CHARTER TOWNSHIP OF FLUSHING

6524 N. Seymour Road, Flushing, MI 48433 P (810) 659-0800 F (810) 659-4212 www.flushingtownship.com

PLANNING COMMISSION AGENDA May 13th, 2024 TIME: 7:00 P.M.

MEMBERS OF PLANNING COMMISSION

Kyle Raup

Timothy Lloyd

Michael Moon

Chair — Vicki Peivandi
Vice Chair — William Mills
Secretary — Amy Bolin
Board of Trustees Representative — Terry A. Peck
Jeanette Sizemore, Recording Secretary

I. CALL THE MEETING TO ORDER

ROLL CALL
PLEDGE OF ALLEGIANCE

II. APPROVAL OF AGENDA

III. APPROVAL OF PREVIOUS MINUTES

January 8th, 2024

IV. PUBLIC COMMENTS FOR AGENDA ITEMS ONLY

Each speaker limited to three minutes

V. UNFINISHED BUSINESS

None

VI. NEW BUSINESS

- Public Hearing on a request to obtain a Special Use Permit to operate Blaska Holdings
 LLC at 8034 N. McKinley Rd., Flushing, MI 48433, P.P. No. 08-02-300-033 pursuant to
 Article XVIII Special Use Permits.
- Discussion and possible motion on a request to obtain a Special Use Permit to operate Blaska Holdings LLC at 8034 N. McKinley Rd., Flushing, MI 48433, P.P. No. 08-02-300-033 pursuant to Article XVIII Special Use Permits.

- 3. Public Hearing on a request to split the property at 8301 Frances Rd. Flushing, MI 48433, P.P. No. 08-02-100-016 requiring Special Use Permit for placing an Accessory Structure on a lot without a principal structure as pursuant to Article IV Site Regulations, Sec. 36-400 (C). An accessory structure otherwise permissible under this ordinance may be located on a lot without a principal building, by issuance of a discretionary special use permit pursuant to Section 36-1804(A) of this ordinance. An additional request for a Special Use Permit for the property at 8301 Frances Rd., Flushing, MI 48433, P.P.NO. 08-02-100-016 to build the primary residence in the back yard of the property pursuant to Article IV Site Regulations, Sec. 36-400 (B) An accessory structure may be located in the side or rear yards only, unless permitted in the front yard by issuance of a discretionary special use permit pursuant to Section 36-1804(A) of this Ordinance.
- 4. Discussion and possible motion on a request to split the property at 8301 Frances Rd. Flushing, MI 48433, P.P. No. 08-02-100-016 requiring Special Use Permit for placing an Accessory Structure on a lot without a principal structure as pursuant to Article IV Site Regulations, Sec. 36-400 (C). An accessory structure otherwise permissible under this ordinance may be located on a lot without a principal building, by issuance of a discretionary special use permit pursuant to Section 36-1804 (A) of this ordinance.
- 5. Discussion and possible motion on an additional request for a Special Use Permit for the property at 8301 Frances Rd., Flushing, MI 48433, P.P. No. 08-02-100-016 to build the primary residence in the back yard of the property pursuant to *Article IV Site Regulations*, Sec. 36-400 (B) An accessory structure may be located in the side or rear yards only, unless permitted in the front yard by issuance of a discretionary special use permit pursuant to Section 36-1804 (A) of this Ordinance.

VII. PUBLIC COMMENTS Each speaker limited to three minutes

VIII. ZONING ADMINISTRATOR COMMENTS

IX. COMMISSION COMMENTS

X. NEXT REGULAR SCHEDULED MEETING

MONDAY, JUNE 10TH, 2024 AT 7:00 P.M.

XI. ADJOURNMENT

CHRISTOPHER J.CZYZIO, Zoning Administrator

CHARTER TOWNSHIP OF FLUSHING

6524 N. Seymour Road, Flushing, MI 48433 P (810) 659-0800 F (810) 659-4212 www.flushingtownship.com

PLANNING COMMISSION DRAFT MINUTES DATE: January 8, 2024 TIME: 7:00 P.M.

MEMBERS OF PLANNING COMMISSION

Chair – Vicki Peivandi Vice Chair – William Mills Secretary – Amy Bolin

Kyle Raup Timothy Lloyd Michael Moon

Board of Trustees Representative - Terry A. Peck

Jeanette Sizemore, Recording Secretary

I. MEETING CALLED TO ORDER at 7:00 P.M. by Planning Commission Chairperson Peivandi with Roll Call and Pledge of Allegiance to the American Flag.

ROLL CALL

PRESENT: Peivandi, Moon, Lloyd, Raup, Bolin and Peck

ABSENT: Mills

OTHERS PRESENT: Twenty-three (23) others were present.

II. APPROVAL OF AGENDA

TREASURER PECK MOVED, supported by Commissioner Bolin to approve agenda as presented.

THE MOTION CARRIED.

III. APPROVAL OF PREVIOUS MINUTES

TREASURER PECK MOVED, supported by Commissioner Moon to approve the minutes of the December 11, 2023 meeting.

ACTION ON MOTION

ROLL CALL VOTE:

AYES: Bolin, Peivandi, Moon, Raup, Peck and Lloyd

NAYS: None ABSENT: Mills

THE MOTION CARRIED.

IV. PUBLIC COMMENTS FOR AGENDA ITEMS ONLY

OPENED PUBLIC COMMENTS at 7:01 P.M. No comments were made.

CLOSED PUBLIC COMMENTS at 7:02 P.M.

V. UNFINISHED BUSINESS None

VI. NEW BUSINESS

 Public Hearing and motion on the Special Use Permit for a Cell Tower to be located at 7235 W. Coldwater Road, Flushing, MI 48433, Parcel No. 08-24-200-036, pursuant to Article XVIII Special Use Permits

Public Hearing opened at 7:02 P.M.

Bob Przybylo - (representing TowerCo and Verizon) spoke briefly on gap in coverage, reviewed ordinances, lease agreement with Mrs. Kareus (200 ft east property, 1300 N, 1200 W, 1100 S), 195 ft tall tower will have no lights, will be using existing drive way, will have generator, Tower will be able to equip two more carriers, lease is 75 x 75 and 50 x 50 will be fenced in.

Commissioner Peivandi – Brought up the two residential structures on one taxable parcel and the need for the parcel to be split as a condition of the special use permit.

Zoning Administrator Czyzio - Informed the commissioners that residents from 7167 Coldwater and 7287 Coldwater are opposed to the Tower going up.

- S. DAOUD 7385 W. Coldwater Rd (Against) worried about health risks.
- J. Jones 7376 Coldwater Rd- (Against) Worried about kids getting to close to fence.
- J. Mitchell 7268 W. Carpenter Rd- (For) Coverage will be broader and 5G has no more power than 4G signal.
- B. Arthurs —7359 Coldwater Rd (for) Almost lost job during COVID because working from home was difficult with weak signal.
- L. Letts 6447 Chicago (Against) Why do we need things to go faster
- F. Blatchford 7182 W. Carpenter Rd (Against) Worried about property values.

Ron Letts - 7238 W. Coldwater Rd- (Against) Towers are ugly and unsafe.

- B. Blatchford = 7182 W. Carpenter Rd (Against) Don't own a cell phone. Cell Towers are unsafe and she don't want it in her view.
- J. Hiteshew 5261 N. Elms Rd (Against) Doesn't know if there is a health threat, but doesn't want to see it and is concerned about property values.
- J. Lee 7070 Hickory St. (Against) Concerned about range, frequency, upgrades later, cost of supporting the tower and concerned how close it is to the schools.

Bob Przybylo – (representing TowerCo and Verizon) Megahertz range from 700 – 800.

M. Burns - 7186 W. Carpenter Rd – (Against) Worried about the effects on her kids and animals, just doesn't want to see it at all.

Resident — (no name or address) - (against) — concerned about health effects, property values, and compensation packages.

Commissioner Peivandi – FCC regulates cell phone towers and provides exposure guidelines that must be met.

Jason Ball — (Rowe Engineering) Mentioned considering the special land use, master plan, and spoke on property value. Only outstanding issue is screening with evergreens. Cell Towers are 200 — 300 foot tall is standard.

Commissioner Raup - What kind of noise will it make?

Bob Przybylo – (representing TowerCo and Verizon) No noise, generator and such will be minimal noise.

Commissioner Bolin – No lighting? How often will there be maintenance checks? **Bob Przybylo** – (representing TowerCo and Verizon) No lights, maintenance checks will happen about 2 – 4 times a month and it will be monitored 24 hours.

Commissioner Peck – There were 6 concerns that needed to be met and 4 have been so far. Jason Ball – (Rowe) Yes, there are 2 that still need to be met. I would make sure the parcel is split to avoid any future setbacks issues. And the fencing issue is taken care of as well.

Commissioner Peivandi – Has there been any data on frequency and related problems? Jason Ball – (Rowe) Unable to turn down tower just because you don't want it. There would need to be a legitimate reason that would be involving property or not meeting all State and Township ordinances.

R. Letts - 7238 W. Coldwater Rd - (against)

J. Lee - 7070 Hickory St. - (spoke again against)

Resident (no name or address) Spoke against Cell Tower.

J. Mitchell - 7268 W. Carpenter Rd - Spoke again for Cell Tower.

Resident (no name or address) Spoke against Cell Tower.

B. Blatchford - 7182 W. Carpenter Rd - Spoke again against Cell Tower.

B. Arthurs – 7359 W. Coldwater Rd (not apposed)

Closed Public Hearing at 8:16 P.M.

TREASURER PECK MOVED, supported by Commissioner Moon to approve motion on the Special Use Permit for a Cell Tower to be located at 7235 W. Coldwater Road, Flushing, MI 48433, Parcel No. 08-24-200-036, pursuant to *Article XVIII Special Use Permits*, in agreement that the parcel will be split into two parcels and evergreens will be placed as needed around any equipment that can be seen from nearby residents.

ACTION ON MOTION ROLL CALL VOTE:

AYES: Raup, Peivandi, Moon, Peck, Lloyd and Bolin

NAYS: None ABSENT: Mills

THE MOTION CARRIED.

2. Motion on the Site Plan Review for a Cell Tower to be located at 7235 W. Coldwater Road, Flushing, MI 48433, Parcel No. 08-24-200-036, pursuant to *Article XVIIII Site Plan*.

TREASURER PECK MOVED, supported by Commissioner Moon to approve the Site Plan Review for a Cell Tower to be located at 7235 W. Coldwater Road, Flushing, MI 48433, Parcel No. 08-24-200-036, pursuant to *Article XVIIII Site Plan*.

ACTION ON MOTION ROLL CALL VOTE:

AYES: Peck, Lloyd, Bolin, Peivandi, Moon and Raup

NAYS: None ABSENT: Mills

THE MOTION CARRIED.

3. Discussion and possible motion on 2023 Planning Commission Report.

After some discussion on how nice this report was put together, the following motion was made.

COMMISSIONER RAUP MOVED, supported by Secretary Bolin to approve the 2023 Planning Commission Report

ACTION ON MOTION ROLL CALL VOTE:

AYES: Peivandi, Moon, Raup, Peck, Lloyd and Bolin

NAYS: None ABSENT: Mills

THE MOTION CARRIED.

VII. PUBLIC COMMENTS

Opened for public comments at 8:34 P.M. No comments

Closed for public comments at 8:35 P.M.

VIII. ZONING ADMINISTRATOR COMMENTS

Mr. Czyzio – Updated the commissioners on current projects in our area.

IX. COMMISSION COMMENTS

CHAIRPERSON PEIVANDI— welcomed Kyle Raup to his first meeting.

COMMISSIONER PECK – Distributed an email to the board, regarding a petition to repeal Part 8 of Public Act 233 of 2023 from the Citizens for Local Choice.

X. NEXT REGULAR SCHEDULED MEETING

MONDAY, FEBRUARY 12, 2024 AT 7:00 P.M.

XI. ADJOURNMENT

With no further business, the meeting adjourned at 8:40 P.M.

VICKI PEIVANDI, Chairperson		
	A	
AMY BOLIN, Secretary		
Date of Approval		
JEANETTTE SIZEMORE, Recording	Secretary	
And the		
	,	

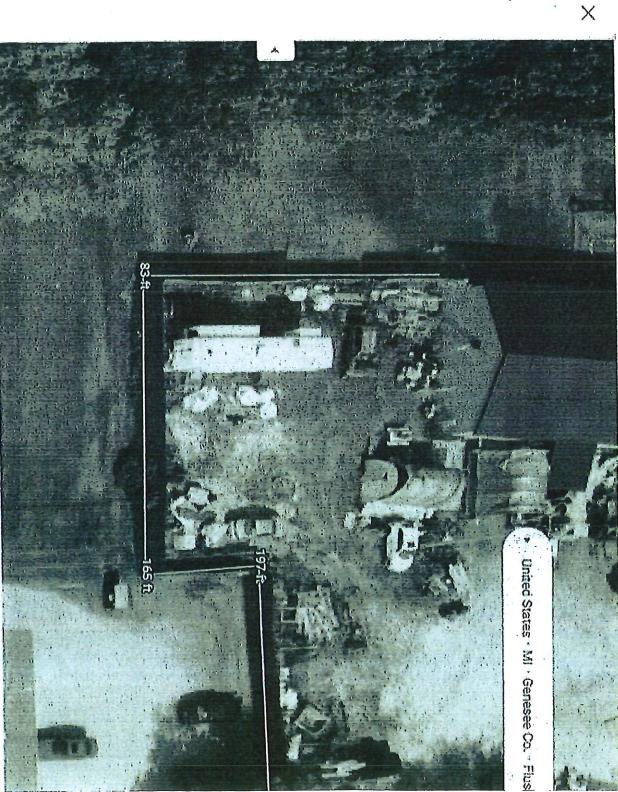
SPECIAL USE PERMIT REQUEST FORM Special Use Permit Request Case No. _____ Permit Fee: \$650.00 Date Pald: 04/15/2024 Receipt #40682 Date Notice was Published: Date of Public Hearing: 05/13/2024 Affidavit Attached: YA FLUSHING TOWNSHIP PLANNING COMMISSION SPECIAL USE PERMIT REQUEST Required Information from owner or person having Interest in requesting Planning Commission (PC) review and opinion. 1. Name of applicant/owner requesting PC review and opinion. A. Applicant Name: Justin Blaska (BD Holdings LLC) BIASKA Holdings LLC Address: 8034 N Mckinley Rd Flushing MI 48433 Phone: B. Owner of property if different than above Name: Blaska Holdings LLC Address: Phone: 2. Location of Property: Street number and name: 8034 N McKinley Rd Property tax Identification number: 0802300033 Legal description of property involved: SEE ATTACHED List deed restrictions and easements: N/A Present zoning of property: COMMERCIAL C2 3. With all requests, a site plan must be submitted (see attached site plan form)

4. Answer the following questions of the affidavit:

a,	What is the purpose of the request for a Special Use Permit? Propose to rent building/property for contractor offices/workshops either single or multi-							
	tenant to I	nclude outdoor store	age of tools. 🕻 🗅	ZAIN TILZ, STONE, WOCK Trailer				
	9							
has fully re fallure of t	ead and com the owner or	nleted the above an	nlication. It is also	hereby acknowledged that the applicant(s) understood that in case of cancellation or aring, I understand that all fees will be				
Signature	of Applicant			Signature of Owner (If different than applicant)				
				tu anno en en en el transf				
				·				
PLANNIN	ie commis	SSION:						
Th	ne Planning (Commission (PC) hav	ing reviewed the su	ıbmitted data do hereby:				
t.) APPROVE	() DISAPPROVE t	he application for ti	he following reasons:				
•				•				
If approve	ed, are there	conditions?						
		,						
Datas								
Date:				Chairperson				

N. A. C. Strategier, S. Strategier, S. Strategie	Beds N/A	Full Baths N/A	Half Baths N/A	MLS List P \$235,000	rice MLS List Date 05/15/2023	
	MLS Sq Ft 3,200	Lot Sq Ft 57,935	Yr Bullt 1987	Type MISC COM	1 SVCS	
WHER INFORMATION	Mandan Bland		Taxpayer Zip		48433	
wner Name ax Billing Address	Fondren Diane		Taxpayer Address	ZIP + 4 Code	1093	
expayer Address City & State	Flushing, MI		Owner Occupled		No	
axpayor Addiese ony a one		,				
OMMUNITY INSIGHTS						
Median Home Value	\$221,559		School District		MONTROSE COMMUNITY	SCHOO
	4/10		Family Friendly S	core	78/100	
Median Home Value Rating			Walkable Score		34/100	
olal Crime Risk Score (for the nel borhood, relative to the nation)	19 057 100				A000 747	• • • • • • •
Total Incidents (1 yr)	47		Q1 Home Price F		\$229,747 18%	
Standardized Test Rank	47/100		Last 2 Yr Home A	урргесіаіюл	10%	
· · · · · ·						
LOCATION INFORMATION			Toymahla		08N	
School District	Montrose		Township Section		! 2	• • • • • • • •
Census Tract	106.10	·····	Range		05E	
Census Block Group	48433		Flood Zone Code		X	
Property Zip Code	8801		Flood Zone Pane		26049C0151D	
Zip + 4 Property Carrier Route	R055		Flood Zone Date		09/25/2009	
Zoning ·	C-2		Within 250 Feet	of Multiple Flood Z	No	
City/Village/Yownship	Flushing Tw		one		}	• • • • • • • • • • • • • • • • • • • •
TAX INFORMATION Properly ID	08-02-300-0		Summer Tax		\$977	
Parcel ID	0802300033		Assessment Su Prior Summer T		2022	• • • • • • • •
Assessment Year	\$62,200	· · · · · · · · · · · · · · · · · · ·	Prior Year Sum		\$979	
State Equalized Value (SEV) Tax Year	2023		Prior Winter Tax		2022	
Annual Tax	\$977		Prior Year Winte	er Tax	\$2,899	
Summer Tax Year	2023		Prior Year Tax	Amount	\$3,879	
Legal Description	A POL BEG C E 300.03 SEC TH NO 983 FTT EC E 287.44 32 SEC E 30 MN 42 SEC ALSO A FC TH N 1 DO FT F TH N 1 DO FT F TH W 81.75 E 32 ET TH EC 2 18N F 8.008	N 0 DEG 30 MIN 05 SEC FT FROM SW COR OF DEG 30 MIN 05 SEC 18 89 DEG 45 MIN 42 S 8 FT TH \$ 1 DEG 17 MIN 08 6 FT HN 89 DEG 48 5 W 290.81 FT TO POB 10 LEG W 1 DEG 26 MIN FOM 8W COR OF SEC 124 MIN 100 FT TH E 81 DEG 28 MIN E 88 FT FT 11 S DEG 28 MIN W 218.78 FT TO POB 8 W 218.78 FT TO POB 8 15 EG 19 FT 08 POB 30				
Taxable Value	\$62,200				1	
ASSESSMENT & TAX						
Assessment Yoar	2023		2022		2021	
Assessed Value - Total	\$62,200		\$63,100		\$61,500	
YOY Assessed Change (\$)	-\$900		\$1,600			
YOY Assessed Change (%)	-1.43%	· · · · · · · · · · · · · · · · · · ·	2.6%			
State Equalized Value (SEV)	\$62,200					
Capped Value	\$63,368	•• •• •• •• •• ••				
Tax Year	2000		Total Tax			
2021			\$3,808			
2022			\$3,879			

create a new point. Tap to move it. Right-click (or remove it.



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Advertise

Help Feedback Sieman



RCwaterproofing |

769 E. Mt. Morris St. Mt Morris MI 48458, (810) 687-0910 FAX (810) 687-0924

RECEIVED

8034 N Mckinley Rd Flushing MI 48433

RE: Special use permit

APR 11 2024

CHARTER TOWNSHIP OF FLUSHING

Please find below synopsis of business to be conducted at above referenced address:

RC Waterproofing www.rcwaterproofing.com : Established in 1978 as a specialty waterproofing and concrete protection company. We perform the following activities:

- · Foundation waterproofing
- · Bowed wall repair
- Cracked wall repair
- Drain tile installation
- Concrete patching/repair (below grade)
- Elevator Waterproofing
- Protective coatings (industrial/commercial)

Currently, RC Waterproofing employes 9 persons, 7 of which are installers, and 2 support staff, including a sales representative. We operate 2 enclosed trailers, 5 vehicles, and various equipment (stored inside).

Lift Rite Leveling <u>www.liftriteleveling.com</u>; Established in 2020 as a sister company to RC Waterproofing, Lift Rite Leveling performs the following services:

- Concrete lifting/leveling using a high density polyurethane foam (4lb density) specifically designed for lifting concrete
- Driveway leveling/lifting
- Sidewalk leveling/lifting
- Pool deck leveling/lifting
- Patio slab leveling/lifting
- Garage floor leveling/lifting
- Void Fills
- Trip hazard removal

Lift Rite operates with (1) employee/installer and (1) enclosed trailer with vehicle

Visit us on the web: www.rcwaterproofing.com
Applicators Of The Following Premier Products
Adeka Ultra Seal- Prime Resins- Professional Products of Kansas- Xypex



769 E. Mt. Morris St, Mt Morris MI 48458, (810) 687-0910 FAX (810) 687-0924

Intent of use of property:

 Maintain permanent office location at above referenced address to operate contracting business.

Upgrades to Property

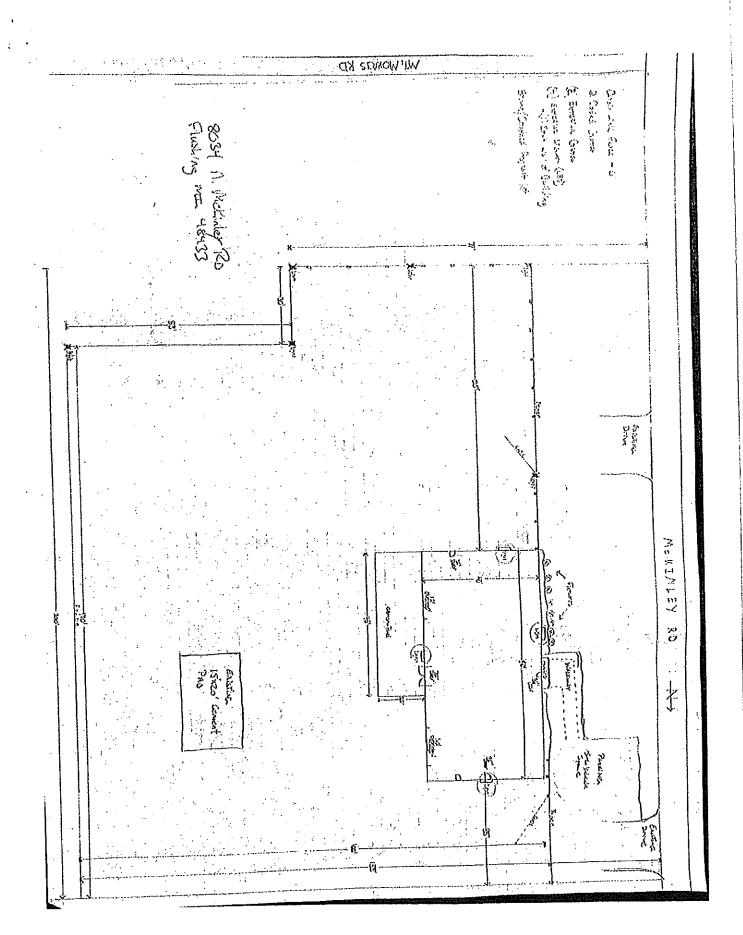
- Replacement of dilapidated wood fence with chain link fence to include privacy screen along west and south portion
- Grading of rear lot to level soil
- Exterior lights on buildings (existing LED light fixtures) consisting of (1) per side of building.
- Existing pole lights not currently functioning, however, may repair these in future for lighting security in rear of lot. Light dispersement to follow local ordinance codes.
- All items have been removed from lot (junk, scrap, etc.)

Parking:

There is approximately a 50'x50' area located on the west side of the building used for our parking. Rear lot is gated and is restricted to RC Waterproofing/Lift Rite Leveling use only. Office to be considered private and not available to the public as we do not keep regular office hours.

Traffic:

Limited traffic in the morning with approx. 4-5 work vehicles arriving around 7am to load and mobilize for day. Employee vehicles to be parked in rear of lot. Office is generally closed at 5pm. Periodic deliveries via box truck access via main gate on Mckinley Rd and can exit second gate.



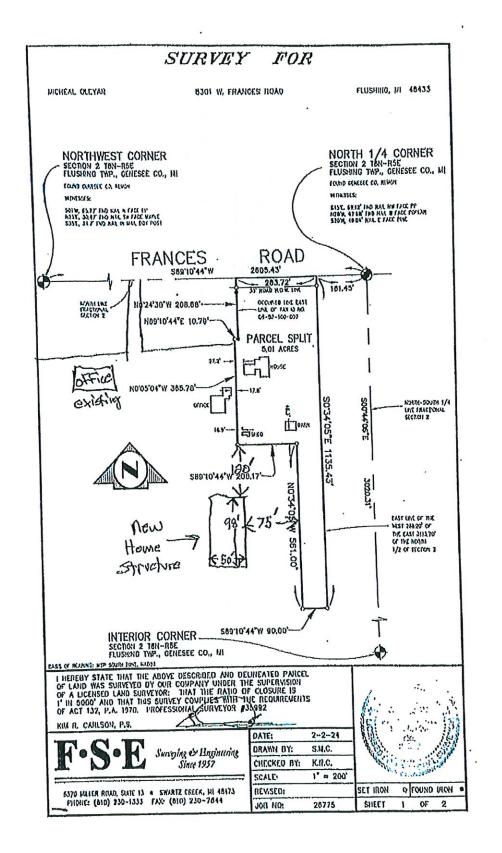


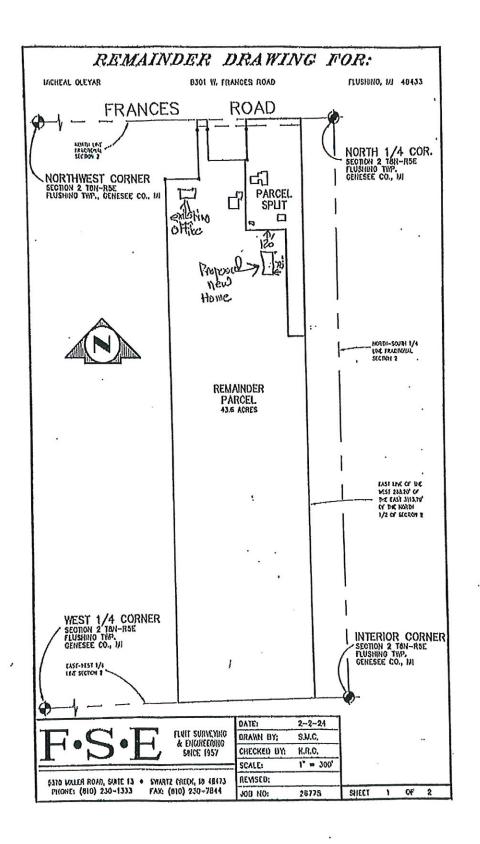
APR 11 2024

CHARTER TOWNSHIP OF FLUSHING

SPECIAL USE PERMIT REQUEST FORM

Special Use Permit Request Cas No
FLUSHING TOWNSHIP PLANNING COMMISSION SPECIAL USE PERMIT REQUEST
Required information from owner or person having interest in requesting Planning Commission
(PC) review and opinion.
1. Name of applicant/owner requesting PC review and opinion A. Applicant Name: Michael Olegat Address: まるし 行みなどと (記) Phone: B. Owner of property (if different than above) Name:
Address:
2. Location of Property Street number and name: Street number and name: Street number: OB OD - 100 - 016 Legal description of property involved:
List deed restrictions and easements:
Present zoning of property: Revision of Present zoning of property:
3. With all requests, a site plan must be submitted (se attached stie plan form)
4. Answer the following questions of the affidavit:



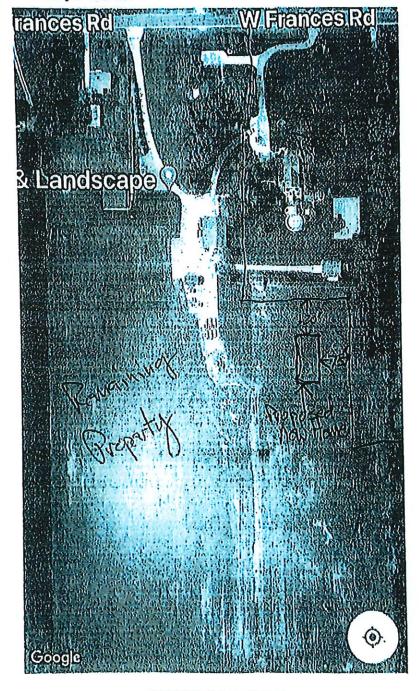


11,47,01501



Q 8301 frances rd 48433

0.0 m 0.0 km 0.0 ft 0.0 yd 0.0 mi



REMAINDER DESCRIPTION FOR:

MICHEAL CLEYAR

8301 W. FRANCES ROAD

FLUSHINO, KI 48433

REMAINDER DESCRIPTION:

A parcel of land baginning S 89'22' W, 3113.70 feet from the East 1/4 Carner of Section 2, 78N, RSE, thence N 00'45' E, 3025.96 fast; thence N 89'43' W, 680 feet; thence S 00'34' W, 3033 fast; thence N 89'22' E, 670.3 feet to the place of baginning, except the West 416 feet of the North 303 fast theraof and also except the West 231 feet theraof in even width, and also except one square acre located in the Northeast corner theraof; and

The West 288.20 feet of the East 3113.70 feet of the North 1/2 of Section 2, IBN, R5E.

Excepting therefrom that part described as; beginning at a point on the North line of Fractional Section 2 that is S 69'10'44" W, 181.45 feet from the North 1/4 Comer of Fractional Saction 2, thence S 00'34'05" E, 1135.43 feet along the East line of the West 288.20 feet of the East 3113.70 feet of the North 1/2 of sold Fractional Section 2; thence S 69'10'44" W, 90.00 feet; thence N 00'03'05" W, 581.00 feet; thence S 89'10'44" W, 208.17 feet; thence N 00'05'04" W, 365.78 feet; thence N 89'10'44" E, 10.79 feet; thence N 00'024'30" W, 208.68 feet to the North line of sold Fractional Section 2; thence N 69'10'44" E, 283.72 feet along North line of sold Fractional Section 2 to the point of beginning.

Containing 43.6 acres more or less,

NOTE: DESCRIPTION YRITTEN FROM AVAILABLE OFFICE RECORDS ONLY, NO FIELD SURVEY PERFORMED.

F·S·E

FURAL SURVEYING & DICHLERING SINCE 1957 DATE: 2-7-24
DITAHN BY: 5 M.C.
CHECKED BY: K.R C.
SCALE:
REMSED:

5370 MILLIA ROAD, SUITE 13 • SWAPLY CALCK, UN (6413 PRICTIE: (810) 230-1333 FAX: (810) 230-7844

JOI) NO: 28775 SHEET 1 O

7.12.4

MULINIA

