



32325 Franklin Road, Franklin, Michigan 48025

F: (248) 626-0538

(248) 626-9666

www.franklin.mi.us

**VILLAGE OF FRANKLIN
SPECIAL COUNCIL MEETING
MONDAY, JULY 19, 2021, 7:00 P.M.
Village of Franklin Hall (Broughton House), 32325 Franklin Rd, Franklin, MI 48025
A G E N D A**

- I. CALL TO ORDER**
- II. ROLL CALL**
- III. ADOPTION OF AGENDA**
- IV. MINUTES:**
 - A. Regular Meeting of June 14, 2021
- V. PUBLIC REQUESTS AND COMMENTS**
- VI. REPORTS OF VILLAGE OFFICERS AND AGENTS**
- VII. SUBMISSION OF CURRENT BILLS**
- VIII. SPECIAL REPORTS**
 - A. President's Report
 - B. Council Report
 - C. Administrator Report
 - D. Clerk Report
 - E. Main Street Franklin Report
 - F. Planning Commission Report
 - G. Diversity Equity & Inclusion Committee Report
- IX. UNFINISHED BUSINESS**
 - A. Consider the Appointment of an Ad Hoc Water Study Subcommittee.
 - B. Consider Reconciliation Budget Amendment Fiscal Year 2020-2021.
 - C. Discussion Connectivity Pathways
- X. NEW BUSINESS**
 - A. Consider (2nd reading) to amend Ordinance; Section 1268.28; Creating Standards for Garden Enclosures amendments are proposed to Section 1268.28, Fences, to create standards for enclosures around gardens, including requirements governing their locations, size, and materials.
 - B. Consider (2nd reading) to amend Ordinance 1240.08; and Ordinances 1250 and 1256; Creating a Public / Institutional Zoning District –, amendments are proposed to Chapter 1240.08, Definitions; Chapter 1250, Single-Family Residential Districts; Chapter 1256, C-1 Commercial District; and Appendix B, Schedule of Regulations to address the proposed regulation of land in the newly-created Public Institutional District and to address other Code sections to account for a comprehensive regulatory approach to same.
 - C. Consider 27281 Ovid Ct. Demolition Application.
 - D. Consider Civic Events Permit for Mainstreet Franklin Summer Block Party on August 18, 2021.
 - E. Consider Civic Events Permit for Tot Shabbat on August 14, 2021.
 - F. Consider Civic Events Permit for Movie on the Green on August 4, 11 and 18, 2021.
 - G. Discussion Storm Water Maintenance Plan.
 - H. Consider Liquor Committee Recommendation for the Renewal of the Franklin Grill Liquor License.
- XI. ADJOURNMENT**

Posted: July 16, 2021

Heather Mydloski / Village Clerk

POSTED IN ACCORDANCE WITH PUBLIC ACT 267 (OPEN MEETINGS ACT)

The Village of Franklin will provide necessary, reasonable auxiliary aids and services to individuals with disabilities requiring such services. All requests must be made to the Village Clerk at least five (5) business days before a meeting. Individuals with disabilities requiring auxiliary aids or services should contact the Village in writing at 32325 Franklin Road, Franklin, MI 48025 or by calling the Clerk's Office, at 248-626-9666.

**VILLAGE OF FRANKLIN
REGULAR COUNCIL MEETING
MONDAY, June 14, 2021, 7:00 P.M.
Franklin Community Church
26425 Wellington Rd, Franklin, MI 48025**

I. CALL TO ORDER

The meeting was called to order by President Bill Lamott, at 7:00 P.M.

II. ROLL CALL

Present: Ed Saenz, Brian Gordon (arrived at 7:02 PM),
Pam Hansen, Mark Hanke, Kathy Erlich, and Bill Lamott.

Absent: Mike Seltzer

Also Present: Dan Roberts, Police Chief; Tony Averbuch, Fire Chief; Roger Fraser, Village
Administrator, Lance Vainik, Village Treasurer, Village Attorney Peter Gojcaj, Doreen
Martin, Office Manager and Heather Mydloski, Village Clerk.

III. ADOPTION OF AGENDA

Motion by Saenz, seconded by Hanke to adopt the Agenda as presented.

AYES: Saenz, Hansen, Hanke, Erlich and Lamott

NAYS: None

ABSENT: Gordon, Seltzer

Motion carried.

IV. MINUTES:

A. Regular Meeting of May 10, 2021

**Motion by Hanke, seconded by Saenz to adopt the Minutes for the Regular Meeting of May 10, 2021,
as presented.**

AYES: Saenz, Hansen, Hanke, Erlich and Lamott

NAYS: None

ABSENT: Gordon, Seltzer

Motion carried.

B. Special Meeting of June 7, 2021

**Motion by Hanke, seconded by Saenz to adopt the Minutes for the Special Meeting of June 7, 2021,
as presented.**

AYES: Saenz, Hansen, Hanke, Erlich and Lamott

NAYS: None

ABSENT: Gordon, Seltzer

Motion carried.

V. PUBLIC REQUESTS AND COMMENTS

Public Comments were opened by President, Bill Lamott at **7:03 PM**.

Vic Cestar- 32647 FRANKLIN RD

- Asked for information on the 26320 Normandy.
- Asked Fraser for answers for the questions he had submitted that he stated he had been waiting for two (2) years for in terms of a design.
- What is the cost of the Streetscape plan and how will it impact his residence?

Fred Kalt- 24596 RIVERWOOD

- Street signs have been removed and added within the last few months. His block Riverwood and Franklin Park Drive have had street signs removed. There is also poor lighting and foliage that inhibits the view. He believes they should be replaced as he feels strongly it is a safety hazard. He read the report on the Traffic sign report, and it did not address the signs he is referencing.
- Lamott thanked him for his comment and said he would take it back to the engineers and get him an answer.

Randy McElroy- 30575 WOODSIDE

- Thanked Lamott for allowing in person meetings to resume.
- Expressed his displeasure with Trustee Seltzer's attitude at the June 7, 2021, Special Council Meeting.

John Simon- 30320 KINCARDINE

- Expressed his displeasure with Trustee Seltzer's comments to other Council Members at the June 7, 2021, Special Council Meeting.

David Sahli- 26172 MEADOW

- New Business: Implored the Council to postpone the appointment of all Boards and Commissions and handle it in the Personnel Committee. Some inconsistencies with the current process showed inconsistencies as presented to the DE&I Committee. He felt strongly that proper policies and procedures could be initiated to bring consistency to the current process.
- Asked the Council if the Personnel Committee was part of the Council's decision-making process for Board/Commission appointment.

Natalya Shub- 32334 FRANKLIN RD

- She asked for clarification if she was allowed two (2) minutes as a whole or two (2) minutes per subject. Lamott clarified that she had two (2) minutes at this time but was welcome to come back and talk on each subject of interest.
- Thanked the Council for their vote to Approve Change Orders and Funding for Sidewalk Construction along Franklin Road-Summer, 2021.

Public Comments were closed by President, Bill Lamott at **7:26 PM**.

VI. REPORTS OF VILLAGE OFFICERS AND AGENTS

Dan Roberts, Police Chief

- Reviewed Submitted Report.
- Incidents are up as COVID-19 restrictions begin to lift; there is a large increase in traffic violations, accidents as a result. There is still an issue with motorists traveling the wrong way down Franklin Road during the construction.
- United States Department of Justice (USDJ) Grants are being offered, two of interest are for the purchase of body camera and police department accreditation.
 - Body cameras will not be a significant portion as the department has already upgraded the system and the cost is nominal comparatively. The issue is data storage costs.
 - Grants from the USDJ can provide additional staff to assist with the polices and procedures of a State of Michigan through the Michigan Association of the Chiefs of Police Accreditation Process.
- Thanked Mydloski for serving as the interim Mobile Watch President. Acknowledged Nena Downing as the newly appoint Mobile Watch President. He mentioned that Downing was off to a great start with many ideas to increase involvement and exposure. He invited residents to contact him with questions, he would be happy to speak with them about the program.
- Hansen asked about the use of body cameras by the department; she pointed out it had not been a priority in the past and that seemed to have changed. Roberts explained the entire discussion around body cameras with the state legislature was evolving. It will take time and proper research to properly assess the situation and decipher the best polices and procedures. Currently his patrol cars are recording, so body cameras will not be a significant change.
- In response to Gordon, Roberts explained his staff was adequate and stable and he did not anticipate any changes. Roberts further mentioned that, with the retirement of Hirschfeld, another part time officer is needed. However, there was no rush as it is imperative to acquire the right candidate.

Tony Averbuch, Fire Chief

- Reviewed Submitted Report.
- This spring, there has been a higher response rate due to general illnesses.
- Encouraged residents to consider their usage and subsequent maintenance requirements for their appliances, to ensure they are safe. Example: Gas BBQ's need to be cleaned after every use, but if they should catch on fire, turn off the gas and close the lid.
- Thanked Downing for contacting him to inquire if she could obtain a one sheet, Knox Box pamphlet to distribute for Mobile Watch.
- In response to Gordon, Averbuch defined that Knox Boxes were around \$200.00 and were mandatory for commercial use but voluntary for residential use per our ordinances.
- Averbuch invited residents to contract him directly when they purchase a Knox Box and he would assist them with optimal placement on their residence.
- Thanked the Village, FCA and Mydloski for publishing his Public Release:

Subject: Phone number change for FBFD fire and EMS alarm provider notifications

the Franklin Bingham Fire Department encourages all persons located within our village boundaries to contact us by phone at 9-1-1 for assistance with emergency medical or fire needs.

This includes those persons physically located in Franklin, Bingham Farms, and the northwest portion of Southfield Township, Oakland County, MI.

For residences or businesses that use the services of off-site fire or medical alarm monitoring, we encourage you to contact your alarm system provider and ask them to use the following number for emergency fire or medical alarm notifications: **(248) 626-5444**

By having your alarm provider contact us at **(248) 626-5444**, any fire or medical emergency in the villages will afford dispatch of both fire department and police resources to aid. Tony Averbuch, Fire Chief (248) 626-9862.

VII. SUBMISSION OF CURRENT BILLS

Lance Vainik, Village Treasurer

- Council reviewed Submitted Report.

Totals: 06-14-2021	
CATEGORY	SUB TOTALS
General	\$ 65,386.79
Major Streets	\$ 3,783.43
Local Streets	\$ 563.37
Police	\$ 64,315.20
Garbage and Rubbish	\$ 15,370.01
Building Dept.	\$ 10,561.55
Library	\$ 4,337.16
Street Project	\$ 570.00
Road Millage	\$ 500.00
Pressure Sewer	\$ -
Tax Collection	\$ 365.44
Wastewater	\$ 1908.00
TOTALS	\$ 167,660.95

Motion by Hansen, seconded by Saenz to approve the Bills List as presented.

AYES: Saenz, Hansen, Hanke, Erlich, Gordon and Lamott

NAYS: None

ABSENT: Seltzer

Motion carried.

VIII. SPECIAL REPORTS

A. President's Report

Bill Lamott, Village Council President

- No report.

B. Council Report

Trustee Pam Hansen

- Streetscape plan was approved to continue sidewalks from Hawthorne to Thirteen Mile. Karen Couf-Cohen will provide weekly updates.

Trustee Mark Hanke

- Informed the Council of the newest addition to the coveted Boy/Girl Scout Eagle Scout. The award recipient is a female and the first female Eagle Scout in Franklin, Hanke was exceedingly proud of this accomplishment.

Trustee Brian Gordon

- Asked Fraser and Gojcay for an update on the question raised at the previous Council for the Open Meetings Act for all Village meetings.
- Gojcay stated that Currier was ill, and he would need to confer with him and get back to Council on the update.
- Fraser stated the Committee meetings need to be posted and minutes need to be taken.
- Gordon suggested an annual calendar for each committee and subcommittee to be established at the annual Organizational meeting.
- Erlich questioned why only three (3) council members could attend the committee meetings. She expressed her displeasure with not being able to attend.
- Fraser clarified that if more than three (3) Council members were in attendance, a majority would be present and an action could be taken, this would violate the Open Meetings Act. Fraser told Erlich that minutes will be taken, and she could refer to those to obtain the necessary information.

C. Administrator Report

Roger Fraser, Village Administrator

- Fraser informed Council of the downside of using the Franklin Community Church for Council Meetings as it was an excessive effort required by his staff that was already over extended. He praised former Village Clerk, Eileen Pulker for volunteering her personal time to assist Rota and Mydloski with the set up.
- He informed Council of his recent meetings with Steve Sutton and Tim Baugher from Novak & Frause Engineers on the Streetscape project and specifically the rock wall along Franklin Road.
- Fraser stated that communication to impacted residents and the business community was essential. Cohen will provide construction updates.
- John Simon- 30320 KINCARDINE Informed Council there was a flood in front of the Slade House on Franklin Road with the last rainfall. Fireman had to cut the material in front of the drain cap to allow the water to recede. He asked how it would be repaired.
- Fraser informed Simon that the mesh keeps the storm drain from passing debris into the storm sewer and ASI was aware of the situation and will further monitor the situation.
- Erlich asked how long the streetlights were scheduled to illuminate at night. Fraser said he believed they had a light sensor, but was unsure of how long they are programmed to be lit.

D. Main Street Franklin Report

Trustee Mark Hanke

- High quality candidates for the Economic Development Director had been obtained and interviews are commencing. Updates coming soon.
- Cindy Ciura was hired through a grant to assist Main Street for six (6) months. She has exceeded expectations and will be retained for another six (6) months by Main Street Franklin.

- Karen Couf-Cohen, Village Communications highlighted an event coming soon, the Main Street Summer Block Party. It has been tentatively scheduled for August 19, 2021, with music, food trucks and merchant sidewalk sales. A Civic Events Permit will be submitted to Council for approval.

E. Planning Commission Report

David Goldberg, Planning Commission Chairman and Nena Downing, Planning Commissioner

- Informed Council that McKenna Planner Sarah Traxler had resigned and would be greatly missed. Chris Doozan will be working with the Planning Commission again and brings a wealth of experience and history with the Village.
- The Master Plan is still in progress.
- Safety Pathways are currently being evaluated.
- An evaluation of Village owned properties is in progress and information is being obtained on how they are maintained.
- The PC annual report was submitted to Council. There was a three (3) year lapse in submission, but they are confident the report will be submitted to Council annually from now on.

F. Diversity Equity & Inclusion Committee Report

David Sahli, DE&I Chairman

- Reviewed Submitted Report.
- Hanke commended Sahli for his initiative and leadership. He further stated the submitted report was thorough and produced the requested deliverables promised at the time the committee was instituted.
- Hansen also commended Sahli for his excellent work. She stated that the Council should consider the report submitted by the DE&I Committee and they should continue their work.

Motion by Hansen, seconded by Hanke to accept the report of the Diversity, Equity, and Inclusion Committees recommendations.

AYES: Saenz, Hansen, Hanke, Erlich, Gordon and Lamott

NAYS: None

ABSENT: Seltzer

IX. OLD BUSINESS

A. Water Survey Report by Jamie Burton of Hubbell, Roth & Clark

HRC-Power Point Presentation as follows:

In August 2020, Village Council committed to a goal of safe, sufficient, high-quality water for everyone in the Village with the adoption of a "Resolution on Water."

Village Council adopted as their long-term responsibility to develop a multi-step plan to assure all Franklin residences, businesses and public facilities have perpetual access to sufficient, long-term supplies of high-quality water, at reasonable costs.

Village Administrator was directed to prepare a “recommended blueprint of research and planning to define the recommended steps for realizing Council’s goal to arrange for and assure adequate supplies of high-quality water for all Franklin citizens.”

Fall 2020 through Spring 2021, Hubbell, Roth & Clark, Inc. (HRC), National Research Center survey specialists at Polco, and Village of Franklin (Survey Committee)

Designed, prepared, and distributed a Village-wide survey pertaining to the quality, aesthetics, usage, maintenance/testing, perceived safety, and general satisfaction of property owners’ well water.

Slightly more than half of the respondents appear to be satisfied with their existing well water system. Issues and concerns exist throughout the Village.

Education and training of various types of treatment and well system upgrades are key factors in addressing many of the concerns and issues that some property owners currently have.

HRC performed numerous iterations and two (2) types of distinct analyses using GIS software.

Spatial analysis - geographical analysis which seeks to explain patterns of human behavior and its spatial expression in terms of locational analysis (i.e., nearest neighbor analysis).

Tabular analysis - analysis of data presented as a correlation matrix, or tables made up of rows and columns, which compares the results of each question against every other question.

Objectives/Goals:

Check for geographic patterns within the survey results.

Identify patterns throughout the entire data set generated for every question.

Spatial analysis methods did not yield any noteworthy local spatial patterns which would suggest that the survey results should be viewed in aggregate across the entire Village.

A focused review of the business district was also done in which respondents reported a higher rate of poor tasting water. However, respondents did not report corresponding negative water test results.

Comments from the business district may be reflective of the investigation and remediation of the contamination site.

The following notable correlation trends in the correlation, or tabular, matrix were as follows:

If a respondent is experiencing one problem with their well water, they likely experience additional problems.

The most frequent smell issue reported is a rotten egg/musty smell.

Lower well capacity and volume tends to result in respondents experiencing more issues with their well water. Respondents who do not know one characteristic of their well likely do not know other characteristics either, Respondents who experience more problems with their well water also spend more money on their well water system on an annual basis.

The longer a respondent has lived in the Village, the better they feel their well water to be, and The longer a respondent has lived in the Village, the less testing they have performed on their well water system.

No geographic “hot spots” for perceived water quality issues.

Property owners may want to consider improved maintenance, testing, and treatment options. Individual areas/subdivisions/streets may want to consider an alternate source. This could be as simple as combining wells into a small collective system or installing a community/subdivision irrigation well systems.

Depending upon the location, obtaining an individual municipal water service from a neighboring community may be possible.

What is the role of the Village in helping its residents with water?

Village could consider a protocol for providing information to property owners for: maintenance and testing; options for treatment; and establishing a process for property owners to petition for a special assessment district (S.A.D.) with neighbors for a local water project.

The Village could arrange for public information meetings/trade shows for Village property owners with water vendors who specialize in well drilling and maintenance and well system maintenance, treatment, and replacement.

Possible solutions that include shared water services between separate properties will need additional review considering the Village Charter.

Once the role is defined, recommendations can be refined, leading to actionable items and comprehensive report of the issues and solutions related to Village water.

END REPORT-HRC-Power Point Presentation

Gordon suggested a subcommittee be formed to provide the necessary education for residents on the current and future of their water.

Saenz reviewed the water survey and pointed out the results of the water survey seemed to indicate that the water was completely safe and there was no current contamination risk. He asked how we could know that every well was safe? Burton said it was fair to say that every well may not be safe because every well has not been tested. Discussion ensued on wells and the costs replacement of wells. Saenz stated that due to the high cost of inevitable replacement, municipal water needs to be part of future discussions.

Hansen’s biggest concern is water safety, and she recognizes it is a necessary component for future policy implementation. She asked that we think about our role and is there a need for municipal water in some shape or form? She mentioned that the downtown was in an EGLE contaminated zone that is costly. The Fire department would love to have access to water to improve the safety of all residents. She mentioned that the EGLE Ground Water report concluded that contamination is a risk for the future, leaked into the aquafer where people draw water from their wells.

Burton responded to Hansen that the EGLE Ground reporting, the Health Department indicated that the Village has safe water, and he wanted to be clear on that as to squash any misunderstandings. There are perceptions of the safety of the water as well that lead residents to jump to conclusions. We are a

community of private wells and that is the resident's issue to deal with. Any bigger solution to include the idea of municipal water would take time and careful planning.

Hanke reiterated the water is safe to drink at this present time.

When Lamott read the report, he felt the residents needed to be educated to alleviate their concerns. He suggested a Special Meeting with HRC would be prudent to address concerns and questions from the residents.

Erlich and Hanke acknowledged the high percentage of residents that participated in the study, but she stated the fact that half were still not satisfied. It is her desire to lessen the percentage of residents unhappy with their water.

Gordon suggested a subcommittee be created to educate the community by identifying their concerns and alleviate their negative perception of water quality in the Village.

Motion by Hanke, seconded by Hansen to develop a temporary subcommittee to address water quality, water safety and the future of water quality and safety in the Village of Franklin, to include deliverables and recommendations.

AYES: Saenz, Hansen, Hanke, Erlich, Gordon and Lamott

NAYS: None

ABSENT: Seltzer

Motion carried.

B. Discussion Streetscape/Sidewalk

- Saenz asked if the numbers submitted from the Special Council Meeting were the same as submitted today. Fraser responded that the amounts attributed to each area are the same what is different is the balances for the major and local street funds, they were less than what he had projected. Saenz asked what the impact of that was? Fraser responded there was no impact as they were not materially different. He reassured the Council that we had a reasonably steady flow of income from the state that funds the major and local street funds. The amount in the local and street funds are lower by \$400,000.00 but the amount in the fund is still positive, so we have sufficient funds. The number is still a positive number, and the balance and effects of that number are less than he had previously characterized.
- Erlich asked how much of our funds should be held in reserve. Fraser did not have an immediate answer. Fraser to follow up with Council.
- Gordon asked Fraser to confirm the Village has adequate funds to complete the Streetscape as planned. Fraser stated the Village had adequate funds to complete the Streetscape as planned.

X. NEW BUSINESS

A. Consider Adoption of Millage Rates for Fiscal Year 2021-2022, beginning July 1, 2021.

Lamott stated there was a clerical error in column ten (10) that had 2.5878 on the top line, and it should be adjusted to mirror column nine (9) that had the correct entry of 2.5758. He asked that the form be amended to have column nine (9) and ten (10) mirror each other on the top line.

Motion by Gordon, seconded by Saenz to adopt the Millage Rates for Fiscal Year 2021-2022, beginning July 1, 2021, as amended.

(1) Source	(2) Purpose of Millage	(3) Date of Election	(4) Original Millage Authorized by Election Charter, etc.	(5) ** 2020 Millage Rate Permanently Reduced by MCL 211.34d "Headlee"	(6) 2021 Current Year "Headlee" Millage Reduction Fraction	(7) 2021 Millage Rate Permanently Reduced by MCL 211.34d "Headlee"	(8) Sec. 211.34 Truth in Assessing or Equalization Millage Rollback Fraction	(9) Maximum Allowable Millage Levy *	(10) Millage Requested to be Levied July 1	(11) Millage Requested to be Levied Dec. 1	(12) Expiration Date of Millage Authorized
Charter	General Operating	Jun-54 Or	3.5000	2.5911	.9941	2.5758	1.000	2.5758	2.5758		
Charter Am	Fire	03/15/74	1.5000	0.9114	.9941	0.9060	1.000	0.9060	0.9060		
Voted	Fire	02/28/12	0.5414	0.5146	.9941	0.5115	1.000	0.5115	0.2334		2031
Voted	Library	03/10/73	1.0000	0.6074	.9941	0.6038	1.000	0.6038	0.6038		
Resolution	Rubbish	09/10/73	3.0000	1.8233	.9941	1.8125	1.000	1.8125	0.5109		
Voted	Roads	11/08/16	n/a	n/a	1.0000	n/a	1.000	n/a	2.8932		

AYES: Saenz, Hansen, Hanke, Erlich, Gordon and Lamott

NAYS: None

ABSENT: Seltzer

Motion carried.

B. Introduction (1st reading) to approve the amendment of Ordinance; Section 1268.28; Creating Standards for Garden Enclosures – amendments are proposed to Section 1268.28, Fences, to create standards for enclosures around gardens, including requirements governing their locations, size, and materials.

Downing informed the Council that a Planning Commissioner had noticed Garden Fence Enclosures (GFE) going up throughout the Village and brought it to their attention. It was apparent that installation parameters needed to be defined.

Gordon thought the GFE's were inconsistent with the desired rural feel of Franklin.

Saenz asked if the fences currently in the Village were non-conforming to the existing of ordinance. Goldberg confirmed that every single one was currently non-conforming and therefore in violation of the ordinance.

Goldberg responded to Gordon and Saenz by explaining that what was present was in current violation of the Village's existing fence ordinances making it necessary to add parameters for these structures to allow resident compliance. He further explained that residents sought a solution to protect their

gardens from wildlife, specifically because they love the rural feel of Franklin, but the wildlife pose a challenge to their garden enjoyment.

Motion by Hanke, seconded by Hansen to approve amendment of Ordinance; Section 1268.28; Creating Standards for Garden Enclosures – amendments are proposed to Section 1268.28, Fences, to create standards for enclosures around gardens, including requirements governing their locations, size, and materials (1st reading.)

AYES: Saenz, Hansen, Hanke, Erlich, Gordon and Lamott
NAYS: None
ABSENT: Seltzer

Motion carried.

- C. Introduction (1st reading) to amend Ordinance 1240.08; and Ordinances 1250 and 1256; Creating a Public / Institutional Zoning District –, amendments are proposed to Chapter 1240.08, Definitions; Chapter 1250, Single-Family Residential Districts; Chapter 1256, C-1 Commercial District; and Appendix B, Schedule of Regulations to address the proposed regulation of land in the newly-created Public Institutional District and to address other Code sections to account for a comprehensive regulatory approach to same.**

Lamott asked Goldberg to give a background.

Goldberg described the future land use map of 11 properties identified as Public, Quasi Public Institutional Land Uses, (green areas on the submitted map.) McKenna, our planning consultant recognized that our current ordinance fails to have a correlative zoning category. Right now, all the uses that we call Public, Quasi Public Institutional Land Uses are special land uses and special permitted uses in the residential zoning district except for the fire station and the post office. Usually in a municipality these types of land uses have a specific category with defined standards; it is unusual that the Village did not already have one.

Motion by Gordon, seconded by Hanke to approve the amendment of Ordinance 1240.08; and Ordinances 1250 and 1256; Creating a Public / Institutional Zoning District –, amendments are proposed to Chapter 1240.08, Definitions; Chapter 1250, Single-Family Residential Districts; Chapter 1256, C-1 Commercial District; and Appendix B, Schedule of Regulations to address the

proposed regulation of land in the newly-created Public Institutional District and to address other Code sections to account for a comprehensive regulatory approach to same. (1st reading.)

AYES: Saenz, Hansen, Hanke, Erlich, Gordon and Lamott

NAYS: None

ABSENT: Seltzer

Motion carried.

D. Discussion JenStan Nature Preserve Path, Easement pathway and Village owned open spaces.

- Hanke asked for a history of this agenda item.
- Lamott stated the Village owns three (3) acres of land known as the JenStan Nature preserve. It was donated by a Village resident.
- Erlich pointed out that the Village resident that donated the land asked that it be a nature preserve.
- Gordon asked Erlich if the resident donated monies along with the land to be maintained as a nature preserve? No funds for maintained were donated, just the land.
- Goldberg explained the Historical Society brought the JenStan request before the Council and the Council brought it before the Planning Commission but with little to no direction. Goldberg has evaluated the property and loves the idea of a pathway, however more information is needed for the PC to ascertain the usability for the benefit of community enjoyment.
- Goldberg had personally evaluated the Village owned properties and submitted a report to the Council. He informed Council that not all the properties were usable and able to be increased or enhanced. He said nothing had been done to invest in the Village owned land. The PC had identified all the properties. Some would be cleaned but remain unused due to numerous factors.
- The PC needs a better plan submitted and with concrete information for a proper analysis.
- Hansen spoke of her strong desire for connectivity throughout the Village.
- Hanke asked Lamott to recuse himself from the discussion as President of the Historical Society. Lamott clarified that he was not the President of the Historical Society but recused himself.

E. Consider Village Administrators Staffing Request.

The Personnel Committee met with Fraser and concluded they support his recommendation.

Saenz asked Fraser for clarification on Finance, Admin and HR line item in the current budget which lists none. Fraser clarified that the current position is a contract position paying \$40,000.00 per year and on a part time basis. The contract position will be replaced with an employee that will work full

time. The individual currently contracted is aware of this change and is not interested in the full-time position.

Saenz asked Fraser for the process of the staffing request; was it the role of the DE&I Committee, the Personnel Committee, or the Village Administrators function?

Fraser responded to Saenz the roles of the Personnel Committee are not clearly defined. He further mentioned the Personnel committee was welcome to play any role necessary to achieve the desired result.

Lamott questioned the funding for the staffing request and stated there was a \$400,000.00 deficit according to the approved 2021-2022 Budget. He was concerned there was not a plan to make that up and that the current plan was unsustainable, and layoffs could occur.

Erlach asked how we can balance the Budget to accommodate these changes. Fraser said it was his job and he was committed to achieve it and the additional staff would assist him in that process.

Motion by Gordon, seconded by Hansen to adopt the Village Administrators Staffing Request based upon the recommendation of the Personnel Committee as presented.

AYES: Saenz, Hansen, Hanke, Erlich and Gordon

NAYS: Lamott

ABSENT: Seltzer

5-1, motion carried.

F. Receive the Planning Commission 2020 Annual Report.

The Planning Commission 2020 Annual Report was received.

G. Consider a Temporary Waiver of Permit Fees for the Fencing at Franklin Historic Society Building at Thirteen Mile.

Lamott recused himself but asked to make a comment. Gojcaj agreed he could do so.

Lamott stated the Historical Society replaced the cyclone fence with a wood rail fence, the cost was \$600.00 with a \$200.00 permit fee, when he saw the cost, he felt it was unreasonable.

Lamott asked Gordon to take over as the President Pro-Tem. Gordon took over this portion of the meeting due to Lamott's recusal.

Hanke did not think it was fair to issue a wavier for the permit.

Hansen pointed out that in the past, the Franklin Library had requested permit waivers and were denied.

Gordon asked Fraser why there was a \$200.00 fee for a \$600.00 project? Fraser deferred to Martin who clarified the \$200.00 fee was a minimum fee requirement.

Motion by Erlich, seconded by Saenz to approve the temporary waiver of permit fees for the fencing at the Franklin Historic Building at Thirteen Mile.

AYES: None
NAYS: Saenz, Hansen, Hanke, Erlich and Gordon
ABSTAIN: Lamott
ABSENT: Seltzer

0-5, motion failed.

H. Consider Appointment to Historic District, Historic Study Committee, Planning Commission and Zoning/Sign Board of Appeals.

Hanke started to make a motion to state that the Personnel Committee should handle the appointments of Boards and Commission.

Gordon disagreed and reminded him of the Charter stipulation that all Boards and Commissions are to be appointed by the Village Council. He said a public forum was the best course of action to obtain feedback from the residents.

Natalya Shub shared her recent, negative experience as a Board applicant. She expressed her displeasure with the process as she felt the Council had already made a choice and she was not seriously considered.

Hansen spoke up in defense of Shub's negative experience and implored the Council to consider a way to create opportunities for new people. Lamott was concerned with attracting new people also but did not want to kick people off of a Board or Commission if they are doing a great job.

Hansen mentioned that normally there are few candidates that apply, and the Board are scrambling to fill a position. All agreed that the current process needed to be evaluated to ensure a fair and consistent process with fair and objective criterion, so we are not subject to discrimination.

Sahli implored the Council to remain fair in the process and to consider all aspects of a candidate in the process.

1. Motion by Sanez, seconded by Erlich to appoint Mike Brassfield, Laura Witty and Alex Stchekine to the Historic District Commission for a three (3) year term starting in July of 2021 and ending in July of 2024.

Roll Call Vote

Saenz	AYE
Erlich	AYE
Hanke	AYE
Hansen	AYE
Gordon	AYE
Lamott	AYE

Motion carried.

- 2. Motion by Gordon, seconded by Saenz to appoint Gary Roberts, Amanda Davis, Eileen Harryvan, Nena Downing and Fred Gallasch to the Historic District Study Commission.**

AYES: Saenz, Hansen, Hanke, Erlich, Gordon and Lamott

NAYS: None

ABSENT: Seltzer

Motion carried.

- 3. Motion by Gordon, seconded by Saenz to appoint Paul Brakeman, Nena Downing and Peter Halick to the Planning Commission for a three (3) year term starting in July of 2021 and ending in July of 2024.**

AYES: Saenz, Hansen, Hanke, Erlich, Gordon and Lamott

NAYS: None

ABSENT: Seltzer

Motion carried.

- 4. Motion by Hanke, seconded by Gordon to appoint Randy Brakeman and Angelina Sulaka to the Zoning/Sign Board of Appeals for a three (3) year term starting in July of 2021 and ending in July of 2024.**

Roll Call Vote

Hanke	AYE
Hansen	AYE
Gordon	AYE
Saenz	AYE
Erlich	NAY
Lamott	NAY

4-2, motion carried.

I. Consider Civic Event Permit Application for the Franklin Community Association Music on the Green on July 21, 2021.

Angie Hanke, Franklin Community Association representative submitted the permit request to Council.

The Council was excited for the Music on the Green to be back after the COVID-19 pandemic.

Motion by Hanke, seconded by Erlich to approve the Civic Event Permit Application for the Franklin Community Association Music on the Green on July 21, 2021, as presented.

AYES: Saenz, Hansen, Hanke, Erlich, Gordon and Lamott

NAYS: None

ABSENT: Seltzer

Motion carried.

J. Introduce an Ordinance to Amend Section 1042.3 of Chapter 1042, Sewer Use and User Charges, of Part Ten, Title Four of the Codified Ordinances of the Village of Franklin, Oakland County, Michigan, to Modify Sewage Disposal System Rates and Charges, and Repeals Conflicting Ordinances (first reading.)

ORDINANCE NO. 2021-01

AN ORDINANCE TO AMEND SECTION 1042.13 OF CHAPTER 1042, SEWER USE AND USER CHARGES, OF PART TEN, TITLE FOUR OF THE CODIFIED ORDINANCES OF THE VILLAGE OF FRANKLIN, OAKLAND COUNTY, MICHIGAN, TO MODIFY SEWAGE DISPOSAL SYSTEM RATES AND CHARGES, AND REPEAL CONFLICTING ORDINANCES.

THE VILLAGE OF FRANKLIN ORDAINS:

Section 1. Section 1042.13 of Chapter 1042 of the Codified Ordinances of the Village of Franklin shall be amended, as follows:

1042.13 RATES AND CHARGES

The rates for use of the sewer system shall be as follows for all users of the system, whether inside or outside of the Village limits:

- (a) Sewage Disposal Charge. A quarterly charge for sewage disposal shall be made to each premise connected to the Village of Franklin Sewage Disposal System in the amount of two hundred ninety seven dollars and sixty two cents (\$297.62) per residential equivalent unit (REU) quarterly or as may be established from time to time. All residential customers with simplex grinder pump installations will be assigned a value of 1 REU. All residential customers with duplex or centrifugal pump installations will be assigned a value of 1.5 REUs. REU assignments for all

nonresidential customers will be based on the current Schedule of Unit Assignment factors, as set forth in Section 1042.14.

- (b) For any customers who elected not to pre-pay for grinder pump alarm installations, the quarterly charge will be \$82.33 per REU, and \$65.86 per REU for those who installed their grinder pump alarm panel after December 31, 2014.
- (c) Service Fee. A fee of two hundred fifty dollars (\$250.00) per service call shall be charged for all customer-related grinder pump repairs or replacements due to system misuse, excessive water discharge, customer power interruptions, non-grinder pump odors, internal plumbing issues, sump pumps, well problems and other issues not directly related to the actual operation of the grinder pump. A customer may appeal the assessment of a service fee to the Village Administrator who may waive the fee upon determining the customer was not negligent or at fault for the service call.

- (d) Industrial Surcharge. An industrial surcharge shall be levied against industrial and commercial customers contributing sewage to the system with concentrations of pollutants exceeding the levels described as follows:

275 milligrams per liter (mg/l) of Biochemical Oxygen Demand (BOD).
350 milligrams per liter (mg/l) of Total Suspended Solids (TSS).
12 milligrams per liter (mg/l) of Phosphorus (P).
100 milligrams per liter (mg/l) of Fats, Oils & Grease (FOG).

<u>Amount of Industrial Surcharge</u>	<u>Total Charge Per Pound of Excess Pollutants</u>
Biochemical Oxygen Demand (BOD)	\$0.347
Total Suspended Solids (TSS)	0.476
Phosphorus (P)	6.368
Fats, Oils & Grease (FOG)	0.111

It is assumed that normal domestic customers do not contribute sewage with concentrations of pollutants exceeding the above levels. Therefore, the Industrial Surcharge will not apply to domestic customers. Further, restaurants shall be exempt from Industrial Surcharge per Federal Court Order "Second Interim Order," dated July 10, 1981.

- (e) Industrial Waste Control (IWC). Each nonresidential user will be billed for industrial waste control based on an assigned water meter size from the following size schedule and the following charge schedule.

SIZE SCHEDULE

Units Assigned in Accordance with the Current Oakland County Water
Commissioner's Assigned Water

<u>Schedule of Unit Assignment Factors</u>	<u>Meter Size (inches)</u>
1 – 4	5/8 and 3/4
5 – 10	1
11 – 20	1-1/2
21 – 32	2
33 – 64	3
65 – 100	4
101 – 200	6

CHARGE SCHEDULE

<u>Meter Size (inches)</u>	<u>Monthly Industrial Waste Control (IWC) Charge</u>
5/8	\$ 3.54
3/4	5.31
1	8.85
1-1/2	19.47
2	28.32
3	51.33
4	70.80
6	106.20
8	177.00
10	247.80
12	283.20
14	354.00
16	424.80
18	495.60

Non-residential users shall be defined as users other than those in single family houses, apartment buildings, condominiums, town houses, mobile homes, schools, churches, and municipal buildings.

Section 2. Severability. This ordinance and each Chapter, section, subsection, paragraph, subparagraph, part, provision, sentence, word and portion thereof are hereby declared to be severable; and if they or any of them are declared to be invalid or unenforceable for any reason by a court of competent jurisdiction, it is hereby provided that the remainder of this ordinance shall not be affected thereby.

Section 3. Repeal, Effective Date, Adoption.

- (1) Repeal. All regulatory provisions contained in other Village ordinances which conflict with the provisions of this ordinance are hereby repealed.
- (2) Effective Date. This ordinance shall become effective on July 1, 2021 after its publication on June 27, 2021.
- (3) Adoption. This ordinance was adopted by the Village Council of the Village of Franklin at a meeting thereof held on June 14, 2021.

M. Drew Sandahl, P.E. submitted a report to Council and was present to address their questions.

In response to Gordon's question, Sandahl stated that rates will be increased 3.5% for users that prepaid for the grinder pump alarm panel project. Rates will be increased 2.3% for users that did not pre-pay for the project. (**EXAMPLE:** Let us assume that pre-paid user pays \$100 and regular user pays \$200. And the total operational increase that we are recommending is \$10 per user. So, that represents a 10% increase for the pre-pay customers but only a 5% increase for the regular user. They both have the same dollar increase. But, because the regular user has a higher starting bill, their percentage increase is smaller.)

Sandahl mentioned the alarm panels were doing their job and as a result service calls have dropped significantly.

In response to Hanke, Sandahl explained the low-pressure sewer system was more expensive compared to gravity systems that are used in our surrounding communities simply due to the high-cost maintenance costs. It was determined that Franklin could not convert to a gravity system. Basically, it was more expensive to maintain due to the fact not all residents are on the pressure sewer system.

Hansen pointed out that we have 716 low-pressure sewer systems connections out of the 1300 or so parcels in Franklin. Looking at an inefficient system, wouldn't it make sense to investigate an overall conversion overtime? Sandahl said it was worth pursuing. Hansen asked Fraser to follow up with Sandahl on the subject.

Motion by Erlich, seconded by Hanke to waive the second reading and approve the Ordinance to Amend Section 1042.3 of Chapter 1042, Sewer Use and User Charges, of Part Ten, Title Four of the Codified Ordinances of the Village of Franklin, Oakland County, Michigan, to Modify Sewage Disposal System Rates and Charges, and Repeals Conflicting Ordinances as amended.

AYES: Saenz, Hansen, Hanke, Erlich, Gordon and Lamott

NAYS: None

ABSENT: Seltzer

Motion carried.

XI. ADJOURNMENT

Motion by Erlich, seconded by Hanke to adjourn.

AYES: Saenz, Hansen, Hanke, Erlich, Gordon and Lamott

NAYS: None

ABSENT: Seltzer

Motion carried.

There being no further business, the meeting was adjourned at 11:27 PM.

William Lamott
Village Council President

Heather C. Mydloski
Village Clerk

VILLAGE OF FRANKLIN
OAKLAND COUNTY
MICHIGAN
FRANKLIN - BINGHAM FARMS POLICE DEPARTMENT

32311 FRANKLIN RD
FRANKLIN, MICHIGAN

Telephone
(248) 626-9672

DANIEL D. ROBERTS
Chief of Police

Fax
(248) 538-5450

MONTHLY REPORT
JUNE 2021

CALLS FOR SERVICE

	<u>NUMBER</u>	<u>PERCENT</u>	<u>YEAR - TO - DATE</u>	<u>YEAR-TO DATE LAST YEAR</u>
BINGHAM FARMS w/S.A.D.	105	18%	646	508
FRANKLIN	212	37%	795	797
OTHER	12	2%	71	33
TRAFFIC STOPS ONLY	243	43%	1495	1023
TOTAL:	572	100%	3007	2361
S.A.D. Only: S.A.D.=Special Assessment District	35		221	187

WRITTEN COMPLAINTS

	<u>NUMBER</u>	<u>PERCENT</u>	<u>YEAR - TO - DATE</u>	<u>YEAR-TO DATE LAST YEAR</u>
BINGHAM FARMS	27	51%	142	103
FRANKLIN	22	42%	124	124
S.A.D./OTHER	4	7%	47	21
TOTAL:	53	100%	313	248

BREAKING AND ENTERING/HOME INVASION

RESIDENTIAL

<u>THIS MONTH</u>	<u>YEAR - TO - DATE</u>
0	0
<u>THIS MONTH LAST YEAR</u>	<u>YEAR - TO - DATE LAST YEAR</u>
1	1

	<u>DATE</u>	<u>INCIDENT</u>	<u>ADDRESS</u>
BINGHAM FARMS	n/a	n/a	n/a
FRANKLIN	n/a	n/a	n/a

COMMERCIAL

<u>THIS MONTH</u>	<u>YEAR - TO - DATE</u>
0	1
<u>THIS MONTH LAST YEAR</u>	<u>YEAR - TO - DATE LAST YEAR</u>
0	0

	<u>DATE</u>	<u>INCIDENT</u>	<u>ADDRESS</u>
BINGHAM FARMS	n/a	n/a	n/a
FRANKLIN	n/a	n/a	n/a
S.A.D.	n/a	n/a	n/a

ARRESTS

	<u>NUMBER</u>	<u>YEAR - TO - DATE</u>	<u>YEAR - TO - DATE 2020</u>
FELONIES	0	6	4
MISDEMEANORS	15	94	49

MISDEMEANOR INCIDENTS

	<u>DATE</u>	<u>INCIDENT</u>	<u>COMMENTS</u>
(A)=Arrest	6/1/2021	21-2458(B)	License/Title/Registration (A)
(B)=Bingham Farms	6/4/2021	21-2501(B)	DWLS OPS License Suspended/Revoked (A)
(F)=Franklin	6/5/2021	21-2539(F)	Operating Under the Influence of Alcohol/Liquor (A)
(S)=S.A.D.	6/9/2021	21-2615(F)	DWLS OPS License Suspended/Revoked (A)
(O)=Other	6/11/2021	21-2650(B)	DWLS OPS License Suspended/Revoked (A)
	6/12/2021	21-2684(B)	DWLS OPS License Suspended/Revoked (A)
	6/16/2021	21-2747(B)	Larceny - Personal Property from Vehicle - LFA
	6/18/2021	21-2789(B)	Vehicle Registration - Improper/Expired (A)
	6/20/2021	21-2808(B)	DWLS OPS License Suspended/Revoked (A)
	6/20/2021	21-2810(B)	DWLS OPS License Suspended/Revoked (A)
	6/21/2021	21-2829(B)	DWLS OPS License Suspended/Revoked (A)
	6/21/2021	21-2835(F)	DWLS OPS License Suspended/Revoked (A)
	6/27/2021	21-2947(B)	DWLS OPS License Suspended/Revoked (A)
	6/28/2021	21-2955(B)	DWLS OPS License Suspended/Revoked (A)
	6/28/2021	21-2966(B)	DWLS OPS License Suspended/Revoked (A)
	6/29/2021	21-2973(B)	Property Damage H&R Traffic Crash (A)

FELONY INCIDENTS

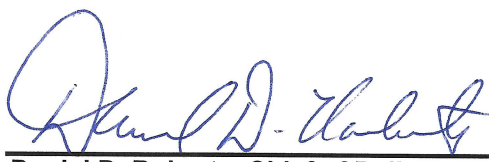
	<u>DATE</u>	<u>INCIDENT</u>	<u>COMMENTS</u>
(A)=Arrest	6/7/2021	21-2565(B)	Fraud (Larceny) by Conversion
(B)=Bingham Farms	6/8/2021	21-2590(B)	Fleeing or Eluding Police
(F)=Franklin	6/17/2021	21-2773(F)	Larceny - From Mails
(S)=S.A.D.	6/24/2021	21-2879(S)	Larceny - From Building
(O)=Other			

TRAFFIC CITATIONS:

	<u>NUMBER</u>	<u>PERCENT</u>	<u>YEAR - TO - DATE</u>	<u>LAST YEAR-TO-DATE</u>
BINGHAM FARMS/S.A.D.	80	46%	592	502
FRANKLIN	95	54%	418	209
OTHER	0	0%	0	0
TOTAL:	175	100%	1010	711

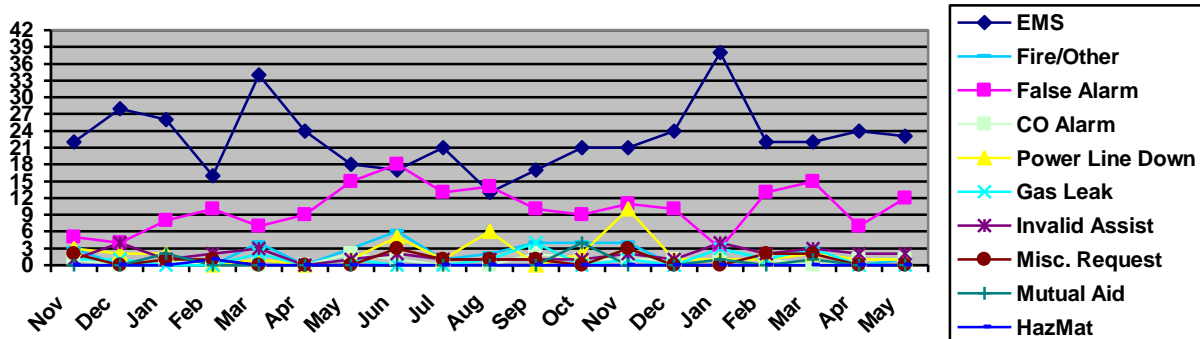
OTHER MATTERS

<u>DATE</u>	<u>INCIDENT</u>	<u>COMMENTS</u>
n/a	n/a	n/a

 7/7/21
 Daniel D. Roberts, Chief of Police

To: The Board of Fire Commissioners
 From: Chief of Department Tony Averbuch
 Subject: Report for the 21 June Meeting

Past 18 Months Response Trends:



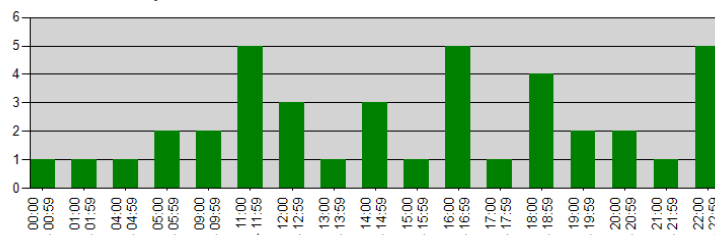
February Response Information (857):

INCIDENT TYPE	# INCIDENTS
Station: ST1 - STATION 1	
111 - Building fire	1
321 - EMS call, excluding vehicle accident with injury	19
322 - Motor vehicle accident with injuries	4
444 - Power line down	1
554 - Assist invalid	2
600 - Good intent call, other	1
611 - Dispatched & cancelled en route	2
730 - System malfunction, other	1
735 - Alarm system sounded due to malfunction	8
746 - Carbon monoxide detector activation, no CO	1
# Incidents for ST1 - Station 1:	40

Average response time for the month (72)

RESPONSE MODE	NUMBER of APPARATUS	AVERAGE RESPONSE TIME in MM:SS (Dispatch to Arrived)
Lights and Sirens	40	4:56
No Lights or Sirens	34	5:02
Initial Lights and Sirens, Downgraded to No Lights or Sirens	1	9:55
Total:	75	5:03

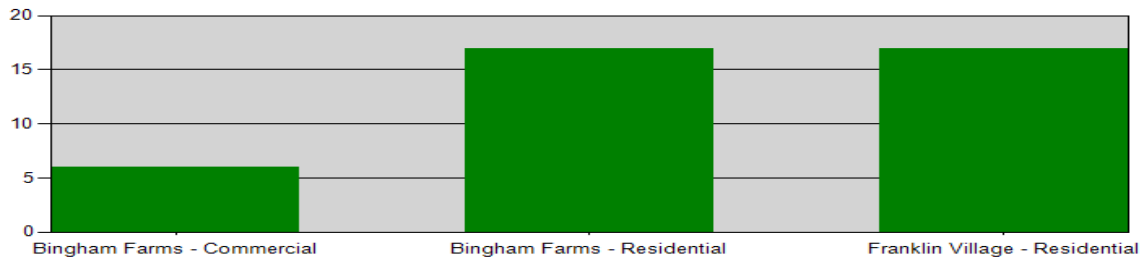
Incidents Calls by Hour (1010):



Top Ten Responders (YTD)(1512):

- | | |
|---------------|-----------------|
| 1. LT Croyle | 6. FF Longworth |
| 2. CAPT Kelly | 7. FF Rubin |
| 3. FF Kelly | 8. FF Stefancin |
| 4. LT Johnson | 9. LT Adams |
| 5. FF Kolar | 10. FM Fine |

Village Zone Responses for the Previous Month (1285)



False alarms that have occurred during the month (1692):

Incident Date	Incident #	Address	Zone	Custom Questions
611 - Dispatched & cancelled en route (not billable per ordinance)				
05/20/2021	2021-21205	30855 Franklin Woods CT Franklin, MI 48025	Franklin Village - Residential	Was this alarm caused by contractors?: No
05/28/2021	2021-21218	31275 Bingham RD Bingham Farms, MI 480254802	Bingham Farms - Residential	Was this alarm caused by contractors?: No
730 - System malfunction, other (billable per ordinance)				
05/01/2021	2021-184	30200 Telegraph RD Bingham Farms, MI 480254802	Bingham Farms - Commercial	Was this alarm caused by contractors?: Yes
735 - Alarm system sounded due to malfunction (billable per ordinance)				
05/03/2021	2021-21185	30845 River Crossing Bingham Farms, MI 48025	Bingham Farms - Residential	Was this alarm caused by contractors?: No
05/04/2021	2021-21186	30200 Oakview WAY Bingham Farms, MI 480254802	Bingham Farms - Residential	Was this alarm caused by contractors?: Unknown
05/12/2021	2021-21197	30706 Woodside DR Franklin, MI 48025	Bingham Farms - Residential	Was this alarm caused by contractors?: N/A
05/22/2021	2021-21209	30706 Woodside DR Franklin, MI 48025	Franklin Village - Residential	Was this alarm caused by contractors?: N/A
05/27/2021	2021-21215	30800 Timberbrook LN Bingham Farms, MI 48025	Bingham Farms - Residential	Was this alarm caused by contractors?: Unknown
05/28/2021	2021-21217	30800 Timberbrook LN Bingham Farms, MI 48025	Bingham Farms - Residential	Was this alarm caused by contractors?: N/A
05/29/2021	2021-21219	30635 Helmandales DR Franklin, MI 48025	Franklin Village - Residential	Was this alarm caused by contractors?: No
746 - Carbon monoxide detector activation, no CO (not billable per ordinance)				
05/12/2021	2021-21198	31275 Bingham RD Bingham Farms, MI 48025	Bingham Farms - Residential	Was this alarm caused by contractors?: No

Village of Franklin
Regular Council Meeting
July 19, 2021
Report of the Village Treasurer

1. Good evening Trustees and President. Please accept my written report in my capacity as the Village Treasurer.
2. The Bills List Report for this month totals \$209,041.11
3. The amounts on the Bills List are consistent with normal monthly spending. The expenditures are generally consistent with the new 2021-22 budget.
4. The Bills List for this month includes large aggregate entries of \$12,004.40 for engineering road services paid to Hubbell, Roth & Clark, Inc.
5. The Village has sufficient funds to meet its current and anticipated obligations.
6. The list of account balances in your package is as of July 7, 2021 held at Level One Bank.
7. The balances held in interest bearing insured CD's held at Multi Bank Securities, Inc., is included in the consolidated report.
8. Any Questions?

07/16/2021 03:19 PM
User: DOREEN
DB: Franklin Villag

CHECK REGISTER FOR VILLAGE OF FRANKLIN
CHECK DATE FROM 06/15/2021 - 07/16/2021

Page: 1/4

Check Date	Bank	Check	Vendor	Vendor Name	Description	Amount
Bank GEN GEN FUND CHECKING						
06/15/2021	GEN	32667	00028	BLUE CROSS BLUE SHIELD OF MICHIGAN	HEALTH INSURANCE	16,679.15
06/15/2021	GEN	32668	00029	BP PRODUCTS NORTH AMERICA	6/6/21 STMT	623.51
06/15/2021	GEN	32669	00035	BS&A SOFTWARE	ONLINE BDLG TRAINING FOR POINT-PAY	1,000.00
06/15/2021	GEN	32670	00449	CCAP AUTO LEASE LTD	LEASE VEHICLE	349.00
06/15/2021	GEN	32671	00046	COMCAST	6/16/21-7/15/21	124.19
06/15/2021	GEN	32672	00072	FRANKLIN-BINGHAM FIRE DEPARTMENT	TAX COLLECTION	6,759.65
06/15/2021	GEN	32673	00105	JAX KAR WASH	6- FULL SERVICE	2,100.00
06/15/2021	GEN	32674	00359	MICHIGAN ASSOC OF PLANNING	ZBA WORKSHOP -4 ATTENDING	160.00
06/15/2021	GEN	32675	00162	OBSERVER & ECCENTRIC, INC.	ZBA MEETING 5/20/21	97.74
06/15/2021	GEN	32676	00223	US BANK TRUST N.A.	2018 BOND- AGENT FEE	500.00
06/15/2021	GEN	32677	00204	WATER RESOURCES COMMISSIONER	3/1/21-6/1/21	1,518.01
06/15/2021	GEN	32678	00030	BP PRODUCTS NORTH AMERICA	6/14/21 STMT	591.05
06/17/2021	GEN	32679	00096	HUBBELL, ROTH & CLARK, INC	MS4 PERMIT ASSISTANCE PER ROGER	256.20
					SIGN INVENTORY PER ROGER	1,241.52
					32575 ROMSEY SITE PLAN	420.72
					VILLAGE WIDE WATER STUDY	685.07
					RIVER DRIVE DRAINAGE EVALUATION PER ROG	755.32
					VILLAGE WALKING TRAILS- GRANT PROGRAM P	286.19
					CRESTWOOD & 13 MILE INTERSECTION INVEST	349.58
					MS4 PERMIT ASSISTANCE PER ROGER	442.12
					SIGN INVENTORY AND RECOMMENDATIONS- PER	154.98
					32575 ROMSEY SITE PLAN PER ROGER	270.14
					VILLAGE WIDE WATER STUDY PER ROGER	1,675.68
					VILLAGE WALKING TRAILS- GRANT PROGRAM P	3,714.90
					CRESTWOOD & 13 MILE INTERSECTION INVEST	1,751.98
						12,004.40
06/17/2021	GEN	32680	00108	JOHNSON LANDSCAPING, INC	4/27-6/1	11,653.66
06/17/2021	GEN	32681	00359	MICHIGAN ASSOC OF PLANNING	ADD ANGELINA SULAKA	40.00
06/28/2021	GEN	276 (E)	00452	POINT & PAY	CREDIT CARD PROCESSING CHARGES- MAY 202	550.00
06/29/2021	GEN	32682	00265	BASIC	JUNE 2021	59.50
06/29/2021	GEN	32683	00047	COMCAST	6/27-7/26	250.16
06/29/2021	GEN	32684	00051	CONSUMERS ENERGY	5/20-6/18	93.97
06/29/2021	GEN	32685	00438	DOREEN MARTIN	MAIL CHIMP AND ZOOM	79.28
06/29/2021	GEN	32686	00403	FIDELITY SECURITY LIFE INS CO	JULY 2021	269.81
06/29/2021	GEN	32687	00389	MULTI-TECH SOLUTIONS LLC	REISSUE CHECK ORIG #32475 4/13/21	100.00
06/29/2021	GEN	32688	00154	OAKLAND COUNTY CLERKS ASSOCIATION	LUNCHEON- DOREEN AND HEATHER	50.00
06/29/2021	GEN	32689	00195	VERIZON WIRELESS	5/13-6/12	109.15
06/29/2021	GEN	32690	00065	WEX BANK	6/15/21 STMT	1,025.08
06/30/2021	GEN	275 (E)	00004	ADP	BOOKKEEPING CONTRACTED SERVICES	115.14
					POLICE CLERICAL SALARIES	152.12
						267.26
07/06/2021	GEN	277 (E)	00099	ING/VOYA	DEFERRED COMP - VOYA/ING-547	200.00
07/12/2021	GEN	278 (E)	00234	MERS	EMPLOYER AND EMPLOYEE	29,618.43
07/12/2021	GEN	32692	00002	A.K. PAULSEN BOOKKEEPING SVC, INC.	JUNE 2021	3,137.50
07/12/2021	GEN	32693	00239	ABSOPURE WATER	WATER	47.50 V
					WATER	37.50 V
						85.00
07/12/2021	GEN	32694	00006	ADVANCED MARKETING PARTNERS, INC.	TAX BILLS AND ENVELOPES	480.00
07/12/2021	GEN	32695	00015	AMERICAN LEGAL PUBLISHING CORP.	INTERNET RENEWAL	495.00

07/16/2021 03:19 PM
User: DOREEN
DB: Franklin Villag

CHECK REGISTER FOR VILLAGE OF FRANKLIN
CHECK DATE FROM 06/15/2021 - 07/16/2021

Page: 2/4

Check Date	Bank	Check	Vendor	Vendor Name	Description	Amount
07/12/2021	GEN	32696	00017	ARROW OFFICE SUPPLY CO.	TONER BEING RETURNED	108.11
					OFFICE SUPPLIES	274.49
					OFFICE SUPPLIES	162.85
					ALCOHOL WIPES	105.84
					BINDERS	33.46
					PAPER	94.98
					TONER- RETURNED	(108.11)
						671.62
07/12/2021	GEN	32697	00019	AT & T	6/28-7/27	516.37
					6/28-7/27	54.25
						570.62
07/12/2021	GEN	32698	00442	BEIER HOWLETT PC	JUNE 2021	5,713.75
07/12/2021	GEN	32699	00271	BLUE360 MEDIA/LB413164	MI PENAL CODE HANDBOOK	75.75
07/12/2021	GEN	32700	00034	BROWNELLS, INC.	GUN SUPPLIES	158.05
07/12/2021	GEN	32701	00039	CENTURYLINK	LONG DISTANCE	4.80
07/12/2021	GEN	32702	00421	CHARTER TWP OF BLOOMFIELD	6/15/21-7/15/21	4,166.66
07/12/2021	GEN	32703	00042	CINTAS CORPORATION	MAT RENTAL	60.33
07/12/2021	GEN	32704	00048	COMCAST CABLE	7/5-8/4	198.58
07/12/2021	GEN	32705	00049	COMMAND OFFICERS ASSN OF MICHIGAN	UNION DUES	195.60
07/12/2021	GEN	32706	MISC BLDG	COMPO BUILDERS INC	BD Bond Refund	9,450.00
07/12/2021	GEN	32707	00063	ECONO SIGNS	SIGNS AND POSTS	674.53
					STREET SIGNS	81.36
						755.89
07/12/2021	GEN	32708	00439	FRANKLIN GRILL	PASS THROUGH FROM OAKLAND COUNTY	2,058.30
07/12/2021	GEN	32709	00079	GALLS LLC	UNIFORM MYDLOSKI	119.97
					UNIFORM DYJEWSKI	808.64
					UNIFORM DOOLAN	83.94
					UNIFORM WELLS	83.94
					UNIFORM BASTIANELLI	204.94
						1,301.43
07/12/2021	GEN	32710	00082	GFL	DUMPSTER	91.11
					JULY 2021	14,828.90
						14,920.01
07/12/2021	GEN	32711	MISC BLDG	Gillette Bros Pool & Spa	BD Bond Refund	200.00
07/12/2021	GEN	32712	00087	GREAT LAKES INTERNET AND CONSULTING	SERVICE CALLS	950.00
					EMAIL/HOSTING DOMAIN- ADDL USERS PER DO	50.00
						1,000.00
07/12/2021	GEN	32713	00338	GREAT LAKES SEGWAY	LABOR DAY PATROL	575.00
07/12/2021	GEN	32714	00351	HURON VALLEY GUNS	UNIFORMS-MYDLOSKI	469.92
					UNIFORMS BERRY	393.95
					UNIFORM MYDLOSKI	76.97
						940.84
07/12/2021	GEN	32715	00097	I.T. RIGHT	OFFICE 365	300.00
07/12/2021	GEN	32716	00221	ICMA	EMPLOYER AND EMPLOYEE	1,479.06

07/16/2021 03:19 PM
 User: DOREEN
 DB: Franklin Villag

CHECK REGISTER FOR VILLAGE OF FRANKLIN
 CHECK DATE FROM 06/15/2021 - 07/16/2021

Page: 3/4

Check Date	Bank	Check	Vendor	Vendor Name	Description	Amount
07/12/2021	GEN	32717	00420	IH BRANDS	SIGNS FOR COUNCIL SIGN BRIAN GORDON	59.95 19.95 <u>79.90</u>
07/12/2021	GEN	32718	00106	JERRY L HOBSON	MECHANICAL AND PLUMBING INSPECTIONS	901.68
07/12/2021	GEN	32719	MISC BLDG	JUDITH L SARGENT	BD Bond Refund	200.00
07/12/2021	GEN	32720	00110	K & M LEASING	COPIER LEASE COPIER LEASE	79.00 171.00 <u>250.00</u>
07/12/2021	GEN	32721	00422	KAREN COUF COHEN PUBLIC RELATIONS	PR SERVICES	2,500.00
07/12/2021	GEN	32722	00115	LEADER BUSINESS	COPIES CREDIT ADJUSTMENT FOR PRIOR COPIES	169.72 (37.21) <u>132.51</u>
07/12/2021	GEN	32723	00126	MARGARET A.S. BEKE	PC MEETING 6/16/21	112.50
07/12/2021	GEN	32724	00131	MICHIGAN AMMO LLC	AMMO	380.00
07/12/2021	GEN	32725	00119	MICHIGAN EDUCATION SAVINGS PROGRAM	EMPLOYER AND EMPLOYEE	976.16
07/12/2021	GEN	32726	00150	NYE UNIFORM	UNIFORM LOGAN HALL UNIFORM GORSKI UNIFORM WELLS UNIFORM BONACORSI UNIFORM ROBERTS	654.45 563.96 263.00 222.98 555.95 <u>2,260.34</u>
07/12/2021	GEN	32727	00157	OAKLAND COUNTY	5/4/21 ELECTION SUPPORT	340.76
07/12/2021	GEN	32728	00162	OBSERVER & ECCENTRIC, INC.	ORD 2021-01 GARDEN FENCE	65.16 76.02 <u>141.18</u>
07/12/2021	GEN	32729	00165	OFFICE DEPOT	INK INK INK	74.62 56.05 16.77 <u>147.44</u>
07/12/2021	GEN	32730	00392	PERFECT CLEANERS OF DETROIT INC.	DRY CLEANING- MYDLOSKI	40.50
07/12/2021	GEN	32731	00453	PETE HALICK	REPAIRS TO BROUGHTON HOUSE	8,447.00
07/12/2021	GEN	32732	00169	POLICE OFFICERS ASSOCIATION	UNION DUES	451.40
07/12/2021	GEN	32733	00173	REYNOLDS WATER CONDITIONING CO	SALT SALT	120.00 40.00 <u>160.00</u>
07/12/2021	GEN	32734	00174	ROAD COMMISSION FOR OAKLAND COUNTY	TRAFFIC SIGNALS SALT 2/12/21-2/23/21 2021 CHLORIDE PROGAM	13.92 8,472.00 877.79 <u>9,363.71</u>
07/12/2021	GEN	32735	00177	RON SHELTON	ELECTRICAL INSPECTIONS	637.99
07/12/2021	GEN	32736	MISC BLDG	SAMUEL ZHAO	BD Bond Refund	200.00
07/12/2021	GEN	32737	00357	SAVATREE, LLC	TREE INSPECTIONS	800.00
07/12/2021	GEN	32738	00182	SIRCHIE FINGER PRINT LABORATORIES	EVIDENCE BAG	36.50

07/16/2021 03:19 PM
User: DOREEN
DB: Franklin Villag

CHECK REGISTER FOR VILLAGE OF FRANKLIN
CHECK DATE FROM 06/15/2021 - 07/16/2021

Page: 4/4

Check Date	Bank	Check	Vendor	Vendor Name	Description	Amount
07/12/2021	GEN	32739	00297	SOCRRA	HAZARDOUS WASTE	120.00
					HAZARDOUS WASTE	60.00
					HAZARDOUS WASTE	90.00
						<u>270.00</u>
07/12/2021	GEN	32740	00190	SUNSET MAINTENANCE LLC	JUNE CLEANING	220.00
					CLEANING	1,119.00
						<u>1,339.00</u>
07/12/2021	GEN	32741	MISC BLDG	THOMAS SEBOLD & ASSOCIATES INC	BD Bond Refund	1,500.00
07/12/2021	GEN	32742	00244	THOMSON REUTERS - WEST	6/1-6/30/21	281.39
07/12/2021	GEN	32743	MISC BLDG	TUCCI, MICHAEL & GINGER URICK	BD Payment Refund	2,700.00
07/12/2021	GEN	32744	00324	UNITED STATES TREASURY	EXCISE TAX	39.90
07/12/2021	GEN	32745	00196	VIGILANTE SECURITY, INC.	7/15/21-10/14/21	75.03
07/12/2021	GEN	32746	00241	WALNUT LAKE ACE HARDWARE	GLUE AND RUBBER Mallet	12.18
07/12/2021	GEN	32747	00204	WATER RESOURCES COMMISSIONER	SOIL EROSION PERMIT INSPECTION	372.50
07/12/2021	GEN	32748	00414	WEX BANK	6/30/21 STMT	607.15
07/12/2021	GEN	32749	00197	WILLIAM CASTRO	STIPEND	875.00
07/12/2021	GEN	32750	00198	WILLIAM DINNAN	BUILDING INSPECTIONS	4,460.00
07/12/2021	GEN	32751	00062	DTE	5/28-6/28 AND 5/28-6/25	933.10
07/12/2021	GEN	32752	00239	ABSOPURE WATER	WATER	47.50
					WATER	37.50
					WATER	40.25
						<u>125.25</u>
07/16/2021	GEN	32754	00265	BASIC	JULY 2021 134367	63.75
07/16/2021	GEN	32755	00029	BP PRODUCTS NORTH AMERICA	0606-0705	821.91
07/16/2021	GEN	32756	00449	CCAP AUTO LEASE LTD	0025170371	382.02
07/16/2021	GEN	32757	00046	COMCAST	0716-0815	124.19
07/16/2021	GEN	32758	00009	GLASS LAW GROUP PA	0601-063021	680.00
07/16/2021	GEN	32759	00108	JOHNSON LANDSCAPING, INC	STMT 070521	21,453.90
					ACCOUNT 49 070521	3,825.00
						<u>25,278.90</u>
07/16/2021	GEN	32760	00121	MAIN STREET FRANKLIN	COUNCIL APPROVED	2,500.00
07/16/2021	GEN	32761	00129	MCKENNA ASSOCIATES	JUNE 2021	1,232.50
07/16/2021	GEN	32762	00241	WALNUT LAKE ACE HARDWARE	BULBS VILLAGE HALL	25.98

GEN TOTALS:

Total of 98 Checks:
Less 1 Void Checks:

Total of 97 Disbursements:

209,126.11
85.00
209,041.11



Village of Franklin
32325 Franklin Road
Franklin, Michigan 48025
Phone: (248) 626-9666
FAX: (248) 626-0538

Memo

To: Bill Lamott, Village President and Village Council
From: Heather Mydloski, Village Clerk
Date: July 12, 2021
Re: Southfield Township Clerk, Sharon Tischler's Retirement

After 37 years, Sharon Tischler has decided to retire from her position as Southfield Township Clerk. The Township is seeking applicants to fill her seat. This elected position must be filled by a Township resident, including residents of Beverly Hills, Bingham Farms and Franklin. The vacancy will be filled by appointment until the next election. A brief job description is attached.

Interested applicants should submit their resume to James O'Reilly at joreilly@southfieldtownship.org or mailed to: Southfield Township, 18550 W. 13 Mile Rd., Southfield Township, MI 48025.

SOUTHFIELD TOWNSHIP CLERK JOB DESCRIPTION

General Summary:

As the official records keeper of the Township, this elected position is responsible for the maintenance of all records, ordinances, and financial transactions. The Clerk is also responsible for conducting national, state and local elections held within the Township.

The applicant must be a resident of Southfield Township (including Beverly Hills, Bingham Farms and Franklin).

Essential Job Functions:

- Manages all Township records.
- Oversees the maintenance of voter records including registration of voters and related documents.
- Conducts elections held in the Township. Prepares legal notices, absentee ballots, and voter machines.
- Manages the financial reporting, accounts payable/receivable, and payroll functions.
- Prepares agendas and related items for the Board of Trustees, Planning/Zoning Board and Zoning Board of Appeals meetings. Publishes all legal notices as required by law.

Desired Minimum Qualifications:

- Graduation from high school supplemented by an Associate degree in business, communication or a related field or equivalent training and experience.
- Four years or more office clerical experience.
- Experience utilizing Windows, Outlook and Excel and the ability to master new technology.
- Ability to understand and follow complex instructions, manage multiple tasks and work effectively under stress.
- Ability to manage interruptions, changes in task priority and to meet deadlines.
- Skills in problem solving, interacting with the public and customer service.
- Ability to create a friendly work environment and maintain effective working relationships with elected officials and other employees.

Preferred Qualifications:

- Basic knowledge of Michigan Election Law and Qualified Voter File.
- Previous experience with training and supervising staff.

Competitive salary, health insurance, pension and other benefits provided.

Interested applicants should submit their resume and contact information to joreilly@southfieldtownship.org or mail to:

Southfield Township
18550 W. 13 Mile Rd.
Southfield Twp., MI 48025
Attention: James O'Reilly

The position will remain open until filled.



Village of Franklin
32325 Franklin Road
Franklin, Michigan 48025
Phone: (248) 626-9666
FAX: (248) 626-0538

Memo

To: Bill Lamott, Village President and Village Council

From: Heather Mydloski, Village Clerk

Date: July 21, 2021

Re: HDC Update

-
- I. Unfinished Business
 - A. **DENIED (Applicant can re-submit when they have the requested submission)** - Tangerine Square- 32731 Franklin Rd. Ste 100-color tab submission.
 - II. New Business
 - A. **APPROVED**- Consider 32751 Franklin Road, Salon & Shoppe Sign Application
 - B. **APPROVED**- Consider 27281 Ovid Ct. Demolition Application
 - C. **APPROVED**- Consider 25800 Meadowdale Fence Application

M E M O R A N D U M

TO: Franklin Village Board of Trustees

FROM: Roger Fraser, Village Administrator

SUBJECT: Reconciliation of FY2020-21 Budget

DATE: July 15, 2021

June 30, 2021, marked the end of the FY2020-21 General Operating Budget for the Village of Franklin. A report detailing revenues and expenditures in all funds as recorded through June 30 is attached for your information. In the spring of 2020, we began the process of preparing that budget. Now, 12-15 months later we get to see how accurate our financial forecasts were and to also see the curious effects of so many policy and administrative decisions with direct and indirect impacts on the budget. In the General Fund there are 22 different sources of revenue and many types of expenditures, also called line items. It is virtually impossible to flawlessly forecast so far ahead the amount needed for each individual line item. Thus, for the purpose of authorizing expenditures and balancing the budget, we work to assure that each department within the budget comes out on the plus side. Within the departments, some line items may be overspent, and others underspent and a department can still come out on the plus side.

For the purpose of this budget reconciliation, our recommended corrective actions are focused on the departments where total expenditures exceed the total authorized for that department. We recommend moving funds from departmental accounts with funds unused and from the General Fund Non-Departmental revenue account that exceeds revenue forecasts.

As further background, I am sharing certain provisions from the Village Charter, Chapter IX, Section 9, in part, and Section 10:

Chapter 9 - . . . the *Council may amend such [the appropriation] resolution so as to authorize the transfer of unused balances appropriated for one purpose to another purpose, or to appropriate available revenues or a class not included in the annual budget.*

Chapter 10 – *If for any cause there shall be at the end of the fiscal year a surplus in **any** (emphasis added) current expense fund, such surplus may be transferred to such other fund as the Council may deem advisable.*

For your ease of understanding, the following is a list of the line items that were overspent that also drove certain departments to exceed portions of their budgets:

Within the General Fund:

Village Council –	<u>Budget Amount</u>	<u>Expenditure</u>	<u>Line-Item Balance</u>
Engineering	8,000	51,167.34	-43,167.34
Legal	20,000	50,713.75	-30,225.11
Public Information	4,500	31,185.56	-30,685.56
Misc. Council Exp.	1,500	1,896.43	<u>-396.43</u>
Total Over Budget by Dept.			-103,996.44*

*Because of line items within the department that were underspent, the total overage does not equal the total obtained by adding the listed numbers above.

General Fund, continued

	<u>Budget Amount</u>	<u>Expenditure</u>	<u>Line-Item Balance</u>
Village Clerk -			
Salary	49,500	62,259.84	-12,659.84
Retirement	000	1,680.00	-1,680.00
Payroll Tax	4,100	4,870.46	- 770.46
Software/Supplies	2,500	2,736.17	-236.17
Bookkeeping	000	1,162.55	-1,162.55
Clerk Contract Svc.	5,000	5,612.71	- 1,612.71
Telephone, Email Host	400	450.00	<u>-400.00</u>
Total Over Budget by Dept.			-3,532.72*

	<u>Budget Amount</u>	<u>Expenditure</u>	<u>Line-Item Balance</u>
Building & Grounds -			
Communication Exp.	8,000	10,114.79	-2,114.79
Broughton Repair	6,000	9,529.35	-3,529.35
Kreger Expense	13,000	19,031.92	<u>- 6,031.92</u>
Total Over Budget by Dept.			-11,676.06*

	<u>Budget Amount</u>	<u>Expenditure</u>	<u>Line-Item Balance</u>
General Insurance -			
Liability, Ins., Bonds	20,000	20,709.00	<u>-709.00</u>
Total Over Budget by Dept.			-607.00*

Within the Police Fund (207):

	<u>Budget Amount</u>	<u>Expenditure</u>	<u>Line-Item Balance</u>
Building & Grounds -			
Repairs & Maintenance	8,000	13,345.90	<u>-5,225.90</u>
Total Over Budget by Dept.			-2,153.56*

The total of all over expenditures is \$119,812.22.

As demonstrated in the Charter language cited above, Council may move unused funds from one purpose to another. What and where are those unused funds? The list follows:

General Fund:

101-172 Administration - \$23,071.27
 101-252 Treasury - 3,196.22
 101-721 Boards & Comm. 801.42
 101-901 Capital Exp. 8,653.00

Police Fund:

207-301 Police 43,454.72
 Total Unspent \$79,175.91

*Because of line items within the department that were underspent, the total overage does not equal the total obtained by adding the listed numbers above.

Over Expenditures	\$119,812.22
Minus Total Unspent	<u>- 79,175.91</u>
Balance	\$40,636.31

Within the General Fund, Revenues exceed budgeted forecasts by \$105,223.23. The remaining \$40,636.31 can be appropriated from the General Fund Non-Departmental Revenues. With that final adjustment, the reconciliation of the FY2020-21 Budget is complete. A resolution will be prepared this weekend to amend the budget as described here.

*Because of line items within the department that were underspent, the total overage does not equal the total obtained by adding the listed numbers above.



32325 Franklin Road, Franklin, Michigan 48025

FAX: (248) 626-0538

(248) 626-9666

www.franklin.mi.us

RESOLUTION TO AMEND FY2020-21 BUDGET JULY 19, 2020

WHEREAS on June 8, 2020, the Franklin Village Council adopted a general appropriations act approving the annual Village Budget for fiscal year 2020-2021, and

WHEREAS the Village Administrator has prepared a report to Council detailing the changes needed to the various activities and that report is attached hereto and incorporated herein, and

WHEREAS certain departments within the General Fund and Police Fund have exceeded amounts budgeted in particular activities, and

WHEREAS certain departments within the General Fund and Police Fund have underspent the amount budgeted in specific activities, and

WHEREAS total revenues in the General Fund exceed budget amounts by \$105,223.23, and

WHEREAS the following General Fund departments underspent their budget by the specified amounts:

101-172 Administration	\$23,071.27
101-252 Treasury	3,196.22
101-721 Bds & Comm.	801.72
101-901 Capital Exp.	8,653.00
207-301 Police	<u>45,454.72</u>
Total Unspent	\$79,175.91

WHEREAS the difference between total department expenditures exceeding amounts budgeted of \$119,912.22 and those expenditures under amounts budgeted of \$79,175.91, is \$40,636.31

BE IT RESOLVED the following changes be made in the amounts budgeted for General Fund revenues:

101-000-995.004 transfer out to Police Fund is decreased by \$43,454.72 and \$40,636.31 is appropriated from General Fund non-departmental revenues, and

IT IS RESOLVED the following changes be made in amounts budgeted for General Fund expenditures:

101-101 Village Council is increased by \$103,996.44
101-215 Village Clerk is increased by \$3,532.72
101-721 Building and Grounds is increased by \$11,676.06
101-851 General Insurance is increased by \$607.00, and

IT IS FINALLY RESOLVED the following change be made in the amount budgeted for Police Fund expenditure:

207-265 Building and Grounds is increased by \$2,153.56.

MEMORANDUM

TO: Franklin Village Board of Trustees
FROM: Roger Fraser, Village Administrator
SUBJECT: Reconciliation of FY2020-21 Budget
DATE: July 15, 2021

June 30, 2021, marked the end of the FY2020-21 General Operating Budget for the Village of Franklin. A report detailing revenues and expenditures in all funds as recorded through June 30 is attached for your information. In the spring of 2020, we began the process of preparing that budget. Now, 12-15 months later we get to see how accurate our financial forecasts were and to also see the curious effects of so many policy and administrative decisions with direct and indirect impacts on the budget. In the General Fund there are 22 different sources of revenue and many types of expenditures, also called line items. It is virtually impossible to flawlessly forecast so far ahead the amount needed for each individual line item. Thus, for the purpose of authorizing expenditures and balancing the budget, we work to assure that each department within the budget comes out on the plus side. Within the departments, some line items may be overspent, and others underspent and a department can still come out on the plus side. For the purpose of this budget reconciliation, our recommended corrective actions are focused on the departments where total expenditures exceed the total authorized for that department. We recommend moving funds from departmental accounts with funds unused and from the General Fund Non-Departmental revenue account that exceeds revenue forecasts.

As further background, I am sharing certain provisions from the Village Charter, Chapter IX, Section 9, in part, and Section 10:

Chapter 9 - . . . the *Council may amend such [the appropriation] resolution so as to authorize the transfer of unused balances appropriated for one purpose to another purpose, or to appropriate available revenues or a class not included in the annual budget.*

Chapter 10 – *If for any cause there shall be at the end of the fiscal year a surplus in any (emphasis added) current expense fund, such surplus may be transferred to such other fund as the Council may deem advisable.*

For your ease of understanding, the following is a list of the line items that were overspent that also drove certain departments to exceed portions of their budgets:

Within the General Fund:

	<u>Budget Amount</u>	<u>Expenditure</u>	<u>Line-Item Balance</u>
Village Council –			
Engineering	8,000	51,167.34	-43,167.34
Legal	20,000	50,713.75	-30,225.11
Public Information	4,500	31,185.56	-30,685.56

Misc. Council Exp.	1,500	1,896.43	<u>-396.43</u>
Total Over Budget by Dept.			-103,996.44*

General Fund, continued

Village Clerk -	<u>Budget Amount</u>	<u>Expenditure</u>	<u>Line-Item Balance</u>
Salary	49,500	62,259.84	-12,659.84
Retirement	000	1,680.00	-1,680.00
Payroll Tax	4,100	4,870.46	- 770.46
Software/Supplies	2,500	2,736.17	-236.17
Bookkeeping	000	1,162.55	-1,162.55
Clerk Contract Svc.	5,000	5,612.71	- 1,612.71
Telephone, Email Host	400	450.00	<u>-400.00</u>
Total Over Budget by Dept.			-3,532.72*

Building & Grounds -	<u>Budget Amount</u>	<u>Expenditure</u>	<u>Line-Item Balance</u>
Communication Exp.	8,000	10,114.79	-2,114.79
Broughton Repair	6,000	9,529.35	-3,529.35
Kreger Expense	13,000	19,031.92	<u>- 6,031.92</u>
Total Over Budget by Dept.			-11,676.06*

General Insurance -	<u>Budget Amount</u>	<u>Expenditure</u>	<u>Line-Item Balance</u>
Liability, Ins., Bonds	20,000	20,709.00	<u>-709.00</u>
Total Over Budget by Dept.			-607.00*

Within the Police Fund (207):

Building & Grounds -	<u>Budget Amount</u>	<u>Expenditure</u>	<u>Line-Item Balance</u>
Repairs & Maintenance	8,000	13,345.90	<u>-5,225.90</u>
Total Over Budget by Dept.			-2,153.56*

The total of all over expenditures is \$119,812.22.

As demonstrated in the Charter language cited above, Council may move unused funds from one purpose to another. What and where are those unused funds? The list follows:

General Fund:

101-172 Administration -	\$23,071.27
101-252 Treasury -	3,196.22
101-721 Boards & Comm.	801.42
101-901 Capital Exp.	8,653.00

Police Fund:

207-301 Police	<u>43,454.72</u>
Total Unspent	\$79,175.91

Over Expenditures	\$119,812.22
Minus Total Unspent	<u>- 79,175.91</u>
Balance	\$40,636.31

Within the General Fund, Revenues exceed budgeted forecasts by \$105,223.23. The remaining \$40,636.31 can be appropriated from the General Fund Non-Departmental Revenues. With that final adjustment, the reconciliation of the FY2020-21 Budget is complete. A resolution will be prepared this weekend to amend the budget as described here.

REVENUE AND EXPENDITURE REPORT FOR VILLAGE OF FRANKLIN

PERIOD ENDING 06/30/2021

GL NUMBER	DESCRIPTION	2020-21	YTD BALANCE	ACTIVITY FOR	AVAILABLE	% BDGT USED
		AMENDED BUDGET	06/30/2021 NORMAL (ABNORMAL)	MONTH 06/30/2021 INCREASE (DECREASE)	BALANCE NORMAL (ABNORMAL)	
Fund 101 - GENERAL						
Revenues						
Dept 000 - NON-DEPARTMENTAL						
Unclassified						
101-000-402.000	REAL & PERSONAL PROPERTY TAXES	1,078,500.00	1,079,079.07	0.00	(579.07)	100.05
101-000-447.000	PROPERTY TAX ADMIN FEE	29,500.00	29,352.56	0.00	147.44	99.50
101-000-451.000	BUSINESS LICENSES	3,500.00	1,050.00	125.00	2,450.00	30.00
101-000-452.000	MISC. PERMITS, GARAGE SALE	500.00	137.00	0.00	363.00	27.40
101-000-501.000	COMMUNITY DEVEL BLK GRANT	7,000.00	0.00	0.00	7,000.00	0.00
101-000-539.000	GRANT PROCEEDS	10,000.00	12,911.70	(2,058.30)	(2,911.70)	129.12
101-000-574.000	STATE REVENUE SHARING	253,562.00	250,629.00	49,257.00	2,933.00	98.84
101-000-575.000	LIQUOR LICENSE FEES	600.00	440.00	0.00	160.00	73.33
101-000-580.000	CABLECAST BOARD GRANT	33,000.00	10,958.00	0.00	22,042.00	33.21
101-000-607.000	CABLE TV FRANCHISE FEES	115,000.00	80,253.39	0.00	34,746.61	69.79
101-000-608.000	METRO ACT (UTILITY EASEMENT)	1,000.00	1,405.91	1,405.91	(405.91)	140.59
101-000-609.000	FOIA REQUESTS	0.00	693.42	244.97	(693.42)	100.00
101-000-611.000	GRASS CUT REIMBURSEMENTS	0.00	760.00	0.00	(760.00)	100.00
101-000-627.000	ADMINISTRATIVE CHARGES ACT 51	9,500.00	9,765.32	0.00	(265.32)	102.79
101-000-657.000	FALSE ALARM FINES	50.00	0.00	(50.00)	50.00	0.00
101-000-664.000	DIVIDENDS/RET. OF INS. PREMIUM	10,000.00	0.00	0.00	10,000.00	0.00
101-000-665.000	INTEREST INCOME	5,000.00	4,952.78	0.00	47.22	99.06
101-000-670.000	KREGER HOUSE RENTAL	1,200.00	462.00	(150.00)	738.00	38.50
101-000-675.000	DONATIONS	0.00	150.00	0.00	(150.00)	100.00
101-000-677.000	FRANKLIN LIBRARY REIMBURSEMENT	2,200.00	2,099.00	0.00	101.00	95.41
101-000-679.000	OTHER REIMBURSEMENTS	0.00	662.04	(5.00)	(662.04)	100.00
101-000-680.000	MISC. INCOME/OTHER	0.00	455.15	0.00	(455.15)	100.00
101-000-995.002	TRANSFER OUT TO CABLE TV BOARD	(40,000.00)	(46,044.72)	0.00	6,044.72	115.11
101-000-995.004	TRANSFER OUT TO POLICE BUDGET	(1,078,158.00)	(892,994.39)	(4,051.38)	(185,163.61)	82.83
Unclassified		441,954.00	547,177.23	44,718.20	+ (105,223.23)	123.81
Total Dept 000 - NON-DEPARTMENTAL		441,954.00	547,177.23	44,718.20	(105,223.23)	123.81
TOTAL REVENUES		441,954.00	547,177.23	44,718.20	(105,223.23)	123.81
Expenditures						
Dept 101 - VILLAGE COUNCIL						
Unclassified						
101-101-703.000	VILLAGE COUNCIL PER DIEMS	175.00	175.00	175.00	0.00	100.00
101-101-730.000	DUES & SUBSCRIPTIONS	2,000.00	1,772.00	0.00	228.00	88.60
101-101-740.000	TRAINING & TRAVEL	500.00	250.00	0.00	250.00	50.00
101-101-821.000	GENERAL ENGINEERING SERVICES	8,000.00	51,167.34	6,361.84	(43,167.34)	639.59
101-101-826.000	LEGAL & RELATED SERVICES	20,000.00	50,225.11	5,713.75	(30,225.11)	251.13
101-101-900.000	PUBLIC INFORMATION	4,500.00	35,185.56	5,191.89	(30,685.56)	781.90
101-101-956.000	MISC COUNCIL EXPENSES	1,500.00	1,896.43	11.99	(396.43)	126.43
Unclassified		36,675.00	140,671.44	17,454.47	(103,996.44)	383.56
Total Dept 101 - VILLAGE COUNCIL		36,675.00	140,671.44	17,454.47	(103,996.44)	383.56
Dept 172 - ADMINISTRATION						
Unclassified						
101-172-704.000	ADMINISTRATIVE SALARIES	158,360.00	163,663.60	12,633.10	(5,303.60)	103.35
101-172-705.000	GROUP INSURANCE	13,700.00	4,077.06	641.67	9,622.94	29.76

PERIOD ENDING 06/30/2021

GL NUMBER	DESCRIPTION	2020-21	YTD BALANCE	ACTIVITY FOR	AVAILABLE	% BDGT USED
		AMENDED BUDGET	06/30/2021 NORMAL (ABNORMAL)	MONTH 06/30/2021 INCREASE (DECREASE)	BALANCE NORMAL (ABNORMAL)	
Fund 101 - GENERAL						
Expenditures						
101-172-706.000	LIFE & DISABILITY INSURANCE	1,200.00	250.06	26.88	949.94	20.84
101-172-707.000	WORKERS COMP INSURANCE	950.00	(60.34)	(16.67)	1,010.34	(6.35)
101-172-708.000	RETIREMENT CONTRIBUTIONS	15,836.00	10,416.03	835.12	5,419.97	65.77
101-172-709.000	PAYROLL TAXES	12,115.00	9,939.24	734.50	2,175.76	82.04
101-172-727.000	OFFICE SUPPLIES	5,000.00	2,900.12	177.44	2,099.88	58.00
101-172-728.000	COMPUTER SOFTWARE & SUPPLIES	4,500.00	3,636.20	0.00	863.80	80.80
101-172-730.000	DUES & SUBSCRIPTIONS	3,750.00	245.00	0.00	3,505.00	6.53
101-172-740.000	TRAINING EXPENSES	3,500.00	0.00	0.00	3,500.00	0.00
101-172-807.000	ANNUAL AUDIT FEE	4,000.00	4,183.33	0.00	(183.33)	104.58
101-172-853.000	COMMUNICATION EXPENSE	1,200.00	1,789.43	92.30	(589.43)	149.12
Unclassified		224,111.00	201,039.73	15,124.34	23,071.27	89.71
Total Dept 172 - ADMINISTRATION		224,111.00	201,039.73	15,124.34	23,071.27	89.71
Dept 215 - VILLAGE CLERK						
Unclassified						
101-215-702.000	CLERK - LONGEVITY PAY	4,100.00	4,100.00	0.00	0.00	100.00
101-215-704.000	CLERK SALARY	49,500.00	62,159.84	4,000.00	(12,659.84)	125.58
101-215-705.000	GROUP INSURANCE	19,877.00	8,712.89	0.00	11,164.11	43.83
101-215-706.000	LIFE & DISABILITY INSURANCE	870.00	319.14	145.44	550.86	36.68
101-215-707.000	WORKERS COMP INSURANCE	200.00	53.50	0.00	146.50	26.75
101-215-708.000	RETIREMENT CONTRIBUTIONS	0.00	1,680.00	240.00	(1,680.00)	100.00
101-215-709.000	PAYROLL TAXES	4,100.00	4,870.46	306.00	(770.46)	118.79
101-215-727.000	OFFICE SUPPLIES	3,500.00	2,252.71	210.90	1,247.29	64.36
101-215-728.000	COMPUTER SOFTWARE & SUPPLIES	2,500.00	2,736.17	550.00	(236.17)	109.45
101-215-730.000	DUES & SUBSCRIPTIONS	800.00	419.75	79.75	380.25	52.47
101-215-740.000	TRAINING EXPENSES	750.00	100.00	50.00	650.00	13.33
101-215-810.000	BOOKKEEPING CONTRACTED SERVICES	0.00	1,162.55	115.14	(1,162.55)	100.00
101-215-811.000	CLERK CONTRACTED SERVICES	4,000.00	5,612.71	835.76	(1,612.71)	140.32
101-215-853.000	TELEPHONE/EMAIL HOSTING	400.00	450.00	25.00	(50.00)	112.50
101-215-930.000	REPAIRS, MAINTENANCE, & SUPPLIES	500.00	0.00	0.00	500.00	0.00
Unclassified		91,097.00	94,629.72	6,557.99	(3,532.72)	103.88
Total Dept 215 - VILLAGE CLERK		91,097.00	94,629.72	6,557.99	(3,532.72)	103.88
Dept 253 - TREASURY/GENERAL OFFICE						
Unclassified						
101-253-728.000	COMPUTER SOFTWARE & SUPPLIES	2,500.00	120.00	0.00	2,380.00	4.80
101-253-900.000	TAX COLLECTION EXPENSES	1,600.00	1,016.75	480.00	583.25	63.55
101-253-956.000	UNCATEGORIZED EXPENSE(BANK FEES)	2,000.00	1,767.03	136.57	232.97	88.35
Unclassified		6,100.00	2,903.78	616.57	3,196.22	47.60
Total Dept 253 - TREASURY/GENERAL OFFICE		6,100.00	2,903.78	616.57	3,196.22	47.60
Dept 265 - BUILDING & GROUNDS						
Unclassified						
101-265-810.000	CONTRACTED SERVICES	26,500.00	22,522.92	4,345.82	3,977.08	84.99
101-265-853.000	COMMUNICATION EXP.	8,000.00	10,114.79	844.08	(2,114.79)	126.43

07/13/2021 03:54 PM
 User: ANDREA
 DB: Franklin Villag

REVENUE AND EXPENDITURE REPORT FOR VILLAGE OF FRANKLIN

Page: 3/4

PERIOD ENDING 06/30/2021

GL NUMBER	DESCRIPTION	2020-21	YTD BALANCE	ACTIVITY FOR	AVAILABLE	% BDGT USED
		AMENDED BUDGET	06/30/2021 NORMAL (ABNORMAL)	MONTH 06/30/2021 INCREASE (DECREASE)	BALANCE NORMAL (ABNORMAL)	
Fund 101 - GENERAL						
Expenditures						
101-265-920.000	BROUGHTON HOUSE UTILITIES	8,000.00	7,946.69	1,261.15	53.31	99.33
101-265-930.000	BROUGHTON/REPAIR/MAINT/SUPPLIES	6,000.00	9,529.35	158.02	(3,529.35)	158.82
101-265-956.000	KREGER HOUSE EXPENSES	13,000.00	19,031.92	2,038.20	(6,031.92)	146.40
Unclassified		61,500.00	69,145.67	8,647.27	(7,645.67)	112.43
<hr/>						
Total Dept 265 - BUILDING & GROUNDS		61,500.00	69,145.67	8,647.27	(7,645.67)	112.43
<hr/>						
Dept 721 - BOARDS & COMMISSIONS						
Unclassified						
101-721-818.000	PLANNING OPERATIONS	18,670.00	18,881.82	2,100.74	(211.82)	101.13
101-721-819.000	MASTER PLAN	6,000.00	5,652.50	0.00	347.50	94.21
101-721-820.000	HISTORIC STUDY COMMITTEE	2,000.00	521.25	0.00	1,478.75	26.06
101-721-823.000	ZONING BOARD OF APPEALS	2,300.00	4,094.56	588.71	(1,794.56)	178.02
101-721-824.000	HISTORIC DISTRICT COMMISSION	2,000.00	1,018.45	0.00	981.55	50.92
Unclassified		30,970.00	30,168.58	2,689.45	801.42	97.41
<hr/>						
Total Dept 721 - BOARDS & COMMISSIONS		30,970.00	30,168.58	2,689.45	801.42	97.41
<hr/>						
Dept 747 - COMMUNITY PROGRAMS						
Unclassified						
101-747-830.000	CDBG EXPENSE	7,000.00	650.00	650.00	6,350.00	9.29
101-747-880.000	MAIN STREET EXPENSE	20,000.00	20,000.00	0.00	0.00	100.00
101-747-882.000	NEXT FUNDING	10,000.00	10,000.00	0.00	0.00	100.00
101-747-902.000	WEBSITE EXPENSES	3,100.00	2,312.97	41.98	787.03	74.61
Unclassified		40,100.00	32,962.97	691.98	7,137.03	82.20
<hr/>						
Total Dept 747 - COMMUNITY PROGRAMS		40,100.00	32,962.97	691.98	7,137.03	82.20
<hr/>						
Dept 851 - GENERAL INSURANCE						
Unclassified						
101-851-910.000	LIBRARY INSURANCE EXPENSE	2,300.00	2,198.00	0.00	102.00	95.57
101-851-911.000	LIABILITY INSURANCE & BONDS	20,000.00	20,709.00	0.00	(709.00)	103.55
Unclassified		22,300.00	22,907.00	0.00	(607.00)	102.72
<hr/>						
Total Dept 851 - GENERAL INSURANCE		22,300.00	22,907.00	0.00	(607.00)	102.72
<hr/>						
Dept 901 - CAPITAL EXPENDITURES						
Unclassified						
101-901-980.000	CLERKS OFFICE FURNITURE & EQUIPMENT	1,000.00	0.00	0.00	1,000.00	0.00
101-901-981.000	ADMIN.OFFICE FURNITURE & EQUIPMENT	2,700.00	0.00	0.00	2,700.00	0.00
101-901-982.000	BROUGHTON HOUSE IMPROVEMENTS	5,000.00	8,447.00	8,447.00	(3,447.00)	168.94
101-901-983.000	BROUGHTON WINDOW REHABILITATION PROJECT	8,400.00	0.00	0.00	8,400.00	0.00
Unclassified		17,100.00	8,447.00	8,447.00	8,653.00	49.40

07/13/2021 03:54 PM
 User: ANDREA
 DB: Franklin Villag

REVENUE AND EXPENDITURE REPORT FOR VILLAGE OF FRANKLIN

Page: 4/4

PERIOD ENDING 06/30/2021

GL NUMBER	DESCRIPTION	2020-21	YTD BALANCE	ACTIVITY FOR	AVAILABLE	% BDGT USED
		AMENDED BUDGET	06/30/2021 NORMAL (ABNORMAL)	MONTH 06/30/2021 INCREASE (DECREASE)	BALANCE NORMAL (ABNORMAL)	
Fund 101 - GENERAL						
Expenditures						
Total Dept 901 - CAPITAL EXPENDITURES		17,100.00	8,447.00	8,447.00	8,653.00	49.40
TOTAL EXPENDITURES		529,953.00	602,875.89	60,229.07	(72,922.89)	113.76
Fund 101 - GENERAL:						
TOTAL REVENUES		441,954.00	547,177.23	44,718.20	105,223.23	123.81
TOTAL EXPENDITURES		529,953.00	602,875.89	60,229.07	(72,922.89)	113.76
NET OF REVENUES & EXPENDITURES		(87,999.00)	(55,698.66)	(15,510.87)	32,300.34	63.29
BEG. FUND BALANCE		1,662,397.14	1,662,397.14			
END FUND BALANCE		1,574,398.14	1,606,698.48			

PERIOD ENDING 06/30/2021

GL NUMBER	DESCRIPTION	2020-21 AMENDED BUDGET	YTD BALANCE 06/30/2021 NORMAL (ABNORMAL)	ACTIVITY FOR MONTH 06/30/2021 INCREASE (DECREASE)	AVAILABLE BALANCE NORMAL (ABNORMAL)	% BDGT USED
Fund 207 - POLICE						
Revenues						
Dept 000 - NON-DEPARTMENTAL						
Unclassified						
207-000-539.000	POLICE GRANT PROCEEDS	0.00	17,875.00	0.00	(17,875.00)	100.00
207-000-626.000	POLICE PROTECTION SVC - POS	550,393.00	550,393.00	45,866.12	0.00	100.00
207-000-656.000	POLICE FINES	0.00	16,352.88	0.00	(16,352.88)	100.00
207-000-659.000	DRUG FORFEITURE SALES	0.00	34,964.03	0.00	(34,964.03)	100.00
207-000-665.000	INTEREST INCOME	0.00	158.91	2.87	(158.91)	100.00
207-000-672.000	POLICE PROTECTION (SAD)	340,032.00	340,209.88	27,794.13	(177.88)	100.05
207-000-673.000	SALE OF FIXED ASSETS	0.00	5,507.00	0.00	(5,507.00)	100.00
207-000-678.000	PD TRAINING ST OF MICHIGAN	0.00	1,226.61	0.00	(1,226.61)	100.00
207-000-681.000	MISC POLICE INCOME	0.00	1,735.63	0.00	(1,735.63)	100.00
207-000-699.001	TRANSFER IN FROM GENERAL FUND	1,078,158.00	956,705.34	67,762.33	121,452.66	88.74
Unclassified		1,968,583.00	1,925,128.28	141,425.45	43,454.72	97.79
Total Dept 000 - NON-DEPARTMENTAL		1,968,583.00	1,925,128.28	141,425.45	43,454.72	97.79
TOTAL REVENUES		1,968,583.00	1,925,128.28	141,425.45	43,454.72	97.79
Expenditures						
Dept 265 - BUILDING & GROUNDS						
Unclassified						
207-265-920.000	UTILITIES	13,159.00	10,086.66	887.78	3,072.34	76.65
207-265-930.000	REPAIRS & MAINTENANCE	8,120.00	13,345.90	1,325.22	(5,225.90)	164.36
Unclassified		21,279.00	23,432.56	2,213.00	(2,153.56)	110.12
Total Dept 265 - BUILDING & GROUNDS		21,279.00	23,432.56	2,213.00	(2,153.56)	110.12
Dept 301 - POLICE						
Unclassified						
207-301-700.000	POLICE SALARIES	842,238.00	831,030.84	63,740.00	11,207.16	98.67
207-301-701.000	POLICE OVERTIME	37,000.00	26,690.31	2,266.94	10,309.69	72.14
207-301-702.000	POLICE LONGEVITY	8,100.00	7,100.00	0.00	1,000.00	87.65
207-301-703.000	POLICE HOLIDAY PAY	43,173.00	41,987.48	930.81	1,185.52	97.25
207-301-704.000	POLICE CLERICAL SALARIES	40,041.00	43,894.71	2,882.46	(3,853.71)	109.62
207-301-705.000	POLICE DEPARTMENT HEALTH INSURANCE	135,328.00	102,070.90	8,178.05	33,257.10	75.42
207-301-706.000	POLICE LIFE & DISABILITY INSURANCE	5,589.00	5,982.00	498.50	(393.00)	107.03
207-301-707.000	WORKERS COMP INSURANCE	13,124.00	10,062.00	0.00	3,062.00	76.67
207-301-708.000	POLICE RETIREMENT CONTRIBUTIONS	355,844.00	358,728.98	27,647.79	(2,884.98)	100.81
207-301-709.000	POLICE PAYROLL TAX	73,533.00	72,053.14	5,262.27	1,479.86	97.99
207-301-710.000	UNIFORM ALLOWANCE	11,000.00	9,676.82	4,864.05	1,323.18	87.97
207-301-711.000	RETIREMENT HEALTH CARE FUNDING	87,825.00	87,825.00	7,318.75	0.00	100.00
207-301-726.000	POLICE SUPPLIES	7,700.00	7,502.11	36.50	197.89	97.43
207-301-727.000	OFFICE SUPPLIES	4,200.00	3,981.64	226.44	218.36	94.80
207-301-728.000	COMPUTER SOFTWARE & SUPPLIES	4,628.00	3,214.01	0.00	1,413.99	69.45
207-301-730.000	DUES & MEETINGS	1,750.00	565.00	0.00	1,185.00	32.29
207-301-740.000	TRAINING & TRAVEL	6,500.00	3,845.00	0.00	2,655.00	59.15
207-301-742.000	PISTOL RANGE EXPENSE	2,900.00	2,455.94	596.05	444.06	84.69
207-301-761.000	PRISONER BOARD	1,000.00	675.00	150.00	325.00	67.50
207-301-768.000	UNIFORM EXPENSE	5,250.00	4,729.28	0.00	520.72	90.08
207-301-802.000	ACCOUNTING SERVICES	2,000.00	0.00	0.00	2,000.00	0.00

PERIOD ENDING 06/30/2021

GL NUMBER	DESCRIPTION	2020-21	YTD BALANCE	ACTIVITY FOR	AVAILABLE	% BDGT USED
		AMENDED BUDGET	06/30/2021 NORMAL (ABNORMAL)	MONTH 06/30/2021 INCREASE (DECREASE)	BALANCE NORMAL (ABNORMAL)	
Fund 207 - POLICE						
Expenditures						
207-301-807.000	ANNUAL AUDIT FEE	3,000.00	4,183.33	0.00	(1,183.33)	139.44
207-301-826.000	LEGAL & RELATED	6,000.00	7,562.00	415.75	(1,562.00)	126.03
207-301-845.000	DRUG FORFEITURE EXPENSES	0.00	26,789.91	0.00	(26,789.91)	100.00
207-301-853.000	COMMUNICATIONS EXPENSE	20,316.00	20,535.13	568.98	(219.13)	101.08
207-301-854.000	CENTRAL DISPATCH	55,227.00	56,299.73	8,333.32	(1,072.73)	101.94
207-301-863.000	POLICE CAR OPERATIONS	45,320.00	29,943.78	4,946.79	15,376.22	66.07
207-301-864.000	POLICE CAR LEASING	4,800.00	5,316.90	349.00	(516.90)	110.77
207-301-900.000	POLICE PUBLIC INFORMATION	1,086.00	721.06	0.00	364.94	66.40
Unclassified		1,824,472.00	1,775,422.00	139,212.45	49,050.00	97.31
Total Dept 301 - POLICE						
		1,824,472.00	1,775,422.00	139,212.45	49,050.00	97.31
Dept 851 - GENERAL INSURANCE						
Unclassified						
207-851-910.000	POLICE LIABILITY INSURANCE	60,248.00	62,800.00	0.00	(2,552.00)	104.24
207-851-911.000	POLICE CAR INSURANCE	9,924.00	0.00	0.00	9,924.00	0.00
207-851-912.000	POLICE BUILDING/PROPERTY INSURANCE	4,728.00	0.00	0.00	4,728.00	0.00
Unclassified		74,900.00	62,800.00	0.00	12,100.00	83.85
Total Dept 851 - GENERAL INSURANCE						
		74,900.00	62,800.00	0.00	12,100.00	83.85
Dept 901 - CAPITAL EXPENDITURES						
Unclassified						
207-901-980.000	FURNITURE & EQUIPMENT	932.00	741.14	0.00	190.86	79.52
207-901-981.000	AUTOS & RELATED EQUIPMENT	47,000.00	46,526.32	0.00	473.68	98.99
Unclassified		47,932.00	47,267.46	0.00	664.54	98.61
Total Dept 901 - CAPITAL EXPENDITURES						
		47,932.00	47,267.46	0.00	664.54	98.61
TOTAL EXPENDITURES						
		1,968,583.00	1,908,922.02	141,425.45	59,660.98	96.97
Fund 207 - POLICE:						
TOTAL REVENUES						
		1,968,583.00	1,925,128.28	141,425.45	43,454.72	97.79
TOTAL EXPENDITURES						
		1,968,583.00	1,908,922.02	141,425.45	(59,660.98)	96.97
NET OF REVENUES & EXPENDITURES						
		0.00	16,206.26	0.00	(16,206.26)	100.00
BEG. FUND BALANCE						
		53,985.80	53,985.80			
END FUND BALANCE						
		53,985.80	70,192.06			

PERIOD ENDING 06/30/2021

GL NUMBER	DESCRIPTION	2020-21 AMENDED BUDGET	YTD BALANCE 06/30/2021 NORMAL (ABNORMAL)	ACTIVITY FOR MONTH 06/30/2021 INCREASE (DECREASE)	AVAILABLE BALANCE NORMAL (ABNORMAL)	% BDGT USED
Fund 249 - BUILDING DEPARTMENT						
Revenues						
Dept 000 - NON-DEPARTMENTAL						
Unclassified						
249-000-475.000	ENGINEERING INCOME	7,000.00	2,666.26	0.00	4,333.74	38.09
249-000-476.000	BUILDING PERMITS/PLAN REVIEW	70,000.00	0.00	0.00	70,000.00	0.00
249-000-476.001	BLDG APPLICATION FEE	0.00	20,650.00	600.00	(20,650.00)	100.00
249-000-476.002	BLDG LICENSE REGISTRATION	0.00	1,650.00	50.00	(1,650.00)	100.00
249-000-476.003	BLDG PERMIT FEE	0.00	98,076.00	9,623.00	(98,076.00)	100.00
249-000-476.004	BLDG PLAN REVIEW FEE	0.00	28,216.00	2,678.00	(28,216.00)	100.00
249-000-476.005	BLDG REINSPECTION FEE	0.00	165.00	0.00	(165.00)	100.00
249-000-477.000	CULVERT PERMITS	100.00	50.00	0.00	50.00	50.00
249-000-478.000	DEMOLITION	500.00	0.00	0.00	500.00	0.00
249-000-478.001	DEMO APPLICATION FEE	0.00	650.00	300.00	(650.00)	100.00
249-000-478.003	DEMO PERMIT FEE	0.00	225.00	225.00	(225.00)	100.00
249-000-479.000	ELECTRICAL PERMITS	15,000.00	0.00	0.00	15,000.00	0.00
249-000-479.001	ELECTRICAL LICENSE REGISTRATION	0.00	1,225.00	50.00	(1,225.00)	100.00
249-000-479.002	ELECTRICAL PERMIT FEE	0.00	16,490.00	1,555.00	(16,490.00)	100.00
249-000-479.003	ELECTRICAL REINSPECTION FEE	0.00	495.00	0.00	(495.00)	100.00
249-000-480.000	FENCE	2,500.00	0.00	0.00	2,500.00	0.00
249-000-480.001	FENCE APPLICATION FEE	0.00	2,550.00	600.00	(2,550.00)	100.00
249-000-480.003	FENCE PERMIT FEE	0.00	295.00	0.00	(295.00)	100.00
249-000-482.000	MECHANICAL PERMITS	15,000.00	0.00	0.00	15,000.00	0.00
249-000-482.001	MECHANICAL LICENSE REGISTRATION	0.00	585.00	115.00	(585.00)	100.00
249-000-482.002	MECHANICAL PERMIT FEE	0.00	14,830.00	1,800.00	(14,830.00)	100.00
249-000-482.003	MECHANICAL REINSPECTION FEE	0.00	715.00	110.00	(715.00)	100.00
249-000-483.001	PLANNING APPLICATION FEE	0.00	800.00	300.00	(800.00)	100.00
249-000-484.000	PLUMBING PERMITS	9,000.00	0.00	0.00	9,000.00	0.00
249-000-484.001	PLUMBING LICENSE REGISTRATION	0.00	420.00	45.00	(420.00)	100.00
249-000-484.002	PLUMBING PERMIT FEE	0.00	7,590.00	645.00	(7,590.00)	100.00
249-000-484.003	PLUMBING REINSPECTION FEE	0.00	220.00	55.00	(220.00)	100.00
249-000-486.000	SIGN PERMITS	200.00	0.00	0.00	200.00	0.00
249-000-486.001	SIGN APPLICATION FEE	0.00	200.00	40.00	(200.00)	100.00
249-000-487.000	TREE REMOVAL PERMITS	2,000.00	2,434.00	0.00	(434.00)	121.70
249-000-487.001	TREE APPLICATION FEE	0.00	700.00	100.00	(700.00)	100.00
249-000-487.002	TREE CONSULTANT FEE	0.00	(500.00)	(725.00)	500.00	100.00
249-000-489.000	ZONING BOARD OF APPEALS	1,500.00	1,600.00	0.00	(100.00)	106.67
249-000-492.000	PRESSURE SEWER	200.00	200.00	0.00	0.00	100.00
249-000-500.000	BUILDING CIVIL INFRACTIONS	500.00	0.00	0.00	500.00	0.00
249-000-680.000	MISCELLANEOUS INCOME	2,000.00	295.00	25.00	1,705.00	14.75
Unclassified		125,500.00	203,492.26	18,191.00	4 (77,992.26)	162.15
Total Dept 000 - NON-DEPARTMENTAL						
		125,500.00	203,492.26	18,191.00	(77,992.26)	162.15
TOTAL REVENUES						
		125,500.00	203,492.26	18,191.00	(77,992.26)	162.15
Expenditures						
Dept 000 - NON-DEPARTMENTAL						
Unclassified						
249-000-000.000	CODE ENFORCEMENT WAGES	0.00	5,200.00	1,200.00	(5,200.00)	100.00
249-000-704.000	ADMINISTRATIVE SALARIES	22,050.00	22,125.00	1,875.00	(75.00)	100.34
249-000-705.000	GROUP INSURANCE	12,000.00	12,000.00	1,000.00	0.00	100.00
249-000-706.000	LIFE & DISABILITY INSURANCE	609.00	609.00	50.75	0.00	100.00
249-000-707.000	WORKERS COMP INSURANCE	200.00	333.04	16.67	(133.04)	166.52

PERIOD ENDING 06/30/2021

GL NUMBER	DESCRIPTION	2020-21 AMENDED BUDGET	YTD BALANCE 06/30/2021 NORMAL (ABNORMAL)	ACTIVITY FOR MONTH 06/30/2021 INCREASE (DECREASE)	AVAILABLE BALANCE NORMAL (ABNORMAL)	% BDGT USED
Fund 249 - BUILDING DEPARTMENT						
Expenditures						
249-000-708.000	RETIREMENT CONTRIBUTIONS	1,200.00	1,300.00	100.00	(100.00)	108.33
249-000-709.000	PAYROLL TAXES	1,530.00	1,927.81	219.30	(397.81)	126.00
249-000-727.000	OFFICE SUPPLIES	2,000.00	2,980.49	195.93	(980.49)	149.02
249-000-728.000	COMPUTER SOFTWARE & SUPPLIES	4,000.00	4,456.59	1,200.00	(456.59)	111.41
249-000-730.000	DUES & MEETINGS	600.00	371.95	0.00	228.05	61.99
249-000-740.000	TRAINING & TRAVEL	0.00	373.00	0.00	(373.00)	100.00
249-000-807.000	ANNUAL AUDIT FEE	1,000.00	1,183.33	0.00	(183.33)	118.33
249-000-813.000	BUILDING ADMIN. (POST MAY 2012)	42,000.00	46,836.00	4,460.00	(4,836.00)	111.51
249-000-820.000	ELECTRICAL INSPECTION FEE	10,000.00	10,894.60	637.99	(894.60)	108.95
249-000-825.000	CODE ENFORCEMENT CONTRACTOR	3,500.00	911.37	0.00	2,588.63	26.04
249-000-830.000	ENGINEERING CONSULTING FEE	7,000.00	9,754.72	1,446.18	(2,754.72)	139.35
249-000-835.000	TREE CONSULTANT FEE	1,000.00	2,311.28	0.00	(1,311.28)	231.13
249-000-840.000	MECHANICAL INSPECTION FEE	8,000.00	9,151.21	344.17	(1,151.21)	114.39
249-000-850.000	PLUMBING INSPECTION FEE	6,000.00	4,888.29	557.51	1,111.71	81.47
249-000-855.000	ZBA EXPENSES	1,000.00	0.00	0.00	1,000.00	0.00
249-000-860.000	MISC.CONTRACTURAL EXPENSE	0.00	4,821.88	275.88	(4,821.88)	100.00
249-000-910.000	INSURANCE AND BONDS	5,000.00	0.00	0.00	5,000.00	0.00
Unclassified		128,689.00	142,429.56	13,579.38	(13,740.56)	110.68
Total Dept 000 - NON-DEPARTMENTAL						
		128,689.00	142,429.56	13,579.38	(13,740.56)	110.68
Dept 253 - TREASURY/GENERAL OFFICE						
Unclassified						
249-253-956.000	CREDIT CARD PROCESSING CHARGES	0.00	550.00	550.00	(550.00)	100.00
Unclassified		0.00	550.00	550.00	(550.00)	100.00
Total Dept 253 - TREASURY/GENERAL OFFICE						
		0.00	550.00	550.00	(550.00)	100.00
Dept 901 - CAPITAL EXPENDITURES						
Unclassified						
249-901-981.000	ADMIN.OFFICE FURNITURE & EQUIPMENT	1,000.00	0.00	0.00	1,000.00	0.00
Unclassified		1,000.00	0.00	0.00	1,000.00	0.00
Total Dept 901 - CAPITAL EXPENDITURES						
		1,000.00	0.00	0.00	1,000.00	0.00
TOTAL EXPENDITURES						
		129,689.00	142,979.56	14,129.38	(13,290.56)	110.25
Fund 249 - BUILDING DEPARTMENT:						
TOTAL REVENUES						
		125,500.00	203,492.26	18,191.00	(77,992.26)	162.15
TOTAL EXPENDITURES						
		129,689.00	142,979.56	14,129.38	(13,290.56)	110.25
NET OF REVENUES & EXPENDITURES						
		(4,189.00)	60,512.70	4,061.62	(64,701.70)	1,444.56
BEG. FUND BALANCE						
		489,766.27	489,766.27			
END FUND BALANCE						
		485,577.27	550,278.97			

07/13/2021 03:46 PM
 User: ANDREA
 DB: Franklin Villag

REVENUE AND EXPENDITURE REPORT FOR VILLAGE OF FRANKLIN

Page: 1/1

PERIOD ENDING 06/30/2021

GL NUMBER	DESCRIPTION	2020-21 AMENDED BUDGET	YTD BALANCE 06/30/2021 NORMAL (ABNORMAL)	ACTIVITY FOR MONTH 06/30/2021 INCREASE (DECREASE)	AVAILABLE BALANCE NORMAL (ABNORMAL)	% BDGT USED
Fund 302 - ROAD MILLAGE DEBT						
Revenues						
Dept 000 - NON-DEPARTMENTAL						
Unclassified						
302-000-402.000	REAL & PERSONAL PROPERTY TAXES	1,059,433.00	1,059,764.62	0.00	(331.62)	100.03
302-000-665.000	INTEREST INCOME	0.00	2,084.01	64.37	(2,084.01)	100.00
Unclassified		1,059,433.00	1,061,848.63	64.37	(2,415.63)	100.23
<hr/>						
Total Dept 000 - NON-DEPARTMENTAL		1,059,433.00	1,061,848.63	64.37	(2,415.63)	100.23
<hr/>						
TOTAL REVENUES		1,059,433.00	1,061,848.63	64.37	(2,415.63)	100.23
<hr/>						
Expenditures						
Dept 875 - PRESSURE						
Unclassified						
302-875-823.000	DISCLOSURE FEES	500.00	0.00	0.00	500.00	0.00
302-875-824.000	BOND AGENT FEES/DISCLOSURE FEES	1,000.00	1,750.00	500.00	(750.00)	175.00
Unclassified		1,500.00	1,750.00	500.00	(250.00)	116.67
<hr/>						
Total Dept 875 - PRESSURE		1,500.00	1,750.00	500.00	(250.00)	116.67
<hr/>						
Dept 905 - BOND DEBT						
Unclassified						
302-905-995.000	2017 ROAD BOND DEBT - PRINCIPAL	710,000.00	710,000.00	0.00	0.00	100.00
302-905-996.000	2017 ROAD BOND DEBT - INTEREST	347,475.00	347,475.00	0.00	0.00	100.00
Unclassified		1,057,475.00	1,057,475.00	0.00	0.00	100.00
<hr/>						
Total Dept 905 - BOND DEBT		1,057,475.00	1,057,475.00	0.00	0.00	100.00
<hr/>						
TOTAL EXPENDITURES		1,058,975.00	1,059,225.00	500.00	(250.00)	100.02
<hr/>						
Fund 302 - ROAD MILLAGE DEBT:						
TOTAL REVENUES		1,059,433.00	1,061,848.63	64.37	(2,415.63)	100.23
TOTAL EXPENDITURES		1,058,975.00	1,059,225.00	500.00	(250.00)	100.02
NET OF REVENUES & EXPENDITURES		458.00	2,623.63	(435.63)	(2,165.63)	572.84
BEG. FUND BALANCE		116,123.06	116,123.06			
END FUND BALANCE		116,581.06	118,746.69			

07/13/2021 03:28 PM
 User: ANDREA
 DB: Franklin Villag

REVENUE AND EXPENDITURE REPORT FOR VILLAGE OF FRANKLIN

Page: 1/1

PERIOD ENDING 06/30/2021

GL NUMBER	DESCRIPTION	2020-21 AMENDED BUDGET	YTD BALANCE 06/30/2021 NORMAL (ABNORMAL)	ACTIVITY FOR MONTH 06/30/2021 INCREASE (DECREASE)	AVAILABLE BALANCE NORMAL (ABNORMAL)	% BDGT USED
Fund 226 - GARBAGE & RUBBISH						
Revenues						
Dept 000 - NON-DEPARTMENTAL						
Unclassified						
226-000-402.000	REAL & PERSONAL PROPERTY TAXES	163,000.00	163,049.99	0.00	(49.99)	100.03
226-000-620.000	RECYCLE BIN SALES	120.00	24.00	0.00	96.00	20.00
Unclassified		163,120.00	163,073.99	0.00	46.01	99.97
<hr/>						
Total Dept 000 - NON-DEPARTMENTAL		163,120.00	163,073.99	0.00	46.01	99.97
<hr/>						
TOTAL REVENUES		163,120.00	163,073.99	0.00	46.01	99.97
<hr/>						
Expenditures						
Dept 528 - GARBAGE & RUBBISH						
Unclassified						
226-528-704.000	ADMINISTRATIVE CLERK	5,000.00	4,812.60	323.00	187.40	96.25
226-528-705.000	GROUP INSURANCE	1,998.00	1,665.00	0.00	333.00	83.33
226-528-706.000	LIFE & DISABILITY INSURANCE	87.00	72.50	0.00	14.50	83.33
226-528-707.000	WORKERS COMP INSURANCE	25.00	20.80	0.00	4.20	83.20
226-528-708.000	RETIREMENT CONTRIBUTIONS	300.00	250.00	0.00	50.00	83.33
226-528-709.000	PAYROLL TAXES	100.00	133.30	25.00	(33.30)	133.30
226-528-727.000	SUPPLIES/RECYCLE BINS	120.00	0.00	0.00	120.00	0.00
226-528-818.000	CONTRACTED SERVICES	179,000.00	178,974.60	14,920.01	25.40	99.99
226-528-834.000	HAZARDOUS WASTE DISPOSAL	2,000.00	3,780.00	270.00	(1,780.00)	189.00
Unclassified		188,630.00	189,708.80	15,538.01	(1,078.80)	100.57
<hr/>						
Total Dept 528 - GARBAGE & RUBBISH		188,630.00	189,708.80	15,538.01	(1,078.80)	100.57
<hr/>						
TOTAL EXPENDITURES		188,630.00	189,708.80	15,538.01	(1,078.80)	100.57
<hr/>						
Fund 226 - GARBAGE & RUBBISH:						
TOTAL REVENUES		163,120.00	163,073.99	0.00	46.01	99.97
TOTAL EXPENDITURES		188,630.00	189,708.80	15,538.01	(1,078.80)	100.57
NET OF REVENUES & EXPENDITURES		(25,510.00)	(26,634.81)	(15,538.01)	1,124.81	104.41
BEG. FUND BALANCE		98,448.77	98,448.77			
END FUND BALANCE		72,938.77	71,813.96			

April 5, 2021

Congressman Andy Levin
30500 Van Dyke Avenue
Warren, MI 48093

Re: Neighborhood Pedestrian Connectivity
Village of Franklin, Oakland County, Michigan
Community Project Funding (CPF) Grant, FY 2022, Office of Congressman Andy Levin (MI-09)

Dear Congressman Levin:

As you know, the Village of Franklin is a quaint, rural-setting community of approximately 3,100 residents and approximately 2.7 square miles located in central Oakland County. The Village is bounded by Bingham Farms to the east (Telegraph Rd.), Bloomfield Township to the north (14 Mile Rd.), Southfield to the south (one-half mile south of 13 Mile Rd.), and Farmington Hills to the west (Inkster Rd.). The Village features large lot sizes, ample quantities of mature trees and vegetation, natural storm drainage via primarily swales, ditches, and culverts, and winding residential streets. The Village has been able to retain its rural character since it has not built sidewalks in residential areas as prohibited by the Village charter. There is, however, an increasing desire to add more safe walkways and the attached plan helps achieve that goal while maintaining the rural character. Informal pathways will increase the sense of community and allow improved pedestrian access to residents in most parts of the Village. In addition, the Village has an historic downtown area with unique shops and businesses and limited parking opportunities so having a means of getting residents safely to the downtown area via interconnecting trails would be of great benefit to Franklin. With this, the Village is hereby submitting a proposal and accompanying grant application for your consideration for the potential award of federal funding from the Community Project Funding (CPF) grant, FY 2022 through your office.

The Village proposes a project consisting of the design and construction of eight (8) sections of neighborhood connections (i.e., ADA-compliant walking path/biking trails) that would create neighborhood connectivity for pedestrians with the ultimate goal of providing residents safe opportunities for daily activities and access to the downtown area. Attached, is an overall map of the Village showing the eight (8) proposed neighborhood connections as well as individual enlargements of each area. Estimated costs, including contingencies, engineering, and easement acquisitions, have been prepared. The estimated overall budget for design and construction of the eight (8) sections is approximately \$765,000, which is what the Village is requesting consideration for funding through the CPF grant. The Village understands that, while you will advocate for the full funding requested for every CPF grant submission, it is possible that some funded projects will receive smaller amounts than requested and if so, the Village would need to have a plan in place to fully fund our project using other sources if we don't receive the full amount requested.

We thank you in advance for your consideration of this exciting opportunity.

If you have any questions or require any additional information, please contact the undersigned.

Sincerely,

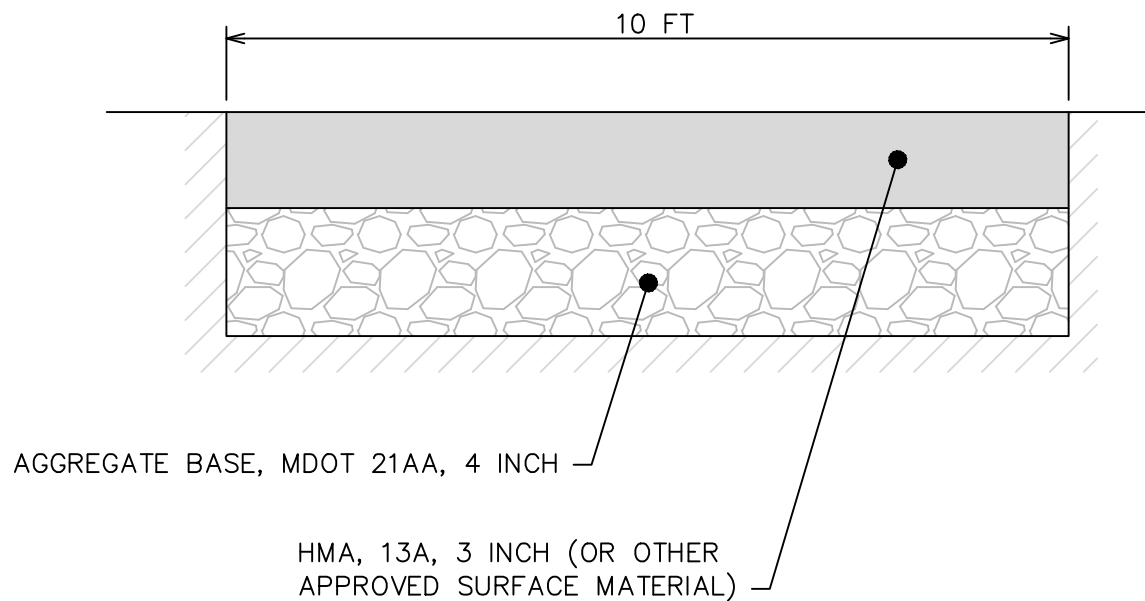
Roger Fraser
Village Administrator

Enclosure

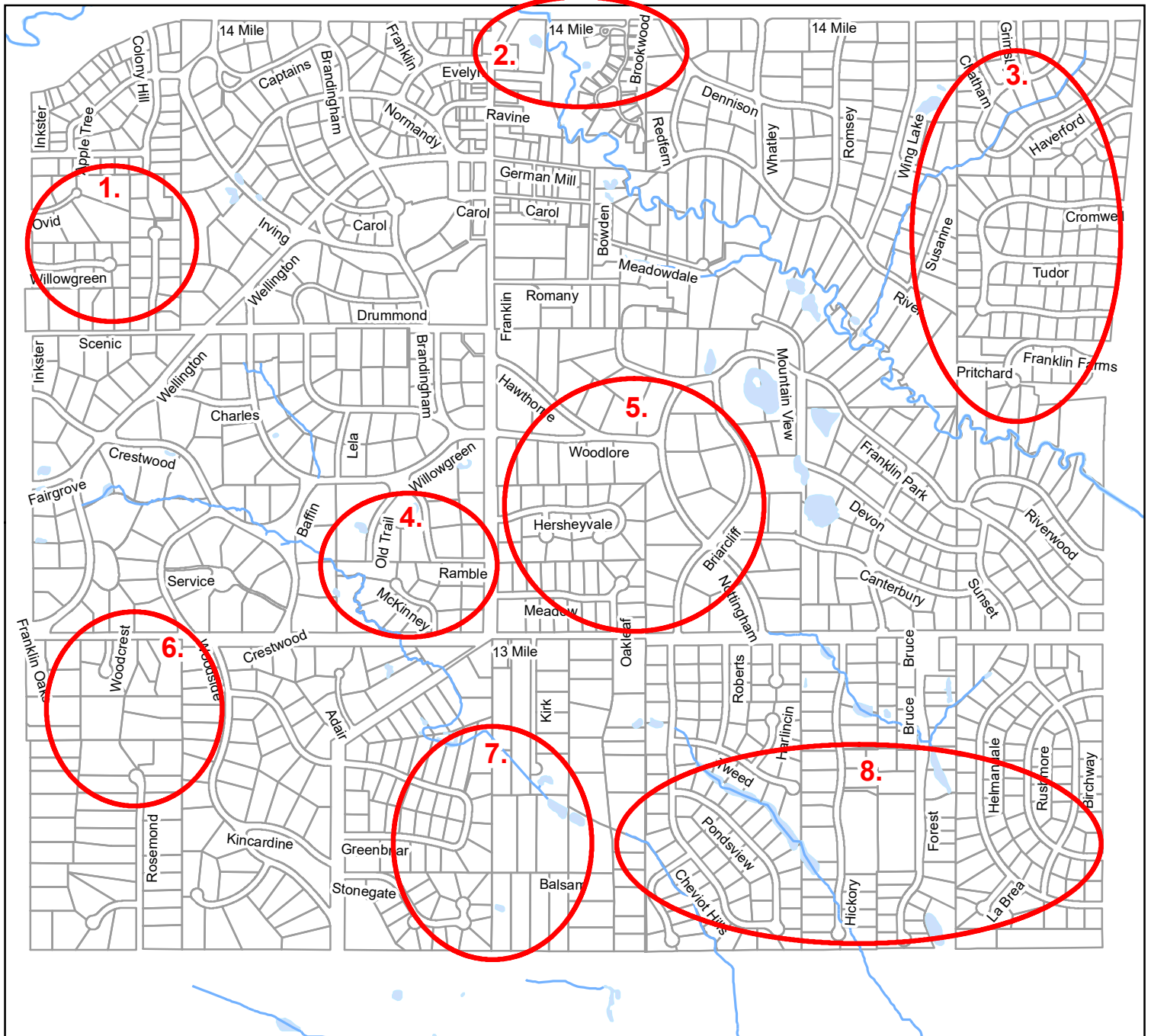
NEIGHBORHOOD CONNECTION COST ESTIMATE SUMMARY

VILLAGE OF FRANKLIN, OAKLAND COUNTY, MI

NEIGHBORHOOD CONNECTION #	ESTIMATED LENGTH	ESTIMATED TOTAL COST
1	900 LFT	\$85,000
2	250 LFT	\$23,000
3	1,500 LFT	\$140,000
4	400 LFT	\$38,000
5	950 LFT	\$90,000
6	1,000 LFT	\$95,000
7	1,200 LFT	\$114,000
8	1,900 LFT	\$180,000
TOTAL	8,100 LFT	\$765,000

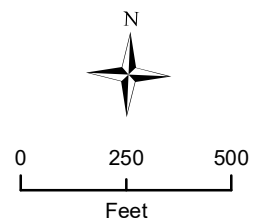
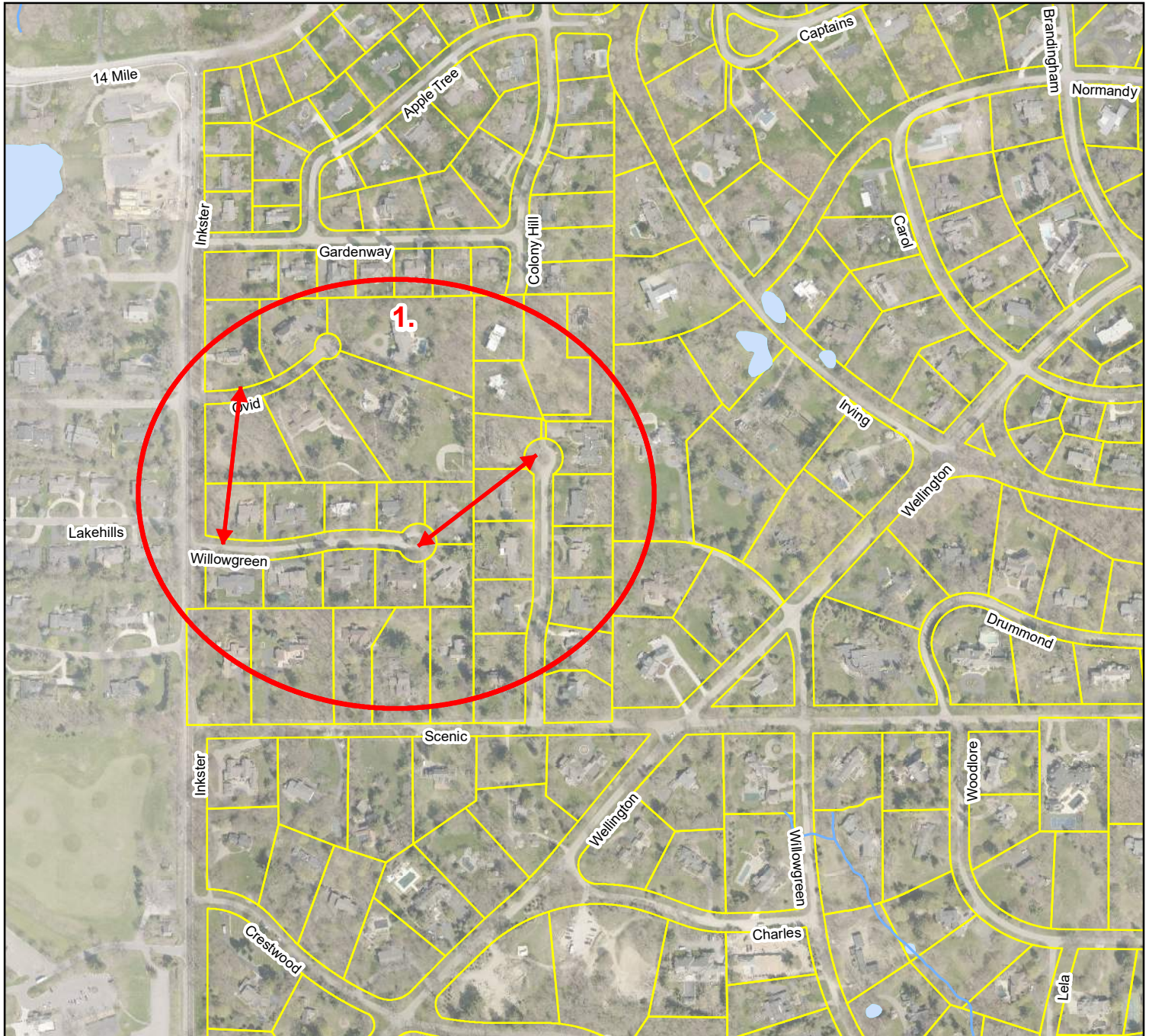


Village of Franklin Neighborhood Connections

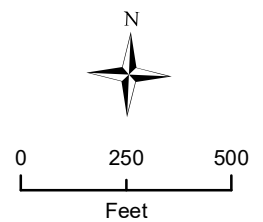
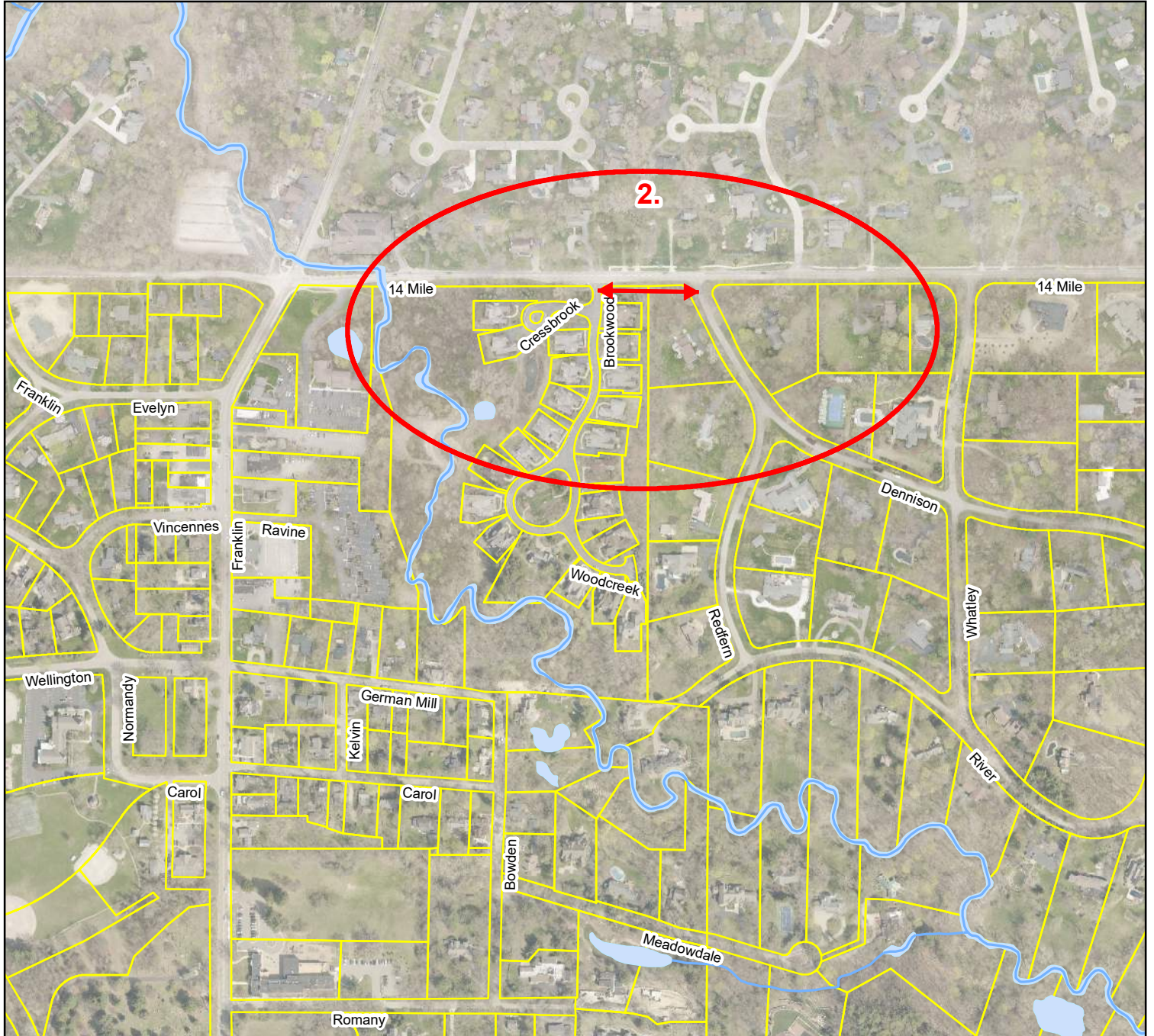


0 500 1,000
Feet

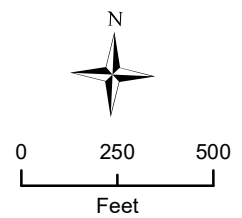
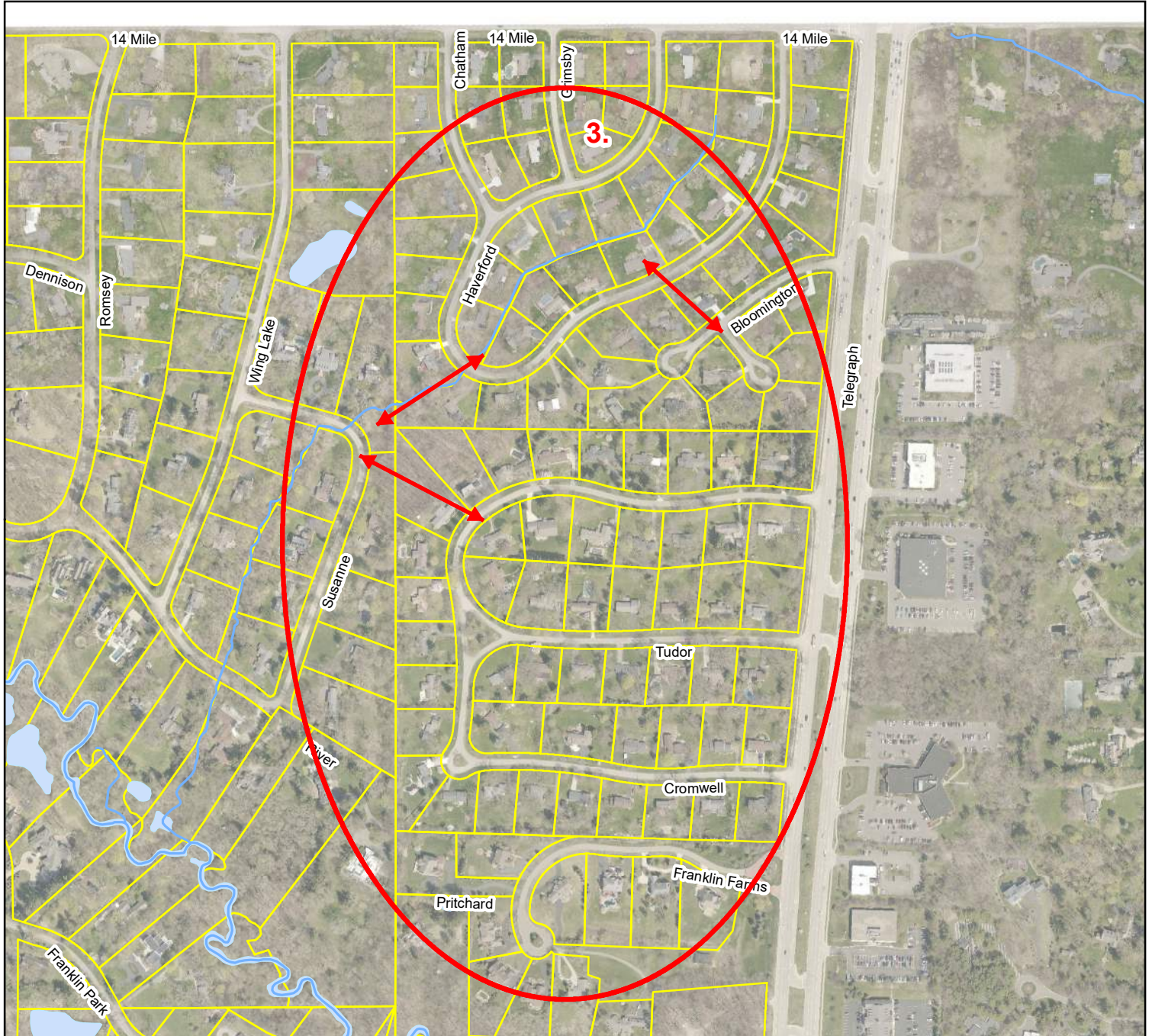
Village of Franklin Neighborhood Connections



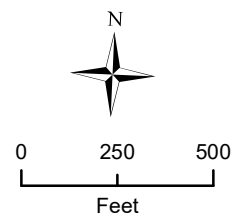
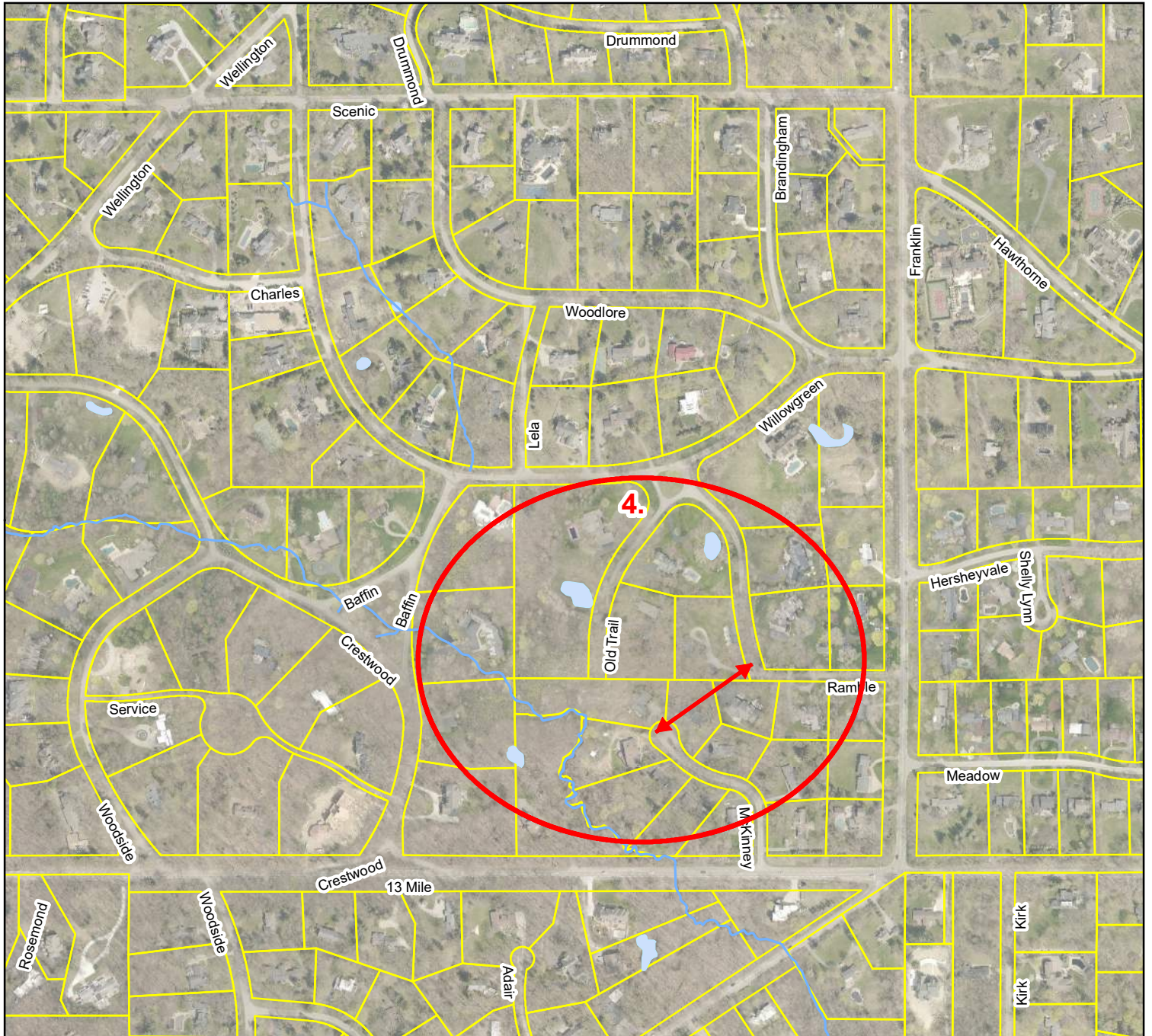
Village of Franklin Neighborhood Connections



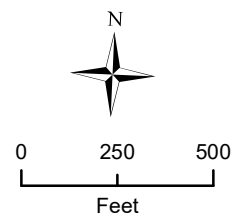
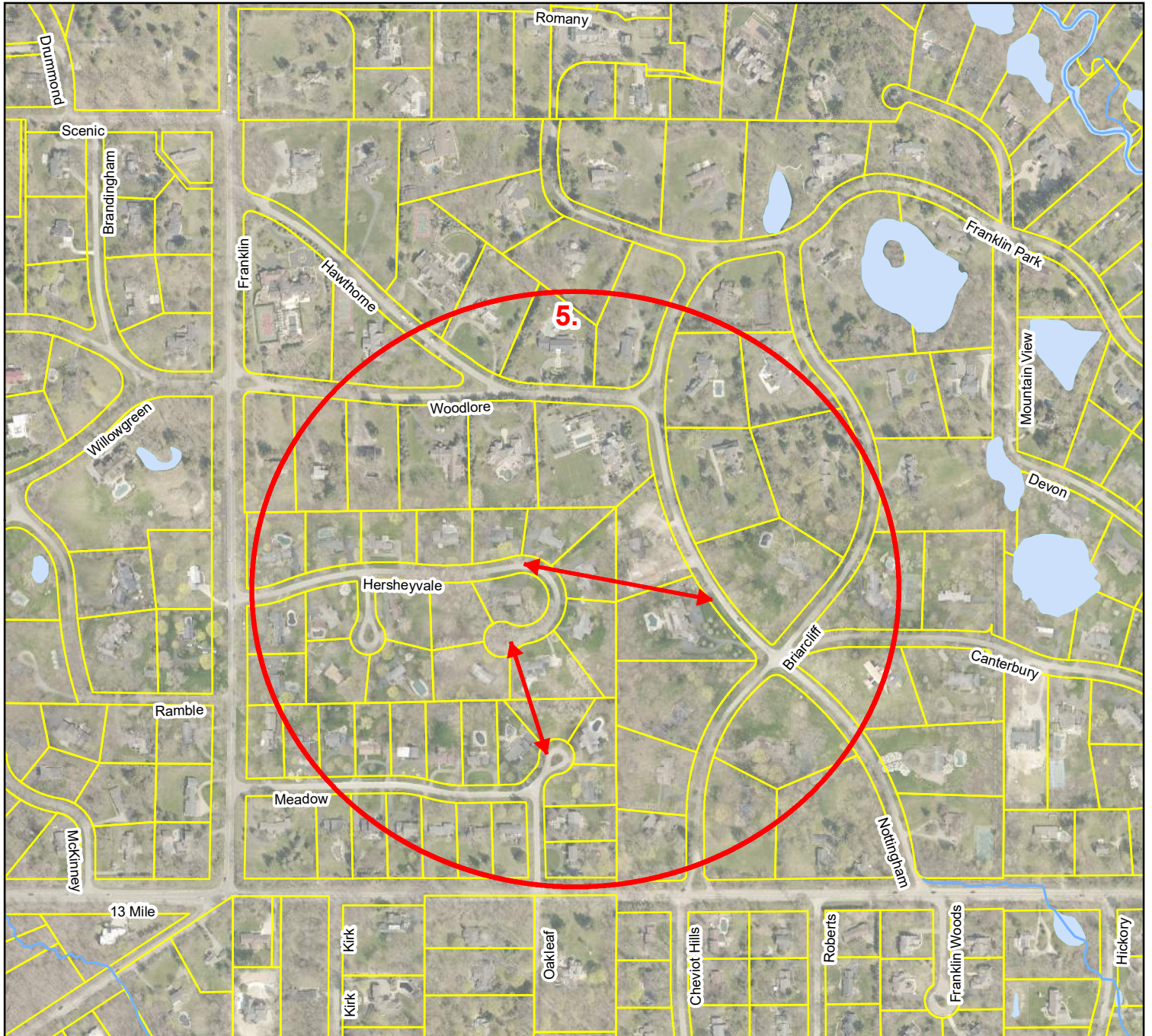
Village of Franklin Neighborhood Connections



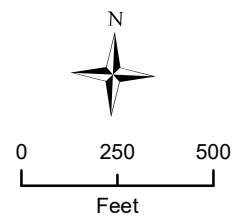
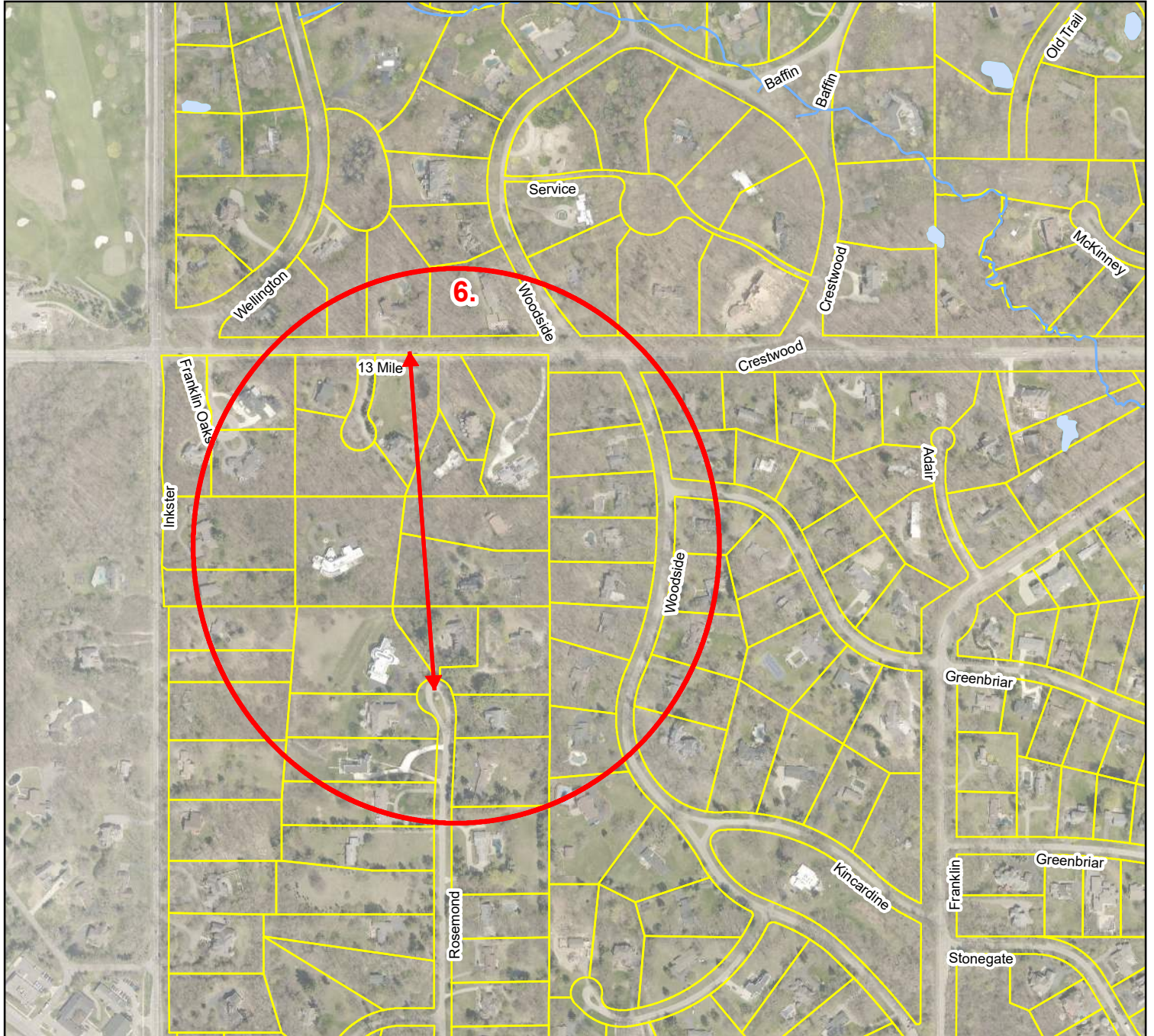
Village of Franklin Neighborhood Connections



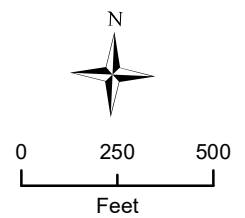
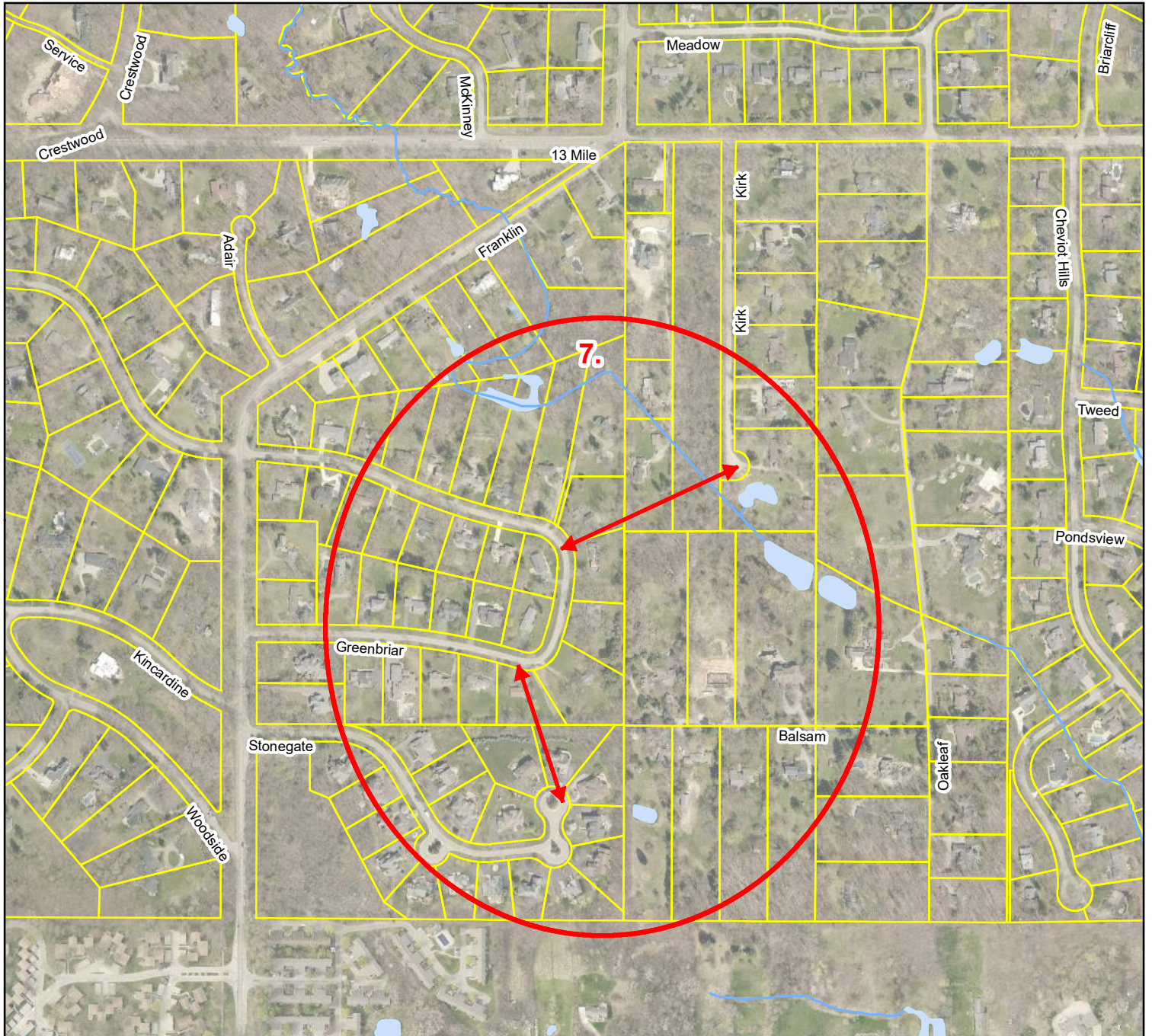
Village of Franklin Neighborhood Connections



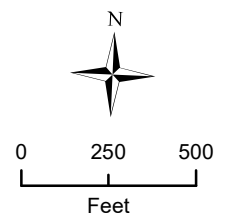
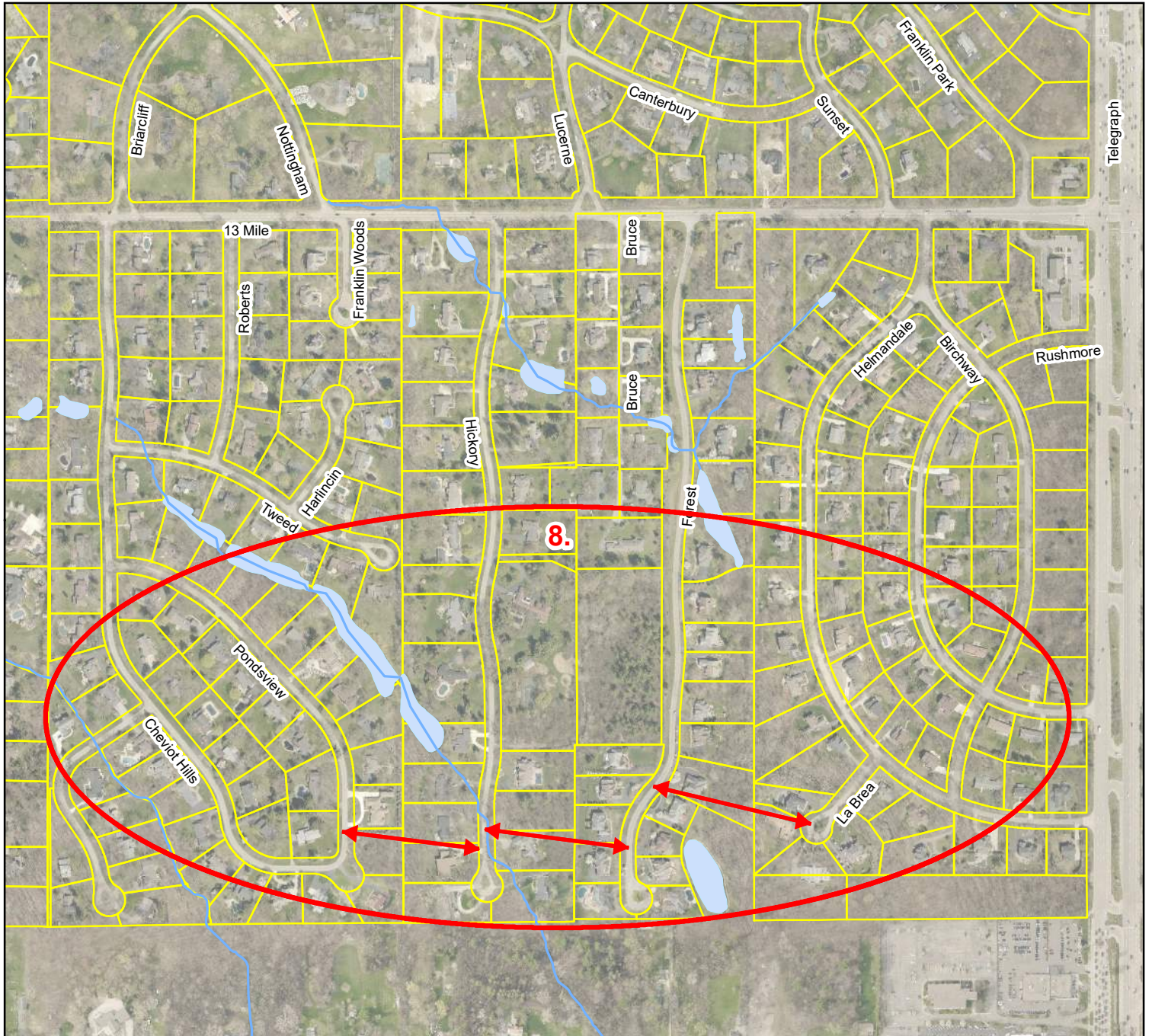
Village of Franklin Neighborhood Connections



Village of Franklin Neighborhood Connections



Village of Franklin Neighborhood Connections



07/19/2021

ORDINANCE NO. 2021-03

AN ORDINANCE TO AMEND SECTION 1268.28, ZONING, OF THE CODIFIED ORDINANCES OF THE VILLAGE OF FRANKLIN, OAKLAND COUNTY, MICHIGAN, TO ADOPT REGULATIONS CONCERNING GARDEN FENCE STANDARDS.

THE VILLAGE OF FRANKLIN ORDAINS:

1268.28 FENCES.

Every fence constructed or erected in the Village shall comply with the regulations in this section. No fence shall be erected, constructed, relocated, or altered until a permit has been issued in accordance with the requirements of this section.

(a) Definitions.

(1) Fence. “Fence” means an artificially constructed, non-vegetative barrier of natural or artificial materials used to prevent or control ingress/egress, confine within, or mark a boundary. A fence may be decorative or ornamental. Gates or barriers to entry and exit, driveway entrance features, screening walls, and other types of boundary protection shall be included in this definition.

(2) Perimeter feature. “Perimeter feature” means a type of fence running along the perimeter of a lot either on or within six feet of a lot line.

(3) Privacy screen. “Privacy screen” means a type of fence that is a substantially opaque barrier intended to screen a selected use or particular area in a private residential yard.

(4) Interior fence. “Interior fence” means a type of fence that is not a perimeter feature or a privacy screen.

(5) Road. “Road” has the same meaning as “street” as defined in Section 1240.08 (b)(69).

(6) Construction fence. “Construction fence” means a temporary artificially constructed fence used to prevent or control entrance or access pursuant to a permit issued by the Village of Franklin Building Official under Section 1268.19 of the Zoning Code.

(7) Garden enclosure. “Garden enclosure” is a type of interior fence that is used to enclose an area used for the growing of vegetables, flowers, etc. used for human consumption but not for commercial sale.

(b) General Requirements Applicable to All Fences.

(1) Ownership. Ownership and responsibility for maintenance of a fence resides in the owner of the property on which the fence is located.

A. Provision for joint ownership. Owners of adjoining properties may jointly apply for a fence permit, in which case the Building Official may permit the fence to be constructed on the common property line. Both property owners shall jointly own the fence and shall be jointly and severally responsible for maintenance of the fence.

(2) Fence materials. In order to protect the beauty and established historic character of the Village, the following standards shall apply:

A. The exterior of a fence shall be constructed primarily of wood, stone, brick, wrought iron, or other material determined by the Zoning Board of Appeals to mimic an above listed material.

B. Fence materials and construction pattern must be consistent along a single lot line.

C. Fences constructed on properties where one did not exist before must be constructed of the same material along any lot line where the fence is proposed to be constructed.

D. Prohibited materials. Razor wire and barbed wire are prohibited on any type of fence. Fences utilizing wire mesh or chain link are also prohibited, except as otherwise expressly permitted (e.g., garden enclosures, tennis court enclosures, dog runs, baseball backstops, cemeteries, fences enclosing public areas, construction fences).

E. Prohibited designs. No permitted fence of any variety may contain decorative fence toppers, finials, spears or other fence toppers which contain a pointed finish if such decorative items are situated along the top of the primary fencing material. Ball finials are permissible but only if they measure not less than three inches each in diameter. A fence topper shall be considered to be pointed if the upper most portion of the topper is not larger than its base, or, if in the opinion of the Building Official, such a fence topper is considered to be capable of impaling or otherwise penetrating the flesh of any person or animal, either intentionally or through accidental or forceful contact with same.

F. Electricity-conducting fences. A fence erected around the perimeter of a pasture where horses or other permitted large animals are restrained may include electrified wire strands around the top or interior of the pasture fence. Other fences which carry electric current are prohibited, except for underground electric fences as defined in Section 1240.08 (b)(23A).

(3) Finished appearance. If, because of design or construction, one side of a fence has a more finished appearance than the other, the side of the fence with the more finished appearance shall face the exterior of the lot. This provision concerning the finished appearance does not apply to jointly owned fences located on a property line.

(4) Height. Except as otherwise expressly permitted herein, fences shall not exceed 48 inches in height. As used in this section, the height of a fence is measured from the surrounding surface of the ground and not from any structure or localized raised surface on which the fence is situated.

A. Fences enclosing public areas. Fences that enclose public parks, playgrounds, or similar public areas located within a residential district shall not exceed 8 feet in height, except that a fence enclosing one or more public tennis courts can extend to 12 feet in height and a protective screening used for a public baseball field backstop can be made at a suitable height and length for its intended purpose. Tennis court fences and baseball backstops can be made of chain link fencing.

(5) Location. A fence shall be located entirely on the private property of the person responsible for the construction and maintenance of the fence.

A. Permitted locations. Except as specifically provided below, fences are permitted only in rear yards and side yards. No fence shall be permitted to extend into the front yard, except as otherwise specifically provided herein. For side yards and rear yards abutting a street, no fence shall be constructed or maintained within any required setback from the street.

B. Path setback. No fence shall be located closer than 12 inches from the edge of a public sidewalk or other public path.

(6) Fence maintenance. Fences shall be maintained in good condition. Rotten or broken components shall be replaced, repaired, or removed. If a fence is found to be in need of repair by the Building Official, he or she shall issue orders to complete such repairs to the owner of the land where the fence is located. Failure to comply with written notice from the Building Official shall be deemed a violation of this Zoning Code.

(7) Obstruction of use of adjoining property. No fence shall be erected where it would prevent or unreasonably obstruct the use of or access to adjacent property. The Building Official may require a fence to be set back up to two feet from a driveway or property line to provide for the safe passage of pedestrians, bicyclists, or vehicular traffic, or for other safety-related concerns.

(8) Driver visibility. No fence shall be erected, established or maintained on any lot which will obstruct the view of drivers in vehicles traveling around sharp curves in the road or approaching an intersection of two roads or the intersection of a road and a driveway.

A. Sharp curves. Fences located along a curve in a road shall provide drivers with an unobstructed sight distance that is reasonable in view of the road curvature and applicable speed limit for the road. The Building Official may restrict or deny a fence permit as necessary to provide this unobstructed sight distance.

B. Intersections. Fences located adjacent to an intersection of two roads or an intersection of a road and a driveway shall not exceed 30 inches in height. An unobstructed triangular area

shall be maintained at each intersection of roads and streets and driveways. Fences located in the triangular area shall not be permitted to obstruct cross-visibility above a height of 30 inches above the lowest point of the intersecting road(s) or driveway(s). The unobstructed triangular area shall consist of:

1. In the case of two roads, the triangular area formed at the corner intersection of the two road right-of-way lines, with two sides of the triangular area being 25 feet in length measured along the intersecting right-of-way lines, and the third side being a line connecting the distal ends of the two 25 foot sides; and

2. In the case of an intersecting road and driveway, the triangular area formed at the corner intersection of the road right of way and an edge of the driveway, with one side of the triangular area being ten feet in length measured along the right-of-way line, a second side being 10 feet in length measured along the edge of the driveway, and the third side being a line connecting the distal ends of the two ten foot two sides.

(9) Tennis court enclosures. A private tennis court located on a residential lot may include a chain link fence enclosing each end of the court and extending towards the net no farther than the midpoint between the base line and service line. The chain link fence may have a maximum height of 12 feet and the opacity of such fence shall not exceed 50 percent.

(10) Outdoor dog runs. One fenced pet exercise area ("dog run") may be permitted per residential lot, subject to the following:

A. Location. A dog run shall not be permitted in any required front yard or required street side yard.

B. Setback. A dog run shall be set back a minimum of ten feet from any lot line.

C. Fence height. A fence enclosing a dog run shall not exceed six feet in height.

D. Fence materials. Chain link fencing may be used to enclose a dog run.

E. Maximum dimensions. Dog runs shall not exceed ten feet in width by 25 feet in length.

F. Landscape screening. Dog runs shall be screened from view from adjoining properties with evergreen landscaping sufficient to create a complete visual barrier.

(11) Garden enclosures. Garden enclosures may be placed on the interior of a lot, subject to the following:

A. Location. A garden enclosure shall not be permitted in any front yard nor any required side or rear yard.

William Lamott, President
Village of Franklin

CERTIFICATE

I, HEATHER MYDLOSKI, VILLAGE OF FRANKLIN CLERK,
DO HEREBY CERTIFY THAT THE FOREGOING IS A TRUE
AND COMPLETE COPY OF AN ORDINANCE, THE
ORIGINAL OF WHICH IS ON FILE IN MY OFFICE ADOPTED
BY THE VILLAGE COUNCIL OF THE VILLAGE OF
FRANKLIN AT A MEETING THEREOF HELD ON JULY 19,
2021.

Heather Mydloski, Clerk
Village of Franklin

07/19/2021

ORDINANCE NO. 2021-03

AN ORDINANCE TO AMEND SECTION 1268.28, ZONING, OF THE CODIFIED ORDINANCES OF THE VILLAGE OF FRANKLIN, OAKLAND COUNTY, MICHIGAN, TO ADOPT REGULATIONS CONCERNING GARDEN FENCE STANDARDS.

THE VILLAGE OF FRANKLIN ORDAINS:

1268.28 FENCES.

Every fence constructed or erected in the Village shall comply with the regulations in this section. No fence shall be erected, constructed, relocated, or altered until a permit has been issued in accordance with the requirements of this section.

(a) Definitions.

(1) Fence. "Fence" means an artificially constructed, non-vegetative barrier of natural or artificial materials used to prevent or control ingress/egress, confine within, or mark a boundary. A fence may be decorative or ornamental. Gates or barriers to entry and exit, driveway entrance features, screening walls, and other types of boundary protection shall be included in this definition.

(2) Perimeter feature. "Perimeter feature" means a type of fence running along the perimeter of a lot either on or within six feet of a lot line.

(3) Privacy screen. "Privacy screen" means a type of fence that is a substantially opaque barrier intended to screen a selected use or particular area in a private residential yard.

(4) Interior fence. "Interior fence" means a type of fence that is not a perimeter feature or a privacy screen.

(5) Road. "Road" has the same meaning as "street" as defined in Section 1240.08 (b)(69).

(6) Construction fence. "Construction fence" means a temporary artificially constructed fence used to prevent or control entrance or access pursuant to a permit issued by the Village of Franklin Building Official under Section 1268.19 of the Zoning Code.

(7) Garden enclosure. "Garden enclosure" is a type of interior fence that is used to enclose an area used for the growing of vegetables, flowers, etc. used for human consumption but not for commercial sale.

(b) General Requirements Applicable to All Fences.

(1) Ownership. Ownership and responsibility for maintenance of a fence resides in the owner of the property on which the fence is located.

A. Provision for joint ownership. Owners of adjoining properties may jointly apply for a fence permit, in which case the Building Official may permit the fence to be constructed on the common property line. Both property owners shall jointly own the fence and shall be jointly and severally responsible for maintenance of the fence.

(2) Fence materials. In order to protect the beauty and established historic character of the Village, the following standards shall apply:

A. The exterior of a fence shall be constructed primarily of wood, stone, brick, wrought iron, or other material determined by the Zoning Board of Appeals to mimic an above listed material.

B. Fence materials and construction pattern must be consistent along a single lot line.

C. Fences constructed on properties where one did not exist before must be constructed of the same material along any lot line where the fence is proposed to be constructed.

D. Prohibited materials. Razor wire and barbed wire are prohibited on any type of fence. Fences utilizing wire mesh or chain link are also prohibited, except as otherwise expressly permitted (e.g., garden enclosures, tennis court enclosures, dog runs, baseball backstops, cemeteries, fences enclosing public areas, construction fences).

E. Prohibited designs. No permitted fence of any variety may contain decorative fence toppers, finials, spears or other fence toppers which contain a pointed finish if such decorative items are situated along the top of the primary fencing material. Ball finials are permissible but only if they measure not less than three inches each in diameter. A fence topper shall be considered to be pointed if the upper most portion of the topper is not larger than its base, or, if in the opinion of the Building Official, such a fence topper is considered to be capable of impaling or otherwise penetrating the flesh of any person or animal, either intentionally or through accidental or forceful contact with same.

F. Electricity-conducting fences. A fence erected around the perimeter of a pasture where horses or other permitted large animals are restrained may include electrified wire strands around the top or interior of the pasture fence. Other fences which carry electric current are prohibited, except for underground electric fences as defined in Section 1240.08 (b)(23A).

(3) Finished appearance. If, because of design or construction, one side of a fence has a more finished appearance than the other, the side of the fence with the more finished appearance shall face the exterior of the lot. This provision concerning the finished appearance does not apply to jointly owned fences located on a property line.

(4) Height. Except as otherwise expressly permitted herein, fences shall not exceed 48 inches in height. As used in this section, the height of a fence is measured from the surrounding surface of the ground and not from any structure or localized raised surface on which the fence is situated.

A. Fences enclosing public areas. Fences that enclose public parks, playgrounds, or similar public areas located within a residential district shall not exceed 8 feet in height, except that a fence enclosing one or more public tennis courts can extend to 12 feet in height and a protective screening used for a public baseball field backstop can be made at a suitable height and length for its intended purpose. Tennis court fences and baseball backstops can be made of chain link fencing.

(5) Location. A fence shall be located entirely on the private property of the person responsible for the construction and maintenance of the fence.

A. Permitted locations. Except as specifically provided below, fences are permitted only in rear yards and side yards. No fence shall be permitted to extend into the front yard, except as otherwise specifically provided herein. For side yards and rear yards abutting a street, no fence shall be constructed or maintained within any required setback from the street.

B. Path setback. No fence shall be located closer than 12 inches from the edge of a public sidewalk or other public path.

(6) Fence maintenance. Fences shall be maintained in good condition. Rotten or broken components shall be replaced, repaired, or removed. If a fence is found to be in need of repair by the Building Official, he or she shall issue orders to complete such repairs to the owner of the land where the fence is located. Failure to comply with written notice from the Building Official shall be deemed a violation of this Zoning Code.

(7) Obstruction of use of adjoining property. No fence shall be erected where it would prevent or unreasonably obstruct the use of or access to adjacent property. The Building Official may require a fence to be set back up to two feet from a driveway or property line to provide for the safe passage of pedestrians, bicyclists, or vehicular traffic, or for other safety-related concerns.

(8) Driver visibility. No fence shall be erected, established or maintained on any lot which will obstruct the view of drivers in vehicles traveling around sharp curves in the road or approaching an intersection of two roads or the intersection of a road and a driveway.

A. Sharp curves. Fences located along a curve in a road shall provide drivers with an unobstructed sight distance that is reasonable in view of the road curvature and applicable speed limit for the road. The Building Official may restrict or deny a fence permit as necessary to provide this unobstructed sight distance.

B. Intersections. Fences located adjacent to an intersection of two roads or an intersection of a road and a driveway shall not exceed 30 inches in height. An unobstructed triangular area

shall be maintained at each intersection of roads and streets and driveways. Fences located in the triangular area shall not be permitted to obstruct cross-visibility above a height of 30 inches above the lowest point of the intersecting road(s) or driveway(s). The unobstructed triangular area shall consist of:

1. In the case of two roads, the triangular area formed at the corner intersection of the two road right-of-way lines, with two sides of the triangular area being 25 feet in length measured along the intersecting right-of-way lines, and the third side being a line connecting the distal ends of the two 25 foot sides; and

2. In the case of an intersecting road and driveway, the triangular area formed at the corner intersection of the road right of way and an edge of the driveway, with one side of the triangular area being ten feet in length measured along the right-of-way line, a second side being 10 feet in length measured along the edge of the driveway, and the third side being a line connecting the distal ends of the two ten foot two sides.

(9) Tennis court enclosures. A private tennis court located on a residential lot may include a chain link fence enclosing each end of the court and extending towards the net no farther than the midpoint between the base line and service line. The chain link fence may have a maximum height of 12 feet and the opacity of such fence shall not exceed 50 percent.

(10) Outdoor dog runs. One fenced pet exercise area ("dog run") may be permitted per residential lot, subject to the following:

A. Location. A dog run shall not be permitted in any required front yard or required street side yard.

B. Setback. A dog run shall be set back a minimum of ten feet from any lot line.

C. Fence height. A fence enclosing a dog run shall not exceed six feet in height.

D. Fence materials. Chain link fencing may be used to enclose a dog run.

E. Maximum dimensions. Dog runs shall not exceed ten feet in width by 25 feet in length.

F. Landscape screening. Dog runs shall be screened from view from adjoining properties with evergreen landscaping sufficient to create a complete visual barrier.

(11) Garden enclosures. Garden enclosures may be placed on the interior of a lot, subject to the following:

A. Location. A garden enclosure shall not be permitted in any front yard nor any required side or rear yard.

- [illegible]

[illegible]

William Lamott, President
Village of Franklin

CERTIFICATE

I, HEATHER MYDLOSKI, VILLAGE OF FRANKLIN CLERK,
DO HEREBY CERTIFY THAT THE FOREGOING IS A TRUE
AND COMPLETE COPY OF AN ORDINANCE, THE
ORIGINAL OF WHICH IS ON FILE IN MY OFFICE ADOPTED
BY THE VILLAGE COUNCIL OF THE VILLAGE OF
FRANKLIN AT A MEETING THEREOF HELD ON JULY 19,
2021.

Heather Mydloski, Clerk
Village of Franklin



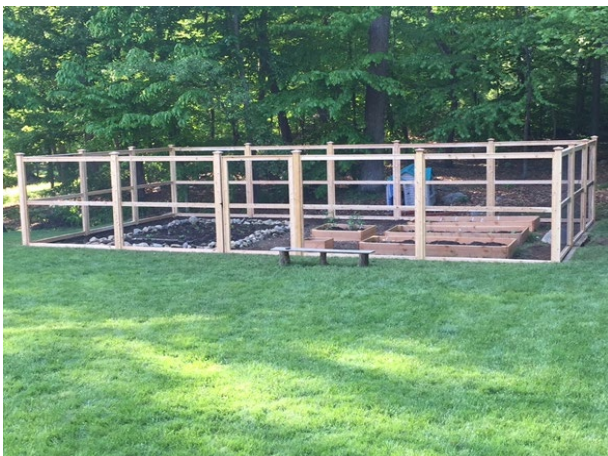
MCKENNA

Memorandum

To: Village Council, Franklin, MI
From: Sarah Traxler, AICP
Chris Doozan, AICP
Date: May 21, 2021
Subject: **Fence Standards, Gardens –Recommended Code Amendments for Council 1st (2nd) Reading**

BACKGROUND

It has come to the attention of the Planning Commission that there are existing fence structures surrounding gardens on single-family residential properties in the Village, which aren't necessarily permitted under the current fence standards in the Zoning Code. Below are representative images per research by Commissioner Wooters:



Given the types of fences and enclosures that are regulated in the code – similar structures are tennis courts and dog runs – the Planning Commission has found it prudent to recommend a code amendment that addresses key regulatory considerations for this type of fence.

The Planning Commission has worked on studying the issue and preparing the proposed amendments to the fence standards in the Zoning Code since this issue was introduced in August, 2020. The Planning Commission conducted the required public hearing per the Michigan Zoning Enabling Act, as amended (Public Act 110 of 2006), and recommended adoption of the below standards on April 21, 2021.



HEADQUARTERS
235 East Main Street
Suite 105
Northville, Michigan 48167

☎ 248.596.0920
F 248.596.0930
MCKA.COM

Communities for real life.



Below is a summary of the key regulatory considerations proposed in this amendment.

REGULATION DETAIL	PROPOSED STANDARDS
Definition	Type of fence to enclose area used for growing of vegetables, flowers, etc. used for human consumption but not for commercial sale
Location	Not permitted in any required yard or in a front yard (<i>see Yard Requirements excerpt from Zoning Code, attached</i>)
Height	Not to exceed 8', inclusive of any structure on which it sits
Materials	Required to be of welded wire or galvanized, coated with vinyl or PVC; chicken wire "ok" if galvanized
Opacity	Not to exceed 20% opacity
Spacing	Maximum spacing between wires of 1" x 2"
Maximum Area	Not larger than 1,000 sq. ft.; multiple enclosures "ok" and number is dictated by zoning district

Please let us know if you have any questions. Thank you.

PROPOSED ZONING AMENDMENTS

Below are excerpts from the fence code, section 1268.28; **only the sections proposed to be amended are included.**

- Letters or words to be removed are presented in ~~striketrough~~ format;
- Letters or words to be added are underlined and highlighted in grey for ease of review.

1268.28 FENCES.

Every fence constructed or erected in the Village shall comply with the regulations in this section. No fence shall be erected, constructed, relocated, or altered until a permit has been issued in accordance with the requirements of this section.

(a) Definitions.

- (1) Fence. "Fence" means an artificially constructed, non-vegetative barrier of natural or artificial materials used to prevent or control ingress/egress, confine within, or mark a boundary. A fence may be decorative or ornamental. Gates or barriers to entry and exit, driveway entrance features, screening walls, and other types of boundary protection shall be included in this definition.
- (2) Perimeter feature. "Perimeter feature" means a type of fence running along the perimeter of a lot either on or within six feet of a lot line.
- (3) Privacy screen. "Privacy screen" means a type of fence that is a substantially opaque barrier intended to screen a selected use or particular area in a private residential yard.
- (4) Interior fence. "Interior fence" means a type of fence that is not a perimeter feature or a privacy screen.
- (5) Road. "Road" has the same meaning as "street" as defined in Section 1240.08 (b)(69).



(6) Construction fence. "Construction fence" means a temporary artificially constructed fence used to prevent or control entrance or access pursuant to a permit issued by the Village of Franklin Building Official under Section 1268.19 of the Zoning Code.

(7) Garden enclosure. "Garden enclosure" is a type of interior fence that is used to enclose an area used for the growing of vegetables, flowers, etc. used for human consumption but not for commercial sale.

(b) General Requirements Applicable to All Fences.

(1) Ownership. Ownership and responsibility for maintenance of a fence resides in the owner of the property on which the fence is located.

A. Provision for joint ownership. Owners of adjoining properties may jointly apply for a fence permit, in which case the Building Official may permit the fence to be constructed on the common property line. Both property owners shall jointly own the fence and shall be jointly and severally responsible for maintenance of the fence.

(2) Fence materials. In order to protect the beauty and established historic character of the Village, the following standards shall apply:

A. The exterior of a fence shall be constructed primarily of wood, stone, brick, wrought iron, or other material determined by the Zoning Board of Appeals to mimic an above listed material.

B. Fence materials and construction pattern must be consistent along a single lot line.

C. Fences constructed on properties where one did not exist before must be constructed of the same material along any lot line where the fence is proposed to be constructed.

D. Prohibited materials. Razor wire and barbed wire are prohibited on any type of fence. Fences utilizing wire mesh or chain link are also prohibited, except as otherwise expressly permitted (e.g., garden enclosures, tennis court enclosures, dog runs, baseball backstops, cemeteries, fences enclosing public areas, construction fences).

E. Prohibited designs. No permitted fence of any variety may contain decorative fence toppers, finials, spears or other fence toppers which contain a pointed finish if such decorative items are situated along the top of the primary fencing material. Ball finials are permissible but only if they measure not less than three inches each in diameter. A fence topper shall be considered to be pointed if the upper most portion of the topper is not larger than its base, or, if in the opinion of the Building Official, such a fence topper is considered to be capable of impaling or otherwise penetrating the flesh of any person or animal, either intentionally or through accidental or forceful contact with same.

F. Electricity-conducting fences. A fence erected around the perimeter of a pasture where horses or other permitted large animals are restrained may include electrified wire strands around the top or interior of the pasture fence. Other fences which carry electric current are prohibited, except for underground electric fences as defined in Section 1240.08 (b)(23A).

(3) Finished appearance. If, because of design or construction, one side of a fence has a more finished appearance than the other, the side of the fence with the more finished appearance shall face the exterior of the lot. This provision concerning the finished appearance does not apply to jointly owned fences located on a property line.

(4) Height. Except as otherwise expressly permitted herein, fences shall not exceed 48 inches in height. As used in this section, the height of a fence is measured from the surrounding surface of the ground and not from any structure or localized raised surface on which the fence is situated.

A. Fences enclosing public areas. Fences that enclose public parks, playgrounds, or similar public areas located within a residential district shall not exceed 8 feet in height, except that a fence enclosing one or more



public tennis courts can extend to 12 feet in height and a protective screening used for a public baseball field backstop can be made at a suitable height and length for its intended purpose. Tennis court fences and baseball backstops can be made of chain link fencing.

(5) Location. A fence shall be located entirely on the private property of the person responsible for the construction and maintenance of the fence.

A. Permitted locations. Except as specifically provided below, fences are permitted only in rear yards and side yards. No fence shall be permitted to extend into the front yard, except as otherwise specifically provided herein. For side yards and rear yards abutting a street, no fence shall be constructed or maintained within any required setback from the street.

B. Path setback. No fence shall be located closer than 12 inches from the edge of a public sidewalk or other public path.

(6) Fence maintenance. Fences shall be maintained in good condition. Rotten or broken components shall be replaced, repaired, or removed. If a fence is found to be in need of repair by the Building Official, he or she shall issue orders to complete such repairs to the owner of the land where the fence is located. Failure to comply with written notice from the Building Official shall be deemed a violation of this Zoning Code.

(7) Obstruction of use of adjoining property. No fence shall be erected where it would prevent or unreasonably obstruct the use of or access to adjacent property. The Building Official may require a fence to be set back up to two feet from a driveway or property line to provide for the safe passage of pedestrians, bicyclists, or vehicular traffic, or for other safety-related concerns.

(8) Driver visibility. No fence shall be erected, established or maintained on any lot which will obstruct the view of drivers in vehicles traveling around sharp curves in the road or approaching an intersection of two roads or the intersection of a road and a driveway.

A. Sharp curves. Fences located along a curve in a road shall provide drivers with an unobstructed sight distance that is reasonable in view of the road curvature and applicable speed limit for the road. The Building Official may restrict or deny a fence permit as necessary to provide this unobstructed sight distance.

B. Intersections. Fences located adjacent to an intersection of two roads or an intersection of a road and a driveway shall not exceed 30 inches in height. An unobstructed triangular area shall be maintained at each intersection of roads and streets and driveways. Fences located in the triangular area shall not be permitted to obstruct cross-visibility above a height of 30 inches above the lowest point of the intersecting road(s) or driveway(s). The unobstructed triangular area shall consist of:

1. In the case of two roads, the triangular area formed at the corner intersection of the two road right-of-way lines, with two sides of the triangular area being 25 feet in length measured along the intersecting right-of-way lines, and the third side being a line connecting the distal ends of the two 25 foot sides; and

2. In the case of an intersecting road and driveway, the triangular area formed at the corner intersection of the road right of way and an edge of the driveway, with one side of the triangular area being ten feet in length measured along the right-of-way line, a second side being 10 feet in length measured along the edge of the driveway, and the third side being a line connecting the distal ends of the two ten foot two sides.

(9) Tennis court enclosures. A private tennis court located on a residential lot may include a chain link fence enclosing each end of the court and extending towards the net no farther than the midpoint between the base line and service line. The chain link fence may have a maximum height of 12 feet and the opacity of such fence shall not exceed 50 percent.

(10) Outdoor dog runs. One fenced pet exercise area ("dog run") may be permitted per residential lot, subject to the following:



- A. Location. A dog run shall not be permitted in any required front yard or required street side yard.
- B. Setback. A dog run shall be set back a minimum of ten feet from any lot line.
- C. Fence height. A fence enclosing a dog run shall not exceed six feet in height.
- D. Fence materials. Chain link fencing may be used to enclose a dog run.
- E. Maximum dimensions. Dog runs shall not exceed ten feet in width by 25 feet in length.
- F. Landscape screening. Dog runs shall be screened from view from adjoining properties with evergreen landscaping sufficient to create a complete visual barrier.

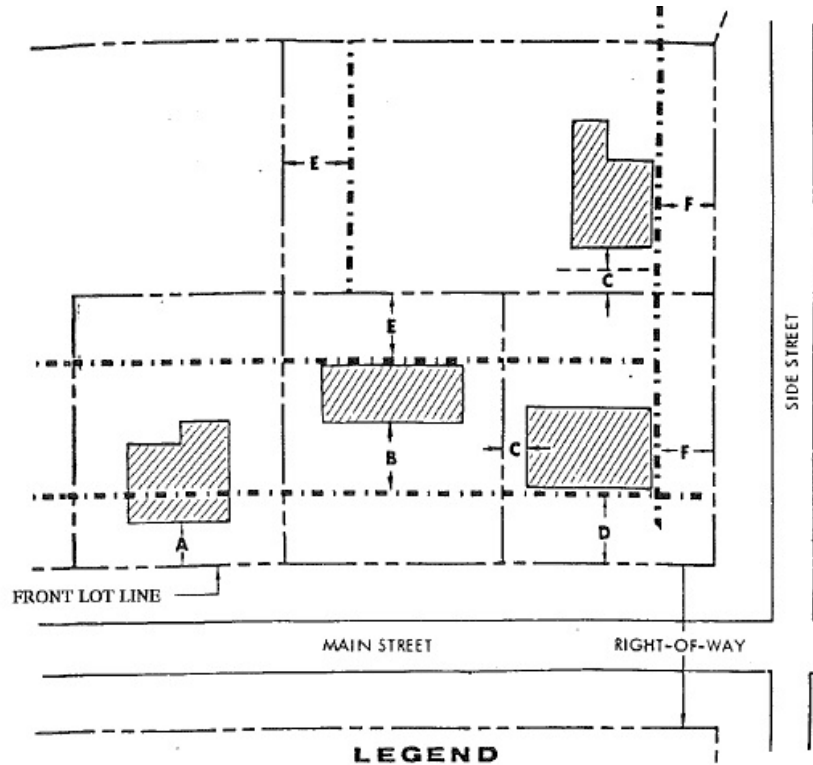
(11) Garden enclosures. Garden enclosures may be placed on the interior of a lot, subject to the following:

- A. Location. A garden enclosure shall not be permitted in any front yard nor any required side or rear yard.
- B. Height. Garden enclosures shall not exceed eight feet in height, inclusive of any structures on which they sit, including raised planter beds.
- C. Materials. Garden enclosures shall be constructed of any combination of treated wood or galvanized or welded wire, which may be coated with vinyl or PVC. The fencing commonly referred to as "chicken wire" is expressly permitted, only so long as it is made of galvanized wire. Chain link fencing is a prohibited material.
- D. Opacity. Garden enclosures' opacity shall not exceed 20 percent.
- E. Spacing. There shall be a maximum spacing of 1" by 2" between the enclosure wires.
- F. Maximum area. Garden enclosures shall surround an area not larger than 1,000 square feet. Multiple garden enclosures may be permitted on one lot, subject to the following allowances:

<u>TABLE OF ALLOWANCES FOR GARDEN ENCLOSURES</u>							
<u>Zoning District</u>	<u>R-E</u>	<u>R-L</u>	<u>R-M</u>	<u>R-1</u>	<u>R-2</u>	<u>R-3</u>	<u>R-4</u>
<u>Maximum number of enclosures</u>	<u>3</u>	<u>3</u>	<u>3</u>	<u>3</u>	<u>2</u>	<u>2</u>	<u>1</u>
<u>Maximum size of all garden enclosures in sq. ft.</u>	<u>1,000</u>	<u>1,000</u>	<u>1,000</u>	<u>1,000</u>	<u>1,000</u>	<u>1,000</u>	<u>1,000</u>

APPENDIX A-8

YARD REQUIREMENTS



- A ----- DEFICIENT FRONT YARD
 - B ----- FRONT YARD IN EXCESS OF MINIMUM FRONT YARD REQUIRED
 - C ----- MINIMUM SIDE YARD REQUIRED
 - D ----- MINIMUM FRONT YARD REQUIRED ALSO BUILDING SETBACK LINE
 - E ----- MINIMUM REAR YARD REQUIRED
 - F ----- MINIMUM YARD REQUIRED ON SIDE STREET WHEREON HOMES FRONT
- (Ord. 101. Passed 2-20-70.)

07/19/2021

ORDINANCE NO. 2021-02

AN ORDINANCE TO AMEND SECTIONS 1240.08, 1250.02, 1250.03, 1256.02, 1256.06, AND TO ADD SECTION 1259 (PI PUBLIC INSTITUTIONAL DISTRICT), ZONING, OF THE CODIFIED ORDINANCES OF THE VILLAGE OF FRANKLIN, OAKLAND COUNTY, MICHIGAN, TO ADOPT REGULATIONS NEW ZONING DISTRICT TITLED “PI, PUBLIC/INSTITUTIONAL.”

THE VILLAGE OF FRANKLIN ORDAINS:

Chapter 1240.08 DEFINITIONS

Special event. “Special event” means a temporary indoor or outdoor use on private or public property that extends beyond the normal uses and standards allowed in the Zoning Code, including, but not limited to, art shows, music and other artistic performances, festivals, and bazaars.

Chapter 1259

PI Public Institutional District

1259.01 Statement of purpose

1259.02 Permitted uses

1259.03 Special approval uses

1259.04 Accessory uses, buildings and structures

1259.05 Off-street parking facilities

1259.06 Protective screening

1259.07 Site plan approval

1259.08 Area, height, bulk and placement requirements

1259.01 STATEMENT OF PURPOSE

The PI Public Institutional District is intended to recognize the public, quasi-public, and institutional nature of particular parcels of land and provide standards and guidelines for their continued use and future development; to ensure that those public, quasi-public, and institutional land uses will be compatible with the surrounding districts and uses; and to ensure that the public,

quasi-public, and institutional use of property will promote the most desirable use of land in accordance with the Village's Master Plan.

1259.02 PERMITTED USES

In the PI District, the following uses are permitted:

- a) Municipal buildings, offices, community centers and facilities owned and operated by the Village of Franklin for the purposes of the government of the Village of Franklin.
- b) Public, quasi-public, and institutional buildings, offices, centers and facilities, such as, but not limited to libraries and post offices, owned or operated by governmental or quasi-governmental entities for the purposes of providing civic services and functions.
- c) Public parks and public recreation areas operated by governmental, quasi-governmental, or private entities exclusively for the use and enjoyment of the public.
- d) Churches and other facilities normally incidental thereto, including but not limited to community and civic group meetings, events and activities, and religious, social, cultural and educational services, instruction and programs. A proposed site for a church shall not be less than two acres, shall have adequate access to all required off-street parking areas, and be located on a site adjacent to a major thoroughfare as defined by the Village's Master Plan.
- e) Public, parochial and private elementary, junior high and / or senior high schools offering courses in general education, which may contain libraries and other facilities customarily found within a school, not operated for profit, and situated on a site not less than two acres.
- f) Public utility buildings, telephone exchange buildings, electronic transformer stations and substations, and gas regulator stations, but not including service or storage yards, when operating requirements necessitate the locating of such uses in order to serve the immediate vicinity.
- g) Museums displaying or exhibiting items or artifacts of an historical nature and not operated for profit.
- h) Accessory structures, buildings, uses and signs, customarily incidental to the above permitted uses in accordance with Section 1268.13.

1259.04 SPECIAL APPROVAL USES

Reserved.

1259.04 ACCESSORY USES, BUILDINGS AND STRUCTURES

The following accessory uses, buildings and structures shall be permitted in the PI District, subject to Section 1268.13:

- a) Accessory structures, uses and signs, excluding buildings, customarily incidental to uses permitted by Section 1259.02.
- b) Accessory buildings customarily incidental to uses permitted by Section 1256.02, subject to site plan requirements in Section 1268.30.
- c) The Village of Franklin encourages the development and use of alternative energy sources, such as energy generated by solar and wind facilities, provided that the devices to generate, process and store the energy are safe and will cause no harm to the well-being of adjacent residents or the surrounding area as a whole. Solar and wind energy facilities, whether freestanding or attached to the principal building, are considered accessory structures and require site plan review and special use approval. Alternative energy facilities, considered accessory structures, are subject to the following site plan and use approval requirements:
 - 1. Wind energy facilities, whether freestanding or attached to the principal building, require site plan review in accordance with Section 1268.30 and special use approval in accordance with Section 1268.32.
 - 2. Ground-mounted solar energy facilities require site plan review in accordance with Section 1268.30, and special use approval in accordance with Section 1268.32.
 - 3. Roof-mounted solar energy facilities require zoning compliance approval in accordance with Section 1242.02 and shall comply with Section 1268.13A, Roof-Mounted Solar Energy Systems.
- d) Special events, limited to four consecutive calendar days, single days for two consecutive weeks, or two consecutive weekends. If in excess of four consecutive calendar days, single days for two consecutive weeks, or weekend events for more than two consecutive weekends, a special event shall be subject to the requirements in Section 1268.32(h).
- e) Retail activity. In the PI District, a limited amount of retail activity is permitted where the retail activity is accessory to the principal public, quasi-public, and institutional use of property. Retail activity shall be deemed an acceptable accessory use if the following criteria are met:
 - 1. Character of the principal use. The principal use on the site must be public, quasi-public, or institutional in character. The retail activity must be an integral part of the principal use such that separation of the public, quasi-public, or institutional and retail activity would adversely affect operating and management procedures.
 - 2. Percent of floor area. The retail activity shall occupy no more than 49% of the total floor area or 1,000 square feet, whichever is less.
 - 3. Compatibility of traffic. The type and quantity of traffic generated by the retail sales operation shall be compatible with permitted uses in the district.

1259.05 OFF-STREET PARKING FACILITIES

Off-street parking facilities shall be provided as specified in Chapter 1262, with the further condition that no parking be permitted in the required front yard, said front yard area being the 40-foot yard space abutting the front property line, nor within the required side or rear setback adjacent to any side or rear property zoned R-1, R-2, R-3 or R-4, or which is adjacent to any property or lot used for residential purposes. (See Section 1262.02 for off-street parking development regulations.)

1259.06 PROTECTIVE SCREENING

PI parcels adjacent to property within a Single-Family Residential District or used for residential purposes shall provide protective screening in compliance with the regulations set forth in Sections 1268.28 and 1268.29.

1259.07 SITE PLAN APPROVAL

For all uses in the PI District, site plan approval is required in compliance with the requirements set forth in Section 1268.30.

1259.08 AREA, HEIGHT, BULK AND PLACEMENT REQUIREMENTS

Area, height, bulk and placement requirements for the PI District shall be as established in the schedule provided in Appendix B following the text of this Zoning Code.

Chapter 1250

Single-Family Residential Districts

1250.01 Statement of purpose. *(no change proposed)*

1250.02 Permitted uses. *(housekeeping change proposed, text provided for context)*

1250.03 Special approval uses. *(no change proposed, but text provided for context)*

1250.04 Accessory uses, buildings and structures. *(no change proposed)*

1250.05 Site plan review. *(no change proposed)*

1250.06 Area, height, bulk and placement requirements. *(no change proposed)*

1250.07 Lot dimensions. *(no change proposed)*

1250.02 PERMITTED USES.

In ~~the R-E, R-L, R-M, R-1, R-2, R-3 and R-4~~ all Single-Family Residential Districts, the following uses are permitted:

- a) Single-family detached dwellings.

- b) ~~Municipal parks and municipal recreation areas operated exclusively for the use and enjoyment of the public.~~ Public parks and public recreation areas operated by governmental, quasi-governmental, or private entities exclusively for the use and enjoyment of the public.
- c) State licensed residential facilities, subject to the provisions of Section 206 of the Michigan Zoning Enabling Act, PA 110 of 2006, as amended (MCL 125.3206).
- d) Accessory structures, buildings, uses and signs, customarily incidental to the above permitted uses in accordance with Section 1268.13.

1250.03 SPECIAL APPROVAL USES.

In all Single-Family Residential Districts, the following uses shall be permitted only after approval in accordance with Section 1268.32.

- a) Municipal buildings, offices, community centers and facilities owned and operated by the Village of Franklin for the purposes of the government of the Village of Franklin.
- b) Public, quasi-public, and institutional buildings, offices, centers and facilities, such as, but not limited to libraries and post offices, owned or operated by governmental or quasi-governmental entities for the purposes of providing civic services and functions.
- c) ~~b)~~ Churches and other facilities normally incidental thereto, including but not limited to community and civic group meetings, events and activities, and religious, social, cultural and educational services, instruction and programs. A proposed site for a church shall not be less than two acres, shall have adequate access to all required off-street parking areas, shall prohibit parking in the required front yard and be located on a site adjacent to a major thoroughfare as defined by the Village's Master Plan.
- d) ~~e)~~ Public, parochial and private elementary, junior high and/or senior high schools offering courses in general education, ~~and which may contain~~ libraries and other facilities customarily found within a school, not operated for profit, and situated on a site not less than two acres.
- e) ~~d)~~ Public utility buildings, telephone exchange buildings, electric transformer stations and substations, and gas regulator stations, but not including service or storage yards, when operating requirements necessitate the locating of such uses in order to serve the immediate vicinity.
- f) ~~e)~~ Museums displaying or exhibiting items or artifacts of an historical nature and not operated for profit. It is the express intent of this section to prohibit any displays or exhibits of a commercial nature or which are operated for profit, provided, however, that certain nonprofit activities may be permitted under Section 1268.32(~~g~~) (h).

The following additional conditions shall apply to any special approval use under this subsection:

- (1) No item or display shall bear any indication of cost, value or price.
- (2) No income, revenue or compensation of any kind shall be received as part of any such museum use or exhibition, except that a nominal door fee or entrance fee may be imposed.
- (3) No artifact, souvenir or any other article or item of any type or nature whatsoever shall be offered for sale upon the premises.
- (4) All exhibitions, displays or programs shall be related to the history of the Village of Franklin, the State of Michigan or the United States.

- (5) No museum shall be located closer than 2,500 feet to any other museum.

Chapter 1256

C-1 Commercial District

1256.01 Statement of purpose. *(no change proposed)*

1256.02 Permitted uses. *(change proposed to add "fire station")*

1256.03 Special approval uses. *(no change proposed)*

1256.04 Accessory uses, buildings and structures. *(no change proposed)*

1256.05 Site plan review. *(no change proposed)*

1256.06 Protective screening *("housekeeping" change proposed)*

1256.07 Area, height, bulk and placement requirements. *(no change proposed)*

1256.02 PERMITTED USES.

In the C-1 District, the following uses are permitted:

- (a) All uses permitted in the RO-1 District.
- (b) Automobile service stations, subject to the requirements of Section 1268.15.
- (c) Bake shops, provided that at least 75% of all baked goods produced on the premises are sold on said premises at retail, and further provided that floor area used for bakery production shall be limited to 500 square feet per establishment.
- (d) Bank, savings and loan, brokerage or other type of financial institution.
- (e) Barber shop.
- (f) Beauty shop.
- (g) Clothes pressing and repair.
- (h) Custom dressmaking, millinery and tailoring.
- (i) Fire station.
- ~~(j)~~ (j) Household furniture and appliance shops.
- ~~(k)~~ (k) Institutions and establishments of a philanthropic or charitable nature, but not including car washes, credit unions and other related activities operated or sponsored by such institutions or establishments.
- ~~(l)~~ (l) Laundry agency or dry cleaning agency and hand laundry, except laundry and dry cleaning establishments with customer-operated equipment.
- ~~(m)~~ (m) Public utility buildings, telephone exchange buildings, electric transformer stations and substations and gas regulator stations.
- ~~(n)~~ (n) Repairs to electrical or other household appliances, locks, radios, televisions, shoes, time pieces and the like.
- ~~(o)~~ (o) Restaurants, but not including drive-in or drive-thru restaurants.
- ~~(p)~~ (p) Carry-out restaurants.
- ~~(q)~~ (q) Outdoor dining, subject to the provisions in Section 1268.33.
- ~~(r)~~ (r) Retail food stores.
- ~~(s)~~ (s) Shops or stores for the retail sale of art supplies, beverages, confections, delicatessen, drugs, dry goods, flowers, food stuffs including meats, gifts, hardware, jewelry, leather

goods, music, notions, paint, periodicals, sewing machines for households only, sports goods, stamps or coins, stationery, sundry, small household articles, tobacco or wearing apparel.

~~(s)~~ ~~(t)~~ Single family residential uses, when located on the second floor of a building that is designed for a retail, service, or office use on the first floor.

~~(t)~~ ~~(u)~~ Accessory structures, uses and signs, excluding buildings, customarily incidental to the above permitted uses in accordance with Section 1268.13, subject to the following restrictions:

(1) Outdoor advertising signs, only when pertaining to the sale, rental or use of the premises on which they are located, or to goods sold or activities conducted thereon, shall be displayed flat against the front or side elevation of the building and shall not project above the roof line. (See also Chapter 1474 of these Codified Ordinances.)

~~(u)~~ ~~(v)~~ Off-street parking and loading, in accordance with the requirements of Chapter 1262, provided that, on or after December 5, 2005:

(1) No new parking or loading area shall be established on a parcel unless a principal permitted structure is first constructed on the parcel; and

(2) No new parking or loading facilities shall be located in the front yard (between the front face of the building and the street) except by special approval. Where front yard parking is proposed, the applicant must demonstrate to the satisfaction of the Planning Commission and Village Council that:

A. No other reasonable and safe location for parking exists on the site and that front yard parking can be provided without compromising vehicular or pedestrian traffic safety; and

B. The proposed parking satisfies the special approval criteria in Section 1268.32.

Appendix B

Schedule of Regulations

Zoning District	Maximum Lot Coverage (percentage)	Minimum Size of Lot		Maximum Height of Building in Feet	Minimum Yard Setbacks in Feet (Unobstructed)					Minimum Cubic Content per Dwelling Unit in Cubic Feet
		Area per Dwelling Unit in Sq. Ft.	Width in Feet		Front	At Least One Side	Total of Two Sides	Side Yard Adjacent to a Street	Rear	
R-E	10	130,000	120	(a)(c)	50	(b)	(b)	50	(c)	30,000
R-L	15	65,000	120	(a)(c)	50	(b)	(b)	50	(c)	30,000
R-M	25	42,000	120	(a)(c)	50	(b)	(b)	50	(c)	30,000
R-1	25	30,000	120	(a)(c)	50	(b)	(b)	50	(c)	30,000
R-2	30	22,500	100	(a)(c)	40	(b)	(b)	40	(c)	22,500
R-3	35	15,000	80	27	30	10	25	30	40	20,000
R-4	35	12,000	80	27	20	10	25	20	30	15,000
RO-1	30	*	*	14 ½	40	12	35	40	35	*
C-1	*	*	*	14 ½	*	*	*	*	*	*
<u>PI</u>	<u>*</u>	<u>*</u>	<u>*</u>	<u>29</u>	<u>*</u>	<u>*</u>	<u>*</u>	<u>*</u>	<u>*</u>	<u>*</u>

- * Site Plan Review required for those items. Also for P-1 and H Districts (see Chapters 1258 and 1230)
- ** The minimum cubic content shall be calculated as defined herein (see Section 1240.07(20))
- a) The maximum building height in the R-E, R-L, R-M, R-1, and R-2 districts shall be determined in accordance with the following graphic representation 1 or mathematical representation 2:

1256.06 PROTECTIVE SCREENING.

~~Protective screening for C-1 Districts adjacent to or near Residential Districts shall be in compliance with the regulations set forth in Sections 1268.27 and 1268.29. C-1 parcels adjacent to land within a Single-Family Residential District or used for residential purposes shall provide protective screening in compliance with the regulations set forth in Sections 1268.28 and 1268.29.~~

Graphic representation 1: In the appropriate location and at the proper scale on the front elevation, draw a 15' x 20' "measurement triangle" as illustrated below. Extend the dashed line to 35 feet high. No portion of the building may extend into the setback or above the dashed line.

Mathematical representation 2: The maximum permitted height relative to the side property line is equal to: (1.33 x side setback measured in feet), up to a maximum height at the peak of roof of 35 feet.

- b) The total of both side setbacks shall not be less than one-third (1/3) of the lot width. The smaller of the side setbacks shall be equal to or greater than 37% of the total of both side setbacks.
- c) In the R-E, R-L, R-M, R-1, and R-2 districts, the maximum height measured at the rear of the building shall be determined using a measurement triangle, in accordance with the following guidelines (see graphic 2):
 1. Extend the average grade line horizontally from the rear face of the house to the rear property line (point A).
 2. Mark the 40-foot rear yard setback (35-foot in the R-2 district) on the horizontal grade line.
 3. At the 40-foot mark (35-foot mark in the R-2 district), extend a 20-foot long line upward and perpendicular to the horizontal grade line. The top of the perpendicular line is point B.
 4. Connect points A and B and extend the line until it intersects the maximum height line established for the front elevation.
 5. No portion of the building may extend into the setback or above the rear elevation maximum height line.

Section 12.02 – SCHEDULE OF REGULATIONS

All buildings, structures, uses and parcels of land shall comply with the regulations set forth in the following Schedule of Regulations and footnotes thereto, except as otherwise provided for accessory buildings and structures under Section 13.11.

Table 12.02 SCHEDULE OF REGULATIONS

Zoning District	Lot Minimum		Maximum Lot Coverage	Maximum Building Height (feet)	Minimum Setback Requirement (Feet)				Min Floor Area(sq. ft.) per Dwelling Unit ^{b, j}	Max. 1 st Floor Area (sq. ft.)
	Area (sq. ft.)	Width (feet)			Front (Street)	Each Side	Rear	Water Front ^c		
RV, Village Single Family Residential	7,200 ^k	60 ^k	40%	30	25 ^m	10 ^{a, d}	25	--	1,200	--
RL, Lake Single Family Residential	7,200 ^l	60 ^l	40%	30	25	5 ^a	25	25	900	--
RM, Multiple Family Residential	8,000 ^{g, h}	70 ^g	35% ^g	40 ^g	25	25 ^g	25	25	i	--
DC, Downtown Center	--	--	--	42 ^o	p	p, f	p, f	--	i	20,000
CC, Commercial Corridor	--	60	40%	42 ^o	25	e, f	f	25	--	--
MU, Mixed Use	--	60	50%	42 ^o	10 ^q	e, f	25	25	900 (single family detached) i (single family attached)	12,500

William Lamott, President
Village of Franklin

CERTIFICATE

I, HEATHER MYDLOSKI, VILLAGE OF FRANKLIN CLERK,
DO HEREBY CERTIFY THAT THE FOREGOING IS A TRUE
AND COMPLETE COPY OF AN ORDINANCE, THE
ORIGINAL OF WHICH IS ON FILE IN MY OFFICE ADOPTED
BY THE VILLAGE COUNCIL OF THE VILLAGE OF
FRANKLIN AT A MEETING THEREOF HELD ON JULY 19,
2021.

Heather Mydloski, Clerk
Village of Franklin

07/19/2021

ORDINANCE NO. 2021-02

AN ORDINANCE TO AMEND SECTIONS 1240.08, 1250.02, 1250.03, 1256.02, 1256.06, AND TO ADD SECTION 1259 (PI PUBLIC INSTITUTIONAL DISTRICT), ZONING, OF THE CODIFIED ORDINANCES OF THE VILLAGE OF FRANKLIN, OAKLAND COUNTY, MICHIGAN, TO ADOPT REGULATIONS NEW ZONING DISTRICT TITLED “PI, PUBLIC/INSTITUTIONAL.”

THE VILLAGE OF FRANKLIN ORDAINS:

Chapter 1240.08 DEFINITIONS

Special event. “Special event” means a temporary indoor or outdoor use on private or public property that extends beyond the normal uses and standards allowed in the Zoning Code, including, but not limited to, art shows, music and other artistic performances, festivals, and bazaars.

Chapter 1259

PI Public Institutional District

1259.01 Statement of purpose

1259.02 Permitted uses

1259.03 Special approval uses

1259.04 Accessory uses, buildings and structures

1259.05 Off-street parking facilities

1259.06 Protective screening

1259.07 Site plan approval

1259.08 Area, height, bulk and placement requirements

1259.01 STATEMENT OF PURPOSE

The PI Public Institutional District is intended to recognize the public, quasi-public, and institutional nature of particular parcels of land and provide standards and guidelines for their continued use and future development; to ensure that those public, quasi-public, and institutional land uses will be compatible with the surrounding districts and uses; and to ensure that the public,

quasi-public, and institutional use of property will promote the most desirable use of land in accordance with the Village's Master Plan.

1259.02 PERMITTED USES

In the PI District, the following uses are permitted:

- a) Municipal buildings, offices, community centers and facilities owned and operated by the Village of Franklin for the purposes of the government of the Village of Franklin.
- b) Public, quasi-public, and institutional buildings, offices, centers and facilities, such as, but not limited to libraries and post offices, owned or operated by governmental or quasi-governmental entities for the purposes of providing civic services and functions.
- c) Public parks and public recreation areas operated by governmental, quasi-governmental, or private entities exclusively for the use and enjoyment of the public.
- d) Churches and other facilities normally incidental thereto, including but not limited to community and civic group meetings, events and activities, and religious, social, cultural and educational services, instruction and programs. A proposed site for a church shall not be less than two acres, shall have adequate access to all required off-street parking areas, and be located on a site adjacent to a major thoroughfare as defined by the Village's Master Plan.
- e) Public, parochial and private elementary, junior high and / or senior high schools offering courses in general education, which may contain libraries and other facilities customarily found within a school, not operated for profit, and situated on a site not less than two acres.
- f) Public utility buildings, telephone exchange buildings, electronic transformer stations and substations, and gas regulator stations, but not including service or storage yards, when operating requirements necessitate the locating of such uses in order to serve the immediate vicinity.
- g) Museums displaying or exhibiting items or artifacts of an historical nature and not operated for profit.
- h) Accessory structures, buildings, uses and signs, customarily incidental to the above permitted uses in accordance with Section 1268.13.

1259.04 SPECIAL APPROVAL USES

Reserved.

1259.04 ACCESSORY USES, BUILDINGS AND STRUCTURES

The following accessory uses, buildings and structures shall be permitted in the PI District, subject to Section 1268.13:

- a) Accessory structures, uses and signs, excluding buildings, customarily incidental to uses permitted by Section 1259.02.
- b) Accessory buildings customarily incidental to uses permitted by Section 1256.02, subject to site plan requirements in Section 1268.30.
- c) The Village of Franklin encourages the development and use of alternative energy sources, such as energy generated by solar and wind facilities, provided that the devices to generate, process and store the energy are safe and will cause no harm to the well-being of adjacent residents or the surrounding area as a whole. Solar and wind energy facilities, whether freestanding or attached to the principal building, are considered accessory structures and require site plan review and special use approval. Alternative energy facilities, considered accessory structures, are subject to the following site plan and use approval requirements:
 - 1. Wind energy facilities, whether freestanding or attached to the principal building, require site plan review in accordance with Section 1268.30 and special use approval in accordance with Section 1268.32.
 - 2. Ground-mounted solar energy facilities require site plan review in accordance with Section 1268.30, and special use approval in accordance with Section 1268.32.
 - 3. Roof-mounted solar energy facilities require zoning compliance approval in accordance with Section 1242.02 and shall comply with Section 1268.13A, Roof-Mounted Solar Energy Systems.
- d) Special events, limited to four consecutive calendar days, single days for two consecutive weeks, or two consecutive weekends. If in excess of four consecutive calendar days, single days for two consecutive weeks, or weekend events for more than two consecutive weekends, a special event shall be subject to the requirements in Section 1268.32(h).
- e) Retail activity. In the PI District, a limited amount of retail activity is permitted where the retail activity is accessory to the principal public, quasi-public, and institutional use of property. Retail activity shall be deemed an acceptable accessory use if the following criteria are met:
 - 1. Character of the principal use. The principal use on the site must be public, quasi-public, or institutional in character. The retail activity must be an integral part of the principal use such that separation of the public, quasi-public, or institutional and retail activity would adversely affect operating and management procedures.
 - 2. Percent of floor area. The retail activity shall occupy no more than 49% of the total floor area or 1,000 square feet, whichever is less.
 - 3. Compatibility of traffic. The type and quantity of traffic generated by the retail sales operation shall be compatible with permitted uses in the district.

1259.05 OFF-STREET PARKING FACILITIES

Off-street parking facilities shall be provided as specified in Chapter 1262, with the further condition that no parking be permitted in the required front yard, said front yard area being the 40-foot yard space abutting the front property line, nor within the required side or rear setback adjacent to any side or rear property zoned R-1, R-2, R-3 or R-4, or which is adjacent to any property or lot used for residential purposes. (See Section 1262.02 for off-street parking development regulations.)

1259.06 PROTECTIVE SCREENING

PI parcels adjacent to property within a Single-Family Residential District or used for residential purposes shall provide protective screening in compliance with the regulations set forth in Sections 1268.28 and 1268.29.

1259.07 SITE PLAN APPROVAL

For all uses in the PI District, site plan approval is required in compliance with the requirements set forth in Section 1268.30.

1259.08 AREA, HEIGHT, BULK AND PLACEMENT REQUIREMENTS

Area, height, bulk and placement requirements for the PI District shall be as established in the schedule provided in Appendix B following the text of this Zoning Code.

Chapter 1250

Single-Family Residential Districts

1250.01 Statement of purpose. *(no change proposed)*

1250.02 Permitted uses. *(housekeeping change proposed, text provided for context)*

1250.03 Special approval uses. *(no change proposed, but text provided for context)*

1250.04 Accessory uses, buildings and structures. *(no change proposed)*

1250.05 Site plan review. *(no change proposed)*

1250.06 Area, height, bulk and placement requirements. *(no change proposed)*

1250.07 Lot dimensions. *(no change proposed)*

1250.02 PERMITTED USES.

In all Single-Family Residential Districts, the following uses are permitted:

- a) Single-family detached dwellings.

- b) Public parks and public recreation areas operated by governmental, quasi-governmental, or private entities exclusively for the use and enjoyment of the public.
- c) State licensed residential facilities, subject to the provisions of Section 206 of the Michigan Zoning Enabling Act, PA 110 of 2006, as amended (MCL 125.3206).
- d) Accessory structures, buildings, uses and signs, customarily incidental to the above permitted uses in accordance with Section 1268.13.

1250.03 SPECIAL APPROVAL USES.

In all Single-Family Residential Districts, the following uses shall be permitted only after approval in accordance with Section 1268.32.

- a) Municipal buildings, offices, community centers and facilities owned and operated by the Village of Franklin for the purposes of the government of the Village of Franklin.
- b) Public, quasi-public, and institutional buildings, offices, centers and facilities, such as, but not limited to libraries and post offices, owned or operated by governmental or quasi-governmental entities for the purposes of providing civic services and functions.
- c) Churches and other facilities normally incidental thereto, including but not limited to community and civic group meetings, events and activities, and religious, social, cultural and educational services, instruction and programs. A proposed site for a church shall not be less than two acres, shall have adequate access to all required off-street parking areas, shall prohibit parking in the required front yard and be located on a site adjacent to a major thoroughfare as defined by the Village's Master Plan.
- d) Public, parochial and private elementary, junior high and/or senior high schools offering courses in general education, which may contain libraries and other facilities customarily found within a school, not operated for profit, and situated on a site not less than two acres.
- e) Public utility buildings, telephone exchange buildings, electric transformer stations and substations, and gas regulator stations, but not including service or storage yards, when operating requirements necessitate the locating of such uses in order to serve the immediate vicinity.
- f) Museums displaying or exhibiting items or artifacts of an historical nature and not operated for profit. It is the express intent of this section to prohibit any displays or exhibits of a commercial nature or which are operated for profit, provided, however, that certain nonprofit activities may be permitted under Section 1268.32 (h).

The following additional conditions shall apply to any special approval use under this subsection:

- (1) No item or display shall bear any indication of cost, value or price.
- (2) No income, revenue or compensation of any kind shall be received as part of any such museum use or exhibition, except that a nominal door fee or entrance fee may be imposed.
- (3) No artifact, souvenir or any other article or item of any type or nature whatsoever shall be offered for sale upon the premises.
- (4) All exhibitions, displays or programs shall be related to the history of the Village of Franklin, the State of Michigan or the United States.
- (5) No museum shall be located closer than 2,500 feet to any other museum.

Chapter 1256

C-1 Commercial District

1256.01 Statement of purpose. *(no change proposed)*

1256.02 Permitted uses. *(change proposed to add “fire station”)*

1256.03 Special approval uses. *(no change proposed)*

1256.04 Accessory uses, buildings and structures. *(no change proposed)*

1256.05 Site plan review. *(no change proposed)*

1256.06 Protective screening *(“housekeeping” change proposed)*

1256.07 Area, height, bulk and placement requirements. *(no change proposed)*

1256.02 PERMITTED USES.

In the C-1 District, the following uses are permitted:

- (a) All uses permitted in the RO-1 District.
- (b) Automobile service stations, subject to the requirements of Section 1268.15.
- (c) Bake shops, provided that at least 75% of all baked goods produced on the premises are sold on said premises at retail, and further provided that floor area used for bakery production shall be limited to 500 square feet per establishment.
- (d) Bank, savings and loan, brokerage or other type of financial institution.
- (e) Barber shop.
- (f) Beauty shop.
- (g) Clothes pressing and repair.
- (h) Custom dressmaking, millinery and tailoring.
- (i) Fire station.
- (j) Household furniture and appliance shops.
- (k) Institutions and establishments of a philanthropic or charitable nature, but not including car washes, credit unions and other related activities operated or sponsored by such institutions or establishments.
- (l) Laundry agency or dry cleaning agency and hand laundry, except laundry and dry cleaning establishments with customer-operated equipment.
- (m) Public utility buildings, telephone exchange buildings, electric transformer stations and substations and gas regulator stations.
- (n) Repairs to electrical or other household appliances, locks, radios, televisions, shoes, time pieces and the like.
- (o) Restaurants, but not including drive-in or drive-thru restaurants.
- (p) Carry-out restaurants.
- (q) Outdoor dining, subject to the provisions in Section 1268.33.
- (r) Retail food stores.
- (s) Shops or stores for the retail sale of art supplies, beverages, confections, delicatessen, drugs, dry goods, flowers, food stuffs including meats, gifts, hardware, jewelry, leather goods, music, notions, paint, periodicals, sewing machines for households only, sports goods, stamps or coins, stationery, sundry, small household articles, tobacco or wearing apparel.
- (t) Single family residential uses, when located on the second floor of a building that is designed for a retail, service, or office use on the first floor.

(u) Accessory structures, uses and signs, excluding buildings, customarily incidental to the above permitted uses in accordance with Section 1268.13, subject to the following restrictions:

(1) Outdoor advertising signs, only when pertaining to the sale, rental or use of the premises on which they are located, or to goods sold or activities conducted thereon, shall be displayed flat against the front or side elevation of the building and shall not project above the roof line. (See also Chapter 1474 of these Codified Ordinances.)

(v) Off-street parking and loading, in accordance with the requirements of Chapter 1262, provided that, on or after December 5, 2005:

(1) No new parking or loading area shall be established on a parcel unless a principal permitted structure is first constructed on the parcel; and

(2) No new parking or loading facilities shall be located in the front yard (between the front face of the building and the street) except by special approval. Where front yard parking is proposed, the applicant must demonstrate to the satisfaction of the Planning Commission and Village Council that:

A. No other reasonable and safe location for parking exists on the site and that front yard parking can be provided without compromising vehicular or pedestrian traffic safety; and

B. The proposed parking satisfies the special approval criteria in Section 1268.32.

Appendix B

Schedule of Regulations

Zoning District	Maximum Lot Coverage (percentage)	Minimum Size of Lot		Maximum Height of Building in Feet	Minimum Yard Setbacks in Feet (Unobstructed)					Minimum Cubic Content per Dwelling Unit in Cubic Feet
		Area per Dwelling Unit in Sq. Ft.	Width in Feet		Front	At Least One Side	Total of Two Sides	Side Yard Adjacent to a Street	Rear	
R-E	10	130,000	120	(a)(c)	50	(b)	(b)	50	(c)	30,000
R-L	15	65,000	120	(a)(c)	50	(b)	(b)	50	(c)	30,000
R-M	25	42,000	120	(a)(c)	50	(b)	(b)	50	(c)	30,000
R-1	25	30,000	120	(a)(c)	50	(b)	(b)	50	(c)	30,000
R-2	30	22,500	100	(a)(c)	40	(b)	(b)	40	(c)	22,500
R-3	35	15,000	80	27	30	10	25	30	40	20,000
R-4	35	12,000	80	27	20	10	25	20	30	15,000
RO-1	30	*	*	14 ½	40	12	35	40	35	*
C-1	*	*	*	14 ½	*	*	*	*	*	*
<u>PI</u>	*	*	*	<u>29</u>	*	*	*	*	*	*

* Site Plan Review required for those items. Also for P-1 and H Districts (see Chapters 1258 and 1230)

** The minimum cubic content shall be calculated as defined herein (see Section 1240.07(20))

- a) The maximum building height in the R-E, R-L, R-M, R-1, and R-2 districts shall be determined in accordance with the following graphic representation 1 or mathematical representation 2:

1256.06 PROTECTIVE SCREENING.

C-1 parcels adjacent to land within a Single-Family Residential District or used for residential purposes shall provide protective screening in compliance with the regulations set forth in Sections 1268.28 and 1268.29.

Graphic representation 1: In the appropriate location and at the proper scale on the front elevation, draw a 15' x 20' "measurement triangle" as illustrated below. Extend the dashed line to 35 feet high. No portion of the building may extend into the setback or above the dashed line.

Mathematical representation 2: The maximum permitted height relative to the side property line is equal to: $(1.33 \times \text{side setback measured in feet})$, up to a maximum height at the peak of roof of 35 feet.

- b) The total of both side setbacks shall not be less than one-third ($1/3$) of the lot width. The smaller of the side setbacks shall be equal to or greater than 37% of the total of both side setbacks.
- c) In the R-E, R-L, R-M, R-1, and R-2 districts, the maximum height measured at the rear of the building shall be determined using a measurement triangle, in accordance with the following guidelines (see graphic 2):
1. Extend the average grade line horizontally from the rear face of the house to the rear property line (point A).
 2. Mark the 40-foot rear yard setback (35-foot in the R-2 district) on the horizontal grade line.
 3. At the 40-foot mark (35-foot mark in the R-2 district), extend a 20-foot long line upward and perpendicular to the horizontal grade line. The top of the perpendicular line is point B.
 4. Connect points A and B and extend the line until it intersects the maximum height line established for the front elevation.
 5. No portion of the building may extend into the setback or above the rear elevation maximum height line.

Section 12.02 – SCHEDULE OF REGULATIONS

All buildings, structures, uses and parcels of land shall comply with the regulations set forth in the following Schedule of Regulations and footnotes thereto, except as otherwise provided for accessory buildings and structures under Section 13.11.

Table 12.02 SCHEDULE OF REGULATIONS

Zoning District	Lot Minimum		Maximum Lot Coverage	Maximum Building Height (feet)	Minimum Setback Requirement (Feet)				Min Floor Area(sq. ft.) per Dwelling Unit ^{b, j}	Max. 1 st Floor Area (sq. ft.)
	Area (sq. ft.)	Width (feet)			Front (Street)	Each Side	Rear	Water Front ^c		
RV, Village Single Family Residential	7,200 ^k	60 ^k	40%	30	25 ^m	10 ^{a, d}	25	--	1,200	--
RL, Lake Single Family Residential	7,200 ^l	60 ^l	40%	30	25	5 ^a	25	25	900	--
RM, Multiple Family Residential	8,000 ^{g, h}	70 ^g	35% ^g	40 ^g	25	25 ^g	25	25	i	--
DC, Downtown Center	--	--	--	42 ^o	p	p, f	p, f	--	i	20,000
CC, Commercial Corridor	--	60	40%	42 ^o	25	e, f	f	25	--	--
MU, Mixed Use	--	60	50%	42 ^o	10 ^q	e, f	25	25	900 (single family detached) i (single family attached)	12,500

William Lamott, President
Village of Franklin

CERTIFICATE

I, HEATHER MYDLOSKI, VILLAGE OF FRANKLIN CLERK,
DO HEREBY CERTIFY THAT THE FOREGOING IS A TRUE
AND COMPLETE COPY OF AN ORDINANCE, THE
ORIGINAL OF WHICH IS ON FILE IN MY OFFICE ADOPTED
BY THE VILLAGE COUNCIL OF THE VILLAGE OF
FRANKLIN AT A MEETING THEREOF HELD ON JULY 19,
2021.

Heather Mydloski, Clerk
Village of Franklin



Memorandum

To: Village Council, Franklin, MI
From: Sarah Traxler, AICP
Chris Doozan, AICP
Date: May 21, 2021
Subject: **PI, Public / Institutional Zoning District – Recommended Code Amendments for Council 1st (2nd) Reading**

BACKGROUND

The Village of Franklin Master Plan's Future Land Use Plan visualized on Map 2, "Future Land Use", contains a land use designation – Public & Quasi-Public – that has not yet been implemented by creating corresponding zoning standards. Thus, the purpose of the assignment undertaken by Planning Commission was to create standards for a new zoning district titled "PI, Public / Institutional", which – when adopted – will be a district into which land planned for Public & Quasi-Public use in the Master Plan could be placed through a process of rezoning.

LOCATION

The area in which each of the 11 parcels designated "Public & Quasi-Public" is located is along Franklin Road, north of Scenic Highway and south of 14 Mile Road (primarily clustered south of Wellington); see attached Master Plan Future Land Use Map for reference. The predominant cluster of parcels encompasses and surrounds the Village Hall, Town Green, and Library site. Additionally, Huda School, the U.S. Post Office and the Fire Station are thusly designated the subject future land use designation by the 2015 Master Plan. Again, these proposed code standards are limited to the zoning TEXT, not the zoning MAP; no zoning map amendments are proposed at this time.

KEY FEATURES OF PROPOSED AMENDMENTS

To implement the new PI zoning district, the text amendments proposed below accomplish the following:

1. **No Non-Conforming Uses:** The uses of the properties currently planned Public / Quasi-Public, which are all zoned single-family residential, are not proposed to be removed from the current zoning district. Thus, there are no non-conforming uses being created through the establishment of the PI zoning district.
2. **Permitted Uses in New District:** Some of the uses of the properties currently planned Public / Quasi-Public, in particular the church and school, are currently designated as "Special Approval Uses" in the Village's Single-Family Residential Districts. In the proposed PI zoning district, all current uses are proposed to be Permitted Uses and thus not subject to the additional scrutiny and review criteria that Special Approval Uses are subject to.

HEADQUARTERS

235 East Main Street
Suite 105
Northville, Michigan 48167

○ 248.596.0920
F 248.596.0930
MCKA.COM



3. **More Accurate Categorization of Area Existing Conditions:** Often, the public and quasi-public uses typified by the parcels between Scenic and Wellington are contained within their own zoning district, similar to the PI, Public / Institutional proposed district, when they are clustered and contiguous. A public / institutional area within a community serves public-facing purposes and is enjoyed by residents and visitors for the purposes of:
 - A. Gathering (Town Green);
 - B. Interacting with one's government or quasi-governmental entities (Village Hall, library, post office);
 - C. Learning (Huda School)
 - D. Active and passive recreation (FCA ball fields); and
 - E. Other non-commercial and non-residential activities, such as congregating for worship (Church).

Because these uses are contiguous, adjacent to the Center, and are not single parcels surrounded by residential parcels (within a neighborhood), it is appropriate to create a zoning district that implements the Master Plan's policy intent to more accurately categorize and regulate this special area.

4. **Special Events and Accessory Retail Activity:** Special thought and consideration of currently-operating and locally appropriate special events and accessory retail activities has been given and the below amendments address how these unique circumstances are regulated.

CONCLUSION

The Planning Commission has worked on studying these issues and preparing the proposed amendments since October, 2020. The Planning Commission conducted the required public hearing per the Michigan Zoning Enabling Act, as amended (Public Act 110 of 2006), and recommended adoption of the below standards on April 21, 2021. Please let us know if you have any questions. Thank you.



PROPOSED ZONING AMENDMENTS

To accomplish the above objectives, the following revisions are proposed.

- Letters or words to be removed are presented in ~~striketthrough~~ format;
 - Letters or words to be added are underlined;
 - Items in **grey highlight** are editorial comments to help guide the reader or provide additional information.
-

Chapter 1240.08 DEFINITIONS

Special event. “Special event” means a temporary indoor or outdoor use on private or public property that extends beyond the normal uses and standards allowed in the Zoning Code, including, but not limited to, art shows, music and other artistic performances, festivals, and bazaars.

Chapter 1259

PI Public Institutional District

1259.01 Statement of purpose

1259.02 Permitted uses

1259.03 Special approval uses

1259.04 Accessory uses, buildings and structures

1259.05 Off-street parking facilities

1259.06 Protective screening

1259.07 Site plan approval

1259.08 Area, height, bulk and placement requirements

CROSS REFERENCES *(note: Clerk or Attorney to add)*

1259.01 STATEMENT OF PURPOSE

The PI Public Institutional District is intended to recognize the public, quasi-public, and institutional nature of particular parcels of land and provide standards and guidelines for their continued use and future development; to ensure that those public, quasi-public, and institutional land uses will be compatible with the surrounding districts and uses; and to ensure that the public, quasi-public, and institutional use of property will promote the most desirable use of land in accordance with the Village's Master Plan.



1259.02 PERMITTED USES

In the PI District, the following uses are permitted:

- a) Municipal buildings, offices, community centers and facilities owned and operated by the Village of Franklin for the purposes of the government of the Village of Franklin.
- b) Public, quasi-public, and institutional buildings, offices, centers and facilities, such as, but not limited to libraries and post offices, owned or operated by governmental or quasi-governmental entities for the purposes of providing civic services and functions.
- c) Public parks and public recreation areas operated by governmental, quasi-governmental, or private entities exclusively for the use and enjoyment of the public.
- d) Churches and other facilities normally incidental thereto, including but not limited to community and civic group meetings, events and activities, and religious, social, cultural and educational services, instruction and programs. A proposed site for a church shall not be less than two acres, shall have adequate access to all required off-street parking areas, and be located on a site adjacent to a major thoroughfare as defined by the Village's Master Plan.
- e) Public, parochial and private elementary, junior high and / or senior high schools offering courses in general education, which may contain libraries and other facilities customarily found within a school, not operated for profit, and situated on a site not less than two acres.
- f) Public utility buildings, telephone exchange buildings, electronic transformer stations and substations, and gas regulator stations, but not including service or storage yards, when operating requirements necessitate the locating of such uses in order to serve the immediate vicinity.
- g) Museums displaying or exhibiting items or artifacts of an historical nature and not operated for profit.
- h) Accessory structures, buildings, uses and signs, customarily incidental to the above permitted uses in accordance with Section 1268.13.

1259.04 SPECIAL APPROVAL USES

Reserved.

1259.04 ACCESSORY USES, BUILDINGS AND STRUCTURES

The following accessory uses, buildings and structures shall be permitted in the PI District, subject to Section 1268.13:

- a) Accessory structures, uses and signs, excluding buildings, customarily incidental to uses permitted by Section 1259.02.
- b) Accessory buildings customarily incidental to uses permitted by Section 1256.02, subject to site plan requirements in Section 1268.30.
- c) The Village of Franklin encourages the development and use of alternative energy sources, such as energy generated by solar and wind facilities, provided that the devices to generate, process and store



the energy are safe and will cause no harm to the well-being of adjacent residents or the surrounding area as a whole. Solar and wind energy facilities, whether freestanding or attached to the principal building, are considered accessory structures and require site plan review and special use approval. Alternative energy facilities, considered accessory structures, are subject to the following site plan and use approval requirements:

1. Wind energy facilities, whether freestanding or attached to the principal building, require site plan review in accordance with Section 1268.30 and special use approval in accordance with Section 1268.32.
 2. Ground-mounted solar energy facilities require site plan review in accordance with Section 1268.30, and special use approval in accordance with Section 1268.32.
 3. Roof-mounted solar energy facilities require zoning compliance approval in accordance with Section 1242.02 and shall comply with Section 1268.13A, Roof-Mounted Solar Energy Systems.
- d) Special events, limited to four consecutive calendar days, single days for two consecutive weeks, or two consecutive weekends. If in excess of four consecutive calendar days, single days for two consecutive weeks, or weekend events for more than two consecutive weekends, a special event shall be subject to the requirements in Section 1268.32(h).
- e) Retail activity. In the PI District, a limited amount of retail activity is permitted where the retail activity is accessory to the principal public, quasi-public, and institutional use of property. Retail activity shall be deemed an acceptable accessory use if the following criteria are met:
1. Character of the principal use. The principal use on the site must be public, quasi-public, or institutional in character. The retail activity must be an integral part of the principal use such that separation of the public, quasi-public, or institutional and retail activity would adversely affect operating and management procedures.
 2. Percent of floor area. The retail activity shall occupy no more than 49% of the total floor area or 1,000 square feet, whichever is less.
 3. Compatibility of traffic. The type and quantity of traffic generated by the retail sales operation shall be compatible with permitted uses in the district.

1259.05 OFF-STREET PARKING FACILITIES

Off-street parking facilities shall be provided as specified in Chapter 1262, with the further condition that no parking be permitted in the required front yard, said front yard area being the 40-foot yard space abutting the front property line, nor within the required side or rear setback adjacent to any side or rear property zoned R-1, R-2, R-3 or R-4, or which is adjacent to any property or lot used for residential purposes. (See Section 1262.02 for off-street parking development regulations.)



1259.06 PROTECTIVE SCREENING

PI parcels adjacent to property within a Single-Family Residential District or used for residential purposes shall provide protective screening in compliance with the regulations set forth in Sections 1268.28 and 1268.29.

1259.07 SITE PLAN APPROVAL

For all uses in the PI District, site plan approval is required in compliance with the requirements set forth in Section 1268.30.

1259.08 AREA, HEIGHT, BULK AND PLACEMENT REQUIREMENTS

Area, height, bulk and placement requirements for the PI District shall be as established in the schedule provided in Appendix B following the text of this Zoning Code.

Chapter 1250

Single-Family Residential Districts

1250.01 Statement of purpose. *(no change proposed)*

1250.02 Permitted uses. *(housekeeping change proposed, text provided for context)*

1250.03 Special approval uses. *(no change proposed, but text provided for context)*

1250.04 Accessory uses, buildings and structures. *(no change proposed)*

1250.05 Site plan review. *(no change proposed)*

1250.06 Area, height, bulk and placement requirements. *(no change proposed)*

1250.07 Lot dimensions. *(no change proposed)*

1250.02 PERMITTED USES.

~~In the R-E, R-L, R-M, R-1, R-2, R-3 and R-4 all Single-Family Residential Districts,~~ the following uses are permitted:

- a) Single-family detached dwellings.
- b) ~~Municipal parks and municipal recreation areas operated exclusively for the use and enjoyment of the public.~~ Public parks and public recreation areas operated by governmental, quasi-governmental, or private entities exclusively for the use and enjoyment of the public.
- c) State licensed residential facilities, subject to the provisions of Section 206 of the Michigan Zoning Enabling Act, PA 110 of 2006, as amended (MCL 125.3206).
- d) Accessory structures, buildings, uses and signs, customarily incidental to the above permitted uses in accordance with Section 1268.13.



1250.03 SPECIAL APPROVAL USES.

In all Single-Family Residential Districts, the following uses shall be permitted only after approval in accordance with Section 1268.32.

- a) Municipal buildings, offices, community centers and facilities owned and operated by the Village of Franklin for the purposes of the government of the Village of Franklin.
- b) Public, quasi-public, and institutional buildings, offices, centers and facilities, such as, but not limited to libraries and post offices, owned or operated by governmental or quasi-governmental entities for the purposes of providing civic services and functions.
- c) ~~b)~~ Churches and other facilities normally incidental thereto, including but not limited to community and civic group meetings, events and activities, and religious, social, cultural and educational services, instruction and programs. A proposed site for a church shall not be less than two acres, shall have adequate access to all required off-street parking areas, shall prohibit parking in the required front yard and be located on a site adjacent to a major thoroughfare as defined by the Village's Master Plan.
- d) ~~c)~~ Public, parochial and private elementary, junior high and/or senior high schools offering courses in general education, and which may contain libraries and other facilities customarily found within a school, not operated for profit, and situated on a site not less than two acres.
- e) ~~d)~~ Public utility buildings, telephone exchange buildings, electric transformer stations and substations, and gas regulator stations, but not including service or storage yards, when operating requirements necessitate the locating of such uses in order to serve the immediate vicinity.
- f) ~~e)~~ Museums displaying or exhibiting items or artifacts of an historical nature and not operated for profit. It is the express intent of this section to prohibit any displays or exhibits of a commercial nature or which are operated for profit, provided, however, that certain nonprofit activities may be permitted under Section 1268.32(~~g~~) (h).

The following additional conditions shall apply to any special approval use under this subsection:

- (1) No item or display shall bear any indication of cost, value or price.
- (2) No income, revenue or compensation of any kind shall be received as part of any such museum use or exhibition, except that a nominal door fee or entrance fee may be imposed.
- (3) No artifact, souvenir or any other article or item of any type or nature whatsoever shall be offered for sale upon the premises.
- (4) All exhibitions, displays or programs shall be related to the history of the Village of Franklin, the State of Michigan or the United States.
- (5) No museum shall be located closer than 2,500 feet to any other museum.

Chapter 1256

C-1 Commercial District

1256.01 Statement of purpose. *(no change proposed)*

1256.02 Permitted uses. *(change proposed to add "fire station")*

1256.03 Special approval uses. *(no change proposed)*

1256.04 Accessory uses, buildings and structures. *(no change proposed)*



1256.05 Site plan review. *(no change proposed)*

1256.06 Protective screening *("housekeeping" change proposed)*

1256.07 Area, height, bulk and placement requirements. *(no change proposed)*

1256.02 PERMITTED USES.

In the C-1 District, the following uses are permitted:

- (a) All uses permitted in the RO-1 District.
- (b) Automobile service stations, subject to the requirements of Section 1268.15.
- (c) Bake shops, provided that at least 75% of all baked goods produced on the premises are sold on said premises at retail, and further provided that floor area used for bakery production shall be limited to 500 square feet per establishment.
- (d) Bank, savings and loan, brokerage or other type of financial institution.
- (e) Barber shop.
- (f) Beauty shop.
- (g) Clothes pressing and repair.
- (h) Custom dressmaking, millinery and tailoring.
- (i) Fire station.
- ~~(j)~~ (j) Household furniture and appliance shops.
- ~~(k)~~ (k) Institutions and establishments of a philanthropic or charitable nature, but not including car washes, credit unions and other related activities operated or sponsored by such institutions or establishments.
- ~~(l)~~ (l) Laundry agency or dry cleaning agency and hand laundry, except laundry and dry cleaning establishments with customer-operated equipment.
- ~~(m)~~ (m) Public utility buildings, telephone exchange buildings, electric transformer stations and substations and gas regulator stations.
- ~~(n)~~ (n) Repairs to electrical or other household appliances, locks, radios, televisions, shoes, time pieces and the like.
- ~~(o)~~ (o) Restaurants, but not including drive-in or drive-thru restaurants.
- ~~(p)~~ (p) Carry-out restaurants.
- ~~(q)~~ (q) Outdoor dining, subject to the provisions in Section 1268.33.
- ~~(r)~~ (r) Retail food stores.
- ~~(s)~~ (s) Shops or stores for the retail sale of art supplies, beverages, confections, delicatessen, drugs, dry goods, flowers, food stuffs including meats, gifts, hardware, jewelry, leather goods, music, notions, paint, periodicals, sewing machines for households only, sports goods, stamps or coins, stationery, sundry, small household articles, tobacco or wearing apparel.
- ~~(t)~~ (t) Single family residential uses, when located on the second floor of a building that is designed for a retail, service, or office use on the first floor.
- ~~(u)~~ (u) Accessory structures, uses and signs, excluding buildings, customarily incidental to the above permitted uses in accordance with Section 1268.13, subject to the following restrictions:
 - (1) Outdoor advertising signs, only when pertaining to the sale, rental or use of the premises on which they are located, or to goods sold or activities conducted thereon, shall be displayed flat against the front or side elevation of the building and shall not project above the roof line. (See also Chapter 1474 of these Codified Ordinances.)



- (u) (v) Off-street parking and loading, in accordance with the requirements of Chapter 1262, provided that, on or after December 5, 2005:
- (1) No new parking or loading area shall be established on a parcel unless a principal permitted structure is first constructed on the parcel; and
 - (2) No new parking or loading facilities shall be located in the front yard (between the front face of the building and the street) except by special approval. Where front yard parking is proposed, the applicant must demonstrate to the satisfaction of the Planning Commission and Village Council that:
 - A. No other reasonable and safe location for parking exists on the site and that front yard parking can be provided without compromising vehicular or pedestrian traffic safety; and
 - B. The proposed parking satisfies the special approval criteria in Section 1268.32.

1256.06 PROTECTIVE SCREENING.

~~Protective screening for C-1 Districts adjacent to or near Residential Districts shall be in compliance with the regulations set forth in Sections 1268.27 and 1268.29. C-1 parcels adjacent to land within a Single-Family Residential District or used for residential purposes shall provide protective screening in compliance with the regulations set forth in Sections 1268.28 and 1268.29.~~

Appendix B Schedule of Regulations

Zoning District	Maximum Lot Coverage (percentage)	Minimum Size of Lot		Maximum Height of Building in Feet	Minimum Yard Setbacks in Feet (Unobstructed)					Minimum Cubic Content per Dwelling Unit in Cubic Feet
		Area per Dwelling Unit in Sq. Ft.	Width in Feet		Front	At Least One Side	Total of Two Sides	Side Yard Adjacent to a Street	Rear	
R-E	10	130,000	120	(a)(c)	50	(b)	(b)	50	(c)	30,000
R-L	15	65,000	120	(a)(c)	50	(b)	(b)	50	(c)	30,000
R-M	25	42,000	120	(a)(c)	50	(b)	(b)	50	(c)	30,000
R-1	25	30,000	120	(a)(c)	50	(b)	(b)	50	(c)	30,000
R-2	30	22,500	100	(a)(c)	40	(b)	(b)	40	(c)	22,500
R-3	35	15,000	80	27	30	10	25	30	40	20,000
R-4	35	12,000	80	27	20	10	25	20	30	15,000
RO-1	30	*	*	14 ½	40	12	35	40	35	*
C-1	*	*	*	14 ½	*	*	*	*	*	*
PI	*	*	*	29	*	*	*	*	*	*

* Site Plan Review required for those items. Also for P-1 and H Districts (see Chapters 1258 and 1230)

** The minimum cubic content shall be calculated as defined herein (see Section 1240.07(20))

- a) The maximum building height in the R-E, R-L, R-M, R-1, and R-2 districts shall be determined in accordance with the following graphic representation 1 or mathematical representation 2:



Graphic representation 1: In the appropriate location and at the proper scale on the front elevation, draw a 15' x 20' "measurement triangle" as illustrated below. Extend the dashed line to 35 feet high. No portion of the building may extend into the setback or above the dashed line.

Mathematical representation 2: The maximum permitted height relative to the side property line is equal to: (1.33 x side setback measured in feet), up to a maximum height at the peak of roof of 35 feet.

- b) The total of both side setbacks shall not be less than one-third ($1/3$) of the lot width. The smaller of the side setbacks shall be equal to or greater than 37% of the total of both side setbacks.
- c) In the R-E, R-L, R-M, R-1, and R-2 districts, the maximum height measured at the rear of the building shall be determined using a measurement triangle, in accordance with the following guidelines (see graphic 2):
 - 1. Extend the average grade line horizontally from the rear face of the house to the rear property line (point A).
 - 2. Mark the 40-foot rear yard setback (35-foot in the R-2 district) on the horizontal grade line.
 - 3. At the 40-foot mark (35-foot mark in the R-2 district), extend a 20-foot long line upward and perpendicular to the horizontal grade line. The top of the perpendicular line is point B.
 - 4. Connect points A and B and extend the line until it intersects the maximum height line established for the front elevation.
 - 5. No portion of the building may extend into the setback or above the rear elevation maximum height line.



DEMOLITION APPLICATION

PERMIT # 021-00*well Septic - abandonment permits**DTE wreckage / Demo.*

32325 Franklin Rd • Franklin MI 48025-1199 • Phone (248) 626

Tear down existing House & Remove FoundationCurrent market value of project \$ 25,000.00 demo cost **SUBMIT****I. LOCATION OF EVENT**

Address: 27281 Ovid Ct
City/Village: Franklin Village Township: County: Oakland Zip Code: 48025
Between 13 Mile And 14 Mile

II. PARCEL IDENTIFICATION # 24-06-151-005**A. OWNER OR LESSEE**

Name: David and Susan Sillman Telephone No: 248 433-1270
Address: 550 Suffield Ave City: Birmingham State: Mi Zip Code: 48009

B. ARCHITECT OR ENGINEER

Name: Alpine Engineering, INC Telephone No: 248 926-3701
Address: 46892 West Rd City: Novi State: Mi Zip Code: 48377
License No: 47952 #109 Expiration Date:

C. CONTRACTOR

Name: Nosan Ventures, LLC Telephone No: 248 932-5444
Address: 30600 Northwestern Hwy City: Farmington Hills State: Mi Zip Code: 48334
License No: 2102200863 Expiration Date: 5-31-2023

Federal Employer Number or Reason for Exemption: 46-442-8354Worker's Comp Insurance Carrier or Reason for Exemption: The Travelers Indemnity CompanyMESC Employer Number or Reason for Exemption: 203017-00EMAIL: **III. TYPE OF IMPROVEMENT AND PLAN REVIEW****A. TYPE OF IMPROVEMENT**

☐ New Building ☐ Addition / Remodel ☐ Demolition ☐ Property ☐ Other

B. REVIEW(s) TO BE PERFORMED

☐ Building / Trades ☐ Engineering ☐ Arborist ☐ Legal ☐ Other

VI. APPLICANT INFORMATION:

Applicant is responsible for the payment of all fees and charges applicable to this application and must provide the following information:

Name: Nosan Ventures, LLC Telephone No. 298-932-5444
 Address: 30600 Northwestern Hwy City: Farmington Hills State: MI ZIP: 48334
 Federal ID no. (if applicable) STC 400 email address:

I hereby certify that the proposed work is authorized by the owner of record and that I have been authorized by the owner to make this application as his authorized agent, and we agree to conform to all applicable laws of the State of Michigan. All information submitted on this application is accurate to the best of my knowledge.

Section 23a of the State Construction Code Act of 1972, Act No. 230 of the Public Acts of 1972, being Section 125.1523a of the Michigan Compiled Laws, prohibits a person from conspiring to circumvent the licensing requirements of this state relating to persons who perform work on a residential building or a residential structure. Violators of Section 23a are subject to civil fines.

Signature of Applicant

Print Name

Application Date

VII. FOR INTERNAL USE ONLY

	REQUIRED	APP / REJ	DATE	BY
A ~ BUILDING PERMIT	<input type="checkbox"/> Yes <input type="checkbox"/> No			
B ~ CULVERT PERMIT	<input type="checkbox"/> Yes <input type="checkbox"/> No			
C ~ FENCE PERMIT	<input type="checkbox"/> Yes <input type="checkbox"/> No			
D ~ FLOODPLAIN PERMIT	<input type="checkbox"/> Yes <input type="checkbox"/> No			
E ~ LANDFILL PERMIT	<input type="checkbox"/> Yes <input type="checkbox"/> No			
F ~ SOIL EROSION PERMIT	<input type="checkbox"/> Yes <input type="checkbox"/> No			
G ~ TREE REMOVAL PERMIT	<input type="checkbox"/> Yes <input type="checkbox"/> No			
H ~ WETLANDS PERMIT	<input type="checkbox"/> Yes <input type="checkbox"/> No			
I ~ HISTORIC DISTRICT	<input type="checkbox"/> Yes <input type="checkbox"/> No			
J ~ ZONING BOARD **	<input type="checkbox"/> Yes <input type="checkbox"/> No			

** Zoning District

Required Setback _____ Front _____ / _____ Side _____ Back _____

Proposed Setback _____ Front _____ / _____ Side _____ Back _____

VIII. VALIDATION

DATE STAMP

Approved by:

(signature)

VILLAGE OF FRANKLIN BUILDING OFFICIAL

Village of Franklin
Building Department
32325 Franklin Road
Franklin, Mi 48025
May 26, 2021

Re: Demo application for 27281 Ovid Ct

To whom it may concern,

Please be aware that we have requested clearance letters and paid applicable fees for Consumers Energy and DTE Energy disconnects. Further, we will abandon both the septic and the well at the same time as the demolition of the above address, once permit is approved. This work may not be completed before the permit is issued.

Sincerely,

Nosan Ventures LLC
30600 Northwestern HWY
Suite 400
Farmington Hills , mi 48334



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
06/02/2021

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an **ADDITIONAL INSURED**, the policy(ies) must have **ADDITIONAL INSURED** provisions or be endorsed. If **SUBROGATION IS WAIVED**, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Al Bourdeau Insurance Agency - Farmington Hills 30777 Northwestern Highway Suite 201 Farmington Hills MI 48334		CONTACT NAME: Tim Johnston PHONE (A/C, No, Ext): (248) 855-6690 FAX (A/C, No): (248) 851-8070 E-MAIL ADDRESS: timj@albourdeauinsurance.com	
INSURED Nosan Ventures LLC DBA Nosan Signature Homes 30600 Northwestern Hwy Farmington Hills MI 48334-3161		INSURER(S) AFFORDING COVERAGE INSURER A: Frankenmuth Mutual Insurance Company INSURER B: The Travelers Indemnity Company INSURER C: INSURER D: INSURER E: INSURER F:	
		NAIC # 13986 238350	

COVERAGES **CERTIFICATE NUMBER:** 2021-22 Template **REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES, LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC <input type="checkbox"/> OTHER:	Y		6679992	03/31/2021	03/31/2022	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 1,000,000 MED EXP (Any one person) \$ 5,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG Owners or Lessees \$
A	<input type="checkbox"/> AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> OWNED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> HIRED AUTOS ONLY <input checked="" type="checkbox"/> NON-OWNED AUTOS ONLY			6679991	03/31/2021	03/31/2022	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ \$
A	<input checked="" type="checkbox"/> UMBRELLA LIAB <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE <input type="checkbox"/> DED <input checked="" type="checkbox"/> RETENTION \$ 10,000			6679992	03/31/2021	03/31/2022	EACH OCCURRENCE \$ 1,000,000 AGGREGATE \$ 1,000,000 \$
B	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N Y	N/A	6KUB-9F89847-1-20	08/28/2020	08/28/2021	<input checked="" type="checkbox"/> PER STATUTE <input type="checkbox"/> OTH-ER E.L. EACH ACCIDENT \$ 100,000 E.L. DISEASE - EA EMPLOYEE \$ 100,000 E.L. DISEASE - POLICY LIMIT \$ 500,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

Village of Franklin is named as additional insured with respects to the general liability coverage.

CERTIFICATE HOLDER

Village of Franklin 3235 Franklin Rd Franklin MI 48025
--

CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.
AUTHORIZED REPRESENTATIVE

© 1988-2015 ACORD CORPORATION. All rights reserved.

WARRANTY DEED

41194-MP

The Grantors, **Douglas L. Falzon and Sharon A. Falzon**, husband and wife

whose address is **27281 Ovid Court, Franklin, MI 48025**

convey and warrant to **David Sillman and Susan Sillman**, husband and wife

whose address is **550 Suffield Avenue, Birmingham, MI 48009**

the following described premises situated in the **State of Michigan**, to wit:

Land situated in the Village of Franklin, County of Oakland, State of Michigan, described as:

Lot 5, SUPERVISORS PLAT OF OAK COURT ESTATES, according to the plat thereof as recorded in Liber 41 of Plats, Page 50, Oakland County Records

Tax Parcel No: **24-06-151-005**

Commonly Known As: **27281 Ovid Court, Franklin, MI 48025**

for the sum of **SIX HUNDRED TWENTY SEVEN THOUSAND AND 00/100 Dollars (\$627,000.00)**.

Subject to existing building and use restrictions and easements and rights of way of record

Dated: March 30, 2021

Drafted by:

Douglas L. Falzon
3478 windwheel point
pinckney, MI 48169

When recorded, return to:

David Sillman and Susan Sillman
550 Suffield Avenue
Birmingham, MI 48009

Revenue stamps: State: \$4,702.50

County: \$689.70

Signed and Sealed

Douglas L. Falzon

Sharon A. Falzon

STATE OF MICHIGAN
COUNTY OF LIVINGSTON

Acknowledged by Douglas L. Falzon and Sharon A. Falzon before me on 30th day of March, 2021.

Notary Public Signature


Notary name

Notary public, State of Michigan, COUNTY OF LIVINGSTON

My Commission Expires:



~~PROFORMA~~ PROFORMA

 First American Title™	ALTA Commitment for Title Insurance
	ISSUED BY First American Title Insurance Company
Schedule A	

Transaction Identification Data for reference only:

Issuing Agent: Legacy Title Agency, LLC

Issuing Office's ALTA® Registry ID:

Commitment No.: 41194-MP

Property Address: 27281 Ovid Court, Franklin, MI 48025

Revision No.:

Issuing Office: 3676 Clarkston Road, Suite A, Clarkston, MI 48348

Loan ID No.:

Issuing Office File No.: 41194-MP

SCHEDULE A

1. Commitment Date: ~~11/30/2020~~ **3/3/2021** OR THE DATE OF RECORDING DEED WHICHEVER IS LATER at 8:00 AM
2. Policy to be issued:
 - (a) EAGLE Owner's Policy (Rev 2-3-10)
~~Proposed~~ Insured: **David Sillman AND SUSAN SILLMAN**
Proposed Policy Amount: **\$627,000.00**
3. The estate or interest in the Land described or referred to in this Commitment is fee simple
4. The Title is, at the Commitment Date, vested in:
~~Douglas L. Falzon and Sharon A. Falzon, husband and wife~~ **DAVID AND SUSAN SILLMAN**
5. The Land is described as follows:
See Schedule C attached hereto and made a part hereof.

FIRST AMERICAN TITLE INSURANCE COMPANY

By: 

Authorized Signatory

Caitlin McCourt Leszczynski, License #: 0811424

Legacy Title Agency, LLC


Issuing Agent

This page is only a part of a 2016 ALTA® Commitment for Title Insurance issued by First American Title Insurance Company. This Commitment is not valid without the Notice; the Commitment to Issue Policy; the Commitment Conditions; Schedule A; Schedule B, Part I—Requirements; Schedule B, Part II—Exceptions; and a counter-signature by the Company or its issuing agent that may be in electronic form.

Copyright 2006-2016 American Land Title Association. All rights reserved.
The use of this Form (or any derivative thereof) is restricted to ALTA licensees and ALTA members in good standing as of the date of use. All other uses are prohibited.
Reprinted under license from the American Land Title Association.



PRO FORMA

 First American Title™	ALTA Commitment for Title Insurance
	<small>ISSUED BY</small> First American Title Insurance Company
Exhibit A	

Commitment No.: 41194-MP

The following are the maximum dollar amount limits of liability for the covered risks identified and which will be attached to and made part of the ALTA Homeowner's Policy to be issued herein:


Covered Risk Number	Your Deductible Amount	Company's Maximum Dollar Limit of Liability
16 (Subdivision Law Violation)	1% of Policy Amount Shown in Schedule A or \$2,500 (whichever is less)	\$10,000
18 (Building Permit)	1% of Policy Amount Shown in Schedule A or \$5,000 (whichever is less)	\$25,000
19 (Zoning)	1% of Policy Amount Shown in Schedule A or \$5,000 (whichever is less)	\$25,000
21 (Encroachment of Boundary Walls or Fences)	1% of Policy Amount Shown in Schedule A or \$2,500 (whichever is less)	\$5,000

This page is only a part of a 2016 ALTA® Commitment for Title Insurance issued by First American Title Insurance Company. This Commitment is not valid without the Notice; the Commitment to Issue Policy; the Commitment Conditions; Schedule A; Schedule B, Part I—Requirements; Schedule B, Part II—Exceptions; and a counter-signature by the Company or its issuing agent that may be in electronic form.

Copyright 2006-2016 American Land Title Association. All rights reserved.
The use of this Form (or any derivative thereof) is restricted to ALTA licensees and ALTA members in good standing as of the date of use. All other uses are prohibited.
Reprinted under license from the American Land Title Association.



PROFORMA

 First American Title™	ALTA Commitment for Title Insurance
	ISSUED BY First American Title Insurance Company
Schedule BI	

Commitment No.: 41194-MP

SCHEDULE B, PART I

Requirements

All of the following Requirements must be met:


1. The Proposed Insured must notify the Company in writing of the name of any party not referred to in this Commitment who will obtain an interest in the Land or who will make a loan on the Land. The Company may then make additional Requirements or Exceptions.
2. Pay the agreed amount for the estate or interest to be insured.
3. Pay the premiums, fees, and charges for the Policy to the Company.
4. Documents satisfactory to the Company that convey the Title or create the Mortgage to be insured, or both, must be properly authorized, executed, delivered, and recorded in the Public Records.
5. Pay unpaid taxes and assessments unless shown as paid.
6. Record Discharge of Future Advance Mortgage executed by Douglas L Falzon and Sharon A Falzon, Husband and Wife to DFCU Financial Credit Union in the amount of \$100,000.00 dated March 25, 2004 and Recorded on June 21, 2004, in Liber 33358, Page 599, Oakland County Records. PD.
7. Submit documentation of all work completed on the subject property in the last 120 days or provide satisfactory proof that no work has been completed within the last 120 days. Additional documentation, including, but not limited to, a completed sworn statement and waivers may be required based upon information provided.
8. Provide satisfactory evidence that the property is not subject to any lien in favor of a homeowner's association due to unpaid dues or assessments.
9. Record Warranty Deed from Douglas L. Falzon and Sharon A. Falzon to David Sillman. REC @ CLOSE AND SUSAN SILLMAN @
10. Pay unpaid taxes and assessments unless shown as paid:
2020 Winter Base Tax: \$1,037.39, PAID (Taxes Due Annually 12/1)
2020 Summer Base Tax: \$3,942.50, PAID (Taxes Due Annually 7/1)
2020 Village Base Tax: \$1,453.54, PAID (Taxes Due Annually 7/1)
Special Assessments: NONE
Amounts shown do not include interest, penalties or additional fees which may be assessed.

This page is only a part of a 2016 ALTA® Commitment for Title Insurance issued by First American Title Insurance Company. This Commitment is not valid without the Notice; the Commitment to Issue Policy; the Commitment Conditions; Schedule A; Schedule B, Part I—Requirements; Schedule B, Part II—Exceptions; and a counter-signature by the Company or its issuing agent that may be in electronic form.

Copyright 2006-2016 American Land Title Association. All rights reserved.
The use of this Form (or any derivative thereof) is restricted to ALTA licensees and ALTA members in good standing as of the date of use. All other uses are prohibited.
Reprinted under license from the American Land Title Association.



PROFORMA

 First American Title™	ALTA Commitment for Title Insurance <small>ISSUED BY</small> First American Title Insurance Company
Schedule BI	

Commitment No.: 41194-MP

SCHEDULE B, PART I

Requirements (Continued)

Tax Parcel ID: 24-06-151-005
 2020 SEV \$288,360.00 2020 Taxable Value \$178,100.00
 Principal Residence Exemption: 0 %

27281 Ovid Crt , Franklin, MI, 48025

The Property address and Tax Parcel Identification Number listed are provided solely for informational purposes, without warranty as to accuracy or completeness and are not hereby insured.

NOTE: The Policy to be issued does not insure against unpaid water, sewer, electric or gas charges, if any, that have not been levied as taxes against these lands. (Meter readings should be obtained and adjusted between appropriate parties.)


NOTE: The final policy to be issued does not insure against unpaid water, sewer, electric or gas charges, if any, that have not been levied as taxes against these lands. The final policy does not insure against any delinquent or current water charges pertaining to the subject matter property as the parties filed to produce a final meter reading and/or final paid water bill prior to Closing. (Meter readings should be obtained and adjusted between appropriate parties.)

This page is only a part of a 2016 ALTA® Commitment for Title Insurance issued by First American Title Insurance Company. This Commitment is not valid without the Notice; the Commitment to Issue Policy; the Commitment Conditions; Schedule A; Schedule B, Part I—Requirements; Schedule B, Part II—Exceptions; and a counter-signature by the Company or its issuing agent that may be in electronic form.

Copyright 2006-2016 American Land Title Association. All rights reserved.
 The use of this Form (or any derivative thereof) is restricted to ALTA licensees and ALTA members in good standing as of the date of use. All other uses are prohibited.
 Reprinted under license from the American Land Title Association.



PROFORMA

	First American Title™	ALTA Commitment for Title Insurance
Schedule BII		ISSUED BY First American Title Insurance Company

Commitment No.: 41194-MP

SCHEDULE B, PART II

Exceptions

THIS COMMITMENT DOES NOT REPUBLISH ANY COVENANT, CONDITION, RESTRICTION, OR LIMITATION CONTAINED IN ANY DOCUMENT REFERRED TO IN THIS COMMITMENT TO THE EXTENT THAT THE SPECIFIC COVENANT, CONDITION, RESTRICTION, OR LIMITATION VIOLATES STATE OR FEDERAL LAW BASED ON RACE, COLOR, RELIGION, SEX, SEXUAL ORIENTATION, GENDER IDENTITY, HANDICAP, FAMILIAL STATUS, OR NATIONAL ORIGIN.

The Policy will not insure against loss or damage resulting from the terms and provisions of any lease or easement identified in Schedule A, and will include the following Exceptions unless cleared to the satisfaction of the Company:


1. Any defect, lien, encumbrance, adverse claim, or other matter that appears for the first time in the Public Records or is created, attaches, or is disclosed between the Commitment Date and the date on which all of the Schedule B, Part I—Requirements are met.
2. Any facts, rights, interests, or claims that are not shown by the Public Records but that could be ascertained by an inspection of the Land or by making inquiry of persons in possession of the Land.
3. Easements, liens or encumbrances, or claims thereof, not shown by the Public Records.
4. Any encroachment, encumbrance, violation, variation, or adverse circumstance affecting the Title, including discrepancies, conflicts in boundary lines, shortages in area, or any other facts that would be disclosed by an accurate and complete land survey of the Land, and that are not shown in the Public Records.
5. Any lien or right to lien for services, labor or material imposed by law and not shown by the Public Records.
6. Taxes and assessments not due and payable at Commitment Date.
7. Easements over subject property as shown on the recorded plat.
8. Covenants, conditions, restrictions and other provisions but omitting restrictions, if any, based on race, color, religion, sex, handicap, familial status or national origin as contained in instrument recorded in Liber 5020 Page 514.
9. Lien for outstanding water or sewer charges, if any.
10. Any rights, title, interest or claim thereof to that portion of the land taken, used or granted for streets, roads or highways.

This page is only a part of a 2016 ALTA® Commitment for Title Insurance issued by First American Title Insurance Company. This Commitment is not valid without the Notice; the Commitment to Issue Policy; the Commitment Conditions; Schedule A; Schedule B, Part I—Requirements; Schedule B, Part II—Exceptions; and a counter-signature by the Company or its issuing agent that may be in electronic form.

Copyright 2006-2016 American Land Title Association. All rights reserved.
 The use of this Form (or any derivative thereof) is restricted to ALTA licensees and ALTA members in good standing as of the date of use. All other uses are prohibited.
 Reprinted under license from the American Land Title Association.



PROFORMA

 First American Title™	ALTA Commitment for Title Insurance
	ISSUED BY First American Title Insurance Company
Schedule C	

Commitment No.: 41194-MP

The land is described as follows:

Land situated in the Village of Franklin, County of Oakland, State of Michigan, described as:

Lot 5, SUPERVISORS PLAT OF OAK COURT ESTATES, according to the plat thereof as recorded in Liber 41 of Plats, Page 50, Oakland County Records

This page is only a part of a 2016 ALTA® Commitment for Title Insurance issued by First American Title Insurance Company. This Commitment is not valid without the Notice; the Commitment to Issue Policy; the Commitment Conditions; Schedule A; Schedule B, Part I—Requirements; Schedule B, Part II—Exceptions; and a counter-signature by the Company or its issuing agent that may be in electronic form.

Copyright 2006-2016 American Land Title Association. All rights reserved.
The use of this Form (or any derivative thereof) is restricted to ALTA licensees and ALTA members in good standing as of the date of use. All other uses are prohibited.
Reprinted under license from the American Land Title Association.



27281 Ovid Ct | Existing structure for proposed demo



27281 Ovid Ct | Existing structure for proposed demo



27281 Ovid Ct | Existing structure for proposed demo



Michigan Department of Licensing and Regulatory Affairs
Bureau of Construction Codes
Licensing & Compliance Division
P.O. Box 30254
Lansing, MI 48909

Michigan Department of Licensing and Regulatory Affairs
Bureau of Construction Codes
Company Builder License

NOSAN VENTURES LLC
30600 NORTHWESTERN HWY SUITE 400
FARMINGTON HILLS, MI 48334

License No:
2102200863

Expiration Date:
05/31/2023

NOSAN VENTURES LLC
30600 NORTHWESTERN HWY SUITE 400
FARMINGTON HILLS, MI 48334

GRETCHEN WHITMER
Governor

Michigan Department of Licensing and Regulatory Affairs
Bureau of Construction Codes
Company Builder License

NOSAN VENTURES LLC
30600 NORTHWESTERN HWY SUITE 400
FARMINGTON HILLS, MI 48334

Qualifying Officer:
Terry Jay Nosan
Qualifying Officer #
2101058051

MUST BE DISPLAYED IN A CONSPICUOUS PLACE

License No.
2102200863

Expiration Date:
05/31/2023

This document is duly issued
under the laws of the State of
Michigan



To: Nosan Signature Homes

Re: 27281 Ovid Court

Equipment to be used for Demo

Cat 325 Excavator

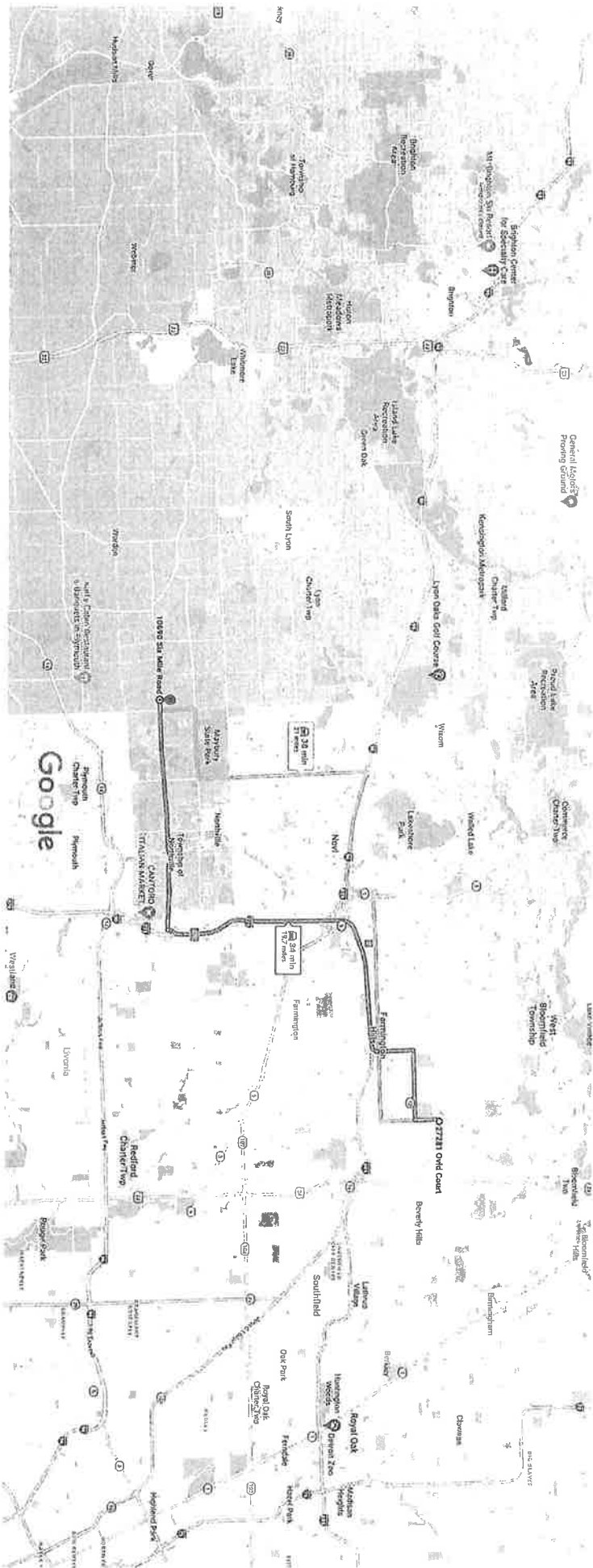
3 Semi Dump Trucks to Haul Debris

Low Boy Trailer to Move Excavator

Thank you,
Tina Pieczarka
Owner (Pzarka Site Development)
(248) 431-8883

Tina Pieczarka

Google Maps 27281 Ovid Ct, Franklin, MI 48025 to 10690 Six Mile Rd, Northville, MI 48168 Drive 19.7 miles, 34 min



27281 Ovid Ct
Franklin, MI 48025

- 1. Head southwest on Ovid Ct toward Inkster Rd
16 s (315 ft)

Take I-696 W and I-275 S/I-96 E to Six Mile Rd in Salem Township

- 2. Turn left onto Inkster Rd
30 min (19.7 mi)
0.7 mi

- 1 3. Turn right onto 13 Mile Rd 2.0 mi
- 1 4. Turn left onto Orchard Lake Rd 1.1 mi
- 1 5. Use the right lane to merge onto I-696 W via the ramp to Lansing 3.2 mi
- 1 6. Use the right 2 lanes to take exit 1 to merge onto I-275 S/I-96 E toward Toledo 5.6 mi
- 1 7. Take exit 170 for 6 Mile Road 0.5 mi
- 1 8. Turn right onto Six Mile Rd 6.7 mi
- 1 Destination will be on the left

10690 Six Mile Rd

Northville, MI 48168

These directions are for planning purposes only. You may find that construction projects, traffic, weather, or other events may cause conditions to differ from the map results, and you should plan your route accordingly. You must obey all signs or notices regarding your route.

27281 Ovid Ct | Existing structure for proposed demo



27281 Ovid Ct | Existing structure for proposed demo



27281 Ovid Ct | Existing structure for proposed demo



Michigan Department of Licensing and Regulatory Affairs
Bureau of Construction Codes
Licensing & Compliance Division
P.O. Box 30254
Lansing, MI 48909

Michigan Department of Licensing and Regulatory Affairs
Bureau of Construction Codes
Company Builder License

NOSAN VENTURES LLC
30600 NORTHWESTERN HWY SUITE 400
FARMINGTON HILLS, MI 48334

License No:
2102200863

Expiration Date:
05/31/2023

NOSAN VENTURES LLC
30600 NORTHWESTERN HWY SUITE 400
FARMINGTON HILLS, MI 48334

GRETCHEN WHITMER
Governor

Michigan Department of Licensing and Regulatory Affairs
Bureau of Construction Codes
Company Builder License

NOSAN VENTURES LLC
30600 NORTHWESTERN HWY SUITE 400
FARMINGTON HILLS, MI 48334

Qualifying Officer:
Terry Jay Nosan
Qualifying Officer #
2101058051

MUST BE DISPLAYED IN A CONSPICUOUS PLACE

License No.
2102200863

Expiration Date:
05/31/2023

This document is duly issued
under the laws of the State of
Michigan



To: Nosan Signature Homes

Re: 27281 Ovid Court

Equipment to be used for Demo

Cat 325 Excavator

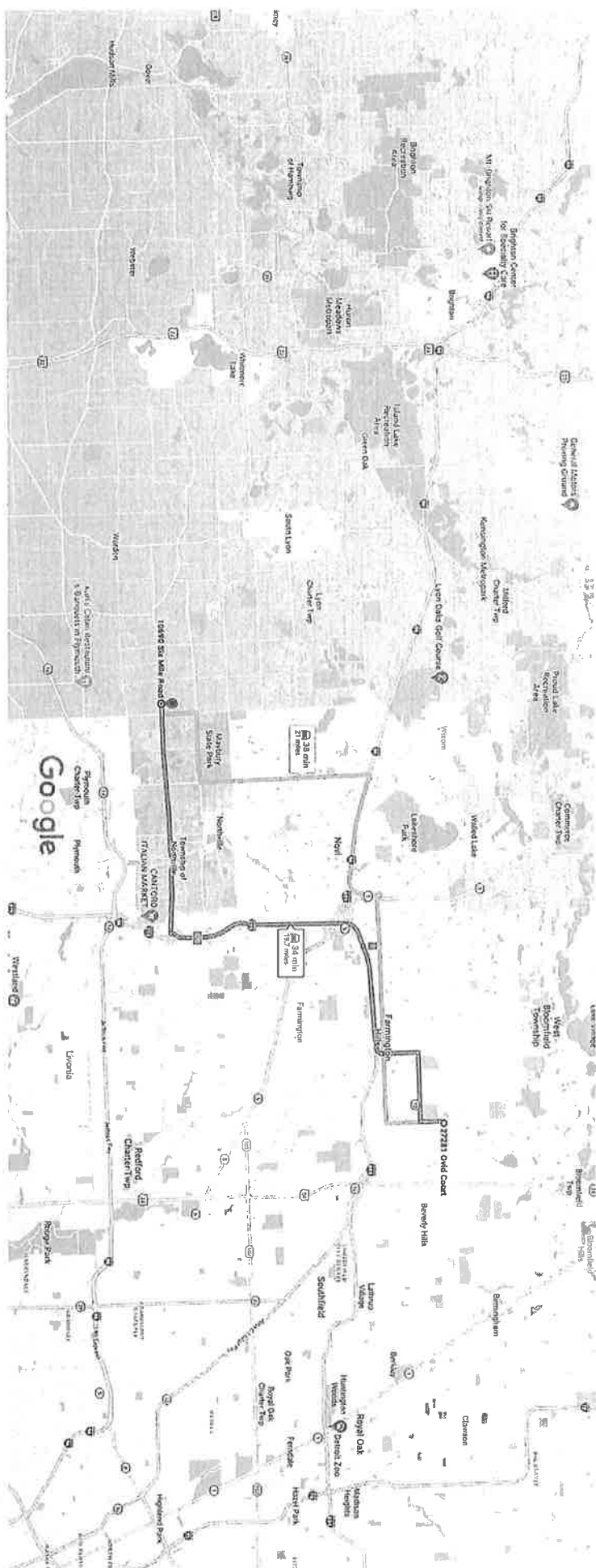
3 Semi Dump Trucks to Haul Debris

Low Boy Trailer to Move Excavator

Thank you,
Tina Pieczarka
Owner (Pzarka Site Development)
(248) 431-8883

Tina Pieczarka

Google Maps 27281 Ovid Ct, Franklin, MI 48025 to 10690 Six Mile Rd, Northville, MI 48168 Drive 19.7 miles, 34 min



27281 Ovid Ct
Franklin, MI 48025

- 1. Head southwest on Ovid Ct toward Inkster Rd
16 s (315 ft)

Take I-696 W and I-275 S/I-96 E to Six Mile Rd in Salem
Township

- 2. Turn left onto Inkster Rd
30 min (19.7 mi)
0.7 mi

- 1 3. Turn right onto 13 Mile Rd 2.0 mi
- 1 4. Turn left onto Orchard Lake Rd 1.1 mi
- 1 5. Use the right lane to merge onto I-696 W via the ramp to Lansing 3.2 mi
- 1 6. Use the right 2 lanes to take exit 1 to merge onto I-275 S/I-96 E toward Toledo 5.6 mi
- 1 7. Take exit 170 for 6 Mile Road 0.5 mi
- 1 8. Turn right onto Six Mile Rd 6.7 mi
- 1 Destination will be on the left

10690 Six Mile Rd
Northville, MI 48168

These directions are for planning purposes only. You may find that construction projects, traffic, weather, or other events may cause conditions to differ from the map results, and you should plan your route accordingly. You must obey all signs or notices regarding your route.



Village of Franklin
32325 Franklin Road
Franklin, MI 48025

RECEIVED

JUN 22 2021

VILLAGE OF FRANKLIN, MI

VILLAGE OF FRANKLIN, MI

JUN 22 2021

248-626-9666 Office
248-626-0538 Fax

RECEIVED

CIVIC EVENTS PERMIT

NAME OF EVENT: Main Street's Summer Block Party!

ORGANIZATION: Main Street Franklin / Village of Franklin

APPLICANT: Main Street Franklin / VOF

CONTACT NAME: Karen Couf COhen PHONE #: 248.396.3678 Email: communications@franklin.mi.us

DATE(S) OF EVENT Wednesday, August 18

TIME OF EVENT Main Street's Summer Block Party!

DETAILED DESCRIPTION OF EVENT & LOCATION (attach separate sheet if needed):

A community-wide celebration of summer, safety, and a brighter greener downtown historic Franklin.

WHERE WILL

PARTICIPANTS PARK? Franklin Community Church and office building @ SE corner of 14 mile and Franklin. Currently re-seeking permissions.

Are You Requiring Any Street Closure? ☐ Yes ☐ No

Please Attach a Map Showing Proposed Street Closure → TBD

Temporary Sign Needed?

☒ Yes ☐ No

Are You Requiring a Banner Over Franklin Road?

Sign application attached?

☒ Yes ☐ No

☐ Yes ☐ No (Banner Policy Attached)

Have You Held This Event Here Before?

☐ Yes ☒ No

Expected Number of Participants 200

Does Your Organization Have any Affiliation with the Village of Franklin? Yes ☒ No

If yes, what is the affiliation? It is the Village and Main Street

Applicant further agrees that the Village may require reimbursement of Village incurred costs associated with Civic Event Permit (e.g. Police overtime, cleanup, damage to public property...etc)

☒ If Banner requested, attach copy of insurance certificate. Village has this.

In consideration for this permit, the applicant agrees, to the fullest extent permitted by law. To release, indemnify, defend and hold harmless the Village of Franklin, the Franklin-Bingham Fire Department and their elected and appointed officials, boards, councils, commissions, employees, and volunteers from any liabilities, damages, losses, suits, claims, expenses, attorney fees and costs that arise from any injury or property damage relating to use of Village property by the Applicant or Applicant's employees, members, volunteers, contractors, agents, invitees, licensees, guests, attendees or participants. It is further agreed that the Applicant shall supply the Village of Franklin and DTE Energy with a certificate of insurance evidencing commercial general liability insurance, with an insurance carrier licensed and admitted to do business in Michigan, naming the Village, its elected and appointed officials, boards, councils, commissions, employees, volunteers and the property owner of 32654 Franklin and Franklin-Bingham Fire Department if a banner displayed, as additional insured in a form and with coverage and coverage limits acceptable to the Village.

Authorized Signature

6/18/21

Date

Building Dept

Police Dept

Fire Dept

Franklin Church

Administrator

Initials/Comment	Initials/Comment	Initials/Comment	Initials/Comment	Initials/Comment
<u>WJ 6-25-21</u>	<u>See Above</u>	<u>Tony Averbuch</u>	<u>Pending</u>	<u>KF CA</u>

Updated 11/24/20

live loveshopFranklin!

Main Street Franklin's

Celebrate
summer, safety
and a brighter,
greener, historic
downtown
Franklin!

SUMMER BLOCK PARTY!

WEDNESDAY, AUGUST 18
5 PM - 9 PM

*followed by Movies on the Green
rain date August 26*

Entertainment 7 PM @ Franklin Village Plaza
Food Trucks/Barbeque~ Wine Tasting & Mixology Tent -
Free Ice Cream - Kids Activities

Shop Franklin merchants for unique and special items
Open all day from 11 am - 8 pm

Hosted by Village of Franklin & Main Street Franklin
Like us on Facebook for map, activities & updates



Main Street
Franklin



Doreen Martin

From: Chief Roberts <droboters@franklin.mi.us>
Sent: Tuesday, June 29, 2021 8:45 AM
To: 'Tony Averbuch'; 'Doreen Martin'
Subject: RE: Civic Event Permit

Additionally, the issue of road closure was not checked on the form. I have not approved this for road closure and note that they will be serving alcohol, so we won't want anyone walking intoxicated in the roadway. Plus we don't have the resources to shut the road down.

Thanks. Dan

From: Tony Averbuch <taverbuch@gmail.com>
Sent: Tuesday, June 29, 2021 8:16 AM
To: Doreen Martin <dmartin@franklin.mi.us>
Cc: Police Chief Dan Roberts <droboters@franklin.mi.us>
Subject: Re: Civic Event Permit

Please see attached. Please note though that the banner request is not complete, parking is not yet set and road issues are also TBD. As such, I would request future applicants to please complete the event plans prior to submission. I have signed off for this one. Tony

On Mon, Jun 28, 2021 at 5:23 PM Doreen Martin <dmartin@franklin.mi.us> wrote:

Attached is the Summer Block Party Civic Event application for your review.

Doreen

Doreen Martin

Village of Franklin

248-626-9666

www.franklin.mi.us





Village of Franklin
32325 Franklin Road
Franklin, MI 48025

RECEIVED

JUN 30 2021

VILLAGE OF FRANKLIN, MI

248-626-9666 Office
248-626-0538 Fax

Note: Permit Not Required
asked by Council member
to submit Application

CIVIC EVENTS PERMIT

NAME OF EVENT: ToT Shabbat

ORGANIZATION: The Well

APPLICANT: Marni Katz

CONTACT NAME: _____ PHONE #: 248-763-5391 Email: marni@meetyouatthewell.org

DATE(S) OF EVENT: August 14, 2021

TIME OF EVENT: 10-11am

DETAILED DESCRIPTION OF EVENT & LOCATION (attach separate sheet if needed):

30 minute song session w/ families on blankets
Village Green

WHERE WILL

PARTICIPANTS PARK? Village Green

Are You Requiring Any Street Closure? ☐ Yes ☒ No

Please Attach a Map Showing Proposed Street Closure

Temporary Sign Needed? ☐ Yes ☒ No

Sign application attached? ☐ Yes ☒ No

Have You Held This Event Here Before? ☒ Yes ☐ No

Are You Requiring a Banner Over Franklin Road?

☐ Yes ☐ No (Banner Policy Attached)

Expected Number of Participants 15 families

Does Your Organization Have any Affiliation with the Village of Franklin? ☒ Yes ☐ No

If yes, what is the affiliation? some participants of program are Village residents

Applicant further agrees that the Village may require reimbursement of Village incurred costs associated with Civic Event Permit (e.g. Police overtime, cleanup, damage to public property...etc)

☐ If Banner requested, attach copy of insurance certificate.

In consideration for this permit, the applicant agrees, to the fullest extent permitted by law. To release, indemnify, defend and hold harmless the Village of Franklin, the Franklin- Bingham Fire Department and their elected and appointed officials, boards, councils, commissions, employees, and volunteers from any liabilities, damages, losses, suits, claims, expenses, attorney fees and costs that arise from any injury or property damage relating to use of Village property by the Applicant or Applicant's employees, members, volunteers, contractors, agents, invitees, licensees, guests, attendees or participants. It is further agreed that the Applicant shall supply the Village of Franklin and DTE Energy with a certificate of insurance evidencing commercial general liability insurance, with an insurance carrier licensed and admitted to do business in Michigan, naming the Village, its elected and appointed officials, boards, councils, commissions, employees, volunteers and the property owner of 32654 Franklin and Franklin-Bingham Fire Department if a banner displayed, as additional insured in a form and with coverage and coverage limits acceptable to the Village.

M. Katz
Authorized Signature

6-9-21
Date

Building Dept

Police Dept

Fire Dept

Franklin Church

Administrator

Initials/Comment	Initials/Comment	Initials/Comment	Initials/Comment	Initials/Comment
<u>W.K. 7-6-21</u>	<u>See Attached</u>	<u>See Attached</u>	<u>pending</u>	<u>9/1 OK</u>

Updated 11/24/20

Doreen Martin

From: Tony Averbuch <taverbuch@gmail.com>
Sent: Thursday, July 1, 2021 1:34 PM
To: Doreen Martin
Cc: Police Chief Dan Roberts
Subject: Re: Civic Event Tot Shabbat

There is no location listed.

On Thu, Jul 1, 2021 at 1:08 PM Doreen Martin <dmartin@franklin.mi.us> wrote:

Attached is the Tot Shabbat Civic Event application for your review/approval.

Doreen

Doreen Martin

Village of Franklin

248-626-9666

www.franklin.mi.us



Virus-free. www.avg.com

Tony Averbuch
202.731.3587/248.320.1524

Doreen Martin

From: Chief Roberts <droberts@franklin.mi.us>
Sent: Thursday, July 1, 2021 1:56 PM
To: 'Tony Averbuch'; 'Doreen Martin'
Subject: RE: Civic Event Tot Shabbat

Does this even need a permit? Don't we want families to get together at the park every day?

From: Tony Averbuch <taverbuch@gmail.com>
Sent: Thursday, July 1, 2021 1:34 PM
To: Doreen Martin <dmartin@franklin.mi.us>
Cc: Police Chief Dan Roberts <droberts@franklin.mi.us>
Subject: Re: Civic Event Tot Shabbat

There is no location listed.

On Thu, Jul 1, 2021 at 1:08 PM Doreen Martin <dmartin@franklin.mi.us> wrote:

Attached is the Tot Shabbat Civic Event application for your review/approval.

Doreen

Doreen Martin

Village of Franklin

248-626-9666

www.franklin.mi.us





Village of Franklin
32325 Franklin Road
Franklin, MI 48025

RECEIVED

JUL 07 2021

VILLAGE OF FRANKLIN, MI

248-626-9666 Office

248-626-0538 Fax

CIVIC EVENTS PERMIT

NAME OF EVENT: Movies on the Green

ORGANIZATION: Franklin Community Association Events Committee

APPLICANT: Franklin Community Association

CONTACT NAME: Angie Hanke PHONE #: (248)760-4330 Email: anghanke@yahoo.com

DATE(S) OF EVENT August 4, 11 and 18, 2021

TIME OF EVENT Dust - approximately 9:30pm

DETAILED DESCRIPTION OF EVENT & LOCATION (attach separate sheet if needed):

Outdoor movie night on the Village Green with inflatable screen provided by Carey and Paul Entertainment Group.

Popcorn and other snacks provided.

WHERE WILL

PARTICIPANTS PARK? Carol Street, Franklin Community Church

Are You Requiring Any Street Closure? ☐ Yes ☒ No

Please Attach a Map Showing Proposed Street Closure

Temporary Sign Needed?

☒ Yes ☐ No

Are You Requiring a Banner Over Franklin Road?

Sign application attached?

☒ Yes ☐ No

☐ Yes ☒ No (Banner Policy Attached)

Have You Held This Event Here Before? ☒ Yes ☐ No

Expected Number of Participants 50-100

Does Your Organization Have any Affiliation with the Village of Franklin? Yes ☒ No

If yes, what is the affiliation? Community Association

Applicant further agrees that the Village may require reimbursement of Village incurred costs associated with Civic Event Permit (e.g. Police overtime, cleanup, damage to public property...etc)

☐ If Banner requested, attach copy of insurance certificate.

In consideration for this permit, the applicant agrees, to the fullest extent permitted by law. To release, indemnify, defend and hold harmless the Village of Franklin, the Franklin-Bingham Fire Department and their elected and appointed officials, boards, councils, commissions, employees, and volunteers from any liabilities, damages, losses, suits, claims, expenses, attorney fees and costs that arise from any injury or property damage relating to use of Village property by the Applicant or Applicant's employees, members, volunteers, contractors, agents, invitees, licensees, guests, attendees or participants. It is further agreed that the Applicant shall supply the Village of Franklin and DTE Energy with a certificate of insurance evidencing commercial general liability insurance, with an insurance carrier licensed and admitted to do business in Michigan, naming the Village, its elected and appointed officials, boards, councils, commissions, employees, volunteers and the property owner of 32654 Franklin and Franklin-Bingham Fire Department if a banner displayed, as additional insured in a form and with coverage and coverage limits acceptable to the Village.

Angie Hanke
Authorized Signature

6/30/21
Date

Building Dept

Police Dept

Fire Dept

Franklin Church

Administrator

Initials/Comment	Initials/Comment	Initials/Comment	Initials/Comment	Initials/Comment
<u>AW 7.6.21</u>	<u>AW 7/7/21</u>	<u>Tony Averbuch</u>	<u>Pending</u>	<u>OK</u>

Updated 11/24/20



TEMPORARY SIGN APPLICATION

DATE STAMP

32325 Franklin Rd • Franklin MI 48025-1199 • Phone (248) 626-9666 • Fax (248) 626-0538

Reason for Temporary Sign:

MOVIES ON THE GREEN

On a separate Sheet of Paper Show Sign Design & Message

Type of Sign Requested:

 Banner

☒ Ground

 How Many

Size of Sign:

 Banner

16x20 Ground (standard ground sign)

Location of Sign Placement:

Historic District ☒ Yes ☐ No

Franklin Rd in business district, 14 & Franklin
14 & Telegraph, 13 & Telegraph, 13 & Franklin, 13 & inter

Date of Sign Installation:

 Banner

Aug 1, 8, 15 Ground

Date of Sign Removal

 Banner

Aug 2, 9, 16 Ground

Applicant Name

Angie Hanke

Phone

248-760-4330

Date

7/6/21

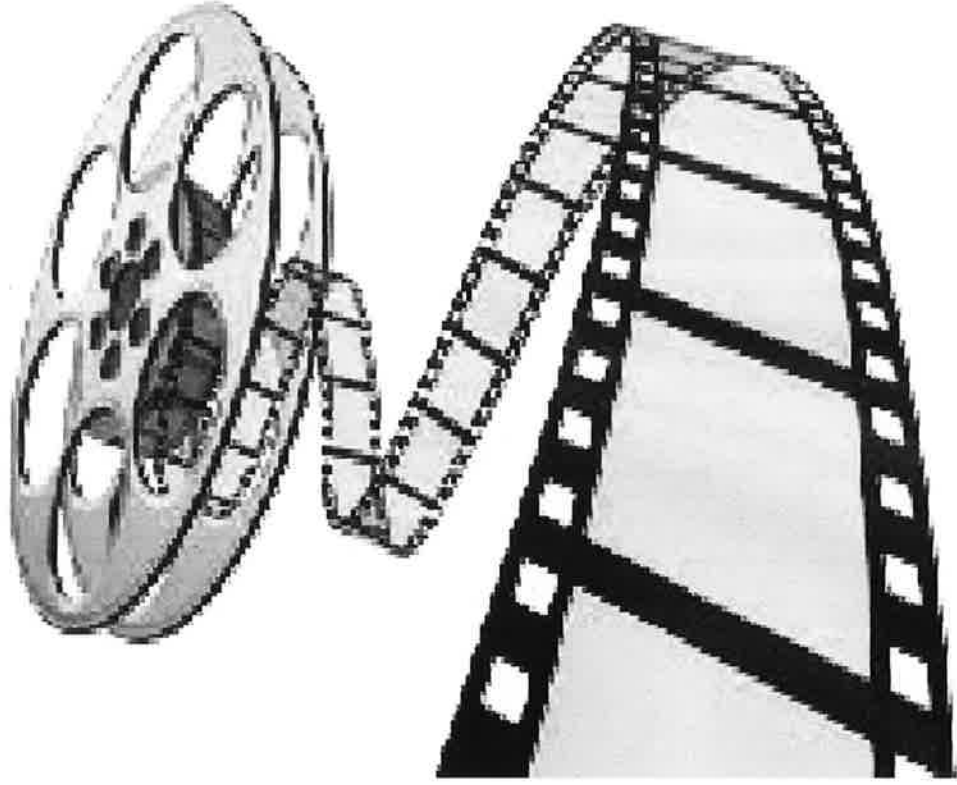
Approval:

☐ Building Department

☐ Council

The applicant shall be responsible for 100% of all consultant fees incurred by the Village PLUS a 10% administrative fee.


The Franklin Community Association
presents



MOVIES **on the** **GREEN**

August 4, 11 & 18
at Dusk
Franklin Village Green

MEMORANDUM

TO: Franklin Village Board of Trustees
FROM: Roger Fraser, Village Administrator 
SUBJECT: Improvements to Crestwood/13 Mile Road
DATE: July 14, 2021

This spring Jamie Burton and Eddie Zymic from HRC, Officer Goodroe, Trustee Erlich and I met at the site to consider the adequacy of the traffic movements, signs, and layout of the "Y" intersection at Crestwood and 13 Mile. The Village-wide traffic sign study recommended turning movements be adjusted, but physical limits of the intersection made the changes difficult to implement. After further consideration, HRC recommends widening the southbound leg of the "Y" to accommodate two-way traffic and a stopping pad at 13 Mile structured to allow vehicles turning onto 13 Mile adequate visibility to see traffic coming from both directions on 13 Mile.

At my request, HRC prepared an estimate, attached, of the costs to improve the intersection in the amount of \$41,751.00, including engineering. I recommend the Council authorize taking this project to bid so the improvements can be accomplished during this construction season. There are funds in the Local Street Fund with which to pay these costs.

Attachment – Engineer's Opinion of Probable Project Costs (Crestwood Drive Improvements)

555 Hulet Dr., Bloomfield Hills, MI 48302 ph. (248) 454-6300

PROJECT: Crestwood Drive Improvements

ENGINEER'S OPINION OF PROBABLE PROJECT COST

DATE:	5/25/2021
LOCATION: Crestwood Dr & 13 Mile Rd	PROJECT NO. 20210296
BASIS FOR ESTIMATE: <input type="checkbox"/> CONCEPTUAL <input checked="" type="checkbox"/> PRELIMINARY <input type="checkbox"/> FINAL	ESTIMATOR: MAS
WORK:	CHECKED BY: EDZ

Option 2 - Widening and Realignment to allow two-way traffic on the western entrance to Crestwood Drive at 13 Mile. Includes new 4" HMA pavement to widen the existing road, with a 2" mill and overlay of the existing pavement to construct a uniform top course of HMA.

Description	Quantity	Unit	Unit Price	Total Cost
1 Mobilization (Max 5%)	1	LS	\$ 1,150.00	\$ 1,150.00
2 Excavation, Earth	80	Cyd	\$ 15.00	\$ 1,200.00
3 Cold Milling HMA Surface, 2 inch	360	Syd	\$ 10.00	\$ 3,600.00
4 Aggregate Base, 21AA, 8 inch	230	Syd	\$ 15.00	\$ 3,450.00
5 HMA, 13A	100	Ton	\$ 110.00	\$ 11,000.00
6 Pavt Mrkg, Waterborne, 4 inch, Yellow	70	Lft	\$ 2.00	\$ 140.00
7 Restoration (includes Topsoil, Seeding, Mulch Blanket, 14-Day Watering Period)	90	Syd	\$ 25.00	\$ 2,250.00
8 Maintaining Traffic	1	LS	\$ 1,500.00	\$ 1,500.00
9 Observation Crew Days	12	days	\$ 760.00	\$ 9,120.00
Subtotal - Option 2				\$ 33,410.00
Contingencies (10%)				\$ 3,341.00
Subtotal w/ Contingencies				\$ 36,751.00
Design Engineering				\$ 2,000.00
Construction Engineering				\$ 2,000.00
Materials Testing Services				\$ 1,000.00
Sub Total - Engineering Costs				\$ 5,000.00
TOTAL CONSTRUCTION BUDGET				\$ 41,751.00

555 Hulet Dr., Bloomfield Hills, MI 48302 ph. (248) 454-6300

PROJECT: Crestwood Drive Improvements

ENGINEER'S OPINION OF PROBABLE PROJECT COST

DATE:	5/25/2021
LOCATION: Crestwood Dr & 13 Mile Rd	PROJECT NO. 20210296
BASIS FOR ESTIMATE: <input type="checkbox"/> CONCEPTUAL <input checked="" type="checkbox"/> PRELIMINARY <input type="checkbox"/> FINAL	ESTIMATOR: MAS
WORK:	CHECKED BY: EDZ
Option 1 - Widening and Realignment to allow two-way traffic on the western entrance to Crestwood Drive at 13 Mile. Includes new 4" HMA pavement to widen the existing road, with edge trimming to remediate cracking along the existing edge.	

Description	Quantity	Unit	Unit Price	Total Cost
1 Mobilization (Max 5%)	1	LS	\$ 1,090.00	\$ 1,090.00
2 Excavation, Earth	80	Cyd	\$ 15.00	\$ 1,200.00
3 Edge Trimming	240	Lft	\$ 5.00	\$ 1,200.00
4 Aggregate Base, 21AA, 8 inch	230	Syd	\$ 15.00	\$ 3,450.00
5 HMA, 13A	60	Ton	\$ 110.00	\$ 6,600.00
6 Pavt Mrkg, Waterborne, 4 inch, Yellow	70	Lft	\$ 2.00	\$ 140.00
7 Restoration (includes Topsoil, Seeding, Mulch Blanket, 14-Day Watering Period)	60	Syd	\$ 25.00	\$ 1,500.00
8 Maintaining Traffic	1	LS	\$ 1,500.00	\$ 1,500.00
9 Observation Crew Days	10	days	\$ 760.00	\$ 7,600.00
Subtotal - Option 1				\$ 24,280.00
Contingencies (10%)				\$ 2,428.00
Subtotal w/ Contingencies				\$ 26,708.00
Design Engineering				\$ 1,000.00
Construction Engineering				\$ 2,000.00
Materials Testing Services				\$ 1,000.00
Sub Total - Engineering Costs				\$ 4,000.00
TOTAL CONSTRUCTION BUDGET				\$ 30,708.00



Village of Franklin
32325 Franklin Road
Franklin, Michigan 48025
Phone: (248) 626-9666
FAX: (248) 626-0538

Memo

To: Bill Lamott, Village President and Village Council

From: Heather Mydloski, Village Clerk

Date: July 12, 2021

Re: 2021 The Franklin Grill Liquor License

The Franklin Grill called the Village to report the following for 2020:

Net Sales: \$867,169.05

Food (77%): \$671,064.55

Alcohol (23%): \$205,258.00


A Liquor License Permit Fee invoice of \$500.00 was mailed to the Franklin Grill on 7-12-2021.

William Dinnan, Building Official; Al Fine, Fire Marshall Inspector and the Franklin Bingham-Farms Police Department have submitted their reviews.

I have also included a copy of the Village Charter requirements.

FRANKLIN VILLAGE PD

32311 FRANKLIN RD
FRANKLIN MI 48025
248-626-9672



Case Report

Administrative Details:

CR No	Subject
210003245	
Report Date/Time	Occurrence Date/Time
07/12/2021 15:51	07/12/2021 15:51
Location	Call Source
32760 FRANKLIN RD	PHONE
Dispatched Offense	Verified Offense
4199 Liquor Violations (Other)	C3309 Liquor Inspection
County	City/Twp/Village
63 - Oakland	47 - Franklin
Division	
Patrol	

Action Requested:

<input type="checkbox"/> Arrest warrant	<input type="checkbox"/> Review only
<input type="checkbox"/> Search warrant	<input type="checkbox"/> Forfeiture
<input type="checkbox"/> Juvenile petition	<input type="checkbox"/> Other

Narrative:

CFS Narrative By: FVGORSKIJ (00959)

On 7/12/2021 at approximately 3:51 PM I Officer Gorski attempted to preform a Liquor Inspection at the Franklin Grill 32760 Franklin Road. Upon arriving at the location I found that the business was closed till tomorrow 7/13/21.

On 7/13/2021 at approximately 4:40 PM I Officer Gorski arrived at the Franklin Grill to preform a Liquor Inspection. I first checked the business Liquor License which was displayed by the bar and current with an expiration date of 2022. I observed no one under age being served at the business as well as and no other violations.

Memo

To: Roger Fraser, Village Administrator

From: William Dinnan, Building Official

Al Fine, Fire Marshall Inspector

Date: 7/12/2021

Re: Franklin Grill Liquor License

On April 15, 2021, we conducted an on-premise inspection of the Franklin Grill for the purpose of liquor license renewal. The following items were found and have not yet been corrected and re-inspected.

- Protect electrical connections exterior for lighting front
- Repair wires exposed at rear door
- Exterior wiring to be GFI protected
- Repair screening fence at a/c & generator
- Repair exterior lighting rear
- Emergency light-basement stairs-not-operable
- Power strip at mixer station-need to direct wire
- Lock on freezer door to be openable from the inside
- Make electrical panels basement accessible
- Exit lights-emergency light kitchen hallway not operable
- Make fire extinguisher accessible
- Replace ceiling tile in kitchen ceiling
- Coffee maker connection- secure exposed wires
- Fix exit door-rubbing floor at front to upstairs
- Back stairs access to remain open, do not store items in that area
- Rear exit door from kitchen to have automatic closer repaired
- Remove power cords from under office desk
- Knox box required

CHAPTER 870

Liquor Control

- 870.01 Purpose.
- 870.02 Liquor Control Committee established.
- 870.03 Liquor license required.
- 870.04 Entertainment-dance permits required.
- 870.05 Application for new license or transfer of license.
- 870.06 Application for dance and/or entertainment permits.
- 870.07 Fees.
- 870.08 Processing of applications.
- 870.09 Reservation of authority by Council.
- 870.10 Changes in application facts.
- 870.11 Changes in ownership.
- 870.12 Annual inspection.
- 870.13 Revocation or nonrenewal.
- 870.14 Nude activity.
- 870.15 Visual or video representations of specified sexual activities or specified anatomical areas.

CROSS REFERENCES

Intoxicating liquors generally - see M.C.L.A. 436.1 et seq.

Sales on Sundays and municipal election days - see M.C.L.A. 436.19e

Sale of alcoholic beverages for consumption on premises prohibited - see CHTR. Ch.XVI, § 13

Drugs - see GEN. OFF. Ch.624

870.01 PURPOSE.

(a) New License Application Review. The Village Council, having found that the best interests of the Village residents are served if the number, location, character and physical facilities of establishments selling or serving alcoholic beverages for consumption on the premises are controlled and regulated, establishes a procedure for review of applications for new licenses and the transfer of existing licenses to sell or serve alcoholic beverages for consumption on the premises.

(b) Dance and/or Entertainment Permit Requests. The Village Council hereby establishes a procedure for the review of applications for new dance, entertainment or dance-entertainment permits, having further found that:

(1) The best interests of the Village residents are served if the number, location, character and physical facilities of licensed establishments holding dance, entertainment or dance-entertainment permits are controlled and regulated; and

(2) Such interests are harmed if the licensed premises are the site of disorderly conduct, are a public nuisance, or are in violation of the Village's health and safety ordinances, Building and Housing Codes, or the rules and regulations of the County Health Department.

(c) Renewal Objections, Revocation Requests. The Village Council, having further found that the best interests of the Village residents are harmed if establishments dispensing alcoholic beverages for consumption on the premises and/or if such establishments holding dance, entertainment or dance-entertainment permits are in violation of the Village's health or safety ordinances, are the site of disorderly conduct, or are a public nuisance, hereby establishes a procedure and criteria for objections to renewal of such licenses and requests for revocation of such licenses and permits thereof, based on such conditions and a procedure for notice and opportunity for hearing for the license and/or permit holder prior to any such objection or request being filed with the State Liquor Control Commission.

(Ord. 2002-02. Passed 5-13-02.)

870.02 LIQUOR CONTROL COMMITTEE ESTABLISHED.

A Liquor Control Committee comprised of **three** Village Councilmembers shall be appointed by the Village Council as an advisory committee.

(Ord. 2002-02. Passed 5-13-02.)

870.03 LIQUOR LICENSE REQUIRED.

No person shall operate an establishment that allows alcoholic beverages to be sold, served or consumed on the premises unless the person has been approved by the Village for an on-premises liquor license in accordance with this chapter and has been granted a liquor license by the State Liquor Control Commission.

(Ord. 2002-02. Passed 5-13-02.)

870.04 ENTERTAINMENT-DANCE PERMITS REQUIRED.

(a) Entertainment or Dance-Entertainment. An on-premises liquor licensee shall not allow dancing by employees, contract entertainers or patrons; monologues; dialogues; motion pictures; still slides; closed-circuit television; contests; or other performances for public viewing on the licensed premises, unless the on-premises licensee has been approved for an entertainment or dance-entertainment permit by the Village as set forth in this chapter and granted an entertainment or dance-entertainment permit by the State Liquor Control Commission.

(b) Dance or Dance-Entertainment. An on-premises licensee shall not allow dancing by employees, contract entertainers or patrons on the licensed premises unless the on-premises licensee has been approved for a dance or dance-entertainment permit by the Village as set forth in this chapter and granted a dance or dance-entertainment permit by the State Liquor Control Commission.

(c) Activities Not Prohibited. This section does not prohibit orchestra playing, piano playing, the playing of other types of musical instruments, singing, or the showing of a publicly broadcast television transmission from a federally licensed station, subject to the restrictions contained in Sections 870.14 and 870.15 hereof.

(Ord. 2002-02. Passed 5-13-02.)

870.05 APPLICATION FOR NEW LICENSE OR TRANSFER OF LICENSE.

Application for approval of a new on-premises liquor license or a transfer of an on-premises license shall be made to the Village Clerk, in writing, signed by the applicant, if an individual, or by a duly authorized representative thereof if a partnership, limited liability company or corporation, and shall contain the following statements and information:

(a) The name, age and address of the applicant, if an individual; if a partnership or limited liability company, the partners, members or other persons entitled to share in the profits thereof, and the partnership or operating agreement; or, if a corporation, the articles of incorporation and bylaws, the names and addresses of its officers and directors, names and addresses of its stockholders, and the name of the manager or agent who will be conducting the business on behalf of the applicant, if such is the case.

(b) The citizenship and place of residency of those persons identified in division (a) of this section.

(c) A statement of any other business in which the applicant is engaged.

(d) A current financial statement of the applicant.

(e) The location and description of the premises which is to be operated under such license.

(f) Type of on-premises license sought.

(g) A statement of whether the applicant or any person identified in division (a) of this section ever has made application for a license to sell beer, wine, liquor or mixed spirits other than described in this application, and if so, the year in which the application was made, the location of the business and the disposition of the application.

(h) A statement of whether the applicant or any of those persons listed in division (a) of this section has ever been convicted of a felony or a violation of any federal or state law concerning the manufacture, possession, furnishing or sale of alcoholic beverages or has ever had a license or permit revoked by the State Liquor Control Commission.

(i) A statement representing that the applicant will not violate any federal or state laws or any Village ordinances in the conduct of the applicant's business.

(j) The name and address of the owner of the premises and, if the applicant is not the owner, the nature and duration of the applicant's right to occupy the premises.

(k) A statement of proposed hours of operation and description and plan of all activities and operations to be carried on at the premises, including but not limited to food sales, recreational activities, contests, and entertainment of any nature. If a dance, entertainment or dance-entertainment permit is required for any of the activities to be carried on at the premises, a separate application for the issuance of a dance, entertainment or dance-entertainment permit shall be made in accordance with this chapter.

(l) A statement whether any remodeling or new construction on the premises is intended in connection with the license, and if so, a description of the proposed work, when work will be commenced and when work will be completed.

(m) The application shall be accompanied by building, site and floor plans showing the entire structure and premises and, in particular, the specific areas where patrons will be permitted and the license will be used. The plans shall be sufficient to inform the Council of facilities and provisions for off- street parking, lighting, cooking, alcoholic beverage dispensing, restrooms, dining and seating, refuse disposal, signs and, where appropriate, plans for screening, landscaping and noise control.

(Ord. 2002-02. Passed 5-13-02.)

870.06 APPLICATION FOR DANCE AND/OR ENTERTAINMENT PERMITS.

(a) Contents. Application for approval of a dance, entertainment or dance- entertainment permit required by this chapter shall be made to the Village Clerk in writing, signed by the applicant if an individual, or by a duly authorized agent thereof if a partnership, limited liability company or corporation, and shall contain the following statements and information:

(1) The location and description of the premises or place of business which is to be operated under such permit.

(2) A statement that there has been no material change in the facts represented in the licensee's application for an on-premises liquor license. If there has been a material change in the facts, the licensee shall provide the Village with a revised application for a liquor license, stating the nature and date of such change.

(3) A statement of the type of permit being applied for, whether dance, entertainment or dance-entertainment, and a description of the type of activity to be carried on at the premises, including but not limited to monologues, dialogues, motion pictures, video, still slides, closed-circuit television, contests, or other performances for public viewing or participation and/or dancing by employees, contract entertainers or patrons.

(4) A statement whether any remodeling or new construction on the premises is intended for the use of the permit, and if so, a description of the proposed work, when work will be commenced and when work will be completed.

(5) If any remodeling or construction on the premises is intended, the application shall be accompanied by building, site and floor plans showing the entire structure and premises and, in particular, the specific areas where the dancing or entertaining will occur. The plans shall be sufficient to reasonably inform the Council of facilities and provisions for off-street parking, lighting, refuse disposal, signs and, where appropriate, plans for screening, landscaping and noise control.

(6) The hours and days during which entertainment and/or dancing shall occur.

(b) Entertainment Agreement. The applicant shall attach to such application, on a form to be provided by the Village, a completed and signed entertainment agreement that will be executed by the Village if the requested permit is duly approved. Such completed entertainment agreement shall be filed with the Village Clerk, and no application shall be processed unless accompanied by such entertainment agreement.

(c) Change in Type of Activity. If, at any time after the grant of a dance, entertainment or dance-entertainment permit, the type of activity as described in the application is changed, a new permit must be applied for as provided under division (a) of this section and a new entertainment agreement shall be filed with the Clerk.

(Ord. 2002-02. Passed 5-13-02.)

870.07 FEES.

An applicant for a new license, for transfer of an existing license and for renewal of an existing license or permit shall pay the following minimum application fees, which shall be nonrefundable and shall be in addition to any fee required by the State Liquor Control Commission. If the Village's actual cost of administration, processing or inspection exceeds the minimum fees, the applicant or licensee shall be required to reimburse the Village for such excess cost.

(a) Initial fee \$1,000.00

(b) Annual renewal/reinspection fee \$500.00

(c) Transfer fee \$1,000.00

(Ord. 2002-02. Passed 5-13-02.)

870.08 PROCESSING OF APPLICATIONS.

(a) Liquor Control Committee/Village Administrative Review. A copy of any application submitted under this chapter shall be referred to the Village Council's Liquor Control Committee and may be referred to any Village department, official or consultant for an investigation relating to their areas of responsibility and a report back to the Village Council if, in the discretion of the Village Council or Liquor Control Committee, such investigation is in the interest of the Village residents or would assist the Council or Liquor Control Committee in its review.

(b) Determination. After receiving the reports of the Liquor Control Committee and any department, official or consultant from which a report has been requested, the Village Council shall make a decision on the application. It shall determine whether to approve or disapprove the issuance or transfer of a license or the issuance of a dance, entertainment or dance-entertainment permit to the State Liquor Control Commission, and shall transmit its decision to the State Liquor Control Commission and give notice of its decision promptly to the applicant, in writing.

(c) Council Decision. Such decision of the Village Council to approve or disapprove of an application shall be wholly within its discretion and its determination as to what action will best promote the best interests of the Village and its inhabitants. In reaching its decision, the Council should consider all pertinent factors, including those listed in this division. By listing some of the factors to be considered, this division shall not be deemed to give applicants for liquor licenses any more or greater due process rights than those existing under the laws of the State. The factors considered by the Council shall include the following:

- (1) The possibility of a consequent significant cost burden on the Village;
- (2) The Council's perception of the attitude of Village residents generally, as well as those in the immediate neighborhood of the premises;
- (3) Whether the property values or character of the adjoining neighborhood will be adversely affected;
- (4) Consistency with the zoning ordinance, zoning map and master land use plan, and the anticipated impact of the establishment on nearby businesses and residences;
- (5) Whether or not the location of the proposed licensed premises is in the best interests of the Village;
- (6) Crowd control;
- (7) Pedestrian and vehicular movement;
- (8) Applicant's investment in the facility;
- (9) Whether it is in the best interests of the Village to approve of the issuance of a liquor license to a different or prospective applicant;
- (10) Whether or not an applicant's business, whether existing or proposed, will generate at least 50% of its gross revenues from the sale of food, and whether the applicant's premises are or will be, prior to commencing liquor sales, equipped to serve the required volume of food sales;
- (11) Whether traffic and parking requirements generated by the proposed licensed premises will cause unnecessary congestion or inconvenience on the public highways;
- (12) The applicant's experience, if any, in conducting a business holding a license from the State Liquor Control Commission; and
- (13) Any other factor(s) that may affect the health, safety and welfare of the community.

In reaching its decision, the Village Council shall not be limited by the considerations specifically addressed in the application, but shall make its decision based on additional matters determined or adopted by it in the best interest of the Village residents.

(d) Vote of Electors. If the Village Council decides it is inclined to approve an application for an on-premises liquor license, the Village Council shall submit the question of whether the Village should approve the application to a vote of the electors in accordance with Village Charter Chapter XVI, Section 13, as amended. If the voters approve the application, the Village Council shall forward its recommendation to approve the application for an on-premises liquor license to the State Liquor Control Commission. If the voters disapprove the application, the Village Council shall accordingly disapprove the application.

(e) Duration and Conditions. Any recommendation by the Village Council to the State Liquor Control Commission to approve an application for an on-premises liquor license or a dance, entertainment or dance-entertainment permit or a transfer of a license or entertainment permit is effective for one year and is conditioned on continuation of the facts represented in the application submitted by the applicant and completion of any construction or remodeling contemplated in the application within six months (unless Council expressly authorizes a longer period) from the date of the recommendation to the State Liquor Control Commission to approve issuance or transfer of the license or the dance, entertainment or dance-entertainment permit. Denial of the application by the State Liquor Control Commission, or the failure to obtain approval from the State Liquor Control Commission within one year from the Village Council's recommendation shall cause the Village Council's recommendation to automatically expire.

(Ord. 2002-02. Passed 5-13-02.)

870.09 RESERVATION OF AUTHORITY BY COUNCIL.

(a) Determination of Licensee or Permittee. No applicant for an on-premises liquor license or for a dance, entertainment or dance-entertainment permit has the right to the issuance of such license or permit, and the Village Council reserves the right to exercise reasonable discretion to determine who, if anyone, shall be entitled to the issuance of a license or permit.

(b) Taking No Action. No applicant for an on-premises liquor license or for a dance, entertainment or dance-entertainment permit has the right to have such application processed, and the Village Council further reserves the right to take no action with respect to any application filed with the Village Council.

(c) Issuance of Additional Licenses. The Council reserves the right to maintain a list of all applicants and to review the list when, in its discretion, it determines that the issuance of an additional on-premises liquor license is in the best interest of

the Village at large and for the needs and convenience of its residents.

(Ord. 2002-02. Passed 5-13-02.)

870.10 CHANGES IN APPLICATION FACTS.

If there is any material change in the facts represented in the application for a license or permit required by this chapter, the applicant shall promptly notify the Village Clerk of the change, in writing, signed by the applicant. Any material change of the facts represented in the application shall be reviewed by the Village Council, which may withdraw its recommendation to the State Liquor Control Commission, if the Council deems it appropriate, in its discretion.

(Ord. 2002-02. Passed 5-13-02.)

870.11 CHANGES IN OWNERSHIP.

Prior to change in ownership of the premises or the license required by this chapter, a copy of the application, as approved, shall be given to the new owner or license holder.

(Ord. 2002-02. Passed 5-13-02.)

870.12 ANNUAL INSPECTION.

(a) Generally. Each year the Liquor Control Committee shall cause investigations to be made, following which it shall make a report to the Village Council relating to each on-premises license within the Village.

(b) Inspections. By February 1 of each year, the Liquor Control Committee shall cause the following inspections to be made:

(1) An inspection of the premises holding an on-premises license to determine whether all applicable provisions of this Code, particularly the provisions of this chapter and the Building and Housing and Zoning Codes, are being complied with. Any inspection report within the prior year by the County Health Department shall also be submitted to the Village Council.

(2) An inspection of the premises to determine that all provisions of the license itself, as well as any conditions imposed by either the Village Council or the State Liquor Control Commission at the time of license issuance are being complied with.

(3) An inspection to determine the general condition of the licensed premises, both interior and exterior.

(4) Review of a written statement to be provided by the licensee or any other source of such information, setting forth the percentage of the licensee's gross income received annually from the following:

A. The sale of food; and

B. The sale of alcoholic beverages.

(5) Investigation or review of other information the Liquor Control Committee may deem relevant or may request from the licensee relating to the operation of the licensee's business in furtherance of the annual investigation required by this section.

(c) Report to Council. As soon as possible after February 1 each year, the Liquor Control Committee shall submit a report to the Village Council containing information requested by the Village Council or obtained as the result of the inspections, together with such other information the Liquor Control Committee may have obtained which it deems pertinent and which relates to the operation of any licensee's business. The report to Council shall list and detail any violations or noncompliance by the licensed premises.

(d) Violations. The procedure for violations shall be as follows:

(1) Meeting with licensee. If it appears to the Village Council from the Liquor Control Committee's report that the licensee's business may be

in violation of or in noncompliance with the Village's policies, State law, this Code or any conditions imposed on the approval of a license, the Village Council shall direct the Liquor Control Committee to notify the licensee of any alleged violation and request the licensee to meet with the Liquor Control Committee to discuss the alleged violations and compliance with such laws, Code provisions and conditions. The Liquor Control Committee shall, prior to the Village Council's March regular meeting, report the results of such informal meeting to the Village Council.

(2) Action. If the alleged violation has not been resolved in a manner satisfactory to the Village Council, the Council may resolve to commence proceedings to request revocation of a license or to object to its renewal by the State Liquor Control Commission.

(3) Reservation of authority. Nothing in this section shall waive the right of the Village to prosecute the licensee for a Village ordinance violation, regardless of whether such violation is or will be the basis or one of the bases for revocation or nonrenewal proceedings against the licensee.

(Ord. 2002-02. Passed 5-13-02.)

870.13 REVOCATION OR NONRENEWAL.

(a) Notice of Public Hearing. Before filing either an objection to renewal or a request for revocation of an on-premises license or request for revocation of a dance, entertainment or dance-entertainment permit with the State Liquor Control Commission, the Village Council shall serve the licensee, by personal service or U.S. mail, not less than ten days prior to hearing, with written notice of a public hearing, which notice shall contain the following:

- (1) The nature of the proposed action being considered by the Council.
- (2) Reasons for the action being considered, detailing and citing the specific standards or guidelines the licensee has not complied with.
- (3) The date, time and place of the hearing.
- (4) A statement of the licensee's rights at the hearing, including the opportunity to defend by confronting adverse witnesses and being allowed to present evidence, witnesses and arguments; and to be represented by an attorney of the licensee's choosing.

(b) Criteria. The Village Council may object to renewal or request revocation of a license or revocation of a dance, entertainment, or dance-entertainment permit if the Council determines, based upon a preponderance of the evidence presented at the hearing, that any of the following exist or have occurred:

(1) A violation of any applicable building, electrical, mechanical, plumbing or fire code; applicable zoning regulations; applicable public health regulations; applicable rules and regulations of the County Health Department; or any other applicable Village Code provision; or the refusal to allow inspection of the licensed premises by the Village's agents for purposes of verifying and enforcing Village Code compliance.

(2) Failure to maintain the grounds and exterior of the licensed premises or to prevent littering or blowing of refuse or debris onto adjoining property.

(3) Maintenance of a nuisance upon the premises.

(4) A material change has occurred in the plan of operation, conditions, statements or representations contained in the written application by the licensee, or upon which the Village Council based its recommendation for approval of the license or permit, when that change is found to be contrary to the best interests of the Village residents, in the judgment of the Village Council.

(5) The holder of a license or permit has been convicted of any federal or state law concerning the manufacture, possession or sale of alcoholic liquor or a controlled substance.

(6) The premises do not have adequate off-street parking, lighting, refuse disposal facilities, screening, noise or nuisance control where a nuisance does or will exist.

(7) The licensee has allowed the premises to exceed permitted occupancy level.

(8) Disruptive or unruly crowds have been allowed to form on the premises.

(9) Dance floors are not clearly marked, or dancing has been permitted other than on the dance floor.

(10) Restrooms are not maintained in a clean manner.

(11) Alcoholic beverages, including beer bottles, have been permitted to be removed from inside the premises.

(12) The licensee has allowed consumption of alcoholic beverages in the parking lot or on property adjacent to the premises.

(13) The sale or furnishing of alcoholic beverages to a minor, or consumption or possession of alcohol on the premises by a minor.

(14) The licensee has allowed a person under age 18 to serve alcoholic liquor.

(15) Selling or serving alcohol to an intoxicated person or allowing an intoxicated person to consume or frequent or loiter on the premises.

(16) The licensee has allowed fights to occur inside or to spill outside the premises.

(17) The premises have been allowed to be used for accosting and soliciting for prostitution, fights, brawls or the improper use of firearms, knives or other weapons.

(18) The licensee allowed the sale, possession or consumption on the premises of any controlled substance, or has allowed drug paraphernalia to be used, stored, exchanged or sold.

(19) A pattern of patron conduct in the neighborhood of the licensed premises that violates the law or Village ordinance and/or unreasonably disturbs the peace, order and tranquility of the neighborhood.

(20) The licensee, or its employees, have been intoxicated on the premises, or have been allowed to drink or solicit drinks with patrons.

(21) Entertainment on the licensed premises without a required entertainment or dance-entertainment permit.

(22) A violation of any section of this chapter or of the rules and regulations of the State Liquor Control Commission.

(23) For a dance, entertainment or dance-entertainment permit, any breach of the Entertainment Agreement entered into between the licensee and the Village as required in this chapter.

(c) Findings and Determination. Following the hearing, if the Village Council decides to object to renewal or to request revocation of an on-premises license, the Village Council shall submit to the licensee and the State Liquor Control Commission a certified copy of the resolution adopted by the Village Council objecting to the renewal of the license or requesting that the license be revoked. The resolution shall include or be accompanied by a written statement of the Council's findings and determination. In addition, the Village Council shall send to the State Liquor Control Commission:

- (1) A certified copy of this chapter, including dates of adoption and the name of the newspaper and date of publication;
- (2) A certified copy of the notice sent to the licensee; and
- (3) Proof of service of the notice sent to the licensee indicating the date and manner of service.

(Ord. 2002-02. Passed 5-13-02.)

870.14 NUDE ACTIVITY.

(a) Definitions. The following words, terms and phrases, when used in this section, shall have the meanings ascribed to them in this division, except where the context clearly indicates a different meaning:

(1) "Exposed to view" means a person has exposed such portions of the anatomy if such portions are naked, uncovered, less than opaquely covered or, though opaquely covered, are physically discernible due to the application of liquid to the opaque material, such as a wet T-shirt contest.

(2) "Nude or "nearly nude activity" means that a person appears on the licensed premises in such a manner as to expose to view any portion of the pubic area, buttocks or genitals or any simulation thereof, or that a female appears on the licensed premises in such manner or attire as to expose to view any portion of the breast below a point immediately above the top of the areola.

(b) Prohibited. No person shall perform or exhibit nude or nearly nude activity on the licensed premises.

(c) Permitting Nude Activity on Premises. No licensee, agent, employee or contracted entertainer of a licensee shall sponsor or allow any person to perform nude or nearly nude activity on the licensed premises, as defined in division (a) of this section.

(Ord. 2002-02. Passed 5-13-02.)

870.15 VISUAL OR VIDEO REPRESENTATIONS OF SPECIFIED SEXUAL ACTIVITIES OR SPECIFIED ANATOMICAL AREAS.

(a) Definitions. The following words, terms and phrases, when used in this section, shall have the meanings ascribed to them in this division, except where the context clearly indicates a different meaning:

(1) "Specified anatomical areas" means: Less than completely and opaquely covered:

- A. Human genitals;
- B. Buttocks;
- C. Female breast below a point immediately above the top of the areola; and
- D. Human male genitals in a discernibly turgid state, even if completely and opaquely covered.

(2) "Specified sexual activities" means:

- A. Human genitals in a state of sexual stimulation or arousal;
- B. Acts of human masturbation, sexual intercourse or sodomy; or
- C. Fondling or other erotic touching of human genitals, the pubic area, the buttocks or the female breast.

(b) Prohibited. An on-premises licensee shall not allow in or upon the licensed premises the display or showing of any video recording, video motion pictures, still slides, television, or other electronic reproductions or media which are characterized by an emphasis on matter or scenes depicting, describing or relating to specified sexual activities or specified anatomical areas, as defined in division (a) of this section, for observation by patrons.

(Ord. 2002-02. Passed 5-13-02.)