



CITY OF BURTON
BURTON PLANNING COMMISSION MEETING
JUNE 8, 2021
AGENDA

Council Chambers

Regular Meeting

5:00 PM

4303 S. CENTER ROAD
BURTON, MI 48519

A. PLEDGE OF ALLEGIANCE

B. ROLL CALL

C. STAFF PRESENT

D. APPROVAL OF MINUTES

1. Planning Commission - Regular Meeting - May 11, 2021 5:00 PM

E. PUBLIC HEARING

1. SPR 21-24/ZC 328

City of Burton

Chapter 157 text amendment

To regulate incinerators, trash containers, and collection/donation containers

F. SPECIAL USE

1. SPR #21-23

By: Stanley Wright
4481 Brighton Dr. Grand Blanc MI

Re: Vacant Lot,
Parcel ID 59-03-583-002 - Zoned C-2

For: Special use to operate a mobile food trailer longer than approved 10
consecutive days.

G. ADMINISTRATIVE SITE PLAN REVIEW

1. SPR #21-20

By: Melissa Burt
1184 S. Belsay Rd Burton MI 48509

Re: 1184 S. Belsay Rd. Burton MI 48509

For: New Business- Celebration Nation - Retail

2. SPR #21-21

By: Saad Backayou

Re: G-3312 S. Dort Hwy. Burton MI 48529
Parcel ID 59-29-577-001

For: Change of ownership- personal storage only – no use approved

3. SPR #21-22

By: Garan Geror / Garjen Property Management LLC
2339 S. Vassar Rd. Davison MI 48423

Re: 1350 N. Belsay Rd Burton MI
Parcel ID 59-12-502-049

For: Change of Ownership/Use – Garjen Property Management LLC- Office
Space

H. AUDIENCE PARTICIPATION

Now is the time set-aside for members of the audience to address the Burton Planning Commission. 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.

I. BOARD DISCUSSION

The next regular scheduled Planning Meeting will be held on July 13, 2021 @ 5:00 PM.

Agendas and minutes may be found at www.burtonmi.gov



CITY OF BURTON

BURTON PLANNING COMMISSION MEETING

MAY 11, 2021

MINUTES

Council Chambers

Regular Meeting

5:00 PM

4303 S. CENTER ROAD
BURTON, MI 48519

This meeting was opened by Chairperson Kevin Burge at 5:00 PM.

A. MEETING INFORMATION

Planning Commission
Hosted by Racheal Boggs

<https://cityofburton.my.webex.com/cityofburton.my/j.php?MTID=mcbdf035eb29a07995e0eb638b731c735>

Tuesday, May 11, 2021 5:00 pm | 3 hours | (UTC-04:00) Eastern Time (US & Canada)

Meeting number: 142 435 1804

Password: Plan123 (7526123 from phones and video systems)

Join by video system

Dial 1424351804@webex.com

You can also dial 173.243.2.68 and enter your meeting number.

Join by phone

+1-415-655-0001 US Toll

Access code: 142 435 1804

B. PLEDGE OF ALLEGIANCE

C. ROLL CALL

Planning members attending through the virtual forum must state their name and physical location for the record.

Attendee Name	Title	Status	Arrived
Duane Haskins	Mayor	Excused	
Vaughn Smith	Councilman	Present	
Kevin Burge	Chairperson	Present	
Tom Gorang	Commissioner	Present	
Neil Martz	Commissioner	Present	
Don Jones	Vice Chair	Present	
Erica Edgington	Commissioner	Present	
Kenneth Gay	Commissioner	Present	

D. STAFF PRESENT

Amber Abbey, Deputy DPW Director
Leandra Swayne, DPW Records Tech
Katie Malin, Clerk's Office

E. NOMINATIONS

Minutes Acceptance: Minutes of May 11, 2021 5:00 PM (Approval of Minutes)

1. Approve and Authorize Kevin Burge for Planning Commission Chairperson through December 2021.

RESULT:	CARRIED [UNANIMOUS]
MOVER:	Don Jones, Vice Chair
AYES:	Smith, Burge, Gorang, Martz, Jones, Edgington, Gay
EXCUSED:	Haskins

2. Approve and Authorize Don Jones for Planning Commission Vice Chairperson through December 2021.

RESULT:	CARRIED [UNANIMOUS]
MOVER:	Kevin Burge, Chairperson
SECONDER:	Vaughn Smith, Councilman
AYES:	Smith, Burge, Gorang, Martz, Jones, Edgington, Gay
EXCUSED:	Haskins

F. APPROVAL OF MINUTES

1. Planning Commission - Special Meeting - Dec 15, 2020 5:00 PM

RESULT:	ACCEPTED [UNANIMOUS]
MOVER:	Neil Martz, Commissioner
SECONDER:	Tom Gorang, Commissioner
AYES:	Smith, Burge, Gorang, Martz, Jones, Edgington, Gay
EXCUSED:	Haskins

G. SITE PLAN REVIEW

1. SPR #21-18

By: Carter Lumber Company (Tim Albanese)
601 Tallmadge Rd. Kent, OH 44240

Re: 3178 E. Bristol Rd Burton MI
Parcel 59-33-501-031

For: Expansion Project – Carter Lumber Company

Tim Albanese, 601 Tallmadge Road, Kent, Ohio stated we have been doing business in Burton since the late 70's, early 80's. The business is doing very well and they allotted us expenditures to expand a new warehouse building with a loading dock that would be approximately 12,000 square feet. This new warehouse would be used to store special orders. We will also be adding an addition on to an existing building.

Mrs. Abbey stated she would like to commend Carter Lumber for their continued business in Burton. It's great to see a business that's been in Burton for many years expand. The plan looks good. The only thing I don't see on the plan is the five-foot concrete sidewalk across the frontage on Bristol Road. That does have to be added to the project as a requirement of site plan review. Outside of that we recommend approval.

Mr. Martz asked, is the sidewalk only required on Bristol Road? There is frontage on two streets.

Mrs. Abbey said, yes. Interior platted lots do not require it. We would not require a sidewalk down Flint Asphalt Drive.

Mr. Martz asked if the fence along the Bristol Road frontage is being pulled out and pushed back to be even with the face of the building, leaving the parking lot open.

Mr. Albanese said yes, that is correct.

Mr. Martz stated it appears there are no actual doors on the northside of the new building. Will you circulate east to west and come back out?

Mr. Gorang asked, if approved tonight, when do you anticipate completion of the project?

Mr. Albanese stated we are still in the design phase of the project. We are hoping to have it completed by the end of 2021.

Mr. Burge asked, where does the electric come into the building?

Mr. Albanese stated to the best of my knowledge, it comes out the back of the building. It is fed underground from the power pole on Jimbo Drive.

Mr. Jones asked, will the loading dock be a dock well or an overhead door?

Mr. Albanese stated it is a dock well with two dock doors.

Mr. Jones asked, do you run tractor trailers back there now to unload?

Mr. Albanese said, yes.

Mr. Jones stated I wanted to make sure there was enough run to maneuver a tractor trailer back there.

Albert Avanesyan, Project Engineer, 601 Tallmadge Road, Kent, Ohio stated we have a program we use in our design to make sure the tractor trailer paths are clear.

Mr. Martz made a motion to approve SPR #21-18 with the stipulation that a five foot concrete sidewalk along the Bristol Road frontage is required.

RESULT:	CARRIED [UNANIMOUS]
MOVER:	Neil Martz, Commissioner
SECONDER:	Erica Edgington, Commissioner
AYES:	Smith, Burge, Gorang, Martz, Jones, Edgington, Gay
EXCUSED:	Haskins

H. ADMINISTRATIVE SITE PLAN REVIEW

Mr. Martz stated it is my understanding the Administrative Site Plan Reviews are a mechanism we use to review each existing site plan and they still have to meet all the standards of the zoning ordinance that's currently in place.

Mrs. Abbey said, yes. That is correct. They have a fire inspection, a building inspection and a zoning review.

Mr. Martz asked if the sidewalk is required under the Administrative Site Plan Review?

Mrs. Abbey said, no. The sidewalk is only required when full site plan review is required.

Mr. Martz asked, why is that?

Mrs. Abbey stated that is the way they did the ordinance.

Mr. Martz asked if the ordinance waives it under Administrative Site Plan Review.

Mrs. Abbey said, yes. When you are going in to a site that already has permitted uses or a property with construction less than 2%, they are not required to do full site plan which does not require the sidewalk.

Mr. Martz asked, why is that?

Mrs. Abbey stated at the time the Zoning Board of Appeals was continuously issuing variances to the sidewalks which became a code enforcement nightmare.

Mr. Martz stated it seems like we are not doing a good job at removing blight signs. I would like to see us add a requirement to remove existing signs that are no longer a benefit. This would help with confusion as well as to what businesses are there and which are not.

Mrs. Abbey stated she will take note of that.

Mr. Burge stated that is a good point.

Mr. Martz stated I think we should add this as a requirement as well as addresses on the building.

Mrs. Abbey stated the address is required under the building code and the fire code.

Mr. Smith stated the City Council is really stressing blight. You brought up a part of blight

we have never discussed before. I will make sure to bring this up to the City Council.

Mrs. Abbey stated if it's a zoning ordinance it would go in front of the Planning Commission not the City Council. It would start first with the Planning Commission then go to the City Council.

Mr. Martz asked about SPR #21-04 and the dilapidated landscape and rotted railroad ties.

Mrs. Abbey stated he does know that needs to be fixed. It was the middle of winter, so I told him once the weather broke we will revisit those improvements that are required to be made.

Mrs. Burge asked if the city gives a 30 day notice to remove all their possessions off the property.

Mrs. Abbey said, no. I think that would be a private matter between the two of them.

Mr. Smith asked, who incurs the cost of taking down the sign?

Mrs. Abbey stated there are ordinances in place for dilapidated signs to be removed. I think what we are talking about are the signs that are not yet dilapidated, but the business is no longer there, so removing the advertisement for the old business.

Mr. Martz stated we do not need to remove the sign completely, just the advertising.

Mrs. Abbey stated we do have something in place for dilapidated signs, but we need to create an ordinance to make the signs blank.

Mr. Burge asked if SPR#21-03 is a new business or an existing business that is moving.

Mrs. Abbey stated this is a new business.

1. SPR #20-56

By: Terence Greene
2501 Judd Rd Burton MI

Re: 2501 Judd Rd. Burton MI
Parcel 59-32-527-007

For: Reality Sports Entertainment – Podcast

2. SPR #21-01

By: Arkan Yono
5194 Parkside Dr. West Bloomfield MI

Re: 6014 Lapeer Rd. Burton MI
Parcel 59-13-503-3072

For: Uptown Bounce - Indoor Bounce House

3. SPR #21-02

By: Jeffrey Wayne Alumbaugh
7486 Linden Rd. Swartz Creek, MI

Re: 4067 E. Court St. Ste 13 Burton MI
Parcel 59-10-551-054

For: Sales Office – Capitol Fleet

4. SPR #21-03

By: Wild Wild West Tobacco 43 Inc
810 S. Otsego Ave. St. 102 Gaylord MI

Re: 2456 S Center Rd Burton MI
Parcel 59-21-578-042

For: Retail - Wild Wild West Tobacco 43 Inc.

5. SPR #21-04

By: Ieva Shongo
3283 S Saginaw St Burton MI

Re: 3283 S. Saginaw St Burton MI
Parcel 59-29-300-018

For: Party Store- Liquor Corner Shoppe

6. SPR #21-05

By: John Savu
117 Endless Circle Kleinburg ON.

Re: 2441 E. Bristol Rd. Burton MI Suite B
Parcel 59-29-400-014

For: Office – Octane Exports Inc.

7. SPR #21-06

By: Diamond Precast LLC / Joel Diamond

3159 E. Bristol Rd. Burton MI

Re: 3159 E. Bristol Rd. Burton MI
Parcel 59-28-576-001

For: Construction less than 2%

8. SPR #21-07

By: Joyce Thompson
G 3367 Corunna Rd Flint MI 48532

Re: 4274 E. Court St. Burton MI
Parcel 59-15-100-021

For: Supply Chain/Warehouse - Northgate

9. SPR #21-08

By: Joyce Earl
2176 E. Bristol Rd. Burton MI

Re: G 3189 S. Dort Hwy Burton MI - Ste B
Parcel 59-28-501-190

For: Income tax preparation and accounting Office – J E Earle Enterprises

10. SPR #21-09

By: Tim West & Renee Davis
10020 Seyforth Rd. Silverwood MI 48760

Re: G 3189 S Dort Hwy Burton MI
Parcel 59-28-501-190

For: Automotive Repair – Affordable Auto & Truck Repair LLC

11. SPR #21-10

By: Sylvester Tyler
618 S Lynch St Flint MI

Re: 1399 E. Bristol Rd Burton MI
Parcel 59-30-578-294

Minutes Acceptance: Minutes of May 11, 2021 5:00 PM (Approval of Minutes)

For: Office – Tyler Commercial Lending Corp.

12. SPR #21-11

By: Timothy Wagner
6133 Hedge Row Circle Grand Blanc MI 48439

Re: 3223 S. Dort Hwy Burton MI
Parcel 59-28-501-165

For: Small engine repair – Timothy's Tractor Parts

13. SPR #21-12

By: Sheena Harrison
G 4549 S. Saginaw St. Burton MI

Re: 4549 S. Saginaw St Burton MI
Parcel 59-32-552-292

For: Bartending Training Facility – Drinks of Essence Inc.

14. SPR #21-13

By: Michelle Wang
894 Fuller Ave NE Grand Rapids MI 48503

Re: 1022 N. Genesee Rd. Burton MI
Parcel 59-11-552-015

For: Service – Massage 688 LLC

15. SPR #21-14

By: Todd Medwed
30423 Canwood St., Suite 135, Agoura Hills CA 91301

Re: 4371 S. Saginaw St. Burton MI
Parcel 59-32-552-008

For: Retail & Online sales of liquidated merchandise – Simply Save

Minutes Acceptance: Minutes of May 11, 2021 5:00 PM (Approval of Minutes)

16. SPR #21-15

By: Burton Davison LLC
429 Miller Ave. Ann Arbor MI 48103

Re: 4086 Davison Rd. Burton MI
Parcel 59-10-100-034

For: Construction less than 2% - New overflow gravel parking lot

17. SPR #21-16

By: Richard Reese
9310 South 370 West

Re: 5490 Davison Rd. Burton MI
Parcel 59-11-200-005

For: Office & Storage – Plastic Services and Products

18. SPR #21-17

By: Lori Balsbaugh
360 E. Grand Blanc Rd. Grand Blanc MI

Re: 3375 E. Bristol Rd Burton MI
Parcel 59-28-576-052

For: Warehouse – Easy Peasy Boutique

19. SPR #21-19

By: Ricky Dinius
2906 S. Grand Traverse St. Flint MI

Re: G 3284 S. Dort Hwy. Burton MI
Parcel 59-29-577-002

For: NO Business- Personal Storage only

I. AUDIENCE PARTICIPATION

None.

J. BOARD DISCUSSION

Mr. Burge asked if our contract with the Retail Coach has ended.

Minutes Acceptance: Minutes of May 11, 2021 5:00 PM (Approval of Minutes)

Mrs. Abbey stated they are finishing up and sending out all the closeout reports to us. Their contract was up in October and they did extend that a few months to us free of charge.

Mr. Burge stated he thought the Retail Coach was a great deal and then Covid hit. I give them credit for extending their contract when they did not have to.

Mrs. Abbey stated, yes. They did a great effort during difficult times.

Mr. Jones asked if we have someone at the city that handles marketing and recruitment.

Mrs. Abbey said, no. That's why we hired a consulting firm to help with that.

Mr. Smith stated the Council's concern was the amount it cost for the Retail Coach and there was nothing to show for it.

Mr. Jones stated there was a lot of value to the Retail Coach, you could not hire a person to do that job for that price. It was just the wrong time, it still is the wrong time. I just hate to see the city lose momentum.

Mrs. Abbey stated just to remind everyone you do represent the City of Burton and when on social media if you give information, it should be correct information. If you do not know an answer refer them to the correct department.

1. Collection Bin Ordinance Draft

Mr. Burge stated we talked about drafting an ordinance for the donation bins at our last meeting.

Mrs. Abbey stated we did some comparables and as we were doing this, another issue came up regarding residential trash containers. Nowhere in our ordinance did it really address residential trash containers. We combine the two. I highlighted the changes that were made to the existing ordinance. What we wanted to do is make them behind the front face of the house and in a manner that is directing away from the adjoining property line.

Mr. Martz asked, does this address when someone has a containment area in the right of way?

Mrs. Abbey stated they are not allowed to put a structure in the right of way.

Mrs. Edgington stated the language reads "directing away from adjoining property line." What about the houses that have adjoining properties on all sides?

Mrs. Abbey said, yes. We can look into how that reads.

Mrs. Edgington stated she just did not want anyone to be in violation over technicalities.

Mrs. Abbey stated in regards to the donation bins, we want to require a permit which would require the property owner to agree to have it there.

Mr. Burge stated he would like to see the bin close to the building. That way the property owner will want to keep it cleaned up.

Mr. Martz stated he would like to see it read "collection containers/donation bins".

Mrs. Abbey stated she will add that.

Mrs. Edgington stated requiring the permit will take away the argument that the property owner did not agree to have it placed on their property or they do not know who to contact.

Mrs. Abbey stated I think this will help a lot of the issues we are having with these.

Mrs. Edgington asked about businesses that have their own donation bins.

Mrs. Abbey stated that is listed under exceptions. They will not require a permit, but still need to keep it cleaned and maintained.

Mr. Burge asked, once this is done, how do we notify the businesses?

Mrs. Abbey stated she will need to talk to the City Attorney.

The next regular scheduled Planning Meeting will be held on June 8, 2021 @ 5:00 PM.

Agendas and minutes may be found at www.burtonmi.gov

Meeting was adjourned at 6:17 PM.

Minutes Acceptance: Minutes of May 11, 2021 5:00 PM (Approval of Minutes)



Burton Planning Commission

4303 S. Center Road
Burton, MI 48519

Meeting: 06/08/21 05:00 PM

Department: Department of Public Works

Category: Public Hearing

Prepared By: Leandra Swayne

Department Head: Charles Abbey

E.1

ADOPTED

AGENDA ITEM (ID # 5119)

DOC ID: 5119

SPR 21-24/ZC 328

City of Burton

Chapter 157 text amendment

To regulate incinerators, trash containers, and collection/donation containers

ATTACHMENTS:

- Collection Bin Ord_ (PDF)

CITY OF BURTON
GENESEE COUNTY, MICHIGAN

ORDINANCE NO. 2021- -157

AN ORDINANCE TO AMEND CHAPTER 157, THE ZONING ORDINANCE, OF THE CODE OF ORDINANCES OF THE CITY OF BURTON TO REGULATE INCINERATORS, TRASH CONTAINERS AND COLLECTION/DONATION CONTAINERS";

THE CITY OF BURTON ORDAINS:

SECTION I

Section 157.006 of Chapter 157 of the Code of Ordinances of the City of Burton shall be amended by the addition of a definition for collection/donation containers as follows:

COLLECTION/DONATION CONTAINER. A portable container primarily designed to allow individuals to dispose of unwanted items for the purpose of donation and/or repurpose located on a commercial or industrial property not designated for same use.

SECTION II

Section 157.090 of Chapter 157 of the Code of Ordinances of the City of Burton shall be amended by the addition of collection containers and location of trash bins as follows:

§ 157.090 INCINERATORS, TRASH CONTAINERS AND COLLECTION/DONATION CONTAINERS.

(A) All commercial buildings constructed after the passage of this ordinance shall have incinerator facilities subject to all city, county, and state health requirements.

(B) Outside trash containers shall be permitted in the RM, HRM, R-O, C-1, C-2, C-3, C-4, M-1, and M-2 districts, provided that they comply with the following requirements:

(1) Adequate vehicular access shall be provided to the containers for truck pick-up either via a public alley or vehicular access aisle which does not conflict with the use of off-street parking areas or entrances to or exits from principal buildings nearby and whenever possible be located in the rear of the property;

(2) A solid ornamental screening wall or fence shall be provided around all sides of trash containers which shall be provided with a gate for access and be of a height so as to completely screen the containers, the maximum height of which shall not exceed 6 feet;

(3) The trash container(s), the screening wall or fence, and the surrounding ground area shall be maintained in a neat and orderly appearance, free from rubbish, waste paper, or other debris. This maintenance shall be the responsibility of the owner of the premises on which the containers are placed; and

(4) There shall be compliance with all city, county, and state health ordinances and statutes.

(C) Outside trash containers shall be permitted in the SE, R-1A, R-1B, and R-1C districts, provided that they comply with the following requirements:

(1) All conditions of regulation as outlined chapter 142.04 of this ordinance in regards to littering.

(2) All trash containers located outside the building must be placed at a minimum behind the front face of the dwelling and in a manner designed to be directed away from adjoining property lines and not offensive to a reasonable person.

(D) COLLECTION/DONATION CONTAINERS. Outside collection containers shall be permitted in the RM, HRM, R-O, C-1, C-2, C-3, C-4, M-1, and M-2 districts, provided that they comply with the following requirements:

(1) PERMIT REQUIRED.

a. No person shall place, operate, maintain, or allow a collection bin within the city without having first obtained a permit issued by the Department of Public Works.

b. An application must be submitted to include all locations, along with written permission from each property owner. A permit fee is paid for each collection bin.

c. A Permit fee in an amount set by resolution of the council shall be paid at the time the application is made for the license or renewal thereof. A permit issued pursuant to this chapter shall be nontransferable and non-assignable.

d. All collection containers must obtain a collection container permit and must include an affidavit **and** acknowledgement of the property owner giving permission to locate a collection container on real property on which collection containers are placed.

e. A permit issued to a collection bin that meets the requirements of this chapter shall automatically renew for successive one (1) year terms upon payment of a renewal fee, provided the city did not issue a written notice of violation of any provision of this chapter to the bin owner or property owner during the preceding one (1) year term. A license that does not qualify for automatic renewal may be renewed upon payment of a renewal fee if the bin meets the standards of this chapter and has no open citations, unpaid fines, or unresolved violations at the time of license renewal. A permit shall not be renewed for a period of one (1) year if the city issued three or more written notices of violations of this chapter against the collection bin during the preceding twelve (12) months. The Department of Public Works shall notify the applicant in writing of the decision to deny the renewal permit and state **the** specific reasons for denial.

(2) APPLICATION AND REVIEW.

a. Any person desiring a permit pursuant to this chapter shall file with the DPW a permit fee together, which application shall contain the following information:

1) Name, address, telephone number, email, and website address (if any) of the applicant, and of each officer if a corporation or each partner if a partnership. The same information shall be provided for the collection bin operator if different from the applicant.

2) Name, address, telephone number, email, and website address (if any) of the owner of the real property on which the collection bin will be located.

3) Name, address, telephone number, email, and website address (if any), including 24-hour contact information, of the person responsible for the daily operation and management of the collection bin.

4) A signed and notarized affidavit and authorization from the property owner to allow placement of the collection bin on the property.

5) Signed and notarized acknowledgements from the property owner and from the collection bin owner acknowledging receipt of a copy of this chapter and responsibility for joint and several liability for violations of this chapter.

6) A textual description and scaled drawing or map on 8 'A" x 11" paper or other size accepted by the city that shows:

a) The proposed location of the collection bin(s). Adequate vehicular access shall be provided to the containers for truck pick-up either via a public alley or vehicular access aisle which does not conflict with the use of off-street parking areas or entrances to or exits from principal buildings nearby and whenever possible be located in the rear of the property.

b) The location and dimensions of all parcel boundaries, buildings, driveways, sidewalks, parking spaces, easements, and landscaped areas, and the distance from each to the proposed location of the collection bin.

c) Calculation of required, existing, and proposed number of parking spaces.

d) The distance between the proposed location of the collection bin and the nearest residential property.

e) The location and distance of all collection bins within 1,000 feet of the proposed collection bin location.

f) A photograph of the collection bin to be installed.

g) A description of the locking mechanism of the collection bin.

h) A maintenance plan that includes a plan for graffiti removal, rust protection, pick up schedule, and litter and trash removal on and around the collection bin that is sufficient to prevent and/or eliminate blight-related conditions.

(3) MAINTENANCE AND HOURS OF OPERATION.

a. Containers shall be maintained in good condition and appearance, with no damage such as holes, rust, or graffiti.

b. The collection container operator and property owner shall maintain, or cause to be maintained, the area surrounding the containers free from any junk, noxious odor, debris and donated items.

c. Collection containers shall be serviced not less than monthly or more frequently if containers are observed by the Planning and Community Development Department to be full. Servicing shall occur between 7 a.m. and 7 p.m. on weekdays and 9 a.m. and 6 p.m. on weekends. This servicing includes maintenance of the container, removal of collected material and abatement of any graffiti, litter, or other nuisance condition.

d. Containers shall have an identification plate with the name, mailing address, email address, website and phone number of the operator. This plate shall be mounted near the donation chute.

(4) EXCEPTIONS.

Notwithstanding the above regulation of this ordinance, any non-profit organization or religious institution that engages in collection of goods and materials as part of its organizational mission may maintain up to three accessory collection bins on its own building site. All such Collection Containers shall be exempt from Section 1, "Permit Required," and Section 2, "Permit Application and Review," but shall adhere to all other standards and requirements of this Ordinance. The separation and setback requirements in the above shall be replaced with the following: no bin shall be placed closer than 50 feet to any residentially zoned property nor closer than 10 feet from any other non-residentially zoned property.

(5) VIOLATIONS.

A violation of any provision or requirement of this Section is a civil infraction, subject to enforcement and the fines and penalties for civil infraction violations as set forth in this Code, in addition to the penalties set forth herein.

SECTION III

All ordinances, parts of ordinances, or sections of the City Code in conflict with this ordinance are repealed only to the extent necessary to give this ordinance full force and effect, and the City of Burton Ordinance Code shall remain in full force and effect, amended only as specified above.

SECTION IV

The amendments of the City of Burton Code of Ordinances set forth in this ordinance do not affect or impair any act done, offense committed, or right accruing, accrued, or acquired or liability, penalty, forfeiture or punishment, pending or incurred prior to the amendments of the City of Burton Code of Ordinances set forth in this ordinance.

SECTION V

If any section, clause or provision of this ordinance shall be declared to be unconstitutional, void, illegal or ineffective by any court of competent jurisdiction, the validity of the ordinance as a whole, or in part, shall not be affected other than the part invalidated, and such section, clause or provision declared to be unconstitutional, void or illegal shall thereby cease to be a part of this Ordinance, but the remainder of this ordinance shall stand and be in full force and effect.

SECTION VI

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

SECTION VII

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: DUANE HASKINS, MAYOR

BY: RACHEAL BOGGS, CITY CLERK

Ordinance introduced on:

Enacted:

Effective date:

DRAFT



Burton Planning Commission

4303 S. Center Road
Burton, MI 48519

Meeting: 06/08/21 05:00 PM
Department: Department of Public Works
Category: Special Use
Prepared By: Leandra Swayne
Department Head: Charles Abbey

F.1

ADOPTED

AGENDA ITEM (ID # 5118)

DOC ID: 5118

SPR #21-23

By: Stanley Wright
4481 Brighton Dr. Grand Blanc MI

Re: Vacant Lot,
Parcel ID 59-03-583-002 - Zoned C-2

For: Special use to operate a mobile food trailer longer than approved 10 consecutive days.

ATTACHMENTS:

- Backup SPR 21-23 (PDF)



City of Burton
 Department of Public Works
 4093 Manor Drive
 Genesee County, Burton, Michigan 48519
 (810) 742-9230

Date Filed: 5-7-2021
 Fee Paid: 600
 Receipt #: _____
 Check #: PAID CASH
 Received by: Wayne
 Date Mailed: 5-18-2021

APPLICATION FOR PLANNING COMMISSION SPECIAL USE:

BCPC Case #: 21-23

DATE OF PLANNING COMMISSION HEARING: June 8, 2021 AT 5 P.M.

PLEASE PRINT

APPLICANTS NAME: Stanley Wright

APPLICANTS ADDRESS: 4481 Brighton Dr

CITY: Grand Blanc

APPLICANTS PHONE: 810-877-1666

APPLICANTS EMAIL: stanleywright78@gmail.com

ADDRESS AND PARCEL OR LOT NUMBER: 59-03-583-002

NATURE OF REQUEST (PERMITTED USE AFTER SPECIAL APPROVAL): _____

I am requesting a special use permit to operate a mobile food trailer longer than the standard 10 consecutive days. The goal of the applicant is to generate enough revenue to develop the vacant lot on the parcel # 59-03-583-002 to ultimately include a building and parking lot. This is expected to be completed within a 3 year period. The parcel has been purchased by the applicant as of 4/20/2021.

I hereby certify that the proposed application is authorized by the owner of record and that I have been authorized by the owner to make this application as his agent. I agree the statements made on the attached application are true, and if found not to be true, any permit that may be issued may be void. Further, I agree to give permission to officials of the City of Burton to enter the property subject to this permit application for the purposes of inspections. Further I understand that this is an application and any fees paid will not be refundable regardless of the decision of the Commission. Mandatory attendance at the above meeting is acknowledged.

APPLICANTS SIGNATURE: Stanley Wright

Attachment: Backup SPR 21-23 (5118 : SPR #21-23)



Burton Planning Commission

4303 S. Center Road
Burton, MI 48519

SCHEDULED

AGENDA ITEM (ID # 5115)

Meeting: 06/08/21 05:00 PM

Department: Department of Public Works

Category: Administrative Site Plan Review

Prepared By: Leandra Swayne

Department Head: Charles Abbey

G.1

DOC ID: 5115

SPR #21-20

By: Melissa Burt
1184 S. Belsay Rd Burton MI 48509

Re: 1184 S. Belsay Rd. Burton MI 48509

For: New Business- Celebration Nation - Retail

ATTACHMENTS:

- Backup SPR 21-20 (PDF)



City of Burton
Department of Public Works
4093 Manor Drive
Genesee County, Burton, Michigan 48519
(810) 742-9230



APPLICATION FOR ZONING REVIEW

DATE FILED: 4.30.21

SPR #: 21-20

FEE: 75

PLEASE PRINT

DATE: 4/29/2021

APPLICANTS NAME: Melissa Burt

APPLICANTS ADDRESS: 1184 S. Belsay Rd Burton 48504

APPLICANTS PHONE NO: 810-922-0144 (Suite A)

APPLICANTS EMAIL: melaunburt@icloud.com

PROPOSED NAME OF BUSINESS: Celebration Nation

SITE ADDRESS: 1184 S. Belsay Rd Su. A

USE OF STRUCTURE: Retail

SQ FOOTAGE OF PROPERTY: 4912

SQ FOOTAGE OF STRUCTURE: 2400

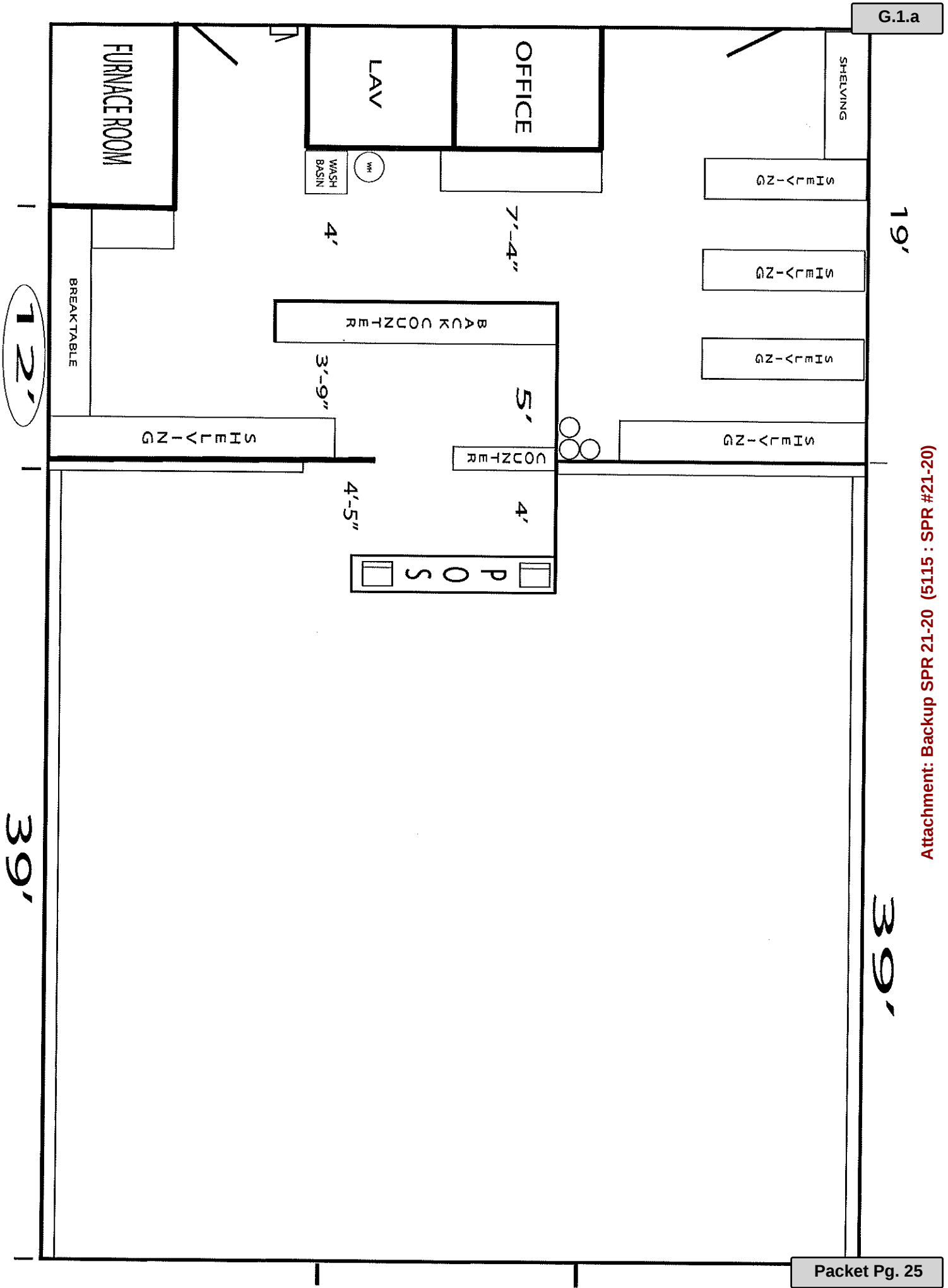
NUMBER OF EMPLOYEES/SEATS: 2

I hereby certify that the proposed application is authorized by the owner of record and that I have been authorized by the owner to make this application as his agent. I agree the statements made on the attached application are true, and if found not to be true, any permit that may be issued may be void. Further, I agree to give permission to officials of the City of Burton to enter the property subject to this permit application for the purposes of inspections.

APPLICANTS SIGNATURE: Melissa A Burt

*** ALSO ATTACH A FLOOR PLAN OF THE EXISTING AND PROPOSED BUSINESS.

Attachment: Backup SPR 21-20 (5115 : SPR #21-20)





Burton Planning Commission
4303 S. Center Road
Burton, MI 48519

SCHEDULED

AGENDA ITEM (ID # 5116)

Meeting: 06/08/21 05:00 PM
Department: Department of Public Works
Category: Administrative Site Plan Review
Prepared By: Leandra Swayne
Department Head: Charles Abbey

G.2

DOC ID: 5116

SPR #21-21

By: Saad Backayou

Re: G-3312 S. Dort Hwy. Burton MI 48529
Parcel ID 59-29-577-001

For: Change of ownership- personal storage only – no use approved

ATTACHMENTS:

- Backup SPR 21-21 (PDF)



City of Burton
 Department of Public Works
 4093 Manor Drive
 Genesee County, Burton, Michigan 48519
 (810) 742-9230



APPLICATION FOR ADMINISTRATIVE SITE PLAN REVIEW

DATE FILED: 5/4/2021

SPR #: 21-21

FEE: 75.00

PLEASE PRINT

DATE: 5/4/2021

APPLICANTS NAME: Saad Backayon

APPLICANTS ADDRESS: _____

APPLICANTS PHONE NO: (248) 444-0777

APPLICANTS EMAIL: Saadbatistuta@yahoo.com

PROPOSED NAME OF BUSINESS: Storage

SITE ADDRESS: 63312 S Dort Hwy, Burton MI 48529

PARCEL NUMBER: _____

TYPE: ☒ CHANGE OF OWNERSHIP/USE ☐ CONSTRUCTION LESS THAN 2%

USE OF STRUCTURE: Storage only - NO use approved

SQ FOOTAGE OF PROPERTY: 17,000 SF

SQ FOOTAGE OF STRUCTURE: _____

NUMBER OF EMPLOYEES/SEATS: 0

I hereby certify that the proposed application is authorized by the owner of record and that I have been authorized by the owner to make this application as his agent. I agree the statements made on the attached application are true, and if found not to be true, any permit that may be issued may be void. Further, I agree to give permission to officials of the City of Burton to enter the property subject to this permit application for the purposes of inspections.

APPLICANTS SIGNATURE: Saad Backayon

*** ALSO ATTACH A FLOOR PLAN OF THE PROPOSED BUSINESS.

Attachment: Backup SPR 21-21 (5116 : SPR #21-21)



Burton Planning Commission

4303 S. Center Road
Burton, MI 48519

SCHEDULED

AGENDA ITEM (ID # 5117)

Meeting: 06/08/21 05:00 PM

Department: Department of Public Works

Category: Administrative Site Plan Review

Prepared By: Leandra Swayne

Department Head: Charles Abbey

G.3

DOC ID: 5117

SPR #21-22

By: Garan Geror / Garjen Property Management LLC
2339 S. Vassar Rd. Davison MI 48423

Re: 1350 N. Belsay Rd Burton MI
Parcel ID 59-12-502-049

For: Change of Ownership/Use – Garjen Property Management LLC- Office Space

ATTACHMENTS:

- Backup SPR 21-22 (PDF)



City of Burton
 Department of Public Works
 4093 Manor Drive
 Genesee County, Burton, Michigan 48519
 (810) 742-9230



APPLICATION FOR ADMINISTRATIVE SITE PLAN REVIEW

DATE FILED: 5-6-21

FEE: 75.00

SPR #: 21-22

PLEASE PRINT

DATE: 5/3/21

APPLICANTS NAME: Goran Geras/Garjen property management LLC

APPLICANTS ADDRESS: 1350 N. Belsay rd Burton/2339 S. Vassar

APPLICANTS PHONE NO: 810-955-7353 Division 11

APPLICANTS EMAIL: garjenllc@gmail.com

PROPOSED NAME OF BUSINESS: Garjen property management LLC

SITE ADDRESS: 1350 N. Belsay rd. Burton

PARCEL NUMBER: 59 12502049

TYPE: ☒ CHANGE OF OWNERSHIP/USE ☐ CONSTRUCTION LESS THAN 2%

USE OF STRUCTURE: Office space

SQ FOOTAGE OF PROPERTY: 1.89 Acres

SQ FOOTAGE OF STRUCTURE: 1113 sq ft

NUMBER OF EMPLOYEES/SEATS: 5 (2 in office) (3 out)

I hereby certify that the proposed application is authorized by the owner of record and that I have been authorized by the owner to make this application as his agent. I agree the statements made on the attached application are true, and if found not to be true, any permit that may be issued may be void. Further, I agree to give permission to officials of the City of Burton to enter the property subject to this permit application for the purposes of inspections.

APPLICANTS SIGNATURE: [Signature]

*** ALSO ATTACH A FLOOR PLAN OF THE PROPOSED BUSINESS.

Attachment: Backup SPR 21-22 (5117 : SPR #21-22)

Garlen Property Management LLC 1350 N. Belsay Rd. Burton, MI 48509

