

EATON COUNTY BOARD OF COMMISSIONERS**RESOLUTION TO APPROVE DCA-5-18-3****Introduced by the Public Works and Planning Committee
Eaton County**

Commissioner Lautzenheiser moved for the approval of the following resolution. Seconded by Commissioner Rogers.

PREAMBLE: The Eaton County Land Development Code, an Ordinance adopted by the Commissioners of the County of Eaton pursuant to Public Act 183 of 1943, and administered pursuant to Public Act 110 of 2006, as amended, may be amended from time to time by following procedures outlined in Article 13 of the Development Code.

WHEREAS, Robert Dickson initiated a petition to change the Land Development District (zoning) designation for a 1.28 acre portion of a 3 acre parcel located at 1285 Lawrence Highway, Section 14, Carmel Township from Low Density Residential (R-1) to Limited Agricultural (LA); and

WHEREAS, the Eaton County Planning Commission held duly advertised and noticed public hearings on **May 1, 2018 and June 5, 2018;** and

WHEREAS, the Eaton County Planning Commission found the requested amendment to be consistent with the required findings of fact (Items A-G) contained in Section 13.6 of the Eaton County Land Development Code; and

WHEREAS, the Eaton County Planning Commission has taken action on **June 5, 2018** to recommend the approval of the request for change in the Land Development District designation.

NOW THEREFORE BE IT RESOLVED that the Board of Commissioners of the County of Eaton, Michigan having considered the findings of facts and recommendations hereby:

APPROVES the request by Robert Dickson, for a change in land use district classification in Section 7.1.2 of the Land Development Code to change a 1.28 acre portion of a 3 acre parcel of land located at 1285 Lawrence Highway, Section 14, Carmel Township from Low Density Residential (R-1) to Limited Agricultural (LA);

See attached survey; legal description for 1.28 acres is:

A parcel of land in the Northeast 1/4 of Section 14, T2N, R5W, Carmel Township, Eaton County, Michigan, described as: Commencing at the North 1/4 Corner of said Section 14; thence N89°54'36"E along the North Section line 969.53 feet; thence S00°25'32"E 376.66 feet to the point of beginning; thence N89°41'41"E 236.00 feet; thence S00°25'32"E 236.32 feet; thence S89°41'41"W 236.00 feet; thence N00°25'32"W 236.32 feet to the point of beginning; said parcel containing 1.28 acres more or less; said parcel subject to all easements and restrictions if any.

At the regular meeting of the Eaton County Board of Commissioners on **June 20, 2018** the Resolution regarding the approval of said request was adopted.

Those voting Aye: Augustine, Pearl-Wright, Whitacre, Brehler, Droscha, Eakin Ridge, Lautzenheiser, Wood, Rogers and Mulder,

Those voting Nay: None

Abstention: None

Absent: Barnes, Spence, Freeman and Austin,

Motion carried.



Blake Mulder, Chairman
Eaton County Board of Commissioners

I hereby certify that the above Ordinance amending the Eaton County Land Development Code, which was approved, is a true and correct copy of that recorded in the official minutes of **June 20, 2018** of the Eaton County Board of Commissioners.



Diana Bosworth, Clerk
Eaton County Board of Commissioners

**EATON COUNTY LAND DEVELOPMENT CODE
ZONING ORDINANCE AMENDMENT DCA-5-18-3**

District Change Amendment DCA-5-18-3 to amend the Zoning District Maps of the Eaton County Land Development Code (zoning ordinance) of Eaton County, as enacted in 1981 pursuant to the provisions of Public Act 110 of 2006, as amended.

An application for a District Change Amendment to change a Land Development District designation on the Official Land Development District Map (Map Amendment) has been submitted by Robert Dickson to rezone a 1.28 acre portion of a 3 acre parcel from Low Density Residential (R-1) to Limited Agricultural (LA) located at 1285 Lawrence Highway, Section 14, Carmel Township, 1.28 acres of parcel ID# 100-014-200-026-00 and which is legally described as:

A parcel of land in the Northeast 1/4 of Section 14, T2N, R5W, Carmel Township, Eaton County, Michigan, described as: Commencing at the North 1/4 Corner of said Section 14; thence N89°54'36"E along the North Section line 969.53 feet; thence S00°25'32"E 376.66 feet to the point of beginning; thence N89°41'41"E 236.00 feet; thence S00°25'32"E 236.32 feet; thence S89°41'41"W 236.00 feet; thence N00°25'32"W 236.32 feet to the point of beginning; said parcel containing 1.28 acres more or less; said parcel subject to all easements and restrictions if any.

WHEREAS, the Eaton County Planning Commission held duly advertised and noticed public hearings on **May 1, 2018 and June 5, 2018**; and

WHEREAS, the Eaton County Planning Commission has taken action on **June 5, 2018** to recommend approval of the map amendment:

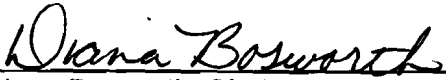
WHEREAS, after careful consideration of the amendment, the Eaton County Board of Commissioners approved the aforementioned map amendment as follows:

Yeas	<u>11</u>
Nays	<u>0</u>
Abstaining	<u>0</u>
Absent	<u>4</u>


I, Diana Bosworth, Clerk for the County of Eaton, do hereby certify that the above and foregoing is a true copy of the amendment to the Zoning District Maps of the Eaton County Land Development Code (Zoning Ordinance), as amended and passed by the Eaton County Board of Commissioners on **June 20, 2018**, and now on record in the office of the Clerk of said County.

IN TESTIMONY WHEREOF, I have set my hand and affixed the seal of said County at the City of Charlotte, Michigan, the

20 day of June, 2018

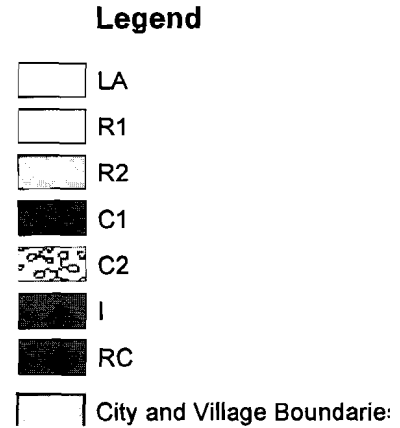
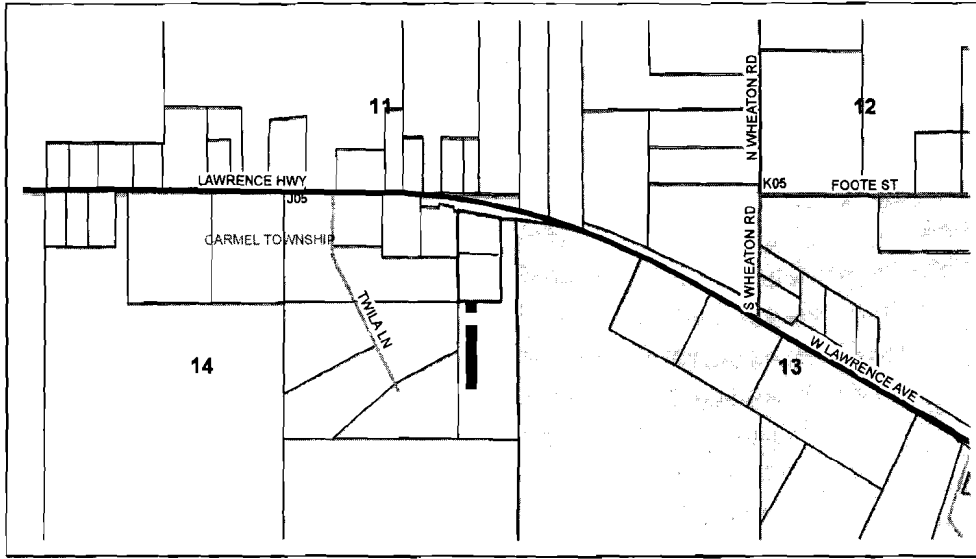


Diana Bosworth, Clerk
Eaton County Board of Commissioners



Blake Mulder, Chairman
Eaton County Board of Commissioners

LOW DENSITY RESIDENTIAL (R-1) CHANGED TO LIMITED AGRICULTURAL (LA)



Eaton County
Community Development Department

Permit: DCA-5-18-3
Township: Carmel
Parcel Number: 100-014-200-026-00

See attached survey; legal description for Parcel B, 1.28 acres is:

A parcel of land in the Northeast 1/4 of Section 14, T2N, R5W, Carmel Township, Eaton County, Michigan, described as: Commencing at the North 1/4 Corner of said Section 14; thence N89°54'36"E along the North Section line 969.53 feet; thence S00°25'32"E 376.66 feet to the point of beginning; thence N89°41'41"E 236.00 feet; thence S00°25'32"E 236.32 feet; thence S89°41'41"W 236.00 feet; thence N00°25'32"W 236.32 feet to the point of beginning; said parcel containing 1.28 acres more or less; said parcel subject to all easements and restrictions if any.

Blake Mulder, Chairman
Eaton County Board of Commissioners

Diana Bosworth, Clerk
Eaton County Board of Commissioners

Date: June 20, 2018

Date: June 20, 2018

Certificate of Survey

Legal Descriptions as Surveyed:

Parcel A:

A parcel of land in the Northeast 1/4 of Section 14, T2N, R5W, Carmel Township, Eaton County, Michigan, described as: Commencing at the North 1/4 Corner of said Section 14; thence N89°54'36"E along the North Section line 969.53 feet; thence S00°25'32"E 39.18 feet to the centerline of Highway M-79/Lawrence Highway and the point of beginning; thence Southeasterly 239.94 feet along the arc of a curve to the right, said curve having a radius of 3819.71 feet, a delta angle of 03°35'57", and a chord length of 239.90 feet bearing S80°04'37"E; thence S00°25'32"E 294.88 feet; thence S89°41'41"W 236.00 feet; thence N00°25'32"W 337.48 feet to the point of beginning; said parcel containing 1.72 acres more or less; said parcel subject to a right of way for road purposes along Highway M-79/Lawrence Highway; said parcel subject to all easements and restrictions if any.

Parcel B:

A parcel of land in the Northeast 1/4 of Section 14, T2N, R5W, Carmel Township, Eaton County, Michigan, described as: Commencing at the North 1/4 Corner of said Section 14; thence N89°54'36"E along the North Section line 969.53 feet; thence S00°25'32"E 376.66 feet to the point of beginning; thence N89°41'41"E 236.00 feet; thence S00°25'32"E 236.32 feet; thence S89°41'41"W 236.00 feet; thence N00°25'32"W 236.32 feet to the point of beginning; said parcel containing 1.28 acres more or less; said parcel subject to all easements and restrictions if any.

North 1/4 Corner Section 14, T2N R5W
 Found remon bar & cap in mon box
 Found remon tag West side power pole, S5°E, 59.30'
 North face of r/w marker, South, 60.40'
 Northeast corner building, S12°W, 84.40'
 Northwest corner building, S36°W, 97.00'

Northeast Corner Section 14, T2N R5W
 Found remon bar in mon box
 Found nail & tag Southwest side power pole, S45°W, 41.30'
 Found 5/8" rebar, N45°E, 46.50'
 Found nail Northeast side 16" pine, N45°W, 66.30'
 Found nail & tag #16053 West side power pole, N10°E, 260.20'

I hereby certify to the parties named hereon that the attached survey has been completed in accordance with Public Act 132 of 1970, as amended, and that the ratio of closure of unadjusted field observations does not exceed 1 in 5000.

Anthony Bumstead 6/04/89
 Anthony Bumstead Date:
 Professional Surveyor No. 41095

- Legend:**
- = Set Bar & Cap #41095
 - = Found Monument
 - = Survey Boundary Line
 - = Distance Not To Scale
 - ⊙ = Section Corner
 - x-x = Fence Line
 - M = Measured Value
 - R = Recorded Value

Bumstead
Land Surveys

518 W. Lovett No. 3
 Charlotte, Michigan 48813
 Phone (517)543-0194 Fax (517)543-0258

Client: Robert Dickson

Revised: N/A	Scale: N/A
Sheet 2 of 2	Job No.: 18069

