

BIRCH RUN TOWNSHIP ZONING BOARD OF APPEALS
SPECIAL MEETING-FIRE DEPARTMENT MEETING ROOM
MARCH 26, 2019

CALL TO ORDER: Vice Chair Dale Trinklein called the meeting to order at 7:00 pm. There were approximately 30 people in the audience.

ATTENDANCE: Chair (position vacant); Dale Trinklein (Vice Chair) present; Kurt Kiessling (Secretary) present; Brett Polley (Member) present; Mike Marr (Member) present.

PASSED: Motion by Kiessling seconded by Polley to approve the December 20, 2018 Special meeting Minutes.

PASSED: Motion by Marr seconded by Polley to approve the agenda as presented.

PUBLIC COMMENT: 7:04 to 7:05; there was no public comment.

PUBLIC HEARING: Lori and Greg Hetzer have requested an interpretation as to determine if the proposed use, a residential alcohol and drug abuse rehabilitation facility, falls under the Foster Care-Group Home classification in the zoning ordinance, and if it is determined that it does not, to classify the use into one or more zoning districts (Section 6.06). Public Hearing opened at 7:05 pm. Presentation was made by Mark Newman and Lori and Greg Hetzer (and family). Public comment for this hearing commenced at approximately 7:15 pm and ended at 7:41 pm. Approximately 17 people spoke in public comment. Two letters were received prior to the meeting; one from Dale and Paula Boulton (Birch Run Township) and one from Terry Todd (Birch Run Township) these will be part of the minutes as Attachment A. Staff report was presented by Rowe professional Services. Public Hearing was closed at 8:01 pm.

PASSED: Motion by Kiessling seconded by Marr that states that the proposed use of a residential alcohol and drug abuse rehabilitation facility does NOT fall under the Foster Care-Group Home classification. In addition, the proposed use does NOT fall within any of the uses listed in Tables 9-2 or 9-3 and is NOT similar to any uses allowed by right in Tables 9-2 or 9-3. All aye.

PASSED: Motion by Marr seconded by Polley to refer this issue to the Birch Run Township Planning Commission to determine if this use (Residential Alcohol and Drug Abuse Rehabilitation Facility) should be added to the Zoning ordinance and in which Zoning District it would properly fit. All aye.

OLD BUSINESS: None

REPORT OF PLANNING COMMISSION REPRESENTATIVE: (Mike Marr) said that the Planning Commission held two meetings; on March 5, 2019 and March 14, 2019 and all issues were resolved.

OTHER: None

PASSED: Motion by Marr seconded by Kiessling to adjourn at 8:41 pm.

Respectfully submitted by:

Kurt Kiessling
Recording Secretary

Attachment A

March 25, 2019

Birch Run Township Zoning Board
8425 Main Street
Birch Run, MI 4845

Re: Lori & Greg Hetzer

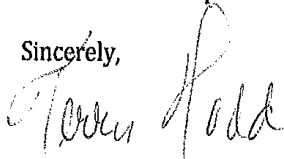
I am writing in response to your notice of a public meeting on Tuesday, March 26, 2019 regarding the alcohol and drug abuse rehabilitation facility which butts up to my property.

I strongly object to this proposal as this is a residential neighborhood. I live with my 92-year old elderly mother and have enjoyed years of peace and quiet. Right now I have experienced their pit bull and German Shepard dogs coming over and defecating on my lawn and scaring my own dogs and mother. Also, currently there is a day care directly across the street. We don't need questionable activities or persons in the vicinity who may pose safety issues.

Also, property value could be compromised as a result of this proposed facility. At this time I have had to call Consumers Energy to take their trees off of the power lines (on my property) and their dead trees are leaning over on my property. If they don't take care of their property now, this rehab place could just add more to the mess.

I value my privacy and peace and want to keep it and I strongly encourage the Board to dismiss this request for a drug rehab facility in a residential neighborhood.

Sincerely,



Terry Todd
7293 Birch Run Road
Birch Run, MI 48415
989 906-2503

Zoning Board of Appeals
Birch Run Township

3.25.19

Dale and Paula Boulton, residents of
7315 Birch Run Rd Birch Run MI 48415
OPPOSE the proposed use of 7273 E. Birch
Run Rd Birch Run MI 48415 residence to
be used as a residential alcohol and drug
abuse rehabilitation facility.

We feel that this type of zoning is
detrimental to the value of our property
and the safety of our family. We are
concerned by what other classifications
or zoning the Hetzers' may try to consider
for we feel that it would devalue the
quality of the residential status of our area.

Again, we OPPOSE the proposed change in
Zoning or any other classifications of the
property located at 7273 E. Birch Run Rd Birch Run
MI 48415

Thank You
Paula Boulton
Dale Boulton