

**DANBY TOWNSHIP BOARD MEETING-NOVEMBER 19, 2009**

The regular meeting was called to order at 7:00 P.M. at the Danby Township Hall, 13122 Charlotte Highway. The meeting was opened with the Pledge of Allegiance.

**Roll Call Board members present:** Supervisor Pohl, Trustee McCormack, Trustee Reisbig, Treasurer Kolarik, Clerk Platte.

**Minutes-regular meeting October 22, 2009 –**

MOTION by Kolarik                      Seconded by McCormack                      CARRIED  
Approve the regular meeting minutes from October 22, 2009 as presented.

**Agenda-**

MOTION by Platte                      Seconded by Reisbig                      CARRIED  
Approve the agenda as presented.

**Communications-**

MOTION by Kolarik                      Seconded by Reisbig                      CARRIED  
Place communications on file.

**Public Comment-** Jerry Tiemann (Portland Township’s Supervisor) asked the Danby Township Board to have a joint meeting with Portland Township on December 9, 2009 to discuss the Fire Contract with the City of Portland.

**Unfinished Business:**

**Website Update** – The Township Board has been working on a new website; it has been published on the internet.

**Township History** – Ann Rademacher is gathering information for the township website regarding the history of Danby Township. She will present the information at an upcoming meeting.

**Wind Energy Ordinance** –

**DANBY TOWNSHIP BOARD OF TRUSTEES  
RESOLUTION 09-04  
RESOLUTION TO ADOPT AMENDMENTS TO THE ZONING ORDINANCE  
OF DANBY TOWNSHIP REGARDING WIND ENERGY CONVERSION  
SYSTEMS (WECS)**

At a regular meeting held of the Township Board of Danby Township (the “Township”), Ionia County, Michigan, held at the Danby Township Hall, 13122 Charlotte Hwy, Sunfield, Michigan on this 19th day of November, 2009 at 7:00 p.m.

Present: Supervisor Pohl, Trustee McCormack, Treasurer Kolarik, Trustee Reisbig and Clerk Platte

Absent: none

The following resolution was offered by Kolarik and supported by Reisbig:

**WHEREAS**, the Zoning Enabling Act authorizes a township board to adopt and amend zoning ordinances that regulate the public health, safety and general welfare of persons and property; and

**WHEREAS**, the Township Board has determined that amendments to the Danby Township Zoning Ordinance are necessary and proper; and

**WHEREAS**, the Danby Township Planning Commission held a public hearing for comment on the proposed amendments to the Zoning Ordinance on September 16, 2009; and

**WHEREAS**, the Planning Commission recommended that the Township Board adopt the amendments to the Zoning Ordinance; and

**WHEREAS**, the Ionia County Planning Commission did not review the amendments to the Zoning Ordinance within 30 days of receipt and

**WHEREAS**, the Board of Trustees has determined that amending the Zoning Ordinance is in the best interest of the public health, safety and welfare of Township residents.

**NOW THEREFORE**, be it resolved by the Board of Danby Township, Ionia County, Michigan, as follows:

1. Ordinance No. 32 Amendments to the Danby Township Zoning Ordinance to provide for Wind Energy Conversion Systems (WECS) attached to this Resolution, is hereby adopted.
2. The attached Ordinance shall be filed with the Township Clerk.
3. The Township Clerk shall publish notice of adoption of this Ordinance in a newspaper of general circulation in the Township within 15 days after adoption.
4. Any and all resolutions that are in conflict with this Resolution are hereby repealed.

**ADOPTED:**

**Yeas:** Pohl, Platte, McCormack, Kolarik, Reisbig

**Nays:** none

**MOTION CARRIED AND RESOLUTION ADOPTED**

**STATE OF MICHIGAN**

**COUNTY OF IONIA**

I, the undersigned, the duly elected Clerk of Danby Township, Ionia County, Michigan, DO HEREBY CERTIFY that the foregoing is a true and complete representation of certain proceedings conducted by the Board of Trustees of said Township at a meeting held on this 19th day of November, 2009.

Kristina Platte

Danby Township Clerk

**New Business:**

**Local Road Speed Limit Resolution –**

**DANBY TOWNSHIP BOARD  
IONIA COUNTY, MICHIGAN  
BOARD RESOLUTION 09-05**

MOTION by Platte

Seconded by Kolarik

**WHEREAS**, the Danby Township Board has been concerned about safety on the 695 mile gravel road system due to excessive speed of travel; and  
**WHEREAS**, many county residents have voiced their concern regarding the speed of vehicles on gravel roads; and  
**WHEREAS**, the majority of our gravel roads have never been constructed to modern standards to accommodate this speed of traffic or commercial truck traffic; and  
**WHEREAS**, current Michigan law sets the prima facie speed limit on gravel roads at fifty-five (55) miles per hour and does not provide for any real option to reduce speeds on gravel roads; and  
**WHEREAS**, Representative Brian Calley has introduced House Bill 5773 setting the maximum prima facie speed on gravel roads at forty-five (45) miles per hour; and  
**NOW THEREFORE BE IT RESOLVED**, that the Danby Township Board of Ionia County requests the Michigan State Legislature consider House Bill 5773 that would set the maximum prima facie speed of 45 miles per hour for all vehicles on gravel roads.  
**BE IT FURTHER RESOLVED**, that true copies of this resolution will be sent to the Ionia County Board of Commissioners and all Ionia County Township Boards to be passed and forwarded to our legislators.

**ADOPTED:**

**Yeas: McCormack, Reisbig, Pohl, Kolarik, Platte**

**Nays: none**

**MOTION CARRIED AND RESOLUTION ADOPTED**

**STATE OF MICHIGAN**

**COUNTY OF IONIA**

I, the undersigned, the duly elected Clerk of Danby Township, Ionia County, Michigan, DO HEREBY CERIFY that the foregoing is a true and complete representation of certain proceedings conducted by the Board of Trustees of said Township at a meeting held on this 19th day of November, 2009.

Kristina Platte

Danby Township Clerk

**Cutler Road, City of Portland** – Supervisor Pohl asked Treasurer Kolarik to send a letter to the City of Portland regarding the paving of Cutler Road. Supervisor Pohl wanted to address the Consent and Franchise Agreement between Danby Township and the City of Portland from 4/21/2005.

**Nuisance Notices** - Supervisor Pohl stated that the drainage problem on Charlotte Highway near Peake Road probably won't be fixed until the spring of 2010. He also stated that he would talk to the township attorney Mike Homier about the Terwilliger property. Supervisor Pohl will ask the township attorney to do a follow-up to make sure Mr. Terwilliger is making an effort to improve the water situation on his property.

**Commission & Committee Reports:**

**Road Issues** – Supervisor Pohl would like to see limestone worked into the Township's five year plan. Supervisor Pohl stated the Ionia County Road Commission made some suggestions of roads in the township that would benefit from the limestone. Supervisor Pohl will have the Ionia County Road Commission continue to look into the roads in the township which would benefit the most from having limestone put on them.

