

**ACME TOWNSHIP PARKS & TRAILS MEETING  
ACME TOWNSHIP HALL  
6042 Acme Road, Williamsburg MI 49690  
September 15<sup>th</sup>, 2017 8:30 a.m.**

Timmins called the meeting to order at 8:34 am

**ROLL CALL:**

|                   |             |                    |   |         |         |           |      |        |
|-------------------|-------------|--------------------|---|---------|---------|-----------|------|--------|
| <b>Committee:</b> | <b>late</b> | Feringa            | x | Heflin  | x       | Heffner   | late | Jenema |
|                   | x           | Smith              | x | Timmins | excused | Wentzloff |      |        |
| <b>Advisory:</b>  | <b>x</b>    | Heinert/Krogulecki | x | Kushman |         |           |      |        |
| <b>Staff:</b>     | <b>x</b>    | Winter             |   |         |         |           |      |        |

- A. **PUBLIC COMMENT:** None
- B. **APPROVAL OF AGENDA:** Motion for approval of the agenda Heflin, 2nd by Heffner. Motion carries.
- C. **INQUIRY AS TO CONFLICTS OF INTEREST:** none
- D. **CORRESPONDENCE:** none
- E. **ACTION:**
  - 1. Approve Parks & Trails Minutes 08/18/2017- Motion to approve the park and trail minutes from 08/18/2017 Heflin, 2<sup>nd</sup> by Heffner. Timmins recused herself from the vote. Motion carries.
- F. **OLD BUSINESS:**
  - 1. Bayside Park
    - a. Design development boards, play structures, sun shades, site elements- Krogulecki presented the layout of the benches, garbage/recycling containers, bike rack, lighting, signage, dumpster enclosure, playground elements.
    - Went over the existing elements within the parks that Gosling and Czubek incorporated with the new elements.
    - Krogulecki talked about Gosling and Czubek wanting to bid out the sign package and landscaping and possibly other small projects to save the upcharge that a general contractor will charge.
    - Dumpster enclosure , worked with the American Waste contractor, it will be placed back in the woods to be hidden from view. Described what it will look like, Dark brown vinyl enclosure, with a black vinyl gate, black slats.
    - Gates at the front, gate discussion followed. Jenema commented that it was decided to put the posts in for the gates as place markers, but there has been no problems with keeping the parks open so it was decided to hold off on putting the actual gate in unless a problem arises. Krogulecki agreed.
    - Trash and recycling will be side to side, the recycling will have a green top and symbol to delineate the recycling from the garbage, Kevin will also look at if the American Waste recycling emblem can be put on the recycling.
    - Discussed placement of the bike racks. They are loop design, discussed liking the design because you don't have to put your front tire into in. Two bikes can be chained on one side.
    - Widening of the trail to 10 ft. from Bunker Hill to Five Mile
    - Discussed the foot wash station by the beach.
    - Heffner asked about water fountains/bottle filling.
    - Kevin discussed the putting one up by the bathrooms, a second station is in the middle by the

If you are planning to attend and are physically challenged, requiring any special assistance, please notify Cathy Dye, Clerk, within 24 hours of the meeting at 938-1350.

playground.

Heffner would like to see one added to the foot wash station since water is already going there.

Kevin discussed the cost of the fountain/bottle fill station.

Jenema asked about plumbing the foot wash station area for a water fountain in the future.

Kevin will look into seeing if they make a dual unit.

Discussed adding a spout for dog dish refill.

Playground equipment - will incorporate the playground, sun shade area (future pavilion site possibility) sunshades are 18x18 stamped and stained concrete will help hide stains,

Furniture products are from Landscape structures, midwest company, Carl is their local rep. The furniture will be purchased independently without a contractor, Landscape design has a turnkey package that is ideal for our situation.

Pick play equipment that will blend more with the landscape, the play structure will be hidden a behind trees a bit. Brown and green are the colors chosen for their blend ability. Most toys are for kids 5-12.

Discussed cost of the components, the township had \$50k budgeted. The Play structure without transport and installation that the designers picked for the park has a base price of \$38k.

Asked about maintenance of the play structure.

Kevin said maintenance was minimal, he thinks that the play structures will need maintenance every 15-20 yrs. He will ask Carl, the rep, the clarify.

Smith asked about keeping the sunshades up in the winter.

Kevin said most communities do and don't find a problem with snow build up. He also thinks being by the lake with constant wind it should help clear the snow off.

Winter commented that the state park keeps their sunshades up all year and that it adds more wear and tear taking them down each season.

Discussed the differences in other play structure examples.

Smith discussed how when he takes his kids to a play structure in the area that is plastic, he sees a lot of splitting and cracking. Wants to know how the structures we are looking at compares.

Discussion followed. Also discussed safety standards.

Winter discussed moving the large rock, that the kids love, over by the play area. That was agreed upon.

Heffner brought up volleyball courts in the open space.

Winter talked about how the committee talked about volleyball courts the beginning of the process but decided to leave the open lawn as lawn to allow people to decide how to use it. Discussed that a volleyball court could be added in a different phase or on another park property.

Feringa added that he also has worked with Landscape Structures and has found them to be a good product. He commented that you get what you pay for.

Price includes the sun structures, play structures and installation, which those 3 things take the budgeted amount the township has designated within \$5k.

Jenema thought we should put up the designs picked for the play structure and sun shades to see what comments people give.

Working to get these components to bid quickly.

Heflin asked about replacing sunshades with pavilion.

Winter addressed it with the budgetary concerns and how much a pavilion cost compared to the sunshades and how it could be a later phase.

**b. Construction Schedule - discussed construction schedule first- The soil erosion permit for the whole Bayside project was obtained.**

Krogulecki- spoke about the trouble with the originally planned start date of Sept.

15th., due to local contractors being locked up until the end of the year. Due to this the schedule has shifted. Krogulecki said the parking lot expansion will be moved until the spring. Looking to start smaller preparations this fall. Such as: tree work, irrigation, land moving for trails, sidewalks, utilities. All plans and specs over \$2500 have to be approved by the DNR before bids can be put out, tree work will cost more than that.

Heffner asked how long it took for the DNR to review and turnaround the request.

Krogulecki-replied that it could take up to 30 days but he has seen the DNR turnaround request

in a couple weeks. Krogulecki said he has to get with Shawn and Jay to work on a couple of things on the grant website. The DNR has asked for new boundary specs. Krogulecki has that scheduled to be finished by the week of 9/18/17.

Discussed the availability contractors in the spring. The best plan is to get the bids in as early as possible to line up the contractors for the spring.

A long discussion followed about the situation with contractors in the area and moving forward with the bidding process.

- c. Non-motorized watercraft rentals- Winter presented info on a non-motorized watercraft rental set up. Discussion followed. Income from the rental of the building would contribute to park maintenance.

Jenema took it to the board for them to start thinking about back in Sept. will be readdressing it in Oct.

Winter had questions for the board. When would implementation take place? How long of a lease and how much? This idea is supported by the committee.

- d. Apple crate rock box Jenema thought it would be a good idea to have a central area for people to put rocks and other larger items gathered off the beach as we continue to unearth things and clean the area. Jenema reached out to a local farmer, Dorance Amos, who has a crate available. Jenema is working on a plan to have it delivered.

2. Trail Updates - Kushman echoed the sentiment about contractor problems the TART project between 3-4 mile is on hold. The project near 5-mile in Acme should be finished in Oct.

Tart and Wentzloff presented to the Shores condo board back in July, they have warmed a bit to the idea. Testimonials from Lake Ridge residents helped. The group is going back in Oct. to further discussions.

Feringa will check into the ownership status of the road that runs through the property.

Elk Rapids is still working to come up with funds for preliminary design work from Maple Bay to the north end of Elk Rapids.

The Mayor of Charlevoix is working to get the trail through Fisherman state park.

3. Impact 100 Grant Update- Heflin updated the committee. Explained what the organization was and how the conservancy applied for the grant and gave a rundown of the process. Sept. 27th is the date the finalist will be chosen, and Nov. 8th. Will be the vote.

Heflin also gave a list of other grants the conservancy was working to acquire.

4. Park Rules group discussion. Everyone is to send their top 5 basic rules to Jenema and they will be discussed at the next meeting.

#### G. NEW BUSINESS:

1. Park system signs Jenema spoke of the importance of consistency.

Winter discussed what TC does. Discussion on kiosk design, matching color pallet, and use of township logo followed. Asked for people to start collecting samples of signage they see and like.

2. Election of Officers Timmins nominated Jenema for Chair. Nomination passed

Heflin nominated Feringa for Vice Chair, nomination passed

Feringa nominated Timmins for Secretary. Nomination passed

3. Committee meeting dates and times discussed changing it, it will remain the same.

#### H. PUBLIC COMMENT none

**ADJOURN: at 10:31**



**ACME TOWNSHIP PARKS & TRAILS MEETING**  
**ACME TOWNSHIP HALL**  
**6042 Acme Road, Williamsburg MI 49690**  
**September 15<sup>th</sup>, 2017 8:30 a.m.**

**ROLL CALL:**

**Committee:**

|  |         |  |         |  |           |  |        |
|--|---------|--|---------|--|-----------|--|--------|
|  | Feringa |  | Heflin  |  | Heffner   |  | Jenema |
|  | Smith   |  | Timmins |  | Wentzloff |  |        |
|  | Heinert |  | Kushman |  |           |  |        |
|  | Winter  |  |         |  |           |  |        |

**Advisory:**

**Staff:**

**A. PUBLIC COMMENT:**

**B. APPROVAL OF AGENDA:**

**C. INQUIRY AS TO CONFLICTS OF INTEREST:**

**D. CORRESPONDENCE:**

**E. ACTION:**

1. Approve Parks & Trails Minutes 08/18/2017

**F. OLD BUSINESS:**

1. Bayside Park
  - a. Design development boards, play structures, sun shades, site elements
  - b. Construction Schedule
  - c. Non-motorized watercraft rentals
  - d. Apple crate rock box
2. Trail Updates
3. Impact 100 Grant Update
4. Park Rules

**G. NEW BUSINESS:**

1. Park system signs
2. Election of Officers
3. Committee meeting dates and times

**H. PUBLIC COMMENT**

**ADJOURN:**



**ACME TOWNSHIP PARKS & TRAILS MEETING  
ACME TOWNSHIP HALL  
6042 Acme Road, Williamsburg MI 49690  
August 18<sup>th</sup>, 2017 8:30 a.m.**

**ROLL CALL: 8:34**

|                   |    |         |    |         |    |           |   |        |
|-------------------|----|---------|----|---------|----|-----------|---|--------|
| <b>Committee:</b> | Ex | Feringa | X  | Heflin  | X  | Heffner   | X | Jenema |
|                   | X  | Smith   | ex | Timmins | Ex | Wentzloff |   |        |
| <b>Advisory:</b>  | Ex | Heinert | X  | Kushman |    |           |   |        |
| <b>Staff:</b>     | X  | Winter  |    |         |    |           |   |        |

**A. PUBLIC COMMENT:**

Nels Veliquette – CFO at Cherries R Us, board member for Shoreline Fruit. Spoke on the importance of compliance with the Food Safety and Modernization Act at Shoreline Fruit in relationship to the proposed Traverse City to Charlevoix Trail. Provided an outline of what the facility has to deal with in terms maintaining compliance, trail or no trail. Wanted to make the Committee aware of the regulations they have to follow and to have the Committee keep these in mind as the discussions on the trail evolve. Not as worried about trespass issues, or right to farm issues. Primary concern is compliance with mandated government regulations. Feels trails are extremely important and would like to be part of the conversation moving forward. Discussion about the overall approach and planning of the trail followed. Strongly recommended one-on-one engagement with the property owners along the conceptual trail alignment. Would be available to discuss the project with any of the committee members, and set up connections with property owners.

**B. APPROVAL OF AGENDA:**

Winter requested postponing the election of officers until the next meeting. Heffner requested adding discussion of a non-smoking policy under new business. Motion by Heflin to approve the agenda with the election of officers moved to next month and the discussion on non-smoking policy added under new business, support by Heffner. Agenda approved unanimously.

**C. INQUIRY AS TO CONFLICTS OF INTEREST: none**

**D. CORRESPONDENCE: none**

**E. ACTION:**

1. Approve Parks & Trails Minutes 06/16/2017  
Motion by Heflin to approve the minutes, Support by Smith. Motion passes unanimously.

**F. OLD BUSINESS:**

1. Bayside Park Update (Winter and Jenema)
  - Winter said they'd be meeting with Klaus later in the day to go over the layout. Need to discuss the sunshades that were included in the grant. Need to determine the sequencing based on contractor availability and decide what can still be done this fall.
  - Jenema stated that Klaus will provide some options for the sunshades and play structures. Winter and Jenema discussed putting the play structures out to the public for input on the a few different options. Klaus' designs will be brought back to the committee.
  - Heflin noted the uptick in park use already this summer.
  - Heflin also announced that Paul Brink and Kathleen Guy are working with the GTRLC to host a happy hour at Bayview on September 21, 2017 from 5:30 – 7:00 pm to discuss the park plans and fundraising. Committee members will be invited to attend.
  - Heffner questioned how the fundraising works, Heflin explained the process.
  - Heffner commended the owner of Woodland Creek for the playground they installed along the trail behind the business and his willingness to help with the trail maintenance

**2. Adopt-A-Bench Program (Winter)**

If you are planning to attend and are physically challenged, requiring any special assistance, please notify Cathy Dye, Clerk, within 24 hours of the meeting at 938-1350.

- Winter updated the committee that the Board approved the adopt-a-bench program with the details in the flier enclosed in the packet.
- Klaus will be submitting a map of where each of the two types of benches will be located so the adoptions can begin.
- Heflin asked about public feedback about the bench. Jenema spoke on the different responses we've received. Mostly positive.
- Heffner brought up Linda Weeks desire for a swing. Jenema stated that the swing is not planned in this design, looking at other locations throughout the park system that may be appropriate.
- Winter will follow up with Linda and update her on the plan.

**3. Trail Updates (Kushman)**

- Kushman, Clark and Wentzloff met with the Shores HOA Board in July. The board seemed to come around to the idea of the trail, but thought it might be a hard sell to the whole HOA membership. Fear eminent domain and trail users migrating off the trail and trespassing. The next step will be to have them come and present to the whole membership in the fall.
- Heffner asked about the ownership of the roads, the Tribe or the HOA. Winter stated some of the information Clark had shared with him, but the clear ownership is still to be determined.
- Also met with an elder of Christ the King Church about a trail going on or near their property. His personal opinion is that it could potentially be a good thing, but certain areas on the south side of their property is a no-go, but there may be opportunities on the north side.
- Still speaking with Father Ciprian of the Archangel Gabriel Greek Orthodox Church and LochenHeath for future alignment options.
- Clark reached out to Bay Villa HOA president with information on the park and trails to share with their members.
- DTE will begin work between Five Mile and Bunker Hill after Labor Day and will last 4-6 weeks
- Heffner asked about the potential realignment over the railroad tracks in this area. Last year's restriping seems to be effective in limiting instances. Kushman discussed some changes that have been explored, of which the effectiveness is still being evaluated.
- Heffner asked about a patch that needed filled with asphalt. Kushman said the Road Commission will attend to it, along with others, the next time their crew is in the area.
- At a recent Elk Rapids Township meeting 15 people spoke in support of the Traverse City to Charlevoix Trail, along with approximately 40 letters. Five people spoke in opposition.
- Heffner asked about the trail behind the Holiday Inn. Winter had a recent meeting with Lanny Johnson about an easement through his property. Mr. Johnson is not interested at this time because he doesn't want to impede a potential sale or development of the property. Kushman is working with the Holiday Inn owners to get a contact at Wells Fargo to discuss a potential trail easement.
- Still waiting on Township Counsel to review the trail easement agreement, and Dan Kelly is still waiting on the availability of water from the Tribe to move forward with his project. Jenema discussed some of the options the Board is exploring related to a water system.

**G. NEW BUSINESS:**

- 1. Election of Officers** (moved to next month's meeting)
- 2. Repurposing Vacant Building In Bayside Park**
  - Winter explained how some members of the Board are having legitimate concerns about the increased maintenance costs associated with the park improvements, and where those funds will come from.
  - Winter proposed the idea of utilizing the existing building on the south side of Bayside Park for a kayak/SUP rental location. The use of the building would be leased to a party who would operate the business. Those rent acquired would then go towards the park maintenance fund for Bayside. Winter's proposed approach is to not make a huge

investment on the Township's part up front, but to make incremental improvements as the use of rentals increases.

- Heflin expressed support for the idea, thought it would be successful with all the park foot traffic
- Smith supported the idea. Although he has access to kayaks, would much rather rent them at the park with people rather than loading them up and hauling them to the water.
- Heffner pointed out that is the natural area of the beach that will need to be addressed. Smith made a few suggestions.
- Winter mentioned Clark was going to research with the County to find out what the River Outfitters pays to operate out of Medalie Park, which may be a better comparison.
- Smith asked about the number of kayaks and method of storage. Winter has the impression that at Clinch Park the kayaks are stored on the beach and secured with a cable. Smith cautioned it could become unsightly if not considered.
- Heflin asked about liability. Jenema believes we are covered under our current policy. The business would need their own policy as well.
- Winter wanted to know if this is something we want to pursue and pitch to the Board. Jenema will bring it up at the next meeting to get their feedback on the concept and see if the committee should invest more time exploring the idea.
- Heffner asked about the inside condition of the existing building. Winter is not familiar with the interior, but is among the details we'd need to evaluate. Could consider concession sales as well.
- Heflin suggested syncing Sayler Park into the lease agreement for a kayak rental trip destination.

**3. Non-smoking Policy**

- Jenema recapped her meeting with Heffner at Bayside regarding his concerns with the maintenance, and her follow up discussions with Zollinger mainly about beach grooming. Jenema would also like to get an old wooden fruit crate so people can toss rocks into it to be discarded. The crate would site off to the side as to not be intrusive.
- Jenema shared that the Township does have a non-smoking ordinance, but it only relates to the township hall, bathrooms, kitchen, and parking lot, but does not include the parks.
- The current list of rules at the park is excessive and may be outdated.
- Winter mentioned two ways to address this: amend the existing non-smoking ordinance, or create a new ordinance that establishes rules for all the parks
- Jenema supported the new ordinance idea.
- Heffner felt it was worth looking at neighboring jurisdictions to see what works.
- Heflin says the two biggest things the GTRLC has to take care of at their properties is pet waste and cigarette butts. Hard to enforce these types of ordinances.
- Winter will try to look for neighboring communities' rules to review at the next meeting so a new ordinance with park rules can be established.
- Heffner asked whether there was a consensus to ban smoking. Smith would rather have people just clean up after themselves instead of imposing a bunch of rules on a park, despite not liking smoking at all.
- r

**H. PUBLIC COMMENT: none**

**ADJOURN:**

Motion by Heflin, second by Heffner. Motion passes unanimously.  
10:39 am

## Shawn Winter

---

**From:** Kevin Krogulecki <kskrogulecki@goslingczubak.com>  
**Sent:** Tuesday, August 22, 2017 2:04 PM  
**To:** Gwen Zagore  
**Cc:** Klaus Heinert; Jay Zollinger; Shawn Winter  
**Subject:** GTC SESC Permit - Acme Bayside Park - Updated Project Schedule

Hello Gwen,

Regarding our issued SESC permit, we wanted to provide an updated construction schedule for our Acme North Bayside Park improvements project, Acme Twp. Due to the unavailability of qualified local contractors to construct our parking lot areas this fall, we will be swapping portions of the project to keep things moving. North and South parking lot construction will now be performed in Spring 2018. Our updated project schedule is as such:

### Updated Project Schedule

**June 12, 2017:** Construction to begin, installation of applicable SESC measures before earthwork **(completed)**

**June 12 - June 26, 2017:** Relocate sand pile, regrade and seed. **(completed)**

**Sept 15 – Oct 01, 2017:** Tree removal and clearing

**Oct 01 - Dec 22, 2017:** Park open area grading; sidewalks, utilities and related site work (majority of site grading work)

**Dec 22, 2017 - April 05, 2018:** Stabilize site before winter shut down, remaining items to be completed spring 2018. Monitor site and SESC measures over winter

**April 05, 2018 - June 04, 2018:** North and South Parking lot removals and construction; asphalt trail; Perform remaining site work, site restoration and final punch list

**June 04, 2018:** - Ongoing: Monitoring of SESC measures, site establishment and maintenance

We just wanted to keep you informed of where we are at with the project. Please let us know if you need any additional information is needed from us at this time. Our originally proposed construction schedule is below for reference only.

Thank you very much Gwen.

### Original Project Schedule as Permitted: Reference

**June 12, 2017:** Construction to begin, installation of applicable SESC measures before earthwork **(completed)**

**June 12 - June 26, 2017:** Relocate sand pile, regrade and seed. **(completed)**

**Aug 14 - Sept 15, 2017:** Tree removal and clearing, north parking lot and thru road construction

**Sept 15 - Dec 22, 2017:** South parking lot removals and construction, asphalt trail, sidewalks, utilities and related site work (majority of site grading work)

**Dec 22, 2017 - March 05, 2018:** Stabilize site before winter shut down, remaining items to be completed spring 2018. Monitor site and SESC measures over winter

**March 05, 2018 - June 04, 2018:** Perform remaining site work, site restoration and final punch list

**June 04, 2018:** - Ongoing: Monitoring of SESC measures, site establishment and maintenance

--

Kevin S. Krogulecki | Landscape Architect  
**Gosling Czubak Engineering Sciences, Inc.**

231.946.9191 office | 231.933.5105 direct  
[kskrogulecki@goslingczubak.com](mailto:kskrogulecki@goslingczubak.com) | [www.goslingczubak.com](http://www.goslingczubak.com)

[Connect with us on LinkedIn!](#)

# CHAPTER 1064

## Parks

|         |   |         |                        |
|---------|---|---------|------------------------|
| 1064.01 | Definitions   | 1064.11 | Pets in parks.         |
| 1064.02 | Hours of operation.                                     | 1064.12 | Motor vehicles         |
| 1064.03 | Property destruction; injuring wildlife and vegetation. | 1064.13 | Off-the-road vehicles. |
| 1064.04 | Garbage and rubbish.                                    | 1064.14 | Parking.               |
| 1064.05 | Camping.  | 1064.15 | Boat launching.        |
| 1064.06 | Swimming, bathing and wading.                           | 1064.16 | Rules and regulations. |
| 1064.07 | Fires.  | 1064.17 | Park concessions.      |
| 1064.08 | Weapons and explosives.                                 | 1064.18 | Enforcement.           |
| 1064.09 | Alcoholic beverages.                                    | 1064.19 | Events.                |
| 1064.10 | Disorderly conduct.                                     | 1064.99 | Penalty.               |

### CROSS REFERENCES

Parks generally - see Mich. Const. Art. 7, Sec. 23

Authority of City re parks - see CHTR. Ch. XIII

Parks and recreation facilities in home rule cities - see MCLA Secs. 117.4e, 117.5

Sale of park property - see MCLA Sec. 117.5

Misapplication of park funds - see MCLA Sec. 123.67

Harbor and waterfront - see S.U. & P.S. Ch. 1062

#### **1064.01) DEFINITIONS.**

“**Event**” means a planned activity to use a Park which has an attraction to the public, such as games or amplified sound.

“**Park**” means and includes all park and recreation lands, facilities and water areas owned or under the control of the City, whether presently being used for recreation or being held for future recreational use, including, but not limited to, areas for picnicking, swimming or potential swimming, beach activities, boat launching sites, parking and sports, and excluding the Duncan L. Clinch Yacht Harbor and Zoo.

(Ord. 292. Passed 2-19-91. Ord. 791. Passed 3-17-08.)

#### **1064.02) HOURS OF OPERATION.**

The City Manager shall establish and post at each individual park its hours of opening and closing. Parks open continuously shall be so posted. No person shall be in any park except when such park is open. A person who violates this section is responsible for a civil infraction.

(Ord. 32. Passed 8-15-77. Ord. 643. Passed 6-21-04.)

#### **1064.03) PROPERTY DESTRUCTION; INJURING WILDLIFE AND VEGETATION.**

No person shall injure, damage, deface, disturb or destroy any part of any park or any facility, building, sign, structure, equipment, utility or other property found therein. No person shall dig for, remove, injure, damage or destroy any tree, flower, shrub, plant or growing thing within any park. No person shall injure, kill, trap, hunt, pursue or in any manner disturb any wild bird or animal within any park, unless authorized by the City Manager for preservation of the peace.

(Ord. 32. Passed 8-15-77.)

## PARKS

### **1064.04) GARBAGE AND RUBBISH.**

No person shall deposit or abandon in any park, or in any waters in or adjacent to any park, any garbage, refuse, litter or obnoxious material, except in receptacles provided for such purpose. No person shall bring refuse or litter, originating outside any park into a park for the purpose of depositing such refuse or litter in park receptacles designated for park users.  
(Ord. 32. Passed 8-15-77.)

### **1064.05) CAMPING.**

No person shall camp within any park. No person shall park overnight any house trailer or camping vehicle in any park. A person who violates this section is responsible for a civil infraction.  
(Ord. 32. Passed 8-15-77. Ord. 644. Passed 6-21-04.)

### **1064.06) SWIMMING, BATHING AND WADING.**

No person shall swim, bathe or wade in any park in those areas prohibited for that purpose and so posted by the City Manager. No person shall have a glass container within any water area or land area used as a swimming or bathing beach area. A person who violates this section is responsible for a civil infraction.  
(Ord. 32. Passed 8-15-77. Ord. 579. Passed 10-07-02.)

### **1064.07) FIRES.**

No person shall build a fire in any park except in places designated for such purpose by the City Manager.  
(Ord. 32. Passed 8-15-77.)

### **1064.08) WEAPONS AND EXPLOSIVES.**

No person shall possess or control any fireworks or explosive in any park. No person shall possess or control any bow or arrow in any park except in an area designated for use as an archery range.  
(Ord. 32. Passed 8-15-77. Ord. 828. Passed 3-16-09.)

### **1064.09) ALCOHOLIC BEVERAGES.**

No person shall possess any alcoholic beverage, other than beer and wine, in any park. The consumption and possession of beer and wine, is not allowed in the Open Space during the events of the Traverse City Film Festival, the week of Cherry Festival except in the Festival Beverage Pavilion and for the National Cherry Festival Wine Tasting Event. The City Commission, by resolution, may ban the consumption and possession of beer and wine, in any park or designated portion of a park. A ban of all alcoholic beverages shall be posted on signs at such points within or at the perimeter of the area where the ban is in effect. (Ord. 32. Passed 8-15-77; Ord. 199. Passed 8-5-86; Ord. 473. Passed 4-19-99. Ord. 805. Passed 7-21-08; Ord. 815. Passed 11-17-08.)

### **1064.10) DISORDERLY CONDUCT.**

No person shall be intoxicated or engage in any violent, abusive, loud, boisterous, vulgar, obscene or otherwise disorderly conduct tending to create a breach of the peace or disturb or annoy a reasonable person using the park in a proper manner.  
(Ord. 32. Passed 8-15-77. Ord. 805. Passed 7-21-08)

**1064.11 PETS IN PARKS**

No person shall bring or allow any dog or other pet in any park unless the dog or pet is kept on a leash not over eight feet in length, and under the immediate control of a responsible person. Dogs are permitted to be off-leash as provided in Chapter 610 of these Code of Ordinances, subject to compliance with the rules and regulations adopted for the designated off-leash area. Dogs and other pets are not allowed in 1) park buildings or shelters, 2) designated swimming areas and 3) the city beaches, or portions thereof that are mechanically groomed. Dogs and other pets are not permitted in the Open Space area during the National Cherry Festival or in the Farmers' Market area during its hours of operation unless the dog or other pet is confined in a motor vehicle. The "Farmers" Market area is defined as that part of Parking Lot "B" extending from the water's edge of the Boardman River north to 12 feet north of the center of Parking Lot "B", which center is defined as the concrete island that is shared by and separates the north and south parking bays, and running east from the westerly edge of the Grandview Parkway entrance to the westerly edge of the sidewalk parallel to Cass Street. No dog or pet shall be permitted to touch, worry, disrupt or disturb any person using park facilities. A person who violates this section is responsible for a civil infraction.

(Ord. 32. Passed 8-15-77. Ord. 435. Passed 3-18-96. Ord. 531. Passed 5-21-01. Ord. 846. Passed 9-18-09. Ord. 946. Passed 6-4-12)

**1064.12 MOTOR VEHICLES.**

No person shall operate a motor vehicle in excess of fifteen miles per hour in any park, except when otherwise posted. No person shall operate a vehicle except on designated roads. No person shall park a motor vehicle except in designated parking spaces; provided, however, that a Mobile Food Vending Unit as defined in Traverse City Code of Ordinances Chapter 865, that has a valid Mobile Food Vending License may operate within and adjacent to parks in areas authorized by resolution of the City Commission. Drivers of motor vehicles shall obey all posted traffic control signs and devices. A person who violates this section is responsible for a civil infraction.

(Ord. 32. Passed 8-15-77. Ord. 645. Passed 6-21-04. Ord. 965. Passed 5-6-13)

**1064.13 OFF-THE-ROAD VEHICLES.**

No person shall operate an off-the-road motor driven vehicle, such as a snowmobile, dune buggy, trail bike, mini-bike or motorcycle, or any motorized device, in any park, except on designated roads, trails or areas posted for such use provided, however, that a Mobile Food Vending Unit as defined in Traverse City Code of Ordinances Chapter 865, that has a valid Mobile Food Vending License may operate within and adjacent to parks in areas authorized by resolution of the City Commission. A person who violates this section is responsible for a municipal civil infraction. (Ord. 32. Passed 8-15-77. Ord. 663. Passed 02-22-05. Ord. 965. Passed 5-6-13)

**1064.14 PARKING.**

- (a) Vehicles and trailers shall be parked only in areas designated for parking. In such designated areas parking will be allowed only for persons utilizing park or recreation facilities related to the parking area. In no event shall parking be permitted for patrons or employees of commercial, residential or industrial facilities in proximity thereto. Parking shall be regulated in accordance with City ordinances and regulations.
- (b) No person shall stop, stand or park a vehicle upon any portion of a public park for the

## PARKS

principal purpose of displaying such vehicle for sale or for advertising purposes.

(c) A person who violates this section is responsible for a civil infraction.

(Ord. 32. Passed 8-15-77. Ord. 646. Passed 6-21-04.)

### **1064.15 BOAT LAUNCHING.**

Boats may be launched from designated Municipal boat launching sites after a launch permit has been obtained from the City. The City Manager shall designate, in writing, the Municipal boat launching sites for which a launch permit is necessary and shall establish permit fees. Launch permits shall be displayed prominently and permanently on the tongue of the boat trailer when launching from the sites, or if a boat trailer is not used, the permit shall be displayed prominently and permanently on the motor vehicle used for transporting the boat to the launching site. A person who violates this section is responsible for a civil infraction.

(Ord. 32. Passed 8-15-77; Ord. 134. Passed 5-17-82. Ord. 647. Passed 6-21-04.)

### **1064.16 RULES AND REGULATIONS.**

The City Manager is hereby authorized, subject to approval and adoption by the City Commission, to make such other rules and regulations pertaining to the conduct and use of parks as are necessary to administer the same or to protect public property or the safety, health, morals or welfare of the public. No person shall fail to comply with such rules and regulations.

(Ord. 32. Passed 8-15-77.)

### **1064.17 PARK CONCESSIONS.**

No person shall sell or rent, or attempt to sell or rent, any service, merchandise or object in any park, subject to the following exceptions:

(a) Park concessions may be authorized by contract approved by the City Commission.

(b) A group or organization, authorized to use a park by permit from the City Manager for a special occasion, may sell to its own members.

(c) A Mobile Food Vending Unit as defined in Traverse City Code of Ordinances Chapter 865, that has a valid Mobile Food Vending License may operate within and adjacent to parks in areas authorized by resolution of the City Commission.

(d) A person who violates this section is responsible for a municipal civil infraction.

(Ord. 291. Passed 2-19-91. Ord. 661. Passed 02-22-05. Ord. 965. Passed 5-6-13)

### **1064.18 ENFORCEMENT.**

(a) Administration. The uniformed employees of the Parking Violations Bureau and other officials designated in writing by the City Manager are hereby authorized to issue and serve appearance tickets with respect to any violation of this chapter pursuant to Section 1 of Act 147 of the Public Acts of 1968, as amended (M.C.L.A. 764.9c(2); M.S.A. 28.868(3)(2)).

(b) Appearance Ticket. Appearance tickets shall be in such form as determined by the City Attorney in conformity with all statutory requirements.

(Ord. 135. Passed 5-17-82.)

### **1064.19 EVENTS.**

## PARKS

No Person shall conduct, host or sponsor an Event in a Park except in compliance with the City of Traverse City Park and Public Land Use Policy. Any person who conducts, hosts, or sponsors an Event in violation of the Policy:

- (a) May be removed from the City Park or adjacent public land, and if a person fails to leave after being requested to do so, that person shall be deemed to be trespassing and may, at the discretion of the City Manager, be prosecuted;
- (b) Is guilty of a municipal civil infraction;
- (c) Shall be responsible for paying all costs that would have been owed had the Event been conducted, hosted, or sponsored in compliance with the Policy. The City Manager shall be responsible for determining what costs were incurred by the City as a result of the Event.

(Ord. 791. Passed 3-17-08.)

### **1064.20 PROHIBITED CONDUCT AT EVENTS**

In addition to any other applicable provision of law, the following conduct shall be prohibited at any Event in any Park:

- (a) Conduct that materially and substantially prevents any other reasonable person from viewing, hearing or meaningfully participating in an Event.
- (b) Conduct that substantially interferes with the free passage of Event participants or attendees by creating an insurmountable obstacle at any entrance, aisle, walkway, stairwell, ramp, esplanade, vendor booth, riser or other area commonly used for public access, egress or ingress.
- (c) Entry into or remaining in any area of an Event that is posted as not open to the public without the consent of the Permit Holder for the Event or entry into or remaining in any area of an Event that is posted as open to the public only upon the payment of an entry fee or charge, without first paying the applicable entry fee or charge.
- (d) A person found responsible for violating this subsection after receiving an initial warning, may be removed from the City Park, and if a person fails to leave after being requested to do so, that person may be guilty of criminal trespassing.

(Ord. 804. Passed 6-16-08.)

### **1064.99 PENALTY.**

- (a) Misdemeanor Penalty. Whoever violates or fails to comply with any of the misdemeanor provisions of this chapter shall be fined not less than twenty-five dollars (\$25.00) nor more than one hundred dollars (\$100.00) or imprisoned not more than thirty days, or both, for each offense. A separate offense shall be deemed committed each day during or on which a violation or noncompliance occurs or continues.
- (b) Civil Infraction Penalty. Whoever violates or fails to comply with any of the civil infraction provisions of this Chapter shall incur the penalties provided in Traverse City Code Section 202.99 (b).

(Ord. 32. Passed 8-15-77. Ord. 648. Passed 6-21-04.)

**Legend**

-  Park Land - No Alcohol
-  Park Land - Beer and Wine Allowed
-  Mechanically Groomed Beach

Pets in parks shall be kept on a leash of 8' or less in length, and be in control of a responsible person.

Pets are prohibited in the Open Space area during the National Cherry Festival.

Pets are also prohibited from designated swimming areas and City beaches, or the portions thereof that are mechanically groomed.

Additionally, pets are prohibited in the Farmers' Market Area during its hours of operation.



Beer and wine are the ONLY alcoholic beverages allowed in City Parks, with the following exceptions:

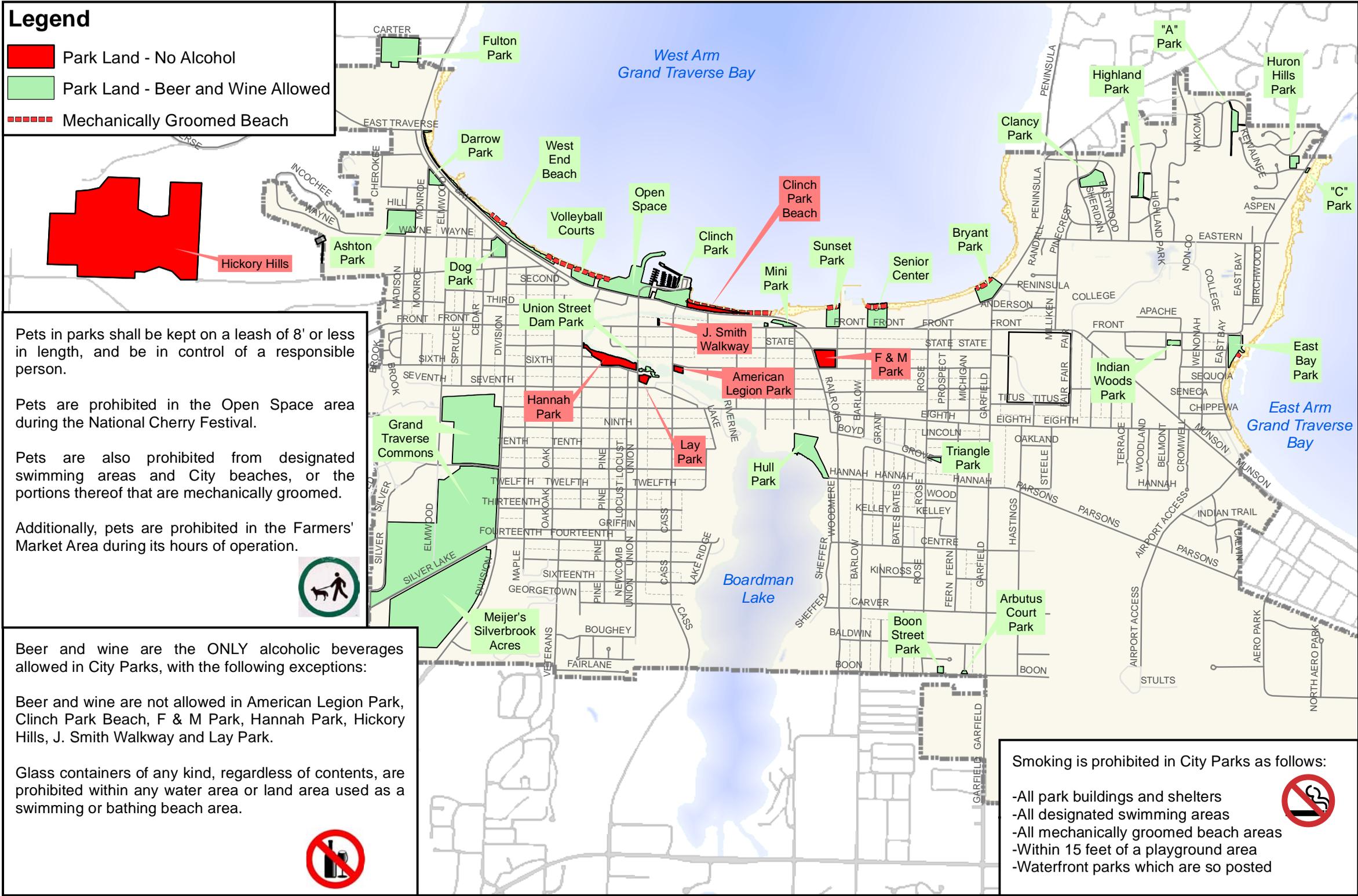
Beer and wine are not allowed in American Legion Park, Clinch Park Beach, F & M Park, Hannah Park, Hickory Hills, J. Smith Walkway and Lay Park.

Glass containers of any kind, regardless of contents, are prohibited within any water area or land area used as a swimming or bathing beach area.



Smoking is prohibited in City Parks as follows:

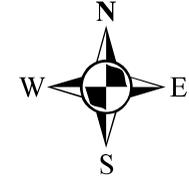
- All park buildings and shelters
- All designated swimming areas
- All mechanically groomed beach areas
- Within 15 feet of a playground area
- Waterfront parks which are so posted



Document Path: S:\Asset Management\Clerk\City Parks alcohol-smoking map2015\maps2015\_city\_parks\_alcohol\_smoking\_areas\_rev70115.mxd



**TRAVERSE CITY PUBLIC PARKS  
ALCOHOL AND TOBACCO USE  
AND PETS IN PARKS REGULATIONS**



7-01-15  
JPT

This map is based on digital databases from the City of Traverse City. Traverse City cannot accept any responsibility for errors, omissions or positional accuracy. There are no warranties expressed or implied.

## Charter Township of Elmwood Ordinance No. 2011-5

An Ordinance to amend certain portions of Ordinance 2010-3 entitled "Charter Township of Elmwood Park Regulation Ordinance."

THE CHARTER TOWNSHIP OF ELMWOOD BOARD, LEELANAU COUNTY, MICHIGAN  
HEREBY ORDAINS:

### **Section 1: Name.**

This Ordinance shall be known and cited as the Charter Township of Elmwood Park Regulation Ordinance.

### **Section 2: General Use of Township Parks and Recreational Facilities.**

The following provisions shall apply to all land and facilities owned by Charter Township of Elmwood and designated by the Township as a township park or as a recreational facility unless a provision by its terms applies only to a specific township park or recreational facility (for example, a provision states that it applies only to a specific park or facility such as Cherry Bend Community Park, Greilickville Harbor Park, or Elmwood Township Marina):

- (a) Any fires for cooking must be made within the grills provided for the purpose or within other privately owned grills which are designed to retain the ashes and prevent their deposit upon the ground. No fires shall be located directly upon the ground.
- (b) All trash and debris must be deposited within containers provided for that purpose and shall not be placed or allowed to remain upon the ground.
- (c) Township property shall not be damaged or destroyed and shall be left in the condition that it was found.
- (d) Township parks shall be used only from dawn until dusk of each day.
- (e) No dogs or other animals shall be allowed within Greilickville Harbor Park, except a leader dog or a certified service animal accompanied by its owner.
- (f) Dogs or other animals are permitted at Cherry Bend Community Park, except where otherwise prohibited (such as the Elmwood Township baseball fields); however, they must be leashed at all times.
- (g) The owner or person in control of a dog or other animal is responsible for cleaning up any and all solid wastes left by those dogs or other animals.
- (h) Except for those Charter Township of Elmwood areas designated for fishing and hunting:

- (1) No person shall take, catch, or kill or attempt to take, catch, or kill any fish of any kind from a township park, beaches, boat launching ramp, breakwaters or within the Elmwood Township Marina.
  - (2) No person shall take or attempt to catch or take any bait fish by the use of nets, seines, set lines, or any other device for their private use or commercially from a township park, beaches, boat launching ramp, breakwaters, or within the Elmwood Township Marina.
  - (3) No person shall hunt or attempt to hunt any waterfowl, game animal, or game birds while the person is located on a township park, beach, boat launching ramp, breakwaters, or within the Elmwood Township Marina.
- (i) No commercial activities of any kind are permitted unless authorized by the Elmwood Township Board.
- (j) No glass bottles or glass containers are allowed in township beach areas.
- (k) No person may engage in what would appear to a reasonable person to be violent, abusive, excessively loud, boisterous, vulgar, obscene, or disorderly conduct of any kind.
- (l) No person may operate or park any motorized vehicle in any park except where so designated and posted by the Charter Township of Elmwood. Drivers of motorized vehicles shall obey all posted traffic control signs. Motorized wheelchairs and similar devices are permitted.
- m) No person shall interfere with another visitor's use of any Charter Township of Elmwood park or recreational facility.

### **Section 3: Use of Park Pavilions.**

- (a) Charter Township of Elmwood parks and pavilions are open for use by the general public during normal park operating hours. However, the Greilickville Harbor Park large bayside pavilion and the Cherry Bend Community Park pavilion may be reserved in advance for certain specified periods. If a pavilion is not reserved in advance, no group of any kind shall be entitled to use or occupy a pavilion for more than three (3) hours during any given day.
- (b) Pavilion reservation requests must be made, the Pavilion Use Request Form submitted and received/approved, and the appropriate fee and deposit paid to the Charter Township of Elmwood office at the time of the reservation. The Charter Township of Elmwood will not accept any pavilion reservation request more than six (6) months before the desired reservation date. The amount of the fee and the deposit shall be set by motion or resolution of the Charter Township of Elmwood Board.
- (c) An approved applicant, hereafter called the User, assumes responsibility for any and all damage to Charter Township of Elmwood property and any injury or damage to the person or property of the applicant or any third party which is caused by the User or any guest of the

User, and shall indemnify and hold harmless the Charter Township of Elmwood from any and all claims, awards, or attorney fees in the event of any such injury or damage.

- (d) The User shall be responsible for its own cleanup immediately following the event and the User must leave the area in the same condition in which it was found. In the event that the Charter Township of Elmwood must clean the area following the event, the User shall be charged all expenses of cleanup and such expenses shall not be limited to the User's deposit amount. The designated township representative will determine "same condition" and the township representative's decision on the matter is final.
- (e) Reserving a pavilion in advance does not grant exclusive use of public restrooms, available parking, or any other park amenities. Carpooling is encouraged due to limited available parking on-site.
- (f) The reservation may be revoked at any time for violation of this Ordinance, or for a violation of state law that has occurred or is occurring on the township park or recreational facility, by the Charter Township of Elmwood Supervisor or his or her designated representative, any law enforcement agency that has jurisdiction in the Township, or any other person or agency authorized by the Charter Township of Elmwood Board to make such a reservation revocation.
- (g) The Charter Township of Elmwood reserves the right to designate days that the park pavilions are not available for reservations (e.g. Cherry Festival Week, holiday weekends, Township picnics/events, etc.)

#### **Section 4: Power Boats and Sail Boats.**

- (a) No boats shall be propelled by wind or motor within 25 feet of swimming areas that are designated by a buoy or sign.
- (b) Motor vehicles shall only be parked within areas designated for parking and shall occupy only one parking space. Boat trailers may only be parked at the Elmwood Township Marina.

#### **Section 5: Tents, Campers, Recreational Vehicles, Commercial Buses, and Motor Homes.**

- (a) No tents, campers, recreational vehicles, commercial buses, or motor homes shall be used within township parks. Recreational vehicles, commercial buses, and motor homes are not permitted to park within Greilickville Harbor Park.

**Section 6: Penalties.**

Any person, firm, corporation, partnership, association or other legal entity which violates Section 2.e and Section 2.f of this Ordinance shall be guilty of a criminal misdemeanor which may be punishable by a fine of not more than five hundred dollars (\$500) and costs of prosecution, or by imprisonment for not more than ninety-three (93) days, or both. In addition to the foregoing, any person, firm, corporation, partnership, association or other legal entity violating the provisions of this Ordinance or any state law may be required to leave the township park or recreational facility by the Charter Township of Elmwood Supervisor or his or her designated representative, any law enforcement agency that has jurisdiction in the Township, or any other person or agency authorized by the Charter Township of Elmwood Board to enforce such leaving of the township park or recreational facility.

**Section 7: DeYoung Natural Area Exemption.**

This Ordinance does not apply to the DeYoung Natural Area since that land is subject to a conservation easement and is regulated by the Leelanau Conservancy pursuant to the DeYoung Natural Area Lakeshore Property Management Plan.

**Section 8: Validity.**

Should any section, clause, or provision of this Ordinance be declared by courts to be invalid, the same shall not affect the validity of this Ordinance as a whole or any part thereof, other than the part so declared to be invalid.

**Section 9: Effective Date.**

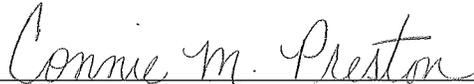
This Ordinance shall become effective the day following its publication in a newspaper of general circulation within the Township.

CHARTER TOWNSHIP OF ELMWOOD BOARD  
LEELANAU COUNTY, MICHIGAN

By Connie Preston, Clerk

I hereby certify that the foregoing constitutes a true and complete copy of Ordinance #2011-5 adopted by the Township Board of the Charter Township of Elmwood, County of Leelanau, Michigan at a regular meeting held on June 13, 2011, at which all members were present.

June 14, 2011

  
\_\_\_\_\_  
Connie M. Preston

Adopted: June 13, 2011  
Published: June 23, 2011  
Effective: June 24, 2011

**VILLAGE OF EMPIRE**  
**Leelanau County, Michigan**

**Ordinance No. 72 of 1999**

**BEACH PARK ORDINANCE**

AN ORDINANCE TO REGULATE AND CONTROL TRAFFIC, OVERNIGHT CAMPING, PARKING, DOMESTIC ANIMALS, NOISE, AND DUMPING OF GARBAGE AND RUBBISH AT THE VILLAGE OF EMPIRE'S LAKE MICHIGAN BEACH PARK AND TO PROVIDE PENALTIES FOR VIOLATIONS THEREOF.

THE VILLAGE OF EMPIRE HEREBY ORDAINS:

**Section 1. Purpose.**

The purpose of this Ordinance is to regulate the use of the park, beach and recreational areas in the Village of Empire's Lake Michigan Beach Park in order that all residents and their guests may enjoy and make use of the park, beach, parking lots and recreational areas in a safe manner and to protect the rights of those owning property adjacent to the park.

**Section 2. Definitions.** As used in this Ordinance,

- (a). "Domestic animal" means a dog, cat, reptile, horse, pig, duck, goose, chicken, guinea hen, ferret, or other domesticated animals.
- (b). "Garbage" means rejected food wastes, including waste accumulation of animal, fruit or vegetable matter used or intended for food or that relate to the preparation, use, cooking, dealing in, or storing of meat, fish, fowl, fruit or vegetables.
- (c). "Park" means the Village of Empire's Lake Michigan Beach Park.
- (d). "Person" means an individual, firm, corporation, association, partnership, limited liability company, or other legal entity.
- (e). "Rubbish" means nonputrescible solid wastes including ashes consisting of both combustible and noncombustible wastes, such as paper, cardboard, metal containers, yard clippings, wood, glass, bedding, crockery, bags, rags, and demolished materials.

**Section 3. Regulations.**

No person shall do any of the following within the park:

- (a). Utilize any part of the park, beach, parking lots or recreational areas as an overnight camping or overnight sleeping place.
- (b). Willfully bring in and dump, deposit, or leave any household or commercial garbage or rubbish at any area of the park, beach, parking lots or recreational areas.

- (c). Allow a domestic animal under his or her control or custody to run at large in any area of the park, beach, parking lots or recreational areas. Such domestic animals shall be restrained at all times by adequate leashes or other means to keep the animal physically restrained.
- (d). Take a domestic animal under his or her control or custody to any area of the park that has posted signs "No Dogs in This Area".
- (e). Grill, kindle, or build a fire in any area of the park, beach, parking lots or recreational areas, except in the fire pits provided for such use or in grills or other receptacles specifically designated for such use. Upon leaving such fire, the person last using it shall fully extinguish the fire.
- (f). Intentionally make any noise or play any sound producing device between the hours of 11:00 p.m. and 8:00 a.m. which is audible from any adjoining property or from any public highway.
- (g). Park a motor vehicle, camper or boat in the designated fire lane or in any other area other than an established or designated parking area.
- (h). Park or store any motor vehicle, camper or boat overnight.
- (i). Ride or drive a motor vehicle at a rate of speed exceeding fifteen (15) miles per hour or operate a motor vehicle without due care and caution within the confines of the park.
- (j). Ride or drive any motor vehicle within the park, except on the paved park roads or parking areas.

#### **Section 4. Penalties.**

Any person who violates any provision of this Ordinance shall be responsible for a municipal civil infraction as defined in Public Act 126 of 1994, amending Public Act 236 of 1961, being Sections 600.101 - 600.9939 of the Michigan Compiled Laws and shall be punished as follows:

- (a). For a first offense, the person shall be fined not less than \$25.00, nor more than \$100.00, plus the costs of prosecution and other sanctions provided by law.
- (b). For a second or subsequent offense occurring within two (2) years of the date the person was found responsible for the first or immediately preceding offense, the person shall be fined not less than \$50.00 nor more than \$200.00, plus the costs of prosecution and other sanctions provided by law.

Each day this Ordinance is violated shall be considered a separate violation.

#### **Section 5. Enforcement Officers.**

Officers of the Leelanau County Sheriffs Department, and Village officials designated by resolution of the Village Council, are hereby designated as the officials authorized to issue municipal civil infractions under this Ordinance directing offenders to appear in court.

Section 6. Nuisance Per Se.

A violation of this Ordinance is hereby declared to be a public nuisance or a nuisance per se and is declared to be offensive to the public health, safety and welfare.

Section 7. Separate Court Action.

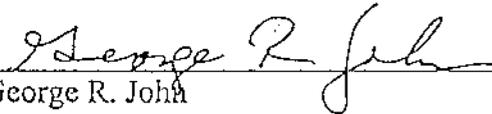
In addition to enforcing this Ordinance through the use of a municipal civil infraction proceeding, the Village may initiate proceedings in the Circuit Court to abate or eliminate the nuisance per se or any other violation of this Ordinance.

Section 8. Severability.

If any section, provision or clause of this Ordinance or the application thereof to any person or circumstance shall be invalid, such invalidity shall not effect any remaining portion or application of this Ordinance which can be given effect without the invalid portion or application.

Section 9. Effective Date.

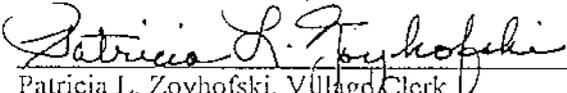
This Ordinance was adopted by the Village Council of the Village of Empire on May 18, 1999 and shall become effective on June 7, 1999.

  
George R. John  
Village President

  
Patricia L. Zoyhofski  
Village Clerk

ORDINANCE CERTIFICATION

I, the undersigned Clerk of the Village of Empire, Leelanau County, Michigan, do hereby certify that the foregoing is a true and complete copy of an ordinance adopted by the Empire Village Council of said County at its regular meeting held on May 18, 1999; that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act 267, Public Acts of Michigan, 1976, and that the minutes of said meeting were kept and will be made available as required by said Act; this ordinance was published in the Leelanau Enterprise on May 27, 1999.

  
Patricia L. Zoyhofski, Village Clerk

7-14-99  
Date

THE CHARTER TOWNSHIP OF GARFIELD

ORDINANCE NO. 50  
PARKLAND ORDINANCE

An Ordinance to provide for operating rules and regulations for, and to apply to, all Parkland under the jurisdiction of the Charter Township of Garfield.

THE CHARTER TOWNSHIP OF GARFIELD, GRAND TRAVERSE COUNTY,  
MICHIGAN ORDAINS:

Section I

Scope and Mission Statement

- A. Preamble and Scope. This Ordinance shall act as the operating rules and regulations for, and apply to, all Parkland owned and/or controlled by the Charter Township of Garfield under authority provided by MCL 41.422.
- B. Mission Statement. The Township's goal is to provide safe, convenient, user friendly parks and trails to the citizens of Garfield Township as well as our neighbors and guests, while still preserving and protecting the natural environment in which they exist.

Section II

Definitions

- A. "Board" shall mean the Charter Township of Garfield Board of Trustees.
- B. "Township" means the Charter Township of Garfield.
- C. "Township Parkland" shall mean all parks and recreational lands, facilities and trails, owned or under the control of Garfield Township, currently being used for recreational purposes, or being held for future recreational use as shown on the Green Infrastructure Plan, as attached to the Township's Comprehensive Land Use Plan, including but not limited to, Township Parks (including nature reserves) identified in these Section II definitions.
- D. "Parks Administrator" shall mean Township Supervisor, or a designee of the Board, who has been delegated the authority to oversee operation of Township Parkland.
- E. "Person or Persons" shall mean any individual(s) or group(s) of individuals.
- F. "Camping" shall mean the overnight lodging or sleeping of a person or persons on Township Parkland, including but not limited to using a tent, trailer coach, vehicle camper, motor vehicle or in any other conveyance.
- G. "Rules" shall mean this Ordinance and any amendments to this Ordinance approved by the Board for the purpose of regulating the operation of Township Parkland.

- H. "Pavilions" shall mean the covered concrete areas on Township Parkland designed for picnicking and socializing. These pavilions usually contain picnic tables for public use.
- I. "Designated Trails" shall mean all paved, wood chipped or dirt trails, on Township Parkland, designed for non motorized use.
- J. "Silver Lake Recreation Area" shall mean the Township Parkland located along East Silver Lake Road, North of Silver Pines Road. This area is identified as location "A" on Appendix A.
- K. "Kid's Creek Park" shall mean all Township Parkland located along U.S. 31 South, between the Great Wolf Lodge and Kohl's and proceeding west and south. This area is identified as location "B" on Appendix A.
- L. "Grand Traverse Commons Recreation Area" shall mean all Township Parkland located within the Grand Traverse Commons redevelopment district. This area is identified as location "C" on Appendix A.
- M. "Miller Creek Nature Reserve" shall mean all Township Parkland located East of South Airport Road and West of Cass Road, and property South of South Airport Road and North of Hartman Road. This area is identified as location "D" on Appendix A.
- N. "Garfield Township Nature Reserve" shall mean all Township Parkland along the Boardman River between Boardman Lake and the Grand Traverse County Natural Education Reserve. This area is identified as location "E" on Appendix A.
- O. "Hughes Drive Nature Reserve" shall mean all Township Parkland along Hughes Drive south of Hammond Road. This area is identified as location "F" on Appendix A.

Section III  
Hours of Operation

- A. All Township Parkland shall be available for public use from two (2) hours before sunrise until two (2) hours past sunset, unless otherwise posted. Site specific hours of operation, where posted, will be posted at the general parking areas or trail head.

Section IV  
Prohibited Activities

The following activities are prohibited and it shall be unlawful for any person or persons to do any of the following in Township Parkland;

- A. Remain on Township Parkland outside of the stated or posted hours of operation.
- B. To enter any Township Parkland that is posted or in any other way identified as being "closed".
- C. To camp at any time unless written permission is obtained from the Parks Administrator.

- D. To have an open fire, outside the designated charcoal grills provided for the purpose of cooking, without written permission of the Parks Administrator. (Private grills shall be allowed, either gas or charcoal, so long as the ashes will not be deposited on the ground) No fires may be built directly on the ground.
- E. To operate motorized vehicles of any kind on designated trails, except for maintenance or patrol as authorized by the Parks Administrator.
- F. To operate or park any motorized vehicles of any kind on Township Parkland except in established driveways and parking areas.
- G. To commit vandalism of any kind, including but not limited to;
  - 1. Removing, damaging, destroying or defacing Township owned property and equipment.
  - 2. Destroying, damaging, injuring or removing any trees, shrubs, wildflowers or vegetation on any Township Parkland.
- H. To have a pet, on Township Parkland, that is not on a leash or otherwise restrained and in control of its keeper. Animal leashes shall not exceed 16 feet in length.
- I. To litter or otherwise dispose of or discard refuse of any kind in or upon Township Parkland except by placing said refuse in containers provided for that purpose.
- J. To dispose of any household refuse on Township Parkland or in garbage receptacles on Township Parkland.
- K. Solicit, post, advertise or in any way sell or attempt to sell any goods or services on Township Parkland without written permission of the Parks Administrator.
- L. To possess or consume beer, wine or any intoxicating liquors on Township Parkland.
- M. To discharge projectiles either by air, explosive substance or any other force by any firearm, revolver, pistol, shotgun, rifle, air rifle, air gun, paint ball gun, bow or other weapon that discharges a projectile. This section shall not apply to any peace officer, or duly appointed law enforcement officer while carrying out their duties. This section shall also not apply to any person lawfully hunting game as outlined in Section VI of this Ordinance and as allowed by federal and state game laws.
- N. To in any way harass and intentionally disturb any and all wildlife on Township Parkland other than while hunting as allowed in Section VI of this Ordinance and as allowed by federal and state game laws.
- O. To feed any wildlife at any time on Township Parkland.
- P. To refuse to comply with this Ordinance when requested by a local enforcement officer or in any way hinder the Parks Administrator, any employee or designee of the administrator while performing their official duties, including the enforcement of this Parkland Ordinance.

Section V  
Rules of Operation

- A. Persons must act in a way so as not to create a disturbance which will unreasonably impair the quiet enjoyment of other persons using the Township Parkland.
- B. Persons with pets on Township Parkland shall pick up and dispose of excrement from their pets. These droppings must be contained in a sealed bag and removed from Township Parkland or placed in trash receptacles as provided.
- C. Township Pavilions shall be occupied on a first come first served basis, unless previously reserved, and must be made available / shared with other persons, as long as space permits. Persons using Township Pavilions must clean up after use and dispose of any trash in receptacles provided or remove their trash from Township Parkland.
  - 1. Pavilions may be reserved for large groups and special events at the discretion of the Parks Administrator. Persons wishing to reserve a pavilion for a large group or special event must make their request in writing to the Parks Administrator at least 14 days prior to the event. Reservation requests will be considered for groups of 15 or more people only. If a reservation is approved by the Parks Administrator the details of that reservation will be posted on the pavilion at least 7 days prior to the event.
- D. No smoking of tobacco products of any kind is permitted within 100 feet of any playground equipment, pavilions, restroom facilities or any other area where persons may be affected by second-hand smoke.
- E. Baseball diamonds, tennis courts, basketball courts, soccer fields and any other recreational facilities may be reserved for future use upon approval of the Parks Administrator. Reservations shall be available for a single event and/or for continuing use on a weekly basis. Absent a reservation, facilities shall be used on a first come first serve basis.
- F. Fees for the reservation and rental of Township Park facilities shall be established by the Charter Township of Garfield Fee Schedule.

Section VI  
Hunting, Fishing and Trapping

- A. The Board and Parks Administrator reserves the right to use any and all means to control wildlife deemed to be a nuisance. All further conditions regulating Hunting, Fishing or Trapping in this Ordinance shall not apply to the Township or its designees.
- B. Fishing is allowed in all waterways within Township Parkland so long as all state and federal game laws and regulations are adhered to.
- C. Trapping of wildlife is not permitted on Township Parkland.

- D. Target shooting is not allowed on Township Parkland.
- E. Hunting is allowed only on Township Parkland identified in this section of the Ordinance and with the limitations stated herein. Anyone hunting on Township Parkland must possess valid state and federal game licenses as required for the game being hunted. All hunting must be done in accordance with state of Michigan and federal laws including but not limited to those regarding season dates, species and bag limits. Hunter's must also possess a permit issued by the Parks Administrator as outlined in this section of the Ordinance.
1. There shall be no hunting allowed in the Silver Lake Recreation Area.
  2. There shall be no hunting allowed in the Kid's Creek Park.
  3. There shall be no hunting allowed in The Grand Traverse Commons Recreation Area.
  4. There shall be no hunting allowed in the Hughes Drive Nature Reserve.
  5. Hunting is allowed by means of Shotgun (shot only no slugs) and Bow and Arrow only in the Miller Creek Nature Reserve. Hunters must possess a permit issued by the Parks Administrator as outlined in this section of the Ordinance. All other restrictions outlined in this Ordinance must also be adhered to.
  6. Hunting is allowed by means of Shotgun (shot only no slugs) and Bow and Arrow only in the Garfield Township Nature Reserve. Hunters must possess a permit issued by the Parks Administrator as outlined in this section of the Ordinance. All other restrictions outlined in this Ordinance must also be adhered to.
- F. There shall be no permanent hunting blinds erected on Township Parkland. All tree stands must be temporary in nature and removed when not in use. No permanent steps, ladders or screw in foot pegs may be used.
- G. There shall be no cutting of trees, tree limbs or any other vegetation, on Township Parkland, to improve visibility for the purpose of hunting.
- H. All hunting or placement of temporary hunting blinds must take place at a minimum 150 feet from any parking area, boat launch or maintained trail on Township Parkland.
- I. There shall be no baiting of game on Township Parkland.
- J. Permits to hunt on Township Parkland must be obtained, from the Parks Administrator, in advance of hunting as outlined below;
1. Hunting permits will be issued on a first come first serve basis by the Parks Administrator. Permits will be area specific and the number available will vary based on the hunting season and hunting area. The number of permits available will be determined by the Parks Administrator.

2. Hunting permits will be valid for 7 days beginning 2 hours before sunrise on Saturday and ending at sunset on Friday of the week that the permit is issued for.
  3. Applications for hunting permits are available at the township offices and must be filled out at least 7 days and not more than 14 days prior to the desired timeframe. Hunting permits are free of charge.
  4. All hunters granted hunting permits will be required to complete, and submit to the Parks Administrator, a survey within 10 days of the end of their hunting period. This survey will be used to help analyze wildlife encountered during the hunter's use of Township Parkland. This survey will be issued with the permit. Failure to complete and return this survey may result in forfeiture of future eligibility of permits to hunt on Township Parkland.
  5. Hunting permits issued by the Parks Administrator are non-exclusive permission to hunt. The permit holder should be advised that additional permits to hunt may be issued.
  6. Hunting permits are specific to the person granted the permit and are non-transferable.
  7. In the case of animals being taken, which require field dressing, the resulting entrails shall be covered with soil at a depth of one (1) foot.
- K. Any person granted the privilege of utilizing Township Parkland for the purpose of hunting shall agree to conduct them self in a safe and ethical manner. They must also be mindful of property boundaries, safety zones surrounding adjoining residences, recreational trails and other users of the Parkland.

Section VII  
Enforcement and Penalty

- A. The Grand Traverse County Sheriff, Grand Traverse County Sheriff deputies, and Township Code Enforcement Officers are authorized as local enforcement officers of this Ordinance.
- B. Any person(s) violating any provisions or rules in this Ordinance shall be deemed as guilty of a misdemeanor and upon conviction thereof shall be fined as follows;
  1. First violation within a 2-year period not more than a \$50.00 fine.
  2. Second violation within a 2-year period not more than a \$100.00 fine.
  3. Third violation within a 2-year period not more than a \$150.00 fine.
  4. Fourth and all subsequent violations within a 2-year period not more than \$250.00 fine.

In addition to the fines as outlined above, person(s) convicted of violating this Ordinance may be imprisoned in the county jail for a period not to exceed 90 days.

Section VIII

Severability

- A. The provisions of this Ordinance are severable and if any part is declared void or unenforceable by court of competent jurisdiction, the remaining parts shall remain in force.

Section IX  
Effective Date

This Ordinance shall take effect thirty (30) days after it is published.

A copy of this Ordinance may be inspected at the office of the Charter Township of Garfield located at 3848 Veterans Drive, Traverse City, Michigan between the hours of 9:00 a.m. and 4:00 p.m., Monday through Friday.

Amendment No. 1 to the Parkland ordinance shall be come effective immediately upon publication.

I hereby certify that the foregoing constitutes a true and complete copy of an Ordinance duly adopted by the Township Board of the Charter Township of Garfield, County of Grand Traverse, Michigan, at a meeting held on July 23, 2009, and that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act 267, Public Acts of Michigan, 1976, and that the minutes of said meeting were kept and will be or have been made available as required by said Act.

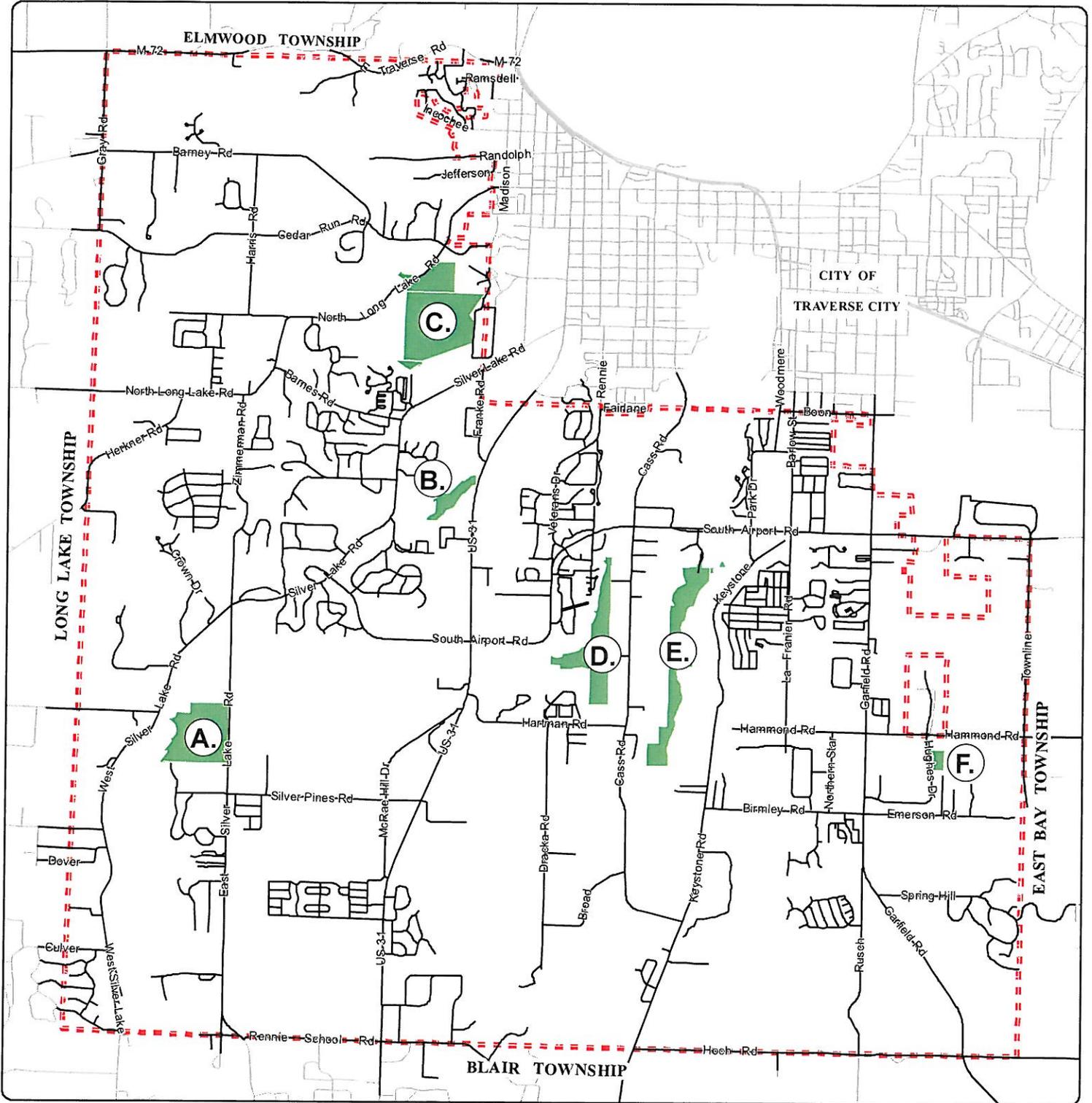
KAY SCHUMACHER, Clerk Kay Schumacher  
Date: 8/17/2009

Garfield Township Board  
Amendment No. 1 Introduced: July 9, 2009  
Amendment No. 1 Adopted: July 23, 2009

ORIGINAL

# Charter Township of Garfield

## Ordinance 50 - Appendix A : Parkland Location Map



July 09, 2009

Garfield Charter Township  
3848 Veterans Drive  
Traverse City, MI 49684  
Phone: 231.941.1620  
Fax: 231.941.1688  
[www.garfield-twp.com](http://www.garfield-twp.com)



NOT A LEGAL SURVEY

Garfield Planning Dept June 2009

The following Public Parks, Accesses and Road-End Use Ordinance was approved by the Torch Lake Township Board at their regular monthly meeting on March 20, 2007. The Torch Bay nature Preserve Ordinance effective September 25, 1999 and the Public Land Use and Access Ordinance effective December 1, 2000 are hereby repealed.

**TORCH LAKE TOWNSHIP  
PUBLIC PARKS, ACCESSES AND ROAD-END USE ORDINANCE  
Ordinance Number 10-2007  
Effective May 5, 2007**

**THE TOWNSHIP OF TORCH LAKE, ANTRIM COUNTY, MICHIGAN, ORDAINS:**

**Section 1. Name:** This Ordinance shall be known as the “Torch Lake Township Public Parks, Accesses and Road-End Use Ordinance”, and shall be referred to herein, as “this Ordinance”.

**Section 2. Purpose and Intent:** The purpose of this Ordinance is to protect and promote the public health, safety and welfare of Township residents and visitors, to allow for reasonable recreational use of land covered by this Ordinance, to protect the Township’s parks, accesses and road-ends, and to establish penalties for ordinance violations.

**Section 3. Regulation, Restrictions and Prohibited Activities:**

**3.1 Parking:** Parking after daylight hours is allowed if using the land and/or adjoining waters for the intended purpose only. Parking on land covered by this Ordinance shall be allowed in designated parking areas only and limited to those persons using the land and/or waters for the intended use and/or recreational activities. The Township neither assumes nor implies any liability pertaining to theft or damage to any unattended private property at any time.

**3.2 Storage:** Storage of equipment including but not limited to boat hoists, ice fishing shanties, camping equipment, boats, vehicles, etc. is prohibited, **except** that ice shanties, if space is available, may be temporarily stored overnight during the spring “thin Ice” period only.

**3.3 Other prohibited Activities:** The following activities are prohibited anywhere on land covered by this Ordinance:

- A.** Any open fires other than in designated grills or areas identified by signage.
- B.** Motorized vehicles except in designated areas or roads.
- C.** Hunting or trapping.
- D.** Bringing or use of any glass containers.

### 3.3 Other prohibited Activities: (Continued)

- E. Leaving of any solid waste, debris or other materials on the site unless placed in containers provided for the public.
- F. Activities that endanger the life of participants and spectators.
- G. Activities or operation of equipment in a manner that disturbs the quiet, comfort or repose of a reasonable person of normal sensitivities.
- H. Conduct in a manner as to create a public or private nuisance.
- I. Creation of any display exhibition, show, play, entertainment, or amusement of an obscene nature.
- J. Creation of a disturbance by obscene or disorderly conduct.
- K. Removal or destruction of any vegetation.
- L. Destruction of any property, public or private.
- M. Construction or making of any improvements and/or alterations without the written permission of the Torch Lake Township Board.
- N. Camping
- O. Parking or storage of private property except during daylight hours.
- P. Use of the William K. Good Day Park and the Torch Bay Nature Preserve **after daylight hours** except for use of the primitive boat launch located at the Preserve.

**Section 4 Penalties:** Any person, firm, or corporation who shall violate or assist in the violation of any provision of this Ordinance shall be guilty of a misdemeanor punishable by a fine of not more than one hundred dollars (\$100) or by imprisonment in the County Jail for a period not exceeding ninety-three (93) days, or both such fine and imprisonment. Every day that such violation shall continue shall constitute a separate and distinct violation under the provisions of this Ordinance. In addition to the above penalties provided for in this section, any person who violates any of the provisions of this Ordinance shall be responsible for the cost of any damages that arise due to their actions. Any person who violates any provision of this Ordinance may be ordered to leave the subject property where the violation occurred and failure to comply with an order shall constitute a separate and additional violation of this Ordinance.

**Section 5 Nonexclusivity:** The regulations in this Ordinance shall be in addition to, and not exclusive of other local ordinances or laws or state laws or regulations.

**Severability:** Should any provision or part of this Ordinance be declared by any court of competent jurisdiction to be invalid or unenforceable, the same shall not affect the validity or enforceability of the balance of this Ordinance which shall remain in full force and effect.

**Effective Date:** This Ordinance shall take effect 30 days after date of publication. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

# TORCH LAKE TOWNSHIP

The following ordinance was adopted at the June 21, 2016 meeting of the Torch Lake Township Board and was revised at the February 21, 2017 meeting of the township board.

**Effective Date: April 28<sup>th</sup>, 2017**

## **WILLIAM K. GOOD DAY PARK ORDINANCE # 2017-02**

The purpose of this ordinance is to insure the health, safety and welfare of a township resident(s) and others who use the William K. Good Day Park (Park), including the boat launch, Park Pier (herein Pier), and swimming area. It is also the intent of this ordinance to create a family friendly Park where the uses, procedures and limitations will insure that the Park, as a township entity, is a good neighbor to the surrounding residential area. In addition, this ordinance is meant to insure that the boat launch and the Park Pier provide access to Torch Lake for water rescue and water for fire emergencies.

### **Safety for Swimmers**

The swimming area for the Park is the area parallel to the shore from the south-east corner of the Pier southward and parallel to the shore to a point opposite the south boundary line of the Park, then along said boundary line westward to the shore. The Pier is not to be used for entry to the swimming area by any means or manner. Because serious injury or death can result, the Pier is not to be used as swimming access to the water. Using the Pier as means to enter the water, jumping, and diving from the Pier into the lake are prohibited. Under no circumstance is watercraft of any kind allowed in the swimming area. Watercraft of any kind are not to be launched, anchored or beached in the swimming area or on the swimming beach. Any watercraft in the swimming area will be ticketed. The swimming area does not have a life guard on duty. People swim at their own risk.

### **Use of the Pier**

The primary uses of the Pier are for temporary tying of a boat while launching or taking a boat out of the water and for access to the water by emergency personnel. Mooring of boats along the pier, except as needed to launch a boat and to bring a

boat out of the water, is prohibited. At all times, boats must be attended by the boat operator. Long term (longer than ten minutes) or overnight mooring to the Pier is prohibited.

Beach kinds of activities such as sun bathing, picnicking, and games are prohibited on the Pier. Bicycles, chairs, tables, ATVs, golf carts and rollers blades or other such objects are prohibited on the Pier.

### **Prohibited Activities**

- Open fires other than in designated grills or other areas identified by signage.
- Fireworks.
- Motorized vehicles within the park except on clearly marked roads and drives and in designated parking areas.
- Activities that endanger the safety or life of participants and spectators.
- Activities or operation of equipment in a manner that disturbs the quiet, comfort or repose of a reasonable person of normal sensitivities.
- Use of devices that amplify sound, music, and/or voice.
- Conduct in a manner as to create a public or private nuisance.
- Creation of any display exhibition, show, play, entertainment, or amusement of an obscene nature.
- Creation of a disturbance by obscene or disorderly conduct.
- Removal or destruction of any vegetation.
- Destruction of any property, public or private.
- Construction or making of any improvements and/or alterations without the written permission of the Torch Lake Township Board.
- Parking or storage of private property except during daylight hours.
- There will be no use of the park between the hours of 10:00 PM and 8:00 AM.

### **Use of the Boat Launch**

The cost to non-Torch Lake Township property owners and to township property owners without a permit to use the boat launch will be \$10.00 per occurrence.

Township property owners are not charged for launching their boat, but they must have a current township permit displayed in the proper place on the boat trailer as described on the seasonal decal. Permits are available during normal business hours at the township offices. You must bring proof of property ownership (driver's license, property tax receipt) and boat trailer and boat license numbers

when seeking a permit. Applications are available on the township web site and can be filled out prior coming to the township offices or, if requested, be mailed.

Parked vehicles in the vehicle/boat trailer parking area without a displayed township permit will be ticketed or towed.

Marinas and watercraft rental companies who are property owners in the township may launch watercraft for customers using the boat launch without a launch fee. They must obtain a seasonal permit from the township and they must adhere to the restrictions on boats and trailers. Additional activities related to the rental of watercraft such as safety, operation of the craft, paper work, and training are not be conducted on Park property.

### **Boat Size and Power Loading**

The size of the boat that can be launched at the boat launch is limited to the following:

1. Twenty-six feet in length,
2. Combined length (vehicle with boat on trailer) of forty-eight feet,
3. Combined weight of boar and trailer no greater than 6500 pounds, and
4. Boat trailers with two axels or less.

**Power loading and unloading under any circumstances is NOT ALLOWED.**

### **Parking**

Vehicle parking is not allowed along Public Dock Road. Single vehicle parking in the Park is allowed only in the designated areas and only during the Park hours. Motor homes, travel trailers and campers are not allowed in the park. No overnight parking of vehicles, trailers or watercraft is allowed.

Vehicles with boat trailers must park in the designated area following the posted instructions for vehicle/trailer parking. When this area is full there is no other designated area for vehicle with trailer parking in the Park. Improperly parked vehicles with trailers may be ticketed and/or be towed away.

### **Seasonal Dates and Hours of Operation**

The park opens weekends beginning the third weekend in May to Memorial Day weekend. Then, the Park is open daily to Labor Day weekend, and then weekends

to the third weekend in October. The Park is open from 8:00 AM until 10:00 PM. Overnight camping or use is prohibited.

### **Vendors**

Outside vendors are not allowed to use any of the Park property for sales and/or commerce except as noted above under Use of Boat Launch.

### **Pavilions**

There are two Pavilions in the park that may be rented through the township clerk's office at the Community Services Building. Applications for rental are also on the website.

### **Trash**

To reduce the cost of trash removal, Park users and boaters are asked to take their trash with them when they leave and to use the trash receptacles on a limited basis. It is a violation of this ordinance to deposit household trash at the Park.

### **Penalties**

A violation of this Ordinance is a municipal civil infraction, the sanction shall be a civil fine as set forth below plus any costs, damages, expenses, and other sanctions, as authorized under the Torch Lake Township Municipal Civil Infraction Ordinance, Chapter 87 of Act No. 236 of the Public Acts of 1961, as amended, and other applicable laws.

- (1) The civil fine for a violation of this ordinance shall be not less than \$100.00 plus, costs and other sanctions, for each infraction.
- (2) Increased civil fines may be imposed for repeated violations of this ordinance. As used in this section, "repeat offense" means a second (or any subsequent) municipal civil infraction violation of the same requirement or provision (i) committed by a person within [specify period] and (ii) for which the person admits responsibility or is determined to be responsible. Unless otherwise specifically provided by this Code or any ordinance for a particular municipal civil infraction violation, the increased fine for a repeat offense shall be as follows:
  - (A) The fine for any offense that is first repeat offense shall be not less than \$200.00, plus costs.

(B)The fine for any offense that is a second repeat offense or any subsequent repeat offense shall be not less than \$400.00, plus costs.

Any person(s) who violates any provision of this Ordinance may be ordered to leave the subject property where the violation occurred and failure to comply with an order shall constitute a separate and additional violation of this Ordinance.

**Nonexclusively**

The regulations in this Ordinance shall be in addition to, and not exclusive of other local ordinances or laws or state laws or regulations.

**Severability**

Should any provision or part of this Ordinance be declared by any court of competent jurisdiction to be invalid or unenforceable, the same shall not affect the validity or enforceability of the balance of this Ordinance, which shall remain in full force and effect.

**Effective Date**

This Ordinance shall become effective thirty (30) days after its publication (or publication of a summary thereof) in a newspaper in general circulation within torch Lake Township. This Ordinance shall take effect 30 days after date of publication. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

This Ordinance was offered for adoption by Township Board Member: Schultz and was seconded by Township Board Member: Petersen , the roll call vote being as follows:

1. Martel 2. Schultz 3. Petersen 4. Windiate 5. Absent- Schoenherr

Total: 4 Yeas; 0 Nays. Motion: **Passed** Failed

**ABSENT/ABSTAIN:** Schoenherr

**ORDINANCE DECLARED ADOPTED.**

Kathy Windiate, Township Clerk

## Shawn Winter

---

**From:** JEAN AUKERMAN <jkaukerman@sbcglobal.net>  
**Sent:** Wednesday, September 13, 2017 9:21 AM  
**To:** Shawn Winter  
**Subject:** Possible solution for crossing US31 at Bayside Park

Shawn,

I was in Toledo (my hometown) last weekend. The Toledo Art Museum and its glass pavilion are world famous and receive year 'round visits from locals and tourists. The museum and pavilion are located across the street from each other on a major downtown road (Monroe Street). It is 5 lanes with the center lane raised with landscaping, curbing, bricked area where pedestrians walk/wait, and lighting fueled from solar lights that blink 'white' at LED-ish lightning speed to stop traffic after pedestrian hits button. Might work for us.

Don't know what MDOT would say re it's use on US31, but this setup does not require installation of a traffic light and it would seem ideal for seasonal use of Bayside Park. If you'd like, I'm happy to follow up with the City of Toledo on if/how well it's working.

Jean





Sent from my iPhone