



CITY OF BURTON

BURTON LEGISLATIVE COMMITTEE MEETING

NOVEMBER 9, 2017

AGENDA

Council Chambers

Regular Meeting

5:30 PM

**4303 S. CENTER ROAD
BURTON, MI 48519**

A. CALL TO ORDER

B. STAFF PRESENT

C. APPROVAL OF MINUTES

1. Legislative Committee - Regular Meeting - May 1, 2017 6:00 PM

D. AUDIENCE PARTICIPATION

Now is the time set-aside for members of the audience to address the Burton Legislative Committee. I would ask each individual to give their name and address for the record and to limit their comments to three (3) minutes and to speak on the topics germane to City business.

E. COUNCIL DISCUSSION AND POSSIBLE RECOMMENDATIONS ON THE FOLLOWING ITEMS:

1. Discussion and Recommendation on Sign Ordinance
2. Discussion and Recommendations regarding Wireless Communications Facilities Ordinance
3. Discussion and Recommendations regarding Civil Rights Ordinance
4. Discussion and Recommendations regarding Flag Ordinance



CITY OF BURTON
BURTON LEGISLATIVE COMMITTEE MEETING
MAY 1, 2017
MINUTES

Council Chambers

Regular Meeting

6:00 PM

4303 S. CENTER ROAD
BURTON, MI 48519

This meeting was opened by Chairman Duane Haskins at 6:00 PM.

A. CALL TO ORDER

Attendee Name	Title	Status	Arrived
Tom Martinbianco	Councilman	Present	
Duane Haskins	Chairman	Present	
Dennis O'Keefe	Councilman	Present	

B. STAFF PRESENT

Paula Zelenko, Mayor	Rik Hayman, Chief of Staff
Bob Slattery, DPW Director	Marvin Epperson, Fire Chief
Teresa Karsney, Clerk	Michael Odette, Lieutenant

C. AUDIENCE PARTICIPATION

The Committee received comments from the following citizens:

Deb Walton of Burton - Problem with panhandlers at S. Grand Traverser and I-475. They are drunk, using restroom in public.

Lisa Williams of Burton - Panhandlers walk down their street and vomit in our lawns, passout on our porches and are approaching residents in their driveways.

D. COUNCIL DISCUSSION ON THE FOLLOWING ITEMS.

Mr. Haskins stated the first six are ordinances we already have, these are just updates to them.

1. Discussion and possible action on Minor in Possession Ordinance Amendment.

Attorney Doyle stated that the ordinance amendment is necessary because as of January 1, 2018, the act of being a minor in possession of alcohol will no longer be a misdemeanor. The legislature has passed a law making that activity a civil infraction. We will be able to enforce the criminal ordinance until that time.

Mr. Haskins asked why we would be reducing this from a misdemeanor to a civil infraction.

Attorney Doyle stated because the State of Michigan has changed the law and it will take effect on January 1, 2018

Motion to recommend to full council at the next City Council meeting on May 15, 2017.

Minutes Acceptance: Minutes of May 1, 2017 6:00 PM (APPROVAL OF MINUTES)

RESULT:	RECOMMENDED [UNANIMOUS]	Next: 5/15/2017 7:00 PM
MOVER:	Dennis O'Keefe, Councilman	
SECONDER:	Tom Martinbianco, Councilman	
AYES:	Martinbianco, Haskins, O'Keefe	

2. Discussion and possible action on Contributing to Delinquency of a Minor Ordinance Amendment.

Attorney Doyle stated that after prosecuting this offense for a few years, my office and the police department have determined that it will be more effective if amended to encompass the crimes and offenders we are intending. Currently, a person is only in violation of Section (A) of the ordinance if the juvenile because "delinquent so as to come or tend to come under the jurisdiction of the family division of the Circuit Court."

Mr. Martinbianco asked how many have you prosecuted in the last year.

Attorney Doyle stated two or three. It adds a definition for delinquent minor.

Motion to recommend to the full council at the next City Council meeting on May 15, 2017.

RESULT:	RECOMMENDED [2 TO 1]	Next: 5/15/2017 7:00 PM
MOVER:	Dennis O'Keefe, Councilman	
SECONDER:	Duane Haskins, Chairman	
AYES:	Haskins, O'Keefe	
NAYS:	Martinbianco	

3. Discussion and possible action on Criminal Penalties Ordinance Amendment.

Attorney Doyle stated that the Home Rule City act allows for departure from Charter, which mandates a 90 day jail cap to a 93 day penalty where a corresponding state statute exists. The clerks of the courts have also requested this change to help simplify the process and to be sure the court can properly order fingerprints. Additionally, retail frauds in particular were being written as both 90 and 93 day misdemeanors. The court was having difficulty processing these as the City does not have a 93 day retail fraud ordinance. The amendment provides some uniformity to the process.

Mr. O'Keefe stated he likes the addition of the fingerprint process. He feels this will bring real value to help cut down on crimes in the City of Burton.

Mr. Martinbianco said he does not agree with going to a 93 day and them getting fingerprinted.

Mr. Haskins said that the harder we make it on criminals in Burton the more the business will like it. he feels businesses would like this. Criminals are not that honest, when they have no ID on them this is a good way to identify them.

Motion to recommend to full council at the next City Council meeting on May 15,

2017.

RESULT:	RECOMMENDED [UNANIMOUS] Next: 5/15/2017 7:00 PM
MOVER:	Dennis O'Keefe, Councilman
SECONDER:	Tom Martinbianco, Councilman
AYES:	Martinbianco, Haskins, O'Keefe

4. Discussion and possible action on Drug Paraphernalia Ordinance Amendment.

Attorney Doyle said this came to my attention when prosecuting a possession of drug paraphernalia matter. The City's current ordinance defines drug paraphernalia but does not prohibit the possession of the same. The ordinance prohibits the sale, display for sale or marketing of drug paraphernalia but stops there. The proposed amendment simply amends section (A) to state that possession and use are unlawful.

Mr. Martinbianco is opposed to it. This is going to cut down on sales from a lot of party stores in Burton.

Attorney Doyle stated it is when used unlawfully.

Motion to recommend to full council at the next City Council meeting on May 15, 2017.

RESULT:	RECOMMENDED [UNANIMOUS] Next: 5/15/2017 7:00 PM
MOVER:	Dennis O'Keefe, Councilman
SECONDER:	Tom Martinbianco, Councilman
AYES:	Martinbianco, Haskins, O'Keefe

5. Discussion and possible action on Sign Ordinance.

Amanda Doyle stated that Amber Abbey and I have prepared a draft of the Sign Ordinance in an attempt to create a content neutral sign ordinance conforming with Reed v Arizona, a US Supreme Court opinion.

Motion to table the Sign Ordinance until they can get some more information.

RESULT:	TABLED [UNANIMOUS]
MOVER:	Tom Martinbianco, Dennis O'Keefe
AYES:	Martinbianco, Haskins, O'Keefe

6. Discussion and possible action on Deposits Ordinance.

Attorney Doyle stated that when we got the new audit firm they were questioning this fund was going and what is the mechanism to return these funds. A written procedure has accomplished how to refund the deposits but your ordinances are necessary to finalize this issue.

Before passing the ordinance council needs to determine who the designee is. The Mayor suggested the Treasurer.

Motion to recommend to full council at the next City Council meeting on May 15, 2017 and let the full council determine who the designee will be.

RESULT:	RECOMMENDED [UNANIMOUS] Next: 5/15/2017 7:00 PM
MOVER:	Dennis O'Keefe, Councilman
SECONDER:	Tom Martinbianco, Councilman
AYES:	Martinbianco, Haskins, O'Keefe

7. Discussion and possible action on Panhandling Ordinance (enforcement of current disorderly ordinance v. solicitation ordinance).

Attorney Doyle stated at the instruction of Council and because of the concern of residents of the City and Council, I have prepared three versions of a panhandling ordinance for your review.

Version 1 simply prohibits panhandling and any form of solicitation in the City of Burton. As you know, this would not only include the panhandlers but also any other charitable organization.

Version 2 permits begging or soliciting money except in certain locations and manners. This does not resolve the issue of the panhandlers on the exit/entrance ramps unless they are acting in a manner prohibited under section (C) or (D) of this version.

Version 3 requires a permit to solicit donations of any kind. It will be up to the City to determine the requirements necessary to secure a permit and the details of same.

Attorney Doyle read aloud the definition of Disorderly person.

Mr. Haskins stated that after listening to the disorderly person definition that it does address the panhandling issue in Burton and our attorney has no problem prosecuting if this is violated.

Attorney Doyle stated we cannot have selective enforcement of this ordinance.

Council discussed that there are two types of panhandler; the ones that do this for a living and the one that are really in need.

Lieutenant Odette stated the Police Department is willing to do whatever the Council decides. He has concerns about the current Ordinance Section 10 A & B. Many times these people are not on the sidewalks or on the roadway. They are standing between the sidewalks and curb. They have paths wore in the grass. It stated that the person has to be obstructing traffic in the road way. The police department thinks there should be permits that these people can apply for.

Mr. O'Keefe gave the history and how we came up the with disorderly person ordinance. He feels the permit way may be the best way.

Mr. Haskins agrees with Mr. O'Keefe that the permit system might be best.

Motion to table the Panhandling Ordinance until they can get some more information.

RESULT:	TABLED [UNANIMOUS]
MOVER:	Tom Martinbianco, Councilman
SECONDER:	Dennis O'Keefe, Councilman
AYES:	Martinbianco, Haskins, O'Keefe

8. Discussion and possible action on Fire Department Policy/Promotion of City Businesses.

Motion to recommend to full council at the next City Council meeting on May 15, 2017.

RESULT:	RECOMMENDED [UNANIMOUS] Next: 5/15/2017 7:00 PM
MOVER:	Tom Martinbianco, Councilman
SECONDER:	Dennis O'Keefe, Councilman
AYES:	Martinbianco, Haskins, O'Keefe

Meeting was adjourned at 7:17 PM.

Minutes Acceptance: Minutes of May 1, 2017 6:00 PM (APPROVAL OF MINUTES)



Burton Legislative Committee
4303 S. Center Rd.
Burton, MI 48519

Meeting: 11/09/17 05:30 PM
Department: Legislative Committee
Category: Discussion
Prepared By: Teresa M. Karsney
Department Head: Rik Hayman

E.1

SCHEDULED

AGENDA ITEM (ID # 3330)

DOC ID: 3330

Discussion and Recommendation on Sign Ordinance

ATTACHMENTS:

- sign ordinance (PDF)

AMANDA N. DOYLE, Attorney at Law

702 CHURCH STREET, FLINT, MI 48502

(810) 767-6860 FAX (810) 767-2817

amandadoylelaw@gmail.com

June 22, 2017

City of Burton
Legislative Committee Members
VIA EMAIL ONLY
Chairman Duane Haskins
Member Dennis O'Keefe
Member Thomas Martinbianco

RE: FOLLOW UP TO SIGN ORDINANCE DISCUSSION

Dear Legislative Committee,

I have reviewed the proposed sign ordinance keeping in mind the issues and points addressed during Monday's City Council meeting.

I have attached the sign ordinance herein for your review and comment. Below is a brief review of the ordinance, please note, I have made 2 changes. First is the correction of typos which refer to section 153.06(5), that section has been properly marked as section 153.06(E). Second, and substantively, I added section 153.06(A) to the list of sections for sign removal and civil infraction penalties in the violation sections 153.09(A) and 153.09(C).

To begin, in response to *Reed v. Arizona*, which stated that sign ordinances cannot treat signs differently based on their content, we have attempted to create a content neutral ordinance. This ordinance, to be in compliance with *Reed v. Arizona*, cannot distinguish between political, ideological, or temporary directional signs related to qualifying events, among others, by providing different restrictions on size, location, or duration based on the category.

Chairman Haskins inquired as to the definition of "property" for purposes of violations and enforcement, i.e. whether "property" meant owner of the land or owner of the sign at issue. With regard to temporary (campaign, advertisements, garage sales, church marketing) signs, the responsible party is the owner of the land. Section 153.09(D) states: "... the City shall notify the individual, corporation or other entity owning the property at which the sign is placed..."

Attachment: sign ordinance (3330 : Sign Ordinance)

In the case of violations in commercial and industrial districts, sections 153.06(E), 153.07(A)(9), and 153.07(A)(10) (placement of signs on utility poles, sandwich board setbacks, and temporary signs, banners, inflatable signs), those violating signs are subject to immediate confiscation and/or notice to the sign owner (not the property owner) with removal and civil penalties if the violation is not cured.

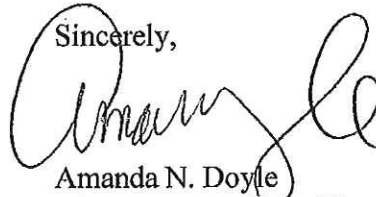
I do not believe the Clerk's mandate regarding proper removal of campaign signs is in any way contradicted in this ordinance. The section that would address removal of campaign signs is Section 153.09(D) which simply states that the City shall notify the owner of the property of the violation and if not cured the owner may be subject to civil penalties and/or confiscation of the sign by "the City of Burton." If required, the Clerk can serve this removal function.

Also note, regarding the concern of holding a property owner responsible, if the sign is there without permission of the owner, pursuant to 153.09(A) and (C), the owner of the improperly placed sign is liable, not the property owner. Therefore, if a campaign sign is left in excess of the prescribed duration, the argument is now that the property owner has ceased to permit that sign on his or her property and the sign owner, not the property owner, may be held liable.

Finally, the amount of calendar days in which a temporary sign (political, event, directional, etc.) may be displayed is a decision to be made by Council. As I have stated though, this duration is applicable to all temporary signs, not just campaign signs. If this council wishes to restrict campaign signs in a particular manner, all temporary signs must be restricted in the same manner. For example, temporary signs could be regulated as follows: "No temporary sign shall be erected, constructed, or maintained for more than 30/45/60 days immediately preceding the function, event, or the completion of purpose for which it is placed. Notwithstanding the above restriction, in no event shall the sign be erected, constructed, or maintained for more than a total of 60/90 days in any calendar year." I have not made that change to the ordinance but am awaiting your instruction.

I hope this answers the questions and concerns identified at the Council meeting to your satisfaction. As always, please feel free to contact me directly.

Sincerely,



Amanda N. Doyle
City Attorney, City of Burton

AND/st
Enclosure

Attachment: sign ordinance (3330 : Sign Ordinance)

CITY OF BURTON
GENESEE COUNTY, MICHIGAN

ORDINANCE NO. 2017- -153

AN ORDINANCE TO REPEAL CHAPTER 153, THE CITY OF BURTON SIGN ORDINANCE, AND TO REPLACE IT WITH A NEW CHAPTER 153, WHICH SHALL REGULATE SIGNS WITHIN THE CITY OF BURTON AND WHICH PROVIDES FOR THE PENALTY FOR THE VIOLATION THEREOF

THE CITY OF BURTON ORDAINS:

SECTION I

Chapter 153 of the Code of ordinances of the City of Burton shall be and is hereby repealed and is replaced with the following:

§ 153.01 PURPOSE.

This Chapter is intended to:

- (A) Enhance and protect the physical appearance of the City of Burton.
- (B) Promote and maintain visually attractive, residential, commercial and industrial areas.
- (C) Promote the economic well-being of the community by creating a favorable physical image.
- (D) Ensure that signs are located and designed to:
 - (1) Provide an effective means of way-finding in the community;
 - (2) Afford the community an equal and fair way to advertise and promote its products and services;
 - (3) Reduce sign clutter and the distractions and confusion that may be contributing factors in traffic congestion and accidents, and maintain a safe and orderly pedestrian and vehicular environment;
 - (4) Minimize the disruption of the scenic views which when maintained protect important community values; and
 - (5) Afford businesses, individuals, and institutions a reasonable opportunity to use signs as an effective means of communication.

(E) Provide review procedures that assure that signs are consistent with the City's objectives and within the City's capacity to efficiently administer the regulations.

(F) Prohibit all signs not expressly permitted by this Chapter.

§ 153.02 SUBSTITUTION CLAUSE.

A protected noncommercial message of any type may be substituted, in whole or in part, for the message displayed on any sign for which the sign structure or mounting device is legal without consideration of message content. This provision applies to all signs, including outdoor general advertising devices (billboards), allowed under this ordinance. Such substitution of message may be made without any additional approval, permitting, registration or notice to the City.

§ 153.03 DEFINITIONS.

BANNER. Sign intended to be hung, displayed, or mounted in the ground either with or without frames, possessing characters, letters, illustrations or ornamentations applied to paper, plastic, vinyl or fabric of any kind. Banners shall be considered to be temporary signs under the terms of this Chapter and, where applicable, subject to the regulations thereof.

BILLBOARD. A sign advertising products not made, sold, used, or served on the premise displaying the sign or that conveys an informational or noncommercial message.

COMMERCIAL SIGN. A sign which identifies, advertises, or directs attention to a business or is intended to induce a purchase of a good, property, or service, including, without limitation, any sign naming a brand of good or service and any sign which is not a noncommercial sign.

ELECTRONIC SIGN. A sign that is capable of displaying words, symbols, figures or images and that can be electronically or mechanically changed by remote or automatic means.

NAME PLATE. A building sign not exceeding two (2) square feet indicating the street number, name of the person, business, profession or activity occupying the lot, building or part thereof; or other information pertaining to the use on the lot.

NONCOMMERCIAL SIGN. A sign which in no way identifies, advertises, or directs attention to a business or is intended to induce a purchase of a good, property, or service, or portrays or symbolizes a good, property, or service, especially, but, without limitation, a brand or trade name, an identifiable container shape, or a trademark.

SIGN. A visual communication display, object, device, graphic, structure or part, situated outdoors, or attached to, painted on or displayed from a building or structure, in order to direct or attract attention to, or to announce or promote, an object, product, place, activity, person, institution, organization or business or the like, by means of letters, words, model, banner, flag, pennant, insignia, device, designs, colors, symbols, fixtures, images, illuminations or representation used as, or which is in the nature of, an announcement, direction or advertisement.

SIGN, BUILDING. A sign, or any portion thereof, erected, constructed or affixed to the roof, wall of building, awning or window, whether the principal support for the sign is on the roof, wall, window, or any other structural element of the building.

SIGN, FREESTANDING. A sign, or any portion thereof, erected, constructed or projecting upon a parcel of land which includes a sign structure permanently installed in the ground.

SIGN, INFLATABLE. An inflatable shape or figure designed or used to attract attention to a business event or location. Inflatable promotional devices shall be considered to be temporary signs under the terms of this Chapter and, where applicable, subject to the regulations thereof.

SIGN, TEMPORARY. A sign that is designed to be used only temporarily and is not intended to be permanently attached to a building wall or sign structure or permanently installed in the ground.

§ 153.04 EXEMPTIONS FROM REGULATIONS.

The following signs are permitted in all zoning districts and are exempt from regulations:

- (A) Signs placed, constructed, erected or displayed by any entity of federal, state, or local government, or signs required to be placed, constructed, erected or displayed by such entity(ies), including but not limited to public notice signs and any sign which conforms or is required by law to conform to the Manual of Uniform Traffic Control Devices.
- (B) Signs placed, constructed or erected on any parcel of property or right-of way owned or maintained by any entity of federal, state, or local government.
- (C) Traffic control signs and other signs related to public safety that the City installs or requires to be installed.

§ 153.05 EXEMPTIONS FROM PERMITS.

The following signs are permitted in all zoning districts and are exempt from the permit requirements of this section, but shall in all other respects comply with the requirements of this code unless expressed below:

- (A) A sign not exceeding sixteen square feet on property in which construction work is being done to warn of danger or hazardous conditions. Such sign is also exempt from the setback, limitation on number of freestanding signs, and total sign area regulations of this section.
- (B) A work of art that in no way identifies or advertises a product, service, or business or impedes traffic safety.

(C) A private traffic directional signs within a property that does not exceed three square feet per face in area and six feet in height, does not contain any advertising or trade name identification, and is not illuminated, internally illuminated, or indirectly illuminated.

(D) Signs that are not visible from abutting property or public rights of way.

§ 153.06 GENERAL RESTRICTIONS AND REQUIREMENTS.

(A) No sign shall be erected, constructed, or maintained within the City without obtaining the prior permission of the owner or the person in possession of the property upon which it is placed.

(B) A sign permit shall be required for the erection, construction, or alteration of any sign, except as provided in 153.05, and all such signs shall be approved by the Zoning Administrator or their designee as to compliance with the requirements of the zoning district wherein the sign or signs are to be located and the requirements of this section.

(C) No sign shall be erected at the intersection of any streets in such a manner as to obstruct free and clear vision or at any location where, by reason of the position, shape, or color, it may interfere with, obstruct the view of, or be confused with any authorized traffic sign, signal, or device or in such a manner as to interfere with, mislead, or confuse traffic. Nor shall any sign, signal, marking, or device be placed, erected, or operated in such a manner as to interfere with the necessary free and unobstructed view of vehicular or pedestrian traffic.

(D) Unless otherwise specifically provided in this ordinance, no sign, except those placed and maintained by the City, County, or State, shall be erected or placed in the public right-of-way, nor be allowed to project further than 15 inches into the public right-of-way without special approval from the DPW Director or his designee based on the following conditions:

- (1) The lower edge thereof is 10 feet or more above the ground level;
- (2) That a sign shall not extend over any part of the public right-of-way used for vehicular traffic;
- (3) Existing utilities and/or existing structures; and
- (4) Setback or lot line requirements.

(E) No light pole, utility pole, telephone pole or other similar type structure shall be used for the placement of any sign.

(F) Signs must be maintained so as not to endanger life, property, or be in a state of disrepair in the opinion of the Code Enforcement Officer or Building Inspector. Any sign which, through lack of maintenance or type of construction or otherwise, imperils life or

property, or leaves any portion of the sign exposed to weather when typically would be covered, shall be deemed a nuisance.

§ 153.07 COMMERCIAL SIGNS.

(A) General Provisions in all Commercial and Industrial Districts

- (1) Not more than 1 freestanding sign may be erected accessory to any single building, structure, or shopping center regardless of the number of separate parties, tenants, or uses contained therein; provided, however, when any single building, structure, or shopping center is located on a parcel of land that abuts on 2 or more streets, it may have 2 freestanding signs.
- (2) No freestanding accessory signs shall have a surface area exceeding 0.5 square foot for each lineal foot of street frontage. No freestanding accessory sign shall exceed 300 square feet total surface area. No business shall be required by this ordinance to have an accessory sign smaller than 100 square feet. All freestanding signs shall be placed on the same parcel of property as the building or use to which they are accessory; except that billboard freestanding signs shall be permitted only in the industrial districts as noted in subsection (B)(2) of this section.
- (3) The total surface area of all signs erected on any single building or structure shall not exceed 2 square feet for each lineal foot of building frontage, with a maximum permitted surface area of 200 square feet. Building frontage is defined as the front of the principal structure of the building only, and does not include any side walls, roof lines, or other measurements. For uses located in an approved multiple tenant space, the frontage shall be that as defined as the frontage of the unit in which is intended to occupy.
- (4) There shall be no flashing, electronic, oscillating, or intermittent type of illuminated sign or display within 100 feet of any residential district or use, except that those signs shall be permitted adjacent to a residential district when mounted along the face of a building which does not face the residential district, or when the signs face is perpendicular to the residential district or use.
- (5) All illuminated signs shall be so arranged to prevent glare into residential districts.
- (6) All spotlights shall be diffused or shielded to not shine on other properties.
- (7) No sign, unless otherwise permitted, shall exceed the maximum height limitations of the zoning district in which it is located.

- (8) No ground-mounted or free standing sign above a height of 2 feet from the established street grade shall be permitted within the triangular area formed at the intersection of any street right-of-way lines by a straight line drawn between the right-of-way lines at a distance along each line of 25 feet from their point of intersection.
- (9) One "A" frame or sandwich board type sign not exceeding 42 inches in height may be placed in front of a business, provided that such sign shall be set back not closer than 10 feet from any public road, street or right-of-way, and further provided that the sign shall be removed during non-business hours.
- (10) Unless otherwise approved by the Zoning Board of Appeals, temporary signs, banners, or inflatable signs shall not be allowed.

(B) Industrial Districts are permitted as follows:

- (1) No sign so permitted shall be located nearer to the front lot line than $\frac{1}{2}$ the required front setback nor nearer the side lot line than the required side yard setback; and
- (2) Billboard type freestanding signs (off-site advertising), provided that:
 - a. Maximum size be 300 square feet per face, with a limit of 2 faces;
 - b. Maximum height be 25 feet;
 - c. Located not closer than 50 feet of any public right-of-way or nearer than 660 feet to any interstate freeway;
 - d. Have a 10-foot unobstructed clearance from surrounding grade of land and bottom of sign;
 - e. Be no closer than 500 feet to any other non-accessory sign on either side of the street or freeway;
 - f. Not be located on any residentially used or zoned parcel or nearer than 200 feet to any residence even if zoned M-1 or M-2 or 200 feet from any residentially zoned district;
 - g. Must not obstruct view of other existing signs nearby;
 - h. A drawing with specifications approved by a state registered engineer or architect is filed with the Building Inspector for review and approval prior to any construction;

- i. The despoiling of natural features, including trees, vegetation, water, land forms, and scenic views be avoided whenever possible;
- j. All non-accessory signs be approved by the Board of Zoning Appeals in an M-1 or M-2 district after public hearing and determination that the above provisions in subsections(B)(2)(a) - (B)(2)(i) have been met; and
- k. An administrative approval subject to §157.092, site plan review.

(C) Multiple Family Districts are permitted as follows:

- (1) 1 ground or wall sign indicating the name of the multiple housing development in addition to individual dwelling name plates. These signs shall not exceed 64 square feet in area.
- (2) No sign shall be illuminated by other than continuous indirect white light nor shall contain any visible moving parts.

(D) Residential Districts are permitted as follows:

- (1) For permitted principal uses other than dwellings (home occupations approved in §157.100) and for permitted uses after special approval, 1 bulletin or announcement board not exceeding 32 square feet in area.
- (2) No sign so permitted shall be located nearer to the front lot line than $\frac{1}{2}$ the required front yard setback nor nearer the side lot line than the required side yard setback.

§ 153.08 NONCOMMERCIAL SIGNS.

(A) Residential Districts & Multi-family Districts. Noncommercial signs in residential and multi-family districts are regulated as follows:

(1) Temporary signs

- a. No temporary sign shall be erected, constructed, or maintained for more than 30/90/180/# days within a calendar year;
- b. No such sign erected or maintained on private property immediately adjacent to a state highway or a city major street shall be larger than 16 square feet or which shall exceed a height of 6 feet above the grade at the base of the sign;
- c. No such sign erected or maintained on private property on a city local street, or private drive as designated for the purpose of Act 51 of the State

of Michigan shall be larger than 6 square feet nor shall it exceed a height of 3 feet above the grade at the base of the sign.

- (2) For each dwelling unit, 1 name plate sign displaying the street name and number and name of occupant, not exceeding 2 square foot in area is permitted;
 - (3) In the multiple-family districts, 1 ground or wall sign indicating the name of the multiple housing development in addition to individual dwelling name plates are permitted provided that these signs shall not exceed 64 square feet in area; and
 - (4) No sign shall be illuminated by other than continuous indirect white light nor shall contain any visible moving parts.
- (B) Commercial and Industrial Districts. Noncommercial signs in commercial and industrial districts are regulated as follows:
- (1) No temporary sign shall be erected, constructed, or maintained for more than 30/90/180/# days within a calendar year.
 - (2) A temporary signs erected or maintained on private property immediately adjacent to a state highway, a city major street within the city shall be no larger than 16 square feet nor shall it exceed a height of 6 feet above the grade at the base of the sign;
 - (3) For each unit, 1 name plate sign displaying the street name and number and name of occupant, not exceeding 2 square foot in area; and
 - (4) No sign shall be illuminated by other than continuous indirect white light nor shall contain any visible moving parts.

§ 153.09 VIOLATIONS.

- (A) Any sign that is found to be in violation of §153.06(A), §153.06(E), §153.07(A)(9), and §153.07(A)(10) may be subject to the immediate confiscation, removal and destruction by the City of Burton.
- (B) In the case of commercial advertising signs found to violate §153.06(E), §153.07(A)(9), and §153.07(A)(10), rather than immediately confiscating, removing and destroying a non-conforming sign, the city may, at its option, elect to notify the individual, corporation or other entity advertising its goods or services by first class mail at any address displayed on the sign that the sign is in violation of this ordinance and that in the event the sign is not removed within 5 business days of the date of the mailing of the notice, the individual, corporation or other entity shall be charged with a municipal civil infraction and shall be subject to such fines and costs as set forth in the City of Burton Code of Ordinances, §131.05, Civil Infraction Penalties.

(C) In the event a sign found to be in violation of §153.06(A), §153.06(E), §153.07(A)(9), or §153.07(A)(10) shall not set forth the address or any business or individual, but shall display a telephone number, the city may elect to place a telephone call to the number displayed and notify any individual who answers such a telephone call, or leave a recording on any recording device, that the sign must be removed within 5 business days of the telephone notification, and that the failure to remove the sign within that time shall result in the issuance of a civil infraction citation.

(D) In the event of a violation of any other section of this ordinance, the City shall notify the individual, corporation or other entity owning the property at which the sign is placed by first class mail, at the address on record with the Assessors office, that the sign is in violation of this ordinance and that in the event the sign is not removed, repaired, or brought into compliance of this ordinance within 10 business days of the date of the mailing of the notice, the individual, corporation or other entity shall be charged with a municipal civil infraction and shall be subject to such fines and costs as set forth in the City of Burton Code of Ordinances, §131.05, Civil Infraction Penalties and/or subject to immediate confiscation, removal and destruction by the City of Burton, in which all costs will be charged to the property owner.

§ 153.10 APPEALS.

Any appeal to this Ordinance shall be heard and action taken by the Zoning Board of Appeals as outlined in §157.151 through §157.155.

§ 153.11 SEVERABILITY

If any section, sentence, clause, or phrase of the Ordinance is for any reason held to be invalid or unconstitutional by a decision of any Court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance.

SECTION II

All other provisions of this Chapter shall be and are hereby ratified.

SECTION III

The violation of the terms of this Ordinance shall be a municipal civil infraction.

SECTION IV

This Ordinance, or a synopsis thereof, shall be published in a newspaper of general circulation within the City of Burton, Genesee County, Michigan, and shall become effective 30 days after publication.

SECTION V

Version 1.2 (6/21/17)
Page 9 of 10

A copy of this Ordinance may be inspected at the City Hall, 4303 S. Center Road, Burton, Michigan, during regular business hours.

CITY OF BURTON,

By: PAULA ZELENKO, MAYOR

By: TERESA KARSNEY, CLERK

Ordinance introduced on:
Second Reading:
Publication date:
Effective date:

Attachment: sign ordinance (3330 : Sign Ordinance)



Burton Legislative Committee
4303 S. Center Rd.
Burton, MI 48519

SCHEDULED

AGENDA ITEM (ID # 3331)

Meeting: 11/09/17 05:30 PM
Department: Mayor's Office
Category: Discussion
Prepared By: Rik Hayman
Department Head: Rik Hayman

E.2

DOC ID: 3331

Discussion and Recommendations regarding Wireless Communications Facilities Ordinance

ATTACHMENTS:

- Wireless Communications Facilities Ordinance (PDF)

CITY OF BURTON
GENESEE COUNTY, MICHIGAN

ORDINANCE NO. 2017- -152

AN ORDINANCE TO ADD TO CHAPTER 152, THE
WIRELESS COMMUNICATION FACILITIES
ORDINANCE, OF THE CODE OF ORDINANCES OF
THE CITY OF BURTON TO REGULATE
DISTRIBUTED ANTENNA SYSTEMS/ SMALL CELL
WIRELESS FACILITIES LOCATED IN THE CITY
ROAD RIGHT OF WAY

THE CITY OF BURTON ORDAINS:

SECTION I

Section 152.02 of Chapter 152 of the Code of Ordinances of the City of Burton shall be amended by the addition of the following:

§152.02 DEFINITIONS.

DISTRIBUTED ANTENNA SYSTEMS (DAS)/ SMALL CELL WIRELESS FACILITIES.

Structures, antennas and associated equipment installed and/or operated for the provision of telecommunication or wireless services, including without limitation, antennas, supporting structures for antennas, poles, equipment shelters or houses, and any ancillary equipment.

SECTION II

Section 152.13 of Chapter 152 of the Code of Ordinances of the City of Burton shall be amended by the addition of the following:

§152.13 DISTRIBUTED ANTENNA SYSTEMS/ SMALL CELL WIRELESS FACILITIES.

(A) *License Agreement.* No person shall install or operate, in whole or in part, DAS/small cell/wireless facilities or DAS/small cell/wireless network facilities in a city public right-of-way or other public place without first applying for and receiving a DAS/small cell/wireless license from the City in a form and subject to such terms and conditions as is acceptable to the City.

(1) Nothing herein shall be interpreted to require the City to issue a license and the City reserves to itself discretion to grant, deny or modify a request for a license as it determines to be in the best interest of the City and its citizens taking into account such proprietary, safety and fiduciary interests as it deems warranted.

(2) It is the policy of the City to encourage the co-location of antennas and similar facilities first, outside of public rights-of-way and, secondarily, within the public rights-of-way

on existing poles. The co-location of uses shall be a condition of approval of any license granted for a new supporting structure in the public right-of-way.

(B) *Right of Way permit.* No person shall install or operate wireless communication facilities," as defined herein including any part of a DAS/small cell/wireless system constituting wireless communication facilities without first obtaining a right of way permit from the City.

(C) *Design parameters.* The following minimal design parameters shall apply to DAS/small cell/wireless network facilities in City public rights-of-way:

(1) The required map(s) for proposed DAS/small cell/wireless facilities shall be legible, to scale, labeled with streets, and contain sufficient detail to precisely identify the proposed DAS/small cell/wireless network facilities' locations and surroundings. Where applicable, the required map shall include and identify any requested pole height(s), all attachments and detailed drawings of any attachment.

(2) The maximum height of a pole or other supporting structure installed to accommodate a DAS/small cell/wireless network shall be 40 feet. Equipment on a supporting structure may not exceed an aggregate width of four feet (centered on pole) and shall be secured a minimum of ten feet from the ground surface or 18 feet from the ground where equipment may overhang the back of curb line. Ground level equipment or shelters are not permitted.

(3) Unless otherwise permitted in subsection (C)(6), DAS/small cell/wireless facilities shall be located no closer than 18 inches from an existing sidewalk/face of curb or 18 inches from a proposed future sidewalk/face of curb location.

(4) Unless otherwise permitted in subsection (C)(6), DAS/small cell/wireless facilities shall be located no closer than ten feet from any driveway.

(5) In residential areas, DAS/small cell/wireless facilities shall be located in line with a side lot line and not in front of a residence.

(6) The licensee shall field-stake all proposed locations for DAS/small cell/wireless facilities which shall be subject to the advance approval of the City and/or the Michigan Department of Transportation as applicable. All approved DAS/small cell/wireless facilities' locations shall be on a per pole/equipment/other basis. Such approvals shall be memorialized by the City and licensee.

(7) Once precise locations have been approved in accordance with subsection (C)(6), the licensee shall provide latitude and longitude coordinates for the DAS/small cell/wireless facilities' locations to the city's engineering department as well as detailed as-built drawings within 90 days of the completion of installation.

(8) The licensee shall be responsible to obtain such other permits and approvals as required by law.

(9) Architectural design:

- a. All poles shall be wood unless the City approves or required by the Federal Communications Commission (FCC), the Federal Aviation Administration (FAA), or applicable codes, an alternate material such as a galvanized silver, gray or concrete finish or, subject to any applicable standards of the FAA, FCC or such codes, be painted a neutral color so as to reduce visual obtrusiveness.
- b. At all pole sites related equipment shall use materials, colors, textures, screening, and landscaping that will blend the facilities to the natural setting and environment.
- c. All poles shall be of monopole design and construction unless the City approves an alternate design. Disguising or stealthing poles is encouraged.

(D) Modification of design parameters. Upon the written request of an applicant for a license, the City Council may modify the design parameters of subsection (C) at its sole discretion following a hearing and based on its review of factors affecting the public health, safety and welfare including, but not limited to, the following: the presence of existing poles or other structures or equipment in the immediate vicinity; the ability to reasonably comply with the design parameters set forth in subsection (C); the visual and aesthetic impact of the proposed pole, antenna or facilities on the adjacent area; the existing and planned character of the adjacent area; public comment; the scale and scope of the poles, antennas or facilities relative to the existing character of the area; whether granting the modification will adversely impact public safety; and the recommendations of city department heads (if any). Following its review, the City Council may grant, deny or grant with conditions a request to modify the design parameters and shall provide its decision and the basis for the same to the applicant in writing. The applicant shall be responsible to pay all costs of the City associated with the request to modify the design parameters.

(E) Compliance with applicable law. The licensee shall be responsible to comply with all applicable legal requirements and to obtain any permits or approvals otherwise required by law relative to the installation or operation of DAS/small cell wireless facilities in the City's public rights-of-way (e.g., electrical permits). The City, in reviewing and authorizing a permit under the act and/or a license referred to in this section, and the licensee, in the establishment and operation of any DAS/small cell/wireless network facilities, shall comply with all applicable federal and state laws.

(F) Fees. Fees for the required permits and license agreement required shall be established, and from time to time be amended by resolution of the Burton City Council.

(G) Removal. In the event that removal is deemed necessary as outlined in 152.08 (A)(1) and/or (2), it shall be the sole responsibility of the license holder to comply with the removal as outlined in 152.08 (C) and 152.08 (D).

SECTION III

All other provisions of Chapter 152 shall be and are hereby ratified.

SECTION IV

This Ordinance shall be published in a newspaper of general circulation within the City of Burton, Genesee County, Michigan, and shall become effective upon publication.

SECTION V

A copy of this Ordinance may be inspected at the City Clerk's office at the Burton City Hall, 4303 S. Center Road, Burton, Michigan, during regular business hours.

CITY OF BURTON

BY: PAULA ZELENKO, MAYOR

BY: TERESA KARSNEY, CLERK

Ordinance introduced on:

Enacted:

Effective date:

Upon Publication-



Burton Legislative Committee
4303 S. Center Rd.
Burton, MI 48519

Meeting: 11/09/17 05:30 PM
Department: Mayor's Office
Category: Discussion
Prepared By: Rik Hayman
Department Head: Rik Hayman

E.3

SCHEDULED

AGENDA ITEM (ID # 3332)

DOC ID: 3332

Discussion and Recommendations regarding Civil Rights Ordinance

ATTACHMENTS:

- Civil Rights Ordinance (PDF)



Non-Discrimination Ordinance Template

[THIS DOCUMENT WAS PREPARED BY THE MICHIGAN CIVIL RIGHTS COMMISSION AND IS INTENDED AS A TEMPLATE THAT MAY, IN THEIR OWN JUDGMENT, BE USED BY LOCAL GOVERNMENT BODIES SEEKING TO ADOPT A COMPREHENSIVE NON-DISCRIMINATION ORDINANCE IMPACTING ALL PERSONS LIVING, VISITING, AND WORKING IN THEIR JURISDICTION. IT IS A GUIDE AND IT IS ANTICIPATED THAT EACH SUCH BODY WILL ADOPT OR AMEND THE TEMPLATE'S LANGUAGE AS APPROPRIATE TO FIT THE JURISDICTION'S SPECIFIC NEEDS, INTENT AND FORMATTING.]

Purpose

It is the policy of the (City)¹ to exercise its police power in order to ensure public safety, public health, and a person's general welfare. It is the intent of the (City) that no individual be denied equal protection of the laws, nor shall an individual be denied the enjoyment of his or her civil rights or be discriminated against because of age, color, disability, education, familial status, gender expression, gender identity, height, marital status, national origin, race, religion, sex, sexual orientation, or weight.

Definitions

As used in this Chapter, the following words and phrases have the following meanings:

Discrimination or discriminate shall mean without limitation, any act which, because of age, color, disability, education, familial status, gender expression², gender identity, height, marital status, national origin, race, religion, sex, sexual orientation, or weight results in the unequal treatment or separation of any person, or denies, prevents, limits, adversely affect the benefit or enjoyment of any person, of employment, ownership, or occupancy of real property, or public accommodations and public services.

Sexual Orientation shall mean, emotional, romantic, and/or sexual attractions, or the absence thereof, to people. Sexual orientation also refers to a person's sense of identity based on those attractions, related behaviors, and membership in a community of others who share those attractions.

¹ (City) is used for the purposes of the template, but Township, County or other entity should be substituted as appropriate.

² There are cases holding that "gender expression" is included, and thus protected, by the inclusion of "gender." If this line of cases is sufficiently accepted it may eliminate the legal necessity of adding gender expression. It is none the less included in this template because, it is not entirely clear whether all gender expression will be seen as included, and because the goal of this legislation is not to catch people discriminating, but to provide them with clear and sufficient notice as to prevent it.

Gender Expression shall be defined as, a gender-based appearance, expression, or behavior of an individual, regardless of the individual's assigned sex at birth.

Gender Identity shall be defined as, an individual's internal sense of their own sex and a defining component of sex.

Prohibition

No person or persons shall discriminate against any person or persons within the (City) regarding employment, housing, public accommodations, and public services on the basis of age, color, disability, education, familial status, gender expression, gender identity, height, marital status, national origin, race, religion, sex, sexual orientation, or weight. To the extent that this ordinance confers benefits on any classes protected from discrimination under this ordinance, it shall not be construed to be preempted by state or federal statute.

Exceptions³

This ordinance shall not apply:

- 1) to a private club, or other establishment not in fact open to the public, except to the extent that the goods, services, facilities, privileges, advantages, or accommodations of the private club or establishment are made available to the customers or patrons of another establishment that is a place of public accommodation or is licensed by the state under Act No. 8 of the Public Act of 1933, being MCL §§ 436.1—436.58, the Michigan Liquor Control Act, as amended.
- 2) to a religious educational institution or an educational institution operated, supervised, or controlled by a religious institution or organization which limits admission or gives preference to an applicant of the same religion.
- 3) to the rental of housing accommodations in a building which contains housing accommodations for not more than two families living independently of each other if the owner or a member of the owner's immediate family resides in one of the housing accommodations, or to the rental of a room or rooms in a single-family dwelling by a person if the lessor or a member of the lessor's immediate family resides in the dwelling.
- 4) to the rental of housing accommodations for not more than (Number)⁴ months by the owner or lessor where it was occupied by him/her and maintained as his/her home for at

³ Common acceptations are provided in this template, though the decision to include any or all of them is at the discretion of the enacting body.

⁴ (Number) is used for the purposes of this template. This provision is added to some ordinances in order to create an exception that applies when an owner is temporarily renting a home while on a vacation, sabbatical or work assignment for a period of up to 12 months.

least three months immediately preceding occupancy by the tenant and is temporarily vacated while maintaining legal residence.

- 5) with respect to age only, to the sale, rental or lease of housing accommodations meeting the requirements of federal, state or local housing programs for senior citizens, or accommodations otherwise intended, advertised, designed or operated, bona fide, for the purpose of providing housing accommodations for persons 50 years of age or older.
- 6) with respect to gender only, to a private educational institution which now or hereafter provides an education to only persons of one gender.
- 7) A governmental exemption shall not apply to any action by a governmental entity or agency where a person's qualification is expressly limited by statute, charter, ordinance or policy as otherwise provided at law.

Complaint Procedures

- 1) If any individual has a grievance alleging a violation of this chapter, he/she has 180 calendar days from the date of the individual's knowledge of the allegedly discriminatory action or 180 calendar days from the date when the individual should have known of the alleged discriminatory action to file a complaint with the *(City)'s Human Rights Commission (HRC)* ⁵. If an individual fails to file a complaint alleging a violation of this chapter within the specified time frame, the complaint will not be considered by the *(HRC)*.
- 2) The complaint should be made in writing to the *(HRC)*. The complaint may be filed in person, by email, or by mail. The complaint must contain information about the alleged discrimination, such as name, address, phone number of the complainant and location, date and description of the alleged violation of this chapter.
- 3) Upon receipt, the *(HRC)* will review the complaint, provide a copy of the complaint to the *(City)* Attorney's Office, communicate with the complainant, and take appropriate action with respect to the matter, including, but not limited to:
 - A) Referring the complainant to other local, state or federal entities for investigation and remedy.
 - B) Informally mediating the matter between the involved parties.
 - C) Referring the complaint to the *(City)* Attorney for further investigation and action pursuant to this chapter.
 - D) Dismissing the complaint, after review with the *(City)* Attorney, if the allegations do not constitute a violation of this chapter.
 - E) The *(HRC)* will take action on the complaint within 90 days of receipt of the complaint. If additional time is necessary, the *(HRC)* will notify the complainant of the need for additional time. All communications with the complainant regarding

⁵ *(HRC)* is used for the purposes of this template. This body may be known by a different name, (e.g. Civil Rights Agency, Equal Opportunity Office), or this authority could be given to another entity all together, (e.g. a city attorney directly) and the correct body title should be substituted.

- actions taken or additional time necessary will be in writing, with a copy to the (City) Attorney.
- F) The (City) Attorney will notify the (HRC) in writing of actions taken by the (City) Attorney's Office on complaints referred to that office by the HRC.
 - G) All complaints received by the (HRC) and responses from the (HRC) will be retained by the (City) of _____ for at least 3 years.
 - H) The (HRC) will provide an annual report to (City) Council regarding the complaints received and actions taken.
 - I) No individual shall provide false information to any authorized individual investigating a complaint regarding a violation of this chapter.
 - J) For an investigation, the (City) Attorney may request a person to produce books, papers, records or other documents which may be relevant to a violation or alleged violation of this chapter. If said person does not comply with such request, the (City) Attorney may apply to the (City)'s County Circuit Court for an order requiring production of said materials.

Prosecution

Prosecution for violation of this chapter may be initiated by the (City) Attorney on behalf of the affected individual on the basis of an investigation initiated by a complaint to (HRC) and may act based on evidence gathered by or findings of the (HRC).⁶

Violations, Fines, and Penalties

Any person in violation of any of the provisions of this chapter shall be responsible for a municipal civil infraction, and upon a determination or admission of responsibility shall be subject to a civil fine of not more than \$500.00⁷, costs of prosecution and such other costs, damages, expenses, sanctions, and remedies as authorized by law, including but not limited to, the Revised Judicature Act, and specifically MCL 600.8302, as amended.

Private Civil Action

- 1) To the extent allowed by law, an individual who is the victim of discriminatory action in violation of this chapter may bring a civil action for appropriate injunctive relief or damages or both against the person(s) who acted in violation of this chapter.

⁶ The actual process adopted by various jurisdictions will vary significantly, but must include the receipt of a complaint, the impartial investigation of the complaint, a decision based upon the investigation that there is legally sufficient evidence to proceed, and an adversarial hearing on the matter where the evidence is presented and a decision rendered.

⁷ The amount of \$500 is often used, but is subject to the discretion of the enacting jurisdiction.

- 2) As used in subsection (1), "damages" means damages for injury or loss caused by each violation of this chapter, including reasonable attorney fees.
- 3) Private actions and remedies under this section shall be in addition to any actions for violations which the (City) may take

Interpretation

This Non-Discrimination ordinance shall not be read to prohibit or interfere with a person's, or religious institution's, free exercise of religion as protected by the First Amendment to the United States Constitution and Article 1, Section 4, of the Michigan Constitution.



Burton Legislative Committee
4303 S. Center Rd.
Burton, MI 48519

Meeting: 11/09/17 05:30 PM
Department: Mayor's Office
Category: Discussion
Prepared By: Rik Hayman
Department Head: Rik Hayman

E.4

SCHEDULED

AGENDA ITEM (ID # 3333)

DOC ID: 3333

Discussion and Recommendations regarding Flag Ordinance

ATTACHMENTS:

- Flag ordinance (PDF)

CITY OF BURTON
GENESEE COUNTY, MICHIGAN

ORDINANCE NO. 2017- - _____

Chapter 10 – General Provisions
Chapter 30 – City Government
Add Chapter 33 – Display of Flags on City Property
Sign Ordinance

AN ORDINANCE AMENDING CHAPTER _____ OF THE CITY
OF BURTON CODE OF ORDINANCES BY THE ADDITION OF
SECTION _____ REGARDING THE DISPLAY OF FLAGS ON
CITY OWNED PROPERTY AND PROVIDING THE PENALTIES FOR
VIOLATION THEREOF

THE CITY OF BURTON ORDAINS:

SECTION I

Chapter _____ of the Code of Ordinances of the City of Burton is hereby amended by
the addition of Section _____ as follows:

SECTION _____ - DISPLAY OF FLAGS ON CITY OWNED PROPERTY

(A) Flags may be displayed on City owned property subject to the following:

- (1) The American flag, the State of Michigan flag, the City of Burton flag, and the POW-MIA flag (and United States Armed Forces flags) shall be permitted to be displayed on any City owned property;
- (2) No flag not specifically referenced in subsection (1) shall be displayed on any City property (without prior approval of City Council).

(B) Violation of this Section shall result in the immediate removal of the offending flag by City Department of Public Works, Code Enforcement, or Police Department.

SECTION II

All other provisions of Chapter _____ inconsistent with the provisions of this Ordinance are hereby repealed. All other provisions of Chapter ____ shall be and are hereby ratified.

Attachment: Flag ordinance (3333 : Flag Ordinance)

SECTION III

The various sections and provisions of this Ordinance shall be deemed to be severable and should any section or provision of this Ordinance be declared by any court of competent jurisdiction to be unconstitutional or invalid, the same shall not affect the validity of this Ordinance as a whole or any section hereof other than the section or provisions so declared to be unconstitutional or invalid.

SECTION IV

This Ordinance shall be published in a newspaper of general circulation within the City of Burton, Genesee County, Michigan and shall become effective immediately upon publication.

SECTION V

A copy of this Ordinance may be inspected at the City Clerk's office at the Burton City Hall, 4303 S. Center Road, Burton, Michigan, during regular business hours.

CITY OF BURTON,

By: PAULA ZELENKO, MAYOR

By: TERESA KARSNEY, CLERK

Ordinance introduced on:

Second Reading:

Publication date:

Effective date:

Attachment: Flag ordinance (3333 : Flag Ordinance)