

CITY COUNCIL AGENDA

October 26, 2020 – 7:00 P.M.

1. CALL TO ORDER
2. ROLL CALL
3. APPROVAL OF MINUTES
 - A. **Regular City Council Meeting of Oct. 12, 2020 (ROLL CALL)**
4. MAYOR’S COMMENTS
5. CITY MANAGER’S COMMENTS
 - A. **Term of Office Starting Date**
6. AGENDA CHANGES (ADDITIONS/DELETIONS)
7. GUEST SPEAKERS:
8. PUBLIC COMMENT (*Limit 3 minutes*) *Select “unmute” mic in the Zoom interface and speak your name to be recognized or press *6 if you are calling in by phone to unmute your phone to speak.*
9. REQUESTS FOR PAYMENT
 - A. **Approval of Accounts Payable (ROLL CALL)**
10. INTRODUCTION OF ORDINANCES:
 - A. **Chapter 154 – Section 035(D) Front Setback**
 - B. **Chapter 154 – Section 143 Fence Height for Corner Lots**
 - C. **Chapter 154 – Section 174(C) Non-Conforming Structure out of Flood Plain**
 - D. **Chapter 154 – Section 154.005/024/039/040/041 Land Usage: Zoning Code**
11. PUBLIC HEARINGS:
12. UNFINISHED BUSINESS:
13. NEW BUSINESS
 - A. **Proclamation of Appreciation for the Saugatuck Douglas CVB (ROLL CALL)**
 - B. **Resolution 201026-A Fish Shanty Restoration Project Advisory Committee (ROLL CALL)**
 - C. **Resolution 201026-B Eurasian Water Milfoil Advisory Group (ROLL CALL)**
 - D. **Policy and Procedure for Remote and Hybrid Meetings (ROLL CALL)**
14. CONSENT AGENDA:
15. PUBLIC COMMENTS (*Limit 3 minutes*) *Select “unmute” mic in the Zoom interface and speak your name to be recognized or press *6 if you are calling in by phone to unmute your phone to speak.*
16. COMMUNICATIONS:
 - A. **Dave Blandford email – Park Street. (ACCEPT AS INFORMATION)**
 - B. **Fire Chief Greg Janik –Park/Ferry Streets Incident Data (ACCEPT AS INFORMATION)**
 - C. **Lt. Brett Ensfield – Allegan Co. Sheriff Department (ACCEPT AS INFORMATION)**
17. BOARDS, COMMISSIONS & COMMITTEE REPORTS
18. COUNCIL COMMENTS

NOTICE:

This public meeting will be held using Zoom video/audio conference technology due to the COVID-19 restrictions currently in place.

Join online by visiting:

<https://us02web.zoom.us/j/2698572603>

Join by phone by dialing:

**(312) 626-6799 -or-
(646) 518-9805**

Then enter “Meeting ID”:

2698572603

Please send questions or comments regarding meeting agenda items prior to meeting to: citymanager@saugatuckcity.com

19. ADJOURN (*ROLL*

CALL)

Requests for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact Saugatuck City Clerk at 269-857-2603 or cindy@saugatuckcity.com for further information.

**Proposed Minutes
Saugatuck City Council
Saugatuck, Michigan, October 12, 2020 7:00 P.M.**

The City Council met in regular session at 7:00 p.m. via Zoom video/audio conference technology due to COVID-19 restrictions currently in place.

1. Call to Order by Mayor Trester at 7:00 p.m.

2. Attendance

Present: Bekken, Johnson, Leo, Lewis, Peterson, Trester, and Verplank

Absent: None

Others Present: Interim City Manager Karen Doyle Homan, Clerk Erin Wilkinson, Treasurer Peter Stanislawski, Lt. Brett Ensfield, Randy Dirosa, and Chief Greg Janik

3. Approval of Minutes:

Regular City Council Meeting of September 28, 2020: A motion was made by Johnson, 2nd by Verplank, to approve the meeting minutes of September 28, 2020 as amended. Upon roll call vote the motion carried unanimously.

4. Mayor's Comments: Mayor Trester commented on the following:

- Thanked Saugatuck Douglas Rotary Club for hosting the virtual City Council candidate forum;
- Announced the City of Saugatuck has not historically made a statement about Halloween or suggested acceptable times for Trick-or-Treating, but we have shared the Allegan County Health Department guidelines through our website and Facebook;
- Provided a COVID-19 update: Michigan reported 1522 new infections on Saturday, the highest since April 7th, pushing the 7 day average above 1000 for the first time since April; recommended continuing to be cautious and encouraged our community to remain vigilant; and noted the schools reported 6 cases and moved to virtual learning for two weeks;
- Michigan Municipal League has advised council to speak with the attorneys about meeting virtually, until the Senate Bill 11-08 has passed; and
- Recognized Mark Bekken who paid tribute to Phil Quade for his many contributions and years of service to the community.

5. City Manager's Comments: Interim City Manager Karen Doyle Homan:

- Offered clarification around the accrued personal time-off payout to City Manager Kirk Harrier, in response to comments made about the amount at the last meeting. Last year the council passed a new personal policy that placed a maximum on the number of hours that may be accrued. The new policy combines all time off (vacation, sick, and PTO) and allows employees in their first year to earn 160 hours of paid time off. Broken down by a traditional policy that would amount to 12 sick days, 3 personal days, and 1 week of vacation - which is equal to the amount of time the interim manager was offered 30 years when she started working in this field.

6. Agenda Changes: None

7. Guest Speakers:

- A. Lt. Brett Ensfield – Allegan Co. Sheriff Department:** Provided Council with an update on the following: worked with the City Clerk to resolve a complaint from a citizen regarding a digital speed sign on Allegan Rd. that had been removed, and temporarily installed a replacement sign (while weather permits); staff has been working on mandatory training, and ran firearms range this week; a few extra reserves are scheduled for Halloween night; an individual has been identified, who was stealing campaign signs, the case has been turned over to the prosecuting attorney; and Lt. Ensfield responded to Council Member Lewis and Mayor Trestler that he would look into the feasibility of providing a quarterly or annual report in the format council has requested.
- B. Randy Dirosa - Saugatuck Douglas History Center: Fish Shanty Restoration Project Update:** the History Center is working on a restoration project and want to evaluate The City's interest in the project; the goal would be to use the old fish shanty as an exhibit and educational tool; the location where it will be relocated is yet to be determined; there is public and private interest in the project; and the History Center would like to continue conversations with The City.

8. Public Comment:

- **Scott Dean** - (13B) Eurasian Milfoil Study Group - encouraged Council to work with the City of Douglas.
- **Lauren Stanton** - (13 A&B, __) - encouraged Council to make a plan to treat the river by next Spring and evaluate what can be done up river; asked Council to encourage safe trick-or-treating and post the Allegan County Health Department guidelines; expressed a preference for continuing virtual Zoom Council meetings; and remarked about the International Fire Code being controversial and discouraged council from supporting the fee schedule amendment requested by the Saugatuck Township Fire District.

9. Request for Payment: A motion was made by Lewis, second by Johnson to approve the accounts payable in the amount of \$70,051.24. Upon roll call vote the motion passed unanimously.

10. Introduction of Ordinances: None

11. Public Hearings: None

12. Unfinished Business: None

13. New Business:

- A. Amendment to add International Fire Code Board of Appeals fee to Fee Schedule:** A motion was made by Peterson, second by Johnson, to approve the City of Saugatuck Schedule of Fees incorporating the fee structure for IFC Board of Appeals. Upon roll call vote the motion carried unanimously.
- B. Creation of Eurasian Water Milfoil Study Group:** A motion was made by Johnson, second by Peterson, to approve the creation of a Eurasian Water Milfoil Study Group consisting of two council persons, two city residents, and the city manager with a February 1, 2021 deadline to bring a recommendation for treatment to the City Council. Upon roll call vote the motion carried unanimously.
- C. Budget Amendment:** A motion was made by Verplank, second by Lewis, to approve Resolution No. 201012-A amending the FY 20/21 budget as presented. Upon roll call vote the motion carried unanimously.

D. Resolution No. 201012-B - Requesting Nonprofit Recognition for Saugatuck Sportfishing Association: A motion was made by Bekken, second by Verplank, to approve the City of Saugatuck Resolution No. 201012-B as presented. Upon roll call vote the motion carried unanimously.

14. Consent Agenda: None

15. Public Comments:

- **Jane Underwood** - Commented on removing the speed signs on Park St. and encouraged council to pursue a walking and bike path on Park; and encouraged council to deal with the milfoil issue.
- **Todd Hoskins** - Thanked Mayer Trester for the COVID-19 update and encouraged The City to communicate updates more regularly.
- **David Blandford** - Commented on Park Street safety and thanked City Council for the work they have done to make it safer, including the addition of three radar speed signs and added police presence; stated the three proposed options for increased safety along Park St. are not suitable or appropriate for the street and would negatively impact a number of residents and commended city council for pursuing common sense options to address the issue.
- **Steffanie Vlasity** - Requested data on accidents and incidents on Park St. to adequately evaluate the severity of the safety issue.
- **Gary Medler** - Commented on Dune Ridge construction.

16. Communications:

- A. Phyllis Yff Thank You Note** (ACCEPT AS INFORMATION)
- B. Kenneth Altman Letter Re Park Street Non-Motorized Study** (ACCEPT AS INFORMATION)
- C. Richard E. Heriford Letter Re Park Street Non-Motorized Study** (ACCEPT AS INFORMATION)

17. Boards, Commissions & Committee Reports: Fire Board summary and statistics were provided by Chief Janik.

18. Council Comments: Council Member Peterson thanked merchants and restaurants for keeping up with their response to the pandemic; thanked Sean Steele for moving the fish shanty; and thanked the CVB for donating to the Christmas lights project.

Council Member Lewis requested the council follow up on scheduling a meeting with Jon Vanderbeek to present his trail master plan.

Mayor Trester commented he had been working with Jon Vanderbeek to schedule a meeting.

19. Adjournment: A motion was made by Verplank, 2nd by Peterson to adjourn at 8:35 p.m. Upon roll call vote the motion passed unanimously.

Respectfully Submitted,

Erin K. Wilkinson
City Clerk



City Council Agenda Item Report

FROM: Karen Doyle Homan

MEETING DATE: October 26, 2020

SUBJECT: Term of Office

DESCRIPTION

At the workshop there was a brief discussion regarding when the terms of office for council members start after the election. I've attached Attorney Sluggett's letter from last year regarding this. Using the same logic, the second Monday after the election is November 16, 2020. On or before November 16, 2020, the four candidates selected in the election will need to stop in at City Hall to be sworn in. Their first workshop will be November 19 and first regular meeting will be November 23, 2020.

Bloom Sluggett, PC

COUNSELORS & ATTORNEYS

18A

Jeffrey V.H. Sluggett
Direct Dial: (616) 965-9341
Direct Fax: (616) 965-9351
jsluggett@bsmlawpc.com

November 4, 2019

Mr. Kirk Harrier, City Manager
City of Saugatuck
102 Butler Street
Saugatuck, MI 49453

Re: Term of Office

Dear Mr. Harrier:

This will confirm our conversation earlier today regarding the term to be served by members of the City Council.

Specifically, the City asked when candidates who are elected begin to serve their terms on the City Council (implicit in this is when prior officeholders are no longer deemed to be members of the City Council).

Section 4.3 of the City Charter provides, in full, as follows:

Section 4.3 Term of Office.

The councilmen (sic) shall hold office for his (sic) elected term from the second Monday following the city election at which he (sic) was elected.

(Emphasis added.)

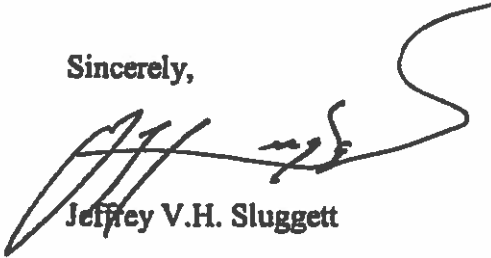
By way of example, there is currently an election scheduled for November 5, 2019. The second Monday following that election date is November 18, 2019. Thus, in that example, and assuming the candidates have otherwise qualified for office (see Section 4.5 of the City Charter), newly elected members of the Council would begin their term on November 18th. Until then, members currently serving in those positions would continue as elected Council members.¹

In order to be considered to have qualified for office, individuals elected have ten days after the City Clerk notifies them of the results of the canvass of the vote in which to take the oath of office prescribed by the Charter and state law. Individuals who are elected could, thus, take the oath of office any time within this ten day period. (See Section 4.4 of the City Charter.)

¹ The schedule set forth appears tied to Section 4.4 of the City Charter which provides that an individual elected to a City office is to be notified within seven days after the canvass of the votes. Put differently, a period of time is built into the Charter to allow for the canvass of votes to confirm whether an individual was elected.

I trust this answer the City's questions. If would like to discuss further or if I can be of additional assistance please contact me

Sincerely,

A handwritten signature in black ink, appearing to read 'Jeffrey V.H. Sluggett', with a long, sweeping flourish extending to the right.

Jeffrey V.H. Sluggett

Vendor Name	Description	Amount
1. ACTION INDUSTRIAL SUPPLY CO	UNIFORMS & SAFETY EQUIPMENT	140.79
2. ALLEGAN COUNTY NEWS	PRINTING	196.00
3. ALLEGAN COUNTY SHERIFF	SHERIFF CONTRACT	25,725.72
4. ALLEGAN COUNTY TREASURER	PROPERTY TAXES	15,427.77
5. BLOOM SLUGGETT PC	TAX TRIBUNAL	140.00
	LEGAL FEES	5,660.00
	TOTAL	5,800.00
6. CAPITAL ONE	PARKS & REPAIRS	601.61
7. COMPASS MINERALS AMERICA INC	ROAD SALT	4,265.51
8. CONSUMERS ENERGY	ELECTRIC	3,343.10
9. DIANNA MC GREW	ASSESSING SERVICES	2,689.47
10. DUNESVIEW KWIK SHOP INC	GASOLINE & DIESEL	403.19
11. HOLLAND MEDI-CENTER	DOT DRUG TESTING	46.00
12. IHLE AUTO PARTS	SUPPLIES	91.23
13. IXL MACHINE SHOP INC	SALT SPREADER CRADLE	2,180.00
14. KENDALL ELECTRIC INC	LIGHT BULBS STERNBERGS	314.06
	LIGHT BULBS STERNBERGS	44.87
	TOTAL	358.93
15. MACATAWA BANK	ROAD BOND	236,095.75
16. MERCHANTS BANCARD NETWORK	OVAL BEACH FEES	480.02
17. OTTAWA AREA INTERMEDIATE	SCHOOL DIS	
	PROPERTY TAXES	9,231.78
18. PRIORITY HEALTH	HEALTH INSURANCE	6,047.13
19. REPUBLIC SERVICES	TRASH	415.85
	TRASH	89.06
	TOTAL	504.91
20. SAUGATUCK PUBLIC SCHOOLS	PROPERTY TAXES	14,222.64
21. SAWYER ENGINE & COMPRESSOR	AIR COMPRESSOR MAINTENANCE	804.25
22. SEPTIC TANK SYSTEMS CO INC	HANDWASH STATIONS	110.00
	WICKS PARK	155.00
	CULVER STREET	280.00
	WICKS PARK	95.00
	TOTAL	640.00
23. SMART BUSINESS SOURCE LLC	OFFICE SUPPLIES	68.48
24. STANDARD INSURANCE COMPANY		

Vendor Name	Description	Amount
25. WESTENBROEK MOWER INC	INSURANCE	300.64
	REPAIRS MOWER	137.98
TOTAL - ALL VENDORS		329,802.90
FUND TOTALS:		
Fund 101		45,756.70
Fund 202		2,524.95
Fund 203		2,390.46
Fund 301		236,095.75
Fund 661		4,119.64
Fund 701		38,882.19
Fund 715		33.21

FROM: Cindy Osman, Planning and Zoning

MEETING DATE: **Introduction:** October 26, 2020
Action Date: November 9, 2020

SUBJECT: Introduction of Ordinance amendment to Section 154.035(D) front setback. Chapter 154, Front yard setback - clarification

DESCRIPTION

While processing an application for Zoning Board of Appeals, an error in front yard setbacks was discovered. It was traced back to the time that the PS R-1 zone district was created. It referenced the Manchester Plat and Campbell Street, but the Manchester Plat and Campbell Street are not in the PS R-1 zone district.

BUDGET ACTION REQUIRED

N/A

COMMITTEE/COMMISSION REVIEW

Planning Commission unanimously voted to recommend Council adoption on February 20, 2020.

LEGAL REVIEW

Municipal Attorney has reviewed the amendment and prepared the attached Ordinance amendment.

SAMPLE MOTION:

Motion to place the proposed Ordinance amendment to amend section 154.035(D) Front yard of the Code of the City of Saugatuck on the November 9, 2020 regular council meeting agenda for action.

**CITY COUNCIL
CITY OF SAUGATUCK
ALLEGAN COUNTY, MICHIGAN**

ORDINANCE NO. _____ -__

**AN ORDINANCE TO AMEND TITLE XV, CHAPTER 154, SECTION 154.035 OF
THE CODE OF THE CITY OF SAUGATUCK**

The City of Saugatuck Ordains:

Section 1. Amendment of Section 154.035. That Section 154.035, Chapter 154, Title XV, of the Code of the City of Saugatuck, entitled “ZONING DISTRICTS AND DISTRICT REGULATIONS; R-1 PENINSULA SOUTH DISTRICT (PS),” is amended to read as follows:

154.035 R-1 PENINSULA SOUTH DISTRICT (PS).

(A) *Generally*. The Peninsula South District is intended to recognize the character of plats that were created prior to 1968 and, as far as possible, allow for reasonable development. The District is also intended to promote waterfront residential land uses and enhance and protect the existing character of the District. The District objective is to promote visual access to Kalamazoo Lake and River and preserve the environmental characteristics of the zone. This District is designed to be more restrictive than other residential zones because of its proximity to water and the undeveloped portions of the city.

(B) *Permitted uses*.

- (1) Dwelling, single-family detached, with a floor area ratio that does not exceed 0.3:1.
- (2) Essential public services;
- (3) Home occupations; and
- (4) Short-term rental unit.

(C) *Special land uses*. Special land uses are subject to review and approval by the Planning Commission in accordance with §§ [154.060](#) through [154.068](#) and §§ [154.080](#) through [154.092](#).

- (1) Home businesses;
- (2) Rented accessory dwelling units in accordance with § [154.092\(J\)](#); and
- (3) Dwelling, single-family detached, with a floor area ratio that exceeds 0.3:1.

(D) *Dimension and area regulations*:

Front setback	25 feet from right-of-way for lots fronting on Park and Perryman <u>and Campbell Streets in the Manchester Plat</u> , or 15 feet from all other platted streets and alleys
Side setback	10 feet*
Rear setback	10 feet*
Minimum lot width	66 feet
Maximum lot coverage	25%
Minimum lot area	8,712 square feet
* Except waterfront yards – see § 154.022 (F)(4) waterfront lots	

Section 2. Effective Date. This Ordinance shall become effective seven (7) days after its publication unless otherwise provided by law.

YEAS: _____

NAYS: _____

ABSENT: _____

ORDINANCE NO. _____ ADOPTED

I, Monica Nagel, the Clerk of the City of Saugatuck, certify that the foregoing is a true and accurate copy of an ordinance adopted at a regular meeting of the City Council of the City of Saugatuck, held on _____, 2020, and noticed in accordance with all legal requirements.

Monica Nagel, Clerk

Introduced: _____

Adopted: _____

Published: _____

**CITY COUNCIL
CITY OF SAUGATUCK
ALLEGAN COUNTY, MICHIGAN**

ORDINANCE NO. _____ -__

**AN ORDINANCE TO AMEND TITLE XV, CHAPTER 154, SECTION 154.035 OF
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(B) *Permitted uses*.

- (1) Dwelling, single-family detached, with a floor area ratio that does not exceed 0.3:1.
- (2) Essential public services;
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(D) *Dimension and area regulations*:

Front setback	25 feet from right-of-way for lots fronting on Park ^{2,3} , <u>and Perryman- Street and Campbell Streets in the Manchester Plat</u> , or 15 feet from all other platted streets and alleys
Side setback	10 feet*
Rear setback	10 feet*
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Minimum lot area	8,712 square feet
* Except waterfront yards – see § <u>154.022</u> (F)(4) waterfront lots	

Section 2. Effective Date. This Ordinance shall become effective seven (7) days after its publication unless otherwise provided by law.

YEAS: _____

NAYS: _____

ABSENT: _____

ORDINANCE NO. _____ ADOPTED

I, Monica Nagel, the Clerk of the City of Saugatuck, certify that the foregoing is a true and accurate copy of an ordinance adopted at a regular meeting of the City Council of the City of Saugatuck, held on _____, 2020, and noticed in accordance with all legal requirements.

Monica Nagel, Clerk

Introduced: _____

Adopted: _____

Published: _____

FROM: Cindy Osman Planning and Zoning

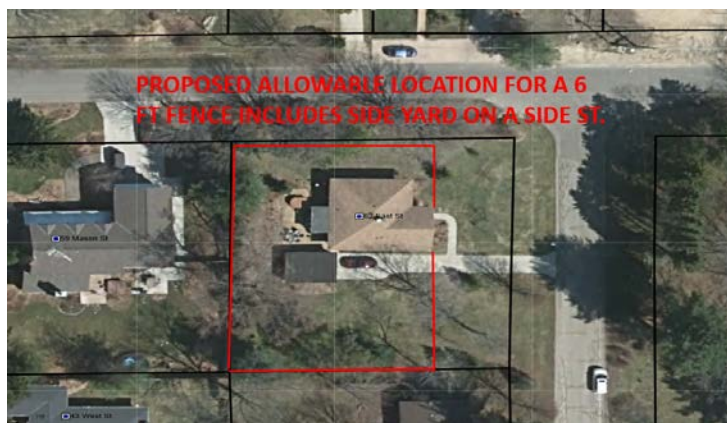
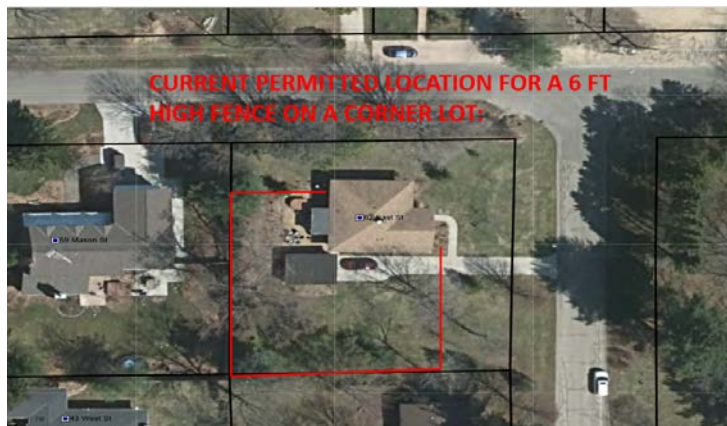
MEETING DATE: Introduction: October 26, 2020
Action: November 9, 2020

SUBJECT: Introduction of Ordinance amendment to Section 154.005 definitions, 154.143 regarding fence height for corner lots

DESCRIPTION

On an interior lot, a property owner can enclose their entire back yard with a six foot high fence. On a corner lot, a property owner can only enclose a portion of their back yard, because on a corner lot they are defined as having two front yards.

“152.022 (3) *Corner lots.* On a corner lot, each lot line which abuts a street shall be deemed to be a front lot line, and the required yard along both lot frontages shall be required front yard”



BUDGET ACTION REQUIRED

N/A

COMMITTEE/COMMISSION REVIEW

Approved by Planning Commission on October 15, 2020

LEGAL REVIEW

Reviewed and Prepared by City Attorney Jeff Sluggett

SAMPLE MOTION:

Motion to place the proposed Ordinance amendment to amend those Sections 154.143, Chapter 154, Title XV, of the Code of the City of Saugatuck, entitled “Land Usage; Zoning Code section 154.143, November 9, 2020 regular council meeting agenda for action.

§ 154.143 FENCING.

(A) *Intent.* The purpose of this section is to promote the public health, safety and welfare by regulating the manner and location of fence installations in the city while preserving the appearance, character and value of the community and its residential neighborhoods and commercial areas.

(B) *Permit required.* The erection, construction or substantial rebuilding of any fence shall require a fence permit. Substantial rebuilding is reconstruction of more than 50% of the structure, a change in height of the structure or a change from existing material. Painting, cleaning, replacement of like materials or other actions commonly considered as general maintenance shall not be defined as "substantial rebuilding".

(C) *Permit process.* Any person desiring to construct, or cause to be constructed, any fence or screen for which a permit is required as defined in this chapter, shall apply to the Zoning Administrator for a permit. A site plan of the proposed fence or screen shall be submitted with the application and shall:

- (1) Be drawn to scale with the scale noted, and the direction North noted;
- (2) Include the name, address and phone number of the person who prepared the drawing;
- (3) Show the locations and proper dimensions of lot lines and street right of way lines. A legal survey may be requested at the discretion of the Zoning Administrator;
- (4) Show the location of the proposed fence or screen in relation to the property lines;
- (5) Show the height the fence throughout; and
- (6) The Zoning Administrator shall review the application with respect to compliance with the requirements of this chapter. If all requirements have been met, a permit will be issued.

(D) *General requirements.*

(1) *Materials.* Fences and screens shall be constructed of steel, iron, wood, masonry or other durable materials. Masonry piers may be substituted for wood posts.

(2) *Construction.* Fences and screens shall be constructed and maintained plumb and true with adequate support and in a safe and sightly manner. Posts or piers shall be spaced not more than eight feet on center.

(3) *Maintenance and repair.* The owner of any fence or screen shall remove or repair a fence that is dangerous, dilapidated or otherwise in violation of this code. Fences and screens shall be maintained to retain their original appearance, shape and configuration. Elements of the fence or screen that are missing, damaged, destroyed or repaired shall be replaced and/or repaired to maintain conformity with the original fence.

(4) *Fire/public hazard.* No fence shall be approved which constitutes a fire hazard either of itself or in connection with the existing structures in the vicinity, nor

which interferes with access by the Fire Department, or which will constitute a hazard to street traffic or pedestrians.

(E) *Fence location and height regulations.*

(1) There shall be a maximum of one fence permitted along a property line, for each property owner. No portion of a fence shall project beyond the owner's property line.

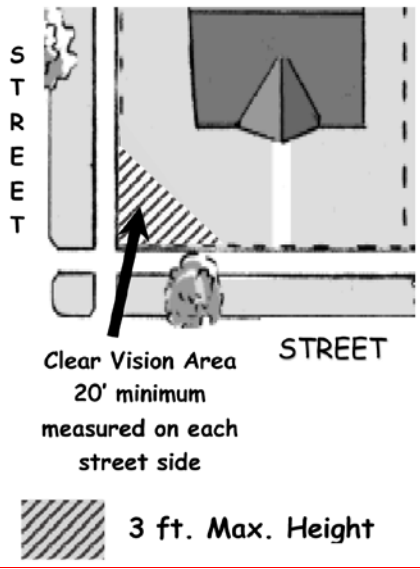
(2) When erecting a new fence next to an existing fence, the maintenance of the area between the fences shall be the responsibility of the person erecting the new fence. Fence panels shall be raised sufficiently above grade to allow for maintenance of the area between the fences.

(3) The decorative side of the fence (the one that reveals to the least extent the support members of the fence) shall be located so that it is facing toward the adjacent properties and toward the street on a corner lot.

(4) Fences located within a rear or side yard shall not exceed six feet in height measured from the surface of the ground, unless as part of an approved site plan, in which case the Planning Commission may approve fences up to ten feet in height.

(5) Fences located within a front yard setback shall not exceed three feet in height measured from the surface of the ground and shall not be located within one foot of the public right of way or sidewalk and shall not prevent clear vision of an intersection or a driveway.

(6) For corner lots, fences located within a side yard abutting a side street shall not exceed six feet in height measured from the surface of the ground. All fences in the side yard on a side street shall be located at least one foot from the public right of way or sidewalk and shall not prevent clear vision of an intersection or a driveway. Clear vision at an intersection means that no fence higher than three feet measured from the surface of the ground shall be placed within 20 feet of an intersection as illustrated below.



(7) -No fence may be located in the public right-of-way, including but not limited to the area between the sidewalk and the street.

(8) For purposes of this subsection, for a corner lot the widest lot dimension along a street line shall be deemed to be a side yard on a side street.

(F) *Additional fence requirements.*

(1) *Barrier fences.* Fences containing barbed wire, electric charges or sharp materials at the top of the fence are prohibited unless needed to protect the public safety and approved by the Planning Commission.

(2) *Temporary construction fences.* Temporary construction fences and fences for protection around excavations shall comply with all requirements of the State Construction Code. The fences shall not be in place for a period of more than one year without special approval from the Zoning Administrator.

(3) *Hedges.* A hedge used as a fence or screen shall be considered a fence for the purposes of this chapter.

(4) *Masonry walls.* A masonry wall used as a fence or screen shall be considered a fence for the purposes of this chapter. Masonry walls shall be constructed to facilitate maintenance. Drainage patterns shall not be modified so as to endanger adjacent property. The outer face of the wall (those facing adjacent property owners or streets) shall be made of clay, brick, stone, split face or cut concrete block, or other similar decorative material.

(5) *Privacy screening.* See § [154.142](#).

(6) *Waterfront.* Fences located within 25 feet of the shore of any lake, river or stream shall not be greater than four feet in height and shall be wrought iron, open

mesh, chain link, lattice, slatted or similar type fencing provided that a minimum ratio of six parts open space to one part solid material is maintained.

**CITY COUNCIL
CITY OF SAUGATUCK
ALLEGAN COUNTY, MICHIGAN**

ORDINANCE NO. _____ -__

**AN ORDINANCE TO AMEND TITLE XV, CHAPTER 154, SECTION 154.143 OF
THE CODE OF THE CITY OF SAUGATUCK**

The City of Saugatuck Ordains:

Section 1. Amendment of Section 154.143. That Section 154.143, Chapter 154, Title XV, of the Code of the City of Saugatuck, entitled "SIGNS, SCREENING AND FENCES; FENCING," is amended to read as follows:

§ 154.143 FENCING.

(A) *Intent.* The purpose of this section is to promote the public health, safety and welfare by regulating the manner and location of fence installations in the city while preserving the appearance, character and value of the community and its residential neighborhoods and commercial areas.

(B) *Permit required.* The erection, construction or substantial rebuilding of any fence shall require a fence permit. Substantial rebuilding is reconstruction of more than 50% of the structure, a change in height of the structure or a change from existing material. Painting, cleaning, replacement of like materials or other actions commonly considered as general maintenance shall not be defined as "substantial rebuilding".

(C) *Permit process.* Any person desiring to construct, or cause to be constructed, any fence or screen for which a permit is required as defined in this chapter, shall apply to the Zoning Administrator for a permit. A site plan of the proposed fence or screen shall be submitted with the application and shall:

- (1) Be drawn to scale with the scale noted, and the direction North noted;
- (2) Include the name, address and phone number of the person who prepared the drawing;
- (3) Show the locations and proper dimensions of lot lines and street right of way lines. A legal survey may be requested at the discretion of the Zoning Administrator;
- (4) Show the location of the proposed fence or screen in relation to the property lines;
- (5) Show the height the fence throughout; and
- (6) The Zoning Administrator shall review the application with respect to compliance with the requirements of this chapter. If all requirements have been met, a permit will be issued.

(D) *General requirements.*

(1) *Materials.* Fences and screens shall be constructed of steel, iron, wood, masonry or other durable materials. Masonry piers may be substituted for wood posts.

(2) *Construction.* Fences and screens shall be constructed and maintained plumb and true with adequate support and in a safe and sightly manner. Posts or piers shall be spaced not more than eight feet on center.

(3) *Maintenance and repair.* The owner of any fence or screen shall remove or repair a fence that is dangerous, dilapidated or otherwise in violation of this code. Fences and screens shall be maintained to retain their original appearance, shape and configuration. Elements of the fence or screen that are missing, damaged, destroyed or repaired shall be replaced and/or repaired to maintain conformity with the original fence.

(4) *Fire/public hazard.* No fence shall be approved which constitutes a fire hazard either of itself or in connection with the existing structures in the vicinity, nor which interferes with access by the Fire Department, or which will constitute a hazard to street traffic or pedestrians.

(E) *Fence location and height regulations.*

(1) There shall be a maximum of one fence permitted along a property line for each property owner. No portion of a fence shall project beyond the owner's property line.

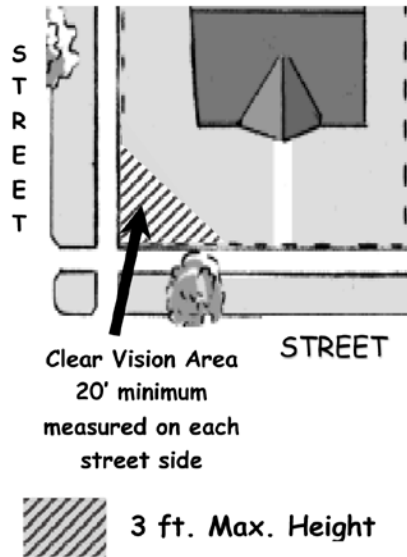
(2) When erecting a new fence next to an existing fence, the maintenance of the area between the fences shall be the responsibility of the person erecting the new fence. Fence panels shall be raised sufficiently above grade to allow for maintenance of the area between the fences.

(3) The decorative side of the fence (the one that reveals to the least extent the support members of the fence) shall be located so that it is facing toward the adjacent properties and toward the street on a corner lot.

(4) Fences located within a rear or side yard shall not exceed six feet in height measured from the surface of the ground, unless as part of an approved site plan, in which case the Planning Commission may approve fences up to ten feet in height.

(5) Fences located within a front yard setback shall not exceed three feet in height measured from the surface of the ground and shall not be located within one foot of the public right of way or sidewalk and shall not prevent clear vision of an intersection or a driveway.

(6) For corner lots, fences located within a side yard abutting a side street shall not exceed six feet in height measured from the surface of the ground. All fences in the side yard on a side street shall be located at least one foot from the public right of way or sidewalk and shall not prevent clear vision of an intersection or a driveway. Clear vision at an intersection means that no fence higher than three feet measured from the surface of the ground shall be placed within 20 feet of an intersection as illustrated below.



(7) No fence may be located in the public right-of-way, including but not limited to the area between the sidewalk and the street.

(8) For purposes of this subsection, for a corner lot the widest lot dimension along a street line shall be deemed to be a side yard on a side street.

(F) *Additional fence requirements.*

(1) *Barrier fences.* Fences containing barbed wire, electric charges or sharp materials at the top of the fence are prohibited unless needed to protect the public safety and approved by the Planning Commission.

(2) *Temporary construction fences.* Temporary construction fences and fences for protection around excavations shall comply with all requirements of the State Construction Code. The fences shall not be in place for a period of more than one year without special approval from the Zoning Administrator.

(3) *Hedges.* A hedge used as a fence or screen shall be considered a fence for the purposes of this chapter.

(4) *Masonry walls.* A masonry wall used as a fence or screen shall be considered a fence for the purposes of this chapter. Masonry walls shall be constructed to facilitate maintenance. Drainage patterns shall not be modified so as to endanger adjacent property. The outer face of the wall (those facing adjacent property owners or streets) shall be made of clay, brick, stone, split face or cut concrete block, or other similar decorative material.

(5) *Privacy screening.* See § [154.142](#).

(6) *Waterfront.* Fences located within 25 feet of the shore of any lake, river or stream shall not be greater than four feet in height and shall be wrought iron, open mesh, chain link, lattice, slatted or similar type fencing provided that a minimum ratio of six parts open space to one part solid material is maintained.

Section 2. Effective Date. This Ordinance shall become effective seven (7) days after its publication unless otherwise provided by law.

YEAS: _____

NAYS: _____

ABSENT: _____

ORDINANCE NO. _____ ADOPTED

I, Erin Wilkinson, the Clerk of the City of Saugatuck, certify that the foregoing is a true and accurate copy of an ordinance adopted at a regular meeting of the City Council of the City of Saugatuck, held on _____, 2020, and noticed in accordance with all legal requirements.

Erin Wilkinson, Clerk

Introduced: _____

Adopted: _____

Published: _____

FROM: Cindy Osman Planning and Zoning

MEETING DATE: **Introduction:** October 26, 2020
Action Date: November 9, 2020

SUBJECT: Introduction of Ordinance amendment to Section 154.174(C) regarding lifting a non-conforming structure out of the flood plain

DESCRIPTION

Recent high water events have created some problems for existing structures that are in the areas of special flood hazard (commonly known as flood plain). Section R322 of the Michigan residential code requires that all new and substantially improved structures be elevated out of the established flood plain. Substantially improved means that the cost of the improvements is 50% or more than the assessed value of the structure. Repairs to flood damaged structures can easily exceed this amount.

The intent of this amendment to give structures threatened by flooding the same non-conforming rights as structures damaged or destroyed by fire or wind or other calamities, to rebuild on the same footprint.

BUDGET ACTION REQUIRED

N/A

COMMITTEE/COMMISSION REVIEW

Approved by Planning Commission on October 15, 2020

LEGAL REVIEW

Reviewed and prepared by City Attorney Jeff Sluggett

SAMPLE MOTION:

Motion to place the proposed Ordinance amendment to amend Section 154.174(C), Chapter 154, Title XV, of the Code of the City of Saugatuck, entitled “Land Usage; Zoning Code section 154.174(C), on the November 9, 2020 regular council meeting agenda for action.

**CITY COUNCIL
CITY OF SAUGATUCK
ALLEGAN COUNTY, MICHIGAN**

ORDINANCE NO. _____ -__

**AN ORDINANCE TO AMEND TITLE XV, CHAPTER 154, SECTION 154.174(C)
OF THE CODE OF THE CITY OF SAUGATUCK**

The City of Saugatuck Ordains:

Section 1. Amendment of Subsection 154.174(C). That Subsection 154.174(C), Chapter 154, Title XV, of the Code of the City of Saugatuck, entitled “NONCONFORMING USES, LOTS AND STRUCTURES; NONCONFORMING STRUCTURES,” is amended to read as follows:

§ 154.174(C)

(C) *Nonconforming structures*. Use of structures which are existing and lawful on the effective date of this chapter, or amendment thereto, may be continued, even though the structures do not conform with the provisions of this chapter, or amendment thereto, subject to the following provisions.

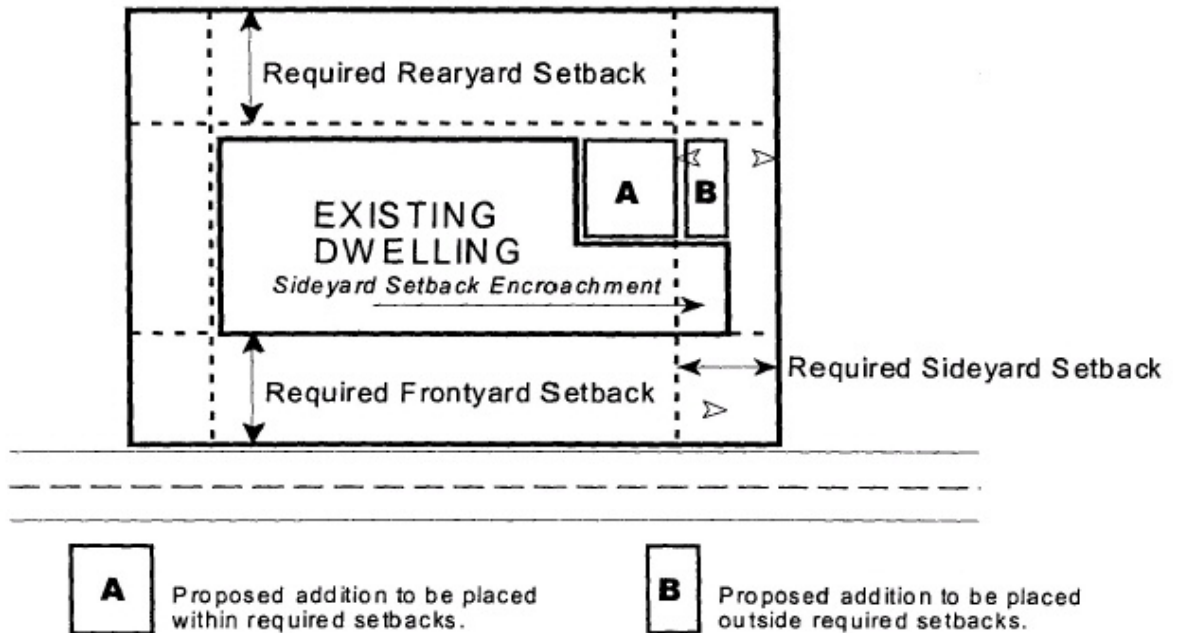
(1) *Enlargement or alteration*.

(a) A lawful nonconforming structure may not be enlarged, expanded or altered in any way which increases its nonconformity with the provisions of this chapter unless otherwise noted within this chapter. The nonconforming structure may be enlarged or altered provided that all such changes are in conformance with all provisions of this chapter at every structural level. All enlargements or alterations shall be subject to review and approval by the Zoning Administrator.

(b) Pursuant to the above, the Zoning Administrator may require the applicant to provide boundary and/or topographic surveys of the existing nonconforming structure and associated site. These surveys shall be sealed by a registered land surveyor registered in the State of Michigan. The topographic survey may be limited to providing dimensional detail on the height of existing structures, unless additional information is required by the Zoning Administrator.

(c) The surveys shall verify that the existing setbacks and height limit of the existing nonconforming structure comply with the setbacks and height standards of the underlying zone district. Further, the survey drawing shall be used to identify the specific area, with dimensions, to be occupied by the expansion or alteration of the nonconforming structure.

Example: Nonconforming Residential Structure



The existing dwelling encroaches on a required side yard setback resulting in a nonconforming situation. Proposed addition “A” may be permitted following a residential site plan review by the Planning Commission. However, a variance from the Zoning Board of Appeals would be required for addition “B”.

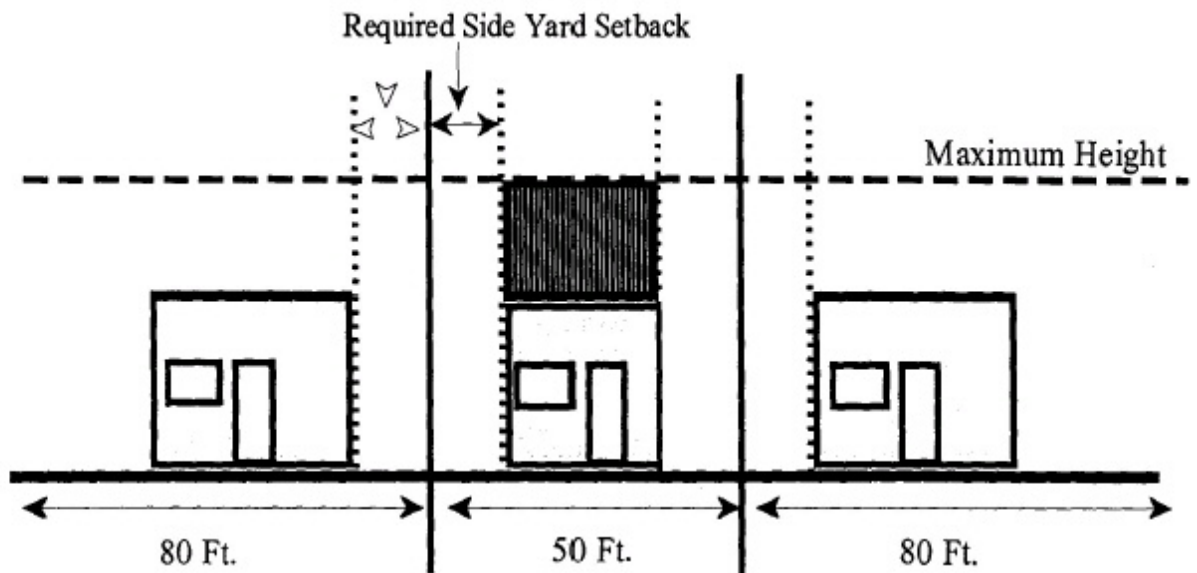
(2) *Non-use (dimensional) variance.* Such variances may be authorized by the Zoning Board of Appeals for enlargement or alterations of nonconforming structures that increase any nonconformity(ies) under the provisions of §§ [154.150](#) through [154.157](#).

(3) *ZBA conditions pursuant to enlargement/alteration.* In authorizing a variance to enlarge or alter a lawful nonconforming structure, the Zoning Board of Appeals may impose conditions necessitated by the request including, but not limited to: additional site landscaping; site buffers; fencing; facade design requirements, building materials and building color changes; additional off-street parking and vehicular circulation modifications; signage; exterior lighting; and related building and site design modifications and conditions.

Example: Structural Alteration on a Nonconforming Lot

The zone district requires a minimum lot width of 80 feet. The undersized lot of 50 feet is a legal nonconforming parcel. The lot may be used to accommodate a permitted building provided all setbacks are complied with. In the following example, the undersized lot meets all building setbacks. The applicant wishes to increase the height of the structure. He or she may do

so provided the upper story remains within all setbacks and height limits. A variance is not required.



(4) *Damage and reconstruction.*

(a) *Nonconforming structure.* In the event that any lawful, nonconforming, structure shall be damaged or destroyed by fire, wind, accident, act of God, or other similar means or manner, or threatened by flood, reconstruction or, restoration, and/or raising shall be permitted by right, unless such destruction or damage was due to the intentional or reckless act or actions of an owner of the property, ~~regardless of the district within which the preexisting structure was located.~~ A structure to be reconstructed or restored shall be located within the original dimensions at every structural level, and/or within the original gross finished floor area, including decks and patios, with the exception that no portion of the structure shall be reconstructed within, or so as to encroach on, a public right-of-way or public easement. In addition, a structure to be reconstructed, and all reconstruction or restoration of structures restored, or raised within a designated special flood hazard area shall be located within the original dimensions at every structural level, and/or within the original gross finished floor area, including decks and patios, and shall further conform to the State Construction Code. Any reconstruction shall be subject to compliance with the provisions of this chapter, and any expansion shall be in full conformance with the requirements of the zoning district.

(b) *Building permit required.* Any reconstruction or restoration authorized pursuant to this division shall require the issuance of a building permit within 12 months of the occurrence of the damage.

(c) *Special flood hazard area.* For purposes of this subsection, threatened by flood shall mean that the structure is located in the special flood hazard area as designated in the current Flood Insurance Rate Map (FIRM) and the lowest floor level is less than one foot above

the Base Flood Elevation (BFE) as designated in the FIRM. In addition, a structure that is threatened by flood shall not be raised more than three feet above the BFE.

(5) *Decrease of nonconformity and re-establishment.* If a lawful nonconforming structure is altered or modified so as to eliminate, remove or lessen any or all of its nonconforming characteristics, then those nonconforming characteristics shall not be later re-established or increased.

Section 3. Effective Date. This Ordinance shall become effective seven (7) days after its publication unless otherwise provided by law.

YEAS: _____

NAYS: _____

ABSENT: _____

ORDINANCE NO. _____ ADOPTED

I, Erin Wilkinson, the Clerk of the City of Saugatuck, certify that the foregoing is a true and accurate copy of an ordinance adopted at a regular meeting of the City Council of the City of Saugatuck, held on _____, 2020, and noticed in accordance with all legal requirements.

Erin Wilkinson, Clerk

Introduced: _____

Adopted: _____

Published: _____

**CITY COUNCIL
CITY OF SAUGATUCK
ALLEGAN COUNTY, MICHIGAN**

ORDINANCE NO. _____ -__

**AN ORDINANCE TO AMEND TITLE XV, SECTIONS 154.174(C) OF THE
CODE OF THE CITY OF SAUGATUCK**

The City of Saugatuck Ordains:

Section 1. Amendment of Subsection 154.174(C). That Subsection 154.174(C), Chapter 154, Title XV, of the Code of the City of Saugatuck, entitled “NONCONFORMING USES, LOTS AND STRUCTURES; NONCONFORMING STRUCTURES,” is amended to read as follows:

§ 154.174(C)

(C) *Nonconforming structures*. Use of structures which are existing and lawful on the effective date of this chapter, or amendment thereto, may be continued, even though the structures do not conform with the provisions of this chapter, or amendment thereto, subject to the following provisions.

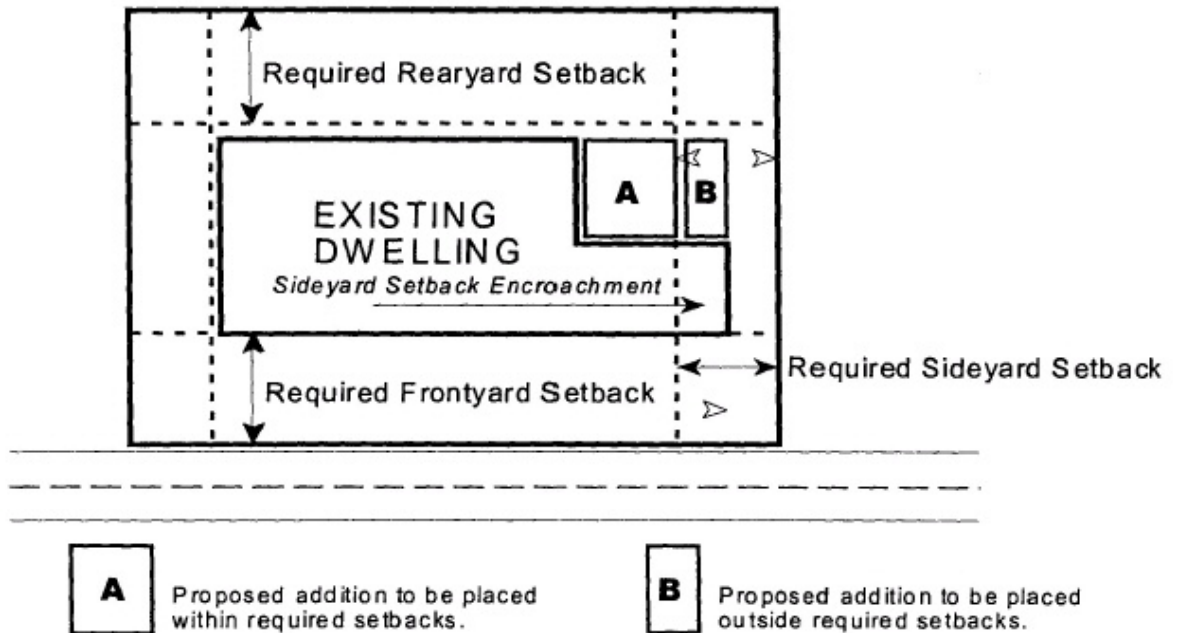
(1) *Enlargement or alteration*.

(a) A lawful nonconforming structure may not be enlarged, expanded or altered in any way which increases its nonconformity with the provisions of this chapter unless otherwise noted within this chapter. The nonconforming structure may be enlarged or altered provided that all such changes are in conformance with all provisions of this chapter at every structural level. All enlargements or alterations shall be subject to review and approval by the Zoning Administrator.

(b) Pursuant to the above, the Zoning Administrator may require the applicant to provide boundary and/or topographic surveys of the existing nonconforming structure and associated site. These surveys shall be sealed by a registered land surveyor registered in the State of Michigan. The topographic survey may be limited to providing dimensional detail on the height of existing structures, unless additional information is required by the Zoning Administrator.

(c) The surveys shall verify that the existing setbacks and height limit of the existing nonconforming structure comply with the setbacks and height standards of the underlying zone district. Further, the survey drawing shall be used to identify the specific area, with dimensions, to be occupied by the expansion or alteration of the nonconforming structure.

Example: Nonconforming Residential Structure



The existing dwelling encroaches on a required side yard setback resulting in a nonconforming situation. Proposed addition “A” may be permitted following a residential site plan review by the Planning Commission. However, a variance from the Zoning Board of Appeals would be required for addition “B”.

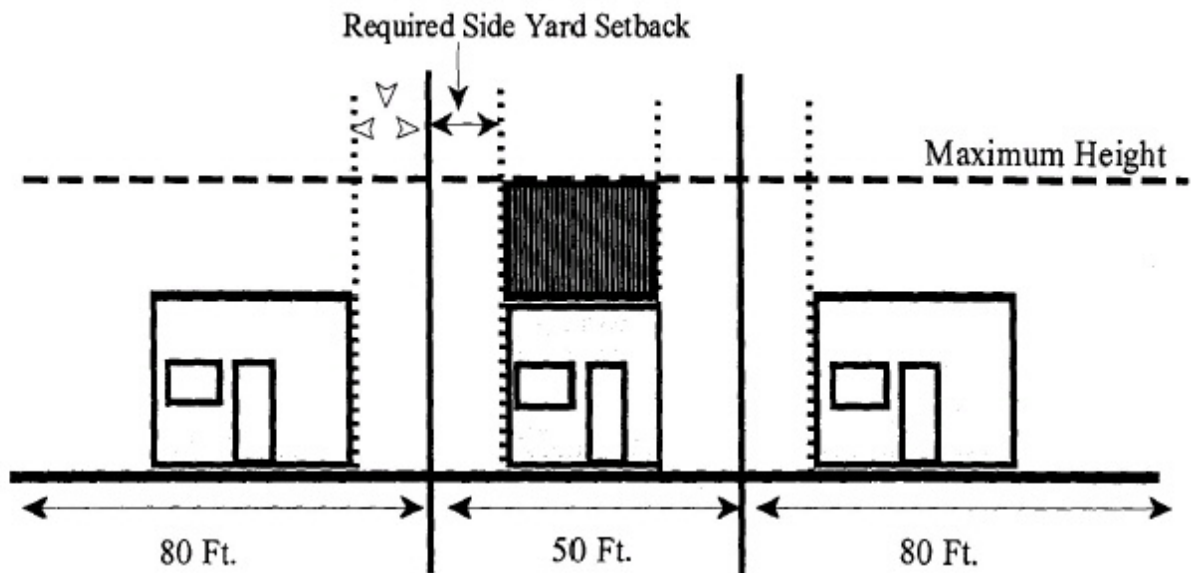
(2) *Non-use (dimensional) variance.* Such variances may be authorized by the Zoning Board of Appeals for enlargement or alterations of nonconforming structures that increase any nonconformity(ies) under the provisions of §§ [154.150](#) through [154.157](#).

(3) *ZBA conditions pursuant to enlargement/alteration.* In authorizing a variance to enlarge or alter a lawful nonconforming structure, the Zoning Board of Appeals may impose conditions necessitated by the request including, but not limited to: additional site landscaping; site buffers; fencing; facade design requirements, building materials and building color changes; additional off-street parking and vehicular circulation modifications; signage; exterior lighting; and related building and site design modifications and conditions.

Example: Structural Alteration on a Nonconforming Lot

The zone district requires a minimum lot width of 80 feet. The undersized lot of 50 feet is a legal nonconforming parcel. The lot may be used to accommodate a permitted building provided all setbacks are complied with. In the following example, the undersized lot meets all building setbacks. The applicant wishes to increase the height of the structure. He or she may do

so provided the upper story remains within all setbacks and height limits. A variance is not required.



(4) *Damage and reconstruction.*

(a) *Nonconforming structure.* In the event that any lawful, nonconforming, structure shall be damaged or destroyed by fire, wind, accident, act of God, or other similar means or manner, or threatened by flood, reconstruction, restoration, and/or raising shall be permitted by right, unless such destruction or damage was due to the intentional or reckless act or actions of an owner of the property. A structure to be reconstructed or restored shall be located within the original dimensions at every structural level, and/or within the original gross finished floor area, including decks and patios, with the exception that no portion of the structure shall be reconstructed within, or so as to encroach on, a public right-of-way or public easement. In addition, a structure to be reconstructed, restored, or raised within a designated special flood hazard area shall be located within the original dimensions at every structural level, and/or within the original gross finished floor area, including decks and patios, and shall further conform to the State Construction Code. Any reconstruction shall be subject to compliance with the provisions of this chapter, and any expansion shall be in full conformance with the requirements of the zoning district.

(b) *Building permit required.* Any reconstruction or restoration authorized pursuant to this division shall require the issuance of a building permit within 12 months of the occurrence of the damage.

(c) *Special flood hazard area.* For purposes of this subsection, threatened by flood shall mean that the structure is located in the special flood hazard area as designated in the current Flood Insurance Rate Map (FIRM) and the lowest floor level is less than one foot above the Base Flood Elevation (BFE) as designated in the FIRM. In addition, a structure that is threatened by flood shall not be raised more than three feet above the BFE.

(5) *Decrease of nonconformity and re-establishment.* If a lawful nonconforming structure is altered or modified so as to eliminate, remove or lessen any or all of its nonconforming characteristics, then those nonconforming characteristics shall not be later re-established or increased.

Section 2. Effective Date. This Ordinance shall become effective seven (7) days after its publication unless otherwise provided by law.

YEAS: _____

NAYS: _____

ABSENT: _____

ORDINANCE NO. _____ ADOPTED

I, Erin Wilkinson, the Clerk of the City of Saugatuck, certify that the foregoing is a true and accurate copy of an ordinance adopted at a regular meeting of the City Council of the City of Saugatuck, held on _____, 2020, and noticed in accordance with all legal requirements.

Erin Wilkinson, Clerk

Introduced: _____

Adopted: _____

Published: _____

FROM: Cindy Osman Planning and Zoning

MEETING DATE: **Introduction:** October 26, 2020
Action Date: November 9, 2020

SUBJECT: Introduction of Ordinance to amend Sections 154.005, 154.024, 154.039, 154.040, and 154.041 to update uses in the commercial zone districts

DESCRIPTION: To update and modernize the permitted uses in the commercial zone district – the definition of motion picture establishments was updated to include live performances, restaurants require special land use approval across all districts, and some other minor changes as shown in the attached chart.

BUDGET ACTION REQUIRED

N/A

COMMITTEE/COMMISSION REVIEW

Approved by Planning Commission on June 25, 2020

LEGAL REVIEW

Reviewed and prepared by City Attorney Jeff Sluggett

SAMPLE MOTION:

Motion to place the proposed Ordinance amendment to amend Sections 154.005, 154.024, 154.039, 154.040, and 154.041, Chapter 154, Title XV, of the Code of the City of Saugatuck, entitled “Land Usage;” Zoning Ordinance on the November 9, 2020 regular council meeting agenda for action.

**CITY COUNCIL
CITY OF SAUGATUCK
ALLEGAN COUNTY, MICHIGAN**

ORDINANCE NO. _____

**AN ORDINANCE TO AMEND TITLE XV, CHAPTER 154, SECTIONS 154.005, 154.024,
154.039, 154.040, AND 154.041 OF THE CODE OF THE CITY OF SAUGATUCK**

The City of Saugatuck Ordains:

Section 1. Amendment of Section 154.005. That Section 154.005, Chapter 154, Title XV, of the Code of the City of Saugatuck, entitled "Land Usage; Zoning Code; Definitions" is amended with respect to the following:

Delete **MOTION PICTURE FACILITY**

Section 2. Amendment of Section 154.024. That Section 154.024, Chapter 154, Title XV, of the Code of the City of Saugatuck, entitled "Land Usage; Zoning Code; C-1 City Center Commercial District (CC)" is amended to read as follows:

154.024 C-1 CITY CENTER COMMERCIAL DISTRICT (CC).

(A) *Generally.*

(1) This district is designed to promote and preserve the Central Business District character of the city.

(2) The district permits intense retail and commercial uses.

(3) Residential uses and business and professional offices are encouraged on the second and third floors of buildings in the district.

(4) Utilization of existing undeveloped land in the district is encouraged when done in a manner consistent with the character of the district.

(B) *Permitted uses:*

(1) Essential public services;

(2) Retail stores;

~~(3) Domestic and business repairs;~~

~~(43)~~ Personal service establishment;

~~(45)~~ Art gallery;

~~(56)~~ Single-family, two-family, multiple-family dwelling units on second or third floors;

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- (67) Home occupations;
- (78) Short-term rental unit on second or third floors; and,
- (89) Business, Professional Offices on second and third floors only.

(C) *Special land uses.* Special land uses are subject to review and approval by the Planning Commission in accordance with §§ [154.060](#) through [154.068](#) and §§ [154.080](#) through [154.092](#):

- (1) Bed and breakfast;
- (2) Hotel/inn;
- (3) Motel/motor court;
- (4) ~~Motion picture facility~~; Theater;
- (5) Parking facility;
- (6) Restaurants;
- (7) Rental of accessory dwellings;
- (88) Recreational transportation rental facilities; and
- (99) Brewery, distillery, and winery.

(D) *Dimension and area regulations.*

(1) Permitted uses and special uses: 4. ~~Motion picture facility~~ Theater, 5. Parking facility, 6. Restaurants, 8. Recreational transportation rental facilities, and 9. Brewery, distillery, and winery.

Front setback	0 feet
Side setback	0 feet*
Rear setback	0 feet*
Minimum lot area	4,356 square feet
Minimum lot width	33 feet of street frontage
Maximum lot coverage	100%*
* Subject to Fire Code Regulations	

(2) Special uses: 1. Bed and breakfast, 2. Hotel/inn, 3. Motel/motor court, and 7. Rental of accessory dwellings.

Front setback	0 feet
Side setback	0 feet*

Rear setback	0 feet*
Minimum lot area	8,712 square feet
Minimum lot width	66 feet
Maximum lot coverage	100%*
* Subject to Fire Code Regulations	

(Ord. passed 6-24-1996; Am. Ord. 050711, passed - -; Am. Ord. 02-02, passed 2-11-2002; Am. Ord. 090824-1, passed 8-24-2009; Am. Ord. 100726-1, passed 7-26-2010; Am. Ord. 101122-1, passed 11-22-2010; Am. Ord. 110214-1, passed 12-14-2011; Am. Ord. 111212-1, passed 12-12-2011; Am. Ord. 140714-1, passed 7-14-2014; Am. Ord. 200622-1, passed 6-22-2020)

Section 3. Amendment of Section 154.039. That Section 154.039, Chapter 154, Title XV, of the Code of the City of Saugatuck, entitled “Land Usage; Zoning Code; C-2 Water Street East District (WSE)” is amended to read as follows:

154.039 C-2 WATER STREET EAST DISTRICT (WSE).

(A) *Generally*. The Water Street East District is designed to preserve the residential flavor of the area while promoting commercial land use and development. The district is designed for an intermediate intensity and density of structures and land use. Commercial development is desired in this district. The district will also promote visual access to the Kalamazoo River and lake.

(B) *Permitted uses*:

- (1) Essential public services;
- (2) Retail stores;
- ~~(3) Domestic business repairs;~~
- (34) Personal service establishment;
- (45) Art gallery;
- (56) Dwelling, single-family detached;
- (67) Second ~~and~~ and third-floor apartments; ~~and~~
- (78) Short-term rental unit on second and third floors; and.

(8) Home occupations.

(C) *Special uses*. Special land uses are subject to review and approval by the Planning Commission in accordance with §§ 154.060 through 154.068 and §§ 154.080 through 154.092:

- (1) Hotel/inn;

- (2) Motel/motor court;
- (3) Motion picture facilities;
- (4) Amusement and recreation services;
- (5) Recreational transportation rental facilities;
- (6) Parking facilities;
- (7) Restaurant; ~~and~~
- (8) Domestic business repairs;
- (108) Business, Professional Offices; and,-
- (11) Bed and Breakfast establishment.

(D) *Dimension and area regulations:*

(1) Permitted uses (except as noted) and special uses: 4. Amusement and recreation services and 5. Recreational transportation rental facilities.

Front setback	0 feet
Side setbacks	10 feet
Rear setback	10 feet
Minimum lot area	4,356 square feet
Maximum lot coverage	65%

(2) Special uses: 1. Hotel/inn, 2. Motel/motor court, 3. ~~Motion picture facilities~~Theater, and 8. Dwelling unit, single-family detached.

Front setback	0 feet
Side setbacks	10 feet
Rear setback	10 feet
Minimum lot area	8,712 square feet
Minimum lot width	66 feet
Maximum lot coverage	65%
*Front setback shall be 10 feet for single- family dwellings.	

(Ord. 050711, passed - -; Am. Ord. passed 6-24-1996; Am. Ord. 02-02, passed 2-11-2002; Am. Ord. 090824-1, passed 8-24-2009; Am. Ord. 101122-1, passed 11-22-2010;

Am. Ord. 111212-1, passed 12-12-2011; Am. Ord. 140714-1, passed 7-14-2014; Am. Ord. 150427-1, passed 4-27-2015; Am. Ord. 200622-1; 6-22-2020)

Section 4. Amendment of Section 154.040. That Section 154.040, Chapter 154, Title XV, of the Code of the City of Saugatuck, entitled "Land Usage; Zoning Code; C-1 Water Street North District (WSN)" is amended to read as follows:

154.040 C-1 WATER STREET NORTH DISTRICT (WSN).

(A) *Generally.* Water Street North District is designed to promote high intensity commercial uses that ~~compliment~~complement its waterfront setting. This district will promote visual access to the Kalamazoo River and Lake to coordinate with the commercial uses of the district. The purpose of the district is to promote a more intense commercial use and encourage development of similar businesses and land uses in the district.

(B) *Permitted uses:*

- (1) Dwelling, single-family detached;
- (2) Dwelling unit, two-family;
- (3) Essential public services;
- (4) Retail stores;
- ~~(5) Domestic business repairs;~~
- ~~(56)~~ Personal service establishments;
- ~~(67)~~ Art gallery;
- ~~(78)~~ Marinas/commercial boats;
- ~~(89)~~ Second- and third-floor apartments;
- ~~(940)~~ Charter fishing/tours;
- ~~(104)~~ Home occupations; and
- ~~(112)~~ Short-term rental unit.

(C) *Special land uses.* Special land uses are subject to review and approval by the Planning Commission in accordance with §§ 154.060 through 154.068 and §§ 154.080 through 154.092:

- (1) Bed and breakfasts;
- (2) Hotel/inn;
- (3) Motel/motor court;
- (4) Restaurants;

(5) Home businesses;

(6) Domestic business repairs;

~~(7)~~ Recreational transportation rental facilities; and

~~(8)~~ Parking facilities.

(D) *Dimension and area regulations:*

(1) Permitted non-residential uses and special uses: 4. Restaurants and 6. Recreational transportation rental facilities.

Front setback	0 feet
Side setbacks	0 feet*
Rear setback	0 feet*
Minimum lot	4,560 square feet
Minimum lot width	66 feet
Maximum lot coverage	100%*
* Subject to Fire Code Regulations	

(2) Single-family dwellings, two-family dwellings, and special use: 5. Home businesses.

Front setback	15 feet
Side setbacks	5 feet
Rear setback	10 feet
Minimum lot area	6,600 square feet
Minimum lot width	66 feet
Maximum lot coverage	50%

(3) Special uses: 1. Bed and breakfast, 2. Hotel/inn, and 3. Motel/motor court.

Front setback	0 feet
Side setback	0 feet*
Rear setback	0 feet*
Minimum lot area	8,712 square feet
Minimum lot width	66 feet

Maximum lot coverage	50%
* Subject to Fire Code Regulations	

(Ord. 050711, passed - -; Am. Ord. passed 6-24-1996; Am. Ord. 02-02, passed 2-11-2002; Am. Ord. 090824-1, passed 8-24-2009; Am. Ord. 101122-1, passed 11-22-2010; Am. Ord. 111212-1, passed 12-12-2011; Am. Ord. 140714-1, passed 7-14-2014; Am. Ord. 150427-1, passed 4-27-2015)

Section 5. Amendment of Section 154.041. That Section 154.041, Chapter 154, Title XV, of the Code of the City of Saugatuck, entitled “Land Usage; Zoning Code; C-2 Water Street South District (WSS)” is amended to read as follows:

154.041 C-2 WATER STREET SOUTH DISTRICT (WSS).

(A) *Generally.* This district will provide an area for waterfront retail and commercial land use. The Water Street South District will provide for a less intense commercial use than the City Center District and promote visual access to the Kalamazoo River. The intent of the district is to coordinate the aspects of a central business district with that of waterfront property and blend commercial uses that complement and enhance the waterfront.

(B) *Permitted uses:*

- (1) Essential public services;
- (2) Retail stores;
- (3) Bed and breakfasts;
- ~~(4) Domestic and business repairs;~~
- (5) Personal service establishments;
- (6) Art gallery;
- ~~(7) Restaurants;~~
- ~~(78)~~ Parks;
- ~~(89)~~ Dwelling, single-family detached;
- ~~(940)~~ Second- and third-floor apartments;
- ~~(1044)~~ Home occupations; and
- ~~(112)~~ Short-term rental unit on second or third floors.

(C) *Special land uses.* Special land uses are subject to review and approval by the Planning Commission in accordance with §§ [154.060](#) through [154.068](#) and §§ [154.080](#) through [154.092](#):

- (1) Hotel/inn;
- (2) Motel/motor court;
- (3) Motion picture facilities;
- (4) Marina commercial/private;
- (5) Community center;
- (6) Club and fraternal organization;
- (7) Amusement and recreational services;
- (8) Recreational transportation rental facilities;

(9) Amusement Arcades

- (109) Parking facilities; and
- (110) Restaurants.

(D) *Dimension and area regulations:*

(1) Permitted uses and special uses: 5. Community center, 6. Club and fraternal organization, 7. Amusement and recreational services, and 8. Recreational transportation rental facilities.

Front setback	0 feet
Side setback	10 feet
Rear setback	15 feet
Minimum lot area	6,600 square feet
Minimum lot width	66 feet of street frontage
Maximum lot depth	100 feet
Maximum lot coverage	45%

(2) Special uses: 1. Hotel/inn, 2. Motel/motor court, 3. Motion picture facility, and 4. Marina commercial/private:

Front setback	0 feet
Side setback	10 feet
Rear setback	15 feet
Minimum lot area	13,200 square feet
Minimum lot width	132 feet
Minimum lot depth	100 feet

Maximum lot coverage	45%
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(Ord. 050711, passed - Am. -; Ord. passed 6-24-1996; Am. Ord. 02-02, passed 2-11-2002; Am. Ord. 090824-1, passed 8-24-2009; Am. Ord. 100510-1, passed 5-10-2010; Am. Ord. 101122-1, passed 11-22-2010; Am. Ord. 111212-1, passed 12-12-2011; Am. Ord. 140714-1, passed 7-14-2014; Am. Ord. 150427-1, passed 4-27-2015; Am. Ord. 200622-1; 6-22-2020)

Section 6. Effective Date. This Ordinance shall become effective seven (7) days after its publication unless otherwise provided by law.

YEAS:

NAYS:

ABSENT:

ORDINANCE NO. _____ ADOPTED

I, Erin Wilkinson, certify that the foregoing is a true and accurate copy of an ordinance adopted at a regular meeting of the City Council of the City of Saugatuck, held on ~~June 22~~ October 26, , 2020, and noticed in accordance with all legal requirements.

Erin Wilkinson, Saugatuck City Clerk

Introduced:
Adopted:
Published:

Current Uses

	CC CI	East C2WSE	North C1WSN	South C2WSS
Essential public services	right	right	right	right
Retail Stores	right	right	right	right
Domestic and Business repairs	right	right	right	right
Personal service establishment	right	right	right	right
Art Gallery	right	right	right	right
Single-family 2 family multiple family dwelling units on 2nd or 3rd floors	right	right	right	right
Home occupations	right	NP	right	right
Short term rentals on 2nd or 3rd floors	right	right	right	right
B&B	SLU	SLU	SLU	right
Hotel/inn	SLU	SLU	SLU	SLU
Motel/motor court	SLU	SLU	SLU	SLU
Parking facility	SLU	SLU	SLU	SLU
Motion picture facility	SLU	SLU	NP	SLU
Restaurants	SLU	right	SLU	right
Rental of ADUs	SLU	NP	NP	NP
Recreational transportation rental facility	SLU	SLU	SLU	SLU
Brewery, distillery, winery	SLU	NP	NP	NP
Business and professional office	2nd 3rd fl	SLU	NP	NP
Clubs and fraternal Organizations	NP	NP	NP	SLU
Community Center	NP	NP	NP	SLU
Amusement arcade	NP	NP	NP	NP
Marinas/commercial boats	NP	NP	right	SLU
single family dwelling detached	NP	right	right	right
Amusement and recreation services	NP	SLU	NP	SLU
Charter Fishing tours	NP	NP	right	NP
Parks	NP	NP	NP	right

Potential Uses

	CC CI	East C2WSE	North C1WSN	South C2WSS
Essential public services	right	right	right	right
Retail Stores	right	right	right	right
Domestic and Business repairs	NP	SLU	SLU	NP
Personal service establishment	right	right	right	right
Art Gallery	right	right	right	right
Single-family 2 family multiple family dwelling units on 2nd or 3rd floors	right	right	right	right
Home occupations	right	right	right	right
Short term rentals on 2nd or 3rd floors	right	right	right	right
B&B	SLU	SLU	SLU	right
Hotel/inn	SLU	SLU	SLU	SLU
Motel/motor court	SLU	SLU	SLU	SLU
Parking facility	SLU	SLU	SLU	SLU
Theater	SLU	SLU	NP	SLU
Restaurants	SLU	SLU	SLU	SLU
Rental of ADUs	SLU	NP	NP	NP
Recreational transportation rental facility	SLU	SLU	SLU	SLU
Brewery, distillery, winery	SLU	NP	NP	NP
Business and professional office	2nd 3rd fl	SLU	NP	NP
Clubs and fraternal Organizations	NP	NP	NP	SLU
Community Center	NP	NP	NP	SLU
Amusement arcade	SLU	SLU	SLU	NP
Marinas/commercial boats	NP	NP	right	SLU
single family dwelling detached	NP	right	right	right
Amusement and recreation services	NP	SLU	NP	SLU
Charter Fishing tours	NP	NP	right	NP
Parks	NP	NP	NP	right

**CITY COUNCIL
CITY OF SAUGATUCK
ALLEGAN COUNTY, MICHIGAN**

ORDINANCE NO. _____

**AN ORDINANCE TO AMEND TITLE XV, CHAPTER 154, SECTIONS 154.005, 154.024,
154.039, 154.040, AND 154.041 OF THE CODE OF THE CITY OF SAUGATUCK**

The City of Saugatuck Ordains:

Section 1. Amendment of Section 154.005. That Section 154.005, Chapter 154, Title XV, of the Code of the City of Saugatuck, entitled “Land Usage; Zoning Code; Definitions” is amended with respect to the following:

Delete **MOTION PICTURE FACILITY**

Section 2. Amendment of Section 154.024. That Section 154.024, Chapter 154, Title XV, of the Code of the City of Saugatuck, entitled “Land Usage; Zoning Code; C-1 City Center Commercial District (CC)” is amended to read as follows:

154.024 C-1 CITY CENTER COMMERCIAL DISTRICT (CC).

(A) *Generally.*

(1) This district is designed to promote and preserve the Central Business District character of the city.

(2) The district permits intense retail and commercial uses.

(3) Residential uses and business and professional offices are encouraged on the second and third floors of buildings in the district.

(4) Utilization of existing undeveloped land in the district is encouraged when done in a manner consistent with the character of the district.

(B) *Permitted uses:*

(1) Essential public services;

(2) Retail stores;

(3) Personal service establishment;

(4) Art gallery;

(5) Single-family, two-family, multiple-family dwelling units on second or third floors;

(6) Home occupations;

- (7) Short-term rental unit on second or third floors; and,
- (8) Business, Professional Offices on second and third floors only.

(C) *Special land uses.* Special land uses are subject to review and approval by the Planning Commission in accordance with §§ [154.060](#) through [154.068](#) and §§ [154.080](#) through [154.092](#):

- (1) Bed and breakfast;
- (2) Hotel/inn;
- (3) Motel/motor court;
- (4) Theater;
- (5) Parking facility;
- (6) Restaurants;
- (7) Rental of accessory dwellings;
- (8) Recreational transportation rental facilities; and
- (9) Brewery, distillery, and winery.

(D) *Dimension and area regulations.*

(1) Permitted uses and special uses: 4. Theater, 5. Parking facility, 6. Restaurants, 8. Recreational transportation rental facilities, and 9. Brewery, distillery, and winery.

Front setback	0 feet
Side setback	0 feet*
Rear setback	0 feet*
Minimum lot area	4,356 square feet
Minimum lot width	33 feet of street frontage
Maximum lot coverage	100%*
* Subject to Fire Code Regulations	

(2) Special uses: 1. Bed and breakfast, 2. Hotel/inn, 3. Motel/motor court, and 7. Rental of accessory dwellings.

Front setback	0 feet
Side setback	0 feet*
Rear setback	0 feet*
Minimum lot area	8,712 square feet

Minimum lot width	66 feet
Maximum lot coverage	100%*
* Subject to Fire Code Regulations	

(Ord. passed 6-24-1996; Am. Ord. 050711, passed - -; Am. Ord. 02-02, passed 2-11-2002; Am. Ord. 090824-1, passed 8-24-2009; Am. Ord. 100726-1, passed 7-26-2010; Am. Ord. 101122-1, passed 11-22-2010; Am. Ord. 110214-1, passed 12-14-2011; Am. Ord. 111212-1, passed 12-12-2011; Am. Ord. 140714-1, passed 7-14-2014; Am. Ord. 200622-1, passed 6-22-2020)

Section 3. Amendment of Section 154.039. That Section 154.039, Chapter 154, Title XV, of the Code of the City of Saugatuck, entitled “Land Usage; Zoning Code; C-2 Water Street East District (WSE)” is amended to read as follows:

154.039 C-2 WATER STREET EAST DISTRICT (WSE).

(A) *Generally*. The Water Street East District is designed to preserve the residential flavor of the area while promoting commercial land use and development. The district is designed for an intermediate intensity and density of structures and land use. Commercial development is desired in this district. The district will also promote visual access to the Kalamazoo River and lake.

(B) *Permitted uses*:

- (1) Essential public services;
- (2) Retail stores;
- (3) Domestic business repairs;
- (3) Personal service establishment;
- (4) Art gallery;
- (5) Dwelling, single-family detached;
- (6) Second- and third-floor apartments;
- (7) Short-term rental unit on second and third floors; and,
- (8) Home occupations.

(C) *Special uses*. Special land uses are subject to review and approval by the Planning Commission in accordance with §§ [154.060](#) through [154.068](#) and §§ [154.080](#) through [154.092](#):

- (1) Hotel/inn;
- (2) Motel/motor court;
- (3) Motion picture facilities;

- (4) Amusement and recreation services;
- (5) Recreational transportation rental facilities;
- (6) Parking facilities;
- (7) Restaurant;
- (8) Domestic business repairs;
- (9) Business, Professional Offices; and,
- (10) Bed and Breakfast establishment.

(D) *Dimension and area regulations:*

(1) Permitted uses (except as noted) and special uses: 4. Amusement and recreation services and 5. Recreational transportation rental facilities.

Front setback	0 feet
Side setbacks	10 feet
Rear setback	10 feet
Minimum lot area	4,356 square feet
Maximum lot coverage	65%

(2) Special uses: 1. Hotel/inn, 2. Motel/motor court, 3. Theater, and 8. Dwelling unit, single-family detached.

Front setback	0 feet
Side setbacks	10 feet
Rear setback	10 feet
Minimum lot area	8,712 square feet
Minimum lot width	66 feet
Maximum lot coverage	65%
*Front setback shall be 10 feet for single- family dwellings.	

(Ord. 050711, passed - -; Am. Ord. passed 6-24-1996; Am. Ord. 02-02, passed 2-11-2002; Am. Ord. 090824-1, passed 8-24-2009; Am. Ord. 101122-1, passed 11-22-2010; Am. Ord. 111212-1, passed 12-12-2011; Am. Ord. 140714-1, passed 7-14-2014; Am. Ord. 150427-1, passed 4-27-2015; Am. Ord. 200622-1; 6-22-2020)

Section 4. Amendment of Section 154.040. That Section 154.040, Chapter 154, Title XV, of the Code of the City of Saugatuck, entitled “Land Usage; Zoning Code; C-1 Water Street North District (WSN)” is amended to read as follows:

154.040 C-1 WATER STREET NORTH DISTRICT (WSN).

(A) *Generally.* Water Street North District is designed to promote high intensity commercial uses that complement its waterfront setting. This district will promote visual access to the Kalamazoo River and Lake to coordinate with the commercial uses of the district. The purpose of the district is to promote a more intense commercial use and encourage development of similar businesses and land uses in the district.

(B) *Permitted uses:*

- (1) Dwelling, single-family detached;
- (2) Dwelling unit, two-family;
- (3) Essential public services;
- (4) Retail stores;
- (5) Personal service establishments;
- (6) Art gallery;
- (7) Marinas/commercial boats;
- (8) Second- and third-floor apartments;
- (9) Charter fishing/tours;
- (10) Home occupations; and
- (11) Short-term rental unit.

(C) *Special land uses.* Special land uses are subject to review and approval by the Planning Commission in accordance with §§ [154.060](#) through [154.068](#) and §§ [154.080](#) through [154.092](#):

- (1) Bed and breakfasts;
- (2) Hotel/inn;
- (3) Motel/motor court;
- (4) Restaurants;
- (5) Home businesses;
- (6) Domestic business repairs;
- (7) Recreational transportation rental facilities; and
- (8) Parking facilities.

(D) *Dimension and area regulations:*

(1) Permitted non-residential uses and special uses: 4. Restaurants and 6. Recreational transportation rental facilities.

Front setback	0 feet
Side setbacks	0 feet*
Rear setback	0 feet*
Minimum lot	4,560 square feet
Minimum lot width	66 feet
Maximum lot coverage	100% *
* Subject to Fire Code Regulations	

(2) Single-family dwellings, two-family dwellings, and special use: 5. Home businesses.

Front setback	15 feet
Side setbacks	5 feet
Rear setback	10 feet
Minimum lot area	6,600 square feet
Minimum lot width	66 feet
Maximum lot coverage	50%

(3) Special uses: 1. Bed and breakfast, 2. Hotel/inn, and 3. Motel/motor court.

Front setback	0 feet
Side setback	0 feet*
Rear setback	0 feet*
Minimum lot area	8,712 square feet
Minimum lot width	66 feet
Maximum lot coverage	50%
* Subject to Fire Code Regulations	

(Ord. 050711, passed - -; Am. Ord. passed 6-24-1996; Am. Ord. 02-02, passed 2-11-2002; Am. Ord. 090824-1, passed 8-24-2009; Am. Ord. 101122-1, passed 11-22-2010;

Am. Ord. 111212-1, passed 12-12-2011; Am. Ord. 140714-1, passed 7-14-2014; Am. Ord. 150427-1, passed 4-27-2015)

Section 5. Amendment of Section 154.041. That Section 154.041, Chapter 154, Title XV, of the Code of the City of Saugatuck, entitled “Land Usage; Zoning Code; C-2 Water Street South District (WSS)” is amended to read as follows:

154.041 C-2 WATER STREET SOUTH DISTRICT (WSS).

(A) *Generally.* This district will provide an area for waterfront retail and commercial land use. The Water Street South District will provide for a less intense commercial use than the City Center District and promote visual access to the Kalamazoo River. The intent of the district is to coordinate the aspects of a central business district with that of waterfront property and blend commercial uses that complement and enhance the waterfront.

(B) *Permitted uses:*

- (1) Essential public services;
- (2) Retail stores;
- (3) Bed and breakfasts;

- (5) Personal service establishments;
- (6) Art gallery;
- (7) Parks;
- (8) Dwelling, single-family detached;
- (9) Second- and third-floor apartments;
- (10) Home occupations; and
- (11) Short-term rental unit on second or third floors.

(C) *Special land uses.* Special land uses are subject to review and approval by the Planning Commission in accordance with §§ [154.060](#) through [154.068](#) and §§ [154.080](#) through [154.092](#):

- (1) Hotel/inn;
- (2) Motel/motor court;
- (3) Motion picture facilities;
- (4) Marina commercial/private;
- (5) Community center;

- (6) Club and fraternal organization;
- (7) Amusement and recreational services;
- (8) Recreational transportation rental facilities;
- (9) Amusement Arcades
- (10) Parking facilities; and
- (11) Restaurants.

(D) *Dimension and area regulations:*

(1) Permitted uses and special uses: 5. Community center, 6. Club and fraternal organization, 7. Amusement and recreational services, and 8. Recreational transportation rental facilities.

Front setback	0 feet
Side setback	10 feet
Rear setback	15 feet
Minimum lot area	6,600 square feet
Minimum lot width	66 feet of street frontage
Maximum lot depth	100 feet
Maximum lot coverage	45%

(2) Special uses: 1. Hotel/inn, 2. Motel/motor court, 3. Motion picture facility, and 4. Marina commercial/private:

Front setback	0 feet
Side setback	10 feet
Rear setback	15 feet
Minimum lot area	13,200 square feet
Minimum lot width	132 feet
Minimum lot depth	100 feet
Maximum lot coverage	45%

(Ord. 050711, passed - Am. -; Ord. passed 6-24-1996; Am. Ord. 02-02, passed 2-11-2002; Am. Ord. 090824-1, passed 8-24-2009; Am. Ord. 100510-1, passed 5-10-2010; Am. Ord. 101122-1, passed 11-22-2010; Am. Ord. 111212-1, passed 12-12-2011; Am. Ord. 140714-1, passed 7-14-2014; Am. Ord. 150427-1, passed 4-27-2015; Am. Ord. 200622-1; 6-22-2020)

Section 6. Effective Date. This Ordinance shall become effective seven (7) days after its publication unless otherwise provided by law.

YEAS:

NAYS:

ABSENT:

ORDINANCE NO. _____ ADOPTED

I, Cindy Osman, certify that the foregoing is a true and accurate copy of an ordinance adopted at a regular meeting of the City Council of the City of Saugatuck, held on October 26, 2020, and noticed in accordance with all legal requirements.

Erin Wilkinson, Saugatuck City Clerk

Introduced:

Adopted:

Published:



City Council Agenda Item Report

FROM: Karen Doyle Homan
MEETING DATE: October 26, 2020
SUBJECT: Proclamation of Appreciation

DESCRIPTION

Attached is a Mayor's proclamation of appreciation for the Saugatuck Douglas Area Convention and Visitors Bureau who, this year and last, donated \$5,000 toward Christmas lighting downtown. Their donations were the largest received both years.

BUDGET ACTION REQUIRED N/A

LEGAL REVIEW N/A

SAMPLE MOTION:

Motion to **approve/deny** Proclamation No.201026-P1 expressing sincere gratitude to the Saugatuck Douglas Area Convention and Visitors Bureau for their donations toward Christmas lighting downtown.

**CITY OF SAUGATUCK
COUNTY OF ALLEGAN
STATE OF MICHIGAN**

PROCLAMATION NO. 201026-P1

**MAYORS PROCLAMATION:
“A PROCLAMATION OF APPRECIATION”**

WHEREAS, there are times when the City Council of the City of Saugatuck desires to express their sincere gratitude toward organizations that, through their service and dedication, contribute to an extraordinary experience for residents and visitors to the City; and

WHEREAS, the City of Saugatuck wishes to recognize the Saugatuck Douglas Area Convention and Visitors Bureau, a not-for-profit organization with the mission of promoting, marketing, strengthening and developing the economic vitality of its members; and

WHEREAS, the Saugatuck Douglas Area Convention and Visitors Bureau is funded by 5% assessments that their lodging members pay on their room reservations; and

WHEREAS, the Saugatuck Douglas Area Convention and Visitors Bureau contributed \$5,000 this year and last towards Christmas lighting in downtown Saugatuck; and

WHEREAS, the contributions of \$5,000 from the Saugatuck Douglas Area Convention and Visitors Bureau in both 2019 and 2020 were the largest donations received for Christmas lighting.

NOW, THEREFORE, BE IT RESOLVED, that I, Mayor Ken Trester, speaking on behalf of the citizens of Saugatuck and the Saugatuck City Council do hereby extend our sincere appreciation and thanks to the Saugatuck Douglas Area Convention and Visitors Bureau for their support of downtown Saugatuck in contributing so generously to the Christmas Holiday lighting. .

Signed: _____ Dated _____
Ken Trester, Mayor

Signed: _____ Dated _____
Christine Peterson, Mayor Pro-Tem



City Council Agenda Item Report

FROM: Karen Doyle Homan
MEETING DATE: October 26, 2020
SUBJECT: Resolution 201026-A to appoint a Fish Shanty Restoration Project Advisory Committee

DESCRIPTION

Resolution to appoint an advisory Fish Shanty Restoration Project Committee

BUDGET ACTION REQUIRED N/A

LEGAL REVIEW N/A

SAMPLE MOTION:

Motion to approve/deny Resolution 201026-A as presented.

**CITY OF SAUGATUCK
COUNTY OF ALLEGAN
STATE OF MICHIGAN**

RESOLUTION NO. 201026-A

**A RESOLUTION TO APPOINT A FISH SHANTY RESTORATION PROJECT
ADVISORY COMMITTEE**

Council Member _____, offered the following resolution and moved for its adoption, seconded by Council Member _____:

WHEREAS, the Saugatuck Douglas History Center (SDHC) has helped save an important artifact of the areas' maritime history by raising one of the last remaining commercial fishing shanties out of the rising flood waters, and

WHEREAS the City of Saugatuck takes great pride in honoring and preserving our historical heritage; and

WHEREAS, all legislative and policy powers are vested in the Saugatuck City Council; and

WHEREAS, per Section 4.28 of the Saugatuck City Charter, the mayor, with the advice and consent of the city council may, from time to time, appoint such committees or boards as are deemed appropriate to advise and consult with them, and with appropriate departments, regarding any municipal activity. Such committees or boards shall be advisory, serve temporarily and without compensation unless otherwise provided by the city council; and

WHEREAS, the Saugatuck City Council wishes to be a resource to the SDHC in their quest to restore the Fish Shanty and ultimately place it on a site where its history may be shared with the community and visitors;

THEREFORE, BE IT RESOLVED the City Council of Saugatuck does hereby authorize the appointment of a Fish Shanty Restoration Project Advisory Committee to review and make recommendations to the Saugatuck City Council regarding the manner in which the city might assist the Saugatuck Douglas History Center; provided that (i) the Committee's actions shall be advisory in nature only; (ii) the City Council does not delegate any authority to the Committee to make decisions on behalf of the City; and (iii) the Committee shall terminate on December 31, 2021.

BE IT FURTHER RESOLVED The Committee will be comprised of Barry Johnson, Garnet Lewis, Holly Leo, and Randy Dirosa;

BE IT FINALLY RESOLVED All resolutions and parts of resolutions insofar as they conflict with the provisions of this Resolution are rescinded.

YEAS: Council Members: _____

NAYS: Council Members: _____

ABSTAIN: Council Members: _____

ABSENT: Council Members: _____

ADOPTED this _____ day of _____, 2020

Signed: _____
Erin Wilkinson, City Clerk

CERTIFICATION

I, Erin Wilkinson, the duly appointed clerk of the City of Saugatuck do hereby certify the foregoing is a true and complete copy of a resolution adopted by the Saugatuck City Council at a regular meeting held _____, 2020, in compliance with the Open Meetings Act, Act No. 267 of the Public Acts of Michigan, 1976, as amended. The minutes of the meeting were kept and will be or have been made available as required by said Act.

Signed: _____
Erin Wilkinson, City Clerk

SAUGATUCK-DOUGLAS HISTORY CENTER

Old School House | The History Museum
PO Box 617
Douglas, MI 49406
269-857-5751 | www.MySDHistory.org

The Saugatuck-Douglas History Center preserves local history and inspires learning to inform and improve our community.

Fish Shanty Restoration Project, September 2020

The Saugatuck Douglas History Center (SDHC) has helped save an important artifact of the area's maritime heritage. One of the last remaining commercial fishing shanties from Saugatuck's fishing industry heyday was threatened by the rising waters of the Kalamazoo River. So in September of 2020, with the help of business owner Sean Steele, the shanty was raised from its foundations at 720 Water Street and moved to storage. There it awaits assessment, restoration, and ultimately placement onto a site where its history may be shared with the community and visitors.



SDHC's Vision:

- Preserve this authentic historic structure
- Inspire learning about Saugatuck-Douglas maritime history and environment
- Improve our communities through education and tourism opportunities

Our vision is to restore the fishing shanty for use as an interpretive display to inform the community and visitors of the fishing history of the area. We would also hope to leverage the shanty and its placement to raise awareness of SDHC's other museum facilities and educational activities and--to the extent possible--encourage related public or private sector efforts to showcase our maritime heritage. This vision is consistent with the SDHC's mission to preserve local history and inspire learning to inform and improve our community.

The project requires placing the shanty on an appropriate site, restoring the building, and developing interpretive displays using historical artifacts, photos, and written or oral accounts of the shanty and of recreational and commercial fishing in the area generally.

Considerations for Site Locations and Restoration Efforts

Several community stakeholders have expressed interest in placement of the shanty on various public and private stakeholder sites. SDHC staff and volunteers are exploring these and other potential sites. Some initial factors we will consider in selecting a site and making restoration decisions include the following:

- Is the site on or near the water? (Setting helps this building tell its story.)
- Does the site currently have or could it generate foot traffic?
- Does the site present opportunities to generate revenue for SDHC, such as through on-site sales of its publications or merchandise, or events, such as fish fries or fishing lessons for children?
- Does the site present opportunities for other public or private efforts to promote local fishing and other maritime activities? (For example: a bait and tackle shop, a fish cleaning station, fishing charters, smoked fish sales, etc.)
- What resources are site stakeholders willing to offer?
- What is the best partnership model, including what degree of ownership and control will ultimately reside with SDHC vs. a site stakeholder?

Initial Steps and Volunteer Opportunities

A committee within the SDHC has convened to coordinate this effort. Members consist of Eric Gollanek, SDHC Executive Director; John Kerr, board member; and SDHC members Vic Bella, Julie Bizzis, Randy Dirosa, and John Mayer.

1. We will identify potential sites and develop site selection criteria, using the considerations for site location and restoration efforts above as a starting point. We will also solicit input on sites, selection criteria, funding opportunities, and general restoration issues within SDHC and from multiple community stakeholders.
2. We will assess the structural integrity of the shanty and determine the restoration efforts needed.
3. We will research the story of this shanty and of local commercial and recreational fishing and thereby establish a historic context for maritime history in Saugatuck-Douglas. This will include review of SDHC collections, interviews of community members with relevant local knowledge, and reading historical publications on regional Great Lakes history. We will also seek materials and artifacts from the Demerest family (who owned the shanty) and others pertaining to the history of the last commercial fishing enterprise in Saugatuck.

As the project progresses, additional work streams will be initiated and additional volunteers will be sought.



City Council Agenda Item Report

FROM: Karen Doyle Homan

MEETING DATE: October 26, 2020

SUBJECT: Resolution 201026-B to appoint an Eurasian Water Milfoil Advisory Committee

DESCRIPTION

Resolution to appoint an advisory Eurasian Water Milfoil Advisory Committee

BUDGET ACTION REQUIRED N/A

LEGAL REVIEW N/A

SAMPLE MOTION:

Motion to approve/deny Resolution 201026-B as presented.

**CITY OF SAUGATUCK
COUNTY OF ALLEGAN
STATE OF MICHIGAN**

RESOLUTION NO. 201026-B

**A RESOLUTION TO APPOINT A EURASIAN WATER MILFOIL
ADVISORY COMMITTEE**

Council Member _____, offered the following resolution and moved for its adoption, seconded by Council Member _____:

WHEREAS, the City of Saugatuck recognizes that the environment of Kalamazoo Lake and Harbor is vitally important for our residents, businesses, and tourist-dependent economy; and

WHEREAS the invasive Eurasian Water Milfoil has established habitat in Kalamazoo Lake and Harbor; and

WHEREAS, all legislative and policy powers are vested in the Saugatuck City Council; and

WHEREAS, per Section 4.28 of the Saugatuck City Charter, the mayor, with the advice and consent of the city council may, from time to time, appoint such committees or boards as are deemed appropriate to advise and consult with them, and with appropriate departments, regarding any municipal activity. Such committees or boards shall be advisory, serve temporarily and without compensation unless otherwise provided by the city council; and

WHEREAS, the Saugatuck City Council wishes to have a plan in place early in 2021 to eliminate the existing pods and mitigate the spread of this invasive species;

THEREFORE, BE IT RESOLVED the City Council of Saugatuck does hereby authorize the appointment of a Eurasian Water Milfoil Advisory Committee to review the existing documentation, consult with appropriate agencies and experts, identify costs, and to ultimately report the committees' recommendations to the Saugatuck City Council on or before their regular meeting of February 8, 2021; provided that (i) the Committee's actions shall be advisory in nature only; (ii) the City Council does not delegate any authority to the Committee to make decisions on behalf of the City; and (iii) the Committee shall terminate on June 30, 2021.

BE IT FURTHER RESOLVED the Committee will be comprised of Ken Trester, Garnet Lewis, Bob Shuchman, Pat Burroughs, Tim Straker, and the City Manager;

BE IT FINALLY RESOLVED All resolutions and parts of resolutions insofar as they conflict with the provisions of this Resolution are rescinded.

YEAS: Council Members: _____

NAYS: Council Members: _____

ABSTAIN: Council Members: _____

ABSENT: Council Members: _____

ADOPTED this ____ day of _____, 2020

Signed: _____

Erin Wilkinson, City Clerk

CERTIFICATION

I, Erin Wilkinson, the duly appointed clerk of the City of Saugatuck do hereby certify the foregoing is a true and complete copy of a resolution adopted by the Saugatuck City Council at a regular meeting held _____, 2020, in compliance with the Open Meetings Act, Act No. 267 of the Public Acts of Michigan, 1976, as amended. The minutes of the meeting were kept and will be or have been made available as required by said Act.

Signed: _____

Erin Wilkinson, City Clerk



City Council Agenda Item Report

FROM: Karen Doyle Homan
MEETING DATE: October 26, 2020
SUBJECT: Policy & Procedures for Remote & Hybrid Meetings.

DESCRIPTION

On October 2, 2020 the Michigan Supreme Court ruled that the governor did not have authority to declare a state of emergency or issue emergency orders after April 30 2020. Because of this, remote meetings of public bodies were unconstitutional under the Open Meetings Act.

Public Act 228 (passed October 16, 2020) amended the Open Meetings Act to allow meetings of a public body to be held electronically or with remote participation under certain circumstances and to provide procedures and requirements for a meeting held that way.

The attached Policies and Procedures for Remote and Hybrid Meetings is in compliance with the Act and sets forth how our remote meetings may be conducted until the expiration of the amendment December 31, 2021.

BUDGET ACTION REQUIRED N/A

LEGAL REVIEW

Attorney Jeff Sluggett reviewed the Policy & Procedure and it is correct as to form and content.

SAMPLE MOTION:

Motion to **approve/deny** City Public Bodies: Policies and Procedures for Remote and Hybrid Meetings.

City of Saugatuck
City Public Bodies: Policies and Procedures
Remote and Hybrid Meetings

1. Act No 228 of 2020 amends Section 3 of Michigan’s Open Meetings Act, Act No. 267 of 1976, as amended (the “Act”), and further adds a new Section 3a to the Act, to permit, among other matters, members of a public body to attend a meeting electronically under certain terms and conditions as set forth in the Act and these Policies.

2. In recognition of on-going health and safety concerns, through December 31, 2020, and in accordance with the Act, the City Council of the City of Saugatuck hereby directs and provides:

a. Any member of an elected or appointed City body can choose to attend a meeting of that body electronically at the member’s discretion.

b. The City Council expressly reserves the right to mandate that any City body shall only meet electronically.

3. Between January 1, 2021 and December 31, 2021, in accordance it the Act, the City Council of the City of Saugatuck hereby directs and provides:

a. Any member of an elected or appointed body can choose to attend a meeting of that body electronically due to military duty, a medical condition, or a statewide or local state of emergency or state of disaster declared pursuant to law or charter by the governor or a local official or local governing body that would risk the personal health or safety of members of the public or the public body if the meeting were held in person.

b. The City Council may require that all members of an elected or appointed body shall attend a meeting of that body electronically if a statewide or local state of emergency or state of disaster is declared pursuant to law or charter by the governor or local official or local governing body that would risk the personal health or safety of members of the public or the public body if the meeting were held in person.

4. A meeting of a public body held electronically must be conducted in a manner that permits two-way communication so that members of the public body can hear and be heard by other members of the public body, and so that public participants can hear members of the public body and can be heard by members of the public body and other participants during a public comment period.

5. If all or part of a meeting of a public body is conducted electronically as described in Section 3, the following must occur at the meeting and be reflected in the meeting minutes:

a. Prior to roll call, the person chairing the meeting will explain the electronic components of the meeting and the purpose behind them and

b. During roll call, a public announcement by a member of the public body attending the meeting electronically that he/she is attending remotely and the county, city, village, or township from which he/she is attending the meeting.

6. A notice of all meetings that include electronic components as described in Sections 2 or 3 shall be posted on the homepage of the City's web site not less than 18 hours before the meeting begins. Such notice shall include:

a. The agenda for the meeting prior to any amendments that may be made at the meeting;

b. The reason for the electronic component to the meeting;

c. How members of the public may participate in the meeting electronically;

d. How members of the public can contact members of the public body to provide input or ask questions on any business that will come before the public body at the meeting; and

e. How persons with disabilities may participate in the meeting.

7. A public body shall not, as a condition of participating in an electronic meeting of the public body, require a person to register or otherwise provide his or her name or other information to attend the meeting, other than mechanisms established and required by the public body necessary to permit the person to participate in a public comment period of the meeting.

8. Members of the general public otherwise participating in a meeting with electronic components are to be excluded from participation in a closed session of the public body.

Act No. 228
Public Acts of 2020
Approved by the Governor
October 16, 2020
Filed with the Secretary of State
October 16, 2020
EFFECTIVE DATE: October 16, 2020

**STATE OF MICHIGAN
100TH LEGISLATURE
REGULAR SESSION OF 2020**

Introduced by Senators Theis, Hollier, LaSata, MacDonald, Lucido, Victory, Daley, Zorn, Wojno,
McMorrow, Moss and Schmidt

ENROLLED SENATE BILL No. 1108

AN ACT to amend 1976 PA 267, entitled “An act to require certain meetings of certain public bodies to be open to the public; to require notice and the keeping of minutes of meetings; to provide for enforcement; to provide for invalidation of governmental decisions under certain circumstances; to provide penalties; and to repeal certain acts and parts of acts,” by amending section 3 (MCL 15.263), as amended by 2018 PA 485, and by adding section 3a.

The People of the State of Michigan enact:

Sec. 3. (1) All meetings of a public body must be open to the public and must be held in a place available to the general public. All persons must be permitted to attend any meeting except as otherwise provided in this act. The right of a person to attend a meeting of a public body includes the right to tape-record, to videotape, to broadcast live on radio, and to telecast live on television the proceedings of a public body at a public meeting. The exercise of this right does not depend on the prior approval of the public body. However, a public body may establish reasonable rules and regulations in order to minimize the possibility of disrupting the meeting.

(2) All decisions of a public body must be made at a meeting open to the public. For purposes of any meeting subject to this section, except a meeting of any state legislative body at which a formal vote is taken, the public body shall, subject to section 3a, establish the following procedures to accommodate the absence of any member of the public body due to military duty, a medical condition, or a statewide or local state of emergency or state of disaster declared pursuant to law or charter by the governor or a local official or local governing body that would risk the personal health or safety of members of the public or the public body if the meeting were held in person:

(a) Procedures by which the absent member may participate in, and vote on, business before the public body, including, but not limited to, procedures that provide for both of the following:

(i) Two-way communication.

(ii) For each member of the public body attending the meeting remotely, a public announcement at the outset of the meeting by that member, to be included in the meeting minutes, that the member is in fact attending the meeting remotely. If the member is attending the meeting remotely for a purpose other than for military duty, the member's announcement must further identify specifically the member's physical location by stating the county, city, township, or village and state from which he or she is attending the meeting remotely.

(b) Procedures by which the public is provided notice of the absence of the member and information about how to contact that member sufficiently in advance of a meeting of the public body to provide input on any business that will come before the public body.

(3) All deliberations of a public body constituting a quorum of its members must take place at a meeting open to the public except as provided in this section and sections 7 and 8.

(4) A person must not be required as a condition of attendance at a meeting of a public body to register or otherwise provide his or her name or other information or otherwise to fulfill a condition precedent to attendance.

(5) A person must be permitted to address a meeting of a public body under rules established and recorded by the public body. The legislature or a house of the legislature may provide by rule that the right to address may be limited to prescribed times at hearings and committee meetings only.

(6) A person must not be excluded from a meeting otherwise open to the public except for a breach of the peace actually committed at the meeting.

(7) This act does not apply to the following public bodies, but only when deliberating the merits of a case:

(a) The Michigan compensation appellate commission operating as described in either of the following:

(i) Section 274 of the worker's disability compensation act of 1969, 1969 PA 317, MCL 418.274.

(ii) Section 34 of the Michigan employment security act, 1936 (Ex Sess) PA 1, 421.34.

(b) The state tenure commission created in section 1 of article VII of 1937 (Ex Sess) PA 4, MCL 38.131, when acting as a board of review from the decision of a controlling board.

(c) The employment relations commission or an arbitrator or arbitration panel created or appointed under 1939 PA 176, MCL 423.1 to 423.30.

(d) The Michigan public service commission created under 1939 PA 3, MCL 460.1 to 460.11.

(8) This act does not apply to an association of insurers created under the insurance code of 1956, 1956 PA 218, MCL 500.100 to 500.8302, or other association or facility formed under that act as a nonprofit organization of insurer members.

(9) This act does not apply to a committee of a public body that adopts a nonpolicymaking resolution of tribute or memorial, if the resolution is not adopted at a meeting.

(10) This act does not apply to a meeting that is a social or chance gathering or conference not designed to avoid this act.

(11) This act does not apply to the Michigan veterans' trust fund board of trustees or a county or district committee created under 1946 (1st Ex Sess) PA 9, MCL 35.602 to 35.610, when the board of trustees or county or district committee is deliberating the merits of an emergent need. A decision of the board of trustees or county or district committee made under this subsection must be reconsidered by the board or committee at its next regular or special meeting consistent with the requirements of this act. "Emergent need" means a situation that the board of trustees, by rules promulgated under the administrative procedures act of 1969, 1969 PA 306, MCL 24.201 to 24.328, determines requires immediate action.

(12) As used in subsection (2):

(a) "Formal vote" means a vote on a bill, amendment, resolution, motion, proposal, recommendation, or any other measure on which a vote by members of a state legislative body is required and by which the state legislative body effectuates or formulates public policy.

(b) "Medical condition" means an illness, injury, disability, or other health-related condition.

Sec. 3a. (1) A meeting of a public body held, in whole or in part, electronically by telephonic or video conferencing in compliance with this section and, except as otherwise required in this section, all of the provisions of this act applicable to a nonelectronic meeting, is permitted by this act in the following circumstances:

(a) Before January 1, 2021 and retroactive to March 18, 2020, any circumstances, including, but not limited to, any of the circumstances requiring accommodation of absent members described in section 3(2).

(b) On and after January 1, 2021 through December 31, 2021, only those circumstances requiring accommodation of members absent due to military duty, a medical condition, or a statewide or local state of emergency or state of disaster as described in section 3(2). For the purpose of permitting an electronic meeting due to a local state of emergency or state of disaster, this subdivision applies only as follows:

(i) To permit the electronic attendance of a member of the public body who resides in the affected area.

(ii) To permit the electronic meeting of a public body that usually holds its meetings in the affected area.

(c) After December 31, 2021, only in the circumstances requiring accommodation of members absent due to military duty as described in section 3(2).

(2) A meeting of a public body held electronically under this section must be conducted in a manner that permits 2-way communication so that members of the public body can hear and be heard by other members of the public body, and so that public participants can hear members of the public body and can be heard by members of the public body and other participants during a public comment period. A public body may use technology to facilitate typed public comments during the meeting submitted by members of the public participating in the meeting that may be read to or shared with members of the public body and other participants to satisfy the requirement under this subsection that members of the public be heard by others during the electronic meeting and the requirement under section 3(5) that members of the public be permitted to address the electronic meeting.

(3) Except as otherwise provided in subsection (8), a physical place is not required for an electronic meeting held under this section, and members of a public body and members of the public participating electronically in a meeting held under this section that occurs in a physical place are to be considered present and in attendance at the meeting for all purposes.

(4) If a public body directly or indirectly maintains an official internet presence that includes monthly or more frequent updates of public meeting agendas or minutes, the public body shall, in addition to any other notices that may be required under this act, post advance notice of a meeting held electronically under this section on a portion of the public body's website that is fully accessible to the public. The public notice on the website must be included on either the homepage or on a separate webpage dedicated to public notices for nonregularly scheduled or electronic public meetings that is accessible through a prominent and conspicuous link on the website's homepage that clearly describes its purpose for public notification of nonregularly scheduled or electronic public meetings. Subject to the requirements of this section, any scheduled meeting of a public body may be held as an electronic meeting under this section if a notice consistent with this section is posted at least 18 hours before the meeting begins. Notice of a meeting of a public body held electronically must clearly explain all of the following:

(a) Why the public body is meeting electronically.

(b) How members of the public may participate in the meeting electronically. If a telephone number, internet address, or both are needed to participate, that information must be provided specifically.

(c) How members of the public may contact members of the public body to provide input or ask questions on any business that will come before the public body at the meeting.

(d) How persons with disabilities may participate in the meeting.

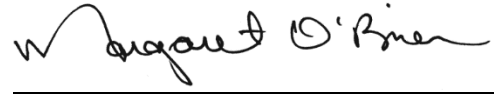
(5) Beginning on the effective date of the amendatory act that added this section, if an agenda exists for an electronic meeting held under this section by a public body that directly or indirectly maintains an official internet presence that includes monthly or more frequent updates of public meeting agendas or minutes, the public body shall, on a portion of the website that is fully accessible to the public, make the agenda available to the public at least 2 hours before the electronic meeting begins. This publication of the agenda does not prohibit subsequent amendment of the agenda at the meeting.

(6) A public body shall not, as a condition of participating in an electronic meeting of the public body held under this section, require a person to register or otherwise provide his or her name or other information or otherwise to fulfill a condition precedent to attendance, other than mechanisms established and required by the public body necessary to permit the person to participate in a public comment period of the meeting.

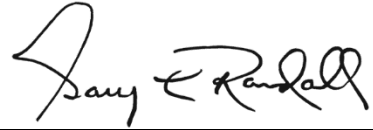
(7) Members of the general public otherwise participating in a meeting of a public body held electronically under this section are to be excluded from participation in a closed session of the public body held electronically during that meeting if the closed session is convened and held in compliance with the requirements of this act applicable to a closed session.

(8) At a meeting held under this section that accommodates members absent due to military duty or a medical condition, only those members absent due to military duty or a medical condition may participate remotely. Any member who is not on military duty or does not have a medical condition must be physically present at the meeting to participate.

This act is ordered to take immediate effect.



Secretary of the Senate



Clerk of the House of Representatives

Approved _____

Governor

From: [David Blandford](#)
To: [Barry Johnson](#); [Chris Peterson](#); [Cindy Osman](#); [City Manager](#); [Erin Wilkinson](#); [Garnet Lewis](#); [Holly Leo](#); [Jane Verplank](#); [Ken Trestor](#); [Mark Bekken](#); [Scott Herbert](#)
Subject: Park Street safety successes this Summer!
Date: Friday, October 2, 2020 11:21:05 AM

Dear Saugatuck City Council,

Thank you for the dramatic and noticeable improvements made this summer to minimize safety concerns along Park Street! The addition of three radar signs, and the frequent patrol/enforcement by our Allegan County Sheriff's Department has resulted in a much safer season for pedestrians and bicyclists. We have lived at 306 Park St since 2003. Over many years studies and debates have taken place regarding Park St. safety, but never before has the city initiated such a comprehensive effort to address this issue as they have this summer season. The radar signs in particular have made it clear to motorists that this section of Park St. is heavily monitored and patrolled for safety reasons. The City council should be commended for listening to its citizens and addressing this issue! As a new study has just been completed, and debate begins, Council should reflect on the many successful measures they've already taken and should be thanked by our citizens for listening and taking action!

Sincerely,
David and Debra Blandford
306 Park Street
Saugatuck, MI

From: [Greg Janik](#)
To: [City Manager](#)
Subject: FW: Ferry and Park Incidents
Date: Monday, October 19, 2020 2:47:02 PM
Attachments: [image001.png](#)
[Ferry and Park Incidents.pdf](#)
[Ferry and Park Incidents v3.xlsx](#)

Hi Karen,

I understand there are some discussions taking place about Park Street. I wanted to offer the city, or any interested party, the emergency incident data charting that shows the fire department response history and category (type of response) to Ferry, and primarily Park St.

My goal was just to provide the statistics, the reader(s) can come to their own conclusions as to the pros and cons of improving Park St.

As a point of interest, I am a huge proponent of statistics, data and charts that can help me identify areas/conditions where I need to focus resources, pre-plan, budget for and most importantly, improve Community Risk Reduction methods. For example, the data charts will show there have been 33 emergency incidents on Park St involving power wires down. 33 down power lines is significant when we consider that Park St, north of Campbell Road, is a dead end roadway. Maybe some of the tree limbs need further evaluation from a qualified arborist to see if a proactive approach is worth considering, or a reactionary approach. There are the high risks of electrocution from down high voltage power lines across the roadway, and no access or egress. No one can enter or leave the area because of single access roadway. Delayed response to emergencies, whether fire, medical, gas leak or other, must be anticipated.

Again, I only wanted to share data that indicates the history of response activity to the area and I trust the information is useful.

Thank you,
Greg

Greg Janik

Fire Chief/Fire Marshal
3342 Blue Star Highway
Saugatuck, MI 49453

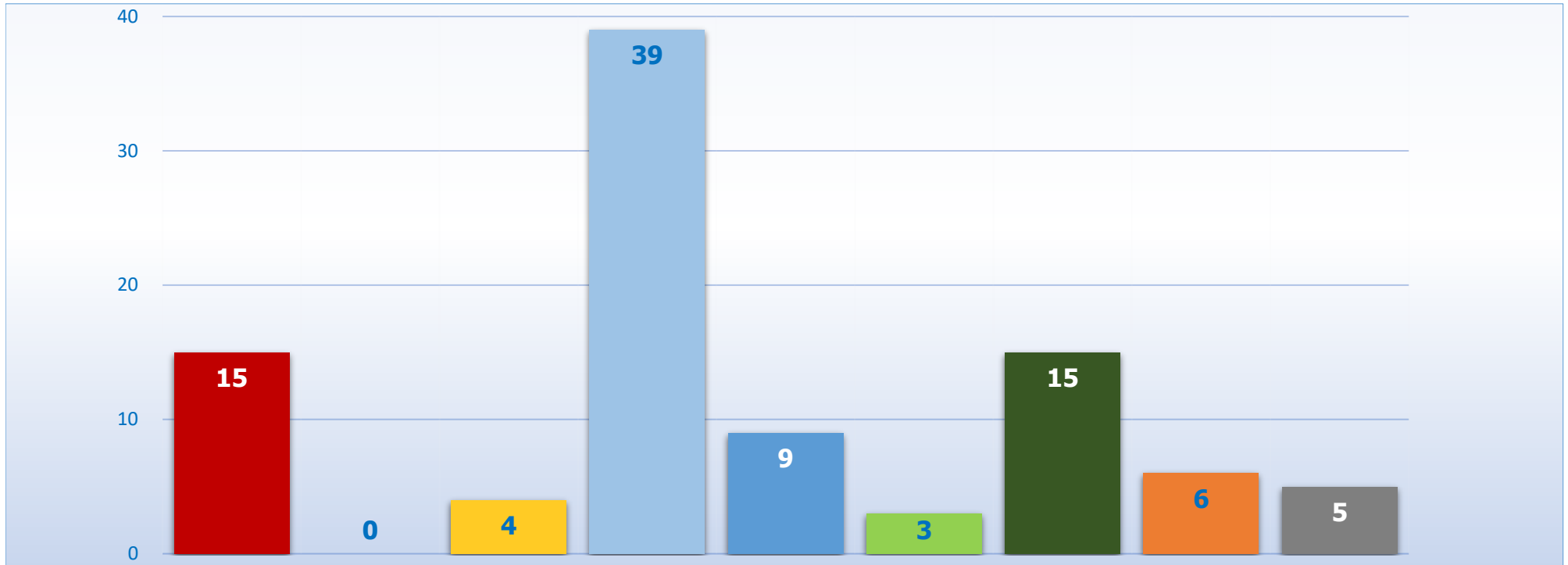
Phone: 269 857-3000

E-mail : gjanik@saugatuckfire.org



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2000-2020 Incident on Ferry Road/Park Street



Type Of Incident:	Total Incidents:	Percentage Value:
5 Structure fires, 10 minor fires	15	15.6%
No incidents for hazards pertaining to roadway	0	0.0%
2 Motor vehicle Incidents, 2 bike incidents	4	4.2%
5 Gas leaks, 33 powerline down, 1 building weakened by vehicle	39	40.6%
3 Police assists, 6 public assists	9	9.4%
3 Smoke investigations	3	3.1%
CO and smoke detector activations	15	15.6%
Severe Weather related incidents	6	6.3%
Citizen complaint	5	5.2%
	96	100.0%