

**Danby Township Regular Meeting  
April 25, 2019**

The regular meeting was called to order at 7:00 p.m. at the Danby Township Hall, 13122 Charlotte Hwy.

The meeting was opened with the Pledge of Allegiance.

**Roll Call Board Members:** Supervisor Platte, Trustee Schafer, Trustee Nurenberg, Treasurer Kolarik, Clerk Platte

**Approval of Minutes Regular Meeting March 21, 2019**

Motion by D. Platte                      Seconded by Schafer                      CARRIED  
Motion to approve minutes as presented.

**Approval of Minutes Public Hearing March 28, 2019**

Motion by D. Platte                      Seconded by Kolarik                      CARRIED  
Motion to approve minutes as presented.

**Approval of Minutes Budget Hearing March 28, 2019**

Motion by Kolarik                      Seconded by D. Platte                      CARRIED  
Motion to approve minutes as presented.

**Approval of Minutes Special Meeting March 28, 2019**

Motion by D. Platte                      Seconded by Schafer                      CARRIED  
Motion to approve minutes as presented.

**Approval of Agenda:** Add #6 under New Business – PAFA Fire Truck Loan

Motion by K. Platte                      Seconded by Kolarik                      CARRIED  
Motion to approve the agenda as amended.

**Communications:**

Motion by Kolarik                      Seconded by K. Platte                      CARRIED  
Motion to place communications on file.

**Public Comment:** none

**Unfinished Business:**

**Cemetery Fees –** The Danby Township Board discussed changes to the Cemetery Fee Schedule with proposed changes to reflect the following:

Burial Grave Openings for Residents	\$500.00
Hand Dug Openings for Infants	\$150.00
Cremation Ashes Resident and Non-Resident	\$200.00
Foundations \$.35 Per Square Inch (5" is added to the length and width for an apron around the marker)	
Removal of Existing Foundation	\$200.00

Motion by Kolarik                      Seconded by Nurenberg                      CARRIED

Approve new cemetery fee schedule to be effective May 1, 2019.

**New Business:**

Ordinance – Amendment to Mining Setback Section –  
DANBY TOWNSHIP

ORDINANCE NO. \_\_\_\_\_

Adopted \_\_\_\_\_

Effective Date \_\_\_\_\_

AN ORDINANCE TO AMEND THE DANBY TOWNSHIP ZONING  
ORDINANCE OF CHAPTER 13, SECTION 13.07 K a-b, SHOWN BELOW  
IN ITS ENTIRETY.

THE TOWNSHIP OF DANBY ORDAINS:

SECTION 1:

The section 13.07 K a-b as shown below is the current language.

Section 13.07 K.2 a-b

2. Setbacks, Buffers, and Separation.
  - a. Setbacks for excavation areas shall be no less than 100 feet from lot lines. Separation of excavation areas from off-site residential dwellings shall be no less than 200 feet.
  - b. The Township Board may approve requests for setbacks and separations less than those required by this section if the owners of abutting property where the reductions are proposed provide written support of the request. However, setbacks shall not be reduced less than 50 feet from any lot line. When considering requests for reduction, the Township Planning Commission and Board shall consider the health, safety, and welfare of the community.

The above language being replaced is shown below as the amendment.

2. Setbacks, Buffers and Separation.
  - a. No excavation shall occur within 100 feet of a road right-of-way; within 200 feet of an off-site residence, housing development or residential district; and within 100 feet of a property line other than the above limits.
  - b. The special land use permit may allow mineral extraction within the required setback area set forth above if a property owner, or owners, abutting that portion of the site affected by the minimum setbacks provide written consent prior to the Planning Commission's recommendation of the site plan. However, in no case shall an excavation occur within 200 feet of an off-site residence or 100 feet of a property owned by a non-consenting party.

SECTION 2:

Validity and Severability. Should any portion of this Ordinance be found invalid for any reason, such holding shall not be construed as affecting the validity of the remaining portions of this Ordinance.

**SECTION 3:**

Repealer Clause. Any ordinances or parts of ordinances in conflict herewith are hereby repealed only to the extent necessary to give this Ordinance full force and effect.

**SECTION 4:**

Effective Date. This Ordinance shall be effective seven (7) days after publication.

**ADOPTED:**

Yeas: Schafer, Nurenberg, Kolarik, D. Platte, K. Platte

Nays: none

Absent: none

STATE OF MICHIGAN )

)

COUNTY OF IONIA )

I, the undersigned, the duly elected Clerk of Danby Township, Ionia County, Michigan, DO HEREBY CERTIFY that the foregoing is a true and complete representation of certain proceedings conducted by the Board of Trustees of said Township at a meeting held on this 25th th day of April, 2019.

30<sup>th</sup> May

\_\_\_\_\_

Kristina Platte

Danby Township Clerk

**Ordinance - Geothermal Energy System –**

**DANBY TOWNSHIP**

ORDINANCE NO. \_\_\_\_\_

Adopted \_\_\_\_\_

Effective Date \_\_\_\_\_

**AN ORDINANCE TO AMEND CHAPTER 3 OF THE DANBY TOWNSHIP ZONING ORDINANCE TO ADD A NEW SECTION 3.24 SHOWN BELOW IN ITS ENTIRETY.**

**THE TOWNSHIP OF DANBY ORDAINS:**

**SECTION 1:**

**Insert the following definitions into Section 2.08 Definitions- G in alphabetical order:**

GEOHERMAL ENERGY SYSTEM - A system that uses a heat pump to extract heat from the earth in a heating mode and/or reject heat into the earth in a cooling mode.

GEOHERMAL ENERGY SYSTEM, CLOSED-LOOP - A type of geothermal heating and/or cooling system that incorporates a pressurized heat exchanger consisting of pipe, a circulating pump, and a water-source heat pump in which the heat transfer fluid is not exposed to the atmosphere. The heat transfer fluid is potable or beneficial reuse water and may have approved antifreeze added.

GEOHERMAL ENERGY SYSTEM, OPEN-LOOP - A type of geothermal heating and/or cooling system that incorporates a water-supply well and a water pump to deliver ground water to a water-source heat pump. The discharge water from the water-source heat pump may be returned to the subsurface through a recharge well or infiltration bed, or may be discharged into a pond, lake, or stream. A spring may also be the source of the ground water supply.

**SECTION 2:**

**Add the following Section 3.24 to Chapter 3, General Provisions:**

Section 3.24 Geothermal Energy Systems

- A. Purpose. Danby Township supports and promotes the use of renewable energy systems that are sensitive to neighboring property and those that do not result in negative environmental or community impacts. As such, this section limits the allowable types of geothermal energy systems in the Township and regulates those systems determined to have lesser impacts on public health, safety, and welfare, and environmental quality.
- B. General Requirements. Geothermal energy system components shall conform to applicable industry standards, building codes, and this section.
- C. Open-Loop Geothermal Energy Systems. Open-loop geothermal energy systems are prohibited in Danby Township.
- D. Closed-Loop Geothermal Energy System. Closed-loop geothermal energy systems shall only be approved when an applicant demonstrates compliance with this section, and construction shall only commence after approval by the Zoning Administrator and after the issuance of a mechanical permit by the Ionia County Building Official. Specific requirements include the following:
  - 1. All above-ground equipment shall be a minimum of 10 feet from a side and rear lot line.
  - 2. All components of a closed-loop geothermal energy system, including

associated equipment, shall be located outside of easements, unless allowable per the easement restriction, and shall be outside of all public rights-of-way.

- 3. A site plan shall be provided to the Zoning Administrator to show setback compliance and type of system being proposed.

**SECTION 2:**

Validity and Severability. Should any portion of this Ordinance be found invalid for any reason, such holding shall not be construed as affecting the validity of the remaining portions of this Ordinance.

**SECTION 3:**

Repealer Clause. Any ordinances or parts of ordinances in conflict herewith are hereby repealed only to the extent necessary to give this Ordinance full force and effect.

**SECTION 4:**

Effective Date. This Ordinance shall be effective seven (7) days after publication.

**ADOPTED:**

Yeas: Kolarik, K. Platte, Schafer, D. Platte, Nurenberg

Nays: none

Absent: none

STATE OF MICHIGAN )

)

COUNTY OF IONIA )

I, the undersigned, the duly elected Clerk of Danby Township, Ionia County, Michigan, DO HEREBY CERTIFY that the foregoing is a true and complete representation of certain proceedings conducted by the Board of Trustees of said Township at a meeting held on this 25 th day of April 2019.

30<sup>th</sup> May

\_\_\_\_\_

Kristina Platte

Danby Township Clerk

**Ordinance – Amendments to 2018-2-22 Adopted Solar Energy-** The Danby Township Board had questions regarding Section 3. B. Bill Brown is going to take the concerns back to the Planning Commission.

**Hall Parking Lot –** Supervisor Platte got bids for seal coating the entire parking lot and driveway/road to cemetery along with crack repairs. He stated he will get in contact with Cook Brothers Excavating to get a quote on tearing up the pavement where it is sinking.

**Zero Turn Lawn Mower –**

Motion by Kolarik                      Seconded by K. Platte                      CARRIED

Approve the new lease/trade in of Zero Turn John Deere lawn mower with Bader & Sons at a cost around \$3200.00.

**PAFA Fire Truck Loan –**

Motion by Kolarik                      Seconded by K. Platte                      CARRIED

Adopt Resolution of THIRD AMENDMENT TO FIRST AMENDMENT JOINT FIRE AND EMERGENCY SERVICES AGREEMENT.

Yeas: K. Platte, Nurenberg, Kolarik, D. Platte, Schafer

Nays: none

RESOLUTION ADOPTED

**Commission & Committee Reports:**

**Road Issues-** The gravel roads will be brined within the next week or two. There is a scheduled meeting April 30, 2019 at the Danby Township Hall regarding gravel roads. *Aug. 21*

**Planning Commission Update-**The Planning Commission's next meeting is ~~May~~ *Aug. 21* 23, 2019.

**Officer Reports:**

**Fire Runs-** Clerk Platte reported fire runs for March, the total number of fire runs of 1 for the year.

**Bills-** The bills were presented by Clerk Platte with the additions of AT&T in the amount of \$74.18, Norton in the amount of \$127.19, Daniel Platte in the amount of \$469.15 for reimbursement of (341.96 for print cartridges and 127.19 for Norton Anti-Virus).

Motion by K. Platte                      Seconded by Kolarik                      CARRIED

Pay bills as presented along with the additions listed above.

Motion by K. Platte                      Seconded by Kolarik                      CARRIED

Grant permission to pay Pohl Oil in the amount of \$500.00 or the cost of bill for gas for cemetery.

**Treasurer's Report-** Treasurer Kolarik will present the account balances at the May regular meeting as Clerk Platte didn't have the books completed prior to the meeting.

**Cemetery Business** – Supervisor Platte reached out to Patton Monument on a schedule for the completion of approved repairs to cemetery stones. Sexton Bill Nurenberg stated there were 2 burials and another scheduled funeral on the upcoming Saturday. He also stated the cemetery has been cleaned up, there are some pine trees that need to be removed, he asked about the big burn pile out back and stated that the fascia on the storage shed out back was rotten. Sexton Nurenberg also will check around for a price on a weed trimmer and metal detector. There was discussion about the stainless- steel marker plates.

**Public Comment:** Supervisor Platte let everyone know that Sunfield is no longer doing any recycling and will be closed as of April 27, 2019.

**Announcements:** The next regular meeting is scheduled for <sup>Aug 21</sup> ~~May~~ 23, 2019 @ 7:00 p.m.

**Adjournment:** Supervisor Platte adjourned the meeting at 8:04 p.m.

Kristina K. Platte  
Danby Township Clerk