

**TYRONE TOWNSHIP
REGULAR BOARD MEETING
APPROVED MINUTES – OCTOBER 3, 2023 – PAGE 1**

CALL TO ORDER

Supervisor Cunningham called the meeting of the Tyrone Township Board to order with the Pledge of Allegiance on October 3, 2023 at 7:00 p.m. at the Tyrone Township Hall.

ROLL CALL

Present: Supervisor Mike Cunningham, Clerk Pam Moughler, Treasurer Jennifer Eden, Trustees Herman Ferguson, Kurt Schulze, Zach Tucker, and David Walker.

APPROVAL OF AGENDA – OR CHANGES

Trustee Walker moved to approve the agenda as presented. (Trustee Ferguson seconded.) The motion carried; all ayes.

APPROVAL OF CONSENT AGENDA

**Regular Board Meeting Minutes – September 5, 2023
Treasurer’s Report – August 31, 2023
Clerk’s Warrants and Bills – September 27, 2023**

Trustee Schulze moved to approve the consent agenda as presented. (Trustee Ferguson seconded.) The motion carried; all ayes.

COMMUNICATIONS

1. Livingston County Sheriff Report – August 31, 2023

Trustee Walker moved to receive and place on file Communication #1 as presented. (Trustee Tucker

PUBLIC REMARKS

Comments were made about the solar moratorium.

UNFINISHED BUSINESS

None.

NEW BUSINESS

1. Township audit presentation.

Matt Holland from auditing firm Gabridge & Co. presented the township’s 2022-2023 audit. He commended the board and the township’s accountant on the “unmodified opinion,” which he said is considered a clean audit.

2. Request of the Susan Olson to appeal a charge for fire service.

Mrs. Olson’s brother was burning on her property without her knowledge. The board decided she was still responsible because it was her property. Trustee Walker moved to deny Mrs. Olson’s appeal to waive a fire service charge of \$1,476.00. (Trustee Tucker seconded.) The motion carried; all ayes.

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3. Resolution to extend the Solar Ordinance Moratorium

RESOLUTION #231001
TYRONE TOWNSHIP, LIVINGSTON COUNTY

MORATORIUM ON SOLAR PROJECTS

WHEREAS, the Michigan Zoning Enabling Act, 2006 P.A. being MCL 125.3101 et seq., authorizes Tyrone Township (the "Township") to adopt reasonable regulations to control the establishment and use of Commercial Large Scale Solar Energy Systems in accordance with the Township's Master Plan; and

WHEREAS, the Township has become aware of an increase of Commercial Large Scale Solar Energy Systems in the region, which is an emerging land use not sufficiently contemplated in the current Master Plan nor by the current zoning for anywhere in the Township; and

WHEREAS, the Tyrone Township is beginning the process of reviewing the Master Plan and its zoning for the purpose of updating it to include recognition of Commercial Large Scale Solar Energy Systems in the Township as an emerging land use in the region; and

WHEREAS, integration of Commercial Large Scale Solar Energy Systems land use within the Township's existing land uses requires suitable regulations and controls to ensure compliance with the Township's Master Plan, among other things, by preserving agricultural property, and for the protection of general health, safety and welfare of all of the Township's residents;

WHEREAS, this Board believes it is prudent and wise in light of the emergence of Commercial Large Scale Solar Energy Systems land uses in the region, to assure proper locating and regulation of these land uses in the Township and must consider this Resolution for Moratorium on Commercial Large Scale Solar Energy Systems so as to better protect the public health, safety, and Welfare of Township residents; and

WHEREAS, imposing a moratorium, on a limited temporary basis, is reasonable and necessary in order to allow the Township to fully explore, analyze, research and develop proposed amendments to the Master Plan and the Township Zoning Ordinance, and to make recommendations to the Township Board regarding such amendments applicable to Commercial Large Scale Solar Energy Systems uses in the Township; and

WHEREAS, the Tyrone Township Board previously adopted by Resolution #230402 a moratorium for six (6) months and which expires on October 4, 2023.

NOW THEREFORE BE IT RESOLVED, a moratorium is hereby imposed upon the issuance of any and all permits, licenses, or approvals for any property subject to or under the

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jurisdiction of the Township's Zoning Ordinance for the establishment or use of any new Commercial Large Scale Solar Energy Systems uses in the Township. The moratorium imposed by this Resolution is for a six (6) month period, which expires April 4, 2024, or until Commercial Large Scale Solar Energy Systems regulatory amendments to the Township's Zoning Ordinance become effective, whichever occurs first. Before this moratorium expires, the Township may by resolution extend the moratorium for up to six (6) months to allow sufficient time to complete amendments to its Master Plan and Zoning Ordinance, if necessary. If an extension is adopted, the Township will publish notice of the extension.

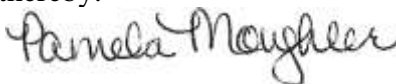
RESOLVED BY: Trustee Walker
SUPPORTED BY: Trustee Ferguson

VOTE: Walker, yes; Eden, yes; Tucker, yes; Schulze, yes; Cunningham, yes; Ferguson, yes; Moughler, yes.

ADOPTION DATE: October 3, 2023

CERTIFICATION OF THE CLERK

The undersigned, being the duly qualified and acting Clerk of Tyrone Township, Livingston County, Michigan, hereby certifies that (1) the foregoing is a true and complete copy of a resolution adopted by the Township Board at a regular meeting, held on October 3, 2023, at which meeting a quorum was present and remained throughout, (2) the original thereof is on file in the records in my office, (3) the meeting was conducted, and public notice thereof was given, pursuant to and in full compliance with the Open Meetings Act (Act No. 267, Public Acts of Michigan, 1976, as amended) and (4) minutes of such meeting were kept and will be or have been made available as required thereby.



Pamela Moughler
Township Clerk

4. Discussion on amending consent judgment.

Trustee Ferguson moved to amend Vaughn Smith's consent judgment for the gravel pit to allow single hauler trucks in to bring dirt into the pit for reclamation. Supervisor Cunningham said the trucks should be done at the end of the month and the reclamation should be done by the end of this year. (Trustee Tucker seconded.) The motion carried; all ayes.

5. Discussion on prepaying the Orchard Park Drain assessment.

Trustee Walker moved to prepay the Orchard Park Drain assessment instead of over 20 years. (Trustee Ferguson seconded.) The motion carried; all ayes.

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6. Discussion fire well pump bid process.

Supervisor Cunningham asked the board if they wanted to do a “select bid” or “open bid” process to install the fire well pump on Alcoy Drive. The township’s engineering firm recommended using the select bid option. The board decided to go with the select process and go to open bidding if needed. No motion was made.

MISCELLANEOUS BUSINESS

None.

PUBLIC REMARKS

Comments involved solar farms.

ADJOURNMENT

Trustee Walker moved to adjourn. (Trustee Ferguson seconded.) The motion carried; all ayes. The meeting adjourned at 8:00 p.m.