



# Clinton County News

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August 10, 1977

ST. JOHNS, MICHIGAN 48879

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## School seeks millage approval

# St. Johns returns to voters

By Jim Edwards  
Editor

ST. JOHNS—St. Johns School District voters will return to the polls Tuesday and are being asked to approve a millage renewal of 17.75 and an additional 1.75 mills.

The same proposal was defeated at the regular June 13 election when voters turned down the millage by 643 votes.

A total of 1496 voted against the proposal while 853 voted to approve the millage.

Following the millage defeat, the St.

Johns School Board voted to put the proposal back on the ballot in the Aug. 16 election when a county-wide election is also being held concerning a vocational career center.

The School Board and school administrators have said the renewal and extra millage is necessary to maintain

the current programs in the school district.

Officials said the 1.75 extra will not be used to expand or add programs, but, rather, is needed to offset rising costs to the school to maintain the current educational level.

Although voters are asked to approve renewal millage and the increase both appear as one proposal on the ballot.

services that insure quality education for the children of the community."

The school has also responded to comments about asking for 1.75 extra mills when the district's state equalized valuation (SEV) increased over \$20,000,000.

In a series of questions and answers about the election in the County News, school officials said, "The tax base value of your school district did increase approximately \$20,000,000 or 24 percent this year.

If the millage fails, which would include the 17.5 expiring mills, the district would be forced to operate on eight mills from the County Allocation Board, plus state aid, giving the district revenues of \$1,392,000.

Board members were originally presented a budget for the coming year of \$6,066,000.

However, Dr. Donald Burns, superintendent, said that, even if the millage proposal passes, that budget is going to have to be reduced to \$6,019,000.

During a July 7 meeting of the School Board, it was explained that the extra 1.75 mills would prevent \$340,000 in cuts in existing programs.

Without the extra 1.75 mills, school administrators told the board that 6 1/2 percent would be cut across the board throughout the school district.

Administrators said such action would be a "skimming" procedure throughout the district to prevent complete elimination of some programs.

## Six districts vote on vocational center

Voters from throughout Clinton County will be asked Tuesday, Aug. 16 to approve a 1.95 mill levy to finance the cost of site purchase, construction and operation of an area vocational center.

If the millage request is approved, it is reported that over \$1 million in state and federal funds will become available for the site and construction of the center.

The center, operating through the Clinton County Intermediate School District would serve students in Bath, DeWitt, Fowler, Ovid-Elsie, St. Johns and Pewamo-Westphalia.

Following a vocational education need study by the Clinton County Vocational-Technical Advisory Committee, each school board in the county was asked to approve the concept of an area vocational center.

By receiving the endorsement of each school board, the Intermediate District was able to get the proposal on the State Board of Education agenda and, subsequently, qualify for funds if the election passes.

The project is planned on a "pay-as-you-go" basis using state and federal funds as needed with the unspent balance invested to draw interest.

The Steering Committee of the Citizens' Advisory Committee, headed by Bernard Feldpausch, said such a program would save taxpayers three quarters of a million dollars in interest that a bonding program would require and that the center would be paid for when it opens.

The vocational center would be a cooperative effort between the county's six schools districts to offer a variety of vocational programs for high school students and adults, including the handicapped.

The committee said that "individual districts working alone do not have the resources to provide the amount of equipment or the number of courses for a well-rounded program."

Such centers have been approved in 37 intermediate districts in Michigan.

The aim of the center would be to train students in skills that are in demand to enable students to get jobs in business and industry as soon as they graduate from high school.

Feldpausch said that, currently, 65 percent of graduating students in Clinton County must compete for jobs outside of the county.

Feldpausch said that, in other similar centers, 90 percent of those who complete the training are offered jobs. He said surveys indicate that, after three years, 86 percent of those graduates are still on the job.

For five of the county school districts, the proposal is the only one on the ballot.

However, St. Johns will be voting for the second time on a local millage proposal. See related story.



It was the American brother, Randy Engels giving Tetsuji Nakane, of Japan a lift onto the family horse, Lady. Riding a horse was a new experience for the Japanese youth, and riding bareback with no shoes didn't make it any easier. As Randy gives Tetsuji a boost Mrs. Engel looks over the situation. In the second picture she decides Randy and Tetsuji



need a little help and that's when Kim and Wendy decide to join in the fun. When the youth is finally secure on the horse, Linda gives a sigh of relief and gives a look, like "I can't believe we did it."



## Japanese 4-Her at Engel home

# Visitor learns about American life

By Sue Kiley  
Staff Writer

Tetsuji Nakane sat on the floor of his American home, legs crossed, with his head bent studying a National Geographic magazine. He looked up and smiled, then continued reading the magazine.

"He's a little nervous about this interview," his mother, Linda Engels said, as she came from the kitchen into the living room. The family consisting of Mrs. Engels, her husband, Larry; Randy, 16; Wendy, 12; and Kim, 15; joined Tetsuji in the living room to help him over the "rough spots."

Since arriving in St. Johns the first part of August, the young Japanese boy has learned much about American living. He speaks some English, but has a hard time understanding the "slang."

After a question would be asked regarding his homeland, Tetsuji would look at Randy with a questioning look in his eyes. Randy would then act as an interpreter, restating the question in his own words.

If he could not understand the question, or answer in English he would attempt to spell the answer in letters on the floor. His American family was very patient with him explaining questions several times. When they came up with an answer a bright look of excitement came into the youth's eyes. He would put his thumb and forefinger together forming a circle, and say, "okay."

Tetsuji is visiting America through the LABO (or Japanese equivalent to American 4-H program). He will stay at the Engel's home on Church Rd. until Aug. 23.

The young man explained it took his family many years of saving to be able to afford to send the 17-year-old boy to America for a visit.

For the Engels it was a chance to try something they always wanted to do, and according to Linda it has been a very good experience.

One of the things Tetsuji wanted to do when he came to live with the Engels was get acquainted with the rest of the family such as grandparents, aunts and uncles.

A high point of sorts for the visitor was going to McDonald's. Ask him about it and he says, "McDonald's, umm, good."

Randy is taking flying lessons and has taken Tetsuji with him to class and on some flying excursions. One morning they went on what Randy terms a "dawn patrol" to Sturgis. "He really likes to fly in the plane," he said.

The young Engel boy explained what he said by extending his arms like the wings of a plane. "Fly?" Randy said to Tetsuji. "Yes, like to fly," the Japanese youth replied.

"He relies a lot on Randy and the two have become very good friends," Larry Engels said.

The purpose of the visit is to learn about an American family, how they live, and the different events which happens in daily life compared to the Japanese way of life.

One night the Engels prepared tacos for their new member of the family. They kept telling him they were going to have tacos.

"I guess in Japan taco means squid," Linda said. "I think he was kind of surprised at what he got."

Members of the family noted during the first couple of days there was a definite communication problem. But since then they have been able to communicate quite well.

In Japan the children are taught English every day for one hour for three years. They also learn how to write in Chinese and two different kinds of Japanese. They go to school

for 11 months out of the year for half day sessions. The other half of the day is spent with an art form.

For Tetsuji his art form is Kendall (which is a form of fighting with each opponent using a long stick). The young man is quite proud of his accomplishments with Kendall and has many awards for his performance in the sport.

Tetsuji brought a picture album from home and many gifts for the Engels family. He brought Randy a pair of sandals which are similar to platform shoes. They are only on two pieces of wood, and the person walks with bringing the front of the sandal to the floor.

Tetsuji's father is a construction worker, his mother is a housewife, and

he has one sister. He lives in a town called Kamisu which is about a mile away from the river.

When he gets older he would like to either become a scientist or a Kendall instructor. The young man enjoys watching and putting on festivals.

"He is very observant and learns fast," Linda said. "I showed him how to do ceramics the other day and he painted this rabbit," she said displaying the young man's handicraft. He in turn showed members of the family the art of paper folding.

The Engels have not been able to figure out what religion the boy is, because he doesn't understand the

(See Page 8A)



Mary Madsen, manager of the St. Johns J.C. Penney store, presents a 50th anniversary ruler to J.E. Bartholomew, who managed the Penney store here from 1933 until July, 1951. Penney's is celebrating their 50th anniversary in St. Johns and the company is celebrating their 75th anniversary nation-wide. Bartholomew, who began managing a Penney's store in Adrian in 1922 and Monroe in 1926 before coming to St. Johns, will be the honored guest during an open house Friday. Mayor Roy Ebert will give opening remarks along with John Henderson, district manager. The Penney Store, which opened Aug. 12, 1927 will hold a sale Friday and Saturday in commemoration of the event.

## Two children die in accident, mother in serious condition

ST. JOHNS—Two children from St. Johns lost their lives in an accident Aug. 3 and their mother remains in serious condition at St. Lawrence Hospital in Lansing.

Rebel Schavey, 3, and his brother Joshua Schavey, 2, were killed when the vehicle in which they were riding collided with another vehicle at the corner of Divine Highway and David Highway.

Police say David Ruest, 28, of Dewitt, was driving the vehicle in which the Schavey children and their mother,

Sarah Schavey, 24, were passengers when it left David Highway into the path of another vehicle.

The other vehicle was driven by William Marks, 36, of Pewamo, a teacher at Pewamo-Westphalia High School. He has been released from St. Lawrence Hospital and his wife, Nancy, is listed in good condition.

Ruest is listed in fair condition.

State Police are investigating the accident and the Ionia County Road Commission reports a blinker light will be installed at the intersection, the scene of many serious accidents.

## Clinton County 1977 4-H Fair opens Monday

ST. JOHNS—Clinton County's 1977 4-H Fair officially opens Monday at 1 p.m. with a prayer by Rev. Hugh Banning.

The American flag, made by members of the Green Acres 4-H Club, will be raised for the second year.

Opening remarks will be made by Richard Woodhams, Fair Board president, and Roger Overway, chairman of the Clinton County Board of Commissioners.

Ceremonies will be concluded by 1:30 and project judging will continue throughout the afternoon and the rest of the fair.

Monday evening's programs include a garden tractor pull for stock and modified at 6:30 p.m. at the football field. Admission is \$1 for adults 13 and over and 50 cents for those 6-12, accompanied by an adult.

An all-star softball game will be held on the city park diamond, also starting at 6:30 p.m.

A pony pulling contest for feather-weight and lightweight ponies will start at 7:30 p.m. in the horse arena.

Another all-star softball game begins at 8 p.m.

Tuesday evening activities begin with a 4-H horse fun show in the horse

arena at 7 p.m.

A barbershop quartet and square dance demonstration will start at 8 p.m. in the paved area between Smith Hall and the ousenet.

The annual livestock sale will be held at 2 p.m. in the beef barn Wednesday. Floats will be judged during the livestock parade Wednesday at 7:30 p.m.

The parade will be followed by the style review and awards program.

Exhibits in Smith Hall will include woodworking, leather, foods, ceramics, cake decorating, and flower arranging.

Exhibits in the quonset building will include commercial vegetables, crops, entomology, painting and drawing, all crafts, flowers, creative writing, photography, weather, litter barrel, recreation, small engines, veterinary science, safety, electrical, home design, family, passport heritage, clowns, teen leadership, indoor garden and plant science.

Livestock will be exhibited with judging to be conducted in the livestock ring.

All events, except the tractor pull, are free.

Refreshments will be available at the fair concession stand.

## Millage questions answered

This is the fourth and last set of questions regarding the St. Johns Special Millage Election that will appear in the Clinton County News.

to \$400,000 against anticipated State Aid in order to carry us through December, at which time tax revenues becomes available.

operating purposes which expired with the 1976 tax levy and 1.75 mills being additional operating millage)?

**WHO MAY VOTE?**  
All residents of the school district who are 18 years of age and registered.

**WHERE DO YOU VOTE?**  
There are five (5) voting precincts. They are the Rodney B. Wilson Junior High School, East Essex Elementary School, Eureka Elementary School, East Olive Elementary School and Riley Town Hall. If you are unsure of your voting precinct, please call 224-6785.

**ARE ABSENT VOTERS BALLOTS AVAILABLE?**  
Yes. Absent Voters Ballots are available at the superintendent's office in the St. Johns High School Building.

### COUNTY AREA VOCATIONAL CENTER

Shall Clinton County Intermediate School District, state of Michigan, establish an area vocational-technical education program which is designed to encourage the operation of area vocational-technical education programs if the annual property tax levied for this purpose is limited to 1.95 mills (\$1.95 on each \$1,000.00 of state Equalized valuation)?

**DOES THE ST. JOHNS SCHOOL DISTRICT HAVE EXTRA FUNDS, OR A SURPLUS OF FUNDS, THAT CAN BE USED IN PLACE OF ASKING FOR THE ADDITIONAL 1.75 MILLS?**

The answer is "NO". It's understandable to see how someone could arrive at such a conclusion if they are aware of the fact that we will end the school year with a fund equity, or cash balance, of \$275,000.

It is necessary to have a cash balance in order to meet expenditures that come due before tax revenues and State Aid payments are available in large amounts to meet such obligations. Even with an estimated cash balance of \$275,000 we will need to borrow between \$350,000

**WHEN IS THE SPECIAL MILLAGE ELECTION?**

Tuesday, August 16, 7 a.m. to 8 p.m.

**WHAT IS BEING VOTED UPON?**

The following two propositions:  
**OPERATING MILLAGE FOR ST. JOHNS PUBLIC SCHOOLS**

Shall the limitation on the amount of taxes which may be assessed against all property in St. Johns Public Schools, Clinton and Gratiot Counties, Michigan, be increased by 19.5 mills (\$19.50 on each \$1,000.00 of state equalized valuation) for the year 1977, for the purpose of providing additional funds for operating purposes (17.75 mills of the above increased being a renewal of 17.75 mills for

## Paper drive

Community Services is conducting a newspaper drive to obtain insulation for use in low-income homes. Newspapers will be exchanged for insulation to be

installed. Papers may be taken to the Community Services office at 911 E. State, Suite C. To have papers picked up, call 224-6702.



Ted and Nancy Lewis show Jeannette Henning, Bernice Halsey, and Shannon Winters life-saving techniques at the last session held for Cardio-Pulmonary Resuscitation (CPR) for interested persons in the community. The class included instruction in rescue breathing and manual artificial circulation. The 13 persons completing the 12 hours of training practiced the Heimlich Maneuver, a method of rescuing a person who has choked on an object. The class was taught at the Central National Bank community room by Certified American Heart Association Instructors Tom Benson and Dale Coffman, both of St. Johns. For more information about the CPR classes contact the Michigan Heart Association, 200 Mill St., Lansing, or call 487-6084. Graduates of the class were: Glen, Ted, Nancy, and Eleanor Lewis, Sharon St. Johns, Judy Bailey, Margaret Crowell, Mrs. Halsey, Mrs. Henning, Doris Bissett, Mrs. Winters, Sue Anderson, and Patsy Coffman.

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**AUTOMATIC ICEMAKER  
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**Helps cut  
operating cost  
up to 21%**

With Power Saver switch in NORMAL position to reduce energy consumption. It can be a MONEY SAVER!

Economical to operate, packed with convenience:

TBF-16AV

15.6 CU. FT. NO-FROST REFRIGERATOR-FREEZER

- 4.30 cu. ft. zero-degree Freezer.
- Ice maker automatically replaces ice as you use it. Storage bin holds up to 7.3 lbs., about 190 cubes.
- Power saver switch can help reduce cost of operation.
- Removable egg bin.
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- Only 30 1/2" wide, 64" high.

**EXTRA SPECIAL PRICE**

**LIMITED Time ONLY**

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**Congratulations to our**

**ANNIVERSARY SALE WINNERS**

**TELEVISION SET**

**Rosaline Theis - Fowler**

**PORTABLE RADIO**

**Judy Croisant - St. Johns**

**DISH SET**

**Cindy Thornton - St. Johns**



**KURT'S APPLIANCE  
Center, Inc.**  
Downtown St. Johns Phone 224-3895

## Gen. Tel. gathers information

General Telephone is now compiling information for the new telephone directory.

"Telephone customers in the communities of Fowler, Pewamo, Maple Rapids, Muir, and St. Johns who want to make corrections or additions to the directory must contact the company's service office before Friday September 2."

Norm Krievins, division manager for the company said today. During the information compilation period, both residential and business customers can change their listings. There may be a nominal "records change" charge for revisions made to white page listings.

"Most changes can be handled by telephone and a personal visit is usually not required," Krievins said.

Publication and distribution dates for the new directory will be announced later, he said.

## Bikes are 'hot' item

Bikes seem to be a "hot" item in the St. Johns area this summer, for thieves anyway. During the past week four bikes have been stolen in the city according to the St. Johns police department.

There were three larcenies from autos, two people were arrested for driving while under the influence of

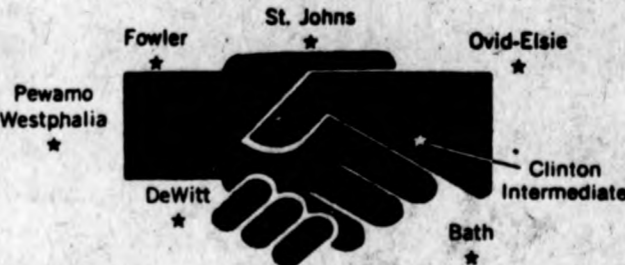
liquor; and one person was ticketed for driving while license was suspended. Police also handled two vandalism reports and two malicious destruction of property cases.

Also during the week three minor accidents occurred and fire fighters were called out to three fires.

**Your friends and neighbors who have developed the plan for the Clinton Area Vocational Center, and have worked long hours to get out the facts, urge you to think about young people, upgrading and retraining adults and jobs for the handicapped. If you think about these these things, we suggest you vote on August 16.**

### CLINTON COUNTY VOCATIONAL-TECHNICAL CITIZEN'S ADVISORY COMMITTEE AND RESOURCE VOLUNTEERS

<b>Steering Committee</b>	James Cotter	High School Counselor	Pewamo-Westphalia
	*Bernard Feldpausch	Business	Ovid-Elsie
	James Kelly	Business	St. Johns
	William Lasher	County Extension	Bath
	Herbert D. Maier	Director	Ovid-Elsie
	Virginia Martin	Housewife, Concerned Citizen	Tri-County Planning
	Sandy VanDeventer	Business	Fowler
<b>Manpower and Training Needs Committee</b>			DeWitt
	Harriet Hogle	Registered Nurse	Pewamo-Westphalia
	Lawrence Keck	Business	Ovid-Elsie
	*Michael Platte	Business	Pewamo-Westphalia
	Norbert Pohl	Agriculture	Fowler
	Dale Richter	Beekman Center	Bath
	William J. Vondrasek	Co-op Coordinator	Bath
	Richard Woodhams	Agriculture	St. Johns
<b>Shared Time and Facility Committee</b>			
	Michael Cook	Agriculture	Pewamo-Westphalia
	Susan DePond	Business	Ovid-Elsie
	James Heckman	Government Fiscal Analyst	Pewamo-Westphalia
	William Holley	Business	Ovid-Elsie
	Jay Johnson	Shared Time Coordinator	DeWitt
	Richard Semans	Agriculture	Ovid-Elsie
	William Swears	High School Principal	St. Johns
	*Douglas Twiss	Business	DeWitt
	Rita Wieber	Homemaker, Concerned Citizen	Fowler
<b>Finance and Administration Committee</b>			
	*Charles Coletta	Industry	St. Johns
	Donald Kenney	Area Superintendent Representative	Ovid-Elsie
	James Pelham	County Extension	St. Johns
	Kenneth Robertson	Department of Highways	Bath
<b>Resource Volunteers</b>			
	Elaine Barnard	Citizen	Bath
	Clare Koenigsnecht	Agriculture	Fowler
	Judy Koenigsnecht	Citizen	Fowler
	*Tony Kuntz	Citizen	St. Johns
	Marilyn Makhnam	Citizen	Bath
	Paul McNamara	Hospital Administrator	St. Johns
	*George Moody	Business	DeWitt
	Norma Munson	School Secretary	Bath
	Clara Powell	Citizen	Bath
	Charlene Robertson	Citizen	Pewamo-Westphalia
	Peter Schafer	Business	Bath
	Dan Simon	Business	Pewamo-Westphalia
	Ron Simon	Agriculture	Fowler
	Bernard Thelen	Banking	Pewamo-Westphalia
	Francis Thelen	Industry	Pewamo-Westphalia
	Kenneth A. Thelen	Agriculture	Fowler
	*Chairperson		Fowler



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CLINTON COUNTY VOCATIONAL-TECHNICAL  
CITIZEN'S ADVISORY COMMITTEE

# Injuries suffered in area accidents

Several injury accidents occurred during the past week in Clinton County according to sheriff deputies reports.

Kenneth L. Mullet, Shepherd, was traveling south bound on Wright Rd. and failed to negotiate an "S" curve two-tenths of a mile south of Pioneer Rd. The car left the roadway on Aug. 4 at 9 p.m. and went on the west side of the road hitting several trees. The car rolled over, went into a creek and then over an embankment, landing on its top.

According to police reports there was evidence of injuries, but no one was at the scene when deputies arrived.

Mullet was cited for traveling too fast for conditions and for failing to report a property damage accident.

A car driven by Christine L. Ladiski, Elsie, was headed

east on Island Rd. near the intersection of Meridian Rd and struck a 15-year-old youth riding a bike. A motorcycle was headed west on Island Rd and the driver found herself between the two vehicles. Ladiski braked but was unable to avoid the bicyclist, hitting Michael Bensing, of Elsie.

Bensing was injured in the mishap which happened Aug. 2 at 7:05 p.m. The youth was taken to Owosso Memorial Hospital for treatment.

Mary J. Sabin, 5503 W. Townsend, St. Johns, was traveling south on Krepps Rd. when she lost control of the auto near Townsend Rd. and skidded off the gravel road into a corn field and rolled over. The accident happened on Aug. 3 at 10:15 p.m.

She was taken to Clinton Memorial Hospital for treatment of injuries sustained in the accident. A passenger in

the auto was not hurt.

Kenneth F. Omans, Elsie, was traveling on Shepardsville Rd. near M-21 on Aug. 5 at 1:25 a.m. when he lost control of his auto on the

## Vocational committee says center would benefit adults, handicapped

In the midst of final week activity prior to the Aug. 16 vote on the citizen's proposal for an Area Vocational Center, steering committee chairman, Bernard Feldpausch reported that over 50 volunteers were distributing information materials and answering questions from voters.

According to Feldpausch, many of the recent questions are about what the Vocational Center will mean to the handicapped and to adults. "I'm glad the people are focusing on these points," he said, "They are

crest of a hill. As he applied his brakes to stop for a stop sign, he slid into a ditch and hit a telephone pole, spun around and went about 100 feet and then hit a second

telephone pole and then after spinning around again hit a stop sign.

Omans was injured and taken to Clinton Memorial Hospital for treatment. He was cited by deputies for improper registration and for careless driving.

There were no injuries in the accident and both cars were driven from the scene. Perry was cited for failure to yield by deputies.

Francis M. VanEffen, Ovid, was eastbound on Woodworth Rd. and lost control of the auto he was driving on Aug. 4 at 7:45 p.m. The car hit a ditch bank and rolled over landing on its roof.

VanEffen was not injured but was cited by deputies for careless driving.

However, as they move on to high school, the opportunities for job training are severely limited.

The work being done around the state at other centers demonstrates that these students can be effectively trained in a wide variety of job skills. Presently in Clinton County we do not have the facilities for offering these types of courses. An area vocational center would have such facilities where these young people would gain self confidence by learning a trade

and could then go out and get jobs becoming productive members of society.

Will there be adult and continuing education programs? Again, the answer is definitely yes. There are a number of reasons why such programs are important. Apprenticeship training programs will be offered so that workers can go to evening classes and eventually achieve journeyman status. There will also be retraining and upgrading programs so that adults can learn new skills or advance to higher levels in their present

trades. A center is not just for young people, it makes an important contribution to the adult community also.

Feldpausch said the volunteers were encouraged by last week's successful election in Grand Ledge where a levy of over 3 mills was approved. "We understand that was a citizen volunteer effort just like ours. The people got the facts out and the turnout was tremendous. I sure hope the same approach works here, and I'm convinced it will"

Lawson Shaw, also reported, while he was at the Royal Scot Bar, his wallet, credit cards and cash were stolen.

# It's our Golden Anniversary.

Attend our Opening Celebration, Friday, Aug. 12th., 9:30 A.M. for cake and punch and opening Statements from our Mayor, Roy Ebert, J.C. Penney District Manager, John Henderson, and former Retired J.C. Penney Manager, Mr. Bartholomew.

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The Clinton County Republican-News, St. Johns, Michigan—August 11, 1977

*"where savings are greatest"*

**J.C. PENNEY Co.**  
A NATION-WIDE INSTITUTION  
St. Johns, Michigan

11-13 Clinton Ave.

THIS IS ONE OF 112 NEW STORES WE ARE OPENING THIS FALL—885 IN ALL!

**Attend Our Opening—Friday and Saturday**

First Presentation Here of Some of Our

## NATION-WIDE VALUES

—the kind that has made the National Institution of which this new store is a part, a household word from ocean to ocean. This is your first opportunity to prove to your own satisfaction that the buying for our hundreds of stores assures you here savings in such lower prices for goods of dependable quality as will materially increase your purchasing power.

Our Service In Addition to Our Values. Makes Buying Here a Pleasure!

25th Anniversary

**Distinctive New Patterns**

Fashion House Frocks of Charm

Prints that are new and fresh make these frocks look like they were made just for you. Simply and comfortably styled.

Easy to Wash  
The fabrics can be tubbed again and again without loss of their brilliance. Our low price is only

79c

25th Anniversary

**Men's Suits with Character**

Value and Individuality in One

Here, there is one with character, one that is different from the rest. A 2475 series that offers the uniqueness of one Nation-Wide design.

2475

Three built-in single-breasted, notch lapel jackets and matching slacks and extra pants to match. \$1.98

25th Anniversary

**Early Fall Frock Mod**

In Time For Late Vacationists

Amid summer silks and pastels the early fall frock has a style and a grace that is unmistakable. Be it include one, at least!

Stunning Modes for Women, Misses and Juniors

One and two-piece of rayon and crepe satin—w distinctive necklines and a tea drapes.

\$14.75 to \$24

25th Anniversary

**Novelty Suits**

For Boys 2 to 8 Years

Applying Oliver Twist and Lambie-Jack suits in a variety of fabrics and patterns. Low priced.

\$1.98 and \$2.98

25th Anniversary

**Infants' Wear**

A very complete line of Fall Millinery and newest creations located on our balcony

98c to \$1.1

25th Anniversary

**Men's Work Shirts**

of blue chambray, khaki twill, poplin, dark blue, striped or black wadswell. Large, roomy cut shirts.

49c to 98c

25th Anniversary

**Stationery**

50 sheets of writing paper and 20 envelopes printed with our own town address, a box—

39c

25th Anniversary

**Boys' Hose**

At Real Savings

Two-piece solid color, durable, elastic-knitted.

25c

25th Anniversary

**One Piece Caps**

For Boys

Fashioned from newest materials—especially pretty under summer frocks. A wide selection of colors.

98c

25th Anniversary

**Boys' Shirts**

For School Wear

Blue or grey chambray, striped, chambray, khaki twill and low collar poplin. Cut full and roomy, deeply made.

69c

25th Anniversary

**Ladies' Novelty Straps and Fancy Pumps**

In patent and fancy combinations. Also a complete line of rubber dress slippers as well as the more durable play and school shoes.

49c to \$2.98

25th Anniversary

**Shoes That Fit The Feet**

And The Occasion

For that one happy moment when you are always ready for the occasion. The shoe that fits the foot, fits the occasion.

\$2.98

25th Anniversary

**No Boy Could Demand A Better Shoe**

The boy who wears something a bit dressy will appreciate the fit, the style and the low price.

\$2.98

Ready-to-Wear, Millinery, Dress Accessories, Clothing, Hats, Furnishings and Shoes for the Entire Family!

J.C. Penney

DOWNTOWN ST. JOHNS

Our Grand Opening Ad. as it appeared 50 years ago during our store opening celebration and J.C. Penney Co.'s 25th Anniversary

Open Monday & Friday 9 to 9

Other Days 9 to 5:30

where savings are greatest

# J.C. PENNEY Co.

THIS IS ONE OF 112 NEW STORES WE ARE OPENING THIS FALL—885 IN ALL!

## Attend Our Opening—Friday and Saturday

First Presentation Here of Some of Our **NATION-WIDE VALUES**

**25th Anniversary**  
**Distinctive New Patterns**  
Fashion House Frocks of Charm  
Prints that are new and fresh make these frocks look like they were made just for you. Simply and comfortably styled.  
Easy to Wash  
The fabrics can be tubbed again and again without loss of their brilliance. Our low price is only  
**79c**

**25th Anniversary**  
**Men's Suits with Character**  
Value and Individuality in One  
Here, there is one with character, one that is different from the rest. A 2475 series that offers the uniqueness of one Nation-Wide design.  
**2475**  
Three built-in single-breasted, notch lapel jackets and matching slacks and extra pants to match. \$1.98

**25th Anniversary**  
**Early Fall Frock Mod**  
In Time For Late Vacationists  
Amid summer silks and pastels the early fall frock has a style and a grace that is unmistakable. Be it include one, at least!  
Stunning Modes for Women, Misses and Juniors  
One and two-piece of rayon and crepe satin—w distinctive necklines and a tea drapes.  
**\$14.75 to \$24**

**25th Anniversary**  
**Dainty Compacts**  
Solid Only Metal  
Small, silver-tone compact with mirror and eye-glass rest.  
Single compact, 49c  
Double compact, 98c

**25th Anniversary**  
**Panty Bloomers**  
Size 2 to 16  
Of soft, stretchable knit fabric.  
**79c**

**25th Anniversary**  
**"Radionette"**  
Cotton Slip  
Tailored slip of latest material—especially pretty under summer frocks. A wide selection of colors.  
**\$1.98**

**25th Anniversary**  
**Novelty Suits**  
For Boys 2 to 8 Years  
Applying Oliver Twist and Lambie-Jack suits in a variety of fabrics and patterns. Low priced.  
**\$1.98 and \$2.98**

**25th Anniversary**  
**Infants' Wear**  
A very complete line of Fall Millinery and newest creations located on our balcony  
**98c to \$1.1**

**25th Anniversary**  
**Men's Work Shirts**  
of blue chambray, khaki twill, poplin, dark blue, striped or black wadswell. Large, roomy cut shirts.  
**49c to 98c**

**25th Anniversary**  
**H. C. S.**  
Our Own Gingham  
Soft, stretchable gingham in a variety of colors.  
**16c**

**25th Anniversary**  
**Hose for Misses**  
Size 5 to 11  
Soft, stretchable knit fabric.  
**49c**

**25th Anniversary**  
**4-Piece Suits**  
For School Boys  
Single and double-breasted suits with 2 buttoned and one with 1 buttoned and one with 2 buttons.  
**\$9.90**

**25th Anniversary**  
**Boys' Shirts**  
For School Wear  
Blue or grey chambray, striped, chambray, khaki twill and low collar poplin. Cut full and roomy, deeply made.  
**69c**

**25th Anniversary**  
**Ladies' Novelty Straps and Fancy Pumps**  
In patent and fancy combinations. Also a complete line of rubber dress slippers as well as the more durable play and school shoes.  
**49c to \$2.98**

**25th Anniversary**  
**Shoes That Fit The Feet**  
And The Occasion  
For that one happy moment when you are always ready for the occasion. The shoe that fits the foot, fits the occasion.  
**\$2.98**

**25th Anniversary**  
**No Boy Could Demand A Better Shoe**  
The boy who wears something a bit dressy will appreciate the fit, the style and the low price.  
**\$2.98**

Our Grand Opening Ad. as it appeared 50 years ago during our store opening celebration and J.C. Penney Co.'s 25th Anniversary

# J.C. Penney

DOWNTOWN ST. JOHNS

Open Monday & Friday 9 to 9

Other Days 9 to 5:30

**Clinton County News**

Serving the Clinton Area Since 1856



Richard L. Milliman Publisher  
Bill Donahue General Manager  
Jim Edwards Editor

**Editorial**

**Yes...twice**

St. Johns voters will be going to the polls Tuesday to determine whether the St. Johns School District will continue to operate as an outstanding educational facility. They are being asked to approve the 17.75 millage renewal plus 1.75 extra mills.

Many have expressed their feelings that the board should not have put the 1.75 on the renewal as one part of the ballot—it's said that doesn't give the voter a choice.

In a way, that may be, but the fact remains that the St. Johns School Board and school administrators have established a good case for the extra millage.

Without it, existing programs will just not be able to be continued at full strength and effectiveness.

The school isn't wishing to add programs with the extra millage. They simply have experienced what has happened to us all—rising costs. As their costs rise, so does the need for more revenue. Thus the request for 1.75 more operating millage.

We feel a "yes" vote is justified.

At the same time, voters in St. Johns and districts in Bath, DeWitt, Ovid-Elsie, Fowler and Pewamo-Westphalia will be deciding the future of a vocational center to serve all the districts.

Approval of the 1.95 mill levy will make the area eligible for over \$1 million with which to put the vocational training facility into operation.

Those involved with the proposed center have also presented a strong case.

We have heard little comment disagreeing with the fact that Clinton County schools need such a facility to benefit students county-wide.

The funding is available and an affirmative vote Tuesday will make it possible.

**Personality Profile**

**Beats cancer--  
now she  
helps others**

By Sue Kiley  
Staff Writer

Audrey Fruchtl fought the battle against cancer and came out the winner.

Because of her experiences and how she dealt with her problem, Audrey feels she can help others. That is why she has worked so hard with the American Cancer Society in Clinton County.

Mrs. Fruchtl started out doing block work collecting money for the society in St. Johns. From there she went to section work and eventually became Clinton County chairman. She began working with the area cancer society in 1966.

"I can feel, I can sympathize with people who have cancer," she said. "I understand what they are going through."

Mrs. Fruchtl was teaching school in Muskegon when she was told she had cancer. That was over 30 years ago.

Audrey explained cancer was treated in a totally different way than it is now.

"People felt real funny about having people who had cancer in their schools," she said. "Fortunately that's all in the past now." She further commented she was lucky because her doctor was president of the school board.

Education has been a major part of Mrs. Fruchtl's life, and it has continued even with her volunteer work. Her job is to educate people on the warning signals of cancer and inform the people, that two-thirds of all cancer victims can be cured. Right now however, only about 50 percent of people who have cancer are being cured.

"People just don't go to the doctor in time or have the proper yearly check-up," she said. "Cancer of the colon and rectum is the biggest killer in people, yet the examination takes about three minutes and there is a minimum amount of discomfort."

Audrey's job besides informing the public about cancer is to keep the books and records of all the money which is turned in or donated in the county. She is also a member of the board of directors.

The volunteer has held various jobs concerning the cancer society and has been involved in organizing many different fund raising events.

In her job Mrs. Fruchtl also does a lot of counseling of both patients and family members.

"Lots of times a members of the family just wants to talk about it and I'm here to listen," she said. "Hopefully, I can help them just by being there and listening."

She noted Clinton County is unique to a certain extent because it has so many volunteers, where in many other counties, it just isn't that way.

Clinton County has about 600 volunteers and 10 loan closet locations.

Loan closets contain materials like bandages and dressings for the cancer patients so their families can take care of them at home. The bandages are made by various church womens groups throughout the county.

"The ladies from St. Peter's Lutheran Church have been especially good about making the bandages," she commented.



**Audrey Fruchtl**

"It's worthwhile for me because I know what they are going through," she said. "You have to be knowledgeable on the subject, yet you have to have a sympathetic ear for listening."

Mrs. Fruchtl was born in Gratiot County and lived on a farm as a youngster. She received her bachelor of arts degree from Central Michigan University. "Except they didn't call it that when I went there," she commented with a smile.

Although she majored in languages when she accepted a teaching position in Muskegon she ended up teaching social studies to junior high students.

Because of the job her husband had, Audrey was able to travel extensively. The only place she did not get to visit was

Russia. She had a tour of the Orient and has lived in Iran, and England.

"I firmly believe people should be told what they have and how serious it is," she said. "Most people have a lot of courage."

She continued saying, "Until you face death, you can't get your priorities straight. You can't get your values in proper perspective until this happens."

Audrey also works with the memorial fund. "We have a saying which goes like this," she began "Send flowers to the living and memorials for the dead." "Money is our only tool and that goes for research," she added.

The hours the lady puts in for the cancer society? She sort of laughed when she said, "Oh, anywhere from 30-45 hours a week, depending what's happening at the time." She added she was available at any time a person needed her, however.

**Back Through  
the  
Years**



From the Clinton  
County News Files  
of 1937, 1947, 1957, & 1967

**AUG. 10, 1967  
10 YEARS AGO**

If the wheat harvest is any indication, it may be a bumper year for agricultural crops in Clinton County. The last fields of wheat are being cut this week with what the Clinton County Cooperative Extension office called slightly above average yields—on the average. Farmers over the county are averaging 40 to 45 bushels per acre, with a range of 35 to 55 bushels per acre.

All St. Johns streets originally scheduled for paving this summer will be paved—some with a two-inch bituminous mat and the others with a prime and double seal. There will be no special assessments involved in the paving program. Directly related to the city commission's decision however, will be almost surely a water rate increase for St. Johns water customers. The water rate hike has been under discussion by the commission for several months, anyway, in an effort to get the water system on a paying basis. Currently the water fund owes the general fund about \$127,000, and the theory behind the rate hike is that it would allow repayment of perhaps a third of the debt of the general fund.

**AUGUST 8, 1957  
20 YEARS AGO**

New milk price agreements in Detroit may add more than \$1,000 daily to the incomes of Clinton County dairy farmers, but all is not yet peaceful on the milk marketing scene. A milk strike was averted when all four Major Detroit dairies come to terms with the Michigan Milk Producers Association shortly before the contract deadline last Wednesday raising the class 1 (drinking) milk price from \$4.65 to \$5. Strike threats still loomed, however, since one of the MMPA's two splinter groups, the Dairy Farmers' Co-operative has expressed dissatisfaction with the new price.

Work will start this week on a \$20,000 renovation of the exterior of Clinton County's court house, according to a report given the board of supervisors Monday by Hugh Eldridge of Bengal. Chairman of the buildings and grounds committee.

Clinton county's board of supervisors tabled indefinitely Monday a suggestion for Auditor General Frank S. Szymanski that they employ certified public accountant

to audit the county's financial transactions for the year 1966.

**AUGUST 14, 1947  
30 YEARS AGO**

The earthquake which was felt throughout the Midwest Saturday night also extended into Clinton County. The consensus was that just one tremor was felt in the vicinity of St. Johns. Many persons questioned police and telephone operators to find out what made their dishes rattle.

Fred A. Bennett, former St. Johns boy, graduated from the General Motors Institute of Technology on August 8. Bennett completed a two year course in dealership and will be associated with the Fort Pontiac Sales in Detroit.

A fire of undetermined origin destroyed a barn and attached garage, owned by Ransom Dietrich, at Shepardsville Tuesday morning at about 8:30. A tractor and miscellaneous farm tools and equipment were destroyed along with some bulbs and bee-keeping supplies which were stored in the barn.

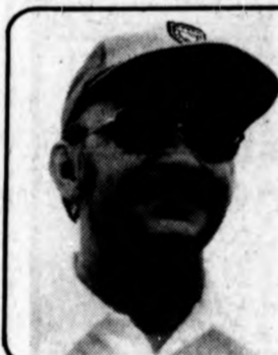
Gerald Struck, 18, and his brother, William, 14, decided to see a bit of the country this summer during school vacation and started on a hitch hiking trip to the west coast. The two young men left St. Johns on Thursday, July 24 and arrived in Sacramento, Calif., just one week later.

**AUGUST 5, 1937  
40 YEARS AGO**

Mrs. Joseph Karber, 30, the mother of three small sons, died at her home, 1001 East State Street, St. Johns, Tuesday afternoon, Aug. 3. She had been in failing health the past several months and became seriously ill about three weeks ago.

William Everett Glazier, 62, life-long resident of St. Johns, died at his home at 106 Floral avenue, Tuesday evening, Aug. 3. His death was the result of an extended illness during the past several months. Mr. Glazier was an employee of the city of St. Johns, and had spent 14 years with the various departments of city work.

Fishing on Maple River near Matherton one day this week, Wm. E. Wager of St. Johns hooked into what he thought was a log at the river bottom. But soon the "log" began to move and when Wagar finally landed his catch he had a 25-pound catfish one of the biggest ever caught in these parts.



**almanack**

*I see by the papers...*

By Richard L. Milliman

Here are a few little items I saw in the paper recently that set me to thinking.

Let's hear it for a young man named Ray Goff, who just may turn out to be my personal candidate for "man of the year."

Mr. Goff helps run a gas station in Georgia (no, Virginia; it's not Billy Carter's Fill-em-up emporium, either).

Although Mr. Goff is in the oil business, he had a brief fling with the professional athletics business this summer. He used to play quarterback for the University of Georgia footballers, and this summer went on a tryout with the professional Denver Broncos.

He didn't make it to the Broncos, so went back home to Georgia. But before Mr. Goff went home, he gave the Denver ball club back the standard bonus of \$1,000 he had been given for going to the tryout camp.

"A lot of people think I'm crazy to give that much money back," Goff explained. "But I didn't go up there looking for something free. I didn't do anything to earn a thousand dollars."

Now, isn't that a refreshing attitude in today's society? Heck, if everybody refused to accept what they had not earned, this whole economy could be knocked off kilter. Somehow, I don't believe Ray Goff is setting a trend.

Further explained young Mr. Goff: "My dad always taught me not to take things for nothing."

Maybe I should be nominating Ray Goff's dad for "man of the year."

+++

Out at Quasar Industries, they're developing a working robot that could double as a housekeeper—something the electronics company calls a domestic android.

The robot is about 5-foot-2 and weighs about 180 pounds. It's shaped like a cone with a bubble head and two arms, and carries a computer which can be programmed by the owner with a calculator-like device.

The android can be programmed to answer the door, vacuum the rugs, baby sit, serve as watch dog... you name it.

"The only limitation to what it can do is the boundary of imagination and the cost factor," said Anthony Reichelt, Quasar president.

In a nutshell, Mr. Reichelt has described the limitations on most human behavior, as well as robot development. Imagination and cost. Just like in real life, too.

One of those Sunday supplement celebrity-question columns recently had to deal with a question about President Carter and his motivations.

The question: "It's been said of President Carter that he's a man of the highest goals who can retreat from them in the fastest time. In your opinion is that a fair statement?"

The answer: "No. Carter is a professional politician who

realizes that politics is the art of compromise. The moralistic positions he takes are not anchored in concrete. He is a flexible moralist."

That's quite an answer. Just roll those last words over your tongue and around your brain for a time or two... he's a flexible moralist.

But then, aren't we all?

+++

Out in Idaho, some harpies invited Gov. John Evans to jump into a 600-gallon tank of lime-green gelatin in some sort of bizarre promotion.

Unfortunately, Gov. Evans was in the hospital with a broken hip, so he designated his press secretary, Steve Leroy, to jump in his place. Mr. Leroy did, which must be some sort of comment on the level of the art of press secretary ship, or something.

As a former press secretary, I think Mr. Leroy could have legitimately drawn the line at jumping into a tub of gelatin, without risking censure from the press secretaries' guild. I cut a ribbon at a discount store once, but that's the only "subbing I did as a press secretary."

In any event, another big "hats off" to Steve Leroy. Greater love hath no press secretary than to jump into a vat of green jello for the love of the boss. Now that's real devotion to duty.

Jody Powell, please copy.

**A PERSONAL LOOK AT THE NEWS**

**Between the lines**

with Jim Edwards



This week's column starts with a little thievery. We steal the following from Russ Metz, publisher of the Bath County News—Outlook in Owingsville, Ky.

Russ says classified ads have a language all of their own. He says if the ad says, "must have a thorough understanding of the job," it really means you must be willing to make the coffee, do the work and sweep up.

He offers the following other classifications:

**PERSONALITY PLUS**—You aren't like the last grouch they had.

**PROFESSIONAL**—You don't eat lunch at your desk.

**FLEXIBLE**—Can you come early and stay late?

**POTENTIAL FOR GROWTH**—You will be offered a low starting wage.

**ACCURATE**—Don't miss the wastebasket.

**SELF-STARTING**—You don't have to be told to make the coffee in the morning.

**ABILITY TO COMMUNICATE**—Always say "yes" to the boss.

**CONSCIENTIOUS**—You will go easy on the stamps and stationery.

**RESPONSIBLE**—When the boss doesn't show up for work, you'll cover for him.

**INNOVATIVE**—Can you straighten out the mess the last person left?

**QUALIFIED**—Do you have a Social Security number? Pretty good, Russ, but I believe there might be a few more, so I'll try my hand now:

**POSITION AVAILABLE WITH RAPIDLY GROWING FIRM**—We've got enough work for 10 people. You'll be the third employee.

**PRODUCT REPRESENTATIVE NEEDED WHO IS AMBITIOUS, LIKES TO MEET PEOPLE AND TRAVEL**—We need a door-to-door encyclopedia salesman.

**LEARN WHILE YOU EARN**—No experience necessary... we hand you the shovel and you start using it.

**NATIONAL FIRM EXPANDING INTO THIS AREA**—We got

chased out of the last state we were in.

**YOU NAME YOUR STARTING SALARY**—Then we laugh and offer you so little, it makes you laugh.

**PLEASANT WORKING CONDITIONS**—We had the bathroom fixed last week.

**A CHALLENGING JOB**—Nobody else has lasted more than six months.

**BE YOUR OWN BOSS**—Nobody around here knows what the other person is supposed to do.

**IMMEDIATE OPENING**—The last time we saw the bookkeeper, he was getting on a plane for Brazil.

**ROOM FOR ADVANCEMENT**—The owner's brother-in-law has threatened to quit.

**LIBERAL EXPENSE ACCOUNT**—You get to keep the promotional give-away mugs, glasses and other goodies at fast-food franchises.



Letter to the editor

Disagrees with millage opponent

Dear Editor. I would like to answer the open letter to voters from Douglas W. Cook...

I would like to submit to the voters that the case is there in black and white. Our light bills, food bills insurance and heat bills all make a case for a millage increase.

I will not say "no" to the drivers who pick up my sons at our door and return them safely again, nor to all those who have had contact with them during the long eight hours they are gone.

I will not say "no" to the men and women who have the education and patience to guide them through learning and play. I will not say "no" to those who give them knowledge, ambition and confidence.

The school is the single most important part of a community and it is every person's duty to support that institution and its members in every way possible and to vote "yes" when presented with the undeniable pressures of inflation.

Mr. Cook, the new budget will operate within babysitter costs, averaging only \$1.07 an hour per pupil for a seven-hour day.

The rights of smokers versus non-smokers has taken on a new dimension, and the battle may be waged on the grounds and in the hallways of our public schools.

The Attorney General recently ruled that public school may not designate a location on school property, even if it is outside, for its pupils under 18 to smoke.

Sincerely, Sharon O. Randall

'I TOLD YOU TO HANG IN THERE, NELLIE - WE'RE DUE FOR A COMEBACK!'

Rep. Stanley Powell

Freeway patrol debate

88th District

Legislative leaders and Governor Milliken have met in an attempt to resolve the issue of which law enforcement agency should patrol Detroit freeways.

I am informed that one meeting has been held and another meeting is on the schedule for the very near future to work out a compromise solution to present to us when we return in September.

The details of the first meeting are quite sketchy, but it has been reported that the governor is holding firm in his opposition to removing state troopers from the Detroit freeways.

I am also told that a compromise is in the works that would keep the troopers on the freeways and would also provide some funding to ensure that a certain number of Wayne County Sheriff's deputies will not be laid off.

As you may remember, the Legislature recessed for the summer after attempts to resolve this issue failed.

As the legislative session closed the Democratic majority was pushing the labor union position of subsidizing the Wayne County Sheriff's Department for patrolling Detroit freeways.

State police were ordered to patrol the freeways last year by Governor Milliken after a severe epidemic of gang violence erupted on them—a situation that the state police have brought under control.

In the meantime, the Wayne County Sheriff's Department which is represented by the AFL-CIO—was facing the prospect of having to lay off a substantial number of deputies because of a budget shortage.

I think the record shows that the state police have done an effective job of

curbing crime on Detroit freeways and I feel they should continue to patrol the freeways.

Another concern of mine is that if we start subsidizing county sheriffs' departments we are opening the door for state financial support for every such department in the state and there are 83 of them.

DRINKING AGE ISSUE

One of the major issues we did not consider before we recessed was the proposal to raise the legal drinking age in Michigan from its present 18 to age 19.

before the recess. They were kept bottled up in the committee.

Just a few weeks ago, the Michigan Council on Alcohol Problems (MICAP) initiated a state-wide petition drive to raise the legal drinking age back to 21.

I am told that the petition language is now being reviewed by the State Board of Canvassers and, once approved, the drive to collect 265,702 valid signatures will begin.

The move to raise the drinking age was begun last year when Rep. Melvin DeStigter, Republican of West Olive, introduced legislation to raise the drinking age to 21.

The MICAP proposal calls for a constitutional amendment that would make it illegal to sell or give alcoholic beverages to anyone under 21 and outlaw possession of alcoholic beverages by anyone under 21.

MICAP officials say a survey taken by them shows that a majority of the people in Michigan favor raising the legal drinking age.

SCHOOL SMOKING

The rights of smokers versus non-smokers has taken on a new dimension, and the battle may be waged on the grounds and in the hallways of our public schools.

Although there is considerable consternation among school officials over the Attorney General's ruling, it appears he intends to enforce the law.

Senator Richard Allen

Major issues

30th District

The Michigan Legislature's 1977 Regular Session has drawn to a close.

During this Session, which adjourned July 8 and resumes Sept. 14, the Legislature approved several measures of importance to you.

HOUSEHOLD INCOME CLARIFICATION

The first new public act of this year exempted employer-paid health and life insurance premiums from the definition of household income for the purpose of determining property tax credits.

An average of \$10 to \$15 in tax credits for the 1976 tax year was provided each Michigan taxpayer as a result of passage of this new law.

PBB (POLYBROMINATED BIPHENYL)

Testing for PBB will be required of all dairy cattle culled for slaughter in Michigan and, those containing over 20 parts per billion of this fire retardant which was accidentally mixed with livestock feed in 1973, will be destroyed.

It is estimated that this new law will cost the taxpayers between \$15 and \$45 million with no likely

health benefits whatsoever. I voted against this measure, but was at least able to secure a number of amendments which I believe are beneficial to taxpayers and agriculture.

MEDICAID FRAUD

The governor signed this bill last week.

STUDENT LOAN EXPANSION

In the belief that no stu-

Rep. Francis Spaniola

The cold facts

87th District

The announcement in mid-July that the state will distribute \$13.3 million in federal funds to help Michigan senior citizens who are overburdened by home heating bills was a sharp reminder of the problems our low income families face during the bitter winter months.

Even in the scorching heat of summer, they are still plagued with overdue heating bills from last winter or are suffering financial hardship because they paid their bills.

The federally-funded assistance plan, administered by the Department of Social Services, will help soften the blow of last winter's high heating bills for several hundred thousand low-income elderly in Michigan.

Those qualified who paid their heating bills will get up to \$50 from the state as partial reimbursement. Those behind in their payments will have their balances paid by the state, up to \$250 per household.

To qualify for aid, persons must certify they are 65 or older and have a limited income. Applications must be submitted prior to August 15.

About 750,000 applications for the assistance were mailed out by the state. The applications went to about 160,000 persons identified by state records as low-income senior citizens and nearly 600,000 were persons of all ages identified by participating utilities as overdue in their bill payments.

While this program will provide some welcome help to many persons for last year's heating bills, the spectre of future bitter winters with escalating income heating costs is before us.

That's a problem the Legislature will address when the fall session begins in September. Many have said we must develop an ongoing home heating assistance program for not only low-income senior citizens, but low income families in all age groups.

One bill now in the House Appropriations Committee would provide heating assistance payments of up to \$200 per family based on

family income. The bill, sponsored by Rep. Thomas Mathieu (D-Grand Rapids) would make state assistance available to any family whose household income is below 125 percent of the poverty level established by the U.S. Department of Labor.

The maximum \$200 payment would go to families whose household income was less than 75 percent of the established poverty level. Household income between 75 percent and 100 percent of poverty level would qualify persons for \$100 in assistance, while those whose income is between 100 percent and 125 percent of the poverty level would qualify for \$50.

Under this plan, the application procedure would be simple with a single, short application form. Payments to families qualifying would be made in a single check that would have to be co-signed by both the recipient and the heating fuel provider. The payment could

be applied against an overdue bill, or as a credit against future heating costs.

Another more controversial method proposed was a utility coupon program that would allow senior citizens with incomes less than \$8,000 a year and persons eligible for public assistance to purchase utility payment coupons for less than their face value.

The coupons would be used to pay gas and electric bills, and would be redeemed from the state by the utility companies at their full value.

The price of the coupons to eligible individuals would represent a reasonable investment on the part of the purchaser, not to exceed five percent of the annual household income.

At this point it is difficult to say what approach the Legislature is likely to take. Whatever is done in the fall session, it is important that the program finally agreed upon must be as reasonable and equitable as possible.

A MILLION \* WEEKLY MICHIGAN SHOPPERS CAN'T BE WRONG



Every week, more than a million Michigan shoppers choose Kroger! Why...

...Because Kroger means better meat. Kroger gives you a better meat value. Your money buys more eating meat at Kroger...

...Because you'll find fresher fruit and vegetables in the Kroger gardens. Now after row of freshness at down-to-earth prices. Kroger always offers the best available...

...Because you'll find everyday low prices throughout the store, with low weekly specials on items you need and buy regularly. With unadvertised specials that give you unexpected savings.

U.S. Gov't Graded Choice Beef Round SIRLOIN TIP ROAST \$1.29 Lb. MINI-MIZER COUPON Kroger Large Or Small Curd COTTAGE CHEESE 1 1/2-Lb Ctn 68¢. MINI-MIZER COUPON Tab Or COCA-COLA 8 16-Oz Btls 98¢ Plus Deposit. MINI-MIZER COUPON Kroger Grade A MEDIUM EGGS Doz Ctn 49¢. MINI-MIZER COUPON Herrud SMOKY LINKS 10-Oz Pkg 88¢. MINI-MIZER COUPON U.S. No. 1 Michigan WHITE POTATOES 20 \$1.29 Lb Bag. Lean N Meaty WHOLE PORK LOIN Lb 99¢ Sliced Free. SATISFACTION GUARANTEED



Mrs. Richard M. Hobrta

## Chapko, Hobrta repeat vows

The Church of the Immaculate Heart of Mary in Lansing was the site of the marriage of Linda Marie Chapko and Richard Michael Hobrta on Aug. 6 at 2 p.m.

Rev. Paul Cummings officiated the double ring ceremony before an altar decorated with arrangements of white gladiolas.

The bride was escorted down the aisle by her father. The groom played the piano during the ceremony while the bride sang.

Parents of the couple are Mr. and Mrs. Michael T. Chapko, 6132 Maple River Rd., Elsie and Mrs. Joseph E. Hobrta, 2733 Manley Dr., Lansing, and the late Joseph Hobrta.

The bride wore a floor length gown with a scoop neck edged with lace. The bodice of the dress was designed with lace and pearls. The gown featured a taffeta underskirt with chif-

fon over-skirt and train. The sleeves had lace cuffs with full gathered chiffon sleeves.

Her hip length bridal illusion veil was trimmed in lace. She carried a bouquet of white daisies with blue, pink, lavender, green and orange carnations with babies breath scattered throughout.

Maid of honor was a friend of the bride's, Sandi Hartwick, Lansing. Attending the bride were Rosemary Chapko, Elsie, sister of the bride; Linda Guyski, a friend from Lansing; Sharon Hobrta, Lansing, sister of the groom; and flower girl was Renee Chapko, Elsie, sister of the bride.

The bridesmaids wore full length gowns of gingham check in shades of blue lavender, orange, green and pink. They wore natural straw hats with a matching gingham band. They carried bouquets of white daisies with carnations to match the

color of the dress.

The bride's mother wore a light green chiffon over green taffeta. She wore a corsage of white and yellow French carnations.

The groom's mother wore a yellow knit gown with a matching jacket. She wore a corsage of white and green French carnations.

Best man was Barry Hobrta, Lansing, brother of the groom. Groomsmen were: Jim Hurst, St. Clair Shores; Jeff Barnes, Lansing, and Louis Chapko, Elsie.

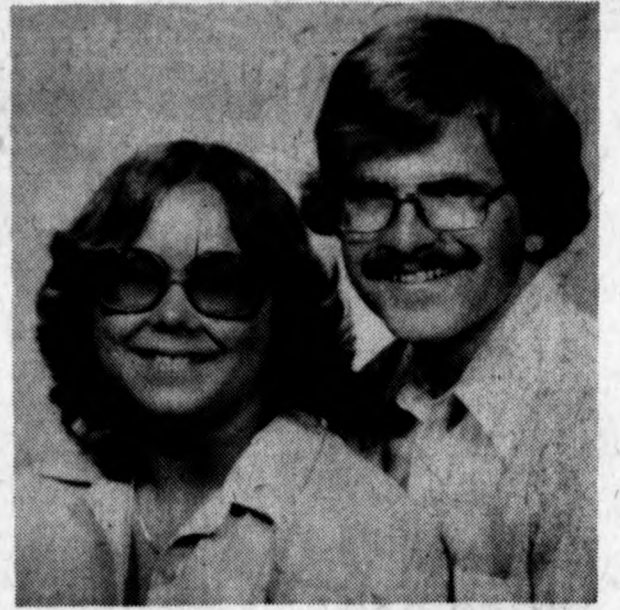
Ushers were Trent Bushnell, Jim Chapko, Mike Chapko, and Mark Korroch. A reception for the couple was held at the Slovak Hall

in Bannister with 400 people attending.

Serving at the reception were Sandy Divish, Lisa Chapko, Lori Chapko, Annette Barclay, Janeen DeMott, Janet Rourke, and Lauri and Kathy Hurst.

The bride is a 1972 graduate of Ovid-Elsie High School and a 1976 graduate of Michigan State University. The groom is a 1971 graduate of Lansing Eastern High School and a 1977 Graduate of MSU.

The couple took a wedding trip to the Upper Peninsula, Minnesota, North Dakota, and Montana. They will make their new home in California.



Debra Platte David Thelen

## They're engaged

Mr. and Mrs. William D. Platte, Portland, announce the engagement of their daughter, Debra Ann to David Paul Thelen, son of Mr. and Mrs. Elmer Thelen, Price Rd., Fowler.

The bride-elect is a 1976 graduate of Pewamo-Westphalia High School and is

attending Lansing Community College.

The prospective bridegroom is a 1974 graduate of P-W High School and is employed by Oldsmobile in Lansing.

The couple are planning a Nov. 5 wedding date.

## Couple united in candlelight rites

Theresa Ann Devovich and Stephen Dean Potts exchanged wedding vows, July 15 at 7 p.m. at the Greenbush Methodist Church, with the Rev. Terry MacArthur officiating at the double ring ceremony.

Parents of the couple are Mr. and Mrs. Fred Denovich and Mr. and Mrs. Ronald Potts.

The bride was given in marriage by her father. She wore a floor length wedding gown with a small train, high bodice and A-line styling. The high stand up collar was accented with lace. Lace also trimmed the bodice, sleeves, and bottom of the gown. Her large picture hat matched the gown.

She carried a small colonial bouquet of white baby mums, blue carnations, red roses and babies breath accented with white ribbons.

Jeannette Nemcik, a friend of the bride was maid of honor. She wore a blue and white floor length gown, with puff sleeves, and a stand-up collar. She carried a small bouquet of blue carnations and white baby mums accented with blue ribbons.

Morgan Schexoyder, an Air Force friend of the groom, served as best man. Both the groom and best man were attired in Air Force uniforms. The bride's mother wore a

peach dress, and a corsage of white baby mums and yellow carnations. The groom's mother wore a beige dress and a corsage of white baby mums and pink carnations.

Bill Roll was the guitarist for the ceremony and sang, "Annie's Song," "We've Only Just Begun," "If," and "Follow Me."

Mr. and Mrs. Richard Smith, aunt and uncle of the bride were host and hostess.

The flowers, wedding cake, and decorations were carried out in the colors red, white, and blue.

Immediately following the ceremony a reception was held in the church basement. Later many of the

guests attended a garden party at the bride's parents' home.

The newlyweds will be leaving for California where the groom will be stationed at Castle Air Force Base.

## Area Happenings

AUG. 10—United Methodist Church Boy Scouts will show free movies of hang gliding, The New Freedom and Magic of Disneyland.

AUG. 17—Boy Scouts of the United Methodist Church will present voyage movies in the church basement at 7 p.m.

## Open House



Mr. and Mrs. William Tarrant

Mr. and Mrs. William M. Tarrant of 5097 Clark Road; Bath will celebrate their 60 wedding anniversary at an open house Saturday, August 13 at the Holmes Road Church of Christ in Lansing. Friends and relatives are invited. They ask that you do not bring gifts. Hosting the 2:30 to 6:30 p.m. event will be the couple's eleven children and their spouses. Mr. and Mrs. Bill Tarrant, of Edmond, Oklahoma; Mr. and Mrs. Leon Huxtable, of Grand Lodge; Mr. and Mrs. Edward Tarrant, of Mason; Mr. and Mrs. Eugene Collinsworth, of Lac Du Flambeau, Wis.; Mr. and Mrs. Mvri Pierce, of DeWitt; Mr. and Mrs. Glen D. Tarrant, of DeWitt; Duane Tarrant of Houston, Texas; Mr. and Mrs. Jerry Tarrant, of Bath; Mr. and Mrs. Richard Root, of Cadillac; Mr. and Mrs. Ralph Tarrant, of Bath; and Mr. and Mrs. Barry Tarrant, of Bath.

Tarrant and the former Nola K. Boling were married Aug. 9, 1917, in Paragould, Arkansas. They have lived at their present address for 34 years. He retired from the Motor Wheel Corp. in 1961 after 33 years of service. The couple have 34 grandchildren and 15 great-grandchildren.

# NOTICE OF SPECIAL ELECTION

NOTICE OF SPECIAL ELECTION OF CLINTON COUNTY INTERMEDIATE SCHOOL DISTRICT, MICHIGAN TO BE HELD AUGUST 16, 1977

TO THE ELECTORS OF DE WITT PUBLIC SCHOOLS, CLINTON COUNTY, MICHIGAN, WHO ARE REGISTERED IN THE CITY OR TOWNSHIP IN WHICH THEY RESIDE.

Please Take Notice that a special election of Clinton County Intermediate School District, Michigan, will be held on Tuesday, August 16, 1977, in De Witt Public Schools, Clinton County, Michigan.

THE POLLS OF ELECTION WILL OPEN AT 7:00 O'CLOCK, A.M., AND CLOSE AT 8:00 O'CLOCK, P.M.

The following proposition will be submitted to the vote of the electors qualified to vote thereon at the special election:

### AREA VOCATIONAL - TECHNICAL EDUCATION PROPOSITION

Shall Clinton County Intermediate School District, state of Michigan, establish an area vocational - technical education program which is designed to encourage the operation of area vocational-technical education programs if the annual property tax levied for this purpose is limited to 1.95 mills (\$1.95 on each \$1,000.00 of state equalized valuation)?

If the above proposition receives a favorable vote, the Intermediate School District intends, during the first two to three years, to use the funds derived from the levy of the above millage for the construction of an area vocational-technical building. The estimated cost of said vocational education building facility is One Million, Nine Hundred Thirty-Nine Thousand, Three Hundred and Seventy-Four Dollars (\$1,939,374). The Intermediate School District has received a precommitment from the Michigan Department of Education on a vocational educational center building grant. Said building grant will be in the amount of approximately Nine Hundred Sixty-Nine Thousand, Six Hundred and Eighty-Seven Dollars (\$969,687). If a favorable vote is received on the above millage question, the federal grant monies, together with monies raised from the levy of the above millage, will be used to construct the vocational education facility.

### THE VOTING PLACE IS AS FOLLOWS:

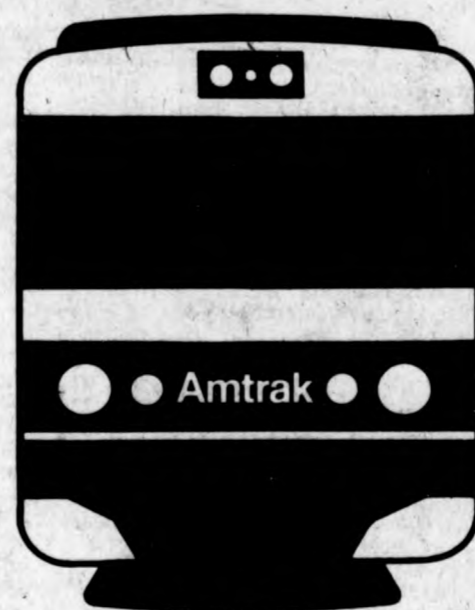
Gymnasium of the Fuerstenau Building, in the City of De Witt, Michigan.

All school electors who are registered with the city or township clerk of the city or township in which they reside are eligible to vote at this election.

This Notice is given by order of the Intermediate School Board of Clinton County Intermediate School District, Michigan.

Wilbur M. Weston  
Secretary, Board of Education of  
De Witt Public Schools, Clinton  
County, Michigan

# ADVENTURE



## It's a Turbo Tradition

Traditionally there's always been something very special about traveling by train. It's more than just a relaxing and inexpensive way to get to where you're going, it's an ADVENTURE! It's the enjoyment of meeting new people as you travel! It's the intrigue of watching the lights of a small town flash by your window as you race through the night. It's the discovery of seeing and experiencing the land that you're traveling through and it's the special gleam in a child's eye when they hear the conductor shout, "ALL ABOARD".

This summer why not share in the adventure with your family. You'll find it all aboard our beautiful new Blue Water Turboliner. Our low cost family plan fare means your family's adventure will be as inexpensive as it is fun. In Chicago the Blue Water Turbo connects with other Amtrak trains bound for all kinds of adventurous destinations.

Experiencing our Turbo Tradition is as easy as driving to your nearby Amtrak station, buying a ticket and getting onboard. Don't worry about your car either, we've got plenty of free parking at each of our Turbo terminals.

For more information on how to map out your family's adventure, whether it's a quick one day trip or a cross country expedition, simply call Amtrak 1-800-621-0353 (Toll Free) or your travel agent.

### BLUE WATER TURBO

6:10a Lv • Port Huron	Ar 11:05p
7:00a Lv • Lapeer	Ar 10:04p
7:24a Lv • Flint	Ar 9:40p
7:45a Lv • Durand	Ar 9:15p
8:20a Lv • East Lansing	Ar 8:49p
9:35a Lv • Battle Creek	Ar 7:40p
10:05a Lv • Kalamazoo	Ar 7:00p
11:00a Lv • Niles (EDT)	Ar 6:05p
12:05p Ar • Chicago (CDT)	Lv 3:20p

The Turbo, it's the train of tomorrow that's here today. Everyday.



This service is in cooperation with the Michigan Department of State Highways and Transportation.

## Phinney, Rozga wed in double ring ceremony in St. Johns



Mr. and Mrs. David J. Rozga

Wedding vows were exchanged by Kathleen Ann Phinney and David Joseph Rozga at the Church of the Nazarene in St. Johns on June 18 at 1 p.m. Rev. Ken Anderson performed the double ring ceremony.

Parents of the couple are Mr. and Mrs. Arnold Phinney, St. Johns and Mr. and Mrs. Gordon Rozga, Manistee.

Diana Whittaker, was soloist and sang "The Lord's Prayer" and "We've Only Just Begun." Pianist was JoAnn Waddington.

The bride was escorted down the aisle by her father. For her wedding she chose a floor length candlelight white gown with a chapel train. The gown featured antique lace on the hem and bodice with appliques. She wore an elbow length veil and carried a bouquet of white gardenias, blue forget-me-nots trimmed in babies breath.

Matron of honor for her sister was Linda Ritter, St. Johns. Bridesmaids were Liz Curtis, Harrison; and Judy Cameron, Williamston, friends of the bride; and Kathy Rozga, sister of the groom, Manistee. Flower girl was Tracy Rozga, niece of the groom.

The attendants wore ivory voile gowns with blue roses in an A-line style with empire waists. The dress was gathered at the bodice, has shoulder straps, and a V-neck cape of the same material.

The bride's mother wore a light blue organza gown with long full chiffon sleeves and a full skirt.

The groom's mother chose a turquoise polyester knit floor length gown with a matching jacket.

Best man was Dick Wicinski, Manistee, friend of the groom.

Groomsmen were Bob Smith, and Bob Grabowski, of Manistee, friends of the groom, and Tim Wicinski, Frankfort, friend of the groom. Ushers were Ron Rozga, Manistee, brother of the groom and Bob Kubacki and Michael Wojciechowski, of Manistee, friends of the groom.

A dinner was held immediately following the wedding at Niles Hall with 170 friends and relatives attending. A dance and buffet was held in the evening at the Knights of Columbus Hall in Manistee.

Kelley Phinney attended the guest book at the reception. Others serving at the reception were: Flossie Batterbee, Janet Walker, Barb Halstead, and Audrey Schweigert. Host and hostesses were: Mr. and Mrs. Larry Phinney and Mrs. Ron Phinney.

The bride graduated from St. Johns High School and is attending Central Michigan University. The groom graduated from Manistee Catholic Central and Ferris State College.

The couple took a wedding trip to Colorado and are now making their home in Mt. Pleasant.

## They're engaged



Kathy Murray

Mr. and Mrs. Keith Murray, 1000 S. Lansing, St. Johns, announce the engagement of their daughter, Kathy to Michael Paradise, son of Mr. and Mrs. John Paradise, 508 E. Sturgis, St. Johns.

The bride-elect graduated from St. Johns High School and attended Ferris State College. She is employed by Farmers Mutual Fire Insurance Company.

The prospective bridegroom graduated from SJHS and FSC. He is employed by his father at Paradise Radio and Television Service.

An Oct. 15 wedding is being planned by the couple.

## Marriage licenses

Clyde N. Sines, 61, 835 Maycroft, Lansing; Minnie Marcella Radtke, 60, 105 N Bridge St., DeWitt.

Richard Allen Kimble, 27, 7708 S. Fenner Road, Laingsburg; Betty Lou Shiner, 22, 2259 W. Maple Rapids Road, St. Johns.

Theodore Carl Dutcher, 22, 5801 Houghton Street, Troy; Jane Susan Galloway, 22, 2903 North US 27, St. Johns.

David Edward Hines, 21, 449 North Ovid Street, Elsie; Rosemary Stiles, 19, 4758 Meridian Rd., Elsie.

Joseph William Smith, 23, 8495 Mead Rd., Elsie; Kathleen Ann Weber, 27, 8495 Mead Rd., Elsie.

Terrence James Sailor, 28, 5827 Outer Dr., Bath; Karen Ann Riojas, 26, 5827 Outer Dr., Bath.

Tom Decker Ingram, 30, 16400 Upton Rd., East Lansing; Joan Mary Kissane, 33, 16400 Upton Road, East Lansing.

William Emons, 51, 7305 W. Grand River, Lansing; Sue Michels, 63, 192 Julie Dr., Lansing.

**new arrivals**

A girl, Christy Ann, was born to Mr. and Mrs. Gary L. Brown of Rt. 1, St. Johns Aug. 5 at Clinton Memorial Hospital. She weighed 7lbs. 12½oz. The baby has 2 brothers and 1 sister.

Grandparents are Mr. and Mrs. Norman L. Brown of St. Johns, and Mr. and Mrs. Alfred F. Bertram of Rainbow Lake. The mother is the former Betty J. Bertram.

Mr. and Mrs. Richard A. Stafford, 2924 Avery Rd., St. Johns, became the parents of a daughter, Angela Alexandra, on July 12 at 1:23 p.m. at St. Lawrence Hospital. The mother is the former Judy LaFave.

# Keelean

**BUICK-PONTIAC-GMC**

## MAKES A

# clean sweep

Now is the time to get swept-up in the deals during our Year-end House cleaning.

And clean-up on the purchase of a great '77 Pontiac.

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# Keelean

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**210 W. HIGHAM ST. JOHNS**

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HOURS: Sales, 8 to 8 Monday thru Friday  
Service, 8 to 8 Monday and Thursday,  
8 to 6 Tuesday, Wednesday and Friday

**We'll drive you happy**

## Mulch to keep your tulips growing? Let your fingers go tiptoeing.



BY CHLOE PADGETT Home Economist

### Chloe's Column

The Food and Drug Administration (FDA) has ordered safety studies on a widely used food additive called butylated hydroxytoluene (BHT).

BHT is a synthetic compound that helps keep fats and oils in foods from becoming rancid. Foods in which BHT is used include margarine and oils, nut products, breakfast cereals, snack foods, frozen dairy products, and chewing gum.

According to Dr. Theodore Wishnitsky, food science and human nutrition Extension specialist at Michigan State University, BHT was removed by FDA from its "generally recognized as safe" status but cleared for

continuing use under an interim food additive order. All current uses of BHT are still permitted, but the FDA order says new uses will be difficult or impossible until new safety studies are completed.

The issue concerns the difference in the metabolism of BHT in rats and humans. It was found that liver changes would occur in rats when fed BHT. Wishnitsky points out that rats do not appear to metabolize the chemical the same way that humans do. New studies are aimed at finding out what test animals are appropriate for a study of how BHT reacts in humans and then using that species to carry

out appropriate toxicological studies.

Wishnitsky says that BHA is another synthetic compound that can be used in place of BHT for many applications. The two compounds are closely related chemically and are used for the same purposes, but the safety of BHA is not currently under suspicion.

Under FDA's proposal, the companies wishing to use BHT must make an immediate commitment to doing the needed studies. If such a commitment is not made then FDA would seek removal of BHT from the market.

Century

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Beautiful 3 bedrm alpine ranch, 1 year old on 8 acres. Custom built with quality plus. Barn for horses, in secluded country setting. (G-57)

Maple Rapids, let income make payments on this 3 apartment, stove and refrigerator with each unit. (G-20)

Older three bedroom home, yard adjoins school playground, newly insulated has lots of possibilities. (G-11)

Chalet Cabin overlooking Upper Evans Lake. Good deer hunting, access to 12 lakes, year-around use. (G-3)

**GUY LANCE 224-7576**

Building sites—2 acres on paved road, also 10 acres with pine trees. (J-52, J-53)

40 acres with nice home, another 120 acres available, all tiled excellent ground. Ithaca School district. Land Contract. (J-23)

Perrinton—Small town living, 3 bedrm. ranch on 3 lots, Land Contract. (J-2)

Older Home: Mid-twenties, nice neighborhood, close to park, schools and town. Four bedrooms, well insulated. (S-44)

Spacious country home on 1 acre, 6 bedrooms, modern kitchen, beautiful landscaping, original woodwork and so much more. S.W. of St. Johns. (J-48)

Ashley, 2 story home on large lot. Some remodeling being done, large garage and storage building. (J-27)

Large country home on approximately 3 acres, 2 barns and other out buildings. Land Contract. (J-9)

40 acres vacant farm land, Will divide. Land Contract. (J-13)

**JANET STINE 224-4230**

Call Maureen Sabo, or Janet Stine.

New Listing—nice 3 bedrm ranch with attached garage, full basement on 1 acre. (D-30)

New Listing—If you like peace and quiet, you'll love this. Spacious remodeled farmhouse with 3 bedrooms, full basement on 10 acres. Complete with huge barn and horse corral. (D-47)

Small families hurry to see this cute, clean 2 bedroom ranch surrounded by almost 2 acres of lawn. (D-46)

Need room for kids and pets? See this solid 4 bedrm home on 2 acres. Needs handy mans touch. (D-41)

**DEBBIE MASARIK 224-4195**

Near Jr. High: 2 story home with that nostalgic touch. Four bedrms, extra lot, and large living area, all for under \$30,000. (A-4)

New Listing: 25 acres of land just outside of Elsie. Lots of trees. (E-49)

Rainbow Lake Property: We now have 6 lots listed from which to choose. Give us a call for price and location. (E-29)

2 Bedrm. Ranch: Excellent home for the newlywed or retired couple Complete with large garage and full basement. (A-34)

New Listing: Large 2-story home, 4 bedrooms, 1½ baths, new gas furnace, excellent income property. Just \$24,500. (A-45)

Country Home on Maple Rapids Road. Newly decorated, 2 acres and large barn. Land Contract available.

**AL DALEY 224-6220**

Large 3 bedroom ranch, south of St. Johns, on almost 3 acres, Family room with fireplace, garage, lots of pines. (O-43)

4 bedroom bi-level on 3 acres, beautiful throughout, lots of extras (O-25)

Large 3 year old ranch, over 1 acre, beautiful kitchen, extras. Assumable mortgage or possible land contract. (O-39)

3 bedroom bi-level, central air and more, make an offer. (O-15)

Spacious 2 story, 4 bedrooms, short distance from St. Johns, over 8 acres, familyroom, recreation room. (O-38)

New Tri-level on almost 9 acres, large pole barn and more. (O-7)

2-3 bedroom ranch, good location, owner anxious. (O-43)

Fowler 3 bedroom ranch, inground swimming pool and other extras, priced low (O-28)

Fowler, apt. house showing good income 2 apts, possible 3rd. (O-8)

2 choice building lots in St. Johns (O-42) (O-16)

**JOAN DOTY 224-6781 or 224-3419**

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MAXINE FEDEWA RALPH J. LEBRATO AL DALEY JANET STINE  
224-2410 224-7286 224-6220 224-4230  
JOAN DOTY MAUREEN SABO DEBBIE MASARIK GUY LANCE ED JORAE  
224-3419 224-7948 224-4195 224-7576 224-3089



### Nunemakers and paper route

Charles and Pearl Nunemaker have been delivering the Clinton County News for the past 11 years. They make 16 stops each week, traveling 100 miles covering Ovid, Elsie, Maple Rapids, Bannister, Fowler, Eagle, Pewamo-Westphalia, Wacousta, and South Riley. It takes them between three and a half to four hours to make their stops. "It gives us something to do," the retirees said. Delivering papers for the Nunemakers of 113 Lewis St. is strictly a business proposition. "As a rule most of the people on our route don't have time to visit and neither do we," Nunemaker said. In the 11 years they have been delivering the papers they have only been slowed up once and that was when they went into a snow bank. "We had to finish our route the next day," Pearl commented. At the left the Nunemakers are shown loading the papers into their car in the proper order for quick delivery. At the right Betty Alderman goes over the price of the papers with Nunemaker as his wife looks over the situation. "I mostly just go along for the ride," she said with a smile.

## Japanese youth

(From Front Page)

word religion. He says one word of thanks before meals and one word of thanks after meals.

He brought some Japanese soup for his American family to try. Mrs. Engels took the young man to the grocery store with her the other day and he commented a lot of things were nigher in America than in Japan. "Of course it all depends on what you are buying," she commented.

Tetsuji likes music although not quite as loud. The family took him to a wedding reception recently. "He is a very good dancer," Mrs. Engels said. "He seemed to have a very good time."

The records are the same in Japan as in America. Randy commented, "Tetsuji got a letter the other day from a friend telling him he had bought the album, 'Hotel California' by the Eagles."

Randy would like to go to Japan someday and visit Tetsuji.

When Tetsuji leaves the end of August to return to Japan the Engels home will be missing not only a young Japanese visitor but a member of their family. Tetsuji, in turn will be returning to his homeland with once in a lifetime memories.

# Changes should help put-and-take hunters

LANSING—As the August 15 opening day approaches, the Department of Natural Resources predicts "put-and-take" pheasant hunters will have a better chance of bagging a bird this season.

"We'll be releasing birds at least three times each week, thus making a hunter's chances of encountering a pheasant more likely than in past years," says Vic Janson of the DNR Wildlife Division.

Another change this season involves the use of seals, eight of which will be sold with each \$10 put-and-take permit. Each time a hunter bags a pheasant he must attach a seal to one of its

legs. When he uses all of his eight seals, he can either call it a season or buy another permit with eight more seals. A hunter may buy as many permits as he wants.

"The express purpose of the seal program is to distribute pheasants more evenly among hunters," Janson says. "Even though a hunter living near one of the put-and-take areas may obtain better information about release dates and so forth, he will be restricted to eight pheasants per permit. This means that his hunting may be over early in the season, making more birds available for other hunters later on."

Also designed to give more hunters—especially those on afternoon and mid-night shifts—a shot at the put-and-take birds are this

season's new 8 a.m. to 2 p.m. shooting hours. The cooler morning hours will remain in effect until September 30, then change to noon to 7 p.m. for the rest of the

season, to end December 31.

Besides their put-and-take permit, hunters will need a valid small game license and the new \$1 public access stamp, whose revenue will finance leasing of private land for public hunting.

Hunters should be able to purchase license, permit and stamp at the same time from many southern Michigan license agents and most DNR field offices by August 12.

Fifteen Lower Peninsula state hunting areas will be open to put-and-take hunting through September 30, with five other areas added September 15. Complete details are published in the 1977-78 DNR Hunting Guide, available from license agents.

## Forest fires doubled in state this year

LANSING—Twice as many forest fires have charred Michigan so far this year as last. Nearly four times the acreage has been burned. And Department of Natural Resources firefighters say things could get much worse if the dry spell persists.

From a forest fire standpoint, Michigan may be in the calm before the storm, says Brian Ainslie, Forest Management Division fire supervisor. Some Michigan forests already are as dry or drier than they usually become by late August, he says.

"Recent daily rainfall has taken the edge off temporarily," Ainslie says, "but if we go without rain for a week or 10 days, and the humidity drops, we'll have a serious fire problem."

In fact, he points out, several rather serious fires have occurred despite humid conditions.

Ainslie says areas most susceptible to fire are the

jackpine plains of the northern Lower Peninsula, where many people camp.

"We've had more trouble this summer with campfires, and suspected arson, than we normally do," he says. "Campers can help by making sure their fires are out when they break camp."

Although a campfire may appear to be extinguished, this is not always so, Ainslie cautions, explaining that drought has rendered even subsurface soil dry enough to burn, although it may take several days for the blaze to break through the soil.

Campfire ashes should be sifted to make sure no hot spots remain at the base, Ainslie says, and the firebed should be thoroughly doused with water.

Citizens also can help by immediately reporting anyone they suspect of starting an illegal fire to local forest fire officers or other law enforcement officials, he says.

## Middlebury News

The Middlebury United Methodist Women met recently at the church with Esther Tubbs, Margaret Potter and Betty Warren as hostesses. There were 20 members present. The meeting was called to order by Pres. Mildred Brookins and opened with prayer. Routine reports were read and accepted.

A letter was read from MICAP asking for a donation to help get a law passed to raise the drinking age to 21.

It was voted to send \$5 for this. It was voted to have a sunshine box for Carmelita Austin who recently fell and broke her leg. Gifts for this may be brought to church.

A miscellaneous post-wedding shower is being planned for Debra Baumgras for the last of August or early September.

Laingsburg is having a pictorial directory made for their church and asked Middlebury to consider having one of their church in the same directory. "Thank-You's were read from Elizabeth Putnam and Paul and Betty George. Mr. and Mrs. Joe Jordan were thanked for a gift. Betty George told very briefly of her experiences at the School of Missions at Adrian.

Volunteers were requested to help keep small cleaning jobs at the church done. Mildred Brookins will take care of this in August and Betty George volunteered for September.

Devotions were under the direction of Margaret Furry who read from the Upper Room, "A Drug Addict's Prayer" and closed with prayer.

Kathryn Burgess presented the program. A skit was given by Lucile Semans, Esther Tubbs, Esther Semans and Kathryn Burgess concerning life in the Dominican Republic and Haiti.

The hostesses served refreshments at tables decorated with summer flowers.

Mr. and Mrs. Glenn Warren of Traverse City spent a week-end recently with his brother, Don Warren and family.

### LADIES

have your very own profitable Jean or Apparel Shop. Feature the latest in Jeans, Denims and Sportswear. \$14,850 includes: Supplies...Store Fixtures...Training...(in your store)...Beginning Inventory...and a Gala Grand Opening featuring a well-known celebrity. You can be open and earning profits within 15 days. Call us anytime TOLL FREE 1-800-874-4780. Ask for Mr. James.

## Just moved in? I can help you out.

Don't worry and wonder about learning your way around town. Or what to see and do. Or whom to ask. As your WELCOME WAGON Hostess, I can simplify the business of getting settled. Help you begin to enjoy your new town... good shopping, local attractions, community opportunities.

And my basket is full of useful gifts to please your family. Take a break from unpacking and call me.

Welcome Wagon Phone 224-4009

## SPECIAL SCHOOL ELECTION

NOTICE OF SPECIAL ELECTION OF CLINTON COUNTY INTERMEDIATE SCHOOL DISTRICT, MICHIGAN TO BE HELD AUGUST 16, 1977

TO THE ELECTORS OF THE ST. JOHNS PUBLIC SCHOOLS, CLINTON AND GRATIOT COUNTIES, MICHIGAN, WHO ARE REGISTERED IN THE CITY OR TOWNSHIP IN WHICH THEY RESIDE.

Please Take Notice that a special election of Clinton County Intermediate School District, Michigan, will be held on Tuesday, August 16, 1977, in The St. Johns Public Schools, Clinton and Gratiot Counties, Michigan.

THE POLLS OF ELECTION WILL OPEN AT 7:00 O'CLOCK, A.M., AND CLOSE AT 8:00 O'CLOCK, P.M.

The following proposition will be submitted to the vote of the electors qualified to vote thereon at the special election:

### AREA VOCATIONAL - TECHNICAL EDUCATION PROPOSITION

Shall Clinton County Intermediate School District, state of Michigan, establish an area vocational - technical education program which is designed to encourage the operation of area vocational-technical education programs if the annual property tax levied for this purpose is limited to 1.95 mills (\$1.95 on each \$1,000.00 of state equalized valuation)?

If the above proposition receives a favorable vote, the Intermediate School District intends, during the first two to three years, to use the funds derived from the levy of the above millage for the construction of an area vocational-technical building. The estimated cost of said vocational education building facility is One Million, Nine Hundred Thirty-Nine Thousand, Three Hundred and Seventy-Four Dollars (\$1,939,374). The Intermediate School District has received a precommitment from the Michigan Department of Education on a vocational educational center building grant. Said building grant will be in the amount of approximately Nine Hundred Sixty-Nine Thousand, Six Hundred and Eighty-Seven Dollars (\$969,687). If a favorable vote is received on the above millage question, the federal grant monies, together with monies raised from the levy of the above millage, will be used to construct the vocational education facility.

THE VOTING PLACES ARE AS FOLLOWS:

- Precinct No. 1  
Voting Place - Rooms 111 and 113 of the Rodney B. Wilson High School, West Cass Street, St. Johns, Michigan.
- Precinct No. 2  
Voting Place - The East Essex Schools.
- Precinct No. 3  
Voting Place - Eureka School.
- Precinct No. 4  
Voting Place - The Olive Center School.
- Precinct No. 5  
Voting Place - The Riley Town Hall, corner of Francis and Pratt Roads.

All school electors who are registered with the city or township clerk of the city or township in which they reside are eligible to vote at this election.

This Notice is given by order of the Intermediate School Board of Clinton County Intermediate School District, Michigan.

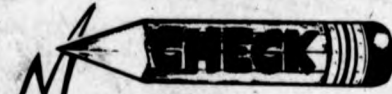
William P. Richards  
Secretary, Board of Education of  
The St. Johns Public Schools, Clinton  
and Gratiot Counties, Michigan

# BEE'S Chevy - Olds

Complete Financing Available

QUALITY PRE-OWNED CARS

Warranty Available on ALL pre-owned cars



The differences in a Bee's Pre-owned car

### PRE-OWNED CARS

1977 Cutlass Supreme, 4 door, air conditioning, cruise, FM radio, tilt.

1977 Olds Toro Brougham (Loaded) sunroof, low miles.

1976 Caprice 2-door Landau, air conditioning, FM stereo, cruise, tilt, 6 way power split seat, power locks.

**Bee's Pre-owned cars are tested THOROUGHLY and conditioned**

1976 Monza 2+2 fastback, 4 cyl. auto, PS, FM Radio. \$2795

1975 Toronado Brougham, full power, air conditioned, tilt, cruise, power split seat, Landau top, FM stereo.

1975 Olds 98 Coupe, full power, air conditioned, FM stereo, vinyl top.

1976 Impala wagon, 3 seats, radio.

1975 Grand Prix, air conditioned, power windows, tilt, cruise, console, bucket seats, vinyl top. \$3695

1975 Ford Maverick, 2-door, 6 cylinder, automatic, power steering, FM radio, radials.

**Bee's pre-owned cars are not purchased at auctions**

1975 Impala, 2 door, air conditioning, vinyl top, FM radio.

1974 Olds 98 Regency 4 door, full power, air conditioning, FM stereo, tilt, cruise control, dual power split seats.

1974 Impala 2-door, Spirit of America, vinyl top, radio.

1974 Maverick 2-door, 6 cylinder, standard transmission, radio. \$1695

1974 Olds 88, 4 door, air conditioning, vinyl top, radio.

1974 Nova 2 door, 6 cylinder, standard, power steering and radio.

**BEE'S ARE NOT MISREPRESENTED**

1973 Chevy Impala, 4 door, air conditioning, vinyl top, radio.

### TRUCKS

1977 Chevy Pickup H.D. 1/2 ton Scottsdale, 8 cylinder, automatic power steering and power brakes, Special two-tone.

1977 Chevy 1/2 Ton, 4 wheel drive pickup, 8 cylinder, automatic, power steering, power brakes.

1977 Cutlass Supreme, 8 cylinder automatic, full power, air, tilt wheel, FM stereo tape and vinyl roof. 2 door.

1976 65 Series Chevy Cab & Chassis, 366 Engine, 5 speed, 2 speed transmission, power steering, power brakes, radio.

1975 Chevy 1/2 ton Pickup, 8 cylinder, automatic, power steering, power brakes, radio.

1974 Chevy 1/2 ton Pickup, 6 cyl. auto, radio.

1974 Chevy 1/2 ton 4 wheel drive, 8 cylinder automatic, power steering, power brakes, radio-SPECIAL 2-TONE.

1973 Chevy Titan 90, tilt cab, tandem axle, power steering, Jake brake, air conditioning, 350 Detroit Diesel.

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WE HAVE PLEASING SELECTIONS FOR THE ENTIRE FAMILY  
Stop and visit us soon  
**LEVEY'S JEWELRY**  
125 E. Main, Elsie, 862-4309

## Nutritional program to feed women, children

Women, infants and children (WIC) will soon benefit from sound nutritional planning and foods in Clinton County according to Ina Dye, director of the program. Right now the Mid-Michigan Health Department is looking for a nurse and clerk for the program.

The purpose of the program is to educate mothers on the proper foods necessary for feeding, not only children, but themselves.

Persons involved in the clinic will receive free coupons for certain types of foods which are nutritionally beneficial. This includes some cereals which do not

contain sugar coatings; eggs, milk, and pure orange juice.

These are the only types of foods which will be allowed to be purchased with the coupons. Certain stores, (to be named at a later date), in the county will accept the coupons, and redeem them for the foods.

Mrs. Dye commented when a person (family) is on the program, screening will be done to make sure they are eating the proper foods and are learning to prepare nutritional diets.

"In other counties where the program is already in

existence I've seen increased enthusiasm and a conscientiousness as far as good nutrition and feeding is concerned," she said. "When they understand just how important it is to eat right it makes a difference."

Instead of having classes on nutrition and proper eating habits Mrs. Dye said they have found the best results to come from counseling people on a one-to-one basis. This way the nurse can determine what individual needs might be. Progress reports are also kept on each person.

The basic income range for eligible people is 195 per

cent above poverty level. This means a family of four can make up to \$11,000 and still qualify for the program. The head nurse estimates 500 persons will qualify for the program in Clinton County.

"We can work with anyone below the 195 percent level," she said.

Mrs. Dye noted a person can still be on the WIC program and obtain food stamps. The big difference is with food stamps, people can buy most kinds of food whether they are deemed nutritional or not. With the WIC coupons only foods on the list may be obtained.

Mrs. Dye also stated stores participating in the program are obligated to make sure the proper foods are obtained with the coupons.

Obtaining applicants does not appear to be a problem for the program and Mrs. Dye feels they can work comfortably servicing 500 people.

The federal program is funded until the fall of 1978. Mrs. Dye feels very optimistic the program will continue past next year however.

Among the first people the nurse hopes to get involved with the program are the migrant workers. Even though they will only be in the area a short time the workers will still benefit from the program according to Mrs. Dye.

"Looking down the road, I can see where these migrants will be able to go from here to Texas and still be involved with the program," she said.

Clinics will be held at the Mid-Michigan Health Dept. on Maple St. and at the clinic sites in Bath and DeWitt. Nurses will take portable equipment such as infant scales) with them to the various clinics.

"The poor nurses are almost like pack horses," the head nurse said with a laugh. On a more serious note she added they do have a lot of transportation problems.

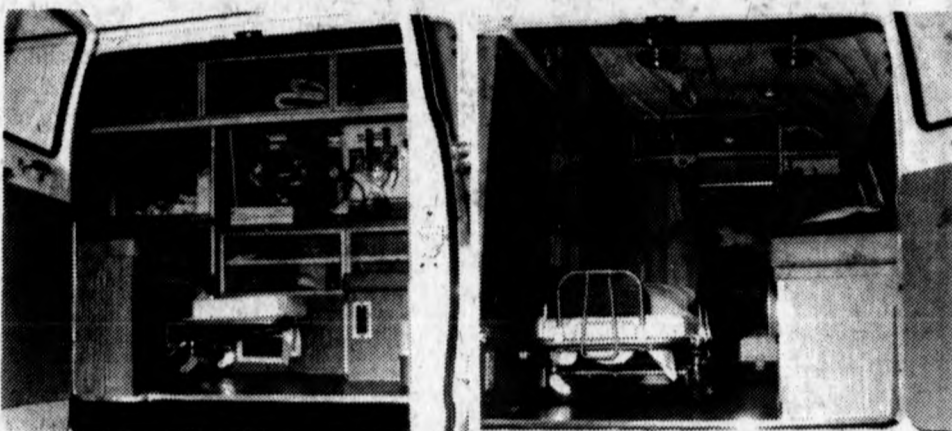
The program deals with working with young people, especially the young teenage pregnant girl.

"If we can work with the young mother we can avoid a lot of the low birth weight babies," the nurse said. "It gives the child a better start in life."

Mrs. Dye continued saying children who are not fed properly tend to develop slower and have a harder time adjusting. "Children just have different nutritional needs," she said.

The state has been getting about five calls per week from people in Clinton County wondering when and if a WIC program will be started here.

According to Mrs. Dye the program will be ready to begin in a couple of weeks.



Shown above is the new Clinton County Area Ambulance Service ambulance which arrived at the Oakland St. garage recently. Below are views from the rear door and side door of the new emergency vehicle. Clinton Area Ambulance Service is a volunteer service operated by area residents.

With Lucille Spencer

### SHEPARDSVILLE

Mrs. Majel Miller is a patient at the Owosso Memorial Hospital where she is recuperating from a broken hip. Her room number is 372.

Charge Conference will be held this year at the Shepardsville church for both churches. The date is September 29.

Ovid Area Senior Citizens

met at the Holy Family Catholic Church on Thursday August 4 with a small attendance. After the potluck luncheon and short business meeting the afternoon was spent in a short sing-along and playing a few games of Bingo.

During the business meeting it was voted to have the next regular meeting a pic-

nic at Sleepy Hollow on September 1. This is for all Senior Citizens who wish to come. In case of bad weather it will be held at the Holy Family Church.

The people of the Shepardsville community extend their sympathy to the Robert Hebelers, Sr., family in the loss of their beloved sister, Helen Hebelers.

### Boettger reunion held in Fowler

The 29th annual Boettger Reunion was held July 31 at the Fowler Conservation Club.

There were 144 descendants of John and Caroline Boettger and three guests present.

Relatives were from North Dakota, Minn., Illinois, Ohio as well as several cities in Michigan.

The oldest member there was Mrs. Anna Boettger, who recently celebrated her 90th birthday! The youngest baby was Richard Andrew (Andy) Weller, born June 23, 1977 to Mr. and Mrs. Terry Weller of Sunfield, Michigan.

The afternoon was spent with adults playing bingo and several different games for the younger children.

The 30th annual reunion will be held the last Sunday in July in Illinois.

### Maple Rapids class

#### of 1937 holds reunion

The graduating class of 1937, Maple Rapids High School, held their 40th anniversary reunion, July 17 at Julia Fell Jones and Dean James home in Saginaw.

A potluck dinner was served at 1 p.m. Picture taking, tape recording, visiting, and viewing school pictures filled the afternoon.

Those present besides the hosts were: Mr. and Mrs.

Lester Dean, Mr. and Mrs. Orrison Bailey, Mr. and Mrs. Kenneth Schulze, Mr. and Mrs. Lloyd Baker all of the Maple Rapids area; Barbara Brown of East Lansing, Mr. and Mrs. Gene Grantham of Pittsford, Mr. and Mrs. Lloyd Smith of Lenon, Mr. and Mrs. Burl Foerch of Ovid, Mr. and Mrs. Lloyd Cook of Elsie, Mrs. Ruth Wesner and Mr. and Mrs. Charles Frost of St. Johns.

Sabini, Josephine, 63 16th St	KL 5-3337	Soave, Linda, 43 Madsn Av	555-2260
Sala, Margaret, 111 E York St	555-5958	Soderberg, Robert, 37 5th Av	JL 5-2457
Salton, Marc, 9 Hunts Lane	KK 5-0909	Sofer, Jan, 8 Wistra Pl	JL 5-2790
Sandler, Arlene, 48 Althea Rd	LJ 5-7694	Sokal, Daniel, 13 Acres La	JL 5-2784
Sansone, Debra, 54 Bedfd Av	555-0008	Sonner, Howard, 11 Largo St	KL 5-2004
Satin, Irwin, 420 E 51 St	JK 5-9123	Sorih, Gary, 76 Young Av	KL 5-2524
Sawczynec, Nicolas, 8 Orchd St		Sorrentino, Lucille, 8 Evans St	LL 5-2148
Sawyer, Conant, 76 Volker St		Spencer, John, 49 Trant St	LL 5-2217
Scala, Donna, 7 17 St		Spencer, John R, 3 Avon Dr	555-2176
Scaffone, James, 88 17 St		Spencer, Lili, 8 Eustavo La	KK 5-2567
Schachter, Barbara, 11 Maple Dr		Spencer, Sandra, 23 Fortryn St	KL 5-2551
Schader, He...			LL 5-2185
			LL 5-2852
			555-2026
			555-2143
			KL 5-2853
			KL 5-2028
			LL 5-2239
			LL 5-2930
			KL 5-2488
			555-2727
			555-2936
			LJ 5-2921
			L 5-2051
			5-2423
			5-2488
			5-2720
			5-2440

### Help us write the phone book.

The new edition of your phone directory is going to press. If you want to make any changes in your listing, now's the time to tell us.

It's time also to add listings for others in your household. Like your spouse or kids or relatives or in-laws.

And remember, your phone book's a *true* directory. Emergency numbers in the front. People numbers in the white pages. And in the Yellow Pages, everything: let your fingers do the walking for anything you need.

So now's the time to add or change listings. The rates are very low. Call our Business Office now.

Help us write the book.

**GTE**  
**GENERAL TELEPHONE**

# GET ON THE ROAD

with an auto loan from ...

## "Your bank for all reasons"

Pick the model of your choice, then call a Clinton National Bank & Trust Company Consumer loan officer to arrange your loan with a convenient repayment schedule to fit your needs. (We make simple interest consumer loans).

**CLINTON NATIONAL**

### CLINTON NATIONAL BANK AND TRUST CO.

MAIN OFFICE: St. Johns  
BRANCHES: Bath, Elsie, Fowler, Grand River (Lansing), Hubbardston, Laingsburg, Maple Rapids, Valley Farms (Lansing) and Wacousta.

member: F.D.I.C.



## County service news

### Gilbert enlists in USAF

Elsie—David A. Gilbert, son of Mr. and Mrs. Harold Gilbert of 210 N. First Street, on July 6, 1977 enlisted in the U.S. Air Force's Delayed Enlistment Program, according to SSgt Charles Symon, Air Force recruiter.

Gilbert, a 1977 graduate of Ovid-Elsie High School, is scheduled for enlistment in the regular Air Force on August 18, 1977. Upon graduation from the Air Force's six week basic training course, he will receive technical training in a General area.

He will be earning credits toward an Associates Degree through the Community College of the Air Force while attending basic and other Air Force technical training schools.

### Seaman Page in Caribbean

Navy Seaman James L. Page, son of Mr. and Mrs. Aida M. Page of 9950 E. M-21, Ovid, is currently on an extended deployment in the Atlantic Ocean and Caribbean Sea.

He is serving as a crew member aboard the guided missile destroyer USS Richard E. Byrd, homeported in Norfolk, Va.

During the deployment,

he and his shipmates are scheduled to participate in training exercises with U.S. ships and those of allied nations and will have the opportunity to visit several Caribbean and Atlantic coastal ports.

His ship is 437 feet long, displaces 4,500 tons and carries a crew of 354 officers and enlisted men. She is armed with guns, missiles, and an antisubmarine rocket launcher, and can travel at speeds in excess of 31 knots.

A 1975 graduate of Ovid-Elsie High School, he joined the Navy in June 1975.

### NSR Pugsley

#### completes training

Navy Seaman Recruit Robert L. Pugsley, son of Mr. and Mrs. Arthur E. Pugsley of 1213 Long Spur Drive, DeWitt, has completed recruit training at the Naval Training Center, Great Lakes, Ill.

During the eight-week training cycle, he studied general military subjects designed to prepare him for further academic and on-the-job training in one of the Navy's 85 basic occupational fields.

Included in his studies were seamanship, close-order drill, Naval history and first aid.

He joined the Navy in April 1977.

### Pvt. Monroe

#### receives honors

Ft. Leonard Wood, Mo.—Army Private Gerald K. Monroe, son of Mrs. Peggy T. Dunca, 10827 U.S. 27, DeWitt, recently completed with honors a scoop loader and forklift operator course at Ft. Leonard Wood, Mo.

During the course, students learned to load dump trucks with the scoop loader and move materials with the forklift.

Pvt. Monroe, son of James A. Monroe, 2257 Haskill Road, Webberville, entered the Army last April.

pline and teamwork. He joined the Marine Corps in January.

### SSG Henry

#### receives ribbon

LOMPOC, Calif.—Staff Sergeant David J. Henry, son of Mr. and Mrs. Donald Henry of 607 E. Higham, St. Johns, is now wearing a distinctive service ribbon as a member of an organization which recently received the U.S. Air Force Outstanding Unit Award.

Sgt. Henry is a telephone switching equipment technician at Vandenberg AFB, Calif., with the 392nd Communications Group that earned the award for meritorious service from July 1, 1974 through June 30, 1976.

The sergeant is a 1967 graduate of Mission Bay High School in San Diego.

### Green reports

#### to duty

Navy Photographer's Mate Second class Ben J. Green, son of Mr. and Mrs. Cotti Green of 126 East First, Ovid, has reported for duty aboard the aircraft carrier USS Kitty Hawk, homeported in San Diego.

A 1971 graduate of Ovid-Elsie High School, he joined the Navy in October 1971.



New officers of St. Johns Edwin T. Stiles American Legion were installed during ceremonies Saturday night at the Legion Hall. Shown are (from left) Norm Davis, sergeant at arms of the 8th District; Lynn Smith, commander; Don Low, standing in for William LaPeer, 1st vice-commander; Ronald Camobell, 2nd vice-commander; Walt Russell, adjutant; Bruce Bacon, chaplain; Jim Edwards, historian; David LaPeer, sergeant at arms and Pete Vallen, past commander. Don Marsden, immediate past 8th District Commander installed the officers.

## Riley and Olive News

### THE MOORE REUNION

The descendants of Albert and Gabriella (Parr) Moore met at the Maple Rapids City Park, July 31 with a picnic dinner at noon. This reunion, having originated in Oct., 1913, had been discontinued in 1969 and was renewed this year.

There were over 100 attending from St. Johns, Sumner, Ovid, Laingsburg, Dewitt, Saginaw, Maple

Rapids, Haslett, Perrinton, Greenville, Bellevue, Lansing, Ashley, Hobart, Ind., and Bradenton, Florida. The oldest in attendance was Mrs. Pease of St. Johns; she is the youngest daughter of Albert and Gabriella Moore, the youngest attending was Angie Caesar of St. Johns, the one that traveled the farthest was Bud Larkins and friend of Bradenton, Florida.

The afternoon was spent in taking pictures, much visiting, and getting acquainted with the new members. It is planned to reassemble next year at the same park on the last Sunday of July.

### BIRTHDAY PARTY

Over 200 relatives and friends gathered at Club Roma, Round Lake Sunday, July 31 for a picnic dinner at 2 p.m. honoring Earl Miller on his 81st birthday. He helped cut the birthday cake made for him. The rest of the afternoon was spent with music, dancing and visiting.

Earl is a well known farmer in this area; and also is sexton of DeWitt Cemetery. Playing the violin is his hobby.

The L.W.M.L. of Hope Lutheran Church had a salad luncheon at the home of Mrs. Rosemary Mandrick, Lake Geneva, July 14th. Twelve ladies and their pastor, Rev. Warren Mandel and his family attended. Money was collected to be sent to the needy in August.

The annual Brocker reunion was held July 17 at Kalamazoo. Those attending from this area were: Mr. and Mrs. Jerold Brocker and family, Mr. and Mrs. Lloyd Brocker, and Mr. and Mrs. Dudley Anderson and children of Lansing.

Linda, Gary and July Plotowicz of Novi spent a week recently with their grandparents, Mr. and Mrs. Lloyd Brocker.

### With Neva Keys

## ELSIE

Mrs. Al Miller and youngest son, Mark have returned from two weeks vacation in Montana. They made the trip by jet.

They visited two elder sons, Mr. and Mrs. Jim Miller and two sons near Missoula and Mr. and Mrs. Charles Miller at Seeley Lake.

Jim, a teacher and athletic director at Hell Gate High School, headed a fishing and camping trip for his student summer program at Clearwater Lake and Mark was a guest of his brother for the outing.

Mark and his mother spent three days with Charles and his wife, the former Pat Correr of Missoula and enjoyed fishing

and sight-seeing. They drove up to one of the highest mountain Fire Towers.

Charles, who is employed by the US Conservation Dept. in Montana spent two days fighting the recent fires at Pattee Ridge near Missoula, where several homes and forests were burned.

Another fishing trip was enjoyed in the Flathead River area and also a visit to an Indian Reservation where they saw many elk and buffalo.

Mr. and Mrs. John Glowney of LaCrosse, Wisconsin, former residents of the Bannister-Elsie area spent a few nights with Charles and Pat on their way to Oregon and California.

### With Cecilia Thelen

## FOWLER

Sixty-two relatives helped Martha B. Miller celebrate her birthday at the farm home on Grange Rd., July 31.

They came from Gaylord, Lansing, Alma and all parts of Clinton County.

The community wishes to express their sympathy to sisters and brothers of Leo Hufnagel, who died Sunday

at Carson City Hospital. Sympathy is also extended to other relatives and friends.

Mr. and Mrs. Vernon Benjamin spent Sunday evening with Mrs. Lula Boak.

Mr. and Mrs. Carl Boak, Mr. and Mrs. Cecil Boak and Mrs. Lula Boak went to Middleton Thursday evening for dinner. The occasion was the two sons' birthdays.

## Directory for picking your own vegetables

If you'd like to venture out to pick your own fresh fruits and vegetables, but don't know where to go, State Sen. Richard Allen can provide you with a helpful "pick-your-own" directory.

Six Clinton County locations are listed in the directory.

The directory, entitled "Michigan County Carusel, A Guide to Pick-Your-Own Farms and Roadside Markets," provides a county-by-county list of growers and farm markets across the state.

It contains the name and address of each farm, a description of how to get there, a list of fruits and

vegetables available, when the farm or market is open, and the telephone number to call for information.

"Picking your own fruits and vegetables, or buying them from roadside markets, is an economical way to assure that your family receives the nutrition these foods provide," Senator Allen pointed out. "It also makes for a fun-filled excursion for the entire family."

The directory was prepared by the Michigan Department of Agriculture in cooperation with AAA.

Copies of the directory are available by writing to Sen. Allen, State Capitol, P.O. Box 30036, Lansing, MI 48909.

### Stevenson earns

#### DePaw honors

Gerianne Stevenson, daughter of Mr. and Mrs. John Stevenson, 306 S. Oakland, St. Johns has been named to the Dean's List DePaw University in Greencastle, Ind. She is a junior.

### Waverly Boarding & Grooming

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Open House for your inspection everyday.  
28 spacious exercise runs.  
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## Select is Lansing Area's Total Housing Center

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- Modular Homes
- Double Wides



Tim Moenig - Sales Rep.  
Dale Loflin - Sales Rep.

Phone 669-9335  
or 669-2115





US-27 1/2 mile north of new 127 exit, 3 miles north of Lansing

# Mark Hathaway 'jack-of-all trades' on nuclear sub

SAN DIEGO, Calif.—The snook is a deadly, voracious fish that roams both shores of the American continent, relentlessly pursuing, attacking in a streaking flash, and finally devouring its prey with the aid of strong teeth and a large mouth.

In contrast, the USS Snook, nestled alongside its tender at the U.S. Naval Submarine Facility here, looks almost harmless, like a whale dozing quietly.

But Machinist's Mate Fireman Mark L. Hathaway of St. Johns, will tell you that under that placid exterior is complicated equipment, machinery and weapons that make the Snook one of the deadliest subs that roam the seas. He says snook is a good name for his boat—as submariners call their ships.

The nuclear powered, fast attack sub can operate at more than 400 feet below the surface of the sea and travel at speeds of more than 20 knots, Hathaway said. Just how much deeper and faster is something the Navy keeps to itself.

Its nuclear reactor gives Snook the capability of roaming the seas indefinitely, limited only by the stamina of her crew and the amount of food that can be brought aboard, explained Hathaway.

Hathaway is the son of Mr. and Mrs. Everett Hathaway of St. Johns, Mich. The elder Hathaway is a machine repairman.

"I see our wartime mission as tracking down and destroying hostile subs and surface vessels attempting to strangle American access to the world's sea lanes,"

explained Hathaway. "By maintaining this capability, we are serving as a deterrent to help maintain peace between nations."

It's demanding job that calls for men who are highly trained. Hathaway joined the Navy in 1974, went to submarine school in New London, Conn., studied auxiliary equipment systems in Hawaii, and graduated from Class A School for machinist's mates at the Naval Training Center at Great Lakes.

He recently took an examination for promotion to machinist's mate third class and is anxiously waiting for the results.

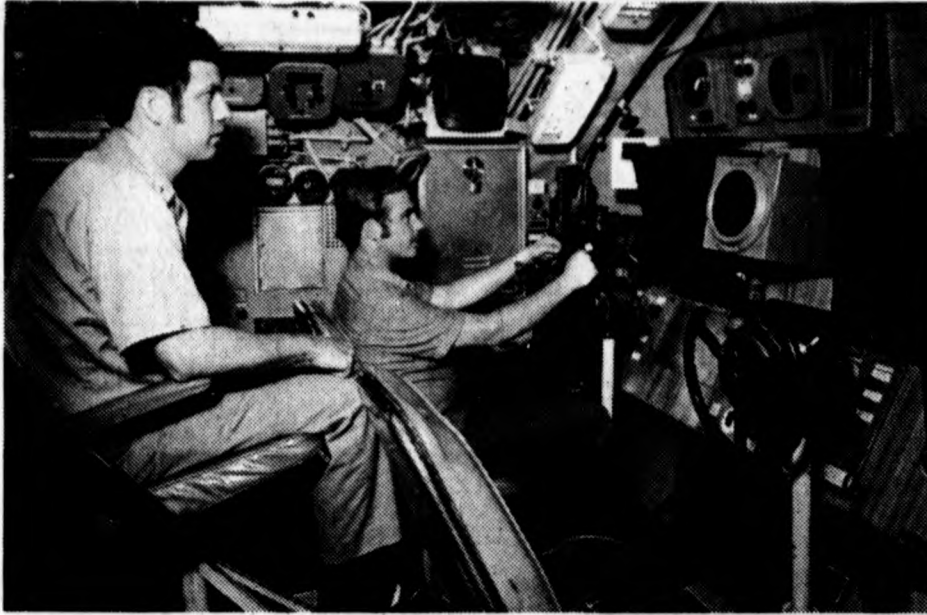
Aboard the Snook, Hathaway works in what is called "A" (for auxiliary) Division, a group of men responsible for air, sanitary, hydraulics, potable water, air conditioning and refrigeration and other systems.

"It's a jack-of-all trades job," says Hathaway. "I particularly like air conditioning and refrigeration. I like to go back there and really work on the system."

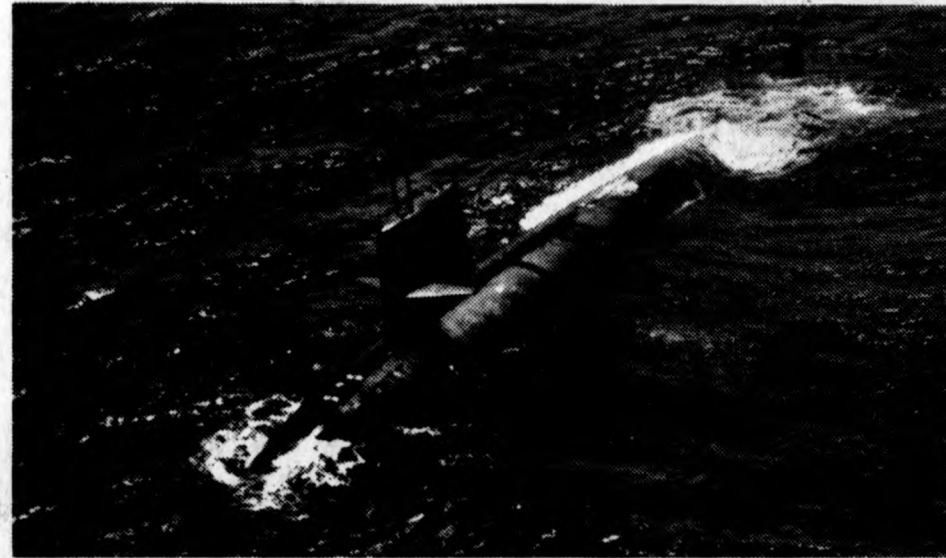
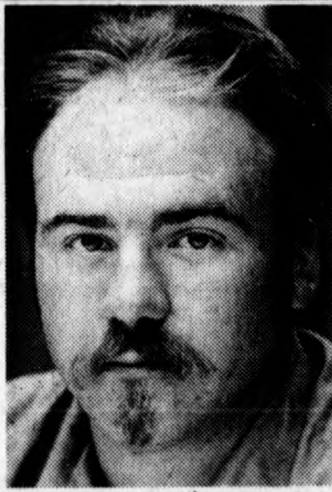
When the Snook is at sea, Hathaway stands "planesman watches," operating a control that looks like an airplane stick. "It controls the depth of the boat, making it ascend or descend," he said.

How does Hathaway like life aboard a nuclear submarine?

"Travel is one of the big things," he said. "I've been to Korea, the Philippines, Hong Kong, Japan, Guam and Australia."



Navy Machinist's Mate Fireman Mark L. Hathaway (right) of St. Johns is serving aboard the nuclear attack submarine USS Snook (below), homeported in San Diego. He is shown above in the control room of the nuclear powered submarine being monitored by Navy Lt. Cmdr. Donald Spellman.



# Energy questions to be answered by MSU project

EAST LANSING—Most of the world's growth the last 150 years stems from fossil fuels (coal, oil, and gas) because they were so abundant and cheap to transform into energy sources.

But this is no longer the case. "Human demand for these energy resources are essentially overstepping our planet's ability to supply them and if nothing is done, a total breakdown of our social structure is inevitable," says Frank Collias, Michigan State University Special Energy Project coordinator.

Alternatives to fossil fuel sources must be found but it will take years and, in the meantime, consumers will have to make adjustments to cope with dwindling and increasingly expensive traditional energy sources.

Essentially, most consumers will have no alternative for the time being but to practice good energy conservation, but it won't be

easy. "Last winter many low and fixed income families had to choose between food, rent, or mortgage and heating fuel. Needless to say the choice is difficult but this may be a preview of the years ahead," Collias says.

However, the negative effects can be lessened if consumers seek answers to coping with this increasingly complicated problem.

"We need to take a look as to how the energy problem is going to affect our life style, our future and our economy. The public will need answers to these and many more questions if it is

to make the best use of remaining resources and have a credible input to governmental processes that will guide the transition which society must undergo," Collias says.

MSU has begun a project that will respond to all energy related questions Michigan residents may have. Anyone having such inquiries may send them to the following address for the most valid and up-to-date answers available. Write to: Special Energy Project, Box 189, East Lansing, Michigan 48823.

## Pvt. Martinez

Marine Private Gilberto Martinez, son of Mr. and Mrs. Ignacio Martinez of 803 Church St., St. Johns, has reported for duty with Force

Troops, Twentynine Palms, Calif.

A 1975 graduate of St. Johns High School, he joined the Marine Corps in January.

## NOTICE OF SPECIAL ELECTION

NOTICE OF SPECIAL ELECTION OF CLINTON COUNTY INTERMEDIATE SCHOOL DISTRICT, MICHIGAN TO BE HELD AUGUST 16, 1977

TO THE ELECTORS OF FOWLER PUBLIC SCHOOL DISTRICT, CLINTON COUNTY, MICHIGAN, WHO ARE REGISTERED IN THE CITY OR TOWNSHIP IN WHICH THEY RESIDE.

Please Take Notice that a special election of Clinton County Intermediate School District, Michigan, will be held on Tuesday, August 16, 1977, in Fowler Public School District, Clinton County, Michigan.

THE POLLS OF ELECTION WILL OPEN AT 7:00 O'CLOCK, A.M., AND CLOSE AT 8:00 O'CLOCK, P.M.

The following proposition will be submitted to the vote of the electors qualified to vote thereon at the special election:

### AREA VOCATIONAL - TECHNICAL EDUCATION PROPOSITION

Shall Clinton County Intermediate School District, state of Michigan, establish an area vocational - technical education program which is designed to encourage the operation of area vocational-technical education programs if the annual property tax levied for this purpose is limited to 1.95 mills (\$1.95 on each \$1,000.00 of state equalized valuation)?

If the above proposition receives a favorable vote, the Intermediate School District intends, during the first two to three years, to use the funds derived from the levy of the above millage for the construction of an area vocational-technical building. The estimated cost of said vocational education building facility is One Million, Nine Hundred Thirty-Nine Thousand, Three Hundred and Seventy-Four Dollars (\$1,939,374). The Intermediate School District has received a precommitment from the Michigan Department of Education on a vocational educational center building grant. Said building grant will be in the amount of approximately Nine Hundred Sixty-Nine Thousand, Six Hundred and Eighty-Seven Dollars (\$969,687). If a favorable vote is received on the above millage question, the federal grant monies, together with monies raised from the levy of the above millage, will be used to construct the vocational education facility.

### THE VOTING PLACE IS AS FOLLOWS:

Gymnasium of the Fowler High School, in the Village of Fowler, Michigan.

All school electors who are registered with the city or township clerk of the city or township in which they reside are eligible to vote at this election.

This Notice is given by order of the Intermediate School Board of Clinton County Intermediate School District, Michigan.

Winifred McKean

Secretary, Board of Education of Fowler Public School District, Clinton County, Michigan

## Hunter safety course offered

A Hunter Safety Course will be offered by the Sleepy Hollow Conservation Club, August 30-31, for boys and girls 11 years and older.

The course will be held on the club grounds located four miles north of St. Johns on U.S.-27 to Mead Rd., then 1 1/4 miles west on Mead Rd.

Classes will be held at 6 p.m. both nights. Those who take the course must attend both nights.

Boys and Girls interested, must sign up at Dean True Value Hardware in downtown St. Johns.

For further information, contact Larry Plowman, 224-3347.

# THOSE CRAZY CRAZY TRADIN' DAYS OF SUMMER AT DODGE



## IT'S SUMMERTIME AND THE DODGE DEALS ARE EASY.

### DODGE ASPEN SEDAN.

Summer is here! And your Dodge Dealer's really dealin' on all the great Dodge cars and trucks in stock. Dodges like the handsome Aspen sedan. You'll have to drive it to believe it. Because only then will you discover all that this Aspen has to offer. Like the roominess and comfort of its interior. The ease of its handling. The smoothness of its ride. And the quality of engineering apparent in its standard features that include:

- Front disc/rear drum brake system
- Electronic Ignition
- Unibody construction
- Transverse torsion-bar front suspension
- Factory antirust protection
- All-vinyl bench seat
- Color-keyed carpeting.



Ralph Dara's

## Community Dodge Sales

1005 N. US-27 St. Johns

Phone 224-3251

## MID-MICH. OLD GAS-TRACTOR ASSOC. INC. AUG. 19-20-21

### FEATURING:

- THRESHING
- OLD TRACTOR PULL
- CROSSCUT SAW CONTEST
- SLOW RACE
- GAS ENGINES
- STATIONARY BALING

- DOOR PRIZES
- LUNCHES
- REFRESHMENTS
- CAMPING
- FLEA MARKET
- SUNDAY CHICKEN Bar-B-Q
- EXHIBITORS WELCOME

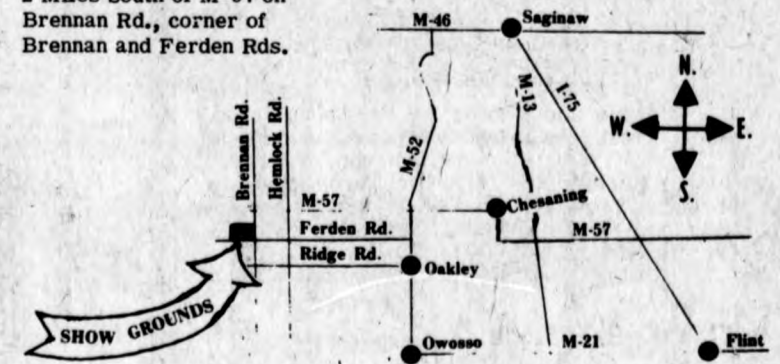
Pancake & sausage breakfast Fri. & Sat. Childrens Games & Act. And Much Much More

Dance Sat. Nite

Parade each afternoon

Free Admission For Senior Citizen on Friday

2 Miles South of M-57 on Brennan Rd., corner of Brennan and Ferden Rds.



FOR INFORMATION PHONE (517) 661-2258 (517) 652-6696

4 Miles West of Oakley and 1 Mile North

DONATIONS

\$100

Grounds open 9:00 A.M.

Children Under 12 Free With Adult Not Responsible for Accidents or Loss.

With Lucille Spencer

## SHEPARDSVILLE

Vacation Bible School closed at the Shepardsville Church on Friday evening, July 29 with a short program following the regular pre-lesson in the various classes. There were several of the parents present.

Several of the children received awards for bringing others with them. The first award went to Cynthia Wineland, second to Tim Personous and third to Jeff Davis. Several of the teachers gave awards to their children for perfect attendance and the learning of Bible verses.

There was a total enrollment of 76 with 22 having a perfect attendance record. There were 20 helpers in attendance at all times. Even the teachers and helpers received a book mark for being there.

Sunday July 31, was family Day at the Shepardsville Church. At one p.m. several families came back to the church for an afternoon of fellowship and a good time. After the potluck dinner all went into the sanctuary and had a good time singing many of the old hymns while

the children sang many of the songs they had learned in Bible School. Brian Walters, son of Mr. and Mrs. Lawrence Walters, Jr is in Sparrow Hospital in

### Catholic Appeal goes over goal in 10-county area

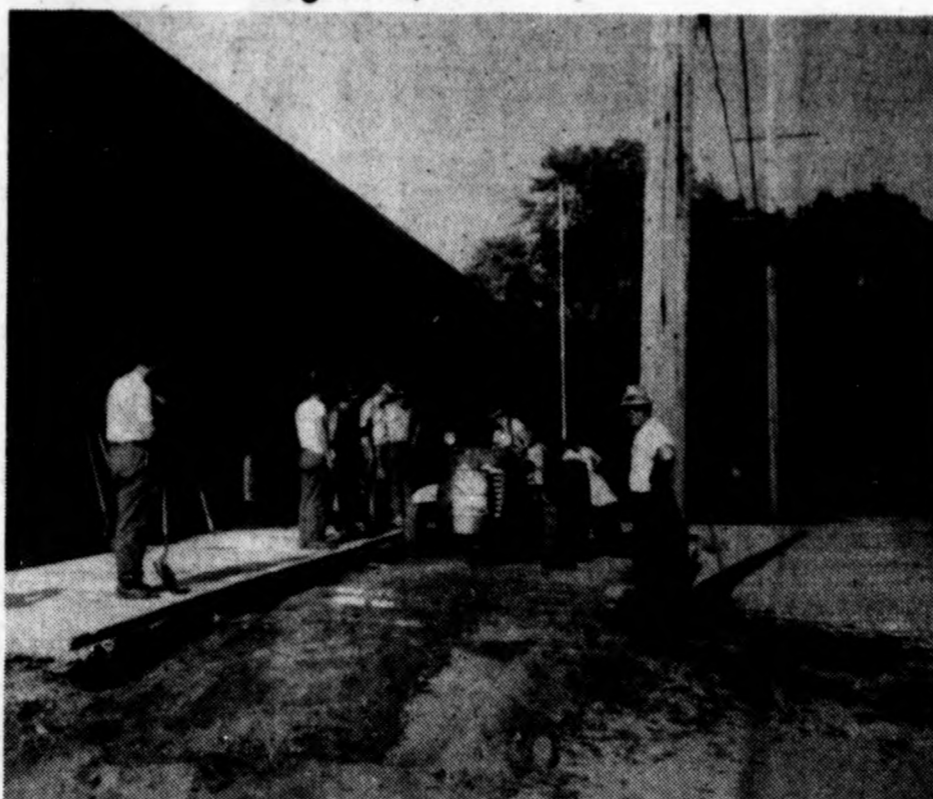
LANSING... Catholic of Clinton County contributed \$36,897.00 to the annual Diocesan Services Appeal of the Diocese of Lansing as the fund drive received an all time high of \$832,836.00 in pledges to finance projects for the coming year.

The goal for the entire 10-county diocese was \$784,650.00 but Catholics in the 84 parishes and mis-

sions gave 106 percent of that amount.

The money is used to fund projects, offices and programs which provide community services, educational grants and programs to carry out the mission of the church. Last year the total amount pledged was \$727,285.00 some \$105,000.00 less than this year.

Lansing for observation and treatment. He was in Intensive Care on Monday and at the present time is out of the unit.



Members of the DeWitt Lions Club tear out old sidewalk and replace it with new during a work project at the DeWitt Memorial Building. The work is one of the projects selected by the Lions for the DeWitt Memorial Association.

### Area priests reassigned

Bishop Kenneth J. Povish announced today the following changes in area pastoral assignments of priests.

Fr. Michael Murphy, pastor of St. Jude Church, DeWitt, will become pastor of St. Patrick Church, Brighton, effective Aug. 17.

Fr. Duaine Pamment will become pastor of St. Isidore Church, Laingsburg. His appointment is effective Aug. 10.

Fr. William Rademacher has now become a part of

the pastoral team serving St. Mary Student Chapel in Ann Arbor. The appointment was effective Aug. 1.

Fr. Murphy will continue to serve as vicar for religious for the Diocese and Fr. Pamment will continue as the director of the Diocesan Tribunal.

Fr. Murphy, a native of Lansing was ordained a priest in 1966. Since his ordination he has served in parishes in Flint, Coldwater, Lansing and in Brighton. He has been pastor of St. Jude, DeWitt, since 1976.

Fr. Pamment was ordained a priest in 1964. Born in Lansing, he has served as associate pastor in Owosso and Flint, and for the past 12 years has been

associated with St. Casimir Parish, Lansing, in addition to his duties as head of the Diocesan Tribunal which processes marriage cases for the 10-county diocese.

Fr. William Rademacher was ordained in 1954. He has served in various parishes of the Diocese in Lansing, Flint and Jackson and as pastor of St. James, Mason. He has recently been on the faculty of the St. John Provincial Seminary in Plymouth and, in the past, directed the Renewal Through Vatican II program which was operated from 1966 to 1969. Fr. Rademacher will also teach at St. John Seminary in addition to his duties at the student center.

## Life is lonely for Eagle boy

Tom is 12 years old and lives in the Eagle area. Tom's dad hasn't been around for six years and the years before he left he never did anything with Tom. His dad let him down so often that Tom doesn't even care to see him now. His mother works and he doesn't have many friends so he spends a lot of time alone.

His school work is satisfactory but all of his teachers say he could do better. Most of the things he enjoys doing he does alone, like writing, riding bikes, collecting insects and watching TV. He also enjoys fishing and sports but there just aren't enough opportunities or anyone to do them with him.

There must be a man in the Eagle area who cares enough to make the difference in Tom's life. Is it you? For an application or additional information, call the Big Brother-Big Sister office in Clinton County, 224-8552.

### NOTICE

CITY OF ST. JOHNS

### TAXPAYERS

The 1977 City Real and Personal property taxes mailed June 30, 1977 are due and payable thru 8-15-77 without late fees. After 8-15-77, there will be added a four percent combined penalty and collection fee to the unpaid tax amount.

However, Section 211.51 of the General Property Tax Laws provides that a person who is a paraplegic, quadriplegic, senior citizen, eligible widow, totally and permanently disabled, or blind, and who, for the prior taxable year, had a total household income of \$10,000 or less, may defer the summer taxes until the following February 15 by filing with the treasurer of the city, village or township, an intent to defer the homestead property taxes which are due and payable in July.

Persons eligible for deferment of payment of their 1977 Summer Taxes until February 15, 1978, can file an application by September 15, 1977 at the Treasurer's office, 121 E. Walker St., St. Johns, Michigan.

Eugene W. Simon  
City Treasurer

### Katherine Aylsworth (Mrs. John Aylsworth) Housewife and 4-H Leader

I believe the proposed tax renewal of 17.75 mills and millage increase of 1.75 mills is essential to provide a full range of educational programs and services for all our students.

Increased costs have necessitated the additional 1.75 mills request. This additional millage is not for new programs or services. It is needed to maintain the present level of quality education for the children of our community.

I believe quality public education is a primary responsibility of every community. We need to invest in the future of the children of St. Johns School District. I urge you to VOTE YES August 16, 1977.

*Katherine Aylsworth*

Paid for by Citizen's Committee - Anthony Kuntz, Chairman.

All we can tell you is that men who don't smoke live about 6 years longer than men who do smoke.\*

If you want someone to help you stop smoking cigarettes, contact your American Cancer Society.

## Cool & Comfy, Warm & Toasty

# Does your attic measure-up?

## INSULATION MAKES THE YEAR 'ROUND DIFFERENCE



If you don't have at least 6" thick R-19 insulation on your attic floor, it could be costing you.

6" thick do-it-yourself Certain-Teed Fiber Glass Attic Insulation may save you up to 30% on fuel.

If your attic doesn't measure-up, see us. We've got everything it takes to help you save.



700 E. Kalamazoo  
Lansing

Monday 7:30 - 9  
Tuesday thru Friday 7:30 - 5:30  
Saturday 7:30 - 12:30

Ph. 482-1115

# CAPITOL CITY LUMBER COMPANY



## NOTICE OF SPECIAL ELECTION

NOTICE OF SPECIAL ELECTION OF CLINTON COUNTY INTERMEDIATE SCHOOL DISTRICT, MICHIGAN TO BE HELD AUGUST 16, 1977

TO THE ELECTORS OF PEWAMO - WESTPHALIA COMMUNITY SCHOOLS, IONIA AND CLINTON COUNTIES, MICHIGAN, WHO ARE REGISTERED IN THE CITY OR TOWNSHIP IN WHICH THEY RESIDE.

Please Take Notice that a special election of Clinton County Intermediate School District, Michigan, will be held on Tuesday, August 16, 1977, in Pewamo - Westphalia Community Schools, Ionia and Clinton Counties, Michigan.

THE POLLS OF ELECTION WILL OPEN AT 7:00 O'CLOCK, A.M., AND CLOSE AT 8:00 O'CLOCK, P.M.

The following proposition will be submitted to the vote of the electors qualified to vote thereon at the special election:

### AREA VOCATIONAL - TECHNICAL EDUCATION PROPOSITION

Shall Clinton County Intermediate School District, state of Michigan, establish an area vocational - technical education program which is designed to encourage the operation of area vocational-technical education programs if the annual property tax levied for this purpose is limited to 1.95 mills (\$1.95 on each \$1,000.00 of state equalized valuation)?

If the above proposition receives a favorable vote, the Intermediate School District intends, during the first two to three years, to use the funds derived from the levy of the above millage for the construction of an area vocational-technical building. The estimated cost of said vocational education building facility is One Million, Nine Hundred Thirty-Nine Thousand, Three Hundred and Seventy-Four Dollars (\$1,939,374). The Intermediate School District has received a precommitment from the Michigan Department of Education on a vocational educational center building grant. Said building grant will be in the amount of approximately Nine Hundred Sixty-Nine Thousand, Six Hundred and Eighty-Seven Dollars (\$969,687). If a favorable vote is received on the above millage question, the federal grant monies, together with monies raised from the levy of the above millage, will be used to construct the vocational education facility.

THE VOTING PLACE IS AS FOLLOWS:

Pewamo - Westphalia High School Building.

All school electors who are registered with the city or township clerk of the city or township in which they reside are eligible to vote at this election.

This Notice is given by order of the Intermediate School Board of Clinton County Intermediate School District, Michigan.

Thomas A. Droste

Secretary, Board of Education of Pewamo - Westphalia Community Schools, Ionia and Clinton Counties, Michigan

# New York dairymen visit Clinton County



Ken Nobis explains to visiting New Yorkers how cows kept warm during last winter's severe temperatures in their innovative high density barn.



The entire Nobis family including grandchildren and assistant herdsman and family were on hand to greet the New York visitors and serve refreshments by the Michigan Animal Breeders. The visitors from Hampden, N.Y. accompanied by County agent Van Travis toured dairy facilities in Clinton County Saturday.



New York visitors admire the milking parlor under construction at the Nobis Farms. Walls are a soft blue color on a smooth glazed surface that would look attractive in a home, yet alone a barn.

## SPECIAL SCHOOL ELECTION

NOTICE OF SPECIAL ELECTION OF THE ELECTORS OF  
ST. JOHNS PUBLIC SCHOOLS  
CLINTON AND GRATIOT COUNTIES, MICHIGAN

TO BE HELD  
AUGUST 16, 1977

TO THE ELECTORS OF THE SCHOOL DISTRICT:

Please Take Notice that a special election of St. Johns Public Schools, Clinton and Gratiot Counties, Michigan, will be held in the School District, on Tuesday, August 16, 1977.

THE POLLS OF ELECTION WILL OPEN AT 7:00 O'CLOCK, A.M., AND CLOSE AT 8:00 O'CLOCK, P.M.

The following proposition will be submitted to the vote of the electors at the special election:

**TAX RATE LIMITATION INCREASE PROPOSITION FOR OPERATING PURPOSES**

Shall the limitation on the amount of taxes which may be assessed against all property in St. Johns Public Schools, Clinton and Gratiot Counties, Michigan, be increased by 19.5 mills (\$19.50 on each \$1,000.00 of state equalized valuation) for the year 1977, for the purpose of providing additional funds for operating purposes (17.75 mills of the above increase being a renewal of 17.75 mills for operating purposes which expired with the 1976 tax levy and 1.75 mills being additional operating millage)?

THE VOTING PLACES ARE AS FOLLOWS:

PRECINCT NO. 1  
Voting Place - Rooms 111 and 113 of the Rodney B. Wilson High School, West Cass Street, St. Johns, Michigan.

PRECINCT NO. 2  
Voting Place - The East Essex School.

PRECINCT NO. 3  
Voting Place - Eureka School.

PRECINCT NO. 4  
Voting Place - The Olive Center School.

PRECINCT NO. 5  
Voting Place - The Riley Town Hall, corner of Francis and Pratt Roads.

All school electors who are registered with the city or township clerk of the city or township in which they reside are eligible to vote at this election.

I, Gerald E. Shepard, Treasurer of Clinton County, Michigan, hereby certify that, as of June 28, 1977, the records of this Office indicate that the total of all voted increases over and above the tax limitation established by the Constitution of Michigan, in any local units of government affecting the taxable property located in St. Johns Public Schools, Clinton and Gratiot Counties, Michigan, is as follows:

By Clinton County:	None
By Essex Township:	None
By Greenbush Township:	None
By Duplain Township:	None
By Bengal Township:	None
By Bingham Township:	None
By Ovid Township:	None
By Riley Township:	None
By Olive Township:	None
By Victor Township:	None
By Watertown Township:	None
By Westphalia Township:	None
By the School District:	None

Gerald E. Shepard  
Treasurer, Clinton County, Michigan

I, Shirley A. Johnston, Treasurer of Gratiot County, Michigan, hereby certify that, as of June 28, 1977, the records of this Office indicate that the total of all voted increases over and above the tax limitation established by the Constitution of Michigan, in any local units of government affecting the taxable property located in St. Johns Public Schools, Clinton and Gratiot Counties, Michigan, is as follows:

By Gratiot County:	None
By Fulton Township:	None
By Elba Township:	None
By Washington Township:	None
By the School District:	None

Shirley A. Johnston  
Treasurer, Gratiot County, Michigan

This Notice is given by order of the Board of Education of St. Johns Public Schools, Clinton and Gratiot Counties, Michigan.

William P. Richards  
Secretary, Board of Education

# SJHS 1922 grads meet at Wakefield home



Mrs. Cressie (Matthews) Wakefield was hostess in her home at 807 E. Baldwin St. St. Johns July 26 with several members of the 1922 graduating class of St. Johns High School.

They were Doris Rice Nicolson of St. Petersburg, Florida, Julia Louise Ross of Flint, Neva Bryant Keys of Elsie and Evelyn Putnam of St. Johns. Helen Vauconsant of St. Johns was also a guest for the 55th anniversary of their graduation.

They enjoyed a luncheon at Some Place Else Restaurant, south of St. Johns and returned to Mrs. Wake-

field's home for an afternoon of recalling memorable events of high school days.

Each guest was given an opportunity to tell of her family and interesting events since the 50th reunion in 1972 at St. Johns.

The hostess called the roll of the senior class from the high school annual "Le Cid" and the guests offered information on their whereabouts and families. They learned that 12 of the graduates died, two were never located and 10 live in other states than Michigan.

The frontispiece of "Le Cid" stated that it was the first annual publication of the senior class of St. Johns High School-1922. It was a picture story with historical information about the school, the students and their teachers and their activities. It was printed by the former Clinton County Republican Press of St. Johns.

Other memorabilia on display were folders from the commencement week of 1922, class pictures, clippings of former reunions, one well-worn class ring with lettering completely gone except for "22" and still being worn after 55 years, Clinton County Normal ground pictures of the years 1923 and 1924 when several graduates completed their first year of teacher training in St. Johns.

There was a copy of "After-Glow" written by E.J. Martin, science instructor of chemistry and physics at St. Johns High School for many years. "Daddy" Martin, as he was affectionately referred to, wrote his autobiography after retirement and presented it to many of his students on special occasions.

The book reflects the spirit of a man who spent many years of his life as an educator and student of science. The St. Johns and Elsie Public Libraries each have a copy of "After-Glow".

burg, Pa., Detroit, Otsego, Grand Ledge, Shepherd, Lansing, Earle, DeWitt, St. Clair Shores, Owosso, Ovid and Elsie.

The other sons and daughters with their spouses, children and grandchildren who attended were: Robert Baese of Ovid; Mary Lou (Baese) Harold of St. Clair Shores; Onalee (Baese) Austin of Otsego; Raymond Baese of Owosso; Richard Baese of Gettysburg, Pa. and Versil Elson, Merle, Lewis, Gale

Baese and Diane (Baese) Bates, all of Elsie. Arrangements for the reunion are simplified by each family bringing meat for their group and potluck and those from a distance come in their campers and used screened-in porches and bedrolls for the weekend.

Last year the families drove to Gettysburg, Pa., for the weekend reunion with the Richard Baese family. The 1978 reunion will be in Elsie with Richard and Di-

ane (Baese) Bates and their children as hosts.

Word has been received of the death of Harold Heideman on Saturday, July 23 in Tallahassee, Florida. He had been in ill health for several months. They lived in Elsie for many years where he was the Standard Oil Distributor.

Mrs. Heideman resides at 4816 Chalmette Blvd., Tallahassee, Fla. 32303.

Members of the Fowler Jaycee Oktoberfest Committee meet to plan the Oct. 1-2 harvest festival event. The German festival will be held at the Fowler Conservation Park.

## Fowler Jaycees set two-day Oktoberfest

A traditional German Oktoberfest harvest festival is being planned by the Fowler Jaycees for Oct. 1-2 at the Fowler Conservation Club. The celebration will in-

clude German music, food, beer, wine and dancing. Both days will adhere to the German ethnic tradition with a gigantic ten in the center of the festivities.

Two bands are scheduled to play and food will include homemade German sausage, potato salad, sauerkraut and pretzels.

Admission will be commemorative buttons which may be purchased for \$1 from Jaycees during pre-sale and the days of the event. The buttons are good for the entire event.

The Oktoberfest will be from 4 p.m. until 1 a.m. Saturday from noon until midnight Sunday.

Members of the Oktoberfest committee are Al Pohl, chairman; Tim Fink, entertainment; Jerome Pohl, finance; Jake Kline, food and beverage; Paul Goerge, equipment; Don Evitts, advertising and publicity; Brian Koenigsnecht, traffic coordinator and Steve Feldpausch, manpower.

### KARBER BLOCK CO.

SAND-GRAVEL-BLACK DIRT-MORTAR SAND

RADIO DISPATCH SERVICE

**READY MIX** PH 224-2327

ST. JOHNS

## NOTICE OF SPECIAL ELECTION

NOTICE OF SPECIAL ELECTION OF CLINTON COUNTY INTERMEDIATE SCHOOL DISTRICT, MICHIGAN TO BE HELD AUGUST 16, 1977

TO THE ELECTORS OF BATH COMMUNITY SCHOOLS, CLINTON AND SHIAWASSEE COUNTIES, MICHIGAN, WHO ARE REGISTERED IN THE CITY OR TOWNSHIP IN WHICH THEY RESIDE.

Please Take Notice that a special election of Clinton County Intermediate School District, Michigan, will be held on Tuesday, August 16, 1977, in Bath Community Schools, Clinton and Shiawassee Counties, Michigan.

THE POLLS OF ELECTION WILL OPEN AT 7:00 O'CLOCK, A.M., AND CLOSE AT 8:00 O'CLOCK, P.M.

The following proposition will be submitted to the vote of the electors qualified to vote thereon at the special election:

**AREA VOCATIONAL - TECHNICAL EDUCATION PROPOSITION**

Shall Clinton County Intermediate School District, state of Michigan, establish an area vocational - technical education program which is designed to encourage the operation of area vocational-technical education programs if the annual property tax levied for this purpose is limited to 1.95 mills (\$1.95 on each \$1,000.00 of state equalized valuation)?

If the above proposition receives a favorable vote, the Intermediate School District intends, during the first two to three years, to use the funds derived from the levy of the above millage for the construction of an area vocational-technical building. The estimated cost of said vocational education building facility is One Million, Nine Hundred Thirty-Nine Thousand, Three Hundred and Seventy-Four Dollars (\$1,939,374). The Intermediate School District has received a precommitment from the Michigan Department of Education on a vocational educational center building grant. Said building grant will be in the amount of approximately Nine Hundred Sixty-Nine Thousand, Six Hundred and Eighty-Seven Dollars (\$969,687). If a favorable vote is received on the above millage question, the federal grant monies, together with monies raised from the levy of the above millage, will be used to construct the vocational education facility.

THE VOTING PLACE IS AS FOLLOWS:

Small all-purpose room in the Elementary School.

All school electors who are registered with the city or township clerk of the city or township in which they reside are eligible to vote at this election.

This Notice is given by order of the Intermediate School Board of Clinton County Intermediate School District, Michigan.

*William R. Fouch*  
Secretary, Board of Education of Bath Community Schools, Clinton and Shiawassee Counties, Michigan

Mr. and Mrs. Duane La Sarge and Brian, Carey Payne and daughter, Melissa, visited Jerry La Sarge at Ft. Benning, Ga. last week. They spent a day sight-seeing in Plains, Georgia.

Mrs. Geraldine Boomer and Mrs. Ethel Hoyer spent last week touring northern Michigan.

Eugene Stoddard and friend called on his aunt Mamie O'Connell Sunday.

Those spending the past week camping at Coldwater Lake were: Mr. and Mrs. Robert Huhn and family, Mr. and Mrs. John Barker and Mrs. and Mrs. Virgil Tait and Kathy.

Harold Smith spent Monday visiting his sister Marjorie Smith at the Clark Memorial home in Grand Rapids.

Mrs. Pauline Cusack is recuperating at Crystal Lake after undergoing surgery recently at Carson City Hospital.

Mrs. Loretta Cowman accompanied Mr. and Mrs. Kenneth O'Grady to Chicago on Thursday where she visited relatives until Sunday.

Julia Cunningham and Rose Ballinger and Marie Grace, of Ionia, spent last week vacationing at Houghton and Higgins Lake.

Mr. and Mrs. Clifford

## Hubbardston area news

O'Grady, Shaun and Sheila attending the Detroit Tigers baseball games.

### CLUB ROMA ROUND LAKE

Friday, August 12

**'Fish & Spaghetti Dinner**

With Salad Bar

All You Can Eat

\$2.50

Saturday, August 13

**THE FLORENCE CANFIELD TRIO**

9:30 - 1:30

Sunday, August 14

**THE DIXIELAND EXPRESS**

7-11

FOR RESERVATIONS CALL 651-5308

The home made patchwork quilt given by Mrs. Maude Craven and quilted by Mrs. Ida Hammond for the Historical Room of the Elsie Public Library found Mrs. Leila Wilson holding the lucky ticket. The drawing was held on the recent Side-Walk Sale on the Elsie Library Lawn. Proceeds will be used for equipment. The report of the Ice Cream Social will be given at the next meeting of the EPL Historical Ass'n on Tuesday evening, August 16 at 7:00 p.m.

Mr. and Mrs. Walter Engebretson of Sun City, Arizona have spent several weeks with Mr. and Mrs. Manley Engebretson during his brother's illness and hospitalization. They left early Saturday morning for Wisconsin, where they formerly lived, and will spend a week there before returning to Sun City.

Mr. M. Engebretson is much improved and able to be out-of-doors.

When the Baese Family meet for their annual reunion, it is called Baese Barbecue. The date of July 24 was chosen by the twelve sons and daughters of the late Mrs. Onas (Thelma) Baese in honor of her birthday, and her children take turns hosting the occasion.

This year it was held at the home of the Owen Baese family, south of Fowler on Wright Road with 115 people present from Gettys-

**R. E. BENSON**

**PLUMBING & HEATING**

106 N. Clinton  
St. Johns  
Phone 224-7033

**3 MASTER PLUMBERS**

American-Standard Plumbing, Hot Water Heating

Lennox Warm Air Heating and Air Conditioning

CUSTOM SHEET METAL SHOP

47 Years Same Address

### REPORT OF CONDITION

Consolidating domestic subsidiaries of the

delete whichever caption is inapplicable

Central National Bank of St. Johns

In the state of Michigan at the close of business on 30 June 1977

Published in response to call made by Comptroller of the Currency, under title 12 United States Code Section 161

Charter number 15420 National Bank Region Number 7

NAME OF BANK: Central National Bank of St. Johns CHARTER NUMBER: 15420

BALANCE SHEET at the close of business on June 30 1977

INFORMATION ABOVE LINE NOT TO BE PUBLISHED		Thousands of dollars
Statement of Resources and Liabilities		INCREASES
Cash and due from banks	2,701	2,701
U.S. Treasury securities	3,516	3,516
Deposits of other U.S. banks, agencies and corps.	5,893	5,893
Obligations of States and political subdivisions	466	466
Other bonds, notes, and debentures	44	44
Federal Reserve stock and corporate stock	-	-
Trading account securities	-	-
Federal funds sold and securities purchased under agreements to resell	22,249	22,249
Loans, Total (excluding unearned income)	108	108
Less: Reserve for possible loan losses	-	-
Loans, Net	108	108
Direct lease financing	-	-
Bank premises, furniture and fixtures, and other assets representing bank premises	194	194
Real estate owned other than bank premises	31	31
Investments in unconsolidated subsidiaries and associated companies	-	-
Customers' liability to this bank on acceptances outstanding	-	-
Other assets	4,530	4,530
<b>TOTAL ASSETS</b>	<b>39,681</b>	<b>39,681</b>
Demand deposits of individuals, partnerships, and corps.	4,448	4,448
Time and savings deposits of individuals, partnerships, and corps.	22,201	22,201
Deposits of United States Government	92	92
Deposits of States and political subdivisions	8,031	8,031
Deposits of foreign govts. and official institutions	-	-
Deposits of commercial banks	-	-
Other liabilities	1,910	1,910
<b>TOTAL DOMESTIC DEPOSITS</b>	<b>35,110</b>	<b>35,110</b>
Total demand deposits	6,038	6,038
Total time and savings deposits	29,072	29,072
Total deposits in foreign offices	-	-
<b>TOTAL DEPOSITS IN DOMESTIC AND FOREIGN OFFICES</b>	<b>35,110</b>	<b>35,110</b>
Federal funds purchased and securities sold under agreements to repurchase	500	500
Liabilities for borrowed money	-	-
Mortgage indebtedness	-	-
Acceptances executed by or for account of this bank and outstanding	-	-
Other liabilities	918	918
<b>TOTAL LIABILITIES (excluding subordinated notes and debentures)</b>	<b>36,528</b>	<b>36,528</b>
Subordinated notes and debentures	300	300
Preferred stock No. shares outstanding (par value)	-	-
Common stock No. shares authorized	78,430	78,430
b. No. shares outstanding (par value)	68,430	68,430
Surplus	800	800
Undivided profits	1,275	1,275
Reserve for contingencies and other capital reserves	94	94
<b>TOTAL EQUITY CAPITAL</b>	<b>2,853</b>	<b>2,853</b>
<b>TOTAL LIABILITIES AND EQUITY CAPITAL</b>	<b>39,681</b>	<b>39,681</b>
Average for 30 calendar days ending with report date:		
Cash and due from banks	1,921	1,921
Fed. funds sold and securities purchased under agreements to resell	65	65
Total loans	21,786	21,786
Time deposits of \$100,000 or more in domestic offices	6,423	6,423
Total deposits	35,360	35,360
Fed. funds purchased and securities sold under agreements to repurchase	259	259
Liabilities for borrowed money	-	-
<b>TOTAL ASSETS</b>	<b>39,253</b>	<b>39,253</b>
Standby letters of credit (outstanding as of report date)	31	31
Time certificates of deposit in denominations of \$100,000 or more (outstanding as of report date)	6,052	6,052
Other time deposits in amounts of \$100,000 or more (outstanding as of report date)	596	596

U. S. Government Securities of \$2,500,000.00 were pledged at 6/30/77 to secure Public Deposits of \$400,000.00 of Treasurer of the State of Michigan and for other purposes.

I, Harold M. H. Wellman  
President

of the above-named bank do hereby declare that this Report of Condition is true and correct to the best of my knowledge and belief.

*Harold M. H. Wellman*  
July 29, 1977

We, the undersigned directors attest the correctness of this statement of resources and liabilities. We declare that it has been examined by us, and to the best of our knowledge and belief is true and correct.

*Paul W. Hols*  
Directors



Rich Synder presents Rosaline Theis of Fowler with her first prize television following Kurt's Appliance 12th anniversary sale drawing.

## Proposed legislation would permit tax free savings for buying home

Washington, D.C.—Congressman Al Cederberg, is among 40 legislators sponsoring legislation which would make it easier for first time home buyers to save for a down payment.

"The goal of this legislation," according to Cederberg, "is to make home-

ownership a reality for the average American, especially the thousands of young families and single individuals wishing to buy their first home."

Cederberg's bill would permit these home buyers a break through a tax-free

savings account. A home buyer could save up to \$2,500 a year in an individual Housing Account, with a maximum of \$10,000. The money saved in an individual Housing Account would be deductible for federal income tax purposes and the interest income would be exempt from taxation.

"Home ownership has traditionally been a way of life for Americans," commented Cederberg. "It has been an important factor in creating solidarity in our society. Now only about one-fourth of all U.S. families can afford to buy the average new home."

Cederberg's bill also provides for graduated monthly mortgage payments, which would reduce payments during the early years of a mortgage and increase them gradually during later years. This tilts the mortgage payment stream so that it more closely corresponds to a typical family's income growth over a period of years.

"This is not a give away program. It provides positive incentive for saving by first time home owners, thus making individual home-ownership affordable to young Americans," concluded Cederberg.

Despite campaign promises to the contrary, the "spoils system" remains alive and well in the selection of U.S. Attorneys. President Carter promised during his campaign, "All federal judges and prosecutors should be appointed strictly on the basis of merit, without any consideration of political aspect or influence." But Attorney General Griffin Bell, when explaining the firing of Detroit U.S. Attorney Philip Van Dam who had almost three years remaining in his appointed term, meekly stated: "We had an election last November and the Democrats won."

From all indications in this instance, it appears that President Carter's appointment of the 94 U.S. Attorneys across the nation will be based on political patronage rather than considerations of merit. Traditionally,

the President has sought out and received the recommendations of the key political party officials of the state in which the U.S. Attorney was to be nominated. With some notable exceptions, the resulting nominees, while possessing the correct party credentials, have often been mediocre and lackluster. Because their positions have been considered political plums or stepping stones to future economic success, the majority of the appointees have played it safe by prosecuting only minor criminal offenses.

The primary reason why the corps of U.S. Attorneys is filled with so many complainant mediocre people, who meet but often do not exceed general standards of legal competence, is the way they are selected. They are, quite simply, products of the political process and reflect both the good and bad

elements of that system. **NEED FOR REFORM**  
While the selection of U.S. Attorneys based on political considerations is not necessary evil, or means that the nominee lacks the ability to do the job well, it has inherent shortcomings. Although they are nominated for a term of four years, they generally serve only an abbreviated period because of the political nature of the selection process. Because of this uncertainty in addition to the fact that U.S. Attorneys are scattered across the country and often have different case interests and career ambitions, the Justice Department seldom bothers to consult their views on subjects concerning litigation. Moreover, by the time an U.S. Attorney acquires some competence, he is usually on the way out.

Presently, U.S. Attorneys have a predilection for trying criminal, as opposed to civil, cases. The reasons for this emphasis can be blamed on demands of the court, publicity seeking and cops and robbers impulses by the U.S. Attorneys, or increased sophistication of civil cases. Regardless, it is a fact that some U.S. Attorneys spend as much as 90 percent of their time on criminal cases even though over 50 percent of their pending cases are civil.

The work of the U.S. Attorney's offices has come under increasing judicial criticism regarding the effectiveness of federal criminal prosecution. Many judges have cited the staffing of the offices as one reason for a decline from 85 percent to 68 percent in the rate of federal convictions.

**MERIT SELECTION**  
It is time that the position of U.S. Attorney was placed in the Civil Service and political influence was eliminated from the appointment process. I intend to introduce a bill which would require U.S. Attorneys to be appointed by the Attorney General in the same manner as all other attorneys in the Department of Justice, that is on a merit basis alone.

The U.S. Attorney position has been described as a mini-Attorney General because within each federal judicial district, it represents the United States. But responsibility of this extent demands professionalism, not a sliding scale of competence based on politics as usual. For the benefit of all citizens, the judicial "spoils system" must be terminated.

### DeWitt resident youth worker in Indiana

GREENVILLE, S. C.—Chris Bernard McNeilly, a 1977 graduate of Bob Jones University in Greenville, S. C., and a native of DeWitt, has accepted a position as youth worker in Fairhaven Independent Baptist Church and will also be on the faculty of Fairhaven Christian Academy in Chesterton, Ind.

A 1973 graduate of DeWitt High School, McNeilly is

the son of Mr. and Mrs. Charles McNeilly of 311 Franklin Street, DeWitt. He received the bachelor of arts degree in Bible from the South Carolina school in June.

While a student at BJU, McNeilly was a member of Pi Kappa Alpha Literary Society and was selected to appear in the 1976-77 edition of "Who's Who Among Students in American Universities and Colleges."

tion and a \$1000 college scholarship.

The association strives to honor outstanding students for leadership, service, and contributions to their school and community. A very small percentage of cheerleaders nationwide receive this high honor.

### Ovid-Elsie student honored

Stacy Marie Schoendorf, a cheerleader at Ovid-Elsie High School, has been recognized by the Association of Distinguished Young Americans (ADYA) as a member of Who's Who Among American High School Cheerleaders.

The honoree is eligible for ADYA All-American recognition

### Four from county earn WMU honors

More than 520 recent high school graduates have been offered Western Michigan University academic scholarships for enrollment here next fall. The stipends will range from \$100-700 a year, depending on financial need, and are renewable over four years if a student maintains satisfactory grades.

Administered by the WMU office of Student Financial Aid and Scholarships, the scholarship program, which is funded by WMU, is intended to reward academic excellence and help alleviate the financial needs of students and their families.

Students from the St. Johns area include: Sonja S. Black; 2400 Green Rd.; Terry Ballinger, 1700 E. Townsend; and Linda M.

Dubay, 400 County Farm Rd.

## Milliken to attend Dick Allen barbeque

Governor William G. Milliken tops the list of governmental leaders who will be attending the Gratiot Republican Barbecue at the Allen Farm, outside Ithaca, Thursday, Aug. 18.

from U.S. 27. (Also identified as the State Police Post exit.) Serving will start at 6 p.m., with tickets available for adults at \$5, and children under 12 for \$2.50.

According to State Senator Dick Allen, the annual event—which brings together residents from all over the 10th Congressional District—again this year, will feature ground sirloin, charcoal grilled in the open air, and served with the area's choice sweet corn and fresh tomatoes, along with beverage, and an array of farmgrown trimmings.

Richard Goostrey, County Republican Chairman, said that in addition to Governor Milliken, other state and national figures will attend the Barbecue, and he added, "Even though these governmental leaders will be in attendance, we are adhering to our traditional format of no speech-making. We will have a Home Baked Goods Auction."

"Throughout the years the atmosphere in the picturesque setting of the Allen Farm lawn, has allowed everyone to enjoy informal talks with the governor and other state and national leaders, and we're going to stick to that format," he continued.

Goostrey explained that the barbecue is planned for the out-of-doors, but that facilities at the Allen Farm provides for the event to be held under cover, without interruption, if the weather should happen to be bad.

Music will be provided throughout the evening by the Dave Bailey Quartet Band of Ithaca. Additional entertainment for all age groups by Dennis Cooper's "Bucking Mechanical Bronco."

The Allen Farm is two miles north of Ithaca, just east from the Polk Road exit

## Cancer's warning signals:

1. Change in bowel or bladder habits.
2. A sore that does not heal.
3. Unusual bleeding or discharge.
4. Thickening or lump in breast or elsewhere.
5. Indigestion or difficulty in swallowing.
6. Obvious change in wart or mole.
7. Nagging cough or hoarseness.

If you have a warning sign, see your doctor!

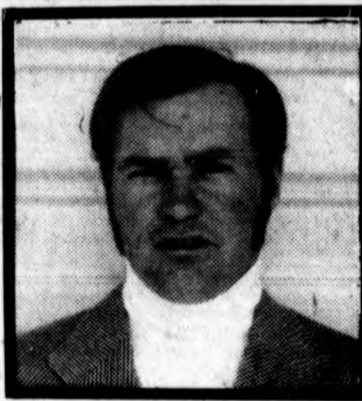
**AMERICAN CANCER SOCIETY**

This space contributed by the publisher.

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our workmanship and our price.

**Dennis Phillips urges a YES VOTE August 16, 1977**



Dennis Phillips, fruit grower and farmer in Essex Township, 818 W. County Line Rd., St. Johns, Michigan, endorses a YES VOTE for the August 16th, millage proposal.

I believe the St. Johns Public Schools must continue to provide opportunities which will enable our children to master the basic skills or reading and communicating.

Without the renewal of 17.75 mills and the additional 1.75 mills such basic education for our children cannot be maintained. I, therefore, am supporting the millage proposition and urge all citizens to VOTE YES for kids on Aug. 16th., 1977.

I further believe that the total instructional program must continue to recognize individual differences and provide alternative learning programs, where possible, that will challenge each child to achieve certain educational goals to the full extent of his capabilities.

Paid for by citizens committee—Anthony Kuntz, Chairman

**GRATIOT REPUBLICAN FARM BAR-B-Q**

**Governor William G. Milliken**  
**Thursday, August 18 6-10 p.m.**

**\$5 adults**  
**\$2.50 kids**

ALLEN FAMILY FARM, 2 MILES N. OF ITHACA,  
US-27, POLK ROAD EXIT  
Sponsored by Gratiot County Republicans

**CARSON FARM SERVICE**  
John Deere Sales and Service  
Carson City - Ph 584-3550

<b>USED LAWN TRACTORS</b> J.D. 56 Rider I.H. 127 Hydro Several other used riders	<b>SPREADERS</b> J.D. 40 I.H.C. 3 beater
<b>TRACTORS</b> J.D. 70 J.D. 60 I.H.C. 444 J.D.A. 8N FORD J.D. 430 Allis Chalmers W.D. MASSEY FERGUSON 65 Diesel	<b>DRAGS</b> I.H.C. 18 ft. 3-pt. SEVERAL USED PULL DRAGS
<b>DISCS</b> M.F. 52-21 Ft. Kewanee 12 ft. CASE 8 ft. CASE 14 ft. J.D. 12 ft. RW	<b>HAY TOOLS</b> FORD 532 with ejector 2-J.D. 16A Rotary choppers J.D. 480 Mower- Conditioner N.H. 270 Baler J.D. 38 Chopper New Holland 717 Chopper I.H.C. Trailer-Mower Kewanee 41 ft. Elevator Several Semi-mount Mowers GRUESBECK Forage
<b>GRINDERS-MIXERS</b> J.D. 400	<b>WHEEL DRAGS</b> Brillion 18 ft. I.H.C. 20 ft. Speedy 20 ft. Brillion 24 ft. Hydro- harrow w/leveler
<b>FIELD CULTIVATORS</b> J.D. 14 ft. 3 pt. glenco 20 ft. J.D. 8 ft. CCA	<b>PLOWS</b> J.D. 3-14 Trailer J.D. 3-14 Mounted J.D. 145 6-16 Semi- mounted M.F. 6-14 Semi- mounted Oliver 6-16 Semi- mounted Kverland 7-18 on land M.F. 3-16 Mounted

**"An extra \$200 a month?"**




The self-employed can set up their own retirement plan, the Keogh Plan passed by Congress-tax free, including earnings, until withdrawn. The Jim McKenzie Agency offers the Keogh Plan as a retirement annuity-see us about it.

Contact: Mike Welsh  
212 N. Clinton  
Ph: 224-2479

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LIFE - HEALTH  
DISABILITY - RETIREMENT

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Help Wanted 1, Jobs Wanted 3, Real Estate 4, Automotive 11, Farm Machinery 18, Misc. Wanted 28, Card of Thanks 30, Memoriam 31, Lost & Found 35

WANTED - Competent babysitter for 2 month infant in my new home near Bath Monday through Friday 7:30 a.m. to 5:30 p.m. Own transportation. Ph. Holt 694-1531.

29 YEARS EXPERIENCE - Interior, exterior painting. Complete restoring and repairs, all kinds. Color consultant, Professional work only houses & offices. Excellent references. Call Terry Wohler 332-6368 or 321-5355. GCCN 30-40 t/n

THE CHOICEST PRICE IN TOWN House is located in Carland-Take Carland Road north to Juddville Road. Turn right to 6860 West Juddville Road.

FOR SALE-1970 Ford 1/2 ton pickup truck, low mileage, runs good. \$500. Ph. daytime 834-2751, evenings 651-5920.

FOR SALE-New Holland 890 Chopper with 2 row narrow corn head with electric cab controls. New Holland No. 27 whirl-a-feed blower and a Glencoe 7 tooth soil saver.

WANTED-OLD POST CARDS OF THE EARLY 1900-1920's. Willing to buy or trade. Call 224-2361 days or 224-7051 nights.

I wish to thank my family, friends and neighbors for the gifts and cards. A special thanks to Annette Wilson for her thoughtfulness which made my 81st birthday such a joyous and remembered occasion. Sincerely Earl Miller.

In memory of Frank A. Van Amburg who passed away 11 years ago Aug. 4, 1966. Gone but not forgotten. His family. 32-1-p-30

WANTED-Bookkeeper, experience necessary. Apply only if interested in long term employment. Send resume to Box E, Clinton County News, St. Johns.

DO YOU NEED HELP with painting, canning, house-keeping, washing windows, yard work, any type of odd jobs? Call 224-8285 9-2 p.m. If no answer 224-4182.

1975 Kawasaki 400 cc Road Bike-SHARP, Egan Ford Sales, Inc., St. Johns, Phone 224-8266.

1975 Thunderbird-air conditioning and all the extras. Only 24,000 one-owner miles, Egan Ford Sales, Inc., St. Johns, Phone 224-8266.

FOR SALE-SWEET CORN. Kids selling to buy school clothes. 60 cents doz or by the bushel. 1 mile S. of 21 on Shepardsville Rd. 834-2621.

ANTIQUE WANTED - Furniture, carpets, guns, coins, jewelry, tools, crocks, jugs, dishes, household & collectible items, including furniture in need of refinishing.

The family of Clyde Lapham wishes to thank our relatives, neighbors, and friends for flowers, cards, Heart Fund contributions, and food. Special thanks to Rev. Carson for his comforting words and to Mrs. Robert Taylor and Mrs. Harry Northrup, who served the meal. Thanks to the Clinton County Ambulance Service and the Osgood Funeral Home for their services.

LOST: In St. Johns City SW side Neutered male Siamese cat. Friendly, missed by childless couple, needs medication. If whereabouts is known, please call 224-6261 or 608 W. Cass. 31-1-DH

PROPERTY APPRAISERS-Clinton County Equalization Dept. Experience desirable. Ability to meet State Certification mandatory. Send resume to Administrative Services, Courthouse, St. Johns, MI. 48879.

NELSON PAINTING-Specializing in barns. Commercial and residential. 19 yrs experience. Free estimates, references. 393-4527.

10 acres Kalkaska-Mancelona area, beautiful pines and hardwoods, electricity available, remote, excellent hunting and fishing location, \$4995 with \$500 down and \$50 per month on 8 per cent land contract.

1970 CHEVROLET Impala, V8, automatic, radio, air. Engine completely overhauled. \$1,000. Phone 224-2361 or 224-2545 after 6 p.m.

FOR SALE-male type Holstein Springing Heifers, good quality, vaccinated for red nose and bangs. Good selection. Will deliver on approval. Ph. 414-788-3332.

WANTED TO BUY-Electric toy trains, American Flyer & Lionel. Will pay cash. Ph. 393-9774.

We wish to thank our friends and relatives for helping us celebrate our 45th wedding anniversary by their attendance, cards, gifts and good wishes. A special thank you to Fr. Bernard Beahan for the mass, to our children and Grandchildren for the lovely party and everything making our anniversary such a special occasion.

LEGAL NEWS State of Michigan Probate Court for the County of Clinton, in the matter of David and Raymond Ettinger, Minors.

HELP WANTED-AUTO MECHANIC: must be experienced and someone looking for long term employment. Send resume to Box E, Clinton County News.

FURNITURE STRIPPING, repair & refinishing at very competitive rates. For your furniture's protection, I hand strip only. Call for free estimate. Free pick-up and delivery. Also buying antiques & good used furniture.

1974 Ford 12 passenger club wagon, V-8 automatic, power steering, power brakes, Egan Ford Sales, Inc., St. Johns, Phone 224-8266.

FOR SALE-1965 GMC Pickup 6 cyl. stick shift. In good running condition. \$300 or best offer. Call 838-2359 or 838-2505.

FOR SALE-GERMAN SHEPHERD PUPPY, very friendly, needs good country home. Best offer. Ph. 224-4136.

WATCH REPAIR SERVICE Now there is a repair service for Timex Watches in your area. All work is guaranteed and we give you a free estimate before repairs.

I would like to thank everyone for all of the visits, cards and prayers while I was in the hospital. Special thanks to those who assisted at the scene of the accident, Steven Todd Curtis.

State of Michigan In the Probate Court for the County of Clinton, in the matter of David Ettinger and Raymond Ettinger, minors. Order to Answer File No. 3946.

YOU GET IT ALL AT GRAY Lansing's best selection. New, Used & Re-possessed. 12 & 14 feet wide, 60 & 70 feet long, doublewides too.

3-bedroom house for sale. Kitchen with breakfast nook, double oven stove, dish washer. Dining room and den, one car garage, 8x16 storage shed, large cement drive, patio, fenced in back yard. Lot on corner. 300 Lindy Lane, St. Johns.

CABIN FOR SALE-Harrison near Budd Lake. 2-bedrooms, 1/2 bath, partially furnished, reasonable. Also 1967 Ford Falcon \$300. Call 224-2745 after 3 p.m.

1974 OLDS DELTA 88-4 door, hard top, power steering, power brakes, air, tilt wheel, vinyl roof, power door locks. ONE OWNER; Egan Ford Sales, Inc. St. Johns. Phone 224-8266.

WE NEED A HOME-We're four little kittens and we've heard we had better be out of this house pronto. Call 224-3213 and ask for Diane between 8-5, after 5 call 224-2545.

ATTENTION BOWLERS! Now openings for Sunday mixed leagues. Ph. 224-6138.

The family of Robert Pettit wishes to express our thanks to all who were so thoughtful and kind to us at the time of our bereavement. Thanks to our relatives, neighbors and friends for flowers, cards, prayers, memorial gifts and food brought in. A special thanks to the Oddfellows and Rebekahs of St. Johns and the Eastern Star and Masons of Lyons for the special services and dinner. May God bless each one of you.

Wanted To Buy LAND CONTRACTS Call or write Ford S. LaNoble LaNoble Realty Company 1516 East Michigan Ave. Lansing, Michigan 48912

GRAY Mobile Homes Lansing 1-69 just S. of I-96 Open 7 days 646-6741.

AL GALLOWAY USED FARM EQUIPMENT AND PARTS N. US-27 Phone ST. JOHNS 224-4300

FOR RENT-1976 Dodge motor home, 23 ft., sleeps 6. Phone 647-6539. PGC-15-tfn

FOR SALE - 634 N corn head to fit 105 John Deere combine. Ph. 627-2706. PGC-R-31,32

FOR SALE - One beautifully proportioned 2 1/2 year old Shetland stallion. Call 627-4386 or 627-9057. GPCRT-tfn

FOR SALE-Registered Quarter Horse gelding, 5 yrs. old, 15.6 hands. 669-5682.

Looking for a faith supported Christian School? South Riley Bible School-DeWitt, 1/2 mile East of Francis Rd. on Chadwick Rd. Introducing meetings Aug. 18 & 20 at 7:30. For more information Ph. Rev. Willard Farrier 626-6329.

CASH FOR LAND CONTRACTS Any type of real estate First National Accept., 241 Bldg., East Lansing, MI No commissions or costs Call Free 1-800-292-1550

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FARM EQUIPMENT With EXPERIENCE I.H. 315 Combine Ford 6,000 Diesel Tractor I.H. 460 Diesel Tractor J.D. 40 Ton Diesel Tractor J.D. 300 Industrial Motor tractor N.H. 676 Tandem Axle Spreader Fox 3,000 Chopper 2 heads, 4 yrs. old NEW New Idea Pickers & Shellers in Stock

6 MONTHS FREE RENT Call us & see how you can get up to 6 months free rent MOVE YOUR MOBILE HOME TO ST. JOHNS MOBILE HOME VILLAGE NOW! WE WILL PAY MOVING COSTS LARGE LOTS, PAVED ROADS, CITY SEWER AND WATER, NATURAL GAS Lots for any size coach, 10-12-14 or Double Wide. We will pour special pads for Double Wides. ST. JOHNS MOBILE HOME VILLAGE 609 N. Morton Phone 224-7913

USED EQUIPMENT J.D. 4430 Tractor with sound guard body. IHC. 1566 Tractor with cab and duals. I.H.C. 756 Tractor with wide front. J.D. 4020 Diesel tractor with cab. I.H.C. 300 Tractor with fast hitch. J.D. 6600 Combine with corn head. J.D. 95 Combine with cab and corn head. MARTIN Bean Header to fit a J.D. 55 SP Combine. M&W 18.4x34 snap on duals. J.D. Model F145 Plow 5-16 in. I.H.C. Vibra Shank Field Cultivator. 35 tooth. LAETHEM'S, INC. 1365 E. Monroe Road St. Louis, MI. Phone (517) 681-5771

OWOSSO IMPLEMENT CO. 3495 W. M-21, Owosso Phone 723-7323

# Legal News

Moore, Guardian ad litem of David Ettinger and Raymond Ettinger, against Carl Sue Ettinger, the natural mother of said minor children, in Court alleging that the aforesaid two children were dependent and neglected children. It is ORDERED that Carl Sue Ettinger shall answer said charges by appearing in the probate Court for the County of Clinton on August 30, 1977 at 10:00 in the forenoon. Failure to comply with this order will result in the aforesaid two children being declared dependent and neglected children and all parental rights being severed permanently.

TIMOTHY M. GREEN,  
Probate Judge 31-4

### LEGAL NOTICE

**CLINTON COUNTY ZONING COMMISSION.** Notice is hereby given that a Public Hearing will be held in the Courthouse, St. Johns, Michigan on Thursday, August 18, 1977, at 8:00 P.M.

LED W. CORKIN  
Circuit Judge

THE PUBLIC HEARING WILL BE HELD ON THE FOLLOWING DESCRIBED PROPERTY:

**PURPOSE:** An application for a Special Use Permit has been filed by Jay Heber, on behalf of the Clinton County Road Commission, in order to allow the construction of a new Road Commission Building in an A-1, Agriculturally Zoned District.

**LEGAL DESCRIPTION:** A parcel of land beginning NO degrees 34' W. 1.940 ft. and S. 89 degrees 57' W. 1.400 ft. from the SE cor. of Sec. 28, T7N-R2W, Bingham Township, Clinton County, Michigan, thence S. 89 degrees 57' W. 1200.0 ft.; thence NO degrees 34' W. 626.0 ft.; thence S. 89 degrees 57' W. 1304.7 ft.; thence NO degrees 34' W. 100 ft.; N89 degrees 57' E. 2504.7 ft.; SO degrees 34' E. 726.0 ft. to the pt. of beginning, all in the SE 1/4 of Sec. 28, T7N-R2W, Bingham Twp., Clinton Co., Mich., containing 23.0 acres.

Additional information relating to the above stated cases may be examined at the department of Building, Zoning and Soil Erosion, 100 S. Ottawa St., St. Johns, Michigan between 7:00 a.m. and 5:00 p.m. of any day Monday through Friday.

Interested persons are requested to appear and voice their opinions. A field trip will commence at the Zoning Office view the sites on Wednesday, August 17, 1977, at 9:00 a.m.

J. Anthony Nelson,  
Zoning Administrator 30-1 32-1

State of Michigan  
CIRCUIT COURT FOR  
THE COUNTY OF CLINTON

**BURNEDA SNYDER, Plaintiff, vs BELLE MILLER HENLEY and OPAL M. FISHER** their unknown heirs, devisees, and legatees, in Defendants, 77-214-C.

**ORDER TO ANSWER**  
At a session of said Court held in the City of St. Johns this 25th day of July, 1977.

Present: Hon. Leo W. Corkin, Circuit Judge.  
On the 22nd day of July, 1977, an action to discharge a mortgage was filed by Burneda Snyder against Belle Miller Henley and Opal M. Fisher, their unknown devisees, and legatees, in this Court, to set aside and discharge a certain mortgage recorded in Liber 179 at Page 462, Clinton County Records.

### What do you expect from a lender? CONFIDENCE

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...we understand a growing man's growing plans.

**LARRY ACKERSON**  
MANAGER  
Your Local PCA Planner

**MICHAEL CRUMBAUGH**  
LOAN OFFICER  
PHONE 224-3662  
1104 S. US-27 ST. JOHNS

## LOAD-UP!

Your Trash and Garbage and bring it to the Tri-County Transfer Station

Open 6 days a week  
8:00 a.m. to 5:00 p.m.

REASONABLE RATES

Located on the corner of US 27 and Kinley Rd.  
For information call 224-8059

It is HEREBY ORDERED that the defendants Belle Miller Henley whose address is unknown, and Opal M. Fisher, whose address is Ovid, Michigan, their unknown heirs, devisees, and legatees, shall file answer or take such other action as may be permitted by law, on or before October 3, 1977. Failure to comply with this Order will result in a judgment by default being taken against said defendants for the relief prayed for in the complaint filed in this Court. The relief prayed for is to discharge a certain mortgage covering property known and described as: All that part of the West 1/2 of the Northwest 1/4 of Section 27, T6N, R1W, lying North of Grand River Road, also known as Trunk Line M104, Victor Township, Clinton County, Michigan.

It is further ORDERED that a copy of this order shall be published in the Clinton County News for five consecutive weeks and that a copy thereof shall be forwarded to the last known post-office address of the defendants.

Russel A. Lawler P16458  
Attorney for Plaintiff  
200 Hollister Building  
Lansing, MI 48933 31-5

ATTENTION CITY  
OF DEWITT RESIDENTS  
City Refuse Collection Program Changes.

Beginning August 17, 1977, it will no longer be necessary to purchase "city trash bags" to obtain city refuse collection service. Refuse collection service will now be provided to all single family and duplex residential units within the City of Dewitt without need for city trash bag purchase, as in the past, occupants of multiple residential units, business, commercial, or industrial establishments will make independent arrangements for refuse collection.

All refuse accumulated incidental to the normal use of residential premises will be collected, providing that it is left in approved containers near the public road contiguous to the front yard of the premises or in such other locations as may be approved by the City.

Approved containers are:  
1. Common covered plastic or metal refuse cans with a capacity of not greater than thirty (30) gallons.

2. Durable plastic or paper bags of the same capacity. All such containers, when placed for pick-up, shall be tightly secured by a water-tight lid or tied top.

In addition to a normal week's accumulations of household refuse, up to four containers of leaves, grass, brush or branches may be left for pick-up on collection day. The size of branches and any other pieces of wood must be no greater than three (3) inches in diameter and three (3) feet in length.

The regular day for refuse pick-up will be on Wednesday of each week. Any collection day which coincides or is preceded by the same week by a general holiday shall result in collection on the following day.

Each residential unit will be assessed \$2.75 per month to support the refuse collection program. Billing will be made in conjunction with quarterly sewer charges or by separate billing to premises not served by sewer service. Studies indicate that this rate will result in a savings to the average Dewitt homeowner currently using city trash bags or contracting independently. (Under the present system, all Dewitt taxpayers are paid for about one-third of the cost of the city trash bag program through their property taxes—whether or not they participated in it.)

The new city refuse collection program is modeled after successful municipal refuse collection programs in other Michigan cities such as Mason, Webberville, Beling, and St. Johns and reflects the desire of the City to provide an economical, orderly and equitable refuse collection service for Dewitt citizens. Citizens having city trash bags in their possession after the effective date of the new service may continue to use those bags as long as they last or a minimum of five bags may be turned into the City Clerk-Treasurer's office for a full refund.

**LEGAL NOTICE**  
CLINTON COUNTY ZONING BOARD OF APPEALS. Notice is hereby given that a Public Hearing will be held in the Courthouse, St. Johns, Michigan on Monday, August 15, 1977 at 8:00 P.M.

THE PUBLIC HEARING WILL BE HELD ON THE FOLLOWING DESCRIBED PROPERTY:

Case AB-21-77 Bingham Town-

ship. (Tabled 7-18-77)

**LEGAL DESCRIPTION:** Beg. at a pt. 200 ft. E. of the NW cor. of Sec. 34, T7N-R2W, th. E. 204 ft., th. S. 148 1/2 ft., th. N. 111 ft. to the intersection of a line run from the point of beg. to a pt. 300 ft. S. of the NW cor. of said Sec. 34, th. NEly along said line to the place of beg. the aforesaid desc. being a parcel of land in the NW cor. of said Sec. 406 ft. E and W by 148 1/2 ft. N and S, exc. hereunto to Sec. 14, T6N-R2W, owned by the State of Michigan and subject to the easements and restrictions of record.

**PURPOSE:** An application for a variance has been filed by Bernard Esch, 705 S. Oakland Street, St. Johns, Michigan, under Sec. 4.21 of the Clinton County Zoning Ordinance in order to occupy a nonconforming building pursuant to Section 6.30 (E) of the 1971 Clinton County Zoning Ordinance. The variance is requested because of a change of use and occupancy of the nonconforming building which does not meet the required front and rear yard requirements of Section 5.9(5)(7) of the 1971 Clinton County Zoning Ordinance.

Case AB-25-77 Riley Township

**LEGAL DESCRIPTION:** Beg. at a pt. 345' N. of the SW cor. of W 1/2 of NW 1/4 of Sec. 11, T6N-R3W, Riley Twp., th. E 1320', th. N 345', W 1321 ft., S. 345' to point of beginning, containing 10 1/2 acres of land, more or less and subject to easements and restrictions of record.

**PURPOSE:** An application for a temporary housing occupancy permit has been filed by Mrs. Nancy C. McNeilly, 6383 Lowell Road, Rt. 4, St. Johns, Michigan, on behalf of Mrs. Mary Breeden, in order to allow the occupancy of a mobile home on the premises of a Medical Reasons of the 1971 Clinton County Zoning Ordinance.

Case AB-26-77 Olive Township

**LEGAL DESCRIPTION:** (01 98A) Beg. at a pt. 277' E. of SW cor. of S. 50. acs. of E 1/2 of SE 1/4 of Sec. 8, T6N-R2W, th. N. 1650', th. E. 277', th. S. 1650', th. W. 277' to point of beginning, 10.5 acres.

**PURPOSE:** An application for a temporary housing occupancy permit has been filed by Mr. Charles Batterbee, 2162 West Jason Road, Dewitt, Michigan, on behalf of Mrs. Ruth Batterbee, in order to reside in a mobile home pursuant to Section 4.25(2) Medical Reasons of the 1971 Clinton County Zoning Ordinance.

Case AB-27-77 Bengal Township

**LEGAL DESCRIPTION:** Part of the NE 1/4 of the SE 1/4 of Sec. 29, T7N-R3W, Bengal Township, Clinton County, Michigan, described as: Com. at the SE cor. of the NE 1/4 of the SE 1/4 of said Sec. 29, thence N. 350 ft., thence W. 240 ft., thence S. 350 ft., thence E. 240 feet to the point of beginning.

**PURPOSE:** An application for a dimensional variance has been filed by Mr. Stan Weber, 3700 S. Forest Hill Rd., St. Johns, Mich., under Sec. 4.21 Variance of the 1971 Clinton County Zoning Ordinance, in order to construct a 26' wide garage closer to the side yard than required by Sec. 5.9(6).

Case AB-28-77 Olive Township

**LEGAL DESCRIPTION:** W 1/4 of NW 1/4 of Section 34-Olive Township.

**PURPOSE:** An application for an appeal has been filed by Dale R. Heavener, 812 E Chadwick Road, Dewitt, Michigan of the Enforcement Officer's order closing a commercial repair shop operation in an A-1, Agriculturally zoned district in violation of the district requirements.

Case AB-29-77 Essex Township

**LEGAL DESCRIPTION:** W 1/2 of SE 1/4 of Section 8, T8N-R3W.

**PURPOSE:** An application for two (2) dimensional variances and an interpretation have been filed by William Jackson, Attorney, on behalf of William Wallace, 8275 W. Hyde Rd., St. Johns, Michigan.

Variance No. 1—Mr. Wallace is requesting a dimensional variance of Section 5.9(5)(g) of the M-2, Heavy Industry Restrictions in order to allow a reduction in the required buffer strip.

Variance No. 2—Also being requested is a variance which would permit the salvage yard to change its boundaries from:

E 1/2 of NW 1/4 of SE 1/4 of Sec. 8, T8N-R3W, Essex Township, Clinton County, Michigan.

TO

NE 1/4 of NW 1/4 of SE 1/4 of Sec. 8, T8N-R3W, Essex Twp., Clinton County, Michigan.

Interpretation—Mr. Wallace is also requesting an interpretation of Sec. 5.58 & 5.59 of the 1971 Clinton County Zoning Ordinance to classify an accessory use, i.e. used car sales lot to the primary use automobile salvage yard which is not specifically mentioned as a part of the use requirements of the M-2 District is accordance with the purpose and intent of the M-2 District.

Case AB-30-77 Watertown Township

**LEGAL DESCRIPTION:** Parcel B-Beg. on the S sec 1n 300' W of the SE cor of Sec 14, T5N-R3W, Watertown Township, Clinton County, Mich.; th W on S sec 1n 150 ft.; th NOO degrees 13'05" W 267 ft.; th E 117 ft.; th NOO degrees 13'05" W 755.33 ft.; th N 20 degrees 55'45" W 168.23 ft.; th NOO degrees 13'05" W 563.57 ft. to the Looking Glass River; th N 28 degrees 21'15" E along the river 713.60 ft.; th N 19 degrees 52'05" E along the river 357.60 ft. to the E sec 1n; th S00 degrees 13'05" E along the E sec 1n 1657.95 ft.; th W 300 ft.; th S00 degrees 13'05" E 917.63 ft. to the p.o.b.; containing 12.731 acres m.1 including land to the water's edge.

**PURPOSE:** An application for a dimensional variance has been filed by Mr. Les Turner, Attorney, on behalf of Mr. George Schultz of 4111 Delta River Drive, Lansing, Michigan, pursuant to Sec. 4.21 of the Clinton County Zoning Ordinance in order to utilize a parcel of land which does not meet the requirements of Sec. 5.67(2) which refers to Section 5.9(2) of the Clinton County Zoning Ordinance.

Interested persons are requested to appear and voice their opinions with respect thereto.

J. Anthony Nelson,  
Administrator 32-1

State of Michigan

The Probate Court for the County of Clinton, Estate of Ida A. Seeger, Deceased, File No. 19713, 1977, at 10:00 a.m., in the Probate Courtroom, Courthouse, St. Johns, Michigan, before the Hon. Timothy M. Green, Judge of Probate, a hearing will be held on the petition of Lawrence C. Seeger, Executor, for allowance of his final account, assignment of residue and discharge of said Executor.

Dated: August 4, 1977  
Attorney for Petitioner:  
JACK WALKER  
117 E. Walker  
St. Johns, Mich. 48879  
Phone 517-224-3241  
Petitioner  
Lawrence C. Seeger  
1829 E. Clark Road  
Lansing, MI 48906 32-1

**ORDINANCE NO. 88**  
CITY OF DEWITT  
CLINTON COUNTY, MICHIGAN  
REFUSE COLLECTION  
ORDINANCE

**AN ORDINANCE TO PROVIDE FOR THE REGULATION AND COLLECTION OF REFUSE WITHIN THE CITY OF DEWITT, TO GRANT EXCLUSIVE FRANCHISE FOR THE COLLECTION OF REFUSE FROM RESIDENTIAL UNITS AND TO PROVIDE FOR THE PENALTIES FOR VIOLATION THEREOF.**

**THE CITY OF DEWITT ORDAINS:**  
Section 1. From and after the effective date of this Ordinance it shall be unlawful for the owner, occupant of any building, property or premises within the City to dispose of, store, collect, haul or transport, any refuse except in compliance with this Ordinance.  
Section 2. Definitions. For the purpose of this Ordinance the following definitions of terms shall apply:  
(a) Refuse. The word "refuse" is deemed to be: garbage, consisting of animal and vegetable matter; rubbish and trash, consisting of materials such as paper, cans, crockery, feet, rubber, leather, wood, glass, plastics, grass, brush, leaves, and household ashes, all of which are usual to housekeeping;

and any combination of garbage, rubbish and trash as normally collected from residential units.  
(b) Construction and/or demolition materials. "Construction and/or demolition materials" are defined as waste materials resulting from the construction or demolition of structures or buildings, and include materials such as concrete blocks, brick, broken concrete, plaster, shingles, tile, lumber, wire and other similar materials and debris, and waste accumulated from land clearings, roads, streets, sidewalks, and excavations.  
(c) Hauling, transporting and handling. The words "hauling, transporting and handling" shall be deemed to mean the collection, hauling and/or transportation of any materials regulated by the provisions of this Ordinance in or upon the streets and public rights-of-way within the City of Dewitt.

(d) Storage. The word "storage" shall be deemed to mean the accumulation of materials regulated by the provisions of this Ordinance which are awaiting final collection, transportation and disposal.  
(e) City. "City" shall be hereinafter deemed to mean the City of Dewitt, Clinton County, Michigan.

(f) Superintendent. "Superintendent" shall be deemed to mean the head of the City's Department of Public Works or his delegated agent for the purposes of enforcement of this Ordinance.  
(g) Residential unit. "Residential unit" shall be deemed to mean a single-family residential dwelling unit, which presupposes one family occupying a home with cooking and living quarters, a mobile home or trailer, one-half of a duplex, and each apartment residence above a business establishment.  
(h) Multiple residential unit. A "multiple residential unit" shall be deemed to mean an apartment building designed for occupancy by three or more families.

(i) Owner-occupant. "Owner-occupant" shall be deemed to mean any owner, occupant, lessee, tenant, person, corporation, partnership, association, firm and any other legal entity or entities which have control over any building or structures or occupy the same within the City. For the purposes of this Ordinance the primary and initial responsibility for compliance with this Ordinance shall be on the owner-occupant who is actually occupying the premises with the ultimate responsibility to

be placed upon the legal owner, but such responsibility for enforcement and compliance shall be several as well as joint.  
Section 3. Disposal of Refuse. It shall be unlawful to deposit, place, scatter, bury or burn any refuse upon private or public property or premises within the City, in contravention of this Ordinance, and Ordinance No. 48 of Ordinances of the City of Dewitt, as amended, and Ordinance No. 53, as amended, hereof.  
It shall be unlawful for any person, corporation partnership, association, firm or any other entity to collect, haul, transport and/or remove refuse from residential units within the City of Dewitt unless such entity has been first issued a license by the City to do so.  
It shall be unlawful to keep refuse for collection in quantities greater than a week's accumulation typical of residential units. Refuse of one residential unit, or non-residential unit, shall not be brought to another residential unit for collection. Refuse containers shall not be left at the collection site or be visible from the front of the premises on any day other than the collection day.  
It shall be unlawful to place construction and/or demolition materials for collection by the City's licensed hauler.  
Section 4. From and after the effective date of this Ordinance every owner-occupant of any residential unit shall place refuse for collection by the City's licensed hauler as follows:  
(a) Refuse shall be stored in approved containers for collection once each week on the day of the week published by the City for collection of refuse.  
(b) Refuse containers shall be the common garbage can types which shall have capacity of not greater than thirty gallons. Refuse containers may be constructed of galvanized metal or hard plastic. Durable plastic refuse bags or paper bags of the same capacity may also be used. All such containers, when placed for pick-up shall be tightly secured by a water-tight lid or tied top. All containers shall be so securely fastened that when filled the contents will not blow away, spill, or be scattered by animals. All containers shall be in good condition without holes and cracks and

of a durable quality for the purpose intended. The City assumes no responsibility for damages to any containers.  
(c) Refuse containers shall be placed at a position on said premises which is near the public road contiguous to the front yard of the premises, and where practicable not farther than five feet from the traveled portion of the roadway. Refuse containers shall not be placed upon a public sidewalk. Owner-occupants of apartments located above business establishments whose landlords have not made arrangements for refuse removal may place their containers adjacent to the container of the business establishment.  
(d) The maximum weight of any containers when filled for collection shall not exceed sixty pounds, including the weight of the container.  
(e) All refuse containing sharp objects shall be sufficiently wrapped so as to prevent any injury to the collector of such refuse by protrusion through the container.  
(f) The maximum number of containers of leaves, grass, brush or branches which may be collected from any residential unit on any collection day shall be four.  
(g) The size of branches, and any other pieces of wood shall be no greater than three inches in diameter and three feet in length.  
(h) The owner-occupant of multiple residential units, business, commercial or industrial establishments within the City shall make independent arrangements for refuse collection. A special point of pick-up may be approved by the Superintendent at all multiple residential unit complexes.  
Section 5. It shall be unlawful for any person to scavenge refuse left for disposal, and no person shall damage or destroy containers of refuse placed for storage.  
Section 6. The City Council shall in its discretion grant an exclusive franchise and license to a person, corporation, partnership or firm for the hauling, transporting and handling of refuse from residential units within the City. The City Council shall use the competitive bidding process for such purpose and shall make its election based upon the capability, performance and bid price offered by the contractor. The City may engage the services of the contractor pursuant to written contract for a period of one or more years, as

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# Obituaries

## Pearl Thompson

Elsie(c)—Funeral services for Mrs. Pearl E. Thompson, 67, of 10505 E. Hayes Rd. Ashley were held Aug. 8 at the Carter Funeral Home. The Rev. Douglas Jones officiated with burial in Eureka Cemetery.

Mrs. Thompson died Thursday morning at the Ingham Medical Center. She had been ill for two years. Death was attributed to heart failure.

Mrs. Thompson was born in Saginaw County on April 15, 1910, the daughter of Jacob and Latitia Leiner. She resided most of her life in Ashley.

On April 27, 1926, she married Perry Thompson in Chapin Township.

Surviving in addition to her husband are: nine daughters, Mrs. Elberta Jean Makara of St. Johns, Mrs. Bertha Meseraull of Chesaning, Mrs. Florence Thompson of Flint, Mrs. Ruth Ann Ingersoll of Langley Air Force Base, Virginia, Mrs. Rosemary Edwards of Durand, Mrs. Alice Griffin of St. Johns, Mrs. Jean Husted of Fowler, Jane and Patty Thompson of St. Johns; four sons, Carl of Flint, Harry and Melvin of Brant and Earl, also of Flint; Three brothers, George of Chesaning, Harry of Bay City and Paul of Vestaburg; one step-brother, Ellsworth Fowler of Henderson; 42 grandchildren and 13 great-grandchildren.

Three children, two sisters and a brother preceded her in death.

## Raymond Geller

Funeral services were held Aug. 6 at St. Joseph Catholic Church in St. Johns for Raymond I. Geller, 46, 803 Wight St. St. Johns who died Aug. 3 at Clinton Memorial Hospital following a long illness.

Rev. Fr. William Hanker officiated with burial at Mt. Rest Cemetery.

A Bible vigil was held Aug. 5 at Osgood Funeral Home. Contributions may be made to the American Cancer Society.

Mr. Geller was born Oct. 25, 1930 in St. Johns, the son of Joseph and Clare Geller.

A resident of St. Johns all his life, he attended St. Johns School, was a member of St. Joseph Catholic Church and was a maintenance employee at Clinton National Bank and Trust.

He was married May 23, 1953 in St. Johns to the former Laree Desprez, who survives.

Also surviving are two daughters, Mrs. Marie Foote of St. Johns and Marcia Geller at home; son, Mark Geller at home; three brothers, Carl of Eaton Rapids, Stanley of St. Johns and Vincent of St. Johns and one granddaughter, Rebecca Foote.

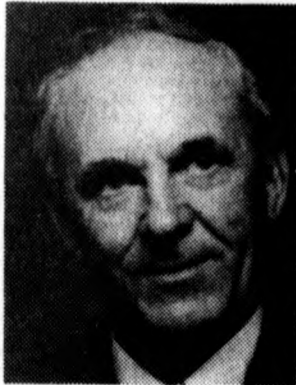
## Lee Agnew

A memorial service was held July 31 at Annapolis, MD, for Lee Agnew of 514 Beach Drive, Annapolis, after a lingering illness in the hospital there.

Mr. Agnew was the son of

the late Lee Agnew, Sr. and the late Princess De Braganca, Duchess D'Aport of Portugal. The Princess was the daughter of the late Charles Edward Stody of Ovid and sister of Mrs. Florence Cross, who died Feb. 23, 1977 and whose remains are in the mausoleum at Ovid.

Mr. Agnew is survived by his wife Suzanne.



Lloyd Hopp

## Lloyd Hopp

Lloyd F. Hopp, 60, 4927 W. Jason Rd., DeWitt, died Aug. 6 in Kalamazoo following a long illness.

Funeral services were held Aug. 9 at St. Peter Lutheran Church of Riley. Rev. Elmer Schiefer of Hemlock officiated with burial at Riley Cemetery.

Mr. Hopp was born Aug. 28, 1916 in Clinton County, the son of Fred and Minnie Hopp.

He lived all his life in the Riley area, attended Jason School and lived the last 33 years at the Jason Rd. residence.

A farmer, he was also custodian at Riley Elementary School for nine years.

He was married Oct. 4, 1939 at Riley St. Peter Lutheran Church to the former Florence Luecht.

He was a member of St. Peter Lutheran Church and Farm Bureau.

Surviving are his wife, Florence; son, Jerry Hopp of Hemlock; two daughters, Mrs. Judy May of St. Johns and Mrs. Kathy Bond of Lansing; sister, Mrs. Jean Heathman of Lansing; parents, Mr. and Mrs. Fred Hopp of Riley Twp. and five grandchildren.

## James Graham

Funeral services were held Aug. 8 at Osgood Funeral Home in St. Johns for James H. Graham, 62, Rt. 3, Williams Rd., St. Johns, who died Aug. 5 at Carson City Hospital.

Rev. Terry MacArthur officiated with burial at Eureka Cemetery.

Mr. Graham was born Nov. 19 in Owosso, the son of Charles and Marie Graham. He lived all his life in the Ovid and St. Johns areas.

He was married June 5, 1937 in Lansing to the former Pauline Hafelein. He was a farmer and served as Greenbush Township trustee for 15 years.

Surviving are his wife, Pauline; daughters, Mrs. Ann Marie Bancroft of Eureka; two sons, James L. and Tim L. both of St. Johns; two brothers, Charles Graham of Mecosta and Alfred Graham of Ypsilanti and three grandchildren.

## Clarence Hill

Clarence A. Hill, 85, 701 E. Railroad St., St. Johns, died Aug. 3 at Clinton Memorial Hospital.

Funeral services were held Aug. 6 at Osgood Funeral Home. Rev. Kenneth Anderson officiated with burial at Mt. Rest Cemetery.

Mr. Hill was born in Clinton County Dec. 29, 1891, the son of Thomas and Annie Hill.

He was married Oct. 4, 1965 in Bellevue to the former Bessie Sloan and had resided in the St. Johns area since 1955.

An accountant with Capital Business Service, he retired in 1975.

Surviving are his wife, Bessie; daughter, Marion Hill of St. Johns; four step-sons, Verne Leonard of Mt. Pleasant, Donald Leonard of San Diego, Max Leonard of Tennessee and Ronald Leonard of Columbus, Ga.; 13 step grandchildren and six step great grandchildren.

## Helen Hebler

She died Aug. 3. She was born Jan. 26, 1975 in Lansing.

Surviving are his parents and grandparents, Mr. and Mrs. Lewis Schavey of St. Johns and Mr. and Mrs. Porter Parks of Wacousta.

## Nan Nichols

Funeral services were held Aug. 6 at Wacousta First United Methodist Church for Mrs. Nan Nichols, 87, Herbison Rd., Wacousta. She died Aug. 3 at the Eaton County Medical Care Facility in Charlotte.

Graveside services were held at the Hart Cemetery in Hart. Rev. Ted Otto of the

## Rebel Lee Schavey

Wacousta Methodist Church officiated.

A former school teacher, Mrs. Nichols was a member of the Wacousta United Methodist Church. She was a former resident of Hart.

Surviving are one daughter, Mrs. Glenn (Margaret) Trommater of Wacousta; three sons, Lloyd Nichols of Akron, Ohio, Maurice Nichols of Bath and Carl Nichols of N. Highland, Calif.; two sisters, Mrs. Mark (Merle) Flanders of Waterloo, Iowa and Mrs. Leola Smart of Helena, Montana; one brother, Carl Wilson of San Francisco, Calif.; 17 grandchildren and 11 great grandchildren.

## Joshua Lee

## Schavey

Funeral services were held Aug. 8 at Osgood Funeral Home in St. Johns for Joshua Lee Schavey, 712 N. Ottawa, three-year-old son of Lee and Sara Schavey. He died Aug. 3.

He was born Jan. 1, 1974. Surviving are his parents and grandparents, Mr. and Mrs. Lewis Schavey of St. Johns and Mr. and Mrs. Porter Parks of Wacousta.

## Leo

## Hufnagel

Leo J. Hufnagel, 64, Fowler, died Aug. 7 at Carson City Hospital following a short illness.

Funeral services will be held today (Aug. 10) at Holy Trinity Catholic Church in Fowler. Rev. Albert Schmitt will officiate with burial at Holy Trinity Cemetery.

Mr. Hufnagel was born March 18, 1913 in Clinton County, the son of Frank and Anna Hufnagel.

He attended country and parochial schools in Fowler and lived all his life in the Fowler area.

A truck driver with Simon Brothers, he was a member of Holy Trinity Catholic Church and Fowler VFW.

Surviving are one sister, Mrs. Frances Bishop of Owosso; three brothers, Louis Hufnagel of Lansing, Albert Hufnagel of St. Johns and William Hufnagel of Fowler and several nieces and nephews.

## The ST. JOHNS BOARD OF EDUCATION encourages a YES vote on Tuesday, August 16th.

This is a vote for 19.5 mills for operating for one year - 17.75 is renewal and 1.75 additional.

The 1.75 mills additional is needed in order to:

1. Continue to provide and maintain the present program.
2. Insure adequate building maintenance.
3. Offset rising costs.

**QUESTION:** Why do we need 1.75 additional mills to operate the same program when the valuation of my property has increased?

**ANSWER:** Under the present State Aid Formula, the only way we can increase our revenue is by increasing the operating millage.

Increased property valuation means more money raised locally and less from the state.

We feel our children shouldn't be penalized because we must operate under state rules which forces higher millage rates when the valuation of property increases.

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Leonard Puetz**

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**OSGOOD FUNERAL HOMES**  
OSGOOD Chapel GOERGE Chapel  
ST. JOHNS FOWLER  
ABBOTT Chapel HOUGHTON Chapel  
MAPLE RAPIDS OVID

## Orbert Whitney

Funeral services were held Aug. 6 from Osgood Funeral Home in St. Johns for Orbert E. Whitney, 88, 14600 Chandler Rd., Bath, who died Aug. 4 at his residence.

Rev. Richard Cole of Bath Baptist Church officiated with burial at Pleasant Hill Cemetery.

Mr. Whitney was born June 5, 1889 in Dewitt, the son of Willett and Leah Whitney.

He was a resident of the Bath area all his life. He was married Sept. 12, 1938 in Angola, Ind., to the former Ann Cipo.

A self-employed interior and exterior decorator, he was a veteran of World War I.

Surviving are his wife, Ann, and several nieces and nephews.

**come  
to  
the**

# **FAIR**

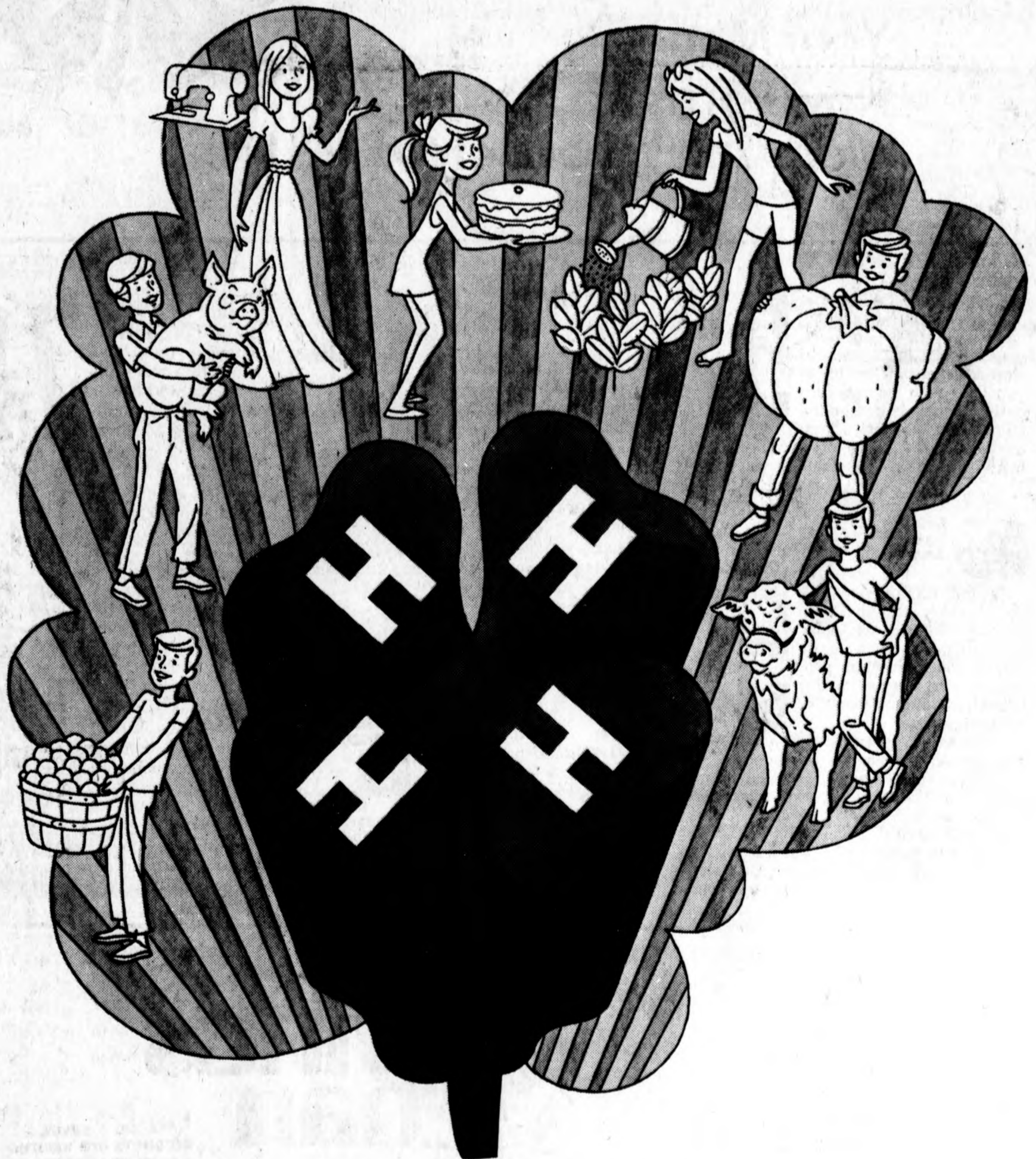
## **CLINTON COUNTY 4-H FAIR**

**Monday, Tuesday & Wednesday**

**August 15, 16 & 17**

**at the Fairgrounds, St. Johns City Park**

Contained in this  
4-H section  
are the farm and  
4-H news reports,  
along with salutes  
from the county-wide  
merchants and  
business people.  
Congratulations 4-H'ers.



# Monday at the Clinton County 4-H Fair

**MONDAY - AUGUST 15**  
 9:00-12:00 a.m. Deadline for all other projects except Vegetables, Flowers, Dogs, Pony and English Horses  
 9:00 a.m. Judging - Smith Hall  
 Personal Appearance & Woodworking  
 Judging - Western Horse - Horse Arena  
 9:00 a.m. Judging - Quonset  
 Jr., Sr. & Commercial Vegetables  
 1:00 p.m. 4-H Fair Opening Ceremony (near Flagpole)  
 1:30 p.m. Judging - Smith Hall - Leather & Foods  
 Judging - Quonset - Crops & Beginner Veg.  
 4:00 p.m. Judging - Quonset - Entomology

2:30-3:45 p.m. FREE SWIM - City Pool  
 and 4-H Members with passes  
 3:45-5:00 p.m. Available at Fair Office  
 6:30 p.m. Garden Tractor Pull (Stock & Modified)  
 Football Field  
 Admission Cost-Adults (13 & Over) - \$1.00  
 Youth (6-12) - \$.50  
 Youth under 6 must be accompanied by an adult for free admission  
 All-Star Softball Game - White League  
 City Park  
 Pony Pulling Contest - Horse Arena  
 (Featherweight & Lightweight)  
 7:30 p.m. All-Star Softball Game - Green League  
 City Park  
 8:00 p.m.

## There's A Future in 4-H... For Everybody

AT THE 1977 4-H FAIR  
 Mon.-Tues.-Wed.  
 AUGUST 15-16-17...

...AND THERE'S ALSO A GREAT FUTURE AT CAPITOL

Your Money Now Earns More Than Ever Before...



## PBB law to go into effect in 60 days

Gov. William G. Milliken last week signed into law legislation which will reduce human exposure to PBB in Michigan to the lowest amount possible.

"This law represents a major step in restoring consumer confidence in Michigan's agriculture industry," Milliken said. "I believe that the procedure and safeguards built into this law will assure consumers that Michigan has 'gone the extra mile' in attempting to prevent exposure to PBB."

Under provisions of the law, all dairy animals born before Jan. 1, 1976, will be required to have an individual fat biopsy taken prior to being sent to market. If tests show PBB in excess of .02 parts per million, the animal will be destroyed and the farmer will be reimbursed for the fair market value of the animal. The Department of Natural Resources will dispose of any animals which are destroyed.

The law also requires the testing of bulk milk tanks. If a bulk milk test indicates PBB at a level exceeding .005 parts per million, the farmer will not be allowed to ship the milk.

Milk samples will be taken from each cow in the herd to determine and eliminate the source of the PBB contamination. During the time milk is withheld from the market, farmers will be reimbursed 90 percent of its value.

The law will take effect in 60 days. The governor said state agriculture and budget officials expect to finalize contracts with laboratories this week to accomplish the testing of several hundred dairy cattle fat samples each week. The laboratory facilities are expected to be available at about the time the new law takes effect.

"I am hopeful that the method of testing dairy cattle only as they are being culled from the herd will be minimally disruptive to farm operations," Milliken said.

In addition to building consumer confidence in Michigan, the governor said, the new law should help secure re-entry for Michigan beef into the Canadian market.

"This law will help Michigan in its negotiations with the Canadian government

regarding the export of Michigan fed cattle," he said. "Michigan fed beef cattle are not part of the residual PBB problem which this law seeks to eliminate, and thus are not included in the testing requirements of the law. Nevertheless, the law will aid the beef cattle industry, whose normal marketing operations have been adversely affected as a result of public concern in Canada about the PBB problem."

Milliken also signed SB 108 (I.E.), directing the Michigan Department of Agriculture (MDA) to test and analyze any herd suspected of being contaminated with toxic materials.

The law gives the department authority to enter a farm after giving 24 hours notice in order to take samples from livestock suspected of being contaminated. Owners are required under the law to assist in confining and restraining those animals being tested by the MDA.

The law requires that the director of the MDA must provide a written statement which includes the reasons testing is being conducted, the conditions under which the test is to be given and the testing procedures used. Results of the tests must be published; all information will be part of the public record.

"This new law makes more workable the authority of the Department of Agriculture to condemn and dispose of livestock exposed to toxic chemicals—an authority the department has had since 1974 but one that has been difficult to administer since state officials lacked the legal right to test animals suspected of carrying toxic substances," Milliken said.

"This law should eliminate problems the Department of Agriculture has had in those cases when a farmer, whose herd was quarantined on suspicion of contamination based on sample tests, would subsequently refuse to allow tests on the remaining animals in the herd. Such cases only delayed state officials from conducting much-needed tests and delayed determination of the final status of the quarantines."

First, there's the popular 5 1/4% Passbook Savings Account. All it takes to open your account is \$1 and you can add as much or as little as you like. Your savings earn daily interest compounded and added quarterly, from day of deposit to day of withdrawal. It's a handy way to save for whatever you want.

5 1/4%



Second, there's the 5 1/4% Golden Eagle Statement Savings Account. You can open and maintain this account with a \$500 minimum balance. With it you receive the following additional benefits:

5 1/4%

- Prestige card
- a receipt with each account transaction
- a complete statement every month
- out-of-town emergency cash plan
- travelers' checks and money orders
- notary service
- giftcheck service

Interest is earned daily, compounded and added quarterly, from day of deposit to day of withdrawal, with an effective annual yield of 5.35%.

Next, for the smart saver, there's the 6 1/2% Golden Certificate. On a minimum deposit of \$1,000 for one year, you'll earn a rewarding 6 1/2% interest, paid or compounded quarterly. When compounded, the Golden Certificate has an effective annual yield of 6.66%. It's a smart way to earn big interest on your savings without having your funds tied up for many years.

6 1/2%

Fourth, the 6 3/4% Savings Certificate can be yours with just a minimum \$1,000 on deposit for 2 1/2 years. Interest is paid or compounded quarterly, and when compounded you'll earn an effective annual yield of 6.92%.

6 3/4%

Fifth, earn richly rewarding interest with our 7 1/2% Savings Certificate. With a deposit of \$1,000 or more for 4 years, you'll earn 7 1/2% interest, paid or compounded quarterly. And when compounded the interest rate will have an effective annual yield of 7.71%.

7 1/2%

Finally, there's our 7 3/4% Savings Certificate which provides the highest interest rate allowed by law. It's yours with a deposit of \$1,000 or more for six years. Interest is also paid or compounded quarterly, and when compounded has an effective annual yield of 7.98%.

7 3/4%

A substantial interest penalty is required for early withdrawal in accordance with Federal regulations on our savings certificates.

# CAPITOL Savings & Loan

ALL ACCOUNTS EARN DAILY INTEREST AND ARE COMPOUNDED QUARTERLY

main office: 112 E. Allegan, Lansing, MI 48901, ph. 371-2911  
 branches: Grand Ledge, Mason, Okemos, St. Johns, Williamston, Lathrup Village and Pontiac  
 incorporated 1890 — member: Federal Home Loan Bank System

ALL "BIG C" SAVINGS ACCOUNTS ARE INSURED UP TO \$40,000!



We take this Opportunity to Extend

Our Best Wishes to the Clinton County 4-H Clubs for a Successful 1977 4-H Fair August 15-16-17



Harold Green  
 108 Brush  
 Phone 224-7160



Ron Henning  
 100 S. Lansing  
 Phone 224-2289



Richard Hawks  
 108 Brush  
 Phone 224-7160



STATE FARM Life Insurance Company  
 Home Office: Bloomington, Illinois  
 STATE FARM MUTUAL AUTOMOBILE INSURANCE COMPANY,  
 HOME OFFICE: BLOOMINGTON, ILLINOIS



**DAVARN**  
Equipment  
Sales, Inc.  
says...

We are proud of our young 4-H Club members and we want them to know it. They are the backbone of our community in the future.

Fair Days - August 15-16-17

138 E. Main      Pewamo

*Our Congratulations*  
to Clinton County  
4-H MEMBERS  
and LEADERS

Attend the  
**4-H Fair** 

**August 15-16-17**  
At the CITY PARK in ST. JOHNS

**I.T.T. HANCOCK  
INDUSTRIES**  
ELSIE DIVISION    ELSIE, MICHIGAN

*You're Tops*  
**4-H Club Members** 

Through working together  
they learn the spirit of cooperation  
and team work.

**Production Credit Ass'n.**  
S. US-27      Phone 224-3662



**4-H MEMBERS  
AT WORK** 

Guiding our  
Clinton Youths to a  
better, happier life...

**Steve's Refuse  
Service**  
Carland Rd.      Elsie



Attend the  
**4-H CLUB  
FAIR**  
August  
15-16-17

City Park  
St. Johns

**Gene's IGA  
Foodliner**  
120 S. Ovid      Elsie

Our Best Wishes ...  
to the  
CLINTON  
COUNTY  
4-H CLUBS




for a  
Successful Fair  
**August 15-16-17**

Keep Up The Good Work  
**Love's Upholstery**  
1164 S. Warren      Ovid

**BEST WISHES**  
for a  
**SUCCESSFUL  
4-H CLUB FAIR**  
AUG. 16-17-18  
friends helping friends



**SERVISS EQUIPMENT**  
OVID


Best Wishes 

**4-H'ERS**

The 4-H movement offers a great opportunity for the boys and girls of today to better adapt themselves for the years ahead which will surely find our nation's population vastly increased.

Fair Days  
August 15, 16, 17

**Paul Automotive, Inc.**  
320 N. Clinton  
Phone 224-3261

**WE SALUTE YOU**  
**4HERS**  

**CAN MAKE IT HAPPEN**  
**4H**

**Max Miller**  
Custom Crop Dusting  
Ovid

come to the Clinton County  
4-H Club  
**FAIR**

**August 15-16-17**

WE CONGRATULATE THE AREA 4-H CLUBS AND THEIR LEADERS AND EXTEND OUR BEST WISHES FOR A SUCCESSFUL '77 FAIR!

**OVID ROLLER  
MILLS**      834-5111

Our Sincere Congratulations to the  
Clinton County 4-H Members  
and their Leaders.

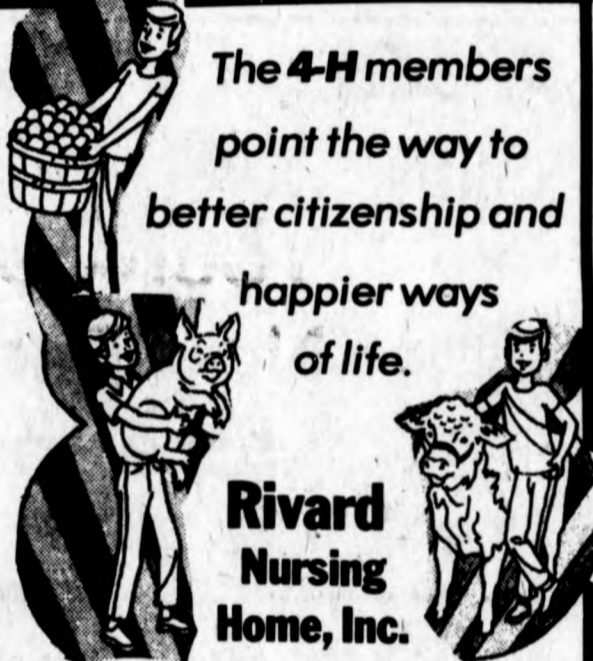
Fair Days are  
Monday,  
Tuesday,  
Wednesday



August 15-16-17

**Frolka & Wilson, Inc.**  
Winfield Rd.      Ovid

The 4-H members  
point the way to  
better citizenship and  
happier ways  
of life.




**Rivard  
Nursing  
Home, Inc.**  
311 E. Higham      St. Johns

**ATTEND THE  
4-H FAIR**  
August 15-16-17

Our Best Wishes To  
The Clinton County  
4-H Clubs 

**Hofferbert Sales Inc.**  
Bannister      862- 5300

Congratulations  
to the  
Clinton  
County  
4-H Clubs



We offer you our best wishes for a successful  
**4-H FAIR**  
MON., TUE., WED.  
August 15-16-17

**Ludwick's Used Cars**  
N. US-27

To the future builders of America...



**Albert Galloway, Inc.**  
N US-27



**August 15-16-17 is 4-H Fair Days**  
4-H... Gateway to Farm Achievement

Working together for world understanding...  
for my club, my community, my country.....


**GAMBLE STORE**  
117 W. Walker Phone 224-2828

**Congratulations**  
4-H Members  
and Leaders

You are doing a wonderful job  
and deserve the wholehearted  
support of Clinton County.


**BEST WISHES**  
for a Successful 4-H  
Fair Next ...  
Monday, Tuesday  
Wednesday  
at St. Johns City Park

**WIEBER LUMBER CO.**  
FOWLER      Phone 593-2280

**WE SALUTE YOU**  
**4H Club Members** 

Clinton County 4-H Goals Include:

- Knowledge and method of problem solving in every day living.
- Parent understanding of youth problems.
- Preparation for a life career.
- Individual development.
- Developing good citizenship.




**Central Bean & Grain Co.**  
EUREKA 224-2695  
HOME OFFICE  
CARSON CITY, MICHIGAN

Support  
**4-H CLUB**




**ACTIVITIES**  
Attend the 4H fair  
August 15-16-17

**Nemanis Electric**  
Ovid

**WE SALUTE YOU**  
**4H Club Members** 

**ATTEND THE 4-H FAIR**  
**FREDERICK R. DENOVIH**  
Broker      Residence Phone 224-2597  
212 North Clinton St.      Office Phone 224-3145

**ST. JOHNS  
REALTY**  REALTOR®

**Come to the FAIR**



**4-H FAIR WEEK**  
August 15, 16 & 17

**THE Roadhouse**  
E. M-21 St. Johns

**Best Wishes**



**4-H'ERS**

WE PROUDLY HAIL THE YOUTH OF OUR COUNTY WHO ARE PREPARING THEMSELVES FOR A BETTER FUTURE THROUGH 4-H CLUB ACTIVITIES. SEE YOU AT THE FAIR, AUGUST 15, 16 & 17

**Tri-Ami Bowl** M-21 OVID



WE CONGRATULATE the area 4-H Clubs and their leaders and extend our best wishes for a successful fair.

**WILLIS HETTLER MOTOR SALES** CHRYSLER PLYMOUTH

812 E. State Phone 224-2311



**CONGRATULATIONS**  
4-H . . . Gateway  
to Farm Achievement

A 4-H SIGN denotes the home of one who has dedicated Head, Heart, Hands, Health to the service of their community . . . working for the betterment of America.

**Sheldon's Packing House**



**We Salute the Clinton County 4-H Clubs**

Working together for world understanding . . . for my club, my community, my country.



**Tom's Western Store** OVID

**You're Tops 4-H Club Members**



**4-H CLUB EVENTS**

Don't Miss Them at the St. Johns City Park

**Farmers Co-op Elevator**

OFFICE - 593-2420 FOWLER



**CONGRATULATIONS To All 4-H MEMBERS**

The Year's hard but enjoyable work will be ending soon . . . we wish every member could be awarded a Blue Ribbon.

**BURGER KING** of St. Johns



**Congratulations to the Clinton County 4-H Clubs**





See the worthwhile exhibits and the wonderful displays these young people of Clinton county have prepared for next Monday, Tuesday and Wednesday at the City Park in St. Johns.

**St. Johns Standard Station**  
US-27 at STATE ST.

It's a Pleasure for Us to

**Salute the Clinton County 4-H Clubs**



**1st PRIZE**

**ZEEB FERTILIZERS, INC.**

208 W. Railroad Ph. 224-3234

**You've Earned It... Congratulations 4-H CLUBS**



See the worthwhile exhibits and the wonderful displays these young people of Clinton County have prepared for next Monday, Tuesday and Wednesday at the City Park in St. Johns.

**Clinton Construction**

208 W. RAILROAD ST. JOHNS PHONE 224-3234

**Our Best Wishes**  
Go to **Clinton 4-H Clubs** for a Successful **4-H FAIR**




**ANN'S COIFFURES**

1602 E. STATE ST. JOHNS PH. 224-4679

**Our Sincere Congratulations to the Clinton County 4-H Members and their Leaders**



**SUPERIOR INSULATING**

224-7581 ST. JOHNS

**You're Tops 4-H Club Members**





**CONGRATULATIONS**

The Year's hard but enjoyable work will be ending soon . . . we wish every member could be awarded a Blue Ribbon.

**Beck & Hyde Farmarina Beck's Market**

NORTH US-27 ST. JOHNS

**JOB WELL DONE!**

WE ARE PROUD OF CLINTON COUNTY'S 4-H MEMBERS AND LEADERS. SEE YOU AT THE FAIR!

**Bob's Auto Body, Inc.**  
800 N. Lansing St. Johns 224-2921

**4-H FAIR WEEK**




We wholeheartedly endorse the 4-H program . . . it is accomplishing wonderful results which mark it as a definite asset to our great country!

Congratulations 4-H'ers!!!

See you at the Fair August 15, 16 & 17

**Community Electric**  
2651 W. French Rd. St. Johns Phone 224-2981

**4-H MEMBERS AT WORK...**



Guiding our Clinton Youths to a better, happier life...

SEE THE EXHIBITS AT THE 1977 4-H FAIR, AUGUST 15, 16 & 17

**Farmers Mutual Fire Ins. Co.**  
St. Johns 224-3044

**BEST WISHES**  
for a successful **4-H FAIR**



We make a lot of things better  
Texas Burger • Charco Burger • Coney Dog • Tenderloin • Bar-b-Que • Fish Sandwich

**WE SALUTE YOU 4-H Club Members**



We congratulate the area 4-H Clubs and their leaders and extend our best wishes for a successful '77 Fair.



**Federal Mogul Corp.**  
St. Johns

**Best Wishes 4-H'ERS**





A 4-H SIGN denotes the home of one who has dedicated Head, Heart, Hands, Health to the service of their community . . . working for the betterment of America.

**FITCH STUDIO**

100 N. Emmons St. Johns Phone 224-3565

**STUDIO HOURS**  
Tues. thru Fri. 9:30-5:30  
Saturday 9:30-12:30  
CLOSED MONDAY  
Evenings by appointment.


**HATS OFF TO... 4-H CLUB MEMBERS**

WE PROUDLY HAIL THE YOUTH OF OUR COUNTY WHO ARE PREPARING THEMSELVES FOR A BETTER FUTURE THROUGH 4-H ACTIVITIES.

See the worthwhile exhibits this coming Monday, Tuesday and Wednesday at the City Park in St. Johns.

**Geller Welding**  
301 W. Steel St. Johns Ph. 224-4722



**WE SALUTE**  
Clinton County  
**4-H CLUBS**  
**R. E. BENSON**  
**PLUMBING & HEATING**  
106 N. CLINTON PH. 224-7033

**4-H chatter Vegetable and flower garden winners named**  
By John Aylsworth 4-H Director

The Clinton County 4-H Vegetable and Flower Garden Contest nears completion as the 1977 District winners are announced and judged for county awards. Judges looked at nine flower and fourteen vegetable gardens on Saturday, July 30. Names of winners will be announced at the awards program during the Fair on Wednesday evening, August 17.

The contest started months ago as 4-H'ers planned and planted their gardens. Judging of the gardens began in mid-July at the local level and each club selected a representative in the four areas (beginner, junior, senior and commercial). District judging was done on July 25 and 26 as leaders exchanged areas to look at the gardens and choose the district winners.

On Saturday, July 30, the district winners were judged and the county award selections were made. The vegetable gardens were judged by Dr. Cliff Lambert, Larry Schwartzkopf, and Gerald Shepard. All three of these men are members of the St. Johns Exchange Club which sponsors the awards given in this contest.

The Flower Garden Contest is sponsored by the Michigan Association of Extension Homemakers—Clinton County branch and judging was done by members Barbara Steward and Jill Huntton.

The Flower Garden Contest is divided into three areas, beginner, junior and senior. District winners in the beginner classification are John Fedewa (Olive's 4-H Projects), Brian Cramer (Green Acres) and Mark Thornton (Elsie 4-Corners). Junior winners are: Mary Jane Bearup (Elsie 4-Corners) Karen Wood

(Olive 4-H Projects) and Linda Minarik (Bengal Community).

Senior Winners are: Denise Cerny (Nimble Fingers) Jeff Van Vleet (Green Acres) and Cheryl Conklin (Olive 4-H Projects).

The Vegetable Garden Contest is divided into four divisions—beginner, junior, senior and commercial.

District winners in the beginner group are: Amy Hartsuff (Olive 4-H), Jim Korienek (Eureka Go-Getters), Ed Rademacher (Bengal Community) and Marty DeVine (Victor).

Junior winners are: Jeff DeBrabander (Green Acres), Loren Conklin (Olive 4-H), Andy Todoscuiik (Eureka Go-Getters) and Andy Feldpausch (Fowler Fireballs).

Senior winners are: Jeff VanVleet (Green Acres) Denise Cerny (Nimble Fingers), Russ Schiart (Prairie) and Ford Jones (Olive 4-H).

Commercial winners are: Scott Nichols (Olive 4-H) and Barry Brown (Bath All Purpose).

The county winners in this garden contest will be announced and the trophies presented at the awards ceremony on Wednesday evening, August 17, at the High School football field. All twenty-three gardeners are to be congratulated on the fine job they have done.

**FAIR SUPERINTENDENTS MEET**

Over one hundred and thirty 4-H Fair superintendents attended a meeting at Smith Hall on Thursday evening, Aug. 4. Extension staff Chloe Padgett, Sandra Cole, Theresa Dow, Jim Pelham and Bill Lasher attended and discussed various parts of the fair program. Several leaders reported on the progress of their program committees.

After the general session, superintendents broke into departmental groups to finalize plans and discuss specific details. The 1977 Clinton County 4-H Fair promises to be more exciting than ever with members, leaders, and parents working together everything is sure to go smoothly.

**4-H TEEN CLUB HOLDS RADIO DAY**

WRBJ-FM is the place to be on your radio dial this Wednesday and Thursday, Aug. 10 and 11. On these two days, WRBJ will be giving the FM station over to the 4-H Teen Club.

During the past two weeks, 4-H Teen Club members have been out meeting merchants and soliciting their support for Teen Club programs. These teens sold 30-second advertisements to community businesses. They wrote and produced these spots as you will hear them on the air. They will also be doing some live advertisements and fair promotions on Wednesday August 10.

The money raised from this venture will be used to support Teen Club activities. Teen Club programs include educational, recreational, community service and community involvement projects.

Support the Teen Club and your local business—listen to WRBJ-FM on August 10 and 11.

**4-H'ers SET UP FOR FAIR**

Smith Hall, the quonsets, and the fairgrounds will be a buzz of activity on Thursday and Friday, Aug. 11 and 12 as 4-H'ers prepared for the start of the 1977 Clinton County 4-H Fair.

Thursday evening at 6:30 p.m. Teen Club members will meet at the quonset to get ready for the fair. They'll be cleaning and setting up before projects come in on Saturday.

Livestock committee members will also be meeting to set up the livestock barns and tents as will the rabbit and poultry group.

Friday morning, 4-H members and leaders are encouraged to come to the fairgrounds to help set up the remaining areas, including the Food Stand. With everyone's help the groups and buildings will be all set to go when projects come in on Saturday morning.

Our Sincere Congratulations to the  
**Clinton County 4-H Members**  
and their **Leaders**  
**ATTEND THE 4-H FAIR**  
**Clinton County News**  
ST. JOHNS, MICHIGAN 48879  
TELEPHONE (A. C. 517) 224-2361



**MEET US AT THE FAIR!**  
**Monday - Tuesday - Wednesday**  
**August 15-16-17**  
The year's hard but enjoyable work will be ending soon... we wish every member could be awarded a Blue Ribbon  
**ST. JOHNS CO-OP**  
N. Clinton Phone 224-2381 St. Johns

**Communities may qualify for drought relief funds**

Communities in the Tri-County region have a chance to obtain Federal Drought relief funds under two companion programs administered by the U.S. Economic Development Administration (EDA) and the Farmers Home Administration (FHA).

For local governments over 10,000 in population, the EDA has \$115 million in five percent loans and \$60 million in 50 percent grants for drought assistance nationwide.

Application instructions and program information can be obtained from Harry Weinstock, U.S. Department of Commerce, Economic Development Administration, Room 1026, 32 W. Randolph St., Chicago, Ill. 60601, or by calling 312-353-8014.


Assistance to local governments with populations below 10,000 is being handled by the Farmers Home Administration. The agency has \$150 million in five percent loans and \$75 million in 50 percent grants

for drought assistance nationwide.

Instructions for applications can be obtained by contacting Larry Smith or Gary Morgan, U.S. Department of Agriculture, Farmers Home Administration, Room 209, 1405 S. Harrison Road, East Lansing, 48823 or by calling 517-372-1910.

Deadline for application to EDA or FHA or a share of the \$400 million is Sept. 30. But, according to federal officials, local governments should start the paperwork immediately. First priority for funding will be given to applications which eliminate threats to public health and safety.

Funds for both programs must be obligated by Sept. 30, 1978. EDA funded projects must be completed by April 30, 1978 and FHA projects by Nov. 30.




**We Salute the Clinton County Clubs and offer our best wishes for a successful fair.**  
**LEVEY'S JEWELRY** Elsie Phone 862-4300

**Best Wishes . . . for Continued Success to the 4-H CLUBS of Clinton County**  
**We urge everyone to attend The 4-H Fair August 15-16-17**  
St. Johns City Park  
**Karber Block Co.**  
917 Church St. St. Johns Phone 224-2327

Support the Clinton County **4-H CLUBS** whether they're . . .  
**Cooking** or **Farming**  
**FAIR DAYS**  
August 15-16-17  
**F.C. Mason Co.**  
200 E. Railroad 224-3291

**Best Wishes 4-H Club Members Of Clinton County**  
**See you at the FAIR Aug. 15-16-17**  
When it's a matter of insurance  
**Allaby & Brewbaker**  
P.O. Box 127 St. Johns, Michigan, 48879  
Telephone (517) 224-3258



**We do it all for you™**  
**We Salute The Clinton County 4-H Clubs**  
**McDONALD'S OF ST. JOHNS**  
912 U. S. 27  
**ST. JOHNS, MICH. 48879**

Jim's Column

Just steal it from kids?

BY JIM PELHAM County Extension Director



These Japanese Youths are visiting Clinton County as part of the LABO, and Michigan 4-H exchange program. Seventy-three members of Japan's unique language education LABO Party Program arrived in Michigan July 24 for 30-day home visits with 4-H families. The LABO youth visiting Michigan have been paired with 4-H members of the same age and sex. This provides an opportunity for youth of two different cultures to establish a close relationship. Pictured from left to right are: Masaaki Nakamura, Jim Falor, Tetsuji Nakane, Randy Ingalls, David Masciarelli, and Hidekazu Matsukura.

No red-blooded American would take anything of value away from our kids or do anything to weaken our great country—especially so soon after the 4th of July when we are celebrating our independence and reflecting on the heroes who made it great. Neither would we take candy from a baby nor spend our pay checks for liquor and leave our kids without milk. Really—we are very nice people! But, are we thoughtful?

Did you get tied up in that 4th of July traffic? How much longer will we be able to travel so many miles and in such large and gas consuming vehicles! In the summer we haul boats—in the winter it's snowmobiles. It's great to have fun, and our gas consuming toys sure provide us with a lot of it. But will our children and grandchildren be able to enjoy the same pleasures? All of us hope so, and in Michigan our economy is highly dependent on both tourism and the building of automobiles.

Dr. Herman Koenig, an electrical engineer by profession and Director of Environmental Quality at Michigan State University, told those attending County Commissioners Day that we will definitely not be able to continue using energy at our current pace (United States with 6 percent of the world's population used 30 percent of the fuel consumed in the world last year). Dr. Koenig is recognized as Michigan's foremost authority on the subject, and is highly regarded in national circles. He stresses energy sources must become more and more expensive. We have already taken the resources that were most easily obtained, and by 1990 we can probably expect to be paying as much as nine times the current high prices. This figure doesn't allow for inflation, either.

Dr. Koenig says our only hope for the future is to conserve NOW. Conserving motor fuel is only a part of the story—it's equally necessary in homes, factories and on farms. Lots of people think we will find new sources of fuel and our American ingenuity

will find a way. Frankly, our ingenuity that built the greatest nation on earth hasn't been faring so well in the world competition since our cheap and abundant resources began to nose-dive! It's just possible we aren't any smarter than the citizens of other countries, and may be facing some challenges and obstacles for the first time like they have known for a lifetime.

About a year-and-a-half ago, I got acquainted with Bob Atwater (vice president in charge of fuel procure-

ment for Consumers Power Company), and in spite of his great knowledge of nuclear power he isn't expecting any quick solutions from that quarter. In fact, he holds our little hope that nuclear power will become a major source of power for many years to come.

Most people seem to think the energy crisis is a temporary thing, but unfortunately this problem will not be solved by a majority vote. The fact is we are limited as to how much energy money can buy—

although deeper drilling and drilling in undesirable locations can get a little more oil. A little more can also be squeezed from abandoned wells, and through extreme effort progress is being made in extracting oil from coal and shale. There is a great deal of coal and shale, but obtaining it is often difficult and sometimes requires a high percentage of the energy it contains just to get it and process it into liquid fuel. Most of us figured coal mining could be brought up to peak production in just a few years, but some experts are now telling us it may take as much as one-hundred-fifty years to reach maximum output. I don't know about that prediction, but for darn sure the industry is not breaking any

records getting started and a strike is planned for this fall.

Does this mean we aren't going to have enough energy to maintain our factories, heat our homes and provide transportation? Absolutely not—but we are going to have to learn the true meaning of conservation. If we don't make some reasonable efforts to conserve now, our kids and their kids will have to learn to get along with less and less. None of us would take candy from a baby—but our past performance indicates we wouldn't mind robbing them of their share of the world's limited natural resources; not knowingly of course, but as a country we are not changing our ways fast enough to insure a bright future.

Flashing lights, ringing bells conserve energy

Years ago the function of the Cooperative Extension Service was to disseminate information on farming. This continues to be one of our most important responsibilities, but duties by the dozens have been added to this, including hundreds of programs for 4-H youth family living, public affairs and community and resource development.

One of our latest charges has been to get information out on the seriousness of the energy problem.

Dr. Herman Koenig of Michigan State University, an electrical engineer by profession and presently serving on several committees studying the problem, recently told County Commissioners visiting the campus our best hope for meeting the problem is to conserve what we have as compared to developing and discovering new sources.

Dr. Cerny Kline of Lansing Community College has been working on a grant from the USDA, which filtered down through the Michigan Cooperative Extension Service. He has in his possession a computerized, brightly lighted billboard type display that rings bells and flashes lights in warning of taking improper courses of action in man-

aging what we have.

He would like to give a group of people an opportunity to explore different possibilities they think might work so the machine could reveal the consequences. For example, over use of gas and oil might result in depletion of their resources in thirty to forty years while holding down on their use and substituting additional coal would result in excessive air pollution. There are dozens of other alternatives with varying consequences.

Dr. Klein would like to see his machine used for at least a half dozen meetings in Clinton County within the next few months. It could be used in a structured classroom or for a special program for enlightened adults or older youths.

If you would be interested in attending a meeting where the machine will be discussed on August 11, please call the Cooperative Extension office at 224-3288 for more information.

Extension calendar

- Aug. 10 No-Till Field Day—Vermontville.
- Aug. 11 Work Session 4-H Beef members & leaders at Fairgrounds.
- Aug. 12 Food Stand information meeting for involved 4-H members & leaders.
- Aug. 12-17 Clinton 4-H Fair set-up.
- Aug. 13 Mich. Swine Breeders Production Tested Boar Sale, 7 p.m.—MSU.
- Aug. 15-17 County 4-H Fair, St. Johns.
- Aug. 16 School Millage vote on vocational technical center.
- Aug. 18 State Tractor Contest, Elsie, MI.
- Aug. 22 Meats Laboratories for 4-H members to see—quality of animals they raised—7 p.m. at Sheldon—8 at Bugee.
- Aug. 23-25 State 4-H Dairy Show at MSU.
- Aug. 27 CMHA Horse Show at Clinton 4-H Fairgrounds.

Well done 4-H'ERS

Developing Our Leaders of Tomorrow

1977 4-H FAIR August 15-16-17

We'll see you there!

FORMERLY ECONOMY SHOE STORE

Norm Henry FINE SHOES

ST. JOHNS • IONIA • OSWEGO • DURAND

121 N. Clinton 224-2213

We Wish To Extend Our Congratulations to the

CLINTON COUNTY 4-H CLUBS

"We salute the area boys and girls and their devoted leaders for their fine work."

BEST WISHES for a successful

4-H FAIR

DEAN



300 N. Clinton St. Johns 224-3271



"We salute the area boys and girls and their devoted leaders for their fine work."



August 15, 16 & 17

Saylor Beal Mfg. Co. St. Johns

We Congratulate . . .

The 4-H Clubs of Clinton County

and offer our

Best Wishes

for a Successful

4-H Fair

August 15-16-17



Music Is Our Business Not A Side Line

BAILEY MUSIC CENTER ST. JOHNS

Mr. Farmer - Mr. Businessman -

GET BEHIND



Let's show the Young People of Clinton County we appreciate the fine work they are doing.

Clinton County Farm Bureau

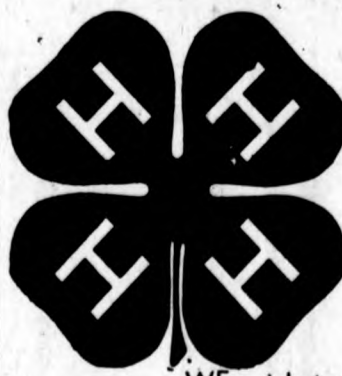
Farm Bureau Insurance Group

400 E. Gibbs

St. Johns



YESTERDAY Is a Dream. . . . TODAY Is a Reality. . . . TOMORROW Is a Vision. . . . For a BETTER TOMORROW. . . . Join a 4-H Club Today!



- HEALTH For clearer thinking . . . for better judgment for tomorrow!
- HEAD For loyalty to the United States and the American way of life!
- HEART For better living and greater service to the club, community and country
- HANDS For the necessary skill to meet the tasks that are in the future!

WE wish to congratulate all the 4-H Club members and their leaders in Clinton county for their many achievements Good luck on your annual 4-H Club Fair . . .

August 15-16-17

ST. JOHNS CITY PARK

BEE'S Chevy - Olds, Inc.

We Urge Everyone to Attend the Fair

US-27

OLDSMOBILE-CHEVROLET ST. JOHNS

Phone 224-2345

HATS OFF TO . . .

4-H CLUB MEMBERS

We Proudly Hail the Youth of



Clinton County

who are preparing themselves for a better future through 4-H Club activities.



The 4-H movement offers a great opportunity for the boys and girls of today to better adapt themselves for the years ahead which will surely find our nation's population vastly increased.

Attend the Clinton County 4-H CLUB FAIR

August 15-16-17

City Park

St. Johns

MATHEWS ELEVATOR

FWLER

PHONE 563-2111

# Tuesday at the Clinton County 4-H Fair

**TUESDAY - AUGUST 16**  
 8:00 a.m. Registration - Pony & English Horses

9:00-12:00 a.m. Judging - Smith Hall  
 Ceramics & Cake Decorating

Judging - Pony & English Horses  
 Horse Arena  
 Judging - Quonsct  
 Painting & Drawing, All Crafts, Flowers,  
 Creative Writing, Photography, Weather,  
 Litter Barrel, Recreation, Small Engines,  
 Vet Science, Safety, Self-Determined,  
 Electrical, Home Design, Family, Passport  
 Heritage, Clowns, Teen Leadership and  
 All Other Projects  
 Judging - Tent - Poultry & Rabbits, Cavies

10:00 a.m.

Judging - Livestock Ring  
 Swine, Sheep, followed by Beef

1:00 p.m.

Judging - Smith Hall (Outside)  
 Dog Obedience and Leader Dog  
 Judging - Quonsct  
 Indoor Garden & Plant Science  
 Livestock Ring - Beef (Continued)  
 Judging - Quonsct  
 Conservation & Challenge

2:00 p.m.

Judging - Smith Hall - Small Meeting Room  
 Flower Arranging

7:00 p.m.

4-H Horse Fun Show - Horse Arena

8:00 p.m.

Barbershop Quartet & Square Dance Demonstrations  
 (Paved area between Smith Hall & Quonsct)



**WE SALUTE YOU**  
**4-H Club Members**

We proudly hail the youth of our county who are preparing themselves for a better future through 4-H club activities.

**D&C STORE**  
 DOWNTOWN ST. JOHNS

*You're Tops*  
**4-H Club Members**

Through working together they learn the spirit of cooperation and team work.

*Julie K*  
 ST. JOHNS

## Retired farmers sought for Peace Corps work

By Jim Pelham  
 County Extension Director

To work in a Peace Corps agricultural program you do not have to be a young college graduate. In fact, you do not have to be young at all or have a college degree. All you really need is a good practical background from living and working on a farm for at least five years.

Currently, over 300 agricultural volunteers over the age of 50 are serving in Peace Corps. One such volunteer is Art Goehring of Red Oak, Iowa. Art will finish his two years of Peace Corps volunteer service in August of this year. Art is 64 years old. He is serving in the Philippines in a Livestock Development Program.

When asked what Peace Corps service was like for a retired person, Art said, "I don't know if it is any different for me than for a young person. One exception is they have their education to fall back on and I have experience as my support. It was a chance for me to see some other parts of the world. I was all ready to retire, but I did not want to quit work. Having young people to work with is good. I think people who have good health and have reached retirement age have a lot to give, and this could be a very rewarding experience for them. I think

**What 4H**  
**is all about....**  
 friends helping friends

**BEE'S Sports Division**  
 2137 S. US-27 St. Johns  
 Phone 224-2345 Ext. 43

**LET'S GO**  
**4-H Clubs**

and Let's Go  
**CLINTON COUNTY**  
**CENTRAL**  
 Michigan Lumber  
 St. Johns Phone 224-2358

**OFFICE Products, Inc.**

Complete Office Supply

**Congratulations to the Clinton County 4-H Clubs....**

**Now Open For Business**  
 208 N. Clinton Phone 224-6739

We extend our best wishes for a successful

**4-H CLUB MEMBERS**  
 Don't Miss Them at the St. Johns City Park

**1977 4-H FAIR**

**S & H FARMS**  
 N. US-27 & FRENCH ROAD  
 ST. JOHNS PH. 224-4661

**Congratulations to the Clinton County 4-H Clubs**

Attend the 4-H Fair

**Hub Tire Center**

CHARLES WEBER, Manager  
 1411 N. US-27 ST. JOHNS Phone 224-3218

**CONGRATULATIONS**

**Clinton County 4-H Club Members**

**Clinton Theatre**  
 Downtown St. Johns

**... And She Can Cook Too!**

Thanks To Her 4-H Training

Through 4-H projects they acquire skills and knowledge of better methods for better living.

**EGAN FORD SALES, INC.**  
 200 W. Higham St. Johns Phone 224-2285

**4-H Stands for . .**

HEADS . . . to clearer thinking  
 HEARTS . . . to greater loyalty  
 HANDS . . . to larger service  
 and  
**HEALTH** to better living

Without good health, progress in 4-H Club work is next to impossible. That's why the 4-Hers stress keeping physically fit. We are proud to play a role in the health of Clinton County by providing competent prescription service . . . a service we have rendered to the Clinton County area for over 50 years. We invite you and your families to visit our store often!

We congratulate the area 4-H Clubs and their leaders and extend our best wishes for a successful Fair.

**Monday, Tuesday, Wednesday**  
**August 15-16-17**

4-H Fairgrounds—St. Johns City Park

**PARR'S** *Rexall* **DRUGS**

With Clinton County's Largest Camera Department  
 Serving St. Johns for 50 Years from the Corner of Clinton and Walker

ST. JOHNS Phone 224-2837

**Congratulations  
4-H Club member**

We support and encourage the  
4-H Club.

**REHMANN'S** 

OPEN Men's & Boys Wear  
Mon. & Fri. and the  
11:00 p.m. Levi Shop St. Johns

*You've Earned It... Congratulations*

**4H CLUBS**



**C & D Chevrolet**

114 E. Main **Elsie** 862-4800



*Working together  
Makes it Happen*



We congratulate the area 4-H Clubs and their leaders and extend our best wishes for a successful Fair.



**CENTRAL NATIONAL BANK**  
OF ST. JOHNS

 **Wednesday at the  
Clinton County 4-H Fair** 

WEDNESDAY - AUGUST 17

6:30 a.m. Weighing of Livestock for Sale - Beef Barn	11:00 a.m. Wildflower I. D. Contest - Quonset
9:00 a.m. Judging - Livestock Ring Dairy, Dairy Science, All Showmanship Sweepstakes to immediately follow Dairy Showmanship	1:00 p.m. Personal Appearance I. D. Contest Smith Hall (Small Meeting Room)
Judging - Demonstration & Action Contest Smith Hall	2:00 p.m. Horticulture I. D. Contest - Quonset
Speed & Action Events - Horse Arena	Livestock Sale - Beef Barn
10:00 a.m. Entomology I. D. Contest - Quonset	7:30 p.m. Evening Program - Football Field Judging of Floats during Livestock Parade, Style Revue and Award's Program

**WE'RE PROUD OF YOU  
4Hers**

Keep Up the  
Wonderful Work

The 4-H members point  
the way to better citizen-  
ship and happier ways of  
life.

**Martin Aggregates, Inc.**  
N. Gilson Rd., St. Johns 224-2621

Visit the  
**Clinton County  
4-H FAIR**




August 15-16-17

**Thanks To Her 4-H Training**

The 4-H teaches youth, not only the spiritual values, but how to do things on the farm and in the home. The future homemakers are up on the latest cooking and freezing methods.

**"WE SERVICE WHAT WE SELL"**  
**DARLING'S, INC.**  
SERVING YOU FROM  
**OVID AND ELSIE**

*Working together  
Makes it Happen*



**CHAMBERLAIN  
BUILDING SUPPLY**  
OVID 834-2300

**CONGRATULATIONS  
4-H Club Members**

**OUTSTANDING  
CITIZENS  
FOR  
AMERICA'S FUTURE**



**Congratulations for your  
4-H FAIR**

**Harr's Jewelry**  
Years Selling Diamonds in Clinton Area  
114 N. Clinton Ph. 224-7443

**Come to the  
FAIR**



**Our Best Wishes**  
Go to  
**Clinton 4-H Clubs**  
for a Successful  
**4-H FAIR**

**DICK HALLEAD**  **FORD**  
in ELSIE Sales Department open Monday & Friday evenings  
Service Department open Monday evenings PHONE 862-4253

**4-H CLUB**



See their work and achievements  
at the 4-H FAIR

**OVID SERVICE AGENCY**  
104 Main Ovid Phone 834-2288





**4-H FAIR  
August  
15-16-17**

St. Johns  
City Park

See the worthwhile exhibits and the wonderful  
displays these young people of  
Clinton County have prepared.

**Clinton  
Crop Service**

M-21 and Forest Hill Rd. Phone 224-4071

**MEET US  
AT THE FAIR!**



The fine training provided  
the young people better  
prepares them for all  
phases of life.



See their work  
and achievements  
at the  
**4-H Fair**  
August 15-16-17

**BOUGHTON ELEVATOR**  
DeWitt Phone 669-6684



**We Congratulate the 4-H Clubs of  
Clinton County**

Visit their outstanding exhibits at the  
**4-H Fair- Aug. 15-16-17**

**SILVESTRI Paint & Supply**  
St. Johns Phone 224-2784

**We Wish To Extend Our  
CONGRATULATIONS**



To The  
Clinton  
County  
**4-H  
Clubs**

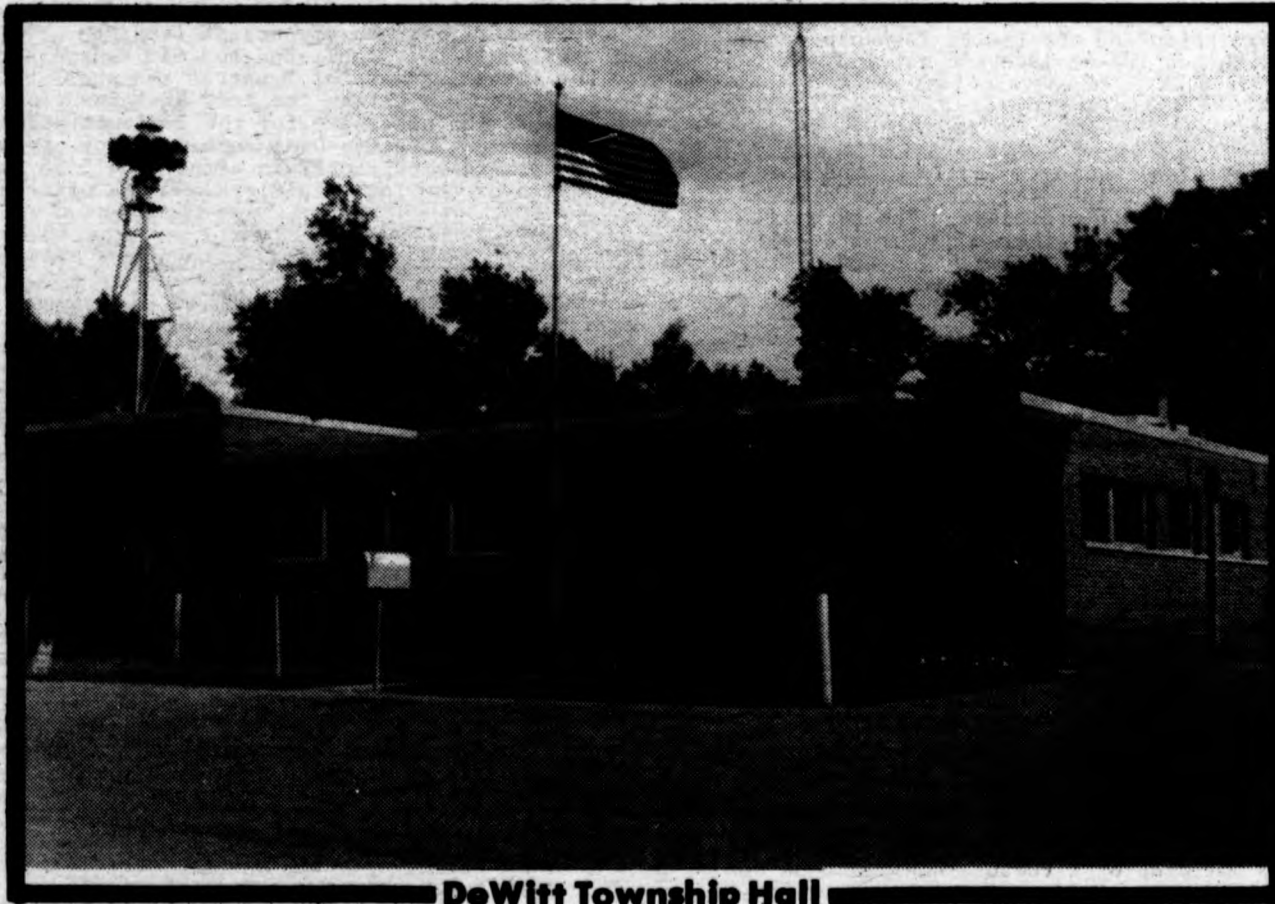
We salute the area  
boys and girls and  
their devoted  
leaders for the fine  
work being done.

Attend the 4-H Fair  
August 15-16-17  
**PHILLIPS  
IMPLEMENT Co.**  
313 N. Lansing St. Johns 224-2777

Supplement to: CLINTON COUNTY NEWS

August 10, 1977

# ZONING ORDINANCE 60 OF DEWITT TOWNSHIP 1977



DeWitt Township Hall

**ADOPTED:** Aug. 8, 1977

**RECORDED:** Aug. 8, 1977

**PUBLISHED:** Aug. 10, 1977

*Alta C. Reed*

8/8/77

ALTA C. REED, SUPERVISOR

DATE

*Donna B. Syverson*

8/8/77

DONNA B. SYVERSON, CLERK

DATE

DeWitt Township Zoning Ordinance of 1977

Title and Preamble

An Ordinance to provide for the establishment of:

- 1) Zoning Districts
- 2) Regulations to encourage the proper use of land
- 3) Provisions for the administration, enforcement of regulations
- 4) Penalties for violation of rules and regulations
- 5) A Township Board of Appeals
- 6) A Township Planning Commission

In the unincorporated portions of DeWitt Township pursuant to Public Act 184 of 1943, and Act 168 of 1959, as amended.

The DeWitt Township Board of Trustees Ordains:

Chapter I Short Title

This Ordinance shall be known as the "DeWitt Township Zoning Ordinance of 1977."

Chapter II Purposes

It is the purpose of this ordinance to promote public safety, health, morals, convenience, comfort and general welfare; to encourage the use of land and natural resources in the Township in accordance with their character, adaptability, and suitability for particular purposes; to enhance social and economic stability; to prevent excessive concentration of population; to reduce hazards to life and property due to flooding, pollution, excessive dust, fumes, smoke, noise, vibrations, or noxious odors; to establish fees; to lessen congestion on public streets and highways; to reduce hazards of fire; to prevent overburden to existing available public services and utilities; to encourage the orderly and proper development of respective districts and surrounding districts; to safeguard against excessive reduction of light by development to adjacent lands and buildings; to facilitate adequate provision of public utilities of sewer, water and drainage supply and distribution; to provide for education and recreation standards for physical development; and to provide for the enforcement of the standards and policy herein established by the creation of a Township Planning Commission pursuant to Act 184 of 1943, and Act 168 of 1959, as amended.

Chapter III Administration and Enforcement

Section 3.1 Administration

The provisions of this ordinance shall be administered by the DeWitt Township Planning Commission and the DeWitt Township Board of Trustees in accordance with Act 184 of 1943 and Act 168 of 1959, as amended.

Section 3.2 Enforcement

The Township Board of Trustees shall employ a "Building and Zoning Official" hereafter called "Official" to act as its officer to effect proper administration of this Ordinance. The term of employment, rate of compensation and any other conditions of employment shall be established by the DeWitt Township Board of Trustees. The Official shall have the power to enforce this Ordinance according to the procedures authorized by law, to enforce the provisions of this Ordinance.

All applications and certificates required by the provisions of this ordinance shall be submitted to the Official and shall be verified by him as to compliance with this ordinance prior to issuance of any permit or certificate as required herein.

The Official, under no circumstances, is permitted to alter or vary the terms of this Ordinance and has discretionary power only as specifically stated within the Ordinance.

The validity of all information provided the Official on any application required by this Ordinance shall be the responsibility of the applicant and shall be subject to the penalty provisions of this Ordinance.

Section 3.3 Permits and Certificates

Section 3.3.1 Building Permits

The following shall apply to the issuance of any Building Permit:

Requirements:

- 1) Excavation for any building or structure shall not be commenced, and the erection, addition to, alteration of, moving of any building or structure shall not be undertaken until a building permit has been secured from the Official. No building permit shall be issued for a use not allowed in a district or use requiring a Special Use Permit until after such Special Use Permit has been granted and issued in accordance with the provisions contained in Chapter VII.

Any building permit issued prior to the effective date of this Ordinance shall be valid even though not conforming to the provisions herein, provided that construction is commenced within (90) ninety days from the date of issuance of said permit and that the entire building shall be completed according to the plans filed with the permit application, within one year from the date of issue.

- 2) Application: shall be submitted to the Official on the form provided for that purpose by the Official and shall be accompanied by two (2) copies of a site plan, plot plan or survey, drawn to scale with the following information:

Building Permit

- 1) All information as required on form provided for that purpose
- b) Site plan, plot plan or survey drawn to scale showing lot dimensions, the plan required herein shall exhibit:
  - 1) Size of proposed and existing structures
  - 2) Location of proposed and existing structures on property from property lines
  - 3) Easements that prevail for drains or utilities
  - 4) Utility service connection locations for sewer, water, gas and electric (overhead and underground)
  - 5) Existing and proposed structure uses
  - 6) Square feet of lot coverage proposed and existing

3) Duration and extensions: A Building Permit shall be:

- a) Void if work does not commence within one hundred twenty (120) days of issuance
- b) Void if work stops for one hundred twenty (120) consecutive days
- c) Void after one year, unless renewed by written request at one-half (1/2) the initial fee
- d) One ninety (90)-day extension to any of the above on written request and the approval of the Official and shall be made prior to expiration of the original permit
- e) Any permit may be revoked by the Official whenever the holder or applicant, his agents or representatives, a) shall have made a false or fraudulent statement in the procurement, or in the exercise of such permit, or, b) violates any provisions of this Ordinance, or, c) fails to satisfy the requirements of this Ordinance.

4) Inspections: The Official shall make four (4) inspections of the site and structures covered by the permit as follows:

- a) First, after stake-out, but prior to excavation
- b) Second, after excavation and forming for footings, prior to pouring concrete
- c) Third, rough frame, after roof, rough plumbing, electrical, mechanical distribution, but prior to covering any structural detail
- d) Fourth, after building is finished and ready for occupancy and final inspection of electrical and plumbing are complete

5) Fees: All fees for inspection and issuance of permits or certificates required under this Ordinance shall be collected by the Official in advance of issuance. The amount of such fees shall be established and may be amended by resolution of the Township Board of Trustees and shall be in an amount sufficient to defray the cost of inspections and supervision necessary for the implementation and enforcement of this Ordinance. A copy of the schedule of such fees currently in effect shall be kept in the office of the Township Clerk and the Official.

Section 3.4 Certificates of Occupancy:

No building shall be used, occupied, or changed in use until a Certificate of Occupancy shall have been issued by the Official.

- 1) Certificates for New Structures: The certificate of occupancy shall be issued after final inspection and shall certify that all required inspections are completed satisfactorily and that the unit complies with all provisions of this ordinance and is ready for occupancy.
- 2) Certificates for Existing Structures: Certificates of occupancy may be issued upon written request for existing buildings, structures or parts thereof after inspection and verification that the building or structure is in compliance with the provisions of this Ordinance and minimum standards for existing buildings under the adopted Building Code of DeWitt Township.
- 3) Changes in Use and Occupancy: No change in the occupancy or use of an existing building or structure shall be allowed without reapplication in writing for a new Certificate of Occupancy certifying the change being in compliance with the provisions of this Ordinance.
- 4) Certificates for Nonconforming Use: Any use or occupancy of any land or building not specifically permitted in its particular zoning district shall require the issuance of a certificate of occupancy for continued use. The certificate shall indicate the nature of the authorized non-conforming use, the approximate date of commencement of said use, the dimensions of the building, if any, and any limiting conditions imposed upon said use.
- 5) Application for Certificates: Application for certificates of occupancy shall be made at the time of application for building permit or, in the case of existing buildings or uses of land, by application in writing to the Official. An application for certificate of occupancy for new construction shall be automatic with an application for a building permit and shall be issued at the completion of the final inspection. In case of existing buildings or uses of land, a certificate of occupancy shall be issued within ten (10) days after the receipt of such application if the building, structure, or use of land is in accordance with the provisions of the Ordinance. If such certificate is refused for cause, the applicant, shall be notified of such refusal in writing.
- 6) Temporary Certificates of Occupancy: The Official may issue a temporary certificate of occupancy for a specified period of time not to exceed one year for a principal building on a project before full completion of screening, planting, fencing and parking if, in his judgement, such

items could not have been completed at the same time as the principal building and further, where a performance bond equal to the estimated cost of these improvements has been posted.

- 7) **Records of Certificates:** A record of all certificates issued shall be kept on file in the office of the Building Official and copies shall be furnished at cost upon the request of any person having a proprietary or tenancy interest in the property involved.

### Section 3.5 Enforcement:

#### Section 3.5.1 Violations and Penalties:

The Official shall enforce the provisions of this Ordinance. Violations of any provisions of this Ordinance are declared to be a nuisance per se. Any and all building or land use activities considered possible violations of the provisions of this Ordinance observed or communicated to police and fire department employees or to any Township officials shall be reported to the Official.

- 1) **Penalties:** It shall be unlawful and punishable as provided herein for any person, firm, corporation or entity to commence, to continue, or maintain any use, condition, or maintain any condition or conduct contrary to the provisions of this Ordinance. Upon conviction thereof, such person, firm, corporation or entity shall be guilty of a misdemeanor punishable by imprisonment in the county jail for not more than ninety (90) days or by a fine of not more than one hundred (100) dollars or by both such fine and imprisonment. Each day that a violation exists shall constitute a separate punishable offense. The imposition of any sentence shall not exempt the offender from compliance with the requirements of this Ordinance. Violation of this Ordinance is hereby declared a nuisance per se and conviction of the penal provisions shall not preclude proceedings to abate such a nuisance.
- 2) **Cumulative Rights and Remedies:** The rights and remedies provided herein are cumulative and in addition to any other remedies provided by law, including, but not limited to such injunctive relief as may be appropriate.

#### Section 3.5.2 Conflicting Regulations:

In the interpretation, application and enforcement of the provisions of this Ordinance, whenever any of the provisions or limitations imposed or required by the provisions of this Ordinance are more stringent than any other law or ordinance, then the provision of this Ordinance shall govern, provided that whenever the provisions of any other law or ordinance impose more stringent requirements than are imposed or required by this Ordinance, then the provisions of such other law or ordinance shall govern.

## Chapter IV Board of Appeals:

### Section 4.1 Establishment:

There is hereby established a Board of Appeals in accordance with Act 184 of the Public Acts of Michigan of 1943 and Act 168 of 1959, as amended. The Board of Appeals shall perform its duties and exercise its powers as provided by Sections 18 through 23, of the said Act 184, as amended, and in such a way that the objectives of this Ordinance may be equitably achieved; that there shall be provided a means for competent interpretation and controlled flexibility in the application of this Ordinance; that the health, safety and welfare of the public be secured; and that substantial justice be secured.

#### Section 4.1.1 Membership, Terms of Office:

The Board of Appeals shall consist of five (5) members. The first member of such Board of Appeals shall be a member of the Township Planning Commission and appointed by the Township Board of Trustees, for his term of office; the second member shall be a member of the Township Board, appointed by the Township Board for the term of his office; the member from the Township Board or any elected Township Official shall not be the Chairman of the Board of Appeals; and the three (3) remaining members shall be selected and appointed for three (3) years by the Township Board from among the electors residing in the Township PROVIDED, that any employee or contractor of the Township Board shall not serve simultaneously as a member of, or as an employee of, the Board of Appeals. The terms of office shall be as set forth in Section 18 of Public Act 184 or 1943.

Members of the Board of Appeals shall be removable by the Township Board for nonfeasance, malfeasance, or misfeasance of office upon written charges and after public hearing.

#### Section 4.1.2 Rules Of Procedure:

The Board will adopt its own rules of procedure as may be necessary to conduct its meetings and carry out its function. The Board shall choose its chairman, a vice-chairman, and a secretary.

#### Section 4.1.3 Meetings:

Meetings shall be held at the call of the chairman and at such times as the Board may determine. All meetings of the Board shall be open to the public. The Board may declare any meeting, or part of any meeting a study meeting to pursue matters of business without comment or interruption from the public in attendance.

#### Section 4.1.4 Records:

Minutes shall be recorded of all proceedings which shall contain evidence and data relevant to every case considered together with the votes of the members and the final disposition of each case. Such minutes shall be filed in the office of the Township Clerk and shall be made available to the general public.

#### Section 4.1.5 Counsel:

The Township Attorney shall act as legal counsel for the Board and

shall be present at all meetings upon request by the Board.

#### Section 4.1.6 Hearings:

The Board of Appeals shall fix a reasonable time for the hearing of the appeal and give due notice thereof to all persons to whom any real property within three hundred (300) feet of the premises in question shall be assessed, such notice to be delivered personally or by mail addressed to the respective owners at the address given in the last assessment roll and shall decide the same within a reasonable time. Upon the hearing, any party may appear in person or by agent or by attorney. The Board of Appeals may reverse or affirm, wholly or partly, or may modify the order, requirement, decision, or determination appealed from and shall make such order, requirement, decision or determination as in its opinion ought to be made in the premises and to that end shall have all powers of the officer from whom the appeal was taken. Final decisions of the Board of Appeals shall be subject to judicial review.

#### Section 4.1.7 Decisions:

The Board of Appeals shall return a decision on each case within ninety (90) days after hearing is held by the Board after a request for appeal has been filed unless a further extension of time is consented to by the applicant. The decision of the Board shall be final five (5) days from the date of same unless the Board shall find that the immediate effect of such decision is necessary for the preservation of property or personal rights and shall so certify in the decision.

#### Section 4.1.8 Majority Vote:

The concurring vote of a majority of the members of the Board of Appeals shall be necessary to reverse any order, requirement, decision, or determination of the Official or to decide in favor of the applicant on any matter upon which they are required to pass under this Ordinance or to effect any variation in this Ordinance.

#### Section 4.1.9 Filing Of Appeals:

Appeals to the Board of Appeals may be made by any person aggrieved, or by any officer, department, or board of the Township. Any appeal from the ruling of the Official concerning the enforcement of the provisions of this Ordinance shall be made to the Board of Appeals within ten (10) days after the date of the mailing to the Official, and shall specify the grounds for the appeal. The Official shall immediately transmit to the Secretary of the Board all papers constituting the record upon which the action appealed from was taken.

#### Section 4.1.10 Stay:

The proper filing of an appeal shall stay all proceedings in furtherance of the action appealed from unless the Official certifies to the Board of Appeals after notice of appeal has been filed with him that by reason of facts stated in the certificate a stay would, in his opinion, cause imminent peril to life or property.

#### Section 4.1.11 Fees:

A fee as established by resolution of the Township Board shall be paid to the Township Clerk or the Official at the time of filing application with the Board of Appeals. The purpose of such fee is to cover, in part, the necessary advertisements, investigations, and other expenses incurred by the Board in connection with the appeal.

#### Section 4.2.1 Duties and Powers:

The Township Board of Appeals shall not have the power to alter or change the zoning district classification of any property, nor to make any change in the terms or intent of this Ordinance, but does have power to act on those matters where this Ordinance provides for an administrative review, interpretation, variance, or exception.

#### Section 4.3.1 Review:

The Board shall hear and decide appeals where it is alleged by the appellant that there is an error in any order, requirement, permit, decision or refusal made by the Official in administering or enforcing any provisions of this Ordinance.

#### Section 4.4.1 Interpretation:

The Board of Appeals shall have the power to:

- 1) Interpret, upon request, the provisions of this Ordinance in such a way as to carry out the intent and purpose of the Ordinance.
- 2) Determine the precise location of the boundary lines between zoning districts.
- 3) Classify a use which is not specifically mentioned so that it conforms to a comparable permitted or prohibited use, in accordance with the purpose and intent of each district.
- 4) Determine the off-street parking and loading space requirements for any use not specifically mentioned in Chapter X.

#### Section 4.5.1 Variances:

The Board shall have the power to authorize upon an appeal, specific variances from requirements, such as lot area and width regulations, building height and bulk regulations, yard and depth regulations, and off-street parking and loading space requirements, PROVIDED ALL of the BASIC conditions listed herein and any ONE of the SPECIAL conditions listed thereafter shall be satisfied.

- 1) **Basic Conditions:** That any variance granted from this Ordinance:
- a) Will not be contrary to the public interest or to the intent and purpose of this Ordinance.
  - b) Shall not permit the establishment within a district of any use which is not permitted by right within that zone district, or any use or dimensional variance for which a permit is required.
  - c) Will not cause a substantial adverse effect upon property values in the immediate vicinity or in the district in which the property of the applicant is located.
  - d) Is not one where the specific conditions relating to the property are so general or recurrent in nature as to make the formulation of a general regulation for such conditions reasonably practical.
- 2) **Special Conditions:** When ALL of the foregoing basic conditions are satisfied, a variance may be granted when any ONE of the following special conditions can be clearly demonstrated.
- a) Where there are practical difficulties or unnecessary hardships which prevent carrying out the strict letter of this Ordinance. These hardships or difficulties shall not be deemed economic, but shall be evaluated in terms of the use of a particular parcel of land.
  - b) Where there are exceptional or extraordinary circumstances or physical conditions such as narrowness, shallowness, shape, or topography of the property involved, or to the intended use of the property, that do not generally apply to other property or uses in the same zoning district and when such circumstances or conditions shall not have resulted from any act of the applicant subsequent to the adoption of this Ordinance and when such circumstances or conditions shall not have resulted from any act of the applicant in violation of a prior zoning ordinance applicable to said property.
  - c) Where such variation is necessary for the preservation of a substantial property right possessed by other properties in the same zoning district.
- 3) **Rules:** The following rules shall be applied in the granting of variances:
- a) The Board may specify, in writing, such conditions regarding the character, location, and other features that will, in its judgment, secure the objectives and purposes of this Ordinance. The breach of any such condition shall automatically invalidate the permit granted.
  - b) Each variance granted under the provisions of this Ordinance shall become null and void unless:
    - The construction authorized by such variance or permit has been commenced within six (6) months after the granting of the variance.
    - The use or occupancy of land, premises, or buildings authorized by the variance has taken place within one (1) year after the granting of necessary permits.
  - c) No application for a variance which has been denied wholly or in part by the Board shall be resubmitted for a period of one (1) year from the date of the last denial, except on the grounds of newly-discovered evidence or proof of changed conditions found upon inspection by the Board to be valid.

**Section 4.6.1 Temporary Permits**

**Temporary Permits:** For temporary structures for dwelling purposes, including trailer coaches, subject to the following procedures and limitations and those of Section 6.1.4 Temporary Housing Occupancy.

- 1) An application for a permit for the erection or movement of a temporary structure for dwelling purposes, including trailer coaches, shall be made to the Board on a special form used exclusively for that purpose.
- 2) The Board shall give due notice to the applicant and to all property owners within three hundred (300) feet of the property affected at least five (5) days before the hearing will be held on such application.
- 3) A temporary permit shall not be granted unless the Board finds adequate evidence that the proposed location of use will not be detrimental to property in the immediate vicinity; and that the proposed water supply and sanitary facilities have been approved by the County Health Department.
- 4) The Board may impose any reasonable conditions, including setbacks, land coverage, off-street parking, landscaping, and other requirements deemed necessary to protect adjoining properties and the public welfare. The violation of any such condition shall automatically invalidate the permit.
- 5) The permit issued shall clearly set forth the conditions under which the permit is granted and shall state that the proposed temporary dwelling structure is to be vacated upon expiration of a specific time limit not to exceed six (6) months. No permit shall be transferable to any other owner or occupancy.

**Section 4.7.1 Bond For Compliance:**

In granting any variance, or conditional permit, the Board of Appeals may require that a bond in such amount and sureties as it may determine, be furnished to ensure compliance with the requirements, specifications, and conditions imposed with the grant of variance or permit and to ensure the discontinuance of a conditional or temporary use by a stipulated time. Such bond shall not exceed the cost of removal of such uses, or the sum of Five Thousand (\$5,000) Dollars, whichever is the highest.

**Chapter V District Regulations**

**Section 5.1 Establishment of Districts**

For the purposes of this Ordinance, DeWitt Township is hereby divided into the following districts:

- A - Agricultural
- RL - Residential Low Density (single-family)
- RM - Residential Medium Density (single-family)
- RH - Residential High Density (single- and two-family)
- ML - Multiple Low Density Residential
- MM - Multiple Medium Density Residential
- MH - Multiple High Density Residential
- T - Trailer Park Development
- PO - Professional and Office Services
- BL - Business, Local
- BC - Business, Community
- BSC - Business, Shopping Center
- IL - Industrial, Light
- IH - Industrial, Heavy

**Section 5.2 Zoning Districts Map**

The boundaries of the respective districts are defined and established as depicted on the map entitled "Zoning District Map of DeWitt Township, Clinton County, Michigan" which is an integral part of this Ordinance and which is incorporated herein by reference together with the explanatory matter contained herein.

"The Zoning District Map of DeWitt Township, Clinton County, Michigan," shall be certified by the Chairman of the Planning Commission and by the Township Clerk and said certification shall contain the following words: "We hereby certify that the above map is the official Zoning Map of the DeWitt Township Zoning Ordinance, said map being accurate as to the depiction of the various districts on the effective date of said Ordinance."

If amendments are made in district boundaries or other matter depicted on the official Zoning Map, such changes shall not be considered final, and building permits shall not be issued until the appropriate amendments have been made on the official Zoning Map. Such amendments shall be made within five (5) normal working days after the effective date of the amendment. Each amendment shall be accompanied by a reference number on the map which shall refer to the official action of the Township Board. Two (2) copies of the official Zoning Map shall be maintained and kept up to date, one of which shall be in the office of the Township Clerk and one in the office of the Official.

**Section 5.2.1 Interpretation of District Boundaries:**

Where uncertainty exists with respect to the boundaries of any of the districts indicated on the official Zoning Map, the following rules shall apply:

- 1) Boundaries indicated as approximately following the streets or highways, the center lines of said streets or highways shall be construed to be such boundaries.
- 2) Boundaries indicated as approximately following lot lines shall be construed as following such lot lines.
- 3) Boundaries indicated as approximately following township boundary lines shall be construed as following such township boundaries.
- 4) Boundaries indicated as approximately following railroad lines shall be construed to be midline of the right of way.
- 5) Boundaries indicated as approximately parallel to the center lines of streets or highways shall be construed as being parallel thereto and at such distance therefrom as indicated on the official Zoning Map. If no distance is given, such dimension shall be determined by the use of the scale shown on the official Zoning Map.
- 6) Boundaries following the shoreline of a stream, lake, or other body of water, shall be construed to follow such shorelines, and in the event of change in the shoreline shall be construed as moving with the actual shoreline: boundaries indicated as approximately following the center line of streams, river, canals, or other bodies of water shall be construed to follow such center lines.
- 7) Where the application of the aforesaid rules leaves a reasonable doubt as to the boundaries between two (2) districts, the Board of Appeals shall have the jurisdiction to interpret lines of demarcation between districts by appeal of the interpretation of the Official or at the request of the Official as necessary to enable enforcement of the provisions of this Ordinance.

**Section 5.3 Zoning Districts Scope of Regulations:**

No building or structure, or part thereof, shall hereafter be erected, moved, constructed, or altered, and no new use or change in use shall be made unless in conformity with the provisions of this Ordinance and with the regulations specified for the district in which it is located.

- 1) The regulations applying to each district shall include specific limitations on the use of land and structure,

height and bulk of structures, density of population, lot area, yard dimensions, and area of lot that can be covered by each structure.

- 2) The Township Board of Appeals shall have the power to classify a use which is not specifically mentioned for the purpose of clarifying the use regulations in any district, by appeal of the Officials interpretation, if disputed or by request of the Official when a similar use is not clearly identifiable in any district.

#### Section 5.4 A District: Agricultural

##### Section 5.4.1 Intent and Purpose:

This district is intended to preserve, enhance and stabilize existing areas within the Township which are presently used for general farming and areas which, because of their soil characteristics and flora, should be conserved for agricultural use. In addition, premature urban development within rural areas can result in increased public costs because of the necessity of serving scattered urban development with water, sewer, schools, roadways, and other public services. It is, therefore, the intent of this district to preserve essential rural lands from urban development and to safeguard these lands and their essential economic value as agricultural lands.

In order to avoid intrusion of undesirable uses and to foster all possible benefits for a continued high quality environment, all land and structure uses in this District, as well as other districts in this Ordinance, have been classified into three categories: (1) Those uses permitted by "Right", (2) those uses permitted under "Special Conditions", and (3) those uses permitted by "Special Permit". The latter classification has been established to facilitate the inclusion within the District of certain uses that have been generally accepted as reasonably compatible, but that present potential injurious effects upon other property, unless authorized under specific and controlled conditions.

##### Section 5.4.2 Uses Permitted by Right:

- 1) Single-family residences incidental to the principal occupation of farming.
- 2) Field crop and fruit farming: Truck gardening, horticulture, greenhouses, tree nurseries and similar agricultural enterprises.
- 3) Raising and keeping of livestock and small animals, such as cattle, hogs, goats, sheep, horses, ponies, rabbits, poultry, aviaries and apiaries, PROVIDED, that such are raised on a farm having an area of not less than twenty (20) acres of land and conditions of Section 5.4.3 (6) a, d and e are met where applicable
- 4) Accessory uses incidental to any of the permitted uses subject to the setback requirements for residentially zoned property as specified in Section 6.1.5.
- 5) Signs, as specified in Chapter XI.

##### Section 5.4.3 Uses Permitted Under Special Conditions

The following uses shall be permitted subject to the special conditions hereinafter imposed:

- 1) Home occupations: Any home occupation operated in a single-family dwelling unit may be operated only if it complies with all the conditions specified in Section 6.4.1.
- 2) Cemeteries, public or private, subject to the conditions specified in Section 6.4.2.
- 3) Roadside stands selling products grown on the premises PROVIDED adequate parking is available off the road right-of-way and that stand or display is not closer than ten (10) feet to the road right-of-way.
- 4) Accessory uses incidental to the primary use. The storage of not more than one unoccupied mobile home may be allowed with the approval of the Official.
- 5) Slaughter and dressing of animals produced on the premises for the sole use and consumption of the occupants of the premises only; further provided that such activity is conducted on a parcel not less than twenty (20) acres in area.
- 6) Farm animals, including poultry, aviaries and apiaries, PROVIDED:
  - a) No storage of manure or any odor or dust producing materials or use shall not be permitted within one hundred (100) feet of any lot line adjoining residentially zoned land.
  - b) On parcels ten to nineteen point nine (10 - 19.9) acres, livestock may be kept and raised, but shall be limited in number on the basis of one animal housed in a barn or stable per half (1/2) acre of site acres, and shall be for the sole use and/or consumption of the occupants of the premises only.
  - c) The keeping and raising of livestock for profit shall not be permitted on sites of less than ten (10) acres. Livestock shall be kept and housed in a barn or stable for private use, but shall be limited in number on the basis of one animal being permitted on a minimum of two (2) acres and one additional animal being permitted for each half (1/2) acre of site area over two acres.
  - d) All livestock, farm animals, and/or poultry shall be fenced to prevent their roaming at large and shall be confined to the owner's premises.
  - e) Household pets, horses, ponies and customary animals

excluded, shall be permitted, but shall not exceed four (4) in number and shall be confined in some manner to prohibit their running at large. Domesticated animals such as dogs and cats which are kept and raised or boarded for profit in excess of four (4) in number shall require a kennel license and be allowed only as provided in the following section.

- 7) Public and private conservation areas and structures for the conservation of water, soil, open space, forest preserves, wildlife preservation, and similar passive recreational areas, subject to the following conditions:
  - a) The site shall be at least two (2) acres in area.
  - b) The site shall have at least one side abutting a major or secondary street. All ingress and egress to the site shall be directly from said street.
  - c) All buildings and structures shall be set back at least two hundred (200) feet from any property or street line. Whenever the installation abuts a residential district, this setback shall be landscaped with trees, grass and structural screens of a type approved by the Planning Commission.
- 8) Swimming pools, subject to the conditions specified in Section 6.4.3.
- 9) Single family residences not incidental to the principal occupation of farming, upon compliance with the provisions in Section 5.18.

##### Section 5.4.4 Uses Permitted by Special Use Permit

The following uses of land and structures may be permitted by the application for and the issuance of a Special Use Permit when all the procedural and site development requirements specified in Chapter VII are satisfied, together with any applicable requirements as outlined in the particular Article and Sections cited:

- 1) Public recreation and playgrounds.
- 2) Greenhouses and nurseries selling at retail on the premises.
- 3) Riding stables and livestock auction yards.
- 4) Raising of fur-bearing animals for profit.
- 5) Game or hunting preserves operated for profit.
- 6) Veterinary hospitals, clinics and kennels.
- 7) Seasonal labor housing complexes associated with agricultural enterprises, PROVIDED they are maintained in safe and sanitary condition, with inside water and sanitary sewerage disposal facilities and that they are occupied no more than six (6) months in any twelve (12) month period and otherwise comply applicable state statutes.
- 8) Sawmills.
- 9) Grain and seed elevators and sales, cold storage for cooperative and/or wholesale agricultural products.
- 10) Private noncommercial recreation areas, private nonprofit swimming pool clubs, community recreation center, or other noncommercial recreation activities, upon compliance with the provisions of Section 7.13.2. Swimming pools shall comply with the provisions of Section 6.4.3.
- 11) Golf courses and country clubs other than golf driving ranges and miniature golf courses, upon compliance with the provisions of Section 6.4.4.
- 12) Institutions for human care, religious institutions, educational and social institutions, upon compliance with the provisions of Section 7.13.1.
- 13) Funeral homes and mortuaries, PROVIDED the requirements of Section 7.13.4 are met.
- 14) Public buildings and public service installations upon compliance with the provisions of Sections 7.13.1(c).
- 15) Sand, gravel pits, quarries, upon compliance with Section 7.13.7.
- 16) Scrap metal and auto salvage upon compliance with Section 7.13.9.
- 17) Sanitary landfills, upon compliance with Section 7.13.8.
- 18) Special open space uses, public beaches, bath houses, private resorts, recreational camps, and other open space uses operated for profit, upon compliance with the provisions of Section 5.4.3 (7).
- 19) Commercial freestanding towers, upon compliance with the provisions of Section 6.3.1 (3).
- 20) Airports, PROVIDED that all applicable state and federal aviation safety requirements are complied with and that lodges, schools, churches or other public meeting places shall not be located adjacent to any airport.
- 21) Drive-in Theaters, upon compliance with the provisions in Section 7.13.11.

##### Section 5.4.5 Dimensional Requirements

Minimum dimensions for lot area, width, front, side and rear yards, together with maximum dimensions for lot coverage and building

heights, shall be required for every structure and land use in this District as specified in Section 5.18, except as otherwise stated in the text of this District under particular uses. Permitted reductions and special exceptions shall be allowed only as specified in Chapter VI, Exceptions, Supplementary Regulations and Special Conditions.

structures, telephone exchange buildings, transformer stations and substations, upon compliance with the provisions of Section 7.13.1(c).

- 4) Educational and social institutions: Public or private elementary and secondary schools, institutions for higher education, libraries, auditoriums and other places for assembly and centers for social activities, upon compliance with the provisions of Section 7.13.1(d).

**Section 5.4.6 Off Street Parking Requirements:**

as provided in Chapter X shall be met.

**Section 5.5 RL District: Residential Low Density (single-family)**

**Section 5.5.1 Intent and Purpose**

This section establishes the RL Residential Low Density Single-Family District to encourage the development of residential properties of a semi-rural character within areas of the Township which presently have public water and sewerage services or will receive such services shortly. This District includes existing low density one-family properties as well as areas within which such development appears both likely and desirable.

**Section 5.5.2 Uses Permitted by Right**

- 1) One-family dwelling.
- 2) Customary accessory uses and buildings, PROVIDED such uses and buildings are incidental to the principal use and do not include any activity conducted as a business. Any accessory building or use shall be located on the same lot with the principal building. Accessory uses shall include the following:
  - a) The leasing of rooms by a resident family to non-transient roomers when the total number of roomers does not exceed two (2) in any one dwelling, and provided that no sign is displayed.
  - b) Additional supplementary uses, including accessory buildings as stipulated in Chapter VI, Section 6.1.5.
- 3) Public recreation.
- 4) Name plates and signs, as provided in Chapter XI.
- 5) Automobile parking. Off-street parking spaces shall be provided as specified in Chapter X.
- 6) Cemeteries which lawfully occupied land at the time of the adoption of this Ordinance.
- 7) Household pets, horses, ponies and customary animals excluded, shall be permitted, but shall not exceed four (4) in number and shall be confined in some manner to prohibit their running at large. Domesticated animals such as dogs and cats which are kept and

**Section 5.5.3 Uses Permitted Under Special Conditions**

The following uses of land and structures shall be permitted, subject to the conditions hereinafter imposed for each use:

- 1) Temporary buildings for uses incidental to construction work. Such buildings shall be removed upon the completion or abandonment of the construction work or within the period of one year, whichever is the lesser time period.
- 2) Railroad right-of-way, including all necessary trackage, switches and operating devices, but excluding storage, marshalling yards, freight yards, or sidings.
- 3) Golf courses and country clubs other than golf driving ranges and miniature golf courses, subject to the following conditions specified in Section 6.4.4.
- 4) Cemeteries, public or private, subject to the conditions specified in Section 6.4.2.
- 5) Customary household pets may be kept on a noncommercial basis when properly housed and fenced. Household pets may not exceed four (4) in number for any one residence and shall at all times be housed or fenced within an enclosure which will not permit them to run at large outside the confines of the owner's property. No other animals shall be kept on residential land unless same are farm income producing and situated on a farm of not less than twenty (20) acres.
- 6) Home occupations, subject to the conditions specified in Section 6.4.1.
- 7) Private swimming pools, subject to the conditions specified in Section 6.4.3.

**Section 5.5.4 Uses Permitted by Special Use Permit**

The following uses of land and structures may be permitted by the application for and the issuance of a Special Use Permit when specified procedures and requirements, as outlined in Chapter VII are complied with:

- 1) Institutions for human care: Hospitals, clinics, sanitariums, nursing or convalescent homes, homes for the aged, philanthropic and charitable institutions, upon compliance with the provisions of Section 7.13.1(a).
- 2) Religious institutions: Churches, convents, parsonages and other housing for religious personnel, upon compliance with the provisions of Section 7.13.1(b).
- 3) Public buildings and public service installations: Publicly-owned and operated buildings, public utility buildings and

**Section 5.5.5 Dimensional Requirements**

Minimum dimensions for lot area, width, front, side and rear yards, together with maximum dimensions for lot coverage and building heights, shall be required for every structure and land use in this District as specified in Section 5.18, except as otherwise stated in the text of this District under particular uses. Permitted reductions and special exceptions shall be allowed only as specified in Chapter VI, Exceptions, Supplementary Regulations and Special Conditions.

**Section 5.5.6 Off Street Parking Requirements:**

as provided in Chapter X shall be met.

**Section 5.6 RM District: Residential Medium Density (single-family)**

**Section 5.6.1 Intent and Purpose**

To provide a Low Density Residential District to encourage the development of residential properties of higher density than provided for in RL Residential Districts by allowing single-family dwelling unit construction on smaller lot areas. The District also includes areas within the Township which presently have or will have within the reasonable future, public water and sewer facilities.

**Section 5.6.2 Uses Permitted by Right**

- 1) One-family dwelling.
- 2) Accessory uses and buildings, PROVIDED such uses and buildings are incidental to the principal use and do not include any activity conducted as a business. Any accessory building or use shall be located on the same lot with the principal building and shall be used for customary storage of automobiles and other such outdoor equipment associated with a residence. Such equipment shall be owned and operated by the occupant of the principal dwelling to which that building is an accessory use. The erection of accessory buildings shall comply with Chapter VI of Section 6.1.5.
- 3) Name plates and signs, as provided in Chapter XI, "Signs".
- 4) Automobile parking. Off-street parking shall be provided as specified in Chapter X.
- 5) Cemeteries which lawfully occupied land at the time of the adoption of this Ordinance.
- 6) Household pets, horses, ponies and customary animals excluded, shall be permitted, but shall not exceed four (4) in number and shall be confined in some manner to prohibit their running at large. Domesticated animals such as dogs and cats which are kept and

**Section 5.6.3 Uses Permitted Under Special Conditions**

- 1) Temporary buildings for uses incidental to construction work, such building being temporary and subject to removal upon completion or abandonment of construction or within one year, whichever is the lesser time period.
- 2) Customary home occupations provided for and in accordance with the provision of "Home Occupations" in Section 6.4.1.
- 3) Private swimming pools, subject to the conditions specified in Section 6.4.3.
- 4) Customary household pets may be kept on a noncommercial basis when properly housed and fenced. Household pets may not exceed four (4) in number for any one residence and shall at all times be housed or fenced within an enclosure which will not permit them to run at large outside the confines of the owner's property. No other animals shall be kept on residential land unless same are farm income producing and situated on a farm of not less than twenty (20) acres.

**Section 5.6.4 Uses Permitted by Special Use Permit**

The following uses of land and structures may be permitted by the application for and the issuance of a Special Use Permit when all the procedural and site development requirements specified in Chapter VII are satisfied, together with any applicable requirements as outlined in the article and Sections cited.

- 1) Private, noncommercial recreation areas: private, nonprofit swimming pool clubs, community swimming pool clubs, community recreation centers, or other noncommercial recreation activities serving an existing or proposed localized residential community, in accordance with the provisions of Section 7.13.2. Swimming pools shall be in accordance with the provisions of Section 6.4.3.
- 2) Golf course and country clubs other than golf driving ranges and miniature golf courses, subject to the conditions specified in Section 6.4.4. Additionally, the site plan shall be approved in accordance with the requirements of Chapter VII, Section 7.1.

- 3) Cemeteries, public and private, subject to the conditions specified in Section 6.4.2.
- 4) Institutions for human care: Hospitals, clinics, sanitariums, nursing or convalescent homes, homes for the aged, philanthropic and charitable institutions, upon compliance with the provisions of Section 7.13.1(a).
- 5) Religious institutions; churches, convents, parsonages and other housing for religious personnel, upon compliance with the provisions of Section 7.13.1(b).
- 6) Public buildings and public service installations: Publicly-owned and operated buildings, including public utility buildings and structures, telephone exchange buildings, transformer stations and substations, upon compliance with the provisions of Section 7.13.1(c).
- 7) Educational and social institutions: Public or private elementary and secondary schools, institutions for higher education, libraries, auditoriums and other places for assembly and centers for social activities, upon compliance with the provisions of Section 7.13.1(d).

#### Section 5.6.5 Dimensional Requirements

Minimum dimension requirements for lot area, width, front, side and rear yards, together with maximum dimensions for lot coverage and building heights, shall be required for every use in this District as specified in Section 5.18, except as otherwise stated in the text of this section under particular uses.

#### Section 5.7 RH District: Residential High Density (single- and two-family)

##### Section 5.7.1 Intent and Purpose

To provide a Medium Density Residential District to encourage the development of residential properties of higher density than provided for in RM Residential Districts by allowing single-family dwelling unit construction on smaller lot areas. The District also includes areas within the Township which presently have or will have in the reasonable future, public water and sewer facilities.

##### Section 5.7.2 Uses Permitted by Right

All uses permitted by "Right" as stated in District RM, subject to the conditions therein.

##### Section 5.7.3 Uses Permitted Under Special Conditions

All uses permitted in District RM, subject to the conditions stated therein.

##### Section 5.7.4 Uses Permitted by Special Use Permit

All uses permitted in District RM, subject to the conditions stated therein, plus:

- 1) Two-family dwellings, with a minimum lot size of 15,000 sq. ft.

##### Section 5.7.5 Dimensional Requirements

Minimum dimension requirements for lot area, width, front, side and rear yards, together with maximum dimensions for lot coverage and building heights, shall be required for every use in this District as specified in Section 5.18, excepting as otherwise stated in the text of this section under particular uses.

##### Section 5.7.6 Off Street Parking Requirements:

As provided in Chapter X shall be met.

#### Section 5.8 ML District: Multiple Low Density Residential

##### Section 5.8.1 Intent and Purpose

This district is established recognizing that certain properties within the Township, due to their soils, drainage and lack of public services, are not suitable for high density development. This district is provided to accommodate a mixture of two-family and multiple-family dwellings on those specified lands. This district can also serve as a transition between low and higher density residential areas. The allowable density in the ML District shall be from two (2) units per net acre to four (4) units per net acre.

##### Section 5.8.2 Uses Permitted by Right

- 1) Two-family dwelling units.
- 2) Singular multiple-family dwellings.
- 3) Signs which identify any of the permitted uses in this district shall be in accordance with the requirements of Chapter XI.
- 4) Community Recreation Facilities in accordance with the requirements of Sec. 5.8.7 (7).

##### Section 5.8.3 Uses Permitted Under Special Conditions

The following uses of land and structures shall be permitted, subject to the conditions hereinafter imposed for each use:

- 1) Temporary buildings for uses incidental to construction work. Such buildings shall be removed upon the completion or abandonment of the construction work and further, no occupancy permit shall be issued until the temporary buildings are removed.
- 2) Railroad right-of-way, including all necessary trackage, switches and operating devices, but excluding storage, marshalling yards, freight yards or sidings.

- 3) Golf courses and country clubs, in accordance with Section 6.4.4.

- 4) Cemeteries, public or private, in accordance with Section 6.4.2.

- 5) Private Swimming Pools, subject to conditions specified in Section 6.4.3.

#### Section 5.8.4 Uses Permitted by Special Use Permit

The following uses of land and structures may be permitted by the application for and the issuance of a Special Use Permit when all the procedural and site development requirements specified in Chapter VII are satisfied, together with any applicable requirements as outlined in the article and Sections cited:

- 1) Retirement centers, including facilities for the care and treatment of the convalescent and aged.
  - a) Retirement centers shall be construed to mean any development whose primary purpose is to provide living facilities for retired persons.
  - b) Retirement centers shall not be operated on parcels of less than ten (10) acres in size.
- 2) Day nursery, upon compliance with Section 7.13.3.

#### Section 5.8.5 Site Plan Review Procedure

The procedures specified in Sections 7.1 through 7.3 shall be followed for all multiple family developments.

#### Section 5.8.6 Dimensional Requirements

The following minimum and maximum dimensions for site development shall be required for a multiple dwelling structure and land use in this district. (Note: Maximum density requirements are specified for each Multiple Family District. Those density requirements shall be adhered to in addition to the following requirements.)

##### A. Singular Multiple-Family Dwelling

###### 1. Minimum Site Area:

A minimum site area of one acre shall be provided with a maximum density allowable of one unit per five thousand (5000) square feet of site area.

###### 2. Minimum Site Width:

No multiple-family structure shall be constructed on a lot or parcel less than one hundred fifty (150) feet in width.

###### 3. Maximum Site Coverage:

No more than thirty percent (30%) of the net site area shall be covered by buildings. Net site area shall mean the site area exclusive of parking and private access drives.

###### 4. Minimum Yard Requirements:

For buildings up to thirty-five (35) feet in height shall be:

- a) Front - fifty (50) feet
- b) Side - twenty (20) feet
- c) Rear - sixty (60) feet

For each one foot of building height above thirty-five (35) feet, one foot shall be added to the front, side and rear yard requirements.

The above setbacks shall apply, except that no building side shall be closer to a street right-of-way than fifty (50) feet or seventy-five feet from a state or federal highway right-of-way, regardless of any other convention designating them front, rear or side.

###### 5. Maximum Building Height:

Singular multiple-family structures may be three (3) stories in height, but shall not exceed forty (40) feet. Accessory buildings shall not exceed fifteen (15) feet in height.

###### 6. Minimum Floor Areas: As specified in General Requirements, Section 5.18.

#### Section 5.8.7 General Standards

The following general standards shall be required for a multiple family dwelling and land use.

##### 1. Location:

In order to facilitate orderly growth and prevent overburdening of public roads within the township, the following requirements shall be met:

- a) Developments of twenty-four (24) units or more must have direct access onto a primary road or highway as designated by the Clinton County Road Commission.
- b) Developments shall be serviced by public sanitary sewer.

##### 2. Automobile Parking:

- a) Developments of twelve (12) units or less, two and one-half (2½) parking spaces shall be required for each unit.
- b) Parking areas on sites of five (5) acres or less shall

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be behind the front building line.

- c) Parking areas shall not be closer than ten (10) feet from an adjacent residential zone.
  - d) Carports: Parking for multiple-family developments may be contained within carports.
  - e) In developments of four (4) units or more, off-street parking spaces shall be provided as specified in Chapter X.
  - f) All parking spaces shall be a minimum of two hundred (200) square feet in area or ten (10) by twenty (20) feet.
3. Curb and Gutters:  
Must be provided for all drives and at the perimeter of all parking areas.
4. Sidewalks: Shall be required on all public and private streets at a minimum of four (4) feet wide. If the curb is being used as part of sidewalk, the width must be increased to five (5) feet in width.
5. Fencing: Multiple development sites must be fenced on all property lines not fronting on a street by a fence with a minimum height of four (4) feet, except the first twenty (20) feet meeting a road right-of-way shall be three (3) feet in height. The type of fencing shall be approved by the Township Planning Commission. The type, material and location must be designated on the site plan.
6. Private Streets: Private streets or private access drives may be permitted within group housing developments, PROVIDED that the following minimum requirements are met:
- a) All streets, roadways or private access drives will be paved to a minimum width of twenty (20) feet when parking is prohibited. Additional widths for streets may be required by the Township Planning Commission based upon the particular density and building relationship proposals of the proposed multiple development.
  - b) No dead-end street or roadway shall serve more than one hundred (100) dwelling units as a means of vehicular access.
  - c) Suitable turning facilities shall be provided for vehicles at the terminus of all dead-end streets or roadways. A minimum radius of fifty (50) feet shall be required for all turnarounds; an additional width may be required by the Township Planning Commission after consideration of the vehicular needs of a particular multiple housing development proposal.
  - d) Satisfactory arrangements shall be made with the Township Planning Commission regarding the maintenance and repair of streets, roadways or access drives.
7. Recreation Area: One hundred (100) square feet per bedroom, but no less in area than twelve hundred (1200) square feet, whichever is greater, shall be developed and maintained for recreational use. Where applicable, the following shall be included:
- a) Play courts, such as sandplay, swinging, climbing, sliding and jumping.
  - b) Community recreational facilities, such as field games (softball, etc.) court games (basketball, tennis, etc.) and a swimming pool.
  - c) Picnic areas including picnic tables, grills, etc.
8. Landscaping: Acceptable landscaping shall be provided in open spaces, around buildings and within parking areas. No occupancy permit may be issued until landscaping has been inspected and approved or a performance bond equal to the estimated cost has been posted with the Township. Said performance bond shall be forfeited if landscaping has not been completed one (1) year after an occupancy permit has been issued for said building.
- a) In addition to any landscaping required in any particular district, all parking areas of twenty-five (25) or more vehicles shall be landscaped. Such landscaping shall be accomplished throughout the parking areas on the basis of two hundred (200) square feet of grass and planted area (including trees) for each twenty-five (25) parking spaces. All landscaping shall be adequately maintained in a healthy condition.
  - b) When deemed necessary by the Planning Commission, in order to protect surrounding properties, appropriate screening through the use of plant materials, wood or brick, approved by the Planning Commission, may be required.
9. Utility Service: Electric and telephone distribution lines shall be underground. Any utility installations remaining above ground shall be located so as to have a harmonious relation to neighboring properties and the site.
10. Solid Waste Disposal: A satisfactory solid waste disposal system shall be designed in accordance with the following provisions, and approved with the site plan.
- a) Solid Waste Dumpsters: Trash dumpsters, if used, shall be located throughout the development to facilitate the temporary collection of trash. All dumpsters shall be easily accessible to the dwelling

units served. Dumpsters shall be covered and screened from public view with a solid screen constructed on at least three sides.

- b) Solid Waste Compactors: Trash compactors, if used, shall be placed in easily accessible locations in the development.
  - c) Individual Solid Waste Containers are prohibited.
  - d) Litter: Litter shall be collected regularly and the grounds shall be kept neat and orderly in appearance.
11. Use of Space Below Grade for Dwelling Purposes: No space below grade level shall be used for dwelling purposes except as follows:
- a) When the finished floor grade of the space below grade is not more than four (4) feet below outside finished grade elevation at any point on the periphery of the structure enclosing that below grade dwelling space.
  - b) On sloping sites when the finished floor of the space below grade is above outside finished grades for the length of one entire wall and adequate through or cross ventilation is provided.

### Section 5.9 MM District: Multiple Medium Density Residential

#### Section 5.9.1 Intent and Purpose

This district is established recognizing that certain properties within the Township, due to their soils, drainage and availability of public services, are not suitable for high density development. This district is provided to allow the development of certain parcels at a relatively high density that will receive, in the opinion of the Planning Commission, adequate public services in the near future. This district also provides for a mixture of housing types which can be developed in a unified manner. The allowable density in this district shall be from five (5) to eight (8) units per net acre.

#### Section 5.9.2 Uses Permitted by Right

- 1) All uses Permitted by Right in the ML District Section 5.8.2.

#### Section 5.9.3. Uses Permitted Under Special Conditions

The following uses of land and structures shall be permitted, subject to the conditions hereinafter imposed on each use.

- 1) All Uses Permitted Under Special Conditions in the ML District Section 5.8.3.
- 2) Group housing developments, including those types of residential housing customarily known as garden apartments, townhouses, row housing units, and other housing structures of similar character subject to the provisions of Sections 5.8.5, 5.8.7 and 5.9.6.

#### Section 5.9.4 Uses Permitted by Special Use Permit

The following uses of land and structures may be permitted by the application for and the issuance of a Special Use Permit when all the procedural and site development requirements specified in Chapter VII are satisfied, together with any applicable requirements as outlined in the article and Sections cited:

- 1) All Uses Permitted by Special Use Permit in the ML District Section 5.8.4.
- 2) Lodging houses, PROVIDED that not more than four (4) non-transient roomers are accommodated in one dwelling and that said dwelling is occupied by a resident family.
- 3) Boarding houses, PROVIDED that not more than four (4) nontransient persons are accommodated for the serving of meals.

#### Section 5.9.5 Site Plan Review Procedure

The procedures established in Section 7.1 through 7.3 shall be followed for all multiple-family developments.

#### Section 5.9.6 Dimensional Requirements

The minimum and maximum dimensions specified in Section 5.8.6 for site development shall be required for all multiple dwellings and land uses allowed in this district. In addition, the following dimensional requirements shall apply to group housing developments:

##### A. Group Housing Development

###### 1. Minimum Site Area:

No group housing development shall be permitted with a gross site area of less than two (2) acres and shall provide a minimum of thirty five hundred (3500) square feet of site area per dwelling unit.

###### 2. Minimum Site Width:

No group housing development shall be permitted on a site less than two hundred (200) feet in width.

###### 3. Maximum Site Coverage:

No group housing development, including accessory buildings, shall cover more than thirty percent (30%) of the net site area. Net site area shall mean exclusive of parking and private access drives.

4. Minimum Yard Requirements:

For buildings up to thirty five (35) feet in height, no building in a group housing development shall be closer to property lines than:

- a) Front-fifty (50) feet
- b) Side-twenty (20) feet
- c) Rear-sixty (60) feet

For each one foot of building height above thirty five (35) feet one foot will be added to the front, side and rear setback requirements from property lines.

5. Other Yard Requirements:

- a) No structure in a group housing development shall be closer than twenty five (25) feet, nor further than one hundred fifty (150) feet from a street or private access drive.
- b) Buildings in group housing developments one story in height shall not be closer in horizontal distance front to front, rear to rear or front to rear than fifty (50) feet. The horizontal distance end to end shall not be closer than thirty (30) feet.

These distances shall be increased by five (5) feet for each additional story.

6. Maximum Building Height:

No building shall exceed three (3) stories or forty (40) feet in height. Accessory buildings shall not exceed fifteen (15) feet in height.

7. Minimum Dwelling Floor Area:

- a) A minimum dwelling unit floor area does not include common hallways, common storage areas and service areas.
- b) Efficiency Unit: Shall have a minimum of five hundred and fifty (550) square feet of floor area, but only ten percent (10%) of the total number of completed units may be in one building.
- c) One-Bedroom Unit: Shall have a minimum of seven hundred (700) square feet of floor area. A one-bedroom unit shall as a minimum consist of a bedroom, living room and kitchen, or a bedroom and combined living room-kitchenette.
- d) First Additional Room: The dwelling unit shall be increased by one hundred twenty (120) square feet.
- e) Subsequent Additional Rooms: For each additional room thereafter, the dwelling unit shall be increased by two hundred (200) square feet.

B. Lodging and Boarding Houses1. Minimum Site Area:

A minimum site area of six thousand six hundred (6600) square feet for each dwelling unit, plus five hundred (500) square feet for each nontransient person accommodated.

2. Minimum Site Width:

No lodging or boarding house structure shall be constructed on a lot or parcel less than one hundred fifty (150) feet in width.

3. Maximum Site Coverage:

No more than thirty percent (30%) of the net site area of a boarding or lodging house development shall be covered by buildings, accessory buildings included.

4. Minimum Yard Requirements:

For buildings up to thirty five (35) feet in height, no boarding or lodging house structure shall be closer to property lines than:

- a) Front - fifty (50) feet
- b) Side - twenty (20) feet
- c) Rear - Sixty (60) feet

The above setbacks shall apply except that no building shall be closer to a street right-of-way than fifty (50) feet or seventy-five (75) feet from a state or federal right-of-way.

5. Maximum Building Height:

No lodging or boarding house shall be more than two and one-half stories or exceed thirty-five (35) feet in height. Accessory buildings shall not exceed fifteen (15) feet in height.

6. Minimum Floor Areas: As specified in Section 5.18.Section 5.9.7 General Standards

The standards specified in Section 5.8.7 shall apply.

Section 5.10 MH District: Multiple High Density ResidentialSection 5.10.1 Intent and Purpose

This district is provided to accommodate a mixture of housing types, to permit boarding and lodging houses under specified maximum capacities, and to serve the needs for duplex housing, garden apartments, townhouses, row houses or other group housing facilities similar in character and density. Any development in this district shall have adequate public services including sewer, water drainage, roads and solid waste handling facilities. The allowable density in this district shall be from nine (9) units to twelve (12) units per net acre.

Section 5.10.2 Uses Permitted By Right

- 1) All Use Permitted by Right in the MM District, Section 5.9.2.

Section 5.10.3 Uses Permitted Under Special Conditions

- 1) All Uses Permitted Under Special Conditions in the MM District, Section 5.9.3.

Section 5.10.4: Uses Permitted By Special Use Permit

The following uses of land and structures may be permitted by the application for and the issuance of a Special Use Permit when all the procedural and site development requirements specified in Chapter VII are satisfied, together with any applicable requirements as outlined in the article and Sections cited:

- 1) All Uses Permitted by Special Use Permit in the MM District Section 5.10.4.

Section 5.10.5 Site Plan Review Procedure

The procedures established in Sections 7.1 through 7.3 shall be followed for all multiple-family developments.

Section 5.10.6 Dimensional Requirements

The minimum and maximum dimensions specified in Section 5.8.6 for site development shall be required for all multiple dwellings and land uses allowed in this district. For group housing developments and lodging or boarding houses, the dimensional requirements specified in Section 5.9.6 shall apply.

Section 5.10.7 General Standards

The standards specified in Section 5.8.7 shall apply.

Section 5.11 T District: Trailer Park DevelopmentSection 5.11.1 Intent and Purpose:

This district is intended to provide for the development of Trailer Parks specifically designed to meet the needs of and accommodate mobile home structures and to insure that the residents of such communities shall be provided with certain minimum standards for quality of living environment.

Section 5.11.2 Uses Permitted By Right:

A mobile home development may include any or all of the following uses, PROVIDED that a plan of the proposed development is approved by the State of Michigan in accordance with Act 243, Public Acts of 1959, as amended, and that said development plan shall comply with the provisions of this Ordinance as follows:

- 1) Mobile homes, trailers, trailer coaches, or similar vehicles shall be designed for occupancy as dwellings as defined in this Ordinance.
- 2) Accessory buildings required for normal operation of the mobile home development shall be required. Such uses as stores, mechanical dispensers, equipment storage, coin operated laundry and dry cleaning facilities may be permitted provided that such uses:
  - a) Shall not occupy more than ten percent (10%) of total site;
  - b) Shall be subordinate to the residential use and character of the park;
  - c) Shall be located, designed, and intended to serve the trade or service needs of persons residing in the park;
- 3) One permanent building for conducting the operation and maintenance of mobile home park developments shall be required. A caretaker's residence may be provided within or in addition to said permanent building.
- 4) Signs: The following signs pertaining exclusively to the mobile home park are permitted.
  - a) One free-standing, illuminated (but not flashing or moving) sign may be located near one entrance on each street upon which the mobile home park fronts according to the following:
    - 1) On major roads as designated by the Planning Commission a permanent sign shall not be larger than twenty-five (25) square feet in size. A temporary sign up to one hundred (100) square feet may be allowed during construction and initial fill-up period for a designated period of time approved by the Official not to exceed three (3) years.
    - 2) On all other streets, the maximum permitted size shall be eighteen (18) square feet.
  - b) Signs shall not exceed eight (8) feet in height.
  - c) Signs shall be located so that visibility of

pedestrians or motorists, within or without the mobile home park will not be impeded.

d) Signs purely for traffic regulation and direction within the mobile home park may be utilized as required.

5) Off-street parking in compliance with the provisions of Sections 5.11.3 (30) and 5.11.3 (31).

**Section 5.11.3 Mobile Home Park Site Development Requirements and Standards**

- 1) **Minimum and Maximum Park Size:** A twenty (20) acre site accessible to a major thoroughfare shall be required as the minimum park size. In no event shall the first phase of the park be larger than three hundred (300) mobile home sites.
- 2) **Park Location:** The mobile home park shall be located so that all ingress and egress driveways or roadways within the park development are connected to a major paved thoroughfare, except for restricted emergency exits.
- 3) **Side Yard Dimensions:** All buildings and mobile homes within the mobile home park site shall be no closer than fifty (50) feet from any public street line or residential district. Also, there shall be a setback of fifty (50) feet on any side or rear property line of the mobile home park site. This setback may be reduced to minimum of twenty (20) feet if approval is given by the Planning Commission and the area gained through reduction is put into open space. Such setback space shall be adequately landscaped.
- 4) **Site Screening:** The mobile home park shall be screened from adjacent residential districts by the use of obscuring fencing, walls, earth forms, plantings, or any combination thereof. All structural screening shall be at least four (4) feet but not more than six (6) feet in height. The plans and specifications for the mobile home park development shall include the proposed arrangement of such plantings and screening structures and shall be subject to the approval of the Planning Commission.
- 5) **Site Access:** All mobile home development sites shall provide at least two points of entrance or exit from the park, located no closer than two hundred (200) feet from the intersection of any two public roads. The ingress and egress drives or roadways within the park shall be paved, and for a distance of at least one hundred (100) feet from the public roads the ingress and egress routes shall be no less than twenty-four (24) feet wide.
- 6) **Space Requirements:** The minimum lot area used or occupied by each mobile home shall be four thousand five hundred (4,500) square feet, exclusive of park drives, parking area, service facilities, and required recreation area.
- 7) **Yard Requirements:** The minimum lot width shall be fifty (50) feet and no mobile home unit shall be closer on the nonentry side of the unit to the side lot line than five (5) feet. A minimum separation of twenty (20) feet is maintained between all mobile homes. There shall be a minimum of ten (10) feet between the end of the mobile home and the rear lot lines.
- 8) **Setback:** No mobile home shall be located closer than fifteen (15) feet to any private street or roadway nor shall it be located closer than fifty (50) feet to any public right-of-way, nor closer than five (5) feet to any common sidewalk.
- 9) **Park Roads:** Each mobile home lot shall have access to a park driveway, roadway, or street which shall be paved to a minimum width of twenty-two (22) feet and have a cross section as approved by the County Road Commission, provided that no parking shall be permitted on said roadway. No park shall provide or have direct access through any recorded single-family subdivision. The required paving width for said streets, roadways, or driveways may be adjusted if a one-way street pattern is proposed as part of the proposed site development. Said one-way streets shall be paved to a minimum width of twenty (20) feet and no parking shall be permitted on said roadway.
- 10) **Walks and Curbs:** A thirty-six (36) inch concrete walk shall be provided on both sides of all collector roads. curbing shall also be provided and may be in the form of a one-piece curb, gutter and sidewalk installation where applicable.
- 11) **Mobile Home Lot Improvements:** A mobile home shall not be permitted to occupy single or multiple lots or sites if either its length or width would cause it to encroach upon minimum yard area or minimum distance as prescribed herein.
- 12) **Foundations** in the form of concrete piers to a depth of forty-two (42) inches shall be provided for each mobile home unit placed on a mobile home lot. Such piers shall be installed in number and location according to manufacturers specifications. Further, installation of said foundation piers shall require a building permit and be subject to inspection by the Building Official.
- 13) **Supports:** shall be installed according to manufacturers specifications. Said supports, jacks or blocks shall be uniform throughout the mobile home park.
- 14) **Skirting:** shall be provided and shall be uniform throughout the park. One access door shall be permitted and screen vents shall be installed to permit cross ventilation.
- 15) **Tie Down Facilities:** shall also be incorporated into the concrete piers so that guy line shall be installed under the mobile home at sufficient intervals to prevent upheaval of mobile homes during severe winds and storms.

- 16) **Building Height:** No building or structure shall exceed fifteen (15) feet in height, except that the one permanent building for conduction of the business operation and one permanent building for recreation may exceed said height, but said buildings shall not exceed two stories. One central T.V. Tower to service the mobile home park may also exceed this height restriction.
- 17) **Lighting and Signs:** Signs identifying the mobile home park shall be permitted upon approval of plans for same by the DeWitt Township Planning Commission. No lighting shall shine on adjacent properties. All other lighting shall be in accordance with Act 243, Public Acts of 1959, as amended.
- 18) **Recreation Areas:** Exclusive of other yard and open space requirements of this section, common usable recreation space of at least two hundred (200) square feet per mobile home site in the park, with a minimum area of twenty thousand (20,000) square feet, shall be developed and maintained by the management, whichever is greater. The area or areas shall not be less than seventy-five (75) feet in its smallest dimension and no further than five hundred (500) feet from any mobile home site served. In addition, an indoor area or recreation center shall be provided and shall contain a minimum of five (5) square feet for each mobile home site developed in the park.
- 19) **Fuel Tanks:** All fuel oil and gas tanks shall be underground. All tanks shall be of an approved type to comply with building code standards and shall be equipped with vent pipes and with fused valves.
- 20) **Plumbing, Water Supply and Sewage Disposal:**
  - a) Plumbing fixtures shall be connected to a public sanitary sewer or approved sewage disposal system, and shall meet with the requirements of the Mid-Michigan Health Department and the Plumbing Code of the State of Michigan, the State Health Department, and by the South Clinton County Sanitary Sewer Authority.
  - b) The plumbing connections to each mobile home site shall be constructed so that all lines are protected from freezing, accidental damage, or from creating any type of nuisance or health hazard.
  - c) Water from a public or state tested and approved water supply shall be piped to each mobile home and shall be adequately protected from frost. Municipal water shall be utilized if available and directed to be used as a condition for approval.
- 21) **Utility Cabinets:**
  - a) Each mobile home park shall permit one enclosed water-proof structure suitable for storage of goods and usual effects of the inhabitants of such park, not to exceed eighty (80) square feet of storage space and not to exceed the height of the mobile home at each mobile home site, or shall provide other adequate structure or structures for such storage elsewhere in said park.
  - b) Storage of goods and articles in the open is prohibited.
- 22) **Fire Regulations:** The mobile home park shall be subject to the rules and regulations of the State Fire Marshall and the Uniform Fire Code of DeWitt Township.
- 23) **Television Antennas:** Every mobile home park shall construct a central antenna with service to each mobile home site provided by underground wiring. Individual antennas on mobile homes are prohibited.
- 24) **Fire Hydrants:** Where public water is available, fire hydrants shall be provided and so spaced that no mobile home site is further than four hundred (400) feet from said hydrant. Where public water is not available, a minimum number of hydrants shall be provided and located as specified by the DeWitt Township Fire Chief.
- 25) **Electricity, Lighting, Telephones, Oil, Gas:** All wiring for electricity, lighting and telephone connections shall be underground, as shall gas and oil lines. Street and yard lights shall be so placed and sufficient in number to permit the safe movement of vehicles and pedestrians at night.
- 26) **Refuse and Garbage:** All refuse and garbage shall be collected at least once weekly. Where public service is not available, said service shall be provided by the park. Central refuse incinerators may be permitted. In no case shall there be central trash, refuse or garbage gathering points that are not enclosed at the roof and all four walls. All doors and entrances shall be of rodent-proof construction. All garbage containers within the park shall be tightly covered and stored out of sight.
- 27) **Storm Shelter:** There shall be provided one or more areas within an enclosed structure to be used as a storm and/or tornado shelter, of sufficient size to accommodate the entire resident population of the park development. Said facility shall be located below grade level when conditions permit. Said facility may or may not be in conjunction with the recreational building or mobile home park office building, but in any instance, this shall not be any smaller than five (5) square feet per mobile home site.
- 28) **Mobile Home Sales:** Sales of mobile homes as a franchise or dealership shall not be permitted as a general operation to the general public, except when
  - a) Not more than six (6) units or models are on display at any one time.
  - b) Said models are confined to an aggregate of six (6)

lots set aside specifically for displaying models. (c) That said units be set on separate lots and are set up exactly as any unit be set up within the park, so that there is no discernable difference between them.

- 29) **Occupancy:** No permit for occupying any completed mobile dwelling unit site shall be granted until all utilities, parking, access drives, walkways, and all appurtenances such as landscaping, recreation areas and swimming pools indicated on the approval plan have been inspected and approved or a performance bond equal to the estimated cost of these items has been posted with the official. No mobile dwelling unit shall occupy any site until at least twenty-five percent (25%) of the sites are prepared and approved for use.
- 30) **Off-Street Parking Facilities:** Off-street parking shall be provided within three hundred (300) feet of all mobile home lots or sites that they are intended to serve and may be of a bay type design and each lot or site shall be allocated parking space for two and one-half (2½) vehicles. All parking areas shall be paved. No parking shall be permitted on any street or access way. No visitor vehicles shall be permitted to be parked or stored within any required open space in the mobile home park sites. All paved surfaces shall be maintained in good repair by the park management.
- 31) **Recreation Vehicle Parking:** The park shall set aside a paved parking area for recreation vehicles such as campers, trailers, boats and the like. In no case shall these types of vehicles be permitted to be parked throughout the mobile home community.
- 32) **Permanent Office Building:** The park development shall contain at least one permanent structure office building to conduct the business operation of the park. This building may be part of or within a caretaker's residence provided that same is a permanent type structure in the park development. Said office shall be maintained and open to the park occupants for transacting business on a regularly scheduled basis during business hours at least thirty (30) hours per week.

#### Section 5.11.4 Planned Trailer Park Developments

It is the purpose of this section to allow for an entirely new concept of mobile home development. Under the provisions of this Ordinance, mobile home parks may be so designed to allow for a cluster type of mobile home groupings with said clusters separated from each other by common open space, and housing units developed with related recreational space such as golf courses, swimming pools, private parks, community centers, and other recreational facilities. It is also the intent of this section to allow the developer to use a more creative and imaginative design for mobile home parks, to preserve unusual natural features of the site, and to utilize excess or generally unusable land to bypass unusual natural obstacles, thereby reducing overall development costs of the project. All provisions of Section 5.11 shall prevail, except as provided herein:

- 1) Parks designed to provide a cluster type arrangement may reduce the lot size abutting on common open space by ten percent (10%), provided the reduced area be equally dedicated as common open space.
- 2) A ten percent (10%) reduction in the side and rear yard requirement is allowed provided however, that the twenty (20) feet home-to-home separation is maintained. The front yard setback shall remain uniform throughout the development.

#### Section 5.11.5 Compliance/Penalties:

It shall be the duty and obligation of the owner(s) and operator(s) of any mobile home park development to require that the continued use of said property shall be all times in compliance with the provisions of this Ordinance. Failure thereof shall be a violation of this Ordinance, subject to the penalties and remedies specified herein and the continuance thereof is hereby declared to be a nuisance per se.

#### Section 5.12 PO District: Professional and Office Services

##### Section 5.12.1 Intent and Purpose:

To provide a district intended for quiet, nonretail types of business and Public Health uses that do not generate constant high volume traffic from the general public.

##### Section 5.12.2 Use Permitted By Right:

The following uses of land shall be permitted when contained within a permanent fully enclosed building:

- 1) **Health Service Offices** for surgeons, physicians, dentists and other similar professional persons, providing health services.
- 2) **Institutions for Human Care**, including hospitals, clinics, sanitariums, nursing or convalescent homes, in accordance with Section 7.13.1 (a).
- 3) **Professional Offices**, including architects, engineers, artists, and others engaged in the graphic arts.
- 4) **Administrative Offices**, involving personnel engaged in executive, consulting, administrative, legal, writing, clerical, accounting, insurance and other administrative services enterprises.
- 5) **Public Buildings and Public Service Installations**, excluding storage yards, transformer stations or substations, or telephone exchanges, in accordance with Section 7.13.1 (c).
- 6) **Business Schools or Private Schools** operated for profit, in accordance with Section 7.13.1 (d).

#### Section 5.12.3 Use Permitted Under Special Conditions

- 1) **Uses customarily accessory to principle uses** permitted by right, provided they are integral to and provided within the building to which they are accessory to, with no outside access or entrance that would provide service to the general public such as, but not limited to; pharmacy shops, gift and notions shops, corrective garments and devices, and restaurants.
- 2) **Off-street parking** shall be provided for these accessory use in accordance with Chapter X of this Ordinance.
- 3) **Signs** in accordance with the provisions of Chapter XI of this Ordinance.

#### Section 5.12.4 Site Development Requirements:

Minimum dimensional requirements, together with maximum dimensions for lot coverage and building heights, shall be required for every structure and land use in this district as specified in Section 5.18, except as otherwise stated in the text of this district under particular uses. Permitted reduction and special exceptions shall be allowed only as specified in Chapter VI, Exceptions, Supplementary Regulations and Special Conditions

#### Section 5.13 BL District: Business, Local

##### Section 5.13.1 Intent and Purpose

The Local Business District is designed to provide convenient day to day retail and personal services to persons living in local adjacent residential areas with a minimum impact upon that surrounding residential development. This district will accommodate a major portion of existing strip commercial development, but it is the intent of this district that future local business development will be placed in planned centers rather than small scattered local business zones.

##### Section 5.13.2 Uses Permitted by Right:

All of the following uses must be conducted within a permanent, fully enclosed building:

- 1) **Retail Food Establishments:** Which supply groceries, fruits, vegetables, meats, dairy products, baked goods, confections, or similar commodities for consumption off the premise. Foodstuffs may be prepared or manufactured on the premises as an accessory activity if the sale of the product is limited to the local retail store.
- 2) **Other Retail Businesses:** Such as drug, variety, dry goods, cloth, notions, music, book or hardware stores which supply commodities on the premises.
- 3) **Personal Service Establishments:** Which perform services on the premises, such as barber or beauty shops, repair shops for shoes, radio, television, jewelry, self-service laundries; and photographic studios.

##### Section 5.13.3 Uses Permitted Under Special Conditions:

The following uses of land and structures shall be permitted, subject to the conditions hereinafter imposed for each use:

- 1) **Restaurants:** Including lunch counters, dairy bars and other establishments which provide food for consumption on the premises, PROVIDED that such establishments shall not be so-called "drive in" facilities and that no dancing or entertaining shall be permitted.
- 2) **Public Buildings:** Such as post offices, libraries, or similar public office buildings, PROVIDED that such public uses serve primarily persons living within adjacent residential areas and that the provisions of Section 7.13.1 (d) are complied with.
- 3) **Fur and Dry Cleaning Establishments:** PROVIDED that non-flammable and odorless cleaning fluid or solvent is used.

##### Section 5.13.4 Uses Permitted by Special Use Permit:

The following uses of land and structures may be permitted by the application for and the issuance of a Special Use Permit when all the procedural and site development requirements specified in Chapter VII are satisfied, together with any applicable requirements as outlined in the article and Sections cited:

- 1) **Gasoline Service Stations and Auto Laundries:** PROVIDED that no more than twenty-five percent (25%) of the gross area of any local business district may be utilized for this use and PROVIDED that the requirements cited in Section 7.13.5 are met.
- 2) **Public Buildings and Public Service Installations:** Of a type not covered in Section 5.13.3 above, shall meet the requirements of Section 7.13.1 (c).
- 3) **Temporary Outdoor Uses:** Other than those normally incidental to business conducted on the premises. No merchandise shall be displayed outside any building without a special permit: such permit issued by the Township Clerk after approval by the Official with a fee to be determined by the Township Board and such temporary permit shall not be valid for any period longer than one week.

##### Section 5.13.5 Off Street Parking:

Off-street parking and loading and unloading spaces shall be provided in accordance with the requirements specified in Chapter X. All parking and loading requirements shall be satisfied within the rear or side yard areas. Whenever a side or rear yard is used

for parking and abuts a residential district, a masonry wall or solid fencing at least four (4) feet high shall be placed along all such boundary lines.

#### Section 5.13.6 Signs Shall Be Permitted:

Which pertain to an activity occurring on the premises, subject to the limitations as provided in Chapter XI.

#### Section 5.13.7 General Use Requirements:

No use in this district shall produce any noise, objectionable odor, smoke, fumes, heat, glare, or vibration humanly perceptible beyond its lot lines.

#### Section 5.13.8 Dimensional Requirements

Minimum dimension requirements for lot area, width, front, side and rear yards, together with maximum dimensions for lot coverages and building heights, shall be required for every use in this District as specified in Section 5.18, except as otherwise stated in the text of this Section under particular uses.

#### Section 5.13.9 Coordinated Access

If the parcel abuts a state trunkline or a county primary road, the Coordinated Access Provisions specified in Chapter X, Section 10.1.13, shall be complied with, subject to conditions therein specified.

#### Section 5.14 BC District: Business, Community

##### Section 5.14.1 Intent and Purpose:

This district is designed to facilitate the needs of a larger consumer population than is served by the local business districts; and, typically, accommodate those retail and business establishments that serve the community at large rather than localized residential areas as would be served by local business activity.

##### Section 5.14.2 Uses Permitted by Right:

The following uses shall be permitted as a matter of right, when conducted within a permanent, fully enclosed building:

- 1) Retail establishments selling principally new merchandise.
- 2) Personal and business services.
- 3) Banks and other financial institutions.
- 4) Office Building and Public Utility Services.
- 5) Restaurants (excluding drive-ins); and taverns.
- 6) Public assembly buildings, including theaters (except outdoor) auditoriums, churches, clubs and lodges.
- 7) Colleges, trade schools, dancing and music studios.
- 8) Hospitals, medical clinics.
- 9) Printing, publishing, photographic reproduction, blue-printing and related trades and arts.
- 10) Building Supply and equipment stores, not requiring outdoor storage.
- 11) Automobile and trailer sales and service.
- 12) Light carting and express services.
- 13) Furniture sales and service.
- 14) Monument sales.
- 15) Bicycle and motorcycle sales and service.
- 16) Sign painting shops.
- 17) Bus passenger terminals and stations.

##### Section 5.14.3 Uses Permitted Under Special Conditions

- 1) Pet shops, PROVIDED that animals and birds are kept entirely within the building at all times.
- 2) Commercial Recreation Facilities, such as bowling alley, billiard hall, indoor archery range, indoor skating rink or other similar uses, PROVIDED that all uses will be conducted wholly within a completely enclosed building and that such building is located at least one hundred (100) feet from any front, side, or rear yard of any lot within an adjacent residential district.
- 3) Outdoor Sales for new and used automobiles, trailers and boats, PROVIDED that:
  - a) The space used therefore is paved and adequately maintained so as to provide a durable, smooth and dustless surface.
  - b) The space is so graded and provided with adequate drainage facilities that all collected surface water is effectively carried away from the site.
  - c) The site development requirements for gasoline service stations in 7.13.5, are met.
- 4) Motel, motor-hotel, hotel, and transient lodging facilities (but not including trailer camps or test sites) under the following conditions:
  - a) Dimensional Requirements: See Section 5.18 "Schedule of Regulations" limiting the height and bulk of buildings, the minimum size of lot permitted by land

use, the maximum density permitted and providing minimum yard setback requirements.

- b) Site Screening: The site shall be enclosed by open structure wood or wire fences along any yard line, but shall not exceed six (6) feet in height. Shrubs and/or trees may be used to screen alone or in combination with structural screens. No screening shall in any way impair safe vertical or horizontal sight distance for any moving vehicle. Screening shall be erected to prevent headlight glare from shining on adjacent residential or agricultural property. No screening shall be closer than seventy-five (75) feet to any street line, except for headlight screening which shall not be closer than thirty (30) feet.
- c) Lighting: All lighting shall be shielded to reduce glare and shall be so arranged as to direct the light away from all residential lands which adjoin the site and streets which adjoin the site.
- d) Swimming pools and other outdoor recreational uses, PROVIDED such facilities are an accessory use to a permitted use within this district and are located on the same site as the principal use to which they are accessory. The provisions of Section 6.4.3 shall apply.
- e) Accessory uses, such as meeting rooms, tavern, bar, or similar uses, PROVIDED such accessory use shall be carried on within the same building as the principal use. A caretaker's or proprietor's residence shall be permitted as an accessory use only when the principal use is a motel, motor-hotel, hotel, or other transient tourist facility.

##### Section 5.14.4 Uses Permitted by Special Use Permit:

The following uses may be permitted under the provisions of Chapter VII:

- 1) Servicing and repair of motor vehicles, trailers and boats.
- 2) Manufacturing and processing establishments selling their entire output at retail on the premises.
- 3) Veterinary Hospitals and clinics.
- 4) Advertising structures, with the following restrictions:
  - a) Advertising structures, outdoor signs and other advertising displays, PROVIDED no billboards, advertising signboards, or advertising structures shall be erected or maintained that are more than two hundred fifty (250) square feet in area. All such signs shall be four (4) feet or more clear above the ground. If not attached to the wall of a building for their entire length, signs must be lighted, for safety purposes, on all sides during all hours of darkness. The illumination of such signs for purposes other than for public safety shall be subject to approval by the Official to insure that the light intensity, color and movement will not likely be so distracting to motor vehicle operators as to constitute a traffic safety hazard. Signs must be at least forty (40) feet from a lot or public right-of-way line, except that on State Trunk Lines, said setback shall be a minimum of fifty (50) feet from the said highway right-of-way line. These signs shall not be restricted to providing advertisement relative to the principal premises use.
- 5) Second hand stores.
- 6) Freezer lockers for retail business.
- 7) Retail Services such as household appliances, the repair thereof and similar establishments, provided at least one half of the business shall originate on the premises.
- 8) Open air uses, such as retail sales of plant material, lawn furniture and equipment, play ground equipment, farm implement display and sales, garden supplies and other similar open air uses.
- 9) Miniature golf and outdoor public amusements.
- 10) Drive-in eating establishments PROVIDED that:
  - a) Service may be in automobiles or outdoors, but all other activities shall be carried on within a permanent, fully enclosed building.
  - b) A setback of at least seventy-five (75) feet from any road right-of-way shall be maintained.
  - c) Ingress and egress points shall be located at least fifty (50) feet from the intersection of the rights-of-ways of intersecting streets.
  - d) All lighting shall be shielded from adjacent residential districts.
  - e) All motor vehicle parking and standing areas shall be provided and improved in accordance with Chapter X.
- 11) Gasoline Service Stations and Auto Laundries subject to the conditions specified in Section 7.13.5.
- 12) Funeral Homes and Mortuaries subject to the conditions specified in Section 7.13.4.

**Section 5.14.5 Off Street Parking:**

Shall be provided as provided in Chapter X. All yards abutting residential districts and yards used for parking abutting a residential use shall be required to install solid wood fencing or a masonry wall at least four (4) feet high along such common lot line.

**Section 5.14.6 Signs:**

Which pertain to the activity occurring on the premises, subject to the requirements of Chapter XI.

**Section 5.14.7 General Use Requirements:**

No use in this district shall produce any noise, objectionable odor, smoke, fumes, heat, glare or vibration humanly perceptible beyond its lot lines.

**Section 5.14.8 Dimensional Requirements:**

Minimum dimensional requirements for lot area, width, front, side and rear yards, together with maximum dimensions for lot coverages and buildings and heights, shall be required for every use in this district as specified in Section 5.18, unless specifically excepted in the text of this section under particular uses.

**Section 5.14.9 Coordinated Access:**

If the parcel abutts a state trunkline or a county primary road, the coordinated access provisions specified in Chapter X Section 10.1.13 shall be complied with, subject to conditions therein specified.

**Section 5.15 BSC District: Business, Shopping Center****Section 5.15.1 Intent and Purpose:**

It is the intent of these districts to provide for and encourage the development of grouped retail sales and service establishments at logical and sound locations within DeWitt Township. Typically, such planned centers are located on a single unified site and are designed and constructed as an integrated unit for shopping and other business activity.

The unique and changing characteristics of this type of business activity calls for standards and procedures which cannot be adequately covered by any one of the customary business district classifications. In recognition of these unique characteristics, the requirements of this district have been designed to provide for the flexible application of protective standards so that an efficient, attractive and pleasing shopping environment can be created for both the businessman and the customer.

**Section 5.15.2 Review Procedure:**

The owner or owners of a tract of land which comprises five (5) acres or more may submit to the DeWitt Township Planning Commission a request for an amendment to the official zoning map which would establish a Planned Shopping Center District. The site requested shall be located upon a major arterial street. Such request shall also be accompanied by the following evidence and supporting data, without which an application shall not be accepted by the Township Planning Commission:

The purpose of this requirement is to protect the Township from the overdevelopment of retail sales and service establishments which could prove highly injurious to the community welfare.

- 1) A site plan defining the areas to be developed for buildings; the areas to be devoted to parking; the location of pedestrian and vehicular circulation and the points of ingress and egress; the location of walls, landscaped areas, terraces and other open spaces; the provision of spaces for loading, unloading, and servicing; the location, size and number of signs; and the treatment proposed for required buffer strip areas to protect abutting land uses and zoning districts.
- 2) A traffic survey prepared by qualified experts indicating the effect of the proposed shopping center on adjacent streets and also indicating the anticipated points of origin, direction and amount of traffic flow to and from the proposed center.
- 3) A list of proposed uses to be included in the proposed center, with the area of each to be devoted to retail space.
- 4) A statement of financial responsibility to assure construction of the planned shopping center in accordance with the site plan and the requirements of this section.

**Section 5.15.3 Uses Permitted:**

The following uses of land and structures shall be permitted:

- 1) All uses permitted by "RIGHT", under "SPECIAL CONDITIONS", or by "SPECIAL USE PERMIT" in the B1 Local Business Districts, shall be permitted by right PROVIDED that the conditions and requirements imposed for such use in Section 5.13.3 and 5.13.4 are adhered to.
- 2) Department stores, variety stores and other establishments retailing the type of goods generally found in department stores.
- 3) Banks and other financial corporation offices.
- 4) Auditorium, assembly and indoor entertainment facilities.

**Section 5.15.4 Site Development Requirements:**

1) **Types of Structures:** All permitted activities shall be conducted entirely within a wholly enclosed permanent building, except as noted in the following:

- a) The parking of customer's and employee's automobiles.
- b) The loading and unloading of commercial vehicles, which must take place directly into or out of a building.
- c) Temporary exhibitions and special quasi-civic events, PROVIDED they are conducted in spaces designated for such possible purposes on the final plans submitted with the application for a building permit.
- d) Recreational facilities, incidental to the center's principal operations, of a nature normally conducted out-of-doors.

2) **Parking Areas and Circulation:** All automobile parking areas and interior circulation for motor vehicles shall be designed in accordance with the following requirements:

- a) Notwithstanding the parking space requirements specified in Chapter X, there shall be provided one square foot of parking space for every four (4) square foot of gross floor area of the aggregate of all building space devoted to retail sales and/or services. For the purposes of this provision, parking areas shall be deemed to include only actual parking spaces and necessary appurtenant drives and vehicular access on the shopping center property.
- b) Any individual parking space in the center shall be accessible by clearly demarcated walks from the shopping area. Such walkways shall not intersect with a vehicular way more than once.
- c) Pedestrian travel from any establishment in the center to any other establishment shall be possible without crossing a vehicular way.
- d) Automobile, pedestrian and truck traffic shall be separated to the fullest possible extent.
- e) Automobile circulation design shall provide for access to parking areas in such a way that there shall be no backing up to traffic into any external street under conditions of anticipated maximum center-destined traffic.
- f) All areas accessible to vehicles or pedestrians shall be illuminated.

3) **External Access:** Access to the shopping center shall be provided by at least one (1) direct access from a major arterial street. Further, the owners or developers of the center shall show, to the complete satisfaction of the Township Planning Commission, that all access points to an external street or streets shall be fully capable of absorbing the maximum hourly traffic anticipated to be generated by the center without undue interference to other traffic on the street or streets.

4) **Surface Improvements:** All areas accessible to vehicles shall be paved and maintained so as to provide a permanent, durable and dustless surface and shall be so graded and provided with adequate drainage facilities that all collected surface water is effectively carried away from the site.

5) **Structure Location:** No structure, with the exception of permitted signs, fences, walls and light standards, shall be located closer to any property line of the center than a distance equal to twice its height.

6) **Signs:** All signs within the center shall conform to the provisions of the BC Districts, as specified in Chapter XI.

7) **Transition Strips:** All planned shopping center districts, when located in or adjacent to an agricultural district, residential district, or when adjacent to a school, hospital, or other public institution, shall include as an integral part of the site development a strip of land one hundred (100) feet or more in width on all those sides of the site except on the side fronting a major arterial. No part of such land may be used for any shopping center functions. The strip shall be occupied by plant materials or structural fences and walls, used separately or in combination. The plans and specifications for shopping center development shall include the proposed arrangement of such plantings and structures and such proposals shall be subject to the approval of the Township Planning Commission.

8) **Site Plan Review:** The procedures established in Sections 7.1 through 7.3 shall be followed.

**Section 5.16 IL District: Industrial, Light****Section 5.16.1 Intent and Purpose:**

This district is designed to accommodate wholesale, warehouse and industrial activities whose operational and physical characteristics do not detrimentally affect any of the surrounding districts. It is also intended to permit industrial and commercial uses which meet the performance standards of this section and service establishments which are of the type not generally requiring the customer to call at the place of business. The district is in-

tended to prohibit residential uses and retail enterprises as being incompatible with the primary uses permitted.

**Section 5.16.2 Uses Permitted by Right:**

In this district, no building, structure or land shall be used and no building or structure shall be hereafter erected, structurally altered or enlarged except for the following uses:

- 1) Any Production, processing, clearing, testing, repair, storage, and distribution of materials, goods, foodstuffs and other semi-finished or finished products from previously prepared or raw material.
- 2) Trade or industrial schools.
- 3) Public Utility installations and buildings.
- 4) Truck or rail freight terminal.
- 5) Contractors' establishment not engaging in retail activities on the site.
- 6) Lumber, fuel and building supplies, for wholesale or retail.
- 7) Storage facilities for building materials, sand, gravel, stone, lumber and contractors; equipment, PROVIDED the requirements of Section 5.16.5 (e) below, are met.
- 8) Heating and electric power plants.
- 9) Accessory uses clearly appurtenant to the main use of the lot and customary to and commonly associated with the main use, such as:
  - a) Incidental offices for management and materials control.
  - b) Caretakers' residence if situated upon a portion of the lot complying with all the minimum requirements of RM residential districts.
- 10) Other uses of similar and no more objectionable character which meet the requirements of Section 5.16.5 below

**Section 5.16.3 Uses Permitted by Special Use Permit:**

- 1) Salvage yards, PROVIDED the requirements specified in Section 7.13.9 are complied with.

**Section 5.16.4 Use Requirements:**

- 1) Enclosed Buildings: All activities with the exception of storage in accordance with the provisions of Section 5.16.5(3) (e) shall be in enclosed buildings.
- 2) Sound or noise: There shall be no sound or noise discernable beyond the property lines in excess average street and traffic levels, and no event shall noise exceed seventy (70) decibels as measured at property lines.
- 3) Smoke, Smog or Air Pollution: There shall be no emission of smoke, odorous gases or other odorous matter in such quantities as to be offensive at or beyond and boundary of a parcel. For the purpose of grading the density of smoke and particle emissions, the Ringelman Chart, published by the U.S. Bureau of Mines, shall be employed. The emission of smoke or particulate matter of a density greater than No. 2 and in excess of fifteen (15) smoke units per hour shall be prohibited.
- 4) Heat or glare, detrimental health safety and general welfare beyond property lot lines shall be prohibited.
- 5) Physical vibrations produced to the extent of being a detriment to general health, safety and general welfare at or beyond property lot lines shall be prohibited.
- 6) Discharge of radioactive materials into the atmosphere in excess of standards established by the U.S. Bureau of Standards shall be prohibited.
- 7) Explosives: The production or storage of any material designed for use as an explosive shall be prohibited.

**Section 5.16.5 Site Development Requirements:**

- 1) There shall be no minimum lot area.
- 2) The minimum lot width shall be one hundred (100) feet.
- 3) Yards:
  - a) Front: All structures shall observe a front setback of twenty percent (20%) of the lot depth, which setback shall not be less than seventy-five (75) feet.
  - b) Side and Rear: All structures shall observe a side and rear yard setback of not less than ten percent (10%) of lot width and depth respectively, but need not exceed forty (40) and fifty (50) feet respectively, except as required by Section 5.16.5 (3) (d) (3).  
  
No building shall be closer than one hundred (100) feet from a property line abutting a residential district.
  - c) Height: No building shall exceed three (3) stories or forty (40) feet.
  - d) Yard Use Restrictions:
    - 1) Front yards shall remain clear and shall not be

used for parking, loading, storage or accessory structures except for landscape improvements and necessary drives and walks.

- 2) Side and rear yards, except for a ten (10) foot buffer strip along property lines may be used for parking and loading. Side and rear yard storage shall be allowed provided there is compliance with the provisions of Section 5.16.5 (3) e.
- 3) Building Height: For structures in excess of twenty feet in height, the setback from side and rear property lines shall not be less than a distance equal to twice the building height or as required in Section 5.16.5(3) (b), whichever is greater.
- 4) Yards abutting residential: Where side and rear yards abut a residential district and are to be used for parking, loading or servicing a solid uniformly finished fence or wall capable of screening the activity shall be installed not less in height than is required to effectively screen said activity. All screening plans shall be subject to the approval of the DeWitt Township Planning Commission and if not part of a rezoning or a Special Use Permit application then it shall be submitted as a separate application for Site Plan Review.
- 5) Open Storage: No open storage shall be permitted in this district closer to property lines than a distance equal to ten percent (10%) of the lot width for side yards and ten percent (10%) of the lot depth for rear yards. No open storage shall be permitted in front yards. Open storage along property lines abutting residentially zoned property shall not be permitted closer than one hundred (100) feet. All outdoor storage shall be screened by a solid uniformly finished wall or fence not less than the height of the material stored or greater in height than ten (10) feet. Plans for screening shall be approved by the DeWitt Township Planning Commission.
- e) Review of all site development requirements shall be required as outlined in Chapter VII Special Use Permit Application and Procedure.

**Section 5.16.6 Off Street Parking** shall be provided in accordance with the provisions of Chapter X.

**Section 5.16.7 Signs** shall be permitted as provided for in Chapter XI.

**Section 5.17 IH District: Industry, Heavy**

**Section 5.17.1 Intent and Purpose:**

This district is intended to encourage and facilitate the development of industrial enterprises in a setting conducive to public health; economic stability and growth; and to protect from blight, deterioration; and incompatible nonindustrial encroachment. It is the intent of this district to allow for heavier industrial enterprises that generally require larger areas, greater outside storage and inherently produce greater levels of noise, odor, dust and smoke. It is intended to provide for these industries which because of their characteristics require a degree of isolation from other industries and zones for reasons of health, safety and welfare to the general public.

**Section 5.17.2 Uses Permitted by Right:**

Generally recognized industrial operations capable of meeting the performance standards as stated in Section 5.17.4.

- 1) Heating and electric power generating plants.
- 2) Production, processing, cleaning, servicing, testing, or storage of goods, materials and products, provided that any open industrial storage shall comply with the provisions of Section 5.16.5(3)(e).
- 3) Junk yards PROVIDED: the requirements of Section 7.13.9, are met, along with compliance to all applicable state statutes.

**Section 5.17.3 Uses Permitted by Special Use Permit:**

The following uses of land and/or buildings may be permitted PROVIDED there is compliance with the Performance Standards set forth in Section 5.17.4.

- 1) Chemical processes, manufacture and metallurgical manufacture and production.
- 2) Metal Stamping, punching, plating, hammering, forging, subject appropriate measures to control undesirable noise, vibration, glare and light.
- 3) Scientific research, pilot plant and testing, compatible with the characteristics of a heavy industry district, subject to adequate measures to protect surrounding uses and adjoining zoning districts.
- 4) Mineral Extractions
- 5) Accessory Uses as follows:
  - a) Any use customarily incidental to the permitted principal use.
  - b) Enclosed storage for material and goods processed on the premises.
  - c) Warehousing of goods for wholesale distribution, assembled or fabricated by the principal use on the premises.
  - d) Quarters for watchmen or caretakers employed by the principal use on the premises.

- e) Dispensaries and clinics incidental to the industry and clearly serving the principal use on the premises.

3) Open storage of industrial waste products

Section 5.17.4 Performance Standards

Performance standards for Sound, Vibration, Odor, Gases, Glare and Heat, Light, Electromagnetic Radiation, Smoke, Dust, Dirt, Fly Ash, Drifted and Blown Material.

It shall be unlawful to carry on or permit to be carried on any activity or operation or use of any land, building, or equipment that produces irritants to the sensory perceptions greater than the measures herein established which are hereby determined to be the maximum permissible hazards to humans or human activities. Such measures may be supplemented by other measures which are duly determined to be maximum permissible hazards to humans or to human activity, and certification of same being the responsibility of the permit holder operating the activity upon request by the Planning Commission or Zoning Official.

- 1) **Sound:** The intensity level of sounds shall not exceed the following decibel levels when adjacent to the following types of uses:

In Decibels (dba)	Adjacent Use	Where Measured
55	Residential Dwellings	Common Lot Line
65	Commercial	Common Lot Line
70	Industrial and Other	Common Lot Line

The sound levels shall be measured with a type of audio output meter approved by the Bureau of Standards. Objectionable noises due to intermittance, beat frequency, or shrillness, shall be muffled so as not to become a nuisance to adjacent uses.

- 2) **Vibration:** All machinery shall be so mounted and operated as to prevent transmission of ground vibration exceeding a displacement of .003 of one inch measured at any lot line.
- 3) **Odor:** The emission of noxious, odorous, matter in such quantities as to be readily detectable at any point along lot lines, when diluted in the ratio of one volume of odorous air to four or more volumes of clean air or as to produce a public nuisance or hazard beyond lot lines, is prohibited.
- 4) **Gases:** The escape of or emission of any gas determined to be injurious or destructive or explosive shall be unlawful and may be summarily caused to be abated.
- 5) **Glare and Heat:** Any operation producing intense glare or heat shall be performed within an enclosure so as to completely obscure and shield such operation from direct view from any point along the lot line, except during the period of construction of the facilities to be used and occupied. Such construction shall be completed within one (1) year of the Building Permit issuance date.
- 6) **Light:** Exterior lighting shall be so installed or as far as practical to reflect light away from any residential use, and in no case shall more than one foot candle power of light cross a lot line five (5) feet above the ground in a residential district.
- 7) **Electromagnetic Radiation:** Applicable rules and regulations of Federal Communications Commission in regard to propagation of electromagnetic radiation are hereby made a part of this Ordinance and shall be on file in the office of the Building Official.
- 8) **Smoke, Dust, Dirt and Fly Ash:** It shall be unlawful to discharge into the atmosphere from any single source of emission whatsoever any air contaminator for a period or periods aggregating more than four (4) minutes in any one-half (1/2) hour which is:
- As dark or darker in shade as that designated as No. 2 on the Ringelmann Chart. The Ringelmann Chart, as published by the United States Bureau of Mines, which is hereby made a part of this Ordinance, shall be the standard. However, the Umbrascope readings of smoke densities may be used when correlated with the Ringelmann Chart.
  - Of such opacity as to obscure an observer's view to a degree equal to or greater than the smoke described in (a) above, except when the emission consists only of water vapor.
  - The quantity of gas-borne or air borne solids shall not exceed two tenths (0.20) grains per cubic foot of the charring medium at a temperature of five hundred (500) degrees Fahrenheit.
- 9) **Drifted and Blown Material:** The drifting or airborne transmission beyond the lot line of dust, particles, or debris from any open stock pile shall be unlawful and may be summarily caused to be abated.

Section 5.17.5 Site Development Requirements

As specified in Section 5.16.5 IL District.

Section 5.17.6 Off Street Parking in accordance with with the provisions of Chapter X

Section 5.17.7 Signs as provided in Chapter XI.

Section 5.17.8 Uses Specifically Prohibited in this District

- Above ground storage of flammable liquids, gases and explosives.
- Open storage of rags, waste and similar combustibles.

Section 5.18 SCHEDULE OF REGULATIONS

5.18.1 SCHEDULE LIMITING HEIGHT, BULK, DENSITY AND AREA BY ZONING DISTRICT

Zoning District	Minimum Zoning Lot Size Per Unit	Area In Sq. Ft. /Acres	Width In Ft.	Maximum Height of Structures		Minimum Yard Set-back Per Lot In Feet From R.O.W. and/or Lot Line			Minimum Floor Area Per Unit	Maximum % of Lot Area Covered
				In Stories	In Feet	Front	Each Side	Rear		
A - Agricultural	2 Acres (a)		150	2-1/2	35(b)	40	20	60	(c)	20
RL - Residential, Low Density	40,000		150	2-1/2	35	40	20	60	(c)	20
RM - Residential, Medium Density	20,000		100	2-1/2	35	40	10	60	(d)	20
RH - Residential, High Density	10,000		80	2-1/2	35	40	8	45	(d)	30
ML - Multiple Family, Low Density	15,000		120							
ML - Multiple Family, Low Density	1 Acre i		150	2-1/2	35(e)	50(f)	20	60	(g)	30
MM - Multiple Family, Medium Density	1 Acre(h)		150	2-1/2	35(e)	50(f)	20	60	(g)	30
MH - Multiple Family, High Density	1 Acre(h)		150	2-1/2	35(e)	50(f)	20	60	(g)	30
PO - Professional and Office	5,000		50	2	35	40(i)	10(j)	40(k)	-	40
BL - Business, Local	5,000		50	2	28	40(l)	(1)	40	-	-
BC - Business Community	3,750		40	2-1/2	35 (o)	40(i)	(1)	40	-	-
BSC - Business, Shopping Center	5 Acres									
IL - Industrial, Light	None		100	3	40(o)	(m)	(n)	(n)		
IH - Industrial, Heavy	None		100	3	40(o)	(m)	(n)	(n)		

Footnote 1) Unit to mean any complete structure containing more than one individual dwelling unit in the ML, MM and MH zones.

- Residential structures built on agricultural land not principal to farming.
- Structures for agricultural operations such as barns and silos may be permitted up to one hundred feet in height.
- One-story 960 sq. ft. 1st story  
1 1/2 story 810 sq. ft. 1st story  
Two story 670 sq. ft. 1st story  
Tri-level 950 sq. ft. Outside measurements of living area
- One-story 800 sq. ft. 1st story  
1 1/2 story 760 sq. ft. 1st story  
Two-story 620 sq. ft. 1st story  
Tri-level 800 sq. ft. Outside measurements of living area
- For each one (1) foot of building above thirty-five (35) feet, one foot shall be added to the front, side and rear yard requirements. But, in any case, no structure shall exceed forty (40) feet in height.
- These minimum yard setbacks shall apply, except that no building side shall be closer than fifty (50) feet or seventy-five (75) feet from a state or federal highway right-of-way, respectively.
- Efficiency units shall have a minimum of 550 sq. ft. but only ten percent (10%) of the total number of completed units may be efficiency units.  
One bedroom units shall have a minimum of 700 sq. ft.; the dwelling unit shall be increased by 120 sq. ft. for the first additional room and 200 sq. ft. for each additional room thereafter.
- Group housing developments shall be a minimum of two (2) acres in size.
- Any building abutting a state or federal highway shall be set back seventy-five (75) feet from the right-of-way line.
- If the side yard abuts a residential district, the setback shall be twenty (20) feet.
- When a rear yard abuts a residential district, ten (10) feet of the forty (40) foot setback shall be landscaped as a transition strip.
- Side yards shall not be required, except on that side of a lot abutting upon a street or residential zone, in which case there shall be a side yard of at least twenty-five (25) feet in width, fenced and/or planted to adequately screen use.
- All structures shall observe a front setback of twenty percent (20%) of the depth of the lot, which setback shall be not less than seventy-five (75) feet. Side and rear yards shall be ten percent (10%) of the lot width and depth, respectively, but need not exceed forty (40) feet each. Where a lot abuts a lot in a residential district, no building in this district shall be closer than one hundred (100) feet to the property line of such residential district.
- When the side or rear yard areas abut a residential or commercial district, then a landscaped transition strip on the boundary of the subject use at least ten (10) feet in width shall be required.
- The provisions of Sec. 6.3.3 shall apply where applicable.

Chapter VI Exceptions, Supplementary Regulations and Special Conditions

Section 6.1 Supplementary Regulations:

Section 6.1.1 Access to a Street:

All lots of record created after the effective date of this Ordinance shall have frontage on a public street, except in the case of an officially approved group housing development as provided in Section 5.9.3. Any lot of record created before the effective date of this Ordinance without any frontage on a public right-of-way shall not be occupied without access to a street provided by a permanent easement or other right-of-way no less than twenty (20) feet wide. No more than one lot may be served by such an easement.

Section 6.1.2 Rear Dwelling Prohibited:

No building in the rear of an on the same lot with a principal building used as a residence, shall be used for residential purposes.

Section 6.1.3 Required Water Supply and Sanitary Sewage Facilities:

After the effective date of this Ordinance; no structure for human occupancy shall be erected, altered, or moved upon any lot or premises and used in whole or in part for dwelling, business, industrial, or recreational purposes unless it shall be provided with a safe, sanitary and portable water supply and with a safe and effective means of collection treatment, and disposal of human excreta and domestic, commercial and industrial wastes. All such installations and facilities shall conform with the minimum requirements of the local health department having jurisdiction and the Michigan Department of Public Health.

Section 6.1.4 Temporary Housing Occupancy:

The provisions of this Article shall not be construed to enable conditional or temporary permits for substandard housing occupancy, individual mobile home units, or basement dwelling, except that in the following extenuating circumstances temporary permits for occupancy of mobile homes may be allowed with the following restrictions, but in no instance shall a permit be issued unless the provisions of Section 6.1.3 are met:

- Emergency Housing:** When a dwelling is destroyed by fire, collapse, explosion, acts of God, or acts of the public enemy. Permits for temporary emergency occupancy of a mobile home on a private lot outside of a mobile home park, may be issued to the owner at the time of destruction by the Zoning Official for not more than six (6) months. Any extensions must be taken to the Appeal Board who may, or may not, grant the same for a period of not more than one (1) additional year.

**Section 6.1.5 Accessory Buildings:**

Authorized accessory buildings, may be erected as a part of the principal building or may be connected to it by a roofed-over porch, patio, breezeway, or similar structure, or may be completely detached. If attached, to the principal building, an accessory building shall be made structurally a part of it, and shall comply in all respects with the requirements applicable to the principal building. An accessory building not attached and not made a part of the principal building shall not be nearer than ten (10) feet from any other structure on the same lot and shall also comply with the front, rear and side yard requirements of this Ordinance under Section 5.18.

- 1) An accessory building shall not occupy more than thirty percent (30%) of the area of any rear yard.
- 2) **Accessory Uses-Garages:** The structural space which is permissible in residential districts for motor vehicle storage, and for incidental space, as accessory to an authorized use shall not exceed the following:
  - a) **RL Residential Districts** not to exceed nine hundred (900) square feet.
  - b) **RM and RH Residential Districts** not to exceed eight hundred (800) square feet.
  - c) **ML, MM and MH Districts and Group Housing Developments** not to exceed five hundred (500) square feet per each family unit, but in no case less than two spaces per dwelling unit.
  - d) There shall be no residential storage of commercial vehicles, except one per residential dwelling, not to exceed one ton rated load capacity.
  - e) Space in a garage accessory to a use in an ML, MM or MH District or to a motel, shall not be rented out except to occupants of the principal dwelling.
  - f) A parking area of ten (10) feet by twenty (20) feet shall be considered an adequate and normal parking space per each motor vehicle.
- 3) **Accessory Uses, Fallout Shelters:** Fallout shelters are permitted uses and structures in any district, subject to the yard and lot coverage regulations of the district. Such shelters may contain or be contained in other structures or may be constructed separately, and in addition to shelter use, may be used for any accessory use permitted in the district.
- 4) **Accessory Buildings: Yard Encroachments**
  - a) **In a Front Yard:** No accessory building shall project into any front yard.
  - b) **In a Rear Yard:** No accessory building shall be closer than eight (8) feet to any lot line.
  - c) **In a Side Yard:** No accessory building shall be erected closer to any side lot line than the permitted distance for a dwelling within a residential district; except when an accessory building is located ten (10) feet or more to the rear of the principal dwelling, then the accessory building shall be no closer than eight (8) feet to the side lot line.
  - d) **On a Corner Lot:** No accessory building shall be closer to the side street lot line than the side yard setback to the principal building on the lot. Where the rear line of a corner lot coincides with the side line of an adjoining lot in a residential district, an accessory building shall not be closer than eight (8) feet to the common lot line.

**Section 6.1.6 Fences, Walls and Screens:**

No fence, wall or structural screen, other than plant materials, shall be erected on any residential property higher than eight (8) feet, nor shall they be placed beyond the front building line; however, fencing extending beyond the front building may be permitted for certain decorative type fencing, providing plans are submitted to and approved by the DeWitt Township Planning Commission.

No hedge, or other screen planting shall exceed a height of three (3) feet in any residential front yard, nor closer than twenty (20) feet to the front property line.

**Section 6.2 Supplemental Lot Requirements****Section 6.2.1 Lot Area Can Be Allocated Once:**

No portion of a lot can be used more than once in complying with the provisions for lot area and yard dimensions for the construction of a proposed building or the alteration of an existing building.

**Section 6.2.2 Residential Lot Area Exceptions:**

Any residential lot of record created and recorded prior to the effective date of this Ordinance may be used for any permitted use even though the lot area and/or dimensions are less than those required for the district in which the lot is located, provided:

- 1) That the other requirements of the district are met.
- 2) That any lot so excepted shall be no less than fifty (50) feet in width at the street line.

**Section 6.2.3 Supplementary Yard Regulations:**

- 1) For residential lots adjoining an alley, the least width of a required side yard may be measured to the

centerline of the alley, provided no building shall be erected closer than five (5) feet to the nearest alley right-of-way line.

- 2) For lots of record eighty (80) feet or more in width at the building line, the same side yard requirements as for lots in the RM District shall be required.
- 3) For lots of record sixty (60) feet to less than eighty (80) feet in width at the building line, the least width of either side yard shall be eight (8) feet; but the sum of the two side yards shall not be less than eighteen (18) feet.
- 4) For lots of record fifty (50) to less than sixty (60) feet in width of one side yard shall be at least six (6) feet; but the sum of the two side yards shall not be less than thirteen (13) feet.

**Section 6.2.4 Rear Yard Reduction:**

When a lot of record in any residential district has a depth of less than one hundred fifteen (115) feet prior to the effective date of this Ordinance, the rear yard of such lot may be reduced one-fourth (1/4) of the distance, provided that no rear yard shall be less than twenty (20) feet in depth.

When there is a public alley at the rear of a lot upon which the lot abuts for its full width, measurements of the depth of the rear yard may be made to the centerline of such alley.

**Section 6.2.5 Permitted Yard Encroachments:**

- 1) Paved terraces, patios, and uncovered porches shall not be subject to yard requirements, PROVIDED:
  - a) The paved area is unroofed and without such walls, parapets, or other forms of solid, continuous enclosure that connect the paved area to the principal building to form an enclosed area which appears functionally a part of the principal building.
  - b) No portion of any paved area is closer than five (5) feet to any lot line.
- 2) Paved areas may have an open railing or fence not over three (3) feet high, and may have noncontinuous windbreaks or visual screen fences or walls not over six (6) feet high and not enclosing more than one-half (1/2) the perimeter of the paved area.
- 3) Enclosed porches, either one story, two story, or an unenclosed porch having solid foundations, and capable of being enclosed shall be considered an integral part of the building and shall, therefore, be subject to all yard and area dimensional requirements established for principal buildings.
- 4) Special structural elements, such as cornices, sills, belt-courses, chimneys, gutters, eaves, pilasters, and similar structural features may project into any yard a maximum of two and one-half (2-1/2) feet.
- 5) Fire escapes, outside stairways, and balconies, if of open construction, may project into the yard area a maximum of five (5) feet.

**Section 6.3 Supplemental Height Regulations****Section 6.3.1 Permitted Exceptions, Structural Appurtenances:**

The following kinds of structural appurtenances shall be permitted to exceed the height limitations for authorized uses:

- 1) Ornamental structures in purpose, such as church steeples, belfries, cupolas, domes, ornamental towers and flagpoles, PROVIDED that such structural elements do not exceed twenty percent (20%) of the gross roof area.
- 2) Appurtenances to mechanical or structural functions, such as chimney and smoke stacks, water tanks; elevator and stairwell penthouses, ventilators, bulkheads, radio towers, aerials, fire and hose towers and cooling towers.
- 3) Commercial freestanding towers when not attached to a building or structure, shall be constructed under applicable state and federal regulations and approved by the Planning Commission.

The foregoing permitted structural exceptions shall not be used for human occupancy.

**Section 6.3.2 Permitted Exceptions, Residential Districts:**

There shall be no exceptions permitted for residential structures; hospital and church structures in residential districts may be permitted to exceed height limitations, PROVIDED each front, side and rear yard minimum is increased one (1) foot for each additional one (1) foot of height above the district maximum.

**Section 6.3.3 Permitted Exceptions, Business and Industrial Districts:**

In the BC, BSC, IL and IH Districts, any principal building may be erected to a height in excess of that specified for the districts, PROVIDED each front, side and rear yard minimum is increased one (1) foot for each one (1) foot of additional height above the district maximum.

**Section 6.4 Uses Requiring Special Conditions:****Section 6.4.1 Home Occupations:**

Any home occupation operated in a single-family dwelling may be operated only if it complies with all the following conditions:

- 1) Is operated in its entirety within the single

dwelling and not in a garage or accessory building, and only by the person, or persons, maintaining a dwelling therein.

- 2) Does not have any employees, or regular assistants not residing in the dwelling.
- 3) That the dwelling does not have any exterior evidence, other than a permitted sign, to indicate that the building is being utilized for any purpose other than that of a dwelling.
- 4) That the occupation conducted therein is clearly incidental and secondary to the residential use of the building.
- 5) That no goods, or services are sold which are not produced by the immediate members of the family therein.
- 6) Dancing or musical instrument instruction, restaurants, beauty and barber shops, and business or trade shall not be considered home occupations.
- 7) Noise or other objectional characteristic incident thereto shall not be discernible beyond the boundaries of the lot.
- 8) Does not utilize more than twenty percent (20%) of the gross floor area, but not to exceed three hundred (300) square feet, in the single unit dwelling.
- 9) The incidental sale of farm produce is permitted from the roadside provided:
  - a) The sale is temporary and/or is seasonal.
  - b) The sale is of produce grown on the land from which the sale takes place.
  - c) All temporary displays and signs advertising temporary sale are removed from the roadside when not in use.

#### Section 6.4.2 Cemeteries

Public or private subject to the following conditions:

- 1) The site shall be so designed as to provide all ingress and egress directly onto or from a major arterial.
- 2) The location of proposed service roads, entrances and driveways shall be so designed in relationship to the major arterial that pedestrian and vehicular traffic safety is encouraged.
- 3) No principal or accessory building shall be closer than fifty (50) feet from any abutting residentially zoned property line.
- 4) Minimum site shall be twenty (20) acres.

#### Section 6.4.3 Swimming Pools

For the purposes of this Ordinance, swimming pools are to be defined as any artificial or semi-artificial container capable of holding water to a depth of eighteen (18) inches or more at any point, either above or below ground, used or intended to be used for private, public or semi-public swimming, wading or bathing by adults and/or children whether or not any charge or fee is imposed upon users, operated or maintained by any person (owner, lessee, operator, licensee, tenant proprietor, or renter), and shall include all structures, appurtenances, equipment appliances and other facilities appurtenant to and intended for the operating and maintenance of a swimming pool and also motels, hotels, schools, clubs, fraternal organizations, societies and community associations, and shall be considered a "building or structure" for the purposes of this Ordinance. "Private" not meaning public or semi-public as provided in current swimming pool regulations established by the Michigan Department of Health.

##### 1) Construction Standards

- a) Swimming pools shall conform to setbacks as required for accessory structures in this Ordinance. No pool edge shall be located closer than eight (8) feet to any side or rear lot line.
- b) All electrical wiring used on, in or about the premises upon which the pool is located shall conform in all respects with the State Electrical Code.
- c) Pool drain shall be connected to the storm sewer where available by permit from the Township.
- d) Pool construction shall be such that all scum, splash and deck water shall not return to the pool except through a filter system.

##### 2) Water Supply

- a) Swimming pools shall be provided with a potable water supply. The water supply line to the pool shall be protected against back flow of water by means of a fixed air gap of six (6) inches or more above the highest possible water level, or by an approved vacuum breaker installed so as to prevent hazards to bathers.
- b) Provisions shall be made for adequate recirculation and filtration of pool water.

##### 3) Fencing

- a) All swimming pools now or hereafter constructed outside of a building shall be completely enclosed by a fence or wall extending from the ground to a point at least four (4) feet and not to exceed six (6) feet above any ground or climbable stationary object within three (3) feet of the fence. Such fence shall be one of the following types:
  - (1) Chain link with mesh not exceeding 2-1/4 inches.
  - (2) Vertical board or pole fence with boards or poles spaced not greater than two (2) inches and all horizontal members shall be on the pool side of the fence.
  - (3) Solid fences having a flush exterior shall be acceptable.
  - (4) A dwelling or accessory building may be used as part of the enclosure.

- b) All gates or doors shall meet the requirements for fence construction, shall be equipped with self-closing and self-latching device located at least forty-two (42) inches from the bottom of the gate capable of securely holding the gate closed. The door of any dwelling which forms a part of the enclosure need not be so equipped. Gates are to be securely closed at all times that pool is not in actual use so pool is inaccessible to trespassers.

- c) For the purpose of determining suitable alternative types of fences and gates, the Board of Appeals is hereby granted the authority to make such ruling.

- d) Nonconforming fences existing on the effective date of this Ordinance shall be allowed to remain providing they meet the following:
  - (1) Height requirements
  - (2) Gates conform
  - (3) No openings are large enough for passage of small children
  - (4) At such time as fence requires replacement, provisions of this Ordinance shall be complied with.

##### 4) Standards of Operation

- a) All equipment, construction and apparatus before mentioned shall be maintained, operated and used as intended in a safe and sanitary manner, and all reasonable precaution shall be taken to protect all persons in the area from any hazard.
- b) All lighting shall be so shielded, arranged and operated so as to prevent annoyance to neighboring premises.
- c) No loud, offensive or unnecessary noise or sounds shall be permitted to emanate from said pool or area in such a manner as to disturb neighboring residents.
- d) The pool, its environs and its operations shall be clean and sanitary at all times, and the pool shall be kept free of floating material, sediments, scum and debris.
- e) The pool shall be equipped for safety, rescue and first aid with a light-weight pole (bamboo or other) with blunted ends, ring buoys, and a standard first aid kit. Also, a select number of telephone numbers shall be convenient for 1) nearest doctor, 2) nearest ambulance service, and 3) nearest police or fire department rescue squads.

##### 5) Inspection

The Building Official, or their duly appointed agents, shall inspect or cause to be inspected all swimming pools within the Township at such times as may be deemed necessary to carry out the intent of this Ordinance. They are hereby authorized to enter upon any premises, private or public at such times as they may deem necessary and to require the owner, lessee, operator, licensee, tenant, proprietor, possessor or renter to comply with the requirements of this Ordinance.

#### Section 6.4.4 Golf Courses and Country Clubs

Other than golf driving ranges and miniature golf courses, subject to the following conditions:

- 1) The site area shall be fifty (50) acres or more and shall be so designed as to provide all ingress and egress directly onto or from a major arterial.
- 2) A site plan of the proposed development shall be reviewed and approved by the Township Planning Commission. Such site plan shall indicate the location of service roads, entrances, driveways and parking areas and shall be so designed in relationship to the major arterial that pedestrian and vehicular traffic safety is encouraged.
- 3) Development features shall be shown on said site plans, including the principal and accessory buildings, structures and parking areas, and shall be so located as to minimize any possible adverse effects upon adjacent property: all principal or accessory buildings and parking areas shall be not less than two hundred (200) feet from any property line of abutting residentially zoned lands.
- 4) The minimum number of off-street parking spaces shall be provided as required in Chapter X including additional spaces which may be required for each accessory use, such as a restaurant or bar.
- 5) Whenever a swimming pool is to be provided, said pool shall be located at least one hundred (100) feet from abutting residentially zoned property lines and shall be provided with a protective fence six (6) feet in height and entry shall be by means of a controlled gate. Additional provisions in Section 6.4.3 shall apply.
- 6) All lighting shall be shielded to reduce glare and shall be so arranged and maintained as to direct the light away from all residential lands which adjoin the site.

**Chapter VII Special Use Permits: Applications, Site Development Requirements and Use Regulations**

**Section 7.1 Special Use Permit and Site Plan Review Application Procedure**

An application for a Special Use Permit for any use permitted under this Ordinance shall comply with the following requirements, except where otherwise noted. The requirements of Section 7.1 (2)(a), (b) and (c) shall apply as the contents specified for a site plan when required in this Ordinance.

- 1) An application shall be submitted through the Official to the Planning Commission on a form provided by the Official not less than thirty (30) days before any regular meeting of the Planning Commission. The application shall be accompanied by payment of the fee as established by the Board of Trustees to cover costs of processing the application. No part of any fee shall be refundable.
- 2) The application shall be submitted with fifteen (15) copies of the following:
  - a) The form provided by the Official completed by the applicant.
  - b) Site Plan, plot plan, or development plan, drawn to a readable scale of the total property involved showing:
    - 1) A legal description of the property in question, together with proof of ownership or a certified letter from the owner authorizing the request.
    - 2) Size, shape and location of existing and proposed structures. (Number and size of living units if applicable.)
    - 3) Setback dimensions of existing and proposed structures from property lines.
    - 4) Location and layout of parking and drives.
    - 5) Any easements that prevail and survey pin or monuments locations.
    - 6) Nearest utility service connection locations (sewer, water, gas and electric) and proof of adequacy.
    - 7) Existing and proposed land and building uses.
    - 8) Proposed and existing roads and road types that serve the property.
    - 9) Road and street rights-of-way lines.
    - 10) Existing surface drainage flows.
    - 11) Existing and proposed grade changes.
    - 12) If floodplain or severe land characteristics are involved, topography shall be shown.
    - 13) Landscape plans, location, sizes and english names of plantings, screening, fencing, signs, advertising features, (and recreational areas, if applicable).
    - 14) Zoning classifications and existing uses of adjacent properties.
    - 15) Written recommendation of proof in writing of examination of the site plan by the Clinton County Drain Commissioner, and the DeWitt Township Public Safety Committee.
    - 16) Soil Test Certification substantiating soil bearing capacity and septic suitability.
    - 17) A cover letter stating the proposed use and permit being applied for and any further information the petitioner may wish to relate. Fifteen (15) copies shall be required.
    - 18) Any other information deemed necessary by the Zoning Official where specific cause exists for concern that will materially assist the evaluation of the application.
  - c) Preliminary plans and specifications of the proposed development and all construction.
 

**NOTE:** Specific applications may require other information depending on the nature of the use as specified under the specific section where it is stated as a permitted use in this Ordinance.

**Section 7.2 Supplemental Special Use Permit Application Requirements**

- 1) The Official shall review each application to insure compliance with this Ordinance.
  - a) An application made without full compliance with this Ordinance shall be returned to the applicant.
  - b) An application which is incomplete shall not constitute submission so as to commence the running of time for processing the application.
  - c) An application complying with the provisions of this Ordinance shall be scheduled for public hearing by the Planning Commission.
- 2) Any person having an interest in any application may present any petition or document supporting his position for or against such application.
- 3) Until a Special Use Permit has been issued, for any use requiring the same in this Ordinance, and until a proper building permit has been granted pursuant to the Special Use Permit, there shall be no construction or excavation on said land, nor shall use of the

land be made toward the intended purposes of such Special Use Permit.

- 4) It shall be the obligation of the applicant to furnish sufficient evidence, or proof, of present and future compliance with the provisions of this Ordinance.

**Section 7.3 Supplemental Site Plan Application Requirements**

- 1) After the developer has furnished the Official with the fifteen (15) copies of site plan drawn to a readable scale with the information specified in Section 7.1(2)(a)(b) and (c), the Zoning Official shall present all information at the next meeting of the Planning Commission. The Planning Commission shall note the information as received and place it on the agenda for the following meeting for Commission action.
- 2) The developer will provide a sequenced scheduling plan for the project showing timing and various phases of construction, including dwelling units, nondwelling structures, recreation and other common facilities, and open space improvements.
- 3) **Site Plan Review:** Each site plan shall be reviewed for the purpose of determining that it meets all the requirements set forth in the Zoning Ordinance and, in addition, will:
  - a) Be harmonious with and in accordance with the general principles and proposals of the Comprehensive Development Plan of DeWitt Township.
  - b) Be designed, constructed, operated, and maintained so as to be harmonious and appropriate in appearance with the existing or intended character of the general vicinity and that such a use will not change the essential character of the area in which it is proposed.
  - c) Not be hazardous or disturbing to existing or future uses in the same general vicinity.
  - d) Be served adequately by essential public facilities and services, such as highways, streets, police, fire protection, drainage structures, refuse disposal, water and sewage facilities and schools.
  - e) The Planning Commission may impose such additional conditions and safeguards deemed necessary for the general welfare, for the protection of individual property rights, and for insuring that the intent and objectives of this Ordinance will be observed.
- 4) Before a building permit is issued, the developer shall submit six (6) copies of the approved site plan for distribution to the following agencies:
  - a) Clinton County Road Commission.
  - b) Clinton County Drain Commission.
  - c) DeWitt Township Public Safety Committee.
  - d) DeWitt Township Board.
  - e) The appropriate School District.
  - f) DeWitt Township Parks and Recreation Commission.
  - g) Southern Clinton County Sanitary Sewer Authority
- 5) **Issuance of the Building Permit:** The Township Zoning Official shall issue a building permit for an approved site plan after satisfactory review of construction plans. If the construction plans represent any alterations or changes from the approved site plan, such alterations or changes must be submitted to the official who may require Planning Commission approval.
- 6) **Duration of Validity of Site Plan Approval:** In cases where the erection of a structure has not been commenced within a schedule, the site plan approval shall automatically become null and void and all rights thereafter shall terminate.
 

The establishments of Common Open Spaces and construction of public or common recreational facilities shown on the recorded Planned Unit Development Plan together with the construction of other nonresidential structures shall proceed in accordance with the sequenced schedule as set forth in the Special Use Permit. After general construction commences, the Zoning Official shall review, at least once every six (6) months, all building permits issued and compare them to the actual overall development schedule. If he determines that the rate of construction of residential units or nonresidential structures substantially differs from the sequenced schedule, he shall so notify the developer and the Planning Commission, in writing. Thereafter, the Planning Commission may issue such orders to the developer as will bring construction into proper sequence with the approved schedule. Upon continued violation of the sequenced schedule, the Planning Commission may suspend the developer from further construction of dwelling units or nonresidential structures until compliance is achieved.
- 7) **Occupancy Permit:** No permit for occupancy to any completed unit shall be issued until all basic elements of the phase under development (utilities, recreation areas, swimming pools, etc.) indicated on the approved site plans and sequenced schedule have been completed, inspected and approved, or a performance bond equal to the established cost of these items has been posted.

**Section 7.4 Special Use Permit:**

- 1) The Township Board, shall receive a copy of the application from the official.
  - a) The Township Board may review the application and make recommendations within twenty-three

(23) days after receipt thereof, to the Planning Commission, which recommendations may be considered by the Planning Commission.

#### Section 7.5 Public Hearing:

- 1) The Planning Commission shall conduct at least one public hearing on any application submitted to it.
  - a) Notice of the time, place and purpose of the hearing shall be given by two publications in a newspaper of general circulation in the Township, the first not more than thirty (30) days, nor less than twenty (20) days and the second not less than eight (8) days before the date of such hearing.
  - b) Not less than twenty (20) days notice, of the time and place of such hearing, shall be given, by certified mail, to all public utility companies and railroads within the district affected.
  - c) Upon conclusion of such hearing procedures, the Planning Commission shall transmit a written recommendation within sixty (60) days to the Township Board setting forth the reasons for the acceptance, denial, or modification of the Special Use Permit application.

#### Section 7.6 Basis For Determination:

Before making a recommendation, the Planning Commission shall:

- 1) Review each application to determine that each proposed use complies with the following standards and, shall find evidence that each use will:
  - a) Be harmonious and in accordance with the principles of the Comprehensive Development Plan for DeWitt Township.
  - b) Be designed, constructed, operated, and maintained harmonious with the existing or intended character of the general vicinity and that such use will not change the essential character of the area in which it is proposed.
  - c) Not be hazardous or disturbing to existing or future uses in the general vicinity;
  - d) Be served adequately by essential public facilities and services, such as highways, streets, police, fire protection, drainage structures, refuse disposal, water and sewage facilities, or schools.
  - e) Not involve uses, activities, processes, materials, and equipment or conditions that will be detrimental to any persons, property or general welfare by reason of excessive traffic, noise, smoke, fumes, glare, or odor.
- 2) Safeguards: The Planning Commission may impose conditions deemed necessary for the general welfare, for the protection of individual property rights, and for insuring that the intent of this Ordinance will be observed, and that there will be compliance with the provisions of this Ordinance.

#### Section 7.7 Consideration by Board of Trustees:

Within sixty (60) days after the last public hearing, the Planning Commission shall transmit its written recommendations to the Township Board of Trustees. The Board of Trustees, at any regular meeting or any special meeting called for such purpose, shall consider the recommendations and vote to grant or deny, the application. The Board of Trustees shall make no change or departure from the recommendations of the Planning Commission unless such proposed change or departure shall first be submitted to the Planning Commission. The Planning Commission shall have thirty (30) days or such other time as the Township Board of Trustees may select, from and after receipt of such referral, within which to make further recommendations to the Board of Trustees, after which the Board of Trustees shall take such action as it determines.

#### Section 7.8 Township Board Action:

Upon receipt of the Planning Commission's recommendation, the Township Board shall consider the Special Use Permit application at its next regular meeting. The Township Board shall approve or disapprove the recommendations of the Planning Commission unless such application shall have been previously remanded to the Planning Commission pursuant to Section 7.7, in which case the Board may modify the recommendations of the Planning Commission as they see fit. Only upon approval of the Township Board may a Special Use Permit be issued by the Zoning Administrator.

#### Section 7.9 Effective Date of Special Use Permit:

The Special Use Permit shall become effective when the application has been approved by the Board of Trustees, or upon such other date as the Township Board shall select and upon issuance of the Special Use Permit stating all conditions of approval.

- a) A building permit shall not be issued until approval of such Special Use Permit, by the Board of Trustees.
- b) Land subject to a Special Use Permit may not be used or occupied for purposes of such special use until after a certificate of occupancy for same has been issued pursuant to the provisions of this Ordinance.

#### Section 7.10 Expiration of Special Use Permit:

A Special Use Permit shall be valid for as long as the permitted use continues in accordance with the terms stated therein. Said terms or conditions may specify a definite time for the life of the permit as a condition of approval. The official shall notify the applicant, in writing, mailed to the address listed on the application that such Special Use Permit has expired.

#### Section 7.11 Re-Application:

No application for a Special Use Permit which has been denied, wholly or in part, by the Board of Trustees, shall be resubmitted until the expiration of one year from the date of such denial, except on the grounds of newly discovered evidence or proof of changed conditions as determined by the DeWitt Township Planning Commission.

#### Section 7.12 Requirement Compliance-Penalties:

It shall be the duty and obligation of the owner(s) and occupant(s) or operator(s) of premises subject to the Special Use Permit to provide that the continued use of such land shall at all times be in compliance with the use requirements of this Ordinance. Failure thereof shall be violation of this Ordinance and subject to the penalties and remedies provided herein and the continuance of such noncompliance is hereby declared to be a nuisance per se.

#### Section 7.13 Special Uses - Site Development and Use Regulations

##### Section 7.13.1 Institutional Uses

The following principles shall be utilized to evaluate the proposed location of any institutional use within any allowed district. Any institutional structure or use shall be located at the edge of those districts, wherever possible. Vehicle entrances shall be made on a major thoroughfare or as immediately accessible from a major thoroughfare.

##### 1) Site Development Requirements

A Special Use Permit shall not be issued for the occupancy of a structure or parcel of land or for the erection, reconstruction, or alteration of a structure unless there is compliance with the following provisions:

##### a) Institutions For Human Care:

- (1) The proposed site shall be at least ten (10) acres in area.
- (2) The proposed site shall have at least one property line abutting a major thoroughfare. All ingress and egress to off-street parking shall be directly from the major thoroughfare.
- (3) All two-story structures shall be at least one hundred (100) feet from all boundary or street lines. Building less than two stories shall be no closer than fifty (50) feet to any property or street line. For buildings above two stories the building shall be set back an additional one (1) foot for each foot of height above two stories.
- (4) No more than twenty-five percent (25%) of the gross site shall be covered by buildings.
- (5) Ambulance and delivery areas shall be obscured from residential view by a solid wall six (6) feet in height. Access to and from the delivery and ambulance area shall be directly from a major thoroughfare.
- (6) All signs shall be in compliance with the provisions of this Ordinance, Chapter XI.
- (7) Off-street parking space shall be in compliance with the provisions of this Ordinance, Chapter X.

##### b) Religious Institutions:

- (1) The proposed site shall be at least one (1) acre in size plus one-half (1/2) acre per one hundred (100) seats in the main auditorium.
- (2) The proposed site shall be so located as to have at least one property line on a major or secondary thoroughfare. All ingress and egress to the site shall be directly onto said thoroughfares or a marginal access service drive thereof.
- (3) No building shall be closer than fifty (50) feet to any property or street line. No building shall be erected to a height greater than that permitted in the district in which it is located, unless the building is set back an additional one (1) foot for each foot of additional height above the district height limitation.
- (4) No more than twenty-five percent (25%) of the gross site area shall be covered by buildings.
- (5) All signs shall be in compliance with the provisions of Chapter XI.
- (6) Off-street parking space shall be in compliance with the provisions of Chapter X.

##### c) Public Buildings and Public Service Installations Including Public Utility Transformer Stations and Substations, Gas Regulator Stations, Radio, Television and Micro-wave Transmitter Towers:

- (1) The lot area and width shall be not less than that specified for the district in which the proposed use is located.
- (2) The yard and setback requirements shall be not less than that specified for the district in which the proposed use is located.

- (3) No building shall be erected to a height greater than that permitted in the district in which the proposed use is located, with exception of commercial free-standing towers.
- (4) Not more than thirty percent (30%) of the lot area may be covered by buildings.
- (5) All buildings shall be harmonious in appearance with the surrounding residential area and shall be similar in design and appearance to other buildings on the same site development.
- (6) Where mechanical equipment is located in the open it shall be screened from the surrounding residential area by suitable plant material and shall be fenced as approved by the Planning Commission in Site Plan Review.
- (7) All signs shall be in compliance with the provisions of Chapter XI.
- (8) Off-street parking shall be in compliance with the provisions of Chapter X.

d) All Other Institutional Uses

- (1) The proposed site shall be at least two (2) acres in area.
- (2) No building shall be closer than fifty (50) feet to any property or street line. No building shall be erected to a height greater than that permitted in the district in which it is located without the approval of the Planning Commission and unless the building is set back an additional foot for each foot of height above the district height limitations.
- (3) No more than twenty-five percent (25%) of the gross site area shall be covered by buildings.
- (4) All buildings shall be of an appearance that shall be harmonious and unified as a group and shall blend appropriately with the surrounding area.
- (5) All signs shall be in compliance with the provisions of this Chapter XI.
- (6) Off-street parking shall be in compliance with the provisions of Chapter X. No parking shall be allowed in the minimum front yard and the parking area shall be screened from surrounding residential areas by a wall or fence, in combination with suitable plant materials, not less than four (4) feet in height.

Section 7.13.2 Private NonCommercial Recreation Areas:

Private community swimming pools, community recreation centers, tennis courts and other noncommercial recreational facilities may be authorized; provided such facilities are constructed, maintained, and operated by an incorporated nonprofit club or organization with a specified limitation of members, and that such recreation facilities shall be operated for the exclusive use of organization members and their guests, in the RH, ML, MM, MH and A Districts.

1) Site Development Requirements:

The following requirements for site development together with other applicable provisions of this Ordinance shall be complied with:

- a) Minimum Site Size: One acre with a minimum width of one hundred fifty (150) feet.
- b) Site Location: In those instances where the proposed site is intended to serve club or organization members who reside beyond the immediate neighborhood or subdivision in which the proposed site is located, the site shall be located on a major thoroughfare and all ingress and egress for the site shall be provided directly from said major thoroughfare.
- c) Yards: Front, side and rear yards shall be at least thirty (30) feet except on those sides adjacent to nonresidential districts wherein a minimum of ten (10) feet shall be permitted. All yards shall be appropriately landscaped with trees, shrubs, and grass. No structures or parking areas shall be permitted in the front or side yards, except for required entrance drives and those walls and/or fences used to obscure the use from abutting residential districts.
- d) Off-Street Parking shall be provided in compliance with provisions of Chapter X.

Whenever a parking plan is so designed as to beam automobile lights into any residential district, a solid wall or open structure wood screen fence, four (4) feet in height shall be constructed along that side of the parking area. Shrubs or trees may be used in combination with said structural screens or walls.

- e) Swimming Pool: Whenever an unenclosed swimming pool is constructed under this section, said pool shall be provided with a protective fence six (6) feet in height, and entry shall be provided by means of a controlled gate. The provisions of the Section 6.4.3 shall also be adhered to.
- f) Lighting: All lighting shall be shielded to reduce glare and shall be so arranged as to direct

the light away from all residential lands which adjoin the site and streets which adjoin the site.

Section 7.13.3 Day Nurseries:

Nursery schools, day nurseries and child care centers provided that there shall not be more than one dwelling unit used for residential purposes on the site, and that all applicable state regulations are adhered to.

1) Site Development Requirements:

The following requirements for site development together with any other applicable requirements of this Ordinance shall be complied with.

- a) Minimum Site Size: Nine thousand (9,000) square feet with seventy-five (75) foot lot width, provided that no more than four children shall be kept on the premises in addition to the children of the foster family. For each child not a member of the family in excess of four (4), there shall be provided an additional two hundred (200) square feet of lot area.
- b) Yards: Front, side and rear yards shall be in compliance with the provisions of Section 5.18 the Schedule of Regulations.
- c) Maximum Building Height and maximum lot coverage shall be no greater than that permitted in the ML Multiple District.
- d) Off-Street Parking shall be provided in compliance with the provisions of Chapter X.
- e) Signs as are in compliance with the provisions of Chapter XI.
- f) Play Areas: There shall be provided on the site a usable outdoor play area at the rate of seventy-five (75) square feet for each child not a member of the family exclusive of required front yard, required side yard along a street, and of driveways and parking areas. The play area shall be fenced and shall be screened from any adjoining residential land by suitable plant material.

Section 7.13.4 Funeral Homes and Mortuaries:

Funeral homes, undertaking parlors, and mortuaries, provided that the conduct of all activities related to such uses shall take place within the principal building and not in an accessory building. A caretaker's residence may be provided within the principal building. Such uses, by Special Use Permit, may be authorized in the BL, BC and A Districts.

1) Site Development Requirements:

The following requirements for site development together with the other applicable requirements of this Ordinance shall be complied with:

- a) Minimum Site Size: One acre site with a minimum width of one hundred fifty (150) feet.
- b) Site Location: The proposed site shall front upon a major thoroughfare, with all ingress and egress directly from said thoroughfare.
- c) Yards: Front, side and rear yards shall be at least fifty (50) feet, except on those sides adjacent to nonresidential districts wherein it shall be twenty (20) feet. All yards shall be appropriately landscaped with trees, shrubs, and grass. No structures or parking areas shall be permitted in said yards.
- d) Site Coverage: No more than thirty percent (30%) of the gross site area shall be covered by buildings, including accessory buildings.
- e) Maximum Building Height: No building shall be erected to a height greater than that permitted in the BL District.
- f) Appearance: All buildings shall be harmonious in appearance with the surrounding area.
- g) Signs in compliance with the provisions of Chapter XI.
- h) Off-Street Parking shall be in compliance with the provisions of Chapter X.

Section 7.13.5 Gasoline Service Stations and Auto Laundries:

Gasoline service stations, including the servicing of motor vehicles of not more than one and one-half (1-1/2) tons rated capacity when empty, sales and installation of automotive accessories and other servicing of motor vehicles, provided such accessory uses and services are conducted wholly within a completely enclosed building. Body repair, engine overhauling, steam cleaning or other mechanical or physical modifications to motor vehicles are specifically prohibited. The sales of either new or used motor vehicles, the storage of motor vehicles for a period exceeding forty-eight (48) hours, or the parking of motor vehicles for a rental fee are specifically prohibited.

1) Site Development Requirements:

The following requirements for site development, together with the other provisions of this Ordinance, shall be complied with:

- a) Minimum Site Size: Fifteen thousand (15,000) square feet with a minimum width of one hundred fifty (150) feet.
- b) Site Location: The proposed site shall have at least one property line on a major thoroughfare,

provided where gasoline service stations and/or auto laundries are proposed as part of a planned shopping center development as permitted in Sections 5.15 to 5.14.4 inclusive, the gasoline service station site, or sites, shall be located at the boundary of the center where it can be away from patterns of pedestrian circulation and have direct unencumbered access to traffic arteries.

c) **Building Setbacks:** The service station building or buildings, or gasoline pump accessory structures, or islands therefore, shall be set back no less than fifty (50) feet from all street or highway right-of-way lines and shall not be located closer than twenty-five (25) feet to any property line abutting a residential district. Hydraulic hoists, pits, and all lubrication, greasing, automobile washing, and repair equipment shall be entirely enclosed within a building.

d) **Access Drives:** There shall be two access driveway approaches for any gasoline service station and/or auto laundries, one of which must provide direct access to a major thoroughfare while one may provide access to a minor street, or roadway, each of which, however, shall not exceed thirty-five (35) feet in width at the property line.

- (1) If the service station site fronts on two or more streets, the driveways shall be located as far from the street intersection as practicable but no less than fifty (50) feet.
- (2) No driveway or curb cut for a driveway shall be located within ten (10) feet of an adjoining property line as extended to the curb or pavement, or within twenty (20) feet of any exterior lot line as extended.
- (3) Any two driveways providing access to a major thoroughfare shall be separated by an island with a minimum distance of twenty (20) feet at both the right-of-way line and the curb or edge of the pavement.

- e) **Curbing and Paving:** A raised curb at least six (6) inches in height shall be erected along all of the street property lines except at driveway approaches. The entire service area shall be paved with a permanent surface of concrete or asphalt.
- f) **Fencing:** A solid fence or wall four (4) feet in height shall be erected at the rear and at both side yard lines of the gasoline service station site. When such site is located as part of any other business site, the two uses may be joined at either or both side yards by one service driveway not exceeding twenty-five (25) feet in width or by pedestrian sidewalk(s) not exceeding six (6) feet in width being constructed with a permanent surface of concrete or asphalt.
- g) **Signs:** Upon compliance with the provisions of this Ordinance, no signs, either permanent or temporary, shall be permitted within the public right-of-way.
- h) **Off-Street Parking:** Upon compliance with the provisions of this Ordinance, at no time shall unlicensed motor vehicles remain parked on the gasoline service station site location for more than 24 hours, except when located within a fully enclosed storage yard as provided in this Ordinance.
- i) **Lighting:** Exterior lighting shall be so arranged so that it is deflected away from adjacent properties.

**Section 7.13.6 Planned Unit Developments:**

The Planned Unit Development is a permitted use designed as a medium to large-scale development of economical family living units that are adaptable to urban densities but that retain many of the attractive features of suburban living. Among the variety of residential and related uses planned and developed as a unit are townhouses, row houses, garden apartments, single-family units and cluster forms, separated from each other by common open spaces and related recreational spaces.

It is the purpose of this section to encourage more imaginative and livable housing environments within the RH, ML, MM and MH Residential Districts through a planned reduction, or averaging, of the individual lot area requirements for that zone district, providing the overall density requirements for that district remain the same.

A Special Use Permit shall be required for the construction and occupancy of a Planned Unit Development, providing the standards, procedures and requirements set forth in this section are complied with. The Special Use Permit assigned to the original applicant is not transferable.

1) **Objectives:**

The following objectives shall be considered in reviewing any application for a Special Use Permit for Planned Unit Developments. It is the purpose of this section to encourage more imaginative and livable housing environments with related land uses designed primarily to serve the planned unit as allowed in the BL Local Business District, or BSC Planned Shopping Center created within the above mentioned Residential Districts.

2) **Qualifying Conditions:**

Any application for a Special Use Permit under this

section shall meet the following conditions to qualify for consideration as a Planned Unit Development:

- a) The Planned Unit Development site shall be not less than twenty (20) acres in area, shall be under the control of one owner or group of owners, and shall be planned and developed as one integral unit.
- b) The Planned Unit Development site shall be located within a RH or Multiple-Family Residential District.
- c) Public water and sewer facilities shall be available or shall be provided as part of the site development.
- d) The proposed density of the Planned Unit Development shall be no greater than if the tract were developed with the lot area requirements of the RH or Multiple-Family Residential Districts except that the apartment acreage may be developed to a higher density if a cluster plan for the apartments is presented to the Planning Commission. A density in that area may be extended to a maximum of fourteen (14) units per net acre.
- e) The following formula for assignment of land area shall apply to the net acreage:

Housing Type*	Percent of Net Area**	
	Maximum	Minimum
Single-Family (detached)	-	10
Cluster (single-family)	-	10
Duplex	-	0
Townhouse or Rowhouse	30	15
Apartments	45	0
Commercial	5	0

The Township Planning Commission may allow the density of the apartment complexes to increase to fourteen (14) units per net acre if the units are clustered, thus increasing the overall total accordingly.

\* In developments of less than forty (40) acres, the mix of housing types may be modified to allow single-family detached (minimum 10%) plus a minimum of one other housing style so long as maximum percentages are not exceeded.

\*\* As defined in Section 7.13.6(5)(b)

3) **Uses That May Be Permitted:**

The following uses of land and structures may be permitted within Planned Unit Developments:

- a) **All uses** permitted by right, under special conditions or by Special Use Permit in the RH and Multiple-Family Residential Districts and BL or BSC Districts subject to all the restrictions specified therein and as indicated in paragraph c) below.
- b) **Recreation and open space**, PROVIDED that only the following land uses may be set aside as common land for open space or recreation use under the provisions of this section.
  - (1) Private recreational facilities, such as golf courses, swimming pools, or other recreational facilities which are limited to the use of the owners or occupants of the lots located within the Planned Unit Development.
  - (2) Historic building sites or historical sites, parks and parkway areas, ornamental parks, extensive areas with tree cover, low lands along streams or areas of rough terrain when such areas have natural features worthy of a scenic preservation.
- c) **Business** as permitted in the BL or BSC not to exceed five percent (5%) of the net area of the PUD and limited to the following:
 

BL Restrictions will apply to sites less than five (5) acres.

BSC Restrictions will apply to sites of more than five (5) acres.
- d) **Name plates and signs** as provided in chapter XI.
- e) **Off-street parking** as provided in Chapter X.
- f) **Customary accessory uses** as permitted in RH Residential District and BL and BSC Districts.

4) **General Standards:**

- a) **Location:** In order to facilitate orderly growth and prevent overburdening of public highways, the following requirements shall be met:
  - (1) Developments must have direct access onto a primary road or highway as designated by the Clinton County Road Commission.
- b) **Automobile Parking:**
  - (1) Parking areas shall not be closer than ten (10) feet from an adjacent residential zone.
  - (2) **Carports:** Parking for multiple-family

developments may be contained within carports. Except that for Townhouses and Rowhouses parking must be contained in carports or garages.

- (3) Off-street parking spaces shall be provided as specified in Chapter X.
- (4) All parking spaces shall be a minimum of two hundred (200) square feet in area or ten (10) by twenty (20) feet.
- c) **Curb and Gutters:** Must be provided for all common drives and at the perimeter of all parking areas.
- d) **Sidewalks:** Shall be required on all public and private streets at a minimum of four (4) feet wide. If the curb is being used for a sidewalk, the width must be increased to five (5) feet in width.
- e) **Fencing:** Sites will be fenced in areas where safety hazards exist. Typical hazards requiring fence are railroad right-of-ways, industrial sites, expressways, etc. Fences will not be required along other road right-of-ways.
- f) **Private Streets:** Private streets or private access drives may be permitted within group housing developments, PROVIDED that the following minimum requirements are met:
- (1) All streets, roadways, or private access drives will be paved to a minimum width of twenty-four (24) feet when parking is prohibited. Additional widths for streets may be required by the DeWitt Township Planning Commission based upon the particular density and building relationship proposals of the proposed multiple development.
  - (2) No dead end streets or roadways shall serve more than fifty (50) dwelling units as a means of vehicular access.
  - (3) Suitable turning facilities shall be provided for vehicles at the terminus of all dead end streets or roadways. A minimum radius of fifty (50) feet shall be required for all turnarounds, and additional width may be required by the DeWitt Township Planning Commission after consideration of the vehicular needs of a particular multiple housing development proposal.
  - (4) Satisfactory arrangements have been made with the DeWitt Township Planning Commission regarding the maintenance and repair of streets, roadways or access drives.
- g) **Landscaping:** Acceptable landscaping shall be provided in open spaces, around buildings and within parking areas. No occupancy permit may be issued until landscaping has been inspected and approved or a performance bond equal to the estimated cost has been posted with the Township. Said performance bond shall be forfeited if landscaping has not been completed one (1) year after an occupancy permit has been issued for said building.
- (1) In addition to any landscaping required in any particular district all parking areas of twenty-five (25) or more vehicles shall be landscaped. Such landscaping shall be accomplished throughout the parking area on the basis of two thousand (2000) square feet of grass and planted area (including trees) for each twenty-five (25) parking spaces. All landscaping shall be adequately maintained in a healthy condition.
  - (2) When deemed necessary by the Planning Commission, in order to protect surrounding properties, appropriate screening of plant materials, wood, or brick or other approved materials as may be approved by the Planning Commission may be required.
- h) **Utility Service:** Electric and telephone distribution lines shall be underground. Any utility installations remaining above ground shall be located so as to have a harmonious relation to neighboring properties and the site.
- (i) **Solid Waste Disposal:** A satisfactory solid waste disposal system shall be designed in accordance with the following and approved with the site plan:
- (1) **Solid Waste Dumpsters:** Trash dumpsters, if used, shall be located throughout the development to facilitate the temporary collection of trash. All dumpsters shall be easily accessible to the dwelling units served. Dumpsters shall be covered and screened from public view with a solid screen constructed on four sides.
  - (2) **Solid Waste Compactors:** Trash compactors, if used, shall be placed in easily accessible locations in the development.
  - (3) **Individual Solid Waste Containers** are prohibited.
  - (4) **Litter:** Litter shall be collected regularly and the grounds shall be kept neat and orderly in appearance.
- (5) **Dimensional Requirements:** The lot area for Planned Unit Developments within RH Residential District may be averaged or reduced from the size required by the zoning district within which said development is located by compliance with the following procedures:
- a) **Site Acreage Computation:** The gross acreage proposed for a Planned Unit Development shall be computed to determine the total land available for development into lots under the minimum lot size requirements of the applicable zoning district in which the proposed Planning Unit Development is located.  
  
In arriving at a gross acreage figure, the following land shall not be considered as part of the gross acreage in computing the maximum number of lots and/or dwelling units that may be created under these procedures.
    - (1) Land utilized by public utilities as easements for major facilities, such as electric transmission lines, sewer lines, water mains, or other similar lands which are not available to the owner because of such easements.
    - (2) Lands within floodplains as specified in Chapter VIII.
  - b) **Maximum Number of Lots and Dwelling Units:** After the total gross area available for development has been determined by the above procedure, the maximum number of lots and/or dwelling units that may be approved within a Planned Unit Development shall be computed by subtracting from the total gross area available twenty percent (20%) of said total for street right-of-way purposes, and dividing the remaining net area available by the minimum lot area requirements of the zoning district in which the Planned Unit Development is located.
    - (1) Under this procedure, individual lots may be reduced in area below the minimum lot size required by the zone district in which the Planned Unit Development is located, PROVIDED that the total number of dwelling units and/or lots created within the development is not more than the maximum number that would be allowed if the tract were developed under the minimum lot area requirements of the applicable zone district in which it is located.
  - c) **Permissive Minimum Lot Area:** Notwithstanding other procedures set forth in this section, lot size within a Planned Unit Development shall not be varied or reduced in area below the following minimum standards:
    - (1) **One-Family Detached Dwelling Units:** Seventy-five hundred (7500) square feet of lot area within the RH Residential District.
    - (2) **Two-Family Dwellings:** Ten thousand (10,000) square feet.
    - (3) **Townhouses, Rowhouses or other Similar Dwelling Types:** Three thousand six hundred (3,600) square feet of lot area for each dwelling unit for the Multiple-Family Residential Districts.
    - (4) **Multi-Family Dwelling Types:** Three thousand six hundred (3,600) square feet for each dwelling unit in Multiple-Family Residential Districts.
  - d) **Permissive Minimum Yard Requirements:** Single-Family detached units or duplex units shall comply with yard requirements established for RH areas. Under the lot averaging or reduction procedure, each lot for other types of units shall have at least the following minimum yards:
    - (1) **Front Yard:** Twenty-five (25) feet for all dwellings, PROVIDED that front yard requirements may be varied by the Planning Commission after consideration of common greens, or other common open space, if such space provides an average of twenty-five (25) feet of front yard area per dwelling unit.
    - (2) **Side Yard:** Ten (10) feet on each side of all one and two-family dwellings: None for townhouses or row houses PROVIDED that there shall be a minimum of fifteen (15) feet between ends of adjacent groups of dwelling units.
    - (3) **Rear Yard:** Twenty-five (25) feet

for all dwellings, PROVIDED that rear yard requirements may be varied by the Planning Commission after consideration of common open space lands or parks which abut the rear yard area.

- (4) No building in the multiple housing portion may be located closer than one hundred (100) feet to the center of the road right-of-way of an arterial street (primary road) as designated in the Comprehensive Development Plan of DeWitt Township or designated by the Clinton County Road Commission.
- e) Maximum Permissive Building Height: Three (3) stories, but not exceeding forty (40) feet. Accessory building shall not exceed a height of fifteen (15) feet. For each one (1) foot of building height above thirty-five (35) feet, one (1) foot shall be added to the required front, side and rear yards.
- f) Dwelling Unit Floor Areas: Shall meet the requirements in the Section 5.18, Schedule of Regulations.
- (6) Common Open Space Requirements: For each square foot of land gained through the averaging or reduction of lot sizes under the provisions of this section, equal amounts of land shall be provided in open spaces. All common open space; tree cover, recreation area, scenic vistas or other authorized common open land areas shall be either set aside as common land for the sole benefit, use and enjoyment of present and future lot or home owners within the development, or shall be dedicated to DeWitt Township as park land for the use of the general public. The Planning Commission shall, after conferring with the Parks Commission, determine which of these options is most appropriate and shall recommend to the Township Board one of the following procedures as part of its approval of a Special Use Permit for a Planned Unit Development:
- a) That common open space shall be conveyed by proper legal procedures from the tract owner, or owners, to a home owners association or other similar nonprofit organizations so that fee simple title shall be vested in tract lot owners as tenants in common, PROVIDED that suitable arrangements have been made for the maintenance of said land and any buildings thereon. The common open space required shall be deemed a continuing requirement of the Special Use Permit.
- b) That common open space land shall be dedicated to the general public for park or recreational purposes by the tract owner or owners, PROVIDED that the location and extent of said land conforms to the Comprehensive Development Plan of DeWitt Township, and PROVIDED FURTHER that the access to, and the characteristics of said land is such that it will be readily available to and desirable for public use, development and maintenance.

It is the intent of this section that in cases where option 7.13.6(6)(b) above is determined to be in the best interest of the Township, that the owners or developers of the Planned Unit Development shall not be compelled or required to improve the natural conditions of said common open spacelands.

Common open spaces should be provided such that existing desirable land features such as woods, waterways, rolling ground, etc., can be utilized where possible. In addition, land set aside for common open spaces must be located conveniently for all people within the development. On large developments, it may be necessary to provide many smaller common open spaces so that this can be accomplished. The maximum walking distance to the nearest common open space shall be three hundred (300) feet by normal sidewalk or street for any resident of the development.

#### Section 7.13.7 Excavation of Soil and Minerals:

The purpose of these provisions is to provide for the use of lands which have significant mineral deposits such as gravel and sand and which if mined for such deposits under regulations of this section; insures that doing so will not constitute a hazard to the public health, safety and welfare. Also to insure that said operations will result in the reclamation of said lands so that they will be suitable for other uses upon expiration of the mining activity. (Note: Topsoil shall not be stripped, excavated or otherwise removed from any premises for sale at retail or wholesale, or for any other use than on the premises on which the topsoil was originally located. This provision shall not be construed, however, to prohibit sod farm operations.)

#### 1) Mining and Extractive Procedures and Regulations

- a) Application for a Special Use Permit shall be made and submitted not less than thirty (30) days before any regular meeting of the

DeWitt Township Planning Commission, to be placed on the agenda for that meeting.

- b) In addition to necessary application fees the petition will be accompanied by a professionally drawn site plan. The plans shall be drawn to a scale of 1" = 50' and include the production schedule for extraction and rehabilitation of the site. They shall also include a final grade elevation plan and written explanation of the proposed future land use and its compatibility with the adopted DeWitt Township future land use plan.
- c) The following information shall be provided in the aforementioned plans, application or through additional documentation:
- (1) Name and address of owner(s) of land from which removal will take place.
  - (2) Name and address of person, firm or corporation who will be primarily responsible for conducting actual removal operation.
  - (3) Location, size and legal description of the total site and estimated area to be mined.
  - (4) The site plan shall indicate surrounding zoning and current land uses (to be indicated by the Zoning Official).
  - (5) The roads and types of road surfaces that serve the site or will be utilized on site.
  - (6) The proposed haul route that it is expected will be the predominate traffic pattern for vehicles to and from the site.
  - (7) The location and size of any processing equipment and/or structures.
  - (8) Proposed method of removal and general description of equipment to be utilized.
  - (9) Estimated length of time to complete operations.
  - (10) Estimated area in acres from which excavation will take place in the first year of operation and successive years to completion.
  - (11) A detailed plan of operation for stripping topsoil and overburden, stockpiling, excavating and rehabilitating. Details shall include depths of cuts and fills and the type of fill, if any is proposed.
  - (12) Financial guarantees shall be furnished the Township prior to the issuance of a Special Use Permit to insure proper rehabilitation and reclamation in accordance with the provisions of this Ordinance; in the amount of One Thousand (\$1000) Dollars/acre to be mined in the ensuing year and for each subsequent year of operation.

In determining the area for which guarantees must be supplied, the following shall be included:

- (a) Any area stripped of topsoil or overburden.
  - (b) Area from which material is extracted.
  - (c) Area utilized for stockpiling extracted material, over burden and topsoil.
  - (d) Any area which from a past year of operations has not been fully rehabilitated on the annual anniversary of the issuance of the Special Use Permit.
  - (e) Any other land determined by the Planning Commission as integral to the operation, which is directly deemed by them to warrant protection under a financial guarantee.
- (13) In no event shall a financial guarantee be less than Ten Thousand (\$10,000) Dollars in amount.
- (a) Financial guarantees shall be in one of the following forms:
- Cash
  - Certified check
  - Irrevocable bank letter of credit
  - Corporate surety bond of a licensed insurance company.
- (b) Said guarantee shall remain in effect and be supplied until such time as it is determined by official inspection that the acreage it guarantees will be rehabilitated, is rehabilitated and the release of the bond or any portion thereof shall require formal Planning Commission and the Board of Trustees approval.

#### 2) Site Development Requirements:

- a) Setbacks in which no part of mining operation may take place, excepting ingress and egress shall be as follows:
- (1) A setback of not less than seventy-five (75) feet from any road right-of-way bounding the site.
  - (2) A setback of not less than fifty (50) feet from any lot line common to undeveloped

- property and seventy-five (75) feet from lot lines common to residentially zoned land.
- b) **Screening:** Fixed machinery or structures exceeding thirty (30) feet in height shall be screened from view by use of berms and planting as evaluated at Site Plan Review.
- Where structures exceed the aforementioned height plans detailing the method, location, sizes and types of plant materials shall be required.
- c) **Fencing** shall be required around the parameter of the site area being worked at any one time and shall consist of five (5) foot fence with barbed wire. The work area enclosed by said fencing shall be provided with gates at any point of ingress or egress which shall be secured at anytime the site is unattended by personnel.
- d) Posting the aforementioned fence enclosing any mining operation shall be posted at a minimum of two hundred (200) foot intervals by durable, weather proof signs not less than two (2) square foot in size with a minimum of two (2) inch lettering, containing the following in large print:

DANGER  
KEEP OUT  
EXCAVATION IN PROGRESS

- e) At no time shall slopes on previously excavated areas outside the fenced working area be left at greater than 30° pending rehabilitation. And no finished grade shall exceed 3 in 1, 3 feet horizontal to 1 foot vertical respectively.
- f) **Erosion:** All slopes shall be adequately seeded and/or planted with appropriate vegetation such as trees to prevent erosion.
- Said reestablishment of vegetation of abandoned slopes and areas shall take place progressively as outlined in the production plans on file and shall be accomplished prior to renewal of the Special Use Permit for the successive year of operation. To insure the permanence of the reestablished vegetation of rehabilitated areas, the permit holder will be released from such care and maintenance only after inspection approval of the Zoning Official or other duly authorized representative of the Planning Commission.
- g) **Nuisances:** Adequate measures shall be taken to minimize noise and dust.

- (1) **Noise:** Limited hours of operation and retention of natural vegetation at site property lines may be required.
- (a) Method of operation (cellular and/or trench).
  - (b) Area in acres each stage represents and cubic yard of fill capacity.
  - (c) Provisions for stockpiling topsoil.
  - (d) On-site haul roads, the type of surfaces, dust and mud control measures.
  - (e) A composite drawing reflecting the following:
    - the stages of work area progression
    - sequence they will be worked
    - existing grade elevations and
    - final grade elevations
  - (f) A rehabilitation schedule for abandoned or completed fill areas that shall address the timetable for rehabilitation, the method and type of revegetation and maintenance until established.
  - (g) Surface drainage control measures as they relate to the first year's operation and subsequent years of operation.
  - (h) The location and size of any processing equipment and/or structures.
  - (i) Financial guarantees shall be furnished the Township prior to the issuance of a Special Use Permit to insure proper rehabilitation and reclamation in accordance with the provisions of this Ordinance; in the amount of One Thousand (\$1000) Dollars/acre to be filled in the first year of operation.

In determining the area for which guarantees must be supplied, the following shall be included:

- Area comprised of on-site haul roads.
- Any area stripped of topsoil or overburden.
- Area from which material is extracted.
- Area utilized for stockpiling extracted material, overburden and topsoil.
- Any area which from a past year of operations has not been fully rehabilitated on the annual anniversary of the issuance of the Special Use Permit.
- Any land utilized for structures or processing plant equipment.
- Any land utilized for on-site storage of equipment.

- (2) **Dust:** Roads shall be oil or chloride treated as necessary.

- h) **Permitted Installations:** Shall be maintained in a neat and orderly condition.
- i) **Topsoil:** Shall be replaced to a depth of four (4) inches in establishing finish contours for rehabilitation. The removal and sale of topsoil is specifically prohibited, except as approved by the Planning Commission.
- j) Permits to extract minerals shall not be issued for periods of longer than one year, but shall be renewable, subject to review of past performance and verification that operations have been conducted according to the requirements of this Chapter and approved plans. Site operations shall be open to inspection at all times and as often as necessary to assure compliance.
- k) Any extension of operations beyond the limits applied for and approved under the permit shall require additional approval of the Planning Commission.
- l) Permits to extract minerals shall be nontransferable except with the prior approval of the DeWitt Township Board of Trustees.

#### Section 7.13.8 Public and Private Sanitary Landfills

The purpose and intent of these regulations and procedures is to provide for the use of certain lands for sanitary landfill purposes and to insure certain minimum standards for their development and operation that will minimize detrimental or injurious impacts on surrounding lands; their values and quality of life on them as well as the community as a whole.

##### 1) Sanitary Landfill Procedures and Regulations:

- a) Application shall be made on the provided form (Petition for Special Use Permit) and submitted not less than thirty (30) days before any regular meeting of the DeWitt Township Planning Commission, to be placed on the agenda for that meeting.
- b) In addition to necessary application fees the petition shall be accompanied by professionally drawn plans drawn to a scale of 1" = 200' which shall include in combination or separately, the following information as follows:
  - (1) **Production Plans:** Detailed plans of operation for stripping, stockpiling topsoil, excavation, filling and rehabilitation by stages shall be required. Minimum plan requirements are as follows:
    - (a) Method of operation (cellular and/or trench).
    - (b) Area in acres each stage represents and cubic yard of fill capacity at specified compensation rates.
    - (c) Provisions for stockpiling topsoil.
    - (d) On-site haul roads, the type of surfaces, dust and mud control measures.
    - (e) A composite drawing reflecting the following:
      - the stages of work area progression.
      - the sequence they will be worked
      - existing grade elevations
      - final grade elevations
    - (f) A rehabilitation schedule for abandoned or completed fill areas that shall address the timetable for rehabilitation, the method and type of revegetation and maintenance until established.
    - (g) Surface drainage control measures as they relate to the first year's operation and subsequent years of operation.
    - (h) The location and size of any processing equipment and/or structures.
    - (i) Financial guarantees shall be furnished the Township prior to the issuance of a Special Use Permit to insure proper rehabilitation and reclamation in accordance with the provisions of this Ordinance in the amount of One Thousand (\$1000) Dollars/acre to be filled in the first year of operation, said amount to be adjusted for subsequent years reflecting changes in the amount of acres to which such guarantees shall apply. In determining the area for which guarantees must be supplied, the following shall be included:
      - area comprised of on-site haul roads
      - any area stripped of topsoil or overburden
      - area from which material is extracted overburden and topsoil
      - any area which from a past year of operations has not been fully rehabilitated on the annual anniversary of the issuance of the Special Use Permit
      - any land utilized for structures or processing plant equipment
      - any land utilized for on-site storage of equipment
      - any other land determined by the Planning Commission as integral

to the operation which is directly or indirectly deemed by them to warrant protection under a financial guarantee.

In no event shall a financial guarantee be less than Ten Thousand (\$10,000) Dollars in amount.

(2) Financial guarantees shall be in one of the following forms:

- (a) Cash
- (b) Certified check
- (c) Irrevocable bank letter of credit
- (d) Corporate surety bond of a licensed insurance company.

c) **Proposed Future Land Use Plans:** A site plan showing proposed future land use upon completion of landfill operations.

- (1) The plan shall be accompanied by written explanation of the proposed future land use and its compatibility with the adopted future land use plan of DeWitt Township.
- (2) The plan shall indicate proposed uses and show finish grade elevations and address the limitations or constraints on future land use.

d) **Site Plans:** A detailed site plan shall be required which reflects stages of operation and shows:

- (1) Location, size and legal description of total site.
- (2) Any berming and setback provisions along boundaries of the site.
- (3) On-site haul roads and surface types.
- (4) Stockpiling (topsoil) locations and/or provisions.
- (5) Location of test borings accompanied by test reports or results.
- (6) Location and dimensions of any equipment or structures, permanent or temporary.
- (7) Areas of operation in acres by yearly stages to completion.
- (8) Fencing, type and location.
- (9) Present zoning of site and current land use.
- (10) Surrounding zoning and current land use.
- (11) Off-site roads and surface types that will serve the operation. A general description or map insert indicating the probable off-site haul route for traffic utilized getting to and from the site.
- (12) Method of landfill operations to be utilized.
- (13) Location and size of monitoring wells to be installed and capacity of same in gals/min. available for fire control.
- (14) Resident dumping provisions or areas.
- (15) Surface drainage-control measures involving ditching, holding ponds, etc.
- (16) Estimate of traffic to and from landfill site.

2) **Site Development Requirements and Operational Requirements:**

a) **Minimum Site Area:** A minimum of fifty (50) acres shall be required to utilize any site for sanitary landfill purposes.

b) **Setbacks and Buffers:** Shall be required as follows:

(1) Adjacent Residential Districts.....	500'
(2) Public Road Rights-of-Way.....	300'
(3) Adjacent Commercial Districts.....	250'
(4) Adjacent Industrial Districts.....	200'
(5) Adjacent Agricultural Districts.....	200'

c) **Berms:** Shall be constructed around the entire periphery of the site to a height of 15' and screen from normal line of vision all activity within the landfill operation. Berms shall not be sloped at greater than 45° and shall be not less than a 20 foot top width to a 60 foot base width.

The face of berms fronting on public roads or visible to the general public shall be seeded to prevent erosion and deterioration and be maintained as required for the life of the operation.

d) **Monitoring Wells:** A minimum of one monitoring well shall be located on the site and more may be required depending on the number and location of private wells in the area.

e) **Fire Control:** A well shall be located not more than three thousand (3000) feet from a fill work area at all times during fill operations. Approval may be granted by the Planning Commission provided fire hose is readily available of sufficient size, type and kind as approved by the DeWitt Township Fire Chief for distances over three thousand (3000) feet. Said well shall in addition be not less than 6 inches, and capable of pumping 500 gals/min.

f) **Fencing:** A 6 foot chain link fence with a minimum of three strands of barbed wire above to control wind blown debris shall be installed around all areas where fill operations are being carried on. Additional fencing shall be installed as necessary to contain refuse to the site.

g) **Ingress and Egress:** There shall not be more than one access or entrance to a landfill site and such entrance shall be provided with a gate not less than 6 feet high which shall be securely locked at the close of each workday or whenever the site is left unattended. An entry shall be paved as determined by the Planning Commission to control mud and dust.

Offsite roads immediate to the site entry shall be kept reasonably clean of tracked dirt and mud where on-site controls are ineffective.

h) **Policing of immediately adjoining property and perimeter berms and/or fencing for unauthorized dumping and wind blown debris** will be done regularly and be the responsibility of the Landfill Operator(s).

i) An evaluation and definite plan for surface drainage control shall be required.

j) During all hours of operation an attendant shall remain on the site.

k) Hours of operation shall be restricted to 7:00 a.m. to 5:00 p.m. with 1 hour to cover, during the week and 7:00 a.m. to 12:00 noon Saturdays unless otherwise authorized by the Planning Commission.

In no case will operation be allowed on Sunday.

l) An area or provision shall be made for resident dumping.

m) All trucks shall cover their loads.

n) All users except township residents utilizing said landfill for their own domestic needs, shall be licensed and/or registered as permitted by law.

o) No burning shall be permitted, except as approved by the health department and DeWitt Township through issuance of a burning permit.

p) The Zoning Official or any Township Official shall be permitted entry for inspection purposes at any time.

r) Permits are nontransferable and shall not be issued for a period greater than one year. Subsequent annual renewal shall be made upon written request and inspection by the Official as to compliance with Ordinance and permit requirements.

s) No part of a performance bond or other form of financial guarantee shall be applicable unless by inspection the previous year's completed landfill area has been rehabilitated to the extent of final grades with a minimum of 8 to 12 inches of topsoil and germinated seeding sufficient to prevent erosion according to approved final grade plans on file.

t) Monitor well samples shall be taken by the Official and tested at the expense of the landfill operator not less than monthly. Additional tests shall be required if deemed necessary by the Planning Commission as a result of private complaint alleging injury to water quality of a private well.

u) A professionally prepared needs analysis and/or study shall be provided containing and/or addressing:

- (1) Local Need
- (2) Regional Need

NOTE: The number and remaining capacity of existing landfills within a fifty-mile radius shall be assessed as well as the relation to current refuse production and future production based on current population projections (1) and (2).

(3) The needs study shall address and analyze the economic cost burdens on municipal services and their capability for offsetting those additional costs.

(4) Need shall be established for the particular site being petitioned for versus alternate sites considered along with detailed analysis of their comparative suitability.

v) A professionally prepared Environmental Impact Statement or study shall be provided and shall at minimum address and be comprised of the following:

- (1) Project description.
- (2) Area or site description.
- (3) Social and economic impact, in the immediate area and in the community as a whole both short and long range.
- (4) The visual or aesthetic impact to surrounding property and the general community.
- (5) Storm drainage impact.
- (6) Transportation or traffic impact on surrounding roads and highways.
- (7) Soil characteristics generally and as they relate to:
  - (a) Erosion

- (b) Permeability
  - (c) Bearing capacity before and after filled
  - (d) Geological
  - (e) Aquifer recharge and protection of same
  - (f) Surface drainage and storm drain services
- (8) Impact on surrounding property values and the quality of life. Future land use and development on site and in the surrounding areas shall be addressed.
  - (9) Impact on historic land or structures as applicable.
  - (10) Impact on pedestrian traffic.
  - (11) Nuisances: Extent and impact on area.
    - (a) Pollutants: Air and water
    - (b) Noise
    - (c) Dust
    - (d) Odor
  - (12) Impact on vegetation and wildlife.
  - (13) Impact on topography of area and natural land features such as ponds, lakes, streams, marshes, watershed, plains, and estuaries.
  - (14) Impact on current and future land use plans.

## NOTE:

- I The E.I.S. shall, for evaluative purposes, measure:
  - 1) Short-term effects which do not last beyond initial construction or development.
  - 2) Medium-term effects resulting from the operation of the project and therefore do not extend beyond the life of the operation or project.
  - 3) Long-term effects lasting beyond the life of the operation or project which may be irreversible and permanent.
- II The E.I.S. should explore and propose alternatives detailing the comparative pros and cons of each as it relates to minimizing an adverse impact.
- III Diagrams, maps, charts and illustrations should be included to clarify and summarize data for evaluative purposes.
- w) A cover letter shall be included providing the following information.
  - (1) Name and address of deed holder of land to be utilized.
  - (2) Name and address of other owner(s) of land to be utilized and of each interest (option, land contract, etc.)
  - (3) Name and address of each person, firm or corporation who will actually conduct landfill operation.
  - (4) Location, size and legal description of total site.

Section 7.13.9 Auto Salvage and Scrap Metal Yards

The purpose of this section is to provide for the use of certain lands for use as salvage yards and to regulate their location and development in such a way that detrimental impacts to surrounding lands and their uses will be minimal. Also to insure that such use will not result in any threat to the public health, safety and welfare.

1) Salvage Yards Procedure and Regulations:

- a) Application for Special Use Permit in A - Agricultural zoned parcels shall be made on forms provided (Petition for Special Use Permit) and submitted a minimum of thirty (30) days prior to any regular meeting of the Planning Commission in order to be reviewed at that meeting.
- b) Site Plan Review shall be required in both IL and A zones prior to any use of a parcel of land for auto salvage purpose.
 

In addition to the information requested on the petition, site plans should demonstrate compliance with site development requirements as follows in Section 7.13.9(2).

2) Site Development Requirements and Regulations:

- a) Minimum Site Area shall be not less than five (5) acres.
- b) Minimum Lot Width shall be not less than one hundred fifty (150) feet.
- c) Minimum Setback Requirements shall be as follows:
  - Front.... 100 feet from the road right-of-way and shall be landscaped with trees, shrubs and grass.
  - Sides.... 75 feet each side and landscape plantings may be required by the Planning Commission where a site abuts residential property.
  - Rear ..... 50 feet and landscape plantings may be required where the site abuts residential property.
- d) All salvage yards shall be established and maintained in accordance with all applicable State of Michigan Statutes.
- e) All salvage yards shall be enclosed by a solid or opaque fence a minimum of eight (8) feet in height around the entire periphery, and in no case shall

the fence be less than a height sufficient to effectively screen the activity and material stored on the site.

Said fence shall be of sound construction and painted or otherwise neatly finished so as to be as inconspicuous as possible, and be of sufficient construction to prevent unauthorized entry.

- f) No material shall subsequently be stored above the fence height of the enclosed site area.
- g) Salvage yards may not be located in an area which due to the topography of the site relative to adjoining property is impossible to screen from the view of adjacent property.
- h) Adequate standing and parking facilities shall be provided on the site so that no vehicle or material brought to the site for salvage purposes shall at anytime stand outside the enclosed area for more than 24-hours.
- i) Adequate parking shall be provided for customers in accordance with the provisions of Chapter X of this Ordinance.
- j) No open burning shall be permitted except in an approved incinerator and all industrial processes involving equipment for cutting, compressing or packaging shall be conducted within an enclosed building. Further, the incinerator or the building housing equipment shall not be located closer than one hundred (100) feet to any property line or road right-of-way. The omission from any incinerator shall be controlled to comply with pollution control regulations of the State of Michigan, Clinton County and DeWitt Township.

Section 7.13.10 Golf Courses and Country Clubs, Other Than Golf Than Golf Driving Ranges and Miniature Golf Courses

The purpose of this section is to provide for the use of certain lands for use as golf courses and country clubs and to regulate their location and development in such a way that detrimental impacts to surrounding lands and their uses will be minimal and to insure that such use will not result in any threat to the public health, safety and welfare.

- 1) The site area shall be fifty (50) acres or more and shall be so designed as to provide all ingress and egress directly onto or from a major arterial.
- 2) A site plan of the proposed development shall be reviewed and approved by the Township Planning Commission. Such site plan shall indicate the location of service roads, entrances, driveways and parking areas and shall be so designed in relationship to the major arterial that pedestrian and vehicular traffic safety is encouraged.
- 3) Development features shall be shown on said site plans, including the principal and accessory buildings, structures and parking areas, and shall be so located as to minimize any possible adverse effects upon adjacent property; all principal or accessory buildings and parking areas shall be not less than two hundred (200) feet from any property line of abutting residentially zoned lands.
- 4) The minimum number of off-street parking spaces shall be provided as required in Chapter X including additional spaces which may be required for each accessory use, such as a restaurant or bar.
- 5) Whenever a swimming pool is to be provided, said pool shall be located at least one hundred (100) feet from abutting residentially zoned property lines and shall be provided with a protective fence six (6) feet in height and entry shall be by means of a controlled gate. Additional provisions in Section 6.4.3 shall apply.
- 6) All lighting shall be shielded to reduce glare and shall be so arranged and maintained as to direct the light away from all residential lands which adjoin the site.

Section 7.13.11 Drive-In Theaters, Race Tracks, Temporary and Transient Amusement Enterprises, Golf Driving Ranges and Miniature Golf Courses

The purpose of this section is to provide for the use of certain lands for drive-in theater and similar entertainment uses, and to regulate their location and development in such a way that detrimental impacts to surrounding lands and their uses will be minimal, and to insure that such use will not result in any threat to the public health, safety and welfare.

- (a) All sites shall be located on a major thoroughfare and ingress or egress shall be from the thoroughfare. Local traffic movement shall be accommodated within the site so that entering and exiting vehicles will make normal and uncomplicated movements into or out of the thoroughfare.
- (b) All points of entrance or exit shall be located no closer than two hundred (200) feet from the intersection of any two streets or highways except miniature golf and driving ranges which shall be one hundred (100) feet.
- (c) All vehicles shall have clear vision approaching a public street within one hundred (100) feet of the street for a sight distance of five hundred (500) feet in either direction along the street.
- (d) Acceleration and deceleration lanes should be provided, where possible, at points of ingress and egress.
- (e) Whenever any use permitted in this subsection abuts a property which is in the residential, business or agricultural district, a transition strip of at least two hundred (200) feet in width shall be provided between such use and the adjoining district. Grass, plants and structural screens of a type approved by the Planning Commission shall be placed within said transition strip. Golf driving ranges and miniature courses shall have a minimum transition strip of fifty (50) feet when adjacent to a residential agricultural or business district.

- (f) A minimum front yard of one hundred (100) feet shall separate all uses, operations and structures permitted herein, including fences fronting any public street or highway used for access or exit purposes, which shall be landscaped in accordance with plans approved by the Planning Commission.
- (g) Golf driving ranges shall provide safety screening as deemed reasonable and necessary by the Planning Commission.
- (h) Race tracks and drive-in theaters shall be enclosed the entire periphery with an obscuring screen fence at least eight (8) feet in height. Fences shall be of permanent finish and construction, painted or otherwise finished neatly, attractively and inconspicuously.
- (i) Drive-in theaters shall have ticket gates as follows: one (1) ticket gate for three hundred (300) car capacity theaters; two (2) ticket gates for six hundred (600) car capacity theaters; three (3) gates for eight hundred (800) car capacity theaters; four (4) gates for one thousand (1,000) car capacity theaters. Vehicle standing space shall be provided between the ticket gates and the street or highway right-of-way line equal to at least thirty percent (30%) of the vehicular capacity of the theater.
- (j) Drive-in theater picture screens shall not face any public street and shall be so located as to be out of view from any major thoroughfare.

## Chapter VIII Floodplains

### Section 8.1 Floodplain Regulations:

#### Section 8.1.1 Intent and Purpose:

The purpose of these regulations is to protect those areas within DeWitt Township which are subject to inundation from flood waters of the major rivers, their branches and tributaries within the Township so that the reservoir capacity shall not be significantly reduced, thereby creating dangers to areas previously not so endangered in time of high water, or to impede, retard, accelerate or change the direction of the flow or carrying capacity of the river valley or to otherwise increase the possibility of flood. Said regulations, while permitting reasonable use of such properties, will help protect human life, safety, health and general welfare, and prevent or minimize material or economic losses, through public aid and relief efforts occasioned by the unwise occupancy of such flood areas. All land and land uses within the floodplain area shall be subject to the requirements specified herein, in addition to the zoning district requirements of the zones in which said lands and land uses are located and other applicable regulations.

#### Section 8.1.2 Floodplain Delineation

The floodplain within the Township is all of the land which would be inundated during an Intermediate Regional Flood. The Flood Hazard Boundary Map (provided by the Department of Housing and Urban Development) shall serve as the Official Floodplain Zoning Map. If said map is unavailable, floodplain mapping by the U.S. Army Corps of Engineers, the Soil Conservation Service, or United States Geological Survey for areas within the Township may substitute for the Flood Hazard Boundary Map. The Flood Insurance Rate Map, when available, shall take precedence over all prior maps and serve as the Official Floodplain Zoning Map. The Official Floodplain Zoning Map may be subject to alteration with any significant change in land use, including the direct impact of such a change that seriously impedes, retards, accelerates or changes the direction of flow or carrying capacity of the watercourse or which otherwise increases the possibility of flood. The Official Floodplain Zoning Map shall be on file at the office of the Township Clerk.

#### Section 8.1.3 Permitted Principal Uses:

Notwithstanding any other provisions of this Ordinance within the floodplain, no building or structure shall be erected, converted or structurally altered, and no land and/or structure shall be used except for one or more of the following uses:

- 1) Recreational, agricultural and open space uses, such as crop farming and gardening (not including related buildings), parks, playgrounds, golf courses, nature preserves, bridle trails and nature paths, private and commercial recreation and other similar open spaces.
- 2) Public rights-of-way, private drives and off-street parking uses, PROVIDED that all parking shall be at grade level and in conformance with the provisions of Chapter X.
- 3) Public utility facilities, PROVIDED utilities are constructed or elevated to withstand flood damages.
- 4) Storage yards for materials and equipment which are not subject to removal or major damage by floodwaters; except the storage of flammable liquids is prohibited.

#### Section 8.1.4 Uses Permitted by Special Permit:

The following uses of land and structures may be permitted within the floodplain upon application for and issuance of a special use permit with specified procedures as outlined and shall be subject to the findings of the Zoning Official that requirements of this Section are satisfied:

- 1) The use pattern and the structure proposed to accomplish said use shall be so designed as to not significantly reduce the impoundment capacity of the floodplain and the flow of water and designed to protect said use, structure or building from flood damages. Construction and substantial improvements to structures shall be as follows:
  - a) Residential structures shall have the lowest floor

(including the basement) elevated to or above the level of the Intermediate Regional Flood.

- b) Nonresidential structures shall have the lowest floor (including basement) elevated or floodproofed to or above the level of the Intermediate Regional Flood.
- c) Attendant utilities and sanitary facilities serving all new structures shall be elevated or floodproofed up to the level of the Intermediate Regional Flood.

#### Section 8.1.5 Data Submission:

Prior to the issuance of a special use permit or a building permit for structures located in floodplain areas, the Zoning Officer shall require the applicant for such permit to submit any topographic data, engineering studies, proposed site plans or other similar data that is needed to determine the possible effects of flooding on a proposed structure and/or the effect of the structure on the flow of water. All such required data shall be prepared by technically qualified persons. Review of the data submitted and application for special use permit shall be processed according to the procedures described in Chapter VII.

#### Section 8.1.6 Alterations to the Floodplain:

Dumping or backfilling in the floodplain areas with any material in any manner is prohibited unless, through compensating excavation and shaping of the floodplain, it is provided that the flow and natural impoundment capacity of the floodplain will be maintained or improved so that no significant or measurable change in flow or reduction in impoundment capacity of the floodplain would thereby result. Where there is dumping, backfilling, or excavation, in any manner, adequate site plans and engineering drawings shall be submitted to the Zoning Official which must effectively show the final results of such action. These actions will be subject to Department of Natural Resources and Soil Erosion and Sedimentation Permit Approvals.

#### Section 8.1.7 Existing Uses in the Floodplain:

It is the intent of this Ordinance to permit uses to continue in the floodplain, but not to encourage their survival.

It is recognized there exists within the floodplain, as defined by this Ordinance, lots and structures which were lawful before this Ordinance was passed or amended, which would be prohibited, regulated, or restricted under terms of this Ordinance or future amendments.

Such uses are declared by this Ordinance to be nonconforming and incompatible with permitted uses in the floodplain. It is further the intent of this Ordinance that nonconforming uses shall not be enlarged upon, expanded or extended to increase its nonconformity, nor be used as grounds for adding other structures or uses prohibited in the floodplain. Any existing structure or land uses within the floodplain which do not conform to the provisions of this Ordinance or subsequent amendments shall become subject to the following in addition to other applicable regulations pertaining to nonconforming uses within DeWitt Township.

- 1) Should a structure located in the floodplain, as defined by this Ordinance, be damaged by any means to an extent of more than sixty percent (60%) of the structure's pre-catastrophe market value, as recorded by the assessing officer, it shall not be reconstructed. The damage to the structure is the expenditure necessary to return the structure to its condition before destruction and shall be determined by the Zoning Official after:
  - a) Receiving an estimate of the structural damage from the Fire Chief;
  - b) Receiving a figure representing the difference between the pre-catastrophe market value of the structure and the post-catastrophe value as determined by the assessing officer;
  - c) Dividing the sum of the figure derived in a) from the Fire Chief and b) from the assessing officer by two (2).
- 2) Any building damaged by any means to an extent of less than sixty percent (60%) of the structure's pre-catastrophe market value, as recorded by the assessing officer, may be repaired, but any alterations or modifications which go beyond returning the structure to its original condition shall be considered substantial improvements and shall comply with all special use requirements of Section 8.1.4. The costs of flood-proofing shall not be included in determining the damage costs.
- 3) The Board of Appeals may permit reconstruction of a use if it is adequately protected against flood damage, is not located in the floodway, and when failure to permit reconstruction would create undue hardship on the applicant.

#### Section 8.1.8 Liability:

Under no circumstances shall DeWitt Township incur any liability whatsoever for the granting of any use or building in floodplain areas.

## Chapter IX Nonconforming Uses:

### Section 9.1 Nonconforming Uses:

#### Section 9.1.1 Intent and Purpose:

It is the intent of this Ordinance to permit the continuance of a lawful use of any building or land existing at the effective date of this Ordinance, although such use of land or structure may not conform with the provisions of this Ordinance.

Further, it is the intent of this Ordinance that nonconforming uses or structures shall not be enlarged upon, expanded or extended, nor be used as grounds for adding other structures or uses prohibited elsewhere in the same districts. The continuance of all nonconforming uses and structures within DeWitt Township shall be subject to the conditions and requirements set forth in this section.

- 1) **Repair Of Nonconforming Buildings:** Nothing in this Ordinance shall prohibit the repair, improvement, or modernization of a lawful nonconforming building to correct deterioration, obsolescence, depreciation and wear.
- 2) **Reconstruction and Restoration:** Any lawful nonconforming use damaged by fire, explosion, an act of God, or by other causes, may be restored, rebuilt, or repaired, PROVIDED that the damage does not exceed more than sixty percent (60%) of the real valuation of the building, exclusive of land and foundation, and provided that said use be the same or more nearly conforming with the provisions of the district in which it is located.
- 3) **Discontinuance or Abandonment:** Whenever a nonconforming use has been discontinued for six (6) consecutive months or for eighteen (18) months during any three (3) year period, such discontinuance shall be considered conclusive evidence of an intention to abandon legally the nonconforming use. At the end of this period of abandonment, the nonconforming use shall not be reestablished and any future use shall be in conformity with the provisions of this Ordinance.
- 4) **Changing Uses:** If no structural alterations are made, the Board of Appeals may authorize a change from one (1) nonconforming use to another nonconforming use, PROVIDED the proposed use would be more suitable to the zoning district in which it is located than the nonconforming use which is being replaced. Whenever a nonconforming use has been changed to a more nearly conforming use or to a conforming use, such use shall not revert or be changed back to a nonconforming use. A nonconforming use of a building existing at the time of the adoption of this Ordinance may be extended throughout the building.
- 5) **Prior Construction Approval:** Nothing in this Ordinance shall prohibit the completion of construction and use of a nonconforming building for which a building permit has been issued prior to the effective date of this Ordinance, PROVIDED that construction is commenced within sixty (60) days after the date of issuance of the permit and that the entire building shall have been completed according to plans filed with the permit application within one (1) year after the issuance of the building permit.
- 6) **Illegal Nonconforming Uses:** Nonconforming uses of buildings or land not existing at the effective date of this Ordinance.
- 7) **Signs and Billboards:** Any nonconforming signs or billboards shall be removed within a period of two years from the adoption of this Ordinance.
- 8) **Basement, Cellar or Garage Home:** No basement cellar or garage home or other incompleated dwelling in existance on the date of this Ordinance shall be used as such after the lapse of one year from the date of enactment of the Ordinance. If a vacancy in occupancy, occurs prior thereto, then said use shall terminate and be void forthwith.
- 9) **District Changes:** Whenever the boundaries of a district shall be changed so as to transfer an area from one district to another classification, the provisions of this Chapter shall also apply to any existing uses that become nonconforming as a result of the boundary changes.

**Section 9.1.2 Registration of Nonconforming Uses:**

All owners and/or occupants of nonconforming uses existing on the effective date of this Ordinance shall register the same with the Official in writing and no later than six (6) months from the effective date of this Ordinance. Failure to register such nonconforming uses shall be considered conclusive evidence of abandonment. No such nonconforming use that is not registered, as provided herein, shall be reestablished or in any manner restored or used.

**Chapter X Off-Street Parking and Loading:**

**Section 10.1 Intent of Parking Provisions:**

It is the intent of this Ordinance that parking spaces shall be provided and adequately maintained by each property owner in every zoning district for the off-street storage of motor vehicles for the use of occupants, employees and patrons of each building and premise constructed, altered or enlarged under the provisions of this Ordinance. All vehicles shall preferably be stored on the premises occupied by the principal building, but may be stored on premises located outside the premises within specifically limited walking distances as specified in Section 10.1.8 of this Chapter.

**Section 10.1.1. Definition of Floor Area:**

The term "floor area" as applied to offices, merchandizing or service types of uses, shall mean the gross floor area used or intended to be used for services to the public, including those areas occupied for fixtures and equipment used for display or sale of merchandise, but excluding floor areas which are used exclusively for storage, housing of mechanical equipment integral with the building, maintenance facilities, or those areas where customers, patients, clients, salesman, and the general public are denied access. "Floor area" shall be measured from the exterior faces of exterior walls.

**Section 10.1.2 Fractional Spaces:**

When units of measurement determining the number of required parking spaces result in a fractional space, any fraction to and including one-half shall be disregarded and fractions over one-half shall require one parking space.

**Section 10.1.3 Requirements For A Use Not Mentioned:**

In the case of a use not specifically mentioned, the requirements of off-street parking for a use which is mentioned and which is most similar to the use not listed shall apply.

**Section 10.1.4 Use Of Parking Areas:**

No commercial repair work, servicing or selling of any kind shall be conducted in any parking area. Parking space shall be used only for the parking of vehicles, used to service the establishment to which it is accessory, and, by its patrons.

- 1) No sign shall be erected in parking areas except that no more than one directional sign at each point of ingress or egress may be erected which may also bear the name of the enterprise the lot is intended to serve. Such signs shall not exceed twenty (20) square feet in area and shall not project beyond the property line of the premises.

**Section 10.1.5 Building Additions Or Other Increases In Floor Area:**

Whenever a use requiring off-street parking is increased in floor area, or when interior building modifications result in an increase in capacity for any premise use, additional parking shall be provided and maintained in the proper ratio to the use change increased floor area or capacity.

**Section 10.1.6 Joint Use Of Parking Areas:**

The joint use of parking facilities by two or more uses may be granted by the Board of Appeals whenever such use is practical and satisfactory to each of the uses intended to be served, and when all requirements for location, design, and construction are met.

- 1) **Computing Capacities:** In computing capacities of any joint use, the total space requirement is the sum of the individual requirements that will occur at the same time. If space requirements for individual uses occur at distinctly different times, the total of such off-street parking facilities required for joint or collective use may be reduced below the sum total of the individual space requirements.
- 2) **Record of Agreement:** A copy of an agreement between joint users shall be filed with the application for a building permit and recorded with the Register of Deeds of Clinton County. The agreement shall include a guarantee for continued use of the parking facility by each party.

**Section 10.1.7 Parking Space Requirements:**

The number of required off-street parking spaces in all districts for every use shall be provided in accordance with the following:

USE	REQUIRED PARKING SPACE
(1) One and Two Family Dwellings. . . . .	Two spaces for each family dwelling unit.
(2) Multiple Dwellings . . . . .	Two spaces for each dwelling unit.
(3) Boarding and lodging houses, fraternities, private clubs . . . . .	Two spaces for each bedroom or each two occupants of the structure, whichever is greater.
(4) Motels, auto courts, tourist homes . . . . .	One space for each sleeping unit plus two spaces for operating personnel.
(5) Hotel. . . . .	One space for each guest room, plus one additional space for every 5 employees.
(6) Mobile Home Park. . . . .	Two and one half spaces for each mobile home site plus 1 space for each mobile home park employee.
(7) Convalescent home, convents or similar use. . . . .	One space for each 4 beds plus 1 space for every 4 employees.
(8) Hospitals, sanitariums. . . . .	One space for each 3 patient beds plus 1 space for each staff or visiting doctor and plus 1 space for each 4 employees.
(9) Clinics . . . . .	Four spaces for each doctor plus 1 space for each employee.
(10) Auditoriums (incidental to schools), churches, stadiums, gyms, theaters, and buildings of similar use with fixed seats. . . . .	One space for each 4 seats plus 1 space for every 2 employees.
(11) Auditoriums (other than incidental to schools), lodge halls, meeting halls, community center, or buildings, of similar use without fixed seats. . . . .	One space for every 8 seats.
(12) Elementary and Junior High schools. . . . .	One space for every 2 employees plus the provisions of (10) above where the school contains an auditorium and/or stadium or gym.

**REQUIRED PARKING SPACE**

- (13) High Schools and Colleges . . . . . One space for every employee plus one space for each 5 students.
- (14) Libraries, museums, post offices . . . . . One space for every 800 square feet of floor area plus 1 space for every 4 employees.
- (15) Private golf clubs, swimming pool clubs, tennis clubs, or other similar uses . . . . . One space for every 2 member families or individuals.
- (16) Golf courses open to the public, except miniature or "par 3" courses. . . . . Four spaces for each hole plus 1 space for each employee.
- (17) Stadiums and sport arenas . . . . . One space for every 4 seats.
- (18) Dance halls, pool and billiard rooms, exhibition halls, roller rinks . . . . . One space for each 100 square feet of floor area used for dancing or assembly.
- (19) Bowling alleys . . . . . Five spaces for each alley plus 1 space for each employee.
- (20) Miniature or "par 3" golf courses . . . . . Three spaces for each hole plus 1 space for each employee.
- (21) Professional offices and banks. . . . . One space for every 100 square feet of floor area.
- (22) General Offices. . . . . One space for every 200 square feet of floor area.
- (23) Clothing, furniture, appliance, hardware, automobile, machinery sales, shoe repair, personal services (other than beauty and barber shops), wholesales . . . . . One space for every 200 square feet of floor area.
- (24) Barber shops and beauty parlors . . . . . Two spaces for each beauty and/or barber chair.
- (25) Supermarket, self-service food store . . . . . One space for every 50 square feet of floor area.
- (26) Restaurants, cafeterias, taverns, bars. . . . . One space for every 75 square feet of floor area, plus one space for every three seats.
- (27) Automobile service and repair garages; gasoline filling and service stations . . . . . Three spaces for each repair and service stall plus 1 space for every employee.
- (28) Drive-In Restaurants. . . . . One space for every 15 square feet of floor area.
- (29) Drive-in banks, cleaners, car laundries, and similar businesses . . . . . Space for 5 cars between the sidewalk area and the service window, plus one space for every 200 square feet of floor area.
- (30) Retail stores, except as otherwise specified herein . . . . . One space for every 150 square feet of floor area.
- (31) Funeral Homes and Mortuaries . . . . . One (1) space for every twenty-five (25) square feet of floor area of chapels and assembly rooms.
- (32) Warehouses, wholesale stores . . . . . One space for every 800 square feet of floor area.
- (33) Industrial or manufacturing establishments, including research and testing laboratories, creameries, bottling works, printing and engraving shops . . . . . One space for every 2 employees for industries working two or more shifts. One space for every 3 employees for industries working 1 shift or one space for every 400 square feet of gross floor area, whichever is greater.

- 2) **Uses in IL Districts:** Parking on the premises or within eight hundred (800) feet.
- 3) **Uses in IH Districts:** Parking on the premises or within one thousand (1000) feet.
- 4) Public and quasi-public buildings, places of assembly, private clubs, associations and institutions: Parking on the premises or within five hundred (500) feet.

**Section 10.1.9 Parking Lot Plan Review**

Whenever four (4) or more vehicle parking spaces are required for a given use, plans and specifications for the construction or alteration of an off-street parking area shall be submitted to the official before a building permit can be issued. Such plans and specifications shall indicate the location, basis of capacity calculation, size, site design, surfacing, marking, lighting, drainage, curb cuts, entrances, exits, landscaping, and any other detailed feature essential to the complete design and construction of the parking area.

**Section 10.1.10 Site Development Requirements:**

All off-street parking areas shall be designed, constructed and maintained in accordance with the following standards and requirements.

- 1) A minimum area of one hundred eighty (180) square feet or ten (10) feet by eighteen (18) feet shall be provided for each vehicle parking space; each space shall be definitely designated and reserved for parking purposes exclusive of space requirements for adequate ingress and egress.
- 2) Parking areas shall be so designed and marked as to provide for orderly and safe movement and storage of vehicles.
- 3) Adequate ingress and egress to the parking area by means of clearly limited and defined drives shall be provided.
  - a) Except for parking space provided for single-family and two-family residential lots, drives for ingress and egress to the parking area shall be not less than twenty (20) feet wide and so located as to secure the most appropriate development of the individual property.
  - b) Each entrance to and exit from any off-street parking area shall be at least twenty-five (25) feet from any adjacent lot within a residential district.
- 4) Each parking space, within an off-street parking area, shall be provided with adequate access by means of maneuvering lanes. Backing directly onto a street shall be prohibited. The width of required maneuvering lanes may vary depending upon the proposed parking pattern, as follows:
  - a) For right angle parking patterns seventy-five (75) to ninety (90) degrees, the maneuvering lane width shall be a minimum of (20) feet.
  - b) For parking patterns fifty-four (54) to seventy-four (74) degrees, the maneuvering lane width shall be a minimum of fifteen (15) feet.
  - c) For parking patterns thirty (30) to fifty-three (53) degrees, the maneuvering lane width shall be a minimum of twelve (12) feet.
  - d) All maneuvering lane widths shall permit one-way traffic movement, except for the ninety (90) pattern which may provide for two-way traffic movement.
- 5) Parking areas with a capacity of four (4) or more vehicles shall be surfaced with a material that shall provide a durable smooth and dustless surface and shall be graded and provided with adequate drainage.
- 6) Except for single-family and two-family residential lots, adequate lighting shall be provided throughout the hours when the parking area is in operation. Such lighting shall not exceed an intensity of five foot candles nor shall it be less than 1.5 foot candles. All lighting shall be so arranged as to reflect light away from any residential property adjacent to the parking area and any adjacent road or street.
- 7) Where a parking area with a capacity of four (4) or more vehicles adjoins a residential district, a planted buffer strip at least ten (10) feet wide shall be provided between the parking area and the adjoining property, and a fence or wall no less than four (4) feet in height shall be erected.

**Section 10.1.11 Reduction, Modification, Waiver:**

The Board of Appeals may authorize a reduction modification, or waiver of any of the off-street parking or loading regulations provided in this Chapter when it can be demonstrated that circumstances of extreme practical difficulty exist that would result in hardship to the applicant. Hardship shall not be deemed economic only, but shall be evaluated also in terms of the use of a particular parcel of land. A hardship that is a result of any action of the applicant shall not be considered by the Board of Appeals. In no case shall the off-street parking or loading standards be reduced by more than twenty-five percent (25%), provided there is compliance with the provisions as follows.

**Section 10.1.8 Location Of Parking Areas:**

All off-street parking areas shall be located on the same lot, or on the adjacent premises in the same District as the use they are intended to serve, with the exception of the following:

- 1) **Uses-in BC Districts:** Parking on the premises or within five hundred (500) feet.

The Board may authorize a reduction, modification, or waiver of any of the off-street parking or off-street loading regulations in Chapter X when it can be demonstrated that circumstances of extreme practical difficulty exist that would unquestionably result in hardship to the applicant when a literal

interpretation of the regulation is required. Hardship shall not only be deemed economic, but shall be evaluated in terms of the use of a particular parcel of land. A hardship that is a result of any action of the applicant shall not be considered by the Board. Under all these circumstances, in no case shall the off-street parking or off-street loading standards be reduced by more than twenty-five (25%).

Joint use of off-street parking areas may be authorized by the Board when the capacities outlined in Chapter X are complied with and when a copy of an agreement between joint users shall be filed with the application for a building permit, and is recorded with the Register of Deeds of Clinton County, guaranteeing continued use of the parking facilities for each party.

**Section 10.1.12 Load Space:**

Loading space required shall be additional to off-street parking space as required herein and shall not be considered as part of off-street parking space.

- 1) **Access:** Access to a standing, loading, or unloading space shall be provided directly from a public street or alley and such space shall be so arranged to provide sufficient off-street maneuvering as well as adequate ingress and egress to and from a street or alley.
- 2) **Site Requirements:** Off-street loading spaces and access drives shall be paved, drained, lighted, and shall have appropriate bumper or wheel guards where needed. Any light used for illumination shall be so arranged as to reflect the light away from the adjoining premises and streets. Where off-street loading adjoins or abuts premises used for residential, educational, recreational, or religious purposes, or abuts a residential district, there shall be provided a solid fence or wall not less than five (5) feet in height, between the off-street loading space and the adjacent premises.

**10.1.13 Coordinated Access** In order to promote efficient use of thoroughfares and to decrease hazardous conditions, the following regulations shall apply to a use allowed in the BL and BC Districts which abut a state trunkline or a county primary road.

- 1) An access road shall be provided within the required front yard setback area. Location, placement, width, means of ingress and egress of this required access road shall be determined by the DeWitt Township Planning Commission. This requirement may be waived in whole or part at the discretion of the Planning Commission.
- 2) Owners of all property shall submit to the township a properly executed and witnessed license agreement which gives the township board the authority to open and close service roads and driveways whenever necessary in order to guarantee to the satisfaction of the township board a safe and efficient movement of traffic. The said license may be recorded in the Office of the Register of Deeds of Clinton County, Michigan. Acceptance of the said license shall, in no way, obligate the township to build, repair, maintain or clear the said service roads or parking areas and no public funds may be spent by the township board to build, repair, maintain or close the said service roads and or parking area. The intent of this subsection is to allow the township to enforce its traffic ordinances, on the said service roads and parking areas, and otherwise facilitate the safe and efficient movement of traffic thereon.

**Chapter XI Signs**

**Section 11.1 Purpose and Intent:**

The purpose and intent of these rules and regulations governing signs is to apply reasonable controls over size, placement and general appearance of signs in their use in each district that will insure, promote and safeguard standards for protecting the public health, safety and welfare.

**Section 11.2 General Provisions**

**Section 11.2.1 Prohibited Signs:**

- 1) Encroaching signs and roof signs as defined herein, are specifically prohibited.
- 2) Any sign which, by reason of its size, location, content, coloring or manner of illumination, constitutes a traffic hazard or a detriment to traffic safety by obstructing the vision of drivers, or by obstructing or detracting from the visibility of any traffic control device on public streets and roads.

- 3) Signs which make use of words such as "STOP", "LOOK", "DANGER", or any other words, phrases, symbols or characters, in such a manner as to interfere with, mislead or confuse traffic.
- 4) Signs and sign structures that are no longer in use as originally intended or have been abandoned; or are structurally unsafe, constitutes a hazard to safety and health, or those not kept in good repair.
- 5) Any sign which obstructs free ingress to or egress from a required door, window, fire escape or other required exit way.
- 6) Any sign or other advertising structure containing any obscene, indecent or immoral matter.
- 7) Any sign, from the effective date of this Ordinance, unlawfully installed, erected or maintained.
- 8) Signs having flashing, blinking or running type lights are prohibited except for signs presenting changing of copy for time, temperature and date.
- 9) Home occupation signs prohibited.
- 10) Any sign installed prior to this Ordinance without a sign permit, when in fact said prior ordinance did require a sign permit.
- 11) Billboards except where off premise signs are allowed.
- 12) Billboards used for on premise advertising are prohibited.
- 13) Billboards located within 300 ft. of residential use.

**Section 11.2.2 Permitted Signs:**

- 1) No hunting, no trespassing signs and on premise directional signs not exceeding 4 sq. ft. in area.
- 2) Signs located in the interior of buildings.
- 3) Any identification, address, or for sale sign affixed to a wall, mailbox, post, lamp post, or pillar; and which is not larger than 2 sq. ft. in display surface; and not for the purpose of advertising a home occupation.
- 4) Traffic control or other municipal signs such as, but not limited to, directional signs placed in right of ways, legal notices, railroad crossing signs, danger and other temporary emergency signs.
- 5) Memorial signs or tablets, names of buildings, and dates of erection, when cut into any masonry surface or when constructed of bronze or other incombustible material.
- 6) Flags bearing the official design of a nation, state, municipality, educational institution and organization.

**Section 11.3 Permitted Signs by Zoning Districts**

**Section 11.3.1 Conservation, Agricultural and Residential District Uses**

In all Conservation, Agricultural and Residential Uses, the requirements of Schedule A shall govern sign use, area, type, height, and numbers; in addition to requirements elsewhere in this Ordinance.

**SCHEDULE A**

A.	B.	C.	D.	E.	F.
USE	MAXIMUM DISPLAY AREA	SIGN TYPE	MAXIMUM HEIGHT	SIGN PURPOSE	MAXIMUM No. of SIGNS
1. Education Religious Day Care Human Care Cemeteries Parks (Public) Public Bldgs.	18 sq. ft. 10% area of wall to be served	Ground Sign Wall Sign	8 ft. Not above upper wall line	Institutional Sign	One per Principal Use
2. Farm Enterprise	18 sq. ft.	Ground Sign	8 ft.	Identification or Business	One per Farm Enterprise
3. Housing Developments including Mobile Home Parks & Apts.	40 sq. ft.	Ground Sign	8 ft.	Identification Sign	One per Street Entrance
4. Home Occupation Signs Prohibited	4 sq. ft.	Wall Sign	Not above front wall	Home Occupation	One per Home Occupation
5. Off Premise Signs Prohibited including Billboard Signs					

Section 11.3.2 Commercial and Office District Uses

In all Commercial and Office Uses, the requirements of Schedule B shall govern sign use, area, type, height, and numbers, in addition to requirements elsewhere in this Ordinance.

SCHEDULE B

A. USE	B. MAXIMUM DISPLAY AREA	C. SIGN TYPE	D. MAXIMUM HEIGHT	E. SIGN PURPOSE	F. MAXIMUM NO. OF SIGNS
1. Individual Commercial and Office Establishment (not located within a Multi-establishment center)	1) 15% area of wall to be served	Wall or Projecting Sign	Not above upper wall line	Business or Identification	No Maximum
	2) 100 sq. ft.	Pole	30 ft.		One Pole or one ground sign (See Footnote 1)
	3) 75 sq. ft.	Ground	12 ft.		
	4) 6 sq. ft.	Marquee	Affixed to underside of building overhang	Identification	One per establishment
2. Commercial and Office Establishments located within a Multi-establishment (also see use 3 directly below)	1) 15% area of wall to be served				
	2) Individual Pole and Ground Signs Prohibited				
	3) 6 sq. ft.	Marquee	Affixed to underside of building overhang	Identification	One per establishment
3. Multi-establishment Commercial and/or Professional Center (for establishments located within Multi-establishments see use 2 above)	1) 1 sq. ft. for each front foot of building with a maximum of 300 sq. ft.	Pole	50 ft.	Identification	One pole or one ground sign (See Footnote 1)
		Ground	20 ft.	Identification of shopping center and/or of individual businesses in shopping center	

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SCHEDULE B (contd)

USE	MAXIMUM DISPLAY AREA	SIGN TYPE	MAXIMUM HEIGHT	SIGN PURPOSE	MAXIMUM NO. OF SIGNS
	2) 15% area of wall of establishment that sign is to be installed	Wall or Projecting Sign	Not above upper wall line	Identification of shopping center	No Maximum
4. Auto Service Stations	1) 100 sq. ft. each sign (See Footnote 1)	Pole	30 ft.	Identification	One Pole or one ground sign (See Footnote 1)
		Ground	12 ft.		
	2) 15% area of wall of establishment that is to receive sign	Wall Sign or Projecting Sign	Not above upper wall line	Business or Identification	No Maximum
5. Automobile Sales  For the purpose of administering this ordinance, new car sales shall be considered as a separate business from the used car sales.	100 sq. ft. Each Sign	Pole	30 ft.	Business Identification	one pole or one ground sign for new car dealership and one pole or one ground sign for used car sales
		Ground	12 ft.		
	15 per cent area of wall to be served	Wall or Projecting Sign	Not above upper wall line	Business Identification	No Maximum

Footnote: <sup>1</sup> Corner locations may have one sign on each street with a maximum area of sq. ft. each.

SCHEDULE B (contd)

USE	MAXIMUM DISPLAY AREA	SIGN TYPE	MAXIMUM HEIGHT	SIGN PURPOSE	MAXIMUM NO. OF SIGNS
6. Expressway Business See Definition 8	6 sq. ft. of area for each foot of height with maximum of 300 sq. ft.	Pole Sign	90 ft.	Business Identification	One
	15 per cent area of wall to be served	Wall or Projecting Sign	Not above upper wall line		No Maximum
	6 sq. ft.	Marquee Sign			One sign per establishment
7. Off Premise Signs Prohibited including Billboard Signs	none	none			

**Section 11.3.3 Industrial District Uses**  
 In all Industrial Districts the requirements of Schedule C shall govern sign use, area, type, height, and numbers, in addition to requirements elsewhere in this Ordinance.

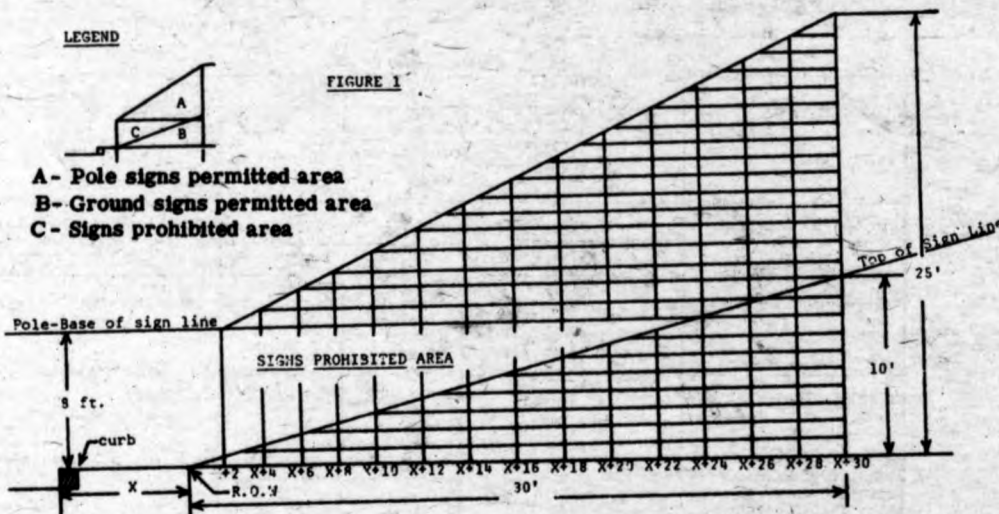
**SCHEDULE C**

A. USE	B. MAXIMUM DISPLAY AREA	C. SIGN TYPE	D. MAXIMUM HEIGHT	E. SIGN PURPOSE	F. MAXIMUM No. of SIGNS
1. Individual Industrial Establishments	15% area of wall to be served	Wall Sign	Not above upper wall line	Business Identification	No Maximum
	100 sq. ft.	Pole	30 ft.		One pole or one ground sign per establishment
	75 sq. ft.	Ground	12 ft.		
2. Industrial Parks	100 sq. ft.	Pole	30 ft.	Identification of Business	One sign per exit drive
	75 sq. ft.	Ground	12 ft.		
3. Commercial and Office Establishments Located in Industrial Areas	1) 15% Area of Wall	Wall	Not above upper wall line	Identification of Business	No Maximum
	2) 75 sq. ft.	Ground Sign	12 ft.		One per establishment
	3) 100 sq. ft.	Pole	30 ft.		One per establishment
4. Off Premise Signs including billboards	720 sq. ft.	Ground, Pole or Billboard	30 ft.	Advertising a Business, Product, Service, Event, Person or Subject	One sign permitted on each parcel of land, however, spacing must be a minimum of 500 ft. between sign (See Footnote 3)

Footnote: <sup>2</sup> Each side of the road should be considered separately for purpose of measuring 500 ft. required spacing.

**SECTION 11.4 Required Sign Setback:**

Sign setback for all Districts shall be as required in figure 1.



**Section 11.5 Temporary Use Signs**

Signs intended for use over a limited period of time may be permitted. Temporary signs shall comply with all the requirements of this Ordinance and Schedule D. All temporary signs not listed in Schedule D are prohibited. Sign setback shall be as required in Schedule E.

**SCHEDULE D TEMPORARY USE SIGNS**

A. SIGN USE	B. MAXIMUM SIZE PER FACE	C. MAXIMUM DURATION
1. Real Estate, Sale, Rent or Lease in Residential Uses (No Permit Required)	5 sq. ft. (Single Family) 10 sq. ft. (Multiple Family)	5 Days After Purpose of Sign Fulfilled (See Footnote 4)
2. Real Estate, All Other Uses (No Permit Required)	32 sq. ft.	5 Days After Purpose of Sign Fulfilled
3. Building Construction Signs for Residential Projects	20 sq. ft. (Single Family) 32 sq. ft. (Multiple Family)	First Occupancy
4. Building Construction, All Other Districts except residential	200 sq. ft.	First Occupancy
5. Political Signs, All Districts (No Permit Required)		21 Days, Each Election, Removed Within 5 Days Following Election
6. Commercial and Industrial Districts (This Regulation Includes Trailer Signs) (See Footnote 5)	40 sq. ft.	30 Days Each Permit, 3 permits maximum per year
7. Residential Garage Sales (No Permit Required)	4 sq. ft.	15 Days

Footnote: <sup>4</sup> For Single Family subdivisions under development, sign(s) shall be removed within one year after sale of 93 per cent of all lots.

Footnote: <sup>5</sup> Trailer signs shall have owner's name and address clearly imprinted for identification purposes.

**Section 11.6 Permitted Construction Type by District:**

In all districts, the type of sign construction shall be in accordance with Schedule E.

**SCHEDULE E: PERMITTED CONSTRUCTION TYPE**

	RESIDENTIAL	COMMERCIAL	OFFICE	INDUSTRIAL	CONSERVATION AGRICULTURE
POLE SIGN		X	X		
WALL SIGN	X	X	X	X	
GROUND SIGN	X	X	X	X	X
MARQUEE SIGN	X	X	X	X	X
BILLBOARDS				X	

**1) Construction Requirements:**

- a) **Wind Load:** Signs and sign structures shall be designed and constructed to resist wind forces of not less than 20 pounds per square foot on signs up to 60 feet in height and not less than 30 pounds per square foot for signs of over 60 feet in height.
- b) **Bracing:** All bracing systems shall be designed and constructed to transfer lateral forces to the foundation. For signs on buildings the dead and lateral loads shall be transmitted through the structural frame of the building to the ground in such a manner as to not overstress any of the elements thereof. Uplift due to overturning shall be adequately resisted by proper anchorage to the ground or the structural frame of the building.
- c) **Anchorage:** Signs attached to masonry, concrete, or steel shall be safely and securely fastened thereto by means of metal anchors, bolts or approved expansion screws of sufficient size and anchorage to support safely and loads applied.

- d) **Electrical:** All signs of electrical construction and installation shall comply with the National Electrical Code and shall be connected by a licensed electrician.
- e) **Other:** The Zoning Official may require an engineer-sealed set of drawings thereby certifying that all loads are in compliance with this section.

**Section 11.7 Sign Permits:**

**Section 11.7.1 Application for a permit to erect or replace a sign** shall be made to the Township Building Inspector, by submission of the required forms, fees, exhibits, and information by the owner of the property on which the sign is to be located, or by his agent, or lessee. The application shall contain the following information:

- 1) The property owner's name and address in full.
- 2) Applicant's name and address.
- 3) Address of property on which sign is to be situated.
- 4) Business to which sign belongs or relates.
- 5) Total display area in square feet.
- 6) Proposed setback from right-of-way.
- 7) Sign type.
- 8) Sign purpose.
- 9) Sign height.
- 10) Height and width of building to be served.
- 11) Drawing of proposed sign indicating proposed copy.

Sign permits issued on the basis of plans and applications approved by the Building Inspector authorize only the design and construction set forth in such approved plans and applications, and no other design.

The Building Inspector shall not approve plans or issue sign permits for any sign which does not conform to the provisions of this Ordinance.

The Building Inspector shall maintain a record of all sign permits issued, and said record shall be open for public inspection.

**Section 11.7.2 Permit Fees:**

- 1) Permit Fees will be established by the DeWitt Township Board of Trustees. A copy of current costs is available at the office of the Township Clerk.

**Section 11.7.3 Illegal Signs:**

For all signs hereafter erected without issuance of a required sign permit, the Zoning Official shall inform, by certified mail, the property owner upon whose property the sign is situated of the alleged violation of DeWitt Township Zoning Ordinance. If compliance is not accomplished in the prescribed 15 day period, the Zoning Official shall present his findings and recommendations, in writing, to the DeWitt Township Board of Trustees for appropriate enforcement action.

**Section 11.7.4 Liability Insurance:**

Before any permit is issued for any sign, the applicant therefore shall file with the Township Clerk satisfactory evidence that he has obtained a policy of insurance covering the installation of the sign in the sum of not less than ten thousand dollars (\$10,000.00) for injury or death to any one (1) person and not less than twenty thousand dollars (\$20,000.00) for injury or death to two (2) persons in any one accident and not less than five thousand dollars (\$5,000.00) for damage to property in any one (1) accident.

**EXCEPTION:**

Signs of less than six (6) feet above grade level and less than sixteen (16) square feet in area are exempted from the provisions for liability insurance for the purpose of obtaining a sign permit.

**Section 11.8 Appeals:**

Any variance to any requirement of this chapter shall require approval of the DeWitt Township Board of Appeals.

**Section 11.8.1 Standards for granting variances to provisions of this chapter for signs:**

- 1) Variances may be granted only when it can be clearly demonstrated that hardship or practical difficulty will in fact exist if said variance is not granted.
- 2) The mere fact that other larger signs constructed under prior sign ordinances do exist in the area shall not be sufficient reason to declare hardship nor practical difficulty.
- 3) In no cases shall a variance be granted if it is determined by the Board of Appeals that the appellant has created the hardship or practical difficulty.
- 4) Before a variance is granted, it must be shown that the alleged hardships or practical peculiar difficulties, or both, are exceptional and peculiar to the property of the person requesting the variance, and result from conditions which do not exist generally throughout the Township.
- 5) The applicant for a variance shall be prepared to furnish a site drawing, photographs, and/or any other means of proof, to the Board of Appeals to so indicate that hardship or practical difficulty does in fact exist.
- 6) The term "hardship" shall not be deemed financial hardship relating to the cost of the sign or the size of the sign or to the fact that the sign has already been constructed, or the fact that the sign is only available in standardized sizes and/or materials. (Example: Franchised Business Signs)
- 7) The alleged hardships and practical difficulties, or both, which will result from a failure to grant the variance, must include substantially more than mere inconvenience, or mere inability to attain a higher financial return.
- 8) It must be shown that allowing the variance will result in substantial justice being done, considering the public benefits intended to be secured by this Ordinance, the individual hardships that will be suffered by a failure of the Board to grant a variance, and especially the rights of others whose property would be affected by the allowance of the variance.
- 9) The above findings of fact shall be made by the Board of Appeals, which is not empowered to grant a variance without a finding fact in each of the categories above. Every finding of fact shall be supported in the record of the proceedings of the Board.
- 10) Nothing contained herein shall be construed to empower the Board of Appeals to change the terms of this Ordinance or to add to the types of signs permitted on any premises.

**Section 11.9 Definitions of terms as used herein are defined under "Signs", Chapter XVII of this Ordinance.**

**Chapter XII Amendments:****Section 12.1 Township Board Action:**

The regulations and provisions stated in the text of this Ordinance and the boundaries of zoning districts shown on the Zoning Districts Map of the Township may be amended, supplemented or changed by appropriate action of the Township Board in accordance with Act 184 of the Public Acts of 1943, and Act 168 of 1959, as amended.

**Section 12.2 Initiation of Amendments:**

Proposals for amendments, supplements or changes may be initiated by the Township Board on its own motion, by the Planning Commission, or by petition of one or more owners of property to be affected by the proposed amendment.

**Section 12.3 Amendment Procedure Petition To Township Board:**

Each petition by one or more owners for an amendment shall be submitted in application to the Township Clerk on a standard form provided. A fee, as shown in the schedule of fees, as established by resolution of the Township Board, shall be paid at the time of application to cover costs of necessary advertising for public hearing, for the use of an adequate sign, and investigation of the amendment request. No part of such fee shall be returnable to a petitioner. The Township Clerk or Treasurer shall transmit the application to the Township Board.

**Section 12.4 Referral To Planning Commission:**

The Township Board shall refer every proposed amendment, supplement, or change to the Planning Commission for its recommendation and action.

**Section 12.5 Planning Commission Recommendation:**

The Planning Commission shall consider each proposal for amendment in terms of its own judgment on particular factors related to the individual proposal and in terms of the likely effect of such proposal upon the Future Land Use Plan of DeWitt Township. The Planning Commission may recommend any additions or modifications to the original amendment proposal.

**Section 12.6 Public Hearing:**

After deliberation on any proposal, the Planning Commission shall conduct at least one public hearing, notice of time and place of which shall be given by two (2) publications in a newspaper of general circulation in the Township, the first to be printed not more than thirty (30) days nor less than twenty (20) days, the second not more than eight (8) days before the date of such hearing. No less than twenty (20) days notice of time and place of such hearing shall also be given by certified mail to each electric/gas pipeline and telephone public utility company that registers its name and mailing address with the Township Planning Commission for the purpose of receiving such notice and to each railroad operating in the district or zone affected. The notices shall include the places and times at which the tentative text and/or map amendment to the Zoning Ordinance may be examined.

**Section 12.7 Submission Of Ordinance For Approval:**

The Planning Commission, after such a hearing, shall submit the proposed Zoning Ordinance including any zoning maps to the Clinton County Planning Commission. The Clinton County

Planning Commission shall give its advice and recommendation with reference to the coordination of proposed Zoning Ordinances of any township having a common boundary with DeWitt Township. Approval of the proposed Ordinance by Clinton County shall be conclusively presumed unless the Township Clerk is notified to the contrary within thirty (30) days from the date of the receipt of the proposed Ordinance by the County.

**Section 12.8 Action By Township Board:**

The Planning Commission shall then transmit its recommendations concerning the proposed amendment to the Township Board; and if the Township Board shall deem that any amendments, changes, additions, or departures are advisable to the proposed text or district boundaries recommended by the Planning Commission, it shall refer the same back to the Planning Commission for a report thereon within a time specified by the Township Board.

The Township Board may thereafter adopt the amendment with or without changes at any regular meeting of the Board.

**Section 12.9 Resubmittal:**

No application for a rezoning which has been denied by the Township Board shall be resubmitted for a period of one (1) year from the date of the last denial, except on grounds of newly discovered evidence or proof of changed conditions found upon inspection by the Township Board to be valid.

**Section 12.10 Statutory Amendment:**

The foregoing procedure notwithstanding, if any amendment shall be made to any statute which shall have effect of altering any of the procedures required herein, the Township of DeWitt shall comply with said statutory changes in the amendment of this ordinance.

**Chapter XIII Severability**

This Ordinance and the various parts, sections, subsections and clauses and articles thereof are hereby declared to be severable. If any part, sentence, paragraph, subsection, section, clause, or article is adjudged unconstitutional or invalid, it is hereby provided that the remainder of this Ordinance shall not be affected thereby. If any part, sentence, paragraph, subsection, section, clause or article is adjudged unconstitutional or invalid as applied to a particular property, building or other structure, it is hereby provided that the application of such portion of the Ordinance to other property, buildings or structures shall not be affected thereby.

**Chapter XIV Repeals**

The Zoning Ordinance originally enacted by DeWitt Township and all amendments and extensions thereof are hereby superceded, and shall remain so unless and until this ordinance is repealed by referendum pursuant to Act 184 of 1943. Parts of other ordinances in conflict with this Ordinance, to the extent of such conflict are hereby repealed.

**Chapter XV Savings Clause**

This Ordinance shall not impair or affect any act done, offense committed or right accruing, accrued or acquired, or liability, penalty, forfeiture or punishment incurred prior to the time this Ordinance takes effect, but the same may be enjoyed, asserted, enforced, prosecuted or inflicted, as fully and to the same extent as if this Ordinance had not been adopted. Such proceedings, including applications for a Special Use Permit and rezoning, may be consummated under the provision of the Ordinance in force at the time such proceedings are or were commenced. All prosecution, or other actions, pending at the effective date of this Ordinance and all prosecutions, or other proceedings, instituted after the effective date of this Ordinance, or offenses or acts committed prior to the effective date of this Ordinance, may be continued or instituted under and in accordance with the provisions of the Ordinance in force at the time of commission of such offense.

**Chapter XVI Effective Date**

This Ordinance shall become effective immediately upon its publication.

# Definitions

## CHAPTER XVII DEFINITIONS

The following definitions are provided to clarify words and phrases contained within this Ordinance. If there is a dispute on any word or phrase not defined by this section, the Board of Appeals shall, pursuant to Section 4.4.1, interpret same.

**ACCESSORY BUILDING:** See "Building, Accessory"

**ACCESSORY USE:** A use of a building, lot or portion thereof, which is customarily incidental and subordinate to the principal use of the main building or lot.

**ADVERTISING STRUCTURE:** See "Sign, Structure"

**AIRPORT:** A transportation facility to accommodate the take-off and landing of aircraft, and servicing and/or repair thereof, which has sod or paved runways.

**ALLEY:** Any dedicated public way other than a street which provides only secondary means of access to abutting property and is not intended for general traffic circulation.

**ALTERATION:** Any modification, addition or change in construction or type of occupancy; any change or rearrangement in the structural parts of a building; any enlargement of a building, whether by extending a side or increasing in height, or the moving from one location to another.

**ANIMATED SIGN:** See "Sign, Animated"

**APARTMENT:** A room or suite of rooms, including bath and kitchen facilities, in a two-family or multiple dwelling intended or designed for use as a residence by a single family.

**APARTMENT, CLUSTER:** A group of buildings used or designed to contain separate living units for three or more families. Each building may have joint services or facilities or both. Buildings are so arranged to have a common wall with an adjacent building whereby only 50% of the wall or less is a common wall and the adjacent open spaces are for the mutual use of the occupants of each building.

**APARTMENT, EFFICIENCY:** A one room apartment.

**APARTMENT, GARDEN:** A group of two or more multiple dwelling buildings not over two stories in height, located on the same lot, that offer each dwelling unit direct access to an open yard area.

**APARTMENT HOUSE:** See "Dwelling, Multiple Family"

**ARTERIAL STREET:** See "Street, Arterial"

**AS-BUILT PLANS:** Revised construction plans in accordance with all approved field changes.

**AUTO COURT:** See "Motel"

**AUTO LAUNDRY:** See "Car Wash"

**BASEMENT:** That portion of a building below the first floor joists, at least half of whose clear ceiling height is above the level of the adjacent ground.

**BERM:** A lineal earthen mound of variable height and width, used as visual relief or transitional area between different land uses.

**BLIGHTED STRUCTURE:** Any dwelling, garage or outbuilding or any factory, ship, store, office building, warehouse or any other structure or part of a structure which, because of fire, wind or other natural disaster, or physical deterioration, is no longer habitable as a dwelling, nor useful for the purpose for which it may have been intended.

**BOARD OF APPEALS:** Performs duties where this Ordinance provides for an administrative review, interpretation, variance, exception or special approval permit as established in accordance with Act 184 of the Public Acts of Michigan of 1943 and Act 168 of 1959, as amended. The Board of Appeals shall perform its duties and exercise its powers as provided by Sections 18 through 23 of the said Act 184, as amended.

**BOARDING HOUSE:** A dwelling, other than a hotel, where for compensation lodging or meals, or both, are provided for three or more persons, but not exceeding 5 persons.

**BREEZEWAY:** Any structure connecting the principal dwelling unit with a freestanding accessory building.

**BUFFER:** A strip or parcel of land, privately restricted or publicly dedicated as open space located between incompatible uses for the purpose of protecting and enhancing the residential environment. Also referred to as a greenbelt.

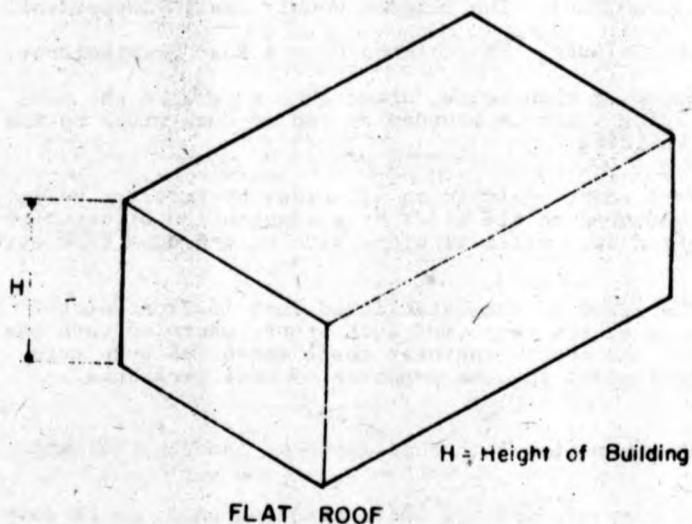
**BUILDING:** A structure either temporary or permanent, having a roof supported by columns or walls.

**BUILDING, ACCESSORY:** A building subordinate to, and located on, the same lot with a main building, the use of which is clearly incidental to that of the main building or to the use of the land, and which is not attached by any part of a common roof to the main building.

**BUILDING AREA:** The total of areas taken on a horizontal plane at the main grade level of the principal building and all accessory buildings exclusive of uncovered porches, terraces and steps.

**BUILDING, FRONT LINE:** The line that faces the building nearest the front line of the lot, which includes enclosed porches but not steps.

**BUILDING, HEIGHT OF:** The vertical distance measured from the average finished grade at the front of the building to the highest point of the roof for flat roofs; to the deck line for mansard roofs; and the mean height level between eaves and ridge for gable, hip and gambrel roofs.



**BUILDING INSPECTOR:** See "Zoning Administrator or Official"

**BUILDING LINES:** A line defining the minimum front, side and rear yard requirements outside of which no building or structure may be located.

**BUILDING OFFICIAL:** See "Zoning Administrator or Official"

**BUILDING, PRINCIPAL (OR MAIN):** A building in which is conducted the principal or main use of the lot on which it is located.

**CANOPY:** An overhanging shelter extending outward from a building in excess of two feet. Signs may be erected on canopies provided that they do not extend above the roof line or cornice. A parapet wall is not a canopy.

**CAR WASH, AUTOMATIC:** An establishment providing facilities for the mechanical washing or waxing of automobiles. Such service to be provided without labor to the customer and should it offer gasoline for sale all requirements pertaining to gasoline service stations must be met.

**CELLAR:** A story having more than half of its height below the average finished level of the adjoining ground. A cellar shall not be counted as a story for purposes of height measurement. Also a cellar shall not be used as a separate business or for habitation.

**CHURCH:** A building, together with its accessory buildings and uses, where persons regularly assemble for religious worship, maintained and controlled by a religious body organized to sustain public worship.

**CLINIC:** A building where human patients, who are not lodged overnight, are admitted for examination and treatment by a group of physicians, dentists, or similar professions.

**CLINIC, ANIMAL:** See "Hospital, Animal"

**CLUB:** An organization catering exclusively to members and their guests, or premises and buildings for recreational, artistic, political or social purposes, which are not conducted primarily for gain and which do not provide merchandise, vending or commercial activities except as required incidentally for the membership and purpose of the club.

**COLLECTOR STREET:** See "Street, Collector"

**COMMON LAND:** A parcel or parcels of land together with the improvements thereon, the use, maintenance and enjoyment of which are intended to be shared by the owners and occupants of the individual building units in a planned unit development.

**COMMUNITY CENTER:** A building or group of buildings designed for the joint use of tenants or residents of a group housing development, a subdivision or a planned community unit development.

**COMPREHENSIVE DEVELOPMENT PLAN:** An adopted statement of policy by the DeWitt Township Planning Commission for the physical pattern of future development of the Township. The plan may consist of maps, data, charts and other descriptive materials.

**CONDOMINIUM:** The ownership of an apartment and the space enclosed by the description thereof as contained in the master deed in a multiple unit structure, together with ownership of an interest in common elements.

**CONVALESCENT HOME:** Includes rest and nursing homes, convalescent homes and boarding homes for the aged; established to render nursing care for chronic or convalescent patients but excludes facilities for care of active or violent patients, epileptics, alcoholics, senile psychotics or drug addicts.

**COVERAGE:** That percent of the plat or lot covered by the building area.

**COUNTY DRAIN COMMISSIONER:** The Clinton County Drain Commissioner.

**COUNTY HEALTH DEPARTMENT:** The Clinton County Health Department.

**COUNTY ROAD COMMISSIONER:** The Clinton County Road Commissioner.

**COURT:** An unoccupied open space, other than a yard on the same lot with a building which is bounded on two or more sides by the walls of such building.

**COURT, CLOSED:** A court enclosed on all sides by exterior walls of a building or enclosed on all sides by a combination of exterior walls and free-standing walls with one side or end open to a street or yard.

**CURB LEVEL:** The level of the established curb in front of the building measured at the center of such front; where no curb has been established the county engineer shall establish such curb level or its equivalent for the purposes of this Ordinance.

**DEDICATION:** The intentional appropriation of land by the owner to public use.

**DENSITY:** The number of dwelling units situated on or to be developed on a net acre of land.

**DEVELOPER:** A natural person, firm, association, partnership, corporation or combination of any of them which may hold any recorded or unrecorded ownership interest in land. The proprietor is also commonly referred to as the owner.

**DISMANTLED MOTOR VEHICLE:** See "Mot Vehicle, Dismantled"

**DISTRICT:** An area of land for which there are uniform regulations governing the use of buildings and premises, density of development, yard requirements, and height limitations.

**DORMITORY:** A building or portion thereof, used for housing purposes under the supervisions of a college, university or other institution.

**DRIVE IN RESTAURANT:** See "Restaurant, Drive In"

**DUMP:** Any premises used primarily for disposal by abandonment, discarding, dumping, reduction, burial, incineration, or any other means and for whatever purpose of trash, refuse, or waste material of any kind, but not for the disposal of animal material.

**DUPLEX:** See "Dwelling, Two-Family"

**DWELLING:** A building or portion thereof, designed or used exclusively for residential purposes.

**DWELLING, CLUSTER HOUSE:** A multiple dwelling unit of two or three or four dwelling units, attached in such a manner that no common wall is more than 50% of the length of the wall and arranged so that all of the fronts do not face the same direction; each dwelling unit must have a private yard area, an attached garage, a separate entrance on the first floor, and shall have a legal vehicle designating the responsibility of maintenance of all the common yard and house areas.

**DWELLING, MULTIPLE FAMILY:** A building containing three or more dwelling units. An apartment house.

**DWELLING, ONE FAMILY:** A detached building containing not more than one dwelling unit.

**DWELLING TWO FAMILY:** A building containing not more than two separate dwelling units. A duplex.

**DWELLING TOWN HOUSE:** Three or more one-family dwelling units each having access on the first floor to the ground and with common walls separating the dwelling units.

**DWELLING UNIT:** A building, or portion thereof, designed for residential occupancy by not more than one family and having cooking facilities.

**ERECTED:** The building, construction, alteration, reconstruction, moving upon, or any physical activity upon a premises or lot.

**ESSENTIAL SERVICES:** The erection, construction, alteration or maintenance, by public utilities or municipal departments or commissions of underground or overhead gas, electrical, steam or water transmission or distribution systems, collection, communication, supply, or disposal systems, including poles, wires, mains, drains, sewers, pipes, conduits, cables, towers, fire alarm boxes, police call boxes, traffic signals, hydrants, and other similar equipment and accessories in connection with, but not including buildings, reasonably necessary for the furnishing of adequate service by such public utilities, departments or commissions or for the public health or safety or general welfare.

**EXCAVATION:** Any breaking of ground other than common household gardening and ground care.

**EXCAVATION COMMERCIAL:** The digging of soil, sand, gravel, rock minerals, clay or other earthen material from a land surface for any of the following purposes: when primarily for carrying on a business or manufacturing operation for the purpose of sale, exchange, processing or manufacture. Does not mean grading or filling incidental to improvement of the land.

**EXPRESSWAY:** See "Street, Expressway"

**EXPRESSWAY BUSINESS:** A motel, hotel, service station, or restaurant that lies 2000 feet or less from an expressway ramp.

**FAMILY:** An individual, or two or more persons related by blood, marriage or adoption, or a group not to exceed two persons not related by blood or marriage, occupying premises and living as a single nonprofit housekeeping unit with single kitchen facilities as distinguished from a group occupying a boarding house, lodging house, club, fraternity, hotel or similar dwelling for group use.

**FARM:** Any parcel of land, containing at least 20 acres which is used for gain in the raising of agricultural products, livestock, poultry and dairy products. Includes necessary farm structures within prescribed property boundaries and the storage of equipment used. Excludes the raising of fur bearing animals, riding academies, livery or boarding stables and dog kennels.

**FENCE:** An accessory structure intended for use as a barrier to property ingress or egress, a screen from objectionable vista, noise and/or for decorative use.

**FILING DATE:** The date upon which any application pursuant to this Ordinance is submitted and the required filing fee is paid.

**FLOOD:** A temporary rise in stream flow or stage that results in water overtopping its banks and inundating areas adjacent to the channel.

**FLOODWAY:** The channel of a stream and those portions of the floodplain adjoining the channel that are required to carry and discharge the flood water or flood flows of any river or stream including, but not limited to, flood flows associated with the Intermediate Regional Flood.

**FLOODWAY FRINGE:** The portion of the floodplain beyond the limits of the floodway. Floodwaters in this area are usually shallow and slow moving.

**FLOODPLAIN:** Composed of the floodway and the floodway fringe and is the area adjoining a river, stream, watercourse, or lake which is susceptible to being inundated by an Intermediate Regional Flood.

**FLOODPROOFING:** A combination of structural changes and/or adjustments incorporated in the design and/or construction and alteration of individual buildings, structures or properties subject to flooding primarily for the reduction or elimination of flood damages.

**FLOOR AREA:** The total enclosed floor area of a structure used for residential purposes, excluding the floor area of uninhabitable basements, cellars, garages, accessory buildings, attics, breezeways and porches. For manufacturing, business or commercial activities which, in the case of the latter, includes customer facilities showcase facilities, and sales facilities.

**FLOOR AREA, GROSS:** The sum of all gross horizontal areas of the several floors of a building or buildings, measured from the outside dimensions of the foundation. Unenclosed porches, courtyards, or patios, whether covered or uncovered shall not be considered as a part of the gross floor area unless used for commercial purposes such as nursery beds or sales of outdoor equipment.

**FLOOR AREA, USABLE:** For purposes of computing parking requirements, is that area to be used for the sale of merchandise or services, or for use to serve patrons, clients or customers. Such floor area which is used or intended to be used principally for the storage or processing of merchandise; hallways, stairways, and elevator shafts, or for utilities or sanitary facilities, shall be excluded from this computation of "usable floor area." Measurement of usable floor area shall be the sum of the horizontal areas of the several floors of the building, measured from the interior faces of the exterior walls.

**FREE STANDING SIGN:** See "Sign, Free Standing"

**FREEWAY:** See "Street, Freeway"

**FRONTAGE:** The length of the front property line of the lot, lots or tract of land abutting a public street, road or highway.

**GARAGE, PARKING:** A structure or series of structures for the temporary storage or parking of motor vehicles, having no public shop or service connected therewith.

**GARAGE, PRIVATE:** An accessory building or portion of a main building designed or used primarily for the storage of motor vehicles, boats, house trailers, and similar vehicles owned and used by the occupants of the building to which it is accessory.

**GARAGE, PUBLIC:** Any premises used for the storage or care of motor-driven vehicles, or where any such vehicles are equipped for operation, repaired, or kept for remuneration, hire or sale.

**GASOLINE PUMP CANOPY:** A structure erected over the gasoline pumps in a service station. Said structure may not extend over or into the public right-of-way.

**GASOLINE SERVICE STATION:** Any building or premises used for the dispensing, sale or offering for sale at retail of any motor fuels, oils or lubricants. Also permitted, the sale and service of minor motor vehicle repairs such as tires, batteries, plugs, points, minor motor tune-ups, generators, starters, radiator and other hoses, fan belts and the replacement of small parts which are carried as stock for sale.

**GRADE, FINISHED:** The completed surface of lawns, walks, and roads brought to grades as shown on official plans or designs related thereto.

**GREENBELT:** See "Buffer"

**GROSS ACRES (AS USED IN DENSITY COMPUTATIONS):** Total land area less public and private easements and land area within a flood plain as specified in Chapter VIII of text.

**GROUP HOUSING:** A residential development involving the ultimate construction of two or more one-family, two-family, or multiple-family dwellings or combination of multiple and two, or one-family dwellings on a lot, parcel or tract of land, or on a combination of lots under one ownership.

**GUEST UNIT:** A room or group of rooms occupied, arranged or designed for occupancy by one or more guests for compensation.

**HOME OCCUPATION:** An occupation customarily engaged in by residents in their own dwelling and incidental to the principal use.

**HOSPITAL:** Any institution, including a sanitarium, which maintains and operates facilities for overnight care and treatment of two or more non-related persons as patients suffering mental or physical ailments, but not including any dispensary or first aid treatment facilities maintained by a commercial or industrial plant, educational institution, convent, or a convalescent home, as previously defined.

**HOSPITAL, ANIMAL:** A profit or non-profit institution which maintains and operates facilities for the care and treatment of animals of any size.

**HOTEL:** A building occupied or designed for more or less temporary occupancy by individuals who are lodged with or without meals in which there are more than ten sleeping rooms which may be served only by a general kitchen and dining facility located within the building.

**HOUSE TRAILER:** See "Mobile Home"

**IMPROVEMENTS:** Any structure incident to servicing or furnishing facilities for a subdivision such as grading, street surfacing, curb and gutter, driveway approaches, sidewalks, crosswalks, water mains and lines, sanitary sewers, storm sewers, culverts, utilities, bridges, slips, waterways, lakes, bays, canals and other appropriate items, with appurtenant construction.

**INDUSTRIAL DEVELOPMENT:** A planned industrial area designed specifically for industrial use providing screened buffers, wider streets and turning movement and safety lane roadway improvements, where necessary.

**INDUSTRY, HEAVY:** Intensive high volume production, with a relatively high ratio of workers to floor area over 25 workers per gross industrial acre, wherein bulky, durable goods, requiring heavy trucking or rail movement, are fabricated.

**INDUSTRY, LIGHT:** Volume production with a relatively low ratio of workers to floor area under 25 workers per gross industrial acre, wherein durable or nondurable goods requiring only trucking are fabricated and which produce no nuisance.

**INTERMEDIATE REGIONAL FLOOD:** A flood having an average frequency of occurrence in the order of once in 100 years, although the flood may occur in any year. It is based on statistical analysis of rainfall and runoff characteristics in the general region of the watershed.

**JUNK:** Miscellaneous dry solid waste material resulting from house-keeping, mercantile and manufacturing enterprises and offices, including but not limited to scrap metals, rubber and paper; abandoned, wrecked, unlicensed and inoperable automobiles and motor vehicles; rags, bottles, cans and comparable items.

**JUNK YARD:** A place where waste, discarded or salvaged materials are bought, sold, exchanged, stored, baled, packed, disassembled or handled, including automobile wrecking yards, house wrecking, and structural steel materials and equipment, but not including the purchase or storage of used clothing, used furniture and household equipment, used cars in operable condition, used or salvaged materials as part of manufacturing operations, but not to be used as a dump.

**KENNEL:** Any lot or premises used for the sale, boarding or breeding of dogs, cats and/or other household pets over the age of six months. Also the keeping of five dogs, cats or other household pets of the mammal group over the age of six months.

**KENNEL, COMMERCIAL:** Any lot or premises used for the commercial sale, boarding or treatment of dogs, cats or other domestic pets.

**KENNEL, PRIVATE:** Any lot or premises used for the private maintenance of up to ten dogs, cats or other household pets not involving any commercial activities except breeding not more than two animals at any one time which are not the property of the occupant or owner of the property on which the kennel is located. Keeping of more than ten animals shall be considered a commercial kennel regardless of ownership of the animals.

**LAND FILL:** See "Sanitary Landfill"

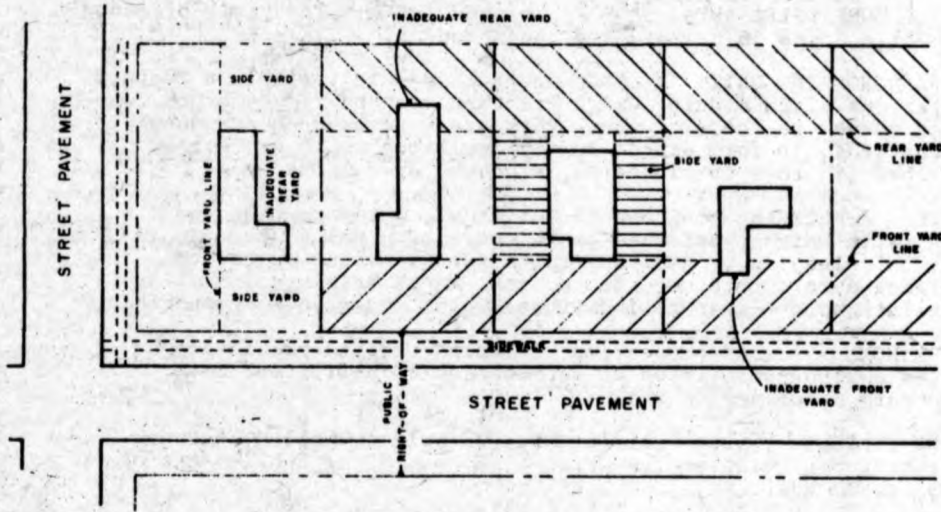
**LIGHTING, SOURCE OF:** The source of light shall refer to the light bulb or filament which is exposed or visible through a clear material. Exposed mercury vapor lamps or neon lamps shall be considered a direct source of light.

**LIVESTOCK:** Animals as horses, cattle, sheep, goats and swine.

**LOADING SPACE:** An off street space on the same lot with a building, or group of buildings, for the temporary parking of a commercial vehicle while loading or unloading merchandise or materials.

**LODGING HOUSE:** A building where lodging only is provided for compensation to three or more, but not exceeding five persons.

**LOT:** Land occupied or to be occupied by a building and its accessory buildings, or by any other single activity permitted herein, together with such open spaces as are required under this Ordinance and having its principal frontage upon a street. A measured portion of a parcel or tract of land, which is described and fixed in a recorded plat.



**LOT AREA:** The total horizontal area included within lot lines. Where the front lot line is the center line of a street or lies in part or in whole in the street area, the lot area shall not include that part of the lot in use or to be used as the street.

**LOT, CORNER:** A lot situated at the junction of two or more streets; or where the interior angle formed by the extensions of the street lines in the directions which they take at their intersections with lot lines, other than street lines, forms an angle of 135 degrees or less. In the event that any street line is a curve at its point of intersection with a lot line other than a street line, the tangent to the curve at that point shall be considered the direction of the street line. Any portion of a corner lot whose nearest frontage is more than 100 feet from the point of intersection of the two street lines or of the two tangents shall be subject to the regulations applicable to either a through lot, or an interior lot.

**LOT, COVERAGE:** That percent of a lot covered by the building area.

**LOT, DEPTH OF:** The average horizontal distance between the front lot line and the rear lot line.

**LOT, FRONT OF:** The side or sides of an interior or through lot which abuts a street; in a corner lot, the side or sides abutting either street may be considered as the front lot line provided that the side selected as the front has the required minimum lot frontage and set back areas.

**LOT, FRONTAGE:** That portion of a lot extending along a street line. In odd-shaped or triangular-shaped lots the length of the frontage may be reduced to not less than one-half of any minimum frontage herein required and that the actual length of the street line shall not be less than 50 feet.

**LOT, INTERIOR:** A lot other than a corner lot.

**LOT LINE:** The lines bounding a lot.

**LOT, OUT:** When included within the boundary of a recorded plat, a lot set aside for purposes other than a building site, park or other land dedicated to public use or reserved to private use.

**LOT OF RECORD:** A lot which is part of a subdivision, the plat of which has been recorded in the Office of the Register of Deeds in Clinton County, or a lot described by metes and bounds, the deed to which has been Recorded in the Office of the Register of Deeds in Clinton County.

**LOT, THROUGH:** An interior lot having frontage on two parallel, or approximately parallel, or converging streets.

**LOT, WIDTH OF:** The average horizontal width measured at right angles to the lot depth.

**MAJOR THOROUGHFARE:** See "Street, Major Thoroughfare"

**MANUFACTURED HOME:** A dwelling unit prefabricated in part or total and transported to the building site for assembly as a permanent or temporary dwelling.

**MARGINAL ACCESS STREET:** See "Street, Marginal Access"

**MARKET VALUE:** The price that the structure can be expected to bring when sold in a given market.

**MASTER PLAN:** See "Comprehensive Development Plan"

**MINOR STREET:** See "Street, Minor"

**MOBILE HOME:** A movable or portable dwelling thirty-five feet, or more, in length, which is constructed to be towed on its own chassis, is capable of being connected to public utilities, and is designed for year around living as a single family dwelling unit without the necessity for a permanent foundation. The term shall not include pickup campers, travel trailers, converted busses, or tent trailers. So-called double-wides shall be considered as two units and all land use requirements applicable to two mobile homes shall apply. Modular houses shall not be considered mobile homes.

**MOBILE HOME PAD:** That part of a mobile home site designed for the placement of a mobile home, appurtenant structures, or additions, including expandable rooms, enclosed patios, garages or structural additions.

**MOBILE HOME PARK:** Any lot, site, parcel or tract of land under the control of any persons, upon which two or more occupied mobile homes are harbored, or which is offered to the public for that purpose, regardless of whether a charge is made thereof or not, and shall include any building, structure, tent, vehicle or enclosure used or intended for use as a part of the equipment of such mobile home park.

**MOBILE HOME SALES AREA:** Any space used for display, sale or rental of mobile homes in new or used condition.

**MODULAR HOUSING UNIT:** A unit constructed solely within a factory in various sized modules which are then transported by truck, or other means, to the site where they are assembled on permanent foundations, to form single family dwellings which are either attached (in rows or clusters), stacked, or detached.

**MOTEL:** A building or group of buildings, not more than two stories in height, detached or in connecting units, used as individual sleeping or dwelling units for transient occupancy. Includes auto courts, tourist courts, motor hotels and similar appellations designed as individual rooms under common ownership.

**MOTOR HOME:** A self-propelled, licensed vehicle prefabricated on its own chassis, intended for recreation activities and temporary occupancy.

**MOTOR VEHICLE:** Every vehicle which is self-propelled, but not operated upon rails and as defined in Act 300 of Public Acts of 1939, as amended.

**MOTOR VEHICLE, DISMANTLED:** A motor vehicle from which some part or parts, which are ordinarily a component thereof, have been removed or are missing and which render the vehicle incapable of being operated or propelled under its own power.

**MOTOR VEHICLE, INOPERABLE:** A vehicle, as defined in Act 300 of 1939, as amended, which by reason of dismantling, disrepair or other cause is incapable of being propelled under its own power, and which condition exists and continues for a period of twenty four consecutive hours.

**MOTOR VEHICLE, SALES AREA:** Any space used for display, sale or rental of motor vehicles in new or used and operable condition.

**MOTOR VEHICLE, USED, SALES AREA:** Any place where used motor vehicles are displayed and offered for sale in the open.

**MULTIPLE HOUSING UNIT:** See "Dwelling, Multiple"

**NET ACREAGE (AS USED IN DENSITY COMPUTATION):** Total gross acres as defined herein less 20% for street right of ways.

**NON-CONFORMING BUILDING:** Any lawful building or other structure which does not comply with the applicable bulk regulations for the district, either at the effective date of this Ordinance or as a result of a subsequent amendment thereto.

**NON-CONFORMING USE:** Any lawful use of a building or land existing at the time of enactment of this Ordinance which does not conform to the regulations of the district or zone in which it is located.

**NUISANCE:** An offensive, annoying, unpleasant or obnoxious thing or practice, a cause or source of annoyance, especially a continuing or repeating invasion of any physical characteristics of activity or use across a property line which can be perceived by or affects a human being, or the generation of an excessive or concentrated movement of people or things such as noise, dust, smoke, odor, glare, fumes, flashes, vibration, shock waves, heat, electric or atomic radiation, objectionable effluent, noise of a congregation of people, particularly at night, passing traffic, invasion of street frontage by traffic generated from an adjacent land use which lacks sufficient parking and circulation facilities.

**NURSING HOME:** See "Convalescent Home"

**OFF STREET PARKING AREA:** A land surface or facility providing vehicular parking spaces along with adequate drives and aisles for maneuvering so as to provide access for entrance and exit for the parking of three or more automobiles or trucks: The term "Parking Area" shall include portions of access drives which give direct access to parking spaces.

**OFFICE OF ECONOMIC EXPANSION:** The office established in the Michigan Department of Commerce in accordance with Act 380 of Michigan Public Acts of 1965.

**OFFICIAL:** See "Zoning Administrator or Official"

**OFFICIAL FLOODPLAIN ZONING MAP:** The official map depicting the floodplain for which these floodplain regulations apply.

**ONE FAMILY:** See "Dwelling, One Family"

**OPEN SPACE:** Any unoccupied space open to the sky on the same lot with a building.

**OUTDOOR ADVERTISING STRUCTURE:** See "Sign, Outdoor Advertising"

**OWNER:** See "Developer"

**PARCEL:** A continuous area or acreage of land which can be described as provided for in the Subdivision Control Act.

**PARKING SPACE:** A land area of not less than ten by eighteen feet, exclusive of driveways and aisles, and adjacent to driveways and aisles, and so prepared as to be usable for the parking of a motor vehicle, and so located as to be readily accessible to a public street or alley.

**PARKWAY:** See "Street, Parkway"

**PARTIALLY DISMANTLED MOTOR VEHICLE:** See "Motor Vehicle, Dismantled"

**PET, HOUSEHOLD:** Household pets include dogs, cats, canaries, parakeets, and other kindred animals and fish usually and ordinarily kept as household pets. As used herein, it shall not be construed to include horses, mules, donkeys, cows, bulls, sheep, goats, rabbits, fowl and other domesticated animals.

**PLAN, COMPREHENSIVE DEVELOPMENT:** See "Comprehensive Development Plan"

**PLANNED UNIT DEVELOPMENT (P.U.D.):** A land area which has both individual building sites and common property, such as a park and which is designed and developed under one owner or organized group as a separate neighborhood or community unit.

**PLANNING COMMISSION:** The Planning Commission of DeWitt Township as established under Act 184, Public Acts of 1943 and Act 168 of 1959, as amended.

**PLAT:** A map or chart of a subdivision of land.

**PRE-CATASTROPHE MARKET VALUE:** Market value of structure as determined by the assessing officer before catastrophe.

**PRINCIPAL USE:** The main use to which the premises are devoted and the principal purpose for which the premises exist.

**PROFESSIONAL OFFICE:** Rooms or buildings used for office purposes by members of any recognized profession, including doctors, dentists, lawyers, accountants, engineers, architects, etc., but not including medical or dental clinics.

**POST-CATASTROPHE MARKET VALUE:** Market value of structure as determined by the assessing officer after the catastrophe.

**PUBLIC OPEN SPACE:** Land dedicated or reserved for use by the general public. It includes parks, parkways, recreation areas, school sites, community or public building sites, streets and highways and public parking spaces.

**PUBLIC PARK:** Any park, playground, beach, outdoor swimming pool, parkway within the jurisdiction and control of a governmental agency authorized by state statutes to own and maintain parks.

**PUBLIC SEWER SYSTEM:** A central or community sanitary sewage and collection system including pipes, conduits, manholes, pumping stations, sewage and waste water treatment works, division and regulatory devices, and outfall structures, collectively or singularly, actually used or intended for use by the general public or a segment thereof, for the purpose of collecting, conveying, transporting, treating or otherwise handling sanitary sewage or industrial liquid wastes of such a nature as to be capable of adversely affecting the public health; operated and maintained by the general public.

**PUBLIC UTILITY:** All persons, firms, corporations, copartnerships or municipal or other public authority providing gas, electricity, water, steam, telephone, telegraph, storm sewers, sanitary sewers, transportation, or other services of a similar nature.

**PUBLIC WATER SYSTEM:** A central or community facility which provides potable water to users. This facility includes the necessary wells, pipes, pumps, treatment works, monitoring gauges and administrative offices necessary to protect the public health. This facility is operated and maintained by the general public.

**QUARRY:** Any pit, excavation or mining operation for the purpose of searching for, or removing, for commercial use, any earth, sand, gravel, clay, stone, slate, marble, or other material in excess of fifty cubic yards in any calendar year, but shall not include an oil well or excavation preparatory to the construction of a building, structure, or roadway.

**RECREATION AREA, PRIVATE:** A recreation space or structure, or combination thereof, belonging to and/or operated by private interests for use by private individuals and/or organizations and/or the public, consisting primarily of man-made structures and/or other artificial apparatus which are necessary to or form the basis for said use.

**RECREATION AREA, PUBLIC:** Any recreation space or structure owned by the public or any space and structure, or combination thereof, privately owned and publically used, consisting primarily of the utilization of natural physical features as the basis for said

use (structures and artificial apparatus being secondary to the primary outdoor use).

**RECREATION VEHICLE:** Small mobile units principally designed for recreational pastime, such as motor homes, camper trailers, pick-up campers, tent trailers, and similar camping type vehicles or trailers.

**REFUSE:** Any matter deemed disposable or of no monetary value including, but not limited to paper, rags, glass, metal and wood.

**REFUSE STORAGE AREAS:** Any exterior space designated by a site plan for containers, structures, or other receptable intended for temporary storage of solid waste materials.

**REST HOME:** See "Convalescent Home"

**RESTAURANT:** A building where food is prepared and consumed only within the building.

**RESTAURANT, DRIVE-IN:** A location where food is prepared and consumed within or without the building or removed from the building and lot for consumption.

**RESTAURANT, TAKE OUT:** A location where food is prepared or offered for sale, but must be removed from the building and lot for consumption.

**RETAIL STORE:** Any building or structure in which goods, wares or merchandise are sold to the ultimate consumer for direct consumption and not for resale.

**RIDING ACADEMY OR STABLE:** Any establishment where horses are kept for training, riding, driving, or stabling, for compensation or incidental to the operation of any club, association, ranch or similar establishment.

**ROADSIDE STAND:** A structure for the temporary display and sale of agricultural products, with no space for customers within the structure itself. The operation of a roadside stand shall not constitute a commercial district or use.

**ROOF:** The part of a building which protects occupants and/or property from damage caused by the weather.

**ROOF, CORNICE:** See "Roof Line"

**ROOF LINE:** The point at which the wall of a structure meets the roof. A parapet wall is considered to be above the roof line.

**ROOM:** Any area used for sleeping, living or preparation of food. Dining areas may be included in any living room or kitchen. Kitchens, bedrooms and living rooms may not be combined. Kitchens which are enclosed and not larger than twenty square feet shall not be considered as rooms. Hidden beds, either in furniture or the walls, shall not be considered a combination of rooms.

**ROOMER:** Any person, not the principal tenant or a family member of the principal tenant, who resides in a dwelling unit and pays remuneration to the principal tenant, as distinguished from a "guest" who does not pay. The roomer shall not have private cooking facilities available. Rooms with private cooking facilities shall be considered apartments.

**ROOMING HOUSE:** A building where lodging only is provided for compensation.

**SALVAGE YARD:** Any land or building over two hundred square feet in area used for abandonment, storage, keeping, collection or baling of paper, rags, scrap metals, other scrap or discarded materials or for abandonment, demolition, dismantling, storage or salvaging of automobiles or other vehicles or machinery or parts thereof.

**SANITARY LANDFILL:** A method of disposing of refuse on land without creating nuisances or hazards to public health or safety, by utilizing principals of engineering to confining the refuse to the smallest practical area to reduce it to the smallest practical volume.

**SCREEN:** A structure providing enclosure, such as a fence, and a visual barrier between the area enclosed and the adjacent property. A screen may also be a nonstructure, consisting of shrubs, or other growing materials.

**SECONDARY THOROUGHFARE:** See "Street, Secondary Thoroughfare"

**SERVICE STATION:** See "Gasoline Service Station"

**SETBACK:** See "Yard"

**SEWERS:** Any pipe, tile, tube or conduit carrying sanitary sewage.

**SHOPPING CENTER:** A group of five or more commercial establishments planned, developed and managed as a unit, with off-street parking provided on the same property and related in location, size and type of shops in the center.

**SIGN:** Any structure, part thereof, or device attached thereto or painted or represented thereon or any material or thing, which displays letters, numerals, words, trademark or other representation used for direction, or designation of any person, firm, organization, place, product, service, business, or industry which is located upon any land, on any building, in or upon a window, or indoors in such a manner as to attract attention from outside of the building.

**SIGN, ADVERTISING:** Is any sign erected for the purpose of advertising a business, product, event, person or subject not relating to the premises on which said sign is located.

**SIGN, ANIMATED:** Any sign having a conspicuous and intermittent variation in the illumination or physical position of any part of the sign; provided, however, the rotation of a sign turning at less than one complete rotation every 15 seconds shall not be considered animated.

**SIGN, AREA:** The surface of the structure used to convey the message exclusive of the necessary supports or any appurtenances required by the building code. The area of open sign structures, consisting of letters or symbols without a solid surface in between, shall be calculated on the basis of the total area within the perimeter of the group of letters and/or symbols. The area of a double face sign, which is constructed back to back as a single unit, shall be calculated according to the surface area of one side only.

**SIGN, BUSINESS:** Is any sign erected for the purpose of advertising a business, product, or subject related to the premises on which said sign is located.

**SIGN, COMMERCIAL OR PROFESSIONAL CENTER:** Is any sign which gives direction and identification to a group of three or more contiguous stores whether or not under single management.

**SIGN, ENCROACHING:** Is a sign which projects beyond the private property line into and over public property.

**SIGN, FREE STANDING:** A structure erected for the purpose of advertising a business or activity on the same parcel. Such structures shall not be attached to a building which may be located on the same parcel. Such a sign may also be known as a pylon sign.

**SIGN, GROUND:** Is a sign which is supported by one or more uprights in or upon the ground with any part of the display surface of the sign less than eight feet above the grade at the base of the sign.

**SIGN, HOME OCCUPATION:** Is any sign used for the purpose of advertising services in conjunction with a lawful home occupation.

**SIGN, IDENTIFICATION:** Is a sign that identifies the name of the property, owner, resident, or business on the said property; with or without the street address.

**SIGN, INSTITUTIONAL:** Is a sign containing a surface area upon which is displayed the name of a church, school, library, museum, day-care center, cemetery, community center, and similar institutions and the announcement of its services or activities.

**SIGN, MARQUEE:** Is a sign which is attached to the fascia or underside of a marquee, or other covered structure projecting from and supported by a building.

**SIGN, NONCONFORMING:** Is a sign, which by reason of excessive display area, height, required setback, or construction, does not conform to the requirements of this Ordinance.

**SIGN, OUTDOOR ADVERTISING:** A sign which calls attention to a business, commodity, service, entertainment, or other activity, conducted, sold, or offered elsewhere than on the premises upon which the sign is located.

**SIGN, POLE:** Is a sign which is supported by one or more uprights with all parts of the display surface of the sign eight feet or above the grade at the base of the sign.

**SIGN, PROJECTING:** Is a sign projecting more than 18 inches from, and supported by the wall of a building.

**SIGN, PORTABLE:** See Sign, Temporary.

**SIGN, REQUIRED SETBACK:** Is the minimum setback as measured from the street right-of-way to the support structure for any sign.

**SIGN, ROOF:** Is a sign which is erected, constructed and maintained upon or above the roof of a building, marquee, or parapet wall and which is wholly or partially supported by said building.

**SIGN, STRUCTURE:** The supports, uprights, braces and framework of the sign.

**SIGN, TEMPORARY:** Is a sign intended to be displayed for a limited period of time or which is supported on a mobile chassis other than a motor vehicle.

**SIGN, WALL:** Is a sign which is attached directly to, or painted lettering on a wall or mansard roof of a building with the exposed face of the sign in a plane parallel to the building wall, and which projects not more than 18 inches from the building or structure wall and which does not extend above the parapet, eaves or building facade of the building on which it is located.

**STABLE, PRIVATE:** An accessory building in which horses are kept for private use and not for hire, remuneration or sale.

**STORM WATER:** That part of the rain or melted snow which reaches the sewers as runoff from building roofs.

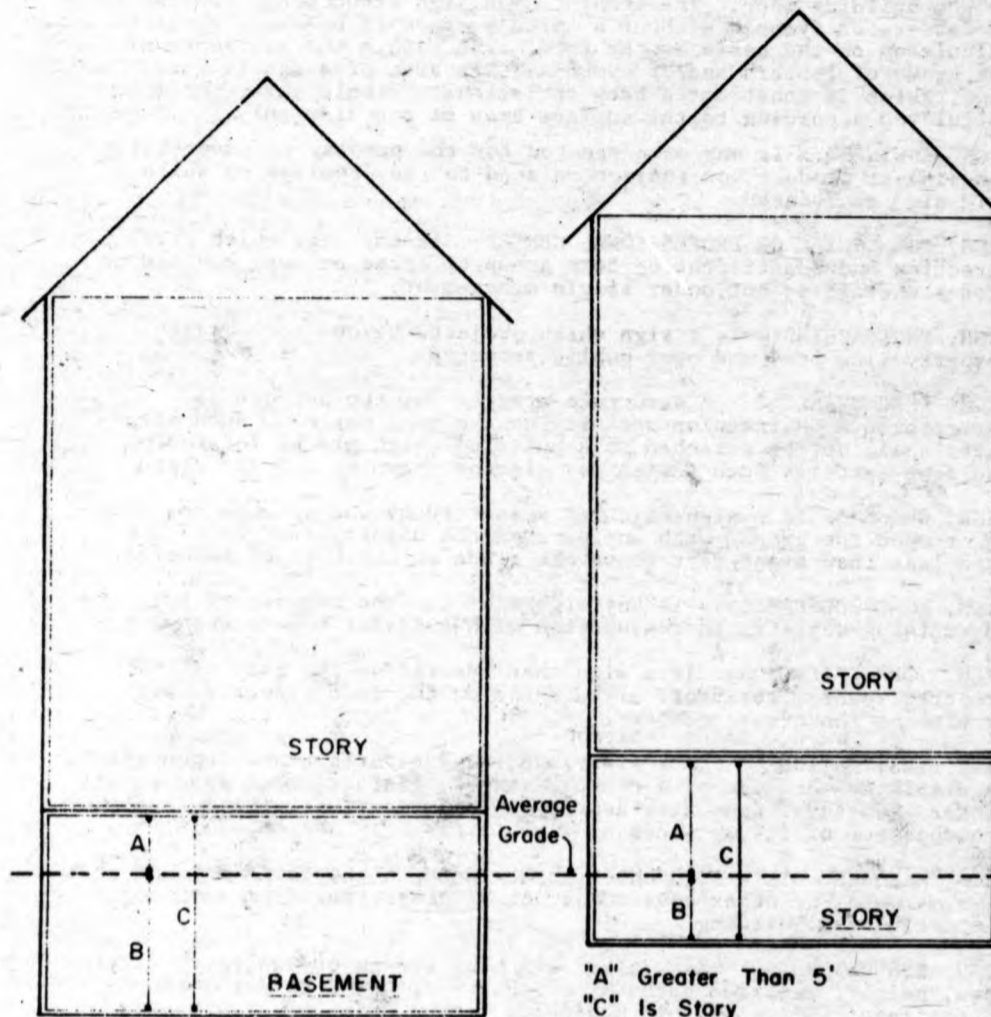
**STORY:** That portion of a building included between the surface of any floor and the surface of the floor next above it, or of the ceiling above it. A basement shall be counted as a story if its ceiling is over six feet above the average level of the finished ground surface adjoining the exterior walls of such story, or if it is used for business or dwelling purposes.

**STORY, HALF:** A space under a sloping roof which has the line of intersection of roof decking and wall face not more than three feet above the top floor level and in which space not more than two-thirds of the floor area is finished off for use. A half-story containing independent apartments or living quarters shall be counted as a full story.

**STORY, HEIGHT OF:** The vertical distance from the top surface of one floor to the top surface of the floor above. The height of the topmost story is the distance from the top surface of the floor to the top surface of the ceiling joists.

**STORY, TWO:** A building having the outside vertical walls extend from the top surface of the floor on the bottom story and intersecting at the minimum ceiling height of the second story.

**STREET:** A public dedicated right-of-way other than an alley, which provides primary access to abutting properties and over which the public has easement of vehicular access.



"A" Less Than "B"  
"C" Is Basement

"A" Greater Than 5'  
"C" Is Story

## BASEMENT & STORY

**STREET, ARTERIAL:** Those streets of considerable continuity which are used or may be used primarily for fast or heavy traffic.

**STREET, COLLECTOR:** Those streets used to carry traffic from minor streets to arterial streets, including principal entrance streets to large residential developments.

**STREET, CUL-DE-SAC:** A minor street of short length having one end terminated by a vehicular turn-around.

**STREET, EXPRESSWAY:** Those streets designed for high speed, high volume traffic, with full or partially controlled access, some grade crossings, but no driveway connections.

**STREET, FREEWAY:** Those streets designed for high speed, high volume through traffic, with completely controlled access, no grade crossings and no private driveway connections.

**STREET, LINE:** The legal line of demarcation between a street or road and abutting property, which is also known as the edge or furthest extreme of the right-of-way.

**STREET, MAJOR THOROUGHFARE:** A public street, the principal use or function of which is to provide an arterial route for through traffic, with its secondary use or function the provision of access to abutting property. Major thoroughfares include county primary and secondary roads, state and federal highways, all of which are hard surfaced or paved.

**STREET, MARGINAL ACCESS:** A minor street which is parallel and adjacent to arterial streets and which provides access to abutting properties and protection from through traffic and not carrying through traffic.

**STREET, MINOR:** A public way, the principal use or function of which is to give access to abutting properties.

**STREET, PARKWAY:** A street designed for noncommercial, pleasure-oriented traffic moving at moderate speeds, between and through scenic areas and parks.

**STREET, PRIVATE:** Shall mean any street, road or lane which is privately owned and used by the public. This does not pertain to private drives or roads that lead to private dwellings.

**STREET, RIGHT-OF-WAY:** A street, alley or other thoroughfare or easement permanently established for passage of persons or vehicles.

**STREET, SECONDARY THOROUGHFARE:** A public street, the principal use or function of which is to provide an arterial route for through traffic, with its secondary use or function the provision of access to abutting property.

**STREET, WIDTH:** The shortest distance between the lines delineating the right-of-way of streets.

**STRUCTURE:** Anything constructed, assembled or erected, the use of which requires location on the ground or attachment to something having location on or in the ground, and shall include fences which are more than 50% solid, tanks, towers, advertising devices, bins, tents, lunch wagons, trailers, dining cars, camp cars or similar structures on wheels or other supports used for business or living purposes. The word "structure" shall not apply to wires and their supporting poles or frames of electrical or telephone utilities, or to service utilities entirely below the ground.

**STRUCTURAL ALTERATION:** Any change in the supporting members of a building such as bearing walls, columns, beams or girders, or any substantial changes in the roof and exterior walls.

**SUBDIVISION:** The partitioning or dividing of a parcel or tract of land by the proprietor thereof or by his heirs, executors, administrators, legal representatives, successors or assigns for the purpose of sale, or lease of more than one year, or of building development, where the act of division creates five or more parcels of land each of which is ten acres or less in area; or five or more parcels of land each of which is ten acres or less in area are created by successive divisions within a period of ten years.

**SURVEYOR:** Either a land surveyor who is registered in this state as a registered land surveyor or a civil engineer who is registered in this state as a registered professional engineer.

**SWIMMING POOL:** Any artificial or semi-artificial container capable of holding water to a depth of eighteen inches or more at any point, either above or below ground.

**TAKE OUT RESTAURANT:** See "Restaurant, Take Out"

**THEATER, DRIVE-IN:** An open area where individuals can view a film from the confines of their automobiles. It can also include restrooms, concessions, and the necessary projection booths.

**TOPOGRAPHICAL MAP:** A map showing existing physical characteristics with contour lines at sufficient intervals to permit determination of proposed grades and drainage.

**TOWER, COMMERCIAL:** Towers erected for communication transmission and/or reception and used for commercial purposes.

**TOWER, FREE STANDING:** Towers erected for communication and/or reception of those erected for other purposes and used privately on a noncommercial basis.

**TOWN HOUSE:** See "Dwelling, Town House"

**TOWNSHIP:** The Township of DeWitt, Michigan

**TOWNSHIP BOARD:** The legislative body of the Township of DeWitt, Michigan.

**TRAILER:** Any structure used or designed for sleeping, living, business, or storage purposes, having no foundation other than wheels, blocks, skids, jacks or similar support, and which has been or reasonably can be transported or drawn by motive power.

**TWO-FAMILY:** See "Dwelling, Two-Family"

**USE:** The principal purpose for which land or the main building is arranged, designed, or intended, or for which it is, or may be used, occupied or maintained.

**USED CAR LOT:** See "Motor Vehicle, Used, Sales Area"

**VARIANCE:** The granting to a petitioner, by the Board of Appeals, permission to vary from the strict application of this Ordinance, as provided in Section 4.5.1.

**WATER RESOURCES COMMISSION:** The Water Resources Commission of the Michigan Department of Natural Resources.

**WATERCOURSE:** An open conduit either naturally or artificially created which periodically or continuously contains moving water draining an area of at least two square miles.

**YARD:** Open space on the same lot with a building or group of buildings, lying between the building and the nearest lot or street right-of-way line and unoccupied and unobstructed from the ground upward, except for plants, trees, shrubs, or fences as otherwise provided herein.

**YARD, FRONT:** Open space extending across the full width of the lot between the front lot line or the proposed front street line and the nearest line of the building or portion thereof. The depth of such yard shall be the shortest horizontal distance between the front lot line or proposed front street line and the nearest point of the building or any portion thereof.

**YARD, PERMITTED ENCROACHMENTS:** Special structural elements, such as cornices, sills, belt-courses, chimneys, gutters, eaves, pilasters and similar structural features may project into any yard area up to a maximum of two and one-half feet.

**YARD, REAR:** Open space extending the full width of the lot between the rear line of the lot and the nearest line of the building, porch or projection thereof. The depth of such yard is the average horizontal distance between the rear lot line and the nearest point of the building. On corner lots the rear yard shall be considered as parallel to the street upon which the lot has its least dimension. On both corner lots and interior lots the rear yard shall in all cases be the opposite end of the lot from the front yard.

**YARD, SIDE:** Open, unoccupied space between the building and the side of the lot and extending from the front yard to the rear yard. Any lot line not a front line or a rear line shall be deemed a side line.

**ZONING ADMINISTRATOR OR OFFICIAL:** The Administrator of this Ordinance, appointed by the Township Board of Trustees.