

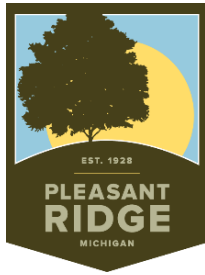
Regular Planning Commission Meeting
Monday, February 22, 2016

Members of the Planning Commission, and Residents: This shall serve as your official notification of the Public Hearing and Regular Meeting of the Planning Commission to be held Monday, February 22, 2016, 7:00 P.M., in the City Commission Chambers, 23925 Woodward Avenue, Pleasant Ridge, Michigan 48069. The following items are on the Agenda for your consideration:

PUBLIC HEARING AND REGULAR PLANNING COMMISSION MEETING-7:00 P.M.

1. Meeting Called to Order.
2. Roll Call.
3. Consideration of the following minutes:
 - a. Public Hearing and Regular Planning Commission Meeting held Monday, January 25, 2016.
4. **PUBLIC DISCUSSION** – Items not on the Agenda.
5. Introduction of New Members.
6. **PUBLIC HEARING** – Solicitation of public comments on an Ordinance to amend the Pleasant Ridge City Code Chapter 82 (Zoning), Section 82-6, Violations and Section 82-8 Fines and Imprisonment.
7. Consideration of the Ordinance to amend the Pleasant Ridge City Code Chapter 82 (Zoning), Section 82-6, Violations and Section 82-8 Fines and Imprisonment.
8. City Manager’s Report.
9. Other Business.
10. Adjournment.

In the spirit of compliance with the Americans with Disabilities Act, individuals with a disability should feel free to contact the City at least seventy-two (72) hours in advance of the meeting, if requesting accommodations.



City of Pleasant Ridge
23925 Woodward Avenue
Pleasant Ridge, Michigan 48069

**Regular Planning Commission Meeting
Monday, January 25, 2016**

Having been duly publicized, Chairman Bolach called the meeting to order at 7:00 pm

Present: Bolach, Christensen, McCutcheon, Schlesinger
Also Present: City Manager Breuckman; City Commissioner Perry
Absent: Commissioner Lenko, McAuliffe, O'Brien

Minutes

PC-2016-1521

Motion by Schlesinger, second by McCutcheon, to approve the minutes of the Public Hearing and Regular Planning Commission Meeting held Monday, December 14, 2015.

Adopted: Yeas: Schlesinger, McCutcheon, Christensen, Bolach.
Nays: None.

Public Discussion

(None.)

2016 Organizational Appointments

Nominations were taken from the Commission. The 2016 Planning Commission Organization will be as follows:

Chairman – Commissioner Lenko
Vice-Chairman – Commission Bolach
Secretary – Commissioner Schlesinger

PC-2016-1522

Motion by McCutcheon, second by Christensen, that the 2016 Planning Commission Organization be approved.

Adopted: Yeas: McCutcheon, Christensen, Schlesinger, Bolach.
Nays: None.

2016-2022 Capital Improvement Plan

City Manager Breuckman gave an overview of the Capital Improvement Plan. Changes were made based on comments from the December 2015 Planning Commission meeting. An adjustment to the plan as presented will be to page 6, under Gainsboro Park Improvements \$30,000 ongoing improvements will be called out in a separate table. A grant will be applied for from the State for the pavilion structure, so the pavilion project will also be called out to meet the grant requirements.

Commissioner Schlesinger commented about the Infrastructure projects, specifically Sidewalk repair and Street Tree planting, have these areas been identified. Also, will the Woodward streetscape and parking bay reconstruction project be done together? Finally, Professional Services has citywide wifi been explored

Manager Breuckman, commented there was a survey done last spring and a prioritized list of streets in need of sidewalk repairs was prepared. The replacement program began last year on the east side and will continue on the west side this year. There will be some repairs to sidewalks on Woodward Avenue as well. A street tree inventory was also done last spring and areas have been identified for street tree replacement. Both the Woodward projects will be done together. A citywide wifi network has not been explored as a project. Most communities who offer the service run their own power utilities as power poles are used.

Commissioner Bolach questioned why the Cambridge and Oxford sewer lining was not performed with the road reconstruction project.

Manager Breuckman commented lining a sewer is a sleeve and is run through the existing line. There is no benefit to do with a reconstruction project and is a cash flow issue – the lining is done when funds are available. Lining is more cost effective than replacement. He is not aware of any failure to the system after lining he will check with the City's engineers.

Commissioner McCutcheon questioned if sidewalk repair could be charged to the homeowner or business owner.

Manager Breuckman commented that it could be assessed to the homeowner and business, however some of the sidewalks were replaced during a street reconstruction project at no cost to the property owner. It was determined that in fairness, the City would budget this as a maintenance item. Most of the sidewalk flags will have the heaves ground down. They do not necessarily need to be replaced.

PC-2016-1523

Motion by Schlesinger, second by Christensen, that the 2016-2022 Capital Improvement Plan, as amended be approved and forwarded to the City Commission.

Adopted: Yeas: Schlesinger, Christensen, McCutcheon, Bolach.
 Nays: None.

Establish public hearing – Monday, February 22, 2016 – 7:00pm
PC-2016-1524

Motion by Schlesinger, second by McCutcheon that the Pleasant Ridge Planning Commission establish a public hearing on Monday, February 22, 2016, at 7:00 p.m., to solicit public comments on an amendment to the Pleasant Ridge Zoning Ordinance regarding Municipal Civil Infractions.

Adopted: Yeas: Schlesinger, McCutcheon, Christensen, Bolach.
 Nays: None.

City Managers Report

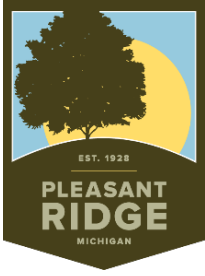
Banners should be installed at the end of this week/early next week.

There is a potential development for the old Walker Wire site, looking at a marketplace type of area, details will be coming at a future meeting, there may be a need for some liquor licenses, which will need to be explored.

With no further business Chairman Bolach adjourned the meeting at 7:30 p.m.

Submitted by:

Amy M. Drealan, City Clerk



City of Pleasant Ridge

James Breuckman, City Manager

From: Jim Breuckman, City Manager
To: Planning Commission
Date: February 17, 2016
Re: Ordinance 417 – Municipal Civil Infractions

Overview

Attached is a zoning amendment that would reclassify infractions against the zoning ordinance as municipal civil infractions instead of criminal misdemeanors.

Background

Currently violations against the zoning ordinance are classified as criminal misdemeanors, and are processed through the 45th District Court. Municipal civil infractions are processed locally through the City and do not involve the 45th District Court unless the individual against whom the ticket was written challenges the ticket.

This accomplishes two ends – it decriminalizes offenses and it also allows for a more streamlined process which can be handled entirely through Pleasant Ridge City Hall. The purpose of criminal citations is to provide punishment for a violation of the law. The purpose of municipal civil infractions is not to mete out punishment but rather to correct the violation.

The City Commission recently approved an amendment to the City Code of Ordinances establishing a local municipal civil infractions bureau. Our next step is to now reclassify certain violations of local ordinance as municipal civil infractions rather than criminal misdemeanors.

Requested Action

Planning Commission recommendation to the City Commission on the proposed zoning amendment.

CITY OF PLEASANT RIDGE
Ordinance No. ____

AN ORDINANCE TO AMEND THE CITY OF PLEASANT RIDGE CODE OF ORDINANCES, CHAPTER 82 – ZONING.

THE CITY OF PLEASANT RIDGE ORDAINS:

Section 1.

The following sections of Chapter 82, Zoning, of the Pleasant Ridge City Code are amended as follows:

1. Section 82-6, Violations, is amended in its entirety to read as follows:

Violations of any of the provisions of this chapter shall be municipal civil infractions.

2. Section 82-8, Fines and Imprisonment, is amended to read in its entirety as follows:

The owner of any building, structure or premises or part thereof, where any condition in violation of this chapter shall exist or shall be created, and who has assisted knowingly in the commission of such violation shall be deemed responsible for a separate offense and, upon conviction thereof, shall be liable for the fines and other sanctions provided by Section 1.7.

Section 2. Severability.

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

Section 3. Repealer.

All other ordinances or parts of ordinances in conflict with this ordinance are hereby repealed only to the extent necessary to give this Ordinance full force and effect.

Section 4. Savings clause.

Nothing in this Article shall be construed to affect any suit or proceeding pending in any court or any rights acquired or any liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed as cited in Section 8 of this Ordinance; nor shall any just or legal right or remedy of any character be lost, impaired, or affected by this Ordinance.

Section 4. Effective Date.

This Ordinance shall become effective seven days after publication of a notice of adoption, as provided by law.

Section 5. Adoption.

This Ordinance is hereby declared to have been adopted by the Commission of the City of Pleasant Ridge at a meeting duly called and held on the ____ day of _____, 2016, and ordered to be given publication in the manner prescribed by law.

James Breuckman, City Manager

Amy M. Drealan, City Clerk