

Village of Ortonville
Village Office – 476 Mill Street, Ortonville, MI 48462
Planning Commission Regular Meeting
August 2, 2011

Chairman Lee Palshan called the meeting to order at 7:42 p.m.

Roll Call:

Present: Nivel, Waters, Craciun, Palshan

Absent: Vandis, McAvinchey (with notice), Hayden (with notice)

Also Present: Outgoing Village Manager – Larry Brown, New Village Manager – John Lyons, Recording Secretary – Heidi Barckholtz, Village Council President – Wayne Wills, and McKenna Associate – Sally Hodges.

Approval of Agenda:

***Motion** by **Nivel**, seconded by **Waters**, to approve the agenda of the August 2, 2011 Planning Commission Meeting.

All in favor, the Motion carried.

Approval of Meeting Minutes:

Minutes of the Planning Commission Meeting – May 5, 2011

***Motion** by **Waters**, seconded by **Nivel**, to approve the minutes of May 5, 2011 Regular Planning Commission meeting.

All in favor, the Motion carried.

New Business:

A. New Village Manager Introduction – John Lyons

Manager Lyons was introduced to each Commissioner.

B. New McKenna Associate Project Manager Introduction – Sally Hodges

Sally Hodges was introduced to the Planning Commission as the project manager for the Village's Zoning Ordinance re-write as Jim Breuckman, the former project manager, has resigned from McKenna Associates.

C. Scheduling of Public Hearing for Zoning Ordinance Re-Write

The public hearing for the Zoning Ordinance re-write was discussed and set for September 12, 2011 at 7:30 p.m. at the Village Office Conference room.

***Motion** by **Waters**, seconded by **Nivel**, to save September 12, 2011 for the Public Hearing for the Zoning Ordinance re-write at 7:30 p.m. at the Village Office conference room.

Roll Call:

Ayes: Nivel, Waters, Craciun, Palshan

Nays:

Absent: Vandis, McAvinchey (with notice), Hayden (with notice)

All in favor, the Motion carried.

D. 38 South Street Zoning

38 South Street is and has been used as a residential property but sits in the R1 zoning district. The current owner is concerned if he sells the home it would then only be allowed to be used as a commercial property. McKenna Associate, Sally Hodges noted that a possible provision could be added in the Zoning Ordinance that would state that residential properties in the R1 zoning district could be grandfathered in. She will talk with Jim Breuckman concerning the issue and address it at the public hearing on September 12, 2011.

E. Medical Marijuana

The Planning Commission discussed the current legal climate of the Medical Marijuana Law and the need to extend the Village's current moratorium that was passed in September 2010 by the Council. The continued lack of clarity in administrating the law at the local level was cited as a viable reason for the moratorium extension. McKenna Associate, Sally Hodges, recommended that the moratorium be six months in length versus twelve months due to the shorter length standing up better in court if challenged.

***Motion by Waters**, seconded by **Nivelt**, to recommend to the Village Council to adopt the six month moratorium for the Medical Marijuana Law.

Roll Call:

Ayes: Nivelt, Waters, Craciun, Palshan

Nays:

Absent: Vandis, McAvinchey (with notice), Hayden (with notice)

All in favor, the Motion carried.

Old Business:

None

Items from Commissioners:

None

Motion to by **Nivelt**, seconded by **Waters**, to adjourn the Planning Commission meeting.

Meeting adjourned at 8:30 p.m.

Respectfully Submitted,

Heidi Barckholtz
Recording Secretary