

**TOWNSHIP OF LIMA
WASHTENAW COUNTY, MICHIGAN**

**POND ORDINANCE
ORDINANCE No. 29
Adopted: August 23, 2011**

AN ORDINANCE ENACTED PURSUANT TO PUBLIC ACT 246 OF 1945, AS AMENDED, TO SET FORTH RULES AND REGULATIONS TO CONTROL THE CREATION OF PONDS AND LIMIT THE IMPACT AND OTHER CONSEQUENTIAL EFFECTS ON LOCAL PROPERTIES; TO PROVIDE FOR THE ISSUANCE OF A PERMIT FOR THE CREATION OF A POND TO APPLICANTS WHO HAVE SATISFIED CERTAIN REQUIREMENTS; TO GENERALLY PROVIDE FOR THE PUBLIC HEALTH, SAFETY AND GENERAL WELFARE OF THE PERSONS AND PROPERTY OF THE TOWNSHIP OF LIMA; TO PROVIDE FOR PENALTIES IN THE ENFORCEMENT THEREOF; AND TO REPEAL ALL OTHER ORDINANCES, PARTS OF ORDINANCES, CODES OR REGULATIONS IN CONFLICT THEREOF.

**THE TOWNSHIP OF LIMA, COUNTY OF WASHTENAW, STATE OF MICHIGAN,
HEREBY ORDAINS:**

SECTION 1 - SHORT TITLE.

This Ordinance shall be known and referred to as the "*Lima Township Pond Ordinance.*"

SECTION 2 - PURPOSE AND SCOPE.

In the interest of protecting the public health, safety, and welfare of the residents of the Township of Lima, Washtenaw County, Michigan, the Township Board finds that this Ordinance is necessary to regulate the construction and/or development of any pond from which no excavated soil matter or earth materials are removed from the site. It shall be unlawful for any person, fiduciary, firm, partnership, organization, corporation, or other legal entity to create or develop a pond on any property within the boundaries of Lima Township, Washtenaw County, Michigan, except in accordance with the provisions of this Ordinance, unless said activities are otherwise provided for and regulated by other laws, ordinances, or regulations of Lima Township, the State of Michigan, or federal laws.

SECTION 3 - DEFINITIONS.

- (a) POND. Any open and substantially earthen artificial, manmade or natural impoundment of water created, altered, or enhanced by any excavation, cutting, stripping, grading, digging, filling, removal, or movement of any soil matter or earth material, or by the installation of any dam, levy, or other retention device or structure which diverts the natural flow of water to or from an area thus creating, altering, or enhancing an impounded body of water;
- (b) APPLICANT. Any person, fiduciary, firm, partnership, organization, corporation, or other legal entity or combination thereof, who holds an ownership interest in the land and is seeking approval for the creation or development of a pond in accordance with this Ordinance.

SECTION 4 - OPERATIONS SUBJECT TO THIS ORDINANCE.

Except as specifically exempted by Section 5 below, no person, fiduciary, firm, partnership, organization, corporation, or other legal entity or combination thereof shall conduct, or cause to be conducted, any activity such as excavation, cutting, stripping, grading, digging, filling, removal, or disruption of any soil matter or earth material, or the installation of any dam, levy, or other retention device or structure, which directly or indirectly creates a pond as defined above on any real property within Lima Township without first having submitted an application for and obtaining a pond permit pursuant to the procedures provided by this Ordinance, and after having complied with any other applicable ordinances or regulations and procedures of the Township of Lima, and the State of Michigan.

SECTION 5 - OPERATIONS EXEMPT FROM THIS ORDINANCE.

No permit or approval for the creation of a pond shall be required for, and the requirements of this Ordinance shall not apply to, the following operations, provided such operations do not, or are not likely to, affect the drainage or lateral support of any adjacent or contiguous property or the safety of any persons, and provided such operations are adequately regulated by other laws, ordinances or regulations:

- (a) Any basement or temporary excavation, pit, hole, trench, or other temporary movement of any soil matter or earth material in which water may potentially accumulate as a result of the bonafide construction of any structures or utilities pursuant to a valid grading permit and/or building permit issued by an authorized Township official;

- (b) The drilling of wells or the temporary excavation as a result of installation of underground utilities when the site is restored to its former condition;
- (c) The creation of a pond as a result of operating a "quarry" as defined by the Zoning Ordinance and approved by the Township Board as part of a special use permit under the terms of the Zoning Ordinance;
- (d) Temporary (90 days or less) exploratory excavations under the direction of soil engineers or engineering geologists when the site is restored to its former condition;
- (e) The removal of any soil matter or earth matter or earth materials resulting from the clearing, deepening or straightening of any drain under the jurisdiction of the Washtenaw County Drain Commission, or any ditch or drain under the jurisdiction of any public road authority such as the Washtenaw County Road Commission;
- (f) The construction or maintenance of storm water detention or retention basins as defined and regulated by the Washtenaw County Drain Commission rules as part of an approved development site plan;
- (g) The creation of a landscaping pool or fountain comprised of an assemblage of materials (*i.e.*, concrete, wood, plastic, vinyl, and/or masonry), whether permanent or temporary, portable or non-portable, above or below grade, capable of containing water to a maximum depth of less than eighteen inches (18") measured from the deepest point; and
- (h) The creation of a swimming pool as defined and regulated by the Lima Township Zoning Ordinance.

SECTION 6 - LOCATION OF PONDS.

The location of a pond may only be permitted as an accessory use in AG-1, AG-2, and RR districts on a parcel of land with a principal residence. No pond permit shall be issued until a principal residence is in place, or except as part of wetlands mitigation in accordance with State law on vacant land in the Township.

SECTION 7 - APPROVAL AND APPLICATION PROCESS.

The proposed pond may be permitted only pursuant to review and approval of a site plan by the Lima Township Board. An application for approval by the Lima Township Board shall be submitted for a pond permit to the Township Clerk and be on a form as

required by the Lima Township Board. As part of said application, there shall be submitted two (2) sets of a detailed site plan prepared by a professional engineer, surveyor or architect licensed with the State of Michigan, signed and sealed, with the final sufficiency of said site plan to be determined by the Lima Township Board, which may approve the site plan, require necessary additions or revisions, or deny the site plan. The application, site plan and any other attached documents shall conform with and contain the following minimum requirements:

- (a) The names, addresses and telephone numbers of the owner, developer, and Applicant;
- (b) The names, addresses and telephone numbers of the project's engineer, surveyor, architect, and contractor;
- (c) A brief description of the project and its proposed utilization;
- (d) A location map showing the site of the proposed pond as well as its relationship to roads, adjacent properties and structures within 100 feet of the property lines of the parcel to contain the proposed pond, including the area of the parcel, the area of the portion to be graded, excavated or disturbed, and the area of the resultant pond;
- (e) Identification of all existing lakes, streams, open ditch drains, ponds, detention basins, water courses, flood plains, enclosed storm drains and sanitary drains, and any official wetlands as designated by the Michigan Department of Natural Resources;
- (f) Indicate the proposed construction schedule for the creation of said pond;
- (g) Indicate the profiles of the general types of soil at the pond site including evidence to demonstrate that the bottom of the proposed pond shall be no less than three feet above existing bedrock. Well logs from nearby sites and observations at a test excavation dug at the pond site may be used for this purpose;
- (h) The estimated low water level, average water level and high water level in the proposed pond and a written description indicating how the water level will be maintained; Also provide the basis for the determination of the estimated low, average and high water levels;
- (i) On any maps and plans, indicate the date, north arrow, scale, and author's name, address and phone number;

- (j) The dimensions of all lot and property lines showing the relationship and distance of the proposed pond location to adjacent properties;
- (k) Provide the legal description and tax parcel number(s) of the parcel to contain the proposed pond;
- (l) Indicate the location and designation of all existing and proposed buildings, structures, drives, roads, streets, rights-of-way, easements, above ground and below ground utilities, poles, wells, septic tanks and leach beds, water lines and hydrants, sanitary and storm drains, culverts, manholes, catch basins, trees, areas where livestock are kept and any other structure or natural feature on the parcel to contain the proposed pond, and within 150 feet of the pond's perimeter, including the distance between the proposed pond and each such structure, underground utility, or use;
- (m) Indicate the existing and proposed ground elevations with contour lines of no more than two foot intervals and/or such other topographic information satisfactory to the Township Board. Include all elevations of the parcel's lot corners and property lines;
- (n) A certified statement of the quantity of excavation and/or fill proposed;
- (o) The location and elevations of any proposed additional structures or development of the site, including, but not limited to, buildings, structures, driveways, deposit of spoils and safety stations;
- (p) A description and location of all existing and proposed on-site drainage facilities, retaining walls, cribbing, anti-erosion devices, or other protective devices to be constructed in connection with or as a part of the proposed work;
- (q) The benchmark description and location used for establishing existing and proposed grades based on the United States geological survey datum;
- (r) An estimated total cost of the project;
- (s) Cross-section drawings of the pond indicating the depth, slopes, length, width, height or other grading of the pond and the placement of excavated spoils;
- (t) Such other information concerning the property and pond as may be deemed essential for determining whether the provisions of this Ordinance are being fulfilled and whether approval should be granted;

- (u) Provide proof of compliance with, or exemption or waiver from the provisions of the Natural Resources and Environmental Protection Act, P.A. 451 of 1994, as amended, or any similar successor Act, Rules, or Resolution if applicable. Submit a copy of the application and all submittals filed with The Washtenaw County Drain Commission;
- (v) A statement as to the proposed method to be used to assure the pond's cleanliness, whether the proposed pond is to be stream, spring, surface run-off or well fed, and any other reasonable information requested by the Lima Township Planning Commission and/or its agents;
- (w) The design plans for the pond shall describe how vegetation will be promptly established on the spoil and bank areas and any other areas disturbed by the pond construction, including a time schedule for restoring ground cover vegetation; and
- (x) If the location of the pond encroaches upon another parcel, or a pond crosses parcels, a written declaration (agreement) between owners of the parcels shall state the encroachment and the declaration (agreement) shall be entered into the deeds of each parcel.

SECTION 8 - POND DESIGN REQUIREMENTS.

All land use, development, excavation, grading, and soil matter or earth material disturbances for the creation of a pond regulated by this Ordinance shall be in conformance with the approved application, site plan and other supporting documents as approved, conditioned, and/or modified by the Lima Township Board. The following general pond design requirements shall be applied in the design of the site plan and supporting documents:

- (a) Excavation for ponds must be set back a minimum of 50 feet from all property lines, easements, utility right-of-ways, aboveground and underground utilities, and dwellings;
- (b) Excavation for ponds must be set back a minimum of 100 feet from any private septic tank and/or leach field system, water well, transportation right-of-way or areas in which livestock are kept;
- (c) The side slopes of a pond above water and to the depth of six feet below the estimated low water level shall be such that they will be stable and shall not be steeper than three feet horizontal to one foot vertical for stone or clay banking

and four feet horizontal to one foot vertical for sand banking. The side slopes of a pond more than six feet below the estimated low water level shall not exceed a slope of one foot horizontal to one foot vertical, 45 degrees;

- (d) Shall have a minimum water depth of eight feet or more at the estimated low water level;
- (e) At the estimated low water level, the surface area of the water in the pond shall not be less than one-fourth of one acre;
- (f) Removal offsite of earth matter, spoils or soil material excavated, graded or disturbed as a result of the construction of the pond, is strictly prohibited;
- (g) All ponds shall have a safety station for each one-half acre or fraction thereof of the pond water surface when measured at the high water level, and each such safety station shall have an approved U.S. Coast Guard life ring with 100 feet of rope and a ten foot pole on a wooden post extending four feet above grade on which a deep water sign shall be mounted;
- (h) For the protection of the general public, the Lima Township Board shall determine what fencing or other protective devices shall be provided under the particular circumstances of the premises and the surrounding area for both while operations are being carried on and after completion thereof;
- (i) Excavation for ponds and resulting spoils shall not be performed or placed within the area of a designated 100-year flood plane;
- (j) The finished topography of the area surrounding the pond shall be one that blends with the surrounding terrain. Surface drainage from adjacent properties shall not be impeded nor shall off-site drainage be increased;
- (k) Prior to site plan review by the Lima Township Board, the Applicant shall obtain from the Washtenaw County Drain Commissioner's Office or other appropriate enforcing agency, a written waiver, exemption, or a permit approving the proposed design and construction of said pond in accordance with Part 91, Soil Erosion and Sedimentation Control of the Natural Resources and Environmental Protection Act, P.A. 451 of 1994, as amended;
- (l) An Applicant shall also design any pond and obtain a written permit or waiver from the Michigan Department of Natural Resources in conformance with;

Part 301, Inland Lakes and Streams of the Natural Resources and Environmental Protection Act, P.A. 451 of 1994, as amended, if the proposed pond is five (5) acres or more in area or the pond will connect to or be within 500 feet of the ordinary high water mark of a lake or stream as defined in said Act; and

Part 303, Wetlands Protection, of the Natural Resources and Environmental Protection Act, 1994 P.A. 451, as amended, if the proposed pond or resulting spoils will be placed in a regulated wetland.

- (m) Upon a request being made by the Applicant, any of the above design requirements of this Section 8, may be waived in the discretion of the Lima Township Board after a determination that the proposed waiver of any requirements will not be injurious to the zoning district or environs, contrary to the spirit and purpose of this Ordinance, incompatible with existing uses in the area, and would not be detrimental to the safety of the public or residents of the area.

SECTION 9 - FIRE PROTECTION.

By making application and obtaining approval for a pond, an Applicant shall be deemed to have granted authority to Chelsea Area Fire Authority official fire department for access to the pond as a water supply for fighting fires anywhere within the County, and for such purpose, such fire departments shall be considered as having been provided an easement for access to the pond water. The Applicant shall not be required to construct any special or additional access roads or drives for the access.

SECTION 10 - IMPACT ON OTHER ORDINANCES AND REQUIREMENTS.

Unless otherwise specifically provided herein, the requirements and provisions of this Ordinance shall not be combined, limited, or exempted by any other Lima Township Ordinance or procedure for approval of a project, but shall be considered independently necessary in addition to and in conjunction with the requirements of any other such ordinance or development plan review procedure. The requirements and provisions of this Ordinance, however, may be satisfied in conjunction with a development site plan and reviewed by the Lima Township Board or the Lima Township Planning Commission in conjunction with said development site plan.

SECTION 11 - USE OF PONDS.

No pond created under the provisions of this Ordinance, except for ponds incident to the development of a golf course or public park facility, shall be utilized for any commercial or public use.

SECTION 12 - CONTINUING EXISTENCE OF POND.

No pond, except for ponds incident to the development of a golf course or public park facility, shall be created unless it is contained within the same lot or contiguous parcels of property containing the Applicant's occupied dwelling. When a pond exists or is created to straddle the boundaries of adjoining parcels, there shall be a pond maintenance agreement by and between the owners of all parcels to assure continued pond compliance and maintenance in accordance with this Ordinance. The maintenance agreement shall be in the form of a deed restriction and covenant running with the land. No pond shall be maintained or its existence continued unless contained within the same lot or parcel of property which includes a dwelling occupied by the person or persons having responsibility for safety, use, and maintenance of the pond with lapses in occupancy not to exceed six months. If a pond in existence prior to the enactment of this Ordinance, or a pond created pursuant to the provisions and approval process of this Ordinance, is not utilized and maintained as required, does not have a responsible occupant in an associated dwelling, and/or the pond becomes detrimental to the health and safety of the community, then, upon a decision of the Lima Township Board at the owner's expense, the pond shall be filled and the property restored to its original condition or such other action shall be taken as determined by the Lima Township Board to protect the public health, safety, and general welfare of persons and property of the Township. Upon the owner's failure to timely perform the actions as specified by the Lima Township Board, the Township may cause said pond to be filled or take such other action as permitted by law and this Ordinance to assure compliance with this Ordinance and any permit issued hereunder. All costs incurred by the Township for remedial action under this Ordinance, including reasonable attorney fees to enforce this Ordinance, shall be the obligation of and charged to the owner(s). Any unpaid costs and expenses incurred by the Township shall be collected as permitted by law and become a lien on the property/properties collectable in the same manner as taxes on the property.

SECTION 13 - CONSTRUCTION OF POND.

No pond governed by this Ordinance shall be created, developed, or constructed unless the Lima Township Zoning Department has issued a valid pond permit. The Lima Township Zoning Department shall not issue a pond permit until after the Lima Township Board has granted approval and approved the site plan pursuant to Section 7

above. The creation, development, or construction of a pond pursuant to a valid permit issued pursuant to this Ordinance shall be completed within six (6) months of approval by the Lima Township Board. Any application for extensions may be granted by the Lima Township Board only upon a finding of good cause.

SECTION 14 - FUTURE DEVELOPMENT.

No lot or contiguous parcels of property on which there is contained any pond may be split or divided, and no other restricted obstacles or uses of the property shall be created, unless the proposed property lines and uses conform with the then existing setback requirements and all other conditions provided in Section 8 above, or unless there are deed restrictions and covenants which include pond compliance and a maintenance agreement to assure compliance with the requirements of this Ordinance.

SECTION 15 - FINAL AS-BUILT APPROVAL.

Upon the completion of work in accordance with the approved site plan, two (2) sets of an as-built plan prepared by a professional engineer, architect, or surveyor, licensed with the State of Michigan, shall be submitted to the Township Clerk who shall deliver one set of said plans to the Lima Township Zoning Administrator and the other set to the Lima Township Board. Said as-built site plan shall indicate all of the final as-built information, locations and elevations as required for the original proposed site plan review, all marked "AS-BUILT". The Township's designated consultant shall review the site for conformance with the approved site plan and the accuracy of the as-built plans. If all the work has been completed in accordance with the approved site plan, the designated consultant shall recommend to the Lima Township Board the issuance of a Certificate of Completion. If all work is not completed in accordance with the approved site plan, the designated consultant shall provide notice of specific revisions or site modifications which must be made by the Applicant as a condition of his recommendation for approval by the Township Board.

SECTION 16 - FEES.

No application or site plan for the creation, development, or construction of a pond shall be accepted without the payment of an application fee and consultant's deposit as established by the Lima Township Board Resolution from time to time.

SECTION 17 - PERFORMANCE BOND AND INSURANCE.

As a condition of approval of the proposed site plan, the Lima Township Board may, in its discretion, require the Applicant to post a performance bond payable to the Township in the amount of the estimated cost of the creation of the proposed pond and

ancillary work. Bond amount shall be reviewed by Township Engineers. Said bond may include penalty provisions for failure to complete the work on schedule as specified in the permit. The performance bond may be a surety bond, cash bond, certified check, or an irrevocable bank letter of credit approved by the Lima Township Board. Every bond or letter of credit shall include, and every cash or certified check deposit shall be subject to the conditions that the Applicant shall comply with all the provisions of state statutes, rules, regulations, this Ordinance and the conditions of the approval granted by the Lima Township Board and shall complete all the work contemplated within 180 days after the date of approval, and shall undertake the installation and completion of all protective and corrective measures as required.

The applicant and the surety executing the bond, or the person issuing the instrument if a letter of credit or making a cash deposit, shall continue to be firmly bound under a continuing obligation for the payment of all necessary costs and expenses that may be incurred or expended in causing any and all of such work to be properly performed and completed. In the case of a cash deposit, any unused portion thereof shall be refunded to the Applicant after completion of all work covered by the approved application.

By applying for and being granted an application for a pond permit, the Applicant agrees to indemnify and save harmless the Township, its elected officials, appointed officers, employees, and agents, against any and all claims, actions, suits, proceedings, demands, assessments, judgments, costs, taxes, charges, and expenses, costs and attorney fees incident to any of the foregoing, in consequence of any injuries to persons or damages to property which arise out of the operations authorized under this Ordinance.

SECTION 18 - COMPLETION OF PROJECT.

Upon approval of the application by the Lima Township Board, the Applicant shall have 180 days after the date of approval to undertake the construction and completion of said pond and all other requirements as approved on the site plan. If the Applicant is unable to complete the work within the specified time, the Applicant may not less than ten (10) days prior to the expiration of said time limits present in writing to the Lima Township Board a request for extension of time setting forth the reasons for the requested extension. In the event such an extension is warranted, the Lima Township Board may grant an additional time for the completion of the work and bond extension. No such extension shall release the Applicant or any surety on any bond, letter of credit, cash deposit, or other surety instrument required by this Ordinance.

In the event of the Applicant's failure to undertake the construction and completion of all work contemplated under the approved site plan within the allowed time or extension thereof, the Lima Township Board may in its discretion, revoke the site plan

approval, forfeit any performance bond posted by the Applicant, cause all of the approved work to be completed, cause any pond to be filled and the site restored to its original condition, or seek any other legal remedies. Any costs incurred by the Township as a result of the Applicant's failure to comply with the terms of this Ordinance which are not covered by the proceeds of any performance bond or other security, shall be charged to and the obligation of the Applicant for which any unpaid balance may be applied to the owner's taxes as a lien on the next tax rolls.

SECTION 19 - ADMINISTRATION.

The provisions of this Ordinance shall be administered by the Township and enforced by the Lima Township Designee, or other such person as shall be appointed by the Township Board who shall have such powers and duties to conduct regular inspections of the site during pond construction.

SECTION 20 - HAZARDS.

Whenever the Lima Township Board, determines that any excavation, embankment, fill, grading, or other activity regulated by this Ordinance, has or may become a hazard to life and limb, or endangers property, or adversely affects the safety, use or stability of a public way or drainage channel, the owner of the property upon which the excavation, embankment, fill, grading, or other regulated activity is located, or other person or agent in control of said property, upon receipt of a notice in writing from the Township Board, shall within the period specified therein repair or eliminate such hazard.

SECTION 21 - OTHER LAWS, CODES AND REQUIREMENTS.

This Ordinance does not preempt any other laws, statutes, codes, or regulations of any other government entities or agencies with jurisdiction over the type, scope, or location of the project to be constructed, including, but not limited to, Natural Resources and Environmental Protection Act, P.A. 451 of 1994, as amended, or any similar successor Acts. The Applicant shall be responsible for any other permits necessary or required by law from all government entities or agencies.

SECTION 22 - VIOLATION AND PENALTY.

Any person, firm, partnership, organization, corporation, Applicant, property owner, or other legal entity that fails to comply with any of the requirements and provisions of this Ordinance, as may be amended, or any of the directives, orders or conditions issued pursuant to an approved site plan and-approval for the construction of a pond or any other provisions of this Ordinance, or a stop work order by a Township consultant, designee, or the Zoning Administrator, shall be guilty of a misdemeanor, and upon

conviction thereof shall be subject to revocation of any permit granted and a fine of not more than \$500.00 or imprisonment in the Washtenaw County Jail for a period not to exceed 90 days, or both such fine and imprisonment. Each separate day during which there is a failure to comply with a stop work order or other similar order issued by the Township Zoning Administrator or other designated Township agent, or upon which a violation of the provisions of this Ordinance continues, shall constitute a separate offense. Any continued violation of this Ordinance is declared to be a public nuisance per se and may be abated by order of any court of competent jurisdiction.

Whenever the Lima Township Board has reasonable cause to believe that there exists a condition which is contrary to or in violation of this Ordinance, or any conditions of the approval or the approved site plan, the Township may:

- (a) Order the construction and/or development of the pond stopped; and/or
- (b) Order the use of the pond stopped; and/or
- (c) Order the pond filled in and the site restored to a proper grade;

by notice in writing served on the Applicant or any persons engaged in the construction and/or development and/or use of the pond, and any such Applicant or persons shall forthwith comply with the order, until otherwise authorized by the Township Board or consultant to proceed with the construction and/or development and/or use of the pond.

SECTION 23 - PRIOR INCONSISTENT ORDINANCES REPEALED.

All ordinances, parts of ordinances, or codes adopted by Lima Township in conflict with this Ordinance, are to the extent of such conflict, repealed.

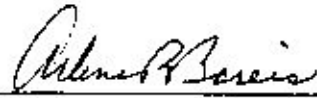
SECTION 24 - SEVERABILITY.

This Ordinance and the various parts, sentences, paragraphs, sections, subsections, phrases and clauses thereof are hereby declared severable, and if any of them are adjudged unconstitutional or invalid, it is hereby declared that the remainder of the Ordinance shall not be affected.

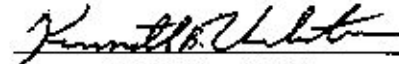
SECTION 25 - EFFECTIVE DATE.

This Ordinance shall become effective 30 days after it, or a summary of it, is published in a newspaper of general circulation in the Township of Lima.

This Ordinance was duly adopted by the Township of Lima Board at its regular meeting called and held on the 23rd day of August, 2011, and was ordered given publication in the manner required by law.



Arlene R. Bareis
Township of Lima Clerk
Dated: August 23, 2011



Kenneth B. Unterbrink
Township of Lima Supervisor
Dated: August 23, 2011

Adoption: August 23, 2011
Final Publication: September 1, 2011
Effective Date: September 30, 2011

CLERK'S CERTIFICATE

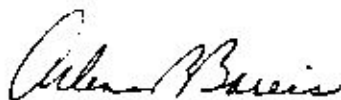
I, Arlene R. Bareis, Clerk of the Township of Lima, Washtenaw County, Michigan, hereby certifies that the foregoing constitutes a true and complete copy of Lima Township Ordinance No. 29, which was duly adopted by the Township Board of the Township of Lima at a Special Meeting of said Board, held on August 23, 2011, after said Ordinance had previously been introduced at a Regular Meeting of the Board held August 8, 2011, and published in the form it was introduced in accordance with P.A. 359 of 1947, as amended.

I further certify that Member Unterbrink moved for adoption of said Ordinance, and that Member Laier supported said motion.

I further certify that the following Members voted for adoption of said Ordinance Laier, Havens, Bareis and Unterbrink, and that the following Members voted against adoption of said Ordinance, None, and that the following Members were absent or abstained from voting on the adoption of said Ordinance, McKenzie.

I further certify that after its passage the Ordinance was published in the Chelsea Standard/Dexter Leader on September 1, 2011, in accordance with P.A. 359 of 1947, as amended.

I further certify that said Ordinance has been recorded in the Ordinance Book of the Township and that such recording has been authenticated by the signatures of the Supervisor and the Clerk.



Arlene R. Bareis
Township of Lima Clerk
Dated: August 23, 2011