.</p>	

BUDGET IMPLICATION	N/A
IMPLEMENTATION NEXT STEP	If approved, Clerk to notify of reappointment.
DEPARTMENT RECOMMENDATION	Approval of reappointment by the Township Board
COMMITTEE/COMMISSION RECOMMENDATION	
ATTORNEY RECOMMENDATION	N/A
(May be subject to Attorney/Client Privilege and not available under FOIA)	
ADDITIONAL REMARKS	
APPROVAL OF SUPERVISOR	