

**AVERY TOWNSHIP
PUBLIC HEARING
OCTOBER 5, 2021**

Supervisor Thom Seymour called the Public Hearing to order at 6:00 p.m. at the Avery Township Hall.

ROLL CALL: PRESENT: Thom Seymour, Supervisor; Robin Ross Treasurer; Ann Seymour, Clerk;
Dawn Dobbyn, Trustee; Gary McMurphy, Trustee.
ABSENT: None. **GUESTS:** See attached list.

Petitioner Terry Tidwell addressed the Avery Township Board to allow Marijuana facilities in Avery Township. Jared Jeffries, Consultant addressed the Board to support Mr, Tidwell's request.

Input from the audience was followed by a question and answer session.

Avery Township Attorney, Brian Graham advised the group on two State Statutes regarding Marijuana establishments, and that the Township can charge up to \$5,000.00 non refundable fee for every application to operate a Marijuana establishment in Avery. Twp.

Jared Jeffries commented on petitions on behalf Mr. Tidwell.

Brian Graham, Township Attorney addressed the fact that the wording on the petitions that were submitted to allow marijuana businesses in Avery Township were too broad and needed more definition.

Brian Graham commented on behalf of the Avery Township Board. explaining various pros and cons for the Township in regard to different different types of Marijuana businesses.

Mr. Graham explained the following regarding two State Statues. Both statutes state that the Township can obtain up to \$5,000.00 non refundable application fee, whether or not the application is approved.

He explained that if we allow "Medical Marijuana" facilities, that only patients can purchase. If we allow a Recreational facility , it would be open to the public.

Mr. Tidwell is basically only wanting to apply for a "Grow facility" and related the information on what a "Grow facility" is, and the stipulations in having one and defined the State's roll in over seeing such a facility.

Other option is to put the question on a ballot and define the proposal and let the voters decide for the township.

Brian Graham advised the Avery Township Board needs to adopt an Ordinance, and amend our zoning ordinance if we decide to allow marijuana businesses in Avery Township.

There being no further questions or business at hand, the meeting was adjourned at 6:37 p.m.

Respectfully submitted,



Ann M. Seymour, Avery Township Clerk

ATTENDANCE SHEET

October 5, 2021

Public Hearing

<u>PRINT NAME :</u>	<u>ADDRESS</u>	<u>CITY/STATE</u>
0 Brian Graham	Avery Top Attorney	Bellevue, MI
1. SHARON SLOAN	11280 ELK DR	ATLANTA MI
2. Robin Chinavare	15235 HARWOOD	ATLANTA MI
3. Jennifer Tidwell	11025 ELK Dr.	Atlanta MI
4. Terry Tidwell Jr		
5. Kenneth Brantley		ATLANTA
6. Brenda Bruchmeier		Atlanta
7. J Bruchmeier		Atlanta
8. T Tidwell		Atlanta
9. Jared Jeffries	2430 E. Jefferson	Detroit
10. Selena Passeno	46369 Peach Grove	Macomb, MI 48044
11. Cindy Sena	17865 Dobbys Road	Atlanta, Michigan
12. Marsha Coon	12950 Hall Trd.	Atlanta
13. Ross Nichols	14491 AIRPORT	ATLANTA MI 49709
14. Jerry Storemanski K AVERY STOREMSKI	14491 AIRPORT RD	ATLANTA MI 49709
15. Bruce Ehrhardt Jr	11290 ELK Dr.	Atlanta, MI 49709
16. Yvonne Swager	Tribune	
17. Doug Nedo	Sheriff Department	
18. Jeggine + Randy McKenzie	9230 McMurphy Rd	
19. My B. Mantz	18281 Pleasant Valley Rd	Atlanta —
20.		

**AVERY TOWNSHIP BOARD
REGULAR MONTHLY MEETING**

October 5, 2021

7:10 P.M.

Supervisor Thom Seymour called the regular monthly meeting of the Avery Township Board to order with the Pledge to the American Flag at 7:10 P.M.. at the Avery Township Hall.

ROLL CALL: PRESENT: Thom Seymour, Supervisor; Robin Ross, Treasurer; Gary McMurphy Trustee; Ann Seymour, Clerk; Dawn Dobbyn, Trustee.

ABSENT: None **GUESTS:** See attached Attendance Sheet.

Motion by Robin Ross, seconded by Gary McMurphy to accept the minutes of the September 2021 meeting as submitted. All in favor, Supervisor declared the motion carried.

Motion by Ann Seymour, seconded by Gary McMurphy to accept the Treasurer's report as submitted. All in favor, the Supervisor declared the motion carried..

Motion by Dawn Dobbyn seconded by Gary McMurphy to pay Voucher's No. 4502-4522 Inclusive totaling \$15,536.89. All in favor, motion carried. The Supervisor declared the motion carried.

OLD BUSINESS:

- (1) Requested a proposed ordinance from the petitioners and from our Township Attorney: After discussion, on whether there was enough interest in pursuing a Board enacted Motion by Gary McMurphy, seconded by Robin Ross for a roll call vote for the Avery Township Board to enact an ordinance on Marijuana in Avery Township. The Suupervisor declared the motion carried by the following roll call vote: AYES: Robin Ross, Gary McMurphy, Ann Seymour, Dawn Dobbyn, Thom Seymour; NO: 0; ABSENT: 0.
- (2) Supervisor Seymour called for a motion and Roll call vote that Avery Township Board wants to explore a potential Marijuana Ordinance. Motion by Gary McMurphy, seconded by Thom Seymour, that Avery Township Board explores a potential Marijuana Ordinance. Supervisor declared the motion carried by the following Roll Call vote: AYES: Gary McMurphy; Dwn Dobbyn; Ann Seymour; Thom Seymour. NO: Ro/bin Ross. ABSENT: 0.
- (3) Supervisor Seymour called for a Roll Call vote "Does Avery Township Board want to explore a potential Marijuana Ordinance? Motion by Gary McMurphy, seconded by Ann Seymour, to have Avery Township Board explore a proposed Ordinance to limit Marijuana businesses to two (2) Grow Operations in the Township. Motion by Gary McMurphy, seconded by Ann Seymour, to allow two(2) Grow Operations in the Township of Avery. The Supervisor declared the motion carried by the following roll call vote: AYES: Gary McMurphy, Ann Seymour, Dawn Dobbyn, Thom Seymour. NO: Robin Ross. ABSENT: 0 .
- (4) Supervisor reported on the American Rescue Plan. They have extended the deadline to April 2022 for submitting local plans for use of the dollars received. Supervisor advised he had been planning on attending MTA workshop in Frankenmuth, but will now taking the same course free on a Webinar.

The State now has money available to townships for losses that occurred during the COVID-19 through ARPA Plan. Hopefully it will cover: (1) Cost of paperwork; (2) Premium Pay option to give election workers premium pay \$13.00 per hour, and hopefully a list of other ways we can spend the money.

AIRPORT REPORT: Report given by Robin Ross.

AMBULANCE REPORT: Thom Seymour reported that they are waiting on the New truck. Currently 24 hour personnel have 4 sleep time, which they don't get paid for. Causing a turnover in personnel. They would like to pay the 24 hour personnel for at least 2 hours of sleep time. To be competitive when hiring and keeping personnel. Medicare was paying 5% of run & Medicine 15%, Now Medicare and Medicine are paying 25%. New hire starting Oct. 11, 2021.

ASSESSOR REPORT: Supervisor reported that Alan Berg Assessing, Avery Assessor received his Level 4, which is the highest level for Assessors.

BOARD OF REVIEW: Supervisor reported No Board of Review until December 2021.

CEMETERY REPORT: By Clerk Seymour.

ELECTION REPORT: No report

FIRE BOARD REPORT: By Dawn Dobbyn.

MTA COUNTY CHAPTER: Loud Township will host the October 14, 2021 meeting at 7:00. Speaker from Montmorency County Landfill.

PARK REPORT: No report.

PLANNING BOARD REPORT: No report

PUBLIC COMMENT: None

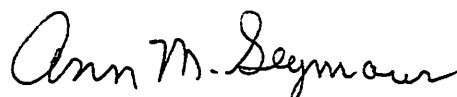
ZONING ADMINISTRATOR REPORT: No report.

ZONING BOARD OF APPEALS: Two new members. Brenda Birchmeier and Fred Birchmeier will sit on the board. ..

CORRESPONDENCE: Read and returned to clerk for filing and disposition.

There being no further business at hand the meeting was adjourned at 7:51 p.m.

Respectfully submitted,



Ann M. Seymour, Clerk

ATTENDANCE SHEET

October 5, 2021

Public Hearing

PRINT NAME :	ADDRESS	CITY/STATE
0 BIAN GRAMAM	AVENUE TONY ATTORNEY	Bellvue, mi.
1. SHARON SLOAN	11280 ELK DR	ATLANTA MI
2. Robin Chinavare	15235 HARWOOD	ATLANTA MI
3. Jennifer Tidwell	11025 ELKDR	Atlanta MI
4. Terry Tidwell Jr		
5. Kenneth Brantley		ATLANTA
6. Brenda Burchmeier		Atlanta
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