



SPECIAL TOWNSHIP BOARD MEETING
LOCATION: 7527 HIGHLAND ROAD, WHITE LAKE - ANNEX BOARD ROOM
WEDNESDAY, DECEMBER 08, 2021 – 6:00 PM

White Lake Township | 7525 Highland Rd | White Lake, MI 48383 | Phone: (248) 698-3300 | www.whitelaketwp.com

AGENDA

1. **CALL TO ORDER**
2. **PLEDGE OF ALLEGIANCE**
3. **ROLL CALL**
4. **APPROVAL OF AGENDA**
5. **PUBLIC COMMENT**
6. **PUBLIC HEARINGS WITH RESOLUTIONS**
 - A. PUBLIC HEARING - REGARDING CONFIRMING THE SPECIAL ASSESSMENT ROLL FOR THE SPECIAL ASSESSMENT DISTRICT DESIGNATED NORTH HULBERT SEWER MAIN
 - B. PUBLIC HEARING - REGARDING CONFIRMING THE SPECIAL ASSESSMENT ROLL FOR THE SPECIAL ASSESSMENT DISTRICT DESIGNATED OAK RIDGE PARK SEWER MAIN
7. **NEW BUSINESS**
 - A. [REQUEST TO APPROVE THE IAFF TENTATIVE AGREEMENT \(FIRE\)](#)
 - B. [RESOLUTION #21-043; CONFIRMING THE SPECIAL ASSESSMENT ROLL FOR THE SPECIAL ASSESSMENT DISTRICT DESIGNATED NORTH HULBERT SEWER MAIN](#)
 - C. [RESOLUTION #21-044; CONFIRMING THE SPECIAL ASSESSMENT ROLL FOR THE SPECIAL ASSESSMENT DISTRICT DESIGNATED OAK RIDGE PARK SEWER MAIN](#)
 - D. [FIRST READING; AMENDMENT TO FEE ORDINANCE, ORDINANCE NO. 129](#)
 - E. [FIRST READING; AMENDMENT TO CODE OF ORDINANCES, CHAPTER 38, ARTICLE II - WATER SYSTEM AND ARTICLE IV - SANITARY SEWER](#)
 - F. [DISCUSSION REGARDING NATIONAL OPIOID LITIGATION SETTLEMENT PROCESS](#)
 - G. [RESOLUTION #21-048; APPROVING OPTING-IN TO THE NATIONAL OPIOID LITIGATION SETTLEMENT](#)
 - H. DISCUSSION REGARDING THE POTENTIAL PAVING OF A SECTION OF PONTIAC LAKE ROAD (MARGIE TO KINGSTON) IN CONJUNCTION WITH THE RCOC
8. **ADJOURNMENT**

Procedures for accommodations for persons with disabilities: The Township will follow its normal procedures for individuals with disabilities needing accommodations for effective participation in this meeting. **Please contact the Township Clerk's office at (248) 698-3300 X-113 at least two days in advance of the meeting.** An attempt will be made to make reasonable accommodations.

WHITE LAKE TOWNSHIP

AND

**INTERNATIONAL
ASSOCIATION OF FIRE FIGHTERS
LOCAL 5295**

November 30, 2021

Tentative Agreement

**WHITE LAKE TOWNSHIP
AND
INTERNATIONAL ASSOCIATION OF FIRE FIGHTERS
LOCAL 5295**

November 30, 2021

1. **Duration;**

4 years

2. **Article XII; Wages**

Effective January 1, 2022 3% increase
Effective January 1, 2023 2.5% increase
Effective January 1, 2024 3% increase
Effective January 1, 2025 2.5% increase

Hazard Pay: A one-time payment of \$750.00 if ratified by the Unit on or before 12.3.21.

3. **Article XXVII – Rank**

Edit Section A as follows: No POC (part-time) firefighter may be allowed to perform any shift work duties under this agreement while a member of the bargaining unit is laid off. In the event there is a scheduled shift and a vacancy occurs because of a call off and the shift is to be filled, it shall be offered to members of the bargaining unit first.

In the event there is scheduled leave time the Department shall be permitted to use Part Time staff to cover that shift.

Before Part Time Firefighters may work a shift, they must first obtain FF1, FF2, and Basic EMT or MFR.

The Township shall be able to schedule Part Time FF’s at its discretion to cover shifts within the limitations as referred to in section A. All other restrictions and sections shall be deleted from the CBA.

Delete Sections C, D and F.

4. **Article XVIII Hospital & Surgical Insurance**

Modify: The Township shall provide two health insurance plans.

BCN HMO		BCBSM PPO
BCN \$500		Simply Blue 250/EHIM Wrap Plan
Deductible	\$500/\$1000	\$250/\$500
Co-Pay	\$20	\$20
Co-insurance	100%	80%
Drug Rx	\$10/\$30/\$60/\$80	\$10/\$40/\$80
Co-insurance max	\$0.00	\$1,500.00

Employee Contributions: BCN HMO S: \$25 2-Person: \$37 Family: \$50
 SB 250: S: \$50.00 2-Person \$75.00 Family: \$100

5. **Non-Duty Disability Maximum**

If an employee has not returned after 1 year, they will be subject to an evaluation by a Medical Evaluator selected by the Township. The Evaluator will determine whether the Employee has a reasonable likelihood to return to work within the next 6-month period. If the Evaluator makes the determination that the Employee has a reasonable likelihood of returning to employment within the next 6-month period, the Employee will be eligible to receive an additional 6 months to return. If the Evaluator determines that there is not a reasonable likelihood of the Employee returning to work in the next 6-month period, the Employee will lose their seniority. If the employee has a medical evaluation which is different than that provided above, the parties agree that the determining factor will be the current Chief Medical Staff or a physician of appropriate to their illness or injury or his or her designee to resolve the dispute between the two medical evaluators. Their decision will be final.

6. **New Hire**

Vacant career firefighter positions

It is the intention of the Twp. to hire qualified career fire department members from its part-time staffing. Eligibility will be based on the following criteria non-probationary member in good standing (as defined within the part-time bargaining contract including required shift work). If qualified candidate is not available within the part-time ranks, the twp. reserves the right to open the position to outside candidates.

Hiring procedure

All provisions outlined within public act 78, with the exception that career positions will not be open to the public unless a qualified candidate is not available within the part-time ranks.

Preference points –

- Service credits (seniority points, 1 point per year, for every month of part-time employment with White Lake Township for a maximum of 10 years of seniority).
- Workmanship Points (1-10 points, mean score averaged out amongst points awarded from all three shift commanders and the part-time program administrator).

Fire Department Cadet

The fire cadet (no prior training) is a civilian position. The job description and pay will be at discretion of the Fire Chief.

Once the minimum fire department training standards have been satisfied, the Fire Department cadet will be eligible for a part-time firefighter position (at the discretion of the Fire Chief).

7. **Light Duty**

A member having received medical clearance form their physician may be eligible to a light duty assignment, which shall be approved at the discretion of the Fire Chief and continue while light duty work is available. While an Employee is on light duty, he/she shall work a 40 hour per week assignment, the following shall prevail:

The Employee's hourly rate of pay shall be adjusted for a 40-hour week rather than a 56-hour week equal to that of the Fire Marshall. Leave time shall be taken in 8-hour increments. PTO shall be used with no conversion; time accrual will be at 40-hour rate.

8. **Tier 2 Firefighters:**

The Employer shall contribute 2% of base wages into the employee's MERS 457(b) plan, organized under IRC 457(b). This payment shall only apply to those employees on the Tier 2 pension. The employee shall be required to contribute 2% into this account to participate in this program.

9. **Allowance:**

Increase by \$200.00 annually each.

10. **ALS Response**

The Parties agree to continue to discuss ALS emergency response services. In the event the parties agree they shall enter into a separate Letter of Agreement.

11. **Sick Time**

Sick time shall be earned at a rate of sixteen (16) hours per month.

Employees may accumulate a maximum of 1,456 sick hours. After 1,456 hours of sick leave is accumulated, each employee will receive payment once annually for the amount of sick leave necessary to return the accumulated sick leave to 1,456 hours.

Provided should members of the bargaining unit, upon the date of this agreement have in excess of 1,456 hours. They shall be permitted to sell not more than 100 hours, per contract year to equalize to the level herein referenced.

Upon separation from service, an employee who has 1,456 hours shall be paid unused accumulated sick leave, provided however this amount shall never exceed 100 hours (100).

The rate of payment shall be based upon the regular annual salary of the employee at the time of separation. If an employee is separated upon the termination of a leave of absence, the rate of payment shall be based upon the employee's regular annual salary which he was receiving at the beginning of his leave of absence. Any Sick Leave sold according to the above provisions shall not count towards an employee's Final Average Compensation (FAC).

For forty-hour employees they shall earn at 8 hours a month to a maximum of 2,080.

The Township shall provide a long-term disability program, which shall be provided to bargaining unit members at 60% wage loss available after a member is off for 6 months and shall not exceed 18 months.

Employees on long term sick leave in excess of thirty (30) days shall not earn sick leave and personal time.

Pension credit shall cease to accrue after 12 months.

12. **Article VIII Seniority:**

An employee shall lose seniority for the following reasons:

New: If an employee fails to return to work after two (2) years on Worker's Compensation. (Same as PD).

13. Effective 12.31.21 any member of the bargaining unit who has achieved at least 23 years of service credit and has been approved for a disability retirement from MERS shall be entitled to retirement health care provided they retire by 2.1.22.

[Signature] 11/30/21
By: Date:

[Signature] 11-30-21
By: Date:

[Signature] 11/30/2021
By: Date:

[Signature] 11/30/21
By: Date:

Catherine Deochea 11-30-21
By: Date:

By: Date:



Assessing Department

Memo

To: Township Board
From: Jeanine A Smith
Date: November 19, 2021

Project Name: Hearing and Resolution for SAD

Date of Publication: 11-24-2021 and 12-1-2021
Date of Mailing to Taxpayers: 11-22-2021
Date District Established: 1-19-21

Comments: Attached is a copy of a resolution confirming a special assessment for sewer main on North Hulbert Road. Also attached is the notice mailed to the taxpayers. This special assessment district was approved at the regular January 2020 Board meeting.

If you should have any questions or concerns regarding this information, please contact me at Ext. 117.

**RESOLUTION CONFIRMING SPECIAL ASSESSMENT ROLL FOR
THE SPECIAL ASSESSMENT DISTRICT DESIGNATED
*North Hulbert Sewer Main***

RESOLUTION # 21-043

At the regular meeting of the Township Board of the Charter Township of White Lake, Oakland County, Michigan (the "Township"), held in the Township Annex on the 8th day of December 2021, at 6:00 p.m.

PRESENT:

ABSENT:

The following preamble and resolution were offered by _____ and supported by _____.

- A. **WHEREAS**, The Township Board has determined it is reasonable, necessary and in the interest of the public health, safety and welfare of the inhabitants of the Township to establish a Special Assessment District to finance the payment of expenses, fees and charges related to the construction of approximately 700 feet of sanitary sewer and related appurtenances in North Hubert Avenue north from Elizabeth Lake Road to and including Lot 16 of Carlton Heights Subdivision for pressure sewer and has tentatively designated a Special Assessment District against which costs of the improvement are to be assessed ("The Project"), and;
- B. **WHEREAS**, the Special Assessment District for The Project has been determined by the Township and has been designated as North Hulbert Sewer Main, and;
- C. **WHEREAS**, the Township Board has directed the Township Supervisor to prepare the proposed Special Assessment Roll, and;
- D. **WHEREAS**, the Township Supervisor has prepared the proposed Special Assessment Roll and has filed the proposed Special Assessment Roll with the Township Clerk, and;
- E. **WHEREAS**, the Township Board has scheduled a public hearing on the proposed Special Assessment Roll, and notice of the hearing was properly provided, and;
- F. **WHEREAS**, the Township Board conducted the public hearing on the Special Assessment roll at a regular meeting of the Township Board held on 8th day of December 2021, at 6:00 p.m. at the Township Annex.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. Roll Filed. The Township Board acknowledges that the Township Supervisor has filed the proposed Special Assessment Roll for the North Hulbert Sewer Main (the "Roll") with the Township Clerk, and has certified that the Roll was prepared in accordance with the Township Board's directions and in accordance with the laws of the State of Michigan.
2. Roll Confirmed. In accordance with the provisions of Michigan Public Act 359 of 1947, as amended, and Michigan Public Act 188 of 1954, as amended, and the laws of the State of Michigan, the Township Board hereby confirms the Roll and directs that the assessments made therein shall be collected.
3. Future Installments - Principal. The Township Board determines that each Special Assessment may be paid in ten (10) separate installments. The first installment shall be due on or before December 1, 2022 as part of the Winter Tax Bill. Each subsequent installment shall be due at intervals 12 months from the due date of the first installment as part of the regular Winter Tax Bill.
4. Future Installments - Interest. All unpaid installments shall bear interest, payable annually on each installment's due date, at the rate of five percent (5%) per annum as set by Act 188 of 1954, sec 15, or a greater amount not to exceed nine percent (9%) if Act 188 is amended to allow a higher interest rate. However, if bonds are issued by the Township to finance the Project, (including any repayment to the Township Improvement Revolving Fund for advances made to finance all or part of the Project) then all unpaid installments after issuance of the bonds shall instead bear interest, payable annually on each installment due date, at a rate which is one percent above the average rate of interest borne by such bonds.
5. Ratification of Notice. The form and content of the notice published and mailed to property owners in the Special Assessment District by the Township Clerk with respect to the public hearing held on the 8th day of December, 2021, and all actions of Township officials in scheduling such hearing, are hereby approved, ratified and confirmed.
6. Inconsistent Prior Resolutions. All previously adopted resolutions that are in conflict with this resolution are repealed to the extent of such conflict.
7. Appeals. In order to appeal the amount of any special assessment, affected owners or parties with an interest must protest the proposed assessment. This may be done by appearing in person at the hearing, having an agent appear at the hearing on behalf of an owner or party in interest or by filing a protest by the hearing date, by letter addressed to the Township Clerk, Charter Township of White Lake, 7525 Highland Road, White Lake Township, Michigan 48383. An owner or party having an interest in the real property affected by the special assessment may file a written appeal of the special assessment with the Michigan Tax Tribunal within 30 days after the confirmation of the special assessment roll if that special assessment is protested at the hearing held for the purpose of confirming the special assessment roll, as that time period was extended.

EXHIBIT A

Parcel Number	Amount	Property Address
Y -12-26-101-003	\$ 9,375.00	9 N HULBERT AVE
Y -12-26-101-004	\$ 9,375.00	19 N HULBERT AVE
Y -12-26-101-005	\$ 9,375.00	27 N HULBERT AVE
Y -12-26-101-007	\$ 9,375.00	35 N HULBERT AVE
Y -12-26-101-008	\$ 9,375.00	51 N HULBERT AVE
Y -12-26-101-009	\$ 9,375.00	57 N HULBERT AVE
Y -12-26-101-010	\$ 9,375.00	63 N HULBERT AVE
Y -12-26-101-011	\$ 9,375.00	69 N HULBERT AVE
Y -12-26-101-012	\$ 9,375.00	75 N HULBERT AVE
Y -12-26-101-013	\$ 9,375.00	79 N HULBERT AVE
Y -12-26-101-014	\$ 9,375.00	81 N HULBERT AVE
Y -12-26-101-015	\$ 9,375.00	85 N HULBERT AVE
Y -12-26-101-016	\$ 9,375.00	95 N HULBERT AVE
Y -12-26-103-001	\$ 9,375.00	48 N HULBERT AVE
Y -12-26-103-022	\$ 9,375.00	46 PARKDIKE AVE
Y -12-26-103-025	\$ 9,375.00	83 CROUTTY AVE
Y -12-26-104-002	\$ 9,375.00	90 CROUTTY AVE

CHARTER TOWNSHIP OF WHITE LAKE
7525 Highland Road
White Lake, MI 48383

NOTICE OF PUBLIC HEARING

NOTICE is hereby given that the Township Board of the Charter Township of White Lake, Oakland County, Michigan, will meet on the 8th day of December, 2021, at 6:00 P.M., in the Township Annex, located at 7527 Highland Road, White Lake Township, Michigan 48383, to review the Special Assessment Roll for the North Hulbert Sewer Main, and to receive PUBLIC COMMENTS, if any, regarding the accuracy of their assessment and the total project cost.

North Hulbert Sewer Main

The special assessment district shall consist of the following parcels, located along North Hulbert Avenue and part of Croutty Avenue in the Charter Township of White Lake, Oakland County, Michigan, having the following tax identification numbers:

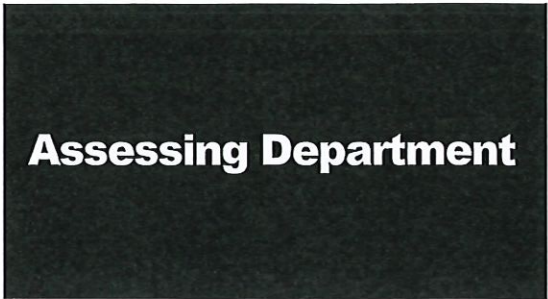
- | | | | | |
|------------------|------------------|------------------|------------------|------------------|
| Y -12-26-101-003 | Y -12-26-101-008 | Y -12-26-101-012 | Y -12-26-101-016 | Y -12-26-104-002 |
| Y -12-26-101-004 | Y -12-26-101-009 | Y -12-26-101-013 | Y -12-26-103-001 | |
| Y -12-26-101-005 | Y -12-26-101-010 | Y -12-26-101-014 | Y -12-26-103-022 | |
| Y -12-26-101-007 | Y -12-26-101-011 | Y -12-26-101-015 | Y -12-26-103-025 | |

Legally described as: T3N, R8E, SEC 26 CARLETON HEIGHTS LOT 16, LOTS 18 THROUGH 30, LOTS 32 THROUGH 35, NORTH HALF OF LOT 45 AND ALL OF LOTS 46 THROUGH 50.

The Special Assessment Roll can be inspected at the office of the Township Clerk at the address listed above. Each parcel will be assessed \$9,375.

In order to appeal the amount of any special assessment, affected owners or parties with an interest must protest the proposed assessment. This may be done attending the meeting scheduled for December 8, 2021 at 6:00 p.m. or in writing by filing a letter of protest before the hearing, addressed to the Township Clerk at 7525 Highland Road, White Lake Township, Michigan 48383. An owner or party having an interest in the real property affected by the special assessment may file a written appeal of the special assessment with the Michigan Tax Tribunal within 30 days after the confirmation of the special assessment roll if the special assessment is protested at the hearing held for the purpose of confirming the special assessment roll. Please direct any questions you may have to Jeanine Smith (248) 698-3300, Ext. 3.

Anthony L Noble, Clerk
White Lake Township



Memo

To: Township Board
From: Jeanine A Smith
Date: November 19, 2021
Re: Project Name: Oak Ridge Park Sewer Main SAD
Hearing and Confirmation on Assessment Roll

Date of Publication: 11-24-21 and 12-1-21

Date of Mailing to Taxpayers: 11-22-2021

Comments: Attached is a copy of a resolution to confirm the assessment roll for a special assessment district for installation of the sanitary sewer main on Hillway Dr. Also attached is the notice mailed to the taxpayers.

If you should have any questions or concerns regarding this information, please contact me at Ext. 117.

**RESOLUTION CONFIRMING SPECIAL ASSESSMENT ROLL FOR
THE SPECIAL ASSESSMENT DISTRICT DESIGNATED
*Oak Ridge Park Sewer Main***

RESOLUTION # 21-044

At the regular meeting of the Township Board of the Charter Township of White Lake, Oakland County, Michigan (the "Township"), held in the Township Annex on the 8th day of December 2021, at 6:00 p.m.

PRESENT:

ABSENT:

The following preamble and resolution were offered by _____ and supported by _____.

- A. **WHEREAS**, The Township Board has determined it is reasonable, necessary and in the interest of the public health, safety and welfare of the inhabitants of the Township to establish a Special Assessment District to finance the payment of expenses, fees and charges related to the construction of approximately 1,900 feet of sanitary sewer and related appurtenances on Hillway Drive and Langfield Avenue for pressure sewer and has tentatively designated a Special Assessment District against which costs of the improvement are to be assessed ("The Project"), and;
- B. **WHEREAS**, the Special Assessment District for The Project has been determined by the Township and has been designated as Oak Ridge Park Sewer Main, and;
- C. **WHEREAS**, the Township Board has directed the Township Supervisor to prepare the proposed Special Assessment Roll, and;
- D. **WHEREAS**, the Township Supervisor has prepared the proposed Special Assessment Roll and has filed the proposed Special Assessment Roll with the Township Clerk, and;
- E. **WHEREAS**, the Township Board has scheduled a public hearing on the proposed Special Assessment Roll, and notice of the hearing was properly provided, and;
- F. **WHEREAS**, the Township Board conducted the public hearing on the Special Assessment roll at a regular meeting of the Township Board held on 8th day of December 2021, at 6:00 p.m. at the Township Annex.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. Roll Filed. The Township Board acknowledges that the Township Supervisor has filed the proposed Special Assessment Roll for the Oak Ridge Park Sewer Main (the "Roll") with the Township Clerk, and has certified that the Roll was prepared in accordance with the Township Board's directions and in accordance with the laws of the State of Michigan.
2. Roll Confirmed. In accordance with the provisions of Michigan Public Act 359 of 1947, as amended, and Michigan Public Act 188 of 1954, as amended, and the laws of the State of Michigan, the Township Board hereby confirms the Roll and directs that the assessments made therein shall be collected.
3. Future Installments - Principal. The Township Board determines that each Special Assessment may be paid in ten (10) separate installments. The first installment shall be due on or before December 1, 2022 as part of the Winter Tax Bill. Each subsequent installment shall be due at intervals 12 months from the due date of the first installment as part of the regular Winter Tax Bill.
4. Future Installments - Interest. All unpaid installments shall bear interest, payable annually on each installment's due date, at the rate of five percent (5%) per annum as set by Act 188 of 1954, sec 15, or a greater amount not to exceed nine percent (9%) if Act 188 is amended to allow a higher interest rate. However, if bonds are issued by the Township to finance the Project, (including any repayment to the Township Improvement Revolving Fund for advances made to finance all or part of the Project) then all unpaid installments after issuance of the bonds shall instead bear interest, payable annually on each installment due date, at a rate which is one percent above the average rate of interest borne by such bonds.
5. Ratification of Notice. The form and content of the notice published and mailed to property owners in the Special Assessment District by the Township Clerk with respect to the public hearing held on the 8th day of December, 2021, and all actions of Township officials in scheduling such hearing, are hereby approved, ratified and confirmed.
6. Inconsistent Prior Resolutions. All previously adopted resolutions that are in conflict with this resolution are repealed to the extent of such conflict.
7. Appeals. In order to appeal the amount of any special assessment, affected owners or parties with an interest must protest the proposed assessment. This may be done by appearing in person at the hearing, having an agent appear at the hearing on behalf of an owner or party in interest or by filing a protest by the hearing date, by letter addressed to the Township Clerk, Charter Township of White Lake, 7525 Highland Road, White Lake Township, Michigan 48383. An owner or party having an interest in the real property affected by the special assessment may file a written appeal of the special assessment with the Michigan Tax Tribunal within 30 days after the confirmation of the special assessment roll if that special assessment is protested at the hearing held for the purpose of confirming the special assessment roll, as that time period was extended.

EXHIBIT A

Parcel Number	Amount	Property Address
Y-12-34-351-008	7,250.33	10994 HILLWAY DR
Y-12-34-351-009	7,250.33	10974 HILLWAY DR
Y-12-34-351-010	7,250.33	10964 HILLWAY DR
Y-12-34-351-011	7,250.33	
Y-12-34-351-012	7,250.33	10944 HILLWAY DR
Y-12-34-351-013	7,250.33	10934 HILLWAY DR
Y-12-34-351-014	7,250.33	10924 HILLWAY DR
Y-12-34-351-015	7,250.33	10918 HILLWAY DR
Y-12-34-352-001	7,250.33	
Y-12-34-352-002	7,250.33	10900 HILLWAY DR
Y-12-34-352-003	7,250.33	10890 HILLWAY DR
Y-12-34-352-006	7,250.33	10870 HILLWAY DR
Y-12-34-352-009	7,250.33	10850 HILLWAY DR
Y-12-34-352-010	7,250.33	10844 HILLWAY DR
Y-12-34-352-011	7,250.33	10840 HILLWAY DR
Y-12-34-352-012	7,250.33	10834 HILLWAY DR
Y-12-34-352-013	7,250.33	10830 HILLWAY DR
Y-12-34-352-014	7,250.33	10818 HILLWAY DR
Y-12-34-352-027	7,250.33	10860 HILLWAY DR
Y-12-34-352-031	7,250.33	10815 HILLWAY DR
Y-12-34-352-032	7,250.33	1499 HILLWAY DR
Y-12-34-353-002	7,250.33	10959 HILLWAY DR
Y-12-34-353-003	7,250.33	10953 HILLWAY DR
Y-12-34-353-004	7,250.33	10945 HILLWAY DR
Y-12-34-353-005	7,250.33	1444 LANGFIELD AVE
Y-12-34-353-011	7,250.33	1468 LANGFIELD AVE
Y-12-34-353-015	7,250.33	1391 SUGDEN LAKE RD
Y-12-34-353-018	7,250.33	1452 LANGFIELD AVE
Y-12-34-354-003	7,250.33	10897 HILLWAY DR
Y-12-34-354-005	7,250.33	1465 LANGFIELD AVE
Y-12-34-354-019	7,250.33	
Y-12-34-354-020	7,250.33	10911 HILLWAY DR
Y-12-34-354-022	7,250.33	1475 LANGFIELD AVE
Y-12-34-354-023	7,250.33	1485 LANGFIELD AVE
Y-12-34-355-005	7,250.33	10825 HILLWAY DR
Y-12-34-355-006	7,250.33	10810 HILLWAY DR
Y-12-34-355-007	7,250.33	1470 HILLWAY DR
Y-12-34-355-011	7,250.33	1480 HILLWAY DR

CHARTER TOWNSHIP OF WHITE LAKE

7525 Highland Road
White Lake, MI 48383

NOTICE OF PUBLIC HEARING

NOTICE is hereby given that the Township Board of the Charter Township of White Lake, Oakland County, Michigan, will meet on the 8th day of December, 2021, at 6:00 P.M., in the Township Annex, located at 7527 Highland Road, White Lake Township, Michigan 48383, to review the Special Assessment Roll for the North Hulbert Sewer Main, and to receive PUBLIC COMMENTS, if any, regarding the accuracy of their assessment and the total project cost.

Oak Ridge Park Sewer Main

The special assessment district shall consist of the following parcels, located along Hillway Drive and Langfield Avenue in the Charter Township of White Lake, Oakland County, Michigan, having the following tax identification numbers:

12-34-351-008	12-34-352-001	12-34-352-013	12-34-353-005	12-34-354-022
12-34-351-009	12-34-352-002	12-34-352-014	12-34-353-011	12-34-354-023
12-34-351-010	12-34-352-003	12-34-352-027	12-34-353-015	12-34-355-005
12-34-351-011	12-34-352-006	12-34-352-031	12-34-353-018	12-34-355-006
12-34-351-012	12-34-352-009	12-34-352-032	12-34-354-003	12-34-355-007
12-34-351-013	12-34-352-010	12-34-353-002	12-34-354-005	12-34-355-011
12-34-351-014	12-34-352-011	12-34-353-003	12-34-354-019	
12-34-351-015	12-34-352-012	12-34-353-004	12-34-354-020	

Legally described as: T3N, R8E, SEC 34 OAK RIDGE PARK LOTS 8 THROUGH 19 & LOTS 22 THROUGH 32, VACATED POPLAR STREET, AND ALSO PART OF SW 1/4 DESC AS BEG AT SE COR OF SD LOT 31, TH N 01-27-55 E 80.29 FT, TH S 88-31-00 E 161.82 FT, TH S 54-30-21 W 75.02 FT, TH S 26-27-30 W 201.93 FT, TH S 89-25-00 W 14.37 FT, TH N 00-36-45 E 148.42 FT TO BEG

The Special Assessment Roll can be inspected at the office of the Township Clerk at the address listed above. The amount per parcel of the assessment will be \$7,250.33

In order to appeal the amount of any special assessment, affected owners or parties with an interest must protest the proposed assessment. This may be done attending the meeting scheduled for December 8, 2021 at 6:00 p.m. or in writing by filing a letter of protest before the hearing, addressed to the Township Clerk at 7525 Highland Road, White Lake Township, Michigan 48383. An owner or party having an interest in the real property affected by the special assessment may file a written appeal of the special assessment with the Michigan Tax Tribunal within 30 days after the confirmation of the special assessment roll if the special assessment is protested at the hearing held for the purpose of confirming the special assessment roll. Please direct any questions you may have to Jeanine Smith (248) 698-3300, Ext. 3.

Anthony L Noble, Clerk
White Lake Township

**CHARTER TOWNSHIP OF WHITE LAKE
ORDINANCE NO. 129
FEE ORDINANCE**

AN ORDINANCE TO AMEND THE FEE ORDINANCE IN ITS ENTIRETY TO SET FORTH THE VARIOUS FEES CHARGED, SECURITY REQUIRED AND FINES ASSESSED UNDER TOWNSHIP ORDINANCES AND TO REPEAL CONFLICTING ORDINANCES.

Ordinance No. 129, the Fee Ordinance of the Township of White Lake is hereby amended in its entirety to read as follows:

THE CHARTER TOWNSHIP OF WHITE LAKE ordains:

SECTION 1 – NAME

This Ordinance shall be known as the White Lake Township Fee Ordinance.

SECTION 2 – PURPOSE

This Ordinance is intended to set forth the various fees charged, security required and fines assessed under Township Ordinances.

SECTION 3 – ADOPTION

The Township Board adopts the following fees for permits, applications, registrations, licenses, administrative costs and services provided by the Township, bonds or other security required by Township Ordinances.

SECTION 4 – [RESERVED]

SECTION 5 – WATER SYSTEM (CHAPTER 38; ARTICLE II CODE OF ORDINANCE):

A. Water Rate:

<u>Meter Size</u>	<u>Allowed Consumption*</u>	<u>Minimum Quarterly Charge</u>
1.00 inch (or smaller)	1,100 cubic feet	\$ 51.92
1.50 inch	1,100 cubic feet	\$ 58.34
2.00 inch	2,000 cubic feet	\$ 99.13
3.00 inch	2,000 cubic feet	\$131.34
4.00 inch	2,000 cubic feet	\$201.08
6.00 inch	4,000 cubic feet	\$324.50

*Should more water be consumed by any premise in a quarter beyond which is allowed, as specified above, then an additional water commodity charge in the amount of ~~\$2.05~~^{1.81} per one hundred cubic feet shall be due. The additional water commodity charge described in this section shall increase 5% per year, commencing on October 1, 2021.

**The minimum quarterly charge, as specified above, shall increase 5% per year, commencing on October 1, 2022.

B. Fees:

- a. Tapping Fee Cost, plus ~~20%~~10% administrative fee
- b. New Water Service Permit and Inspection\$75.00
- c. Re-inspection Fee (i.e. not ready)\$50.00
- d. Lawn Sprinkler Permit and Inspection\$50.00
- ~~e.~~ e. Water Meter Test Fee..... ~~\$50.00~~Cost, plus 10% administrative fee
- ~~e.f.~~ e.f. New Residential Construction Water Use Fee.....\$104.00
- ~~f.g.~~ f.g. Fire Hydrant Minimum Usage up to 1100 c. f.....\$150.00
 plus..... \$500.00 deposit
 for ea. 100 cubic feet thereafter, current rates apply per Section 5A
 i.e., 2021-\$2.05, 2022-\$2.15 for each 100 cubic feet thereafter
- ~~g.h.~~ g.h. (Non-repair) Turn off/on Charge (each) Mon. to Fri. 9a.m. to 5p.m.....\$25.00
 After normal business hours60.00
- ~~h.i.~~ h.i. Meter Installation\$75.00
- ~~i.j.~~ i.j. All other meter charges cost plus ~~20%~~10% administrative fee

C. Fire Line Connection Fees:

- a. ~~2.00 Inch Line Size~~ (quarterly) ~~\$100.00~~
- b. ~~3.00 Inch Line Size~~ (quarterly) ~~\$100.00~~
- c. ~~4.00 Inch Line Size~~ (quarterly) ~~\$150.00~~
- d. ~~6.00 Inch Line Size~~ (quarterly) ~~\$200.00~~
- e. ~~8.00 Inch Line Size~~ (quarterly) ~~\$300.00~~

D. Water Connection Charges:

Meter Size Meter Ratio ~~Direct~~ Capital Connection Fee ~~Charge~~ / Indirect
Connection Charge Lateral Benefit Fee

1.00 inch (or smaller)	1.00	\$4,550.00 <u>2,275.00</u>	\$ 2,275.00
1.50 inch	1.146	\$5,214.30 <u>2,607.15</u>	\$ 2,607.15
2.00 inch	2.073	\$9,432.15 <u>4,716.08</u>	\$ 4,716.08
3.00 inch	2.805	\$12,762.75 <u>6,381.38</u>	\$ 6,381.38
4.00 inch	4.390	\$19,974.50 <u>9,987.25</u>	\$ 9,987.25
6.00 inch	7.195	\$32,737.25 <u>16,368.63</u>	\$16,368.63

~~"Indirect Connection Charge". This applies where the new customer must provide for distribution lines with a connection of these lines to the existing Township Water System.~~

~~"Direct Connection Charge". This applies where the new customer has immediate access to the Township Water System.~~

- E. Cross Connection Control Fees:
 - a. Re-inspection due to violation cost plus 20%
- F. Delinquent charges for water services (~~percentage of delinquent amount for 6 months or more~~) 10%
 (~~of the delinquent 6 months or more amount~~)
- G. Professional Service Fees
 - a. Fee for Township Attorney review of documents for water main acceptance (~~First Review~~) \$250.00~~for first review~~
 (Attorney standard hourly rate for each review thereafter)-
 - b. ~~Fee for~~ Township Attorney ~~for~~ ~~ee~~ additional work/agreements attorney standard hourly rate

SECTION 7 – [RESERVED]

SECTION 8 – PUBLIC SHOWS AND EXHIBITIONS (CHAPTER 6; ARTICLE II CODE OF ORDINANCE)

- A. Application for License.....\$25.00
- B. Community Development Department Inspection Fee
 as determined by the Special Event Committee
- C. Police Department Inspection Fee..... as determined by the Special Event Committee
- D. Fire Department Inspection Fee as determined by the Special Event Committee

SECTION 9 – FIREWORKS (CHAPTER 18; ARTICLE III CODE OF ORDINANCE)

- A. Fee.....see Section 26, below

SECTION 10 – CEMETERIES (CHAPTER 10 CODE OF ORDINANCE)

- A. Lot Purchase Fee
 - a. Resident.....\$600.00
 - b. Non-Resident\$1,000.00
- B. Burial Fee (opening and closing of gravesite)
 - a. Adult\$ ~~950.00~~1,000.00
 - b. Youth (up to 4’)\$ ~~475.00~~500.00
 - c. Baby\$250.00
 - d. Sunday Burial 2 times regular fee
 - e. Holiday Burial*3 times regular fee
 - f. Any Burial after 3 p.m. Monday - Fridayadditional \$150.00
 - g. Saturday Burialadditional \$150.00
 - h. Disinterment Fee1.5 times burial fee
- C. Foundations for monuments
 - a. Non-Government Monument 0.75 square inch
 (\$250.00 minimum)

Amended 9/16/18; Adopted 10/16/18; Published 10/24/18; Effective 10/31/18. Amended Sec. 5, 17, 30, 8/20/19; Adopted 9/17/19; Published 10/2/19; Effective 10/9/19. Amended 2/18/20; Adopted 4/21/20; Effective 5/20/2020. Amended 7/21/20; Adopted 8/17/20; Published 9/2/20; Effective 9/9/20. Adopted 3/16/21; Published 4/8/21; Effective 4/15/21. *Adopted 05/18/21; Published 05/26/21; Effective 06/02/21.*

- Foundations must extend 2” around monument
- Monument request available at place of purchase
- Must be submitted for Township Sexton approval

- b. Flush Setting of Granite \$.45 square inch
(\$150.00 minimum)
- c. Bronze Marker on Concrete \$.60 square inch
(\$250.00 minimum)
- d. Government Monument / Military Marker\$250.00
- e. Corner Markers (set of 4).....\$200.00

D. Cremations

- a. Weekday Cremations.....\$ ~~475.00~~500.00
- b. Saturday Cremations..... (current fee plus) additional \$150.00
- c. Sunday Burial..... 2 times regular fee
- d. Holiday Burial*.....3 times regular fee
- e. More than (1) Cremation Burialadditional \$75.00
- E. Appeals before Township Board\$50.00
- F. Disinterment Permit Fee\$250.00
- G. Veterans Memorial Brick Pavers\$35.00

SECTION 11 – GRADING AND SURFACE DRAINAGE (CHAPTER 14; ARTICLE IV CODE OF ORDINANCE)

- A. Site Inspection Fee.....\$50.00

SECTION 12 – SOLICITATION (CHAPTER 32; CODE OF ORDINANCE)

- A. Solicitation Application Fee\$50.00
- B. Investigation Fee for Each Individual.....\$10.00

SECTION 13 – PLATTED LOT PARTITION(CHAPTER 20; ARTICLE IV CODE OF ORDINANCE)

- A. Lot Partition Requests\$50.00
(plus 10% administrative fee)
- B. Legal Description fee \$25.00 each
(plus 10% administrative fee)

SECTION 14 – MECHANICAL AMUSEMENT DEVICE (CHAPTER 6; ARTICLE III CODE OF ORDINANCE)

- A. Annual Operator License Fee (1st 50 devices)\$500.00
 - a. Second Annual Operator License Fee (for each additional 25 devices over 50, or fraction thereof).....\$250.00
 - b. Annual Proprietor License Fee\$20.00
- B. Building Department Permit, Fee & Report\$500.00

Amended 9/16/18; Adopted 10/16/18; Published 10/24/18; Effective 10/31/18. Amended Sec. 5, 17, 30, 8/20/19; Adopted 9/17/19; Published 10/2/19; Effective 10/9/19. Amended 2/18/20; Adopted 4/21/20; Effective 5/20/2020. Amended 7/21/20; Adopted 8/17/20; Published 9/2/20; Effective 9/9/20. Adopted 3/16/21; Published 4/8/21; Effective 4/15/21. Adopted 05/18/21; Published 05/26/21; Effective 06/02/21.

SECTION 15 – EXCAVATIONS AND EXTRACTIONS (CHAPTER 14; ARTICLE II CODE OF ORDINANCE)

- A. Building Department Plan Review/Permit Fee.....\$500.00 per year
- B. Planning Commission Plan Review (all types)..... \$750.00 (plus \$50 per acre)
- C. Engineering Plan Review (up to 10 acres).... (plus \$60 per acre over 10 acres) \$600.00
- D. Site Restoration Bond (per acre).....\$5000.00
- E. Attorney Plan Review (all types).....\$500.00, if applicable
- F. Environmental Specialist Plan Review (verification/permit issuance)\$750.00
- G. Public Hearing Fee\$200.00
- H. Administrative Fee 25% of all consultant fees

SECTION 16 – CONSTRUCTION CODE (CHAPTER 8; ARTICLES II, III, IV, VII CODE OF ORDINANCE)

- A. Building Permit
 - a. Residential Building Permit (first thousand).....\$200.00
(plus \$6.00 for each additional thousand)
 - b. Residential Additions, Remodels and accessory structures\$100.00
(plus \$6.00 for each additional thousand)
 - c. Minor Residential Renovations Permit for Barrier Free Accessibility Features and Community Development Block Grant
Less than \$5,000.00.....\$50.00
 - d. Commercial Building Permit per attachment “A”
 - e. Commercial Additions and Remodels (first thousand)\$300.00
(plus \$8.00 for each additional thousand)
 - f. Re-Inspection.....\$50.00
 - g. Fence Permit.....\$50.00
 - h. Swimming Pool/Spa/etc.\$200.00
 - i. Sign Permit.....\$100.00
 - j. Roof Permits-Residential.....\$150.00
 - k. Roof Permits-Commercial:
 - \$1 to \$10,000 (plus \$8 per \$1,000 over \$2,000).....\$150.00
 - \$10,001 to \$100,000 (plus \$3 per \$1,000 over \$10,000).....\$165.00
 - \$100,001 to \$500,000 (plus \$2 per \$1000 over \$100,000).....\$435.00
 - \$500,001 + (plus \$3 per \$1,000 over \$500,000).....\$1,235.00
- B. Building Inspection Fee
 - a. Fire Inspection Reports\$100.00
 - b. Mobile Home Inspection (per permit)\$100.00
 - c. Change of Occupancy or New Use Inspection\$200.00
 - d. Liquor License Inspection.....\$100.00
- C. Realty Inspection (FHA & VA include)
 - a. Residential Building Only.....\$300.00
 - b. Commercial Building Only.....\$500.00

- ~~c. Real Estate Residential Electrical Plumbing Heating\$60.00 per hour~~
- ~~d. Real Estate Commercial Electrical Plumbing Heating\$100.00 per hour~~

C.D. Permit Renewals

- a. Renewed by Expiration Date 100% New
- b. Renewed After Expiration Date.....\$100.00 plus current fee
(pro-rated on number of inspections left to be completed)

D.E. Demolition Fee

- a. Residential (New) \$200.00
- b. Commercial.....\$500.00

E.F. Temporary C of O

- a. Transfer of Permit\$100.00
- b. Temporary Trailer (per month).....\$50.00
- c. Moving Buildings (Plus New Permit Fee)\$200.00
- d. Temporary Sign/Temporary Use\$250.00

~~G. Smoke Detector Inspection Fee\$50.00~~

F.H. License Registration

- a. Residential Contractor\$20.00
- b. Mechanical Contractor.....\$15.00
- c. Electrical Contractor\$20.00
- d. Plumbing Contractor.....\$1.00

G. Plan Reviews

- a. Residential Plan Review Fees **Please refer to michigan.gov (Bureau of Construction Codes Permit and Inspection Fee Schedule – values to be figured at \$80.00 per sq. ft., except deck values based on \$20.00 per sq. ft., accessory structures based on \$40.00 per sq. ft.**
 - \$0.00-\$50,000 in value (New).....\$50.00
 - \$50,001- ~~\$750,000~~ \$1,000,000 in value (New).....\$100.00
- ~~\$750,001 to \$1,000,000~~
- b. Commercial Plan Review Fees per attachment “A”
- c. Grade and Plot Plan.....\$350.00

H. Mechanical Fees for Detached Single Family Dwelling

- a. Application Fee (Applies to all Permits)\$50.00
- b. Furnace/heat pump (per unit)\$100.00
- c. Air conditioning (per unit)\$50.00
- d. Fireplaces\$50.00
- e. Other fuel burning equipment (includes solar)\$50.00
- f. Duct work (includes make-up air)\$25.00
- g. Exhaust fan (bath and kitchen)\$20.00
- h. Flu or vent dampers\$10.00
- i. LPG & fuel oil tanks\$25.00
- j. Gas piping (per outlet)\$25.00
- k. Chimney\$25.00
- l. Inspection (hourly rate)\$50.00

m. Miscellaneous items not listed	\$25.00
n. Real Estate inspection	\$100.00
I. Mechanical Fees for Commercial, Industrial and Other Multiple Residential	
a. Application Fee (Applies to all Permits)	\$50.00
b. Furnace/heat pump (per unit)	\$100.00
c. Air conditioning (per unit)	\$50.00
d. Fireplaces	\$50.00
e. Other fuel burning equipment (includes solar)	\$50.00
f. Fuel/vent dampers	\$10.00
g. Chimneys	\$25.00
h. Gas piping (per outlet)	\$25.00
i. Refrigeration (per unit)	\$50.00
j. Evaporator coils (per unit)	\$50.00
k. Exhaust fans (bath, kitchen, dryer or similar)	\$25.00
l. Fire suppression piping	\$100.00
	(plus \$25.00 every 3000 ft. of piping)
m. Cooling towers (per unit)	\$50.00
n. Compressor (per unit)	\$50.00
o. Air handlers, self-contained ventilation and exhaust	\$50.00
p. Sprinkler heads for fire suppression (per head)	\$5.00
q. Pumps	\$25.00
r. Ducts	\$100.00 (plus \$25.00 for every \$5,000.00 of value)
s. Incinerators (per unit)	\$100.00
t. Crematories (per unit)	\$100.00
u. Tanks	\$25.00
v. Humidifier	\$25.00
w. Roof top units (each, up to 10 units)	\$100.00
	(plus \$50.00 each additional unit)
x. Inspection (per hour)	\$50.00
y. Re-Inspection Fee	\$50.00
z. Realty Inspections (FHA & VA included)	\$100.00 per hour
aa. Plan review (per hour)	\$60 ^{\$30} .00
	(or 25% of building permit fee)
bb. Miscellaneous items not listed	prices closest to comparable item
J. Electrical	
a. Application Fee (Applies to all Permits)	\$50.00
b. Circuits (each)	\$10.00
c. Lighting Fixtures (per 25)	\$10.00
d. Service (and car chargers and interruptible A/C, etc)	\$50.00
e. Power outlets (including range, dryer, etc. 220v)	\$10.00
f. Dishwasher, garbage disposal and range hood	\$10.00
g. Ceiling & attic fans, and smoke detectors (110v)	\$10.00
h. Furnace unit connection	\$10.00
i. Electrical heating units (baseboard)	\$10.00
j. Signs (per circuit)	\$10.00
k. Sub-panel feeders & disconnects (plus \$5 each additional circuit)	\$10.00

l. Recreational Vehicle Park Site	\$25.00
1. KVA & HP	\$25.00
m. Motors (each)	\$15.00
n. Swimming Pools (Flat Fees)	
i. In-ground (1 inspection/2 circuits max.)	\$50.00
ii. Above-ground & spa (1-inspection, 1-circuit max)	\$50.00
iii. Alterations to existing service	\$50.00
o. Fire Alarms	
i. Up to 10 stations and horns	\$50.00
ii. 11 to 20 stations and horns	\$100.00
iii. 21 & over stations and horns	\$5.00 each
p. Self Service fuel pumps or dispensing units	
i. Installation of systems	\$80.00
ii. Each nozzle (Replacement nozzle's only)	\$11.00 each
q. Underground trenching – buss ducts (includes feeders, mains under floor, raceways, headers for cellular floors, etc.)	
i. up to 100 feet	\$40.00
ii. each additional 100 feet	\$20.00
r. Inspections, hourly rate	\$50.00
s. Re-inspection fee (after 2-rough & 2-finals)	\$50.00
(including locked/not ready)	
t. Fair & Carnival inspections	\$50.00
(includes road shows, displays and special events)	
u. Generators/Transformers	\$50.00
v. Temporary Lighting (per location)	\$50.00
w. All equipment and devices not specifically listed	\$25.00 each
x. Plan review	\$60.00 per hour or 25% of building fee
y. Grinder Pump	\$50.00
z. Low voltage connection parts	each \$3.00
K. Plumbing	
a. Application Fee (Applies to all Permits)	\$50.00
b. Fixtures	\$6.00
c. Water Heater (plus base fee)	\$50.00
d. Water Distribution	\$25.00
e. Septic Connection	\$50.00
f. Sewer Connection	\$50.00
g. Drains and Pumps	
i. Floor Drains	\$5 10.00
ii. Subsoil drains or weeper (includes ceiling drains)	\$5 10.00
iii. Laundry lift pump	\$5 10.00
iv. Sewage lift pump	\$5 10.50
v. Reduced pressure zone backflow preventer	\$5 10.00
vi. Sprinkler Heads	\$5 10.00
h. Water Connected Appliances, Equipment and Devices	
i. Automatic Washer	\$5 10.00

ii. Water Softener	\$ 5 10.00
iii. Disposal.....	\$ 5 10.00
iv. Dishwasher.....	\$ 5 10.00
v. Utility Holes and Catch Basins	\$ 5 10.00
i. Laboratory, Hospital, Clinic Fixtures, Equipment and Devices	
i. Water Connected Sterilizer	\$10.00
ii. Water Connected Dental Chair	\$10.00
iii. Autopsy Table	\$10.00
iv. Fixtures, equipment and devices not specifically listed (each)	\$10.00
v. Inspections (per hour).....	\$50.00
vi. Re-Inspection Fee.....	\$50.00
vi. Realty inspections (FHA & VA included).....	\$100.00 per hour
vii. Plan reviews (per hour or 25% of building fee)	\$ 30 60.00
L. Fire Department Inspection Fees	
a. Certificate of Occupancy Inspections and Re-inspections	\$178.00
b. Plan Review (construction, private road, other)	\$178.00
M. Rental Property Regulations	
a. Nonrefundable Application Fee	\$50.00
b. Registration/Certification Fee (one and two family dwelling)	
every four (4) years	\$150.00
or per operating year	\$37.50
c. Registration/Certification fee (multi-family)	
per-building, every two (2) years.....	\$478.00
or per-building, per operating year	\$239.00
N. Construction Board of Appeals (Plus Cost).....	\$150.00

SECTION 17 –MASSAGE REGULATIONS (CHAPTER 24 CODE OF ORDINANCE)

A. Massage License Initial.....	\$250.00
B. Massage License Annual Renewal.....	\$100.00
C. Investigation Fee for Each Massage Therapist	\$100.00

SECTION 18 –ALCOHOLIC LIQUORS (CHAPTER 4 CODE OF ORDINANCE)

A. Police Department	
a. Application Fee	\$550.00
b. New Permit Ancillary to Liquor License	\$300.00
c. Special Permit Fee	\$250.00
B. Fire Department	
a. Inspection and re-inspection	\$178.00
C. Building Department	
a. Inspection Fee	\$100.00

SECTION 19 –PAWNBROKER (CHAPTER 30; ARTICLE II CODE OF ORDINANCE)

- A. Pawnbroker License Initial\$250.00
- B. Pawnbroker License Annual Renewal\$100.00

SECTION 20 –PRECIOUS METAL AND GEM DEALERS (CHAPTER 30; ARTICLE III CODE OF ORDINANCE)

- A. Precious Metal License (Initial).....\$50.00
- B. Precious Metal License Annual Renewal\$ 50.00

SECTION 21 –WETLANDS (CHAPTER 14; ARTICLE V CODE OF ORDINANCE)

- A. Wetland affidavit.....\$75.00
- B. Wetland verification and review (2-5 acres of wetlands on site).....\$350.00
- C. Each additional acre over 5 acres of wetland.....\$50.00
- D. Planning Commission meeting attendance\$175.00
- E. Preliminary wetland impact review/application (per development).....\$750.00
(includes first review and re-submittal)
- F. Final/Construction plan wetland impact review/permit issuance\$750.00
(includes first review and re-submittal)
- G. Woodland/Resource inventory (first acre).....\$100.00
(plus \$25.00 for each additional acre)

SECTION 22 –SEWER SYSTEM (CHAPTER 38; ARTICLES III, IV, V CODE OF ORDINANCE)

- A. Plumbing Permit\$50.00
- B. Grinder pump design, (residential) engineering fee.....\$550.00
- C. Grinder pump design, (commercial) engineering fee.....\$660.00
- D. Grinder pump inspection, (residential or commercial) engineering fee\$330.00
- E. Capital Connection Charge (See table below)

<u>Type of Charge</u>	<u>Collected by</u>	<u>Recipient</u>	<u>Amount</u>
S. Commerce Waste Water Treatment Facility Capital Charge (not connected to public water supply)	Charter Township of White Lake	Charter Township of Commerce	\$2,142.00 per residential equivalent unit, provided that the minimum charge shall be \$4,896.00 regardless of the number of residential equivalent units assigned. Alternatively, users may request that Commerce Township calculate the appropriate meter size for the facility or use intended using the American Water Works Association standard for sizing: "AWWA M22 Sizing Water Service Lines and Meters" and apply the charges shown on the chart below.

Amended 9/16/18; Adopted 10/16/18; Published 10/24/18; Effective 10/31/18. Amended Sec. 5, 17, 30, 8/20/19; Adopted 9/17/19; Published 10/2/19; Effective 10/9/19. Amended 2/18/20; Adopted 4/21/20; Effective 5/20/2020. Amended 7/21/20; Adopted 8/17/20; Published 9/2/20; Effective 9/9/20. Adopted 3/16/21; Published 4/8/21; Effective 4/15/21. *Adopted 05/18/21; Published 05/26/21; Effective 06/02/21.*

S. Commerce Waste Water Treatment Facility Capital Charge (connected to public water supply)	Charter Township of White Lake	Charter Township of Commerce	Meter Size	Amount
			1 inch or less	\$4,896.00
			1.5 inches	\$11,785.00
			2.0 inches	\$15,278.00
			3.0 inches	\$58,653.00
			4.0 inches	\$77,142.00
			6.0 inches	\$147,013.00
			8.0 inches	\$313,344.00
			10.0 inches	\$489,600.00
12.0 inches	\$705,024.00			
Capital Fee for the Eastern District Sanitary Sewer Extension Project	Charter Township of White Lake	Charter Township of White Lake	\$2,100.00 per Residential Equivalent Unit	
Lateral Benefit Fee for the Eastern District Sanitary Sewer Extension Project	Charter Township of White Lake	Charter Township of White Lake	\$2,100.00 per Residential Equivalent Unit	
Capital Fee for the S. Bogie Lake Sanitary Sewer Extension Project	Charter Township of White Lake	Charter Township of White Lake	\$2,888.00 per Residential Equivalent Unit	
Lateral Benefit Fee for the S. Bogie Lake Sanitary Sewer Extension Project	Charter Township of White Lake	Charter Township of White Lake	\$2,888.00 per Residential Equivalent Unit	
Debt Service Fee	Oakland County Water Resources Commissioner	Charter Township of White Lake	\$18.00 per quarter per residential Equivalent Unit	
Usage Charge per Residential Equivalent Unit (connected to public water supply)	Oakland County Water Resources Commissioner	Oakland County Water Resources Commissioner	\$81.25 86.86 beginning with 2022 1 1 st quarter usage	
			\$84.25 92.85 beginning with 2022-2023 1 st quarter usage	
			\$99.26 beginning with 2024 1 st quarter usage	
			\$106.10 beginning with 2024 1 st quarter usage	

Usage Charge per Residential Equivalent Unit (not connected to public water supply)	Oakland County Water Resources Commissioner	Oakland County Water Resources Commissioner	\$142.94 <u>152.80</u> beginning with 2021 <u>2022</u> 1st quarter usage
			\$163.35 <u>146.52</u> beginning with 2022 <u>2023</u> 1st quarter usage
			\$174.62 beginning with 2024 <u>2024</u> 1 st quarter usage
			\$186.67 beginning with 2025 <u>2025</u> 1 st quarter usage
Usage Charge Per 100 CCF (connected to public water supply) - Commodity Charge	Oakland County Water Resources Commissioner	Oakland County Water Resources Commissioner	\$3.58 <u>3.5</u> beginning with 2022 <u>2021</u> 1st quarter usage
			\$3.35 <u>3.83</u> beginning with 2022 <u>2023</u> 1 st quarter usage
Industrial Pre-Treatment Program (IPP) for all uses other than residential, churches, schools, and government buildings	Oakland County Water Resources Commissioner	Oakland County Water Resources Commissioner	\$5.28 per quarter per Residential Equivalent Unit
Sanitary Sewer Fee	Oakland County Water Resources Commissioner	Charter Township of White Lake	\$1028 <u>40.50</u> 00 per quarter per Residential Equivalent Unit
Township Sanitary Sewer Administration Fee	Oakland County Water Resources Commissioner	Charter Township of White Lake	\$12.50 per quarter per Residential Equivalent Unit

- F. Grinder Pump Replacement Cost(plus 5% administration fee and cost of shipping)
- G. Grinder Pump Easement Agreement engineering fee.....\$100.00
- H. Professional Service Fees
 - a. Fee for Township Attorney for review of documents for sanitary sewer extension acceptance\$250.00 each for first review
.....attorney standard hourly rate for each review thereafter
 - b. Fee for Township Attorney for additional work agreements.....
.....attorney standard hourly rate
 - c. Fee for Township Engineer for review of documents for sanitary sewer extension acceptance\$250.00 for first review
.....\$100.00 for each review thereafter

SECTION 23 –SUBDIVISION REGULATIONS (CHAPTER 20; ARTICLE III CODE OF ORDINANCE)

A. Site Restoration Bond (per acre) \$5000.00

SECTION 24 –SOIL EROSION AND SEDIMENTATION CONTROL (CHAPTER 14; ARTICLE III CODE OF ORDINANCE)

I. Residential

- a. Environmental site evaluation/plan review.....\$50.00
- b. Permit application fee (includes plan reviews/inspection fees)\$350.00
- c. Annual permit renewal.....\$250.00

b. Commercial

- a. Plan review
 - Acreage\$50.00 per acre
 (and each fractional acre thereof with a \$250.00 minimum)
 - Stream, Wetland, Watercourse Crossing \$100.00 per crossing
- b. Inspection.....\$350.00
 - Acreage\$200.00 per acre
 (and each fractional acre thereof with a \$500.00 minimum)
 - Stream, Wetland, Watercourse Crossing \$250.00 per crossing
- c. Annual permit renewal..... 15% of SESC Permit Fee–
- c. In House Review Fee administrative fee applicable

SECTION 25 –METRO ACT ORDINANCE (CHAPTER 34; ARTICLE II CODE OF ORDINANCE)

- A. Permit Fee (one time only)\$500.00

SECTION 26 –FIRE PREVENTION AND PROTECTION ORDINANCE (CHAPTER 18; ARTICLE III CODE OF ORDINANCE)

A. Permits

- a. Fireworks Display Permit\$555.00
- b. Explosives\$178.00
- c. Pyrotechnics / Special Effects.....\$555.00
- d. Temporary Membrane Structures and Tents (Assembly Occupancy)\$178.00
- e. Prescribed Burns\$178.00

B. Inspections

- a. Liquor License\$178.00
- b. New Business.....\$178.00
- c. Special Amusement Building\$178.00
- d. Permit Required Inspections (as noted above)
- e. Plan Review\$178.00

SECTION 27 –LAND DIVISIONS (CHAPTER 20; ARTICLE II CODE OF ORDINANCE)

- A. Land Division Application Fee\$50.00
 (plus 10% administrative fee)
- B. Legal Description fee \$25.00 each
 (plus 10% administrative fee)

SECTION 28 – SUPERVISOR’S OFFICE

A. FOIA Requests pursuant to statute

SECTION 29 – CLERK’S OFFICE

A. Election costs

- a. ~~List Disk~~ of registered voters (on digital media) (approx. cost each).....\$~~35~~10.00
- b. ~~Address sheet~~ Miscellaneous Copies per page (no charge until \$5.00 or more)\$~~0.25~~10
- c. ~~Sheet of address l~~Labels per sheet \$ ~~0.90~~1.00
- d. ~~Single address label~~.....\$ ~~0.03~~0.03

SECTION 30 – TREASURER’S OFFICE

A. Maps/Photographs/Copies

- a. Township Map\$ 5.00
- b. Zoning Map.....\$ 5.00
- c. ~~Wetlands Map~~.....\$ ~~2.00~~
- d. ~~Area Lakes Map~~.....\$ ~~1.00~~
- e. ~~Plat Maps~~.....\$ ~~1.00~~
- ~~Aerial Photograph~~.....\$ ~~5.00~~
- ~~Survey Map~~.....\$ ~~2.00~~
- c. 8x14 and 11x14 Copies per page (no charge until \$5.00 or more)\$ ~~1.0~~10
- d. Large Format Plotts 24” x 36”
 - Black and White.....\$3.50
 - Color\$6.00
- e. Miscellaneous Copies per page (no charge until \$5.00 or more)\$ ~~25~~10
- f. ~~Labels per sheet~~Zoning Ordinance, No. 58 (pick up).....\$~~25~~1.00
- ~~g. Zoning Ordinance No. 58 (mailed)~~.....\$~~30~~
- ~~h. Master Plan (hard copy)~~.....\$~~25~~
- ~~i.g. Master Plan (compact disc) on digital media~~\$10.00
- ~~j. Wetlands Ordinance~~.....\$ ~~10.00~~
- ~~k. Ordinance No. 115 (Subdivision)~~.....\$~~10.00~~
- ~~Ordinance No. 108 (Sewer)~~.....\$ ~~10.00~~

B. Historical Society Remembrance Book \$35.00

C. Non-Sufficient Funds Returned Check Fee\$50.00

a. Passport Processing\$35.00

D. Trailer Tax (per unit occupied).....\$3.00

E. Dog License

- a. Spayed/Neutered\$ 10.50
- b. Not Spayed/Neutered\$18.00
- c. Senior Citizen Dog Spayed/Neutered\$ 9.75
- d. Senior Citizen Dog Not Spayed/Neutered\$16.50
- e. Non-resident administrative fee\$ 5.00

f. Delinquent License (after June 1).....	\$33.00
E. Community Hall Rental (refundable security deposit)	\$200.00
a. Rental fee	
b. Cancellation Fee (at least 1 week prior to event).....	\$50.00
c. Art Classes/Activities (plus \$20.00 refundable key deposit)	\$25.00

~~D. Vetter Park~~

a. Pavilion Rental fee.....	\$60.00
b. Field Practices and Games (per 2 hour block of time).....	\$40.00

~~D. Hawley Park~~

a. Pavilion rental.....	\$60.00
b. Pavilion rental (with electrical service).....	\$75.00
c. Field Practices/Game— Large field 3 (per 2 hour block of time)	\$50.00
d. Field Practice/Game— Small field 1 and 2 (per 2 hour block of time)....	\$40.00
e. Field Practice/Games— Quarter Practice Field (per 2 hour block of time) ..	\$25.00
f. Basketball Court (per season).....	\$25.00
g. Volleyball Court (per season).....	\$25.00
h. Horseshoe Pits (per season).....	\$25.00

~~D. Hidden Pines Park~~

— Field Practices and Games (per 2 hour block of time)	\$40.00
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~~D. Bloomer Park~~

— Pavilion rental	\$60.00
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SECTION 31 – ASSESSING DEPARTMENT

A. <u>Miscellaneous</u> Copies (per page) <u>(no charge until \$5.00 or more)</u>	\$ 1.00
I. <u>Computer Printouts</u> (per page)	\$ 1.00
D. <u>Maps</u>	\$1.00
D. <u>Aerial Maps</u>	\$5.00
B. <u>Mortgage Letters</u>	\$1 <u>5</u> .00
C. <u>Labels per sheet</u>	\$1.00
<u>Assessment Reports</u> —\$1.00	
D. <u>Application Fee for Parcel Combinations</u>	\$50.00
E. <u>Special Assessment Administrative Fee</u>	

		<u>Maximum Administrative Fee</u>
Establishment Administrative Fee	7%	\$70,000
Renewals Administrative Fee	7%	\$10,000
Subsequent Years Administrative Fee		
Value:		
\$0 - \$50,000	7%	\$2,500
Over \$50,000	5%	\$5,000
Additional Fee for Individual Invoicing	2.5%	\$18,750
Emergency Sewer Connection Administration Fee	5%	N/A
Rubbish Collection Administrative Fee	5%	N/A

SECTION 32 – POLICE DEPARTMENT

- A. Clearance Letters\$10.00
- B. Resident Fingerprints\$10.00
- Non-Resident Fingerprints.....\$20.00
- C. Preliminary Breath Tests\$10.00
- D. Warrant Processing Fee\$10.00
- E. FOIA Requests pursuant to statute
- F. Impounding Processing Fee\$20.00
- G. Crash Report (UD-10 / PPDA)\$5.00
- H. Vehicle Accident Reports\$5.00

SECTION 33 – FIRE DEPARTMENT

- A. Copies
 - a.g. Incident Reports (first page) \$10.00 (\$1.00 for each additional page)
 - b.h. Photo Reprints approximate cost each \$.30 (~~approx. cost each~~)
 - e.i. Digital Media Photos (on CD) (approximate cost each) \$10.00 (~~approx. cost each~~)
- B. FOIA Requests pursuant to statute
- C. Fire Department Water System Flow Test\$120.00

SECTION 34 – PLANNING DEPARTMENT

- A. Planning Consultant
 - a. Evening Meeting Fee\$575.00
 - b. Expedited Review Fee Premium 150% within 5 business days
 - c. Pre-application conference (at client’s office)\$400.00
 - d. Pre-application conference (at Planner’s office).....\$300.00
 - e. Traffic engineer attendance (if requested)\$200.00

- f. Special land use/ (plus site plan fee)..... \$400.00+6/acre
- g. Development Agreement review (each review) \$97.00 hour
- h. Conceptual review (prior to formal submittal) \$97.00 hour
- i. Condominium Plan \$275.00 + applicable site plan
- j. Site Plan Review
 - i.Site Condominium (per review)..... (plus \$6/unit) \$400.00
 - ii.Multi-family residential (per review)..... (plus \$.6.40/unit) \$400.00
 - iii.Non-residential (per. 3 review) (+ \$55 acre) \$425.00
 - iv.Public, Institutional, or Semi-Public Uses (+ \$40 acre) \$385.00
 - v.PBD/PDD Plan Review (w/o Rezoning) applicable REU Fee per use
 - vi.PBD/PDD Plan Review with Rezoning (+ Plan Review) \$650.00
 - vii.Residential Open Space Plan/Cluster Option (plus \$5/unit) \$450.00
 - viii.Home occupations (each review) \$200.00
 - ix.Mobile Home Park (each review) (plus \$5/unit) \$485.00
 - x.Sign review (each review) \$175.00
 - xi.Master Sign Plan (Multi-Tenant)\$350.00
 - xii.Mining Application (each review) (plus \$5.00/acre) \$600.00
 - xiii.Land Division (each review)..... (plus \$50/lot) \$175.00
 - xiv.Land Division w/internal road (each review) (plus \$50/lot) \$175.00
 - xv.Private Road (each review)..... (plus \$50/lot) \$485.00
 - xvi.Final back-check of approved site plans for pre-construction meetings
.....\$300.00
 - Administrative Review of Minor Site Plan50% of Orig. Fee
- k. Subdivision Plats
 - xvii.Pre-approval sketch plan.....\$300.00
 - xviii.Tentative preliminary plat (per review) (plus \$5/unit) \$450.00
 - xix.Final preliminary plat (~~per review~~per review) (plus \$5/unit) \$295.00
 - xx.Final plat (includes 1 review) (plus \$5/unit)\$240.00
 - xxi.Re-review of revised plans within six months.....75% of original fee
- l. Traffic Impact Study Reviews
 - xxii.Rezoning Study (regardless of peak hour trips) Included in planning review
 - xxiii.Abbreviated Impact Assessment (i.e., Trip Generation Studies).. \$97.00 hr.
 - xxiv.Full Impact Study (under 500 peak hour trips)..... \$97.00 hr.
 - xxv.Full Impact Study (over 500 peak hour trips)..... \$97.00 hr.
 - xxvi.Revised Traffic Impact Studies..... \$97.00 hr.
 - xxvii.Scoping Traffic Study w/applicant \$97.00 hr.
 - xxviii.Parking Study Review..... \$97.00 hr.

B. Planning Department Reviews

- a. Pre-application conference\$100.00
- b. Consultation meetings.....\$50.00

Amended 9/16/18; Adopted 10/16/18; Published 10/24/18; Effective 10/31/18. Amended Sec. 5, 17, 30, 8/20/19; Adopted 9/17/19; Published 10/2/19; Effective 10/9/19. Amended 2/18/20; Adopted 4/21/20; Effective 5/20/2020. Amended 7/21/20; Adopted 8/17/20; Published 9/2/20; Effective 9/9/20. Adopted 3/16/21; Published 4/8/21; Effective 4/15/21. *Adopted 05/18/21; Published 05/26/21; Effective 06/02/21.*

- c. Administrative site plan review\$350.00
- d. Public Hearing (newspaper advertisements & 300' mailings)\$200.00
- e. Zoning Verification Letters
 - i. Residential (includes home occupations)..... no charge
 - ii. Non-Residential (includes financial zoning compliance letters)\$100.00
- f. Punch List Administrative Fee (based upon the following sliding scale, which must be posted every January 1st until project completion. The percentage is based upon the most recent punch list evaluation)
 - i.\$0 - \$49,999 3% annually
 - ii.\$50,000 - \$99,999 2.5% annually
 - iii.\$100,000 - \$149,999 2% annually
 - iv.\$150,000 and above 1.5% annually
- g. Landscape Inspection Fee (based upon the following sliding scale, which is based upon the landscape estimate provided by the developer and verified by the Planning Department)
 - i. \$0 - \$9,999 3%
 - v.\$10,000 - \$49,999 2.5%
 - vi.\$50,000 - \$99,999 2%
 - vii.\$100,000 and above 1.5%

- C. Planning Commission
 - a. Residential..... \$750.00 (plus \$5/acre)
 - b. Commercial..... \$750.00 (plus \$40/acre)
 - c. Industrial \$750.00 (plus \$40/acre)
 - d. Special Land Use (not including site plan review) \$750.00 (plus \$5/acre)
 - e. Planned Business/Planned Development..... \$1,000.00 (plus \$40/acre)

- D. Zoning Board of Appeals
 - a. Residential Application Fee\$350.00
(plus 10% admin fee)
 - b. Commercial Application Fee\$400.00
(plus 10% admin fee)

- E. Special Meetings
 - a. Planning Commission\$600.00
(plus staff/consultant review and/or attendance fee)
 - b. Zoning Board of Appeals.....\$500.00
(plus staff/consultant review and/or attendance fee)

- F. Attorney Review Fees
 - a. Development Agreement (routine)\$500.00
 - b. Easement Review (includes 2 reviews)\$400.00
 - c. Master Deeds and Bylaws (includes 2 reviews)\$1,000.00
 - d. Confirmation of Recording (includes 2 reviews)\$100.00
 - e. Covenants and restrictions (includes 2 reviews).....\$400.00
 - f. Private Road Agreement.....\$250.00

(includes 2 reviews-assumes use of standard form)

- g. Hourly rate for additional work attorney standard hourly rate

G. Engineering Consultant(s)

- a. Meeting Fee\$250.00
- b. Preliminary Site Plan review of civil engineering plans \$1,000.00 (includes 3 reviews plus \$80/acre or fraction thereof over one acre)
- c. Additional reviews of preliminary plan25% of original fee
- d. Final Site Plan/Construction Plan/Document review fee based upon percentage of approved construction cost estimate as listed below:

Construction Costs	Review Fee	Document Review Fee	Total
Up to \$50,000	2.5% (\$500.00 min)	1.5% (\$500 min)	4.0% (\$1,000 min)
\$50,000 to \$100,000	2.0% (\$1,250 min)	1.0% (\$750 min)	3.0% (\$2,000 min)
\$100,000 to \$250,000	1.5% \$2,000 min)	1.0% (\$1,000 min)	2.5% (\$3,000 min)
Over \$250,000	1.0% (\$3,750 min)	0.5% (\$2,500 min)	1.5% (\$6,250 min)

Note: A revised cost estimate and fee adjustment may be required as a result of design changes.

H. Administrative Fee

A 10% administrative fee for applications for zoning and other approvals is to be considered part of the basic application fees, which cover only consideration of the application at regularly scheduled Planning Commission, Zoning Board of Appeals, and/or Township Board meetings and publications, mailings, notice of hearing, etc. as applicable.

I. Fire Department Reviews

- a. Site Plan Review\$180.00
- b. Construction Plan Review.....\$135.00

J. Escrow

a. In addition to the basic application fee, applicants for zoning and other approvals, shall pay escrow deposit to cover the costs of review of applications for variances, special use permits, site plans, rezoning, planned unit developments, construction inspections, subdivision, site condominiums, and other requests as described above. Such escrow fees shall be in addition to the basic administrative fee, and the total amount paid shall be equal to the Township’s actual expenses incurred for reviewing the application, including but not limited to the cost of:

- i. Planning Commission subcommittee meetings;
- ii. Special meetings;
- iii. Review by Township attorney and preparation of appropriate approving resolutions or ordinances;
- iv. Review by Township Planner;
- v. Review by Township Engineer;
- vi. Review by Fire Department;
- vii. Review by Police Department;

- viii. Review by Building Department;
- ix. Review by Assessing Department;
- x. Review by Water Department;
- xi. Review by Environmental Specialist;
- xii. Airport notification;
- xiii. Additional notices of public hearing;
- xiv. Traffic studies;
- xv. Environmental impact studies;
- xvi. Notice of additional hearings; and
- xvii. Similar services and expenses

b. Inspection escrow in accordance with the following schedule based upon proprietor’s total construction cost, as listed below

Construction Cost Amount and/or Sanitary Sewer Construction Amount	Deposit for Inspection of Site
Up to \$10,000	\$1,000.00
\$10,000 to \$50,000	10% of construction cost
\$50,000 to \$100,000	8% but not less than \$5,000
\$101,000 to \$499,000	6% but not less than \$8,000
Over \$500,000	4% but not less than \$30,000

- c. If the Planning Department determines that the application is one for which such costs for review are likely to exceed the fees set forth in this Ordinance, the Planning Department shall require the applicant to pay into escrow, in advance, an amount over and above the stated escrow fee estimated to be sufficient to cover the expected costs. No application(s) shall be processed and no Certificate of Occupancy(s) or permit(s) shall be issued prior to the required escrow fee having been deposited with the Township. If an applicant objects to the amount of the escrow funds required to be deposited, it may appeal that determination to the Township Board within 30 days after the initial decision.
- d. When 50% of the fund in the escrow account is depleted, the applicant shall make an additional deposit sufficient to cover any deficit and to reestablish its original balance, or such greater amount as is determined by the Planning Department to be reasonably necessary in order to cover anticipated remaining or future expenses. No further action shall be taken on an application until the escrow account has been reestablished to such appropriate level, as determined by the Planning Department.
- e. The Planning Department shall maintain accurate records regarding the expenditures made on behalf of each applicant from the escrow account. Such escrow funds (from one or more applicants) shall be kept in a separate bank account or bank account category.
- f. Any excess funds remaining in the escrow account after the application has been fully processed, reviewed, and the final decision has been rendered

regarding the project will be refunded to the applicant with no interest to be paid on those funds. If the balance of the expenses for the application for any reason exceeds the amount remaining in escrow following final action by the Township, the Township shall send the applicant a statement for such additional fees. Until the applicant pays such fees for the expense of the review, no further building permit(s) or certificate of occupancy(s) or other permit(s) for the project shall be issued, and if such expenses remain unpaid for a period of 14 days, the Township Planning Department or Building Official may issue appropriate stop work orders or take other action to halt work on the project. In addition, the Township may take legal action to collect unpaid fees.

- g. The application for zoning approval or other approvals covered by this Ordinance shall indicate that the applicant agrees to pay the Township’s expenses for review of the application and other above-stated expenses.

K. Township Parks

- a. Vetter Park
 - a. Pavilion rental (Resident per block of time).....\$80.00
 - b. Pavilion rental (NON-Resident per block of time).....\$160.00
 - c. Field Practices and Games (per 2-hour block of time).....\$95.00
- b. Hawley Park
 - a. Pavilion rental (Resident per block of time).....\$80.00
 - b. Pavilion rental (NON-Resident per block of time).....\$160.00
 - c. Pavilion rental with electrical service (plus current fee)\$20.00
 - d. Field Practice and Games – Large field 3 (per 2-hour block of time)
 -\$100.00
 - e. Field Practice and Games – Small field 1 and 2 (per 2-hour block of time)
 -\$90.00
 - f. Field Practice and Games – Quarter field (per 2-hour block of time) \$75.00
 - g. Basketball Court (per season)\$50.00
 - h. Volleyball Court (per season)\$50.00
- c. Hidden Pines Park
 - a. Field Practice and Games (per 2-hour block of time).....\$95.00
- d. Bloomer Park
 - a. Pavilion rental (Resident per block of time).....\$80.00
 - b. Pavilion rental (NON-Resident per block of time).....\$160.00

SECTION 35 - SEVERABILITY

The various parts, sections and clauses of this Ordinance are hereby declared to be severable. If any part, sentence, paragraph, section or clause is adjudged unconstitutional or invalid by any court of competent jurisdiction, the remainder of the Ordinance shall remain in full force and effect.

SECTION 36 – REPEALER

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

SECTION 37 – SAVINGS CLAUSE

Nothing in this ordinance 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 36 of this ordinance; nor shall any just or legal right or remedy of any character be lost, impaired, or affected by this ordinance.

SECTION 38 - EFFECTIVE DATE

The provisions of this Ordinance are hereby ordered to take effect upon subsequent adoption publication.

SECTION 39 - ADOPTION

This Ordinance is hereby declared to have been adopted by the Township Board of the Charter Township of White Lake at a meeting duly called and held on the _____day of December, 2021, and ordered to be given publication in the manner prescribed by law.

Rik Kowall, Supervisor

Anthony L. Noble, Clerk

**CHARTER TOWNSHIP OF WHITE LAKE
AN ORDINANCE TO AMEND CERTAIN SECTIONS OF CHAPTER 38, ARTICLE II – WATER SYSTEMS AND
ARTICLE IV – SANITARY SEWERS OF THE WHITE LAKE TOWNSHIP CODE OF ORDINANCES**

An Ordinance to Amend Certain Sections of Chapter 38, Article II and Article IV of the White Lake Township Code of Ordinances.

THE CHARTER TOWNSHIP OF WHITE LAKE ORDAINS:

ARTICLE I: AMENDMENT

CHAPTER 38, ARTICLE II – AMENDMENTS.

Section 38-19 – “Definitions” shall be amended as follows:

The following definitions shall be added:

Capital Connection Fee shall mean the amount charged to the property owner for each structure to be connected to the water system. This fee shall be paid prior to connection and in accordance with the township fee ordinance. The payment of this fee is non-transferrable to other properties and is non-refundable.

Lateral Benefit Fee shall mean the amount charged to the property owner for each structure to be connected to the water system, in addition to the capital connection fee. This fee is applies when a property owner has not previously contributed to the cost of construction of the water main abutting the property. This fee shall be paid prior to connection and in accordance with the township fee ordinance. The payment of this fee is non-transferable to other properties and is non-refundable.

New Residential Construction Water Use Fee shall mean the amount charged to the builder of a new residential single family home for the temporary unmetered use of the water service line connected to the township water system. This fee allows unmetered use of water for up to 180 days during the construction of the home in accordance with the township fee ordinance.

The following definitions shall be deleted:

~~*Direct connection charge* means the connection charge to apply where the new customer has immediate access to the township water system.~~

~~*Indirect connection charge* means the connection charge to apply where the new customer must provide for distribution lines with a connection of these lines to the existing township water system.~~

~~*Water main capital recovery charge* means an additional charge imposed upon properties connecting to an existing or proposed water main where those properties did not otherwise contribute to the cost of installing the water main and associated appurtenances.~~

~~*Water supply connection charge* means a fee to be put in the capital account used for purpose of capital improvements, system expansion and water supply improvements. The connection charge is considered either a direct connection or an indirect connection.~~

The following definitions shall be amended to read as follows:

~~*Water department*~~*Department of Public Services* means collectively those officials, employees and agents of the township invested by the township board with the operation, management, maintenance and repair of the water system.

~~Water department~~Department of Public Services ~~manager-Director~~ means the individual appointed by the township board to supervise the ~~water department~~Department of Public Services.

Section 38-42 shall be amended to read as follows:

Township and ~~water department~~Department of Public Services.

The operation, management, maintenance, repair and control of the water system shall be under the immediate supervision and control of the ~~water department~~Department of Public Services director who shall be appointed by the township board. The township board shall also have the authority to accept such system or systems as gifts from any person, firm, association and/or corporation.

Section 38-45 shall be amended to read as follows:

Township water supply system operating account.

This account shall be the financial instrument used for the conduct of day-to-day operating business of the ~~water department~~Department of Public Services. All revenues generated from the operation of maintenance of the water system and all expenditures with regard to the water system shall be deposited to and paid from this account, except as otherwise provided in this division.

Section 38-47 shall be amended to read as follows:

Annual budget.

- (a) A proposed fiscal year operating budget shall be prepared by the ~~water department~~Department of Public Services director (or designee) and approved by the township board. The proposed operating budget shall incorporate projected line item revenues and expenditures based upon a minimum of a two-year history.
- (b) The proposed budget may include specific proposed capital improvements.
- (c) All expenditures shall be in accordance with the approved budget.

Section 38-48 shall be amended to read as follows:

Indebtedness and emergency situations.

The ~~water department~~Department of Public Services director shall have the authority to incur any indebtedness to the said water system or systems or to the township in an amount not to exceed \$25,000.00 to address emergency situations and pay individual invoices arising from emergency situations. The township supervisor or duly authorized designate, in an emergency situation only, shall have the authority to authorize expenditures up to an amount equal to 20 percent of the total gross operating budget. An emergency situation is defined as a breakdown, malfunction or failure of a water system or component thereof that without repair or replacement would render the system inoperative for a period in excess of 24 hours or endangers the public welfare. The ~~water department~~Department of Public Services director or designee shall submit a detailed report and corrective action for each emergency.

Section 38-49 shall be amended to read as follows:

Township water supply system; capital account.

- (a) This account shall be the financial instrument used as the repository of funds generated from capital fees, connection fees and other designated fees, to be used for capital projects as described in this section. For purposes of this section, the term "capital project" shall mean a non-recurring, significant, construction, replacement, repair or modification of physical improvements, of any part of the

township water system, including, but not limited to, construction modifications, distribution system modifications, and all associated design costs. Funds shall only be transferred in accordance with the provisions of this section.

- (b) From the total amount contained in the capital account for a particular year, the following disbursements may be made:
 - (1) Payment of required principal and interest payments for any bonds issued for the water system.
 - (2) Transfers to the operating fund for capital improvements, which are part of the approved budget for the ~~water department~~Department of Public Services.

Section 38-51 shall be deleted as follows:

~~**Sec. 38-51. Water main capital recovery charge.**~~

~~An additional charge shall be imposed for connection to the water system if all of the following occur:~~

- ~~(1) An additional charge shall be imposed when the property connects to a water main that was installed at no previous cost to the property.~~
- ~~(2) The amount of the additional water main capital recovery charge to be imposed shall be determined by the township board on a case by case basis, following recommendation by the township engineer, by calculating a specific per foot charge for each separate water main, taking into consideration any other connections or potential connections to the extension.~~
- ~~(3) Notwithstanding the above, the additional charge described in this section shall be waived for connection of a single family residential structure.~~

Section 38-79 shall be amended to read as follows:

Water system application.

Any persons, firms or corporations installing a water system, or any portion thereof, at their own expense shall first submit an application together with complete plans and specifications, prepared by a registered civil engineer in the state, for such work, to the township community development department and ~~water department~~Department of Public Services. The township community development department and ~~water department~~Department of Public Services, in consultation with the township engineer, shall determine the conditions for such installation. An application fee, as established by ~~resolution~~the township fee ordinance, for the cost estimates for the system shall accompany the application. Said application fee shall cover the township's costs for the review of the developer's plans and all necessary inspections by the township engineer. The unused portion of the application fee shall be returned to the applicant after the township administrative fees of ten percent and the actual costs have been covered.

Section 38-103 shall be amended to read as follows:

Extension or changes in water system.

- (a) Extension of or changes in water systems may be initiated by the ~~water department~~Department of Public Services, community development department, or planning commission or by petition from property owners. Petitions for the construction of new water systems or the extension of an existing system shall be addressed to the township ~~water department~~Department of Public Services upon blank forms provided for that purpose. The township board may grant or refuse to grant the request, and may prescribe the terms and condition upon which the request shall be granted, and shall require the written acceptance of such terms and condition by the petitioning party. If the petition is granted, the applicant shall proceed as promptly as practical with the proposed work under the terms and

conditions named. However, all work must be commenced within six months of approval and be diligently prosecuted thereafter. The said work will be done at the expense of the property owners unless otherwise stipulated and any and all new water system construction or extension of existing systems shall be subject to the provisions of this division or as indicated in subsection (b) of this section.

- (b) Unless the water system improvement is to be financed by creation of a special assessment district or under section 38-79 and/or section 38-103, the property owner shall provide an irrevocable letter of credit or pay to the township the cost of system design, layout and inspection as estimated by the township's consulting engineer. The township will then proceed with the necessary engineering, including obtaining agency approvals. At the discretion of the township, the township may also advertise for bids, award construction contracts and shall construct said improvements. The township shall be authorized to require security from the property owner prior to construction of the water system sufficient in type and amount to ensure complete construction without unanticipated expense to the township. In cases where the improvement is to be financed by creation of a special assessment district, the township board may impose such conditions, as it deems necessary to ensure reimbursement to it of engineering and other costs advanced.
- (c) A property owner or owners requesting creation of a special assessment district shall be required to submit an application in connection with such request on forms prescribed by the township. As part of the application, the property owner or owners shall be required to execute a "consent to lien form" as prepared by the township attorney, which will provide for reimbursement of all the township's costs incurred in creation of the special assessment district, if for any reason the special assessment district is not created, and creation of a lien on the applicant's property to secure repayment of those costs.

Section 38-104 shall be amended to read as follows:

Requirements for water distribution systems.

(a) A water supply and distribution system shall be required for any of the following developments:

- (1) All new proposed single-family residential subdivisions or condominium developments with the following number of lots or units:

Zoning District Where Property is Located (Pursuant to Ordinance No. 58)	Lots or Units
R-1-A or SF	40 or more
R-1-B	30 or more
R-1-C, R-1-D, R-3	20 or more

- (2) All new multiple-family residential developments, containing 20 or more apartments or dwelling units.
- (3) All new commercial or industrial buildings, industrial parks, shopping centers, condominium developments or other office, commercial or industrial developments proposed to contain one or more buildings with 25,000 square feet or more of building area (as defined in the Michigan building code).
- (4) Any other residential, commercial or industrial development where the township determines it would be economically feasible to provide a new water supply and distribution system. In making this determination, it shall be deemed economically feasible if the proposed residential development is located within the distance calculated by the following formula: distance equals 50 feet times the number of units plus 150 feet from the existing township water system.
- (5) The township water master plan will be the guideline for design and connection of water supply and distribution systems.

- (6) Where property is to be connected to the water distribution system, and the water distribution system does not extend the full width of the owner's property, the property owner shall be responsible for extending the water distribution system at the owner's cost across the entire width of such owner's property, so as to allow further extension of the water system to adjoining properties. ~~In the event of a corner lot, the property owner shall be responsible for extending the water system along both the width and length of the property, along both roads upon which the property is located. (Same as section 38-514.)~~
- (b) In applying this section:
- (1) The term "developments" include any land use for which the township is required to grant subdivision approval, site plan approval or special land use approval.
 - (2) The number of lots, units, apartments or dwelling units shall include the sum of all the following:
 - a. The number proposed to be included in the development for which township approval is currently sought.
 - b. The number which represents the maximum number which could be constructed or developed pursuant to the then current township ordinances and any other applicable regulations on the balance of the parcel for which a township approval is sought (if less than the entire parcel is proposed to be currently developed), plus any contiguous or adjacent property under the ownership of the developer or a related entity, regardless of whether such lots, units, apartments or dwelling units are proposed to be constructed in one or more phases.
 - c. The number which have been approved or constructed within the last ten years prior to the current application for township approval, but following the effective date of the ordinance from which this division is derived, on:
 1. The parcel of property for which the current approval is being requested.
 2. Any part of a parent parcel, within which the parcel proposed to be developed was a part within the last ten years.
 3. Any parcels of property contiguous or adjacent to the parcel for which the current approval is being requested, and which was at any time within such ten-year period under the ownership of the developer or a related entity.
- (c) Notwithstanding the provisions of this section, a new water supply and distribution system shall not be required if all of the following occur:
- (1) The development for which approval is currently sought would not be required to construct a water distribution system except for the provisions of this section.
 - (2) The developer executes an agreement with the township, in the form of a deed restriction, approved by the township attorney, which:
 - a. Provides that if the balance of the parcel, or contiguous or adjacent property is ever developed, and the total aggregate density of all such developments exceeds the density requirements of this section, the developer, or the developer's heirs, successors or assigns shall be required to construct a water distribution system as required by this division to service the development for which approval is currently sought, plus all future developments, irrespective of whether individual wells are used to service any part of the development.
 - b. Is recorded at the office of the county register of deeds against all property described in this section, prior to final township approval.

- (d) Any new residential, commercial or industrial development or addition thereto of any size, which is adjacent to or within 200 feet of the township's water system, must be extended and connected by the developer to the township water system. A new well or other system improvements may be required if the quantity of water or pressure of the existing water system during peak demand cannot meet minimum requirements at any point in the proposed system.
- (e) If no existing municipal water system is available within 200 feet of any new residential, commercial or industrial development as described in this section, the developer must construct a new water system as part of such development or extend the existing township system to service the development.
- (f) The township board may grant a variance from the applicability of this section to a particular development if the developer demonstrates that the application of this section shall either: result in the preclusion of any viable economic use of the property; result in a development that is materially inconsistent with the township's master land use plan; or otherwise violates applicable provisions of state or federal constitutions or laws. The burden shall be on the developer to demonstrate, with clear and convincing evidence, that circumstances are present that justify granting him a variance. In granting any variance, the township board may prescribe appropriate conditions. Violations of such conditions shall be deemed a violation of this article and punishable under applicable provisions of this article. Conditions imposed shall meet all the following requirements:
 - (1) Be designed to protect natural resources, the health, safety and welfare, and the social and economic well-being of those who will use the premises and the community as a whole.
 - (2) Be related to the valid exercise of the township's powers and purposes as to the specific development proposal.
 - (3) Be necessary to meet the intent and purpose of this article.
- (g) All developments not providing a water distribution system shall provide an adequate water supply for fire protection as outlined in subsection (g)(1)–(4). When required, the fire protection water supply shall be a hydrant well, if an aquifer is available. An acceptable alternative to a hydrant well is an automatic sprinkler system designed and installed in accordance with latest adopted editions of the International Fire Code (IFC) and National Fire Protection Association (NFPA) standards.

Residential. The requirement shall be in accordance with section 38-104(a), above.

Commercial. The requirement shall be based on the minimum water supply needed as outlined in the latest edition of NFPA 1142, and currently provides:

NFPA 1142. Identifies a method of determining the minimum requirements for alternative water supplies for structural firefighting purposes in areas where the fire department determines that adequate and reliable water supply systems for firefighting purposes do not exist otherwise.

- (1) Hydrant well requirements shall be based on the fire departments ability to meet the minimum flow requirements as determined by NFPA 1142, latest edition. The minimum water supply, in gallons, shall be determined by calculating the total enclosed volume, in cubic feet, of the structure, including any attached structures, then dividing by the occupancy hazard classification number, and multiplying by the construction classification number as determined by NFPA 1142, latest edition. For structures with exposure hazards, multiply by 1.5.

Example:

WS	=	VS x CC multiply by 1.5 for exposures OHC
WS	=	minimum water supply in gallons
VS	=	total volume of the structure in cubic feet
OHC	=	occupancy hazard classification number
CC	=	construction classification number

The minimum supply required for any structure without exposures shall not be less than 2,000 gallons. The minimum supply with exposures shall not be less than 3,000 gallons.

(2) Minimum capability of fire department to deliver water.

Total Water Supply Required (gallons)	Delivery Rate (gallons per minute)
<2,500	250 GPM
2,500—9,999	500 GPM
10,000—19,999	750 GPM
>20,000	1,000 GPM

- (3) For new construction not providing a water distribution system, information regarding the building construction type, size, and use shall be submitted to the fire department during the site plan phase of the project. The fire department will base its decision on the flow requirements, and proposed building location. If the calculated flow requirements exceed fire department capabilities, a hydrant well shall be required. The hydrant well shall be shown on both the site and construction plan submittals.
- (4) The hydrant well shall be designed in accordance with township standards. The design detail shall be obtained from the township engineering firm.
- (h) The township board may defer immediate payment of any of the connections fees, charges or surcharges required by this article, if the property owner demonstrates to the satisfaction of the township board that payment would cause a substantial economic hardship to the owner. In such event, the property owner shall sign an agreement in form as prepared by the township attorney, specifying the terms and conditions of repayment, granting a lien or other security as determined by the township attorney, and including such other terms and conditions as the board and/or township attorney may deem appropriate. The agreement shall be recorded at the office of the county register of deeds.

Section 38-105 shall be amended to read as follows:

Procedure for approval of new water supply and/or distribution systems.

- (a) The water system for a development must be approved by the township as provided herein prior to commencement of any construction of the development.
- (b) At the same time site plan approval is requested, the applicant shall submit 11 sets of plans for the proposed water system to the ~~water department~~Department of Public Services manager. Such plans shall include, without limitation, well site layout, boring logs (at least two), hydrological results and the well log of a test well. The ~~water department~~Department of Public Services manager shall submit three sets of plans to the township engineer for review.
- (c) The applicant shall pay a fee for review of the application, as required by section 38-79.
- (d) The township engineer shall review the plans for conformity to the design and construction standards and return one of the sets to the applicant and to the township building official with appropriate comments. The applicant, after making any requested changes, shall submit 11 sets of the revised plans to the township engineer for final approval. If the township engineer finds that the revised plans conform to the design and construction standards, the engineer shall so advise the township ~~water department~~Department of Public Services managerDirector. The township engineer shall, on behalf of the township, approve said plans and forward it to the MDEQ for the issuance of permits.
- (e) After approval by the township engineer, the applicant shall then proceed to obtain any necessary approvals or permits from state and local authorities, and submit a detailed estimate of costs to the township ~~water department~~Department of Public Services managerDirector.

- (f) The township board shall grant final approval to all new water distribution systems, required by this division, if such system complies fully with all provisions of this article.

Section 38-108 shall be amended to read as follows:

Requirements for acceptance of water distribution system.

- (a) Any new water system, extension and/or portion thereof constructed by any person, partnership, corporation, limited liability company or other legally recognized entity shall be transferred to the township upon satisfactory completion of all necessary inspections by the township and prior to the system, extension and/or portion thereof being placed in service.
- (b) Acceptance of the system shall be made by the township supervisor, following recommendations for acceptance by the township engineer, township attorney and township ~~water department~~Department of Public Services director or his duly designated representative.
- (c) The following may be provided and approved by township consultants and/or staff before the system is accepted by the township:
- (1) As-built plans per the township's design and construction standards. As built plans submitted in digital form is acceptable as long as compatible with current township system.
 - (2) Such bill of sale, easements and other dedication documents of conveyance, together with appropriate evidence of title, as may be required to convey title to the water distribution system to the township.
 - (3) Documentation evidencing all required approvals from the state department of environmental quality or any other state or county agency with jurisdiction.
 - (4) A maintenance bond equal to 50 percent of the value of said system, extension and/or portion thereof. The bond shall cover a period of two years from the installation of the water meter for the system. The purpose of the bond is to effectively warrant said system, extension and/or portion thereof from defects and design, material and/or workmanship as determined by the township ~~water department~~Department of Public Services director or his duly designated representative.

Section 38-109 shall be amended to read as follows:

Water system control.

The water system pump houses, appurtenances and contents, as well as water mains and appurtenance of said system, are under the exclusive control of the township board and all persons other than those authorized by the ~~water department~~Department of Public Services Director~~manager~~ are forbidden to disturb, tap, change, obstruct access to, or interfere with them in any way.

Section 38-132 shall be amended to read as follows:

Application for connection.

Before any connection is made to any water main, application for it shall be made in writing to the ~~water department~~Department of Public Services by the owner of the premises to be served, or by his duly authorized agent, and a water permit secured. Such application shall be made on forms provided by the ~~water department~~Department of Public Services. The owner, user and/or applicant for a water permit by such application agrees to abide by all rules and regulations of the ~~water department~~Department of Public Services and all provisions of this article. The fees specified hereafter, which will be returned if the

application shall not be granted, must accompany the application. Water permits can be applied for only after a building permit is secured from the township building department.

Section 38-133 shall be amended to read as follows:

Tapping fee.

A tapping fee for the installation of, including labor and material, supply pipes and appurtenances, fixtures, curb cocks, etc., and including the cost of the meter and remote reader, shall be equal to the cost of materials and labor plus an ~~administration fee percentage~~ as established by ~~resolution~~ **the township fee ordinance**. Said fee to be payable at the time application is made for water service. All other connections shall be charged to the owner of the premises on a basis of actual cost of installation and cost of materials plus percentage established by **township fee ordinance**. An inspection fee for the water main tap, ~~as passed in accordance with the township fee by ordinance~~, will apply.

Section 38-134 shall be added to read as follows:

New Residential Construction Water Use Fee

In addition to other applicable fees and prior to the required installation of the water meter for the structure, a new residential construction water use fee shall be charged to the builder for the temporary unmetered connection to the water service line connected to the township water system for construction purposes. This fee allows the unmetered use of water for up to 180 days during the construction of the structure. Unmetered water may only be used for the construction of the structure for which the unmetered service line is intended. Irrigation systems are not permitted unmetered use.

Section 38-135 shall be amended to read as follows:

~~**Water supplyCapital connection and lateral benefit chargefee.**~~

- ~~—(a) In addition to other applicable fees, a water supply connection fee shall be charged for each the connection to the water system of any premises.~~
- ~~(a) Lateral benefit fee will be charged for each connecting to the water system that has not contributed to the construction of the main through part of a development or special assessment district.~~
- ~~(bc) This water supply connection fee applicable for a new commercial, industrial or residential development shall be payable for each individual structure when connection is made to the water system or upon prior to issuance of a temporary certificate of occupancy building permit, whichever comes first. Said water supplyCapital connection and lateral befit fees shall be deposited in the township capital fund. Sums received from this water supply connection fee shall be used to fund capital charges associated with upgrading existing well houses, drilling and installing new wells, and providing facilities associated with new wells, providing additional water storage capacity and any related costs necessary to provide capacity for said premises.~~

Connection charges.

- (a) No premises shall be connected to a public water main or service pipe without the payment of capital connection fees and lateral benefit fees as provided for in this article.
- (b) The township board may, as compensation in full or in part, waive the lateral benefit fee for premises over which permanent or temporary sewer easements or licenses have been granted to the township without charge provided there is reasonable expectation that the easement shall lead to future extension of the sanitary sewer system, as determined by the township DPS director or the township engineer. The total amount of the lateral benefit fee waived shall not exceed the value of the

easement or license granted to the township as determined by the township assessor utilizing standard appraisal techniques. The township assessor shall execute a certificate stating his conclusions regarding the value of the easement or license granted and the basis for that opinion.

Section 38-136 shall be amended to read as follows:

Connection fees.

The connection fees are for individual connections to an existing system. The township board will determine the extent to which a developer of a new commercial, industrial or residential development will provide water capacity and/or a negotiated water supply connection fee. Connection of a development described in this section to the system shall require payment of 100 percent of the water supply connection fee unless the developer is required to extend the water system to service the development. In such a circumstance, the developer may be entitled to a ~~reduction of the water supply~~ waiver from Lateral benefit ~~connection~~ fee, as determined by the township board, not to exceed, 50 percent of the water supply connection fees otherwise payable.

Section 38-137 shall be amended to read as follows:

Water permits.

- (a) Permits for new water service construction shall be required prior to commencement of construction. Permit fees shall be established by ordinance and be payable for each individual structure when connection is made to the water system or upon issuance of a ~~temporary certificate of occupancy~~ building permit, whichever comes first. Water permit related work shall be completed within 12 months of permit application date. No water permits shall be issued until all required final plat or site plan approval is granted. Water permits can be applied for only after an ~~building permit~~ address is secured from the township building department. Only three water permits shall be issued prior to township board acceptance of the water system pursuant to section 38-108.
- (b) The party to whom such a permit is issued shall be responsible for notifying the ~~water department~~ Department of Public Services 24 hours in advance of the date and time when such a connection is made so that proper inspection can be made by the ~~water department~~ Department of Public Services.

Section 38-139 shall be amended to read as follows:

Stop boxes.

Supply pipes including curb cocks (stop boxes) shall be put in only by the township ~~water department~~ Department of Public Services or its duly authorized agent and shall be under the exclusive control of the township ~~water department~~ Department of Public Services and no person other than an authorized employee of the township ~~water department~~ Department of Public Services or other authorized person shall construct, repair or otherwise change or interfere with the said supply pipe or appurtenances.

Section 38-140 shall be amended to read as follows:

Supply and service pipe.

All supply and service pipes shall have a minimum inside diameter of one inch for all new installations. Supply and service pipe material shall be type "K" copper or 200 psi plastic blue pipe with wire tracing in accordance with the state construction code. The ~~water department~~ Department of Public Services shall

approve all fittings and connections underground. The ~~water department~~Department of Public Services shall determine supply and service pipes of larger size.

Section 38-142 shall be amended to read as follows:

Service pipe burial dimensions.

All service pipes shall enter the building under the foundation with a minimum of five feet of cover in yard areas, six feet of cover in all drive and parking areas. All depths shall be as measured from finished grade. Service pipe installation shall be sufficiently waving enough to allow no less than 12 inches of extra length to prevent rupture by settlement of the earth and so protected as to prevent freezing. All water lines need to be ten feet away from septic and drain systems. Installation shall be inspected by the ~~water department~~Department of Public Services (or designee) prior to back fill. However, the water service may be installed in the same trench along with the sewer lead only under the following conditions. The same trench permissible conditions for sewer and water service lines running from stop (curb) box to the building are:

- (1) The horizontal separation between the water and sewer leads needs to be maintained at a minimum of five feet and the minimum sewer depth for a common trench is be seven feet deep. Further, a common trench depends on the sewer being nearly seven feet deep in yard area and that the soils will allow construction of an earthen shelf to support the water service. The bottom of the shelf must be a minimum of 12 inches above the top of the sewer pipe. In very sandy or wet conditions this may not be possible. It is not allowable to install the sewer lead, backfill the trench 12 inches and then install the water lead on top of the sewer.
- (2) A separation of ten feet shall be maintained between the parallel water and sewer mains and services in the right-of-way line.
- (3) The Michigan plumbing code shall be followed if the code is more stringent than the above requirements.

Section 38-145 shall be amended to read as follows:

Supply pipe maintenance.

The ~~water department~~Department of Public Services shall maintain the water supply pipe, from the main to the property line, but this clause shall not apply to old services installed by private parties. The service pipe from the property line to the premises shall be considered private plumbing and be maintained by the owner of the premises. Failure to keep the service line in good repair will result in discontinuance of service.

Section 38-146 shall be amended to read as follows:

Supply pipe interference.

No person shall interfere in any way with the supply pipe installed by the ~~water department~~Department of Public Services. No person is permitted to turn water on or off at the curb stop except for the purpose of testing his work, in which case the curb stop shall be left in the same condition and position as he found it.

Section 38-148 shall be amended to read as follows:

Water discontinuance.

The refusal or neglect of the owner to equip the premises with the service pipe connections, utilities and/or fixtures as approved by the ~~water department~~Department of Public Services shall be sufficient grounds for discontinuance of township water supply to the premises.

Section 38-149 shall be deleted as follows:

~~**Connection charges.**~~

~~The direct connection charge is applied where the new customer has immediate access to the system. The indirect connection charge is applied where the new customer must provide for distribution lines with a connection of these lines to the existing system. (a) No premises shall be connected to a public watermain or service pipe without the payment of capital connection fees and lateral benefit fees as provided for in this article.~~

~~(b) The township board may, as compensation in full or in part, waive the lateral benefit fee for premises over which permanent or temporary sewer easements or licenses have been granted to the township without charge provided there is reasonable expectation that the easement shall lead to future extension of the sanitary sewer system, as determined by the township DPS director or the township engineer. The total amount of the lateral benefit fee waived shall not exceed the value of the easement or license granted to the township as determined by the township assessor utilizing standard appraisal techniques. The township assessor shall execute a certificate stating his conclusions regarding the value of the easement or license granted and the basis for that opinion.~~

~~Because of the investment by this customer, which is an asset that is turned over to the township at no cost to the township, the indirect connection charge is less than the direct connection charge. This is a 2:1 ratio that shall be used by the township.~~

Section 38-169 shall be amended to read as follows:

All services metered.

All service connection, except separate fire connections and temporary connections in accordance with Section 38-134, shall be metered and shall pay for water at the rate established by the township board. ~~In no case will water be supplied, except for temporary use with water department~~Department of Public Services approval, at other than the established water rate.

Section 38-170 shall be amended to read as follows:

Meters and remote meters.

The ~~tapping fees~~supply pipe, meter and remote reader, installation charge, as required by Section 38-133 and in accordance with the township fee ordinance, ~~which provision is made in section 38-133~~, shall include the cost of the water meter and remote reader furnished by the ~~water department~~Department of Public Services and the installation thereof, but such meter and remote reader shall remain the property of the ~~water department~~Department of Public Services and will at all times remain under its control. The ~~water department~~Department of Public Services will furnish the meter couplings or flanges. The maintenance of the meters and remote reader will be the obligation of the ~~water department~~Department of Public Services, provided that where repair, replacement and adjustments of the meter and/or remote reader are made necessary by the act, neglect or carelessness of the owner or occupant of the premises, the expense to the

~~water department~~Department of Public Services caused thereby may be charged against and collected from the owner or occupant of the premises.

Section 38-174 shall be amended to read as follows:

Meter responsibility.

~~Any person will hold t~~The owner or occupant of any premises where a meter is installed is responsible for its care and protection from freezing, and from injury or interference. In case of any injury to the meter or in case of a stoppage or malfunction, the owner or occupant shall give immediate notification to the ~~water department~~Department of Public Services.

Section 38-175 shall be amended to read as follows:

Defective meter.

If any meter and/or remote reader becomes defective and fails to operate properly, the ~~consumer customer~~ will be charged at the average quarterly consumption rate as disclosed by the records of the ~~water department~~Department of Public Services during the preceding year for the premises.

Section 38-176 shall be amended to read as follows:

Meter accuracy.

The accuracy of any meter and/or remote reader installed in any premises will be tested by the ~~water department~~Department of Public Services upon request for the customer, who shall pay ~~in advance~~ a fee, as established by ~~resolution~~the township fee ordinance, to cover the cost of the test. If, on such test, the meter and/or remote reader shall be found to register over five percent more water than actually passes through it, another meter and/or remote reader will be installed and the fee will be refunded to the customer, and the water bill may be adjusted as hereinafter provided.

Section 38-177 shall be amended to read as follows:

Meter sealing.

The ~~water department~~Department of Public Services, where applicable, will seal the meter, remote readers and bypasses, and no one except an authorized employee of the township shall break or injure said seal. No person other than an authorized employee of the township shall change the location of, alter or interfere in any way with any meter, remote reader or bypass.

Section 38-208 shall be amended to read as follows:

Fire hydrant usage.

Fire hydrants are provided for the use of the water and fire department of the township or by such persons as may be specifically authorized by the ~~water department~~Department of Public Services.

Section 38-209 shall be amended to read as follows:

Fire hydrant permit.

No person, firm or corporation shall open or cause to be opened any fire hydrant without first securing a "permit to use fire hydrant" at the ~~water department~~Department of Public Services office. A deposit, as established by resolution, will be required. Such person, firm or corporation must report to the ~~water~~

~~department~~Department of Public Services when such use is terminated, at which time a hydrant inspection will be made and an inspection charge, as established by resolution, the cost of the estimated amount of water used, and the cost of repairing the hydrant, if any, shall be deducted from the deposit and the difference, if any, refunded to the depositor. If the deposit is insufficient to cover said cost, the permit holder shall pay the deficit.

Section 38-209 shall be amended to read as follows:

Fire line detector check.

All standby fire lines shall have an approved detector check installed, which shall have provisions for a 1.00-inch meter on the bypass. The required meter must be purchased from the ~~water~~
~~department~~Department of Public Services. No domestic service shall be allowed on a standby fire line.

Section 38-241 shall be amended to read as follows:

Multiple unit building.

Where a residential property is occupied by two or more distinct families, or where a commercial or industrial building is occupied by two or more firms or persons, a single charge for all water provided will be made against the owners of the property. Provided, however, that a building or buildings under one ownership with multiple tenants or occupants may be served by more than one water service and meter upon approval of the ~~water department~~Department of Public Services. In multiple meter installations, no master meter will be allowed. Where more than one meter is served by one water service, all the meters served by the service must operate from a manifold type arrangement. Failure of one unit in a manifold arrangement to pay for water received will result in discontinuance of water to that meter.

Section 38-243 shall be amended to read as follows:

Water turn off.

- (a) Water may be turned off from any premises against which charges stand delinquent for 30 days. Notification of delinquency shall be given to the owner of the premises concurrent with the late billing, together with a warning of turn-off date if billing continues to remain unpaid.
- (b) Water service may be turned off to customers requiring repairs to their water meters who have not responded for more than six months to written notice from the ~~water department~~Department of Public Services to allow access for such repairs. Notification of water shutoff shall occur after the property owner is given written notice at least seven days in advance of shut-off and additional notice at least 24 hours in advance of shut-off attached to the entrance door of the main structure and the garage.
- (c) Where so turned off, the water will not be turned on again until all charges have been paid in full, together with late charges and an additional penalty sum, as established in the township fee ordinance referred to in chapter 16, for extra service provided by the ~~water department~~Department of Public Services.

Section 38-245 shall be amended to read as follows:

Cross connection.

- (a) All cross connections between any type of water supply and the municipal water system are strictly prohibited. In the event a cross connection is discovered, the water will be turned off at the curb cock until the cross connection is severed. No direct connection of any type to a sewer line shall be allowed.

The township adopts by reference the cross connection rules promulgated by the Michigan Department of Environment, Great Lakes, and Energy ("EGLE") set forth at R325.11401 through R325.11407 of the Michigan Administrative Code and current State Plumbing Code. The Administrative Code requires the township to develop a comprehensive cross connection control plan for the elimination and prevention of all cross connections, which plan must be approved by the State of Michigan Department of Environment Great Lakes and Energy (the "EGLE"). The White Lake Township Cross Connection Control Plan has been approved by the EGLE and adopted by resolution of the township board.

- (b) Individuals responsible for carrying out the cross connection inspections and re-inspections shall have obtained necessary training through any available manuals on cross connection prevention, including the cross connection rules manual as published by the state department of environmental quality and attendance of any cross connection training sessions sponsored by the state department of environmental quality.
- (c) The time allowed for correction or elimination of any cross connection found shall be as follows:
 - (1) Cross connections that pose an eminent and extreme hazard shall be disconnected immediately and so maintained until necessary protective devices or modifications are made.
 - (2) Cross connections that do not pose an extreme hazard to the water supply system but nevertheless constitute a cross connection should be corrected within a reasonable period of time. The length of time allowed for correction should be reasonable and may vary depending on the type of device necessary for protection. The township ~~water department~~Department of Public Services shall indicate to each customer where a cross connection is found to exist, the time period allowed for compliance (30 to 60 days usually sufficient time for small devices).
- (d) Sufficient data to complete an annual report to the state department of environmental quality and to monitor the program adequately will be maintained by the ~~water department~~Department of Public Services and their responsible agents. An inspection form will be used during the initial inspection procedure. Inspection forms will be used to monitor the status of the protective device as well as the test results reported by a qualified backflow preventer tester. Inspection form will also be used for re-inspection.
- (e) In order to ensure against the hazards of cross connections, it will be necessary to periodically and systematically re-inspect for the presence of cross connections. The schedule for reinspection shall be in accordance with the schedule as noted in the cross connection rules manual. Whenever it is suspected or known that modifications have taken place with piping systems serving a particular water customer, re-inspections of the premises will be made.
- (f) All **commercial** backflow prevention devices shall be tested upon installation and annually thereafter, with proper test reports submitted to the ~~water department~~Department of Public Services. **All residential backflow prevention devices shall be tested every three to five years depending on the degree or hazard as outlined in the Cross Connection Control Plan on file at the Department of Public Services.** Failure to test and report is reason for water supply to be terminated.

Section 38-302 shall be amended to read as follows:

Inspection of premises plumbing.

Any officer, inspector and/or other authorized employee of the township board shall, upon presentation of the badge or other credentials provided for in section 38-301, have free access at all reasonable hours to any premises supplied with water for the purpose of making any inspection thereof, including the examination of the entire water supply and plumbing system upon said premises. No person, firm, association or corporation shall refuse to admit any authorized inspector and/or employee of the township board for any such purpose. In case any authorized employee is refused admittance to any

premises, or being admitted shall be hindered or prevented in making such examination, the ~~water department~~Department of Public Services may turn off the water to said premises after giving 24 hours notice to the owner of occupant of said premises.

Section 38-304 shall be amended to read as follows:

New water service inspection.

New water services shall be subject to an inspection by the ~~water department~~Department of Public Services and shall have passed said inspection prior to being placed in service. An inspection fee, as established by resolution, shall be payable at time of inspection.

Section 38-305 shall be amended to read as follows:

Lawn sprinkler system inspection and backflow preventer.

New lawn sprinkler system to be connected to the water system shall be subject to an inspection by the ~~water department~~Department of Public Services and shall have passed said inspection prior to being placed in service. A backflow preventer is required in any sprinkler system. An inspection fee, as established by resolution, shall be payable at time of inspection.

Section 38-306 shall be amended to read as follows:

New water systems.

All new water systems, extension of an existing system and/or major construction and/or repair shall be subject to appropriate inspections as deemed necessary by the township ~~water department~~Department of Public Services and/or the township engineer and shall have passed said inspections prior to being placed in service. Said inspection costs shall be borne by the developer or contractor of said new water system, extension of an existing system and/or major construction and/or repair.

Section 38-355 shall be amended to read as follows:

Variance.

The township board may grant a variance from the provisions of sections 38-353 and 38-354 under the following terms and conditions:

- (1) The applicant must submit a written request to the township board for a variance from the requirements of this article and demonstrate:
 - a. That compliance with the terms of this article would result in an unreasonable hardship; and
 - b. The property is otherwise served by an existing source of water that conforms to the requirements of all applicable local, state and county regulatory agencies.
- (2) The township board shall consider the request and grant a variance only if it makes a finding that the granting of the variance will be in harmony with the general purpose and intent of this article and not be detrimental to the public welfare.
- (3) In granting any variance, the township board may prescribe appropriate conditions in conformity with this article. Violation of such conditions shall be deemed a violation of this article and punishable under applicable provisions of this article. Conditions imposed shall meet all the following requirements.

- a. Be designed to protect natural resources, the health, safety and welfare, and the social and economic well being of those who will use the premises and the community as a whole.
 - b. Be related to the valid exercise of the township's powers and purposes as to the specific property involved.
 - c. Be necessary to meet the intent and purpose of this article.
- (4) Any variance granted pursuant to this section shall continue only as long as the source of water in existence at the time the variance request was granted, continues to comply with the standards of all applicable state and county regulatory agencies. Should the source of water not so comply, the variance shall automatically terminate.

Section 38-356 shall be amended to read as follows:

Water shutoff.

Should it become necessary to shut off the water from any section of the water system because of accidents or for the purpose of making repairs or in the case of construction, the ~~water department~~Department of Public Services will endeavor to give timely notice to the consumers affected thereby, and will, so far as practical, use its best efforts to prevent inconvenience and damage arising from any such causes. Failure to give such notice will not render the township or ~~water department~~Department of Public Services responsible or liable for damages that may result.

Section 38-357 shall be amended to read as follows:

Temporary restriction of water usage.

Should it become necessary for the township board to temporarily restrict and/or limit water usage to water system users, for example, discontinuance of lawn sprinkling, due to the water system having experienced a malfunction or failure of the system, or any other reason, it shall be unlawful for any person, firm, association or corporation to not comply with the restrictions or limitations so imposed by the township board. All affected water system users shall be duly and timely informed by the ~~water department~~Department of Public Services of any and all restrictions or limitations so placed upon them, and shall be duly and timely informed by the ~~water department~~Department of Public Services of any and all lifting of said restrictions or limitations.

CHAPTER 38, ARTICLE IV AMENDMENTS.

Section 38-418 – “Definitions” shall be amended as follows:

The following definitions shall be revised to read as follows:

Capital connection fee shall mean the amount charged to the property owner for each structure to be connected to the sanitary sewer system. The fee shall be paid prior to connection, based on residential equivalent units, and in accordance with the township fee ordinance. ~~This~~ **is payment of this** fee is non-transferable to other properties and **is** non-refundable.

Lateral benefit fee shall mean the amount charged to the property owner for each structure to be connected to the sanitary sewer system, in addition to the capital connection fee. This fee applies when a property owner has not previously contributed to the cost of construction of the sewer main abutting the property. The fee shall be paid prior to connection, based on residential equivalent units, and in accordance with the township fee ordinance. ~~This~~ **is payment of this** fee is non-transferable to other properties and **is** non-refundable.

ARTICLE II: SEVERABILITY

The various parts, sections and clauses of this Ordinance are hereby declared to be severable. If any part, sentence, paragraph, section or clause is adjudged unconstitutional or invalid by any court of competent jurisdiction, the remainder of the Ordinance shall remain in full force and effect.

ARTICLE III: REPEALER

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

ARTICLE IV: SAVINGS CLAUSE

Nothing in this Ordinance 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 Article III of this Ordinance; nor shall any just or legal right or remedy of any character be lost, impaired, or affected by this ordinance.

ARTICLE V: EFFECTIVE DATE

The provisions of this Ordinance are hereby ordered to take effect upon subsequent adoption publication.

ARTICLE VI: ADOPTION

This Ordinance is hereby declared to have been adopted by the Township Board of the Charter Township of White Lake at a meeting duly called and held on _____, 2021, and ordered to be given publication in the manner prescribed by law.

JOELLEN SHORTLEY
jshortley@rsjalaw.com

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Farmington Hills, Michigan 48331
P 248.489.4100 | F 248.489.1726
rsjalaw.com



ROSATI | SCHULTZ
JOPPICH | AMTSBUECHLER

December 2, 2021

Board of Trustees
Charter Township of White Lake
7525 Highland Road
White Lake, MI 48383

RE: National Opioid Litigation Settlement Process

Dear Board of Trustees:

Your Township is eligible to participate in the proposed settlement to the nationwide opioid litigation. After several years of negotiation, two nationwide settlements have been reached against the three largest pharmaceutical distributors, McKesson, Cardinal Health, and AmerisourceBergen and one manufacturer, Janssen Pharmaceuticals, Inc., and its parent company Johnson & Johnson. The settlements require the distributors to pay up to \$21 billion dollars over 18 years and for Janssen to pay up to \$5 billion over 9 years, for a total of \$26 billion. Of the settlement amount, approximately \$22.7 billion is earmarked for participating states and state subdivisions to remediate and abate the impacts of the opioid crisis. The settlements also require the distributors to implement safeguards to prevent the over prescription of opioids and place restrictions on the marketing, sale, and distribution of opioids. Michigan has chosen to participate in each settlement.

State subdivisions with populations over 10,000 people are eligible to participate in the settlement. The more subdivisions that participate, the greater the share of funds that will be allocated to the state. If a subdivision does not participate in the settlements, it cannot directly share in any of the settlement funds, even if its state and other subdivisions in its state are sharing in the settlements.

The settlements establish the base and incentive payments and how the funds will be paid out to the participating states and participating subdivisions. The Michigan Attorney General has estimated that the state of Michigan may receive close to \$800 million dollars in total as a result of the settlements. The settlement indicates it will be allocated 15% to a state fund, 70% to an Abatement fund and 15% to the participating subdivisions. Your municipality is listed in the Distributor settlement as receiving an allocation from the subdivision fund provided to the state. The Attorney General may be negotiating a specific agreement for Michigan, which could result in a modification of the allocation percentages.

The settlement amount depends upon several other factors, which makes it difficult to determine the amount each participating subdivision will receive. More details on the amounts allocated to

Board of Trustees
RE: Opioid Litigation Settlement
December 2, 2021
Page 2

the state and its participating subdivisions will be available once it is known if a majority of the subdivisions involved in the litigation choose to participate in the settlements. If a majority of governmental units that sued the companies do not accept the settlement, the proposed deal will fail, and litigation will continue. The settlement funds must be spent on opioid remediation; however, most of the uses identified in the settlements are for activities more likely to be conducted by states or counties. This list of permissible expenditures for subdivisions includes providing expanded training for first responders, schools, community groups and families on the use of Naloxone or other FDA approved drugs to reverse overdoses.

To receive the documentation you will need to participate in the settlement you must register at the national settlement website <https://nationalopioidsettlement.com/>. The deadline for opting in is January 2, 2022. Your unique subdivision identifier for registration should have been provided to you on a settlement notice or by our office if you did not receive a settlement notice. When registering, you will be required to provide the email address of the person who will be authorized to sign on behalf of the Township. Required documentation through the website will be executed and signed electronically.

The Michigan Attorney General's website https://www.michigan.gov/ag/0,4534,7-359-82917_103916---,00.html contains draft settlement agreement forms similar to what you will be asked to sign before settlement funds can be received. Attached are copies of the two proposed settlement forms. The forms contain i) an agreement to the terms of the settlements; ii) a release of claims; iii) an agreement that monies received can only be spent on opioid remediation, and iv) a consent to the jurisdiction of the court where the settlement judgment is filed. The Distributor Release is a release of claims against Distributors and J&J Release is a release of claims against Janssen and Johnson & Johnson. The attorney in the Attorney General's Office, who is handling this matter, indicated that he hopes to have a state settlement agreement and model Resolution for participation in the settlement, available by the end of November.

Both settlements contain injunctions placing numerous requirements on the companies that are aimed at preventing the over distribution and sale of opioids. The Distributors will be required to carefully review and report suspicious orders to the state. There will be a national Enforcement Committee to review compliance with the settlements and compliance committees established in the states. Janssen is banned from manufacturing, selling or promoting the sales of opioids in the United States. There are several pharmacy chains such as CVS and Walgreens and stores with pharmacies such as Walmart that have not joined the settlement.

We know that it is highly unlikely that the Township would commence its own lawsuit against any of the settling parties. If the Township has experienced any increased costs as a result of the issues described and addressed here, we have not identified any reasons not to participate in the proposed settlement. Therefore, opting into the settlement will enable the Township to be eligible for funding to address opioid remediation. The Attorney General's Office indicated that a Resolution to opt-in may be necessary. I have drafted the attached Resolution for your consideration.

Board of Trustees
RE: Opioid Litigation Settlement
December 2, 2021
Page 3

We will be glad to discuss any of the forms or requirements relating to these settlements.
Please contact me with any questions or concerns.

Very truly yours,

ROSATI SCHULTZ JOPPICH
& AMTSBUECHLER PC

Joellen Shortley

Joellen Shortley

Enclosures

Cc Mike Roman, Treasurer (w/Enclosures)
Lisa Hamameh, Esq. (w/Enclosures)

EXHIBIT K

Subdivision Settlement Participation Form

Governmental Entity:	State:
Authorized Official:	
Address 1:	
Address 2:	
City, State, Zip:	
Phone:	
Email:	

The governmental entity identified above (“*Governmental Entity*”), in order to obtain and in consideration for the benefits provided to the Governmental Entity pursuant to the Settlement Agreement dated July 21, 2021 (“*Distributor Settlement*”), and acting through the undersigned authorized official, hereby elects to participate in the Distributor Settlement, release all Released Claims against all Released Entities, and agrees as follows.

1. The Governmental Entity is aware of and has reviewed the Distributor Settlement, understands that all terms in this Participation Form have the meanings defined therein, and agrees that by signing this Participation Form, the Governmental Entity elects to participate in the Distributor Settlement and become a Participating Subdivision as provided therein.
2. The Governmental Entity shall, within 14 days of the Reference Date and prior to the filing of the Consent Judgment, secure the dismissal with prejudice of any Released Claims that it has filed.
3. The Governmental Entity agrees to the terms of the Distributor Settlement pertaining to Subdivisions as defined therein.
4. By agreeing to the terms of the Distributor Settlement and becoming a Releasor, the Governmental Entity is entitled to the benefits provided therein, including, if applicable, monetary payments beginning after the Effective Date.
5. The Governmental Entity agrees to use any monies it receives through the Distributor Settlement solely for the purposes provided therein.
6. The Governmental Entity submits to the jurisdiction of the court in the Governmental Entity’s state where the Consent Judgment is filed for purposes limited to that court’s role as provided in, and for resolving disputes to the extent provided in, the Distributor Settlement. The Governmental Entity likewise agrees to arbitrate before the National Arbitration Panel as provided in, and for resolving disputes to the extent otherwise provided in, the Distributor Settlement.

7. The Governmental Entity has the right to enforce the Distributor Settlement as provided therein.
8. The Governmental Entity, as a Participating Subdivision, hereby becomes a Releasor for all purposes in the Distributor Settlement, including, but not limited to, all provisions of Part XI, and along with all departments, agencies, divisions, boards, commissions, districts, instrumentalities of any kind and attorneys, and any person in their official capacity elected or appointed to serve any of the foregoing and any agency, person, or other entity claiming by or through any of the foregoing, and any other entity identified in the definition of Releasor, provides for a release to the fullest extent of its authority. As a Releasor, the Governmental Entity hereby absolutely, unconditionally, and irrevocably covenants not to bring, file, or claim, or to cause, assist or permit to be brought, filed, or claimed, or to otherwise seek to establish liability for any Released Claims against any Released Entity in any forum whatsoever. The releases provided for in the Distributor Settlement are intended by the Parties to be broad and shall be interpreted so as to give the Released Entities the broadest possible bar against any liability relating in any way to Released Claims and extend to the full extent of the power of the Governmental Entity to release claims. The Distributor Settlement shall be a complete bar to any Released Claim.
9. The Governmental Entity hereby takes on all rights and obligations of a Participating Subdivision as set forth in the Distributor Settlement.
10. In connection with the releases provided for in the Distributor Settlement, each Governmental Entity expressly waives, releases, and forever discharges any and all provisions, rights, and benefits conferred by any law of any state or territory of the United States or other jurisdiction, or principle of common law, which is similar, comparable, or equivalent to § 1542 of the California Civil Code, which reads:

General Release; extent. A general release does not extend to claims that the creditor or releasing party does not know or suspect to exist in his or her favor at the time of executing the release, and that if known by him or her would have materially affected his or her settlement with the debtor or released party.

A Releasor may hereafter discover facts other than or different from those which it knows, believes, or assumes to be true with respect to the Released Claims, but each Governmental Entity hereby expressly waives and fully, finally, and forever settles, releases and discharges, upon the Effective Date, any and all Released Claims that may exist as of such date but which Releasors do not know or suspect to exist, whether through ignorance, oversight, error, negligence or through no fault whatsoever, and which, if known, would materially affect the Governmental Entities' decision to participate in the Distributor Settlement.

11. Nothing herein is intended to modify in any way the terms of the Distributor Settlement, to which Governmental Entity hereby agrees. To the extent this Participation Form is interpreted differently from the Distributor Settlement in any respect, the Distributor Settlement controls.

I have all necessary power and authorization to execute this Participation Form on behalf of the Governmental Entity.

Signature: _____

Name: _____

Title: _____

Date: _____

SPECIMEN

EXHIBIT K

Settlement Participation Form

Governmental Entity:	State:
Authorized Official:	
Address 1:	
Address 2:	
City, State, Zip:	
Phone:	
Email:	

The governmental entity identified above (“Governmental Entity”), in order to obtain and in consideration for the benefits provided to the Governmental Entity pursuant to the Settlement Agreement dated July 21, 2021 (“Janssen Settlement”), and acting through the undersigned authorized official, hereby elects to participate in the Janssen Settlement, release all Released Claims against all Released Entities, and agrees as follows.

1. The Governmental Entity is aware of and has reviewed the Janssen Settlement, understands that all terms in this Election and Release have the meanings defined therein, and agrees that by this Election, the Governmental Entity elects to participate in the Janssen Settlement and become a Participating Subdivision as provided therein.
2. The Governmental Entity shall, within 14 days of the Reference Date and prior to the filing of the Consent Judgment, dismiss with prejudice any Released Claims that it has filed.
3. The Governmental Entity agrees to the terms of the Janssen Settlement pertaining to Subdivisions as defined therein.
4. By agreeing to the terms of the Janssen Settlement and becoming a Releasor, the Governmental Entity is entitled to the benefits provided therein, including, if applicable, monetary payments beginning after the Effective Date.
5. The Governmental Entity agrees to use any monies it receives through the Janssen Settlement solely for the purposes provided therein.
6. The Governmental Entity submits to the jurisdiction of the court in the Governmental Entity’s state where the Consent Judgment is filed for purposes limited to that court’s role as provided in, and for resolving disputes to the extent provided in, the Janssen Settlement.
7. The Governmental Entity has the right to enforce the Janssen Settlement as provided therein.

8. The Governmental Entity, as a Participating Subdivision, hereby becomes a Releasor for all purposes in the Janssen Settlement, including but not limited to all provisions of Section IV (Release), and along with all departments, agencies, divisions, boards, commissions, districts, instrumentalities of any kind and attorneys, and any person in their official capacity elected or appointed to serve any of the foregoing and any agency, person, or other entity claiming by or through any of the foregoing, and any other entity identified in the definition of Releasor, provides for a release to the fullest extent of its authority. As a Releasor, the Governmental Entity hereby absolutely, unconditionally, and irrevocably covenants not to bring, file, or claim, or to cause, assist or permit to be brought, filed, or claimed, or to otherwise seek to establish liability for any Released Claims against any Released Entity in any forum whatsoever. The releases provided for in the Janssen Settlement are intended by the Parties to be broad and shall be interpreted so as to give the Released Entities the broadest possible bar against any liability relating in any way to Released Claims and extend to the full extent of the power of the Governmental Entity to release claims. The Janssen Settlement shall be a complete bar to any Released Claim.
9. In connection with the releases provided for in the Janssen Settlement, each Governmental Entity expressly waives, releases, and forever discharges any and all provisions, rights, and benefits conferred by any law of any state or territory of the United States or other jurisdiction, or principle of common law, which is similar, comparable, or equivalent to § 1542 of the California Civil Code, which reads:
- General Release; extent.** A general release does not extend to claims that the creditor or releasing party does not know or suspect to exist in his or her favor at the time of executing the release that, if known by him or her, would have materially affected his or her settlement with the debtor or released party.
- A Releasor may hereafter discover facts other than or different from those which it knows, believes, or assumes to be true with respect to the Released Claims, but each Governmental Entity hereby expressly waives and fully, finally, and forever settles, releases and discharges, upon the Effective Date, any and all Released Claims that may exist as of such date but which Releasors do not know or suspect to exist, whether through ignorance, oversight, error, negligence or through no fault whatsoever, and which, if known, would materially affect the Governmental Entities' decision to participate in the Janssen Settlement.
10. Nothing herein is intended to modify in any way the terms of the Janssen Settlement, to which Governmental Entity hereby agrees. To the extent this Election and Release is interpreted differently from the Janssen Settlement in any respect, the Janssen Settlement controls.

I have all necessary power and authorization to execute this Election and Release on behalf of the Governmental Entity.

Signature: _____

Name: _____

Title: _____

Date: _____

SPECIMEN

CHARTER TOWNSHIP OF WHITE LAKE

**RESOLUTION APPROVING OPTING-IN TO THE
NATIONAL OPIOID LITIGATION SETTLEMENT
RESOLUTION # 21-048**

RECITALS:

A. After several years of negotiation, two nationwide settlements have been reached against the three largest pharmaceutical distributors, McKesson, Cardinal Health and AmerisourceBergen and one manufacturer, Janssen Pharmaceuticals, Inc., and its parent company Johnson & Johnson. The settlements require the distributors to pay up to \$21 billion dollars over 18 years and for Janssen to pay up to \$5 billion over 9 years, for a total of \$26 billion. Of the settlement amount approximately \$22.7 billion is earmarked for participating states and state subdivisions to remediate and abate the impacts of the opioid crisis.

B. The settlements require the distributors to implement safeguards to prevent the over prescription of opioids and place restrictions on the marketing, sale and distribution of opioids. Michigan has chosen to participate in each settlement. The Distributors will be required to carefully review and report suspicious orders to the state. There will be a national Enforcement Committee to review compliance with the settlements and compliance committees established in the states. Janssen is banned from manufacturing, selling or promoting the sales of opioids in the United States.

C. White Lake Township is eligible to participate in the settlements. The settlement with the Distributors indicates that White Lake is eligible to receive approximately .0585 percent of the 15% allocation the state will receive to distribute to participating subdivisions. The allocation percentage may be modified if the state of Michigan enters into a state specific agreement with the settling parties.

D. Any funds received from the settlements must be spent on opioid remediation, which is defined in the settlement agreements. However, if a majority of governments that sued the companies do not accept the settlement, the proposed deal will fail, and litigation will continue.

D. The two proposed settlements require the participating subdivisions to agree to the settlement terms. The settlements require: i) an agreement to the terms of the settlements; ii) a release of claims; iii) an agreement that monies received can only be spent on opioid remediation and iv) a consent to the jurisdiction of the court where the settlement judgment is filed. The Distributor Release is a release of claims against Distributors and J&J Release is a release of claims against Janssen and Johnson & Johnson.

IT IS THEREFORE RESOLVED:

The Township of White Lake elects to participate in the proposed settlements with pharmaceutical distributors, McKesson, Cardinal Health and AmerisourceBergen and the proposed settlement with one manufacturer, Janssen Pharmaceuticals, Inc., and its parent company Johnson & Johnson.

The Township of White Lake agrees to the terms of the settlements, a release of claims against the companies named in the litigation, the funds received from the settlements to be spent on opioid remediation, as defined in the settlements, and consents to the jurisdiction of the court where the settlement judgments are filed.

The Township of White Lake authorizes the Township Supervisor to register the Township on the National Opioid Settlement website, opt-in to the settlements, consent to the terms of the settlement and such further action as is necessary to receive the settlement funds.

The election, agreement, and authorization in this Resolution are subject to completion of all other necessary actions by the Court and the other parties required to finalize the settlements as described herein.

CERTIFICATION

I hereby certify that this Resolution was adopted by the Charter Township of White Lake Board of Trustees at a regular meeting on December 8, 2021.

Date

Anthony Noble, Township Clerk
Charter Township of White Lake