

### ZONING BOARD OF APPEALS Special Meeting January 20, 2020 6:00p.m.

- 1. CALL MEETING TO ORDER
- 2. PLEDGE OF ALLEGIANCE
- 3. ROLL CALL
- 4. APPROVAL OF MINUTES
  - January 7, 2019 Regular ZBA Meeting

### 5. CORRESPONDENCE / BOARD REPORTS

- Boards and Commissions Expiration Dates
- Announce Upcoming Available Training Opportunities
- Nine Golden Rules of Defensible Decision Making

### 6. APPROVAL OF AGENDA

- 7. PUBLIC COMMENT: Restricted to (3) minutes regarding issues not on this agenda
- 8. NEW BUSINESS
  - A. PZA-20-01 Interpretation of Text (Public Hearing) McGuirk Mini Storage, located at 3046 Jen's Way, 14-020-20-001-01
  - B. PZA 20-02 Administrative Review (Public Hearing) McGuirk Mini Storage, located at 3046 Jen's Way, 14-020-20-001-01
  - C. PVAR 20-01 Variance Request (Public Hearing) McGuirk Mini Storage, located at 3046 Jen's Way, 14-020-20-001-01

### 9. OTHER BUISINESS

- A. Consider Cancellation of February 5, 2020 ZBA meeting
- 10. EXTENDED PUBLIC COMMENT: Restricted to 5 minutes regarding any issue
- 11. FINAL BOARD COMMENT
- 12. ADJOURNMENT

### **CHARTER TOWNSHIP OF UNION**

### **Zoning Board of Appeals Regular Meeting**

A regular meeting of the Charter Township of Zoning Board of Appeals was held on January 7, 2020 at 7:00 p.m. at Union Township Hall.

### Meeting was called to order at 7:00 p.m.

### **Roll Call**

Present: Ryan Buckley, Judy Lannen, Liz Presnell, Taylor, Taylor Sheahan-Stahl, and Andy Theisen

### **Pro Tem officers elected**

Buckley moved Sheahan-Stahl supported to appoint Andy Theisen as Chair. Vote: Ayes: 5 Nays: 0. Motion carried.

Sheahan-Stahl moved Buckley supported to appoint Liz Presnell as Vice-Chair. Vote: Ayes: 5 Nays: 0. Motion carried.

Lannen moved Presnell supported to appoint Sheahan-Stahl as Secretary. Vote: Ayes: 5 Nays: 0. Motion carried.

Sheahan-Stahl moved Buckley supported to appoint Lannen as Vice-Secretary. Vote: Ayes: 5 Nays: 0. Motion carried.

### **Others Present**

Peter Gallinat & Jennifer Loveberry

### **Approval of Minutes**

**Sheahan-Stahl** moved **Lannen** supported the approval of the December 4, 2019 minutes as presented. **Vote: Ayes: 5 Nays 0. Motion carried**.

### **Correspondence / Board Reports**

Planning Commission updates by Peter Gallinat

### Approval of Agenda

Sheahan-Stahl moved Lannen supported to approve the agenda as presented. Vote: Ayes: 5 Nays 0. Motion carried.

### Public Comment: Restricted to (3) minutes regarding issues not on this Agenda

Open -7:08 p.m.

No comments were offered.

Closed – 7:08 p.m.

### **New Business**

### **Other Business**

### **Extended Public Comment**

Open 7:08 p.m. No comments were offered. Closed 7:09 p.m.

### **Final Board Comment**

Theisen – Welcome Judy Lannen to the Zoning Board of Appeals Board.

### **Adjournment**

Chair Theisen adjourned the meeting at 7:10 p.m.

APPROVED BY:	
	Taylor Sheahan-Stahl -Secretary
	Judy Lannen – Vice Secretary

(Recorded by Jennifer Loveberry)



### **Board Expiration Dates**

Planning Commission	on Board Members (9 Me	mbers) 3 year term		
#	F Name	L Name	Expiration Date	
1-BOT Representative	Lisa	Cody	11/20/2020	
2-Chair	Phil	Squattrito	2/15/2020	
3-Vice Chair	Denise	Webster	2/15/2020	
4-Secretary	Alex	Fuller	2/15/2020	
5-Vice Secretary	Mike	Darin	2/15/2022	
6	Stan	Shingles	2/15/2021	
7	Ryan	Buckley	2/15/2022	
8	James	Thering Jr.	2/15/2021	
9	Doug	LaBelle II	2/15/2022	
Zoning Boar	rd of Appeals Members (	Members, 2 Alternates)	3 year term	
#	F Name	L Name	Expiration Date	
1- PC Rep	Ryan	Buckley	2/18/2021	
2 - Chair	Andy	Theisen	12/31/2022	
3 - Vice Chair	Liz	Presnell	12/31/2022	
4 - Secretary	Taylor	Sheahan-Stahl	12/31/2021	
5 - Vice Secretary	Judy	Lannen	12/31/2022	
Alt. #1	Brandon	LaBelle	12/31/2022	
Alt. #2	Jim	Engler	2/15/2021	
	Board of Review (3 N	1embers) 2 year term		
#	F Name	L Name	Expiration Date	
1	Doug	LaBelle II	12/31/2020	
2	James	Thering	12/31/2020	
3	Bryan	Neyer	12/31/2020	
Alt #1	Randy	Golden	1/25/2021	
Citize	ens Task Force on Sustaina	bility (4 Members) 2 year	term	
#	F Name	L Name	Expiration Date	
1	Don	Long	12/31/2020	
2	Mike	Lyon	12/31/2020	
3	vacar	it seat	12/31/2018	
4-BOT Representative	vacar	it seat	11/20/2020	
Co	nstruction Board of Appe	als (3 Members) 2 year te	rm	
#	F Name	L Name	Expiration Date	
1	Colin	Herron	12/31/2021	
2	Richard	Jakubiec	12/31/2021	
3	Andy	Theisen	12/31/2021	
Hannah's Bark Park Advisory Board (2 Members from Township) 2 year term				
1	Mark	Stuhldreher	12/31/2020	
2	John	Dinse	12/31/2021	
Chippewa River District Library Board 4 year term				
1	Ruth	Helwig	12/31/2023	
2	Lynn	Laskowsky	12/31/2021	
	•	·	· · ·	



### **Board Expiration Dates**

EDA Board Members (11 Members) 4 year term			
#	F Name	L Name	Expiration Date
1-BOT Representative	Ben	Gunning	11/20/2020
2	Thomas	Kequom	4/14/2023
3	James	Zalud	4/14/2023
4	Richard	Barz	2/13/2021
5	Robert	Bacon	1/13/2023
6	Marty	Figg	6/22/2022
7	Sarvijit	Chowdhary	1/20/2022
8	Cheryl	Hunter	6/22/2023
9	Vance	Johnson	2/13/2021
10	Michael	Smith	2/13/2021
11	David	Coyne	3/26/2022
Mid Michigan Area Cable Consortium (2 Members)			
#	F Name	L Name	Expiration Date
1 Kim		Smith	12/31/2020
2 Vacant			
Cultural and	d Recreational Commission	on (1 seat from Township)	3 year term
#	F Name	L Name	Expiration Date
1	Robert	Sommerville	12/31/2022
Sidew	alks and Pathways Prioriti	ization Committee (2 year	term)
#	F Name	L Name	Expiration Date
1 - BOT Representative	Kimberly	Rice	11/20/2020
2 - PC Representative	Denise	Webster	8/15/2020
3-Township Resident	Sherrie	Teall	8/15/2021
4 - Township Resident	Jeremy	MacDonald	10/17/2020
5 - Member at large	Connie	Bills	8/15/2021

**Narch 4 | Grand Rapids, Eberhard Center** Grand Valley State University

nstructor: Megan Masson-Minock, AICP [arlisle|Wortman Associates, Inc.

Registration & Networking Dinner: FPM - 5:30 PM | Program: 5:30 PM - 9 PM

knowing which public engagement technique to use for which audience, and managing the public participation process so that all voices can be heard, all the while ensuring that the input is meaningful and elevant, is one of a community's greatest challenges. This interactive session explains best practices to engage with community members and stakeholders in neaningful ways.

### VANAGING RISK: MAKING SOUND PLANNING & ZONING DECISIONS

**!.5 Master Citizen Planner Credits** 

March 11 | Frankenmuth, Bavarian Inn Lodge nstructor: Catherine Kaufmann, JD, AICP Bauckham, Sparks, Thall, Seeber & Kaufman, P.C.

Registration & Networking Dinner: i PM - 5:30 PM | Program: 5:30 PM - 8 PM

As more communities face litigation related to planning and zoning decisions, this is essential training or all elected officials, planning commissioners, zoning poard of appeals members, and emerging planning professionals. Topics include identifying a conflict of interest, applying discretionary standards during pecial land use reviews, reasonable expectations of a developer, and how your comprehensive plan can ninimize risk.

### **Extension Citizen Planner Program**

March 4 | Grand Rapids, Eberhard Center, Grand Valley State University

Instructor: Paul LeBlanc, AICP | PLB Planning

March 11 | Frankenmuth, Bavarian Inn Lodge Instructor: Doug Piggot, AICP | Rowe Professional Services

March 19 | Jackson, Jackson College Instructor: Leah DuMouchel, AICP | Beckett and Raeder, Inc.

All workshops:

**Registration & Networking Lunch:** 

11 AM - 11:45 AM

Program: 11:45 AM - 4:30 PM

The most requested training product we offer. This course is designed to boost confidence by sharpening skills, examining roles and responsibilities, identifying conflicts of interest, understanding legal foundations, and more!

This program is a robust introduction for new planning commissioners and zoning board of appeals, but also a great refresher for more experienced officials looking to build upon existing knowledge. This program also provides a broad overview for students and emerging planners who want to learn about planning procedures in Michigan.

Public hearing procedures, site plan review, master planning, zoning ordinances, variances, how to determine practical difficulty, and standards for effective decision-making are covered. March 18 | Taylor, Wayne County Community College Instructor: Adam Young, AICP | Wade Trim

Registration & Networking Lunch: 11 AM - 11:45 AM

Program: 11:45 AM - 4:30 PM

The zoning administrator is responsible for ensuring the integrity and effectiveness of the zoning process and for the public support it receives. This program is for zoning administrators in rural, suburban, or urban settings as well as municipal officials, other staff members, or citizens interested in a more complete understanding of all facets of zoning administration. This workshop will delve into legal basics, development reviews including zoning board of appeals, good meeting practices, enforcement, and public relations.

### SITE PLAN REVIEW

3.5 Master Citizen Planner Credits

March 18 | Taylor, Wayne County Community College
Instructor: Jill Bahm, AICP | Giffels Webster

Registration & Networking Dinner: 5 PM - 5:30 PM | Program: 5:30 PM - 9 PM

This program will demonstrate the site plan review and approval process and provide practical tools and techniques on how to read a site plan. You'll discuss site design principles, such as pedestrian and traffic considerations, lighting, utilities, ADA compliance, inspections, and landscaping. Participants in this hands-on workshop receive an engineering scale, turning template, and a sample site plan to evaluate.

**CLEAN ENERGY PLANNING** | 2.5 Master Citizen Planner Credits | **March 19** | *Jackson, Jackson College* | **NEW OFFERING!** *nstructor: Sarah Banas Mills, PhD, Ford School of Public Policy | Graham Sustainability Institute, University of Michigan* 

Registration & Networking Dinner: 5 PM - 5:30 PM | Program: 5:30 PM - 8 PM

This workshop explores why planners—especially those in rural communities—need to consider renewable energy in their planning and zoning, and provide practical tools for loing so. Local appointed and elected officials will learn how the market for renewables is changing and the opportunities that may exist in all environments (urban, suburbar and rural). Communities that have large parcels of open land (250+ acres), who are considering wind and solar farms will find this workshop particularly valuable.

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**SEPTEMBER 2011** 

### **Nine Golden Rules of Defensible Decision-Making**

By: Rodney Nanney, Principal Building Place Consultants

In almost any crowded public meeting on a controversial site plan, special use, rezoning, or other difficult land use issue you will find a proverbial elephant sitting on the backs of the decision-makers at the front of the room. What is this elephant? The Elephant in the Public Hearing Room

Will we be sued over this?

It is a question...

So, the worst has happened and the answer to this question is "Yes!" A disgruntled applicant has threatened or filed a lawsuit against the town and each of the board or commission members personally. Lawsuits are relatively cheap to file, and it costs even less to make the threat. It is also true that a board member or commissioner may be named as a defendant in land use or development litigation if the individual participated in the decision-making process.

Now before all of our citizen-volunteers dash off to pen their resignation letters, please read on: It is extremely rare that personal liability is imposed in such cases, as it must first be proven that the individual acted maliciously or was grossly negligent. Otherwise, he or she should be dismissed from such cases on the grounds of governmental immunity.

To minimize the chance of finding yourself in these circumstances, ALWAYS follow the nine golden rules of defensible decision-making:

### **RULE 1: MAKE INFORMED DECISIONS**

ALWAYS strive to make informed decisions based upon the best information available. The board or commission Chair should request a vote only after first verifying that the agenda item and its probable impacts are well understood by all members.

One of the worst violators of this rule is the decision-maker who waits to open and read the meeting packet until just before the start of the meeting. To be prepared for the business to be discussed at the meeting, take time to become familiar with the agenda items at least several days beforehand.

## Nine Golden Rules of Defensible Land-Use Decision-Making:

- 1. Make informed decisions
- 2. Do not exceed your authority
- 3. Deliberate in public
- 4. Ask for advice
- 5. Document decisions
- 6. Avoid exclusionary zoning
- 7. Correct errors immediately
- 8. Respect constitutional rights
- 9. Express your opinions

A Publication of the Michigan Chapter of the American Planning Association

Stay familiar with your zoning ordinance and master plan, and keep them close at hand. If you haven't already done so, consider this your permission to make margin notes, highlight, and "bookmark" your copies so you can find key information quickly during the meeting. During the meeting it's easy to get bogged down in technicalities and procedural distractions. While Robert's Rules of Order are important, the best decisions come through keeping focus on the key "big picture" issues related to the agenda item.

### **RULE 2: DO NOT EXCEED YOUR AUTHORITY**

ALWAYS strive to act in good faith, and NEVER exceed the scope and authority you have been granted. If you are unsure of the boundaries of your office or your authority in a given circumstance, ask for professional advice before you act.

#### **RULE 3: DELIBERATE IN PUBLIC**

ALWAYS deliberate and discuss agenda items exclusively during the public meeting. All deliberations should be in the open. To the best of your ability, avoid talking to the owner, developer, applicant, and your neighbors about the agenda item outside of the public meeting, and be especially careful with email correspondence that involves the applicant, neighbors or fellow decision-makers.

The keys to a defensible decision on a difficult issue are to:

- Consistently apply all adopted standards and regulations, no matter the specifics of a particular case:
- Look out for the best interests of the entire community, not just the people at the public hearing, an applicant or an opponent;
- Beware of decisions that would have the effect of completely excluding a lawful land use; and

### What about site visits?

A joint site visit by a majority of the Planning Commission must be preceded by public notice under the Open Meetings Act. Do not enter the site without written permission from the owner, unless the site is normally open to the public.

• Avoid even the appearance of "under-the-table" dealings by choosing to not meet as a group outside of the public meeting, other than for purely socializing purposes.

#### **RULE 4: ASK FOR ADVICE**

NEVER hesitate to ask for advice from a land use professional. Technical assistance (legal, planning, zoning, engineering, environmental, etc.) should always be made available to board and commission members and other decision-makers when needed. For development

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applications, the application fee should cover the cost for planning and engineering consultant reviews. If it does not, then this would be a good time to update your community's fee schedule.

### **RULE 5: DOCUMENT DECISIONS**

ALWAYS document decisions through detailed motions. This builds a firm and defensible foundation under the decision and any conditions or limitations imposed by the board or commission. The absence of such documentation severely diminishes the legal defensibility of the board or commission's action.

Most land use decisions in Michigan require a written statement of the commission's relevant findings and conclusions related to the specifics of the agenda item. "Findings" are facts specific to the case, while "conclusions" are results or reasoned judgments reached by the decision-makers through the deliberative process.

Carefully phrase the motion, as it may have to withstand court scrutiny. Include references to relevant sections of the ordinance and staff, consultant or agency reports. Whenever possible, make a motion in the affirmative (i.e. "to approve" or "to recommend approval of"). A motion to deny means that a "yes" is actually a "no," which can create confusion and opportunities for error.

### What's in a Motion?

- Summary of the request and the proposed action (to approve, to deny, or to recommend an action in some cases)
- Conditions placed on an approval (if any)
- Statement of relevant findings of fact and conclusions that support the proposed action and conditions

### **RULE 6: CORRECT ERRORS IMMEDIATELY**

ALWAYS go back and correct yourself when you discover that a procedural error has been made during the decision-making process. Upon identifying an error, the board or commission should immediately re-start the process from that point with the deficiencies corrected. It is better to hold a "do-over" public hearing than to take an action that would be vulnerable to challenge on a technicality.

#### **RULE 7: AVOID EXCLUSIONARY ZONING**

NEVER take an action that would have the effect of completely excluding a lawful land use, or that would impose unreasonable conditions on an approval. Examples of lawful land uses to be aware of include churches and other religious land uses, mobile home parks, and "adult uses" or sexually oriented businesses.

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### **RULE 8: RESPECT CONSTITUTIONAL RIGHTS**

NEVER take an action that would have the effect of violating the constitutional rights of an applicant or another citizen. If you are not familiar with the Bill of Rights, the first ten amendments to the U.S. Constitution, take time to get to know them.

Examples of constitutional rights that typically come up as part of land use litigation include the right to due process of law (see Rules 1–6) and a prohibition on the "taking" of property for public use without just compensation (see Rule 7).

### **Religious land uses and RLUIPA**

### **1st Amendment:**

Congress shall make no law respecting an establishment of religion, or prohibiting the free exercise thereof; or abridging the freedom of speech, or of the press; or the right of the people peaceably to assemble, and to petition the Government for a redress of grievances.

The federal Religious Land Use and Institutionalized Persons Act of 2000 (RLUIPA) prohibits unequal treatment of religious land uses (churches, synagogues, temples, etc.) and similar non-religious assembly uses (theaters, auditoriums, fraternal organizations, etc.). To conform to the intent of RLUIPA, we recommend that these uses be combined into a single new use category called "institutional uses," subject to a single set of standards.

Professional and legal advice early in the decision-making process is key to defensible decision-making for cases that could involve RLUIPA.

### Freedom to petition the government

Respect the rights of citizens to "petition the government for a redress of grievances." A key to success in cases that require a public hearing is to always err on the side of ensuring that all have ample opportunity to be heard. Speaking in public is an unfamiliar and sometimes emotional experience for many, so be sure to thank everyone that chooses to speak up at a hearing.

"Government regulation of expressive activity is content neutral so long as it is justified without reference to the content of the regulated speech."

"(The 1st) Amendment affords special protection to speech in the home, (so) the Supreme Court has accorded special "reverence" to yard signs, holding that the available alternatives to yard signs are not 'adequate alternatives.""

[Fehribach v. City of Troy, MI (2004)

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### Freedom of speech

Local sign regulations can often become a source of indefensible decisions. As the coming year brings another election season, our focus here will be on one small but very significant example: political and opinion signs.

As noted in Fehribach v. Troy, yard signs for campaigns, ballot issues, and other expressive purposes are given a strongly protected status ("reverence") by the courts.

In other words, our right as American citizens to display a yard sign that states our personal opinion that "The Mayor is a Fink" should not be infringed!





What does this mean for decision-makers? Locally, you can regulate maximum sign area, height, and location of yard signs. You can also prohibit "obscene material" as defined in state law, and require such signs to be kept out of the road right-of-way. However, no permit or fee should be required to put up a political, opinion, or election-oriented sign.

Time limits (such as "a maximum of 30 days before an election") also cannot be enforced against such signs, so as long as you keep your "Mayor = Fink" yard sign in good repair, it can be lawfully displayed for as long as you wish to express your constitutionally protected opinion.

### **RULE 9: EXPRESS YOUR OPINION**

This is the last "rule," but it may also be the most important: ALWAYS express your opinions as a board member, commissioner or other decision-maker. Do not let any threat of litigation or other intimidation tactic prevent you from expressing your thoughts, concerns, preferences, and recommendations during the public meeting.

The keys to success under this rule are to keep the discussion focused on the specifics of the matter under consideration, and to avoid personal issues and personality clashes that may unintentionally provide ammunition to attack the decision.

# MICHGAN PLANNER 'E-dition' A Publication of the Michigan Chapter of the American Planning Association

Making Great Communities Happen

It is never too late to improve your community's efforts at defensible decision-making. Even if you are well educated and schooled in decision-making procedure, there is always more that can be done to strengthen the foundation under your community's land use and development decisions. These Nine Golden Rules are not a foolproof form of pest control against land use and development litigation, but following them consistently will help significantly to lift the "Will we be sued?" elephant off your back and keep him out of the public meeting room all together.

### About the Author

As the principal planner and <u>Zoning Guru for Building Place Consultants, Rodney C. Nanney</u> is an innovative provider of solutions to community planning, zoning, and local economic development challenges. Mr. Nanney is a recognized zoning expert and the creator of the Building Place Notebook, an online newsletter covering planning, zoning, and economic development in Michigan.

An accomplished writer and public speaker, he also has the gift of being able to effectively communicate planning and zoning concepts in plain language for many to understand.

For more information from Rodney and Building Place Consultants, click here.

NOTE: All graphics and photographs were created or taken by Rodney Nanney



Peter Gallinat, Township Planner pgallinat@uniontownshipmi.com 2010 South Lincoln Mt. Pleasant, MI 48858 Phone 989-772-4600 Ext. 241 Fax 989-773-1988

Meeting

01/20/20 (Special)

TO: Zoning Board of Appeals

FROM: Township Planner

### **NEW BUSINESS**

SUBJECT: A-C) Text Interpretation PZA 20-01, Administrative Review PZA 20-02, Variance PVAR 20-01 located at 3046 JEN'S WAY MT. PLEASANT Michigan 48858 14-020-20-001-01

**Owner:** MCGUIRK MINI STORAGE INC

**Applicant:** Vanderloon, LLC/McGuirk Mini Storage Inc.

**Owner: MCGUIRK MINI STORAGE INC** 

Location: 3046 JEN'S WAY. MT. PLEASANT MI 48858

**Current Zoning: B5** 

Adjacent Zoning: B-5, R-3A

<u>Future Land Use/Intent:</u> <u>Retail Service:</u> This district is intended for the widest variety of retail and service businesses. They could range from apparel shops, auto service, and restaurants through small commercial strip centers and office buildings. This district is not intended for heavy commercial/light industrial uses like landscaping or contractor yards, heavy auto repair, or similar uses that may require some form of outside storage. Locations for this district are based on arterial road frontage and the need for high traffic volumes with convenient, well-managed access.

**Current Use:** B-5 (Highway Business District)

Reason for Request: Both Freestanding and Wall signage for West Wood Condominium History: Owner has previously been granted a variance for additional freestanding signs and wall signs. Owner was previously permitted to replace 2 non-conforming Billboards with one new LED billboard. Owner previously denied variance for additional freestanding sign (Peterbilt).

<u>Objective of board:</u> Determine from section 5.8.C.1.a-e if a variance should be granted or denied with reason.

### **Key Findings:**

- ✓ West Wood Condominium is a division of the existing structure and not a division of land.
- ✓ West Wood Condominium created separate "units", each with their own legal description within the single existing structure. However, these units are still located on one lot as defined by the Zoning Ordinance (3.41.C & 3.65)
- ✓ ZBA minutes from January 2, 2019 do not mention the Township advising the applicant that a condominium of the existing building would allow additional signage.

- ✓ Applicant's proposed signage chart for variance request of wall signage and freestanding signage appears to not match additional drawing labeled unit 1-13. It appears what is listed as free-standing signage is the wall signage and vice versa.
- ✓ Wall signs must not extend past the top of the building. The depiction of new wall signage on the applicant's plans is inconsistent with sign ordinance requirements.
- ✓ Additional free-standing signs are incompatible with the Township's Master Plan Policy for commercial and employment center to "limit clutter of business signs"/
- ✓ The additional free-standing signs are also incompatible with the purpose and intent of the Township Sign regulations to "keep signs within a reasonable scale" and to reduce visual distractors to motorist"

### **Recommendation from Township Planner**

- In regard to the Interpretation and Administrative review I would determine that there are not separate lots. That each lot is only permitted one (1) free standing sign.
- For the variance, I would deny any additional free-standing signs. A denial of additional free-standing signs does not deprive the applicant of rights commonly enjoyed by other properties in the same Zoning District.
- Each unit is already permitted a wall sign that meets the requirements of the Zoning Ordinance. No variance needed.

Twp Planner Peter Gallinat



### NOTICE OF APPEAL Charter Township of Union

### **ZONING BOARD OF APPEALS**

	DATE:, 2019
I (1	Vanderloon, LLC 209 East Chippewa Mt. Pleasant, MI 48858  McGuirk MiniS brage, Inc. of 3 0 46 & ns Way P,O Box 5 3 0 Mt. Pleasant, MI 48858
•	Name Address
	Vanderloon, LLC Unit 12 West Wood Condominium
ow	ners of property at MMS, Inc Units 1-11 and 13 West Wood Condominium
the	e legal description is:same as above
_	
res	spectfully request that a determination be made by the Zoning Board of Appeals on the
fol	lowing appeal or application which was denied by the Zoning Inspector because, in the
opi	inion of said inspector, does not comply with the Union Township Zoning Ordinance and
the	erefore must come before the Zoning Board of Appeals:
	I. Variance
	X II. Interpretation of Text or Map
	III. Administrative Review
	OTE: Use one section below as appropriate. If space provided is inadequate, use a parate sheet.
I.	Written application for a zone variance as provided by the Zoning Ordinance Section 5 (c)



### NOTICE OF APPEAL Charter Township of Union

### **ZONING BOARD OF APPEALS**

				DATE:	December	, 2019
	Vanderloo	n, LLC 2	09 East Chippewa	Mt. Pleasant, MI 48858		
I (we)	McGu r kMi	in iStora	ge, Inc. of 3046 Je	ens Way, PO Box 5 30 Mt. Plea	san <b>; MI</b> 48858	
, ,	Name			Address		
		Vande	erloon, LLC Unit 1:	2 West Wood Condominium		
owners of	property at	MMS,	Inc Units 1-11 and	d 13 West Wood Condominium		,
the legal d	escription is	s:	same as above	<del></del>		
			-			
respectfull	y request th	at a de	termination be	made by the Zoning Board	l of Appeals	on the
following	appeal or ap	pplicati	on which was o	denied by the Zoning Inspe	ector because	, in the
opinion of	said inspec	tor, do	es not comply v	with the Union Township 2	Zoning Ordin	ance and
therefore r	nust come b	efore t	he Zoning Boa	rd of Appeals:		
			1.	Variance		
			II.	Interpretation of Text or	· Мар	
			× III.	Administrative Review		
NOTE: U separate si		ion bel	ow as appropri	iate. If space provided is i	nadequate, us	se a
	•					
I. Writter	n applicatio	n for a	zone variance a	as provided by the Zoning	Ordinance Se	ection 5



# NOTICE OF APPEAL Charter Township of Union

### **ZONING BOARD OF APPEALS**

			DATE:	December	, 2019
I (w	AAACCHIEL AAH	n, LLC 209 East Chippewa ni Storage, Inc. of 3046 Je		ant, MI 488 58	
	Name	Vanderloon, LLC Uni ti2	Address West Wood Condominium	*	
owi	ners of property at	MMS, Inc Units 1-11 and	13 West Wood Condominium		
the	legal description is	same as above			
resp	ectfully request th	at a determination be r	nade by the Zoning Board	of Appeals o	n the
foll	owing appeal or ap	plication which was d	enied by the Zoning Inspe	ctor because,	in the
opiı	nion of said inspect	tor, does not comply w	vith the Union Township Z	Coning Ordina	nce and
ther	efore must come b	efore the Zoning Boar	d of Appeals:		
		I.	Variance		
		II.	Interpretation of Text or	Мар	
		III.	Administrative Review		
	TE: Use one secti arate sheet.	on below as approprie	ate. If space provided is in	nadequate, use	e a
	Written application	n for a zone variance a	s provided by the Zoning	Ordinance Sec	ction 5
	SEE ATT	ACHED			

a. Provision of the Zoning Ordinance from which a variance is sought <u>SECTION 11</u>

DESCRIPTION	REQUIRED	DESIRED (I can only provide X)	VARIANCE (= Required – Desired)
Example – Side Yard	10 feet	8 feet	2 feet
SEE ATTACHED			

b.	What are the special conditions and/or circumstances peculiar to this land,
	structure, or building which are not found belonging to similar properties in the
	same zoning district in other parts of Union Township?

SEE ATTACHED

c. Which is any of the above (b) special conditions or circumstances are the direct result from actions taken by the applicant for this variance?

SEE ATTACHED

d. If the Zoning Ordinance were to be strictly enforced in your particular case, what would be the nature and extent of unnecessary hardships or particular difficulties?

SEE ATTACHED

_	
e.	If your request for the variance was granted, do you feel that you would have
	been given any special privileges that others in the same zoning district would
	not have? If yes, please explain:
	SEE ATTACHED
f.	Attach plot plan, showing lot lines, location of existing building, proposed
	buildings and any additions to existing buildings, plus distance from property
	lines. SEE ATTACHED
g.	Date property was acquired

II.	Ap	peal for Interpretation
	Re	lating to enforcement of the Zoning Ordinance
	a.	Article, section, subsection, or paragraph in question
	b.	Describe if interpretation of district map
Ш.		ministrative Review  Article, section, subsection, or paragraph in question
***	***	**************************************
Fee	s _	Signature of Applicant /
***	k ak ak a	***************************************

FOR ZONING BOARD OF APPEALS USE ONLY

Appeals received, date:	
Public Notice published, date:	
Public Notice mailed, date:	
Hearing held, date:	
Decision of Board of Appeals:	
Reasons:	

UNION TOWNSHIP OFFICE TO COMPLETE THIS SHEET FOR VARIANCE ONLY



R. EDWARD KUIIN
TERRY C. ROGERS
(LLM. Taxation)
EDGAR ROY III
JOSEPH E. QUANDT
GREGORY I. DONAHUE
GREGORY I. JENKINS
TROY W. STEWART
GINA A. BOZZER

### 412 SOUTH UNION STREET TRAVERSE CITY, MICHIGAN 49684 TELEPHONE: 231-947-7900 FAX: 231-941-5154

LANSING OFFICE: 2937 ATRIUM DRIVE, STE 200 OKEMOS, MI 48864 MOUNT PLEASANT OFFICE: 3046 JEN'S WAY NIT. PLEASANT, MI 48858 CHRISTOPHER G. ROGERS
(also admitted in Illinois)

J.D. PRAASTERINK
(also admitted in Arizona)
MARC S. McKELLAR II
PATRICK M. ELLIS
OF COUNSEL:
LEWIS G. GATCH
A. BROOKS DARLING

December 16, 2019

Charter Township of Union Zoning Board of Appeals 2010 S. Lincoln Mt. Pleasant, MI 48858

Re: McGuirk Mini Storage, Inc./Zoning Board of Appeals Requests

Dear ZBA Members:

Please be advised that we represent the applicant, McGuirk Mini Storage, Inc., in three different requests to this board for signage at the West Wood condominium project on M-20 and Jen's Way. Enclosed you will find: 1) text interpretation request, 2) administrative appeal, and 3) variance request. The origin of these requests are thirteen (13) condominium units in the West Wood condominium development. Specifically, the applicant believes they are entitled to individual freestanding signs and wall signage for each separate unit, totaling 941 sf for the freestanding signage and 1294 sf for the wall signage. This is consistent with the language of the ordinance and traditional property rights and law. However, thirteen individual business signs would certainly be distractive for customers and motorists and clutter the right-of-ways. Not to mention that this would be otherwise inconsistent with the treatment of other similar developments in the Township.

Therefore, the applicant has requested that, rather than thirteen freestanding signs, they be allowed: a) two multi-sign signs of 300 square feet on M-20, b) two 90 sf freestanding signs on Remus Road, c) one existing 144 sf sign on Jen's Way, and d) one 17 sf sign at the intersection of Jen's Way and Lexi Lane. Additionally, they are requesting that they be allowed to shift the allocation of the 1294 sf of wall signage to the following locations on the building: a) NE Corner 150 sf, b) NW Corner 150 sf, c) SW Corner 150 sf, d) SE Corner 150 sf, e) Remus Road - one at 50 sf and one at 49 sf, f) Jen's Way - two at 200 sf, two at 50 sf, and one at 75 sf, and g) Lexi Lane - two at 50 sf; and h) that they be granted a 17 foot height variance for the two proposed two multi-sign signs of 300 square feet on M-20. This request is a practical solution that does not grant any additional square footage. As mentioned above, it is also consistent with other projects in the Township, namely the strip mall on the north side of Bluegrass Road and Encore Blvd., the south side of Bluegrass Road and Encore Blvd. where Walmart, Sam's Club and Kohl's are, and the Indian Hills Plaza development at Bluegrass Road and Mission. All of these developments have signage which exceeds the height standards and includes multiple business signage.

December 16, 2019 Page 2

With that goal in mind, the applicant has submitted three different requests which provide for several approaches to achieve their desired result. This provides the ZBA with the maximum flexibility necessary to choose the pathway of preference in granting the requested relief. Enclosed please find the applicant's submittal which provides the guiding land-use principles and facts to support a determination in their favor, which is consistent with the treatment of other applicants within the Township.

Should you have further questions or comments for me regarding the above, please do not hesitate to contact me

Sincerely,

KUHN ROGERS PLC

Marc S. McKellar II

Direct Dial: (231) 947-7901 x106

msmckellar@krlawtc.com



R FIWARD KUHN
TERRY C. ROSERS
(I.I.A. Texation)
ELIGAR ROY HI
JOSEPH E. QUANDT
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TROY W. STEWART
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### 412 SOUTH UNION STREET TRAVERSE CITY, MICHIGAN 49684 TELEPHONE: 231-947-7900 FAX: 231-941-5154

LANSING OFFICE: 2937 ATRIUM DRIVE, STE 200 OKEMOS, MI 48864 MOUNT PLEASANT OFFICE: 3046 JEN'S WAY MT. PLEASANT, MI 48858 CHRISTOPHER G ROGERS

(also admitted in Illinois)

J D PRAASTFRINK
(also admitted in Anzana)

MARC S McKELLAR II

PATRICK M. ELLIS

OF COUNSEL:

LEWIS G GATCH

A BROOKS DARLING

December 13, 2019

Charter Township of Union Zoning Board of Appeals 2010 S. Lincoln Mt. Pleasant, MI 48858

Re: Text Interpretation

Dear ZBA Members:

Please be advised that the undersigned represents the applicant for a text interpretation. Specifically, the applicant is seeking a text interpretation of Section 11.11 of the Charter Township of Union Zoning Ordinance 1991-5, "Ordinance", being the signage allotment in the business districts, including B5-Highway Business. In addition to our application, we are providing this letter in support of the applicant's position regarding such interpretation of the Ordinance, which we believe you may find helpful.

The applicant believes that the language in the Ordinance regarding this matter is unambiguous. The applicant is confident that, because any unit of a condominium is a distinct lot/parcel of real property, it is entitled to its own freestanding sign, not to exceed 100 square feet, as provided for in Section 11.11(F)(b) of the Ordinance. The applicable language in Section 11.11(F)(3) clearly provides that: a "Single Business located on one (1) parcel..." provides for "Freestanding signage permitted at the rate of one (1) square foot for each lineal foot of building frontage on the address side, not exceeding one hundred (100) square feet." Interestingly, "parcel" is not defined by itself, but its meaning can be found in Section 3.41 of the Ordinance which provides the definition for "Lot". A lot is defined, in part, as:

"A lot is a parcel of land..., and may consist of: C. In the case of a division of land on the basis of condominium ownership (site condominium), "lot" shall also include the portion of condominium project designed and intended for separate ownership and use as described in the master deed."

Indeed, this condominium has separate ownership, parcel tax identification numbers, and can be and is used for different uses among the separate units. Importantly, Section 141 of the Condominium Act, MCL 559.241, provides in part that an: "...existing condominium project shall not be prohibited nor treated differently by any law, regulation, or ordinance of any local unit of

December 13, 2019 Page 2

government, which would apply to that project or development under a different form of ownership." This requires that the condominium unit be allocated signage the same as any different parcel which is platted or resulted from a land division. Clearly, the language of the Ordinance contemplates separate ownership and rights, and therefore is consistent with the applicant's interpretation, consistent with traditional property rights and law, that a condominium unit is entitled to its own distinct freestanding signage allotment.

Furthermore, this interpretation is consistent with signage allotment throughout the Township and this board's direction to the applicant at its January 2, 2019 meeting, when this board articulated that very concept. At that meeting, the applicant had requested a freestanding sign for a tenant of what was not yet a condominium. Because it was not a condominium, the applicant needed a variance to allow an additional sign from the one already utilized by what was a single parcel at the time. Additionally, the applicant was requesting that a 2-foot height increase be allowed. Throughout the deliberation, the ZBA, on numerous occasions, stated that if development subsequently turned into a condominium, then the need for the freestanding sign variance would not be necessary because each unit would be entitled to its own freestanding sign. It was proposed by the board that a possible condition, if approved that night, would be to require that the development be turned into a condominium. It was then discussed that if the applicant were to designate the development as condominiums, then there would be no need for the variance. Upon further discussion, the board determined that if the applicant's intention was to create a condominium, then it would be better to create the condominiums first and avoid the need for a variance altogether. The board correctly pointed out that if the development was turned into a condominium, then the only aspect of the freestanding sign that the unit owner would need a variance for would be the 2-foot height variance request.

Armed with that knowledge, the applicant endeavored to develop the development into a condominium, as planned. The board made it clear that, should our client have the development turned into a condominium, there would be no need for a variance to allow a freestanding sign, as each condominium unit be allotted its own individual freestanding sign.

Therefore, the applicant respectfully requests that this board approve an interpretation that:

"Each condominium unit is entitled to its own single business freestanding signage allotment of freestanding signage that is permitted at the rate of one (1) square foot for each lineal foot of building frontage on the address side, not to exceed one hundred (100) square feet."

Should you have further questions or comments for me regarding the above, please do not hesitate to contact me.

December 13, 2019 Page 3

Sincerely,

KUHN ROGERS PLC

Marc S. McKellar II

Direct Dial: (231) 947-7901 x106

msmckellar@krlawtc.com



R EDWARDKHIN
TERRY C ROGERS
(LIAI, Tavation)
ELIGAR ROY III
JOSEPH E QUANDT
GREGORY J DONAHUE
GREGORY L, JENKINS
TROY W STEWART
GINA A BOZZER

### 412 SOUTH UNION STREET TRAVERSE CITY, MICHIGAN 49684 TELEPHONE: 231-947-7900 FAX: 231-941-5154

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MOUNT PLEASANT OFFICE: 3046 JEN'S WAY MT. PLEASANT, NII 48858 CHRISTOPHER G ROGERS

(also admitted in Illinois)

J D PRAASTERINK

(also admitted in Arizona)

MARC S McKELLAR II

PATRICK M ELLIS

OF COUNSEL:

LEWIS G GATCH

A BROOKS DARLING

December 13, 2019

Charter Township of Union Zoning Board of Appeals 2010 S. Lincoln Mt. Pleasant, MI 48858

Re: Administrative Appeal

### Dear ZBA Members:

On November 12, 2019, the applicant submitted sign permit applications consistent with the Charter Township Zoning Ordinance 1991-5, "Ordinance" and the direction of this board at your January 2, 2019 meeting. The application package is attached at Exhibit A. The applications laid out specific requests for wall and freestanding signage for units 1-13 of the West Wood Condominium. The requests included a tabulation of the signage allotment for wall signage and freestanding signage for each of the thirteen units. The total wall signage requested, which is permitted by right, was 1,294 sf. The total freestanding signage requested, which is permitted by right, was 941 sf. Again, this consisted of thirteen separate calculations, one per unit, and 13 separate and distinct freestanding and wall signs. The Township denied the permits for signs on December 4, 2019, in an email from Peter Gallinat, the Township zoning administrator, attached as Exhibit B. Mr. Gallinat denied the application on two basis: 1) the number of wall and freestanding signs requested exceeded those allowed under Section 11 of the Ordinance, and 2) that the proposal for the freestanding signs and wall signs exceeded the terms granted by variance 2017-6, which was granted on April 4, 2018.

### Number of Signs allowed per Unit under Section 11 of the Ordinance

With regard to the number of signs allowed under the Ordinance, it is clear that each unit is entitled to their own freestanding and wall sign. The applicant believes that the language in the Ordinance regarding this matter is unambiguous. The applicant is confident that, because any unit of a condominium is a distinct lot/parcel of real property, it is entitled to its own freestanding sign, not to exceed 100 square feet, as provided for in Section 11.11(F)(b) of the Ordinance. The applicable language in Section 11.11(F)(3) clearly provides that: a "Single Business located on one (1) parcel..." provides for "Freestanding signage permitted at the rate of one (1) square foot for each lineal foot of building frontage on the address side, not exceeding one hundred (100)

December 13, 2019 Page 2

square feet." Interestingly, "parcel" is not defined by itself, but its meaning can be found in Section 3.41 of the Ordinance which provides the definition for "Lot". A lot is defined, in part, as:

"A lot is a parcel of land....and may consist of: C. In the case of a division of land on the basis of condominium ownership (site condominium), "lot" shall also include the portion of condominium project designed and intended for separate ownership and use as described in the master deed."

Indeed, this condominium has separate ownership, parcel tax identification numbers, and can be and is used for different uses among the separate units. Importantly, Section 141 of the Condominium Act, MCL 559.241, provides in part that an: "... existing condominium project shall not be prohibited nor treated differently by any law, regulation, or ordinance of any local unit of government, which would apply to that project or development under a different form of ownership." This requires that the condominium unit be allocated signage the same as any different parcel which is platted or resulted from a land division. Clearly, the language of the Ordinance contemplates separate ownership and rights, and therefore is consistent with the applicant's interpretation, consistent with traditional property rights and law, that a condominium unit is entitled to its own distinct freestanding signage allotment.

Furthermore, this interpretation is consistent with signage allotment throughout the Township and this board's direction to the applicant at its January 2, 2019 meeting, when this board articulated that very concept. At that meeting, the applicant had requested a freestanding sign for a tenant of what was not yet a condominium. Because it was not a condominium, the applicant needed a variance to allow an additional sign from the one already utilized by what was a single parcel at the time. Additionally, the applicant was requesting that a 2-foot height increase be allowed. Throughout the deliberation, the ZBA, on numerous occasions, stated that if the development was subsequently turned into a condominium, then the need for the freestanding sign variance would not be necessary because each unit would be entitled to its own freestanding sign. It was proposed by the board that a possible condition, if approved that night, would be to require that the development be turned into a condominium. It was then discussed that if the applicant were to designate the development as condominiums, then there would be no need for the variance. Upon further discussion, the board determined that if the applicant's intention was to create a condominium, then it would be better to create the condominiums first and avoid the need for a variance altogether. The board correctly pointed out that if the development was turned into a condominium, then the only aspect of the freestanding sign that the unit owner would need a variance for would be the 2-foot height variance request.

Armed with that knowledge, the applicant endeavored to develop the development into a condominium, as planned. The board made it clear that, should our client have the development turned into a condominium, there would be no need for a variance to allow a freestanding sign, as each condominium unit would be allotted its own individual freestanding sign. Once the condominium was complete, the applicant filed and properly submitted a complete signage request, which is the subject of this current appeal of denial. The application is consistent with the

December 13, 2019 Page 3

clear and unambiguous language of the Ordinance, consistent with traditional property rights, and consistent with the previous actions of this Township and this board.

### Why the April 4, 2018 Variance is not Applicable

With regard to denial based on the excess of the scope from the variance which was granted April 4, 2018, such determination is unfounded. The variance granted by this board on April 4, 2018, was fundamentally different than the denied permit applications which the applicant now appeals. The application for variance on April 4, 2018, was a request for two (2) additional freestanding entrance signs, with a total signage of 1,250 sf, based on the approximately 29-acre development, which at the time did not include a condominium. Further, it had limited signage by right based on the few lot/parcels of land which made up the development. This was, of course, all prior to the development of the condominium, and before the applicant began to acquire tenants in the approximately 9-acre portion of the development which lies at the development's northwest corner and is the property subject to this appeal. The two freestanding signs and 1,250 sf of total signage approved in the variance on April 4, 2018, is simply not applicable. Once a condominium is put in place, there is a fundamental change in conditions. At that point, property status, characteristics, and rights changed and each unit was entitled to its share of signs under the Ordinance.

By way of illustration, if you have a 10-acre, non-corner B5 parcel, that parcel is entitled to one freestanding sign (at no more than 100 sf) and one wall sign (at no more than 100 sf). If you wanted an additional freestanding sign and 250 total sf of signage, rather than the 200 sf you currently are allowed, you would need to request a variance. Now, assume you were granted the variance in 2018, but in 2019, you divide the land into two 5-acre parcels. Each parcel would be entitled to one freestanding sign (at no more than 100 sf) and one wall sign (at no more than 100 sf). But, when you submitted your application for sign permits, the zoning administrator denied the application because the two parcels were granted 250 sf total in 2018, prior to the change in conditions, and the two parcels would have to share 250 sf, rather than each parcel having their 200 sf by right. This simply is a misapplication of the law and cannot be allowed to stand. When the new parcel was created, certain rights were created that were associated with that parcel, one of which is the right to signage. Therefore, it is obvious that the denial, based on the alleged exceedance of the previously granted variance, is flawed. The change in conditions provides each unit its own signage allotment. Under the zoning administrator's analysis, once a parcel existed at the time of the adoption of the sign ordinance or the issuance of a variance, any subsequent division of the land, resulting in new parcel(s), would have to share the same number and amount of sf of signage that the parent parcel had at that fixed point in time. This is nearly self-evident that this is not the proper analysis.

### Conclusion

Consequently, the two basis upon which the zoning administrator denied the applicant's sign permits were erroneous. The applications were and are in compliance with the Ordinance and,

December 13, 2019 Page 4

to the extent it is applicable, the April 4, 2018 variance. Therefore, the applicant respectfully requests that this board reverse the denial of the November 12, 2019, sign permit applications for units 1-13 of the West Wood Condominiums and instruct the zoning administrator to issue the permits forthwith.

Should you have further questions or comments for me regarding the above, please do not hesitate to contact me.

Sincerely,

KUHN ROGERS PLC

Marc S. McKellar II

Direct Dial: (231) 947-7901 x106

Hu Helle I

msmckellar@krlawtc.com

December 13, 2019 Page 5

### EXHIBIT A

Sign Permit Applications



R. EDWARD KUHN
TERRY C ROGERS
(LLAL Taxation)
EDGAR ROY III
JOSEPH E QUANDT
GREGORY J DONAHUE
GREGORY L JENKINS
TROY W STEWART
GINA A. BOZZER

### 412 SOUTH UNION STREET TRAVERSE CITY, MICHIGAN 49684 TELEPHONE: 231-947-7900 FAX: 231-941-5154

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MIT. PLEASANT, MI 48858

CHRISTOPHER G, ROGERS
(also admitted in Illinois)

J D PRAASTERINK
(also admitted in Arizona)
MARC S, McKELLAR II
PATRICK M, ELLIS
OF COUNSEL:
LEWIS G GATCH
A, BROOKS DAKLING

December 13, 2019

Charter Township of Union Zoning Board of Appeals 2010 S. Lincoln Mt. Pleasant, MI 48858

Re: Variance Request

Dear ZBA Members:

Please be advised that the undersigned represents the applicant for a variance request. The applicant is seeking a variance from the strict language of the Ordinance which allows for, in this case, thirteen separate freestanding signs totaling 941 sf, and thirteen separate wall signs totaling 1294 sf. Specifically, the applicant is requesting that they 1) be allowed to use the 941 sf in six signs instead of thirteen. This would include: a) two multi-sign signs of 300 square feet on M-20, b) two 90 sf freestanding signs on Remus Road, c) one existing 144 sf sign on Jens Way, and d) one 17 sf sign at the intersection of Jen's Way and Lexi Lane; 2) they are requesting that they be allowed to shift the allocation of the 1294 sf of wall signage to the following locations on the building: a) NE Corner 150 sf, b) NW Corner 150 sf, c) SW Corner 150 sf, d) SE Corner 150 sf, e) Remus Road - one at 50 sf and one at 49 sf, f) Jen's Way - two at 200 sf, two at 50 sf, and one at 75 sf, and g) Lexi Lane - two at 50 sf, and 3) that they be granted a 17 foot height variance for the two proposed two multi-sign signs of 300 square feet on M-20. The thirteen signs permitted by right and the proposed reduction to six signs, as well as the location of the proposed wall signage, are depicted in Exhibit A attached. It is important to note that applicant is offering to remove the Westwood Acres Boulevard Entrance sign, as depicted in Exhibit A. If granted, this variance would result in a much cleaner look to the project, better identification for customers, and less congestion along the right of ways. Each application for a variance must include a written support for the standards in Section 5.8(C)(1)(a-e). Below please find the applicant's analysis supporting a grant of the variance.

a) That special conditions and circumstances exist that are peculiar to the land, structure, or building involved and that are not applicable to other lands, structures, or buildings in the same Zoning District.

This condominium development is unique in size and scope. There are 13 units currently which are entitled to individual freestanding and wall signs. If the freestanding signs were to be placed

December 13, 2019 Page 2

along M-20 and Jen's Way, the signs would aesthetically be less desirable than signs combining the names of the different businesses as proposed. Additionally, with many of the units having their frontage on Jen's Way, it would be difficult for customers traveling along M-20 to look southward into the property for the individual freestanding signs. Developments like this, by their very nature, lend themselves to freestanding signs listing multiple businesses along the entranceways on the major thoroughfares identifying the businesses which are situated off of the main road. Given the need to provide adequate size signage on the two multi-sign signs of 300 square feet on M-20, as well as be aesthetically pleasing, the overall height of those signs, as proposed, would be 33 feet. This is an increase of 17 feet over the 16-foot height maximum for a single freestanding sign. However, this is matter of simple logistics and is consistent with the height of similar style signs within the business districts. With regard to the wall signage, the proposed locations would result in better identification for the unit. As such, the conditions and circumstances that exist on this state highway development are unique and satisfy this condition.

# b) That literal interpretation of the provisions of this Ordinance would deprive the applicant of rights commonly enjoyed by other properties in the same Zoning District under the terms of this Ordinance

If taken literally, the interpretation of the Ordinance would allow for thirteen freestanding signs and thirteen wall signs, as described above. This literal interpretation results in the placement of 13 separate signs along just the right-of-ways on Jen's Way and M-20, and wall signs that are not as helpful for locating the businesses. This would cause congestion and clutter along the right-of-ways. Again, this would create difficulty in identification of businesses by customers, and be aesthetically less pleasing than the proposed variance. Additionally, if the height requirement was strictly enforced for the two multi-sign signs, that would result in a sign that is either full from ground to top or a sign that is unrealistically wide. The proposed design for these two multi-sign signs are the safest, most aesthetically pleasing, and user friendly as practically possible. This is not inconsistent with other properties within the zoning district which have multiple businesses on entrance signs, rather than individual freestanding signs, especially in condominium developments. The literal interpretation of this Ordinance simply makes the development look less attractive, is more difficult for customers to navigate, and logically will not be as safe as the proposed variance. This condition has been met.

### c) That the special conditions and circumstances do not result from the actions of the applicant

The special conditions and circumstances are a result of the strict interpretation and application of the Ordinance and not a result of the actions of the applicant. The applicant is entitled to develop a condominium as others have within the Township. Each unit is entitled to their signs but the consequence of the Ordinance, if strictly enforced, does not adequately provide for the practical, which is what this proposed variance seeks to achieve. For the reasons given above, the signage

December 13, 2019 Page 3

as proposed would be more desirable, practical, and safe. Therefore, this condition is met.

d) That granting the variance requested will not confer on the applicant any special privilege that is denied by this Ordinance to other lands, structures, or buildings in the same Zoning District

In granting this variance, it does not confer any additional square footage than would be allowed for the individual freestanding signs or wall signs. In addition, there are other examples of this within the Township, including those that exceed the 16-foot height limit. By not increasing the square footage allowed, but increasing the height of the two multi-sign signs and providing a more desirable, practical, and safe solution, the applicant is not afforded any special privilege that this Ordinance could not or has not already provided to similarly situated lands. Therefore, this condition has been met.

e) No non-conforming use of neighboring lands, structures or buildings in the same Zoning District, and no permitted use of lands, structures or buildings in other Zoning Districts shall be considered grounds for the issuance of a variance.

The applicant does not rely upon any nonconforming use of neighboring land, structures, or buildings in the same zoning district nor do they rely upon permitted uses within other zoning districts. Therefore, the condition has been met.

Given the facts and circumstances above, the applicant respectfully requests that this board approve the variance and grant applicant the right to use the signage as depicted in Exhibit A.

Should you have further questions or comments for me regarding the above, please do not hesitate to contact me

Sincerely,

KUHN ROGERS PLC

Marc S. McKellar II

Direct Dial: (231) 947-7901 x106

Mr Mak #

msmckellar@krlawtc.com

December 13, 2019 Page 4

**EXHIBIT** A

Renderings

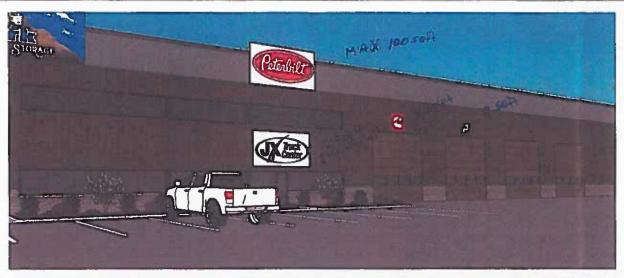
Permit #: Official Use	2. Applicant	MCGUIRK MINI STO	DRAGE, INC.	5. Owner / Job Name	SAME AS APPLICANT
ZonIng Parcel ID:	3. Address	3046 JENS WAY, P.C	D. BOX 530	6. Sign Address	UNIT I WEST WOOD CONDOMINIUM
1. Application Date:	4. City State Zip	MT. PLEASANT,	MI 48858	7.Greatest d of Building (r width, or len	neight,
FREE STANDING SIGN	(Only or	ne per parcel)	70		ACM/SHW
If there are no existing fre REPLACING the existing s		ated or ground signs		ns 5-10. If you dement?	are completly
1. Existing SqFt	2. Existing	Height:	3. Existin	g Front Setbac	ck:
4. Existing Side Setback:			setback is from from the center		closest to sign. Front
5. Gound, Elevated or Billboard ?	ELEVATED	6. Height	Above Fre	eway 🖺	7. SqFt 50
8. Front Setback	9. Side Set	back Side (	Direction	10. Message	Center 11. Lighted
WALL SIGNS			3,374,310	***	
1. Existing Wall #1 SF	2.1	New wall #1 SqFt	100 3. [	Replacement?	
4. Existing Wall #2 SF	5.1	New Wall #2 SqFt	6.1	Replacement?	
7. Side Entrance SF:		(Permitted only whand is served by a maximum aggrego	parking lot. So		rear, for public use, included in
Other Types - Awning,	Marque, Suspe	nded, Subdivision ID,	Temporary (A-	-frame, Banner	r, Trailer, Wind}
Other type #		other Type #2		Other Type	#
Other 1 SqFt	Othe	er 2 SqFt	Ť	Other 3 Sqf	Ft
For temporary signs only	Expires On				
Variance Req?   Z	BA Date		Variance	Result:	
Comment					
Total Cost of Sign(s)		Applicant Signitur	e		Date
Sign Permit Fee			information shall any work done	I void this permit a	correct. False or inaccurate nd may result in removal of Return to: 2010 S. Lincoln Rd, 517) 773 1988
Approval Date:		Approval Signitur	e		DEC 17 2019

Permit #: Official Use	2. Applicant	MCGUIRK MINI STO	RAGE, INC.	5. Owner / Job Name	SAME AS APPLICANT
Zoning Parcel ID:	3. Address	3046 JENS WAY, P.O.	BOX 530	6. Sign Address	UNIT 2 WEST WOOD CONDOMINIUM
1. Application Date:	4. City State Zip	MT. PLEASANT, I	MI 48858	7.Greatest of Building ( width, or ler	height,
FREE STANDING SIGN	[(Only or	ne per parcel)		widin, or ion	97
If there are no existing fre REPLACING the existing s	 eestanding, elev			ns 5-10. If you cement?	are completly
1. Existing SqFt	2. Existing	Height:	3. Existin	ng Front Setba	ck:
4. Existing Side Setback:				n property line	closest to slgn. Front
5. Gound, Elevated or Billboard ?	ELEVATED	6. Height	Above Fre		7. SqFt 60
8. Front Setback	9. Side Setl	back Side D	irection	10. Message	e Center 11. Lighted
WALL SIGNS REF	ER TO PREVIOUS	S PERMIT			
1. Existing Wall #1 SF			1003.	Replacement?	70
4. Existing Wall #2 SF	5.1	New Wall #2 SqFt	6.	Replacement?	?□
7. Side Entrance SF:		(Permitted only who and is served by a maximum aggrega	parking lot. S		r rear, for public use, e included in
Other Types - Awning	, Marque, Suspe	nded, Subdivision ID,	Temporary (A	-frame, Banne	r, Trailer, Wind)
Other type #		Other Type #2		Other Type	e#
Other 1 SqFt	Othe	er 2 SqFt		other 3 Sq	Ft
For temporary signs only	Expires On				
Varlance Req?	BA Date		Varlance	e Result:	
Comment					
Total Cost of Sign(s)		Applicant Signiture			Date
Sign Permit Fee			information sha any work done	ill vold this permit o	correct. False or Inaccurate and may result in removal of Return to: 2010 S. Lincoln Rd, 517) 773 1988
Approval Date:		Approval Signiture		DE	DEC 17 2019

Permit #: Official Use	2. Applicant	MCGUIRK MINI ST	FORAGE, INC.	5. Owner / Job Name	SAME AS APPLICANT
Zoning Parcel ID:	3. Address	3046 JENS WAY, F	P.O. BOX 530	6. Sign Address	UNIT 3 WEST WOOD CONDOMINIUM
1. Application Date:	4. City State Zip	MT. PLEASANT	Г, MI 48858	7.Greatest d of Building (I width, or len	neight, 100F1
FREE STANDING SIGN	(Only or	ne perparcel)		Widin, or lon	57
If there are no existing fre REPLACING the existing s		rated or ground sign		ns 5-10. If you dement?	are completly
1. Existing SqFt	2. Existing	Height:		ng Front Setbac	ck:
4. Existing Side Setback:			e setback is from		closest to sign. Front
5. Gound, Elevated or Billboard?	ELEVATED	6. Height	Above Fre		7. SqFt 100
8. Front Setback	9. Side Set	back Side	e Direction	10. Message	Center 11. Lighted
WALL SIGNS REF	ER TO PREVIOU	S PERMIT			
1. Existing Wall #1 SF	2.1	New wall #1 SqFt	100 3.	Replacement?	
4. Existing Wall #2 SF	5.1	New Wall #2 SqFt	6.	Replacement?	
7. Side Entrance SF:		(Permitted only vand is served by maximum aggre	a parking lot. S		rear, for public use, included in
Other Types - Awning	, Marque, Suspe	nded, Subdivision II	D, Temporary (A	-frame, Banner	, Trailer, Wind)
Other type #		Other Type #2		Other Type	#
Other 1 SqFt	Othe	er 2 SqFt	J	Other 3 Sqf	7 🗔
For temporary signs only	Expires On				
Variance Req? 2	'BA Date		Varlance	e Result:	
Comment					
Total Cost of Sign(s)	<del>-</del>	Applicant Signit	ure		Date
Sign Permit Fee			information sho any work done	ıll vold this permit a	correct. False or Inoccurate nd may result in removal of Return to: 2010 S. Lincoln Rd, 117) 773 1988
Approval Date:		Approval Signit	ure <del></del>		DEC T7 2019

	UNI	ON TOWNSHIP SIG	N PERMIT			
Permit # Official Use	2 Applicant	Mr. Gurk Sand	-Grand	5. Owner / Job Name	SAME	Ī
20ning <b>B-5</b> Parcel ID: [14-020-18-01]	3. Address	3046 JENS		6. Sign Address	SAME	
1. Application Date:	4. City State Zip	Michigan 4		7. Greatest dim of Building (he width, or lengt	ight, 368	_
FREE STANDING SIGN	(Only or	e per parcel)				-
I If there are no existing free REPLACING the existing sig		ated or ground signs of		s 5-10. If you are ement?	e completly	
1. Existing SqFt	2. Existing	Height:	3. Existin	g Front Selback		
4. Existing Side Setback:			etback is from om the center		ose⊈ to sign, Front	
5. Gound, Elevated or Bilboard ?		6. Helght	Above Fre	eway 🗖	7 SqFt	$\exists$
8 Front Setback	9. Skde Setl	back Side D	rection	10. Message C	Center 11. Lighted	
WALL SIGNS  1. Existing Well #1 SF  4. Existing Well #2 SF  7. Side Entrance SF:		lew Wall #2 SqFt	an 2nd entran- parking lot. So	ce is at side or re	Total Projected Total All = Bar, for public use,	= 154 = 154
Other Types - Awning.	Marque. Suspe	nded, Subdivision ID.	Temporary (A-	frame. Banner,	Trafer, Wind)	
Other type		Other Type #2		Other Type #		
Other 1 SqFt	Othe	er 2 SqFt		Other 3 SqFL		
For temporary signs only	Expires On					_
Variance Req? 📋 🗵	BA Date		Variance	Result:		
Comment						
Total Cost of Sign(s)		Applicant Signiture		4	-	-12
Sign Permit Fee	50,00		any work done	void this permit and	arract. False or Inaccurata I may result in removal of Hum to 2010 S. Lincoln Rd. I) 773 1988	
Approval Date:	11/26/18	Approval Signiture	take.	XILLY		

9.00'
TOTAL AREA = 28.27 SQ.FT.







SCHEMATIC EXTERIOR VIEWS

# **B**•Squared Design Studio

PROOF

McGuirk Sand and Grovel
3046 Jens Way
Mt. Pleasant, MI 48858
November 7, 2018

Chuck McGurk

Branda Skeel, AIA + brando@b-squaredriudio.eom = [989] 550 - 0786 • 104 East Mople Street - Shepherd, AIA 48883

Drawings and documents contained in this package are schematic and for planning purposes only, they do not constitute complete architectural services. Drawings are not sullable at developed for construction.

Permit #: Official Use	2. Applicant	MCGUIRK MINI STOP	PAGE, INC.	5. Owner / Job Name	SAME AS APPLICANT
Zoning Parcel ID:	3. Address	3046 JENS WAY, P.O.	BOX 530	6. Sign Address	UNIT 4 WEST WOOD CONDOMINIUM
1. Application Date:	4. City State Zip	MT. PLEASANT, N	11 48858	7.Greatest d of Building (t width, or len	neight,
FREE STANDING SIGN	(Only or	ne per parcel)	Miles	-4	
If there are no existing fre REPLACING the existing si		ated or ground signs o		ns 5-10. If you dement?	are completly
1. Existing SqFt	2. Existing	Height:		ng Front Setbac	ck:
4. Existing Side Setback:				n property line of	closest to sign. Front
5. Gound, Elevated or Billboard ?	ELEVATED	6. Height	Above Fre		7. SqFt 94
8. Front Setback	9. Side Sett	oack Side Di	rection	10. Message	Center 11. Lighted
WALL SIGNS REFI	ER TO PREVIOU		<u>100</u> 3. I	Replacement?	
4. Existing Wall #2 SF	5. N	New Wall #2 SqFt	6.1	Replacement?	
7. Side Entrance SF:		(Permitted only whe and is served by a p maximum aggregat	oarking lot. So		rear, for public use, included in
Other Types - Awning,	Marque, Suspe	nded, Subdivision ID, T	emporary (A	-frame, Banner	, Traller, Wind)
Other type #	c	Other Type #2		Other Type	#
Other 1 SqFt	Othe	er 2 SqFt		Other 3 Sqf	a
For temporary signs only	Expires On				
Variance Req? 🔲 🛮	BA Date		Variance	e Result:	
Comment					
Total Cost of Sign(s)		Applicant Signiture			Date
Sign Permit Fee			information shall any work done	II void this permit a	correct. False or inaccurate nd may result in removal of Return to: 2010 S. Lincoln Rd, 517) 773 1988
Approval Date:		Approval Signiture			DEC 17 2019

#### UNION TOWNSHIP SIGN PERMIT Permit e. Official Use 11-810 £ 769 5. Owner / Job Name 2. Applicant loning B-5 3. Address 3048 Jan's Way 6. Sign Parcel ID 3046 Jen's Way Address 14-010-10-0cl-01 4. City State Mt Pleasant, Mt 48858 Zip 7.Greatest dimension 1 Application Date: length of Building (height, 4/18/18 width, or length) FREE STANDING SIGN (Only one per parcel) 1 Existing SqFt 2. Existing Height 3 Existing Front Setback: 4. Existing Side Setback. Note. Side setback is from property line closest to sign. Front setback is from the centerline of road. 5 Gound, Elevated or Above Freeway 7. SqFt Bilboard?

	100	The contract of the contract o	
e Existing Wall #2 SF	5 New Wall #2 SqFI	6. Replacement?	j
7 Side Entrance SF		when 2nd entrance is at side or re a parking lot Square footage in agate.)	
Other Types - Awning	g, Merque Suspended, Subdivision	D, Temporary (A-frame, Banner,	fraller, Wind)
Other type #	Other Type #2	Other Type #	
Olher 1 SqFt	Other 2 SqFt	Other 3 Sqft	
for temporary signs only	y Expires On		
Variance Req?	28A Dale	Variance Result:	
Comment VAR 2	017-06 Grand		

Applicant Signilure

Approval Signilure

Side Direction

10. Message Center 11. Ughted

Date 4/18/18

I certify all information provides in concert. Falso or inoccurate information shall void this permit and may result in removal of

eny work done under this points! Roturn to 2010 5 Lincoln Rd MI Pleasant, I/A 48858 or FAX to (517) 773 1988

3 Replacement?

1700

9. Side Setback

2. New wall #1 Sqft

4-4-18

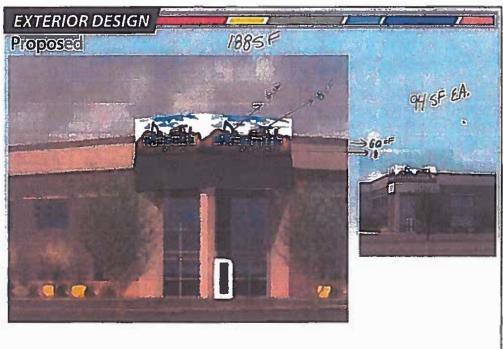
8 Front Setback

WALL SIGNS

1 Existing Wat #1 SF

Total Cost of Sign(s)

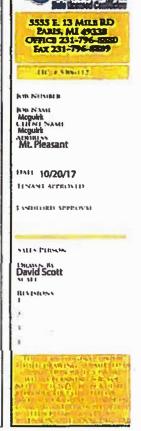
Sign Permit Fee



THIS ARTIS APPROVED FOR PRODUCTION AND ALL COLORS ARE SPECIFIED. ANY CHANGES ARE THE COST OF CUSTOMER.

A.B.C.D.E.F.G.

DATE: SIGN:



Permit #: Official Use	2. Applicant	MCGUIRK MINI STOP	RAGE, INC.	5. Owner / Job Name	SAME AS	APPLICANT
Zoning Parcel ID:	3. Address	3046 JENS WAY, P.O.	BOX 530	6. Sign Address	UNIT EMERTIA	DOD CONDOMINIUM
1. Application Date:	4. City State Zip	MT. PLEASANT, N	/II 48858	7.Greatest d of Building (t	imension neight,	129.98FT
				width, or len	gin)	
FREE STANDING SIGN		ne perparcel)				
If there are no existing fre REPLACING the existing si		ated or ground signs c		ns 5-10. If you c ement? 📋	are comple	tly
1. Existing SqFt	2. Existing	Height:	3. Existin	ng Front Setbac	ck:	
4. Existing Side Setback:			etback Is from	n property line or	closest to si	gn. Front
5. Gound, Elevated or Billboard ?	ELEVATED	6. Height	Above Fre	eway 🗖	7. SqFt	89
8. Front Setback	9. Side Setl	oack Side Di	rection	10. Message	Center□	11. Lighted
WALL SIGNS REF.	ER TO PREVIOU	S PERMIT	-		20200	
1. Existing Wall #1 SF	2.1	New wall #1 SqFt	100 3. [	Replacement?		
4. Existing Wall #2 SF	5. N	New Wall #2 SqFt	6. 1	Replacement?		
7. Side Entrance SF:		(Permitted only whe and is served by a p maximum aggrega	oarking lot. So			
Other Types - Awning,	Marque, Suspe	nded, Subdivision ID, 1	Temporary (A	-frame, Bannei	r, Trailer, Wi	nd}
Other type #		Other Type #2		Other Type	# [	
Other 1 SqFt	Othe	er 2 SqFt		Other 3 Sql	7	ſ
For temporary signs only	Expires On					
Variance Req? 🔲 🛛	BA Date		Variance	e Result:		
Comment						
Total Cost of Sign(s)		Applicant Signiture			_ Date	
Sign Permit Fee			information sha any work done	nation provided is Il vold this permit a under this permit. I 48858 or FAX to (S	nd may result Return to: 2010	in removal of
Approval Date:		Approval Signiture		R	DEC 17	2019

UNION TOWNSHIP SIGN PERMIT
Permit #: Official Use  [PSPIR_23]  2. Applicant   Me Guirt Sand Crove  Job Name   Same
Zoning B-5  3. Address  3. Address  3. Address  3. Address  3. Address  3. Address  5. Sign Address  5. Address
1. Application Date:  A. City State  Mr. Pichson  Typ  Mich Man 18858  7. Greatest dimension of Building (height width, or length)
FREE STANDING SIGN (Only one per parcel)
If there are no existing freestanding, elevated or ground signs complete items 5-10. If you are completly REPLACING the existing sign begin at #1 Replacement?
1. Existing SqFt 2, Existing Height: 3. Existing Front Setback:
4. Existing Skde Setback: Note: Side setback is from property line closest to sign. Front setback is from the centerline of road.
5. Gound, Elevated or Billboard ? 6. Height Above Freeway 7. SqFt 7. SqFt
8, Front Setback 9, Side Setback Side Direction 10. Message Center 11. Lighted
WALL SIGNS
1. Existing Wall #1 SF 2 New wall #1 Sqft 45 3. Replacement?
4. Existing Wall #2 SF 5, New Wall #2 SqFt 6. Replacement? []
7. Side Entrance SF:  [Permitted only when 2nd entrance is at side or rear, for public use, and is served by a parking lot. Square footage included in maximum aggregate.]
Other Types - Awning, Marque, Suspended, Subdivision ID, Temporary [A-frame, Banner, Trailer, Wind)
Other type #2 Other Type #2 Other Type #
Other 1 SqFt Other 2 SqFt Other 3 SqFt
For temporary signs only Expires On
Variance Req?   ZBA Date   Variance Result:
Comment
Total Cost of Sign(s) Applicant Signiture Total Date 11-26-18
Sign Permit Fee Sign Permit Fee If D = 0 Inaccurate Information provided is correct. False or inaccurate Information shall void this permit and mayresult in removal of any work done under this permit. Routin to: 2010's uncorn Rd. Mt. Pleasant, Mt. 4858 or FAX to (517) 773 1988
Approval Oate: 11-26-19 Approval Signiture Title Xillif

MAXIMUM 95 SQ. Ft.



Permit #: Official Use	2. Applicant	MCGUIRK MINI STOP	RAGE, INC.	5. Owner / Job Name	SAME AS	APPLICANT
Zoning Parcel ID:	3. Address	3046 JENS WAY, P.O.	BOX 530	6. Sign Address	UNIT 6 WEST W	OOD CONDOMINIUM
1. Application Date:	4. City State Zip	MT. PLEASANT, N	/ii 48858	7.Greatest of Building (i	height,	80.66 FT
FREE STANDING SIGN	(Only or	ne per parcel)		111.000		
If there are no existing fre REPLACING the existing si		ated or ground signs o	-	ns 5-10. If you eement?	are comple	tly
1. Existing SqFt	2. Existing	Height:		ng Front Setba	ck:	
4. Existing Side Setback:			etback is from	property line	closest to si	gn. Front
5. Gound, Elevated or Billboard ?	ELEVATED	6. Height	Above Fre	W	7. SqFt	40
8. Front Setback	9. Side Set	back Side Di	rection	10. Message	e Center 🗖	11. Lighted 🗖
WALL SIGNS REF	ER TO PREVIOU	S PERMIT			-	
1. Existing Wall #1 SF	-		3. 1	Replacement?	· <b>(</b>	
4. Existing Wall #2 SF	5.1	New Wall #2 SqFt	6.1	Replacement?	<b>'</b> □	
7. Side Entrance SF:		(Permitted only whe and is served by a p maximum aggregat	oarking lot. So			
Other Types - Awning,	Marque, Suspe	nded, Subdivision (D, 1	emporary (A	-frame, Banne	r, Trailer, Wir	nd}
Other type #		Other Type #2		Other Type	#	
Other 1 SqFt	Othe	er 2 SqFt		3 Other 3 Sq	Ft	
For temporary signs only	Expires On					
Variance Req? 🔲 Z	BA Date		Variance	Result:		
Comment						
Total Cost of Sign(s)		Applicant Signiture			_ Date	
Sign Permit Fee			Information shot any work done	nation provided is I vold this permit ounder this permit. 48858 or FAX to (	ind may result Return to: 2010	in removal of
Approval Date:		Approval Signiture			ECE	IVE 7 2019

Permit #: Official Use	2. Applicant	MCGUIRK MINI ST	ORAGE, INC.	5. Owner / Job Name	SAME AS APPLICANT
Zoning Parcel ID:	3. Address	3046 JENS WAY, P.	O. BOX 530	6. Sign Address	UNIT 7 WEST WOOD CONDOMINIUM
1. Application Date:	4. City State Zip	MT. PLEASANT	, MI 48858	7.Greatest of of Building (I width, or ler	height,
FREE STANDING SIGN	(Only or	ne per parcel)		***************************************	-
If there are no existing fre REPLACING the existing si		ated or ground sign		ns 5-10. If you coment?	are completly
1. Existing SqFt	2. Existing	Height:	3. Existin	ng Front Setba	ck:
4. Existing Side Setback:			setback is from		closest to sign. Front
5. Gound, Elevated or Billboard ?	ELEVATED	6. Height	Above Fre		7. SqFt 49
8. Front Setback	9. Side Seti	back Side	Direction	10. Message	e Center 11. Lighted
WALL SIGNS REF.	ER TO PREVIOU	S PERMIT			
1. Existing Wall #1 SF	2.1	New wall #1 SqFt	79 3.	Replacement?	PÖ
4. Existing Wall #2 SF	5.1	New Wall #2 SqFt	6.	Replacement?	<u>'</u>
7. Side Entrance SF:		(Permitted only w and is served by a maximum aggreg	a parking lot. S		r rear, for public use, included in
Other Types - Awning,	Marque, Suspe	nded, Subdivision ID	), Temporary (A	-frame, Banne	r, Traller, Wind}
Other type #		Other Type #2		Other Type	#
Other 1 SqFt	Othe	er 2 SqFt	]	3 Other 3 Sq	Ft
For temporary signs only	Expires On				
Variance Req? Z	BA Date		Variance	e Result:	
Comment					
Total Cost of Sign(s)		Applicant Signitu			Date
Sign Permit Fee			information sho any work done	ili vold this permit o	correct. False or Inaccurate and may result in removal of Return to: 2010 S. Lincoln Rd, 517) 773 1988
Approval Date:		Approval Signitu	re ———		DEC 17 2019

Peimit #: Official Use	2. Applicant	MCGUIRK MINI STOR	AGE, INC.	5. Owner / Job Name	SAME AS	APPLICANT
Zoning Parcel ID:	3. Address	3046 JENS WAY, P.O. B	3OX 530	6. Sign Address	UNIT 8 WEST W	осо сонрамініим
1. Application Date:	4. City State Zip	MT. PLEASANT, M	l 48858	7.Greatest d of Building (h width, or leng	elght,	79.29 FT
FREE STANDING SIGN	(Only or	ne per parcel)				
If there are no existing fre REPLACING the existing si		ated or ground signs co			ire comple	tly
Existing SqFt	2. Existing	Height:	<u> </u>	cement? 🛅 ng Front Setbac	k:	T
4. Existing Side Setback:		Note: Side se	tback is fron	n property line o		gn. Front
5. Gound, Elevated or Billboard ?	ELEVATED	setback is fro	m the cente Above Fre		7. SqFt	50
8. Front Setback	9. Side Set	back Side Dire	ection	10. Message	Center□	l 1. Lighted 🗍
WALL SIGNS REF	er to previou	S PERMIT New wall #1 SqFt	9 3.	Replacement?		
4. Existing Wall #2 SF		New Wall #2 SqFt		Replacement?		
7. Side Entrance SF:		(Permitted only wher and is served by a po- maximum aggregate	n 2nd entrar arking lot. S	nce is at side or	rear, for p	
Other Types - Awning,	Marque, Suspe	ended, Subdivision ID, Te	emporary (A	-frame, Banner	, Traller, Wir	nd)
Other type #		Other Type #2		Other Type	#	
Other 1 SqFt	Othe	er 2 SqFt		other 3 SqF	† <u> </u>	
For temporary signs only	Expires On					
Variance Req?   Z	BA Date		Variance	e Result:		
Comment						
Total Cost of Sign(s)		Applicant Signiture			_ Date	0. 3.
Sign Permit Fee		i	information sho any work done	mation provided is a fill void this permit ar under this permit. F Il 48858 or FAX to (5	nd may result li Return to: 2010	n removal of
Approval Date:		Approval Signiture			DEC	1 7 2019

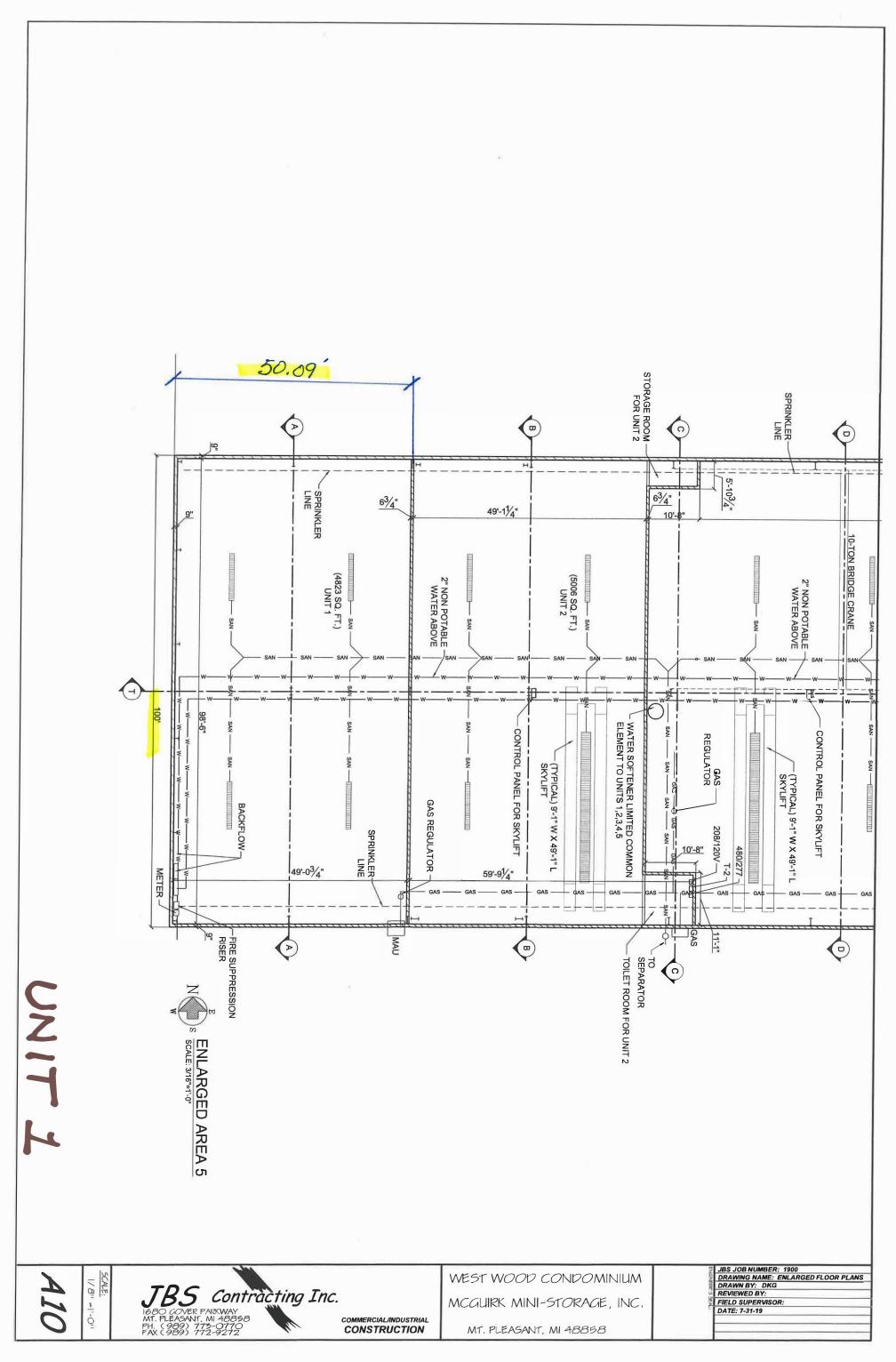
Permit #: Official Use	2. Applicant	MCGUIRK MINI ST	ORAGE, INC.	5. Owner / Job Name	SAME AS APPLICANT
Zoning Parcel ID:	3. Address	3046 JENS WAY, P.	O. BOX 530	6. Sign Address	UNIT 9 WEST WOOD CONDOMINIUM
1. Application Date:	4. City State Zip	MT. PLEASANT	, MI 48858	7.Greatest of Building (I width, or len	dimension height, 56.87 FT
FREE STANDING SIGN	(Only or	ne per parcel)	10-0- e	Widing of its	.99
If there are no existing fre REPLACING the existing si		rated or ground sign		ms 5-10. If you cement?	are completly
1. Existing SqFt	2. Existing	Height:		ng Front Setba	ck:
4. Existing Side Setback:			e setback is from		closest to sign. Front
5. Gound, Elevated or Billboard ?	ELEVATED	6. Height	7	eeway 🗖	7. SqFt 40
8. Front Setback	9. Side Set	back Side	Direction	10. Message	e Center 11. Lighted
WALL SIGNS REF	ER TO PREVIOU	S PERMIT	×		
1. Existing Wall #1 SF	2.1	New wall #1 SqFt	57 3.	Replacement?	· 🗖
4. Existing Wall #2 SF	5.1	New Wall #2 SqFt	6.	Replacement?	'□
7. Side Entrance SF:		(Permitted only w and is served by a maximum aggrea	a parking lot. S		r rear, for public use, e included in
Other Types - Awning,	Marque, Suspe	ended, Subdivision IC	), Temporary (A	A-frame, Banne	r, Trailer, Wind}
Other type #		Other Type #2		Other Type	#
Other 1 SqFt	Oth	er 2 SqFt	J	Other 3 Sq	Ft
For temporary signs only	Expires On				
Variance Req? Z	BA Date		] Varianc	e Result:	
Comment					
Total Cost of Sign(s)		Applicant Signitu			_ Date
Sign Permit Fee			information sho any work done	all void this permit o	correct. Folse or inaccurate and may result in removal of Return to: 2010 S. Lincoln Rd, 517) 773 1988
Approval Date:		Approval Signitu	lre		ECEIVE

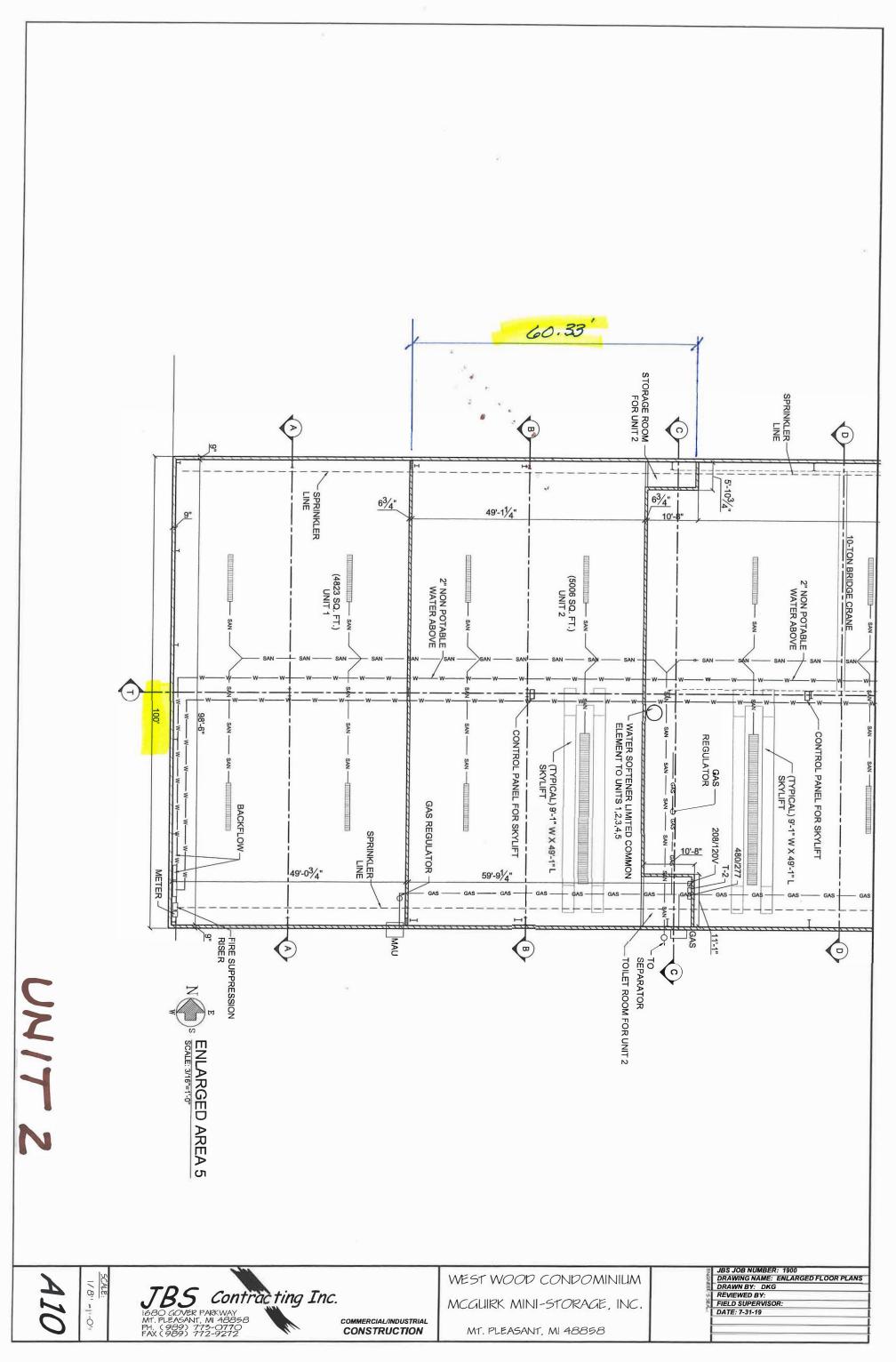
Figure #: Official Use	2. Applicant	MCGUIRK MINI STO	DRAGE, INC.	5. Owner / Job Name	SAME AS	APPLICANT
Zoning Parcel ID:	3. Address	3046 JENS WAY, P.C	D. BOX 530	6. Sign Address	UNIT 10 WEST	WOOD CONDOMINIUM
1. Application Date:	4. City State Zip	MT. PLEASANT,	MI 48858	7.Greatest of Building ( width, or ler	height,	100.25FT
FREE STANDING SIGN	(Only or	ne per parcel)	SMINN-Y	· · · · · · · · · · · · · · · · · · ·		
If there are no existing fre REPLACING the existing si		ated or ground signs	•	ns 5-10. If you ement?	are comple	etly
1. Existing SqFt	2. Existing	g Height:	3. Existin	ng Front Setba	ck:	
4. Existing Side Setback:			setback Is from from the cente		closest to s	ign. Front
5. Gound, Elevated or Billboard ?	ELEVATED	6. Height	Above Fre		7. SqFt	100.
8. Front Setback	9. Side Set	back Side I	Direction	10. Message	e Center□	11. Lighted
WALL SIGNS						
1. Existing Wall #1 SF	2.1	New wall #1 SqFt	150 3.1	Replacement	?[]	
4. Existing Wall #2 SF	5.1	New Wall #2 SqFt	6.1	Replacement	?[]	
7. Side Entrance SF:		Permitted only what and is served by a maximum aggreg	parking lot. So			
Other Types - Awning,	Marque, Suspe	ended, Subdivision ID.	Temporary (A	-frame, Banne	er, Trailer, Wi	ind)
Other type #		Other Type #2		Other Type	e#	
Other 1 SqFt	Oth	er 2 SqFt		Other 3 Sc	ıFt	ſ
For temporary signs only	Expires On		100-1			Western Destroys William
Variance Req? _ Z	BA Date		Variance	e Result:		
Comment						
Total Cost of Sign(s)		Applicant Signitur	е		Date	
Sign Permit Fee			information shall any work done	nation provided is il void this permit o under this permit. : 48858 or FAX to (	and may result Return to: 201	in removal of
Approval Date:	]	Approval Signitur	re		DEC	47 2019

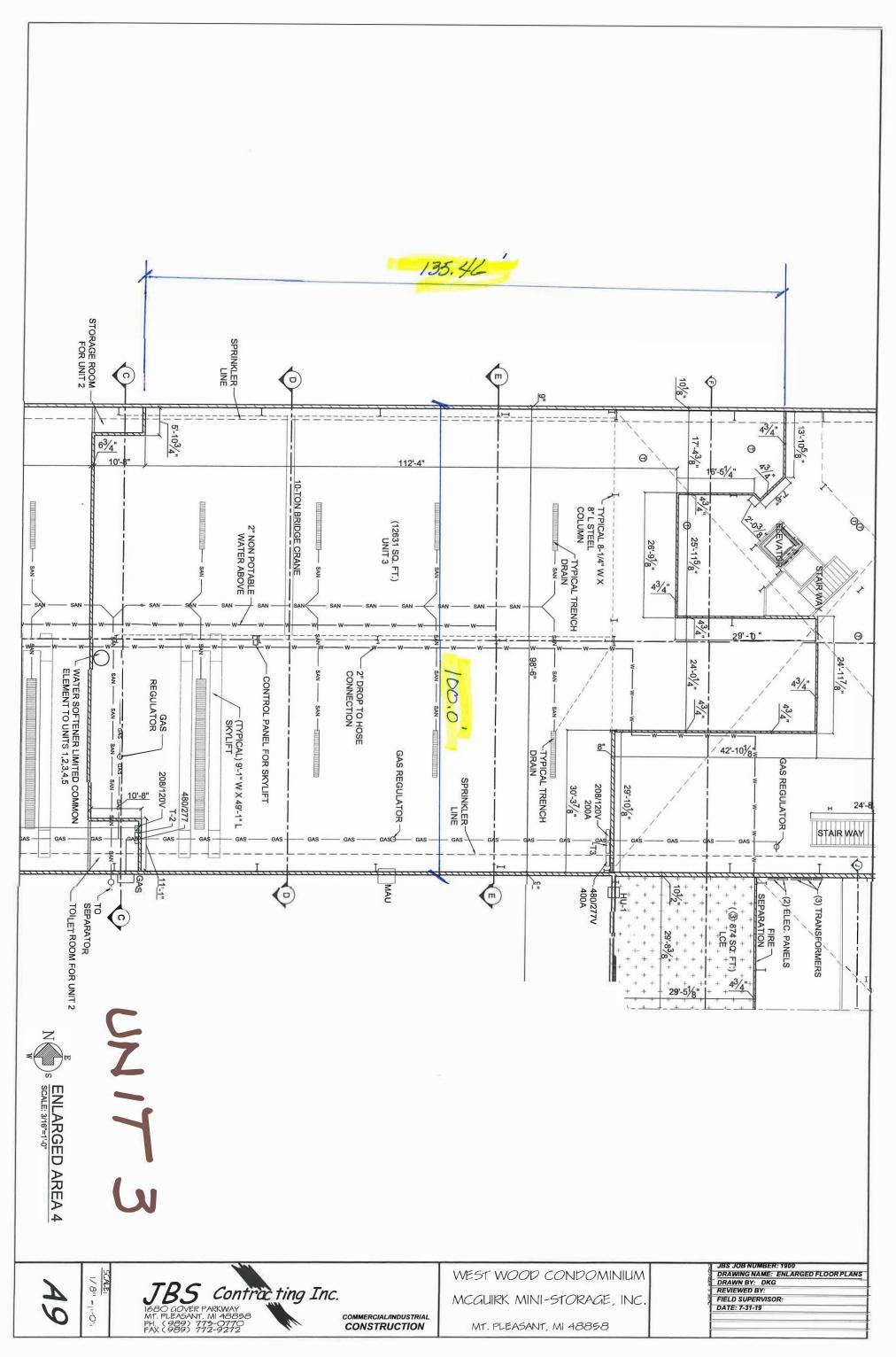
Permit #: Official Use	2. Applicant	MCGUIRK MINI STOR	RAGE, INC.	5. Owner / Job Name	SAME AS APPLICANT
Zoning Parcel ID:	3. Address	3046 JENS WAY, P.O.	BOX 530	6. Sign Address	UNIT 11 WEST WOOD CONDOMINIUM
1. Application Date:	4. City State Zip	MT. PLEASANT, N	WI 48858	7.Greatest c of Building (t width, or len	neight,
FREE STANDING SIGN	I (Only or	ne per parcel)		widin, or len	gui
If there are no existing fre	estanding, elev	•			are completly
REPLACING the existing si  1. Existing SqFt	gn begin ar #1  2. Existing	Height:	<del>,</del>	cement? 📋 ng Front Setbac	sk:
4. Existing Side Setback:					closest to sign. Front
				erline of road.	Joseph Tolking Transport
5. Gound, Elevated or Billboard ?	ELEVATED	6. Height	Above Fre	eeway 📋	7. SqFt 100
8. Front Setback	9. Side Set	back Side D	irection	10. Message	Center 11. Lighted
WALL SIGNS					
1. Existing Wall #1 SF	2.1	New wall #1 SqFt	100 3.	Replacement?	
4. Existing Wall #2 SF	5.1	New Wall #2 SqFt	6.	Replacement?	
7. Side Entrance SF:		(Permitted only who and is served by a p maximum aggrega	parking lot. S		rear, for public use, included in
Other Types - Awning,	Marque, Suspe	nded, Subdivision ID, 1	Temporary (A	A-frame, Banner	r, Trailer, Wind}
Other type #		Other Type #2		Other Type	#
Other 1 SqFt	Othe	er 2 SqFt		Other 3 Sql	1
For temporary signs only	Expires On				
Variance Req?	BA Date		Variance	e Result:	
Comment					
Total Cost of Sign(s)		Applicant Signiture			Date
Sign Permit Fee			information sho any work done	all void this permit a	correct. False or Inaccurate nd may result in removal of Return to: 2010 S. Uncoln Rd, 517) 773 1988
Approval Date:		Approval Signiture	) <u> </u>		ECEIVE

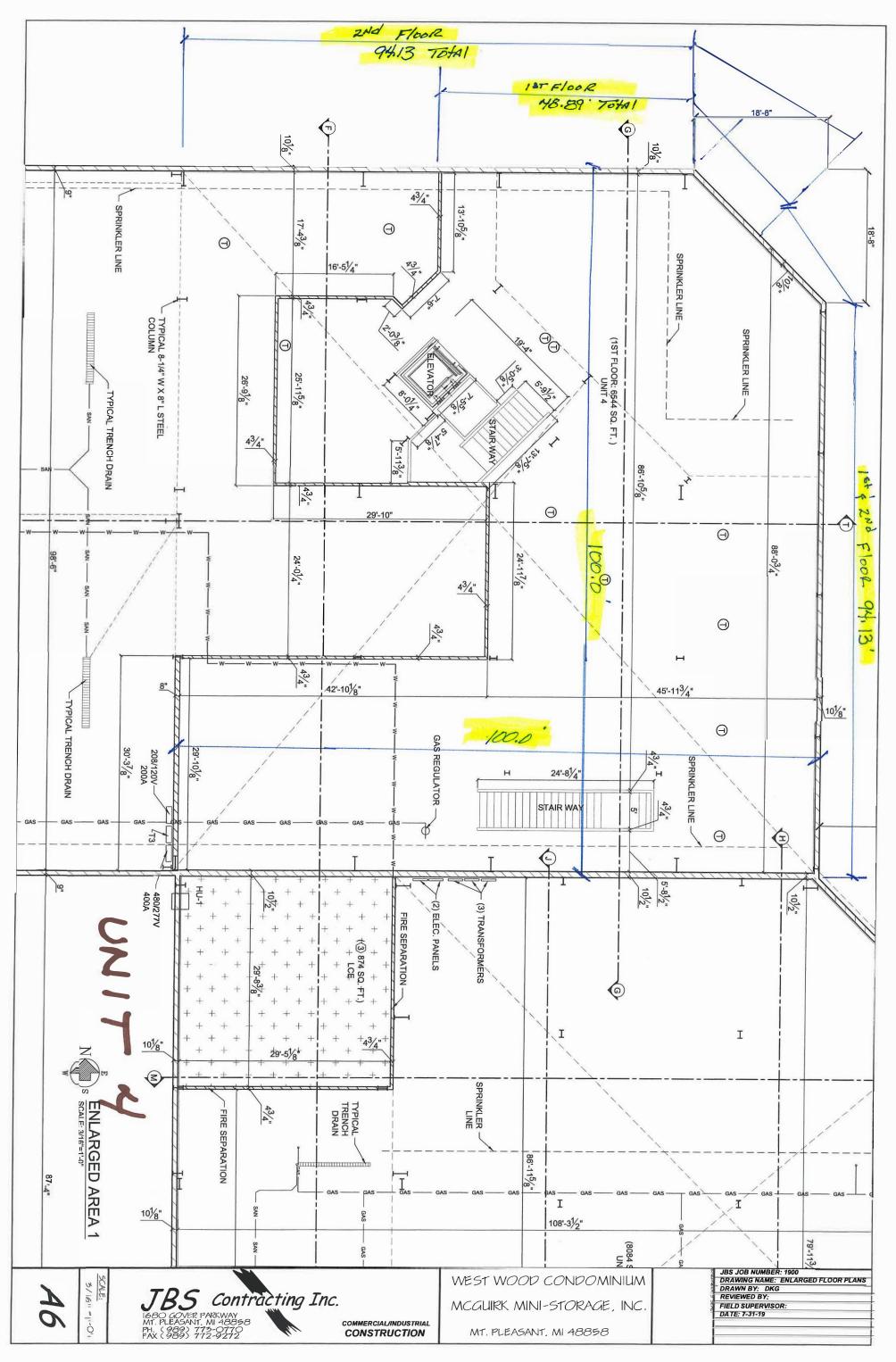
Permit #: Official Use	2. Applicant	VANDERLOON LLC		5. Owner / Job Name	SAME AS APPLICANT	
Zoning Parcel ID:	3. Address	209 EAST CHIPPEWA		6. Sign Address	UNIT 12 WEST CONDOMINIUM	
1. Application Date:	4. City State Zip	MT. PLEASANT, N	AI 48858	7.Greatest d of Building (t width, or len	neight,	
FREE STANDING SIGN	I (Only or	oo por porcol)		widin, or len	giii)	
If there are no existing fre		ne per parcel) rated or around sians (	complete iter	ns 5-10. If you d	are completiv	
REPLACING the existing s				cement?		
1. Existing SqFt	2. Existing	Height:	3. Existir	ng Front Setbac	ck:	
4. Existing Side Setback:				n property line e	closest to sign. Front	
5. Gound, Elevated or Billboard ?	ELEVATED	6. Height	Above Fre		7. SqFt 100	
8. Front Setback	9. Side Sett	back Side D	irection	10. Message	Center 11. Lighted	
WALL SIGNS			YAY.			
1. Existing Wall #1 SF	2.1	New wall #1 SqFt	99 3.	Replacement?	0	
4. Existing Wall #2 SF	5.1	New Wall #2 SqFt	6.	Replacement?		
7. Side Entrance SF:		(Permitted only who and is served by a p maximum aggrega	oarking lot. S		rear, for public use, included in	
Other Types - Awning	Marque, Suspe	nded, Subdivision ID, 1	Semporary (A	-frame, Banner	r, Trailer, Wind)	
Other type #		Other Type #2		Other Type		
Other 1 SqFt	Othe	er 2 SqFt		3 Other 3 Sql	+ 🗔	
For temporary signs only	Expires On		Collins .	30		
Variance Req?	BA Date		Variance	e Result:		
Comment	***************************************					
Total Cost of Sign(s)		Applicant Signiture			Date	_
Sign Permit Fee			Information sha any work done	ill vold this permit o	correct. False or inaccurate nd may result in remarks of Return to: 20 77 174 Rd.	
Approval Date:		Approval Signiture			DEC 17 L	

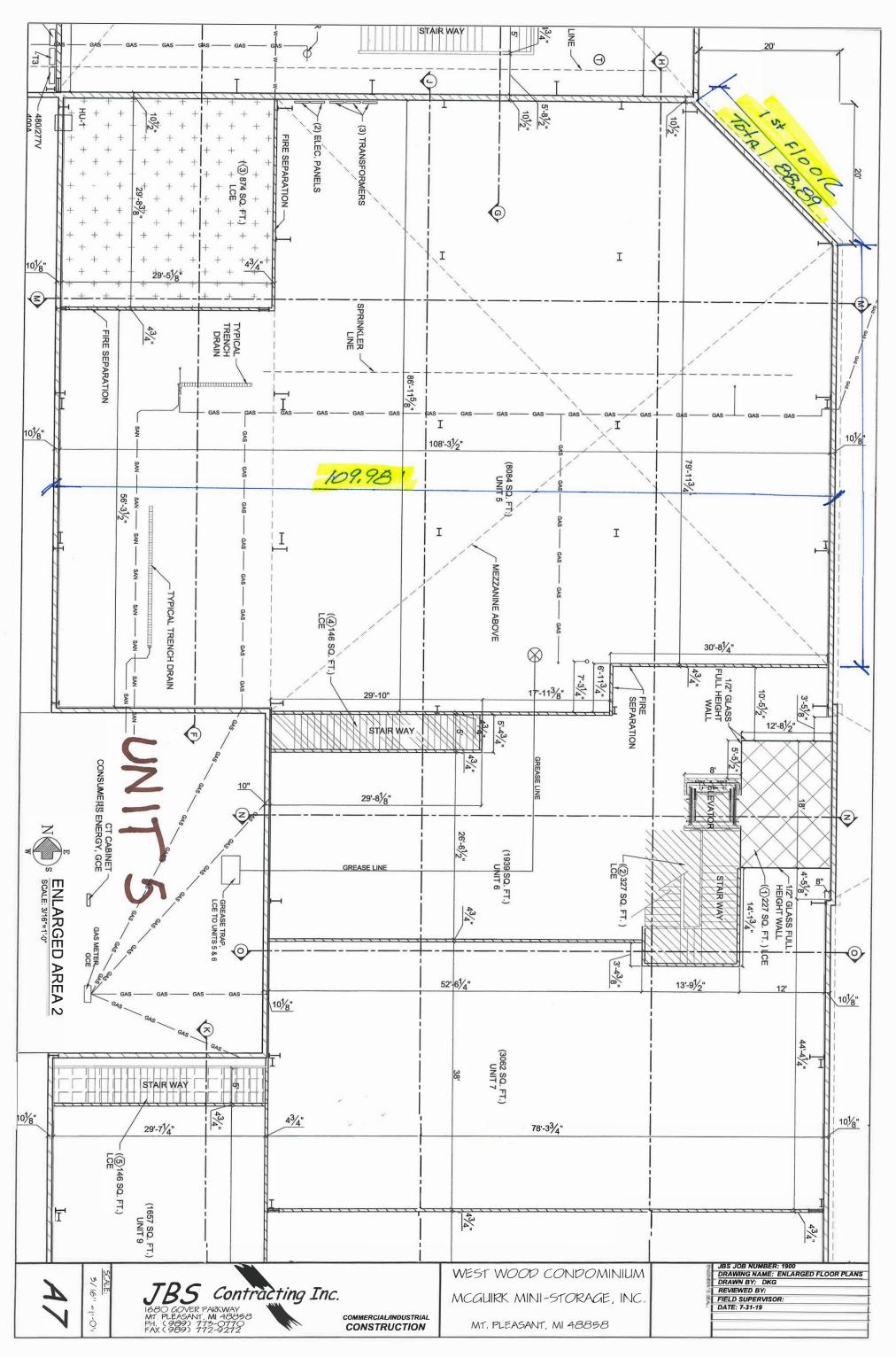
Permit #: Official Use	2. Applicant	MCGUIRK MINI STORA	AGE, INC.	5. Owner / Job Name	SAME AS	APPLICANT
Zoning	3. Address	3046 JENS WAY, P.O. E	3OX 530	4 Cian		-
Parcel ID:		00,000110111111111111111111111111111111		6. Sign Address	UNIT 13 WEST V	VOOD CONDOMINIUM
	4. City State	MT. PLEASANT, M	48858	70	L	
1. Application Date:	Zip			7.Greatest of Building (	nelght,	80.00 FT
11/5/19				width, or len	gth)	West 1
FREE STANDING SIGN	(Only or	ne per parcel)				
If there are no existing free REPLACING the existing s		ated or ground signs co		ns 5-10. If you cement?	are comple	tly
1. Existing SqFt	2. Existing	Height:	3. Existin	ng Front Setbac	ck:	
4. Existing Side Setback:		Note: Side set setback is fro		n property line	closest to si	gn. Front
5. Gound, Elevated or Billboard ?	ELEVATED	6. Height	Above Fre		7. SqFt	99
8. Front Setback	9. Side Set	back Side Dire	ection 🔲	10. Message	e Center□	11. Lighted
WALL SIGNS						
1. Existing Wall #1 SF	2.1	New wall #1 SqFt	3.	Replacement?	· 🗖	
4. Existing Wall #2 SF	5.1	New Wall #2 SqFt	6.	Replacement?		
7. Side Entrance SF:  (Permitted only when 2nd entrance is at side or rear, for public use, and is served by a parking lot. Square footage included in maximum aggregate.)						
Other Types Avales	Mayaria Ciana	and and Code division ID. To		frame Denna	Treller Mi	
		ended, Subdivision ID, Te	emporary (A	2.000		
Other type #		Other Type #2		Other Type 3	#	
Other 1 SqFt	Othe	er 2 SqFt		Other 3 Sq	Ft	
For temporary signs only Expires On						
Variance Req? 📋 z	BA Date		Variance	e Result:		
Comment						
Total Cost of Sign(s)		Applicant Signiture			Date	
Sign Permit Fee		1	nformation sha any work done	motion provided is Il void this permit o under this permit. I 48858 or FAX to (3	nd may result Return to: 2010	in removal of
Approval Date:		Approval Signiture		70	SCET	2019

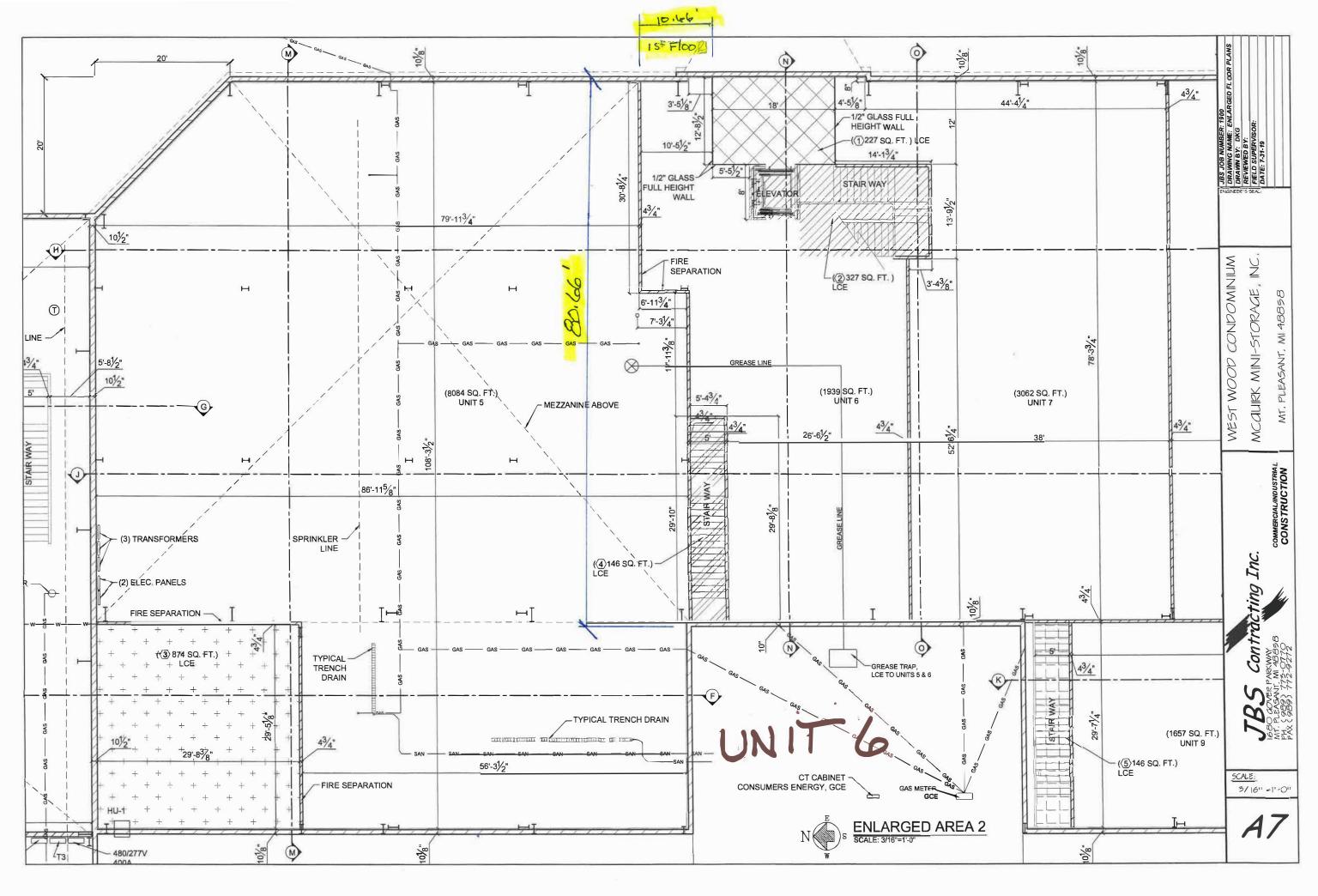


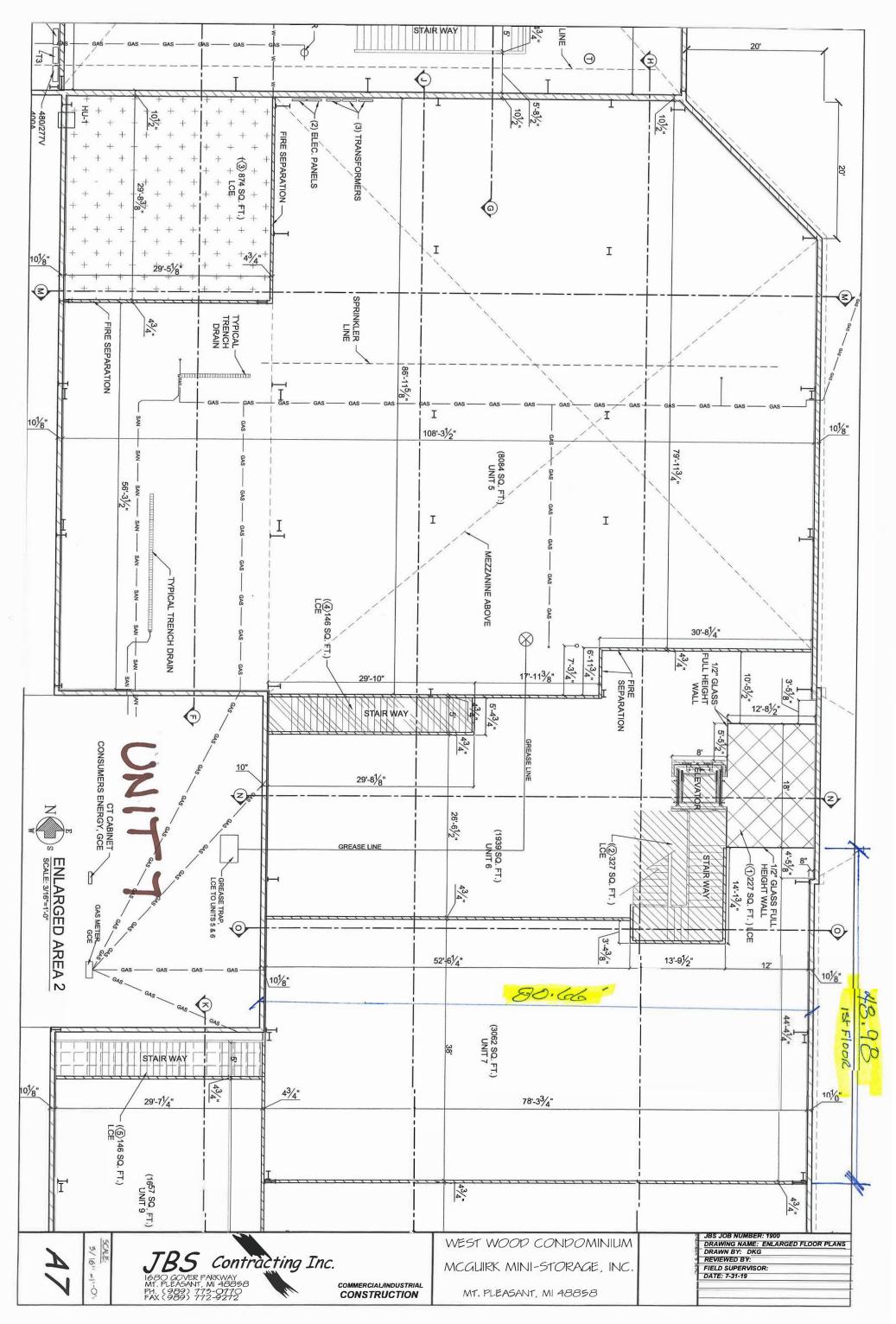


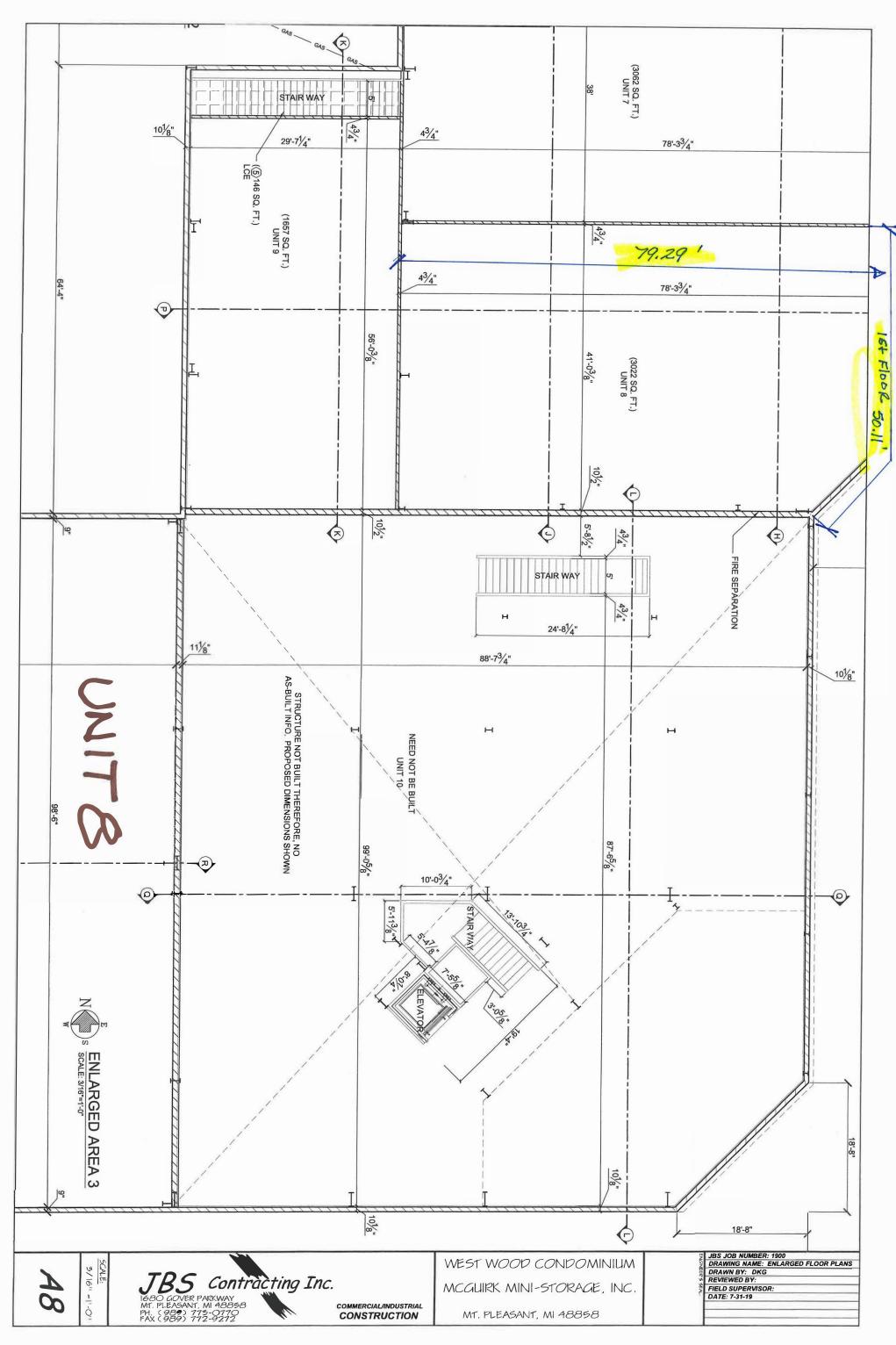


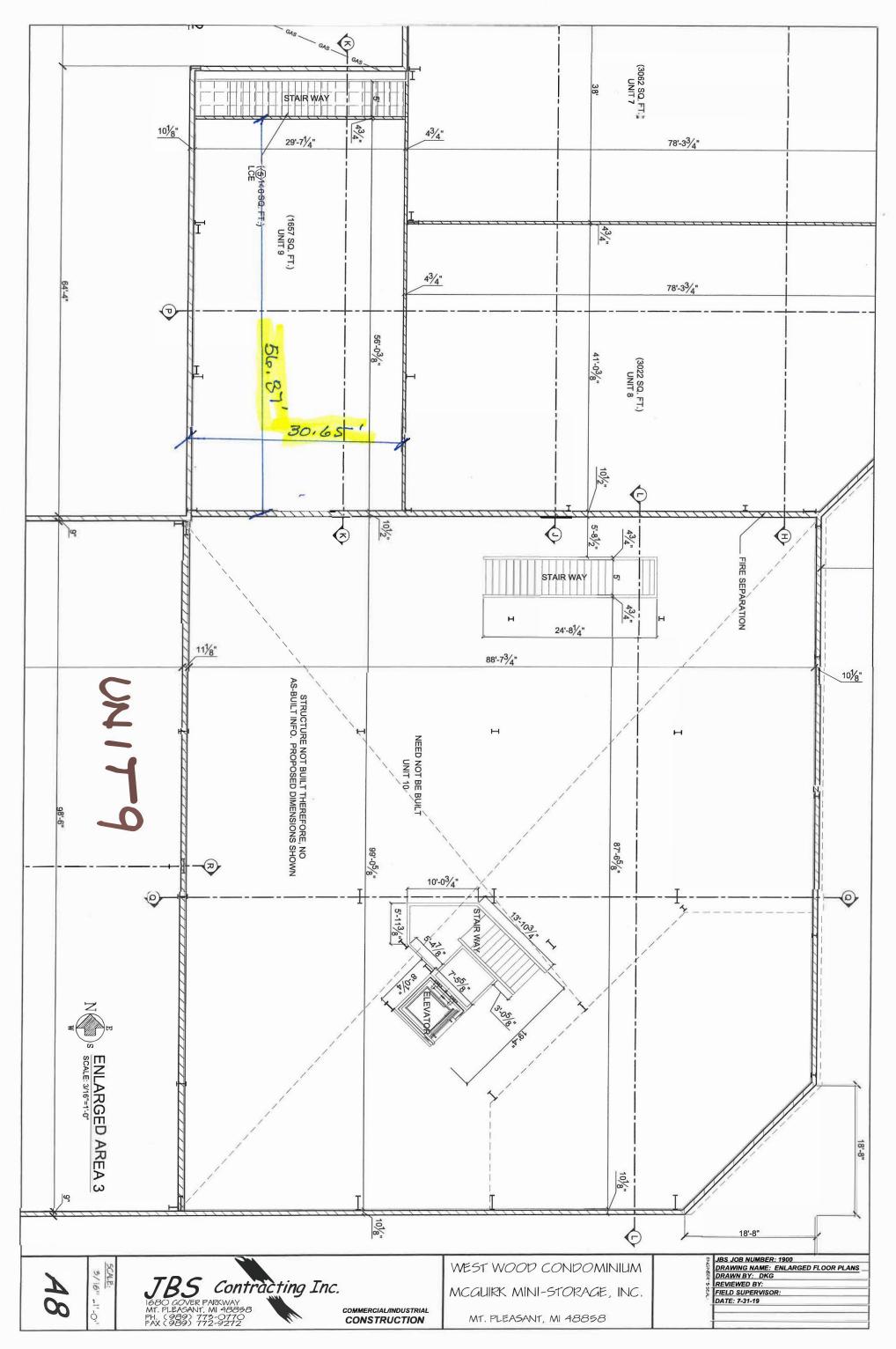


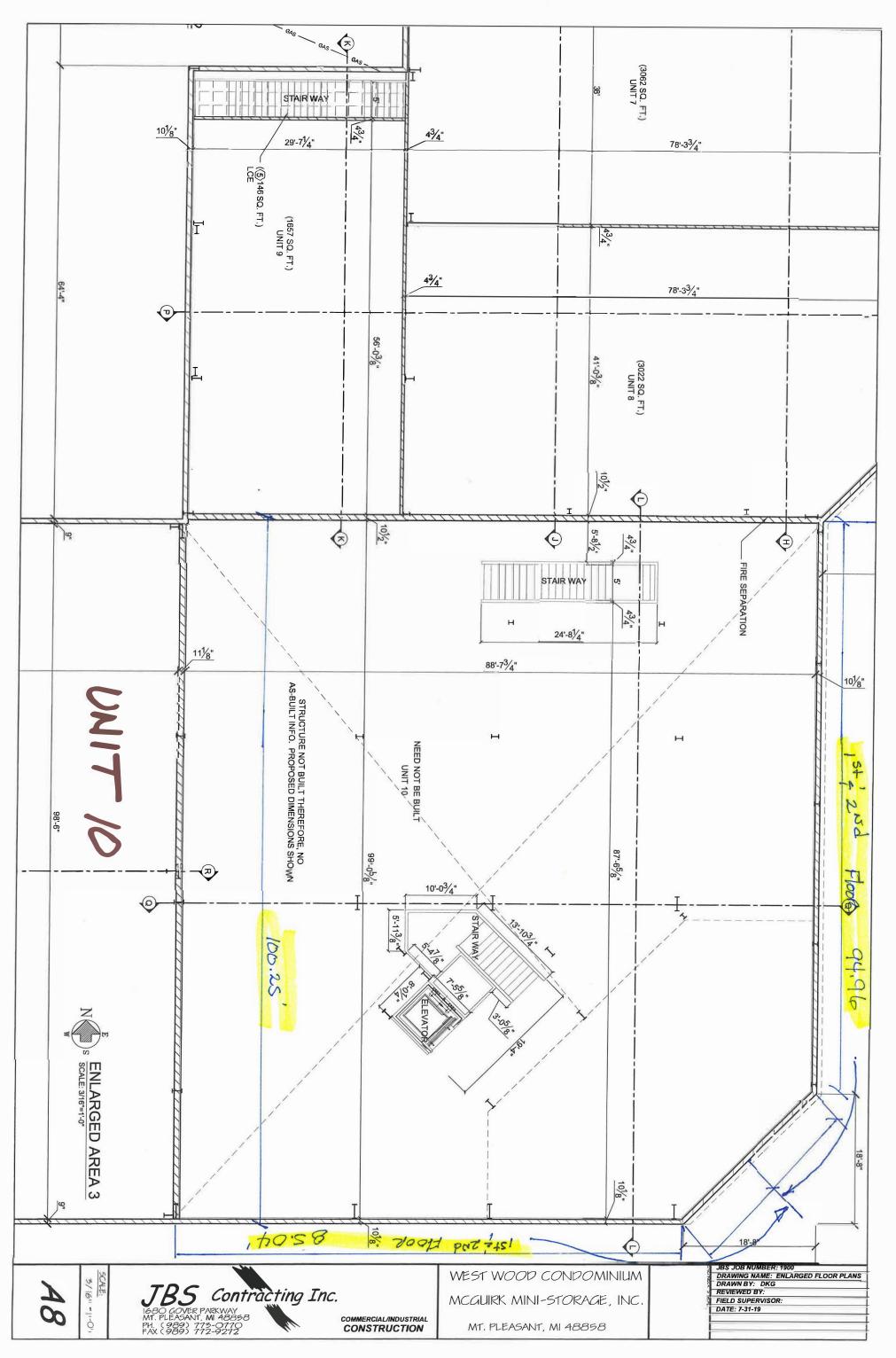


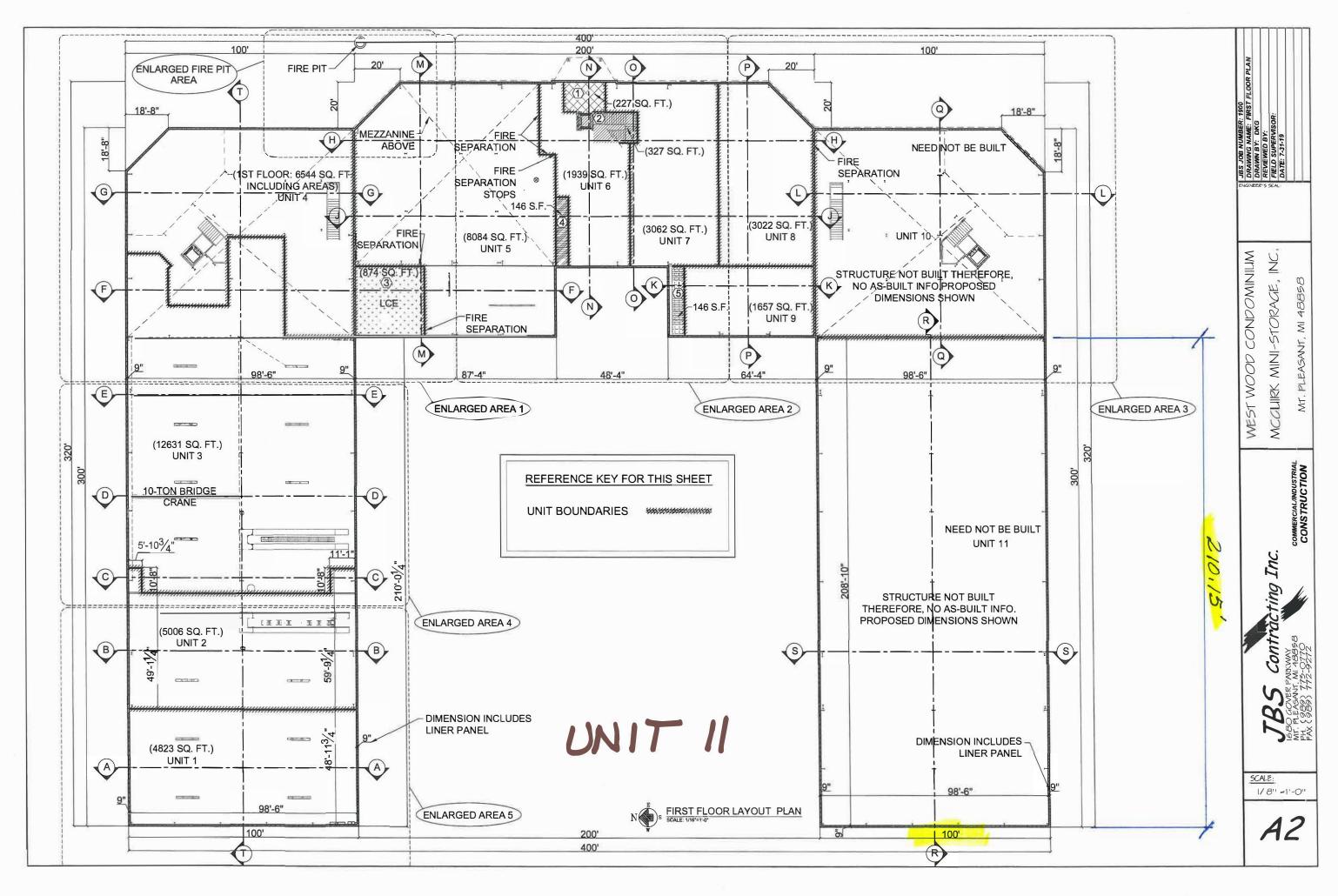


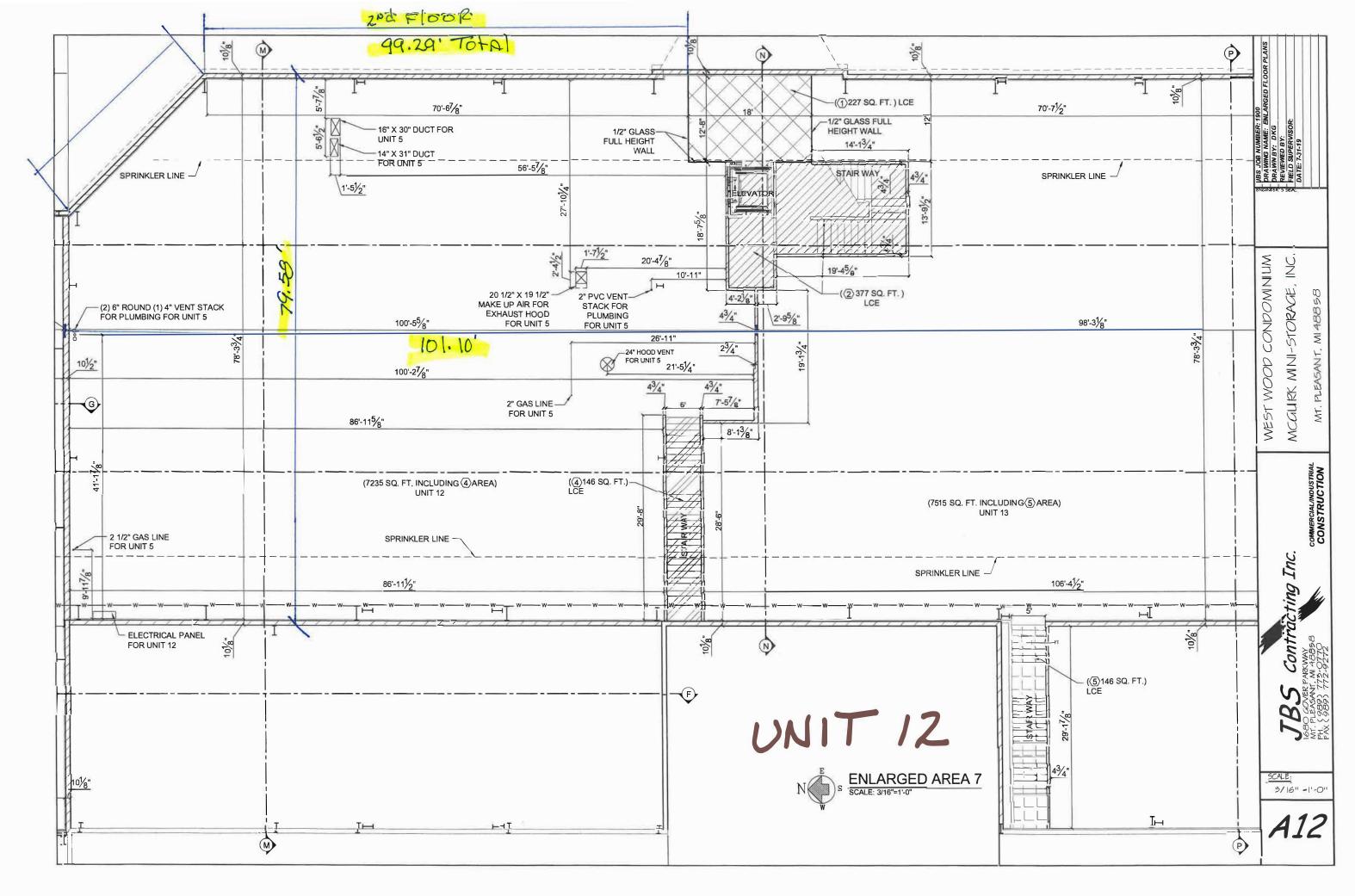


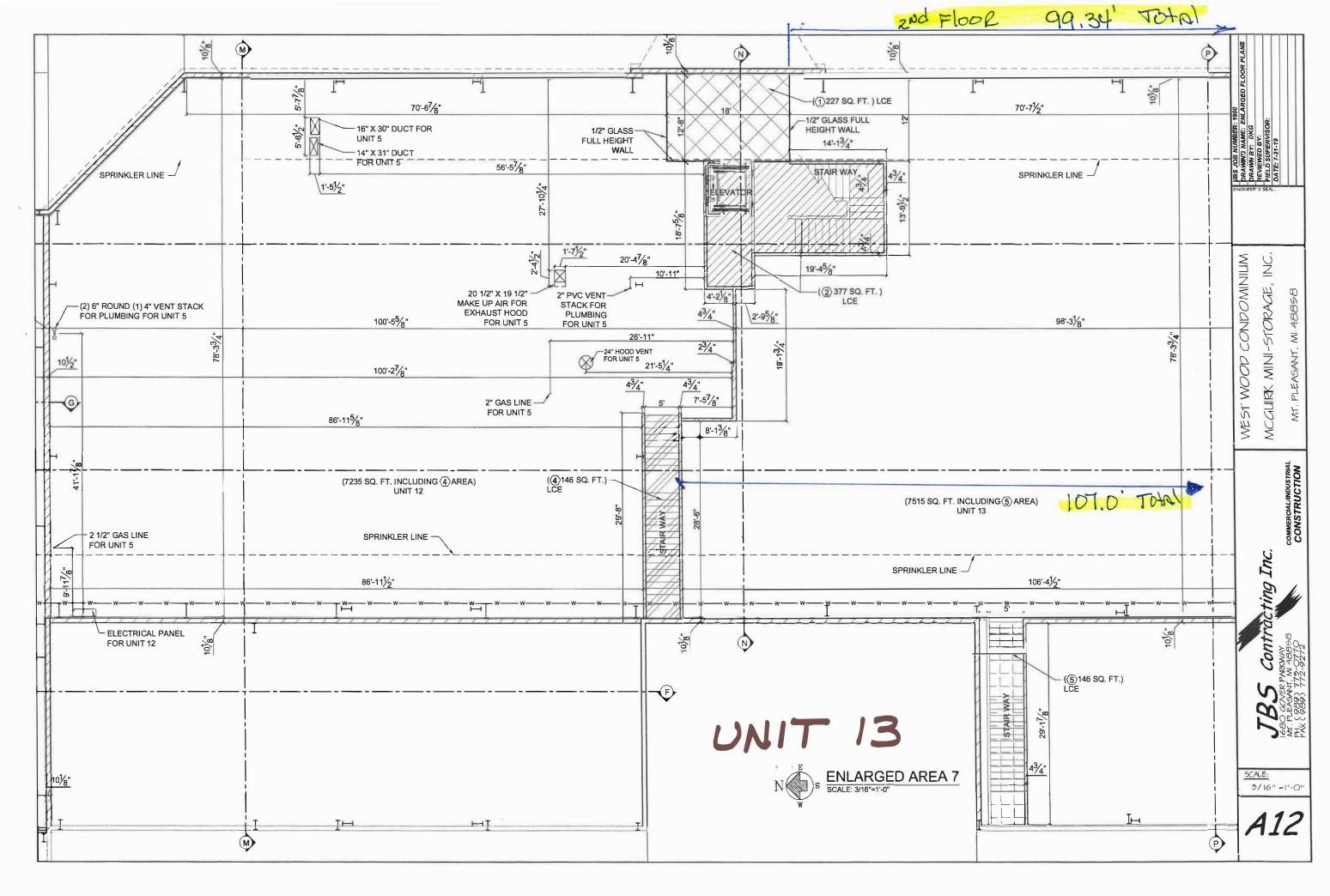


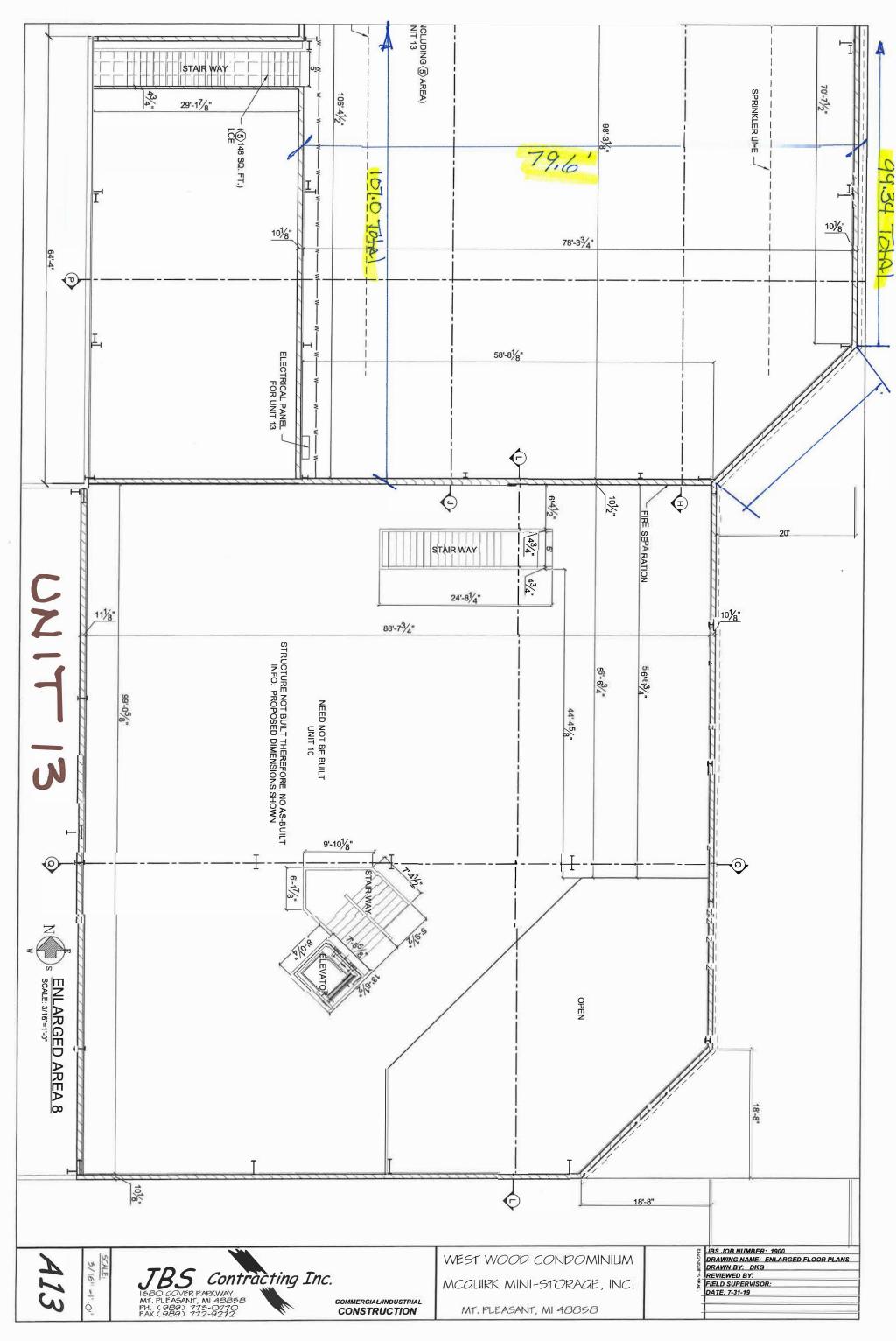












SIGNAGE PER ORDINANCE				
UNIT	WALL	FREESTANDING		
1	100 SF	50 SF		
3	100 SF	60 SF		
3	100 SF	100 SF		
4	150 SF	94 SF		
5	100 SF	89 SF		
6	81 SF	11 SF		
7	79 SF	49 SF		
8	79 SF	50 SF		
9	57 SF	40 SF		
10	150 SF	100 SF		
11	100 SF	100 SF		
12	99 SF	99 SF		
13	99 SF	99 SF		
TOTAL:	1294 SF	941 SF		

#### **PROPOSED VARIANCE REQUEST**

#### **SIGNAGE TO BE REMOVED:**

(1) WESTWOOD ACRES BOULEVARD ENTRANCE SIGN

## **PROPOSED FREESTANDING SIGNAGE: TOTAL 941 SF**

#### REMUS ROAD FRONTAGE:

- (2) 15'W  $\times$  20'H (600 SF) MULTI-PLACARD SIGN WITH AN OVERALL DIMENSION OF 24'W  $\times$  33'H
- (2) 90 SF 16'H (180 SF) FREESTANDING SIGN FOR SINGLE ADVERTISEMENT

#### JEN'S WAY FRONTAGE:

(1) EXISTING PLACARD MONUMENT SIGN 12'W x 12'H (144 SF)

#### JEN'S WAY AND LEXI LANE:

(1) 6'W x 2'10"H (17 SF) PLACARD MONUMENT SIGN

#### **PROPOSED WALL SIGNAGE: TOTAL 1294 SF**

#### **BUILDING CORNERS:**

NE CORNER: TOTAL 150 SF NW CORNER: TOTAL 150 SF SW CORNER: TOTAL 150 SF SE CORNER: TOTAL 150 SF

#### **REMUS ROAD FRONTAGE:**

(1) 50 SF

(1) 49 SF

#### JEN'S WAY FRONTAGE:

(2) 100 SF

(2) 50 SF (2) 60 SF

(1) 75 SF

#### LEXI LANE FRONTAGE:

(2) 50 SF

McGuirk Sand - Gravel Westwood Acres











## **SCHEMATIC 3D VIEWS** SIGNAGE PER ORDINANCE



3046 Jen's Way - Mount Pleasant, MI 48858  $989 \hbox{-} 772 \hbox{-} 1309$  Drawings and documents are schematic and are not suitable for construction.

McGuirk Sand - Gravel Westwood Acres

page number

December 13, 201<sub>9</sub><sub>2</sub>





3046 Jen's Way - Mount Pleasant, MI 48858
989-772-1309
Drawings and documents are schematic and are not suitable for construction.

McGuirk Sand - Gravel Westwood Acres

page number

December 13,  $201_{93}$ 





3046 Jen's Way - Mount Pleasant, MI 48858  $989 \hbox{-} 772 \hbox{-} 1309$  Drawings and documents are schematic and are not suitable for construction.

McGuirk Sand - Gravel Westwood Acres

page number

December 13, 201<sub>9</sub><sub>4</sub>





3046 Jen's Way - Mount Pleasant, MI 48858

 $989 \hbox{-} 772 \hbox{-} 1309$  Drawings and documents are schematic and are not suitable for construction.

McGuirk Sand - Gravel Westwood Acres

page number

December 13, 201<sub>0</sub>9<sub>5</sub>





3046 Jen's Way - Mount Pleasant, MI 48858

 $989 \hbox{-} 772 \hbox{-} 1309 \\$  Drawings and documents are schematic and are not suitable for construction.

McGuirk Sand - Gravel Westwood Acres

page number

December 13, 201<sub>96</sub>









**SCHEMATIC 3D VIEWS** PROPOSED SIGNAGE



SAND-GRAVEL
3046 Jen's Way - Mount Pleasant, MI 48858

 $989 \hbox{-} 772 \hbox{-} 1309$  Drawings and documents are schematic and are not suitable for construction.

McGuirk Sand - Gravel Westwood Acres

page number

December 13, 201<sub>0</sub>9<sub>7</sub>



# SCHEMATIC 3D VIEW PROPOSED SIGNAGE



3046 Jen's Way - Mount Pleasant, MI 48858

989-772-1309
Drawings and documents are schematic and are not suitable for construction.

McGuirk Sand - Gravel Westwood Acres

page number

December 13, 201<sub>98</sub>



### **SCHEMATIC 3D VIEW**

PROPOSED SIGNAGE



3046 Jen's Way - Mount Pleasant, MI 48858

 $989 \hbox{-} 772 \hbox{-} 1309$  Drawings and documents are schematic and are not suitable for construction.

McGuirk Sand - Gravel Westwood Acres

page number

December 13, 201<sub>9</sub>9



## SCHEMATIC 3D VIEW PROPOSED SIGNAGE



3046 Jen's Way - Mount Pleasant, MI 48858

 $989 \hbox{-} 772 \hbox{-} 1309$  Drawings and documents are schematic and are not suitable for construction.

McGuirk Sand - Gravel Westwood Acres

page number

December 13, 201<sub>080</sub>



### **SCHEMATIC 3D VIEW**

PROPOSED SIGNAGE



3046 Jen's Way - Mount Pleasant, MI 48858

 $989 \hbox{-} 772 \hbox{-} 1309$  Drawings and documents are schematic and are not suitable for construction.

McGuirk Sand - Gravel Westwood Acres

page number

December 13, 201<sub>81</sub>





McGuirk

SAND-GRAVEL
3046 Jen's Way - Mount Pleasant, MI 48858

McGuirk Sand - Gravel Westwood Acres

page number

December 13, 201<sub>082</sub>



MICHIGAN GROUP

### **AFFIDAVIT OF PUBLICATION**

2125 Butterfield Dr, Suite 102N • Troy MI 48084

CHARTER TOWNSHIP OF UNION 2010 S Lincoln

Mount Pleasant, MI 48858 Attention: KIM SMITH

> STATE OF MICHIGAN, COUNTY OF ISABELLA

The undersigned windy Saler (may being duly sworn the he/she is the principal clerk of Morning Sun, morningstarpublishing.com, published in the English language for the dissemination of local or transmitted news and intelligence of a general character, which are duly qualified newspapers, and the annexed hereto is a copy of certain order, notice, publication or advertisement of:

### **CHARTER TOWNSHIP OF UNION**

### Published in the following edition(s):

Morning Sun 01/05/20 morningstarpublishing.com 01/05/20

Notary Public - Michigan
Lapeer County
My Commission Expires Mar 30, 2021
Acting In the County of

Sworn to the subscribed before me this

Notary Public, State of Michigan Acting in Oakland County

### **Advertisement Information**

Client Id:

531226

Ad Id:

1936550

PO:

### Union Township Public Hearing Notice - Text Interpretation, Administrative Review, Variance

NOTICE is hereby given that Public Hearings will be held on Monday, January 20, 2020, at 6:00 p.m. at the Union Township Hall located at 2010 South Lincoln Road, Mt. Pleasant, Michigan, before the Union Township Zoning Board of Appeals for the purpose of hearing any interested persons in the following request(s) for Text Interpretation, Administrative Review, and Variance from Sections 11.11Signage Allotment Business Districts as required by the Union Township Zoning Ordinance 1991-5 as amended.

Requested by: McGuirk Mini Storage Inc: A Text Interpretation from section 11.11 signage allotment business districts.

Requested by: McGuirk Mini Storage Inc: An Administrative Review from section 11.11 signage allotment business districts.

Requested by: McGuirk Mini Storage Inc: A Variance from section 11.11 signage allotment business districts.

Section 11.11 signage allotment dusiness districts.

Legal Description of property: A PARCEL OF LAND IN THE NE '40 OF SECTION 20 TIAN PAW, UNION TOWNSHIP, ISABELLA COUNTY, MICHIGAN, DESCRIBED AS FOLLOWS: TO FIX POINT OF BEGINNING, COMMENCE AT THE NE CORNER OF SAD SECTION 20; THENECE S.89-42-08'W., ON AND ALONG THE NORNT LINE OF SAID SECTION, 635.36 FEET TO THE POINT OF BEGINNING OF THIS DESCRIPTION; THENCE S 00-55'-47' E., PARALLEL WITH THE EAST LINE OF SAID SECTION, 700 FEET: THENCE S.89-42'-08'W., PARALLEL WITH SAID ADDRITH SECTION LINE, 691.53 FEET TO A POINT ON THE EAST 1/8 LINE OF SAID SECTION; THENCE N. 00-15'-24'W., 517.97 FEET; THENCE N. 00-55'-47'W., PARALLEL WITH SAID EAST SECTION, 182.00 FEET TO A POINT ON THE NORTH LINE OF SAIDSECTION 20; THENCE N. 98-42'-08", ON AND ALONG THE NORTH LINE OF SAID SECTION, 685.44 FEET BACK TO THE POINT OF BEGINNING, CONTAINING I1.05 ACRES OF LAND AND SUBJECT TO AND TOGETHER WITH ALL EASTMENTS AND RESTRICTION OF RECORD.

This property is located at 3046 Jen's Way Mount Pleasant, MI 48858

All interested persons may submit their views in person, in writing, or by signed proxy prior to the public hearing or at the public hearing.

All materials concerning this request may be seen at the Union Township Hall, located at 2010 S. Lincohn Road, Mt Pleasant, Michigan, between the hours of 8:30 a.m. and 4:30 p.m., Monday through Friday. Phone number (989) 772-4600 Frt 24

Peter Gallinat, Union Twp. Planne

Published January 5, 2020

Sales Person: 200308



The parcel outlined in the subject of the various request(s). The signage related request(s) pertains to the existing building not shown above that is North of Lexi Ln. and West of Jen's Way. The YELLOW border around the parcel represents a 300ft radius. Anyone within this 300ft radius is sent notice of the public hearing(s).



RYAN'S INVESTMENTS LLC PO BOX 753 MOUNT PLEASANT, MI 48804-0753 RI CS4 LLC 11995 EL CAMINO REAL SAN DIEGO, CA 92130 IMPERIAL COMPANY
PO BOX 408
MOUNT PLEASANT, MI 48804-0408

MCDONALDS CORPORATION (21-1306 PO BOX 182571 COLUMBUS, OH 43218-2571

FIRSTBANK 102 S MAIN ST MT. PLEASANT, MI 48858 TWENTY WEST PARTNERSHIP INC PO BOX 329 MOUNT PLEASANT, MI 48804-0329

MAAS MT PLEASANT LLC 1845 BIRMINGHAM SE LOWELL, MI 49331 MAAS DEVELOPMENT !! LLC 2445 S LINCOLN RD MT PLEASANT, MI 48858 TWENTY WEST PARTNERSHIP INC PO BOX 329 MOUNT PLEASANT, MI 48804-0329

MCGUIRK MINI STORAGE INC PO BOX 530 MT PLEASANT, MI 48804-0530 FIGG RICHARD & BETTY 3860 ST ANDREWS DR MT PLEASANT, MI 48858 FIGG RICHARD & BETTY 1239 E BROOMFIELD RD MOUNT PLEASANT, MI 48858

MCGUIRK MINI STORAGE INC PO BOX 530 MT PLEASANT, MI 48804-0530 MCGUIRK MINI STORAGE INC PO BOX 530 MT PLEASANT, MI 48804 0530 EDC INVESTMENTS LLC PO BOX 653 MOUNT PLEASANT, MI 48804-0653

EDC INVESTMENTS LLC PO BOX 653 MOUNT PLEASANT, MI 48804-0653 PETRO-VEST OPERATING LLC PO BOX 653 MOUNT PLEASANT, MI 48804 0653 ZENEBERG GAIL D 1688 E REMUS RD MOUNT PLEASANT, MI 48858

UNION FARMS LLC 1720 E PICKARD RD MT PLEASANT, MI 48858 PETERS EDWARD T 4240 E MILLBROOK RD MT PLEASANT, MI 48858 MID MICHIGAN PROPERTY GROUP 2060 E REMUS RD MOUNT PLEASANT, MI 48858

ISABELLA COMM CREDIT UNION 2100 E REMUS RD PO BOX 427 MOUNT PLEASANT, MI 48804-0427 CAMPBELL ANNA M TRUST 2732 ELAND CT MOUNT PLEASANT, MI 48858 PITTSLEY JOSHUA M 1880 OAKLAND DR MT PLEASANT, MI 48858

PITTSLEY JOSHUA M 1880 OAKLAND DR MT PLEASANT, MI 48858 SWINDLEHURST RICHARD 700 N ISABELLA RD MT PLEASANT, MI 48858 PITTSLEY JOSHUA M 1880 OAKLAND DR MT PLEASANT, MI 48858

PITTSLEY JOSHUA M 1880 OAKLAND DR MT PLEASANT, MI 48858 PITTSLEY JOSHUA M 1880 OAKLAND DR MT PLEASANT, MI 48858 UTTERBACK CURT J & ROBYN L 3397 S LINCOLN RD MOUNT PLEASANT, MI 48858