

AGENDA

Committee on City Operations May 28, 2026 at 4:00 PM



Lansing City Hall, City Council Conference Room
124 W. Michigan Avenue, 10th Floor

To provide input or ask questions on any item that is listed on the agenda, members of the public may contact the City Council at city.council@lansingmi.gov or (517) 483-4177 prior to the meeting. To view the meeting live and participate in virtual public comment: <https://www.lansingmi.gov/1212/Council-Committee-Meetings>

Council Member Pehlivanoglu, Chairperson
Council Member Martinez, Vice Chairperson
Council Member Kost, Member

- 1. Call to Order**
- 2. Roll Call**
- 3. Minutes**
 - A. May 14, 2026
- 4. Public Comment on Agenda Items (Up to 3 Minutes)**
- 5. Discussion/Action:**
 - B. RESOLUTION - Claim Appeal; Claim #2223, Brian and Karen Holmes for \$502 in red tag fees at 420 Sawyer Rd.
 - C. RESOLUTION - Claim Appeal; Claim #2227, Alexandra Leonard for \$560 in grass violation fees at 425 N. Foster Ave.
 - D. DISCUSSION - Permitting and Enforcement of Fireworks in City Parks
- 6. Other**
- 7. Adjourn**

Persons with disabilities who need an accommodation to fully participate in these meetings should contact the City Council Office at 517-483-4177 (TTY 711) 24 hour notice may be needed for certain accommodations. An attempt will be made to grant all reasonable accommodation requests.



MINUTES
Committee on City Operations
Thursday, May 14, 2026 @ 4:00 p.m.
City Council Conference Room

CALL TO ORDER

Council Member Martinez called the meeting to order at 4:00 pm

PRESENT

Council Member Trini Pehlivanoglu, Chair - excused
Council Member Clara Martinez, Vice-Chair
Council Member Ryan Kost, Member

OTHERS PRESENT

Renee Richmond, Council Administrative Assistant
Elizabeth Krochmalny, OCA
Keith Goodwin, OCA
Brian Hercliff-Proffer, Lansing Pride
Amanda Pugh, Junior League of Lansing
Tom Barry, EDP
Meredith Johnson, EDP
Alexandra Leonard
Brian Hight, Dept. Public Service
Aden Duong, Dept. Public Service
Andy Kilpatrick, Director of Public Service
Patrick Lindemann, Ingham Co. Drain Commissioner
Paul Pratt, Deputy Ingham Co. Drain Commissioner
Scott Allman, Spicer Group
Tim Inman, Spicer Group
Michael Taylor, Spicer Group
Dennis Louney, Spicer Group
Alex Summers
Fred McLaughlin

MINUTES

MOTION BY COUNCIL MEMBER KOST TO APPROVE THE MINUTES FROM APRIL 23, 2026 AS PRESENTED. MOTION CARRIED 2-0.

PUBLIC COMMENT

There was no public comment.

Discussion/Action

Council Member Martinez advised that due to a conflict and only two members present, item 5D will be placed on the agenda for the next meeting in 2 weeks.

RESOLUTION – Community Funding Application; Lansing Pride Festival 2026

Mr. Hercliff spoke on the festival in Old Town, and it is a reoccurring festival, expecting the same crowd of about 30,000 and they have two states with multiple local performers.

MOTION BY COUNCIL MEMBER KOST TO AMEND AND APPROVE THE RESOLUTION FOR COMMUNITY FUNDING FOR THE LANSING PRIDE FESTIVAL 2026 IN THE AMOUNT OF \$1,000. MOTION CARRIED 2-0.

RESOLUTION – Community Funding Application; Junior League of Lansing; bRUNch and Walk with League 5k

Ms. Pugh noted they are a local nonprofit supporting women's development, leadership and training, and creating community impact with a focus on access to food and shelter. This is an annual fund raising event using towards their mission.

MOTION BY COUNCIL MEMBER KOST TO AMEND AND APPROVE THE RESOLUTION FOR COMMUNITY FUNDING FOR THE JUNIOR LEAGUE OF LANSING; BRUNCH AND WALK WITH LEAGUE 5K OF \$500. MOTION CARRIED 2-0.

RESOLUTION – Claim Appeal #2227; Alexandra Leonard for \$560 in grass violation fees at 425 N. Foster Avenue

Ms. Leonard noted she works for Wild Ecoscapes LLC, a native landscaping business contracted with the Ingham County Drain Commissioner's office. They create upkeep and maintain the pollution cleaning native garden infrastructures at the Montgomery Drain, Tollgate Wetlands, and Groesbeck Drain. Adding that she did clean up some and that the "weeds" are in fact wildflowers, she reached back out to the code officer for follow up. The initial violation letter arrived when she was out of town and her double fenced in yard was accessed without permission and everything was mowed down, which will take her 3 years to rebuild. Ms. Leonard acknowledged the Claims Review Committee did grant \$250, so she is appealing the remaining \$310.

Ms. Johnson spoke that they are looking at changes, the ordinance states 8 inches and they don't determine what stays. Council Member Kost referenced a photo and noted a Blackeyed Susan cut down and those are normal things in yards, Ms. Leonard confirmed. Council Member Kost stated the initial appeal was for \$810, and why was it partially granted. Council Member Martinez asked for a future conversation regarding natural habitat, Ms. Johnson responded they have already started with multiple departments. Councilmember Kost referenced the newly adopted IMPC and believes it spells out more species of plants and if EDP could look into that, Ms. Johnson confirmed. Ms. Krochmalny answered the partial grant was because of the IMPC and referenced page 94 in the packet noting the difference of the weeds and flower garden, adding that compensatory amounts are not granted.

MOTION BY COUNCIL MEMBER KOST TO TABLE THE CLAIM APPEAL #2227; ALEXANDRA LEONARD FOR \$560 IN GRASS VIOLATION FEES AT 425 N. FOSTER AVENUE UNTIL MAY 28, 2026. MOTION CARRIED 2-0.

RESOLUTION – Set Public Hearing on Noise Special Permit; Public Service Department request to allow for the Lansing Avenue Pump Station (LAPS) Project

Mr. Hight, Dept. Public Service and Mr. Taylor with Swartz & Gross Construction spoke on the request of the Noise Waiver for the Lansing Pump Station for Saturday work if/when needed. This will go to the end of the construction season as the winter was wetter and colder than had hoped for.

MOTION BY COUNCIL MEMBER KOST TO APPROVE THE RESOLUTION TO SET A PUBLIC HEARING ON NOISE SPECIAL PERMIT; PUBLIC SERVICE DEPARTMENT REQUEST TO ALLOW FOR THE LANSING AVENUE PUMP STATION (LAPS) PROJECT. MOTION CARRIED 2-0.

RESOLUTION – Setting a Public Hearing on Special Assessment; Snow and Ice Removal Winter 2025-2026

Mr. Duong spoke on the annual assessment, property owners have 24 hours to take care of removal of snow and when not done the city does it.

MOTION BY COUNCIL MEMBER KOST TO APPROVE THE RESOLUTION TO SET A PUBLIC HEARING ON SPECIAL ASSESSMENT; SNOW AND ICE REMOVAL WINTER 2025-2026. MOTION CARRIED 2-0.

DISCUSSION – Flooding mitigation; Department of Public Service and Ingham County

Councilmember Kost spoke on the very wet Spring and multiple calls received especially in the Kalamazoo/Clippert area. The Committee has asked everyone to come to discuss if this is part of the flood mitigation and why it isn't running properly, and why these issues are happening.

Commissioner Lindeman started with Michigan Avenue waterfalls don't work in the winter because the wind blows the air or water around and it freezes and freezes up the road. Adding that Michigan Avenue is a state highway in that area and they don't want it icy so the pumps get turned off. The waterfall is meant to circulate water and if it gets over an inch of water it automatically shuts off so it doesn't pump onto the roads. It is not meant for flood relief it takes out of the system 50,000 to 75,000 lbs. of pollution annually. When it does flood it can hold 2 ½ inches of water which is a two year 24 hours storm. When the river overflows its banks there is nothing they can do about that. Adding one way to get prepared is education, he noted a video link for the Committee to watch, which is about 15 minutes long.

<https://www.youtube.com/watch?v=HdCbBpywWKM>

Councilmember Kost asked for clarification on the pollution cleanup with the Montgomery Drain. Mr. Kilpatrick noted there are four stormwater systems, Clippert Pump Station which goes to Montgomery Drain, then there is MDOT systems which is Homer and Howard. Commissioner Lindemann added the 100 year storm is actually 1% of all the storms, and the floodplain is that whole watershed. Councilmember Martinez asked on perspective what can City Council do to help residents. Mr. Kilpatrick reiterated the best is education on how floods work.

Mr. Inman from Spicer added during red cedar development there was talk on early warning system unsure what was done, and signage could help. Councilmember Kost asked with the capacity and the pump station maybe the inclusion of Montgomery Drain the minor flooding that occurred could possibly be prevented. Mr. Kilpatrick stated MDOT will look at modeling that, he doesn't know if they can achieve to be able to convey a 50 year storm, and that has impacts on Montgomery Drain because of the highway, but does believe they can make it better.

Other

Adjourn

Adjourned at 4:55pm

Submitted by Renee Richmond, Recording Secretary

Lansing City Council

Approved by the Committee on

DRAFT

Claim #2223

420 Sawyer Road, Lansing, MI

\$502

Parcel No. 33-01-05-09-176-191

B. Incident Date (per claim application) – 04-29-2025

C. Incident Date (per code report) – 04-29-2025

D. Taxes – Not on Taxes

E. Filed Claim – 11-12-2025

F. Claims Review Committee Hearing – 02-27-2026

G. Claims Review Committee Letter – 03-16-2026

H. Referred to City Council – 04-15-2026

I. Referred to Committee on City Operations - 04-20-2026

Brian & Karen Holmes
4205 Michelle Circle
Lansing, MI. 48917
Phone- 517-242-1150

April 9, 2026

Lansing City Clerk
124 W. Michigan Ave, 9th Floor
Lansing, MI 48933

Re: Appeal for Claim 420 Sawyer Road
Claim: 2223

Dear City of Lansing,

Please reconsider the denial of the claim 2223.

APR15'26 9AMCLERK


1. The utilities were never shut off. Outdoor spigots were shut off in case of vandalism, and no one was living in the house. They moved out in late April 2025. The house never should have been red tagged.
2. The tenant's grandmother lives across the street and the tenant took the red tag off and we did not know what it was for.
3. The tenants left the house in deplorable condition. Karen had back surgery April 15, 2025 and Karen's dad who is 97 lives up at Higgins Lake needed help, and Brian took care of the yard and junk outside. We could not get to the inside of the house until later to start cleaning it up. But since no one was living there we thought we would have the time. Plus we did not know about the red tag.
4. No one was affected by the condition of the house.
5. It was no longer a rental since April 27, 2025.
6. 5-6-2025 Brian called Robert Walling about the red tag and waited for a call back.
7. 5-12-2025 Robert Walling called back (517-483-4275) He was informed then by Brian that the house had utilities (reverted to our name when tenants move out) and the outside spigots were turned off, he would get back to me.
8. Waiting for Robert Walling to make contact with Brian.
When receiving the bill for Red tag \$165.00 9-2-26 Brian called and was informed Robert Walling was no longer our city inspector and Bryce Dawsey was the new inspector.
9. 11-10-2025, Bryce Dawsey did the inspection, Brian informed Bryce that the house was no longer going to be a rental that we were remodeling and selling.
10. Furnace were inspected by 12-5-2025

11. Bryce was at the house 3-2-2026 after moving the original date due to an emergency on his part.

If this house never should have been red tagged because of no utilities then why are there fines? Agree, the house was deplorable but no one was living in it and we were going to sell it so we worked on it when we could because life happens.

Where did we go wrong and why was the claim denied?

Brian J Holmes

Handwritten signature of Brian J Holmes in cursive script.

Karen K Holmes

Handwritten signature of Karen K Holmes in cursive script.



City of Lansing

OFFICE OF THE CITY ATTORNEY

Gregory S. Venker, City Attorney

March 16, 2026

Brian & Karen Holmes
4205 Michelle Rd.
Lansing, MI 48917

Re: Claim – 420 Sawyer Road

Dear Brian & Karen Holmes:

Please be advised that the Claims Review Committee reviewed the claim you submitted in the amount of \$502.00 for a red tag violation for property located at 420 Sawyer Road, Lansing, Michigan, and denied the claims you filed with the City of Lansing.

You have the right to appeal the decision of the Claims Review Committee to the Lansing City Council. If you wish to appeal, you must submit your appeal in writing no later than thirty (30) days from the date of this letter. Appeals received after the 30-day deadline cannot be accepted.

Submit your written appeal to:
Lansing City Clerk
124 W. Michigan Ave, 9th Floor
Lansing, MI 48933

Your appeal will then be placed on the Council's agenda. You will be contacted regarding the review of your appeal.

If you have any questions concerning this matter, please contact this office.

Claim: 2223

Sincerely,

Venus Kumar

Venus Kumar
Paralegal

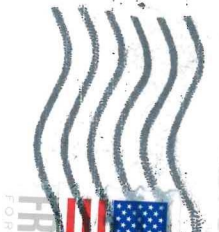
FROM:

ERHANYKAREK HOLMES
4205 MICHIGAN AVE
LANSING MI 48917

GRAND RAPIDS MI

493

11 APR 2026 PM 2 L



48933-15559

LANSING CITY CLERK
124 W. MICHIGAN AVE.
9TH FLOOR
LANSING MI 48933



City of Lansing

OFFICE OF THE CITY ATTORNEY

2223

Claims Review Committee Form

(Commonly including: Grass, Trash, Weeds and Board-Up Violations)

NAME: BRIAN & KAREN HOLMES DATE: 11-10-25
 MAILING ADDRESS: 4205 MICHELLE CIRCLE EMAIL: OBRIANHOLMES@GMAIL.COM
 CITY: LANSING STATE: MICHIGAN ZIP CODE: 48917
 TELEPHONE: Home (616) 242-1150 Work () SAME

Please provide the following information on the incident(s) for which you are filing a claim. WE MAY NOT BE ABLE TO PROCESS YOUR CLAIM IF YOU DO NOT PROVIDE ALL OF THE INFORMATION BELOW.

ADDRESS: 420 SAWYER RD. PARCEL NO. 33-01-05-09-176-191
 DATE OF INCIDENT: 4-29-25 AMOUNT YOU WERE BILLED: _____
 TOTAL AMOUNT YOU ARE CONTESTING: _____
 TYPE OF ASSESMENT: SEC. 108.1.3 LACK OF REQUIRED UTILITIES TO THE DWELLING

Please give a detailed description of the circumstances surrounding the incident, including why you feel the City should not have charged you this fee. You may attach additional pages or documentation to this form as needed.

UTILITIES WERE NEVER SHUT OFF.
BECAUSE ALL UTILITIES GET CONVERTED BACK TO MY NAME IF NOT PAID.
I HAVE ENCLOSED COPIES OF ALL UTILITIES PAID BY ME FOR THIS PROPERTY.
THEREFORE, I SHOULD NEVER HAVE HAD THIS CODE SEC. 108.1.3 AND THE HOUSE RED TAGGED

A description of the claims review process is available on our website at: <https://www.lansingmi.gov/349/Claims-Review-Process>

To download the claim form: <https://www.lansingmi.gov/DocumentCenter/View/4639/Claims-Review-Committee-Form?bidId=>



Andy Schor, Mayor

Economic Development & Planning

Code Enforcement Office

316 N. Capitol Ave Lansing, MI 48933-1238

(517) 483-4361

NOT REC.
THIS?

Notice Printed: 04/29/2025

Safety Inspection Correction Notice – Re-Inspection Required

HOLMES BRIAN & DREPS KAREN

4205 MICHELLE CIR

LANSING, MI 48917-4211

Inspection Type: Safety

Inspection Date: 4/29/2025

Compliance Due Date: 5/29/2025

Warning: Failure to comply with the requirements of this notice may result in the issuance of a Municipal Civil Infraction Violation Ticket. (Fines: \$500 per day for each violation)

Violation Location:	420 SAWYER RD
Parcel No:	33-01-05-09-176-191

The above referenced address was found to have certain violations of the Lansing Housing and Premises Code, Chapter 107 of the Code of Ordinances. **The violations are listed below and must be corrected by the compliance due date.**

SEC 108.1.3 Structure unfit for human occupancy. A structure is unfit for human occupancy whenever the code official finds that such structure is unsafe, unlawful or, because of the degree to which the structure is in disrepair or lacks maintenance, is unsanitary, vermin or rat infested, contains filth and contamination, or lacks ventilation, illumination, sanitary or heating facilities or other essential equipment required by this code, or because the location of the structure constitutes a hazard to the occupants of the structure or to the public.

INSPECTOR COMMENTS:

The unit is unfit for human habitation. A full inspection will be conducted on the return visit for the building re-inspection. All elements must fully comply with the code at that time. Should any violations be found, an additional re-inspection will be scheduled at an additional fee.

WRONG

Sec 108.1.3 Lack of required utilities to the dwelling. The gas / electric / water service is turned off. The dwelling lacks sanitary / heating facilities.

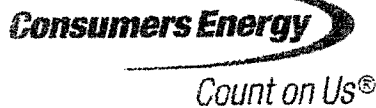
INSPECTOR COMMENTS:

Water is currently off.

WRONG ALL UTILITIES WERE CONVERTED BACK TO ME

You must contact the under signed, no later than seven days before the compliance due date, to set up an appointment to meet at the structure (to verify that all corrections have been completed) or to acquire an authorized extension. Before the re-inspection you must obtain all required permits and have those repairs inspected and approved by the appropriate inspector. All violations must be corrected with approved materials and methods.

Account: 1000 3450 4686



Questions:
Visit: ConsumersEnergy.com
Call us: 800-477-5050

Amount Due: **\$140.69**
Please pay by: May 06, 2025

Account: 1000 3450 4686



Questions:
Visit: ConsumersEnergy.com

Amount Due: **\$39.22**

Account: 1000 3450 4686



Questions:
Visit: ConsumersEnergy.com

Amount Due: **\$198.41**

Account: 1000 3450 4686



Questions:
Visit: ConsumersEnergy.com
Call us: 800-477-5050

Amount Due: **\$221.52**
Please pay by: July 07, 2025



BRIAN J HOLMES
4205 MICHELLE CIR
LANSING MI 48917-4211

▶ **Reminder - Please pay previous amount due from 06/05/25. Thank you.**

▶ **Service Address:**
420 SAWYER RD
LANSING MI 48911-5605



June Energy Bill

Service dates: May 13, 2025 - June 10, 2025 (29 days)

Total Natural Gas Use (Mcf - thousand cubic feet)

June Natural Gas Use

8.5

0.4

SEE AUGUST
BILL \$221.51 WAS
PAID

Account: 1000 3450 4686



Questions:
Visit: ConsumersEnergy.com
Call us: 800-477-5050

Amount Due: **\$15.00**
Please pay by: **August 06, 2025**



BRIAN J HOLMES
4205 MICHELLE CIR
LANSING MI 48917-4211



Handwritten: #22152
PAID

▶ Thank You - We received your last payment of \$221.52 on July 08, 2025

Handwritten: NEW.
10865377 4677

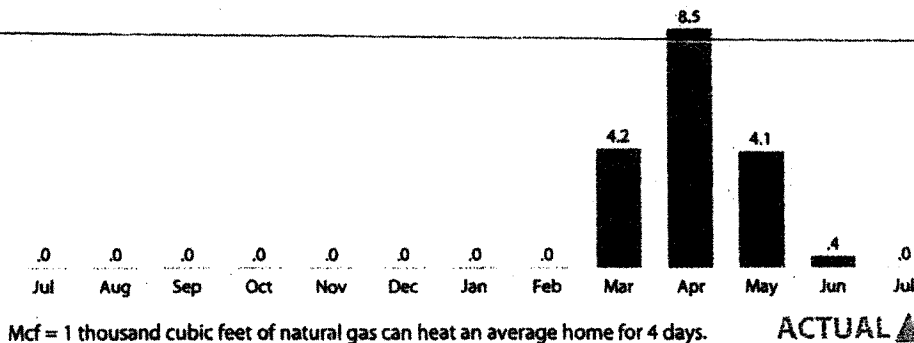
▶ Service Address:
420 SAWYER RD
LANSING MI 48911-5606

July Energy Bill

Service dates: June 11, 2025 - July 11, 2025 (31 days)

Total Natural Gas Use (Mcf - thousand cubic feet)

July Natural Gas Use



0.0 Mcf

31
Cost per day: **\$0.48**

Mcf per day: **0.000**

ACTUAL ▲

STAY SAFE: Call 9-1-1 and 800-477-5050.
We'll respond day or night.

Count on us for ways to save energy this summer.
High heat and summer fun means high demand for energy. Take steps now to save energy and money: www.ConsumersEnergy.com/Summer

Need to talk to us? Visit ConsumersEnergy.com
or call 800-477-5050
Telecommunications Relay Services: Call 7-1-1

Service Address:
400 SAWYER RD; LANSING MI 48911-5006

Account: 1000 3450 4686

Account Information

Bill Month: July
Service Dates: 06/11/2025 - 07/11/2025
Days Billed: 31
Portion: 14 07/25

Rate Information

Gas Residential Service
Rate Code: 250

Meter Information

Your next scheduled meter read
date is on or around 08/12/2025

Gas Service: AMR Meter
Meter Number: 98128566
POD Number: 0000001941446
Beginning Read Date: 06-11
Ending Read Date: 07-11
Beginning Read: 413
Ending Read: 413 (Actual)
Differential: 0
Constant: 0.1
Correction factor: 1.00000
Usage: 0.0 Mcf
Total Metered Energy Use: 0.0 Mcf

July Energy Bill

Invoice: 205191654148

Account Summary

Last Month's Account Balance \$221.52
Payment on July 08, 2025 \$221.52-

Balance Forward \$0.00
Payments applied after Jul 15, 2025 are not included.

Natural Gas Charges

Customer Charge \$15.00

Total Natural Gas \$15.00

Total Energy Charges \$15.00

Amount Due: \$15.00

by August 06, 2025

If you pay after the due date, a 2% late payment
charge will be added to your next bill.

Please make any inquiry or complaint about this bill before the due date listed on the front.
Visit ConsumersEnergy.com/aboutmybill for details about the above charges.

Account: 1000 3450 4686

Consumers Energy

Count on Us®

Questions:
Visit: ConsumersEnergy.com
Call us: 800-477-5050

Amount Due: **\$27.00**

Please pay by: **August 27, 2025**



**BRIAN J HOLMES
4205 MICHELLE CIR
LANSING MI 48917-4211**



▶ **Reminder - Please pay previous amount due from 08/06/25. Thank you.**

▶ **Service Address:**
420 SAWYER RD
LANSING MI 48911-5606

August Energy Bill

Service dates: July 12, 2025 - August 04, 2025 (24 days)

Total Natural Gas Use (Mcf - thousand cubic feet)

August Natural Gas Use

8.5

0.0 Mcf



If the "rotten egg" odor of gas is apparent, call from a safe location.

We'll never ask for your bill, or threaten to shut off your service if you don't let us in. Always ask for company identification before sharing account information or allowing anyone into your home or business. Call us at 800-760-3295 to confirm visitors claiming to work on behalf of Consumers Energy. Learn more at: www.ConsumersEnergy.com/Scams

Fold, detach and mail this portion with your check made payable to Consumers Energy. Please write your account number on your check.

Consumers Energy

Count on Us®

You can pay your bill by mail, by phone or online
See reverse side for more information

Account: 1030 5377 4677

Service Address:
BRIAN HOLMES
420 SAWYER RD
LANSING MI 48911-5606

**PAYMENT CENTER
PO BOX 740309
CINCINNATI OH 45274-0309**

Amount Due: **\$3.50**

Please pay by: **September 04, 2025**

Enclosed:

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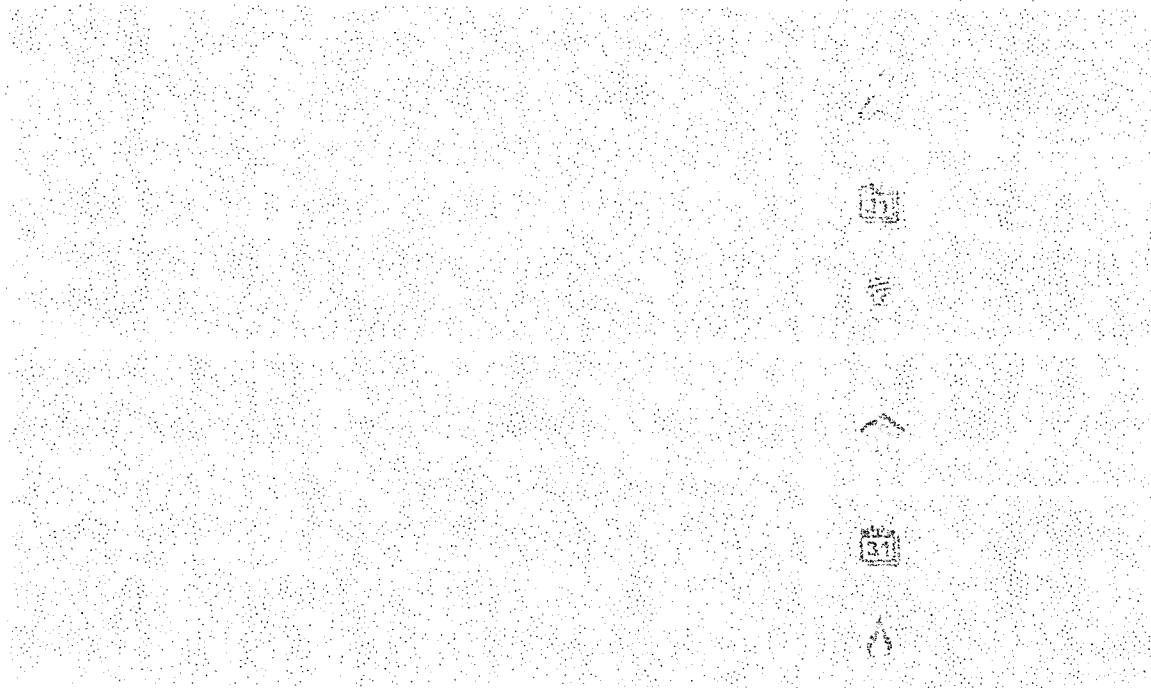
Questions: Visit: ConsumersEnergy.com Call us: 800-477-5050	Amount Due: \$3.50
Please pay by: September 04, 2025	

BRIAN HOLMES
4205 MICHELLE CIR
LANSING MI 48917-4211

Service Address:
420 SAWYER RD
LANSING MI 48911-5606

August Energy Bill

Service dates: August 05, 2025 - August 11, 2025 (7 days)



STAY SAFE: Call 9-1-1 and 800-477-5050.
We'll respond day or night.



Downed power lines.
Stay 25 feet away. Call from a safe location.



If you smell natural gas.
If the "rotten egg" odor of gas is apparent, call from a safe location.

Your safety is our top priority. Scam tactics are changing fast.

Use caution before responding to incoming phone calls, emails, or text messages. When in doubt, call us. Always pay your bill using our secure payment options. See the bottom, backside of this bill for more information.

Before we visit, we try to provide notice by mailed postcards or letters, door hangers, emails or phone calls. Keep your contract information up to date: www.ConsumersEnergy.com/UpdateMyInfo

We'll never ask for your bill, or threaten to shut off your service if you don't let us in. Always ask for company identification before sharing account information or allowing anyone into your home or business. Call us at 800-760-3295 to confirm visitors claiming to work on behalf of Consumers Energy. Learn more at: www.ConsumersEnergy.com/Scams

Fold, detach and mail this portion with your check made payable to Consumers Energy. Please write your account number on your check.



You can pay your bill by mail, by phone or online
See reverse side for more information

Account: 1030 5377 4677

Service Address:
BRIAN HOLMES
420 SAWYER RD
LANSING MI 48911-5606

PAYMENT CENTER
PO BOX 740309
CINCINNATI OH 45274-0309

Amount Due: \$3.50
Please pay by: September 04, 2025
Enclosed:

Need to talk to us? Visit ConsumersEnergy.com
or call 800-477-5050
Telecommunications Relay Services: Call 7-1-1

Service Address:
420 SAWYER RD. LANSING MI 48211-5006

Account: 1030 5377 4677

Account Information

Bill Month: August
Service Dates: 08/05/2025 - 08/11/2025
Days Billed: 7
Portion: 14 08/25

Provisions:
Senior Citizen

Rate Information

Gas Residential Service
Rate Code: 250

Meter Information

Your next scheduled meter read
date is on or around 09/11/2025

Gas Service: AMR Meter
Meter Number: 98128566
POD Number: 000001941446
Beginning Read Date: 08-05
Ending Read Date: 08-11
Beginning Read: 413
Ending Read: 413 (Actual)
Differential: 0
Constant: 0.1
Correction factor: 1.00000
Usage: 0.0 Mcf
Total Metered Energy Use: 0.0 Mcf

August Energy Bill

Invoice: 206081501274

Account Summary

Last Month's Account Balance **\$0.00**

Balance Forward **\$0.00**
Payments applied after Aug 13, 2025 are not included.

Natural Gas Charges

Customer Charge **\$3.50**

Total Natural Gas **\$3.50**

Total Energy Charges **\$3.50**

Amount Due: **\$3.50**

by September 04, 2025

If you pay after the due date, a 2% late payment
charge will be added to your next bill.

Please make any inquiry or complaint about this bill before the due date listed on the front.
Visit ConsumersEnergy.com/aboutmybill for details about the above charges.

NEWS AND INFORMATION

Details about special programs, additional services,
safety and billing are available at:
www.ConsumersEnergy.com/ServiceGuide

For assistance programs and payment options, call us
or see the Payment Assistance Guide.
www.ConsumersEnergy.com/Assistance

Compare natural gas prices among us and other
providers at www.Michigan.gov/CompareMIGas

You can always view our Natural Gas Safety Guide
online or call us to have one mailed to you.
www.ConsumersEnergy.com/Gas-Safety-Guide

If you have questions or would like information about
your energy use or weather-adjusted costs, call
800-477-5050 or visit:
www.ConsumersEnergy.com/AboutMyBill

Consumers Energy is regulated by the Michigan Public Service Commission, Lansing, Michigan

Ways to pay your energy bill

How: Checking or savings account, credit or debit card, cash,
check or money order.

Where: Mobile app, ConsumersEnergy.com, mail (see front),
phone (800-371-9811) or authorized in-person locations.

Need help with your bill?

Payment plans, budgeting programs and more: 800-477-5050 or
www.ConsumersEnergy.com/Assistance

Save money and energy: www.ConsumersEnergy.com/Save

Sign-up for billing alerts: www.ConsumersEnergy.com/MyLogin



Questions: Visit: ConsumersEnergy.com Call us: 800-477-5050	Amount Due: \$18.50 Please pay by: October 06, 2025
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▶ **Reminder - Please pay previous amount due from 09/04/25. Thank you.**

BRIAN HOLMES
4205 MICHELLE CIR
LANSING MI 48917-4211


Service Address:
420 SAWYER RD
LANSING MI 48911-5606


September Energy Bill

Service dates: August 12, 2025 - September 09, 2025 (29 days)



STAY SAFE: Call 9-1-1 and 800-477-5050. We'll respond day or night.

 **Downed power lines.** Stay 25 feet away. Call from a safe location.

 **If you smell natural gas.** If the "rotten egg" odor of gas is apparent, call from a safe location.

Michiganders have been counting on us for over 130 years.

Every day our top priority continues to be providing safe and reliable energy to 6.8 million Michiganders using our electric and/or natural gas service. Over the years, we've evolved our strategy, improved our standards, and served the growing energy needs of Michigan homes and businesses.

Multi-year investments in new technologies and industry materials with greater durability provide for your current and future energy needs with service you can rely on. Want more information on what's happening now? Follow us on social media and read the latest news at: www.ConsumersEnergy.com/Reliable

Fold, detach and mail this portion with your check made payable to Consumers Energy. Please write your account number on your check.



You can pay your bill by mail, by phone or online
See reverse side for more information

Account: 1030 5377 4677

Service Address:
BRIAN HOLMES
420 SAWYER RD
LANSING MI 48911-5606

PAYMENT CENTER
PO BOX 740309
CINCINNATI OH 45274-0309

Amount Due:	\$18.50
Please pay by:	October 06, 2025
Enclosed:	

Need to talk to us? Visit ConsumersEnergy.com
or call 800-477-5050
Telecommunications Relay Services: Call 7-1-1

Service Address:
420 SAWYER RD, LANSING MI 48911-5606

Account: 1030 5377 4677

Account Information

Bill Month: September
Service Dates: 08/12/2025 - 09/09/2025
Days Billed: 29
Portion: 14 09/25

Provisions:
Senior Citizen

Rate Information

Gas Residential Service
Rate Code: 250

Meter Information

Your next scheduled meter read
date is on or around 10/10/2025

Gas Service: AMR Meter
Meter Number: 98128566
POD Number: 0000001941446
Beginning Read Date: 08-12
Ending Read Date: 09-09
Beginning Read: 413
Ending Read: 413 (Actual)
Differential: 0
Constant: 0.1
Correction factor: 1.00000
Usage: 0.0 Mcf
Total Metered Energy Use: 0.0 Mcf

September Energy Bill

Invoice: 205102729615

Account Summary

Last Month's Account Balance **\$3.50**

Balance Forward **\$3.50**

Reminder - Please pay previous amount due from 09/04/25. Thank you.
Payments applied after Sep 12, 2025 are not included.

Natural Gas Charges

Customer Charge **\$15.00**

Total Natural Gas **\$15.00**

Total Energy Charges **\$15.00**

Amount Due: \$18.50
by October 06, 2025

If you pay after the due date, a 2% late payment charge will be added to your next bill.

Please make any inquiry or complaint about this bill before the due date listed on the front.
Visit ConsumersEnergy.com/aboutmybill for details about the above charges.

NEWS AND INFORMATION

Compare natural gas prices among us and other providers at www.Michigan.gov/CompareMIGas

You can always view our Natural Gas Safety Guide online or call us to have one mailed to you.
www.ConsumersEnergy.com/Gas-Safety-Guide

Beware of unauthorized payment centers or phone and email scams regarding utility payments. We never demand payment using only a prepaid card. Find a payment center near you or choose from many other secure payment options at

www.ConsumersEnergy.com/WaysToPay

For information on safety and customer rights:
www.ConsumersEnergy.com/CustomerGuides

Consumers Energy is regulated by the Michigan Public Service Commission, Lansing, Michigan

Ways to pay your energy bill

How: Checking or savings account, credit or debit card, cash, check or money order.

Where: Mobile app, ConsumersEnergy.com, mail (see front), phone (800-371-9811) or authorized in-person locations.

Need help with your bill?

Payment plans, budgeting programs and more: 800-477-5050 or www.ConsumersEnergy.com/Assistance

Save money and energy: www.ConsumersEnergy.com/Save
Sign-up for billing alerts: www.ConsumersEnergy.com/MyLogin



Questions: Visit: ConsumersEnergy.com Call us: 800-477-5050	Amount Due: \$15.00
	Please pay by: November 05, 2025

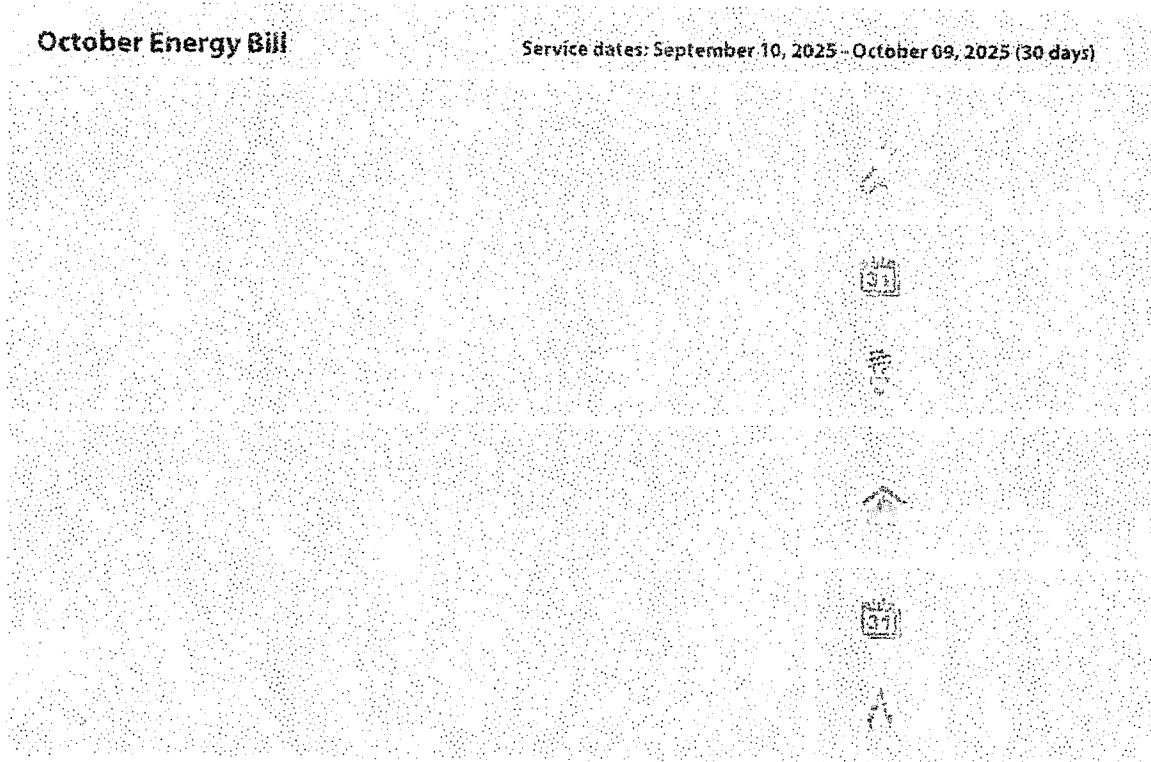
BRIAN HOLMES
4205 MICHELLE CIR
LANSING MI 48917-4211

▶ **Thank You** - We received your last payment of \$18.50 on **September 30, 2025**

Service Address:
▶ 420 SAWYER RD
LANSING MI 48911-5606

October Energy Bill

Service dates: September 10, 2025 - October 09, 2025 (30 days)



STAY SAFE: Call 9-1-1 and 800-477-5050. We'll respond day or night.

Downed power lines.
Stay 25 feet away. Call from a safe location.

If you smell natural gas.
If the "rotten egg" odor of gas is apparent, call from a safe location.

Count on us for ways to stay safe while using energy.
Do you know the 3R's of Natural Gas Safety?

Recognize: Signs could include a "rotten egg" smell, blowing or hissing sounds, dead or discolored plants in an otherwise green area, dirt or dust blowing from a hole in the ground, or a fire if a leak has ignited.

React: Immediately leave the area. Don't try to locate the leak. Don't try to shut off any gas valves or appliances. Don't use anything that could ignite natural gas, such as: cell phones, telephones, light switches, garage door openers, starting a vehicle, or any other electric device.

Report: Once you are safely outside the building and away from the potential leak, call 9-1-1 first and then call us at: 800-477-5050. Learn more at: www.ConsumersEnergy.com/Safety

Fold, detach and mail this portion with your check made payable to Consumers Energy. Please write your account number on your check.



You can pay your bill by mail, by phone or online
See reverse side for more information

Account: 1030 5377 4677

Service Address:
BRIAN HOLMES
420 SAWYER RD
LANSING MI 48911-5606

PAYMENT CENTER
PO BOX 740309
CINCINNATI OH 45274-0309

Amount Due: \$15.00
Please pay by: November 05, 2025
Enclosed:

Need to talk to us? Visit ConsumersEnergy.com

or call 800-477-5050

Telecommunications Relay Services: Call 7-1-1

Service Address:

100 SAWYER RD, LANSING MI 48911-5606

Account: 1030 5377 4677

Account Information

Bill Month: October
Service Dates: 09/10/2025 - 10/09/2025
Days Billed: 30
Portion: 14 10/25

Provisions:
Senior Citizen

Rate Information

Gas Residential Service
Rate Code: 250

Meter Information

Your next scheduled meter read date is on or around 02/17/2027

Gas Service: AMR Meter
Meter Number: 98128566
POD Number: 0000001941446
Beginning Read Date: 09-10
Ending Read Date: 10-09
Beginning Read: 413
Ending Read: 413 (Actual)
Differential: 0
Constant: 0.1
Correction factor: 1.00000
Usage: 0.0 Mcf
Total Metered Energy Use: 0.0 Mcf

October Energy Bill

Invoice: 206081587604

Account Summary

Last Month's Account Balance	\$18.50
Payment on September 30, 2025	<u>\$18.50</u>
Balance Forward	\$0.00

Payments applied after Oct 14, 2025 are not included.

Natural Gas Charges

Customer Charge	\$15.00
Total Natural Gas	\$15.00
Total Energy Charges	\$15.00

Amount Due: \$15.00
by November 05, 2025

If you pay after the due date, a 2% late payment charge will be added to your next bill.

Please make any inquiry or complaint about this bill before the due date listed on the front. Visit ConsumersEnergy.com/aboutmybill for details about the above charges.

NEWS AND INFORMATION

Compare natural gas prices among us and other providers at www.Michigan.gov/CompareMIGas

Gas cost recovery (GCR) charge covers the cost of your natural gas use during that billing cycle. You are

only charged the amount we pay for supply from the current market price per thousand cubic feet, noted as Mcf, which is impacted by demand at that time and may change each month. www.ConsumersEnergy.com/Rates

For information on safety and customer rights: www.ConsumersEnergy.com/CustomerGuides

Consumers Energy is regulated by the Michigan Public Service Commission, Lansing, Michigan

Ways to pay your energy bill

How: Checking or savings account, credit or debit card, cash, check or money order.

Where: Mobile app, ConsumersEnergy.com, mail (see front), phone (800-371-9811) or authorized in-person locations.

Need help with your bill?

Payment plans, budgeting programs and more: 800-477-5050 or www.ConsumersEnergy.com/Assistance

Save money and energy: www.ConsumersEnergy.com/Save

Sign-up for billing alerts: www.ConsumersEnergy.com/MyLogin



Visit: lbwl.com



Call: (517) 702-6006

Account Name BRIAN HOLMES
Service Address 420 SAWYER RD LANSING
Bill Date 06/12/25

Amount Due **\$65.37**

Please Pay By **July 03, 2025**

Account Number **10169393**

Important Account Info

BWL offers AutoPay and sending bill notifications via e-mail and text messaging. For more information or to sign up visit www.lbwl.com.

Account Summary 05/07/25 - 06/05/25 (30 Days)

Previous Balance **\$182.86**
Payments Received - Thank you! **\$182.86**

Balance Forward **\$0.00**

Current Charges & Adjustments See back for charge details

- Electric Charges **\$31.12**
- Water Charges **\$19.78**
- Sewer Charges **\$14.47**
- Miscellaneous Charges **\$0.00**

Total Current Charges \$65.37

Total Amount Due This Bill \$65.37

THIS WAS PAID IN LANSING AND WAS FOR MARY-JANE

Message Center



Detach and return this portion with payment. See reverse for other ways to pay. Unpaid amounts will incur a late fee on the current period charges.



LANSING BOARD OF WATER & LIGHT
PO BOX 30824
LANSING, MI 48909-8311

Account Number **10169393**
Due Date **07/03/25**

Total Amount Due \$65.37

Amount Enclosed

Check this box to participate in BWL's "Pennies for Power" by rounding up your monthly bill.

Contribute to a greener community by enrolling in eBill. Sign up at myaccount.lbwl.com.



3764 2 AB 0.593 0269200-LBWS313838-4D.1GRP-1014017003764
BRIAN HOLMES
4205 MICHELLE CIR
T:15 LANSING MI 48917-4211

SEND REMITTANCE TO:

LANSING BOARD OF WATER & LIGHT
PO BOX 30824
LANSING MI 48909-8311

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Usage Profile

Electric Usage

Meter Number: 22542473 05/07/25 - 06/05/25 (30 Days)

Begin Read	End Read	Usage	Type
3781.07	3791.15	10.08	kWh On
42518.4	42556.93	38.53	kWh Off
46299.47	46348.08	48.61	kWh Total

49

Jun

Off-Peak On-Peak

 Current Usage **49 kWh**
 Avg Cost per day **\$1.04**
 Avg kWh per day **1.62 kWh**

Water Usage

Meter Number: 09103999 05/07/25 - 06/05/25 (30 Days)

Begin Read	End Read	Usage	Type
599.22	599.26	0.04	CCF

0.04

Jun

 Current Usage **0.04 CCF**
 Avg Cost per day **\$0.66**
 Avg CCF per day **0.00 CCF**

Your annual report on the source and quality of your drinking water is available online at www.lbwl.com/waterqualityreport. To have a copy mailed to you, contact BWL's Environmental Department at (517) 702-6360 or water@lbwl.com.

Current Charge Details

Electric Service

RES1 Standard Residential Electric Service (Meter # 22542473)

Basic Service Charge	1 MONTH x \$21.75	\$21.75
Commodity Charge On-Peak - Summer	1.68 kWh x \$0.1596	\$0.27
Commodity Charge Off-Peak - Summer	6.42 kWh x \$0.1406	\$0.90
Commodity Charge On-Peak - Winter	8.40 kWh x \$0.1596	\$1.34
Commodity Charge Off-Peak - Winter	32.11 kWh x \$0.1406	\$4.51
Power Supply Cost Recovery Adjustment	48.61 kWh x \$0.004467	\$0.22
Electric Environmental Charge	48.61 kWh x \$0.002	\$0.10
Electric Renewable Energy Plan Surcharge	1 MONTH x \$0.00	\$0.00
Low-Income Energy Assist Fund (LIEAF)	1 MONTH x \$0.87	\$0.87
Michigan Sales Tax		\$1.16

Total Electric Charges \$31.12

Water Service

WD1 Residential Water Service (Meter # 09103999)

Environmental Charge	0.04 CCF x \$0.00	\$0.00
Basic Service Charge - 5/8" Meter	1 MONTH x \$17.36	\$17.36
Commodity Charge - Block 1	0.04 CCF x \$3.83	\$0.15
Commodity Charge - Block 2	0 CCF x \$6.28	\$0.00
Water Power and Chemical Cost Adjustment	0.04 CCF x \$0.492	\$0.02
City of Lansing Water Hydrant Surcharge	1 MONTH x \$2.25	\$2.25

Total Water Charges \$19.78

X01 Residential Sewer Service

Basic Service Charge	1 MONTH x \$2.37	\$2.37
Inflow/Infiltration Charge - Fixed	1 MONTH x \$11.77	\$11.77
Commodity Charge	0.04 CCF x \$7.06	\$0.28
Inflow/Infiltration Charge Commodity	0.04 CCF x \$1.26	\$0.05

Total Sewer Charges \$14.47

Miscellaneous

Late Fee	\$5.37
Reversed Late Fee	-\$1.86
Reversed Late Fee	-\$2.18
Reversed Late Fee	-\$1.33

Total Miscellaneous Charges \$0.00

Ways to Pay For more information please visit www.lbwl.com/paybill

AutoPay



Sign up for AutoPay through the Customer Self-Service Portal.

AutoPay is initiated two business days before the bill's due date and can use checking and savings accounts as well as credit and debit cards.

Online



The Customer Self-Service Portal is the quickest and easiest way to pay your bill.

To register for the Customer Self-Service Portal, please visit www.lbwl.com.

Mail



Send your payment to:
Lansing Board of Water & Light
P.O. Box 30824
Lansing, MI 48909-8311

We accept check or money order. Payment will be processed within 2-3 business days.

Kiosk



Self Service Kiosk Locations:
Customer Service Center
1232 Haco Dr

Quality Dairy Locations
5010 Dunkle Rd
2121 W Holmes Rd
400 S Pennsylvania Ave
700 N Pine St
4500 W Saginaw Hwy
5100 S Waverly Rd

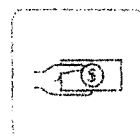
Phone



Pay your bill over the phone with your checking or savings account or your credit or debit card.

Please call (517) 702-6006 to use our automated system. This service is available 24/7.

In-Person



24 Hour Drop Box Locations:
Customer Service Center
1232 Haco Dr
&
Corner of W Allegan St and Townsend St

Customer Service Center:
Hours: 9:00AM - 4:30PM
Monday - Friday
Closed weekends & holidays



Visit: lbwl.com



Call: (517) 702-6006

Amount Due **\$62.29**

Please Pay By **August 04, 2025**

Account Number **10169393**

Account Name **BRIAN HOLMES**
Service Address **420 SAWYER RD LANSING**
Bill Date **07/14/25**

Important Account Info

BWL offers AutoPay and sending bill notifications via e-mail and text messaging. For more information or to sign up visit www.lbwl.com.

Account Summary **06/06/25 - 07/05/25 (30 Days)**

Previous Balance	\$65.37
Payments Received - Thank you!	-\$65.37
Balance Forward	\$0.00
Current Charges & Adjustments	See back for charge details
Electric Charges	\$28.41
Water Charges	\$19.61
Sewer Charges	\$14.27
Total Current Charges	\$62.29
Total Amount Due This Bill	\$62.29

Message Center



Stay prepared this storm season. If your power goes out, report it on our Outage Map, call 866-710-8222 or text 295688 (BWLOUT). Visit www.lbwl.com/outagecenter for more information.

Detach and return this portion with payment. See reverse for other ways to pay. Unpaid amounts will incur a late fee on the current period charges.



LANSING BOARD OF WATER & LIGHT
PO BOX 30824
LANSING, MI 48909-8311

Account Number **10169393**
Due Date **08/04/25**

Total Amount Due **\$62.29**

Amount Enclosed

Check this box to participate in BWL's "Pennies for Power" by rounding up your monthly bill.

Contribute to a greener community by enrolling in eBill. Sign up at myaccount.lbwl.com.



3805 1 AB 0.641 0272518-LBWS317080-ID.1GRP-1022369003805
BRIAN HOLMES
4205 MICHELLE CIR
T:14 LANSING MI 48917-4211

SEND REMITTANCE TO:

LANSING BOARD OF WATER & LIGHT
PO BOX 30824
LANSING MI 48909-8311

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Usage Profile

Electric Usage

Meter Number: 22542473 06/06/25 - 07/05/25 (30 Days)

Begin Read	End Read	Usage	Type
3791.15	3796.84	5.69	kWh On
42556.93	42582.41	25.48	kWh Off
46348.08	46379.26	31.18	kWh Total

49

31

Jun Jul

Off-Peak On-Peak



Current Usage
31 kWh



Avg Cost per day
\$0.95



Avg kWh per day
1.04 kWh

Water Usage

Meter Number: 09103999 06/06/25 - 07/05/25 (30 Days)

Begin Read	End Read	Type
599.26	599.26	CCF

0.04

0

Jun Jul



Current Usage
0 CCF



Avg Cost per day
\$0.65



Avg CCF per day
0.00 CCF

Your annual report on the source and quality of your drinking water is available online at www.lbwl.com/waterqualityreport. To have a copy mailed to you, contact BWL's Environmental Department at (517) 702-6360 or water@lbwl.com.

Current Charge Details

RES1 Standard Residential Electric Service (Meter # 22542473)		
Basic Service Charge	1 MONTH x \$21.75	\$21.75
Commodity Charge On-Peak - Summer	5.69 kWh x \$0.1596	\$0.91
Commodity Charge Off-Peak - Summer	25.48 kWh x \$0.1406	\$3.58
Power Supply Cost Recovery Adjustment	31.18 kWh x \$0.005475	\$0.17
Electric Environmental Charge	25.98 kWh x \$0.002	\$0.05
Electric Environmental Charge	5.20 kWh x \$0.003	\$0.02
Electric Renewable Energy Plan Surcharge	1 MONTH x \$0.00	\$0.00
Low-Income Energy Assist Fund (LIEAF)	1 MONTH x \$0.87	\$0.87
Michigan Sales Tax		\$1.06
Total Electric Charges		\$28.41

W01 Residential Water Service (Meter # 09103999)		
Environmental Charge		\$0.00
Basic Service Charge - 5/8" Meter	1 MONTH x \$17.36	\$17.36
Commodity Charge - Block 1	0 CCF x \$3.83	\$0.00
Commodity Charge - Block 2	0 CCF x \$6.28	\$0.00
Water Power and Chemical Cost Adjustment	0 CCF x \$0.484	\$0.00
City of Lansing Water Hydrant Surcharge	1 MONTH x \$2.25	\$2.25
Total Water Charges		\$19.61

R01 Residential Sewer Service		
Basic Service Charge	1 MONTH x \$2.37	\$2.37
Inflow/Infiltration Charge - Fixed	0.83 MONTH x \$11.77	\$9.81
Inflow/Infiltration Charge - Fixed	0.17 MONTH x \$12.55	\$2.09
Commodity Charge	0 CCF x \$7.06	\$0.00
Commodity Charge	0 CCF x \$7.42	\$0.00
Inflow/Infiltration Charge Commodity	0 CCF x \$1.26	\$0.00
Inflow/Infiltration Charge Commodity	0 CCF x \$1.32	\$0.00
Total Sewer Charges		\$14.27

Total Current Charges & Adjustments \$62.29

Ways to Pay For more information please visit www.lbwl.com/paybill

AutoPay	Online	Mail	Kiosk	Phone	In-Person
<p>Sign up for AutoPay through the Customer Self-Service Portal.</p> <p>AutoPay is initiated two business days before the bill's due date and can use checking and savings accounts as well as credit and debit cards.</p>	<p>The Customer Self-Service Portal is the quickest and easiest way to pay your bill.</p> <p>To register for the Customer Self-Service Portal, please visit www.lbwl.com.</p>	<p>Send your payment to: Lansing Board of Water & Light P.O. Box 30824 Lansing, MI 48909-8311</p> <p>We accept check or money order. Payment will be processed within 2-3 business days.</p>	<p>Self Service Kiosk Locations:</p> <p>Customer Service Center 1232 Haco Dr</p> <p>Quality Dairy Locations 5010 Dunkel Rd 2121 W Holmes Rd 400 S Pennsylvania Ave 700 N Pine St 4500 W Saginaw Hwy 5100 S Waverly Rd</p>	<p>Pay your bill over the phone with your checking or savings account or your credit or debit card.</p> <p>Please call (517) 702-6006 to use our automated system. This service is available 24/7.</p>	<p>24 Hour Drop Box Locations:</p> <p>Customer Service Center 1232 Haco Dr & Corner of W Allegan St and Townsend St</p> <p>Customer Service Center: Hours: 9:00AM - 4:30PM Monday - Friday Closed weekends & holidays</p>



Visit: lbwl.com

Call: (517) 702-6006

Amount Due \$62.55

Please Pay By September 03, 2025

Account Number 10169393

Account Name **BRIAN HOLMES**
Service Address **420 SAWYER RD LANSING**
Bill Date **08/13/25**

Important Account Info

BWL offers AutoPay and sending bill notifications via e-mail and text messaging. For more information or to sign up visit www.lbwl.com.

Account Summary 07/06/25 - 08/04/25 (30 Days)

Previous Balance	\$62.29
Payments Received - Thank you!	-\$62.29
Balance Forward	\$0.00
Current Charges & Adjustments	See back for charge details
Electric Charges	\$27.90
Water Charges	\$19.65
Sewer Charges	\$15.00
Total Current Charges	\$62.55
Total Amount Due This Bill	\$62.55

Message Center



BWL has six fee-free kiosks at select Quality Dairy locations where you can pay your bill. The kiosks accept cash, check, credit and debit card, and payments are applied to your balance immediately. See addresses on the back of your bill.

Detach and return this portion with payment. See reverse for other ways to pay. Unpaid amounts will incur a late fee on the current period charges.



LANSING BOARD OF WATER & LIGHT
PO BOX 30824
LANSING, MI 48909-8311

Account Number **10169393**
Due Date **09/03/25**

Total Amount Due \$62.55

Amount Enclosed

Check this box to participate in BWL's "Pennies for Power" by rounding up your monthly bill.

Contribute to a greener community by enrolling in eBill. Sign up at myaccount.lbwl.com.



3812 1 AB 0.641 0275874-LBWS320438-ID.1GRP-1030606003812
BRIAN HOLMES
4205 MICHELLE CIR
T:14 LANSING MI 48917-4211

SEND REMITTANCE TO:
LANSING BOARD OF WATER & LIGHT
PO BOX 30824
LANSING MI 48909-8311

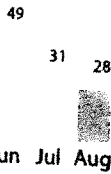
0010169393 0000006255 0010169393 0000006255 0

Usage Profile

Electric Usage

Meter Number: 22542473 07/06/25 - 08/03/25 (29 Days)

Begin Read	End Read	Usage	Type
3796.84	3802.44	5.6	kWh On
42582.41	42604.43	22.02	kWh Off
46379.26	46406.87	27.61	kWh Total

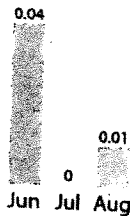


Current Usage **28 kWh**
 Avg Cost per day **\$0.96**
 Avg kWh per day **0.95 kWh**

Water Usage

Meter Number: 09103999 07/06/25 - 08/04/25 (30 Days)

Begin Read	End Read	Usage	Type
599.26	599.27	0.01	CCF



Current Usage **0.01 CCF**
 Avg Cost per day **\$0.66**
 Avg CCF per day **0.00 CCF**

Your annual report on the source and quality of your drinking water is available online at www.lbwl.com/waterqualityreport. To have a copy mailed to you, contact BWL's Environmental Department at (517) 702-6360 or water@lbwl.com.

Current Charge Details

Electric Service

RES1 Standard Residential Electric Service (Meter # 22542473)

Basic Service Charge	1 MONTH x \$21.75	\$21.75
Commodity Charge On-Peak - Summer	5.60 kWh x \$0.1596	\$0.89
Commodity Charge Off-Peak - Summer	22.02 kWh x \$0.1406	\$3.10
Power Supply Cost Recovery Adjustment	27.61 kWh x \$0.006195	\$0.17
Electric Environmental Charge	27.61 kWh x \$0.003	\$0.08
Electric Renewable Energy Plan Surcharge	1 MONTH x \$0.00	\$0.00
Low-Income Energy Assist Fund (LIEAF)	1 MONTH x \$0.87	\$0.87
Michigan Sales Tax		\$1.04
Total Electric Charges		\$27.90

Water Service

W01 Residential Water Service (Meter # 09103999)

Environmental Charge	0.01 CCF x \$0.00	\$0.00
Basic Service Charge - 5/8" Meter	1 MONTH x \$17.36	\$17.36
Commodity Charge - Block 1	0.01 CCF x \$3.83	\$0.04
Commodity Charge - Block 2	0 CCF x \$6.28	\$0.00
Water Power and Chemical Cost Adjustment	0.01 CCF x \$0.483	\$0.00
City of Lansing Water Hydrant Surcharge	1 MONTH x \$2.25	\$2.25
Total Water Charges		\$19.65

Sewer Service

X01 Residential Sewer Service

Basic Service Charge	1 MONTH x \$2.37	\$2.37
Inflow/Infiltration Charge - Fixed	1 MONTH x \$12.55	\$12.55
Commodity Charge	0.01 CCF x \$7.42	\$0.07
Inflow/Infiltration Charge Commodity	0.01 CCF x \$1.32	\$0.01
Total Sewer Charges		\$15.00

Total Current Charges & Adjustments \$62.55

Ways to Pay

For more information please visit www.lbwl.com/paybill

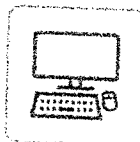
AutoPay



Sign up for AutoPay through the Customer Self-Service Portal.

AutoPay is initiated two business days before the bill's due date and can use checking and savings accounts as well as credit and debit cards.

Online



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To register for the Customer Self-Service Portal, please visit www.lbwl.com.

Mail



Send your payment to:
Lansing Board of Water & Light
P.O. Box 30824
Lansing, MI 48909-8311

We accept check or money order. Payment will be processed within 2-3 business days.

Kiosk



Self Service Kiosk Locations:
Customer Service Center
1232 Haco Dr

Quality Dairy Locations
5010 Dunkel Rd
2121 W Holmes Ave
400 S Pennsylvania Ave
700 N Pine St
4500 W Saginaw Hwy
5100 S Waverly Rd

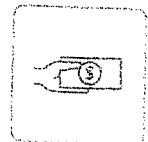
Phone



Pay your bill over the phone with your checking or savings account or your credit or debit card.

Please call (517) 702-6006 to use our automated system. This service is available 24/7.

In-Person



24 Hour Drop Box Locations:
Customer Service Center
1232 Haco Dr
&
Corner of W Allegan St and
Townsend St

Customer Service Center:
Hours: 9:00AM - 4:30PM
Monday - Friday
Closed weekends & holidays



City of Lansing

OFFICE OF THE CITY ATTORNEY

Gregory S. Venker, City Attorney

March 16, 2026

Brian & Karen Holmes
4205 Michelle Rd.
Lansing, MI 48917

Re: Claim – 420 Sawyer Road

Dear Brian & Karen Holmes:

Please be advised that the Claims Review Committee reviewed the claim you submitted in the amount of \$502.00 for a red tag violation for property located at 420 Sawyer Road, Lansing, Michigan, and denied the claims you filed with the City of Lansing.

You have the right to appeal the decision of the Claims Review Committee to the Lansing City Council. If you wish to appeal, you must submit your appeal in writing no later than thirty (30) days from the date of this letter. Appeals received after the 30-day deadline cannot be accepted.

Submit your written appeal to:
Lansing City Clerk
124 W. Michigan Ave, 9th Floor
Lansing, MI 48933

Your appeal will then be placed on the Council's agenda. You will be contacted regarding the review of your appeal.

If you have any questions concerning this matter, please contact this office.

Sincerely,

Claim: 2223

Venus Kumar

Venus Kumar
Paralegal

DATE: 11/14/2025

PPN: 33-01-05-09-176-191
 DATE SUBMITTED: 11/12/2025
 ADDRESS OF VIOLATION: 420 SAWYER RD
 LISTED TAXPAYER OF RECORD: HOLMES BRIAN & DREPS KAREN
 OTHER TAXPAYER OF RECORD:
 CLAIMANT: HOLMES BRIAN & DREPS KAREN
 CLAIMANT'S ADDRESS: 4205 MICHELLE RD
 LANSING MI 48917

TYPE OF ACTIONS CONTESTED:
 VIOLATION DATE:
 NOTIFICATION DATE: APRIL 29, 2025
 2ND NOTICE ASSESSMENT DATE:
 AMOUNT OF ASSESSMENT: \$502.00
 CONTRACTOR NAME - INVOICE NO. - DATE: PROPERTY HAS BEEN
 RED TAGGED SINCE
 APRIL 29, 2025.

AMOUNT OF CLAIM: \$502.00.....AMOUNT
 CURRENTLY OWED
 AS OF 11/14/2025.

MEMO DATE – INVOICE NO.:
 ADDITIONAL ACTIONS CONTESTED:
 VIOLATION DATE:
 NOTIFICATION DATE:
 2ND NOTICE ASSESSMENT DATE:
 AMOUNT OF ASSESSMENT:
 CONTRACTOR NAME - INVOICE NO. - DATE:
 AMOUNT OF CLAIM:
 MEMO DATE – INVOICE NO.:

HISTORY: NONE

CITATIONS IN PREVIOUS YEAR: NONE

CLAIMANT'S CIRCUMSTANCES: **See Attached**

PROPERTY HAS BEEN RED TAGGED SINCE APRIL 29, 2025. DUE TO LACK OF UTILITIES, AND THE PROPERTY BEING UNFIT FOR HUMAN OCCUPANCY. ON NOVEMBER 5, 2025, OUR CODE OFFICER DID A RE-INSPECTION OF THE PROPERTY AND THE SAME ISSUES EXISTED (REPORT ATTACHED). RED TAG FEES WILL CONTINUE TO BE CHARGED UNTIL ISSUES ARE COMPLIED, AND A RED TAG RE-INSPECTION TAKES PLACE.



Economic Development & Planning Code Enforcement Office

316 N. Capitol Ave Lansing, MI 48933-1238
(517) 483-4361

Notice Printed: 04/29/2025

Safety Inspection Correction Notice – Re-Inspection Required

HOLMES BRIAN & DREPS KAREN
4205 MICHELLE CIR
LANSING, MI 48917-4211

Inspection Type: Safety
Inspection Date: 4/29/2025
Compliance Due Date: 5/29/2025

Warning: *Failure to comply with the requirements of this notice may result in the issuance of a Municipal Civil Infraction Violation Ticket. (Fines: \$500 per day for each violation)*

Violation Location:	420 SAWYER RD
Parcel No:	33-01-05-09-176-191

The above referenced address was found to have certain violations of the Lansing Housing and Premises Code, Chapter 107 of the Code of Ordinances. **The violations are listed below and must be corrected by the compliance due date.**

SEC 108.1.3 Structure unfit for human occupancy. A structure is unfit for human occupancy whenever the code official finds that such structure is unsafe, unlawful or, because of the degree to which the structure is in disrepair or lacks maintenance, is unsanitary, vermin or rat infested, contains filth and contamination, or lacks ventilation, illumination, sanitary or heating facilities or other essential equipment required by this code, or because the location of the structure constitutes a hazard to the occupants of the structure or to the public.

INSPECTOR COMMENTS:

The unit is unfit for human habitation. A full inspection will be conducted on the return visit for the building re-inspection. All elements must fully comply with the code at that time. Should any violations be found, an additional re-inspection will be scheduled at an additional fee.

Sec 108.1.3 Lack of required utilities to the dwelling. The gas / electric / water service is turned off. The dwelling lacks sanitary / heating facilities.

INSPECTOR COMMENTS:

Water is currently off.

You must contact the under signed, no later than seven days before the compliance due date, to set up an appointment to meet at the structure (to verify that all corrections have been completed) or to acquire an authorized extension. Before the re-inspection you must obtain all required permits and have those repairs inspected and approved by the appropriate inspector. All violations must be corrected with approved materials and methods.



Economic Development & Planning Code Enforcement Office

316 N. Capitol Ave Lansing, MI 48933-1238
(517) 483-4361

Notice Printed: 04/29/2025

Safety Inspection Correction Notice – Re-Inspection Required

Occupant

Inspection Type: Safety

420 SAWYER RD

Inspection Date: 4/29/2025

LANSING, MI 48911

Compliance Due Date: 5/29/2025

Warning: *Failure to comply with the requirements of this notice may result in the issuance of a Municipal Civil Infraction Violation Ticket. (Fines: \$500 per day for each violation)*

Violation Location:	420 SAWYER RD
Parcel No:	33-01-05-09-176-191

The above referenced address was found to have certain violations of the Lansing Housing and Premises Code, Chapter 107 of the Code of Ordinances. **The violations are listed below and must be corrected by the compliance due date.**

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INSPECTOR COMMENTS:

The unit is unfit for human habitation. A full inspection will be conducted on the return visit for the building re-inspection. All elements must fully comply with the code at that time. Should any violations be found, an additional re-inspection will be scheduled at an additional fee.

Sec 108.1.3 Lack of required utilities to the dwelling. The gas / electric / water service is turned off. The dwelling lacks sanitary / heating facilities.

INSPECTOR COMMENTS:

Water is currently off.

You must contact the under signed, no later than seven days before the compliance due date, to set up an appointment to meet at the structure (to verify that all corrections have been completed) or to acquire an authorized extension. Before the re-inspection you must obtain all required permits and have those repairs inspected and approved by the appropriate inspector. All violations must be corrected with approved materials and methods.



Economic Development & Planning Code Enforcement Office

316 N. Capitol, Ste C-1, Lansing, MI 48933-1238
(517) 483-4361

Notice Printed: 11/10/2025

Rental Inspection Correction Notice – Re-Inspection Required

HOLMES BRIAN & DREPS KAREN
4205 MICHELLE CIR
LANSING, MI 48917-4211

Inspection Type: Safety
Inspection Date: 11/10/2025
Compliance Due Date: 12/5/2025

Warning: Failure to comply with the requirements of this notice may result in the issuance of a Municipal Civil Infraction Violation Ticket. (Fines: \$500 per day for each violation)

Violation Location:	420 SAWYER RD
Parcel No:	33-01-05-09-176-191

The above referenced address was found to have certain violations of the Lansing Housing and Premises Code, Chapter 107 of the Code of Ordinances. **The violations are listed below and must be corrected by the compliance due date.**

SEC 108.1.3 Structure unfit for human occupancy. A structure is unfit for human occupancy whenever the code official finds that such structure is unsafe, unlawful or, because of the degree to which the structure is in disrepair or lacks maintenance, is unsanitary, vermin or rat infested, contains filth and contamination, or lacks ventilation, illumination, sanitary or heating facilities or other essential equipment required by this code, or because the location of the structure constitutes a hazard to the occupants of the structure or to the public.

INSPECTOR COMMENTS:

The unit is unfit for human habitation. A full inspection will be conducted on the return visit for the building re-inspection. All elements must fully comply with the code at that time. Should any violations be found, an additional re-inspection will be scheduled at an additional fee.

Sec 108.1.3 Lack of required utilities to the dwelling. The gas / electric / water service is turned off. The dwelling lacks sanitary / heating facilities.

INSPECTOR COMMENTS:

Water is currently off.

AREA: Basement

505.3 Supply. The water supply system shall be installed and maintained to provide a supply of water to plumbing fixtures, devices and appurtenances in sufficient volume and at pressures adequate to enable the fixtures to function properly, safely, and free from defects and leaks.

INSPECTOR COMMENTS:

1. PROVIDE A WATER HEATER SAFETY INSPECTION REPORT BY A LICENSED PLUMBING OR MECHANICAL CONTRACTOR REGISTERED WITH THE CITY OF LANSING MI.

AREA: Kitchen

603.1 Mechanical Appliances Mechanical appliances, fireplaces, solid fuel-burning appliances, cooking appliances and water heating appliances shall be properly installed and maintained in a safe working condition, and shall be capable of performing the intended function.

INSPECTOR COMMENTS:

1. STOVE/GLASS DETERIORATED.

305.4 Walking surfaces. Every stair, ramp, landing, balcony, porch, deck or other walking surface shall be maintained in sound condition and good repair.

INSPECTOR COMMENTS:

1. FLOORING DETERIORATED.

AREA: Living Room

305.3 Interior Surfaces. Interior surfaces, including windows and doors, shall be maintained in good, clean and sanitary condition. Peeling, chipping, flaking or abraded paint shall be repaired, removed or covered. Cracked or loose plaster, decayed wood and other defective surface conditions shall be corrected.

INSPECTOR COMMENTS:

1. CARPET SOILED

AREA: Stairwell, Basement

305.3 Interior Surfaces. Interior surfaces, including windows and doors, shall be maintained in good, clean and sanitary condition. Peeling, chipping, flaking or abraded paint shall be repaired, removed or covered. Cracked or loose plaster, decayed wood and other defective surface conditions shall be corrected.

INSPECTOR COMMENTS:

1. DRYWALL DAMAGE

Failure to comply by the compliance due date may result in the issuance of a Municipal Civil Infraction Violation with Fines: **\$500 per day for each violation and may result in the property being vacated by this office.**

You must contact the under signed, no later than seven days before the compliance due date, to set up an appointment to meet at the structure (to verify that all corrections have been completed) or to acquire an authorized extension. Before the re-inspection you must obtain all required permits and have those repairs inspected and approved by the appropriate inspector. All violations must be corrected with approved materials and methods.

Pursuant to Section 107.2 of the IPMC, you have the right to appeal this notice of violation. In accordance with Section 106.3 any action taken by the City on such premises shall be charged against the real estate upon which the structure is located and shall be a lien upon such real estate.

If you have any questions or concerns about complying within the time indicated, you may contact **Officer: Bryce Dawsey at Bryce.Dawsey@lansingmi.gov**

To schedule a re-inspection, please contact the Code Enforcement office at (517) 483-4361.

CITY OF LANSING

316 N CAPITOL SUITE C2
LANSING, MI 48933

Print Date: 11/14/2025

Enforcement Number: E25-14099

Enforcement Category: Safety

Location: 420 SAWYER RD

Pay by Account in Full



Total Balance Due: \$502.00

HOLMES BRIAN & DREPS KAREN
4205 MICHELLE CIR
LANSING, MI 48917-4211

Invoice	Number	Date	Due	Adjustments	Payments	Balance
	00288527	9/2/2025 12:0	10/2/2025 12:	\$0.00	\$0.00	<u>\$165.00</u>
Quantity	Category	Description		Billed		
1.00	Code Compliance Monitoring	Tag Monitoring Fee - Res (base fee)		\$165.00		

Invoice	Number	Date	Due	Adjustments	Payments	Balance
	00291267	10/1/2025 12:	10/31/2025 1	\$0.00	\$0.00	<u>\$165.00</u>
Quantity	Category	Description		Billed		
1.00	Code Compliance Monitoring	Tag Monitoring Fee - Res (base fee)		\$165.00		

Invoice	Number	Date	Due	Adjustments	Payments	Balance
	00295340	11/3/2025 12:	12/3/2025 12:	\$0.00	\$0.00	<u>\$7.00</u>
Quantity	Category	Description		Billed		
1.00	Code Compliance	Code Compliance penalty fee		\$7.00		

Invoice	Number	Date	Due	Adjustments	Payments	Balance
	00295779	11/3/2025 12:	12/3/2025 12:	\$0.00	\$0.00	<u>\$165.00</u>
Quantity	Category	Description		Billed		
1.00	Code Compliance Monitoring	Tag Monitoring Fee - Res (base fee)		\$165.00		

Total Balance Due: \$502.00

Payment Information:

- Pay online at: www.pay.lansingmi.gov
- Make checks payable to: City of Lansing
- Mail payments or pay in person at:
City of Lansing Treasurers Office
316 N Capitol Suite C1
Lansing MI 48933
- In order to assure proper credit, please send the top portion of this bill along with your payment
- Payment in full is due within 30 days from the billing date.
- Any unpaid balance remains as a lien against this property and will be added to the next property tax bill

Appeals Process:

If you intend to appeal this nuisance fee, you or your agent must file a written protest with the Claims Review Committee within 30 days after the nuisance fee is placed on the July or December Tax Roll. Claim forms are available in the City Attorney's Office and the City of Lansing's web address: www.lansingmi.gov. Return completed claim to: Lansing City Attorney's Office, 124 West Michigan Ave 5th Fl, Lansing MI 48933



2910

2025/09/11
12:20



2025/10/08
14:52



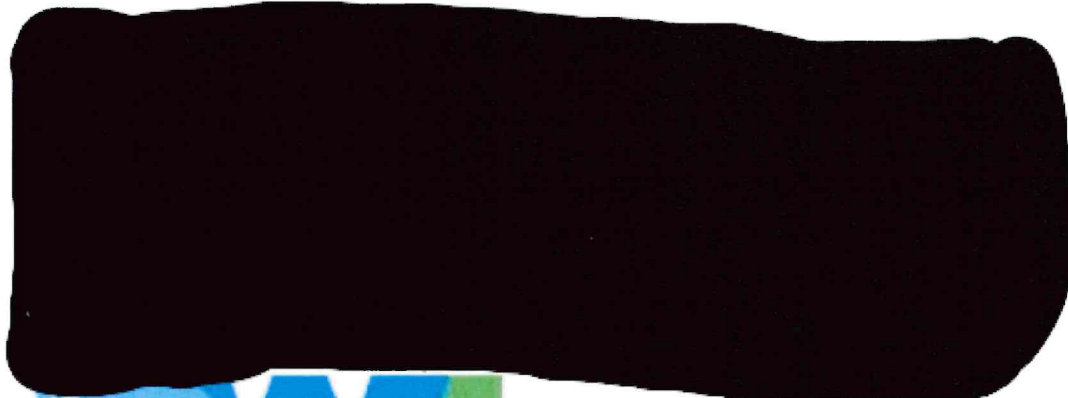
2025/10/08
14:53

Walling, Robert

From: [REDACTED]
Sent: Tuesday, April 29, 2025 7:36 AM
To: Walling, Robert
Subject: RE: [EXTERNAL] 420 Sawyer

Hi Robert,

Water off
Electric Active



*Sub'd
@ mteq.*

Claim #2227

425 N. Foster Avenue

\$560

Parcel No. 33-01-01-14-110-412

B. Incident Date (per claim application) – 10/30/2025

C. Incident Date (per code report) – 10/16/2025

D. Taxes – Not on Taxes

E. Filed Claim – 12/08/2025

F. Claims Review Committee Hearing – 02/27/2026

G. Claims Review Committee Letter – 03/16/2026

H. Referred to City Council – 04/15/2026

I. Referred to Committee on City Operations - 04/20/2026

My name is Alexandra Leonard and I am a 13-year homeowner who lives in the Eastside neighborhood at 425 N Foster Ave about a block north of the Foster Community Center. I am a community artist who has done such projects as the Shiawassee Street Mosaic Project which is a 700-square foot handmade mosaic mural along the River Trail north of the Lansing Shuffle which included over 2000 community participants that carved their own handmade tiles during 2020-2022, orchestrated, designed, fired and installed by myself for the Arts Impact Grant. I also currently work for Wild Ecoscapes LLC, a native plant landscaping business contracted with the Ingham County Drain Commissioner's office to upkeep and maintain the pollution cleaning native garden infrastructures at the Montgomery Drain (behind Frandor and the Michigan Ave corridor) the Tollgate Wetlands on Wood St. and Groesbeck Drain near the Eastwood Towne Center. Our ecology expertise has helped to drive functionality and beauty in these areas for the ecological, water filtration and wildlife benefits and we have received overwhelming positive feedback for our work in the last year. I say all this to illustrate that I am an engaged citizen within this community who looks to improve our public spaces.

I was shocked, heartbroken and dismayed when I discovered that on October 30, my fenced-in double lot pollinator garden I've put a lot of thought, money and hard work into for the last 12 years was completely mowed down for the first time in over a decade. The cited code violation was Section 302 of the Lansing Housing Code stating that "grass and weeds must be below the 8 inch maximum allowed length." I'd trimmed a few things down, sent an email to the officer noting that the grass was not over 8" tall and that the noted "weeds" were in fact wildflower stalks providing food and habitat over the fall and winter for beneficial bees, insects, fireflies, birds and butterflies. All seed heads and stalks that provide future year's seed bank stores were removed. I typed a short list of 25 individual species I knew were present in my yard, but know there were more, including seeds from my dead grandmother, my dead neighbor 2 doors down, and another dead friend whose garden I helped transplant in 2021. Some of these plants may not come back and are irreplaceable. Not only were the larvae of native endangered insects I cultivate mowed up, but I also have 2 chickens that were free ranging in the yard when a crew of strangers walked into my back fence behind my house to access my side yard while I was gone for 45 minutes.

I'd received a notice in the mail the previous week dated October 16th, but did not receive it in the mail until it was postmarked the 21st and was out of town that week, so had no time to address the issue until I was home the following week. The timing of this destruction of my yard occurred at a time of the year when fireflies, butterflies and insects are taking shelter for the winter and have larvae developing. It will take at least three years to rebuild the damage that was done to my yard and undid over a decade of work. It should have been extremely obvious to the inspector and the contracted crew that this was a curated yard and the fact that my gated backyard was entered and mowed down without permission was a breach of my trust in the city to evenhandedly apply code ordinance. Upon talking to the Mayor's office as well as my city councilman Ryan Kost, I was advised to speak at the City Operations meeting on behalf of the numerous ecologically thoughtful and pollinator friendly yards throughout our city that this ordinance must be updated to be specific to actual negligent property owners and not to people who put a great deal more time and effort into their yards than most homeowners do. I did speak

at the November 6 meeting. I should not have to have a sign informing the public of my intentions, nor have everything in a specially designated bed. I am an artist and I prefer to design with my own aesthetics and allow growth and reseeding of these plant species to happen naturally.

Within my email sent the day of the mowing (see attached), I'd invited the inspector to a tour of my yard along with an ecologist we work with in our business to see the diversity of plants and their ecological benefits and I have yet to get a response. Not only was I not notified in a timely manner to properly address the issues, but if there are any issues with the mail, I may not have been notified at all. If an inspector has time to drive by and inspect my property, they also have time to place a notice on my door about the violation so that I can attend to it. 30 days at a minimum should be allowed for homeowners to properly address the violation. Had I realized there was a number to call, I would have, but I didn't have time to send an email while I was in Marquette for work.

Furthermore, the method of your contractors of sneaking into my yard, disrupting my birds with mowers is not only a liability but was absolutely not consented to by me. If these contractors had the legal authority to be there, they should do it in the open and not covertly when I left for a short time. I'd walked the yard that morning as I do most mornings. This is my private property and personal oasis that brings me solace during difficult societal times that was destroyed. My birds have no cover or protection while they are out during the day over the winter.

The way that yard violations are triggered by neighbor complaints leaves a wide opening for abuse by neighbors who disagree with others' aesthetics rather than true negligence issues. We rely on inspectors to intervene in these situations, but this seems to have been an ongoing problem I suspect with one particular neighbor since I moved here. I know basically all the neighbors on my block and am happy to educate passers by about the beneficial ecology of my yard. I've never received a direct complaint, but have had these ordinances sent my way often in spring or fall for the last number of years as I reduced the amount of lawn in my yard. I overwhelmingly get compliments on my property, have people take photos with it as they walk by and had a conversation quite literally the day before the mowing with my mailman for years who told me how much he admired the blooming that takes place in my yard nearly year round.

I am seeking to have this violation removed from my property tax assessment (\$560) and am additionally seeking a minimal amount of compensatory damages (\$250) to replace the seeds and plants that were destroyed and removed. The second amount is a small fraction of what it will take to replace the property that was taken.



These are a few examples of my yard during the summer months. I put work into the yard nearly daily



This is the aftermath of mowing my yard. I haven't mowed this area in over 10 years. Pollinator gardens don't look the same as monocrop lawns and are essential to the survival of many species year round.



This is an example of a pollinator yard garden in the overwintering process. These seeds and stalks provide essential food and habitat for insects and birds during the winter months.

Short list of main native species present

Rudbeckia triloba - Brown eyed Susan
Mattencia struthiopteris - Ostrich Fern
Symphyotrichum lanceolatum - White Panicle Aster
Chelone glabra - White Turtlehead
Cercis canadensis - Eastern Redbud
Asclepias incarnata - Rose Milkweed
Echinacea purpurea - Purple Cone Flower
Hibiscus moscheutos - Rose Mallow
Rudbeckia subtonentosa - Sweet Coneflower
Monarda fistulosa - Wild Bergamot (Bee Balm)
Phlox paniculata - Garden Phlox
Symphyotrichum laeve - Smooth Blue Aster
Solidago altissima - Tall Goldenrod
Solidago rugosa - Wrinkleleaf Goldenrod
Catalpa speciosa - Northern Catalpa
Cornus alternifolia - Pagoda Dogwood
Oenothera pilosella - Evening Primrose
Coreopsis lanceolata - Lance leaved Coreopsis
Amsonia tabernaemontana - Eastern Bluestar
Asclepias tuberosa - Butterfly weed
Symphyotrichum puniceum - Purple stem Aster
Potentilla norvegica - Rough Cinquefoil
Conoclinium coelestinum - Blue Mistflower
Symphyotrichum novae-angliae New England Aster
Eutrochium maculatum - Joe Pye Weed



City of Lansing

OFFICE OF THE CITY ATTORNEY

2227

Claims Review Committee Form

(Commonly including: Grass, Trash, Weeds and Board-Up Violations)

NAME: Alexandra Leonard DATE: 12/8/2025
MAILING ADDRESS: 425 N Foster Ave EMAIL: alexandrajleonard@gmail.com
CITY: Lansing STATE: MI ZIP CODE: 48912
TELEPHONE: Home 517 649-3222 Work () same as home

Please provide the following information on the incident(s) for which you are filing a claim. WE MAY NOT BE ABLE TO PROCESS YOUR CLAIM IF YOU DO NOT PROVIDE ALL OF THE INFORMATION BELOW.

ADDRESS: 425 N Foster Ave PARCEL NO. 33-01-01-14-110-412
 DATE OF INCIDENT: 10/30/2025 AMOUNT YOU WERE BILLED: \$560
 TOTAL AMOUNT YOU ARE CONTESTING: \$560 + \$250 = \$810
 TYPE OF ASSESSMENT: Code Compliance Section 302 - Grass & Weeds

Please give a detailed description of the circumstances surrounding the incident, including why you feel the City should not have charged you this fee. You may attach additional pages or documentation to this form as needed.

see attached

A description of the claims review process is available on our website at: <https://www.lansingmi.gov/211/Claims-Against-Lansing>



City of Lansing

OFFICE OF THE CITY ATTORNEY

Gregory S. Venker, City Attorney

March 16, 2026

Alexandra Leonard
425 N. Foster Ave.
Lansing, MI 48912

Re: Claim – 425 N. Foster Ave.

Dear Ms. Leonard:

Please be advised that with further review of your claim in the amount of \$560.00 regarding a grass violation at the above address, the Claims Review Committee has GRANTED a portion of your claim, in the amount of \$250.00. **Your new balance due is \$310.00.** Unfortunately, compensatory damages cannot be considered with this claim.

Enclosed please find a Release for your review and signature. If the decision of the committee meets with your approval, please sign the release in front of a witness and have the witness also sign the form, then return the signed Release to this office. Once our office receives the signed Release with both signatures, we will request the amount be removed from the tax rolls, or a refund issued if the penalty has been paid.

You have the right to appeal the decision of the Claims Review Committee to the Lansing City Council. If you desire to do so, please submit your appeal in writing, within thirty (30) days of the date of this letter, to the Lansing City Clerk, 9th Floor, City Hall, Lansing, MI 48933, for placement on the Council's agenda.

Thank you for your cooperation in this matter. If you should have any questions, please feel free to contact me.

Sincerely,

Venus Kumar

Venus Kumar
Paralegal

Enclosure
Claim #2227

RELEASE

In consideration for the payment of \$250.00, by the City of Lansing, which will be remitted to me upon receipt by the City of this signed Release. I, **ALEXANDRA LEONARD** (the "undersigned"), for myself, my heirs, executors, administrators, representatives and assigns hereby release and discharge the City of Lansing, its officers, officials, employees, agents, insurers and any other person, firm, or corporation charged or chargeable with any responsibility or liability, from all claims, demands, actions or causes of action regarding the special assessment for a grass violation on property located at 425 N. Foster Ave., Lansing, Michigan.

The undersigned understands and agrees that this payment is the sole consideration for my release and is in full and complete settlement of all claims resulting from any damage. The undersigned warrants that no promise or inducement has been offered or made for my release, except as herein set forth; that this Release is executed without reliance upon any statement or representation by any of the parties released herein, or by their representatives concerning the nature and extent of any damage or injury or the legal liability therefore; and that the undersigned is of legal age and legally competent to execute this Release and accepts the full responsibility therefore.

The undersigned understands that none of the parties released admit liability of any kind and this payment and settlement in compromise is made to terminate further controversy respecting claims for damages that the undersigned has heretofore asserted or that the undersigned or his/her heirs, executors, administrators, representative or assigns might later assert.

In witness whereof, I have hereunto set my hand this _____ day of **MARCH 2026**.

WITNESS:

CLAIMANT:

ALEXANDRA LEONARD

Claim: 2227

DATE: 12/16/2025

2227

PPN: 33-01-01-14-110-412
 DATE SUBMITTED: 12/08/2025
 ADDRESS OF VIOLATION: 425 N. FOSTER AVE
 LISTED TAXPAYER OF RECORD: LEONARD ALEXANDRA J
 OTHER TAXPAYER OF RECORD:
 CLAIMANT: LEONARD ALEXANDRA J
 CLAIMANT'S ADDRESS: 425 N FOSTER AVE
 LANSING MI 48912

 TYPE OF ACTIONS CONTESTED: GRASS VIOLATION
 VIOLATION DATE: OCTOBER 16, 2025
 NOTIFICATION DATE: OCTOBER 16, 2025
 2ND NOTICE ASSESSMENT DATE:
 AMOUNT OF ASSESSMENT: \$560.00
 CONTRACTOR NAME - INVOICE NO. - DATE:
 AMOUNT OF CLAIM: \$560.00
 MEMO DATE – INVOICE NO.:
 ADDITIONAL ACTIONS CONTESTED:
 VIOLATION DATE:
 NOTIFICATION DATE:
 2ND NOTICE ASSESSMENT DATE:
 AMOUNT OF ASSESSMENT:
 CONTRACTOR NAME - INVOICE NO. - DATE: TOMLINSON-INVOICE
 #00294232 – 10/16/2025
 - \$215.00 & #00296607 –
 10/16/2025 - \$345.00

 AMOUNT OF CLAIM: \$810.00 (\$560.00 TRASH
 ASSESSMENT. \$250.00
 COMPENSTORY
 DAMAGES)
 MEMO DATE – INVOICE NO.:

 HISTORY: NONE

 CITATIONS IN PREVIOUS YEAR: NONE

 CLAIMANT'S CIRCUMSTANCES: See Attached

CODE OFFICER'S NOTES: This property was cited for a grass violation 10/16/2025 with a compliance due date of 10/23/2025. The officer returned on 10/24/2025 and the property was still out of compliance. The grass was then submitted to the contractor to abate. The contractor arrived on 10/30/2025 and the grass was still in violation; the contractor then cut the grass. This office recommends denial of the claim.



Andy Schor, Mayor

Economic Development & Planning Code Enforcement Office

316 N. Capitol, Ste C-1, Lansing, MI 48933-1238
(517) 483-4361

GRASS AND WEEDS CORRECTION NOTICE

**LEONARD ALEXANDRA J
425 N FOSTER AVE
LANSING, MI 48912-4107**

Violation Date: 10/16/2025

Violation Location: 425 N FOSTER AVE

Parcel No: 33-01-01-14-110-412

Compliance Due Date: 10/23/2025

You are hereby notified that this Office has found a violation of the City of Lansing Housing Code Section 302 EXTERIOR PROPERTY AREA at the above referenced location.

Description:

Grass & Weeds: Entire Yard

Grass and weeds must be below the 8" maximum allowed length.

INSPECTOR COMMENTS:

Mow/trim entire yard.

Grass & Weeds: Front Yard

Grass and weeds must be below the 8" maximum allowed length.

Grass Weeds: Side Yard

Grass and weeds must be below the 8" maximum allowed length.

Grass Weeds: Between Curb and Sidewalk

Grass and weeds must be below the 8" maximum allowed length.

INSPECTOR COMMENTS:

This area is especially notable.

Under Section 107.7, any person with a legal interest, who receives or has actual or constructive notice, may appeal the violation and compliance order. Appeals under Section 302.4 shall be filed in writing to the Office of the Manager of Code Enforcement within 3 days after the compliance due date.



Andy Schor, Mayor

Economic Development & Planning Code Enforcement Office

316 N. Capitol, Ste C-1, Lansing, MI 48933-1238

(517) 483-4361

GRASS AND WEEDS CORRECTION NOTICE

Occupant
425 N FOSTER AVE
LANSING, MI 48912-4107

Violation Date: 10/16/2025

Violation Location: 425 N FOSTER AVE

Parcel No: 33-01-01-14-110-412

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Andy Schor, Mayor

Economic Development & Planning Code Enforcement Office

316 N. Capitol, Ste C-1, Lansing, MI 48933-1238
(517) 483-4361 FAX (517) 377-0100

Weeds Authorization Form

Submitted to: David B Tomlinson on 10/24/2025

TAXPAYER:

Location of Work:

Enf Num: E25-20830

Address: 425 N FOSTER AVE

Lot No:

Description: LOTS 196 & 197 FOSTER FARM

Parcel No: 33-01-01-14-110-412

Violation:

Grass and weeds must be below the 8" maximum allowed length.

INSPECTOR COMMENTS:

Mow/trim entire yard.

Grass and weeds must be below the 8" maximum allowed length.

Grass and weeds must be below the 8" maximum allowed length.

Grass and weeds must be below the 8" maximum allowed length.

INSPECTOR COMMENTS:

This area is especially notable.

Estimated Time required to complete work: 1

CITY OF LANSING

316 N CAPITOL SUITE C2
LANSING, MI 48933

Print Date: 12/16/2025

Enforcement Number: E25-20830

Enforcement Category: Grass/Weed

Location: 425 N FOSTER AVE

Pay by Account in Full



Total Balance Due: \$560.00

LEONARD ALEXANDRA J
425 N FOSTER AVE
LANSING, MI 48912-4107

Invoice	Number	Date	Due	Adjustments	Payments	Balance
	00294232	10/16/2025 1	11/15/2025 1	\$0.00	\$0.00	<u>\$215.00</u>
Quantity	Category	Description		Billed		
1.00	Code Compliance	Premise 2nd Notice		\$215.00		

Invoice	Number	Date	Due	Adjustments	Payments	Balance
	00296607	11/9/2025 12:	12/9/2025 12:	\$0.00	\$0.00	<u>\$345.00</u>
Service date was 10.30.2025						
Quantity	Category	Description		Billed		
1.00	Code Compliance	Grass and Weeds - Admin Fee		\$250.00		
95.00	Code Compliance	Grass and Weeds - Contractor Charge		\$95.00		

Total Balance Due: \$560.00

Payment Information:

- Pay online at: www.pay.lansingmi.gov
- Make checks payable to: City of Lansing
- Mail payments or pay in person at:
City of Lansing Treasurers Office
316 N Capitol Suite C1
Lansing MI 48933
- In order to assure proper credit, please send the top portion of this bill along with your payment
- Payment in full is due within 30 days from the billing date.
- Any unpaid balance remains as a lien against this property and will be added to the next property tax bill

Appeals Process:

If you intend to appeal this nuisance fee, you or your agent must file a written protest with the Claims Review Committee within 30 days after the nuisance fee is placed on the July or December Tax Roll. Claim forms are available in the City Attorney's Office and the City of Lansing's web addresss: www.lansingmi.gov. Return completed claim to: Lansing City Attorney's Office, 124 West Michigan Ave 5th Fl, Lansing MI 48933

Other Information:

- July property taxes are due and payable on or before August 31st. December property taxes are due and payable on or before February 14th.
- For Red Tag Monitoring Fees Only: Invoices not paid within 30 days are subject to a 5% penalty which will be applied on the 31st day.

By Authority of the Lansing City Council - Ordinance Numbers 655, 676, 1060.08 and 1460.04

Date work completed: 10-30-2025

From:
David Tomlinson
2500 Pinch Hwy.
Charlotte, MI 48813

Bill To:
City Of Lansing
Office of Code Compliance
316 North Capitol Avenue
Lansing, MI 48933-1238

Vendor Number: V001476

Purchase Order No: 92750

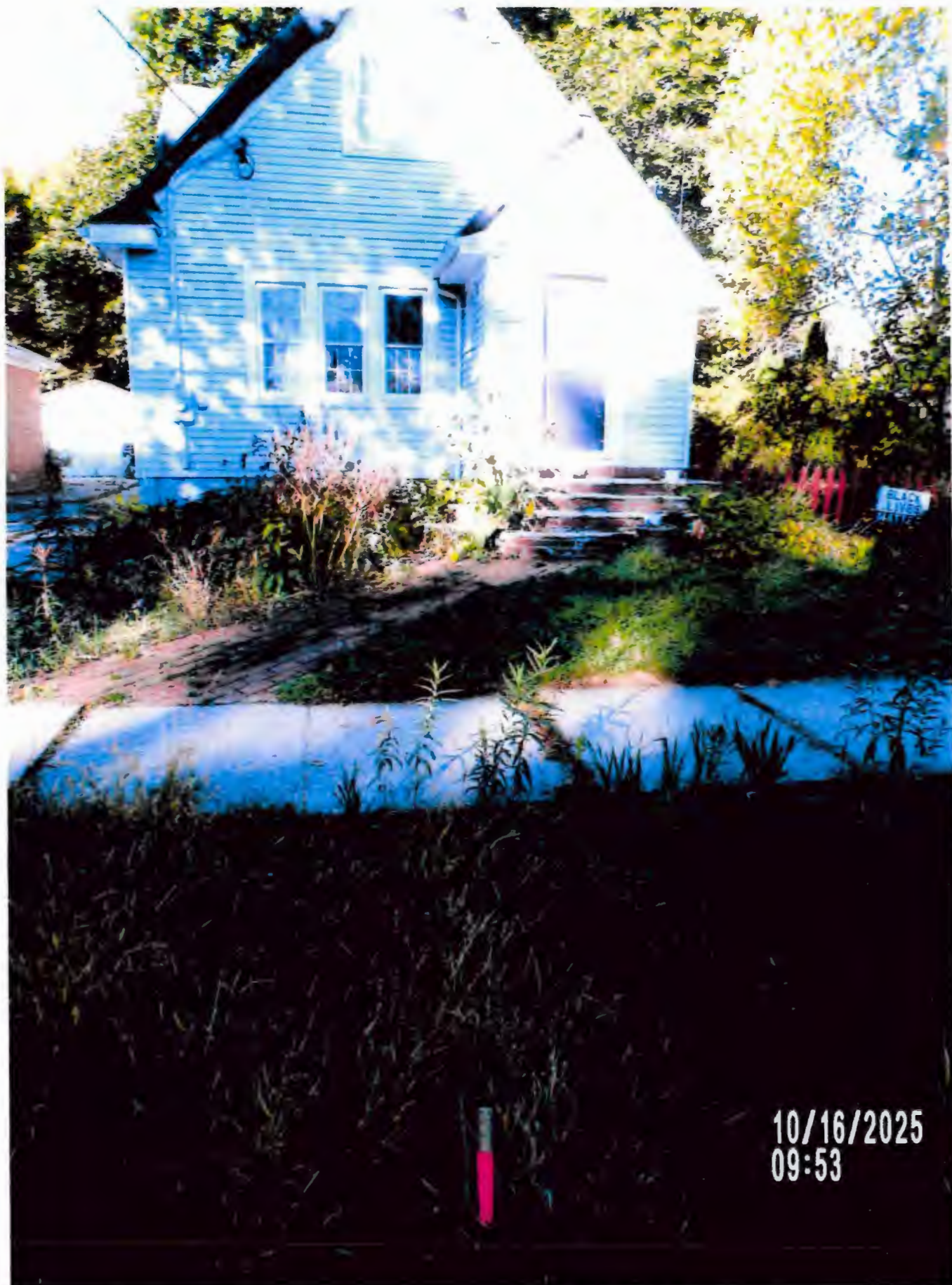
Location Description:

Violation Type:	Grass and Weeds
Invoice Number:	25-G025
Work Authorized:	Entire Lot
Location:	425 N FOSTER AVE
Parcel Number:	33-01-01-14-110-412

Mowing Done by Tomlinson

TOTAL INVOICE \$95.00





10/16/2025
09:53

















CHAPTER 1615. - FIREWORKS ORDINANCE^[2]

Footnotes:

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Editor's note— Ord. No. 1182, § 1, adopted Dec. 10, 2012, repealed former Ch. 1615, §§ 1615.01—1615.11, and enacted a new Ch. 1615 as set out herein. Former Ch. 1615 pertained to the same subject matter and derived from Ord. No. 1160, § 1, adopted Sept. 27, 2010; Ord. No. 1005, § 1, adopted June 14, 1999 and Ord. No. 1028, § 1, adopted April 9, 2001.

1615.01. - Definitions.

For purposes of this Chapter, any term defined by the Michigan Fireworks Safety Act, MCL 28.451 et seq., has the definition given in that Act. The City presumes that the Michigan Fireworks Safety Act uses the terms "agricultural or wildlife fireworks" and "agricultural and wildlife fireworks" interchangeably. The City further presumes that the Michigan Fireworks Safety Act uses the terms "special effects manufactured for outdoor pest control or agricultural purposes" and "special effects" interchangeably.

(Ord. No. 1182, § 1, 12-10-12)

1615.02. - Prohibitions

- (a) Fireworks shall not be manufactured in the City.
- (b) No person shall ignite, discharge, or use consumer fireworks in the city without a license, except: after 11:00 a.m. on the following days and in compliance with 2018 Public Act 635, being MCL 28.457:
 - (1) December 31 until 1:00 a.m. on January 1.
 - (2) The Saturday and Sunday immediately preceding Memorial Day until 11:45 p.m. on each of those days.
 - (3) June 29 to July 4 until 11:45 p.m. on each of those days.
 - (4) July 5, if that date is a Friday or Saturday, until 11:45 p.m.
 - (5) The Saturday and Sunday immediately preceding Labor Day until 11:45 p.m. on each of those days.

(Ord. No. 1182, § 1, 12-10-12; Ord. No. 1185, § 1, 7-29-13; Ord. No. 1250, § 1, 6-24-19)

1615.03. - Display licenses.

- (a) No person shall use or conduct a display of agricultural and wildlife fireworks, articles pyrotechnic, display fireworks, special effects, or consumer fireworks without obtaining a license to do so. However, consumer fireworks may be used on any day on which State law preempts local regulation of the use of consumer fireworks.
- (b) Council shall establish, by resolution, a fee for licenses issued under this section.
- (c) Application for a license required by this section shall be made in writing to the City Clerk at least 30 business days before the proposed date of the use or display unless application within a shorter period of time is approved by the Fire Marshal. The application shall include the following:
 - (1) A nonrefundable license fee in the amount set by Council resolution;

- (2) Proof of an insurance policy naming the City as an additional insured party and covering damages arising out of the licensed activities in the amount of \$1 million each for property damage and personal injury;
 - (3) If the applicant is not a resident of the State of Michigan, written appointment of a resident agent upon whom all process in an action against the applicant may be served.
- (d) The application shall be made on forms provided by the State Department of Licensing and Regulatory Affairs. However, if the State Department of Licensing and Regulatory Affairs does not provide any such forms, the City Clerk may develop and require submission of an application that contains all of the following:
- (1) The applicant's name, address, phone number, and email address;
 - (2) The name of each individual who will operate a display, their ages, descriptions of their relevant experience, and copies of their state-issued identifications;
 - (3) The proposed date, time, and location of the use or display;
 - (4) A description of the type and quantity of agricultural and wildlife fireworks, articles pyrotechnic, display fireworks, special effects, and consumer fireworks to be used in the display;
 - (5) The manner and location of the storage of the agricultural and wildlife fireworks, articles pyrotechnic, display fireworks, special effects, and consumer fireworks prior to the use or display;
 - (6) Disclosure of any conviction for or guilty plea to a violation of any Federal, State, or local law regulating the sale, use, or possession of agricultural and wildlife fireworks, articles pyrotechnic, display fireworks, special effects, or consumer fireworks by the applicant, any person with an ownership interest in the applicant, or any individual who will operate a display;
 - (7) An affidavit that neither the applicant nor any person with an ownership interest in the applicant is in default to the City;
 - (8) Any other item or information deemed necessary by the City Clerk, the Fire Marshal, the City Attorney, or the Police Department to complete an investigation of the application.
- (e) The City Clerk shall refer the application to the City Attorney, the Fire Marshal, the Police Department, and the City Treasurer for approval.
- (f) Before approving the application, the Fire Marshal shall:
- (1) Inspect the location of the proposed use or display to confirm that it is a safe and proper location;
 - (2) Confirm that the time and all other aspects of the use or display are adequate to ensure the safety of persons and property and are otherwise in accordance with NFPA 1123 and NFPA 1126;
 - (3) Examine the agricultural and wildlife fireworks, articles pyrotechnic, display fireworks, special effects, and consumer fireworks proposed to be used;
 - (4) Confirm that the applicant is not under the age of 18 and that any person who will operate a display is not under the age of 18 and is otherwise competent to operate a display in a safe manner.
- (g) The Fire Marshal may impose additional reasonable limitations or requirements on the license to satisfy the requirements of NFPA 1123 and NFPA 1126.
- (h) If every person and department listed in subsection (d) approves the application in writing, the application shall be referred to City Council for approval.
- (i) The Fire Marshal or his or her designee may be present at any use or display for which this section requires a license and may terminate any use or display that (1) is not conducted in strict compliance with any representation made on the license application or any provision of the license; or (2) is otherwise unsafe.
- (j) No license issued under this section may be transferred to any other person.

- (k) A licensee shall report any change in the information required to be contained on an application to the City Clerk, but no such changes may be made within one business day of the date for which the license was issued unless the Fire Marshal or his or her designee consents. The City Clerk shall forward any information received pursuant to this subsection to the City Attorney, the Fire Marshal, and the Police Department.
- (l) A license issued pursuant to this section may be denied on any of the following bases:
 - (1) Commission of fraud or misrepresentation or the making of a false statement during the application process;
 - (2) A conviction for or guilty plea to any Federal, State, or local law regulating the sale, use, or possession of agricultural and wildlife fireworks, articles pyrotechnic, display fireworks, special effects, or consumer fireworks by the applicant, any person with an ownership interest in the applicant, or any person who will operate a display;
 - (3) A default to the City of the applicant or any person with an ownership interest in the applicant.

(Ord. No. 1182, § 1, 12-10-12)

1615.04. - Enforcement.

The Fire Marshal and all fire inspectors are authorized to enforce this Chapter and issue citations for violations of this Chapter.

(Ord. No. 1182, § 1, 12-10-12)

1615.05. - Storage costs.

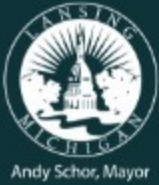
The City may seek to recover the actual costs of storage and disposal of fireworks it seizes pursuant to the Michigan Fireworks Safety Act.

(Ord. No. 1182, § 1, 12-10-12)

1615.06. - Penalty.

Unless otherwise provided by law, any person who violates any provision of this chapter or a provision of any license issued under this chapter is responsible for a municipal civil infraction and subject to a fine not exceeding \$500.00, plus costs of prosecution for each violation, except any person who violates subsection 1615.02(b) shall be subject to a fine of \$1,000.00, for each violation, and from the fine collected, \$500.00 shall be remitted to the Lansing Police Department budget for enforcing the ordinance.

(Ord. No. 1182, § 1, 12-10-12; Ord. No. 1250, § 1, 6-24-19)



CITY OF LANSING FIREWORKS ORDINANCE

WHEN CAN I SET OFF FIREWORKS?

December 31 - January 1	11 AM - 1 AM
SAT & SUN before Memorial Day	11 AM - 11:45 PM
June 29 - July 4	11 AM - 11:45 PM
If July 5 Falls on FRI / SAT	11 AM - 11:45 PM
SAT & SUN before Labor Day	11 AM - 11:45 PM

*violation of the ordinance will result in a \$1,000 fine per infraction



LANSINGMI.GOV/FIREWORKS

MICHIGAN FIREWORKS SAFETY ACT
Act 256 of 2011

AN ACT to revise, consolidate, and codify the laws relating to certain fireworks; to regulate the purchase, possession, sale, and use of certain fireworks; to establish a fireworks safety fund; to establish a fireworks safety fee; to provide for the transfer and expenditure of funds; to prescribe the powers and duties of certain state agencies; to provide for penalties and remedies; and to repeal acts and parts of acts.

History: 2011, Act 256, Eff. Jan. 1, 2012.

The People of the State of Michigan enact:

28.451 Short title.

Sec. 1. This act shall be known and may be cited as the "Michigan fireworks safety act".

History: 2011, Act 256, Eff. Jan. 1, 2012.

28.452 Definitions.

Sec. 2. As used in this act:

(a) "Agricultural and wildlife fireworks" means fireworks devices distributed to farmers, ranchers, and growers through a wildlife management program administered by the United States Department of the Interior or the department of natural resources of this state.

(b) "APA Standard 87-1" means the "APA Standard 87-1, Standard for Construction and Approval for Transportation of Fireworks, Novelties, and Theatrical Pyrotechnics", 2001 edition, published by the American Pyrotechnics Association of Bethesda, Maryland.

(c) "Articles pyrotechnic" means pyrotechnic devices for professional use that are similar to consumer fireworks in chemical composition and construction but not intended for consumer use, that meet the weight limits for consumer fireworks but are not labeled as such, and that are classified as UN0431 or UN0432 under 49 CFR 172.101.

(d) "Citation" means that term as described in section 17a.

(e) "Commercial manufacturer" means a person engaged in the manufacture of consumer fireworks.

(f) "Consumer fireworks" means fireworks devices that are designed to produce visible effects by combustion, that are required to comply with the construction, chemical composition, and labeling regulations promulgated by the United States Consumer Product Safety Commission under 16 CFR parts 1500 and 1507, and that are listed in APA Standard 87-1, 3.1.2, 3.1.3, or 3.5. Consumer fireworks does not include low-impact fireworks.

(g) "Consumer fireworks certificate" means a certificate issued under section 4.

(h) "Department" means the department of licensing and regulatory affairs.

(i) "Display fireworks" means large fireworks devices that are explosive materials intended for use in fireworks displays and designed to produce visible or audible effects by combustion, deflagration, or detonation, as provided in 27 CFR 555.11, 49 CFR 172, and APA Standard 87-1, 4.1.

(j) "Firework" or "fireworks" means any composition or device, except for a starting pistol, a flare gun, or a flare, designed for the purpose of producing a visible or audible effect by combustion, deflagration, or detonation. Fireworks consist of consumer fireworks, low-impact fireworks, articles pyrotechnic, display fireworks, homemade fireworks, and special effects.

(k) "Fireworks safety fund" means the fireworks safety fund created in section 11.

(l) "Homemade fireworks" means any composition or device designed for the purpose of producing a visible or audible effect by combustion, deflagration, or detonation that is not produced by a commercial manufacturer and does not comply with the construction, chemical composition, and labeling regulations of the United States Consumer Product Safety Commission under 16 CFR parts 1500 and 1507.

(m) "Local unit of government" means a city, village, or township.

(n) "Low-impact fireworks" means ground and handheld sparking devices as that phrase is defined under APA Standard 87-1, 3.1, 3.1.1.1 to 3.1.1.8, and 3.5.

(o) "Minor" means an individual who is less than 18 years of age.

(p) "NFPA" means the National Fire Protection Association headquartered at 1 Batterymarch Park, Quincy, Massachusetts.

(q) "NFPA 1" means the "Uniform Fire Code", 2006 edition, developed by NFPA.

(r) "NFPA 72" means the "National Fire Alarm Code", 2002 edition, developed by NFPA.

(s) "NFPA 101" means the "Life Safety Code", 2009 edition, developed by NFPA.

(t) "NFPA 1123" means the "Code for Fireworks Display", 2010 edition, developed by NFPA.

(u) "NFPA 1124" means the "Code for the Manufacture, Transportation, Storage, and Retail Sales of Fireworks and Pyrotechnic Articles", 2006 edition, developed by NFPA.

(v) "NFPA 1126" means the "Standard for the Use of Pyrotechnics Before a Proximate Audience", 2011 edition, developed by NFPA.

(w) "Novelties" means that term as defined under APA Standard 87-1, 3.2, 3.2.1, 3.2.2, 3.2.3, 3.2.4, and 3.2.5 and all of the following:

(i) Toy plastic or paper caps for toy pistols in sheets, strips, rolls, or individual caps containing not more than .25 of a grain of explosive content per cap, in packages labeled to indicate the maximum explosive content per cap.

(ii) Toy pistols, toy cannons, toy canes, toy trick noisemakers, and toy guns in which toy caps as described in subparagraph (i) are used, that are constructed so that the hand cannot come in contact with the cap when in place for the explosion, and that are not designed to break apart or be separated so as to form a missile by the explosion.

(iii) Flitter sparklers in paper tubes not exceeding 1/8 inch in diameter.

(iv) Toy snakes not containing mercury, if packed in cardboard boxes with not more than 12 pieces per box for retail sale and if the manufacturer's name and the quantity contained in each box are printed on the box, and toy smoke devices.

(x) "Permanent building or structure" is a building or structure that is affixed to a foundation on a site that has fixed utility connections and that is intended to remain on the site for more than 180 consecutive calendar days.

(y) "Person" means an individual, agent, association, charitable organization, company, limited liability company, corporation, labor organization, legal representative, partnership, unincorporated organization, or any other legal or commercial entity.

(z) "Retailer" means a person that sells consumer fireworks or low-impact fireworks for resale to an individual for ultimate use.

(aa) "Retail location" means a facility listed under NFPA 1124, 7.1.2.

(bb) "Rule" means a rule, as that term is defined in section 7 of the administrative procedures act of 1969, 1969 PA 306, MCL 24.207, promulgated by the department.

(cc) "Serious impairment of a body function" means that term as defined in section 58c of the Michigan vehicle code, 1949 PA 300, MCL 257.58c.

(dd) "Serious violation" means a violation of this act, an order issued under this act, or a rule promulgated or adopted by reference under this act for which a substantial probability exists that death or serious impairment of a body function to an individual other than the violator may result unless the violator did not and could not, with the exercise of reasonable diligence, know of the presence of the violation.

(ee) "Special effects" means a combination of chemical elements or chemical compounds capable of burning independently of the oxygen of the atmosphere and designed and intended to produce an audible, visual, mechanical, or thermal effect as an integral part of a motion picture, radio, television, theatrical, or opera production or live entertainment.

(ff) "State fire marshal" means the state fire marshal appointed under section 1b of the fire prevention code, 1941 PA 207, MCL 29.1b.

(gg) "Warehouse" means a permanent building or structure used primarily for the storage of consumer fireworks or low-impact fireworks.

(hh) "Wholesaler" means a person that sells consumer fireworks or low-impact fireworks to a retailer or any other person for resale. Wholesaler does not include a person that sells only display fireworks or special effects.

History: 2011, Act 256, Eff. Jan. 1, 2012;—Am. 2012, Act 257, Imd. Eff. July 2, 2012;—Am. 2018, Act 634, Imd. Eff. Dec. 28, 2018.

28.453 Novelties; inapplicability of act.

Sec. 3. This act does not apply to novelties. Nothing in this act allows a local unit of government to enact or enforce an ordinance, code, or regulation pertaining to, or in any manner regulating, the sale, storage, display for sale, transportation, use, or distribution of novelties.

History: 2011, Act 256, Eff. Jan. 1, 2012.

28.454 Sale of consumer fireworks; certificate required; violation as civil fine; penalty; application; requirements; issuance; validity; issuance of original or renewal certificate; sales tax license information; denial; transfer; display; prohibition; location or address; disposition of fees.

Sec. 4. (1) A person shall not sell consumer fireworks unless the person annually obtains and maintains a consumer fireworks certificate from the department under this section.

(2) A person that fails or neglects to comply with subsection (1) is responsible for a civil fine as follows:

(a) For a first violation, not more than \$5,000.00. The department shall determine the amount of the fine imposed under this subdivision by applying a scale, as developed by the department, that reflects the severity of the violation.

(b) For a second violation, not more than \$20,000.00.

(c) For a third or subsequent violation, not more than \$40,000.00.

(3) An applicant for a consumer fireworks certificate shall do all of the following:

(a) Submit an application no later than April 1 of each year in which the applicant will sell consumer fireworks.

(b) Include on the application the name and address of each retail location from which the applicant will sell consumer fireworks.

(c) Submit with the application all of the following, as applicable:

(i) A nonrefundable consumer fireworks certificate fee of \$1,250.00 for each retail location that is a permanent building or structure or \$1,000.00 for each retail location that is not a permanent building or structure. If the application includes 10 or more retail locations that are not permanent buildings or structures, the fee described in this subdivision shall be \$700.00 for each of those locations.

(ii) For an applicant who applies for a consumer fireworks certificate for a retail location that is not a permanent building or structure and who does not hold a consumer fireworks certificate for a permanent building or structure, a bond in the amount of \$5,000.00 to secure the collection of estimated sales tax and fireworks safety fees.

(iii) A copy of the applicant's current sales tax license, including the applicant's account number, issued by the department of treasury for each retail location where the applicant will sell consumer fireworks.

(iv) Any other document required by the department.

(4) The department shall not issue an initial consumer fireworks certificate to an applicant until the department of treasury has confirmed to the department that each sales tax license submitted by the applicant is current and valid, and that the applicant is otherwise eligible to obtain a consumer fireworks certificate under this act.

(5) A consumer fireworks certificate issued under this section is valid from the date of issue until April 30 of the year following the year in which it is issued. A person may renew a consumer fireworks certificate for a retail location by making application on a form prescribed by the department certifying that all information on file with the department is true and correct, that the person's sales tax license for the retail location is current and valid, and that the person has properly remitted all required fireworks safety fees for the preceding year. The department may deny the renewal of a consumer fireworks certificate if the department determines that the applicant did not properly remit all of the required fireworks safety fees for all preceding years, or sales tax for any of the preceding 5 years, during which the applicant held a consumer fireworks certificate. The department shall provide to the department of treasury the sales tax license information received from the applicant and any additional information as may be necessary to allow the department of treasury to confirm that each sales tax license submitted by the applicant is current and valid. The department shall enter into an agreement with the department of treasury under section 28(1) of 1941 PA 122, MCL 205.28, that will allow the department of treasury to provide that information to the department.

(6) Not more than 30 days after an application and all required supporting documentation and fees are submitted to the department under this section, the department shall issue a consumer fireworks certificate to the applicant or deny the application. If the department denies the application, the department shall indicate to the applicant the reason for denial.

(7) If the department denies an application for a consumer fireworks certificate under this section, the applicant may cure any defect in the application within 45 days after the denial without paying an additional fee. The department shall not unreasonably delay or deny an application.

(8) A consumer fireworks certificate is transferable upon approval by the department and the payment of a \$250.00 transfer fee. The department shall approve the transfer of a consumer fireworks certificate unless the transferee does not satisfy the eligibility requirements for an original consumer fireworks certificate under this act. The department shall not process a request for a transfer of location between June 1 and July 31.

(9) The holder of a consumer fireworks certificate shall prominently display the original certificate or a copy of the certificate in the each retail location to which the certificate applies. A person that violates this subsection is responsible for a civil fine of \$200.00.

(10) The department shall not issue a consumer fireworks certificate to either of the following:

(a) A person that is ineligible under this act.

(b) A person that has an outstanding fine issued under this act not currently under appeal.

(11) The face of the consumer fireworks certificate must indicate the location or address for which it was issued.

(12) Fees collected under this section shall be deposited in the fireworks safety fund.

History: 2011, Act 256, Eff. Jan. 1, 2012;—Am. 2012, Act 257, Imd. Eff. July 2, 2012;—Am. 2013, Act 65, Imd. Eff. June 19, 2013;—Am. 2018, Act 634, Imd. Eff. Dec. 28, 2018.

Compiler's note: In subsection (9), the words "certificate in the each retail location" evidently should read "certificate in each retail location."

28.455 Sale of consumer fireworks from retail location; conditions; automatic sprinkler system; failure to comply; civil fine; insurance coverage; notice of dates and times of permissible use; form and content; conditions for sale over phone or internet.

Sec. 5. (1) A person shall not sell consumer fireworks from a retail location unless all of the following conditions are met:

(a) Except as provided in subdivision (b), the retail location and any adjacent or directly associated retail storage satisfies the applicable requirements of NFPA 101 and NFPA 1124 for consumer and low-impact fireworks that are not in conflict with this act and the Stille-DeRossett-Hale single state construction code act, 1972 PA 230, MCL 125.1501 to 125.1531. Any provision of the Stille-DeRossett-Hale single state construction code act, 1972 PA 230, MCL 125.1501 to 125.1531, that is inconsistent with the applicable requirements of NFPA 101 and NFPA 1124 is superseded to the extent of the inconsistency or conflict.

(b) If the retail location is a permanent building or structure, the building or structure is equipped with a fire suppression system in compliance with NFPA 1124. Beginning on the effective date of the 2018 act that added this sentence and notwithstanding the NFPA 1124 requirements regarding automatic sprinkler systems, if the retail location is in a permanent multitenant building or structure, the building or structure must be equipped with an automatic sprinkler system. The requirement for an automatic sprinkler system described in this subdivision does not apply to the retail location of a person that held a consumer fireworks certificate for a retail location of the same address in a permanent building or structure during the calendar year before the effective date of the 2018 act that added this sentence.

(c) The retailer at that retail location is licensed under section 3 of the general sales tax act, 1933 PA 167, MCL 205.53.

(d) The retailer has a valid federal taxpayer identification number. This requirement does not apply to a retailer that is a sole proprietorship.

(2) A person that fails or neglects to comply with subsection (1) is responsible for a civil fine of not more than \$2,500.00 for each violation. The department shall determine the amount of the fine imposed under this subsection by applying a scale, as developed by the department, that reflects the severity of the violation. Each day that a person is in noncompliance is a separate violation.

(3) During any period of time in which a person is selling consumer fireworks, the person shall add as an additional insured, or obtain and maintain public liability and product liability insurance coverage for, each retail location at which the person is selling consumer fireworks, in an amount not less than \$10,000,000.00 per occurrence. If the department determines that a person has failed or neglected to comply with this subsection, the department shall order the person to immediately cease operations and pay a civil fine of not more than \$5,000.00.

(4) A retailer shall provide with every purchase of consumer fireworks a notice listing the dates and times permitted under this act for the ignition, discharge, and use of consumer fireworks. The notice shall begin with the following statement: "State law permits, under MCL 28.457, the ignition, discharge, and use of consumer fireworks at the following times:". The retailer may provide the notice in a form and manner determined by the retailer, including, but not limited to, printing or stamping the notice on, or affixing the notice to, a receipt, bag, or the product being purchased, or a printed handout provided at the time of purchase. Posting the notice on a wall, window, display, or otherwise, at the retail location, does not satisfy the requirements of this subsection. A retailer who fails to provide the notice required by this subsection is responsible for a civil fine of \$100.00 for each day on which 1 or more violations occur. The department shall provide for the remittance of the fine collected under this subsection to the local law enforcement agency responsible for enforcing the notice requirement.

(5) A person shall not engage in the retail sale of consumer fireworks over the telephone, internet, or other like manner unless the consumer fireworks are picked up or shipped from a permanent location for which the person holds a valid consumer fireworks certificate.

History: 2011, Act 256, Eff. Jan. 1, 2012;—Am. 2013, Act 65, Imd. Eff. June 19, 2013;—Am. 2018, Act 634, Imd. Eff. Dec. 28, 2018.

28.456 Website; establishment and maintenance by department; registration with low-impact fireworks retail registry; application fee; failure to register; civil fine.

Sec. 6. (1) The department shall establish and maintain, or cause to be established and maintained, an internet website that has as its purpose the protection of the residents of this state who purchase, use, or transport fireworks. The website must include, but is not limited to, both of the following:

- (a) A list of every person that is issued a consumer fireworks certificate under section 4.
- (b) A low-impact fireworks retail registry.

(2) A person shall not sell low-impact fireworks unless that person registers with the low-impact fireworks retail registry not less than 10 days before selling the fireworks in each calendar year and pays a \$50.00 registry application fee for each retail location registered. For a person with multiple retail locations, the registry application fees in total shall not exceed \$1,000.00. A person that holds a valid consumer fireworks certificate issued under section 4 is not required to register with the low-impact fireworks retail registry.

(3) If the department determines that a person that sells low-impact fireworks at retail has failed to register as described in this section, the department shall order the person to immediately cease the sale of low-impact fireworks until the person complies with subsection (2) and pay a civil fine of not more than \$1,000.00. For a first violation of this section, if a person complies with subsection (2) within 30 days of receiving a notice of violation, the department shall waive the civil fine described in this subsection.

History: 2011, Act 256, Eff. Jan. 1, 2012;—Am. 2018, Act 634, Imd. Eff. Dec. 28, 2018.

28.457 Local ordinances.

Sec. 7. (1) Except as provided in this act, a local unit of government shall not enact or enforce an ordinance, code, or regulation pertaining to or in any manner regulating the sale, display, storage, transportation, or distribution of fireworks regulated under this act.

(2) A local unit of government may enact an ordinance regulating the ignition, discharge, and use of consumer fireworks, including, but not limited to, an ordinance prescribing the hours of the day or night during which a person may ignite, discharge, or use consumer fireworks. If a local unit of government enacts an ordinance under this subsection, the ordinance shall not regulate the ignition, discharge, or use of consumer fireworks on the following days after 11 a.m.:

- (a) December 31 until 1 a.m. on January 1.
- (b) The Saturday and Sunday immediately preceding Memorial Day until 11:45 p.m. on each of those days.
- (c) June 29 to July 4 until 11:45 p.m. on each of those days.
- (d) July 5, if that date is a Friday or Saturday, until 11:45 p.m.
- (e) The Saturday and Sunday immediately preceding Labor Day until 11:45 p.m. on each of those days.

(3) An ordinance under subsection (2) shall impose a civil fine of \$1,000.00 for each violation of the ordinance and no other fine or sanction. The ordinance must provide for the remittance of \$500.00 of the fine collected under the ordinance to the local law enforcement agency responsible for enforcing the ordinance.

(4) Beginning August 1, 2019, a local unit of government with a population of 100,000 or more or a local unit of government located in a county with a population of 750,000 or more may enact or enforce an ordinance that regulates the use of a temporary structure. An ordinance established under this subsection may include, but is not limited to, a restriction on the number of permits issued for a temporary structure, regulation of the distance required between 2 or more temporary structures, or a zoning ordinance that regulates the use of a temporary structure. An ordinance established under this subsection may not prohibit the temporary storage, transportation, or distribution of fireworks by a consumer fireworks certificate holder at a retail location that is a permanent building or structure. As used in this subsection, "temporary structure" means a movable structure that is used in the sale, display, storage, transportation, or distribution of fireworks, including, but not limited to, a tent or a stand.

History: 2011, Act 256, Eff. Jan. 1, 2012;—Am. 2013, Act 65, Imd. Eff. June 19, 2013;—Am. 2018, Act 635, Imd. Eff. Dec. 28, 2018.

28.458 Fireworks safety fee; imposition; payment; deposit in fireworks safety fund; failure to comply; civil fine.

Sec. 8. (1) A user fee, known as the fireworks safety fee, is imposed on retail transactions made in this state for consumer fireworks and low-impact fireworks as provided in section 9.

(2) A person that acquires consumer fireworks or low-impact fireworks in a retail transaction is liable for the fireworks safety fee on the transaction and, except as otherwise provided in this act, shall pay the fireworks safety fee to the retailer as a separate added amount to the consideration in the transaction. The

retailer shall collect the fireworks safety fee as an agent for the state.

(3) The fireworks safety fee shall be deposited in the fireworks safety fund.

(4) A person that fails to collect a fireworks safety fee as required under this section is responsible for a civil fine as follows:

(a) For a first violation, not more than \$5,000.00. If the person is a retailer of low-impact fireworks and, within 30 days of receiving a notice of violation, the person remits to the department the estimated equivalent of the amount the person should have collected under this section, the department shall waive the civil fine described in this subdivision.

(b) For a second violation, not more than \$20,000.00.

(c) For a third or subsequent violation, not more than \$40,000.00.

History: 2011, Act 256, Eff. Jan. 1, 2012;—Am. 2012, Act 257, Imd. Eff. July 2, 2012;—Am. 2018, Act 634, Imd. Eff. Dec. 28, 2018.

28.459 Fireworks safety fee; determination; rates; collection allowance.

Sec. 9. (1) Except as provided in subsections (2) and (3), the fireworks safety fee is determined by the gross retail income from consumer fireworks and low-impact fireworks received by a retail merchant in a retail unitary transaction of consumer fireworks and low-impact fireworks and is imposed before any taxes are applied at the following rates:

FIREWORKS SAFETY FEE		GROSS RETAIL INCOME FROM THE RETAIL UNITARY TRANSACTION	
\$ 0		less than	\$ 0.08
\$ 0.01	at least	\$ 0.08 but less than	\$ 0.24
\$ 0.02	at least	\$ 0.24 but less than	\$ 0.40
\$ 0.03	at least	\$ 0.40 but less than	\$ 0.56
\$ 0.04	at least	\$ 0.56 but less than	\$ 0.72
\$ 0.05	at least	\$ 0.72 but less than	\$ 0.88
\$ 0.06	at least	\$ 0.88 but less than	\$ 1.04

(2) On a retail unitary transaction in which the gross retail income received by the retail merchant is \$1.04 or more, the fireworks safety fee is 6% of that gross retail income as determined before any taxes are applied.

(3) If the fireworks safety fee calculated under subsection (1) results in a fraction of 1/2 cent or more, the amount of the fireworks safety fee shall be rounded to the next additional cent.

(4) The retailer whose retail location is a permanent building or structure may retain 1% of the fireworks safety fees that the retailer collected under this section as a collection allowance.

History: 2011, Act 256, Eff. Jan. 1, 2012.

28.460 Fireworks safety fees; remittance; forms; manner; payment liability; past due amounts; aggregate filing; failure to remit; civil fine.

Sec. 10. (1) A person that holds a consumer fireworks certificate or that is a retailer of low-impact fireworks is responsible for remitting all fireworks safety fees, as described in section 9, to the department. The person shall remit the fees collected with a form provided and in a manner prescribed by the department. The person shall hold in trust for the state the fees collected until those fees are remitted to the state. An individual who holds a consumer fireworks certificate or who is a retailer of low-impact fireworks is personally liable for the payment of the fees collected.

(2) The department may refer for collection to the department of treasury past due amounts of the fireworks safety fee consistent with section 13 of 1941 PA 122, MCL 205.13 or may initiate subrogation for collection within the department.

(3) A person that is responsible for remitting the collected fireworks safety fees under subsection (1) shall remit those fees no later than 20 days after the end of each preceding month. A person that operates 25 or more retail locations in this state that are permanent buildings or structures may remit the collected fees in an aggregate filing under 1 common identification number as determined by the department.

(4) A person that fails to remit the collected fireworks safety fees, as described in subsection (1), is responsible for a civil fine as follows:

(a) For a first violation, not more than \$5,000.00. If the person is a retailer of low-impact fireworks and, within 30 days of receiving a notice of violation, the person remits to the department the collected fees that are the subject of the violation, the department shall waive the civil fine described in this subdivision.

(b) For a second violation, not more than \$20,000.00.

(c) For a third or subsequent violation, not more than \$40,000.00.

History: 2011, Act 256, Eff. Jan. 1, 2012;—Am. 2013, Act 65, Imd. Eff. June 19, 2013;—Am. 2018, Act 634, Imd. Eff. Dec. 28, 2018.

28.461 Fireworks safety fund; creation within department of treasury; investment; money remaining in fund; lapse; expenditures; delegation of inspection duties; program.

Sec. 11. (1) The fireworks safety fund is created within the department of treasury.

(2) The state treasurer may receive money or other assets from any source for deposit into the fund. The state treasurer shall direct the investment of the fund. The state treasurer shall credit to the fund interest and earnings from fund investments.

(3) Money in the fund at the close of the fiscal year shall remain in the fund and shall not lapse to the general fund.

(4) The department shall expend money deposited in the fund as follows:

(a) One hundred percent of the money received from fireworks safety fees under section 8 to be used for the training of firefighters under the direction and approval of the firefighters training council established under the firefighters training council act, 1966 PA 291, MCL 29.361 to 29.377.

(b) One hundred percent of the money received from consumer fireworks certificate fees under section 4 to administer this act and to pay the costs of delegating inspections under this act to local units of government under subsection (5).

(c) One hundred percent of the money received from the fees collected under section 11 of the firefighters training council act, 1966 PA 291, MCL 29.371, to be used for the training of firefighters under the direction and approval of the firefighters training council established under the firefighters training council act, 1966 PA 291, MCL 29.361 to 29.377.

(5) The department may establish a program for delegating inspection duties under this act to 1 or more local units of government. If a local unit of government agrees to carry out inspections, the department shall pay 50% of the consumer fireworks certificate fee paid by each retail location inspected by the local unit of government and retain the remaining 50% of that fee. If a local unit of government declines to participate in the program described in this subsection, the department shall retain its inspection duties under this act.

History: 2011, Act 256, Eff. Jan. 1, 2012;—Am. 2013, Act 65, Imd. Eff. June 19, 2013;—Am. 2017, Act 145, Eff. Jan. 31, 2018;—Am. 2018, Act 634, Imd. Eff. Dec. 28, 2018.

28.462 Prohibited conduct; permission required; violation as civil infraction; civil fine; sale to minor; definitions; violation of smoking prohibition; civil fine; signage.

Sec. 12. (1) A person shall not ignite, discharge, or use consumer fireworks on public property, school property, church property, or the property of another person without that organization's or person's express permission to use those fireworks on those premises. Except as otherwise provided in this section, a person that violates this subsection is responsible for a state civil infraction and may be ordered to pay a civil fine of not more than \$500.00.

(2) A person shall not sell consumer fireworks to a minor. A person that violates this subsection shall be ordered to pay a civil fine of not more than \$1,000.00, or, for a second or subsequent violation of this subsection, a civil fine of not more than \$2,500.00. For a second or subsequent violation, the department shall suspend the person's consumer fireworks certificate for 90 days beginning on the date a civil fine is ordered. The age of an individual purchasing consumer fireworks shall be verified by any of the following:

(a) An operator's or chauffeur's license issued under the Michigan vehicle code, 1949 PA 300, MCL 257.1 to 257.923.

(b) An official state personal identification card issued under 1972 PA 222, MCL 28.291 to 28.300.

(c) An enhanced driver license or enhanced official state personal identification card issued under the enhanced driver license and enhanced official state personal identification card act, 2008 PA 23, MCL 28.301 to 28.308.

(d) A military identification card.

(e) A passport.

(f) Any other bona fide photograph identification that establishes the identity and age of the individual.

(3) An individual shall not discharge, ignite, or use consumer fireworks or low-impact fireworks while under the influence of alcoholic liquor, a controlled substance, or a combination of alcoholic liquor and a controlled substance. A person that violates this subsection is responsible for a state civil infraction and may be ordered to pay a civil fine of not more than \$1,000.00. As used in this subsection:

(a) "Alcoholic liquor" means that term as defined in section 1d of the Michigan vehicle code, 1949 PA 300, MCL 257.1d.

(b) "Controlled substance" means that term as defined in section 8b of the Michigan vehicle code, 1949 PA

300, MCL 257.8b.

(4) An individual who violates the smoking prohibition described in NFPA 1124, 7.3.11.1, regardless of the type or quantity of consumer or low-impact fireworks present, is responsible for a civil fine of \$1,000.00.

(5) Signage stating the smoking prohibition described in subsection (4) satisfies the requirements of NFPA 1124.

(6) A person shall not ignite, discharge, or use consumer fireworks or low-impact fireworks in a manner that is intended to harass, scare, or injure livestock. As used in this subsection, "livestock" means that term as defined in section 3 of the animal industry act, 1988 PA 466, MCL 287.703.

History: 2011, Act 256, Eff. Jan. 1, 2012;—Am. 2012, Act 257, Imd. Eff. July 2, 2012;—Am. 2013, Act 65, Imd. Eff. June 19, 2013;—Am. 2018, Act 634, Imd. Eff. Dec. 28, 2018;—Am. 2019, Act 138, Eff. Feb. 19, 2020.

28.463 Repealed. 2018, Act 634, Imd. Eff. Dec. 28, 2018.

Compiler's note: The repealed section pertained to requiring a wholesaler to maintain a resident agent.

28.464 Identification of firework in violation of act; investigation; determination of violation; seizure; criminal or civil proceedings.

Sec. 14. (1) A governmental or law enforcement agency that identifies a firework that is in violation of this act shall secure the firework and immediately notify the department of the alleged violation. The department or law enforcement agency shall investigate the alleged violation for compliance with this act.

(2) If the department or law enforcement agency determines through its investigation under subsection (1) that a violation of this act has occurred, except for a violation of section 6(2), the department or law enforcement agency may seize the firework as evidence of the violation. The department or law enforcement agency shall store, or cause to be stored, the evidence seized under this section pending disposition of any criminal or civil proceedings arising from the violation. If the person subject to criminal or civil proceedings under this section is found guilty, responsible, or liable for the violation, the person shall be required to pay the storage expense for the evidence seized.

History: 2011, Act 256, Eff. Jan. 1, 2012;—Am. 2018, Act 634, Imd. Eff. Dec. 28, 2018.

28.465 Storage of seized fireworks; disposal or destruction; storage and disposal costs; use for training purposes.

Sec. 15. (1) Fireworks seized for an alleged violation of this act shall be stored in compliance with this act and the rules promulgated under this act.

(2) Following a final disposition of an appeal of a conviction under this act that affirms the conviction, the department may dispose of or destroy any fireworks retained as evidence in that prosecution.

(3) A person from whom fireworks are seized under this act shall pay the actual costs of storage and disposal of the seized fireworks if found guilty, responsible, or liable for a violation under this act.

(4) The department may use fireworks described in subsection (2) for training purposes.

History: 2011, Act 256, Eff. Jan. 1, 2012;—Am. 2018, Act 634, Imd. Eff. Dec. 28, 2018.

28.466 Articles pyrotechnic or display fireworks ignition; permit; competency and qualifications of operators; retention of fee.

Sec. 16. (1) The legislative body of a city, village, or township, upon application in writing on forms provided by the department on the department's website and payment of a fee set by the legislative body, if any, may grant a permit for the use of agricultural or wildlife fireworks, articles pyrotechnic, display fireworks, consumer fireworks, or special effects manufactured for outdoor pest control or agricultural purposes, or for public or private display within the city, village, or township by municipalities, fair associations, amusement parks, or other organizations or individuals approved by the city, village, or township authority, if the applicable provisions of this act are met. After a permit has been granted, a permit holder may sell, possess, or transport fireworks for only the purposes described in the permit. A permit granted under this subsection is not transferable and shall not be issued to a minor.

(2) Before a permit for articles pyrotechnic or a display fireworks ignition is issued, the person applying for the permit shall furnish proof of financial responsibility by a bond or insurance in an amount, character, and form deemed necessary by the local governing authority to protect the public and to satisfy claims for damages to property or personal injuries arising out of an act or omission on the part of the person or an agent or employee of the person.

(3) The department shall not issue under this act a permit to a nonresident person for ignition of articles pyrotechnic or display fireworks in this state until the person has appointed in writing a resident member of the bar of this state or a resident agent to be the legal representative upon whom all process in an action or

proceeding against the person may be served.

(4) Before granting a permit under this act, the local governing authority shall rule on the competency and qualifications of an articles pyrotechnic and display fireworks operator, as furnished by the operator on the operator's application form, in accordance with the requirements provided under NFPA 1123, and on the time, place, and safety aspects of the display of articles pyrotechnic or display fireworks.

(5) A local unit of government that charges and collects a fee to issue a permit under this section shall retain the collected fee.

History: 2011, Act 256, Eff. Jan. 1, 2012;—Am. 2018, Act 634, Imd. Eff. Dec. 28, 2018.

28.467 Conduct not prohibited by act.

Sec. 17. Except as otherwise provided in this act, this act does not prohibit any of the following:

(a) A wholesaler, retailer, commercial manufacturer, or importer from selling, storing, using, transporting, or distributing consumer fireworks or low-impact fireworks.

(b) The use of fireworks by railroads or other transportation agencies or law enforcement agencies for signal purposes or illumination.

(c) The use of agricultural or wildlife fireworks.

(d) The sale or use of blank cartridges for any of the following:

(i) A show or play.

(ii) Signal or ceremonial purposes in athletics or sports.

(iii) Use by military organizations.

(iv) Use by law enforcement agencies.

(e) The possession, sale, or disposal of fireworks incidental to the public display of fireworks by wholesalers or other persons who possess a permit to possess, store, or sell explosives from the bureau of alcohol, tobacco, firearms, and explosives of the United States Department of Justice.

(f) Interstate wholesalers from selling, storing, using, transporting, or distributing fireworks.

(g) A person from parking a motor vehicle, or trailer, that is not being used for the storage of consumer fireworks, within 10 feet of a permanent building or structure used in the retail sale of consumer fireworks.

History: 2011, Act 256, Eff. Jan. 1, 2012;—Am. 2012, Act 257, Imd. Eff. July 2, 2012;—Am. 2018, Act 634, Imd. Eff. Dec. 28, 2018.

28.467a Issuance of citation by state fire marshal.

Sec. 17a. (1) If, as a result of an inspection or investigation, the state fire marshal or the state fire marshal's designee believes that a person has violated this act, an order issued under this act, or a rule promulgated under this act, the state fire marshal or the state fire marshal's designee shall issue a citation not more than 90 days after the completion of the physical inspection or investigation.

(2) The state fire marshal or the state fire marshal's designee shall issue the citation described in subsection (1) to the holder of the consumer fireworks certificate for, or to a person conducting or directing the sale of consumer fireworks without a consumer fireworks certificate at, the retail location that is the subject of the inspection or investigation. A holder of a consumer fireworks certificate, or a person conducting or directing the sale of consumer fireworks without a consumer fireworks certificate, as described in this subsection, is responsible for the acts or omissions of an individual under that person's employ or control.

(3) Except as otherwise provided in this act, upon issuance of a citation, the state fire marshal may immediately suspend the consumer fireworks certificate of the person receiving the citation.

(4) Upon a proper petition, a court of competent jurisdiction may enjoin a violation of this act.

(5) All of the following apply to a citation issued by the state fire marshal or the state fire marshal's designee under this act:

(a) It shall be in writing.

(b) It shall state on its face that it is an allegation of a violation of this act, describe with particularity the nature of the violation, and include a reference to the provision, rule, or order alleged to be violated.

(c) It shall contain all of the following:

(i) The date of the citation.

(ii) The name and title of the individual who issued the citation.

(iii) The name and address of the person receiving the citation.

(iv) The actions necessary to bring the person receiving the citation into compliance, including the payment of a fine.

(v) A space for the signature of the person receiving the citation indicating that the person has received the citation.

(vi) A space where the person receiving the citation may accept the citation and agree to comply or, in the

alternative, indicate the person's intent to contest the citation.

(vii) A notice that the person receiving the citation must accept or reject the terms of the citation in writing within 15 days of the receipt of the citation.

(viii) A brief description of the administrative hearing process and the process for settlement as provided for by rule.

(d) A citation may either be mailed to the person receiving the citation by certified mail, return receipt requested, or delivered in person by the state fire marshal, or the state fire marshal's designee who issued the citation.

History: Add. 2012, Act 257, Imd. Eff. July 2, 2012;—Am. 2018, Act 634, Imd. Eff. Dec. 28, 2018.

28.468 Violation of act; penalty; reimbursement of storage costs.

Sec. 18. (1) Unless otherwise provided in this act, if a person violates this act, the person is guilty of a crime as follows:

(a) Except as otherwise provided in this section, a misdemeanor punishable by imprisonment for not more than 30 days or a fine of not more than \$1,000.00, or both.

(b) If the violation causes damage to the property of another person, a misdemeanor punishable by imprisonment for not more than 90 days or a fine of not more than \$5,000.00, or both.

(c) If the violation causes serious impairment of a body function of another person, a felony punishable by imprisonment for not more than 5 years or a fine of not more than \$5,000.00, or both.

(d) If the violation causes the death of another person, a felony punishable by imprisonment for not more than 15 years or a fine of not more than \$10,000.00, or both.

(2) In addition to any other penalty imposed for the violation of this act, a person that is found guilty of a violation of this act shall be required to reimburse the appropriate governmental agency for the costs of storing seized fireworks that the governmental agency confiscated for a violation of this act. This reimbursement shall be in a form and at a time as required by the department and as otherwise required by law.

History: 2011, Act 256, Eff. Jan. 1, 2012;—Am. 2012, Act 257, Imd. Eff. July 2, 2012.

28.468a Citation for serious violation; fine; prosecution; payment of civil fines to department; collection proceedings.

Sec. 18a. (1) Except as otherwise provided in this section, a person that receives a citation for a serious violation, an order issued under this act, or a rule promulgated under this act shall be assessed a civil fine of not more than \$1,000.00 for each violation.

(2) Except as otherwise provided in this section, a person that receives a citation for a violation of this act that is not a serious violation may be assessed a civil fine of not more than \$500.00 for each violation.

(3) Subsections (1) and (2) do not apply to violations for which a specific civil fine is provided by this act.

(4) The state fire marshal may request that the prosecuting attorney for the county in which a violation of this act occurred issue a complaint and request a warrant for the prosecution of an individual who commits a criminal violation of this act.

(5) A civil fine ordered under this act shall be paid to the department within 15 working days after the date the civil fine is ordered, not subject to further review, and credited to the fireworks safety fund.

(6) The department of treasury shall institute proceedings to collect any civil fines ordered but not paid under this act.

History: Add. 2012, Act 257, Imd. Eff. July 2, 2012;—Am. 2013, Act 65, Imd. Eff. June 19, 2013;—Am. 2018, Act 634, Imd. Eff. Dec. 28, 2018.

Compiler's note: Act 65 of 2013 did not amend this section and evidently should not have been cited as amended.

28.468b Issuance of certificate prohibited; revocation.

Sec. 18b. (1) The department shall not issue, and an individual is ineligible to be issued, a consumer fireworks certificate if, as verified by the internet criminal history access tool (ICHAT) maintained by the department of state police, the individual was convicted of a felony involving theft, fraud, or arson.

(2) If due to a criminal conviction an individual will be ineligible for a consumer fireworks certificate on April 30 of the year following the year for which the individual currently holds a consumer fireworks certificate, the department shall revoke the current consumer fireworks certificate for the balance of the current year.

History: Add. 2012, Act 257, Imd. Eff. July 2, 2012;—Am. 2018, Act 634, Imd. Eff. Dec. 28, 2018.

28.468c Person ineligible to obtain consumer fireworks certificates; offenses; periods;

sanctions.

Sec. 18c. (1) A person that is found responsible for any of the following is ineligible, beginning on the date of the finding, to obtain a consumer fireworks certificate for the period of time indicated:

- (a) A second violation of section 4(1), 5 years.
 - (b) A third or subsequent violation of section 4(1), 10 years.
 - (c) A first violation of section 8(4), 1 year.
 - (d) A second violation of section 8(4), 5 years.
 - (e) A third or subsequent violation of section 8(4), 10 years.
 - (f) A violation subject to section 18(1)(b), 1 year.
 - (g) A violation subject to section 18(1)(c), permanently.
 - (h) A violation subject to section 18(1)(d), permanently.
- (2) A sanction imposed under subsection (1) shall be imposed in addition to any other penalty or sanction imposed for a violation of this act.

History: Add. 2012, Act 257, Imd. Eff. July 2, 2012;—Am. 2018, Act 634, Imd. Eff. Dec. 28, 2018.

28.469 Inspections; delegation of authority and responsibility.

Sec. 19. The department may delegate authority and responsibility to carry out inspections and other duties under this act.

History: 2011, Act 256, Eff. Jan. 1, 2012.

28.470 Rules.

Sec. 20. (1) The department shall promulgate rules under the administrative procedures act of 1969, 1969 PA 306, MCL 24.201 to 24.328, to administer this act, including, but not limited to, all of the following:

(a) Create uniform applications and other forms for dissemination to and use by local units of government under this act.

- (b) Procedures for the collection of application fees and fireworks safety fees.
- (c) Enforcement of regulatory duties.
- (d) The enforcement of age limitations.

(2) Rules promulgated under this section shall conform to the following codes developed by the national fire protection association, except for any code provision that conflicts with this act:

- (a) NFPA 1123, code for fireworks display.
- (b) NFPA 1124, code for manufacture, transportation, storage, and retail sales of fireworks and pyrotechnic articles.
- (c) NFPA 1126, standard for the use of pyrotechnics.

(3) The rules promulgated under former chapter XXXIX of the Michigan penal code, 1931 PA 328, MCL 750.243a to 750.243e, pertaining to the display of articles pyrotechnic and display fireworks that are in effect on the effective date of this act shall remain in effect until rescinded or otherwise changed according to law, as provided for in section 31 of the administrative procedures act of 1969, 1969 PA 306, MCL 24.231.

History: 2011, Act 256, Eff. Jan. 1, 2012.

28.471 Repealed. 2018, Act 305, Imd. Eff. June 29, 2018.

Compiler's note: The repealed section pertained to a report by the state fire marshal.