

CHARTER TOWNSHIP OF HAMPTON
REGULAR MEETING
DECEMBER 18, 2017

The regular meeting of the Charter Township of Hampton Board of Trustees was called to order at 7:00 p.m. by the Supervisor in the Boardroom of the Hampton Township Administrative Offices.

The pledge of allegiance was given to the flag.

The invocation was read and a moment of silence observed.

PRESENT: DeWyse, Close, Wright, Hugo, Klass, Samyn

ABSENT: None

ALSO PRESENT: Hewitt, Weiler, VanDenBoom & 12 people in audience

Motion by Hugo seconded by Klass that the December 4, 2017 regular meeting minutes be approved as printed and that the reading of the minutes be waived. Motion carried.

COMMUNICATIONS:

Motion by Klass seconded by DeWyse that the DPW Report for November 2017 be received. Motion carried.

Motion by Hugo seconded by Klass that the Fire Report for November 2017 be received. Motion carried.

AUDITORS REPORT:

Motion by DeWyse seconded by Hugo that the following warrants be approved for payment:

#43995 - #44051	General Fund	\$ 76,690.43
#3043 - #3044	Building Fund	1,459.09
#3664 - #3669	Sewer Fund	192,386.91
#6225 - #6233	Tax Fund	8,528.72
#2925 - #2543	Public Safety Fund	27,796.22
#1454 - #1456	Water Fund	<u>1,557.47</u>
		\$308,418.84

AYES: DeWyse, Hugo, Klass, Samyn, Wright, Close

NAYS: None

Motion carried.

OPEN TO THE PUBLIC:

Unidentified gentleman, addressed the Medical Marijuana Ordinance.

Public portion of the meeting was closed.

UNFINISHED BUSINESS:

There was no unfinished business.

NEW BUSINESS:

Motion by Hugo seconded by DeWyse to approve a water rate increase of 27 cents per 100 cubic feet effective January 1, 2018.

AYES: Hugo, DeWyse, Klass, Samyn, Wright, Close

NAYS: None

Motion carried.

Motion by Hugo seconded by Klass to accept and adopt the following transfer station policy:

HAMPTON TOWNSHIP TRANSFER STATION POLICY

Effective January 1, 2018

- One card per household for Hampton Township property owners or tenants.
- A driver's license or other valid photo ID will be required to use the transfer station at all times. This will be done to verify residency and that you are on the master list of households with purchased cards.*
- This card may only be used for disposal of trash and approved items generated at the property address listed on the transfer station card.
- No trash from outside Hampton Township is permitted to be disposed of at the Transfer Station.
- This card allows for compactors, recycling bins and compost only.
- Any large items for the open dumpster requires a Transfer Station card and the purchase of a **LARGE ITEM PERMIT**. (see below)
- **No** unauthorized use of the Transfer Station is allowed.
- **No** Commercial Dumping is allowed.
- **No** removing trash from dumpsters.

- You must be courteous to our Transfer Station employee and direct any issues about our rules and regulations to our Hampton Township Administrative Office at (989) 893-7541.

PROHIBITED MATERIALS:

All building materials	Oil	Toxic Waste
Anti-Freeze	Paint	Visqueen/Plastic
Tires	Trees/Logs/Branches	
Brush		

ANY ABUSE OF THESE RULES CAN RESULT IN THE FOLLOWING:

- ✓ Transfer Station Card being revoked

LARGE ITEM PERMIT:

- Can only be purchased by residents of Hampton Township that have a current Transfer Station card.
- Allow for one-time use. Expiration date is December 31st of the year purchased.
- Must be presented to attendant prior to unloading vehicle or trailer.
- Can be purchased in advance of expected use from the Administration Office only.
- Multiple Large Item Permits can be purchased at one time.

* **Verification by photo ID with address** to a master list of households with purchased cards will be located at the transfer station for reference by the attendant.

Motion carried.

Motion by DeWyse seconded by Hugo that Ordinance No. 36A-24 be introduced as follows:

ORDINANCE NO. 36A-24

The Board of Trustees of the Charter Township of Hampton, Bay County, Michigan, ordains:

That Ordinance No. 36A of the Charter Township of Hampton, being the Charter Township of Hampton Zoning Ordinance, and all amendments thereto, be amended as follows:

NOTE: Additions are underlined and deletions ~~look like this~~. Only the proposed amendment to the Ordinance and the portion of the Ordinance to be amended is shown below.

SECTION A

The Charter Township of Hampton Ordinance No. 36A and all prior amendments thereto, designated as Charter Township of Hampton Zoning Ordinance, adopted June 8, 1992, and effective July 11, 1992, is hereby amended, in part, as follows:

CHAPTER III GENERAL PROVISION

SECTION 3.15 BUILDINGS AND STRUCTURES, TEMPORARY

Mobile homes, mobile offices, tents, dumpsters or other movable or erect structures intended for temporary use or occupancy incidental to construction work, temporary sales, or special events shall only be situated or erected upon land or premises within the Township and used for any permitted use under the following provisions:

- A. Permits for temporary construction trailers, sheds and offices may be issued by the Building Inspector according to the following criteria:
 - 1 – 6 Remain unchanged.

- B. Permits for temporary structures such as tents used in conjunction with special short term outdoor events may be issued by the Building Inspector according to the following criteria:
 - 1. On and off-site traffic hazards are minimized.
 - 2. The structure is not placed within any required front or side yard green area of an existing building or otherwise within twenty-five (25) feet of any adjoining property or public or private street right-of-way.

3. The structure shall be anchored according to manufactures specifications and the Township is indemnified by the property owner against all property damage or personal injury that may result from potential hazards caused by the erection and placement or failure of the structure.
 4. The structure ~~will be in place for no longer than seventy two (72) hours~~ is used in conjunction with a temporary use permit as described in Section 3.41 below.
 5. The event does not directly or indirectly involve the sale, distribution or consumption of alcoholic beverages.
 6. The event is a public service event or an event sponsored by existing business(es) located on or adjacent to the parcel on which the structure is to be located and that the merchandise, services or goods, displayed within the structure are of the variety normally ~~offered by those existing businesses~~ allowed within the zoning district.
- C. The Building Inspector shall issue dumpster permits. Any permit not issued in conjunction with a permitted construction project shall be valid for 30 days from the date of issuance. Dumpster permits issued in conjunction with a permitted construction project will be valid for the same amount of time as the construction permit.
1. Remains unchanged.
 2. Remains unchanged.

SECTION 3.41 TEMPORARY USES AND PERMITS

1. Purpose and intent – The purpose of this section is to ensure that certain uses, of a limited scope, duration and frequency, are allowed to operate on a short-term basis. These temporary uses shall be conducted so they do not have long-term impacts upon permitted uses, the character of the area in which they are proposed to be located, and people living and working in the area. The intent of this section is to define these uses and identify standards and criteria for governing their scope, duration and frequency.
2. The temporary use must be a use which would ordinarily be allowed as a permanent use in the district or which, because of its limited duration or because adjacent land is undeveloped or developing, would not have a detrimental impact on surrounding land uses. A temporary use shall conform to all standards and procedures which would ordinarily apply to the use in the zoning district in which it is located.

3. The zoning administrator may authorize a temporary permit for up to thirty (30) days for seasonal or unusual non-recurrent temporary uses in a business district. The permit may be renewed in thirty (30) day increments for up to a total of one hundred twenty (120) days in a single calendar year. If an applicant wishes to apply for use longer than one hundred twenty (120) days, a site plan review and/or special use permit will be required by the Planning Commission and the use will no longer be viewed as temporary.
4. Only one (1) temporary use may operate on a site at any one (1) time.
5. Temporary uses shall be located on sites so that they do not obstruct drive aisles or required parking or create other hazards. In addition, such uses may not block required pedestrian access. Additional parking or the temporary use may be required, if determined to be necessary by the Building Official.
6. Temporary uses shall take place on improved surfaces, with the exception of Christmas trees, which shall be allowed on unimproved surfaces.
7. The area devoted to the temporary use shall at all times be kept neat and orderly and not be allowed to become unsightly or a visual nuisance. Any debris, scrap material, litter, empty shelves, racks, pallets, boxes or similar material not containing display items shall be removed from the outdoor display area.
8. Requirements for temporary structures used in conjunction with a temporary use permit are listed in Section 3.15 Buildings and Structures, Temporary.
9. A temporary use, non-illuminated sign not exceeding thirty-two (32) square feet shall be allowed. The sign must be in compliance with all sign setback requirements and approved by the Zoning Administrator.

CHAPTER VI
"A" – AGRICULTURAL DISTRICT

SECTION 6.03 PERMITTED PRINCIPAL USES SUBJECT TO THE ISSUANCE OF A
 SPECIAL USE PERMIT IN ACCORDANCE WITH THE PROVISIONS OF
 CHAPTER 19:

A – K Remain unchanged.

L. Large Animal Veterinary Hospital subject to the following conditions:

1. A large animal veterinary hospital shall have a minimum lot area of five (5) acres and two hundred fifty (250) feet of frontage.

2. Buildings, pens and corrals shall have a minimum setback of one hundred (100) feet from the front lot line and twenty-five (25) feet from any rear or side lot line.
3. Signs – see 18.D 3.

CHAPTER VII
B-1 GENERAL BUSINESS DISTRICT

SECTION 8.01 PREAMBLE

Remains unchanged.

SECTION 8.02 PERMITTED USES

No building or land shall be used and not building shall be erected except for one or more of the following specific uses unless otherwise provided in this Ordinance

A. PRINCIPAL USES PERMITTED BY RIGHT.

- 1 – 5 Remain unchanged.
6. Banks, credit unions, savings and loan associations and drive-in facilities, ~~as an accessory use only~~ including automated teller machines.
7. Remain unchanged.

B. PRINCIPAL USES PERMITTED SUBJECT TO SPECIAL CONDITIONS.

Remains unchanged.

C. USES BY SPECIAL USE PERMIT.

Remains unchanged.

SECTION 8.06 REQUIRED CONDITIONS

- A. All businesses, servicing or processing , except for off-street parking, loading facilities and uses permitted with special conditions, shall be conducted within completely enclosed buildings unless otherwise permitted by this Ordinance.
- B. Remains unchanged.

- C. Remains unchanged.
- D. ~~The outdoor storage of goods or materials shall be prohibited except where specifically permitted as a special condition.~~ Outdoor storage of goods or materials.
 1. Material not for sale shall not be stored outdoors.
 2. Unless approved otherwise by the Zoning Administrator or in the site plan review process, all outdoor display of goods shall be located immediately adjacent to the storefront and not in drive aisles, loading zones, fire lanes or parking lots.
 3. The area used for outdoor display or sales shall not occur on the sides and rear of buildings and shall be limited to no more than twenty-five percent (25%) of the length of the storefront, unless increased by the Zoning Administrator after taking into account aesthetic and safety concerns or other relevant factors. In the case of a shopping center, the “storefront” shall include the entire frontage of the shopping center, meaning that the total amount of display for all the in-line tenants combined shall not exceed twenty-five percent (25%) of the aggregate store front of the overall shopping center.
 4. Gas stations are allowed to have merchandise displayed at the pump islands. This display shall not be more than four (4) feet high (unless an exception to this provision has been granted by the Zoning Administrator) nor shall it impede pedestrian or vehicular traffic.
 5. No goods shall be attached to a building’s wall surface.
 6. The height of the outdoor display shall not exceed six (6) feet, unless an exception to this provision has been granted by the Zoning Administrator.
 7. The outdoor display area shall take place on an improved surface such as a private sidewalk or pavement.
 8. No outdoor displays shall be allowed in required landscaped areas.
 9. No pedestrian obstruction. At least five (5) feet along the parking lot side of the display area shall be maintained free of obstruction to allow for pedestrians and handicap movement, such that handicapped pedestrians and others do not have to enter the parking lot or drive aisle to walk around the display.
 10. The area devoted to the outdoor display of merchandise shall at all times be kept neat and orderly and not be allowed to become unsightly or a visual nuisance. Any debris, scrap material, litter, empty shelves, racks, pallets, boxes or similar material not containing display items shall be removed from the outdoor display area.
 11. Larger outdoor temporary displays of merchandise shall be regulated with a temporary accessory use permit.

E. Remains unchanged.

CHAPTER XXX DEFINITIONS

SECTION 30.13.1

ASSISTED LIVING

A facility for persons who are unable to live independently that provides: (a) private living quarters, which may include kitchen facilities limited to a sink, refrigerator and/or microwave; (b) supervision and general care, including, but not limited to the provision of meals, housekeeping, health care; and (c) assistance with moderate activities of daily living.

SECTION 30.90.1

HOME FOR THE AGED

A supervised personal care facility, other than a hotel, adult foster care facility, hospital, nursing home, or county medical care facility that provides room, board, and supervised personal care to twenty-one (21) or more unrelated, individuals sixty (60) years of age or older.

SECTION 30.118.05

NURSING HOME

A nursing care facility, including a county medical care facility, that provides organized nursing care and medical treatment to seven (7) or more unrelated individuals suffering or recovering from illness, injury or infirmity.

SECTION 30.147.3

VETERINARY HOSPITAL OR CLINIC – LARGE ANIMAL

Any establishment maintained and operated by a licensed veterinarian for surgery, diagnosis and treatment of diseases or injuries to all size animals. Larger animals and livestock such as, but not limited to horses, cows, sheep and pigs are permitted in this classification as well as small animals including household pets.

SECTION 30.147.4

VETERINARY HOSPITAL OR CLINIC – SMALL ANIMAL

Any establishment maintained and operated by a licensed veterinarian for surgery, diagnosis and treatment of diseases or injuries to small animals, including household pets. Such an establishment may include accessory boarding facilities provided they are located inside the building. Larger animals and livestock such as, but not limited to horses, cows, sheep and pigs are not allowed in this classification.

SECTION B
PENALTY

The penalty for violation of this ordinance shall be the same as set forth in Chapter XXVI of the Charter Township of Hampton Zoning Ordinance, being Ordinance No. 36A, as amended.

SECTION C
PUBLICATION AND EFFECTIVE DATE

After adoption by the Township Board, this ordinance or a summary thereof shall be published in a newspaper circulated within the Township of Hampton, Bay County, Michigan, and shall take effect on the date of such publication.

SECTION D
REPEAL

All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION E
SEVERABILITY AND SAVINGS CLAUSE

Should any section, clause or provision of this ordinance be declared by the courts to be invalid, the same shall not affect the validity of this ordinance as a whole or any part thereof, other than the part declared to be invalid.

AYES: DeWyse, Hugo, Klass, Samyn, Wright, Close

NAYS: None

Motion carried.

Motion by Hugo seconded by Samyn that Ordinance No. 65, Medical Marijuana Ordinance, be introduced as follows:

HAMPTON CHARTER TOWNSHIP
BAY COUNTY, MICHIGAN

MEDICAL MARIHUANA FACILITEIS ORDINANCE NO. 65

An ordinance to provide a title for the ordinance, to define words; to authorize the operation of and provide regulations for medical marihuana facilities in the Charter Township of Hampton pursuant to Public Act 281 of 2016, as may be amended, to provide for an annual fee, to provide for an annual fee; to provide penalties for violation of this ordinance; to provide for severability; to repeal all ordinances or parts of ordinances in conflict therewith and to provide an effective date.

THE CHARTER TOWNSHIP OF HAMPTON
BAY COUNTY, MICHIGAN

ORDAINS:

SECITON 1
TITLE

This ordinance shall be known as and may be cited as the Charter Township of Hampton Medical Marihuana Facilities Ordinance.

SECTION 2
DEFINITIONS

Words used herein shall have the definitions as provided for in PA 281 of 2016, as may be amended.

SECTION 3
AUTHORIZED LICENSED MEDICAL MARIHUANA FACILITIES

1. The following medical marihuana facilities may be authorized by resolution to operate within the Township by the holder of a state operating license, subject to compliance with PA 281 of 2016, as may be amended, the Rules promulgated thereunder and this ordinance.

- A. Class A growers (500 marihuana plants) to be located in Agricultural or Industrial zones.
 - B. Class B growers (1,000 marihuana plants) to be located in Agricultural or Industrial zones.
 - C. Class C growers (1,500 marihuana plants) to be located in Agricultural or Industrial zones.
 - D. Processors to be located in an Agricultural or Industrial zone.
 - E. Safety compliance facilities to be in an Industrial zone.
 - F. Secure transporters to be located in an Industrial zone.
2. The Township shall accept applications for authorization to operate a medical marihuana facility within the Township. Application shall be made on a Township form and must be submitted to the Township Clerk. Once the Township Clerk receives a complete application including the initial annual medical marihuana facility fee, the application shall be submitted to the Township Board.
 3. The Application shall include a non-refundable fee to reimburse the Township for administrative costs as determined by the Township Board by resolution, which may be amended from time-to-time.
 4. The application shall consist of the following information:
 - A. The name, address, phone number and e-mail address of the proposed Permit Holder and the proposed Medical Marihuana Facility;
 - B. The names, home addresses and personal phone numbers of all owners, directors, officers and managers of the Permit Holder and the Medical Marihuana Facility;
 - C. Fourteen (14) copies of all of the following:
 - 1) All documentation showing the proposed Permit Holder's valid tenancy, ownership or other legal interest in the proposed Permitted Property and Permitted Premises. If the Applicant is not the owner of the proposed Permitted Property and Permitted Premises, a notarized statement from the owner of such property authorizing the use of the property for a Commercial Medical Marihuana Facility.
 - 2) If the proposed Permit Holder is a corporation, non-profit organization, Limited Liability Company or any other entity other than a natural person, indicate its legal status, attach a copy of all company formation documents

(including amendments), proof of registration with the State of Michigan, and a certificate of good standing.

- 3) A valid, unexpired driver's license or state issued ID for all owners, directors, officers and managers of the proposed Facility.
- 4) Evidence of a valid sales tax license for the business if such a license is required by state law or local regulations.
- 5) Application for Sign Permit, if any sign is proposed.
- 6) Business and Operations Plan *which the applicant, if authorized to operate within the Township, shall be required to follow*, showing in detail the Medical Marihuana Facility's proposed plan of operation, including without limitation, the following:
 - i. A description of the type of Facility proposed and the anticipated or actual number of employees including a staffing plan; and projected or actual gross receipts.
 - ii. A security plan which shall include a general description of the security system(s), lighting, alarms, barriers, recording and monitoring devices, current centrally alarmed and monitored security system service agreement, and security guard arrangements for the proposed Permitted Premises, and confirmation that those systems will meet State requirements and be approved by the State prior to commencing operations.
 - iii. A description by category of all products and/or services to be included in the proposed facility.
 - iv. A list of Material Safety Data Sheets for all nutrients, pesticides, and other chemicals proposed for use in the Medical Marihuana Facility.
 - v. A description and plan for all equipment and methods that will be employed to stop any impact to adjacent uses, including enforceable assurances that no odor will be detectable from outside of the Permitted Premises.
 - vi. A plan for the disposal of Marihuana and related byproducts that will be used at the Facility.
 - vii. An identification of any business that is directly or indirectly involved in the growing, testing, transporting or sale of Marihuana for the facility.
 - viii. Whether any applicant has ever applied for or has been granted any commercial license or certificate issued by a licensing authority in Michigan or any other jurisdiction that has been denied, restricted, suspended, revoked, or not renewed and a

- statement describing the facts and circumstances concerning the application, denial, restriction, suspension, revocation, or nonrenewal, including the licensing authority, the date each action was taken, and the reason for each action.
- ix. A site plan and interior floor plan of the Permitted Premises which shall also be subject to site plan review by the planning commission.
 - x. Information regarding any other Medical Marijuana Facility that the Licensee is authorized to operate in any other jurisdiction within the State, or another State, and the Applicant's involvement in each Facility.
 - xi. Written consent by the applicant, the permit holder, or its owner, officers, managers, and agents for any state or local law enforcement or Authorized Township Officials to conduct random, unannounced inspections, examinations, and searches of the facility, its contents, records, documents and all articles of property to ensure compliance with the ordinances of this Township.
 - xii. Proof of financial responsibility for bodily injury including proof of adequate liability and casualty insurance.
 - xiii. Financial statements including actual bank statements and any required state auditor's report.
 - xiv. Total amount of capitulation and sources of that capital.
 - xv. A signed release authorizing the Township to conduct a criminal background check on the applicant, the permit holder, and its owner, officers, managers, and agents.
 - xvi. A patient education plan if applicable.
 - xvii. A health plan for employees and patients including a sanitation plan demonstrating how the waste from marijuana will be disposed of.
 - xviii. All information provided to the appropriate regulatory agency or agencies to apply for licensing in the State of Michigan.
 - xix. The prior general business management experience of the applicant especially in the proposed field of operation.
 - xx. The sources and total amount of capitalization to operate and maintain the proposed facility
 - xxi. Whether the applicant has filed bankruptcy in the last seven years.

- xxii. Whether the applicant has been served with a complaint or other notice of any tax required under any jurisdiction that has been delinquent for one or more years.
 - xxiii. Whether the applicant has been noncompliant with any regulatory requirements in any jurisdiction.
 - xxiv. Whether the applicant has been noncompliant with the MMMA (Michigan Medical Marihuana Act).
- D. Any other information reasonably requested by the Township to be relevant to the processing or consideration of the Application.
- E. The applicant shall also be required to provide all material changes and updates in any information submitted to the Township. Failure to do so may result in a revocation of the licensed issued by the Township.
5. The Township may authorize by resolution *on a case by case basis* an applicant to operate a medical marihuana facility subject to the additional requirements of the Charter Township of Hampton Zoning Ordinance based on the following standards:
- A. The economic development benefits the Charter Township of Hampton including but not limited to the number of jobs created and the increase in state equalized value.
 - B. The prior general business management experience and reputation of the applicant in general and especially in the proposed field of operation including but not limited to a history of licenses obtained in other jurisdictions.
 - C. The applicant's sources and total amount of capitalization to operate and maintain the proposed marihuana facility.
 - D. Whether the applicant has filed or had filed against it, a proceeding for bankruptcy within the past seven years.
 - E. Whether the applicant has been served with a complaint or other notice file with any public body regarding payment of any tax required under any jurisdiction that has been delinquent for one or more years.
 - F. Whether the applicant has been noncompliant with any regulatory requirements in any jurisdiction.
 - G. The integrity, moral character, and reputation both personal and in business of the applicant including the prior criminal history.
 - H. The applicant's interest in the local community.
 - I. The business plan submitted by the applicant.

- J. The security plan submitted by the applicant.
- K. The applicant's prior history of compliance with the MMMA (Michigan Medical Marihuana Act).
- L. The applicant's ability to meet health and safety standards.
- M. The financial ability of the applicant to obtain insurance in all aspects of the proposed activity especially liability and casualty insurance.
- N. The applicant's type of service and product.
- O. Any other information reasonably relevant to the processing or consideration of the Application.

SECTION IV
GENERAL REGULATIONS REGARDING
AUTHORIZED MEDICAL MARIHUANA FACILITIES

1. An authorized medical marihuana facility shall only be operated within the Township by the holder of a state operating license issued pursuant to PA 281 of 2016, as may be amended, and the Rules promulgated thereunder. The facility shall only be operated as long as the state operating license remains in effect.
2. Prior to operating an authorized medical marihuana facility within the Township pursuant to a state operating license, the facility must comply with all Township zoning ordinance regulations and pay all corresponding fees. The facility shall only be operated as long as it remains in compliance with all Township zoning ordinance regulations.
3. Prior to operating an authorized medical marihuana facility within the Township pursuant to a state operating license, the facility must comply with all Township construction and building ordinances, all other Township ordinances specifically regulating medical marihuana facilities, and generally applicable Township police power ordinances. The facility shall only be operated as long as it remains in compliance with all such ordinances now in force or which hereinafter may be established or amended.
4. An authorized medical marihuana facility shall consent to inspection of the facility by Township officials and/or the County Sheriff's Department, upon reasonable notice, to verify compliance with this ordinance.
5. If at any time an authorized medical marihuana facility violates this ordinance the Township Board may immediately revoke or not renew the Township authorization.
6. It is hereby expressly declared that nothing in this ordinance be held on construed to give or grant to any authorized medical marihuana facility a vested right, license, privilege or permit to continued authorization from the Township for operations within the Township.

7. The Township expressly reserves the right to amend or repeal this ordinance in any way including but not limited to complete elimination of or reduction in the type and/or number of authorized medical marihuana facilities authorized to operate within the Township.

SECTION V
ANNUAL MEDICAL MARIHUANA FACILITY FEE

There is hereby established an annual nonrefundable Township marihuana facility fee which will be established by the Township Board by resolution and amended from time to time, for each authorized medical marihuana facility within the Township, to help defray administrative and enforcement costs associated therewith. An initial annual medical marihuana facility fee as established by Township Board resolution shall be payable each year by the anniversary of the date of full Township authorization to operate the medical marihuana facility.

SECTION VI
VIOLATIONS AND PENALTIES

1. Any person who disobeys, neglects or refuses to comply with any provision of this ordinance or who causes, allows or consents to any of the same be deemed to be responsible for the violation of this ordinance. Each day during which any violation continues shall be deemed a separate offense.
2. A violation of this ordinance is a misdemeanor punishable by up to ninety (90) days in jail and/or five hundred dollars (\$500) in fines, in the discretion of the Court. Additionally, violation of this Ordinance will result in termination of the license or permit granted hereunder by the Charter Township of Hampton and result in immediate forfeiture of said operating privilege, should the Township Board determine that is an appropriate remedy.

SECTION VII
SEVERABILITY

The provisions of this ordinance are hereby declared to be severable. If any clause, sentence, word, section or provision is hereafter declared void nor unenforceable for any reason by a court of competent jurisdiction, it shall not affect the remainder of such ordinance which shall continue in full force and effect. The provisions herein shall be construed as not interfering or conflicting with the statutory regulations for licensing medical marihuana facilities pursuant to PA 281 pf 2016, as may be amended.

SECTION VIII
REPEAL

All ordinance or parts of ordinances in conflict herewith are hereby repealed.

SECTION IX
EFFECTIVE DATE

This ordinance shall take effect immediately after publication.

AYES: Hugo, Samyn, Klass, DeWyse, Wright, Close

NAYS: None

Motion carried.

ATTORNEY REPORT:

Hewitt had no report.

ENGINEER REPORT:

Bartow was not present.

STANDING COMMITTEE REPORTS:

There were no standing committee reports.

OFFICER/TRUSTEE REPORTS:

Motion by DeWyse seconded by Hugo to receive the November financial reports.

AYES: DeWyse, Hugo, Klass, Samyn, Wright, Close

NAYS: None

Motion carried.

TREASURER -	12/04/17 – 12/08/17	Water Fund	\$ 14,946.39
		Building Fund	2,152.00
		General Fund	124,909.41
		Tax Fund	<u>168,870.20</u>
			\$ 310,878.00

12/11/17 – 12/15/17	Water Fund	\$ 2,549.35
	Building Fund	3,094.00
	General Fund	4,904.37
	Tax Fund	<u>200,821.95</u>
		\$ 211,369.67

Motion by Hugo seconded by DeWyse that the Treasurer Revenue reports and 4th quarter investments reports be received.

AYES: Hugo, DeWyse, Klass, Samyn, Wright, Close

NAYS: None

Motion carried.

TRUSTEES - Hugo addressed nice job by the DPW on the roads after the first snow.

SUPERVISOR - Addressed Water Advisory meeting and new Lead & Copper sub-committee.

OPEN TO THE PUBLIC:

Danny Kerr, 312 W. Borton Road, addressed need for a street light on the entrance to Kerr Lane (between Knight & Finn on Borton).

Public portion of the meeting was closed.

DeWyse addressed the filing of the trustee vacancy.

Motion by Hugo seconded by DeWyse that the meeting adjourn. Motion carried. The meeting adjourned at 7:26 p.m..

Respectfully submitted:

Pamela J. Wright, Clerk

Teresa Close, Supervisor