

Regular Monthly Meeting Minutes held by Standish Township Board 5-9-22

Standish Township

P.O. Box 472 Standish MI 48658

Bob North-Supervisor, Susan Kohn-Treasurer, Shara Klenk-Clerk, Bobbi Lynch-Trustee, Ryan Klenk-Trustee

Meeting called to order: by Mr. North at 6:00pm. Audio being recorded by Mr. Bender

Present: Shara Klenk, Bobbi Lynch, Robert North, Sue Kohn, Ryan Klenk Absent None

Agenda as presented: Motion to accept the agenda as presented with changes to move planning to number 1 and Zoning to number 2. Motion made by Sue and supported by Bobbi 4 Ayes 0 Nays

Minutes: Motion to accept meeting minutes for meeting held 4-11-22. Motion made by Bobbi and supported by Sue, with a vote of 4 Ayes and 0 Nays. Motion carried.

Announcements None

Committee or officers' reports:

1. Planning-Minutes are online. The chairperson stated; we are recommending opting out of the short-term rental rules and regulations.

A motion was made by Ryan Klenk and supported by Sue Kohn to accept the recommendation from planning and opt out of short term rental rules and regulations. Vote was taken with 4 Ayes and 0 Nays. Dale and her team will have to clean up the Ordinance book. Planning will make changes to the ordinance book and then have a town hall meeting in the fall to go over Ordinance changes.

2. Zoning-Harold –

1. 4-6-2022 issued a land use permit for a storage building at 3181 Sagatoo Road 20 ft. x 20 ft. pre – fabricated
2. received a letter from Floyd Bender copied from April 25 2022 looking for clarification in regards to the deck with railing on the water's edge at 5353 shady Lane.

3. 4-6 -2022 received copies of conflict of interest documents from planning in regards to board member with conflict.

4. 4-11-2022 e-mail from attorney regarding (short term rental regulations)

5. 4-10-2022 e-mail a Final Order signed by Judge in the Standish Township v Pine River matter this Order fully resolves and closes the case.

6. 4-15-2022 phone call questions on Lake Shore District (sent copies).

7. 4-27-2022 phone call for a land use permit on the demolition of a house La Clair Road. Things have slowed down in April but have increased the last few days.

3. Trustee-Ryan- Nothing at this time.

4. Trustee-Bobbi- Ryan got the signs up. Hall increase? Proposed \$100 for residents and \$150 for nonresidents currently it is \$60 for residents and nonresidents \$100. Motion made Sue and supported by Bobbi. 4 Ayes 0 Nays.

5. Treasurer-Sue- Beginning balance of \$1,267,705.75, Revenue of \$84,775.47, Expenses of \$65,477.30 and ending balance of \$1,287,003.92 with CD's totaling \$246,484.61. Entertain a motion to accept the Treasurers report barring an audit. Motion made by Bobbi and supported by Ryan.

6. Approval to pay the book of bills: Motion made by Ryan and supported by Bobbi to pay the book of bills.

- General Fund total for \$645.51
- Payroll Fund total for \$4326.62
- IRS Fund total for \$2124.03
- Bright house7./pension \$1223.16
- Townley \$13,017.50
- 4/22 Correction Payroll \$472.49
- 4/22 Correction General \$35.00

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7. Clerk-Shara- Ballot container inspection 5-17, Clerk Accreditation Class May 31. I did not receive all the bills to be paid. I will need approval to pay them once they come in and I will add them to next month's meeting minutes.

8. Supervisor- Bob- Jim Hazeltine from the road commission will start putting gravel down next week. On Bordeau Rd, the bad section they will use 2-inch rock. Fire Authority meeting new treasurer, Judy Bell is moving. They have a new person in her place. They are purchasing new batteries for the drones. They are doing some parking lot upgrades.

9. Water and Sewer- Will update in new business. Continuing our slow negotiations with the Tribe. Rhode will get put back in White's Beach.

1. **Old business: Grinder Pump responsibility?**

Sue- Grinder pump works like a garbage disposal. I called 7 Townships only got ahold of 6. We have no control over what people put in the pump. You get one with the grant, if it breaks and is not faulty equipment it is the responsibility of the home owner. Meter if you don't properly maintain it, it is your responsibility.

Ryan- Will the home owner get a manual? Yes.

Bobbi- I agree it should be up to the homeowner. I don't want to have to pay for someone else's fault.

Shara- I agree.

Ryan made the motion to leave it up to the homeowner to do maintenance on Grinder Pump and replace when necessary. Seconded by Sue. 4 Ayes 0 Nays

2. **New business:** Flood Plain management provisions resolutions. Motion made by Bobbi and supported by Sue. Roll Call Vote; Ryan Aye, Sue Aye, Shara Aye & Bobbi Aye. No Nays The resolutions were adopted.

ORDINANCE ADDRESSING
FLOODPLAIN MANAGEMENT PROVISIONS
OF THE STATE CONSTRUCTION CODE

Standish Township County, Arenac County

Ordinance 2.32

An Ordinance amendment to designate an enforcing agency to discharge the responsibility of the Township of Standish, Arenac County, and to designate regulated flood hazard areas under the provisions of the State Construction Code Act, Act. No. 230 of the Public Acts of 1972, as amended.

The Township of Standish ordains:

Section 1. AGENCY DESIGNATED. Pursuant to the provisions of the state construction code, in accordance with Section 8(b)6 of Act 230, of the Public Acts of 1972, as amended, the Arenac County Building Department of the County of Arenac, is hereby designated as the enforcing agency to discharge the responsibility of the Township of Standish, under Act 230, of the Public Acts of 1972, as amended, State of Michigan. The Arenac County Building Department assumes responsibility for the administration and enforcement of said Act throughout the corporate limits of the community adopting this Ordinance.

Section 2. CODE APPENDIX ENFORCED. Pursuant to the provisions of the state construction code, in accordance with Section 8(b)6 of Act 230, of the Public Acts of 1972, as amended, Appendix G of the Michigan Building Code shall be enforced by the enforcing agency within the jurisdiction of the community adopting this Ordinance.

Section 3. DESIGNATION OF REGULATED FLOOD PRONE HAZARD AREAS. The Federal Emergency Management Agency (FEMA), Flood Insurance Study (FIS), entitled Arenac County Michigan –All jurisdictions and dated March 16, 2015 and the Flood Insurance Rate Maps (FIRMS), panel numbers 26011C0380D, , 039026011C0390D, 26011CIND0B, 26011C0385E, 26011C0395E and 26011C0405E and dated May 9, 2022 are adopted by reference for the purpose of administration of the Michigan Construction Code, and declared to be part of Section

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1612.3 of the Michigan Building Code, and to provide the content of the "Flood Hazards" section of Table R301.2(1) of the Michigan Residential Code.

Section 4. REPEALS. All ordinances inconsistent with the provisions of this ordinance are hereby repealed.

Section 5. PUBLICATION. This ordinance shall be effective after legal publication and in accordance with the provisions of the Act governing same.

This ordinance duly adopted May 9, 2022, at a regular meeting of the Standish Township Board, and will become effective June 15, 2022.

Signed on May 9, 2022 by _____

Shara Klenk
Clerk Standish Township, Arenac County, Michigan

Attested on _____ by _____

Robert North
Standish Township Supervisor

MICHIGAN COMMUNITY RESOLUTION AND INTERGOVERNMENTAL AGREEMENT TO MANAGE FLOODPLAIN DEVELOPMENT FOR THE NATIONAL FLOOD INSURANCE PROGRAM

WHEREAS, Standish Township, Standish, MI, County of Arenac currently participates in the Federal Emergency Management Agency's (FEMA) National Flood Insurance Program (NFIP) by complying with the program's applicable statutory and regulatory requirements for the purposes of significantly reducing flood hazards to persons, reducing property damage, reducing public expenditures, and providing for the availability of flood insurance and federal funds or loans within its community; and

WHEREAS, the NFIP requires that floodplain management regulations must be present and enforced in participating communities, and utilize the following definitions which also apply for the purposes of this resolution:

1. Flood or Flooding means:

a. A general and temporary condition of partial or complete inundation of normally dry land areas from: 1) the overflow of inland or tidal waters, 2) the unusual and rapid accumulation or runoff of surface waters from any source, 3) mudflows, and

b. The collapse or subsidence of land along the shore of a lake or other body of water as a result of erosion or undermining caused by waves or currents of water exceeding anticipated cyclical levels or suddenly caused by an unusually high water level in a natural body of water, accompanied by a severe storm, or by an unanticipated force of nature, such as flash flood or an abnormal tidal surge, or by some similarly unusual and unforeseeable event which results in flooding, as defined in paragraph (a)(1) of this definition.

2. Flood Hazard Boundary Map (FHBM) means an official map of a community, as may have been issued by the FEMA, where the boundaries of the areas of flood, mudslide (i.e., mudflow) related erosion areas having special hazards have been designated as Zone A, M, and/or E.

3. Floodplain means any land area susceptible to being inundated by water from any source (see definition of flooding).

4. Floodplain management means the operation of an overall program of corrective and preventive measures for reducing flood damage, including but not limited to emergency preparedness plans, flood control works, and floodplain management regulations.

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5. **Floodplain management regulations** means zoning ordinances, subdivision regulations, building codes, health regulations, special purpose ordinances (such as a floodplain ordinance, grading ordinance, and erosion control ordinance) and other applications of police power that provide standards for the purpose of flood damage prevention and reduction.

6. **Structure** means a walled and roofed building that is principally above ground, gas or liquid storage facility, as well as a mobile home or manufactured unit.

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WHEREAS, the Stille-Derossett-Hale Single State Construction Code Act”, Act No. 230 of the Public Acts of 1972, as amended, (construction code act), along with its authorization of the state construction code composed of the Michigan Residential Code and the Michigan Building Code [and its Appendices (specifically Appendix G)] contains floodplain development and management regulations that comply with the FEMA NFIP minimum floodplain management criteria for flood prone areas as detailed in Title 44 of the Code of Federal Regulations (44 CFR), Section 60.3, and

WHEREAS, by the action dates of this document or an existing historical agreement, Arenac County Building Department agrees on behalf of Standish Township to function as the designated enforcing agency to discharge the responsibility of administering, applying, and enforcing the construction code act and the state construction code, specifically the Michigan Residential Code and the Michigan Building Code, to all development within Standish Township’s political boundaries, and

WHEREAS, Arenac County Building Department enforce floodplain regulations of the construction code act, and Standish Township wishes to ensure that the administration of that code complies with requirements of the NFIP, and

NOW THEREFORE, to maintain eligibility and continued participation in the NFIP,

1. Standish Township officially designates the Arenac County Building Department, the enforcing agency for the construction code act. The Arenac County Building Department is directed to administer, apply, and enforce on Standish Township’s behalf the floodplain management regulations as contained in the state construction code (including Appendix G) and to be consistent with those regulations, by:

a. Obtaining, reviewing, and reasonably utilizing flood elevation data available from federal, state, or other sources pending receipt of data from the FEMA to identify the flood hazard area, and areas with potential flooding, and

b. Ensuring that all permits necessary for development in floodplain areas have been issued, including a floodplain permit, approval, or letter of no authority from the Michigan Department of Environmental Quality under the floodplain regulatory provisions of Part 31, "Water Resources Protection," of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended, and

c. Reviewing all permit applications to determine whether the proposed building sites will be reasonably safe from flooding. Where it is determined that a proposed building will be located in a flood hazard area or special flood hazard area, Arenac County Building Department shall implement the following applicable codes according to their terms:

i) Appropriate portions and referenced codes and standards of the current Michigan Residential Code.

ii) Appropriate portions and referenced codes and standards of the current Michigan Building Code.

iii) Appendix G of the current Michigan Building Code.

d. Reviewing all proposed subdivisions to determine whether such proposals are reasonably safe from flooding and to ensure compliance with all applicable floodplain management regulations.

e. Assisting in the delineation of flood hazard areas; provide information concerning uses and occupancy of the floodplain or flood-related erosion areas, maintain flood proofing and lowest floor construction records, and cooperate with other officials, agencies, and persons for floodplain management.

f. Advising FEMA of any changes in community boundaries, including appropriate maps.

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g. Maintaining records of new structures and substantially improved structures concerning any certificates of flood-proofing, lowest floor elevation, basements, flood-proofing, and elevation to which structures have been flood-proofed.

2. Standish Township and Arenac County Building Department assure the Federal Insurance Administrator (Administrator) that they intend to review, on an ongoing basis, all amended and revised FHBMs and Flood Insurance Rate Maps (FIRMs) and related supporting data and revisions thereof and revisions of 44 CFR, Part 60, Criteria for Land Management and Use, and to make such revisions in its floodplain management regulations as may be necessary to assure Standish Township's compliant participation in the program.

3. Standish Township further assures the Administrator that it will adopt the current effective FEMA Flood Insurance Study (FIS), FHBMs, and/or the FIRMs by reference within its Floodplain Management Map Adoption Ordinance or similarly binding ordinance documentation.

FURTHER BE IT RESOLVED, Arenac County Building Department declares their understanding that, until this resolution is rescinded or Standish Township makes other provision to enforce the construction code act:

1. Arenac County Building Department must administer and enforce the construction code act in accordance with the terms and the conditions contained herein, and

2. For Standish Township to continue its participation in the NFIP, the construction code act must be administered and enforced according to the conditions contained herein.

Standish Township:

Date Passed: _____

Officer Name: Robert North

Title: Standish Township Supervisor

Signature: _____

Date: _____

Witness Name: Shara Klenk

Title: Standish Township Clerk

Signature: _____

Date: _____

Arenac County Building Department:

Date Passed: _____

Officer Name: _____

Title: _____

Signature: _____

Date: _____

Witness Name: _____

Title: _____

Signature: _____

Date: _____

Storage Tank- the Township is going to purchase the storage tank using our Rural Development funds. By purchasing the tank without the contractor, we are enjoying substantial savings. Foundation price is \$27,890 and the tank is \$109,825.

The board approves the purchase of the tank and is reading it into the minutes with the expectation the invoice be paid by Rural Development. Motion made by Sue and supported by Bobbi. With a roll call vote of 4 ayes and 0 nays.

It was brought to the Board's attention the end date of the project completion is nearing, it is currently June 6 2022. Change order number 2 to extend to November 3, 2022. The contractor's (Rhode Brothers) contract will be increased by \$20,000.00. Motion made by Bobbi and supported by Ryan. Roll call vote of 5 ayes and 0 nays. This Motion Approves the Change Order #2.

Public Comment: None.

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Adjourn: Motion to adjourn by Bobbi and supported by Ryan time is 6:26pm.

Prepared by: Shara Klenk-Clerk