

AGENDA
HAYES TOWNSHIP BOARD OF TRUSTEES
7:00p.m. December 12, 2022
Hayes Township Hall
9195 Major Douglas Sloan Road
Charlevoix, Michigan 49720
ZOOM

<https://us02web.zoom.us/j/81509950683?pwd=VTJSNWxBU0cxQnJpbkROTC8rQmpLdz09>

Meeting ID: 815 0995 0683

Passcode: 593988

+1 646 931 3860 US

1. Call to Order
2. Pledge of Allegiance
3. Review and Approval of Agenda
4. Public Comments
5. Approval of Regular Meeting Minutes of November 14, 2022
6. Treasurers Report
7. Clerks Report: Approval of Warrants
8. Reports: County Commissioner, Zoning Administrator, Planning Commission, Zoning Board of Appeals, Parks and Recreation, Trustee's, and Supervisor Reports.

NEW BUSINESS

9. State of Michigan Department of Police 2022 Forfeiture Report
10. Sexton Position Applications
11. Zoning Board of Appeals Resignation/Appointment
12. Board of Review Appointments (2-year terms ending 12/31/24 per the State of Michigan)
13. 2023 Board of Trustees Proposed Meeting Dates
14. Public Comment
15. Board of Trustee Comment

ADJOURN MEETING

To best facilitate a hybrid meeting (in person as well as ZOOM) for the public, please adhere to the following guidelines:

In person attendance

1. Doors to the hall will open at 6:45 pm
2. Please voluntarily provide a name for the record
3. Please hold all comments until the appropriate designated public comment agenda item
4. To maintain an orderly meeting while providing opportunity for the public to be heard, Deputy Clerk will call names in appropriate order
5. We ask that you voluntarily state your name for the record
6. Direct all comments to the BOT
7. Keep comments brief and to the point (3 minutes per person); deputy clerk will advise when time is up
8. Do not speak while others are speaking
9. Minutes may not be yielded to other speakers
10. Be respectful- abusive language will not be tolerated.

Via ZOOM attendance

1. Upon signing into the meeting, please voluntarily provide a name for the record
2. All ZOOM participants will be admitted from the waiting room prior to the start of the meeting
3. All ZOOM participants will remain muted until called on during the appropriate designated public comment agenda item
4. Please raise your hand to be called on during public comments
5. Direct all comments to the BOT
6. Keep comments brief and to the point (3 minutes per person); participant will be muted at 3 minutes
7. Minutes may not be yielded to other speakers.
8. Be respectful- abusive language will not be tolerated.

HAYES TOWNSHIP
BOARD OF TRUSTEES REGULAR MEETING
NOVEMBER 14, 2022, 7:00 PM
HAYES TOWNSHIP HALL
09195 MAJOR DOUGLAS SLOAN RD
CHARLEVOIX, MICHIGAN 49720
ZOOM 810 0808 9467

The November 14th, 2022, meeting of the Hayes Township Board was called to order by Supervisor Ron VanZee at 7:00 pm.
Board members present were Matt Cunningham (Trustee), Julie Collard (Treasurer), Doug Kuebler (Trustee), Kristin Baranski (Clerk), April Hilton (Deputy Clerk/Recording Secretary), and Ron VanZee (Supervisor).
Audience Members signed in: Tom Darton, Tim Boyko, Deb Narten, Danielle Hutcheson, LuAnne Kozma, Ellis Boal, Greg Denzinger, Roy Griffiths, Paul Zardus, Malum Czednowski, David Zipp, Jerry Simpson, Janet Simon, Diane McMahon, Jim McMahon, Shelly VanWart, and David Kemme.

CALL TO ORDER

Supervisor Ron VanZee called the meeting to order at 7:00 pm.

PLEDGE OF ALLEGIANCE

REVIEWED & APPROVED AGENDA

Mr. Kuebler made a motion, supported by Mr. Cunningham, to approve the agenda as presented.

Yays: Matt Cunningham, Julie Collard, Doug Kuebler, Ron VanZee, and Kristin Baranski.

Nays: None Motion Carried

PUBLIC COMMENTS UNRELATED TO AGENDA ITEMS

Public comment opened and closed at 7:01.

Comments included:

- Resident inquired about the state police being called on Tuesday November 8th, 2022, during the election.

Closed at 7:07

APPROVAL OF OCTOBER 10TH, 2022 BOT MINUTES

Ms. Baranski made a motion, supported by Mr. Kuebler to approve the October 10th, 2022, Board of Trustees minutes as presented.

Yeas: Matt Cunningham, Julie Collard, Ron VanZee, Doug Kuebler, and Kristin Baranski.

Nays: None Motion Carried

HAYES TOWNSHIP
BOARD OF TRUSTEES REGULAR MEETING
NOVEMBER 14, 2022, 7:00 PM
HAYES TOWNSHIP HALL
09195 MAJOR DOUGLAS SLOAN RD
CHARLEVOIX, MICHIGAN 49720
ZOOM 810 0808 9467

APPROVAL OF OCTOBER 24TH, 2022 SPECIAL BOT MEETING MINUTES

Mr. Kuebler made a motion, supported by Ms. Baranski to approve the October 24th, 2022, special Board of Trustees meeting minutes as Presented.

Yeas: Kristin Baranski, Julie Collard, Ron VanZee, Doug Kuebler.

Sustained: Matt Cunningham

Nays: None **Motion Carried**

TREASURERS REPORT

Ms. Collard presented a written report reporting all Hayes Township account balances.

CLERKS REPORT: APPROVAL OF WARRANTS

Treasurer, Ms. Baranski, presented the warrants in the amount of \$50,312.18.

Ms. Baranski made a motion, supported by Ms. Collard, to approve Township warrants in the amount of \$50,312.18. A roll call was taken.

Yeas: Matt Cunningham, Julie Collard, Doug Kuebler, Ron VanZee, and Kristin Baranski.

Nays: None **Motion Carried**

Ms. Baranski made a motion, supported by Mr. Kuebler, to approve from the road fund \$50,000 to the Charlevoix Road Commission for Upper Bayshore Contribution. A roll call was taken.

Yeas: Matt Cunningham, Julie Collard, Doug Kuebler, Ron VanZee, and Kristin Baranski.

Nays: None **Motion Carried**

Mr. Kuebler made a motion, supported by Mr. Cunningham, to approve the listing of the Sexton position, at an hourly rate. Jerry Simpson will be compensated \$500.00 for September and October. A roll call was taken.

Yeas: Matt Cunningham, Doug Kuebler, Ron VanZee, and Kristin Baranski.

Nays: Julie Collard **Motion Carried**

COUNTY COMMISSIONER REPORT

NA

HAYES TOWNSHIP
BOARD OF TRUSTEES REGULAR MEETING
NOVEMBER 14, 2022, 7:00 PM
HAYES TOWNSHIP HALL
09195 MAJOR DOUGLAS SLOAN RD
CHARLEVOIX, MICHIGAN 49720
ZOOM 810 0808 9467

PARKS AND REC. REPORT

Ms. Collard presented the Parks and Rec. Report, full report is available at the Township Hall.

TRUSTEE:

Mr. Cunningham reported that the Skid Pier has been removed, suggested having a pad eye welded onto the Skid Pier for easier removal.

PLANNING COMMISSION

Mr. Cunningham presented Planning Commission report. The next Planning Commission meeting is November 15th, 2022.

ZONING BOARD OF APPEALS

Meet on October 24th 2022 to approve prior meeting minutes. No scheduled meetings.

ZONING ADMINISTRATOR REPORT

Ron VanZee presented an oral Zoning Administrator Report.

SUPERVISOR REPORT:

Mr. VanZee presented an oral Supervisor Report.

The Board of Trustees supports the Planning Commissions decision to review the Master Plan and the required letters of intent have been filed to the require agencies.

PUBLIC COMMENTS: Public comments opened at 8:06 pm.

Comments included:

- Resident asked for clarification on the notice of intent sent to amend the Master Plan.
- Resident spoke regarding two recently appealed ZBA decisions.
- Residents ask for clarification on who makes the decision to amend the Master Plan, the Board of Trustees or Planning Commission.

Public comments closed at 8:13 p.m.

HAYES TOWNSHIP
BOARD OF TRUSTEES REGULAR MEETING
NOVEMBER 14, 2022, 7:00 PM
HAYES TOWNSHIP HALL
09195 MAJOR DOUGLAS SLOAN RD
CHARLEVOIX, MICHIGAN 49720
ZOOM 810 0808 9467

103

104 **CORRESPONDENCE:**

105 Written charges from LuAnne Kozma for a public hearing to remove Doug Kuebler from the
106 Zoning Board of Appeals for failure to recuse himself.

107 The Board of Trustees unanimously disagreed with the request of written charges.

108 No motion was made, no public hearing will be held.

109

110

111 **ADJOURNMENT:** Mr. Kuebler made a motion, supported by Mr. Cunningham, to adjourn at

112 8:15 p.m.

113 Yeas: Matt Cunningham, Julie Collard, Ron VanZee, Doug Kuebler and Kristin Baranski.

114 Nays: None **Motion Carried**

115

116

117 Respectfully Submitted,

118

119 April Hilton

120 Hayes Township Deputy Clerk/Recording Secretary

December 2022 Treasurer Report

(As of December 5, 2022)

Charlevoix State Bank

1. General Fund-\$375,176.91

(\$165,176.91 available, \$210,000 Recommended Reserve)

2. Tax Account-\$71,860.79 *(restricted Treasury Funds)*

3. Township Warrant Checking-\$25,258.82

4. Pantry-\$4,147.79

5. ARPA (restricted funds)-\$202,020.56

6. Fundraising Account-\$2,318.43

7. EMS Construction Account (restricted funds)-\$ 619, 890.81

Forefront

8. Metro Account Revenue Sharing-\$66,399.36

9. Prime Share Account-\$134.59

Horizon Bank

10. Road Fund (RESTRICTED ROAD FUNDS)-\$141,161.43

Type	Name	Memo	Amount
101 Char. State Bank Check 2643			
Check	US BANK	COPIER	-322.59
Check	VISA	CRASHPLAN,ZOOM,SUPPLIES,PARK, FOOD BANK	-2,201.71
Check	B&G ENTERPRISES	HALL, FIRE BARN, PARK REPAIR	-360.00
Check	GREAT LAKES ENERGY	HALL/FIRE BARN/UNDINE/STREET LIGHTS/PARK	-722.71
Check	CHARTER COMMUNICATIONS	MODEM CHARGES/TELEPHONE	-93.52
Check	MITCHELL GRAPHICS	NEWSLETTER	-450.00
Check	COMMON ANGLE	NETWORK SUPPORT WEBSITE	-168.75
Check	QUILL	SUPPLIES	-277.94
Check	BOYNE COUNTRY PROPANE	HALL/FIRE BARN	-694.91
Check	FERGUSON AND ASSOCIATES	LEGAL DESCRIPTION ZONING	-150.00
Check	PARKER HARVEY LAW	GENERAL MATTERS/KOZMA/GRAVEL PIT	-4,752.54
Check	IRS	38-2352841	-206.36
Check	STATE OF MICHIGAN	38-2352841	-6.86
Check	IRS	38-2352841	-4,344.26
Check	STATE OF MICHIGAN	38-2352841	-686.77
Paycheck	ALISA ABINEY	11/01/2022-11/31/2022	-2,220.51
Paycheck	STEVE BULMANN	11/01/2022-11/31/2022	-68.38
Paycheck	APRIL HILTON	11/01/2022-11/31/2022	-921.32
Paycheck	MARILYN MOREHEAD	11/01/2022-11/31/2022	-65.50
Paycheck	DEREK BURNETT	11/01/2022-11/31/2022	-103.62
Paycheck	ROY GRIFFITTS	11/01/2022-11/31/2022	-93.17
Paycheck	JULIE COLLARD	11/15/2022-12/16/2022	-2,552.51
Paycheck	RON VAN ZEE	11/15/2022-12/16/2022	-3,896.48
Paycheck	KRISTIN BARANSKI	11/15/2022-12/16/2022	-2,775.21
Paycheck	MATTHEW B. CUNNINGHAM	11/15/2022-12/16/2022	-388.74
Paycheck	THOMAS DARNTON	11/01/2022-11/31/2022	-33.94
Paycheck	DOUGLAS KUEBLER	11/15/2022-12/16/2022	-329.00
Paycheck	ARTHUR BAJOS	11/01/2022-11/31/2022	-68.38
Paycheck	LESLIE CUNNINGHAM	11/01/2022-11/31/2022	-44.05
Paycheck	LAURA WHITE	11/01/2022-11/31/2022	-44.05
Paycheck	PAUL ZARDUS	11/01/2022-11/31/2022	-40.22
Check	GATEHOUSE MEDIA	PUBLICATIONS	-271.84

Type	Name	Memo	Amount
			-29,355.84
			-29,355.84

Total 101 Char. State Bank Check 2643

TOTAL

Installment	EMS BUILDING	Offset with Lease Payment	10248.13
Construction	EMS BUILDING	EMS Building Account	144,018.29

**HAYES TOWNSHIP
ZONING ADMINISTRATOR REPORT
December 2022**

Zoning Permits:

1. 09339 Quarterline Road, 40' x 72' accessory structure.
2. 06455 Nine Mile Point, 225 lineal feet of 5' high fence.

Working with applicants seeking Special Use Permit for public campground on corner of Stephens and Dalton Roads. Planning Commission has scheduled Public Hearing for December 20, 2022 however all documentation has not been received. Applicant has ask to postpone public hearing to allow more time for documentation.

Resolved issue of construction without zoning permit on Pincherry Road. Owner removing structure.

Working with property owners on corner of Shrigley Road and Major Douglas Sloan Road concerning blight issues.

Resolved blight and illegal occupancy violation on North Townline Road.

Received and review application for variance on property located at 07644 Indian Trails. Waiting for Architectural Review Committee approval.

Working with applicant for rezoning a portion of property from industrial to agricultural. 15-007-111-002-00.

Several site visits for compliance with zoning permits.

Normal number of calls concerning future zoning permit activity, ie. setbacks, height restrictions mixed uses.



STATE OF MICHIGAN
DEPARTMENT OF STATE POLICE
LANSING

GRETCHEN WHITMER
GOVERNOR

COL. JOSEPH M. GASPER
DIRECTOR

December 6, 2022

Dear Colleague:

The Uniform Forfeiture Reporting Act, MCL 28.111 to 28.117, requires each reporting agency to submit information to the Michigan Department of State Police (MSP) summarizing the reporting agency's activities for the previous calendar year regarding forfeiture of property under the following sections of law:

- Public Health Code (Controlled Substances)
- Identity Theft Protection Act
- Revised Judicature Act of 1961 – MCL 600.4701 to 600.4709 (Omnibus)
- Public Nuisance MCL 600.3801 to 600.3840

Activities regarding forfeiture of property under a section of law that is not listed above are not to be reported. For purposes of this act, MCL 28.117 defines a "reporting agency" to be one of the following:

- If property is seized by or forfeited to a local unit of government, that local unit of government is a reporting agency. A local unit of government is defined by the act as a village, city, township, or county.
- If property is seized by or forfeited to the state of Michigan, the state department or agency effectuating the seizure or forfeiture is the reporting agency.

The instructions and online survey links can be found on the [MSP Grants and Community Services website](https://www.michigan.gov/msp/divisions/grantscommunityservices) (<https://www.michigan.gov/msp/divisions/grantscommunityservices>). Select the Byrne JAG & RSAT link on that page to connect to the asset forfeiture survey forms. **Please note, once the form has been filled out and submitted online, the data is automatically transmitted to the MSP. There will then be an opportunity for you to request a copy of the report for your records.**

Asset forfeiture reports must be submitted to the MSP before February 1, 2023. A reporting agency that did not engage in any forfeitures during the reporting period (e.g., did not effectuate a forfeiture proceeding or did not receive or share any real property, money, or other personal property through a forfeiture proceeding) **must still submit a (null) report.** To submit a null report, complete page one of the survey (the identification section), then click next at the bottom of the page to submit the report.

This reporting period is January 1, 2022, through December 31, 2022. Property forfeited during this reporting period but seized prior to February 1, 2016, is not to be included in this year's forfeiture report.

Should you have questions or need assistance regarding submission of the report, please contact Mr. Brian Peacock at peacockb@michigan.gov or 517-449-2985.

Sincerely,

 Digitally signed by
Nancy Becker Bennett
Date: 2022.12.06
15:38:10 -05'00'

Nancy Becker Bennett, Director
Grants and Community Services Division

REPORTING AGENCY'S ANNUAL ASSET FORFEITURE REPORT FILING INSTRUCTIONS

This report is available only as an online survey on the [MSP Grants and Community Services website](https://www.michigan.gov/msp/divisions/grantscommunityservices) (<https://www.michigan.gov/msp/divisions/grantscommunityservices>). Click on "Byrne JAG & RSAT" and then click on "2023 Asset Forfeiture Report" to complete and submit the report.

Note: Asset forfeiture reporting requirements have changed significantly since 2016. Please read all filing instructions prior to completing the 2023 Asset Forfeiture Report.

General Reporting Requirements

- The [Uniform Forfeiture Reporting Act](#), MCL 28.111 to 28.117, requires each reporting agency to submit a report to the Michigan Department of State Police (MSP) summarizing the reporting agency's activities for the previous calendar year regarding the forfeiture of property under the following sections of law:
 - Public Health Code MCL 333.7521 to 333.7533 (Controlled Substances)
 - Identity Theft Protection Act MCL 445.79d (Identity Theft)
 - Revised Judicature Act of 1961 MCL 600.3801 to 600.38340 (Public Nuisance)
 - Revised Judicature Act of 1961 MCL 600.4701 to 600.4709 (Omnibus)
- Do not report activities regarding forfeiture of property under a section of law that is not listed above.
- "Reporting agency" is defined by MCL 28.117 to mean one of the following:
 - If property is seized by or forfeited to a local unit of government, that local unit of government is a reporting agency. "Local unit of government" means a county, township, city, or village.
 - If property is seized by or forfeited to the State of Michigan, the state department or agency effectuating the seizure or forfeiture is the reporting agency.
- This reporting period began January 1, 2022, and ends December 31, 2022. Reporting is now submitted based upon the calendar year.
- Only report seizures of property that occurred on or after February 1, 2016. Property forfeited during this reporting period but seized prior to February 1, 2016, shall not be included in this forfeiture report.

Section I: Identification—Mandatory for all units of government [MCL 28.112\(1\)](#) and [MCL 28.113](#)

- All reporting agencies must file an asset forfeiture report with the MSP before February 1, 2023.
- A reporting agency that did not engage in any forfeitures during the reporting period (e.g., did not effectuate a forfeiture proceeding, did not receive or share any real property, money, or other personal property through a forfeiture proceeding) must still file a report.
 - A reporting agency that did not engage in any forfeiture during the report period must complete Section I, check the box acknowledging that the reporting agency had no forfeitures to report, and file an online "null" report with the MSP before February 1, 2023.

Section A: Number of Forfeiture and Public Nuisance Proceedings [MCL 28.112\(1\)\(a\)–\(f\)](#)

- A1. Forfeiture Proceedings Instituted in Circuit Court: Report the number of forfeiture proceedings instituted by the reporting agency in circuit court. **Note:** Only report proceedings for which the seizure of property occurred on or after February 1, 2016, and that were instituted in the circuit court during the reporting period.
- A2. Forfeiture Proceedings Concluded in Circuit Court: Report the number of forfeiture proceedings instituted by the reporting agency that were concluded in the circuit court. **Note:** Only report proceedings for which the seizure of property occurred on or after February 1, 2016, and that were concluded during the reporting period.

Dear Supervisor Vanzee,

I am going to resign as a member of the Zoning Board of Appeals. With my commitments as a husband, father, business owner, and County Commissioner I feel it's time to step back from the ZBA. It has been a pleasure serving; thank you for the opportunity.

Sincerely,

Robert J. Jess

Hayes Township 2023 Board of Trustee Meeting Dates

All meetings are held on the second Monday of each month at 7pm

**Hayes Township Hall
9195 Major Douglas Sloan Road**

January 9th, 2023

February 13th, 2023

March 13th, 2023

April 10th, 2023

May 8th, 2023

June 12th, 2023 (Annual Budget Meeting 6pm, Regular BOT 7pm)

July 10th, 2023

August 14, 2023

September 11th, 2023

October 9th, 2023

November 13th, 2023

December 11th, 2023

Northern Michigan Shores Property Owners Association

6865 9 Mile Pointe Drive

Charlevoix, MI 49720

November 28, 2022

Hayes Township Master Plan Focus Group

Hayes Township Planning Commission

Hayes Township Board of Trustees

Hayes Township Hall

9195 Major Douglas Sloan Road

Charlevoix, MI 49720

Dear Focus Group, Planning Commission, and Board of Trustee Members,

As the Hayes Township Master Plan Focus Group is meeting soon, the Board of Directors of the Northern Michigan Shores Property Owners Association is writing this letter to express our concerns regarding the Hayes Township Master Plan. At this time our letter will focus on two specific areas of the Rieth-Riley property; Parcel 007-102-001-00, referred to as the current greenbelt area, and the gravel pit.

The greenbelt area, parcel 007-102-001-00, contains a narrow strip of property that runs the southern length of Michigan Shores from US-31 to the turn-around at the eastern end of 9 Mile Pointe Drive. Much of the greenbelt is located above Michigan Shores. This greenbelt also includes the seldom-used road that begins at the Rieth-Riley gravel pit and ends at Lake Michigan where the previous diesel engine water pump was located.

In the best interests of our community, our preference for the entire greenbelt including the road is to have it zoned Conservation Reserve (CR). This zoning would preserve the current natural, forest resources. This greenbelt currently offers some buffering for Michigan Shores from the gravel pit and any future activity. The road, as part of this Conservation Reserve, would preclude a through-road into the adjacent property to the east of Michigan Shores.

The Rieth-Riley gravel pit is a more complex challenge to Michigan Shores. A certified, professional geologist must be retained to determine the future zoning of this gravel pit area because of the hazards of re-using this area for industrial or other purposes. There are severe issues regarding the safety of the groundwater for Michigan Shores and Lake Michigan. We are also concerned about air quality in the immediate area as this area was mined for sand for many years. Sand has silica, which during extraction can lead to airborne silica dust coming from the

open areas of the mine. Silica is a human carcinogen and also causes silicosis. An in-depth study by a certified geologist would be highly recommended to determine future zoning for this old, gravel pit to safeguard the safety of Michigan Shores and Lake Michigan.

Overall, we believe we have legitimate concerns about the impact of future zoning of these parcels on the property and residents within Michigan Shores.

Thank you for your consideration of our concerns.

Sincerely,

Nancy Simon, President, lifecoachsimon@gmail.com
Ruth Augustine, Vice-President, raaugustine@gmail.com
Sarah Wolf, Treasurer, nmospa@gmail.com
Karen Wooster Secretary
Melvin Czechowski, Director, mhczechow@aol.com

Fwd: Affordable Housing in Northern Michigan

1 message

Fri, Dec 9, 2022 at 8:33 PM

Hayes supervisor <supervisorhayestownshipmi@gmail.com>
To: Kristin Baranski <clerk@hayestownshipmi.gov>

Sent from my iPhone

Begin forwarded message:

From: Kyle Ulrich <kyle@northwestmihabitat.org>
Date: December 9, 2022 at 1:16:31 PM EST
To: supervisor@hayestownshipmi.gov
Subject: Affordable Housing in Northern Michigan

Good Afternoon Ron!

My name is Kyle Ulrich and I'm the Senior Development Officer here at Northwest Michigan Habitat for Humanity, and I'm also a Springvale Township Trustee here in Emmet County. As you may know, quality affordable housing is a major issue in our region. Current data reveals that 92% of our area's workforce was found to spend 45% or greater of their income on housing and transportation costs, many of those respondents are spending well over 50% of their income on housing alone! This outsized cost burden coupled with lack of affordable housing stock is squeezing our working middle class families out of the area. This is causing general instability for local businesses, healthcare, our schools, and the overall economy as a result.

I'm reaching out because I would like to see if there is any chance for our organization to meet with the board and discuss the potential availability of land owned by Hayes Township that might be a good fit for building affordable homes. I have met personally with a number of supporters from Hayes Township that are very interested in us advancing projects in your area.

If you have some time and would like to discuss, please feel free to give me a call.

Thank you,

Kyle Ulrich
Senior Development Officer
Northwest Michigan Habitat for Humanity
[1840 M-119, Unit 1, Petoskey, MI 49770](mailto:kyle@northwestmihabitat.org)
Cell: (906) 630-1564

“Home is where our story begins...”

www.northwestmihabitat.org
www.facebook.com/northwestmichiganhabitatforhumanity



Holiday Meal Bag

Thanks to a local donor with a big heart, we will be offering holiday meal boxes to the community. We are very humbled by this gesture and looking forward to distributing the food to our residents.

Anyone in the Charlevoix community is welcome to reserve a box. We respect everyone's privacy, and only request a name and phone number. This information will be kept confidential and only used to prepare the bags for pick up.

We are accepting reservations on a first come basis. To get on our list, please email Julie at treasurer@hayestownshipmi.gov, call or text (231)675-5927. If texting or emailing, please include your name and contact number.

Pick-up days will be
Thursday, December 22nd, from 4-6pm

&

Friday, December 23rd, from 12-2pm

Alternate times can be arranged by appointment.

Pick up will be at the
Hayes Township Hall,
located at 9195 Major Douglas Sloan Road

Merry Christmas!!



Pangea Environmental, LLC

Mike Wilezynski
Certified Professional Geologist
Pangea52@yahoo.com
248.318.4732

October 17, 2022

Hayes Township Planning Commission
Charlevoix, MI

RE: Comments to the Master Plan Change and Michigan Shores
Emmet County Road Commission parcels 15-007-112-034-00 and 15-007-112-032-00
Rieth-Riley parcels: 15-007-112-030-00, 15-007-112-033-00, 15-007-035-10,
15-007-112-031-00
Nearby properties: 15-007-112-007-10; 15-007-112-036-30

Pangea Environmental, LLC has reviewed the proposed Master Plan for our client with regards to environmental conditions present in areas proposed to be rezoned for Industrial land use. The geological and hydrogeological conditions, and other environmental and human health concerns, have apparently been ignored in the change in zoning to allow industrial operations in the nearby Bayshore Community.

We also evaluated the future industrial use of parcels owned by Rieth-Riley that are currently being mined and used for the processing for aggregate north of US 31 (15-007-102-001-00, 15-007-112-012-40, 15-007-112-012-30, 15-007-112-012-15, 15-007-112-012-25, 15-007-112-014-00, 15-007-112-020-00). Past master plans have these parcels becoming mixed use residential after mining was completed.

Geology has been used in land use planning for over half a century, but is apparently ignored in the proposed Master Plan for Hayes Township. This puts residents' health at risk. Even a previous planning commission has recognized the sensitivity of the environment when they stated Industrial operations are more suited for areas where the infrastructure can safely support them, such as more urban areas with municipal services.

Focus Group: Importance of geologist/hydrologist analysis

1 message

Jim McMahon <jim_mcmahon_iii@yahoo.com>

Sun, Nov 27, 2022 at 11:58 AM

To: Kristin Baranski <clerk@hayestownshipmi.gov>, John Iacoangeli <jri@bria2.com>

Cc: Ron VanZee <zoning@hayestownshipmi.gov>, "rwgriffitts3@gmail.com" <rwgriffitts3@gmail.com>

Please make these distributions. Thank you.

Dear Master Plan Focus Group, Planning Commission, Board of Trustees, Beckett & Raeder, and Zoning Administrator:

Before determining the appropriate future zoning for the two gravel pit areas in Hayes Township, careful analysis by a **certified, professional geologist and hydrologist** must be considered. The ground water safety and other environmental hazards such as airborne silica dust, a known human carcinogen, are two possible hazards for the use of old gravel pits.

Old gravel pit mines are known to have serious environmental and health issues. Here are some of the many issues of concern:

- contaminated fill dirt
- past contaminations, both documented and undocumented
- underground rock formations and layers
- possible fractured limestone rock layers
- fractures into the aquifers from above and below
- both confined and unconfined aquifers
- soil composition
- locations of surrounding residential areas, wells, and septic systems
- impact of new septic systems on the existing homes in the near vicinities
- determination of other unknown factors

Environmentally acceptable low-risk future zoning applications for these two old gravel pit areas must be explored and investigated:

- What scientific research has already been performed by governmental and private organizations regarding future uses of old gravel pit mined areas?
- What are the known and proven low-risk zoning classifications for old gravel pit areas?
- How can Hayes Township benefit from that research?
- How can Hayes Township do to promote the safe use of these two old gravel pit areas?

Prior to careful analysis by an independent, certified geologist and hydrologist, zoning classifications **must not** be assigned. Use of modern science, and not suppositions, must be employed by the Focus Group and Planning Commission before zoning classifications are made.

A certified, professional geologist has provided two reports, one for the Bay Shore gravel pit area and one for the Michigan Shores gravel pit area. There are common elements within these two reports, but there are also some differences between these two gravel pit mined areas. Also included is a well-head screen print for the documented, personal wells located in the area.

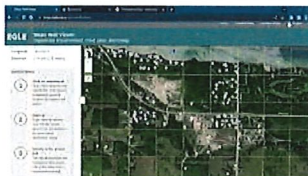
Attached below are the two October 17, 2022, reports for the Bay Shore and Michigan Shores gravel pit areas. The well-head screen print is also attached. The Hayes Township Planning Commission has previously received these two reports and screen print. But, much more work needs to be done before proceeding!!!

Thank you.

Jim and Diane McMahon
7377 Nine Mile Point Drive
Charlevoix, MI 49720

Phone: 231-347-9829

Attachments (3):

3 attachments

Screenshot 2022-10-07 9.30.15 PM (1).png
1413K

hayes masterplan final (1).pdf
98K

michiganshoresfinal (1).pdf
94K

Application Resolution
Resolution NO. 12122022

WHEREAS, Julie Collard, Treasurer of Hayes Township, has the authority to apply for the Michigan DNR SPARKS Grant for the construction of Pickle Ball Courts, accessible parking, and ADA accessible court access at Hayes Township Camp Sea Gull; and

WHEREAS, Julie Collard is requesting an appropriation of approximately \$326,000 from the Michigan DNR Sparks Grant; and

WHEREAS, Julie Collard desires to enhance, provide or create a complete Pickle Ball Court renovation to meet the needs of users in Hayes Township and Charlevoix County;

THEREFORE BE IT RESOLVED by **Hayes Township** that, pursuant and subject to all of the terms and provisions of the Michigan DNR SPARKS Grant, application be made to the Michigan DNR SPARKS board for funding; and

BE IT FURTHER RESOLVED that **Julie Collard** of **Hayes Township** is hereby authorized and directed to cause the necessary data to be prepared and application to be signed and filed with the State of Michigan;

Vote: Ron Van Zee, Julie Collard, Doug Kuebler, Matt Cunningham, Kristin Baranski

Ayes:

Nayes:

Abstain:

Absent:

Motion Approved

Passed and adopted at a meeting of Hayes Township on the 12th day of December in 2022.

Signature

Kristin Baranski, Clerk

Date

I, Kristin Baranski, Hayes Township Clerk, do hereby certify that the foregoing is a true and original copy of a resolution adopted by the Hayes Township Board of Trustees at a monthly meeting on 12/12/2022.

Kristin Baranski, Clerk

Date

Ron VanZee, Supervisor

Date

HAYES TOWNSHIP BOARD OF TRUSTEES			
Meeting Date:	December 12, 2022	Location:	Hayes Township Hall

Meeting Date:	December 12, 2022
----------------------	-------------------

Location:

Hayes Township Hall

[illegible]

