

CITY OF BURTON
LEGISLATIVE COMMITTEE MEETING MINUTES
NOVEMBER 8, 2012, 6:00 P.M., COUNCIL CHAMBERS
www.burtonmi.gov

Councilwoman Ellen Ellenburg called the Meeting to order at 6:10 p.m.

MEMBERS PRESENT: Ellenburg, O'Keefe and Wells.

MEMBERS ABSENT: None.

OTHERS PRESENT: Mayor P. Zelenko, L. Moss, DPW Deputy Director, Attorney R. Austin and J. Adams, City Clerk

PURPOSE OF THE MEETING: Discussion and possible recommendations concerning the following:

1. Ordinance No. 2012-____-**113.01, An Ordinance Amending Chapter 113 of the Code of Ordinances of the City of Burton By the Addition of Text Changes, Permitting Administrative Approvals for Outdoor Recreational Events That Meet Specified Regulations, and Providing Penalties For The Violation Thereof.**

PRESENTATION:

Mrs. Ellenburg went over changes that would be done to this Ordinance including wording of Section 1 stating any of these activities shall be known as an outdoor recreational permit. Section 113.06, would be known as a Nuisance of Administrative Approval. Section A would say the event has been approved by the Board of Appeals on at least one prior occasion within the past 5 years. Re-wording in Section C regarding notification being sent out to the property owners within 300 feet of the proposed property would be giving 2 weeks to object from the date of mailing. Section B states in the event the Administration approval is denied the applicant shall have the right to request a meeting of the Board of Appeals and pay the cost thereof and any request for the Meeting of the Zoning Board of Appeals shall be accompanied by the payment of the fee at that hearing, and at that hearing the Board may approve the permit with a notice of property and owners within 300 ft. along with publication in the newspaper.

AUDIENCE PARTICIPATION:

Mr. Austin said Mrs. Abbey felt if we had annual situations where no problems have come up in the past that an Administrative review of these applications for these events was sufficient so they added criteria that if met, would allow her to administratively review these for outdoor activity permits. If they met certain criteria someone would be able to administratively review the application and issue approval.

Ms. Moss said it doesn't change that they do inspections before and a closing inspection to make sure the area is restored back to how it was. She said if 2 or more residents object or if the inspector found something that didn't meet the City's requirements they would be denied and have to go before the Zoning Board of Appeals.

COMMITTEE DISCUSSION:

LEGISLATIVE COMMITTEE MEETING MINUTES

NOVEMBER 8, 2012 / 6:00 P.M.

PAGE 2

Mr. O'Keefe said he only sees a name change, streamlining government and making it easier on the residents without giving up any control over the situation.

Mr. Wells asked what caused this all to be brought up.

Mr. Austin said Mrs. Abbey called his office asking whether she could administratively approve an application submitted to her. He indicated she did not have the authority to do that but for future reference we could amend the ordinance to allow her that authority.

COMMITTEE RECOMMENDATIONS:

The Legislative Committee unanimously recommended Ordinance No. 2012-____-113.01 to go to Council for an Introduction of an Ordinance.

Meeting adjourned at 6:20 p.m.

ms