

**MINUTES OF THE CLAY TOWNSHIP PLANNING COMMISSION REGULAR  
MEETING HELD NOVEMBER 25, 2008 IN THE CLAY TOWNSHIP MEETING HALL,  
4710 PTE. TREMBLE ROAD, CLAY TOWNSHIP, MICHIGAN 48001**

**1. CALL TO ORDER:**

Chairperson DeBoyer called the meeting to Order at 7:30 p.m.

**2. ROLL CALL:**

PRESENT: Whitey Simon; Anthony Antkowiak; Edward Keller, II; George Lyle; Kathy Schweikart; Edward Sharrow; Chairperson Dorothy DeBoyer

ABSENT AND EXCUSED: Earl Lines, Jr.

ABSENT: Thomas Krueger

**3. AMENDMENTS TO AGENDA:**

None.

**4. APPROVAL OF MINUTES OF NOVEMBER 12, 2008:**

**Motion by Antkowiak, supported by Simon to approve the Minutes of November 12, 2008 as presented.**

**AYES: All            NAYS: None**

**ABSENT: Lines; Krueger**

**MOTION CARRIED.**

**5. AMENDMENTS TO CLAY TOWNSHIP ZONING ORDINANCE #126:**

Chairperson DeBoyer: Requested the Planning Commissioners thoughts and comments regarding the proposed open space preservation amendment to Clay Township Zoning Ordinance No. 126.

Planning Commissioners Antkowiak, Simon, Schweikart, Lyle and Chairperson DeBoyer commented on the open space preservation amendment and a discussion occurred amongst the Commissioners regarding same.

**Motion by Simon, supported by Lyle, to return the provision of Ordinance No. 126, as originally presented, to the Township Board with a statement to the effect that the Planning Commission, after review of Mr. McNamee's opinion, and reviewing**

**with the Planner and amongst the Planning Commissioners the pertinent, applicable law, feel that it was within that law.**

Chairperson DeBoyer: Suggested to Simon that the motion contain a reference to the open space preservation amendment.

**Amended motion by Simon, supported by Lyle to return the open space preservation amendment provision of Ordinance No. 126, as originally presented, to the Township Board with a statement to the effect that the Planning Commission, after review of Mr. McNamee's opinion and reviewing with the Planner and amongst the Planning Commissions and the pertinent applicable law, feel that it was within the law.**

**R/C VOTE:**

**AYES: Keller; Antkowiak; Lyle; Schweikart; Sharrow; Simon; Chairperson Deboyer**

**NAYS: None**

**ABSENT: Lines; Krueger**

**MOTION CARRIED.**

Chairperson DeBoyer: Stated that she did speak with the County Planning Commissioners and discussed the proposed open space preservation amendment to Clay Township Zoning Ordinance No. 126 with them.

**6. PLANNING CONSULTANT'S REPORT:**

Chairperson DeBoyer: Stated that Mr. Meagher could not be present tonight due to a conflict in his schedule. However, he relayed his wishes to the Planning Commission for a very nice Thanksgiving with their families and loved ones.

**7. Z.B.A. REPRESENTATIVE'S REPORT:**

Antkowiak: Stated that the ZBA will be looking at the fence ordinance at their next meeting.

Chairperson DeBoyer: Stated that she has obtained a copy of the ZBA Minutes of May 19, 2005 which relate to the sidewalks where there is no easement. This interpretation was under Clay Township Zoning Ordinance No. 123. Since there was no Appendix at that time that contained all the interpretations, the Planning Commission has to determine whether this is still attached to our new Ordinance. If necessary, we may have to go back and ask the ZBA for another interpretation.

A discussion then occurred regarding the Appendix.

**8. CHAIRPERSON'S REPORT:**

Chairperson DeBoyer: Stated that there is not much happening right now. She did receive a call from Earl Lines this date and advised that he will be undergoing further heart surgery. She wished him well on behalf of all the Planning Commissioners and wished him and his family a Happy Thanksgiving.

**9. PLANNING COMMISSION MEMBERS' COMMENTS:**

Simon: Wished everyone a good holiday and hoped that they could meet again the second week in December.

Chairperson DeBoyer: Wished all Commissioners a very happy, joyous Thanksgiving.

**10. PUBLIC COMMENTS:**

Norman Rhodes, Harsens Island: Wished everyone a Happy Thanksgiving and a Merry Christmas. Stated that on behalf of the Citizens for Responsible Development, he thanked the Planning Commission for their work on the open space preservation amendment to the Ordinance. Further, he commented on a meeting the group had regarding water quality. They are also going to have someone from DEQ speaking at their next meeting regarding drinking water quality. He also affirmed the group's commitment to working with the Planning Commission in the future.

**11. ADJOURNMENT:**

**Motion by Simon, supported by Antkowiak to adjourn the meeting at 8:00 p.m.**

**AYES: All                      NAYS: None**

**ABSENT: Lines; Krueger**

**MOTION CARRIED.**