

**SUPERIOR CHARTER TOWNSHIP
REGULAR BOARD MEETING
SUPERIOR CHARTER TOWNSHIP HALL
3040 N. PROSPECT; YPSILANTI, MI 48198**

February 16, 2010

7:30 p.m.

AGENDA

1. CALL TO ORDER
2. PLEDGE OF ALLEGIANCE
3. ROLL CALL
4. ADOPTION OF AGENDA
5. APPROVAL OF MINUTES
 - a. Regular Meeting of January 19, 2010
6. CITIZEN PARTICIPATION
 - a. Washtenaw Livingston Commuter Rail, "Wally"
7. REPORTS
 - a. Supervisor
 - b. Departmental Reports: Building Department, Fire Department, Fire Marshal Report, Hospital False Alarm Report, Ordinance Officer, Sheriff's Report, Zoning Report
 - c. Utility Department, December 2009 Financials
8. COMMUNICATIONS
 - a. Jan Patrick, Energy Efficiency Grant, Awarded
 - b. Jan Patrick, LED Demonstration Grant, Not Selected
 - c. Annual Meeting of the WCRC, April 19, 2010
9. UNFINISHED BUSINESS
 - a. Washtenaw County PDR Program, Staffing Change
 - b. Great Dane Rescue, Inc., Resolution Request
10. NEW BUSINESS
 - a. Bromley Park, Annual Utility Maintenance Fee 2008, 2009 and 2010
 - b. Township Telephone Proposal
 - c. Consent Judgment Between Superior Township and Hummana LLC and NYR82 LLC
 - d. Energy Efficiency Grant, Superior Township and Willow Run Agreement
 - e. Energy Efficiency Grant, Grant Administration Contract
 - f. 2010 Health Insurance Premium
 - g. Excess Equipment in the Building Department
 - h. Township Cell Phones
 - i. Fire Department Treadmill Replacement

- j. New Shredder
- k. Budget Amendments

- 11. PAYMENT OF BILLS
- 12. PLEAS AND PETITIONS
- 13. ADJOURNMENT

David Phillips, Clerk 3040 N. Prospect, Ypsilanti, MI 48198 734-482-6099

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1. CALL TO ORDER

The regular meeting of the Superior Charter Township Board was called to order by the Supervisor at 7:30 p.m. on January 19, 2010, at the Superior Township Hall, 3040 North Prospect, Ypsilanti, Michigan.

2. PLEDGE OF ALLEGIANCE

The Supervisor led the assembly in the pledge of allegiance to the flag.

3. ROLL CALL

The members present were William McFarlane, Brenda McKinney, David Phillips, Nancy Caviston, Roderick Green, Lisa Lewis and Alex Williams.

4. ADOPTION OF AGENDA

It was moved by McKinney, seconded by Caviston to adopt the agenda as presented.

The motion carried by a voice vote.

5. APPROVAL OF MINUTES

A. REGULAR MEETING OF DECEMBER 21, 2009

It was moved by Caviston, seconded by McKinney, to approve the minutes of the regular Board meeting of December 21, 2009, as presented.

The motion carried by a voice vote.

6. CITIZEN PARTICIPATION

A. PUBLIC HEARING- CONSENT JUDGMENT BETWEEN SUPERIOR TOWNSHIP AND HUMMANA LLC AND NYR82 LLC

It was moved by Caviston, seconded by Lewis, to open the Public Hearing for the Consent Judgment between Superior Township and Hummana LLC and NYR82 LLC.

The motion carried by a voice vote. The hearing began at 7:35 pm.

Supervisor McFarlane welcomed the audience and provided background information on the lawsuit and negotiations that led to the drafting of the proposed Consent Judgment.

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Clerk David Phillips provided information on the purchase price of the Ford Rd. fire station property, the Brother's house, other properties in the area, purchase price of a conservation easement in a neighboring community and the values established by the appraisal. He said based upon these figures, he felt the Township was getting a good deal.

Attorney Fred Lucas made a PowerPoint presentation which outlined the property, history of the dispute and the terms of settlement.

Planning Consultant Don Pennington made a presentation which addressed how the Consent Judgment would affect the area from a planning and zoning perspective.

Current Fire Chief and retired Fire Chiefs Garvin Smith and Max Marken provided information on the condition and utility of current Fire Station #2 and the suitability of the corner 8.1 acres for a fire station.

Comments and questions were taken from the audience with each person limited to three minutes. They included the following:

Kathleen Martin, Stommel Rd., inquired if a future board could change the zoning and if the owners of the property own any other property in the Township.

John Swatzenburger, Harris Rd., requested clarification on the location of the property and its access to public water and sewer.

Robert Basaro, Paddock Way, representing the Hunters Creek Homeowners Association provided a written letter to the Board and provided a verbal summary. He stated the Township is paying dearly for the eight acres. The uses proposed for the 29 acres are not in accord with the Township's Growth Management Plan and set a precedent for potential future commercial development. The Township should not permit trailers to be used for storage on the site. He requested not permitting any removal of the trees that provide greenbelt for the home at 2023 Hunters Creek, he is concerned about the possibility of chemicals from the site leaking into the ground water and contaminating local wells, he also suggested if Superior Feed sells the property, the property should revert to the Township.

Marion Morris, Vreeland Rd., representing the Superior Land Preservation Society, and a Township resident, supported the conservation of the land and was glad a feed store would be located in the Township.

Jack Smiley, St. Mary's St., represented the South East Michigan Land Conservancy (SLMC), provided a letter from the SMLC Director Jill Lewis which indicated the SMLC did not take a position on the Judgment, but they are always for land conservation. Mr. Smiley provided some of his personal comments that he would like the development to occur along Geddes Rd., there should be building envelopes on the Conservation Parcel, the document has no limits on

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subdivision or roads, he has concerns over the six acres and he thinks the conservation easement could be easily undone and he found some typos in the easement.

Moran Pierce, Anns Way, inquired what would happen if the grant money for the fire station did not materialize.

Michael David BenDor provided a written statement to the Board and made verbal comments that the Consent Judgment was breaking the zoning. He and others supported Proposal C to defend the Growth Management Plan, we have won the lawsuit and the whole settlement is a shell game.

Matt Schuster, Geddes Rd., said that the settlement deviates from the master plan and questioned what would happen if the zoning changed.

Porshea Anderson-Taylor, Prospect Rd., felt the Board did a good job and the settlement is much better than what was proposed.

Paul Blasch, E. Avondale Circle, Treasurer of the Bromley Park Homeowner's Association, said there are 266 homes in Bromley Park and additional units in the Bromley Park Condominiums. He said they deserve the closer and superior fire protection that this settlement would afford.

Jim Weeks, Paddock Way, inquired if the use on the corner could be limited to a fire station and not be sold for another use.

Dennis Donahue, Prospect Rd., said the proposed store was a commercial use, not an agricultural use. This commercial use will require parking, lighting and storage and will require a change in zoning. The Growth Management Plans for 1992, 1999, and 2004 did not allow for such a use and that putting a commercial use in an A-2 zone was a prohibited use. He urged the Board to live up to their campaign promises and defend the Growth Management Plan. He felt approving this settlement would set a precedent for the Eyde Group to attempt to have Ypsilanti to annex their property north of Geddes Rd.

Gary Nagle, N. Harris Rd., appreciated that Board members may feel that this is in the best interest of the Township. He said a fire station on the corner may be better than other potential uses.

Jan Berry, Cherry Hill Rd., inquired if the property would remain zoned A-2.

Supervisor McFarlane read a section from minutes of the July 16, 1998 Planning Commission Special Meeting which indicated Catherine Allen stated the Conservation Easement has not been finalized but they are working towards that end. The easement is proposed at 380 feet deep and run along the entire length of the Conservancy property. Supervisor McFarlane said that if the

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Donahue's had placed a conservation easement on the property as indicated in the minutes, perhaps we wouldn't have to be here tonight.

Catherine Allen-Donahue, Prospect Rd., said they wanted to put the easement on the property, but the bank would not allow them.

Sandy Lopez, Vreeland Rd., said the Land Conservancy lent the money to the Donahues with the condition that they place a conservation easement on the property, but they never delivered it.

Catherine Allen-Donahue, Prospect Rd., said that was not true. They did not borrow the money from the Land Conservancy, but borrowed the money directly from Jack Smiley.

Tina Schroeder, Frains Lake Rd., supported the Schofield's proposed use of the property and a fire station on the corner.

Theresa Welsh, Vorhies Rd., said she is a business owner and is in real estate. She said this is an excellent settlement and that \$2,500 per acre for a conservation easement is an excellent deal and she would urge the Township should purchase more at this price.

David Guenther, Leforge Rd., Chair Person of the Planning Commission, said he wholeheartedly support the settlement and urged the Board to approve it.

Ellen Kurath, Hickman Rd., said she has reviewed the Consent Judgment and the A-2 zoning district. This is a complicated situation. She supports the Consent Judgment.

Charlotte Austin, Dunbarton Dr., she said she has not concern about the fertilizer spilling, as it packaged to prevent spillage.

Tim Ackman, Cherry Hill Rd., said that supplies for horses are hard to get and that having this store in the area will make it easier to for horse owners to get what they need.

Christine Thomas, Ridge Rd., said the Schofields are great people and she supports their efforts on the property.

Mrs. Nagle, N. Harris Rd., thanked the Board for all they have done in the past but they should think about who will be near the proposed plan.

Catherine Donahue, Prospect Rd., said there is a manure pile along the property line facing her home and inquired if the proposed buffering was going to remove it. She said the Township is paying too much for the property.

Jack Smiley, St. Mary's St., requested that the Board digest the audience's comments and makes their decision at a later Board meeting.

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Pastor Mike Allen, Geddes Rd., lives adjacent to the parcel and said when they put the road in they did not talk to him, or inform him of what they were doing to the road and this was a bad way to start a business.

It was moved by McKinney, seconded by Lewis to close the public hearing.

The motion carried by a voice vote. The time was 10:05 pm.

B. OTHER CITIZEN COMMENTS

No other citizens requested to make any comments to the Board.

The Board recessed from 10:05 pm to 10:13 pm.

7. REPORTS

A. SUPERVISOR REPORT

Supervisor McFarlane reported on the following: Sheriff Jerry Clayton will be the featured guest speaker at the Neighborhood Watch Meeting at 7:00 pm on Thursday, January 21, 2010. Supervisor McFarlane urged members of the audience to attend. Road projects for 2010 are being reviewed. The Township is planning on spending \$200,000 from the General Fund and will also utilize Road Commission matching funds and Urban County Funds to resurface Stephens Drive. Urban County is considering funding two Habitat projects, one on Harvest Lane and one on Ashton Court. Township Engineer Dave Schroeder and Clerk Dave Phillips worked on submitting a proposal for a State of Michigan grant for energy efficiency improvements. The project involved partnering with the Willow Run School District and would result in the Township receiving \$58,000 and Willow Run receiving \$15,800. The Township has received positive signals from the State and Township is optimistic about receiving the grant. The Utility Dept. and Parks will be reviewing and updating their Capital Improvement Plan. They will also review the Utility Department's fee structure.

B. DEPARTMENT REPORTS: BUILDING DEPARTMENT, FIRE DEPARTMENT, FIRE MARSHAL, FALSE ALARM REPORT, HOSPITAL FALSE ALARM, ORDINANCE OFFICER REPORT, PARKS COMMISSION MINUTES, SHERIFF'S REPORT, UTILITY DEPARTMENT AND ZONING REPORT

It was moved by Caviston, seconded by Lewis, that all reports be received.

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The motion carried by a voice vote.

8. COMMUNICATIONS

A. DENNIS DONAHUE, CONSENT JUDGMENT

At the December 21, 2009 Board meeting, Mr. Donahue read this letter to the Board during Citizen Participation. It outlines his objections to the continued use of the stable as a public stable without having being approved as a Conditional Use.

It was moved by Caviston, seconded by McKinney, to receive the letter from Dennis Donahue.

The motion carried by a unanimous voice vote.

**B. MICHIGAN DEPARTMENT OF NATURAL RESOURCES, CHERRY HILL
NATURE PRESERVE GRANT**

Deborah Apostol, Unit Manager of the Michigan Department of Natural Resources indicated in her letter to Supervisor McFarlane that the grant for Cherry Hill Nature Preserve Improvements was not approved. Parks and Recreation staff indicated they may be able to resubmit for the 2010 funding.

It was moved by Caviston, seconded by Lewis to accept the communication from Deborah Apostol, MDNR.

C. EDDIE AND SHERYL HARMON, KIMMEL DRAIN ISSUE

Mr. Eddie Harmon presented a letter to the Board. He also attended the meeting and explained to the Board that he is requesting that the county drain on his property either be abandoned or moved. Supervisor McFarlane explained to him that Dennis Wojcik, Chief Deputy Water Resources Commissioner, indicated in his letter that the drain could not be abandoned because the drain services other properties. Supervisor McFarlane advised Mr. Harmon that the Township could not assist him and he would have to attempt to resolve the matter with the Washtenaw County Water Resources Commission.

It was moved by Caviston, seconded by McKinney, to accept the communication from Eddie and Sheryl Harmon.

The motion carried by a voice vote.

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D. PORSHEA ANDERSON-TAYLOR, PLANNING COMMISSION APPOINTMENT

Porshea Anderson-Taylor provided a letter to the Board indicating her appointment to the Planning Commission expires on February 28, 2010. She requested she be re-appointed to a second three year term to expire on February 28, 2013.

It was moved by Caviston, seconded by Green, to accept the communication from Porshea Anderson-Taylor.

The motion carried by a voice vote.

E. JOHN COPLEY, PLANNING COMMISSION APPOINTMENT

John Copley provided an e-mail to the Board indicating his appointment to the Planning Commission expires on February 28, 2010. He requested he be re-appointed to another three year term to expire on February 28, 2013.

It was moved by Caviston, seconded by Green, to accept the communication from John Copley.

The motion carried by a voice vote.

9. UNFINISHED BUSINESS

There was no unfinished business.

10. NEW BUSINESS

A. CONSENT JUDGMENT BETWEEN SUPERIOR TOWNSHIP AND HUMMANA LLC AND NYR82 LLC

The Board discussed the Consent Judgment. Each Board member made comments. Supervisor McFarlane said when the economy improved and development increased, there would be development pressure on the property. Even if the Township was successful with the current lawsuit, there would likely be further lawsuits to follow. He felt the Consent Judgment would preserve the property for agricultural use and allow for an excellent location for a fire station. Treasurer McKinney said she mailed out 6,000 tax bills last fall. She speaks to many residents when they come to the Township Hall to pay their taxes. She found that most of the residents she spoke to supported the settlement. Trustee Lewis said she supported the settlement as the best

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way to end the lawsuit and preserve some property. She also urged the proposed purchaser and the neighbors to work towards having better relationships as neighbors. Trustee Caviston said she felt the settlement was a good deal for the Township and commended the Board for working to accomplish the settlement. Trustee Green emphasized that a lawsuit was always unpredictable. No one could predict the outcome with certainty. He felt the settlement was good for the Township. Clerk Phillips said he listed the pros and cons of the settlement and he ended up with many more pros. He said the Township attempted to partner with other parties and agencies to preserve more of the land, but none of them were able to participate. Several members of the audience spoke for and against the settlement.

**SUPERIOR CHARTER TOWNSHIP
WASHTENAW COUNTY, MICHIGAN**

**A RESOLUTION TO APPROVE THE CONSENT JUDGMENT BETWEEN THE
CHARTER TOWNSHIP OF SUPERIOR AND HUMMANA, L.L.C. AND NYR82, L.L.C.
AND AUTHORIZING THE SUPERVISOR AND CLERK TO SIGN**

At a regular meeting of the Township Board of Trustees of Superior Charter Township, Washtenaw County, Michigan, held at the Township Hall of said Township on January 19, 2010, at 7:30 p.m. Eastern Standard Time, the following resolution was offered by Caviston, and seconded by McKinney, with the following corrections to the Consent Judgment: "Section 17.03" be added to Section 4(a)(i); and, add language indicating "factory farms" are not permitted in the Conservation Parcel.

WHEREAS:

- A. On April 4, 2007, Hummana, L.L.C. and NYR82, L.L.C.(Plaintiffs) filed an application to rezone the approximately 77.18 acres of land (Subject Property) located at the northwest corner of the intersection of Prospect and Geddes Road in Superior Township.
- B. On August 22, 2007, the Superior Township Planning Commission recommended denial of the application. On September 17, 2007, the Superior Township Board voted to deny the rezoning. On December 6, 2007, the Superior Township Zoning Board of Appeals denied the dimensional and use variance requests.
- C. On January 2, 2008, the Plaintiffs filed a complaint against Superior Township in the Circuit Court of Washtenaw County seeking mandamus, superintending control, injunctive, rezoning and equitable and other relief, taking and damages.
- D. Prior to September 24, 2009, the parties entered in discussions regarding a potential settlement of this litigation which would preserve the essential agricultural nature of the Subject Property while providing the Township with control over a parcel of land at the

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corner of Geddes and Prospect Roads that is strategically located to provide police and fire services the best access to the entire southern portion of the Township.

- E. On September 24, 2009, by agreement of the parties, the Plaintiffs' complaint was dismissed without prejudice, so that the parties could attempt to conclude a settlement, without the necessity of spending valuable resources in preparing this matter for litigation.
- F. After extensive discussions and negotiations, Superior Township, the Plaintiffs and a third party, have reached a tentative agreement, the terms of which are generally as follows:
 - i. Superior Township will purchase 8.15 acres of the Subject Property (the "Township Parcel"). This parcel is located at the corner of Geddes and Prospect Roads and it is intended to be used for a future fire station or other municipal building. The sales price for this parcel is \$300,000.
 - ii. A third party will purchase the remainder of the Subject Property.
 - iii. Of the remaining 69.03 acres, approximately 29 acres will be permitted to be used for specific agricultural and agricultural businesses as outlined in the proposed Consent Judgment and such limitations shall run with the land.
 - iv. Superior Township will, for \$100,000, purchase a conservation easement on forty (40) acres of the Subject Property being purchased by the third party; subject to six (6) of the acres being exempted from the Conservation Easement upon payment of \$40,000 to the Township.
 - v. All other claims against the Township are dismissed with prejudice and without costs to either party.
 - vi. The third party will be allowed specified agricultural and agricultural business uses on the portion of the property they own which is not covered by the conservation easement (the "Stables Parcel") and on the portion covered by the conservation easement. These specific uses are identified in the Consent Judgment.
- G. The Plaintiffs and Superior Township, upon approval of the proposed Consent Judgment and Conservation Easement by all interested parties, will stipulate to reinstate the litigation and thereafter enter the Consent Judgment.
- H. The Township has performed due diligence by having the property appraised by a licensed appraiser to insure that the Township is receiving fair value.

NOW, THEREFORE BE IT RESOLVED:

1. The Superior Township Board of Trustees has reviewed the terms and conditions of the

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proposed Consent Judgment and finds that if the Township enters into the Consent Judgment it will promote the good and well-being of the citizens of the Township.

2. Superior Charter Township Board hereby approves the proposed Consent Judgment between Superior Charter Township and Hummana, L.L.C. and NYR82, L.L.C. in substantially the form attached hereto and authorizes the Township Supervisor and Township Clerk to sign said Consent Judgment.
3. The Superior Charter Township Board authorizes the Township to take actions as outlined by the Consent Judgment, including, but not limited to, the Supervisor and Clerk signing the closing documents to purchase Township Parcel for the purchase price of \$300,000, with these funds being utilized from the Fire Reserve, Building Improvement Fund; and, the purchase of the Development Rights on the Conservation Parcel for the purchase price of \$100,000, with these funds being utilized from the Legal Defense Fund. There are adequate balances in both funds for these expenditures.

STATE OF MICHIGAN

WASHTENAW COUNTY CIRCUIT COURT

HUMMANA, LLC and NYR82, LLC,
Michigan limited liability companies, jointly
and severally,

Plaintiffs,

v

File No: 08-07-CZ
Hon. ARCHIE C. BROWN

CHARTER TOWNSHIP OF SUPERIOR,
Defendant

Robert A. Jacobs (P15402)
Jackier Gould, PC
Attorney for Plaintiffs
121 W. Long Lake Road, Suite 200
Bloomfield Hills, MI 48304-2719
Telephone: 248-433-2594

Frederick Lucas (P29074)
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CONSENT JUDGMENT

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At a session of said Court held in the City of Ann Arbor,
Washtenaw County, Michigan on _____, 2010.

PRESENT: Honorable Archie C. Brown

P R E A M B L E

Plaintiffs, Hummana, LLC and NYR82, LLC, are Michigan limited liability companies and fee title owners of approximately 77.18 \checkmark acres of land (hereinafter referred to as the "Subject Property") located at the northwest corner of the intersection of Prospect and Geddes Roads in defendant, Superior Township, Washtenaw County, Michigan. It is more fully described in attached Exhibit A and depicted in Exhibit B.

The Subject Property is located outside the Urban Services Area, as delineated by the Township's Growth Management Plan/Master Plan, as established by the Superior Township Board of Trustees,

The Subject Property is zoned Agricultural (A-2) District, an Agricultural District under the Zoning Ordinances of the Township.

On April 4, 2007, Plaintiffs filed an application to rezone the Subject Property from A-2 Secondary Agricultural to R-4 Single-Family Urban Residential. On August 22, 2007, the Township Planning Commission recommended denial of the application and on September 17, 2007, the Township Board voted to deny the rezoning request. Finally, on December 6, 2007 the Township Zoning Board of Appeals denied Plaintiffs' dimensional and use variance requests.

Plaintiffs, thereafter, filed the above captioned proceedings seeking mandamus, superintending control, injunctive, rezoning and equitable and other relief, taking and

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damages.

The parties now desire to settle this lawsuit in accordance with the terms and conditions of this Consent Judgment, in order to avoid further cost and expense and the uncertainty of a trial, and to resolve their disputes relative to this matter, without any admission of liability.

BY CONSENT OF THE PARTIES IT IS HEREBY ORDERED:

1. Zoning.

The Subject Property shall remain zoned Agricultural (A-2) District pursuant to the Superior Township Zoning Ordinance and subject to the terms of this Consent Judgment, may be used for all purposes as set forth within such Ordinance. A copy of Agricultural (A-2) District and the Land Use Table from the Zoning Ordinance is attached as Exhibit C and the Use Standards from the Zoning Ordinance is attached as Exhibit D. The Township has the right to apply the Open Space Preservation (OSP) Overlay District to any parcel of land covered by a Conservation Easement as hereafter described.

2. Township Acquisition of Firehouse Parcel.

- a. Plaintiffs shall convey to the Township by warranty deed, 8.15 \checkmark acres of the Subject Property, more fully described in Exhibit E, (hereafter the "Firehouse Parcel").
- b. The purchase price shall be three hundred thousand and 00/100 (\$300,000.00) dollars, which shall be paid to the plaintiff within 7 days of entry of this Consent Judgment.

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- c. Title to the Firehouse Parcel shall be free and clear of all liens. Plaintiffs shall provide the township with evidence of title.

3. Conservation Easement.

- a. The Township shall purchase from Plaintiffs a Conservation Easement over 34 acres of the Subject Property, as more fully described in Exhibit F, (hereafter the "Conservation Parcel") for the sum of one hundred thousand and 00/100 (\$100,000.00) dollars, which shall be paid to the plaintiff within 7 days of entry of this Consent Judgment.
- b. Upon a Conservation Easement being granted upon the 34 acre parcel, the Township has the right to apply the Open Space Preservation (OSP) Overlay District to the parcel.
- c. The Conservation Easement, a copy of which is attached as Exhibit G, shall preserve and restrict the use of the Conservation Parcel.
- d. The Conservation Easement and this Consent Judgment shall establish the allowed uses and the type and size of building allowed to be erected on the Conservation Parcel. The Easement will limit uses to farming and other agricultural activities. Building will be limited to barns, storage buildings and animal shelters which involve a use related to agricultural activities that occur on the Conservation Parcel and have a maximum ground floor coverage of fifteen (15,000) square feet of total gross floor area. To the extent that the rights contained in this paragraph conflict with the Open Space Preservation (OSP) Overlay district use or requirements

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than this paragraph shall be controlling.

- e. The Conservation Easement shall run with the land.
- f. Prior to or at closing, Plaintiffs shall obtain and deliver to the Township subordination agreements from all lien holders having an interest in the Conservation Parcel.
- g. Plaintiff shall provide the Township with evidence of a title free and clear of all interests other than those held by any mortgagee whose interest is to be subordinated to the Conservation Easement.

4. Permitted Uses for the Stables Parcel.

- a. Plaintiffs may utilize 29.03~~7~~ acres of the Subject Property, as more fully described in Exhibit H, (hereafter referred to as the "Stables Parcel") for the following uses:
 - i. Agricultural service establishments as defined in Section 5.101[±];
 - ii. Bulk feed farm supply stores as defined in Section 5.101[±];
 - iii. Private riding arena or boarding stable as defined in Section 5.107[±];
 - iv. Public or commercial riding stable as defined in Section 5.108[±];
 - v. All other permitted principal uses in the Agricultural (A-2) District, including all agricultural permitted business uses allowed by the Ordinance in existence at the time this Consent Judgment is entered, except that no intensive livestock operations of the type commonly referred to as "factory farms" shall be permitted;
 - vi. Selling of supplies, products and equipment in conjunction and

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normally associated with a riding stable or equestrian facility, including without limitation, saddles, bridles, brushes, harness equipment, boots, clothing and associated accessories in conjunction with such use;

- vii. Feed and grain production, storage and sales;
- viii. Storage and sale of fertilizer and related products;
- ix. All other permitted, conditional and accessory uses in the Agricultural (A-2) District, subject to the approval process set forth in the Township Zoning Ordinance in existence at the time this Consent Judgment is entered, which approval shall not be unreasonably withheld or denied.

‡All references to Zoning Ordinance provisions are to the Township Zoning Ordinance in existence at the time this Consent Judgment is entered.

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- b. All of the uses herein permitted shall be required to meet all of the dimensional, setback and other requirements as set forth in the Township Zoning Ordinance in existence at the time this Consent Judgment is entered, except for any use which is for a riding stable, which may be continued as a legally permitted and conforming use.
- c. Plaintiffs may have structures on the Stables Parcel, but the square footage of all such structures, whether new or existing, not including that allowed within the Conservation Easement, shall not exceed a maximum ground floor coverage of sixty-one thousand (61,000) square feet which is 5% of the net acreage.
- d. Plaintiffs shall have eight (8) years from the date of the entry this Consent Judgment to erect any structures permitted herein by this Consent Judgment which are not principal permitted, conditional or accessory uses allowed in the Agricultural (A-2) District as contained in the Township's Zoning Ordinance in existence at the time this Consent Judgment is entered.
- e. In the event any structure now or hereafter existing on the Stables Parcel or the Conservation Parcel which is permitted by this Consent Judgment is for any reason destroyed such structure may be repaired, altered, or replaced at the same location and of no greater size.
- f. Attached to this Consent Judgment as Exhibit I is a Concept Plan showing basic features such as proposed building envelopes and access roads.

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This Concept Plan is subject to revision pursuant to the terms of this Consent Judgment.

- g. Eight (8) years after the date this Consent Judgment is entered any new structures erected on the Stables Parcel shall comply with all use, dimensional and procedural requirements (including but not limited to references in Sections 4(a)(v), 4(a)ix), 4(b) of this Consent Judgment) of the Township's Zoning Ordinance in existence at that time of construction.
- h. Use of property for residential homes shall be in accordance with the Zoning Ordinance at time of the Consent Judgment.

5. Sale to Schofield.

- a. Contemporaneously with the entry of this Consent Judgment Plaintiffs are selling all of the Subject Property, less the Firehouse Parcel, to William J. Schofield Jr. ("Schofield") on land contract. The Township consents to the sale on the condition that the sale to Schofield shall be subject to all the restrictions and covenants that are contained in this Consent Judgment.
- b. If and when Schofield pays off the land contract, Plaintiffs shall, at no additional cost to the Township, convey and grant to the Township a Conservation Easement, in the form identified in Exhibit G, for the six (6) acre parcel of land identified more fully in Exhibit J.
- c. If, for any reason, the conveyance and grant of the Conservation Easement for this six (6) acre parcel does not occur within twenty-seven (27) months of the date of the entry of this Consent Judgment, plaintiff

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shall pay the Township the sum of forty thousand and 00/100 (\$40,000.00) dollars, this amount shall be payable at such time as Schofield's interest in the Subject Property is terminated or at the end of the twenty-seven (27) month period, which ever occurs first.

- d. Until such time as the Schofield pays off the land contract and/or Plaintiffs pay to the Township the amount identified above in subparagraph b, the six (6) acre parcel shall used in a manner consistent with the terms of the Conservation Easement identified in Exhibit G.
- e. If a Conservation Easement is not conveyed to the Township within the time permitted, after Plaintiffs have paid to the Township the above stated consideration, the six (6) acre parcel may be used for all purposes consistent with the Township Zoning Ordinance in existence at the time this Consent Judgment is entered.
- f. Upon a Conservation Easement being granted to this six (6) acre parcel, the Township has the right to apply the Open Space Preservation (OSP) Overlay District to the parcel.

6. Design Standards and Review Process.

- a. The front elevation of any new structures on the Stables Parcel must have a "country" look, which shall be subject to administrative approval.
- b. Any further development shall require buffering from the Donohue property, Tax ID Number 10-28-400-008, which is adjacent to the Subject Property. The location and length of the screening shall be as depicted on

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the Concept Plan (Exhibit I). Except as otherwise provided in this Consent Judgment, screening and buffering shall comply with Section 14.10 of the Township Zoning Ordinance and shall incorporate a combination of screening methods as outlined in Sections 14.10(D) (1), Greenbelt buffer; and 14.10(D) (5), Evergreen screen of the Township Zoning Ordinance and shall be shown on the Preliminary and Final Site Plan and be subject to approval as outlined by this Consent Judgment.

- c. Except as otherwise provided for in this Consent Judgment and within this subsection, all development projects for the Stables and Conservation parcels shall be subject to all reviews, approvals and fees as indicated within all Ordinances and resolutions of the Township. Plaintiffs shall submit preliminary and final site plans for review by the Township's consultants, staff, and by the Township Planning Commission at their regularly scheduled meetings. At plaintiffs' option, a combined preliminary and final site plan may be submitted in lieu of separate preliminary and final plans. The Township Planning Commission, consultants, and staff will provide comments and recommendations to the Township Board relating to the plans' compliance with the Township's Ordinances and standards. Upon receipt of the comments and recommendations of the Planning Commission's consultants and staff, the Township Board shall then approve the plans if they make the finding that the Ordinances, standards and the provisions of this Consent Judgment have been met. All plans

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shall receive approval of the Township Board prior to any construction or the issuance of any building permits.

- d. Except as otherwise provided herein, the time for such development shall be at the election of the Plaintiffs.
- e. All road and utility improvements shall be subject to review by the Township's engineering department and/or consultants applying Township ordinance standards in existence at the time this Consent Judgment is entered, unless eight (8) years have lapsed from the date the this Consent Judgment is entered, at which time it will be required to comply with the Township's Zoning Ordinance which is then in effect. All such improvements shall be subject to review and compliance with any applicable State, Federal or County codes and standards in existence at the time the improvement is requested. All required approvals and permits issued by the Township, consistent with this Consent Judgment, shall not be unreasonably delayed or withheld.
- f. Plaintiffs, their successors or assigns shall be responsible for the payment of all planning consultant, engineering consultant, attorney or any other fees related to the Township's review of all plans for the Stables Parcel and Conservation Parcel from and after entry of this Consent Judgment.

7. Running with the Land.

The rights granted and the restrictions imposed by this Consent Judgment for the Subject Property shall be, except as otherwise provided herein, perpetual and

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shall run with the land.

8. Restrictions.

- a. Plaintiffs shall adhere to the uses and restrictions set forth in this Consent Judgment. However, it is recognized that there may be modifications of the plans that are dependent on practical needs and difficulties, topography and the like. Therefore, incidental modifications, including setbacks not inconsistent with the spirit of this Consent Judgment, shall be made and administratively approved without the necessity of amending this Consent Judgment so long as Plaintiffs and the Township consent in writing to such modifications. The Township will not unreasonably withhold or delay approval of those modifications; the parties recognizing that this is a living plan.
- b. This Consent Judgment is hereby deemed to include all exhibits attached hereto, said exhibits being incorporated herein and made a part hereof as fully and to the same extent as if the contents of the exhibits were set out in their entirety in the body of this Consent Judgment. All references to this Consent Judgment are deemed to be a reference to the body of this Consent Judgment and the exhibits. To the extent that this Consent Judgment or the attached exhibits conflict with Township ordinance requirements, the terms of this Consent Judgment and the attached Exhibits shall control.
- c. Plaintiffs shall adhere to all applicable county, state and federal

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regulations and statutes and shall comply with all applicable ordinances of the Township, except where specifically exempted by this Consent Judgment or otherwise provided or depicted within the Exhibits.

- d. Nothing herein shall be construed as restricting or limiting Plaintiffs' right to seek dimensional variances and exceptions relating to sign standards, in the manner prescribed in the Township's Zoning Ordinance.
- e. The size, location and design of the sign(s) shall be subject to the Township ordinances except that they shall be subject to the same review and approval process as the preliminary and final site plans.
- f. In the event that any easements are required for use of the Subject Property by Plaintiffs or the Township, then each party shall grant to the other the necessary easements and cross-easements for purposes of egress/ingress, providing utilities, including the extension of storm drainage easements, telephone, electric, gas, and such other utilities, including on-site waste water facilities serving one or more of the Properties, and the right to go upon such Properties for servicing such utilities to the other. However, in no event shall any septic fields be constructed or placed on any portion of the Conservation Parcel.

9. Judgment and Enforcement.

- a. This Court shall retain jurisdiction in all matters relating to this case, including: to resolve all disputes and make such other orders and determinations as are necessary to effectuate the intent and spirit of this

**SUPERIOR CHARTER TOWNSHIP BOARD
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Consent Judgment; to insure development is in accordance with the terms and intent of this Consent Judgment; to accomplish the issuance of all necessary approvals and building and other permits which may be reasonably required for the development, installation and construction of any roads, utilities, structures of any kind and all other improvements as set forth on the attached exhibits, as said exhibits may be amended from time to time, with the approval of the parties; and to implement all amendments thereto and the Site Plans. In the event of a dispute the parties shall attempt to meet together with their consultants and advisors in an effort to resolve such matters. If such cannot be resolved within ten (10) days, the parties may pursue all remedies available.

- b. In the event any party makes a determination that another party is not acting reasonably, the alleged aggrieved party may petition the Court to resolve the dispute and the parties shall make themselves immediately available for a hearing on a date set by the Court. If the Court finds that any party has not acted in good faith or in conformance with the Consent Judgment, then the Court may order reasonable costs and attorney fees paid to the prevailing party.

10. Miscellaneous.

- a. As used in this Consent Judgment "Plaintiffs" refers to Hummana, LLC and NYR82, LLC and their successors and assigns.
- b. This Consent Judgment resolves the entire dispute between the parties,

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including all issues set forth in Plaintiffs' Complaint and all claims for damages, costs and attorney fees are dismissed with prejudice.

- c. Any amendments or modifications made to this Consent Judgment subsequent to the date hereof, including, without limitation, the exhibits attached hereto, shall be deemed a part of this Consent Judgment, shall be recorded with the Washtenaw County Register of Deeds and shall run with the land, be binding upon the parties and all successors. Any subsequent amendment hereto must be in writing, and either executed by the parties hereto, or other respective heirs, representatives, successors, successors-in-interest and assigns.
- d. In the event there is a conflict between the terms and conditions of this Consent Judgment and the "Preamble" to this Judgment, or in the Township ordinances, the terms and conditions of this Consent Judgment shall control.
- e. Any clerical errors or mistakes in documents or exhibit descriptions contained in this Consent Judgment may be corrected by any of the parties and all parties agree to cooperate in making such corrections in order to effectuate the intent of the parties in entering into this Judgment.
- f. This Consent Judgment may be executed by the parties in counterparts; pages containing original signatures shall be attached to the original Consent Judgment filed with the Court; photocopies of pages bearing signatures of parties hereto shall be deemed duplicate originals.

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CIRCUIT COURT JUDGE

Date signed: _____, 2010

[Signatures to Follow]

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THE UNDERSIGNED PARTIES HAVE HEREBY READ, UNDERSTAND, AGREE AND CONSENT TO THE FOREGOING JUDGMENT AND ALL TERMS AND CONDITIONS STATED THEREIN. ALL SUCH PARTIES HEREBY REPRESENT THAT THEY HAVE OBTAINED ADVICE OF COUNSEL AND ARE CONSENTING TO THIS JUDGMENT FREELY AND VOLUNTARILY.

WITNESSES:

CHARTER TOWNSHIP OF SUPERIOR
a Michigan municipal corporation

By: William McFarlane
Its: Supervisor

WITNESSES:

By: David Phillips
Its: Clerk

STATE OF MICHIGAN)
COUNTY OF WASHTENAW)

On January _____, 2010, before me, a Notary Public, in and for said County, personally appeared before me William McFarlane, the supervisor of Superior Charter Township and David Phillips, the Clerk of Superior Charter Township, known to be the persons described in and who executed the above Judgment, and acknowledged the same on behalf of the Township.

Notary Public
Washtenaw County, Michigan
My Commission Expires:

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WITNESSES:

HUMMANA, LLC,
a Michigan Limited Liability Company

By: Steven Friedman
Its: Authorized Member

WITNESSES:

NYR82, LLC,
a Michigan limited liability company

By: Steven Friedman
Its: Authorized Member

STATE OF MICHIGAN)
COUNTY OF OAKLAND)

On January _____, 2010, before me, a Notary Public, in and for said County, personally appeared before me Steven Friedman, known to be the Authorized Member of Hummana, LLC and of NYR82, LLC who executed the above Consent Judgment, and acknowledged the same to be his free act and deed by authority given by the resolution of Hummana, LLC, and of NYR82, LLC, Michigan limited liability companies.

Notary Public
Oakland County, Michigan
My Commission Expires:

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WITNESSES:

William Schofield

STATE OF MICHIGAN)
COUNTY OF _____)

On January _____, 2010, before me, a Notary Public, in and for said County, personally appeared before me William Schofield known to be person who executed the above Consent Judgment, and acknowledged the same to be his free act and deed.

Notary Public
Washtenaw County, Michigan
My Commission Expires:

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WE, THE UNDERSIGNED COUNSEL FOR THE PLAINTIFF AND DEFENDANTS, RESPECTIVELY, HEREBY STIPULATE TO THE ENTRY OF THE ABOVE JUDGMENT, NOTICE OF ENTRY WAIVED.

Robert A. Jacobs (P15402)
Attorney for Plaintiffs

Frederick Lucas (P29074)
Attorney for Defendant

ATTACHMENTS

| | |
|------------|--|
| EXHIBIT A: | Legal description of Subject Property |
| EXHIBIT B: | Map of Subject Property |
| EXHIBIT C: | A-2 Ordinance |
| EXHIBIT D: | Use Standards |
| EXHIBIT E: | Description of the Firehouse Parcel |
| EXHIBIT F: | Description of the Conservation Parcel |
| EXHIBIT G: | Conservation Easement |
| EXHIBIT H: | Description of Stables Parcel |
| EXHIBIT I: | Concept Plan |
| EXHIBIT J: | Description of 6 Acre Parcel |

EXHIBIT A

Legal description of Subject Property

BEGINNING AT THE SOUTHEAST CORNER OF SECTION 28, T.2S., R.7E., SUPERIOR TOWNSHIP, WASHTENAW COUNTY, MICHIGAN; THENCE S87°03'20"W 412.70 FEET ALONG THE SOUTH LINE OF SAID SECTION 28 AND THE CENTERLINE OF GEDDES ROAD (66 FEET WIDE); THENCE N02°56'20"W 222.00 FEET; THENCE S87°03'20"W 210.00 FEET; THENCE N02°56'20"W 204.70 FEET; THENCE S87°03'20"W 211.00 FEET; THENCE N02°56'20"W 160.33 FEET; THENCE S87°03'20"W 412.16 FEET; THENCE S02°56'40"E 332.99 FEET; THENCE N87°03'20"E 412.12 FEET; THENCE S02°56'20"E 254.05 FEET; THENCE S87°03'20"W 883.05 FEET ALONG THE SOUTH LINE OF SAID SECTION 28 AND THE CENTERLINE OF SAID GEDDES ROAD; THENCE N02°10'00"W 2160.44 FEET; THENCE N87°18'30"E 726.88 FEET; THENCE S63°50'17"E 103.61 FEET; THENCE N87°18'30"E 790.55 FEET; THENCE S02°10'00"E 175.00 FEET; THENCE N87°18'30"E 108.00 FEET; THENCE S02°10'00"E 1927.88 FEET ALONG THE EAST LINE OF SAID SECTION 28 AND THE CENTERLINE OF PROSPECT ROAD (66 FEET WIDE) TO THE POINT OF BEGINNING, BEING PART OF THE SOUTHEAST 1/4 OF SAID SECTION 28, CONTAINING 77.18 ACRES OF LAND, MORE OR LESS, BEING SUBJECT TO THE RIGHTS OF THE PUBLIC OVER THE EAST 33 FEET AND THE SOUTH 33 FEET THEREOF, AS OCCUPIED BY SAID PROSPECT ROAD AND SAID GEDDES ROAD, AND BEING SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD, IF ANY.

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**EXHIBIT B
Map of Subject Property**

EXHIBIT C A-2 Ordinance

Section 2.104 Agricultural (A-2) District

The public health and welfare of Superior Charter Township, Washtenaw County, the State of Michigan, and the United States are greatly dependent upon the sustenance and economic benefits provided by a viable agricultural industry. The Agricultural (A-2) District is hereby established as a Rural District to preserve lands that are agriculturally productive, and to allow use for specialized applications on land which, because of factors such as soil suitability, location, parcel size, and existing land uses, are not as suitable for production of staple crops as the lands included in the A-1 District. This district may serve as a buffer between A-1 lands and non-agricultural lands, thus serving to protect the integrity of the A-1 lands and to protect agricultural enterprises from encroachment by suburban and urban uses and developments. In addition, the A-2 District is intended to:

1. Preserve woodlands and wetlands associated with farms which because of their natural physical features, are useful as water retention, surface water purification and groundwater recharge areas, and as habitat for plant and animal life; and which have important aesthetic and scenic value that contributes to the unique character of the agricultural district;
2. Preserve existing drainage patterns and minimize erosion and flooding;
3. Provide the basis for land tax assessments that reflect its existing agricultural nature and, owing to these regulations, its limited use for other purposes;
4. Prevent the conversion of agricultural land to non-farm development which, when unregulated, unnecessarily increases the cost of public services to all citizens and results in the premature disinvestment in agriculture;
5. Protect farmland from speculative increases in land prices;
6. Prevent loss of farmland;
7. Prevent conflicts between agricultural activities and residences;
8. Prevent encroachment of urban and suburban services into agricultural areas;

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9. Encourage long-term investment in improvements needed to maintain and expand agricultural production by creating a stable environment for such production;
10. Reduce the amount of land consumed in rural areas for nonagricultural use;
11. Prevent intrusion of uses into farm areas which are incompatible with general farming activities; and
12. Permit services and uses which are necessary to support farming activities. The A-2 District provides for land uses that are of permanent importance. Extension of public water and sanitary sewer service into this district shall be prohibited unless such service is necessary to address public.

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|--|-----------|-----|-----|-------------|----------|-----|-----|----------|-----|-----|-------|----|-----|---------------|---------|----|----|---------------|
| | Rural | | | Residential | | | | Business | | | Other | | | | Special | | | |
| | R-C | A-1 | A-2 | R-1, R-2 | R-3, R-4 | R-6 | R-7 | C-1 | C-2 | O-1 | PSP | PC | NSC | | VC | M5 | PM | OSP |
| RURAL USES | | | | | | | | | | | | | | | | | | |
| Agricultural Service Establishments | | | | | | | | | | | | | | | | | | Section 5.101 |
| Bulk Feed and Farm Supply Stores | | | | | | | | | | | | P | P | | | | | Section 5.101 |
| Conservation Area or Open Space, Game Refuges, Forest/Wetland Preserves, Trails, and Greenways | | | | | | | | | | | | | | | | | | |
| Farms for Production of Food, Feed or Fiber | | | | | | | | | | | | | | | | | | |
| Farm-Based Tourism/Entertainment Activities | | | | | | | | | | | | | | | | | | |
| Farm Implement Sales or Repair | | | | | | | | | | | | | | | | | | |
| Farm Products Direct Marketing Business (incl. U-pick) | | | | | | | | | | | | | | | | | | |
| Greenhouse, Nursery or Tree Farm | | | | | | | | | | | | | | | | | | |
| Keeping of Animals, Non-Farm | | | | | | | | | | | | | | | | | | |
| Kennel | | | | | | | | | | | | | | | | | | |
| Private Riding Arena or Boarding Stable | | | | | | | | | | | | | | | | | | |
| Public or Commercial Riding Stable | | | | | | | | | | | | | | | | | | |
| Roadside Stand | | | | | | | | | | | | | | | | | | |
| Sod Farm | | | | | | | | | | | | | | | | | | |
| Veterinary Clinic or Animal Hospital | | | | | | | | | | | | | | | | | | |
| RESIDENTIAL USES | | | | | | | | | | | | | | | | | | |
| Accessory Dwelling | | | | | | | | | | | | | | | | | | |
| Adult Foster Care Family Home or Small Group Home | | | | | | | | | | | | | | | | | | |
| Adult Foster Care Large Group Home | | | | | | | | | | | | | | | | | | |
| Bed and Breakfast Inn | | | | | | | | | | | | | | | | | | |
| Child Day Care Home, Family | | | | | | | | | | | | | | | | | | |
| Child Day Care Home, Group | | | | | | | | | | | | | | | | | | |

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|--|-----------|-----|-----|-------------|----------|-----|-----|----------|-----|-----|-------|----|-----|---------------|---------|----|----|---------------|---------------|
| | Rural | | | Residential | | | | Business | | | Other | | | | Special | | | | |
| | R-C | A-1 | A-2 | R-1, R-2 | R-3, R-4 | R-6 | R-7 | C-1 | C-2 | O-1 | PSP | PC | NSC | | VC | MS | PM | OSP | |
| RESIDENTIAL USES (continued) | | | | | | | | | | | | | | | | | | | |
| Child Foster Family Home or Family Group Home | P | P | P | P | P | | | | | | | | | | | | | Section 5.206 | |
| Dormitory Living Units | | | | | | | | | | | | | | | | | | C | Section 5.206 |
| Elderly and Senior Housing - Independent | | | | | | | | | | | P | | | | | | | | Section 5.206 |
| Elderly Housing - Assisted Living Facilities | | | | | | | | | | | C | P | P | | | | | | Section 5.206 |
| Elderly Housing - Dependent, Nursing or Rehabilitative Care | | | | | | | | | | | C | P | P | | | | | | Section 5.206 |
| Farm Labor Housing | | A | | | | | | | | | | | | | | | | | Section 5.203 |
| Home Occupations as permitted in Section 5.204 | A | A | A | A | A | | | | | | A | | | | | | | | Section 5.204 |
| Home Occupations not listed in Section 5.204 | C | C | C | C | C | | | | | | C | | | | | | | | Section 5.204 |
| Manufactured Housing Parks | | | | | | | P | | | | | | | | | | | | Section 5.205 |
| Multiple-Family Housing, Townhouse or Stacked Flat | | | | | | | | | | | P | | | | | | | | Section 5.206 |
| Single Family Dwellings, Detached | P | P | P | P | P | | | | | | P | | | | | | | | Section 5.207 |
| Two-Family or Duplex Dwellings | | | | | | | | | | | P | | | | | | | | Section 5.206 |
| State-Licensed and Other Managed Residential Facilities not otherwise listed in this table | | | | | | | | | | | | | | | | | | | Section 5.206 |
| OFFICE, SERVICE, AND COMMUNITY USES | | | | | | | | | | | | | | | | | | | |
| Banks, Credit Unions, and Similar Financial Services | | | | | | | | | | | P | P | P | | | | | | Section 5.301 |
| Barber Shop, Beauty Salon or Nail Care | | | | | | | | | | | P | P | P | A | | | | | Section 5.301 |
| Campgrounds and Recreational Vehicle Parks | C | | | | | | | | | | | | | | | | | | Section 5.302 |
| Cemetery | | C | C | | | | | | | | | | | | | | | | Section 5.303 |
| Copy Center | | | | | | | | | | | P | P | P | A | | | | | Section 5.301 |
| Day Care Center - Child or Adult | | | | | | | | | | | C | P | P | A | P | | | | Section 5.304 |

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| Uses | Districts | | | | | | | | | | | | | Use Standards | | | | |
|---|-----------|-----|-----|-------------|----------|-----|-----|----------|-----|-----|-------|----|-----|---------------|---------|----|----|-----|
| | Rural | | | Residential | | | | Business | | | Other | | | | Special | | | |
| | R-C | A-1 | A-2 | R-1, R-2 | R-3, R-4 | R-6 | R-7 | C-1 | C-2 | O-1 | PSP | PC | NSC | | VC | MS | PM | OSP |
| OFFICE, SERVICE AND COMMUNITY USES (continued) | | | | | | | | | | | | | | | | | | |
| Funeral Parlor or Mortuary | | | | | | | | | | | | | | | | | | |
| Government Offices | | | | | | | | | | | | | | | | | | |
| Health Club or Fitness Center | | | | | | | | | | | | | | | | | | |
| Hospital or Urgent Care Center | | | | | | | | | | | | | | | | | | |
| Institutional Uses | | | | | | | | | | | | | | | | | | |
| Landscaping and Maintenance Operations | | | | | | | | | | | | | | | | | | |
| Medical, Osteopathic, Chiropractic, Optical or Dental Office, Clinic or Laboratory; Massage Therapist or Physical Therapy Facility exceeding 4,000 square-feet in floor area per building | | | | | | | | | | | | | | | | | | |
| Medical, Osteopathic, Chiropractic, Optical or Dental Office, Clinic or Laboratory; Massage Therapist or Physical Therapy Facility up to 4,000 square-feet in floor area per building | | | | | | | | | | | | | | | | | | |
| Medical, Optical or Radiology Laboratories | | | | | | | | | | | | | | | | | | |
| Offices for Business, Professional, Executive, Service or Administrative Uses exceeding to 4,000 square-feet in floor area per building | | | | | | | | | | | | | | | | | | |
| Offices for Business, Professional, Executive, Service or Administrative Uses up to 4,000 square-feet in floor area per building | | | | | | | | | | | | | | | | | | |
| Offices of a Plumber, Electrician, and Similar Skilled Trades Contractor | | | | | | | | | | | | | | | | | | |
| Pharmacies, Drugstores, and Medical Supply Stores | | | | | | | | | | | | | | | | | | |

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| Uses | Districts | | | | | | | | | | | | | Use Standards | | | | | | |
|---|-----------|-----|-----|-------------|----------|-----|-----|----------|-----|-----|-------|----|-----|---------------|---------|----|----|-----|---|---------------|
| | Rural | | | Residential | | | | Business | | | Other | | | | Special | | | | | |
| | R-C | A-1 | A-2 | R-1, R-2 | R-3, R-4 | R-6 | R-7 | C-1 | C-2 | O-1 | PSP | PC | NSC | | VC | MS | PM | OSP | | |
| OFFICE, SERVICE, AND COMMUNITY USES (continued) | | | | | | | | | | | | | | | | | | | | |
| Police, Fire, and Ambulance Stations | C | C | C | C | C | C | C | C | C | P | P | P | | | | | P | P | C | |
| Recreational Facilities – Private Membership or Restricted Access | C | | | C | C | C | C | C | | | | P | | | | | | C | C | C |
| Recreational Facilities - Publicly-Owned or Unrestricted Access | C | C | C | C | C | C | C | C | P | P | | P | | | | | | C | C | P |
| Snow Removal Operations | | P | P | | | | | | | | | | | | | | | | | |
| Workshops and Studios for Art, Photography, Crafts, Repairs, and Similar Activities | | | | | | | | | C | P | C | | | | | | | P | P | |
| COMMERCIAL USES | | | | | | | | | | | | | | | | | | | | |
| Amusement Center, Indoor | | | | | | | | | C | | | | | | | | | | | Section 5.402 |
| Amusement Center, Outdoor | | | | | | | | | C | | | | | | | | | | | Section 5.402 |
| Antique Sales and Repair | | | | | | | | | P | P | | | | | | | | P | | |
| Bakeries | | | | | | | | | P | P | | | | | | | | | P | Section 5.403 |
| Big Box Commercial Uses | | | | | | | | | C | | | | | | | | | | | Section 5.404 |
| Bookstores and Music Shops | | | | | | | | | P | P | | | | | | | | | | Section 5.404 |
| Broadcasting Studios, including Radio and Television | | | | | | | | | P | C | | | | | | | | | | |
| Car Wash | | | | | | | | | C | P | | | | | | | | | | Section 5.405 |
| Coffee and Tea Shops | | | | | | | | | P | P | A | | | | | | | | | Section 5.401 |
| COMMERCIAL USES not otherwise listed in this table | | | | | | | | | | | | | | | | | | | | |
| Convenience Stores, Not Including Sales of Alcoholic Beverages | | | | | | | | | P | P | | | | | | | | | | Section 5.401 |
| Convenience Stores Selling Alcoholic Beverages | | | | | | | | | C | C | | | | | | | | | | |

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|---|-----------|-----|-----|-------------|----------|-----|-----|----------|-----|-----|-------|----|-----|---------------|---------|----|----|-----|
| | Rural | | | Residential | | | | Business | | | Other | | | | Special | | | |
| | R-C | A-1 | A-2 | R-1, R-2 | R-3, R-4 | R-6 | R-7 | C-1 | C-2 | O-1 | PSP | PC | NSC | | VC | MS | PM | OSP |
| COMMERCIAL USES (continued) | | | | | | | | | | | | | | | | | | |
| Dealership Showroom for Sales or Rentals of Motor Vehicles, Construction or Farming Machinery, or Similar Durable Goods | | | | | | | | | | | P | | | | | | | |
| Drive-In or Drive-Through Facilities for Financial Institutions and government offices | | | | | | | | | | | C | C | C | A | | | | C |
| Drive-In or Drive-Through Facilities for Restaurants and Food Service Establishments | | | | | | | | | | | C | | | | | | | |
| Drive-In or Drive-Through Facilities for Pharmacies, Drugstores, and Other Retail Sales | | | | | | | | | | | C | C | | | | | | |
| Flower and Plant Shops | | | | | | | | | | | P | P | | | | | | P |
| Furniture, Appliance, and Department Stores | | | | | | | | | | | C | P | | | | | | P |
| Gift Shops | | | | | | | | | | | P | P | | | | | | P |
| Grocery Stores, Meat and Fish Market, Delicatessen, Ice Cream and Dairy Market, and Health Food Store | | | | | | | | | | | P | P | | | | | | P |
| Hardware, Garden Supply, and Home Improvement Store | | | | | | | | | | | C | P | | | | | | P |
| Hotel or Inn | | | | | | | | | | | | | | | | | | C |
| Laundromat or Dry Cleaners | | | | | | | | | | | | P | P | | | | | P |
| Manufactured Housing Sales | | | | | | | | | | | | | P | | | | | |
| Motion Picture Cinema, Indoor | | | | | | | | | | | | | P | | | | | |
| Motion Picture Cinema, Outdoor | | | | | | | | | | | | | | | | | | |
| Motor Vehicle Fueling Station | | | | | | | | | | | | | | | | | | C |
| Motor Vehicle Repair Station | | | | | | | | | | | | | | | | | | C |
| Motor Vehicle Service Center | | | | | | | | | | | | | | | | | | P |

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|---|-----------|-----|-----|-------------|----------|-----|-----|----------|-----|-----|-------|----|-----|---------------|---------|----|---------------|
| | Rural | | | Residential | | | | Business | | | Other | | | | Special | | |
| | R-C | A-1 | A-2 | R-1, R-2 | R-3, R-4 | R-6 | R-7 | C-1 | C-2 | O-1 | PSP | PC | NSC | | VC | MS | PM |
| COMMERCIAL USES (continued) | | | | | | | | | | | | | | | | | |
| Open Air Business, Outdoor Display Area, Dealership | | | | | | | | | C | | | | | | | | Section 5.410 |
| Outdoor Sales Lot, or Garden Center | | | | | | | | | C | C | | | C | C | | | Section 5.409 |
| Outdoor Café or Eating Area | | | | | | | | | C | C | | | C | C | | | Section 5.412 |
| Outdoor Sales, Temporary | | | | | | | | | C | C | | | C | C | | | Section 5.401 |
| Restaurants and Food Service Establishments, Not Including Sales of Alcoholic Beverages | | | | | | | | | P | P | | | P | P | A | A | Section 5.406 |
| Restaurants and Food Service Establishments Selling Alcoholic Beverages | | | | | | | | | C | C | | | C | C | | | |
| Retail Sales | | | | | | | | | P | P | | | P | P | A | A | |
| Showroom for Display or Sales of Products Created by the Business or Operation | | | | | | | | | | A | | | | | | A | Section 5.411 |
| Tavern, Pub, Brewpub, Cocktail Lounge, Nightclub, or Similar Establishment | | | | | | | | | C | | | | | | | | |
| INDUSTRIAL, RESEARCH, AND LABORATORY USES | | | | | | | | | | | | | | | | | |
| Blacksmithing, Furniture or Cabinet Repair or Manufacture, Woodworking Shops, and Similar Uses | | | | | | | | | | | | | | | | P | |
| Contractor's Establishments and Equipment Yards | | | | | | | | | | | | | | | | P | Section 5.503 |
| Crematorium | | | | | | | | | | | | | | | | C | Section 5.501 |
| Distribution Facilities and Truck Terminals | | | | | | | | | | | | | | | | C | Section 5.503 |
| Dry Cleaning - Central Cleaning/Processing Plant | | | | | | | | | | | | | | | | C | Section 5.501 |
| Material Recovery Facilities | | | | | | | | | | | | | | | | C | Section 5.502 |
| Manufacturing, Processing, or Treatment of Food Products, Pharmaceuticals, Cosmetics, and Similar Items | | | | | | | | | | | | | | | | P | |

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|--|-----------|-----|-----|-------------|----------|-----|-----|----------|-----|-------|---------|----|-----|---------------|----|----|----|---------------|
| | Rural | | | Residential | | | | Business | | Other | Special | | | | | | | |
| | R-C | A-1 | A-2 | R-1, R-2 | R-3, R-4 | R-6 | R-7 | C-1 | C-2 | O-1 | PSP | PC | NSC | | VC | MS | PM | OSP |
| INDUSTRIAL, RESEARCH, AND LABORATORY USES (continued) | | | | | | | | | | | | | | | | | | |
| Manufacturing, Processing, or Assembling of Appliances, Wiring Devices, Electronic Components and Equipment, Fabricated Metal Products, Transportation Equipment, and Similar Items | | | | | | | | | | | | | | | | | P | |
| Manufacturing, Processing, or Assembling of Automated Production Equipment; Measuring, Analyzing, and Controlling Instruments; Computing Equipment; Optical Equipment; Time-keeping Devices; and Similar Items | | | | | | | | | | | | | | | | | P | |
| Manufacture, Processing, Production or Wholesale Storage of Chemicals, Petroleum or Paper Products, Cement, Lime, Gypsum, Glue, Soap, Soda, Compound, Salt, Potash or Similar Materials | | | | | | | | | | | | | | | | | C | Section 5.501 |
| Outdoor Storage, General | | | | | | | | | | | | | | | | | P | Section 5.503 |
| Outdoor Storage, Dismantling or Recycling of Motor or Recreational Vehicles, Boats, Construction or Farming Machinery, Manufactured Houses or Similar Items | | | | | | | | | | | | | | | | | C | Section 5.502 |
| Outdoor Storage of Recreational Vehicles | | | | | | | | | | | C | | | | | | C | Section 5.504 |
| Packaging Operations | | | | | | | | | | | | | | | | | P | |
| Pilot Plant Operations, and Prototype or Pilot Processing, Manufacturing or Assembly | | | | | | | | | | | | | | | | | P | |
| Printing, Publishing, Bookbinding, and Allied Industries | | | | | | | | | | | | | | | | | P | |
| Production of Genetic Materials | | | | | | | | | | | | | | | | | P | |

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|--|-----------|-----|-----|-------------|----------|-----|-----|----------|-----|-----|-------|----|---------|----|---------------|----|----|----|
| | Rural | | | Residential | | | | Business | | | Other | | Special | | | | | |
| | R-C | A-1 | A-2 | R-1, R-2 | R-3, R-4 | R-6 | R-7 | C-1 | C-2 | O-1 | PSB | PC | NSC | VC | | SM | PM | OS |
| INDUSTRIAL, RESEARCH, AND LABORATORY USES (continued) | | | | | | | | | | | | | | | | | | |
| Research and Development Facilities, Technical Centers, and Laboratories | | | | | | | | | | | | | | | | | P | P |
| Self-Storage Warehouses | | | | | | | | | | | | | | | | | | P |
| Slaughterhouse, Rendering Plant or Similar Facility | | | | | | | | | | | | | | | | | C | C |
| Warehouses and Non-Farm Bulk Indoor Storage | | | | | | | | | | | | | | | | | A | A |
| OTHER USES | | | | | | | | | | | | | | | | | | |
| Accessory Structures and Uses | A | A | A | A | A | A | A | A | A | A | A | A | A | A | A | A | A | A |
| Composting Centers | | | | | | | | | | | | | | | | | C | C |
| Concrete and Asphalt Mixing Plants | | | | | | | | | | | | | | | | | | C |
| Controlled Uses | | | | | | | | | | | | | | | | | | |
| Extractive and Earth Removal Operations | C | C | C | | | | | | | | | | | | | | | |
| Off-Street Parking Lots | A | A | A | A | A | A | A | A | A | A | A | A | A | A | A | A | A | A |
| Public Works or Road Maintenance Yards | | | | | | | | | | | | | | | | | | C |
| Stormwater Management Impoundments, Drainageways, and Related Improvements | P | P | P | P | P | P | P | P | P | P | P | P | P | P | P | P | P | P |
| Temporary Structures for Construction Purposes | | | | | | | | | | | | | | | | | | |
| Utility Transmission and Distribution Lines and Pipelines in Existing Easements or Rights-of-Way | P | P | P | P | P | P | P | P | P | P | P | P | P | P | P | P | P | P |
| Utility Transmission and Distribution Lines and Pipelines not in Existing Easements or Rights-of-Way | C | C | C | C | C | C | C | C | C | C | C | C | C | C | C | C | C | C |

[amended 4/20/2009, Ord. 174-02]

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EXHIBIT D Use Standards

SECTION 5.100 RURAL USES

Section 5.101 Agricultural Services and Farm Supply Stores.

Agricultural service establishments, bulk feed and fertilizer supply outlets, farm supply stores, and similar uses shall be subject to the following:

1. Any retail store component of such uses shall conform with all parking, loading, screening, and other site development standards that apply to COMMERCIAL USES.
2. Farm products offered for sale shall include those grown or produced on land in Michigan, or made from products grown or produced on land in Michigan.
3. Any outdoor sales or display areas shall be conforming to the standards of Section 5.410 (Outdoor Sales or Display Areas).
4. Outdoor storage areas shall be adequately contained, and shall be screened from adjacent lots and road rights-of-way per Section 14.10D (Methods of Screening).
5. Storage, distribution, and processing of farm products as part of a permitted agricultural service establishment shall comply with the following:
 - a. Such uses shall not create a health or safety hazard, a nuisance, or have deleterious impact on the surrounding area either due to appearance or operation.
 - b. Such uses shall be maintained so that odor, dust, or noise shall not constitute a nuisance or hazard to adjoining lots and uses.
 - c. The storage of loose materials shall be contained and covered to prevent it from blowing onto adjacent properties and from access by small animals.
6. A site plan, drawn to scale, showing all intended site uses, shall be submitted for review and approval per Article 10.0 (Site Plan Review).

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Section 5.102 Farm-Based Tourism/Entertainment Activities.

Farms providing tourism or entertainment-oriented facilities or activities for promotion of agriculture, rural lifestyle or farm product sales shall be subject to the following:

1. A site plan, drawn to scale, showing all intended site uses, shall be submitted for review and approval per Article 10.0 (Site Plan Review). Such plan shall show the intended use and location of all structures, growing areas, parking facilities, roads and drives to be utilized by the public, pedestrian circulation, location of necessary sanitary facilities and service areas, and transition plantings or screening devices.
2. Screening shall be provided per Section 14.10D (Methods of Screening) where off-site abutting residential properties are occupied with dwelling structures within 200 feet of any area on the site occupied with sales or entertainment facilities. Crop growing areas of a depth of not less than 300 feet may be permitted to satisfy this requirement.
3. All facilities and improvements for permitted farm-based tourism or entertainment activities shall be located outside of all road rights-of-way and required yard setback areas.
4. Noise levels shall not exceed 65 decibels at any lot boundary or road right-of way.
5. All exterior lighting for permitted farm-based tourism or entertainment activities shall be fully-shielded and directed downward to minimize off-site glare and light pollution. Such lighting shall not exceed 0.5 foot-candles in intensity as measured at any lot boundary or road right-of-way.
6. The hours of operation of any outdoor entertainment facilities shall be subject to Planning Commission approval.
7. Farm-based tourism or entertainment activities shall conform to the applicable requirements of the Township's Outdoor Assemblies Ordinance (Ord. No. 23).

Section 5.103 Farm Products Direct Marketing Business.

Where farm products direct marketing businesses are listed in Article 4.0 (Land Use Table) as a permitted accessory use, such uses shall be accessory to an active farm operation. Such businesses shall include "U-Pick" commercial agriculture operations, direct sales to area restaurants, residents, and retail stores, Internet-based sales of farm products, and similar businesses.

Section 5.104 Greenhouse, Nursery, or Tree Farm.

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The following shall apply to greenhouses, nurseries, and tree farms:

1. Storage, sales, and display areas shall comply with the minimum setback requirements for the zoning district in which the establishment is located.
2. Plant growing areas shall be located outside of all road rights-of-way and corner clearance areas as defined in Section 3.208 (Corner Clearance Zones).
3. The storage of loose materials shall be contained and covered to prevent it from blowing onto adjacent properties and from access by small animals.
4. Where greenhouses, nurseries, and tree farms are listed in Article 4.0 (Land Use Table) as a permitted accessory use, such uses shall be accessory to an active farm operation.
5. Retail sales of greenhouse and nursery products shall be permitted as an accessory use, subject to site plan approval per Article 10.0 (Site Plan Review) and compliance with all parking, loading, screening, and other site development standards that apply to COMMERCIAL USES.

Section 5.105 Keeping of Animals, Non-Farm.

The standards of this Section shall not apply to keeping of animals as part of an active farm operation maintained in conformance with the Right to Farm Act (P.A. 93 of 1981, as amended) and Generally Accepted Agricultural Management Practices (GAAMPS) established by the Michigan Department of Agriculture. Non-farm raising and keeping of domesticated animals and livestock shall be subject to the following:

1. Non-farm raising and keeping of such animals shall be clearly incidental to a single-family dwelling and not for income generation or remuneration.
2. The raising and keeping of fowl, rabbits, and similar small domesticated animals shall require a minimum lot area of one (1) acre. Structures or fenced areas for keeping of small domesticated animals shall be located not less than five (5) feet from adjacent lots and road rights-of-way.
3. The raising and keeping of horses, cows, sheep, goats, llamas and similar domesticated livestock shall require a minimum lot area of four (4) acres, and shall be subject to the following:
 - a. Lots between four (4) and five (5) acres in gross land area shall be limited to a maximum of three (3) such animals. Raising and keeping of such animals on lots five (5) acres and larger shall conform to Generally Accepted Agricultural Management Practices (GAAMPS) established by the Michigan Department of Agriculture.

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- b. Structures for keeping such animals shall be located not less than 75 feet from adjacent properties.
4. All animals shall be properly housed and fenced so as not to be a public nuisance.
5. All animal wastes shall be properly disposed of so as not to jeopardize the public health, safety, or welfare, or create a detrimental effect on the environment or on neighboring properties.
6. Stables, barns, pens, and pastures shall be kept clean, and wastes shall be treated and handled in such a manner as to control flies and odor.

Section 5.106 Kennel.

The standards of this Section shall not apply to the keeping, or raising of fewer than four (4) animals of the same species that are more than six (6) months old (such as dogs, cats, outdoor fowl, or other domestic animals) for pets, breeding, showing, boarding, training, competition, or hunting purposes. Kennels shall be licensed as required by Washtenaw County or any other governmental agency with jurisdiction, and shall be subject to the following additional standards:

1. Kennels shall have a minimum lot area of ten (10) acres.
2. Structures or pens where animals are kept, outdoor runs, and exercise areas shall not be located in any required yard setback areas.
 - a. Such facilities shall be set back a minimum of 300 feet from road rights of-way, 100 feet from side and rear lot boundaries, and 50 feet from any watercourse.
 - b. Structures where animals are kept, outdoor runs and exercise areas shall be screened in accordance with Section 14.10D (Methods of Screening).
3. The facility shall be so constructed and maintained that odors, dust, noise, and drainage shall not constitute a nuisance or hazard to adjoining lots and uses.
4. The kennel shall be established and maintained in accordance with applicable sanitation regulations.
5. Animals shall be adequately housed, fenced, and maintained so as not to be or become a public or private nuisance.
6. All animals shall be enclosed within a building at night.

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7. All outdoor animal pens shall be enclosed with a six (6) foot high safety fence. Animal pen surfaces shall be of concrete pitched to contain and drain run-off from cleaning to a septic tank or other County approved system.
8. Preliminary and final site plans shall be required in accordance with Article 10.0 (Site Plan Review). The Planning Commission may impose other conditions and limitations deemed necessary to prevent or mitigate possible nuisances related to noise or odor.

Section 5.107 Private Riding Arenas and Boarding Stables.

All stables and facilities for the private rearing, schooling and housing of horses, mules, ponies and similar equine riding animals shall be subject to the following:

1. A dwelling in a principal building for the property owner or operator of the private stable shall be located on the same or an adjoining lot.
2. Stables and facilities for the private rearing, schooling and housing of horses, mules, ponies and similar equine riding animals shall require a minimum lot area of four (4) acres, and shall be subject to the following:
 - a. Lots between four (4) and five (5) acres in gross land area shall be limited to a maximum of three (3) such animals. Private rearing, schooling and housing of such animals on lots five (5) acres and larger shall conform to Generally Accepted Agricultural Management Practices (GAAMPS) established by the Michigan Department of Agriculture.
 - b. All stable and arena buildings, corrals, and similar structures shall be located not less than 75 feet from adjacent properties.
3. Stable and arena buildings, corrals, and similar structures shall not be located within any required front yard setback, and shall be located no closer to any road rights-of-way than rear building line of any dwelling on the subject lot.
4. A fenced area for pasturing, exercising or riding such animals may extend to the front, rear or side lot boundaries. All such animals shall be kept confined within a fenced area when not being ridden, under harness, or when not in their stable and arena building, corral or similar structure.
5. The facility shall be so constructed and maintained that odors, dust, noise, and drainage shall not constitute a nuisance or hazard to adjoining lots and uses.
6. There shall be no commercial activity, other than incidental sales not unusual for permitted RURAL USES or RESIDENTIAL USES.

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7. Establishment or enlargement of such a facility shall be subject to approval of a certificate of zoning compliance per Section 1.07 (Certificates of Zoning Compliance). Approval of a building permit may be required if the facility is open to the public.

Section 5.108 Public or Commercial Riding Stables.

Public or commercial riding stables and academies for the rearing, schooling and housing of horses, mules, ponies and similar equine riding animals available or intended for use by the public or for hire on a per diem, hourly, or weekly basis shall be subject to the following:

1. An accessory dwelling in a principal building for the property owner or operator of the facility shall be permitted per Section 5.201 (Accessory Dwelling).
2. The lot area shall not be less than 20 contiguous acres under single ownership.
3. Such public or commercial riding stables and academies shall conform to Generally Accepted Agricultural Management Practices (GAAMPS) established by the Michigan Department of Agriculture.
4. Stable and arena buildings, corrals, and similar structures for public or commercial riding stables and academies shall be located not less than 75 feet from adjacent properties.
5. Stable and arena buildings, corrals, and similar structures for public or commercial riding stables and academies shall not be located within any required front yard setback, and shall be located no closer to any road rights-of-way than rear building line of any dwelling on the subject lot.
6. Fenced areas for pasturing, exercising or riding such animals may extend to the front, rear or side lot lines. All such animals shall be kept confined within a fenced area when not being ridden, under harness, or when not in their stable and arena building, corral or similar structure.
7. The facility shall be so constructed and maintained that odors, dust, noise, and drainage shall not constitute a nuisance or hazard to adjoining lots and uses.
8. Parking for patrons and employees shall be provided in compliance with Article 8.0 (Off-Street Parking and Loading Regulations). Such areas shall be screened per Section 14.10D (Methods of Screening).
9. Such uses shall be subject to site plan approval per Article 10.0 (Site Plan Review).

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Section 5.109 Roadside Stands.

Roadside stands up to 400 square feet in gross floor area shall be permitted accessory to any RURAL USES, subject to the following:

1. Suitable trash containers shall be placed on the premises for public use.
2. The roadside stand structure(s) shall be set back outside of all road right-of-way. Such stands shall be removed from the roadside location during seasons when not in use.
3. Any roadside stand shall have at least five (5) off-street parking spaces, which need not be paved with asphalt or concrete. Parking spaces shall be located outside of road rights-of-way.
4. All signs used in connection with the use shall be temporary, and shall comply with the requirements of Article 9.0 (Signs). Such signs shall be removed when the stand is not in use.
5. Any roadside stand exceeding the limitations of this Section shall be subject to Conditional Use Permit approval as a farm-based tourism or entertainment facility per Section 5.102 (Farm-Based Tourism/Entertainment Activities).

Section 5.110 Veterinary Clinics and Hospitals.

Veterinary clinics and hospitals shall comply with the following:

1. All activities shall be conducted within a completely enclosed building, except that an outdoor exercise area shall be permitted, subject to the following:
 - a. Such areas shall be enclosed by a six (6) foot high safety fence.
 - b. Such exercise areas shall not be located in any required yard setback areas, and shall be set back a minimum of 50 feet from road rights of-way, side and rear lot boundaries, and any watercourse.
 - c. Such areas shall be screened in accordance with Section 14.10D (Methods of Screening).
2. The facility shall be so constructed and maintained that odors, dust, noise, exterior lighting, and drainage shall not constitute a nuisance or hazard to adjoining lots and uses.
3. Keeping of animals for overnight care shall be limited to the interior of the principal building. Treatment of non-domesticated animals shall be permitted.

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4. Operation shall include proper control of animal waste, odor, and noise.
5. A site plan, drawn to scale, showing all intended site uses, shall be submitted for review and approval per Article 10.0 (Site Plan Review).

EXHIBIT E

Description of the Firehouse Parcel

BEGINNING AT THE SOUTHEAST CORNER OF SECTION 28, T.2S., R.7E., SUPERIOR TOWNSHIP, WASHTENAW COUNTY, MICHIGAN; THENCE S87°03'20"W 412.70 FEET ALONG THE SOUTH LINE OF SAID SECTION 28 AND THE CENTERLINE OF GEDDES ROAD (66 FEET WIDE); THENCE N02°56'20"W 222.00 FEET; THENCE S87°03'20"W 210.00 FEET; THENCE N02°56'20"W 204.70 FEET; THENCE S87°03'20"W 211.00 FEET; THENCE N02°56'20"W 160.33 FEET; THENCE N87°03'20"E 841.58 FEET; THENCE S02°10'00"E 587.11 FEET ALONG THE EAST LINE OF SAID SECTION 28 AND THE CENTERLINE OF PROSPECT ROAD (66 FEET WIDE) TO THE POINT OF BEGINNING, BEING PART OF THE SOUTHEAST 1/4 OF SAID SECTION 28, CONTAINING 8.15 ACRES OF LAND, MORE OR LESS, BEING SUBJECT TO THE RIGHTS OF THE PUBLIC OVER THE EAST 33 FEET AND THE SOUTH 33 FEET THEREOF, AS OCCUPIED BY SAID PROSPECT ROAD AND SAID GEDDES ROAD, AND BEING SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD, IF ANY.

EXHIBIT F

Description of the Conservation Parcel

COMMENCING AT THE SOUTHEAST CORNER OF SECTION 28, T.2S., R.7E., SUPERIOR TOWNSHIP, WASHTENAW COUNTY, MICHIGAN; THENCE S87°03'20"W 1716.76 FEET ALONG THE SOUTH LINE OF SAID SECTION 28 AND THE CENTERLINE OF GEDDES ROAD (66' WIDE); THENCE N02°10'00"W 334.27 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING N02°10'00"W 1047.19 FEET; THENCE N87°03'20"E 1716.72 FEET; THENCE S02°10'00"E 794.37 FEET ALONG THE EAST LINE OF SAID SECTION 28 AND THE CENTERLINE OF PROSPECT ROAD (66 FEET WIDE); THENCE S87°03'20"W 1253.74 FEET; THENCE S02°56'40"E 252.80 FEET; THENCE S87°03'20"W 466.42 FEET TO THE POINT OF BEGINNING, BEING PART OF THE SOUTHEAST 1/4 OF SAID SECTION 28, CONTAINING 34.00 ACRES OF LAND, MORE OR LESS, BEING SUBJECT TO THE RIGHTS OF THE PUBLIC OVER THE EAST 33 FEET THEREOF, AS OCCUPIED BY SAID PROSPECT ROAD, AND BEING SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD, IF ANY.

**EXHIBIT G
Conservation Easement
Conservation Easement**

DATE: January __, 2010

GRANTOR: HUMMANA, LLC and NYR82, LLC,
Michigan limited liability companies
28800 Orchard Lake Road, Suite 200
Farmington Hills, MI 48334

GRANTEE: CHARTER TOWNSHIP OF SUPERIOR
A Michigan municipal corporation
3040 N. Prospect
Ypsilanti, Michigan 48198

For purposes of this Conservation Easement, the Grantor, who is the current owner of the Subject Property, and all subsequent owners of the Subject Property, will be referred to as the "Grantor" throughout this Conservation Easement. The Township will be referred to as the "Township" throughout this Conservation Easement.

PROPERTY: COMMENCING AT THE SOUTHEAST CORNER OF SECTION 28, T.2S., R.7E., SUPERIOR TOWNSHIP, WASHTENAW COUNTY, MICHIGAN; THENCE S87°03'20"W 1716.76 FEET ALONG THE SOUTH LINE OF SAID SECTION 28 AND THE CENTERLINE OF GEDDES ROAD (66' WIDE); THENCE N02°10'00"W 334.27 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING N02°10'00"W 1047.19 FEET; THENCE N87°03'20"E 1716.72 FEET; THENCE S02°10'00"E 794.37 FEET ALONG THE EAST LINE OF SAID SECTION 28 AND THE CENTERLINE OF PROSPECT ROAD (66 FEET WIDE); THENCE S87°03'20"W 1253.74 FEET; THENCE S02°56'40"E 252.80 FEET; THENCE S87°03'20"W 466.42 FEET TO THE POINT OF BEGINNING, BEING PART OF THE SOUTHEAST 1/4 OF SAID SECTION 28, CONTAINING 34.00 ACRES OF LAND, MORE OR LESS, BEING SUBJECT TO THE RIGHTS OF THE PUBLIC OVER THE EAST 33 FEET THEREOF, AS OCCUPIED BY SAID PROSPECT ROAD, AND BEING SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD, IF ANY.

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CONVEYANCE: The Grantor conveys and warrants to the Township a perpetual Conservation Easement over the Property. The scope of this Conservation Easement is set forth in this agreement.

THE GRANTOR AND THE TOWNSHIP AGREE TO THE FOLLOWING:

1. PURPOSES OF THIS CONSERVATION EASEMENT AND COMMITMENTS OF THE GRANTOR AND THE TOWNSHIP.

- a. This Conservation Easement assures that the Property will be perpetually preserved in its predominately natural, agricultural, and open space condition. The Purposes of this Conservation Easement are to protect the Property's natural resource and watershed values; to maintain and enhance biodiversity; to retain quality habitat for native plants and animals, and to maintain and enhance the natural features of the Property.
- b. The Grantor of the Property has committed to preserve the Conservation Values of the Property. The Grantor agrees to confine use of the Property to activities consistent with the Purposes of this Easement and the preservation of the conservation values in accordance with and subject to the terms of a certain Consent Judgment as set forth herein.
- c. The Township is a qualified Recipient of this Conservation Easement, is committed to preserving the Conservation Values of the Property, and is committed to upholding the terms of this Conservation Easement. The Township protects natural habitats of fish, wildlife, plants, and the ecosystems that support them. The Township also preserves open spaces, including farms and forests, where such preservation is for the scenic enjoyment of the general public or pursuant to clearly delineated governmental conservation policies and where it will yield a significant public benefit.

2. CONSERVATION VALUES. The Property possesses natural, scenic, historic, open space, scientific, biological, and ecological values of prominent importance to the Grantor, the Township, and the public. These values are referred to as the "Conservation Values" in this Easement. The Conservation Values include the following:

- a. **Open Space and Scenic:**
 - i. A scenic landscape and natural character which would be impaired by modification of the Property.
 - ii. Relief from urban closeness.

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- iii. Maintain the rural character of the area.
- iv. Biological integrity of other land in the vicinity has been modified by intense urbanization, and the trend is expected to continue.

b. Public Policy:

- i. The State of Michigan has recognized the importance of protecting our natural resources as delineated in the 1963 Michigan Constitution, Article IV, Section 52, "The conservation and development of the natural resources of the state are hereby declared to be of paramount public concern in the interest of the health, safety, and general welfare of the people. The legislature shall provide for the protection of the air, water, and other natural resources of the state from pollution, impairment, and destruction."
- ii. The Property is preserved pursuant to a clearly delineated federal, state, or local conservation policy and yields a significant public benefit. The following legislation, regulations, and policy statements establish relevant public policy:
 - (1) Conservation and Historic Preservation Easement, Sub part 11 of Part 21 of the Michigan Natural Resources and Environmental Protection Act - MCL §§ 324.2140 et seq.;
 - (2) Biological Diversity Conservation, Part 355 of the Michigan Natural Resources and Environmental Protection Act - MCL §§ 324.35501 et seq; (Legislative Findings § 324.35502);
 - (3) Wetland Protection, Part 303 of the Michigan Natural Resources and Environmental Act - MCL §§ 324.30301 et seq.; (Legislative Findings MCL § 324.30302);
 - (4) Water Pollution Control Act of 1972, 33 USC §§ 1251 - 1387 (§1251 Goals & Policy; § 1344 Wetlands permitting, aka "Section 404" Clean Water Act.);

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- (5) Coastal Zone Management Act, 16 USC §§ 1451 et seq.; (§§ 1451, 1452 Congressional Findings and Policy.);
- (6) Shorelands Protection and Management, Part 323 of the Michigan Natural Resources and Environmental Protection Act - MCL §§ 324.32301 et seq.;
- (7) Inland Lakes and Streams, Part 301 of the Michigan Natural Resources and Environmental Protection Act - MCL §§ 324.30101 et seq.;
- (8) Great Lakes Submerged Lands, Part 325 of the Michigan Natural Resources and Environmental Protection Act - MCL §§ 324.32501 et seq.;
- (9) Farmland and Open Space Preservation, Part 361 of the Michigan Natural Resources and Environmental Protection Act - MCL §§ 324.36101 et seq.;
- (10) Soil Conservation, Erosion, and Sedimentation Control, Parts 91 & 93 of the Michigan Natural Resources and Environmental Protection Act - MCL §§ 324.9101 et seq; 324.9301 et seq; (Legislative Policy § 324.9302).

c. Farmland:

- i. The Property has a history of agricultural usage.
- ii. The Property is located within Superior Township, a community presently experiencing rapid development, including the subdivision of prime farmland.

3. BASELINE DOCUMENTATION. Specific Conservation Values of the Property have been documented. This "Baseline Documentation" consists of maps, a depiction of existing human-made modifications, prominent vegetation, identification of flora and fauna, land use history, distinct natural features, and photographs.

4. PROHIBITED ACTIONS. Any activity on, or use of, the Property which is inconsistent with the permitted uses and activities set forth herein or in the Consent Judgment entered in the case of *Hummana et al. v Superior Township*, Washtenaw County Circuit Court file number: 08-07-CZ,

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(hereafter the "Consent Judgment"), a copy of which is filed with the Washtenaw County Register of Deeds at Liber ____, Page ____, is expressly prohibited.

5. PERMITTED USES. The Grantor retains ownership rights which are not expressly restricted by this Conservation Easement. In particular, the following rights are reserved:

a. **Agriculture.** Grantor retains the right to continue agricultural use. For purposes of this Conservation Easement agricultural use means substantially undeveloped land devoted to:

i. The production of plants and animals useful to humans, including forages and sod crops; grains, feed crops, and field crops; dairy and dairy products; poultry and poultry products; livestock, including the breeding and grazing of cattle, swine, captive cervidae, horses and similar animals; berries; herbs; flowers; seeds; grasses; nursery stock; fruits; vegetables; Christmas trees; and other similar uses and activities, including road side stands for sale of Michigan produced farm and dairy products.

ii. Riding trails for horses.

iii. Pasturing of horses.

iv. The use of farm machinery, rider mowers and all-terrain vehicles is permitted solely for agricultural purposes so long as their use remains consistent with the Conservation Values, as well as motorized maintenance and emergency vehicles.

v. Grantor shall have the right to do the following in accordance with the plans approved by the Grantor and as permitted by the Consent Judgment:

(1) Create paths, trails or roads for access and equestrian use.

(2) Plow, till or cultivate the soils or vegetation.

(3) Construct or place authorized utility lines.

(4) Store or dispose of vegetative debris such as grass clippings, leaves, yard waste or other material

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collected and deposited from areas outside of the Easement Premises.

- (5) Cut down, destroy, or otherwise alter or remove trees, tree limbs, shrubs, or other vegetation, whether living or dead within the Easement Premises expressly for the removal of trees or limbs to eliminate danger to health and safety; to reduce a threat of infestation posed by diseased vegetation; to control invasive non-native plant species that endanger the health of native species or as otherwise required or provided for farming and agricultural use or to build permitted agricultural structures, is permitted.

- b. **Structures.** Building will be limited to barns, storage buildings and animal shelters which involve a use related to agricultural activities that occur on the Conservation Parcel and have a maximum ground floor coverage of 15,000 square feet of total gross floor area and use of roadway stands for sale of Michigan produced farm and dairy products. Subject to the Michigan Right to Farm Act, buildings shall comply with the dimensional requirements contained in the Zoning Ordinance in effect at the time of applying for a Building Permit or Zoning Certificate of Compliance. To the extent that the rights contained in this paragraph conflict with the Open Space Preservation (OSP) Overlay district use or requirements than this paragraph shall be controlling.

- c. **Right to Maintain and Replace Existing Structures and Roads.** The Grantor retains the right to maintain, renovate and replace the existing structures, including fences and roads.

- d. **Right to Convey.** The Grantor retains the right to sell, mortgage, bequeath, or donate the Property. Any conveyance will remain subject to the terms of the Conservation Easement and the subsequent Grantor will be bound by all obligations in this agreement.

- e. **Consent Judgment.** Anything contained herein, notwithstanding, those uses and activities identified in the Consent Judgment, including this Conservation Easement, shall dictate all allowed uses and the type and size of building allowed to be erected on the Conservation Parcel. Grantor may perform activities within the Easement Premises consistent with the Consent Judgment. Any activities shall be performed in a manner to minimize the adverse

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impacts to the Easement Area.

6. **RIGHTS OF THE TOWNSHIP.** The Grantor confers the following rights upon the Township to perpetually maintain the Conservation Values of the Property:
 - a. **Right to Enter.** The Township, or its designated representative, has the right, upon prior notice, to enter the Property at reasonable times to monitor and enforce compliance with, or otherwise exercise its rights under, this Conservation Easement, the Consent Judgment and all other applicable Township Ordinances. The Township may not, however, unreasonably interfere with the Grantor's use and quiet enjoyment of the Property and the Township has no right to enter or permit others to enter the Property for purposes other than those set forth in this paragraph. The general public is not granted access to or use of the Property under this Conservation Easement.
 - b. **Right to Preserve.** The Township has the right to prevent any activity on or use of the Property that is inconsistent with the Purposes of this Conservation Easement or detrimental to the Conservation Values of the Property.
 - c. **Right to Require Restoration.** The Township has the right to require the Grantor to restore the areas or features of the Property which are damaged by any activity inconsistent with this Conservation Easement.
 - d. **Signs.** The Township has the right to place signs on the Property which identify the land as protected by this Conservation Easement. The number and location of any signs are subject to the Grantor's approval.
7. **TOWNSHIP'S REMEDIES.** This section addresses cumulative remedies of the Township and limitations on these remedies.
 - a. **Delay in Enforcement.** A delay in enforcement shall not be construed as a waiver of the Township's right to eventually enforce the terms of this Conservation Easement.
 - b. **Acts Beyond Grantor's Control.** The Township may not bring an action against the Grantor for modifications to the Property resulting from causes beyond the Grantors' control, including, but not limited to, unauthorized actions by third parties, natural disasters such as

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unintentional fires, floods, storms, natural earth movement, or even an Grantor's well-intentioned action in response to an emergency resulting in changes to the Property. The Grantor has no responsibility under this Conservation Easement for such unintended modifications.

c. Notice and Demand.

- i. If the Township determines that the Grantor is in violation of this Conservation Easement, or that a violation is threatened, the Township shall provide written notice to the Grantor. The written notice will identify the violation and request corrective action to cure the violation and, where the Property has been injured, to restore the Property.
- ii. The Grantor shall have fourteen (14) after the notice is issued to reply to the notice of violation by serving on the Township a written statement either:
 - (1) Acknowledging the violation and providing the Township with a statement of corrective action to be taken together with a timetable for taking action; or
 - (2) Disputing the violation and requesting a hearing.
- iii. If the Grantor acknowledges the violation and the plan of corrective action is acceptable, the Township shall provide the Grantor with written notice of its approval within 7 days of receiving Grantor's reply.

d. Hearing on Violation.

- i. If the Grantor disputes the violation or if the plan of corrective action is for any reason unacceptable to the Township, a hearing on the violation shall be held before the Township Board or such other body as is designated by the Township to conduct the hearing no later than 21 days after the date the Grantor's written reply is received by the Township.
- ii. If a hearing is held because the Grantor disputes the violation, the Grantor shall present evidence as to why there is no violation and after being given an opportunity to be heard, the Township shall determine whether the Grantor is

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in violation and if so, establish a plan of action and a timetable for compliance.

- iii. If the hearing is held because the Township objects to the Grantor's plan of corrective action, the Grantor shall present evidence as to why its plan of corrective action is reasonable and after being given an opportunity to be heard, the Township may approve the Grantor's plan or modify as it deems appropriate.

e. Failure to Act.

- i. The Township may bring an action in law or in equity to enforce the terms of the Conservation Easement If the Grantor fails to:

- (1) Reply within the permitted time to the notice of violation, or
- (2) Implement corrective measures in the manner and within the time permitted in the approved plan of correction action.

- ii. The Township is entitled to seek an injunction to enjoin the violation through temporary or permanent injunctive relief and to seek specific performance, declaratory relief, restitution, reimbursement of expenses, and/or an order compelling the Grantor to restore the Property. If the court determines that the Grantor has failed to comply with this Conservation Easement, the Grantor shall also reimburse the Township for all reasonable litigation costs and reasonable attorney's fees, and all costs of corrective action or Property restoration incurred by the Township.

- f. **Immediate and Irreparable Harm.** Notwithstanding the foregoing, if the Township determines, at its sole discretion, that the violation constitutes immediate and irreparable harm, no written notice is required. The Township may then immediately pursue its remedies to prevent or limit harm to the Conservation Values of the Property.

- g. **Unreasonable Litigation.** If the Township initiates litigation against the Grantor to enforce this Conservation Easement, and if the court determines that the litigation was initiated without reasonable cause or in bad faith, then the court may require the Township to

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reimburse the Grantor's reasonable costs and reasonable attorney's fees in defending the action and all incidental damages.

- h. **Actual or Threatened Non-Compliance.** The Township's rights under this Section, Township Remedies, apply equally in the event of either actual or threatened violations of the terms of this Easement. The Township shall be entitled to seek injunctive relief and/or specific performance.
- i. **Cumulative Remedies.** The preceding remedies of the Township are cumulative. Any, or all, of the remedies may be invoked by the Township if there is an actual or threatened violation of this Conservation Easement.

- 8. **CONSERVATION EASEMENT REQUIREMENTS UNDER MICHIGAN LAW AND UNITED STATES TREASURY REGULATIONS.** This Conservation Easement is created pursuant to the Conservation and Historic Preservation Easement, Sub part 11 of Part 21 of the Michigan Natural Resources and Environmental Protection Act (NREPA) - MCL §§ 324.2140 et seq. And the Township is qualified to hold conservation easements pursuant to this statute.
- 9. **OWNERSHIP COSTS AND LIABILITIES.** In accepting this Conservation Easement, the Township shall have no liability or other obligation for costs, liabilities, taxes, or insurance of any kind related to the Property. The Township's rights do not include the right, in absence of a judicial decree, to enter the Property for the purpose of becoming an operator of the Property within the meaning of the Comprehensive Environmental Response, Compensation, and Liability Act. The Township, its members, trustees or directors, officers, employees, and agents have no liability arising from injury or death to any person or physical damage to any property on the Property. The Grantor agrees to defend and hold the Township harmless against such claims.
- 10. **HAZARDOUS MATERIALS.** The Grantor has no knowledge of a release of hazardous substances or hazardous waste on the Property.
- 11. **CESSATION OF EXISTENCE.** If the Township shall cease to exist or if it fails to be a "qualified organization" for purposes of Internal Revenue Code Section 170(h)(3), or if the Township is no longer authorized to acquire and hold conservation easements, then this Conservation Easement shall become vested in another entity. This entity shall be a "qualified organization" for purposes of Internal Revenue Code Section 170(h) (3). The Township's rights and responsibilities shall be assigned to

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any entity having similar conservation purposes to which such right may be awarded under the cy pres doctrine.

- 12. LIBERAL CONSTRUCTION.** This Conservation Easement shall be liberally construed in favor of maintaining the Conservation Values of the Property and in accordance with the Conservation and Historic Preservation Easement, Sub part 11 of Part 21 of the Michigan Natural Resources and Environmental Code MCL 324.2140 et seq.
- 13. NOTICES.** For purposes of this agreement, notices may be provided to either party by personal delivery or by mailing a written notice to the party by Overnight Delivery or First Class mail to the address first written above. Any party may change its address, by providing the other party notice of the new address in the manner provided herein.
- 14. SEVERABILITY.** If any portion of this Conservation Easement is determined to be invalid, the remaining provisions will remain in force.
- 15. SUCCESSORS.** This Conservation Easement is binding upon, and inures to the benefit of, the Grantor's and the Township's successors in interest. All subsequent Grantors of the Property are bound to all provisions of this Conservation Easement to the same extent as the Grantor.
- 16. TERMINATION OF RIGHTS AND OBLIGATIONS.** A party's future rights and obligations under this Conservation Easement terminate upon transfer of that party's interest in the Property. Liability for acts or omissions occurring prior to transfer will survive the transfer.
- 17. MICHIGAN LAW.** This Conservation Easement will be construed in accordance with Michigan Law.
- 18. ENTIRE AGREEMENT.** This Conservation Easement sets forth the entire agreement of the parties. It is intended to supersede all prior discussions or understandings.

Signatures Page to Follow

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WITNESSES:

Company

**GRANTOR:
HUMMANA, LLC,
a Michigan Limited Liability**

By: Steven Friedman
Its: Authorized Member

WITNESSES:

**NYR82, LLC,
a Michigan limited liability
company**

By: Steven Friedman
Its: Authorized Member

STATE OF MICHIGAN)
COUNTY OF OAKLAND)

On January _____, 2010, before me, a Notary Public, in and for said County, personally appeared before me Steven Friedman, known to be the Authorized Member of Hummana, LLC and of NYR82, LLC who executed the above Consent Judgment, and acknowledged the same to be his free act and deed by authority given by the resolution of Hummana, LLC, and of NYR82, LLC, Michigan limited liability companies.

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Notary Public
Oakland County, Michigan
My Commission Expires:

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ACCEPTANCE OF CONSERVATION EASEMENT

The acceptance of the Conservation Easement has been approved by the Charter Township of Superior on January ____, 2010; Grantee accepts the grant and agrees to its terms.

WITNESSES:

**GRANTEE:
CHARTER TOWNSHIP OF
SUPERIOR**
a Michigan municipal corporation

By: William McFarlane
Its: Supervisor

STATE OF MICHIGAN)
COUNTY OF WASHTENAW)

Subscribed and sworn to (or affirmed) before me this ____ day of January, 2010,
by William McFarlane, the Supervisor of the Charter Township of Superior, a
Michigan municipal corporation.

Notary Public
Washtenaw County, Michigan
My Commission Expires:

EXHIBIT H

Description of Stables Parcel

COMMENCING AT THE SOUTHEAST CORNER OF SECTION 28, T.2S., R.7E., SUPERIOR TOWNSHIP, WASHTENAW COUNTY, MICHIGAN; THENCE S87°03'20"W 1716.76 FEET ALONG THE SOUTH LINE OF SAID SECTION 28 AND THE CENTERLINE OF GEDDES ROAD (66' WIDE); THENCE N02°10'00"W 1381.46 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING N02°10'00"W 778.98 FEET; THENCE N87°18'30"E 726.88 FEET; THENCE S63°50'17"E 103.61 FEET; THENCE N87°18'30"E 790.55 FEET; THENCE S02°10'00"E 175.00 FEET; THENCE N87°18'30"E 108.00 FEET; THENCE S02°10'00"E 546.40 FEET ALONG THE EAST LINE OF SAID SECTION 28 AND THE CENTERLINE OF PROSPECT ROAD (66 FEET WIDE); THENCE S87°03'20"W 1716.72 FEET TO THE POINT OF BEGINNING, BEING PART OF THE SOUTHEAST 1/4 OF SAID SECTION 28, CONTAINING 29.03 ACRES OF LAND, MORE OR LESS, BEING SUBJECT TO THE RIGHTS OF THE PUBLIC OVER THE EAST 33 FEET THEREOF, AS OCCUPIED BY SAID PROSPECT ROAD, AND BEING SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD, IF ANY.

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EXHIBIT I
Concept Plan

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January 15, 2010

Charter Township of Superior
3040 North Prospect Rd.
Ypsilanti, Michigan 48198

Attn: Mr. David Phillips

Re: Concept Plan

Property Described In a Proposed Consent Judgment:
*Hummana, LLC and NYR82, LLC v. Charter Township of Superior, Washtenaw
County Circuit Court Case No. 08-07-CZ*

Mr. Phillips,

Please find the following attached:

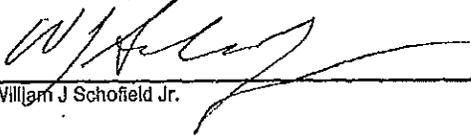
Page 1. A photograph of the proposed style of the proposed retail building. Note the building will be somewhere between 2500 and 5000 square feet. The height will not exceed the maximum allowed height in the a-2 zone. Roofing and siding materials will be steel. Colors will be earth tones selected to match the existing stables and arena. Roof pitch will be a minimum of 6-12.

Page 2. A site plan showing the proposed building envelope and the location of the drive and the proposed sign.

Page 3. A blow up of the area shown on page two. Also the areas of proposed buffering are shown.

Note: the type of buffering is proposed to be a 4-6 high foot earth berm planted with various plants including evergreens for screening purposes.

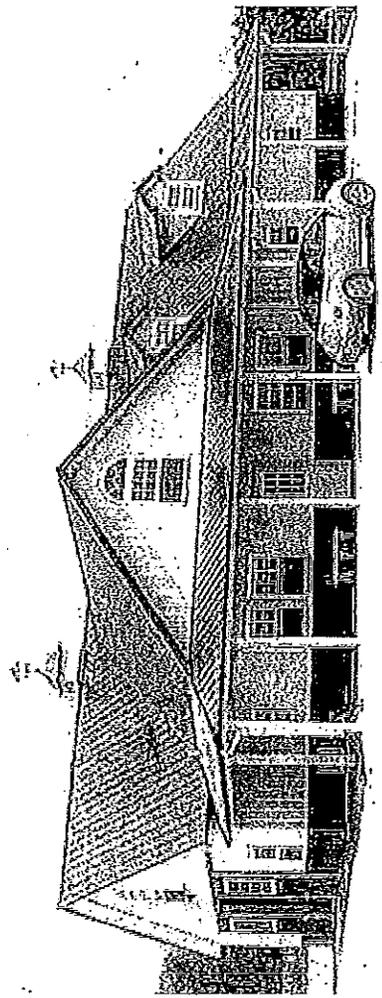
Note: The sign is proposed to be a 4' x 8' backlit sign on top of a 4'6" pedestal similar in size to the sign located at Lucas Nursery


William J Schofield Jr.

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Page 1

Scale ~
1/8" = 1'



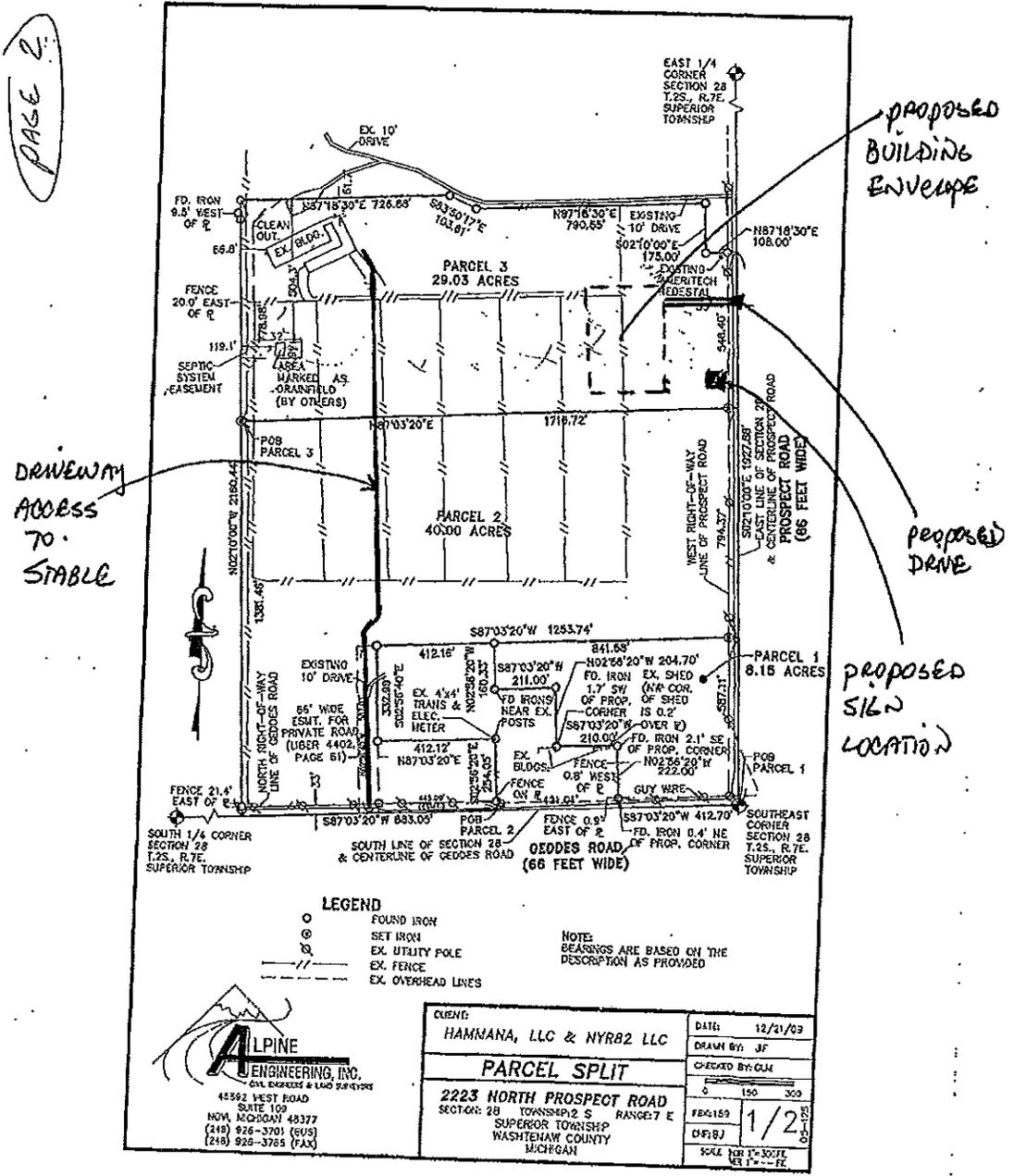
PROPOSED. STYLE OF FEED STORE. STORE WILL BE 2500-5000 S.F.
HEIGHT NOT TO EXCEED MAXIMUM ALLOWED IN A-2 ZONE.
ROOFING, SIDING TO BE STEEL. COLORS TO MATCH EXISTING STABLE.
ROOF PITCH TO BE MINIMUM OF 6-12.

<http://www.stockadebuildingsinc.com/barns.35.jpg>

1/12/2010

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PAGE 2



ALPINE ENGINEERING, INC.
45592 WEST ROAD
SUITE 102
HOW, MICHIGAN 48377
(248) 928-3701 (BUS)
(248) 928-3785 (FAX)

| | | | |
|-----------------------------------|--------------------------|-------------|----------|
| CLIENT: | HAMMANA, LLC & NYRB2 LLC | DATE: | 12/21/09 |
| | | DRAWN BY: | JF |
| PARCEL SPLIT | | CHECKED BY: | GLH |
| 2223 NORTH PROSPECT ROAD | | 0 | 150 |
| SECTION 28 TOWNSHIP 2 S RANGE 7 E | | 150 | 300 |
| SUPERIOR TOWNSHIP | | 300 | 450 |
| WASHTENAW COUNTY | | 450 | 600 |
| MICHIGAN | | 600 | 750 |
| | | 750 | 900 |
| | | 900 | 1050 |
| | | 1050 | 1200 |
| | | 1200 | 1350 |
| | | 1350 | 1500 |
| | | 1500 | 1650 |
| | | 1650 | 1800 |
| | | 1800 | 1950 |
| | | 1950 | 2100 |
| | | 2100 | 2250 |
| | | 2250 | 2400 |
| | | 2400 | 2550 |
| | | 2550 | 2700 |
| | | 2700 | 2850 |
| | | 2850 | 3000 |
| | | 3000 | 3150 |
| | | 3150 | 3300 |
| | | 3300 | 3450 |
| | | 3450 | 3600 |
| | | 3600 | 3750 |
| | | 3750 | 3900 |
| | | 3900 | 4050 |
| | | 4050 | 4200 |
| | | 4200 | 4350 |
| | | 4350 | 4500 |
| | | 4500 | 4650 |
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| | | 5850 | 6000 |
| | | 6000 | 6150 |
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| | | 6450 | 6600 |
| | | 6600 | 6750 |
| | | 6750 | 6900 |
| | | 6900 | 7050 |
| | | 7050 | 7200 |
| | | 7200 | 7350 |
| | | 7350 | 7500 |
| | | 7500 | 7650 |
| | | 7650 | 7800 |
| | | 7800 | 7950 |
| | | 7950 | 8100 |
| | | 8100 | 8250 |
| | | 8250 | 8400 |
| | | 8400 | 8550 |
| | | 8550 | 8700 |
| | | 8700 | 8850 |
| | | 8850 | 9000 |
| | | 9000 | 9150 |
| | | 9150 | 9300 |
| | | 9300 | 9450 |
| | | 9450 | 9600 |
| | | 9600 | 9750 |
| | | 9750 | 9900 |
| | | 9900 | 10050 |
| | | 10050 | 10200 |
| | | 10200 | 10350 |
| | | 10350 | 10500 |
| | | 10500 | 10650 |
| | | 10650 | 10800 |
| | | 10800 | 10950 |
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| | | 11700 | 11850 |
| | | 11850 | 12000 |
| | | 12000 | 12150 |
| | | 12150 | 12300 |
| | | 12300 | 12450 |
| | | 12450 | 12600 |
| | | 12600 | 12750 |
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| | | 13950 | 14100 |
| | | 14100 | 14250 |
| | | 14250 | 14400 |
| | | 14400 | 14550 |
| | | 14550 | 14700 |
| | | 14700 | 14850 |
| | | 14850 | 15000 |
| | | 15000 | 15150 |
| | | 15150 | 15300 |
| | | 15300 | 15450 |
| | | 15450 | 15600 |
| | | 15600 | 15750 |
| | | 15750 | 15900 |
| | | 15900 | 16050 |
| | | 16050 | 16200 |
| | | 16200 | 16350 |
| | | 16350 | 16500 |
| | | 16500 | 16650 |
| | | 16650 | 16800 |
| | | 16800 | 16950 |
| | | 16950 | 17100 |
| | | 17100 | 17250 |
| | | 17250 | 17400 |
| | | 17400 | 17550 |
| | | 17550 | 17700 |
| | | | |

EXHIBIT J Description of 6 Acre Parcel

COMMENCING AT THE SOUTHEAST CORNER OF SECTION 28, T.2S., R.7E., SUPERIOR TOWNSHIP, WASHTENAW COUNTY, MICHIGAN; THENCE S87°03'20"W 833.71 FEET ALONG THE SOUTH LINE OF SAID SECTION 28 AND THE CENTERLINE OF GEDDES ROAD (66' WIDE) TO THE POINT OF BEGINNING; THENCE CONTINUING S87°03'20"W 883.05 FEET ALONG SAID CENTERLINE AND SAID SOUTH SECTION LINE; THENCE N02°10'00"W 334.27 FEET; THENCE N87°03'20"E 466.42 FEET; THENCE S02°56'40"E 80.19 FEET; THENCE N87°03'20"E 412.12 FEET; THENCE S02°56'20"E 254.05 FEET TO THE POINT OF BEGINNING, BEING PART OF THE SOUTHEAST 1/4 OF SAID SECTION 28, CONTAINING 6.00 ACRES OF LAND, MORE OR LESS, BEING SUBJECT TO THE RIGHTS OF THE PUBLIC OVER THE SOUTH 33 FEET THEREOF, AS OCCUPIED BY SAID GEDDES ROAD, AND BEING SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD, IF ANY.

Roll call vote:

Ayes: McFarlane, McKinney, Phillips, Caviston, Green, Lewis, Williams

Nays: None

Absent: None

The motion carried

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B. GREAT DANE RESCUE, INC. CHARITABLE GAMING LICENSE

Jeanette Coval provided a letter to the Board requesting Superior Township adopt a resolution recognizing the Great Dane Rescue, Inc., as a nonprofit organization operating in the community for the purpose of obtaining charitable gaming licenses. Ms. Coval explained that the resolution is required by the State of Michigan for the organization to hold a millionaire's party. Funds raised at the party will be used to provide medical care and food for Great Danes the organization places in foster homes. Supervisor McFarlane indicated that the millionaire party was going to be held in Shelby Township. He did not feel there was enough information provided for the Board to make an informed decision. He recommended that the Board postpone action on the item until the next meeting when the organization could provide more information.

It was moved by McKinney, seconded by Lewis, to postpone action on the request until the next Board meeting.

The motion carried by a unanimous voice vote.

C. RESOLUTION TO AMEND FEES PERTAINING TO THE SUPERIOR CHARTER TOWNSHIP ZONING ORDINANCE

At the December 21, 2010 Board meeting, the Township accountant and planning administrator made a presentation recommending the Township revise the manner in which administrative fees are assessed for planning review and engineering inspections. The Board concurred with their recommendation and approved the changes. The new system will involve a sliding scale to charge based upon the amount of the invoice. In order to implement the changes a resolution to amend the fees is required along with the publishing and posting of the resolution.

**SUPERIOR CHARTER TOWNSHIP
WASHTENAW COUNTY, MICHIGAN**

**A Resolution to Amend Fees Pertaining to the
Superior Charter Township Zoning Ordinance
January 19, 2010**

At a regular meeting of the Township Board of Trustees of Superior Charter Township, Washtenaw County, Michigan, held at the Township Hall of said Township on the

**SUPERIOR CHARTER TOWNSHIP BOARD
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nineteenth day of January 2010, at 7:30 p.m. Eastern Standard Time, the following resolution was offered by McKinney and seconded by Lewis:

WHEREAS, this Board is authorized by Zoning Ordinance of the Charter Township of Superior to set fees by resolution for various matters arising in the course of administration of the Zoning Ordinance; and

WHEREAS, this Board has reviewed the fees previously in effect and has found that they are in need of revision;

LET IT THEREFORE BE RESOLVED, that the Charter Township of Superior, Washtenaw County, Michigan, does hereby amend the fee schedule adopted on June 15, 2009, for rezoning petitions, site plan reviews, special district review and other fees as set forth below; and

BE IT FURTHER RESOLVED, that an administrative fee shall be added to all review costs deducted from review escrow accounts through all stages of the development process; and

BE IT FURTHER RESOLVED, that in the event that the fees are not fully paid within thirty (30) days after notification of outstanding invoices and prior to any requested action by the Planning Commission, the Planning Commission shall consider that as grounds for denial; and

BE IT FURTHER RESOLVED, that all of the review escrow funds are refundable if they are not used, less fifteen percent (15%) administration costs of the original amount used. All review escrow funds will be deposited in a non-interest bearing account.

1. REZONING PETITIONS (OTHER THAN SPECIAL DISTRICTS)

The following fees and review escrows shall be paid by the petitioner to the Superior Charter Township Treasurer at the time of submittal of the application to rezone:

| | |
|-------------------|--------------------|
| Application fees: | \$ 900.00 |
| Review escrow: | \$ 1,000.00 |
| Total: | <u>\$ 1,900.00</u> |

Review escrow funds are used for the Township consultants' engineering, planning and legal reviews and other costs as appropriate. Review costs will be deducted from the

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escrow account along with the appropriate administrative fee. If a review cost exceeds the amount in the escrow account, the cost plus the appropriate administrative fee, shall be billed to the petitioner. Billing rates are available upon request.

If a second public hearing must be scheduled due to the petitioner's failure to post required signage or provide information as required, or due to the petitioner's request, an additional fee of \$300.00 to offset the Township's additional costs of public notices and affidavits of notice shall be paid by the petitioner prior to the Township scheduling the public hearing.

2. APPLICATION FOR CONDITIONAL USE PERMIT

The following fees shall be paid by the applicant to the Superior Charter Township Treasurer at the time of submittal of the application for a Conditional Use Permit.

| | |
|-------------------|------------------|
| Application fees: | \$ 500.00 |
| Review escrow: | \$ 300.00 |
| Total: | <u>\$ 800.00</u> |

Application fee includes one Planning Commission meeting in addition to the meeting at which the public hearing is held. For placement on each additional agenda, an additional fee of \$150.00 shall be payable in advance.

Review escrow funds are used for the Township consultants' engineering, planning and legal reviews and other costs as appropriate. Review costs will be deducted from the escrow account along with the appropriate administrative fee. If a review cost exceeds the amount in the escrow account, the cost plus the appropriate administrative fee, shall be billed to the petitioner. Billing rates are available upon request.

3. SITE PLAN REVIEW (OTHER THAN SPECIAL DISTRICTS)

The following fees shall be paid by the applicant to the Superior Charter Township Treasurer at the time of submittal for each review:

A. PRELIMINARY SITE PLAN REVIEW

| | |
|-------------------|------------------------------------|
| Application fees: | \$ 900.00 |
| Review escrow: | \$ 1,200.00 + \$75 per acre |
| Total: | <u>\$ 2,100.00 + \$75 per acre</u> |

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Review escrow funds are used for the Township consultants' engineering, planning and legal reviews and other costs as appropriate. Review costs will be deducted from the escrow account along with the appropriate administrative fee. If a review cost exceeds the amount in the escrow account, the cost plus the appropriate administrative fee, shall be billed to the petitioner. Billing rates are available upon request.

B. FINAL SITE PLAN REVIEW

| | |
|-------------------|--------------------|
| Application fees: | \$ 900.00 |
| Review escrow: | \$1,200.00 |
| Total: | <u>\$ 2,100.00</u> |

Review escrow funds are used for the Township consultants' engineering, planning and legal reviews and other costs as appropriate. Review costs will be deducted from the escrow account along with the appropriate administrative fee. If a review cost exceeds the amount in the escrow account, the cost plus the appropriate administrative fee, shall be billed to the petitioner. Billing rates are available upon request.

C. REVISED SITE PLAN REVIEW (EACH REVISION)

| | |
|-------------------|-------------------|
| Application fees: | \$ 300.00 |
| Review escrow: | \$1,100.00 |
| Total: | <u>\$1,400.00</u> |

Review escrow funds are used for the Township consultants' engineering, planning and legal reviews and other costs as appropriate. Review costs will be deducted from the escrow account along with the appropriate administrative fee. If a review cost exceeds the amount in the escrow account, the cost plus the appropriate administrative fee, shall be billed to the petitioner. Billing rates are available upon request.

D. MAJOR/MINOR CHANGE

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| | |
|-------------------|------------------|
| Application fees: | \$ 100.00 |
| Review escrow: | 300.00 |
| Total: | <u>\$ 400.00</u> |

4. PETITION FOR SPECIAL DISTRICT REVIEW

The following fees shall be paid by the petitioner to the Superior Charter Township Treasurer at the time of submittal of the application For a Special District and at the time of each subsequent submittal:

A. REZONING PETITION AND AREA PLAN REVIEW

| | |
|-------------------|-------------------|
| Application fees: | \$ 900.00 |
| Review escrow: | \$1,200.00 |
| Total: | <u>\$2,100.00</u> |

Review escrow funds are used for the Township consultants' engineering, planning and legal reviews and other costs as appropriate. Review costs will be deducted from the escrow account along with the appropriate administrative fee. If a review cost exceeds the amount in the escrow account, the cost plus the appropriate administrative fee, shall be billed to the petitioner. Billing rates are available upon request.

If a second public hearing must be scheduled due to the petitioner's failure to post required signage or provide information as required, an additional fee of \$300.00 to offset the Township's additional costs of public notices and affidavits of notice shall be paid by the petitioner prior to the Township scheduling the public hearing.

B. PRELIMINARY SITE PLAN REVIEW

| | |
|-------------------|--------------------------------------|
| Application fees: | \$ 900.00 |
| Review escrow: | \$1,200.00 + \$75.00 per acre |
| Total: | <u>\$2,100.00 + \$75.00 per acre</u> |

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Review escrow funds are used for the Township consultants' engineering, planning and legal reviews and other costs as appropriate. Review costs will be deducted from the escrow account along with the appropriate administrative fee. If a review cost exceeds the amount in the escrow account, the cost plus the appropriate administrative fee, shall be billed to the petitioner. Billing rates are available upon request.

C. FINAL SITE PLAN REVIEW

| | |
|-------------------|-------------------|
| Application fees: | \$ 900.00 |
| Review escrow: | \$ 1,800.00 |
| Total: | <u>\$2,700.00</u> |

Review escrow funds are used for the Township consultants' engineering, planning and legal reviews and other costs as appropriate. Review costs will be deducted from the escrow account along with the appropriate administrative fee. If a review cost exceeds the amount in the escrow account, the cost plus the appropriate administrative fee, shall be billed to the petitioner. Billing rates are available upon request.

D. MAJOR/MINOR CHANGE

| | |
|-------------------|------------------|
| Application fees: | \$ 100.00 |
| Review escrow: | 300.00 |
| Total: | <u>\$ 400.00</u> |

Review escrow funds are used for the Township consultants' engineering, planning and legal reviews and other costs as appropriate. Review costs will be deducted from the escrow account along with the appropriate administrative fee. If a review cost exceeds the amount in the escrow account, the cost plus the appropriate administrative fee, shall be billed to the petitioner. Billing rates are available upon request.

5. ENGINEERING REVIEW FEES

At the time of submittal of detailed construction plans, specifications, and detailed estimates of total costs of the proposed construction and improvements, the applicant

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shall pay to the Township Treasurer a fee for review equal to one and one-half percent (1 ½%) of the estimated total costs of construction and improvements, plus one dollar (\$1.00) per dwelling unit or, in the case of non-residential developments, one and one-half percent (1 ½%) of the estimated costs of construction and improvements, plus one dollar (\$1.00) 1500 square feet of the total building size. The estimates shall be provided by the applicant, and verified by the Township engineer, with the Township engineer retaining final authority to determine the total costs upon which the percentage shall be based.

The fee shall be paid prior to the Township engineer's review of any part of the construction plans. Review costs will be deducted from the escrow account along with the appropriate administrative fee. If the review costs exceed the amount in the escrow account, the costs plus the appropriate administrative fee shall be billed to the petitioner. Billing rates are available upon request.

6. PRECONSTRUCTION AND DEVELOPMENT AGREEMENT MEETING

The following fees shall be paid by the applicant to the Superior Township Treasurer at the time of scheduling a preconstruction and development agreement meeting:

A. PROJECT WITH PUBLIC WATER AND SANITARY SEWER

One and one-half hour \$650.00
(maximum meeting time)

B. PROJECT WITHOUT PUBLIC WATER AND SANITARY SEWER

One and one-half hour \$500.00
(maximum meeting time)

If the meeting exceeds one and one-half hours, or if a subsequent meeting is required, the additional fees shall be payable at the above rates rounded to the nearest quarter hour.

7. INSPECTION FEES DEPOSIT (IN FIELD)

**SUPERIOR CHARTER TOWNSHIP BOARD
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The fees for inspection shall be borne by the applicant and paid to the Township Treasurer. Fees for inspection shall be established at the preconstruction meeting by the Township engineer, who shall transmit a copy of the amount required for inspection fees to the applicant, the Township Clerk, and the Township Treasurer. The Township Treasurer shall place the amount determined by the Township engineer in an escrow account.

Inspection fees shall cover the costs of actual inspection and any administrative engineering time incurred by the Township's engineer(s) in association with the project. Inspection costs will be deducted from the inspection escrow account along with the appropriate administrative fee. If the review costs exceed the amount in the escrow account, the costs plus the appropriate administrative fee shall be billed to the petitioner. The extent of inspection and field engineering required may be determined by the Township's engineer based upon the contractor's performance and the applicant's engineering involvement. The costs associated with any field design changes, reviews, evaluations or interpretations of the plans due to discrepancies evolving from the construction operation shall be deducted from the inspection escrow accounts.

The applicant will be notified in the event the escrow funds have been depleted and additional funds are required. Prompt attention to reestablishing the escrow funds will prevent the project construction from being stopped and/ or occupancy permits withheld. Any account balance remaining upon completion of the project and acceptance of the record plans will be returned to the applicant less fifteen percent (15%) for administration.

Review of "as-built" plans shall be invoiced against the inspection funds.

The fees herein contained shall be in addition to those charges for connection charges and other charges or fees required for sanitary sewer and water supply.

8. ZONING BOARD OF APPEALS PETITION

At the time of filing an appeal to the Zoning Board of Appeals, fees shall be paid by the petitioner to the Superior Charter Township Treasurer as follows:

Appeals brought by the owner of a single-family dwelling and involving a variance request regarding "Density and Height Regulations" for one such dwelling:

\$175.00

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Any other appeal:

\$500.00

9. MISCELLANEOUS FEES

A. SPECIAL MEETING OF THE TOWNSHIP BOARD

At the time of filing a request with the Township Clerk for a special meeting of the Township Board, a fee of \$600.00 shall be paid by the requester to the Superior Charter Township Treasurer. If the Board determines for any reason that special meeting cannot be held, \$450.00 of the \$600.00 fee shall be refunded, with the remaining portion of the fee to be retained by the Township for administrative costs.

B. SPECIAL MEETING OF THE TOWNSHIP PLANNING COMMISSION

At the time of filing a request with the Township Clerk for a special meeting of the Township Planning Commission, a fee of \$750.00 shall be paid by the requester to the Superior Charter Township Treasurer. If the Planning Commission determines for any reason the special meeting cannot be held, \$650.00 of the \$750.00 fee shall be refunded, with the remaining portion of the fee to be retained by the Township for administrative costs.

C. PRE-APPLICATION CONFERENCE

At the time of scheduling a pre-application meeting with the Township Planner, a fee of \$100.00 shall be paid by the applicant to the Superior Charter Township Treasurer. If additional meetings are requested, an additional \$75.00 per meeting shall be paid.

D. PRE-APPLICATION REVIEW

Before an application for rezoning, conditional use or site plan review is filed, the petitioner may request a pre-application review by the Township's planner and/or engineer. A fee of \$500.00 shall be paid by the applicant to the Superior Charter Township Treasurer before such a review is undertaken.

10. EXTENSION OF AREA PLAN, MINOR SITE PLAN, PRELIMINARY SITE PLAN AND FINAL SITE PLAN APPROVAL

The review escrow shall be paid by the petitioner to the Superior Charter Township Treasurer at the time of submittal of the application for an extension:

**SUPERIOR CHARTER TOWNSHIP BOARD
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| | |
|----------------|--------------------|
| Review escrow: | \$ 1,500.00 |
| Total: | <u>\$ 1,500.00</u> |

Review escrow funds are used for the Township consultants' engineering, planning and legal reviews and other costs as appropriate. Review costs will be deducted from the escrow account along with the appropriate administrative fee. If a review cost exceeds the amount in the escrow account, the cost plus the appropriate administrative fee, shall be billed to the petitioner. Billing rates are available upon request.

11. MINOR SITE PLAN REVIEW

The following fees shall be paid by the applicant to the Superior Charter Township Treasurer at the time of submittal of the application for each minor site plan review.

| | |
|----------------|--------------------|
| Review escrow: | \$ 1,500.00 |
| Total: | <u>\$ 1,500.00</u> |

Review escrow funds are used for the Township consultants' engineering, planning and legal reviews and other costs as appropriate. Review costs will be deducted from the escrow account along with the appropriate administrative fee. If a review cost exceeds the amount in the escrow account, the cost plus the appropriate administrative fee, shall be billed to the petitioner. Billing rates are available upon request.

12. ADMINISTRATIVE REVIEW

The following fees shall be paid by the applicant to the Superior Charter Township Treasurer at the time of submittal for each administrative review:

| | |
|----------------|--------------------|
| Review escrow: | \$ 1,500.00 |
| Total: | <u>\$ 1,500.00</u> |

Review escrow funds are used for the Township consultants' engineering, planning and legal reviews and other costs as appropriate. Review costs will be deducted from the escrow account along with the appropriate administrative fee. If a review cost exceeds the amount in the escrow account, the cost plus the appropriate administrative fee, shall be billed to the petitioner. Billing rates are available upon request.

**SUPERIOR CHARTER TOWNSHIP BOARD
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13. ADMINISTRATIVE FEES

An administrative fee shall be charged whenever a Township consultant's review cost (including but not limited to engineering, planning and legal reviews) is deducted from a review escrow account. The administrative fee shall also be deducted from the review escrow account and shall be calculated according to the following table:

| Review Cost | Administrative Fee |
|--------------------|---------------------------|
| Under \$250 | 10% |
| \$251-\$500 | 8% |
| \$501-\$1,500 | 4% |
| \$1,500-\$3,000 | 3% |
| Over \$3,000 | 2% |

14. PUBLICATION AND EFFECTIVE DATES

This resolution and fee schedule shall become effective immediately upon publication in the *Ypsilanti Courier*, a newspaper of general circulation within the Township on January 28, 2010.

CERTIFICATION

I, David Phillips, the duly qualified Clerk of the Charter Township of Superior, Washtenaw County, Michigan, do hereby certify that the foregoing is a true and correct copy of a resolution adopted at a regular meeting of the Superior Charter Township Board held on January 19, 2010 and that public notices of said meeting were given pursuant to Act No. 267, Public Acts of Michigan, 1976, as amended.

David Phillips, Superior Township Clerk

Roll call vote: McKinney, Phillips, Caviston, Green, Lewis, Williams, McFarlane

Aye: McKinney, Phillips, Caviston, Green, Lewis, Williams, McFarlane

Nays: None

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Absent: None

The motion carried.

D. PLANNING COMMISSION APPOINTMENTS

The terms of John Copley and Porshea Anderson-Taylor both expire on February 28, 2010. Both have submitted letters indicating they are interested in continuing to serve. Supervisor McFarlane feels both candidates have been doing a good job. He said the Planning Commission is still in the process of revising the Growth Management Plan and that both candidates have been very involved in the process. He recommends that both be reappointed to new three year terms.

It was moved by McKinney, seconded by Green, that the Superior Charter Township Board concurs with the recommendation of the Supervisor and reappoint Porshea Anderson-Taylor, Prospect Rd., and John Copley, Cherry Hill Rd. , to the Superior Charter Township Planning Commission for three-year terms ending on February 28, 2013.

The motion carried by a unanimous voice vote.

E. DIXBORO DESIGN REVIEW BOARD APPOINTMENTS

Supervisor McFarlane indicated that John Copley's term on the Dixboro Design Review Board expires on February 28, 2010. Also, Patricia K. Durston's term expired December 31, 2009. She no longer resides in the Township and is not eligible for reappointment. Ms. Durston was appointed to meet the requirement for a home builder or finance person. Ms. Barth meets this requirement as she is employed by a bank as a real estate appraiser. He recommends both candidates be appointed to three year terms.

It was moved by McKinney, seconded by Phillips, that the Superior Charter Township Board concurs with the recommendation of the Supervisor for the appointment to the Dixboro Design Review Board of Michelle Barth, Plymouth Rd., to a three year term to end 12/31/2009 and the reappointment of John Copley, Cherry Hill Rd., to a three year term to end 2/28/2013.

The motion carried by a unanimous voice vote.

F. BUDGET AMENDMENTS, LEGAL DEFENSE FUND

| | | |
|----------------------------|--|--|
| PROPOSED BUDGET AMENDMENTS | | |
|----------------------------|--|--|

**SUPERIOR CHARTER TOWNSHIP BOARD
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| LEGAL DEFENSE FUND 1-19-10 | | | |
|-----------------------------------|---------------------------------|----------------------|--------------------------|
| BUDGET LINE # | DESCRIPTION | DEBIT | CREDIT |
| 204-000-699-000 | APPROPRIATION FROM FUND BALANCE | INCREASE | \$ 100,000.00 |
| 204-244-802-050 | DEVELOPMENT RIGHTS PURCHASES | \$ 100,000.00 | INCREASE |
| | TOTAL OF DEBITS/CREDITS | \$ 100,000.00 | \$ 100,000.00 |

It was moved by Lewis, seconded by McKinney, to approve the budget amendment to the Legal Defense Fund.

The motion carried by a unanimous voice vote.

11. PAYMENT OF BILLS

It was moved by McKinney, seconded by Green, that the bills be paid as submitted in the following amounts: General - \$14,940.00 and Legal Defense \$1095.00 for a total \$16,035.00, further, that the Record of Disbursements be received.

The motion carried by a voice vote.

12. PLEAS AND PETITIONS

There were no pleas or petitions.

13. ADJOURNMENT

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It was moved by Caviston, supported by McKinney, that the meeting adjourn. The motion carried by a voice vote and the meeting adjourned at 11:00 p.m.

Respectfully submitted,

David Phillips, Clerk

William McFarlane, Supervisor

**SUPERIOR TOWNSHIP BUILDING DEPARTMENT
 MONTH-END REPORT
 JANUARY 2010**

| Category | Estimated Cost | Permit Fee | Number of Permits |
|-------------------|------------------|-------------------|-------------------|
| ADDITIONS | \$3,145 | \$100.00 | 1 |
| DEMOLITIONS | \$0 | \$200.00 | 2 |
| ELECTRIC PERMITS | \$0 | \$559.00 | 3 |
| HOSPITAL | \$124,999 | \$562.00 | 1 |
| MECHANICAL PERMIT | \$0 | \$1,095.00 | 8 |
| PLUMBING PERMITS | \$0 | \$170.00 | 2 |
| REMODEL/REPAIRS | \$69,495 | \$636.00 | 5 |
| Totals | \$197,639 | \$3,322.00 | 22 |

INSPECTIONS

REIMBURSEMENTS

| | | |
|--------------------------------------|--------------|----------|
| BUILDING OFFICIAL | 55 | |
| BUILDING INSPECTOR | 29 | |
| ELECTRICAL INSPECTOR (CONTRACTOR) | 14 @ \$30.00 | \$420.00 |

**SUPERIOR TOWNSHIP BUILDING DEPARTMENT
 YEAR-TO-DATE REPORT
 2010**

| Category | Estimated Cost | Permit Fee | Number of Permits |
|-------------------|------------------|-------------------|-------------------|
| ADDITIONS | \$3,145 | \$100.00 | 1 |
| DEMOLITIONS | \$0 | \$200.00 | 2 |
| ELECTRIC PERMITS | \$0 | \$559.00 | 3 |
| HOSPITAL | \$124,999 | \$562.00 | 1 |
| MECHANICAL PERMIT | \$0 | \$1,095.00 | 8 |
| PLUMBING PERMITS | \$0 | \$170.00 | 2 |
| REMODEL/REPAIRS | \$69,495 | \$636.00 | 5 |
| Totals | \$197,639 | \$3,322.00 | 22 |

INSPECTIONS

REIMBURSEMENTS

| | | |
|--------------------------------------|--------------|----------|
| BUILDING OFFICIAL | 55 | |
| BUILDING INSPECTOR | 29 | |
| ELECTRICAL INSPECTOR (CONTRACTOR) | 14 @ \$30.00 | \$420.00 |

2010 Fire Department Responses

January

Structure Fires: 2

- 1.) Date of Incident: 1/14/2010
Address of Incident: 1570 Stephens
Property Value \$150,000.00
Property Loss: \$20,000.00
Content Value: \$35,000.00
Content Loss: \$10000.00
Cause of Fire: Under investigation
- 2.) Date of Incident: 1/22/2010
Address of Incident: 10181 E Avondale
Property Value \$250,000.00
Property Loss: \$12,000.00
Content Value: \$80,000.00
Content Loss: \$5000.00
Cause of Fire: Electrical

Vehicle Fires: 0

Brush Fires: 0

Trash Fires: 0

Medical Emergencies: 48

Personal Injury Accidents: 2

1. Plymouth/Gotfredson (1/5/10)
2. M14/Dixboro (1/23/10)

Property Damage Accidents: 9

Residential Fire Alarm: 4

Commercial Fire Alarm: 2

St. Joseph Mercy Hospital Alarms: 4

Utility Emergency: 1

Public Service Request: 4

Good Intent: 6

Carbon Monoxide Alarms: 1

Mutual Aid: 6

All Other Incidents: 0

Total Alarms: 89

Burn Permits: 19

Charter Township of Superior

Fire Department

7999 Ford Road. Ypsilanti, Michigan 48198

To: William McFarlane, Supervisor

Date: February 3, 2010

Ref: Fire Marshal Report for January 2010

1/4/10

Meeting with building department about testing fire alarms at St Joe Hospital

1/5/10

Fire alarm and flow testing at St Joe Hospital

1/6/10

Fire alarm testing at St Joe

1/7/10

Fire alarm testing at ST Joe

1/11/10

Did Fire Marshal report for December 2009

Started working on fire investigation report for structure fire 1600 Sheffield Dr.

1/12/10

Worked on structure fire investigation report

Responded to MVA Gale at Cherry Hill Rd

1/13/10

Finished fire investigation report

Updated inspection information into computer for Humane Society

Finished testing fire alarms at St Joe

Talked with and attorney about fire at 1600 Sheffield Dr

1/14/10

Responded to structure fire 1570 Stephens Dr started investigation into cause of the fire

1/15/10

Worked on structure fire investigation

1/19/10

Worked on structure fire investigation
Talked with Sgt Cook about structure fire
Reviewed sprinkler plans from Ann Arbor Fire Protection

1/20/10

Worked on fire investigation report
Had meeting with fire investigator from insurance company about fire on Stephens Dr

1/21/10

Worked on fire Investigation report

1/22/10

Responded to structure fire on Avondale Circle started investigation into its cause

1/25/10

Attended fire investigator meeting at Saline Fire Department
Worked on fire investigation report for Avondale fire

1/26/10

Typed fire investigation report for fire on Stephens Dr

1/27/10

Worked on fire investigation report for fire on Avondale Circle

1/28/10

Worked on drawing for fire on Stephens Dr.

Total Inspections to date: 5

Total Fire Investigations to date: 2

Total Hours for January 2010: 98.5

Respectfully Submitted:



Wayne Dickinson, Fire Marshal
Superior Township Fire Department

Cc. Dave Phillips, Clerk

INTEROFFICE MEMORANDUM

TO: BILL MCFARLANE SUPERVISOR
FROM: RONALD SMITH CAPTAIN
SUBJECT: HOSPITAL ALARMS
DATE: 2/7/10

SUPERIOR TOWNSHIP FIRE DEPARTMENT FALSE ALARM RESPONSES TO SAINT JOSEPH
HOSPITAL
FOR JANUARY 2010

TOTAL FALSE ALARMS: 4
1ST. ALARM: NO CHARGE
2ND ALARM: \$50.00
3RD THROUGH 4TH ALARM: \$200.00 EACH
TOTAL: \$450.00

ALARM LOCATIONS:
5301 HURON RIVER DRIVE (3)
5315 ELIOTT (1)

Superior Township Ordinance Report
January 2010 to February 2010

Landscape Debris-Blight

Ordinance 165

Harris
Geddes, Macarthur
Prospect

Signs removed

| | |
|------------------------------|--|
| Superior Rd. South of Geddes | Large collection of dumped items. Possible owner identified from papers on the site; Referred to WCSO previously; contact made with owner; Township to remove at owner expense. |
| 1102 Stamford | furniture left at curb. 1 st notice. |
| Vreeland east of 7273 | dumped construction materials. 2 nd letter sent. |
| 8608 Nottingham | Shrub grown over sidewalk. Letter sent; No response, violation issued; shrub cut. |
| 1536 Wiard | Junk accumulated across from 1536 Wiard. WCSO issued ticket. |
| west of 990 Clark | Dumping of tires and cement. 1 st letter sent to property owner. No response to date; to issue violation. |
| Berkshire at Wiltshire | Piles of stone and wood debris. Bank notified; To issue violation |
| 6645 warren | several stacks of materials in front and side yard and junk covered by tarp. Owner notified; some materials have been removed. Not remedied; violation issued. Partially cleared |
| 8653 Nottingham Ct. | Broken fence facing Macarthur. Previous Citation filed; property reverted to bank New Citation filed against bank. |
| 1649 harvest | garbage cans left out. Removed. |

Noise Complaints

Animals

1834 Norfolk Dogs repeatedly entering neighbor's yard
Resident agreed to control dogs; no new
Incidents.

Vehicles

8529 Windsor Ct. unlicensed vehicle in drive. Citation issued

8564 Windsor Ct. Inoperable vehicle in drive. Citation issued

9173 Panama Trailer in drive. removed

9312 Panama Trailer in drive. 1st letter sent to resident

9560 Glenhill Car with flat parked more than a week in drive.
1st notice; no response, ticket issued.

8055 Ford RV in front yard. Ticket issued.

Miles: 273

Time: 38.5

Submitted by John Hudson, Ordinance Officer

Cc: Supv, Clerk, Treas, Build. Insp., WCSD



WASHTENAW COUNTY OFFICE OF THE SHERIFF



2201 Hogback Road ♦ Ann Arbor, Michigan 48105-9732 ♦ OFFICE (734) 971-8400 ♦ FAX (734) 973-4624 ♦ EMAIL sheriff@ewashtenaw.org

JERRY L. CLAYTON
SHERIFF

MARK A. PTASZEK
UNDERSHERIFF

February 4th , 2010

Supervisor William McFarlane
Superior Charter Township
3040 N. Prospect Rd
Ypsilanti, MI 48198

Mr. McFarlane,

The following data summarizes the law enforcement activities in Superior Township during the month of January 2010. Included you will find a breakdown of time spent in Superior Township, a Law Enforcement Activity Report, a summary of Highlighted Calls for Service, a Deputy Activity Summary, and a Summary of Citations issued in Superior Township.

Attached please find the Superior Township Alarm breakdown for the month of January which has already been forwarded to your billing department.

The Sheriff's Office continues its Community Engagement outreach on MacArthur Blvd where Deputies Teets and Urban are assigned. We have continued with Neighborhood Watch meetings monthly. We have implemented weekly documented transference of incident information to Managers for both Danbury Park and Sycamore Meadows and an internal referral process for any incident that occurs in either apartment complex. Feedback at the Neighborhood Watch meetings continues to be quite positive.

Please review and accept the remainder of this report at your next Board Meeting. If you have any questions or require any additional information please contact me personally and I will supply you the necessary information.

Sincerely,

A handwritten signature in black ink, appearing to read "P. Cook".

Sergeant P. Cook
Station #6



WASHTENAW COUNTY OFFICE OF THE SHERIFF



2201 Hogback Road ♦ Ann Arbor, Michigan 48105-9732 ♦ OFFICE (734) 971-8400 ♦ FAX (734) 971-9248 ♦ EMAIL sheriff@co.washtenaw.mi.us

JERRY L. CLAYTON
SHERIFF

MARK A. PTASZEK
UNDERSHERIFF

SUPERIOR TOWNSHIP HIGHLIGHTED CALLS FOR SERVICE JANUARY 2010

ASSAULT & BATTERY /DOMESTIC

3400 block of Hillshire Ct
9300 block of Macarthur Blvd
7900 bloem of Ford Rd
Macarthur Blvd & Wiard Rd
8900 block of Macarthur Blvd
10000 block of E. Avondale Cir
1700 block of Hamlet Dr
9000 block of Macarthur Blvd
8600 block of Macarthur Blvd
9200 block of Macarthur Blvd
1500 block of Ridge Rd

FELONIOUS ASSAULT

1500 block of Harvest Ln
9200 block of Macarthur Blvd
8900 block of Nottingham Dr
8700 block of Macarthur Blvd

BURGLARY

1700 block of Savannah Ln
1500 block of Curtis Rd
1500 block of Stephens Dr

LARCENY

1500 block of Ridge
5200 block of Red Fox Run
9200 block of Macarthur Blvd
5300 block of E. Huron River Dr

LARCENY FROM AUTO

5300 block of Mcauley Dr
5300 block of E. Huron River Dr
5300 block of E. Huron River Dr
5300 block of E. Huron River Dr

UDAA

8800 block of Ford Rd

FRAUD

None

DRUG/POSSESSION

Stamford Rd & Macarthur Blvd
Macarthur Blvd & N. Harris Rd
Macarthur Blvd & N. Harris Rd
Macarthur Blvd & Stamford Rd
9100 block of Macarthur Blvd
Savannah Ln & Barrington Dr
9100 block of Ascot Dr

***OTHER NOTABLE CALLS FOR THE MONTH**

MDOP 5

FAMILY TROUBLE 9

DISORDERLY 24

SUSPICIOUS INCIDENTS 43

TRAFFIC CRASH 44

PUBLIC NUISANCE 0

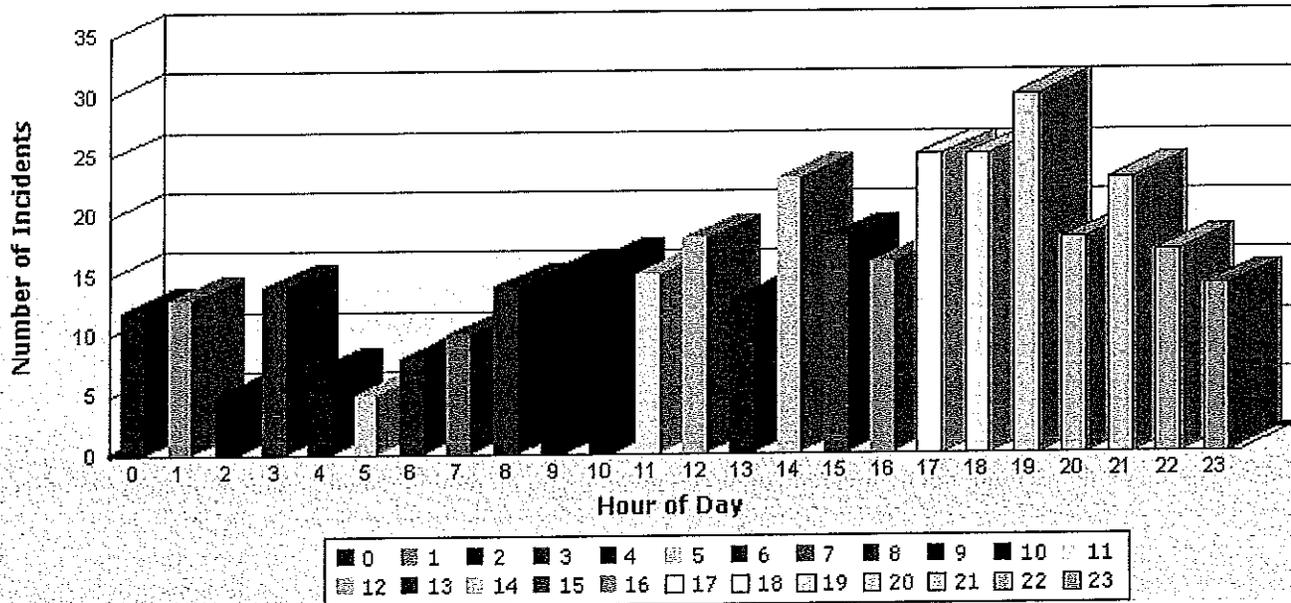
Number of Incidents by Time

Report Description

Timeframe : From 2010-01-01 00:00:00 To 2010-01-31 23:59:00

Location : MunicipalArea | SUPERIOR TOWNSHIP

User Comments : N/A



| Hour of Day | Count |
|--------------|------------|
| 0:00 | 12 |
| 1:00 | 13 |
| 2:00 | 5 |
| 3:00 | 14 |
| 4:00 | 7 |
| 5:00 | 5 |
| 6:00 | 8 |
| 7:00 | 10 |
| 8:00 | 14 |
| 9:00 | 15 |
| 10:00 | 16 |
| 11:00 | 15 |
| 12:00 | 18 |
| 13:00 | 13 |
| 14:00 | 23 |
| 15:00 | 18 |
| 16:00 | 16 |
| 17:00 | 25 |
| 18:00 | 25 |
| 19:00 | 30 |
| 20:00 | 18 |
| 21:00 | 23 |
| 22:00 | 17 |
| 23:00 | 14 |
| Total | 374 |

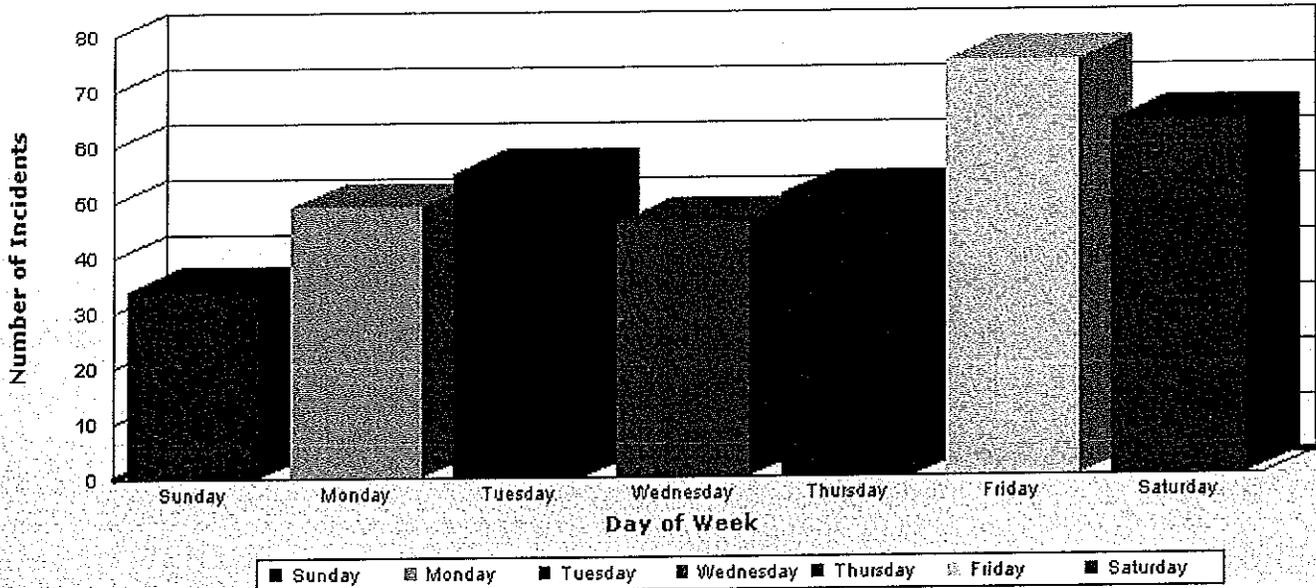
Number of Incidents by Day

Report Description

Timeframe : From 2010-01-01 00:00:00 To 2010-01-31 23:59:00

Location : MunicipalArea | SUPERIOR TOWNSHIP

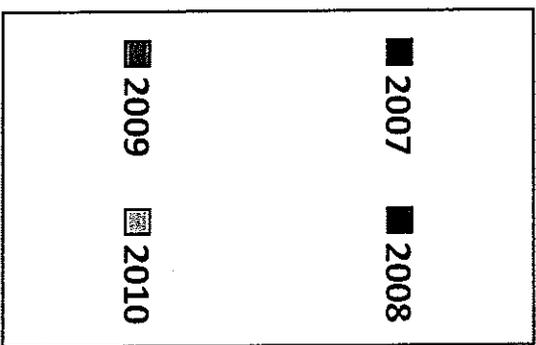
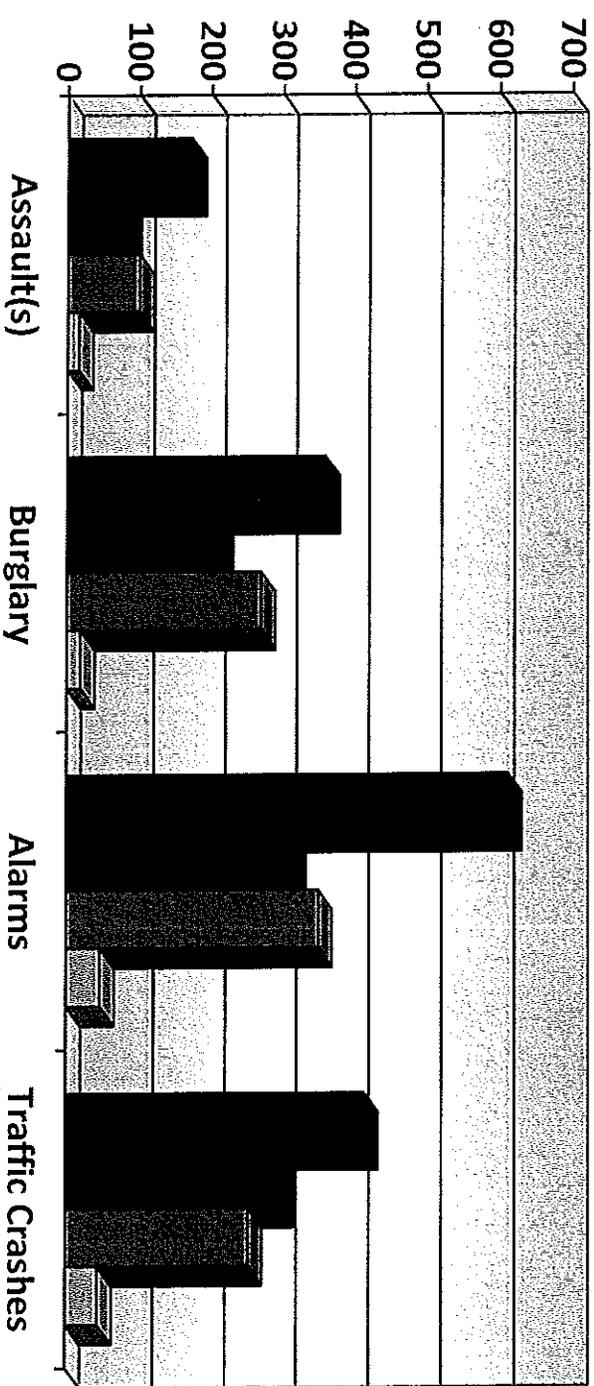
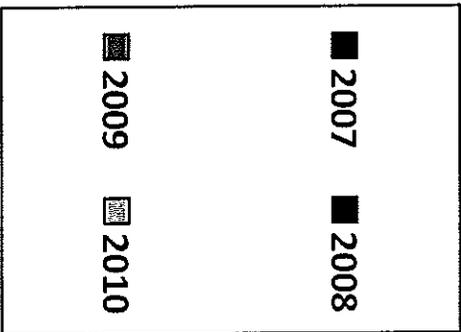
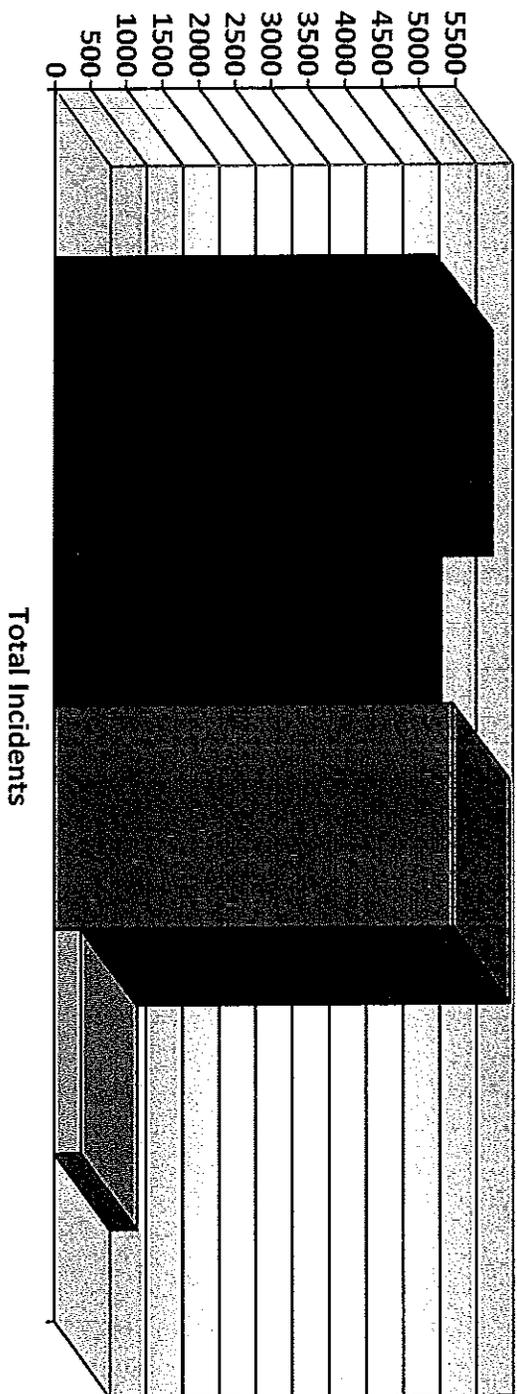
User Comments : N/A



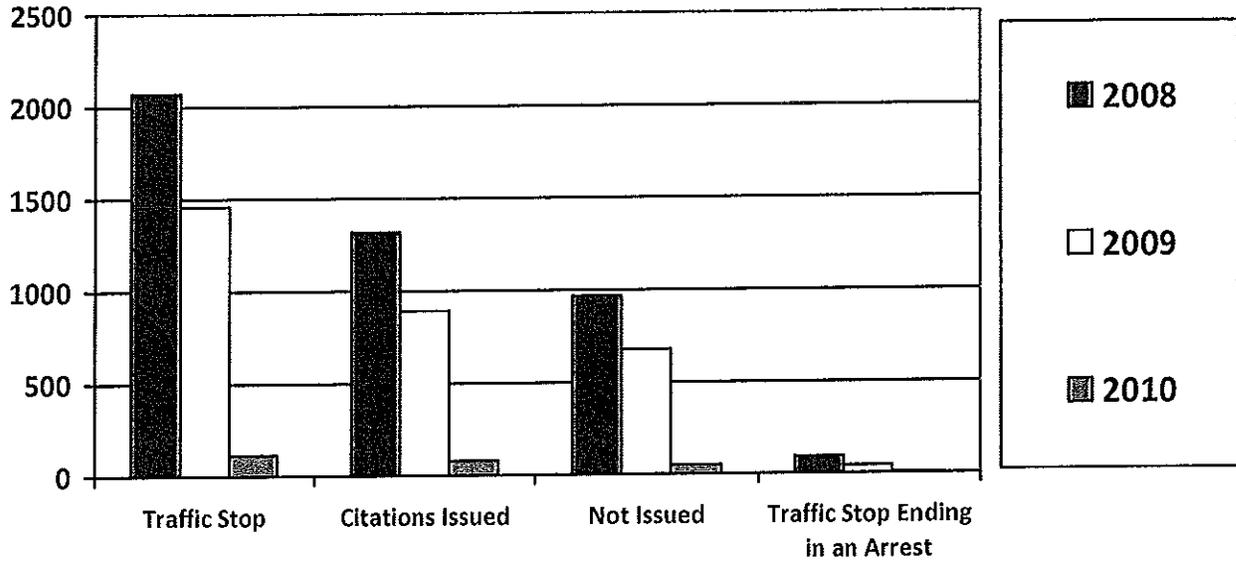
| Day of Week | Count |
|-------------|-------|
| Sunday | 34 |
| Monday | 49 |
| Tuesday | 55 |
| Wednesday | 46 |
| Thursday | 51 |
| Friday | 75 |
| Saturday | 64 |

Total **374**

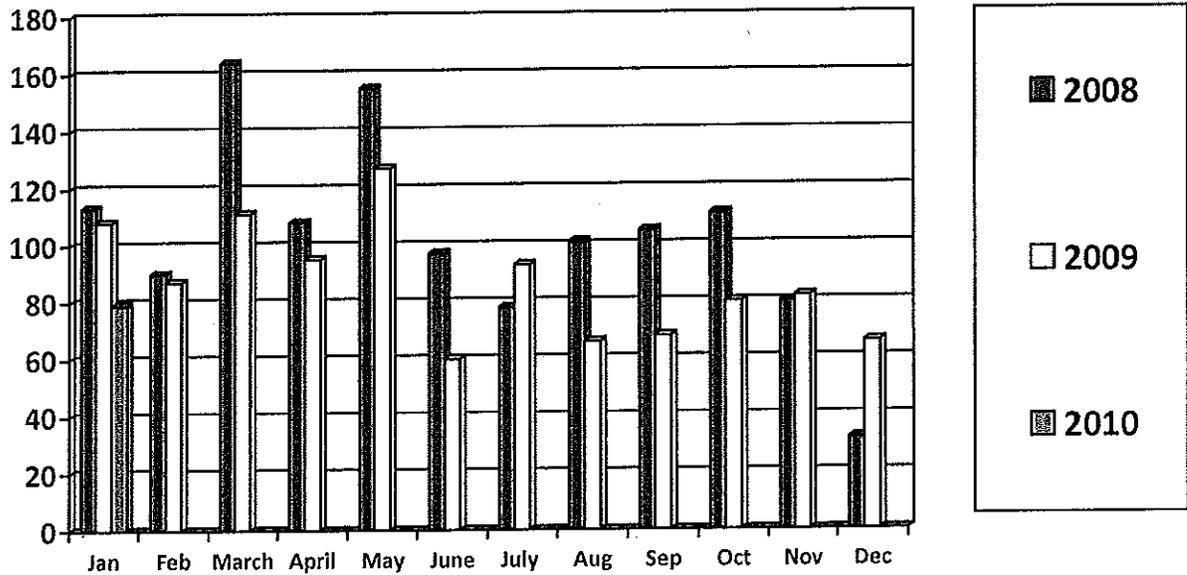
Superior Township Four Year Activity Report

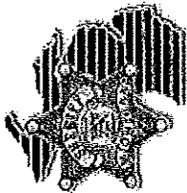


Superior Twp



Citations by Month





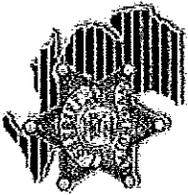
Washtenaw County Sheriff's Activity Log

Individual Deputy Statistical Report

Assignment Area: Superior Twp/Ann Arbor Twp
Date Range: 1/1/2010 - 1/31/2010

02/01/2010 9:55:12AM

| | SLATS | Service Requests | Traffic Stops | Reports Written | LD-10's | SR & IS Endor In Arrest | Misdemeanor Arrest (SD) | felony Arrest (SD) | Self Initiated Arrest (SD) | Warrant Arrests / Ticket Ups | Misdemeanor Citations | CHL Infractions | Parking Citations | OTL Arrests |
|--------------------------------|-------|------------------|---------------|-----------------|---------|-------------------------|-------------------------|--------------------|----------------------------|------------------------------|-----------------------|-----------------|-------------------|-------------|
| 1695 ARTS, JOSHUA A | 7 | 7 | 1 | 1 | 0 | 1 | 1 | 0 | 1 | 0 | 1 | 0 | 0 | 0 |
| 1094 BALLOU, DOUGLAS R | 15 | 33 | 10 | 18 | 5 | 0 | 0 | 0 | 0 | 0 | 15 | 1 | 0 | 0 |
| 448 BLACKWELL, RONNIE DALE | 5 | 8 | 0 | 3 | 0 | 0 | 0 | 2 | 0 | 0 | 0 | 0 | 0 | 0 |
| 964 BRUNEAU, TIMOTHY DAVID | 16 | 36 | 9 | 12 | 0 | 0 | 0 | 0 | 0 | 0 | 8 | 4 | 0 | 0 |
| 754 CAREK, JEFFREY D | 16 | 29 | 8 | 15 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 3 | 1 | 0 |
| 342 COGGINS, WILLIAM THOMAS | 5 | 10 | 2 | 4 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| 1781 CORRIE, PAULE | 13 | 28 | 24 | 7 | 2 | 1 | 0 | 0 | 2 | 0 | 1 | 6 | 0 | 0 |
| 1749 CRATSENBURG, JOHN A | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| 1775 FARMER, HOLLY C | 20 | 57 | 7 | 17 | 2 | 1 | 2 | 0 | 0 | 0 | 1 | 1 | 0 | 0 |
| 1763 GEBAUER, JOEL J | 19 | 32 | 9 | 8 | 1 | 0 | 4 | 0 | 1 | 0 | 3 | 4 | 0 | 0 |
| 586 HAUSE, KEVIN PATRICK | 2 | 4 | 1 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 |
| 353 HOWELL, BRIAN LEE | 2 | 3 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| 1185 HUNT, CHARLES ALAN | 11 | 18 | 16 | 8 | 2 | 2 | 5 | 0 | 2 | 0 | 4 | 9 | 0 | 0 |
| 1786 KRINGS, NICHOLAS J | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| 1354 MCDONAGH, MICHELLE J | 2 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| 1096 MCMULLEN, DOUGLAS RICHARD | 1 | 1 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| 746 MERCURE, THOMAS DELAND | 9 | 28 | 0 | 8 | 4 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| 131 MESKO, MARK DOUGLAS | 3 | 2 | 2 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| 1360 REICH, DEAN A | 9 | 12 | 11 | 5 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 7 | 0 | 0 |
| 952 REX, BRIAN ANDREWS | 3 | 4 | 2 | 1 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 2 | 0 | 0 |
| 1137 RISHA, MATTHEW | 5 | 4 | 0 | 1 | 0 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| 1050 ROSS, JEREMY DAVID | 1 | 3 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |



Washtenaw County Sheriff's Activity Log

Individual Deputy Join Statistical Report

02/01/2010 9:55:12AM

Assignment Area: Superior Twp/Ann Arbor Twp
 Date Range: 1/1/2010 - 1/31/2010

| | Shifts w/ Partner | Service Requests | Traffic Stops | Reports Written | MD-103 | SPR & JS Badging | Misdemeanor Arrest (SD) | felony Arrest (SD) | Self Infringd Warrant Arrests | Warrant Arrests / Pick Ups | Misdemeanor Citations | Civil Infractions | Building Citations | Outl Arrests |
|-----------------------------|-------------------|------------------|---------------|-----------------|----------|------------------|-------------------------|--------------------|-------------------------------|----------------------------|-----------------------|-------------------|--------------------|--------------|
| 1695 ARTS, JOSHUA A | 4 | 14 | 2 | 5 | 0 | 1 | 0 | 0 | 0 | 0 | 1 | 1 | 0 | 0 |
| 1763 GEBAUER, JOEL J | 4 | 12 | 7 | 5 | 0 | 1 | 0 | 0 | 0 | 0 | 1 | 5 | 0 | 0 |
| 1185 HUNT, CHARLES ALAN | 9 | 20 | 4 | 3 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 2 | 0 | 0 |
| 952 REX, BRIAN ANDREWS | 1 | 3 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| 1137 RISHA, MATTHEW | 1 | 3 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| 1805 TEETS, CHAD M | 9 | 8 | 27 | 17 | 0 | 3 | 0 | 0 | 0 | 0 | 9 | 5 | 0 | 0 |
| 1793 URBAN, SEAN G | 6 | 7 | 16 | 17 | 0 | 2 | 0 | 0 | 0 | 0 | 6 | 10 | 0 | 0 |
| 1123 WALLACE, SAMUEL D | 2 | 3 | 0 | 2 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| 974 WILKINSON, DAVID RONALD | 3 | 2 | 2 | 2 | 0 | 1 | 0 | 0 | 0 | 0 | 0 | 1 | 0 | 0 |
| Grand Total: | 39 | 72 | 58 | 52 | 0 | 8 | 0 | 0 | 0 | 0 | 17 | 24 | 0 | 0 |

Page 1 of 1

2/1/2010 9:55:12AM

***** End of Individual Deputy Join Statistical Report *****

Superior Twp Alarm Report
January 2010

| CALL DATE | CALL FOR SERVICE # | INCIDENT TYPE | DISPOSITION TYPE | STREET ADDRESS |
|-----------|--------------------|---------------|---|------------------------|
| 1/9/2010 | 2010-1318 | B&E Alarm | Secured / No Report | 10117 E. Avondale Cir |
| 1/2/2010 | 2010-158 | B&E Alarm | Accidentally Set Off/Made Contact w/ Homeowner. | 1500 Cherry Hill Rd |
| 1/9/2010 | 2010-1228 | B&E Alarm | Secured / No Report | 1500 Stamford Rd |
| 1/9/2010 | 2010-1267 | B&E Alarm | Secured / No Report | 1500 Stamford Rd |
| 1/9/2010 | 2010-1279 | B&E Alarm | Secured / No Report | 1500 Stamford Rd |
| 1/11/2010 | 2010-1509 | B&E Alarm | Secured / No Report | 1515 Ridge Rd |
| 1/22/2010 | 2010-3140 | B&E Alarm | Cancelled by Alarm Com./ No Contact made | 1601 Stamford Rd |
| 1/20/2010 | 2010-2809 | B&E Alarm | Secured / No Report | 1608 Harvest Ln |
| 1/18/2010 | 2010-2571 | B&E Alarm | Secured / No Report | 1650 Wiard Blvd |
| 1/19/2010 | 2010-2694 | B&E Alarm | Secured / No Report | 1650 Wiard Blvd |
| 1/23/2010 | 2010-3299 | B&E Alarm | Secured / No Report | 1665 Weeping Willow Ct |
| 1/7/2010 | 2010-867 | B&E Alarm | Cancelled by Alarm Com./ No Contact made | 1750 Sheffield Dr |
| 1/19/2010 | 2010-2651 | B&E Alarm | Secured / No Report | 1788 Knollwood Bnd |
| 1/21/2010 | 2010-2904 | B&E Alarm | Cancelled by Alarm Com./ No Contact made | 1854 Knollwood Bnd |
| 1/22/2010 | 2010-3061 | B&E Alarm | Accidentally Set Off/Made Contact w/ Homeowner. | 1927 Savannah Ln |
| 1/1/2010 | 2010-91 | B&E Alarm | Secured / No Report | 1960 Valleyview Dr |
| 1/5/2010 | 2010-682 | B&E Alarm | Secured / No Report | 1960 Valleyview Dr |
| 1/1/2010 | 2010-71 | B&E Alarm | Cancelled by Alarm Com./ No Contact made | 1981 Valleyview Dr |
| 1/28/2010 | 2010-3868 | B&E Alarm | Secured / No Report | 2380 Gale Rd |
| 1/23/2010 | 2010-3290 | B&E Alarm | Secured / No Report | 3060 Bird Song Ln |
| 1/10/2010 | 2010-1393 | B&E Alarm | Secured / No Report | 3235 Cherry Hill Rd |
| 1/8/2010 | 2010-1120 | B&E Alarm | Secured / No Report | 3315 Woodhill Blvd |
| 1/13/2010 | 2010-1914 | B&E Alarm | Accidentally Set Off/Made Contact w/ Homeowner. | 3540 Dixboro Ln |
| 1/17/2010 | 2010-2411 | B&E Alarm | Secured / No Report | 3552 Creekside Dr |
| 1/4/2010 | 2010-539 | B&E Alarm | Cancelled by Alarm Com./ No Contact made | 3833 Berry Rd |
| 1/28/2010 | 2010-3843 | B&E Alarm | Cancelled by Alarm Com./ No Contact made | 3833 Berry Rd |
| 1/15/2010 | 2010-2156 | B&E Alarm | Cancelled by Alarm Com./ No Contact made | 4501 Gottfredson Rd |
| 1/20/2010 | 2010-2875 | B&E Alarm | Cancelled by Alarm Com./ No Contact made | 4501 Gottfredson Rd |
| 1/26/2010 | 2010-3589 | B&E Alarm | Cancelled by Alarm Com./ No Contact made | 5307 Betheny Cir |
| 1/29/2010 | 2010-4080 | B&E Alarm | Secured / No Report | 5485 E. Huron River Dr |
| 1/20/2010 | 2010-2804 | B&E Alarm | Cancelled by Alarm Com./ No Contact made | 5560 Stone Villey Dr |
| 1/30/2010 | 2010-4143 | B&E Alarm | Secured / No Report | 5626 Geddes Rd |

Superior Twp Alarm Report
January 2010

| | | | | |
|-----------|-----------|-----------|--|-----------------------|
| 1/3/2010 | 2010-268 | B&E Alarm | Secured / No Report | 6716 Fleming Creek Dr |
| 1/23/2010 | 2010-3220 | B&E Alarm | Secured / No Report | 8266 S. Warwick Ct |
| 1/7/2010 | 2010-884 | B&E Alarm | Cancelled by Alarm Com./ No Contact made | 8300 Lakeview Dr |
| 1/14/2010 | 2010-1992 | B&E Alarm | Cancelled by Alarm Com./ No Contact made | 8300 Lakeview Dr |
| 1/10/2010 | 2010-1482 | B&E Alarm | Secured / No Report | 8318 N. Warwick Ct |
| 1/4/2010 | 2010-454 | B&E Alarm | Secured / No Report | 8329 Lakeview Dr |
| 1/23/2010 | 2010-3254 | B&E Alarm | Secured / No Report | 8465 Vreeland Rd |
| 1/31/2010 | 2010-4342 | B&E Alarm | Secured / No Report | 8539 Glendale Dr |
| 1/6/2010 | 2010-786 | B&E Alarm | Secured / No Report | 855 E. Clark Rd |
| 1/18/2010 | 2010-2535 | B&E Alarm | Secured / No Report | 8576 Durham Ct |
| 1/6/2010 | 2010-800 | B&E Alarm | Secured / No Report | 8587 Canterbury Ct |
| 1/3/2010 | 2010-239 | B&E Alarm | Cancelled by Alarm Com./ No Contact made | 9575 W. Plymouth Rd |
| 1/3/2010 | 2010-271 | B&E Alarm | Cancelled by Alarm Com./ No Contact made | 9735 Ravenshire Dr |
| 1/27/2010 | 2010-3762 | B&E Alarm | Cancelled by Alarm Com./ No Contact made | 9900 Towsley Ln |
| 1/19/2010 | 2010-2666 | B&E Alarm | Secured / No Report | 9982 W. Avondale Cir |

Zoning Report

January 25, 2010

5333 McCauley Dr. – On January 14, 2010, a Temporary Certificate of Occupancy was issued for limited portions of the Phase 3B (7 story North Tower) project. The south corridor access to the exit stairs and the elevator area will be open on all floors. The first floor atrium and exit lobby will be in use as well as the fourth floor rehab gym. Limited staff usage of one office is also permitted on most floors. The patient areas of all floors as well as the first floor retail areas will not be occupied at this time. The current construction schedule anticipates completion of construction and obtaining a full Certificate of Occupancy for patient use by the middle of April, 2010.

Demolition of the legacy tower is expected to commence in June, 2010 with the construction of the new entry to immediately follow. Completion of the entry construction is expected in late April, 2011 with full completion of site work and paving by August of 2011.

Dixboro Village Fair- Section 6.05 of the Township Zoning Ordinance requires that a Transient and Amusement Enterprises permit be issued for all circuses, carnivals, music festivals, fundraising events, temporary gatherings of people, and *similar* for-profit and non-profit activities. A representative of the Dixboro Village Fair has contacted me to begin the permitting process. Once submitted, the Township Board reviews and either accepts or rejects the application. If accepted, non-profit activities are reviewed administratively and for profit activities are reviewed by the Planning Commission as a Conditional Use.

1710 Ridge Road- A site visit was made to 1710 Ridge Road on 1/11/10 in order to follow up on a complaint that a mobile home was placed on the site without a permit. Discussions with the resident at that location revealed the home was brought to the site to unload some items before continuing on to its final destination. The home became stuck in the mud adjacent to the driveway and the resident has indicated his intent to remove the home as soon as possible.

2009 New Homes- According to the Building Departments year end report, a total of 22 permits were issued for new single family dwellings in 2009. This is the lowest number of new single family dwelling permits issued in one year since 1983 (16).

Richard Mayernik, Building/Zoning Official



**SUPERIOR CHARTER TOWNSHIP
REGULAR BOARD MEETING
SUPERIOR CHARTER TOWNSHIP HALL
3040 N. PROSPECT; YPSILANTI, MI 48198**

February 16, 2010

7:30 p.m.

AGENDA

1. CALL TO ORDER
2. PLEDGE OF ALLEGIANCE
3. ROLL CALL
4. ADOPTION OF AGENDA
5. APPROVAL OF MINUTES
 - a. Regular Meeting of January 19, 2010
6. CITIZEN PARTICIPATION
 - a. Washtenaw Livingston Commuter Rail, "Wally"
7. REPORTS
 - a. Supervisor
 - b. Departmental Reports: Building Department, Fire Department, Fire Marshal Report, Hospital False Alarm Report, Ordinance Officer, Sheriff's Report, Zoning Report
 - c. Utility Department, December 2009 Financials
8. COMMUNICATIONS
 - a. Jan Patrick, Energy Efficiency Grant, Awarded
 - b. Jan Patrick, LED Demonstration Grant, Not Selected
 - c. Annual Meeting of the WCRC, April 19, 2010
9. UNFINISHED BUSINESS
 - a. Washtenaw County PDR Program, Staffing Change
 - b. Great Dane Rescue, Inc., Resolution Request
10. NEW BUSINESS
 - a. Bromley Park, Annual Utility Maintenance Fee 2008, 2009 and 2010
 - b. Township Telephone Proposal
 - c. Consent Judgment Between Superior Township and Hummana LLC and NYR82 LLC
 - d. Energy Efficiency Grant, Superior Township and Willow Run Agreement
 - e. Energy Efficiency Grant, Grant Administration Contract
 - f. 2010 Health Insurance Premium
 - g. Excess Equipment in the Building Department
 - h. Township Cell Phones
 - i. Fire Department Treadmill Replacement

- j. New Shredder
- k. Budget Amendments

- 11. PAYMENT OF BILLS
- 12. PLEAS AND PETITIONS
- 13. ADJOURNMENT

David Phillips, Clerk 3040 N. Prospect, Ypsilanti, MI 48198 734-482-6099

8:36 AM
 01/22/10
 ACCRUAL BASIS

SUPERIOR TOWNSHIP UTILITY DEPARTMENT

BALANCE SHEET

PRE-AUDIT

| | DEC 31, 09 | Nov 30, 09 | \$ CHANGE |
|---|----------------------|----------------------|---------------------|
| ASSETS | | | |
| CURRENT ASSETS | | | |
| CHECKING/SAVINGS | | | |
| 100 · CASH - O&M | | | |
| 101 · O&M CHECKING - CHASE | 287,074.08 | 373,114.51 | (86,040.43) |
| 103 · O&M CASH IN REGISTER | 300.00 | 300.00 | 0.00 |
| 104 · O&M PETTY CASH | 100.00 | 100.00 | 0.00 |
| 111 · O&M GOV'T MM - COMERICA | 0.00 | 950,126.02 | (950,126.02) |
| 112 · O&M MONEY MKT. - COMERICA | 950,338.17 | 0.00 | 950,338.17 |
| TOTAL 100 · CASH - O&M | 1,237,812.25 | 1,323,640.53 | (85,828.28) |
| 115 · CASH - SYSTEM REPAIR RESERVES | | | |
| 118 · Sys. REP. GOV'T MM - COMERICA | 0.00 | 596,019.27 | (596,019.27) |
| 119 · Sys. REP. MONEY MKT. - COMERICA | 596,152.34 | 0.00 | 596,152.34 |
| TOTAL 115 · CASH - SYSTEM REPAIR RESERV... | 596,152.34 | 596,019.27 | 133.07 |
| 120 · CASH - CAPITAL RESERVE | | | |
| 125 · CAP. RES. CHECKING - CHASE | 4,549,264.61 | 4,616,301.20 | (67,036.59) |
| TOTAL 120 · CASH - CAPITAL RESERVE | 4,549,264.61 | 4,616,301.20 | (67,036.59) |
| 140 · CASH - DEBT SERVICE | | | |
| 142 · DEBT SERVICE TRUST - CHASE | 1,291,990.23 | 1,291,935.36 | 54.87 |
| TOTAL 140 · CASH - DEBT SERVICE | 1,291,990.23 | 1,291,935.36 | 54.87 |
| TOTAL CHECKING/SAVINGS | 7,675,219.43 | 7,827,896.36 | (152,676.93) |
| ACCOUNTS RECEIVABLE | | | |
| 160 · A/R - DUE FROM OTHER FUNDS | 95.45 | 2,492.14 | (2,396.69) |
| 161 · A/R - OTHER CUSTOMERS | 109,292.36 | 107,757.79 | 1,534.57 |
| 162 · A/R - WATER/SEWER BILLS | 435,926.37 | 524,590.14 | (88,663.77) |
| TOTAL ACCOUNTS RECEIVABLE | 545,314.18 | 634,840.07 | (89,525.89) |
| OTHER CURRENT ASSETS | | | |
| 164 · UNDEPOSITED FUNDS | 0.00 | 9,544.93 | (9,544.93) |
| 166 · PREPAID EXPENSES | 17,118.42 | 11,224.54 | 5,893.88 |
| 170 · INVENTORY | 88,882.00 | 88,882.00 | 0.00 |
| TOTAL OTHER CURRENT ASSETS | 106,000.42 | 109,651.47 | (3,651.05) |
| TOTAL CURRENT ASSETS | 8,326,534.03 | 8,572,387.90 | (245,853.87) |
| FIXED ASSETS | | | |
| 174 · BUILDINGS | 3,218,651.41 | 3,218,651.41 | 0.00 |
| 175 · ACC. DEP. - BUILDINGS | (289,426.00) | (279,726.00) | (9,700.00) |
| 176 · WATER & SEWER SYSTEM | 18,727,515.01 | 18,727,515.01 | 0.00 |
| 177 · ACC. DEP. - WATER & SEWER SYS. | (3,262,318.71) | (3,215,718.71) | (46,600.00) |
| 178 · IMPROVEMENTS & EQUIPMENT | 849,254.56 | 849,254.56 | 0.00 |
| 179 · ACC. DEP. - IMP. & EQUIPMENT | (530,949.73) | (528,149.73) | (2,800.00) |
| 180 · OFFICE IMPROVEMENTS | 21,371.19 | 21,371.19 | 0.00 |
| 181 · ACC. DEP. - OFFICE IMPROVEMENTS | (11,639.00) | (11,564.00) | (75.00) |
| 182 · OFFICE FURNITURE & EQUIPMENT | 189,022.20 | 189,022.20 | 0.00 |
| 183 · ACC. DEP. - OFF. FURN. & EQUIP. | (109,829.86) | (108,029.86) | (1,800.00) |
| 184 · VEHICLES | 530,784.35 | 530,784.35 | 0.00 |
| 185 · ACC. DEP. - VEHICLES | (263,232.00) | (256,582.00) | (6,650.00) |
| 186 · METERING PROGRAM | 110,008.00 | 110,008.00 | 0.00 |
| 187 · ACC. DEP. - METER PROGRAM | (98,775.00) | (98,175.00) | (600.00) |
| 188 · LAND | 210,462.50 | 210,462.50 | 0.00 |
| 190 · CONST. IN PROGRESS | 266,581.82 | 130,505.73 | 136,076.09 |
| TOTAL FIXED ASSETS | 19,557,480.74 | 19,489,629.65 | 67,851.09 |
| TOTAL ASSETS | 27,884,014.77 | 28,062,017.55 | (178,002.78) |
| LIABILITIES & EQUITY | | | |
| LIABILITIES | | | |
| CURRENT LIABILITIES | | | |
| ACCOUNTS PAYABLE | | | |
| 200 · A/P - DUE TO OTHER FUNDS | 3,968.51 | 3,744.27 | 224.24 |
| 205 · A/P - VENDORS | 117,956.82 | 200,305.79 | (82,348.97) |
| TOTAL ACCOUNTS PAYABLE | 121,925.33 | 204,050.06 | (82,124.73) |

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 01/22/10
 ACCRUAL BASIS

SUPERIOR TOWNSHIP UTILITY DEPARTMENT
 BALANCE SHEET
 PRE-AUDIT

| | DEC 31, 09 | Nov 30, 09 | \$ CHANGE |
|------------------------------------|---------------|---------------|--------------|
| OTHER CURRENT LIABILITIES | | | |
| 219 · CONTRACTS PAYABLE | 4,310,000.00 | 4,310,000.00 | 0.00 |
| 220 · CONTRACT PAYABLE - YCUA BOND | | | |
| 221 · CONTRACT PAYABLE - 2003 BOND | 1,591,432.86 | 1,591,432.86 | 0.00 |
| TOTAL 219 · CONTRACTS PAYABLE | 5,901,432.86 | 5,901,432.86 | 0.00 |
| 225 · ACCRUED VACATION & SICK PAY | 47,460.35 | 39,503.12 | 7,957.23 |
| TOTAL OTHER CURRENT LIABILITIES | 5,948,893.21 | 5,940,935.98 | 7,957.23 |
| TOTAL CURRENT LIABILITIES | 6,070,818.54 | 6,144,986.04 | (74,167.50) |
| TOTAL LIABILITIES | 6,070,818.54 | 6,144,986.04 | (74,167.50) |
| EQUITY | | | |
| 390 · RETAINED EARNINGS | 22,703,816.46 | 22,703,816.46 | 0.00 |
| NET INCOME | (890,620.23) | (786,784.95) | (103,835.28) |
| TOTAL EQUITY | 21,813,196.23 | 21,917,031.51 | (103,835.28) |
| TOTAL LIABILITIES & EQUITY | 27,884,014.77 | 28,062,017.55 | (178,002.78) |

SUPERIOR TOWNSHIP UTILITY DEPARTMENT
O&M PROFIT & LOSS - BUDGET TO ACTUAL
PRE-AUDIT

8:36 AM
01/22/10
ACCRUAL BASIS

| | JAN - DEC 09 | BUDGET | \$ OVER BUDGET | % OF BUDGET |
|---------------------------------------|--------------|--------------|----------------|-------------|
| ORDINARY INCOME/EXPENSE | | | | |
| INCOME | | | | |
| 400 · WATER & SEWER INCOME | | | | |
| 401 · WATER & SEWER SALES | 1,356,986.79 | 1,405,297.00 | (48,310.21) | 96.6% |
| 404 · WATER SALES | 887,199.99 | 916,359.00 | (29,159.01) | 96.8% |
| 405 · SEWER SALES | | | | |
| TOTAL 401 · WATER & SEWER SALES | 2,244,186.78 | 2,321,656.00 | (77,469.22) | 96.7% |
| 408 · PENALTY INCOME | 53,202.88 | 53,000.00 | 202.88 | 100.4% |
| TOTAL 400 · WATER & SEWER INCOME | 2,297,389.66 | 2,374,656.00 | (77,266.34) | 96.7% |
| 410 · METER SALES INCOME | 10,450.00 | 18,000.00 | (7,550.00) | 58.1% |
| 420 · MISCELLANEOUS INCOME | | | | |
| 421 · FEES | 8,379.52 | 7,533.00 | 846.52 | 111.2% |
| 423 · CUSTOMER CALL OUT INCOME | 303.27 | 500.00 | (196.73) | 60.7% |
| 424 · LIFT STATION INCOME | 6,555.97 | 6,750.00 | (194.03) | 97.1% |
| 425 · OTHER MISCELLANEOUS INCOME | 3,723.72 | 3,800.00 | (76.28) | 98.0% |
| 420 · MISCELLANEOUS INCOME - OTHER | 127.53 | | | |
| TOTAL 420 · MISCELLANEOUS INCOME | 19,090.01 | 18,583.00 | 507.01 | 102.7% |
| 440 · INTEREST INCOME | | | | |
| 441 · INTEREST ON BANK ACCOUNTS | 1,972.43 | 1,810.00 | 162.43 | 109.0% |
| 450 · INTEREST ON LOANS TO DEVELOPERS | 1,731.51 | 1,732.00 | (0.49) | 100.0% |
| TOTAL 440 · INTEREST INCOME | 3,703.94 | 3,542.00 | 161.94 | 104.6% |
| TOTAL INCOME | 2,330,633.61 | 2,414,781.00 | (84,147.39) | 96.5% |
| GROSS PROFIT | 2,330,633.61 | 2,414,781.00 | (84,147.39) | 96.5% |
| EXPENSE | | | | |
| 550 · WATER & SEWER PURCHASED | 745,709.95 | 760,680.00 | (14,970.05) | 98.0% |
| 555 · WATER PURCHASED | 586,684.99 | 595,329.00 | (8,644.01) | 98.5% |
| 560 · SEWER PURCHASED | | | | |
| TOTAL 550 · WATER & SEWER PURCHASED | 1,332,394.94 | 1,356,009.00 | (23,614.06) | 98.3% |
| 600 · PAYROLL EXPENSES | | | | |
| 601 · SALARIES | 402,715.67 | 394,508.00 | 8,207.67 | 102.1% |
| 602 · OVERTIME PREMIUM | 7,085.91 | 7,290.00 | (204.09) | 97.2% |
| 603 · LONGEVITY/TAX. BENEFITS | 22,410.70 | 21,645.00 | 765.70 | 103.5% |
| 605 · FICA/MEDICARE | 31,713.80 | 32,585.00 | (871.20) | 97.3% |
| 607 · EMPLOYEE INSURANCE | 83,956.61 | 84,012.00 | (55.19) | 99.9% |
| 608 · PRESCRIPTION REIMBURSEMENTS | 300.00 | 600.00 | (300.00) | 50.0% |

**SUPERIOR TOWNSHIP UTILITY DEPARTMENT
O&M PROFIT & LOSS - BUDGET TO ACTUAL
PRE-AUDIT**

| | JAN - DEC 09 | BUDGET | \$ OVER BUDGET | % OF BUDGET |
|--|-------------------|-------------------|-------------------|---------------|
| 609 · PENSION EXPENSE | 40,885.33 | 41,319.00 | (433.67) | 99.0% |
| 610 · MIERS HEALTH SAVINGS ACCOUNT | 11,730.00 | 11,730.00 | 0.00 | 100.0% |
| TOTAL 600 · PAYROLL EXPENSES | 600,798.22 | 593,689.00 | 7,109.22 | 101.2% |
| 611 · BUILDING & EQUIPMENT EXPENSES | | | | |
| 611-AB · ADMINISTRATION BUILDING | | | | |
| 620-AB · R&M - ADM. BLDG. & FIXTURES | 6,373.35 | 5,000.00 | 1,373.35 | 127.5% |
| 643-AB · COMPUTER SERVICES & SUPPLIES | 17,324.23 | 20,000.00 | (2,675.77) | 86.6% |
| 645-AB · OPERATING SUPPLIES | 3,373.32 | 5,000.00 | (1,626.68) | 67.5% |
| 665-AB · UTILITIES | 8,719.17 | 9,000.00 | (280.83) | 96.9% |
| 668-AB · TELECOMMUNICATIONS | 6,641.74 | 6,750.00 | (108.26) | 98.4% |
| 677-AB · LEASED EQUIPMENT | 4,358.74 | 4,500.00 | (141.26) | 96.9% |
| 678-AB · CLEANING SERVICES | 1,945.00 | 2,000.00 | (55.00) | 97.3% |
| TOTAL 611-AB · ADMINISTRATION BUILDING | 48,735.55 | 52,250.00 | (3,514.45) | 93.3% |
| 611-MF · MAINTENANCE FACILITY | | | | |
| 620-MF · R&M - MAINT. FACILITY | 9,894.05 | 6,000.00 | 3,894.05 | 164.9% |
| 643-MF · COMPUTER SERVICES & SUPPLIES | 4,408.72 | 5,000.00 | (591.28) | 88.2% |
| 645-MF · OPERATING SUPPLIES | 12,390.07 | 15,000.00 | (2,609.93) | 82.6% |
| 665-MF · UTILITIES | 19,885.46 | 20,000.00 | (114.54) | 99.4% |
| 668-MF · TELECOMMUNICATIONS | 3,560.65 | 4,000.00 | (439.35) | 89.0% |
| TOTAL 611-MF · MAINTENANCE FACILITY | 50,138.95 | 50,000.00 | 138.95 | 100.3% |
| 611-LB · LIFT & BOOSTER STATIONS | | | | |
| 620-LB · R&M - LIFT & BOOSTER STATIONS | | | | |
| 627 · R&M - LIFT STATIONS | | | | |
| 627-OTH · R&M - OTHER LIFT STATIONS | 9,284.87 | | | |
| 627-FF · R&M - FAIRFAX LIFT STATION | 0.00 | | | |
| 627 · R&M - LIFT STATIONS - OTHER | 0.00 | 9,000.00 | (9,000.00) | 0.0% |
| TOTAL 627 · R&M - LIFT STATIONS | 9,284.87 | 9,000.00 | 284.87 | 103.2% |
| TOTAL 620-LB · R&M - LIFT & BOOSTER STAT... | 9,284.87 | 9,000.00 | 284.87 | 103.2% |
| 645-LB · OPERATING SUPPLIES | 3,431.83 | 5,500.00 | (2,068.17) | 62.4% |
| 665-LB · UTILITIES | 15,081.89 | 14,000.00 | 1,081.89 | 107.7% |
| 668-LB · TELECOMMUNICATIONS | 393.11 | 405.00 | (11.89) | 97.1% |
| TOTAL 611-LB · LIFT & BOOSTER STATIONS | 28,191.70 | 28,905.00 | (713.30) | 97.5% |
| TOTAL 611 · BUILDING & EQUIPMENT EXPENSES | 127,066.20 | 131,155.00 | (4,088.80) | 96.9% |

SUPERIOR TOWNSHIP UTILITY DEPARTMENT
O&M PROFIT & LOSS - BUDGET TO ACTUAL
PRE-AUDIT

8:36 AM
01/22/10
ACCURAL BASIS

| | JAN - DEC 09 | BUDGET | \$ OVER BUDGET | % OF BUDGET |
|---|--------------|--------------|----------------|-------------|
| 670 · OTHER EXPENSES | | | | |
| 620 · REPAIRS & MAINTENANCE - OTHER | | | | |
| 621 · R&M - SYSTEM | 49,485.10 | 50,000.00 | (514.90) | 99.0% |
| 625 · R&M - ROOT FOAMING | 7,719.72 | 8,000.00 | (280.28) | 96.5% |
| TOTAL 620 · REPAIRS & MAINTENANCE - OTHER | 57,204.82 | 58,000.00 | (795.18) | 98.6% |
| 630 · PROFESSIONAL SERVICES | | | | |
| 631 · PROF. SERV. - ENGINEERS (OHM) | 20,852.30 | 22,000.00 | (1,147.70) | 94.8% |
| 632 · PROF. SERV. - AUDITORS (PHP) | 5,460.00 | 5,460.00 | 0.00 | 100.0% |
| 634 · PROF. SERV. - ACCOUNTANT | 2,000.04 | 2,000.00 | 0.04 | 100.0% |
| 635 · PROF. SERV. - ATTORNEYS | 2,871.74 | 5,000.00 | (2,128.26) | 57.4% |
| 636 · PROF. SERV. - OTHER | 58.00 | 100.00 | (42.00) | 58.0% |
| 637 · PROF. SERV. - SAN. SEWER MAINT. | 0.00 | 0.00 | 0.00 | 0.0% |
| 638 · PROF. SERV. - MAGIC-W FEES | 285.67 | 500.00 | (214.33) | 57.1% |
| TOTAL 630 · PROFESSIONAL SERVICES | 31,527.75 | 35,060.00 | (3,532.25) | 89.9% |
| 650 · EMPLOYEE RELATED EXPENSES | | | | |
| 651 · UNIFORMS | 2,713.84 | 3,000.00 | (286.16) | 90.5% |
| 652 · TRANSPORTATION & MILEAGE | 1,656.20 | 2,000.00 | (343.80) | 82.8% |
| 653 · EMPLOYEE TRAINING | 2,187.30 | 3,000.00 | (812.70) | 72.9% |
| 656 · MISC. EMPLOYEE EXPENSES | 519.00 | 1,000.00 | (481.00) | 51.9% |
| TOTAL 650 · EMPLOYEE RELATED EXPENSES | 7,076.34 | 9,000.00 | (1,923.66) | 78.6% |
| 671 · METERS & SUPPLIES | 4,549.85 | 15,000.00 | (10,450.15) | 30.3% |
| 672 · FUEL | 7,254.62 | 10,000.00 | (2,745.38) | 72.5% |
| 673 · INSURANCE & BONDS | 19,636.26 | 19,636.00 | 0.26 | 100.0% |
| 676 · POSTAGE | 3,949.64 | 4,000.00 | (50.36) | 98.7% |
| 709 · PRINTING & PUBLISHING | 4,617.32 | 6,000.00 | (1,382.68) | 77.0% |
| 711 · MEMBERSHIPS, DUES & LICENSES | 5,585.68 | 5,586.00 | (0.32) | 100.0% |
| 712 · MISCELLANEOUS EXPENSE | 2,385.70 | 2,500.00 | (114.30) | 95.4% |
| TOTAL 670 · OTHER EXPENSES | 143,787.98 | 164,782.00 | (20,994.02) | 87.3% |
| TOTAL EXPENSE | 2,204,047.34 | 2,245,635.00 | (41,587.66) | 98.1% |
| NET ORDINARY INCOME | 126,586.27 | 169,146.00 | (42,559.73) | 74.8% |
| OTHER INCOME/EXPENSE | | | | |
| OTHER EXPENSE | | | | |
| 850 · TRANSFERS OUT | 190,000.00 | 169,146.00 | 20,854.00 | 112.3% |
| 856 · TRANS. OUT TO CAPITAL RESERVE | 190,000.00 | 169,146.00 | 20,854.00 | 112.3% |
| TOTAL 850 · TRANSFERS OUT | 190,000.00 | 169,146.00 | 20,854.00 | 112.3% |
| TOTAL OTHER EXPENSE | | | | |

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01/22/10
ACCRUAL BASIS

SUPERIOR TOWNSHIP UTILITY DEPARTMENT
O&M PROFIT & LOSS - BUDGET TO ACTUAL
PRE-AUDIT

| | JAN - DEC 09 | BUDGET | \$ OVER BUDGET | % OF BUDGET |
|------------------|--------------|--------------|----------------|-------------|
| NET OTHER INCOME | (190,000.00) | (169,146.00) | (20,854.00) | 112.3% |
| NET INCOME | (63,413.73) | 0.00 | (63,413.73) | 100.0% |

8:37 AM

01/22/10

ACCRUAL BASIS

SUPERIOR TOWNSHIP UTILITY DEPARTMENT
Y-T-D PROFIT & LOSS BY CLASS
PRE-AUDIT

| | O&M | CAP. RES. | SYS. REP. RES. | DEBT SERV. | TOTAL |
|---------------------------------------|-----------|-----------|----------------|------------|-----------|
| ORDINARY INCOME/EXPENSE | | | | | |
| INCOME | | | | | |
| 400 · WATER & SEWER INCOME | | | | | |
| 401 · WATER & SEWER SALES | 1,356,987 | | | | 1,356,987 |
| 404 · WATER SALES | 887,200 | | | | 887,200 |
| 405 · SEWER SALES | | | | | |
| TOTAL 401 · WATER & SEWER SALES | 2,244,187 | | | | 2,244,187 |
| 408 · PENALTY INCOME | 53,203 | | | | 53,203 |
| TOTAL 400 · WATER & SEWER INCOME | 2,297,390 | | | | 2,297,390 |
| 410 · METER SALES INCOME | 10,450 | | | | 10,450 |
| 412 · CONNECTION FEES INCOME | | 42,000 | | | 42,000 |
| 416 · T&T INCOME | | 42,000 | | | 42,000 |
| TOTAL 412 · CONNECTION FEES INCOME | | 42,000 | | | 42,000 |
| 420 · MISCELLANEOUS INCOME | | | | | |
| 421 · FEES | 8,380 | | | | 8,380 |
| 423 · CUSTOMER CALL OUT INCOME | 303 | | | | 303 |
| 424 · LIFT STATION INCOME | 6,556 | | | | 6,556 |
| 425 · OTHER MISCELLANEOUS INCOME | 3,724 | | | | 3,724 |
| 429 · SALE OF FIXED ASSETS | | 1,595 | | | 1,595 |
| 420 · MISCELLANEOUS INCOME - OTHER | 128 | | | | 128 |
| TOTAL 420 · MISCELLANEOUS INCOME | 19,090 | 1,595 | | | 20,685 |
| 440 · INTEREST INCOME | | | | | |
| 441 · INTEREST ON BANK ACCOUNTS | 1,972 | 3,575 | 1,028 | 1,916 | 8,492 |
| 450 · INTEREST ON LOANS TO DEVELOPERS | 1,732 | | | | 1,732 |
| TOTAL 440 · INTEREST INCOME | 3,704 | 3,575 | 1,028 | 1,916 | 10,223 |
| TOTAL INCOME | 2,330,634 | 47,170 | 1,028 | 1,916 | 2,380,748 |
| GROSS PROFIT | 2,330,634 | 47,170 | 1,028 | 1,916 | 2,380,748 |
| EXPENSE | | | | | |
| 550 · WATER & SEWER PURCHASED | | | | | |
| 555 · WATER PURCHASED | 745,710 | | | | 745,710 |
| 560 · SEWER PURCHASED | 586,685 | | | | 586,685 |
| TOTAL 550 · WATER & SEWER PURCHASED | 1,332,395 | | | | 1,332,395 |

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01/22/10

ACCRUAL BASIS

SUPERIOR TOWNSHIP UTILITY DEPARTMENT
Y-T-D PROFIT & LOSS BY CLASS
PRE-AUDIT

| | O&M | CAP. RES. | SYS. REP. RES. | DEBT SERV. | TOTAL |
|---|---------|-----------|----------------|------------|---------|
| 600 · PAYROLL EXPENSES | | | | | |
| 601 · SALARIES | 402,716 | | | | 402,716 |
| 602 · OVERTIME PREMIUM | 7,086 | | | | 7,086 |
| 603 · LONGEVITY/TAX. BENEFITS | 22,411 | | | | 22,411 |
| 605 · FICA/MEDICARE | 31,714 | | | | 31,714 |
| 607 · EMPLOYEE INSURANCE | 83,957 | | | | 83,957 |
| 608 · PRESCRIPTION REIMBURSEMENTS | 300 | | | | 300 |
| 609 · PENSION EXPENSE | 40,885 | | | | 40,885 |
| 610 · MERS HEALTH SAVINGS ACCOUNT | 11,730 | | | | 11,730 |
| TOTAL 600 · PAYROLL EXPENSES | 600,798 | | | | 600,798 |
| 611 · BUILDING & EQUIPMENT EXPENSES | | | | | |
| 611-AB · ADMINISTRATION BUILDING | | | | | |
| 620-AB · R&M - ADM. BLDG. & FIXTURES | 6,373 | | | | 6,373 |
| 643-AB · COMPUTER SERVICES & SUPPLIES | 17,324 | | | | 17,324 |
| 645-AB · OPERATING SUPPLIES | 3,373 | | | | 3,373 |
| 665-AB · UTILITIES | 8,719 | | | | 8,719 |
| 668-AB · TELECOMMUNICATIONS | 6,642 | | | | 6,642 |
| 677-AB · LEASED EQUIPMENT | 4,359 | | | | 4,359 |
| 678-AB · CLEANING SERVICES | 1,945 | | | | 1,945 |
| TOTAL 611-AB · ADMINISTRATION BUILDING | 48,736 | | | | 48,736 |
| 611-MF · MAINTENANCE FACILITY | | | | | |
| 620-MF · R&M - MAINT. FACILITY | 9,894 | | | | 9,894 |
| 643-MF · COMPUTER SERVICES & SUPPLIES | 4,409 | | | | 4,409 |
| 645-MF · OPERATING SUPPLIES | 12,390 | | | | 12,390 |
| 665-MF · UTILITIES | 19,885 | | | | 19,885 |
| 668-MF · TELECOMMUNICATIONS | 3,561 | | | | 3,561 |
| TOTAL 611-MF · MAINTENANCE FACILITY | 50,139 | | | | 50,139 |
| 611-LB · LIFT & BOOSTER STATIONS | | | | | |
| 620-LB · R&M - LIFT & BOOSTER STATIONS | | | | | |
| 627 · R&M - LIFT STATIONS | | | | | |
| 627-OTH · R&M - OTHER LIFT STATIONS | 9,285 | | | | 9,285 |
| TOTAL 627 · R&M - LIFT STATIONS | 9,285 | | | | 9,285 |
| TOTAL 620-LB · R&M - LIFT & BOOSTER STAT... | 9,285 | | | | 9,285 |
| 645-LB · OPERATING SUPPLIES | 3,432 | | | | 3,432 |
| 665-LB · UTILITIES | 15,082 | | | | 15,082 |
| 668-LB · TELECOMMUNICATIONS | 393 | | | | 393 |
| TOTAL 611-LB · LIFT & BOOSTER STATIONS | 28,192 | | | | 28,192 |
| 675 · DEPRECIATION | | 752,424 | | | 752,424 |
| TOTAL 611 · BUILDING & EQUIPMENT EXPENSES | 127,066 | 752,424 | | | 879,490 |

SUPERIOR TOWNSHIP UTILITY DEPARTMENT
 Y-T-D PROFIT & LOSS BY CLASS
 PRE-AUDIT

| | O&M | CAP. RES. | SYS. REP. RES. | DEBT SERV. | TOTAL |
|---|-----------|-----------|----------------|------------|-----------|
| 670 · OTHER EXPENSES | | | | | |
| 620 · REPAIRS & MAINTENANCE - OTHER | | | | | |
| 621 · R&M - SYSTEM | 49,485 | | | | 49,485 |
| 625 · R&M - ROOT FOAMING | 7,720 | | | | 7,720 |
| TOTAL 620 · REPAIRS & MAINTENANCE - OTHER | 57,205 | | | | 57,205 |
| 630 · PROFESSIONAL SERVICES | | | | | |
| 631 · PROF. SERV. - ENGINEERS (OHM) | 20,852 | | | | 20,852 |
| 632 · PROF. SERV. - AUDITORS (PHP) | 5,460 | | | | 5,460 |
| 634 · PROF. SERV. - ACCOUNTANT | 2,000 | | | | 2,000 |
| 635 · PROF. SERV. - ATTORNEYS | 2,872 | | | | 2,872 |
| 636 · PROF. SERV. - OTHER | 58 | | | | 58 |
| 638 · PROF. SERV. - MAGIC-W FEES | 286 | | | | 286 |
| TOTAL 630 · PROFESSIONAL SERVICES | 31,528 | | | | 31,528 |
| 650 · EMPLOYEE RELATED EXPENSES | | | | | |
| 651 · UNIFORMS | 2,714 | | | | 2,714 |
| 652 · TRANSPORTATION & MILEAGE | 1,656 | | | | 1,656 |
| 653 · EMPLOYEE TRAINING | 2,187 | | | | 2,187 |
| 656 · Misc. EMPLOYEE EXPENSES | 519 | | | | 519 |
| TOTAL 650 · EMPLOYEE RELATED EXPENSES | 7,076 | | | | 7,076 |
| 671 · METERS & SUPPLIES | 4,550 | | | | 4,550 |
| 672 · FUEL | 7,255 | | | | 7,255 |
| 673 · INSURANCE & BONDS | 19,636 | | | | 19,636 |
| 676 · POSTAGE | 3,950 | | | | 3,950 |
| 709 · PRINTING & PUBLISHING | 4,617 | | | | 4,617 |
| 711 · MEMBERSHIPS, DUES & LICENSES | 5,586 | | | | 5,586 |
| 712 · MISCELLANEOUS EXPENSE | 2,386 | 23,276 | | | 25,661 |
| TOTAL 670 · OTHER EXPENSES | 143,788 | 23,276 | | | 167,063 |
| 686 · BOND EXPENSES | | | | | |
| 687 · BOND AGENCY FEES | | | | 494 | 494 |
| 689 · BOND INTEREST EXPENSE | | | | 291,127 | 291,127 |
| TOTAL 686 · BOND EXPENSES | | | | 291,621 | 291,621 |
| TOTAL EXPENSE | 2,204,047 | 775,700 | | 291,621 | 3,271,368 |
| NET ORDINARY INCOME | 126,586 | (728,530) | 1,028 | (289,705) | (890,620) |

8:37 AM

01/22/10

ACCRUAL BASIS

SUPERIOR TOWNSHIP UTILITY DEPARTMENT
Y-T-D PROFIT & LOSS BY CLASS
PRE-AUDIT

| | O&M | CAP. RES. | SYS. REP. RES. | DEBT SERV. | TOTAL |
|-------------------------------------|-----------|-----------|----------------|------------|-----------|
| OTHER INCOME/EXPENSE | | | | | |
| OTHER INCOME | | | | | |
| 800 · TRANSFERS IN | | 190,000 | | | 190,000 |
| 809 · TRANS. IN FROM O&M RESERVES | | 190,000 | | | 190,000 |
| TOTAL 800 · TRANSFERS IN | | 190,000 | | | 190,000 |
| TOTAL OTHER INCOME | | 190,000 | | | 190,000 |
| OTHER EXPENSE | | | | | |
| 850 · TRANSFERS OUT | 190,000 | | | | 190,000 |
| 856 · TRANS. OUT TO CAPITAL RESERVE | 190,000 | | | | 190,000 |
| TOTAL 850 · TRANSFERS OUT | 190,000 | | | | 190,000 |
| TOTAL OTHER EXPENSE | (190,000) | 190,000 | | | |
| NET OTHER INCOME | (63,414) | (538,530) | 1,028 | (289,705) | (890,620) |
| NET INCOME | | | | | |

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01/22/10

SUPERIOR TOWNSHIP UTILITY DEPARTMENT
A/R - DUE FROM OTHER FUNDS (ACCT. 160)
AS OF DECEMBER 31, 2009 - PRE-AUDIT

| TYPE | DATE | NUM | NAME | MEMO | OPEN BALANCE |
|-----------------|----------|----------|-------------------|-------------|--------------|
| CURRENT INVOICE | 12/30/09 | 123109-3 | SUPERIOR TWP. P&R | DIESEL FUEL | 95.45 |
| TOTAL CURRENT | | | | | 95.45 |
| 1 - 99 | | | | | |
| TOTAL 1 - 99 | | | | | |
| > 99 | | | | | |
| TOTAL > 99 | | | | | |
| TOTAL | | | | | <u>95.45</u> |

SUPERIOR TOWNSHIP UTILITY DEPARTMENT
A/R - OTHER CUSTOMERS (ACCT. 161)
AS OF DECEMBER 31, 2009 - PRE-AUDIT

8:37 AM
01/22/10

| TYPE | DATE | NUM | NAME | MEMO | DUE DATE | OPEN BALANCE |
|---------------|----------|----------|--------------------------------------|---------------------------------------|----------|--------------|
| CURRENT | | | | | | |
| INVOICE | 12/10/09 | 121009-1 | ST. JOSEPH MERCY - MISC. | 2 SR WATER METERS | 1/3/10 | 1,750.00 |
| INVOICE | 10/22/09 | 102009-2 | WASHTEENAW COUNTY - TAX ROLL | 2008 TAX ROLL WRITE-OFFS | 6/1/10 | 96,018.18 |
| TOTAL CURRENT | | | | | | 97,768.18 |
| 1-99 | | | | | | |
| INVOICE | 11/10/09 | 111009-1 | FAIRFAX MANOR | 10% PENALTY | 11/10/09 | 27.60 |
| INVOICE | 11/25/09 | 112509-2 | FAIRFAX MANOR | 10% PENALTY | 11/25/09 | 6.00 |
| INVOICE | 11/25/09 | 112509-5 | ARBOR WOODS HOME COMMUNITY | 10% PENALTY | 11/25/09 | 42.00 |
| TOTAL 1-99 | | | | | | 75.60 |
| > 99 | | | | | | |
| PAYMENT | 2/14/08 | 1069 | LOMBARDO COMPANIES-MISC. | OVERPAYMENT | | (5.00) |
| INVOICE | 1/2/08 | 010208-1 | BROMLEY PARK CONDOMINIUMS, LLC-MI... | ANNUAL UTILITY ACCESS MAINTENANCE FEE | 3/1/08 | 2,801.92 |
| INVOICE | 3/11/08 | 031108-3 | BROMLEY PARK CONDOMINIUMS, LLC-MI... | 10% PENALTY | 3/11/08 | 280.19 |
| INVOICE | 1/5/09 | 010509-1 | BROMLEY PARK CONDOMINIUMS, LLC-MI... | ANNUAL UTILITY ACCESS FEE | 1/29/09 | 2,926.92 |
| INVOICE | 1/29/09 | 012909-1 | BROMLEY PARK CONDOMINIUMS, LLC-MI... | 10% PENALTY | 1/29/09 | 292.69 |
| PAYMENT | 2/15/09 | 1002 | LOMBARDO COMPANIES-MISC. | DUPLICATE PAYMENT ON INV. # 012209-1 | | (30.00) |
| INVOICE | 2/2/09 | 020209-1 | FAIRFAX MANOR | ANNUAL LIFT STATION MAINTENANCE | 2/26/09 | 2,076.53 |
| INVOICE | 2/26/09 | 022609-1 | FAIRFAX MANOR | 10% PENALTY | 2/26/09 | 655.60 |
| INVOICE | 2/13/09 | 021309-1 | FAIRFAX MANOR | HEATHER @ FAIRFAX LIFT STATION | 3/9/09 | 1,098.95 |
| INVOICE | 3/13/09 | 031309-1 | FAIRFAX MANOR | 10% PENALTY | 3/13/09 | 109.90 |
| INVOICE | 4/3/09 | 040309-1 | FAIRFAX MANOR | RED FLOAT | 4/27/09 | 564.04 |
| INVOICE | 4/28/09 | 042809-1 | FAIRFAX MANOR | 10% PENALTY | 4/28/09 | 56.40 |
| INVOICE | 4/9/09 | 040909-1 | FAIRFAX MANOR | RED FLOAT | 5/3/09 | 564.04 |
| INVOICE | 5/5/09 | 050509-1 | FAIRFAX MANOR | 10% PENALTY | 5/5/09 | 56.40 |
| TOTAL > 99 | | | | | | 11,448.58 |
| TOTAL | | | | | | 109,292.36 |

Superior Township Utility Department

Prepaid Expenses (Acct. 166)

Month of: December, 2009

Pre-Audit

| Type | Date | Number | Name | Memo | Amount | Balance | Months Left |
|-----------------------------------|----------|------------|----------------------------------|---|--------------|--------------------|-------------|
| BILL | 07/01/09 | | SUPERIOR TWP. GENERAL FUND | WORKER'S COMP. INS. - 07/09-06/10 | \$5,790.00 | | |
| JE | VARIOUS | VARIOUS | | JUL - DEC. 09 EXPENSE | (\$2,895.00) | \$2,895.00 | 6 |
| BILL | 06/08/09 | 7000115038 | AMERICAN WATER WORKS ASSN | ANNUAL MEMBERSHIP - 09/09-08/10 | \$295.00 | | |
| JE | VARIOUS | VARIOUS | | SEP - DEC. 09 EXPENSE | (\$98.36) | \$196.64 | 8 |
| BILL | 10/30/09 | 582857 | MICH. DEPT. OF DEQ | ANNUAL DUES - 10/09-09/10 | \$4,281.30 | | |
| JE | VARIOUS | VARIOUS | | OCT - DEC. 09 EXPENSE | (\$1,070.28) | \$3,211.02 | 9 |
| BILL | 08/25/09 | 12238 | TYLER TECHNOLOGIES, INC. | FUND BALANCE MAINT. CONT. - 11/09-10/10 | \$1,252.00 | | |
| JE | VARIOUS | VARIOUS | | NOV - DEC. 09 EXPENSE | (\$208.70) | \$1,043.30 | 10 |
| BILL | 12/01/09 | ZA10008539 | SENSUS METERING SYSTEMS | ANNUAL MAINT. CONT. - 12/09-11/10 | \$1,320.00 | | |
| JE | VARIOUS | VARIOUS | | DEC. 09 EXPENSE | (\$110.00) | \$1,210.00 | 11 |
| BILL | 10/01/09 | SV9042-09 | MICH. RURAL WATER ASSN | ANNUAL DUES - 01-12/10 | \$375.00 | | |
| JE | VARIOUS | VARIOUS | | | | \$375.00 | 12 |
| BILL | 11/09/09 | 92079241 | ENVIRONMENTAL SYSTEMS | ARCVIEW MAINT. FEE - 01-12/10 | \$500.00 | | |
| JE | VARIOUS | VARIOUS | | | | \$800.00 | 12 |
| BILL | 11/25/09 | 2010330 | MISS DJG | ANNUAL DUES - 01-12/10 | \$392.28 | | |
| JE | VARIOUS | VARIOUS | | | | \$392.28 | 12 |
| BILLS | 12/31/09 | | DELTA PRIORITY AMERICAN & VISION | EMPLOYEE INSURANCES - 01/10 | \$6,995.18 | \$6,995.18 | 1 |
| Total 166 Prepaid Expenses | | | | | | \$17,118.42 | |

SUPERIOR TOWNSHIP UTILITY DEPARTMENT
 A/P - DUE TO OTHER FUNDS (ACCT. 200)
 AS OF DECEMBER 31, 2009 - PRE-AUDIT

8:38 AM
 01/22/10

| DATE | NAME | MEMO | OPEN BALANCE |
|---------------|----------------------------|------------------------------|-----------------|
| CURRENT | | | |
| TOTAL CURRENT | | | |
| 1 - 99 | | | 977.50 |
| 12/30/09 | SUPERIOR TWP. PAYROLL FUND | MERS HEALTH SAVINGS - 12/09 | |
| 12/30/09 | SUPERIOR TWP. PAYROLL FUND | MERS PENSION - 12/09 | 2,621.33 |
| 12/30/09 | SUPERIOR TWP. PAYROLL FUND | JOHN HANCOCK PENSION - 12/09 | 369.68 |
| TOTAL 1 - 99 | | | 3,968.51 |
| > 99 | | | |
| TOTAL > 99 | | | |
| TOTAL | | | <u>3,968.51</u> |

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SUPERIOR TOWNSHIP UTILITY DEPARTMENT
A/P - VENDORS (ACCT. 205)
AS OF DECEMBER 31, 2009 - PRE-AUDIT

| DATE | NUM | NAME | MEMO | OPEN BALANCE |
|---------------|--------------|----------------------------|---------------------------------------|--------------|
| CURRENT | | | | |
| 12/22/09 | 1755934 | ETNA SUPPLY | 2 SENSUS METERS | 2,330.00 |
| TOTAL CURRENT | | | | 2,330.00 |
| 1-99 | | | | |
| 12/1/09 | 4 | ANN ARBOR CHARTER TOWNSHIP | W/S PURCH. - 4TH/09 | 13,236.54 |
| 12/1/09 | 81195 | PARHELION TECHNOLOGIES | EMAIL PROBLEM | 95.00 |
| 12/1/09 | 81193 | PARHELION TECHNOLOGIES | INSTALL UB ON COMPUTER - AS | 332.50 |
| 12/1/09 | 81186 | PARHELION TECHNOLOGIES | NEW LAPTOP - RC | 2,376.00 |
| 12/1/09 | 81194 | PARHELION TECHNOLOGIES | NEW COMPUTER - AS | 966.50 |
| 12/1/09 | 81119 | PARHELION TECHNOLOGIES | SURVEILLANCE SYSTEM REPAIR | 47.50 |
| 12/1/09 | 81103 | PARHELION TECHNOLOGIES | REPAIR LAPTOP - RC | 380.00 |
| 12/1/09 | 81113 | PARHELION TECHNOLOGIES | PDA PROBLEM - DR | 47.50 |
| 12/1/09 | 81168 | PARHELION TECHNOLOGIES | SERVER SUPPORT - 12/09 | 100.00 |
| 12/1/09 | 81121 | PARHELION TECHNOLOGIES | REMOTE ACCESS PROBLEM - KL | 95.00 |
| 12/1/09 | 81098 | PARHELION TECHNOLOGIES | SERVER SUPPORT - 11/09 | 100.00 |
| 12/1/09 | 80982 | PARHELION TECHNOLOGIES | REMOTE ACCESS PROBLEM - KL | 71.25 |
| 12/1/09 | 81287 | PARHELION TECHNOLOGIES | LAPTOP PROBLEM - RC | 285.00 |
| 12/1/09 | 81286 | PARHELION TECHNOLOGIES | SCADA MAINT. | 292.75 |
| 12/1/09 | 81285 | PARHELION TECHNOLOGIES | PHONE PROBLEM - MF | 95.00 |
| 12/1/09 | 81284 | PARHELION TECHNOLOGIES | SERVER PROBLEM - KL | 95.00 |
| 12/1/09 | 81283 | PARHELION TECHNOLOGIES | PDA SETUP - DR | 95.00 |
| 12/1/09 | 81282 | PARHELION TECHNOLOGIES | EQUIPMENT MOVE - DR | 332.50 |
| 12/1/09 | 81281 | PARHELION TECHNOLOGIES | EMAIL PROBLEM - GF | 23.75 |
| 12/1/09 | 81280 | PARHELION TECHNOLOGIES | NETWORK PROBLEM - PS | 71.25 |
| 12/1/09 | 81279 | PARHELION TECHNOLOGIES | SECURITY SYSTEM PROBLEM | 71.25 |
| 12/1/09 | 81278 | PARHELION TECHNOLOGIES | COMPUTER PROBLEM - PS | 142.50 |
| 12/1/09 | 81277 | PARHELION TECHNOLOGIES | PHONE PROBLEM - MF & UB PROBLEM - ... | 95.00 |
| 12/1/09 | 81276 | PARHELION TECHNOLOGIES | VIRUS REMOVAL - KB | 95.00 |
| 12/1/09 | 81275 | PARHELION TECHNOLOGIES | SERVER PROBLEMS | 47.50 |
| 12/1/09 | 81274 | PARHELION TECHNOLOGIES | PROBLEMS - PS & KL | 118.75 |
| 12/3/09 | 01145742 | CONGDON'S ACE HARDWARE | LIGHT BULBS | 15.98 |
| 12/11/09 | | SAM'S CLUB | HAND TOWELS | 49.76 |
| 12/18/09 | 287847000034 | DTE | GAS @ ADM. BLDG. - 12/09 | 563.69 |
| 12/21/09 | | SAM'S CLUB | BUILDING SUPPLIES | 29.23 |
| 12/21/09 | 287847000067 | DTE | ELECT. @ 810 W. CLARK - 12/09 | 1,217.96 |
| 12/22/09 | 5388695 | CORRIGAN OIL CO. | 279.6 GALLONS DIESEL FUEL | 640.00 |
| 12/22/09 | 330595900029 | DTE | ELECT. @ 1600 HARRIS - 10-12/09 | 39.16 |
| 12/22/09 | 330595900045 | DTE | ELECT. @ 1385 E. CLARK - 10-12/09 | 39.06 |
| 12/22/09 | 287847000059 | DTE | GAS & ELECT. @ MAINT. FAC. - 12/09 | 2,324.40 |
| 12/23/09 | 389-108280 | BATTERIES PLUS | METER TESTER BATTERIES | 15.98 |
| 12/23/09 | 21672791 | FLEET SERVICES | FUEL CHARGES - 12/09 | 305.31 |
| 12/23/09 | 530335433 | UIS PROGRAMMABLE SERVICES | REPLACE RELAY AT SEC. 36 LIFT STA. | 148.48 |
| 12/28/09 | 23681 | R. RASCH | ICE MELT | 414.05 |
| 12/28/09 | 35053 | WOLVERINE RENTAL | ON/OFF ROCKER SWITCH FOR SNOW ... | 14.42 |

SUPERIOR TOWNSHIP UTILITY DEPARTMENT
 A/P - VENDORS (ACCT. 205)
 AS OF DECEMBER 31, 2009 - PRE-AUDIT

8:38 AM
 01/22/10

| DATE | NUM | NAME | MEMO | OPEN BALANCE |
|-------------|-----------------|-------------------------------------|---|--------------|
| 12/28/09 | 01149465 | CONGDON'S ACE HARDWARE | COAT HOOK | 3.99 |
| 12/28/09 | 302-457512 | AUTO-WARES GROUP (AUTO VALUE) | OIL & FILTER | 75.57 |
| 12/30/09 | 408010 | AL'S CLEANING SERVICE | ADM. BLDG. CLEANING - 12/02,09,16,... | 175.00 |
| 12/30/09 | | RICK E. CHURCH | MILEAGE - 11/03 - 12/31/09 | 108.35 |
| 12/30/09 | 01149761 | CONGDON'S ACE HARDWARE | REFLECTORS & TAPE | 8.87 |
| 12/30/09 | | READING, ETTER & LILLICH | LEGAL FEES - 12/09 | 30.00 |
| 12/30/09 | 30595 | MAGIC-WRIGHTER | MONTHLY FEE - 12/09 | 35.20 |
| 12/30/09 | 407691569 | RICOH AMERICAS CORPORATION | B+W & COLOR COPIES - 4TH/09 | 84.56 |
| 12/30/09 | 330595900078 | DTE | GAS & ELECT. @ 1799 N. PROSPECT - 1 ... | 97.10 |
| 12/30/09 | 5-500-400004-01 | YPSILANTI COMM. UTILITIES AUTHORITY | W/S PURCH. - 12/09 | 89,323.46 |
| 12/30/09 | 5-500-400006-01 | YPSILANTI COMM. UTILITIES AUTHORITY | W/S PURCH. - RIVERBEND - 12/09 | 123.34 |
| 12/30/09 | 2-037-354100-01 | YPSILANTI COMM. UTILITIES AUTHORITY | WATER - ADM. BLDG. - 11+12/09 | 35.86 |
| TOTAL 1 -99 | | | | 115,626.82 |
| > 99 | | | | |
| TOTAL > 99 | | | | 117,956.82 |
| TOTAL | | | | 117,956.82 |

8:39 AM
01/22/10

SUPERIOR TOWNSHIP UTILITY DEPARTMENT
UC PERMITS & DEVELOPMENT AGREEMENTS ISSUED
JANUARY THROUGH DECEMBER 2009

| TYPE | DATE | NUM | MEMO | FOB | AMOUNT |
|---|---------|------|--------------------|---------------|-----------|
| PULTE HOMES OF MICHIGAN - PROSPECT PTE. | | | | | |
| INVOICE | 1/13/09 | 1376 | 1842 HUNTERS CREEK | PROSPECT PTE. | 11,015.00 |
| INVOICE | 3/2/09 | 1377 | 1953 HUNTERS CREEK | PROSPECT PTE. | 11,015.00 |
| INVOICE | 3/2/09 | 1378 | 1959 HUNTERS CREEK | PROSPECT PTE. | 11,015.00 |
| INVOICE | 5/18/09 | 1379 | 7521 MYRTLE | PROSPECT PTE. | 11,015.00 |

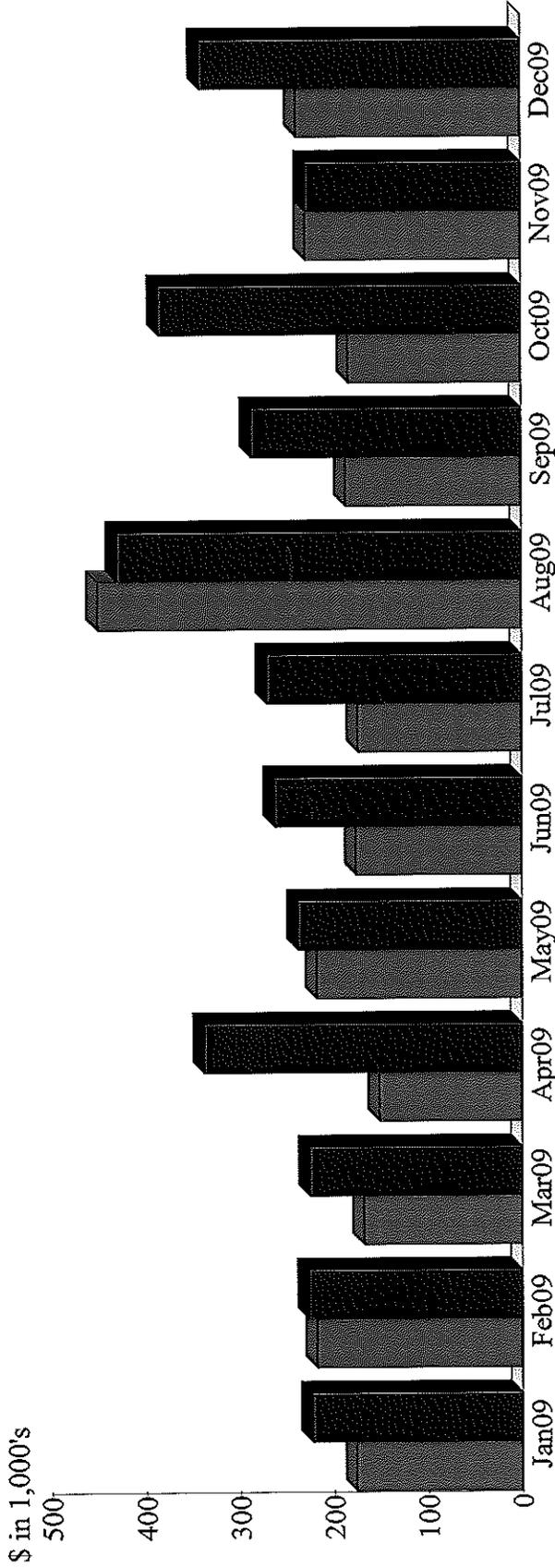
SUPERIOR TOWNSHIP UTILITY DEPARTMENT
 PROJECT RELATED EXPENSES
 OCTOBER THROUGH DECEMBER 2009 - PRE-AUDIT

8:39 AM
 01/22/10
 ACCRUAL BASIS

| TYPE | DATE | NUM | SOURCE NAME | MEMO | AMOUNT |
|---|----------|----------------|--------------------------------------|------------------------------------|------------|
| PROJECTS | | | | | |
| WATER STORAGE TANK FEASIBILITY STUDY | | | | | |
| 0140-09-0049-WATER STORAGE FEAS. STUDY | | | | | |
| BILL | 10/2/09 | 127939 | OHM ENGINEERING ADVISORS | WATER STORAGE FEAS. STUDY | 452.00 |
| BILL | 10/30/09 | 128273 | OHM ENGINEERING ADVISORS | WATER STORAGE FEAS. STUDY | 3,199.75 |
| TOTAL 0140-09-0049-WATER STORAGE FEAS. STUDY | | | | | |
| TOTAL WATER STORAGE TANK FEASIBILITY STUDY | | | | | |
| STAMFORD RD. SEWER REHAB. | | | | | |
| 0140-09-0055-CA/CE | | | | | |
| BILL | 10/2/09 | 127941 | OHM ENGINEERING ADVISORS | STAMFORD RD. SEWER RELO. - CA/CE | 4,995.00 |
| BILL | 10/30/09 | 128275 | OHM ENGINEERING ADVISORS | STAMFORD RD. SEWER REHAB. - CA/CE | 6,226.00 |
| BILL | 11/25/09 | 128623 | OHM ENGINEERING ADVISORS | STAMFORD RD. SEWER REHAB. - CA/CE | 5,960.50 |
| TOTAL 0140-09-0055-CA/CE | | | | | |
| 0140-09-0053-INSPECTION | | | | | |
| BILL | 10/2/09 | 127940 | OHM ENGINEERING ADVISORS | STAMFORD RD. SEWER RELO. - INSP. | 2,834.00 |
| BILL | 10/30/09 | 128274 | OHM ENGINEERING ADVISORS | STAMFORD RD. SEWER REHAB. - INSP. | 9,676.00 |
| TOTAL 0140-09-0053-INSPECTION | | | | | |
| STAMFORD RD. SEWER REHAB. - OTHER | | | | | |
| BILL | 12/1/09 | CONST. EST. #1 | INLAND WATERS POLLUTION CONTROL, ... | STAMFORD RD. SEWER REHAB | 136,076.09 |
| TOTAL STAMFORD RD. SEWER REHAB. - OTHER | | | | | |
| TOTAL STAMFORD RD. SEWER REHAB. | | | | | |
| CLARK RD. SAN. SEWER & WATER MAIN RELO. | | | | | |
| 0140-07-0048-RECORD PLANS | | | | | |
| BILL | 10/2/09 | 127932 | OHM ENGINEERING ADVISORS | CLARK RD. W/S RELO. - RECORD PLANS | 695.00 |
| TOTAL 0140-07-0048-RECORD PLANS | | | | | |
| TOTAL CLARK RD. SAN. SEWER & WATER MAIN RELO. | | | | | |
| TOTAL PROJECTS | | | | | |
| TOTAL | | | | | |
| | | | | | 170,114.34 |
| | | | | | 170,114.34 |

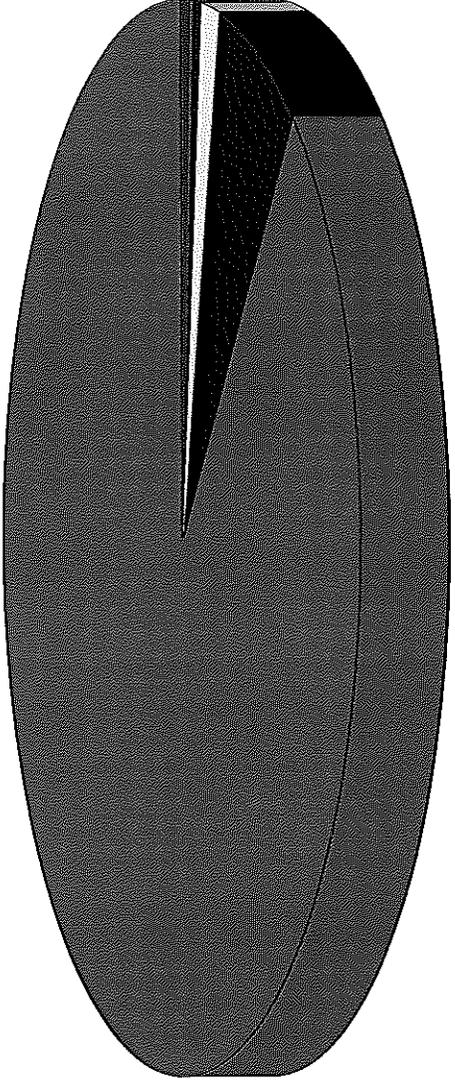
Income and Expense by Month
January through December 2009

Income
Expense



Income Summary
January through December 2009

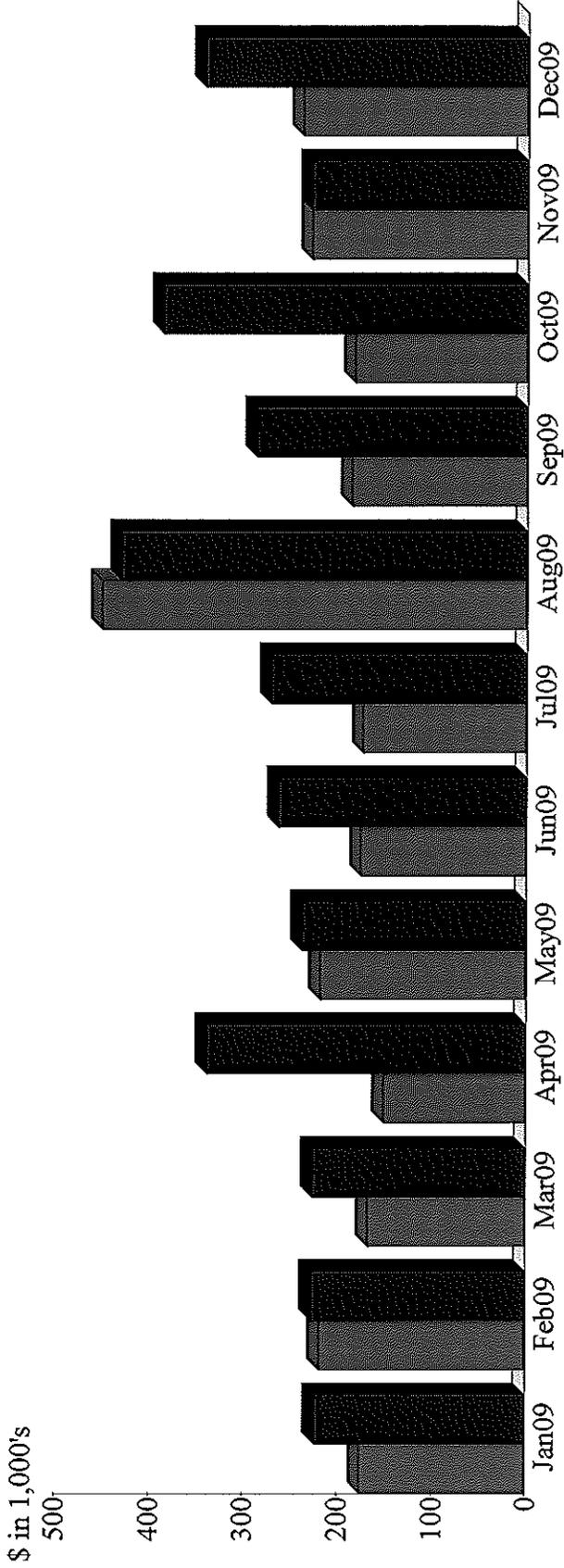
| | |
|------------------------------|-----------------------|
| 400 · Water & Sewer Income | %89.37 |
| 800 · Transfers IN | 7.39 |
| 412 · Connection Fees Income | 1.63 |
| 420 · Miscellaneous Income | 0.80 |
| 410 · Meter Sales Income | 0.41 |
| 440 · Interest Income | 0.40 |
| Total | \$2,570,747.78 |



By Account

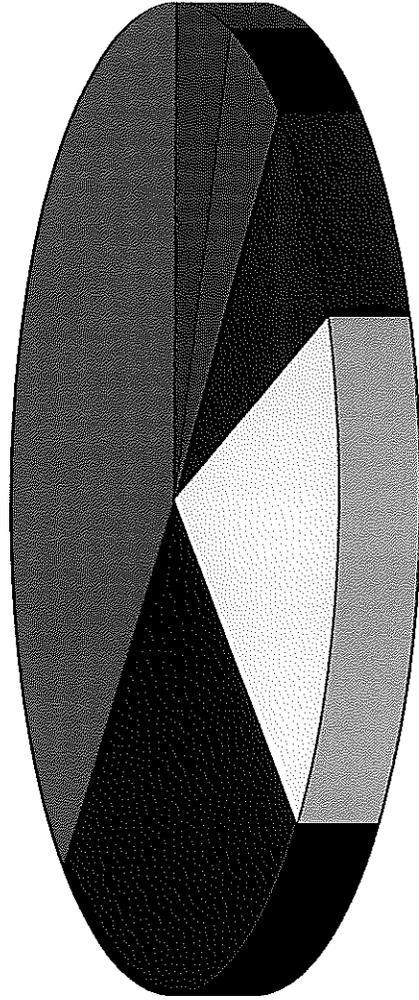
Income and Expense by Month
January through December 2009

Income
Expense



Expense Summary
January through December 2009

| | |
|-------------------------------------|-----------------------|
| 550 · Water & Sewer Purchased | %38.49 |
| 611 · Building & Equipment Expenses | 25.41 |
| 600 · Payroll Expenses | 17.36 |
| 686 · Bond Expenses | 8.43 |
| 850 · Transfers OUT | 5.49 |
| 670 · Other Expenses | 4.83 |
| Total | \$3,461,368.01 |



By Account



STATE OF MICHIGAN
DEPARTMENT OF ENERGY LABOR & ECONOMIC GROWTH
LANSING

JENNIFER M. GRANHOLM
GOVERNOR

STANLEY "SKIP" PRUSS
DIRECTOR

January 25, 2009¹⁰

William McFarlane
Charter Township of Superior
3040 North Prospect
Ypsilanti, MI 48198

Dear Mr. McFarlane:

The Department of Energy, Labor and Economic Growth (DELEG) Bureau of Energy Systems (BES) is pleased to inform Charter Township of Superior that \$73,853 has been awarded under the Energy Efficiency & Conservation Multi-purpose Block Grant.

To indicate acceptance of the enclosed grant agreement, please sign the three signature pages, return two to the Grant Administrator, and retain the other *and* the grant agreement for your records. Additionally, please complete and return with the two signature pages, the attached Single Audit Memorandum for the current fiscal year.

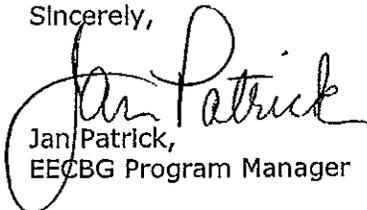
Please reference the grant number BES-10-065 for all communication with DELEG/BES and send a hard copy of grant related correspondence to the following Grant Administrator:

Tim Shireman, Grant Administrator
Bureau of Energy Systems
Department of Energy, Labor, and Economic Growth
PO Box 30221
Lansing, MI 48909-7721

Please watch for information on an upcoming webinar to take place in February regarding reporting requirements for this grant. Details will follow.

If you have any questions, please contact the Grant Administrator at (517) 241-6281, fax (517) 241-6229, or email shiremant@michigan.gov. Congratulations on your award! We look forward to working with you to advance energy efficiency.

Sincerely,


Jan Patrick,
EECBG Program Manager

Enclosures

cc: Tim Shireman

Bureau of Energy Systems
611 W. OTTAWA • PO BOX 30221 • LANSING, MICHIGAN 48909
www.michigan.gov/deleg • (517) 241-6228

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STATE OF MICHIGAN

DEPARTMENT OF ENERGY LABOR & ECONOMIC GROWTH
LANSING

JENNIFER M. GRANHOLM
GOVERNOR

STANLEY "SKIP" PRUSS
DIRECTOR

January 29, 2010

William McFarlane
Charter Township of Superior
3040 North Prospect Road
Ypsilanti, MI 48198-9426

SUBJECT: Light Emitting Diode Demonstration Grants

Dear William McFarlane:

The Department of Energy, Labor, and Economic Growth (DELEG) has completed its evaluation of proposals in response to its September 25, 2009 Request for Proposals (RFP). We received many outstanding and innovative proposals and the total amount of requests by far exceeded our available funding. We regret to inform you that your organization was not selected to receive an LED Demonstration grant award at this time.

The DELEG received 269 proposals requesting \$31,289,301 in response to the RFP. All proposals were scored and subsequently ranked according to the criteria outlined in the RFP. The RFP remains available at the Bureau of Energy Systems (BES) Web site for your reference. The DELEG was able to award only \$17,443,644 in grants. Proposals in the fundable range typically had a number of the following characteristics: a clear, concise project management plan and timeline; well qualified staff and/or contractors to implement it; solid documentation for their projected costs, energy savings, and job creation/retention estimates, and partnerships with other community groups or jurisdictions.

If you would like more specific information about the areas of strength and deficits in your proposal, please submit your request by e-mailing me at patrickj@michigan.gov. We will respond as quickly as possible, but please allow at least two weeks for your response.

We understand the disappointment not of being selected for this funding opportunity. We will continue to monitor future opportunities to provide funds to the state's communities. We appreciate the time and efforts put forth in responding to this RFP, and encourage your organization to consider future grant opportunities offered by DELEG to further the energy efficiency and conservation work that your community is doing. Please stay in touch with the BES by monitoring our Web site at: Michigan.gov/energyoffice.

Sincerely,

A handwritten signature in cursive script that reads "Jan Patrick".

Jan Patrick
Program Manager
Energy Efficiency Conservation Block Grant

David Phillips

From: "Bill McFarlane" <williammcfarlane@superior-twp.org>
To: "'Harmon, Jim'" <harmonj@wcroads.org>; "'David Phillips'" <davidphillips@superior-twp.org>; <brendamckinney@superior-twp.org>
Cc: <purris@wcroads.org>
Sent: Wednesday, January 20, 2010 3:33 PM
Attach: ATT00010.htm
Subject: Annual Meeting with the Road Commission

January 20, 2010

Jim I spoke with Steve Puuri today regarding the annual road commission meeting being held on April 19, 2010 at 7:30 P.M.

at a regular Superior Township Board meeting. Please Have Eric Long contact us regarding a drive around for possible projects so you have sufficient time to secure costs estimates. Respectfully Bill McFarlane

OFFICE OF
WILLIAM McFARLANE
SUPERVISOR

TOWNSHIP HALL
3040 NORTH PROSPECT STREET
COR. PROSPECT & CHERRY HILL RDS.
YPSILANTI, MICHIGAN 48198
TELEPHONE: (734) 482-6099
FAX: (734) 482-3842

CHARTER TOWNSHIP OF SUPERIOR
WASHTENAW COUNTY, MICHIGAN

February 10, 2010

To: Board of Trustee's

FM: William McFarlane, Supervisor

RE: Washtenaw County PDR Unfinished Business

Superior Township was one of eight Washtenaw County Townships to participate in the County Purchase of Development rights program. Recently the county asked if we would like to continue based on Legacy Land Conservancy being designated as staff for the County PDR. The County has eliminated staff and elected to go outside for staffing. There is no reason to not participate at this time as there is no cost to the Township. Therefore, I would recommend we continue as members and if funds become available again from the state we will be ready.

**SUPERIOR CHARTER TOWNSHIP BOARD
REGULAR MEETING
DECEMBER 21, 2009
ADOPTED MINUTES
PAGE 3**

and Recreation Commission.

It was moved by Caviston, seconded by McKinney, to receive the letter from Supervisor McFarlane to Mr. Robert Tetens.

The motion carried by a unanimous voice vote.

**B. ANTHONY VANDERWORP, DIRECTOR, WASHTENAW COUNTY
OFFICE OF STRATEGIC PLANNING, FUTURE OF COUNTY PDR
PROGRAM**

Anthony VanDerworp sent a letter indicating that due to budget constraints, the Washtenaw County Office of Strategic Planning is being eliminated. This will result in the elimination of the Washtenaw County Purchase of Development Rights program, unless an alternative program could be implemented. The letter outlined three alternatives, Option A: Rescind the County's PDR Program. Townships could create their own PDR program. Option B: Member Townships Pursue a Multi-Township Program through an Urban Cooperation Act Agreement. Option C: Maintain a County PDR Program through a contract with Land Trusts/Conservancies. Under Option C, the County would make a one-time payment of \$14,000 to the Legacy Land Conservancy which would administer the PDR program for member Townships and also maintain easement requirements on County purchased PDR properties. Under Option C, member Townships would work with the Legacy Land Conservancy to submit applications for the Michigan Agricultural Preservation Fund. They would still receive the additional 10% of points for Intergovernmental Cooperation. There would be no additional cost to member Townships for Option C. Mr. VanDerworp requested that member communities discuss the options with their respective Township Boards and report back to him as to which option they prefer. The Board discussed the various options, but decided they needed more information in order to make a decision.

It was moved by Caviston, seconded by Green, to accept the communication from Mr. Vanderworp.

9. UNFINISHED BUSINESS

**A. ORDINANCE NO. 178, WETLANDS AND WATERCOURSE PROTECTION
AND RESTORATION, WHICH REPEALS AND REPLACES ORDINANCE NO.
135, SECOND READING**

It was moved by McKinney seconded by Green that the Superior Charter Township Board adopts the following ordinance for final reading:



**Washtenaw County
Office of Strategic Planning**

TO: Supervisors and Clerks of Member Townships of the Washtenaw County PDR Program

FROM: Anthony VanDerworp, Director

Cc: Susan Lackey, Executive Director, Legacy Land Conservancy

DATE: December 23, 2009

RE: Washtenaw County PDR Program and Legacy Land Conservancy

Based on the meeting held on November 30, 2009 with the Supervisors and Board Members of member Townships of the Washtenaw County PDR Program to pursue Option C and actions of member Townships supporting Option C, Washtenaw County has moved forward and procured the services of the Legacy Land Conservancy to staff the Washtenaw County PDR Program. This includes the staffing of the Washtenaw County Agricultural Lands Preservation Advisory Committee (ALPAC), staffing future PDR application rounds, and providing perpetual easement monitoring for the 118.5-acre agricultural conservation easement in Lima Township that was acquired by Washtenaw County in 2008.

Background:

In 2006, Washtenaw County became an eligible PDR program for the Michigan Agricultural Preservation Fund (MAPF), otherwise known as the State PDR Program. Since 2006, eight (8) townships have become member townships to the Washtenaw County PDR Program. The following are the eight member townships of the Washtenaw County program:

Bridgewater Township
Freedom Township
Lima Township
Lodi Township
Manchester Township
Northfield Township
Superior Township
York Township

In 2006, the Washtenaw County Board of Commissioners appointed ALPAC. ALPAC consists of 7 members, which includes 3 representatives who are engaged in agricultural production or operate agricultural businesses, 1 representative from the Planning Advisory Board, 1 representative from real estate development interests, 1 representative from environmental/conservation groups or natural resources professional and 1 general public member appointed by the Board of Commissioners. The current members include the following, and their representation:

Julie Frost, Agricultural Production/Operator Agricultural Business
Joseph Luellen, Jr., Environmental/Conservation Group/Natural Resource Professional
Sue Shink, Agricultural Production/Operator Agricultural Business
Stephen Solowczuk, General Public
Dale Weidmayer, Agricultural Production/Operator Agricultural Business
Vacant, Real Estate Development Interests
Vacant, Planning Advisory Board representative

The term of the representative from Real Estate Development interests will end on December 31, 2009. Reyn Hendrickson, who has served on ALPAC in that slot, decided not to reapply for another term, and no one applied from this group when the County announced Boards and Committee openings for the upcoming year this past autumn. The County will continue to search for a representative for the Real Estate Development interests.

The Planning Advisory Board has been eliminated, and as a result, the Washtenaw County Board of Commissioners will take action at their January 20, 2010 meeting on a proposed amendment to the Washtenaw County PDR Ordinance to assign this member to another representation. The proposed representation for this slot will be a representative from the Board of Commissioners or a general public member appointed by the Board of Commissioners.

Legacy Land Conservancy, formerly known as the Washtenaw Land Trust, is a land conservancy that serves Washtenaw and Jackson Counties and portions of Ingham and Livingston Counties. It is a 501 (c)(3) organization. It is the oldest local land trust in Michigan. In 2008, it became one of first land trusts in the nation to achieve accreditation from the Land Trust Alliance Accreditation Commission, a third party accrediting body that assesses the highest level of adherence to Land Trust Alliance standards and practices.

Legacy includes farmland protection and purchase of development rights as one of three key priorities for their organization. Legacy holds three farm easements purchased with federal Farm and Ranch Protection Program funds, has purchased three farm easements with their own funds, and has facilitated the completion of five state PDR projects, including the first in the state. In total, Legacy has completed 74 conservation projects, of which 35 are farmland properties, placing the organization in the forefront of Michigan's farmland protection efforts. The Washtenaw County PDR Program fits very well with their mission and is a very good fit for staffing the County program, for working with member Townships and for working with property owners who are interested in participating in the program.

Susan Lackey, the Executive Director of Legacy Land Conservancy and the primary staff person for the Washtenaw County PDR Program may contact you in the future about Washtenaw County PDR Program activities, including future PDR application rounds. If you have any questions for her, please feel free to contact her at (734) 302-5263. Her email is susan@legacylandconservancy.org.

Washtenaw County welcomes Susan Lackey and Legacy Land Conservancy on board and looks forward to this great partnership between the Member Townships, Legacy Land Conservancy and Washtenaw County.

Please feel free to contact me at any time at vanderworpa@ewashtenaw.org.