1	CITY OF PONTIAC
2	PLANNING COMMISSION
3	WEDNESDAY, SEPTEMBER 26, 2018
4	6:30 P.M.
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6	A Special Meeting before the Planning
7	Commission, at 47450 Woodward Avenue, 2nd Floor,
8	Council Chambers, Pontiac, Michigan 48342.
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10	BOARD COMMISSIONERS: Dayne Thomas, Chairman
11	Ashley Fegley, Vice Chair Mayor Deirdre Waterman, Commissioner
12	Mona Parlove, Commissioner Christopher Northcross, Commissioner
13	Lucy Payne, Commissioner Hazel Cadd, Commissioner
14	CITY OFFICIALS PRESENT:
15	Vernon Gustafsson, Planning Manager Donovan Smith, Assistant City Planner
16	MEMBERS OF THE PUBLIC ADDRESSING THE PLANNING COMMISSION:
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18	Frank Fugate
19	MINUTES RECORDED BY: Quentina R. Snowden, (CSR-5519)
20	Certified Shorthand Reporter
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1	CALL TO ORDER: Vice Chair Fegley called the
2	meeting to order at 6:32 p.m.
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4	ROLL CALL (PRESENT):
5	Ashley Fegley, Vice Chair
6	Mayor Deirdre Waterman, Commissioner
7	Christopher Northcross, Commissioner
8	Lucy Payne, Commissioner
9	Hazel Cadd, Commissioner
10	Mona Parlove, Commissioner
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12	ROLL CALL (EXCUSED):
13	Dayne Thomas, Chairman
14	VICE CHAIR FEGLEY: Good evening. It
15	is September 26th, Wednesday, 6:30. We're going to
16	begin our meeting. Roll call, please.
17	MR. GUSTAFSSON: Sure. Chair Fegley.
18	VICE CHAIR FEGLEY: Present.
19	MR. GUSTAFSSON: Commissioner Cadd.
20	COMMISSIONER CADD: Present.
21	MR. GUSTAFSSON: Commissioner
22	Northcross.
23	COMMISSIONER NORTHCROSS: Present.
24	MR. GUSTAFSSON: Commissioner Parlove.
25	COMMISSIONER PARLOVE: Present.

1 MR. GUSTAFSSON: Commissioner Payne. 2 COMMISSIONER PAYNE: Present. 3 MR. GUSTAFSSON: And Mayor Waterman. 4 MAYOR WATERMAN: Present. 5 MR. GUSTAFSSON: We definitely have a 6 quorum, six. 7 VICE CHAIR FEGLEY: All right. Do we 8 have any communications? 9 MR. GUSTAFSSON: Yes, I do. In your 10 packet, or information from you on the legal-size 11 paper is the medical marihuana Proposal 1 Ordinance 12 that the community passed by one vote. So this is 13 the law of the land. We are in the process right now of going through and looking at the review 14 15 process, the criteria, the scoring, placement of the various facilities. 16 As you recall, within Proposal 1, it 17 18 is a -- Proposal 1 allows for up to 20 provision 19 It is uncapped in regards to growers, centers. 20 processors, safety compliance, and also 21 transporters. So these other facilities could 22 provide the product, they process it, they test it, 23 they take the resin out to make edibles, so it's a 24 big process. 25 And, so those are the other type of --

the only limit is on provision centers which are 20 -- up to 20 in the City of Pontiac.

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And as of right now we're evaluating location as it relates to zoning requirements and so forth. Our goal -- or our mandate is to complete this by November 12th. If you would mark on your calendar, if we're looking at -- right now we're looking at a public hearing for the Planning Commission as relates to the Medical Marihuana Ordinance. As relates to the Zoning Ordinance, we're looking at October 17th.

COMMISSIONER CADD: For both zoning and --

MR. GUSTAFSSON: Excuse me?

COMMISSIONER CADD: For both zoning and public hearing?

MR. GUSTAFSSON: Yeah, zoning.

MAYOR WATERMAN: Madam Chair?

VICE CHAIR FEGLEY: Yes?

MAYOR WATERMAN: Yes. Although we handle this under communications, I think if we can add this to the agenda as -- under new business, because I think it may -- this is so significant and the Planning Commission part of this is so significant that I think it would be helpful if we

actually have a discussion about it where our planner can give you more detailed information about the whole process and sequence on the time frame on that.

The October 17th date is -- has not officially been set yet because there are a number of things that have to be done. Because of the way this was brought to the City on referendum, and the Ordinance says that the City has 60 days from the time that we had the recount, that is a much accelerated rate to do these things, particularly since some communities it's taken them, you know, two or three years to get it done and get it right.

So 60 days is an enormously problematic schedule for us to be able to go through all of the Zoning and Ordinance changes that we need to have to get it through Planning Commission and set up a whole application process that is in the hands of the clerk's office and it's not -- and particularly since this community is starting from zero, you know.

So, this is just a consideration and I think given the -- the role of the Planning

Commission, I think this is a good time rather than have it all fall upon you, you know, in one fell

swoop after the October -- in the October meeting, that this would be a good chance to ask questions to be knowledgeable about that. I don't know how many of you have seen the Ordinance before tonight or if it's just -- so there's a lot to know about this, and so, that was -- that would be my suggestion, that we save some time after the regular business to add that on as a new business item.

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VICE CHAIR FEGLEY: Okay. Is it something that we have to pass by the 10/17th or it's just something that --

MAYOR WATERMAN: No, no, information only.

VICE CHAIR FEGLEY: Information? Okay.

MAYOR WATERMAN: Just to have a drill down on this particular subject.

VICE CHAIR FEGLEY: Okay. Because I haven't even had a chance to read this. I almost would like to read it and maybe it another night. Is it something that we need to discuss tonight?

MAYOR WATERMAN: I'm just suggesting that it be put on for information purposes and it doesn't mean that it can't be continued, but I just thought we should start it given the fact that we

1	had such a compressed time, really
2	VICE CHAIR FEGLEY: Okay.
3	MAYOR WATERMAN: to get the
4	Planning Commission you know, so it may continue
5	certainly, if it's that much discussion needed and
6	we should start somewhere sometime, so.
7	MR. GUSTAFSSON: I think it's a very
8	good point. And I can go through the it's five
9	pages and I can kind of highlight whatever section
10	what they mean and so forth, and go from there.
11	Just give you a breakdown as it relates to the
12	Ordinance.
13	VICE CHAIR FEGLEY: Okay, that sounds
14	good.
15	MR. GUSTAFSSON: Okay.
16	VICE CHAIR FEGLEY: All right.
17	Minutes for review. Commissioner Northcross, do you
18	have any comments or questions from the minutes from
19	last
20	COMMISSIONER NORTHCROSS: No comments.
21	VICE CHAIR FEGLEY: Commissioner Cadd,
22	do you have any questions or comments?
23	COMMISSIONER CADD: None, thank you.
24	VICE CHAIR FEGLEY: Mayor Waterman, do
25	you have any comments or questions?

1	MAYOR WATERMAN: I do not.
2	COMMISSIONER PARLOVE: I do not.
3	VICE CHAIR FEGLEY: Commissioner
4	Payne, do you have any comments or questions?
5	COMMISSIONER PAYNE: Well, the minutes
6	that I read some of them had blanks. I guess maybe
7	the recorder did not pick up complete sentences or
8	words so, I don't know what you know, that is a
9	concern, but
10	MR. GUSTAFSSON: It seemed like there
11	was a couple of areas, but it didn't miss any
12	information.
13	COMMISSIONER PAYNE: Okay. Thank you.
14	VICE CHAIR FEGLEY: I don't have any
15	comments or questions. May I have a motion for
16	approval?
17	COMMISSIONER PARLOVE: I make a motion
18	to approve the minutes.
19	MAYOR WATERMAN: Support.
20	VICE CHAIR FEGLEY: Roll call, please.
21	MR. GUSTAFSSON: Yes, Commissioner
22	Parlove.
23	COMMISSIONER PARLOVE: I accept the
24	minutes.
25	MR. GUSTAFSSON: Okay. Mayor

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1	Waterman.
2	MAYOR WATERMAN: Yes.
3	MR. GUSTAFSSON: Okay. Commissioner
4	Payne.
5	COMMISSIONER PAYNE: Yes, to approve.
6	MR. GUSTAFSSON: Okay. Commissioner
7	Northcross.
8	COMMISSIONER NORTHCROSS: Yes.
9	MR. GUSTAFSSON: Commissioner Cadd.
10	COMMISSIONER CADD: Yes, to approve.
11	MR. GUSTAFSSON: And lastly,
12	Commissioner Fegley.
13	VICE CHAIR FEGLEY: Yes.
14	MR. GUSTAFSSON: Okay. Motion passes.
15	AYES: Payne, Parlove, Fegley,
16	Northcross, Cadd, Waterman
17	NAYS: (None.)
18	ABSTAIN: (None.)
19	MOTION CARRIES 6-0-0
20	VICE CHAIR FEGLEY: Okay. First, or
21	the only item on the agenda is site plan review for
22	69 Douglas, Winston Commons on number 5.1.
23	MR. GUSTAFSSON: Okay. Thank you.
24	(Presentation of facts given by Mr.
25	Gustafsson.)

1	COMMISSIONER NORTHCROSS: There was
2	just a question about the general layout of the
3	of the apartments and whether or not they'll meet
4	our minimum square footage requirements.
5	MR. GUSTAFSSON: They do meet the
6	minimum requirements, yes, they do.
7	COMMISSIONER NORTHCROSS: So the
8	plans, the layout plans that were sent today
9	okay.
10	MR. GUSTAFSSON: Yes. Good question.
11	(Presentation of facts continues.)
12	MR. GUSTAFSSON: Okay. Any questions?
13	VICE CHAIR FEGLEY: No, I don't have
14	any questions right now. Would you like to come to
15	the podium and explain further your project or
16	MR. FUGATE: Can I just come to right
17	here? Can you hear me okay?
18	VICE CHAIR FEGLEY: Yes. Thank you.
19	MR. FUGATE: Thank you. I'm Frank
20	Fugate. I'm with the Woda Cooper Companies. Thank
21	you, Mayor, for being here, Planning Commission, Mr.
22	Gustafsson for getting this all together.
23	Mr. Gustafsson has done a great job of
24	going through what the units look like and different
25	things like that. I'd like to talk about and the

site plan. So a couple of things I'd like to talk to you all about tonight and then I'll make it very brief and you can ask me questions.

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One thing I'd like to say is if you look at the elevations, we have -- it's a fiberboard material and it has battens on it. And the idea is Huron Street is a very business street, I want to be able to keep our buildings clean, I want them to be durable and I have brick.

So I want everybody to understand that this is a very durable material that we're putting on there along with fiberglass doors and different things like that. These will be Enterprise Green, will be energy efficient. All of the appliances, and the appliances that we'll be putting into this will be microwaves, dishwashers, frost-free refrigerators, self-cleaning ovens, central air. All of these will be Energy Star along with the design will be Enterprise Green/LEED. Everybody understands the benefits of that, both to the operation and to the residents with energy savings.

The community building, like Mr.

Gustafsson said, will also have some green space around it, will also have a top lock with it. The laundry facilities will be there. Generally when we

do this we set the laundry facilities up so the mom can -- if it's a fenced-in top lock she can keep an eye on her kids while she's checking the laundry very quickly, so it's a design feature we put into this.

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One of the things I want to talk about is site control. These lots are -- I've approached all of the property owners, asked them to sell, some of the -- the one lot the gentleman did not want to sell. I respected that totally. Two people wanted to sell their homes. I had -- and one person had an extra lot, I bought their lot. A lady had two lots, and then the majority of the properties came from Oakland County Treasurer's Office and Michigan Land Bank.

So these properties have been sitting for a long time doing nothing. Everybody has been very good to work with, I've got all of my -- and a non-profit has agreed to sell me their property too.

So I've gotten all of these properties. I believe I have six or seven purchase agreements out, it's not been easy. I have a lot of blood and sweat in it so I'm very excited about it, which is kind of the way I do things.

So I really think that we're taking a

lot of the properties that are not tax revenues to the community, and bringing that back into the community, and we're also -- it's -- it's in an area -- one of the great amenities with this site is its proximity to downtown. And every time I come to Pontiac, and I've been coming to Pontiac now for probably 18 months, I see something new downtown happening. And I think this will be a benefit, it's walking -- one of the amenities that we're putting in are bicycle racks and they're not just typical, you know, piece of metal and you lock your bike up to it, they're structures that you can put your bike in and they can be protected. So we're excited about that.

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We want this to be a walkable -- we want this to be a community that will go downtown.

Some of the things -- one of the other amenities that I really feel strongly about is jobs coming to downtown. I've been at Council meetings, I've listened to the Mayor, I've listened to Council members. You have a hospital downtown. A lot of the -- a lot of the folks that work in that hospital, their income -- they will be able to live in our properties. It will be a benefit that, you know, if you stand on Huron Street before 4:00

there's a lot of cars going out. Hopefully we can stop a few of those and they can pull into Douglas Street and -- or they can walk.

So those are some of the amenities I wanted to talk to everybody about tonight.

So we have taken a lot of the non-income-producing lots, we have got a walkable community, we have got Enterprise Green, we have got a design. You know, we're looking at this structure is probably from the top of the roof is only 25 feet. So it's going to fit into existing homes, it's going to -- it's not like it's going to be a big, massive structure or anything there. So I'm hoping that -- my feeling is we'll have a streetscape on Huron and Mechanic and Douglas will have a nice streetscape.

VICE CHAIR FEGLEY: Thank you. I'm going to open up questions to my fellow Commissioners.

MR. FUGATE: Yep, I'm done. That's perfect.

VICE CHAIR FEGLEY: Okay. Thank you.

Commissioner Northcross, do you have any comments or questions?

COMMISSIONER NORTHCROSS: No, you've

1	answered my questions.
2	VICE CHAIR FEGLEY: Okay.
3	Commissioner Cadd, do you have any comments or
4	questions?
5	COMMISSIONER CADD: This is for all
6	ages, correct?
7	MR. FUGATE: Yeah. Yeah. General
8	occupancy. And that's why we have some
9	one-bedrooms, A, for millennials; and B, for active
10	seniors.
11	COMMISSIONER CADD: Could you give me
12	an idea as to the range of what you're going to
13	charge for rents?
14	MR. FUGATE: Yep.
15	COMMISSIONER CADD: Thank you.
16	MR. FUGATE: I got to find it. So a
17	one-bedroom, the tenant still pays the utilities
18	except for water and sewer. The one bedroom will
19	start around \$660 a month. The two-bedroom will be
20	anywhere from 921 to \$1,121 a month. And the
21	three-bedroom will be anywhere from 1,041 to 1,291.
22	COMMISSIONER CADD: And they're all
23	separately metered so everybody is responsible for
24	everything but the water and sewer?
25	MR. FUGATE: Yes. Yes. Usually water

1 and sewer, we do that on a master meter. But we pay 2 for -- our company pays for it. COMMISSIONER CADD: And how long do 3 4 you think it will take to have it complete? 5 MR. FUGATE: So, let's run through the 6 dates real quick. We'll find out about our 7 financing by the first of February. That will be 8 and exciting day, so that will be -- you know. And 9 then we start delving into the survey and 10 pre-construction, working with the City, getting all 11 of the details. That's usually a six-month process. 12 Let's say eight months to make the numbers easy, 13 okay? So that's going to be the end of 2019. We will start construction probably as 14 15 soon as it warms up. If we have a warm winter, 16 we'll start in February, March of 2020. And then 17 the development will be complete by the end of 2020. 18 Sounds like a long ways away, doesn't it. 19 COMMISSIONER CADD: Not really. 20 MR. FUGATE: So, that's -- that's kind of the time frame in a nutshell. 2.1 22 COMMISSIONER CADD: Okay. That's all 23 that I have right now. Thank you so much. 24 MR. FUGATE: Thank you. 25 VICE CHAIR FEGLEY: Mayor Waterman, do

you have any comments or questions?

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MAYOR WATERMAN: I do. Frank, hi, good to see you again. I'm very familiar with this project because this part is proceeding on a couple of tracks, they also had to come to Council to get the pilot that they need for the financing from Michigan, so there was part of that process that has been wending its way through Council.

So, the thing in setting that and knowing this project, mirrors ourselves with this particular developer, Woda. We have seen the work they have done in other places across the state, very commendable housing, of course. And we do have as part of the agreements now with these various developers who are asking for pilots, development agreements and MSA agreements, and that is set up to this project as well --

MR. FUGATE: Yes.

MAYOR WATERMAN: -- because it's the City's commendation that has to go along with their application to Michigan. So one unique feature of the agreement we have with this developer is that it is linked with an apprenticeship program, which means that it also bring some new builds for the City of Pontiac which we have been not having a lot

of in the last number of years, so new build is great in the City. But, also the fact that it has a workforce development component of it with training. So that is another community benefit to add to this particular project.

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So we're happy to see this, we're also happy to see that the new build represents a kind of inventory of housing that we haven't had new builds in a good while. I've had any number of people who have said to me, you know, one of the kind of things we would like to have the option of are townhomes, so this is townhomes.

And the other things that recommends this project, is that it is along one of our very accessible corridors in town. So if we have emphasis on our main thoroughfares and corridors, and this is at the eastern gateway along that University/Huron pathway, then this will help to certainly beautify and rehabilitate that area.

So for those reasons, I just wanted to share that with you, because we have been working with Woda for some time now to -- well, shorter on this one because this came fairly -- fairly recently, but we're happy to recommend that from an administration-wide in terms of this being a project

that will lend to that category of housing that we 1 2 have had a drift of in the last few years. 3 So, I would just like to share those 4 comments with the Planning Commission for your consideration. 5 6 VICE CHAIR FEGLEY: Thank you. 7 Commissioner Parlove, do you have any questions or 8 comments? 9 COMMISSIONER PARLOVE: I do. Good evening, Frank. Thank you for coming back. 10 were here working on the project behind the Oakland 11 Press, right? 12 13 MR. FUGATE: Yes, ma'am. 14 COMMISSIONER PARLOVE: How is that 15 coming along? MR. FUGATE: We got funded and I just 16 17 got an update today, we had a kickoff phone call 18 with our engineers, our architects, our construction staff, and our development office. So today was 19 20 kind of a kickoff meeting of what has to be done, where we're going and the path that we're going 21 22 down. 23 COMMISSIONER PARLOVE: Great. Great. 24 MR. FUGATE: So, yes, we're very 25 excited.

1	COMMISSIONER PARLOVE:
2	Congratulations. Do you know when you'll be
3	breaking ground yet?
4	MR. FUGATE: I'm afraid I do not. But
5	it should be we got funded, it should be within
6	the end of this year.
7	COMMISSIONER PARLOVE: Okay. Great.
8	Well, I hope we have a warm late fall for you.
9	MR. FUGATE: I do too. Thank you.
10	COMMISSIONER PARLOVE: And dry. Thank
11	you for bringing this project to Pontiac as a
12	possibility and a viable option for us. It looks
13	very interesting. I think it's a great location for
14	what you're proposing, it makes sense. But a couple
15	of questions I have just to be clear. These are
16	built on slabs, no basements, correct?
17	MR. FUGATE: Slab on grade, yes.
18	COMMISSIONER PARLOVE: Okay. No
19	covered parking?
20	MR. FUGATE: No covered parking.
21	COMMISSIONER PARLOVE: Is there enough
22	parking for both residents and guests onsite or
23	would guests be parking on the street?
24	MR. FUGATE: So, what we have there
25	is we have done some research. We have probably

four or five extra parking spots. We've got -- we meet the code, we have got -- which is basically a little over two -- it's based on bedrooms, but it's basically two parking spots per unit, so we have exceeded that. And then Mechanic Street and Douglas Street does allow street parking. So, if somebody has a birthday party at our community building they can park on the street.

COMMISSIONER PARLOVE: Okay.

MR. FUGATE: There's also if they ever have one big shindig, there's the park around the street that has parking that they have to walk a half a block to get to. So -- yeah, we have considered that.

COMMISSIONER PARLOVE: Okay. Great.

The other thing that I did not see in our packet was the rear elevation. Is there any brick on the backs of these buildings?

MR. FUGATE: Yeah, generally we do put -- it's called a -- it's the layer along the bottom, that will be in brick.

COMMISSIONER PARLOVE: Okay. But other than that, there's no vinyl on these?

MR. FUGATE: No, these will not be

vinyl, these will be fiberboard.

1 COMMISSIONER PARLOVE: Okay. 2 MR. FUGATE: And then they will have 3 the back like you see, so they'll be -- there will 4 be some horizontal to break it up, but it's 5 fiberboard it's not vinyl. 6 COMMISSIONER PARLOVE: Great. And no 7 Dryvit, I hope? None of that EIFS? MR. FUGATE: 8 No. 9 COMMISSIONER PARLOVE: Thank you. 10 MR. GUSTAFSSON: No, there's not. 11 COMMISSIONER PARLOVE: Okay. I think 12 that's it. 13 MR. FUGATE: That's easy for me to 14 say, no, I just want you to know. 15 COMMISSIONER PARLOVE: That's it. 16 Thank you. MR. GUSTAFSSON: Commissioner Parlove, 17 18 I want to also say that as Frank indicated, their 19 parking count was based on roughly two parking 20 spaces per bedroom. Actually per our code it's 21 actually 1.1. So actually they've exceeded the 22 requirements, even based upon our standards. 23 regards to the number of vehicles that for the 24 residents plus parking I'm sure will be fine, you

know, would be adequate.

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1 COMMISSIONER PARLOVE: Thank you. 2 VICE CHAIR FEGLEY: Ms. Parlove, do 3 you any questions or comments? 4 COMMISSIONER PARLOVE: I'm done. 5 VICE CHAIR FEGLEY: Payne. I'm sorry. 6 Commissioner Payne, do you have any comments or 7 questions? Well, first of 8 COMMISSIONER PAYNE: 9 all, once again thank you for your interest here 10 within the City of Pontiac. And this is one of the 11 plans that we had looked at for our master plan, you 12 know, so we're well in range with that, so I 13 appreciate that. 14 The facility, all of your plans all 15 look great, we really, really appreciate that, and 16 the building looks really good. I, you know, went 17 through there and I was thinking wow, that's a 18 little small place for all of this. So, but you 19 were saying that the houses -- that you had 20 purchased some of the houses, so some of those would be coming down --21 22 MR. FUGATE: Yes. 23 COMMISSIONER PAYNE: -- to give you 24 the space that you really need? Okay. 25 Now, do you have any relationship,

have you built a relationship with the building across the street from you, the park -- what is that park?

COMMISSIONER NORTHCROSS: Beacon.

MR. FUGATE: Beacon? Yeah, Mr. David, Rick David. Yeah, I have. Rick -- let me take a step backwards and -- to what the Mayor was talking about. One of the things that we did last Thursday is we had a neighborhood meeting. And it was set up -- this is District 7, which is Council President --

COMMISSIONER NORTHCROSS: Williams.

MR. FUGATE: -- Williams's district.

So we had probably eight to ten people at a public meeting last week. One of the people that spoke in favor of the development was Mr. David. I invited Mr. David to our -- to the meeting. So he was one of the ones. I met with Mr. David and Wilma Adamere (ph) I think is her last name. I may have mispronounced that. But I met with them probably six weeks ago to let them know, because they're a stakeholder in the community. So I met with them.

COMMISSIONER PAYNE: Okay. So their interest -- they've -- they have, like, I guess coming off of Huron, is that M-59 or -- and they

1	have coming off of Pike to get to their residence?
2	MR. FUGATE: You mean yes.
3	COMMISSIONER PAYNE: Right to
4	MR. FUGATE: For access?
5	COMMISSIONER PAYNE: Yes.
6	MR. FUGATE: Yes.
7	COMMISSIONER PAYNE: That's great.
8	MR. FUGATE: Nothing off of Huron,
9	though.
10	COMMISSIONER PAYNE: Oh, they can't
11	MR. FUGATE: There will be no access
12	to this development from Huron. Everything will be
13	from Douglas and McKinley.
14	MR. GUSTAFSSON: Yeah, I believe
15	COMMISSIONER PAYNE: Well, the
16	street
17	MR. GUSTAFSSON: Go ahead.
18	COMMISSIONER PAYNE: Well, no, go
19	ahead.
20	MR. GUSTAFSSON: I was going to say,
21	if you look at the aerial, you'll see an aerial
22	superimposed over the development and you'll see a
23	bunch of driveways, those will all be gone. Those
24	are the driveways for the former homes
25	COMMISSIONER PAYNE: Oh, okay.

1	MR. GUSTAFSSON: that you might
2	have thought access to, but that won't be. Like I
3	said, it will be Douglas and Mechanic will be the
4	primary access points for the development.
5	COMMISSIONER PAYNE: Okay. All right.
6	Super. Thank you.
7	MR. FUGATE: You're not the first
8	person to question that and I should have pointed
9	that out, that those that is like Vern said,
10	that is superimposed on top of a map.
11	COMMISSIONER PAYNE: Okay.
12	MR. FUGATE: So those go away.
13	COMMISSIONER PAYNE: Elevators are in
14	here, then?
15	VICE CHAIR FEGLEY: No. No elevators,
16	just stairs. These are walkups.
17	MR. GUSTAFSSON: Okay.
18	VICE CHAIR FEGLEY: Well, thank you
19	for investing in Pontiac. These bedrooms in these
20	units, too, seem like they're all very nice size
21	too. Are these eight-foot ceilings or nine-foot
22	ceilings?
23	MR. FUGATE: I believe that everything
24	is an eight-foot ceiling.
25	VICE CHAIR FEGLEY: It is?

MR. FUGATE: Eight-plus I think is 1 2 what we do. 3 VICE CHAIR FEGLEY: Okay. 4 MR. FUGATE: Could be a couple more inches than that. 5 6 VICE CHAIR FEGLEY: Okay. I noticed, 7 too, that there's no side elevations and I -there's no windows at all on the sides. 8 Would you 9 be opposed to maybe adding some windows in some of those bathrooms in the one-bed units? 10 11 MR. FUGATE: Yeah, that's something 12 that we can do. That wouldn't be a problem as --13 as -- yeah, because we have the two buildings -- you 14 got the two on Mechanic and then you got the one out 15 on Huron that that could be crucial for, yeah. VICE CHAIR FEGLEY: Just add some more 16 17 natural light to those end units. MR. FUGATE: Yeah. And that's 18 something that in the final design and coming back 19 20 to the community we can -- we'll do that. 21 Well, that will be VICE CHAIR FEGLEY: 22 I notice too on some of the one-story units, 23 especially on the ones where you have the two-story 24 and then one-story on either side, there's bathrooms 25 there in the front too that you could probably maybe

add a window to also.

MR. FUGATE: Yeah.

VICE CHAIR FEGLEY: Like right there on the left, that's all just a brick facade and that's a nice sized bathroom in there.

MR. FUGATE: Right. Yeah, that's -that's something that we can work into, that's a
detail that we can work into, that's not a problem.

VICE CHAIR FEGLEY: That would be great. I have no other comments or questions. I think it's a great project and I'm excited to see it get built.

MR. FUGATE: Thank you.

VICE CHAIR FEGLEY: Does anyone else have any comments or questions? May I have a motion?

motion. I'll make the motion that -- let's see, I want to get to the suggested motion here. That the Planning Commission approve a preliminary site plan and allow the planning manager authorization to grant final site plan approval upon receipt of revised site development plans that reflect the following information. The topographical and site survey along with legal description, grading plans,

1 utility plans, and site engineering detail plans, 2 land plan and revised drawing with a construction 3 detail of a waste receptacle, six-foot high masonry 4 screen wall and location of development entry sign. 5 Is that complete enough? 6 VICE CHAIR FEGLEY: Can you add the 7 windows on the side elevations? 8 COMMISSIONER NORTHCROSS: Okay. 9 Number 5. That would be -- let me add for number 4, 10 revise drawing plans with construction details of a waste receptacle, revise -- with -- we'll start 11 another sentence here, revised drawing plans of 12 13 side --MR. GUSTAFSSON: And also of -- she 14 also mentioned front elevations to include 15 additional windows. 16 COMMISSIONER NORTHCROSS: Side and 17 18 front elevations of buildings to include additional 19 windows. 20 MR. GUSTAFSSON: Correct. 2.1 COMMISSIONER NORTHCROSS: Revise 22 drawing plans of side and front elevation --23 VICE CHAIR FEGLEY: Additional windows 24 in bathrooms, because it was just the bathrooms that 25

Everything else has a window in it.

1	COMMISSIONER NORTHCROSS: to
2	include additional windows in I'm printing
3	this bathrooms.
4	VICE CHAIR FEGLEY: Bathrooms, yeah.
5	Thank you.
6	COMMISSIONER CADD: To add additional
7	natural lighting.
8	COMMISSIONER NORTHCROSS: In bathroom
9	areas for additional natural lighting.
10	MR. GUSTAFSSON: Nice. Okay?
11	COMMISSIONER CADD: I do have another
12	question.
13	MR. GUSTAFSSON: Sure.
14	COMMISSIONER CADD: Once this is
15	built, is your company going to be responsible for
16	cleaning off all of the streets in that area and
17	snow and other weather?
18	COMMISSIONER NORTHCROSS: Do I need to
19	make that motion again?
20	COMMISSIONER CADD: I'm sorry.
21	COMMISSIONER NORTHCROSS: We didn't
22	get a second.
23	COMMISSIONER CADD: I'm sorry.
24	COMMISSIONER NORTHCROSS: Assuming
25	that you approve that motion. Do I need to read it

Why don't we go

again?

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through and then ask the questions; is that okay? COMMISSIONER NORTHCROSS: Okav. Ι made the motion that we approve a preliminary site plan and allowing the planning manager authorization to grant final site plan approval upon receipt of revised site development plans that reflect the following information. Topographical and site survey along with a legal description. Two, grading plan, utility plans and site engineering detail plan. Three, landscape plan and -- landscape plan. Four, revised drawings and construction detail of a waste receptacle six-foot high masonry screen wall and location of development entry sign. And number five, revised drawing plans of side and front elevation of building to include additional bathroom area -- to include additional windows in bathroom areas for additional natural lighting. VICE CHAIR FEGLEY: Can I get a second?

VICE CHAIR FEGLEY:

COMMISSIONER PARLOVE: I second. VICE CHAIR FEGLEY: Roll call, please. MR. GUSTAFSSON: Okay. Commissioner

Northcross.

1	COMMISSIONER NORTHCROSS: Yes.
2	MR. GUSTAFSSON: Commissioner Parlove.
3	COMMISSIONER PARLOVE: Yes.
4	MR. GUSTAFSSON: Commissioner Payne.
5	COMMISSIONER PAYNE: Yes.
6	MR. GUSTAFSSON: Mayor Waterman.
7	MAYOR WATERMAN: Yes.
8	MR. GUSTAFSSON: Commissioner Cadd.
9	COMMISSIONER CADD: Yes.
10	MR. GUSTAFSSON: And Vice Chair
11	Fegley.
12	VICE CHAIR FEGLEY: Yes.
13	MR. GUSTAFSSON: Motion passes six to
14	zero.
15	AYES: Payne, Parlove, Fegley,
16	Northcross, Cadd, Waterman
17	NAYS: (None.)
18	ABSTAIN: (None.)
19	MOTION CARRIES 6-0-0
20	VICE CHAIR FEGLEY: Thank you.
21	COMMISSIONER PAYNE: Congratulations.
22	Welcome to Pontiac.
23	VICE CHAIR FEGLEY: Did you want to
24	have that question answered?
25	COMMISSIONER CADD: That question in

the case of inclement weather, this is all the -one comprehensive unit, would your company be
providing the shoveling and all that?

MR. FUGATE: Yeah, we'll provide the snow removal on our parking lots and everything like that. We have quite a few developments in Michigan and that's -- certain winters that's a major expense. So yeah, we do provide that.

VICE CHAIR FEGLEY: Okay. Next on the agenda -- did you -- when did you want to talk more about this then?

MR. GUSTAFSSON: Yeah. I can give you a --

VICE CHAIR FEGLEY: Rundown?

MR. GUSTAFSSON: Yeah, a little bit of synopsis in regards to the -- we're talking about the Proposal 1 Medical Marihuana Ordinance, Proposal 1 that was approved by the voters by one vote. As I mentioned, this is the law of the land. So page one is primarily definitions in regards to what everything means as part of the Ordinance. Okay?

When you get down at the bottom part of page one, section three and four, it talks about the creation of a Medical Marihuana Commission. And their role is primarily to hear appeals that would

be presented from applicants related to a decision that was made by the clerk. Okay? So if you go on to page two where it continues that, it talks about the powers and duties, rules and regulations of -- of that.

Then it gets into in sections 7 and 8, starts to explain the whole application process in regards to what is going to be required for the Applicant to provide to the City, and as you can imagine not just the City, but they'll be providing similar or probably even more information to the State as relates to these facilities.

And let me get back to under definitions. So we have growers that are in a class of A, B or C. And a grower can grow up to -- a grower class A can grow up to 500 marijuana plants. Class B grower can grow up to 1,000. And class C grower can grow up to no more than 1,500 plants, okay? Provision centers are -- think of them as very heavily regulated sales of product. Think of them as a very regulated -- like a CVS drugstore, you're coming in there with your medical marihuana card, you're allowed in, everything is checked and processed, so that is what the provisioning centers or what we hear of now called dispensaries.

Then you also have what we call as processors. They take the plants, they extract certain resins to make edibles and other products. And then you also have safety compliance to make sure that -- and they're tested in regards to the level of THC within the plants. And all that is documented in quantity, process in regards to packaging and so forth.

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And then you also have, aside from that, you have processors and then transporters.

They're the ones that will actually take the product and move it from one location to another, and again, it's all regulated in how that process works.

two, goes through -- starting on section eight, goes through a lengthy process in regards to what is in included within all of that. It goes on to page three down to section nine. Section nine is the process. And here, in regards to -- it gets into more date specific in regards to how the application is submitted. So after the 60-day window, there is the clerk announces that there's a seven-day window that she would start on a certain day to accepting provision centers for 21 days, okay? We can accept more, we're not too sure, and it's all kind of based

1 upon categories and evaluation and scoring, which is 2 explained further down on page three which goes on 3 to page four. So the clerk is the responsible party 4 that will review all of the application process. 5 And all of the contents that relates to that. 6 VICE CHAIR FEGLEY: What zoning are 7 all of these buildings going to be under? 8 MR. GUSTAFSSON: We are working on 9 that right now. 10 VICE CHAIR FEGLEY: Okay. 11 MR. GUSTAFSSON: We are determining 12 that right now as we speak. As a matter of fact, we 13 have more meetings coming up as relates to the zoning for these, all of these facilities. 14 15 COMMISSIONER PARLOVE: Quick question. 16 As you are determining this zoning, are you taking into consideration the odor? 17 18 MR. GUSTAFSSON: Yes. From my --19 From my understanding is, is that the excuse me. 20 odor in regards to what is required, in regards to 21 the growers and the processors and so forth, they --22 it's basically going to be non-existent. 23 understanding is, is that these facilities there is

Okav.

COMMISSIONER PARLOVE:

not that much odor protruding out of them.

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COMMISSIONER CADD: If you drive down 1 2 75 in Troy you can really smell the odor in the 3 morning. 4 MR. GUSTAFSSON: Okav. 5 COMMISSIONER CADD: Because some of 6 them as they're growing it it's very strong. 7 COMMISSIONER PARLOVE: Also, I've been 8 doing some work with growers out of state and 9 there's very specific areas that they are relegated to because of the odor. 10 11 MR. GUSTAFSSON: Okay. 12 COMMISSIONER PARLOVE: So I don't think that it's -- I don't believe that it's really 13 14 non-existent. I think it is something that someone 15 has floated us away to try and make everybody happy, but I don't know that that's the case. 16 17 MR. GUSTAFSSON: No, that's a very 18 good point. 19 COMMISSIONER PAYNE: Schools and 20 churches and --21 MR. GUSTAFSSON: Yes. As part of the 22 requirements, as Commissioner Payne had pointed out, 23 there -- any of these facilities there are distances 24 away, they are 1,000 feet from any public or private 25 schools. 500 feet from a commercial childcare

organization that is licensed and registered with the State of Michigan. Also a public park with playground equipment. And lastly, a religious institution that is defined as tax exempt by the Assessor.

So those are the requirements that we have on this book. This Ordinance that was passed by the public is good for 18 months, we can't change this, okay? So this is what -- like I said, this is the law of the land right now. But we're just trying to work within that.

COMMISSIONER NORTHCROSS: Would -would we be able to set up zones, special zones like
we have a special zone for -- had a special zone for
the Silverdome which was a --

MR. GUSTAFSSON: Yeah.

COMMISSIONER NORTHCROSS: And we have industrial zones. Would we be able to set up a special zone or special zones in different areas --

MR. GUSTAFSSON: Just for a district?

COMMISSIONER NORTHCROSS: Uh-huh.

MR. GUSTAFSSON: That's been -- that's been floated, yes, that's been discussed.

COMMISSIONER NORTHCROSS: Are we going to re-do our definition --

(Multiple speakers.)

MAYOR WATERMAN: -- when they're usually used for medical marihuana. That's what they have and we're in the process of surveying the Council people to see if they are going to -- if they think their constituents are going to have a green zone in their particular area.

COMMISSIONER NORTHCROSS: Okay. And will the definition of agriculture or -- which is allowed in certain of our zones today, certain districts today, will that be tightened up or will the -- the definition of growing marijuana be specific --

MR. GUSTAFSSON: Yes. Yes, it would because you're right, in our Ordinance we have urban agriculture --

COMMISSIONER NORTHCROSS: Correct.

MR. GUSTAFSSON: -- which would be definitely very different from what this is. Yeah, good point.

COMMISSIONER NORTHCROSS: Yeah.

COMMISSIONER CADD: How many additional people do you think you're going to need in the City Clerk's office to take all of the applications, the rush that you're going to get?

1 MAYOR WATERMAN: That's an

administrative issue and that's something that the Clerk is charged with working out. Of course the whole application process requires input. It is very lengthy and very involved. The State has its own application process for licensing, and in all of the time that they have been granted State license there's only been six granted.

COMMISSIONER CADD: Right. They have been way behind.

MAYOR WATERMAN: Yeah. So that's why it's even more earth-shattering that the City has been asked to do this in 60 days.

COMMISSIONER CADD: Yes, that's mind-blowing if they think they can do it in that short of time.

MAYOR WATERMAN: Yeah, that's why we were kind of working on this internally. But, one of the things that -- you know, the questions that you're asking are very helpful and as we're going around and acquainting various district groups with this particular proposal, because a lot of people are have not read it or know what's in it.

Some of the things are mandated by the State licensing, by LARA. Some other things can be

regulated by the City. So, I think we're determining what the City has jurisdiction over.

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And we were at District 2 meeting last evening to try to get some input from people, you know, how close do you want this to be to you? You know, what kind of districts do we have it in? What are the things that you want us to consider as we set up a new Zoning Ordinance?

So these conversations are going on right now to the extent that you as Planning Commissioners may be asked some of these questions, we wanted you to be knowledgeable about them so that you could see what it is that the City has a jurisdiction to determine.

COMMISSIONER NORTHCROSS: Just -
VICE CHAIR FEGLEY: Do we have a

Medical Marihuana Commission appointed yet or is
that something that's still in the works?

MAYOR WATERMAN: Still in the works.

COMMISSIONER NORTHCROSS: I guess I would go back to our master plan that we have approved, number one. Hopefully some of the items that we laid out as next steps in the master plan will also be considered as this Medical Marihuana Zoning items are put in place. This might be a

great opportunity for us to -- to really look at our overall -- maybe it's too much to bite off right now, but certainly something I think we'd want to continue to think about in terms of getting our Zoning Ordinance more in shape with the master plans and discussions that we have had in the past, to also incorporate medical marihuana, whatever it is going to be, plus the things that our residents have asked for in the past and to bring our Ordinances up to that -- to that point.

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So it's, you know, really -- we're -- we're walking a lot step with the master plan and the Ordinances then they better agree. So hopefully that -- that will occur as well.

VICE CHAIR FEGLEY: Are we probably going to further discuss this at the next Planning Commission meeting after we have had awhile to --

MR. GUSTAFSSON: The next Planning Commission meeting is next week.

COMMISSIONER CADD: Who is gathering the information right now, the commissioners or private citizens or has anybody checked with the State thing, compare it with the State and the other states and come up with a relative plan and -- I don't think it should be all in one district either,

because that's a lot of money going into one district, so --

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MR. GUSTAFSSON: Yeah, we have as part of our -- the team has been exploring other communities in and around the State of Michigan. A of them took the initiative a number of years ago, as the Mayor said, and have been working on it. A lot of them just recently came online.

I think they were anticipating maybe something like this would happen, like what has happened to Pontiac in regards to as a vote. So they got out at -- a little bit out ahead, so we are trying to find best practices and determining that as part of our discussion.

COMMISSIONER CADD: Okay.

COMMISSIONER PAYNE: Will the zoning and planning be made a part of some the meetings that are -- are going on now or not? Or should we not be involved in --

MR. GUSTAFSSON: Those are more internal, like more of an internal staff and then -- but, you would be definitely involved once we started to get -- lay it all out in regards to the Ordinance and in regards to the zoning and everything that's -- the Planning Commission will

1	have an opportunity to do that. There needs to
2	be as you can imagine, there needs to be a public
3	hearing that will be coming first to the Planning
4	Commission, and their recommendation goes on to City
5	Council. So you guys are the first line of defense.
6	COMMISSIONER CADD: I have another
7	question, Mr. Gustafsson.
8	MR. GUSTAFSSON: Just Vern.
9	COMMISSIONER CADD: Vern. 1,000 feet
10	from schools, 500 feet from daycare. Was that 500
11	from parks and churches as well?
12	MR. GUSTAFSSON: Yes, all three.
13	COMMISSIONER CADD: What about liquor
14	stores?
15	MR. GUSTAFSSON: No provision
16	nothing in regards to the Ordinance that was passed
17	by the public, no. There's no stipulations
18	regarding distance from liquor, either consumed
19	onsite or non-consumption.
20	COMMISSIONER CADD: Okay.
21	MAYOR WATERMAN: Well, that's
22	something that could be put in the City
23	MR. GUSTAFSSON: We could. Depending
24	on the level of like a special land use, we could be
25	looking at those type of requirements too.
23	rooking at those type of requirements too.

1	COMMISSIONER CADD: Or hospitals. No
2	stipulation on that either?
3	MR. GUSTAFSSON: No, there isn't
4	anything in the Ordinance right now, but something
5	that okay?
6	COMMISSIONER CADD: Thank you.
7	VICE CHAIR FEGLEY: Thank you. All
8	right. Is there any more un is there any
9	unfinished business?
10	COMMISSIONER NORTHCROSS: I just have
11	one other question. Why four people for the
12	commission, Medical Marihuana Commission, and not an
13	odd number?
14	COMMISSIONER CADD: Shouldn't it be an
15	odd number to
16	COMMISSIONER NORTHCROSS: Just
17	wondering about that. Normally most commissions
18	are
19	VICE CHAIR FEGLEY: Well, we have
20	usually have four people for a quorum, so we usually
21	have an even number as a minimum.
22	MR. GUSTAFSSON: Yeah. They say four.
23	"It shall be four." There's not like you have to
24	have a minimum or anything. They do say a quorum of
25	the commission is three. Yeah.

1 MAYOR WATERMAN: You have to remember, 2 this was written by the people that introduced the 3 referendum on the ballot. This was not a written --4 COMMISSIONER NORTHCROSS: Okav. MAYOR WATERMAN: 5 This was not 6 generated from the City. 7 COMMISSIONER CADD: So if we want more information --8 9 MAYOR WATERMAN: This was brought by 10 an outside group that haven't identified themselves 11 yet, but they brought this to us, this was the 12 Ordinance that passed and so, this is the one that 13 we are bound by. And this is the one that allows 14 for maximum provisioning centers and all of the 15 other types of facilities that Vern mentioned. So, the -- as he said, this is the 16 case for 18 months, although the cities do have some 17 18 latitude in the other provisions they want to add. Because as you see from here, it's the City that 19 20 grants the license and also the special permit, 21 special exemption permit. That's where the Planning Commission comes in. 22 23 MR. GUSTAFSSON: We're going to be 24 very busy. 25 (Vice Chair Fegley opened up the

1 meeting for public comment; no one approached.) 2 (Public comment closed.) 3 (Mayor Waterman briefed the Planning 4 Commission on some of the projects and their status 5 in the City. She indicated the Notre Dame school 6 addition had its ribbon cutting ceremony a month 7 ago. 8 She also spoke of the ribbon cutting 9 ceremony with United Shore. She indicated they have 10 2,500 employees. She stated they are expanding at a 11 rapid pace. 12 She discussed the FedEx project, that 13 Council did pass the Zoning Map Amendment. 14 stated that took a couple community meetings. (Mr. Gustafsson indicated FedEx will 15 be in on October 3rd for site plan review. 16 17 stated they want to break ground on November 1st.) (Vice Chair Fegley asked for a motion 18 for adjournment.) 19 20 (Commissioner Cadd inquired as to the UPS project.) 2.1 22 (Mr. Gustafsson indicated they came in 23 and they have submitted their revised site plan, an 24 they have an administratively reviewed the plan and

it is in compliance. He stated Donovan Smith has

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1	been the champion of that effort.)
2	(Commissioner Northcross announced on
3	Friday, October 5th at St. George Cultural Center
4	the NAACP will be holding its 98th freedom fund
5	dinner. He stated he has tickets.)
6	(Commissioner Parlove reminded
7	everyone that the Oakhill Cemetery walk is Sunday,
8	September 30th.)
9	(Commissioner Payne stated there is a
10	5K Pontiac run on Saturday at 8:00.)
11	(Commissioner Parlove made a motion to
12	adjourn.)
13	(Commissioner Cadd seconded.)
14	(All ayes to adjourn at 7:35 p.m.)
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16	Minutes certified by:
17	tie:
18	11. 1. 22
19 20	Muhun. Monde
21	/s/ Quentina Rochelle Snowden, CSR-5519
22	Certified on: October 13, 2018
23	
24	
25	