

**Notice of an Electronically Conducted
Special Meeting of the Charter Township of Union
Board of Trustees**

Notice is hereby given that the Charter Township of Union Board of Trustees will conduct a special meeting on April 30, 2020 meeting electronically at 7:00 p.m., consistent with direction from the Governor and state and county health officials to slow the spread of the COVID-19 virus.

The Township Hall remains closed to the public, so there will be no in-person public attendance in the Township Hall Board Room (2010 S. Lincoln Rd., Mt. Pleasant, MI 48858), although some Board of Trustees members and Township staff may choose to participate from this location.

All interested persons may attend and participate. The public may participate in the meeting by computer and smart phone using the following link to the electronic meeting location: <https://us02web.zoom.us/j/86187116676?pwd=OXBqRjBOUIVQMEp4UzBiOWE1NnkrUT09> (Meeting ID Enter "861 8711 6676" Password enter "303045"). Access to the electronic meeting will open at 6:30 p.m. All participants will be placed in a virtual waiting room until the meeting moderator opens the meeting at 7:00 p.m.

To participate via telephone conference call, please call (253) 215-8782 or (312) 626-6799. Enter "861 8711 6676" and the "#" sign at the "Meeting ID" prompt, and then enter "303045" at the "Password" prompt. Lastly, re-enter the "#" sign again at the "Participant ID" prompt to join the meeting.

The meeting agenda, packet of materials relating to the meeting, and instructions for connecting to the meeting electronically are available on the Township's website under "Minutes and Board Packets" at <http://www.uniontownshipmi.com/>.

Questions and comments will be received during the public comment sections of the meeting. For participants accessing via computer or smartphone to indicate a desire to address the Board of Trustees, please use the "Raise Your Hand" icon. First, click on the "Participants" button at the bottom center of the screen, and then click on the "Raise Your Hand" icon near the bottom right corner of the screen. To rise your hand for telephone dial-in participants, press *9. The Supervisor will call on you by the last three digits of your phone number to invite any comment, at which time you will be unmuted by the meeting moderator.

If there are a large number of participants, the Supervisor may choose to call on individuals by name or telephone number. Please speak clearly, and provide your name and address before making your comments. Please note that the meeting moderator will control the muting and unmuting of participants during public comment.

Written comments to the Board of Trustees may also be delivered to the drop box at the Township Hall. Comments received prior to 3:00 p.m. on 4/30/2020 will be read aloud to the Board of Trustees.

Persons with disabilities needing assistance to participate should call the Township office at (989) 772-4600. Persons requiring speech or hearing assistance may contact the Township through the Michigan Relay Center at 711. A minimum of one (1) business day of advance notice will be necessary for accommodation.

Instructions to Participate in an Electronically Conducted Special Meeting of the Charter Township of Union Board of Trustees

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“Raise Your Hand” for Citizen Participation During the Public Comment Periods

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Click “Lower Hand” to lower it if needed. If you are accessing via computer, you can also use the Alt+Y (Windows) or Option+Y (Apple) to raise or lower your hand. The host will be notified that you’ve raised your hand. The Mute/Unmute function will be controlled by the meeting moderator.

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Can I Use Bluetooth Headset? Yes, as long as the Bluetooth device is compatible with the computer or mobile device that you are using.

Do I have to have a webcam to join on Zoom? While you are not required to have a webcam to join a Zoom Meeting, you will not be able to transmit video of yourself. You will continue to be able to listen and speak during public comment, and view the webcam video of other participants.

Leaving the Meeting: Click the “Leave Meeting” link at the bottom of the screen at any time to leave the meeting.



BOARD OF TRUSTEES

Special Meeting – Electronic Meeting. Instructions for access will be posted and available on website (uniontownshipmi.com) home page

April 30, 2020

7:00 p.m.

1. CALL MEETING TO ORDER
2. PLEDGE OF ALLEGIANCE
3. ROLL CALL
4. APPROVAL OF AGENDA
5. PRESENTATIONS
6. PUBLIC HEARINGS
7. PUBLIC COMMENT: Restricted to three minutes regarding items on this agenda
Note: This is an opportunity for comments only, questions to the Board will not be answered at this time. For specific answers to questions, please call Township Hall (989-772-4600)
8. REPORTS/BOARD COMMENTS
9. CONSENT AGENDA
 - A. Communications
 1. Email
10. NEW BUSINESS
 - A. Continue discussion of the Extraction Ordinance
11. EXTENDED PUBLIC COMMENT: Restricted to 5 minutes regarding any issue
Note: This is an opportunity for comments only, questions to the Board will not be answered at this time. For specific answers to questions, please call Township Hall (989-772-4600)
12. MANAGER COMMENTS
13. FINAL BOARD MEMBER COMMENT
14. CLOSED SESSION
15. ADJOURNMENT



Board Expiration Dates

Planning Commission Board Members (9 Members) 3 year term			
#	F Name	L Name	Expiration Date
1-BOT Representative	Lisa	Cody	11/20/2020
2-Chair	Phil	Squatrito	2/15/2023
3-Vice Chair	Denise	Webster	2/15/2020
4-Secretary	Alex	Fuller	2/15/2023
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 Board of Appeals Members (5 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 Members) 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
Citizens Task Force on Sustainability (4 Members) 2 year term			
#	F Name	L Name	Expiration Date
1	Don	Long	12/31/2020
2	Mike	Lyon	12/31/2020
3	vacant seat		12/31/2018
4-BOT Representative	vacant seat		11/20/2020
Construction Board of Appeals (3 Members) 2 year term			
#	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	Sarvjit	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 Recreational Commission (1 seat from Township) 3 year term			
#	F Name	L Name	Expiration Date
1	Robert	Sommerville	12/31/2022
Sidewalks and Pathways Prioritization 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

From: [LuAnn Steiner](#)
To: [Jennifer Loveberry](#)
Subject: Gravel pit
Date: Monday, April 27, 2020 8:49:35 AM

To whom it may concern: I was asked to give my input on the pit situation on Millbrook Rd. Although I am not a resident in that area, I am a resident in an area with a pit in operation. I also need to mention that it is a retired gravel pit that is now being used as a soil farming pit. They are cleaning gas and well sites up and this is where they are cleaning the soil. Putting that part aside the road usage would be the same. We have non stop gravel trucks all day long driving up and down our gravel road. It is non stop dust!!! Many times these trucks are going much faster that they should. You can't open your windows because the dust is so thick. You can't enjoy the outside because you can't breathe due to dust. Driving behind these trucks is extremely dangerous because you can't see...not even the truck in front of you. The county will not brine as often as needed due to budget costs. The road turns into a washboard due to these heavy trucks. County will not grade as often as needed due to budget cuts. Now about the noise. We used to be able to go outside and enjoy nature and the peaceful environment. One of the reasons for settling here. Not anymore. The banging and grinding is truly not peaceful! We have been in contact with government officials and the only thing we finally got out of it is the pit people are trying to keep the road wet and free from dust. We will see how this year goes. If I were a resident on Millbrook Rd I would be very upset about this pit.
LuAnn Steiner.
Rolland Rd.

[Sent from Yahoo Mail for iPhone](#)

From: [Denise Richards](#)
To: [Jennifer Loveberry](#)
Subject: Extraction Ordinance
Date: Tuesday, April 28, 2020 12:36:44 PM

Union Township Board of Trustees

Re: Extraction Ordinance

The attorney representing the financial interests of one person has threatened to sue the Township for aspects of the proposed Extraction Ordinance. He asserts that certain aspects of the Ordinance are “onerous” and “beyond the pale of reason”.

It is onerous, and beyond the pale of reason to expect that one person's financial gains shall take priority over the health and well being of the residents of Union Township who will be negatively impacted by the lack of oversight and regulation of extraction operations.

It is onerous and beyond the pale of reason that a mining pit be allowed to operate six days a week, 7am-7pm near local residents' homes, using haul routes that affect many many other people.

It is onerous and beyond the pale of reason to allow a gravel pit to operate within 500 feet of residents' homes.

It is onerous and beyond the pale of reason to allow gravel trucks to travel our roads, raising harmful and copious amounts of dust, wreaking havoc on the roadways, and causing health and safety hazards to our families.

It is onerous and beyond the pale of reason to expect us, then, to pay for the increased damages done to our already less-than-adequately maintained roads.

It is onerous and beyond the pale of reason to imagine that such long term, unregulated dredging operations will not compromise our quality of life.

It is onerous and beyond the pale of reason to imagine that a gravel pit and its resultant negative consequences will not cause our home values to plummet; and then additionally, vastly reduce our ability to move away from the contaminated area due to these created financial hardships—again, for the financial gains of one person.

It is onerous and beyond the pale of reason to allow the dumping of unusable, unregulated and uninspected materials into our neighborhood.

It is onerous and beyond the pale of reason that our ground water wells not be protected from negative impacts of mining activities.

It is onerous and beyond the pale of reason to expect humans to be helplessly subjected to conditions that citizen taxpayers living near pits are currently being forced to contend with. A Sherman Township resident living on the Rolland Road truck route reported to me, “They were not to operate the pit without paving the road. Of course they got around it. The dust was

horrible. The noise was so bad. No peace! You couldn't go outside and enjoy it. Couldn't have your windows open due to dust and noise. Constant trucks back and forth. We made government contacts. They told us they would look into it. We fought for two years...I wish I could be optimistic about your situation but it's just too hard to beat the big good ole boys!" A Deerfield resident reports that "Hubscher got a lawyer against us. And he got big wigs from Fisher and Central concrete to talk on his behalf. Many neighbors are upset about the new pit on Wing Road...Another thing we all do is ask for our taxes to be lowered due to Hubscher's Pit. They say we are beating a dead horse. But we figure, they allowed the pit, so lower our taxes."

The current applicant's attorney states that the costs for the applicant associated with the Extraction Ordinance are unwarranted and unreasonable. How are the costs to human health and quality of life quantified? Life is filled with inherent risks to our well being—some of them are unpredictable and unexpected, such as the Coronavirus. A Township Gravel Pit with its vast and multitudinous problems are risks that are known, expected, and preventable. Why would the Township not prevent them? How do the financial rights of one person override the human rights of the community? The applicant himself quoted, to the board, personal costs of the project related to the Extraction Ordinance. But, how much does asthma cost? Or COPD? How much does quality of life cost? What is the price tag for peace of mind? What is the safety of families worth? What is the price of the freedom and enjoyment to open and the windows of your own home?

Board members have examined and discussed the Extraction Ordinance at length. It's not a perfect document, but it's far better than no document. Adjustments can be made that are favorable to all involved; but not only adjusting bits that favor the applicants and those with the biggest, most expensive attorneys. The Constitution of the United States was not a perfect document when it was created. It has twenty seven amendments, and still, it's not perfect. It's better than no Constitution.

Denise Richards
Union Township Resident



To: Township Board of Trustees

From: Rodney C. Nanney, AICP, Community and Economic Development Director

cc: Mark Stuhldreher, Township Manager

Date: April 24, 2020

Subject: **Additional revisions to the proposed Extraction Ordinance per the Board's direction**

The following additional revisions to the proposed Extraction Ordinance have been prepared in response to direction from the Board of Trustees during your regular April 22, 2020 meeting.

Sections 14.1 and 14.2 have been revised to delete the road and internal access drive paving requirements, and to insert provisions to confirm the Applicant/Owner/ Operator's responsibility for road maintenance and dust control necessary to mitigate extraction operation impacts. No changes are proposed to the text of Sections 14.3 and 14.4.

Proposed insertions into the text of Section 14 are highlighted below in blue underlined text, with deletions highlighted in ~~red strikethrough text~~.

**CHARTER TOWNSHIP OF UNION
ISABELLA COUNTY, MICHIGAN**

ADDITIONAL REVISIONS TO THE PROPOSED EXTRACTION ORDINANCE

Section 14. Ingress-Egress Requirements (excerpt)

All extraction operations shall conform to the following minimum ingress-egress requirements:

14.1 **Road Access Limitations.** All ingress and egress for the extraction operation, including the approved haul route, shall be limited to public roads ~~paved with asphalt or concrete and designated as a state highway, arterial, thoroughfare or county primary road~~ by subject to the state or county road authority with jurisdiction. If a road use or maintenance agreement is required by the road authority to provide for increased maintenance and dust control services necessary to mitigate extraction operation impacts, the Applicant/Owner/Operator shall provide a copy of the executed agreement to the Township Planner for the Township's records.

14.2 **Internal Access Drive.** Each extraction operation shall be limited to one (1) access point and access drive into the site from the public road, which shall be subject to approvals from the Planning Commission and the state or county road authority with jurisdiction. The Applicant/Owner/Operator shall be responsible for maintaining and treating the access road ~~shall be paved~~ from the edge of the roadway ~~to the lockable gate, and for an additional a~~ minimum of 300 feet into the site ~~from the lockable gate~~ for dust control necessary to mitigate extraction operation impacts.

14.3 & 14.4 *same as previous draft presented during the 4/22/2020 meeting*