

**Burtchville Township
Planning Commission**

**4000 Burtch Road
Lakeport, Michigan 48059**

Minutes of April 5, 2022 Planning Commission Meeting;

The Chair Dave Klinesteker, called the meeting of the Burtchville Township Planning Commission to order at 7:00 p.m.; Pledge of Allegiance Recited

Members Present: Klinesteker, Minnie, Richards, Vargo and Wollenweber.

Excused: Dupuis and Schmitt

Citizens present: Doug Touma, Township Attorney; Steve Cassin, Planning Consultant; Pam Patterson, Zoning Administrator; Vickie Torello, Marty Torello, Joi Torello, Mara McCalmon, Mary Conlan

Minutes: Motion by Minnie, second by **Wollenweber**, to approve minutes of February 1, 2022 meeting. Motion was unanimously approved by voice vote.

Close Regular meeting at 7:02 p.m. and open **Public Hearing:** Special Land Use for 7269 Lakeshore Road, Expansion of services and times of operation

Public Hearing: Special Land Use Application 7269 Lakeshore Road

Chairman Klinesteker read the letter attached to the application. Ms. Torello highlighted on the site plan map where drive-thru would be for smokehouse orders and the area for the coffee. Addressed the highway right-of-way problem.

Public comment: **Mara McCallum** commented that is a regular customer of smokehouse and believes amazing food and in favor of being a destination for thumb. Marty Torello, stated there in support of Vicki Torello; Joi Torello, stated in support of Ms. Torello. Mary Conlan, 3589 Charles Street, goes to barbecue part and watch people; believe it is a destination just like the Dorsey House use to be a destination. Believe commission has challenged her on everything that has done would appreciate if people work with her. Requests of her that not of others like dumpster area. It is destination place. And feel rules and regulations putting on Ms. Torello are interfering with her first amendment rights. Minnie addressed question about dumpsters.

Close public hearing 7:13 p.m.

Reopen General Meeting 7:13 p.m.

New Business:

- 1. 7269 Lakeshore Road:** Klinesteker commented that initial goal is to have all work together and to bring everything into compliance. Attorney Touma requested clarification of days of operation. Ms. Torello confirmed that approved for 4 days a week but only operated Friday, Saturday and

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Members Present: Klinesteker, Minnie, Richards, Vargo and Wollenweber.

Excused: Dupuis and Schmitt

Citizens present: Steve Cassin, Planning Consultant; and; Sean Dememiuk,

Minutes: Motion by Minnie, second by Richards to approve minutes of January 4, 2022 meeting. Motion was unanimously approved by voice vote.

New Business:

1. **Interim Zoning Administrator:** Klinesteker mentioned that the Board of Trustees received our letter recommending an interim Zoning Administrator. The board has hired Pam Patterson from the Flint area as interim Zoning Administrator. She will be in the Township office on Tuesdays.
2. **Training:** Klinesteker mentioned that received Michigan Association of Planning pamphlet regarding Planning and Zoning training, if anyone interested can fill out and drop off at the office and they will get registered.
3. **Bylaws:** Klinesteker mentioned that planning commission required to have bylaws; we have bylaws but no one knows where they are. He will get copy from Michigan Association of Planning website of standard bylaws for members to review for future meeting.

Old Business:

6200 Wildrose Lane: Short Term Rental Application. **Klinesteker** mentioned correspondence from Township Attorney and minutes from May 2018 when had public hearing on four other short term rental applications. Also discussed email received from Kari Murphy in which states that "paperwork will have the following: No Pets, Fires on the Beach – Be aware of the direction of the winds. When the wind is coming from the East, the smoke will blow into the homes of the neighbors. Do not have a fire when the winds are blowing in this direction. In addition, the rules from the Burtchville website will be listed." **Klinesteker** pointed out that the **motion** by **Schmitt** to grant the special land use on the condition that the house rules to include that fireworks or beach fires are prohibited if the wind blows from the east or the north and that if a fire is lit the resident to make sure it is put out completely before retires. Seconded by **Richards**. Richards commented that the motion contains what the Murphys have agreed to do and don't see reason to change the motion. Wollenweber mentioned that we could amend the motion accepting petitioners' willingness to include certain conditions listed in email. Motion by **Richards** to amend the Schmitt motion that the commission agree to approval of short

term rental application with conditions previously outlined with willingness of petitioner to add to their rules “no pets and fires on the property would not be permitted if the wind comes out of a particular area. In addition, the rules from the Burtchville website will be listed” as referenced in their email of January 28, 2022. Seconded by **Wollenweber** Motion passes on roll call vote: Minnie; yes, Richards, yes; Vargo, yes; Wollenweber, yes; Klinesteker, yes.

ZBA Report. No report.

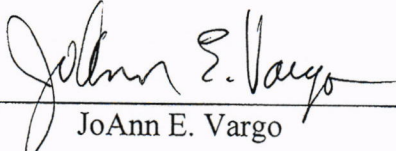
Board Liaison report: The Board is working on the budget and other township stuff. If get close at home training meetings the township will pay for it. Was asked what township going to do with money coming in from the Federal Government. Possibly use for extended water district on State and Harris. The County is giving some money toward it. Also blacktopping State Road from Harris to Jeddo Road. Wollenweber suggested that bring up to Board that the township join SEMCOG which would be to our advantage for training and resources.

Correspondence:

1. January 28, 2022 email from Kari Murphy to Chairman Klinesteker
2. Planning & Zoning Training Pamphlet from Michigan Association of Planning
3. September 21, 2022 Letter from Township Attorney regarding short term rental ordinance

Next Meeting: March 1, 2022 @ 7:00 p.m.

Adjournment: Motion by Wollenweber, second by Richards to adjourn at 7:36 p.m. Motion passes unanimously on voice vote.



JoAnn E. Vargo

4-5-2022
Approved