

EXCERPTS OF MINUTES

At a regular meeting of the Township Board of the Township of Park, Ottawa County, Michigan, held at the Township Hall at 52 - 152nd Avenue, Park Township, Ottawa County, Michigan, on the 9th day of February, 2017, at 6:30 p.m., local time.

PRESENT: Hunsburger, Keeter, Steggerda, Gerard, Jacob and Nestel

ABSENT: DeLeeuw

After certain other matters of business were concluded, the Supervisor stated the next order of business was the consideration of a proposed resolution concerning the establishment of a moratorium on processing applications for planned unit development approvals. After discussion, the following resolution was offered by Steggerda and supported by Jacob.

RESOLUTION

WHEREAS, Section 503 of the Michigan Zoning Enabling Act gives the Township Board the discretionary authority to establish planned unit development requirements in the Zoning Ordinance that permit flexibility in the regulation of land development, encourage innovation in land use and variety in design, layout, and type of structures constructed, achieve economy and efficiency in the use of land, natural resources, energy, and the provision of public services and utilities, encourage useful open space, and provide better housing, employment, and shopping opportunities particularly suited to the needs of the residents of the State of Michigan; AND

WHEREAS, Section 503 of the Michigan Zoning Enabling Act provides that regulations relating to the use of land, including, but not limited to, permitted uses, lot sizes, setbacks, height limits, required facilities, buffers, open space areas, and land use density, shall be determined in accordance with the planned unit development regulations specified in the Zoning Ordinance for

a land development project designated as a planned unit development, and that unless explicitly prohibited by the planned unit development regulations, if requested by the landowner, the Township Board may approve a planned unit development with open space that is not contiguous with the rest of the planned unit development; AND

WHEREAS, the Township Board has previously established planned unit development requirements, as codified in Chapter 38, Article III, Division 8 of the Park Township Code of Ordinances, and has previously approved a significant number of planned unit development projects pursuant to those regulations and requirements; AND

WHEREAS, the Township Board previously imposed a moratorium on planned unit development approvals to allow the Park Township Planning Commission time to research and develop an improved planned unit development ordinance for the Township; AND

WHEREAS, The Planning Commission is making progress but has not yet finalized a revised ordinance for the Board to consider; AND

WHEREAS, in order to follow the public policy of the State of Michigan, as previously expressed in numerous appellate court decisions, which is to avoid and eliminate non-conforming situations, the Township Board believes it is appropriate to extend the six-month moratorium adopted on March 10, 2016 on planned unit development approvals within the Township pending further review and adoption of an amendment to the planned unit development provisions contained within Chapter 38, Article III, Division 8 of the Park Township Code of Ordinances.

THE PARK TOWNSHIP BOARD RESOLVES THAT:

1. The Park Township Board and the Park Township Planning Commission shall not act on any currently pending or newly filed applications for planned unit development approval prior to May 31, 2017, or until the review of and the amendment to the planned unit development provisions contained in Chapter 38, Article III, Division 8 of the Park Township Code of Ordinances has been completed and a new ordinance is in place, whichever occurs first.

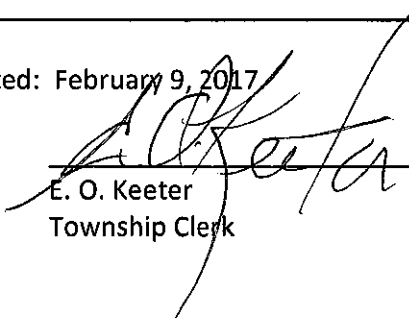
2. All resolutions in conflict in whole or in part with this Resolution and attached Report are revoked to the extent of such conflict.

YES: Hunsburger, Keeter, Steggerda, Gerard, Jacob and Nestel

NO: _____

RESOLUTION DECLARED ADOPTED.

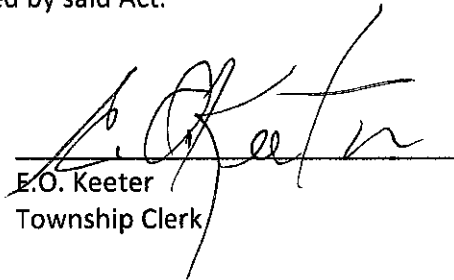
Dated: February 9, 2017



E. O. Keeter
Township Clerk

CERTIFICATE

I, the undersigned, the Township Clerk of the Township of Park, Ottawa County, Michigan, do hereby certify that the foregoing is a true and complete copy of a resolution adopted by the Township Board at a meeting held on the 9th day of February, 2017. I do further hereby certify that public notice of said meeting was given pursuant to and in full compliance with the Michigan Open Meetings Act (1976 PA 267, as amended), and that the minutes of said meeting were kept and will be or have been made available as required by said Act.



E.O. Keeter
Township Clerk