

CHARTER TOWNSHIP OF HAMPTON
REGULAR MEETING
AUGUST 26, 2019

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

ABSENT: None

ALSO PRESENT: Benchley, Hewitt & 12 people in audience

Motion by Hugo seconded by Klass that the minutes of the August 12, 2019 regular meeting be approved as printed and that the reading of the minutes be waived. Motion carried.

COMMUNICATIONS:

Motion by Hugo seconded by Wisniewski that the Police Report for July 2019, the Fire Report for July 2019, and the DPW Reports for June & July 2019 be received. Motion carried.

AUDITORS REPORT:

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

#46103 – 446156	General Fund	\$ 90,865.38
#3154	Building Fund	35.56
#1129 - #1130	Road Fund	33,073.45
#3954 - #3960	Sewer Fund	61,914.33
#6639 - #6650	Tax Fund	392,540.70
#1656 - #1662	Water Fund	<u>362,106.04</u>
		\$ 940,535.46

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

NAYS: None

Motion carried.

OPEN TO THE PUBLIC:

Attorney representing Root Weaver addressed the Board asking that they vote not to repeal the Medical Marihuana Ordinance.

Mark Weaver, addressed the Board on his plans to grow 14 acres of hemp next year if the medical marihuana ordinance is repealed.

Linda Weaver, addressed the Board on not rescinding the medical marihuana ordinance – “don’t force us to become hemp farmers”.

Public portion of the meeting was closed.

UNFINISHED BUSINESS:

There was no unfinished business.

NEW BUSINESS:

Motion by Hugo seconded by Wisniewski that Ordinance No. 65-2, repealing the Medical Marihuana Ordinance, be adopted as follows:

CHARTER TOWNSHIP OF HAMPTON
ORDINANCE NO. 65-2
MEDICAL MARIHUANA FACILITIES REPEALING ORDINANCE

NOW THEREFORE, THE BOARD OF TRUSTEES FOR THE CHARTER TOWNSHIP OF HAMPTON, BAY COUNTY, MICHIGAN HEREBY ORDAINS:

SECTION I
TITLE

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

SECTION II
REPEAL OF LICENSED MEDICAL MARIHUANA FACILITIES ORDINANCE 65

The Charter Township of Hampton having exercised its lawful right to opt out of the allowance for recreational marihuana pursuant to Initiated Law I of 2018, and further in contemplation of the possibility that recreational marihuana might be available for growing, processing, testing, and transportation, or purchase or sale by licensed medical marihuana facilities, and such activity being inconsistent and incompatible with the Township’s decision to so opt out of recreational marihuana, the Township hereby repeals the Medical Marihuana Facilities Ordinance 65 and 65-1.

SECTION III
SEVERABILITY

The provisions of this Ordinance are hereby declared to be severable. If any clause, sentence, word, section or provision is hereafter declared void or 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.

SECTION IV
REPEAL

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

SECTION V
EFFECTIVE DATE

This Ordinance shall take effect thirty (30) days after publication.

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

NAYS: None

Motion carried.

Motion by Hugo seconded by Wisniewski that effective October 1, 2019 the transfer station will be closed on Tuesdays and open 9:00 am. until 2:00 p.m. on Saturday. Motion carried.

Motion by DeWyse seconded by Klass that the request for a mid-year audit be tabled. Motion carried.

Motion by Hugo seconded by Klass to appoint a Committee and have the Planning Commission look to update the sections of the zoning ordinance dealing with accessory buildings and nuisance parking. Motion carried.

Motion by DeWyse seconded by Wisniewski to that the request to update the Blight Ordinance be tabled. Motion carried.

Motion by Wisniewski seconded by Hugo to table the Root Weaver application for a medical marihuana grow until after the Planning Commission makes a decision on the special use permit request. Motion carried.

OFFICER/TRUSTEE REPORTS:

Motion by DeWyse seconded by Hugo that the July 1, 2019 – July 31, 2019; and the August 1, 2019 – August 16, 2019 revenue reports be received from the Treasurer.

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

NAYS: None

Motion carried.

Supervisor addressed the Board on the Wiedyk property complaint at the last meeting; Henricks has begun work at the Finn Road Park; working to have the tractor with the brush hog repaired; force main leak on Burns Street in Essexville; New Hope Bay/Meijer traffic study complete; street light installed in Jack's parking lot; future "chipping" by the township – short staffed and having issues with chipper – need to think about how we want to continue in the future; public safety millage ending in 2020.

Hugo thanked the Public Safety Department for the help with the bunker fire at Consumers Energy over the week-end.

OPEN TO THE PUBLIC:

Russ Gorski, addressed accessory building ordinance.

Public portion of the meeting was closed.

Motion by Hugo seconded by Wisniewski that the meeting adjourn. Motion carried. The meeting adjourned at 8:05 p.m..

Respectfully submitted:

Pamela J. Wright, Clerk

Terri Close, Supervisor