

**REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF LANSING, MICHIGAN
CITY COUNCIL CHAMBERS, 10TH FLOOR
LANSING CITY HALL
124 W. MICHIGAN AVENUE**



AGENDA FOR JULY 31, 2017

TO THE HON. MAYOR AND MEMBERS OF THE CITY COUNCIL:

The following items were listed on the agenda in the City Clerk's Office in accordance with Section 3-103(2) of the City Charter and will be ready for your consideration at the regular meeting of the City Council on Monday, July 31, 2017 at 7:00 p.m. at the Council Chambers, 10th Floor, City Hall.

I. ROLL CALL

II. MEDITATION AND PLEDGE OF ALLEGIANCE

III. READING AND APPROVAL OF PRINTED COUNCIL PROCEEDINGS

Approval of the Printed Council Proceedings of July 10 and July 24, 2017

IV. CONSIDERATION OF LATE ITEMS (Suspension of Council Rule #9 is needed to allow consideration of late items. Late items will be considered as part of the regular portion of the meeting to which they relate.)

V. TABLED ITEMS

VI. SPECIAL CEREMONIES

VII. COMMENTS BY COUNCIL MEMBERS AND CITY CLERK

VIII. COMMUNITY EVENT ANNOUNCEMENTS (Time, place, purpose, or definition of event – 1 minute limit)

IX. SPEAKER REGISTRATION FOR PUBLIC COMMENT ON LEGISLATIVE MATTERS

X. MAYOR'S COMMENTS

XI. SHOW CAUSE HEARINGS

XII. PUBLIC COMMENT ON LEGISLATIVE MATTERS (Legislative matters consist of the following items on the agenda: public hearings, resolutions, ordinances for introduction, and ordinances for passage. The public may comment for up to three minutes. Speakers must sign up on white form.)

A. SCHEDULED PUBLIC HEARINGS

1. In consideration of Principal Shopping District (PSD) Assessment for FY2018 to FY2020

XIII. COUNCIL CONSIDERATION OF LEGISLATIVE MATTERS

A. REFERRAL OF PUBLIC HEARINGS

B. CONSENT AGENDA

1. BY THE COMMITTEE ON GENERAL SERVICES

- a. Claim Denial; #1423; \$560 for trash and debris removal fees for property located at 1728 Pattengill Avenue
- b. Claim Settlement; #1390; \$440 for trash and debris removal fees for property located at 1015 Westmoreland Avenue
- c. Transfer of Ownership of Resort Class C License at 200 Edgewood Blvd., Celebration Banquets, LLC
- d. Transfer of Ownership 2017 Class C & SDM Licensed Business with Sunday Sales Permit (PM) and Dance Permit from Unicorn Tavern; 327 E. Grand River Avenue; Unicorn, LLC
- e. Transfer of Ownership and Location of Class C license and for new SDM license and new Sunday (AM & PM) sales permit' 300 N. Clippert Street, #17 Acapulco Mexican Grill Inc.
- f. Community Funding; Northwest Initiative; Cooking with Kids Camp

2. BY THE COMMITTEE ON PUBLIC SAFETY

- a. Setting a Show Cause Hearing in consideration of the issuance of orders for Make Safe or Demolish to the owners of property located at 1025 Orchard Street
- b. Setting a Show Cause Hearing in consideration of the issuance of orders for Make Safe or Demolish to the owners of property located at 214 Lathrop Street

3. BY THE COMMITTEE OF THE WHOLE

- a. Tri-County Office on Aging (TCOA) FY2018 Annual Implementation Plan

C. RESOLUTIONS FOR ACTION

D. REPORTS FROM COUNCIL COMMITTEES

E. ORDINANCES FOR INTRODUCTION and Setting of Public Hearings

F. ORDINANCES FOR PASSAGE

1. BY THE COMMITTEE ON PUBLIC SAFETY

- a. An Ordinance of the City of Lansing, Michigan, to amend the Lansing Codified Ordinances by amending Chapter 1442. Signs, Section 1442.15 Window Signs; Permitted Zoning Districts

2. BY THE COMMITTEE ON GENERAL SERVICES

- a. Amendments to Liquor License Ordinance Chapter 830, Section 830.06 regarding criteria for revocation or objection to transfer, issuance or renewal of licenses to permit the sale of beer and wine and/or spirits on premises

XIV. SPEAKER REGISTRATION FOR PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS

XV. REPORTS OF CITY OFFICERS, BOARDS, AND COMMISSIONS; COMMUNICATIONS AND PETITIONS; AND OTHER CITY RELATED MATTERS (Motion that all items be considered as being read in full and that the proper referrals be made by the President)

A. REPORTS FROM CITY OFFICERS, BOARDS, AND COMMISSIONS

1. Letter(s) from the City Clerk re:
 - a. Minutes of Boards, Commissions, and Authorities placed on file in the Clerk's Office
2. Letter(s) from the Mayor re:
 - a. Z-5-2017, 1024 Lake Lansing Road, Rezoning from "B" Residential District to "F-1" Commercial District,

B. COMMUNICATIONS AND PETITIONS, AND OTHER CITY RELATED MATTERS

1. Notices from the Michigan Liquor Control Commission regarding the Transfer all membership interest through merger from existing member Pizza Hut, Inc. to Pizza Hut, LLC; and by dropping existing member Pizza Hut, LLC and adding new member Pizza Hut Holdings, LLC, 6200 S. Cedar Street

XVI. MOTION OF EXCUSED ABSENCE

XVII. REMARKS BY COUNCIL MEMBERS

XVIII. REMARKS BY THE MAYOR OR EXECUTIVE ASSISTANT

XIX. PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS (City government related matters are issues or topics relevant to the operation or governance of the city. The public may comment for up to three minutes. Speakers must sign up on yellow form.)

XX. ADJOURNMENT

A handwritten signature in black ink that reads "Chris Swope". The signature is written in a cursive, flowing style.

CHRIS SWOPE, CITY CLERK

Persons with disabilities who need an accommodation to fully participate in this meeting should contact the City Clerk's Office at (517) 483-4131 (TDD (517) 483-4479). 24 hour notice may be needed for certain accommodations. An attempt will be made to grant all reasonable accommodation requests.

OFFICE OF CITY CLERK
LANSING , MICHIGAN 48933-1695
JULY 17, 2014

XII A. 1.

First MAILING

FROM: Chris Swope, Lansing City Clerk

SUBJECT: Notice of Public Hearing regarding the 2017 Principal Shopping District

The records of the City Assessor indicate that you are an owner of, or party with an interest in, property which is included in this proposed special assessment roll. The Principal Shopping District is a public improvement established to develop, redevelop and promote economic activity in all zones, and provide for maintenance in Zone A. By ordinance adopted by the Lansing City Council, Chapter 1020, Section 1026.08 (a-f), of the Code of Ordinances, I am directed to provide you with the following information regarding the project:

PUBLIC HEARING INFORMATION

The City Council will hold a Public Hearing in the City Council Chambers, 10th Floor-City Hall, on
Monday, July 31, 2017 at 7:00 p.m.

to consider any concerns or objections that there may be with respect to this improvement or the assessment.

APPLICATION FOR NON-PROFIT AGENCIES WITH 501(c)(3) DESIGNATION

Applications for non-profit agencies with 501(c)(3) designations are available in the Lansing Assessor's Office, 3rd Floor-City Hall, 124 W. Michigan Ave., Lansing, MI 48933. Applications must be filed in the City Assessor's Office no later than September 09, 2016 . Failure to file by the deadline will disqualify your parcel from an assessment reduction prescribed by City Council. An application must be filed for each parcel number. A copy of your status from the Internal Revenue Service must be attached to each application .

APPEAL INFORMATION

Appearance and protest at this hearing is required if you wish to seek further or higher appeal status with the Michigan Tax Tribunal. A property owner, party with interest, or his or her agent, may appear in person at the hearing to protest the special assessment, or they may file his or her appearance by letter delivered to the City Clerk, 9th Floor-City Hall, prior to the close of said hearing. The property owner or any person having an interest in the property subject to the proposed special assessment, may appeal the special assessment with the Michigan Tax Tribunal at http://www.michigan.gov/taxtrib/0,1607,7-187-38254_38255-131291--,00.html within thirty five (35) days after confirmation of the special assessment roll, if that special assessment was protested at this hearing.

OFFICE OF CITY CLERK
LANSING, MICHIGAN 48933-1695

Second Notice

JULY 26, 2017

THIS IS NOT A BILL

PLEASE NOTE REVISED PUBLIC HEARING DATE OF AUGUST 14, 2017

MAGNATE PROPERTIES L L C

1223

LANSING, MI 48906

INFORMATION ONLY

FROM: Chris Swope, Lansing City Clerk

SUBJECT: Special Assessment information pertaining to the Principal Shopping District
REVISED PUBLIC HEARING DATE – AUGUST 14, 2017

PARCEL NUMBER: 33-01-01-09-254-011

PROPERTY ADDRESS: 1223 TURNER ST

ZONE: B

	SQUARE FOOTAGE	RATE	AMOUNT
BUILDING- 1ST FLOOR	8,961	0.09200	824.41
BUILDING- 2ND FLOOR AND UP	15,312	0.03450	528.26
RAMP - 1ST FLOOR			
RAMP - 2ND FLOOR AND UP			
PARKING LOT			
VACANT LAND			
IND/WHSE -1ST FLOOR			
IND/WHSE- 2ND FLOOR AND UP			

YOUR ESTIMATED COST OF THE IMPROVEMENT IS:
(Subject to the approval of the Assessment Roll).

1,352.67

OFFICE OF CITY CLERK
LANSING , MICHIGAN 48933-1695

JULY 26, 2017

FROM: Chris Swope, Lansing City Clerk

SUBJECT: Notice of Public Hearing regarding the 2018 thru 2020 Principal Shopping District assessment.
Renewal for District B and C, and a three year 3% increase for District A.

The records of the City Assessor indicate that you are an owner of, or party with an interest in, property which is included in this proposed special assessment roll. The Principal Shopping District is a public improvement established to develop, redevelop and promote economic activity in all zones, and provide for maintenance in Zone A. By ordinance adopted by the Lansing City Council, Chapter 1020, Section 1026.08 (a-f), of the Code of Ordinances, I am directed to provide you with the following information regarding the project:

PUBLIC HEARING INFORMATION

The City Council will hold a Public Hearing in the City Council Chambers, 10th Floor-City Hall, on

Monday, August 14, 2017 at 7:00p.m.

to consider any concerns or objections that there may be with respect to this improvement or the assessment.

APPLICATION FOR NON-PROFIT AGENCIES WITH 501(c)(3) DESIGNATION

Applications for non-profit agencies with 501(c)(3) designations are available in the Lansing Assessor's Office, 3rd Floor-City Hall, 124 W. Michigan Ave., Lansing, MI 48933. Applications must be filed in the City Assessor's Office no later than September 09, 2017 . Failure to file by the deadline will disqualify your parcel from an assessment reduction prescribed by City Council. An application must be filed for each parcel number. A copy of your status from the Internal Revenue Service must be attached to each application.

APPEAL INFORMATION

HOW TO APPEAL:

A property owner or party in interest, or his or her representative, may protest the special assessment in one of the following ways:

- Send a letter appealing the assessment to: City Clerk's Office, 9th Floor, City Hall, 124 W. Michigan Ave., Lansing, MI 48933; -or-
- Send an email appealing the assessment via email to: city.clerk@lansingmi.gov; -or-
- Appear in person at the Public Hearing and either hand deliver an appeal letter or speak at the Public Hearing (must sign in at meeting to speak).

Written appeals must be received before the close of the public hearing on **August 14, 2017**.

Further appeal of the Special Assessment may be made to the Michigan Tax Tribunal, if filed within 35 days after confirmation of the special assessment roll and that special assessment was protested at the **August 14, 2017** hearing. Visit www.michigan.gov/taxtrib for more information.

If you have any questions regarding this assessment, please contact the Principal Shopping District at 517-487-3322.

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BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Carlos Cuellar sought to eliminate a special assessment of \$560.00 for board up fees, and all associated penalties and interest, on the property tax bill for 1728 Pattengill (Tax ID #33-01-01-20-37-201); and

WHEREAS, upon filing a claim to the Committee on General Services, the claim in the amount of \$560.00 was denied on July 27, 2017.

THEREFORE, BE IT RESOLVED, that the City Council, hereby, denies the claim in the amount of \$560.00 of the claim filed by Carlos Cuellar for board up fees and all associated penalties and interest on the property tax bill for 1728 Pattengill (Tax ID #33-01-01-20-37-201).

BE IT FURTHER RESOLVED, that the City Attorney shall take the appropriate steps to process this claim.

BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Aaron Wallace sought to eliminate a special assessment of \$818.00 for trash removal fees, and all associated penalties and interest, on the property tax bill for 1015 Westmoreland Avenue (Tax ID #33-01-01-08-408-091); and

WHEREAS, upon filing a claim to the Committee on General Services, the Committee denied \$440.00 of the claim and granted \$378.00 on July 27, 2017.

THEREFORE, BE IT RESOLVED, that the City Council, hereby, denies the claim in the amount of \$440.00 and grants in the amount of \$378.00 filed by Aaron Wallace for trash removal fees and all associated penalties and interest on the property tax bill for 1015 Westmoreland Avenue (Tax ID #33-01-01-08-408-091).

BE IT FURTHER RESOLVED, that the City Attorney shall take the appropriate steps to process this claim.

BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Licensing and Enforcement Division of the Michigan Liquor Control Commission received a request from Celebration Banquets, LLC to transfer ownership of a Resort Class C license at 200 Edgewood Blvd., Lansing, MI 48911, Ingham County; and

WHEREAS, the Committee on General Services reviewed the request with affirmative action taken.

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council, hereby, approves the request from Celebration Banquets, LLC to transfer ownership of a Resort Class C license at 200 Edgewood Blvd., Lansing, MI 48911, Ingham County.

BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Licensing and Enforcement Division of the Michigan Liquor Control Commission received a request from Unicorn, LLC to Transfer Ownership 2017 Class C & SDM Licensed Business with Sunday Sales Permit (PM) and Dance Permit from Unicorn Tavern at 327 E. Grand River Avenue ; and

WHEREAS, the Committee on General Services reviewed the request with affirmative action taken.

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council, hereby, approves the request from Unicorn, LLC to Transfer Ownership 2017 Class C & SDM Licensed Business with Sunday Sales Permit (PM) and Dance Permit from Unicorn Tavern at 327 E. Grand River Avenue.

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XIII B. 1. e.

BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Licensing and Enforcement Division of the Michigan Liquor Control Commission received a request from Acapulco Mexican Grill, Inc to transfer ownership and location of Class C license and for NEW SDM license and NEW Sunday (AM+ PM) sales permit at 300 N. Clippert Street, #17, Lansing, MI 48912; and

WHEREAS, the Committee on General Services reviewed the request with affirmative action taken.

NOW, THEREFORE, BE IT RESOLVED, the Lansing City Council, hereby, approves the request from Acapulco Mexican Grill, Inc to transfer ownership and location of Class C license and for NEW SDM license and NEW Sunday (AM+ PM) sales permit at 300 N. Clippert Street, #17, Lansing, MI 48912.

BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, NorthWest Lansing Healthy Communities Initiative, d/b/a NorthWest Initiative requested \$500.00 to defray costs associated with program activities for their “Cooking With Kids Camp” to be held on August 14th -17th , 2017; and

WHEREAS, the maximum total amount of Community Funding Account to be awarded to an organization in one fiscal year is \$500.00; and

WHEREAS, the Committee on General Services met on July 27th, 2017, reviewed the request and approved \$500.00.

THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby approves an allocation from Community Funding Account to NorthWest Lansing Healthy Communities Initiative, d/b/a NorthWest Initiative in the amount of \$500.00 to defray costs associated with program activities for their “Cooking with Kids Camp” to be held on August 14th – 17th, 2017.

BE IT FURTHER RESOLVED that the Mayor and the Finance Department shall process this request by charging \$500.00 to the Council Community Promotion Account – 101.112101.741289.0.

BE IT RESOLVED that NorthWest Lansing Healthy Communities Initiative, d/b/a NorthWest Initiative shall submit a written analysis of the event, including information regarding the number of attendees, a detailed account as to contributors, funds received, expended and residual funds to the Lansing City Council within 60 days after the event.

BY THE COMMITTEE ON PUBLIC SAFETY
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Lansing Code Enforcement Lead Housing Inspector has declared the building located at 1025 Orchard Street, Parcel #: 33-01-01-15-126-101, legally described as: Lot 4, Fairview Subdivision to be an unsafe and dangerous building as defined in Section 108.1.1 of the Lansing Housing and Premises Code and the Housing Law of Michigan; and

WHEREAS, the Code Enforcement Office red tagged the building on April 14, 2016 and requested the property owner be ordered to demolish or otherwise make safe the building; and

WHEREAS, on April 20, 2017 the Lansing Demolition Board held a meeting to consider and make a recommendation on whether to declare the structure a dangerous building, as defined in the Housing Law of Michigan (MCLA 125.539) and the Lansing Housing and Premises Code (1460.09) to order the property owner to make safe or demolish the building; and

WHEREAS, the Code Enforcement Office has determined that compliance with the order of the Lansing Demolition Hearing Board officer has not occurred; and

WHEREAS, the Housing Law of Michigan and the Housing and Premises Code require that a hearing be conducted to give the property owner an opportunity to show cause why a dangerous structure should not be demolished or otherwise made safe;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby schedules a show cause hearing for Monday, August 14, 2017 at 7:00 p.m. in the Lansing City Council Chambers, 10th Floor City Hall, 124 W. Michigan, Lansing, Michigan in consideration of the finding and order of the Lansing Demolition Hearing Board Officer regarding the structure at 1025 Orchard Street to give the owner, or the owner's agent, the opportunity to appear and show cause why the building should not be demolished or otherwise made safe; and to approve, disapprove, or modify the order of the hearing officer to demolish or make safe the subject structure.

BE IT FINALLY RESOLVED that the Lansing City Council requests that the Code Enforcement Lead Housing Inspector notify the owner of said property of the opportunity to appear and present testimony at the hearing, as required by law.

BY THE COMMITTEE ON PUBLIC SAFETY
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Lansing Code Enforcement Lead Housing Inspector has declared the building located at 214 Lathrop Street, Parcel #: 33-01-01-15-406-171, legally described as: South 7 Feet of Lot 16 & the North 26 Feet of Lot 17, Harrah's Addition, to be an unsafe and dangerous building as defined in Section 108.1.1 of the Lansing Housing and Premises Code and the Housing Law of Michigan; and

WHEREAS, the Code Enforcement Office red tagged the building on July 17, 2013 and requested the property owner be ordered to demolish or otherwise make safe the building; and

WHEREAS, on April 20, 2017 the Lansing Demolition Board held a meeting to consider and make a recommendation on whether to declare the structure a dangerous building, as defined in the Housing Law of Michigan (MCLA 125.539) and the Lansing Housing and Premises Code (1460.09) to order the property owner to make safe or demolish the building; and

WHEREAS, the Code Enforcement Office has determined that compliance with the order of the Lansing Demolition Hearing Board officer has not occurred; and

WHEREAS, the Housing Law of Michigan and the Housing and Premises Code require that a hearing be conducted to give the property owner an opportunity to show cause why a dangerous structure should not be demolished or otherwise made safe;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council hereby schedules a show cause hearing for Monday, August 14, 2017 at 7:00 p.m. in the Lansing City Council Chambers, 10th Floor City Hall, 124 W. Michigan, Lansing, Michigan in consideration of the finding and order of the Lansing Demolition Hearing Board Officer regarding the structure at 214 Lathrop Street to give the owner, or the owner's agent, the opportunity to appear and show cause why the building should not be demolished or otherwise made safe; and to approve, disapprove, or modify the order of the hearing officer to demolish or make safe the subject structure.

BE IT FINALLY RESOLVED that the Lansing City Council requests that the Code Enforcement Lead Housing Inspector notify the owner of said property of the opportunity to appear and present testimony at the hearing, as required by law.

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XIII B. 3 a.

BY COMMITTEE _____
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Tri-County Aging Consortium, known as Tri-County Office on Aging, produced the Fiscal Year 2018 Annual Implementation Plan as required by the Older Americans Act and the Older Michiganians Act; and

WHEREAS, Lansing City Council has reviewed the Tri-County Office on Aging's Fiscal Year 2018 Annual Implementation Plan;

THEREFORE BE IT RESOLVED that the Lansing City Council approves said document as presented.

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PASSAGE OF ORDINANCE

An Ordinance of the City of Lansing, Michigan, to amend the Lansing Codified Ordinances by amending Chapter 1442. Signs, Section 1442.15 Window Signs; Permitted Zoning Districts

Is read a second time by its title. The Ordinance was reported from the Committee on PUBLIC SAFETY] and is on the order of immediate passage.

COUNCIL MEMBER	YEAS	NAYS
BROWN CLARKE	☐	☐
DUNBAR	☐	☐
HOUGHTON	☐	☐
HUSSAIN	☐	☐
SPITZLEY	☐	☐
WASHINGTON	☐	☐
WOOD	☐	☐
YORKO	☐	☐

☐ ADOPTED

☐ FAILED

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ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, TO AMEND THE LANSING CODIFIED ORDINANCES BY AMENDING CHAPTER 1442. – SIGNS, SECTION 1442.15. – WINDOW SIGNS; PERMITTED ZONING DISTRICTS.

THE CITY OF LANSING ORDAINS:

Section 1. That Chapter 1442 – Signs, Section 1442.15 – Window Signs; permitted Zoning Districts, of the Code of Ordinances of the City of Lansing, Michigan by and is hereby amended to read as follows:

Window signs are permitted in office, commercial, wholesale and industrial zoning districts.

(a) *SIZE*. WINDOW SIGNS SHALL NOT EXCEED 20 PERCENT OF THE WINDOW AREA FROM WHICH THE SIGN CAN BE SEEN FROM THE EXTERIOR OF THE BUILDING. ALL MOUNTING HARDWARE AND EQUIPMENT SHALL BE CONCEALED FROM THE EXTERIOR VIEW OF THE BUILDING.

(b) *EXCEPTIONS*. BUILDINGS THAT ARE USED FOR A PUBLIC PURPOSE AND ARE OWNED OR ENTIRELY OCCUPIED BY THE UNITED STATES FEDERAL GOVERNMENT, STATE OF MICHIGAN OR THE CITY OF LANSING AND ANY OF ITS AGENCIES, DEPARTMENTS OR INSTRUMENTALITIES ARE EXEMPT FROM THE DIMENSIONAL REQUIREMENTS OF THIS CHAPTER. THE DIRECTOR OF THE DEPARTMENT OF PLANNING AND NEIGHBORHOOD DEVELOPMENT SHALL HAVE SOLE AUTHORITY TO APPROVE OR DENY SIGNS FOR ENTITIES SEEKING A VARIANCE AFTER REVIEWING THE PROPOSED SIGNS' COMPATABILITY WITH THE SURROUNDING AREA AND THE GOALS EXPRESSED IN THIS CHAPTER.

Section 2. All ordinances, resolutions or rules, parts of ordinances, resolutions or rules inconsistent with these provisions are repealed.

Section 3. Should any section, clause or phrase of this ordinance be declared to be invalid, the same shall not affect the validity of the ordinance as a whole, or any part thereof other than the part so declared to be invalid.

Section 4. This ordinance shall take effect of the 30th day after enactment unless given immediate effect by City Council.

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Approved as to Form:

City Attorney

Dated: _____

PASSAGE OF ORDINANCE

Amendments to Liquor License Ordinance Chapter 830, Section 830.06 regarding criteria for revocation or objection to transfer, issuance or renewal of licenses to permit the sale of beer and wine and/or spirits on premises

Is read a second time by its title. The Ordinance was reported from the Committee on GENERAL SERVICES and is on the order of immediate passage.

COUNCIL MEMBER	YEAS	NAYS
BROWN CLARKE	☐	☐
DUNBAR	☐	☐
HOUGHTON	☐	☐
HUSSAIN	☐	☐
SPITZLEY	☐	☐
WASHINGTON	☐	☐
WOOD	☐	☐
YORKO	☐	☐

☐ ADOPTED

☐ FAILED

DRAFT

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, TO AMEND
CHAPTER 830, SECTION 830.06 OF THE LANSING CODIFIED ORDINANCES
PROVIDING CRITERIA FOR REVOCATION OR OBJECTION TO TRANSFER, ISSUANCE
OR RENEWAL OF LICENSES TO PERMIT THE SALE OF BEER AND WINE AND/OR
SPIRITS ON PREMISES.

THE CITY OF LANSING ORDAINS:

Section 1. That Section 830.06 of the Codified Ordinances of the City of Lansing,
Michigan, be and is hereby amended to read as follows:

830.06. Criteria for revocation or objection to transfer, issuance or renewal.

Upon determination of the existence of any one or more of the following elements or
grounds, the City may recommend revocation of an already existing license or object to the
transfer, issuance or renewal of a license:

- (a) A person whose license, under this chapter or any State law, has been revoked for
cause in the three years preceding the date of application for a new license or transfer or
an existing license;
- (b) A person who, at the time of application or renewal of any license already issued
under this chapter, would not be eligible for such license upon a first application, as
determined by any State or local law;
- (c) A copartnership, unless all of the members of such copartnership qualify to obtain a
license. A limited partnership shall not be disqualified from being issued or holding a
license, as long as all general partners are qualified to obtain such a license-;

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- (d) A corporation if any officer, manager or director thereof, or a stock owner or stockholders owning in the aggregate more than five percent **(5%)** of the stock of such corporation, would not be eligible to receive a license under this chapter for any reason;
- (E) A person who has been convicted of a violation of any ~~F~~federal or ~~S~~state law concerning the manufacture, possession or sale of alcoholic liquor or a controlled substance, where such violation occurred on the licensed premises;
- (F~~g~~) Any premises where there exists a violation of any applicable City building, electrical, mechanical, plumbing or fire code or any City zoning law, or of any applicable public health law or regulation, any ~~State~~ MICHIGAN Liquor Control Commission rule or regulation of any other applicable City ordinance or ~~S~~state law;
- ~~(h) Any premises where the applicant or licensee suffers or allows or intends to allow in or upon the premises a person who exposes to public view any pubic region, anus or genitals, as well as other types of nudity prohibited by statute or local ordinance. No on-premises licensee shall suffer or allow in or upon the licensed premises the showing of films, television slides or other electronic reproduction depicting scenes wherein any person exposes to the public view any pubic region, anus or genitals, as well as other types of nudity prohibited by statute or local ordinance. This prohibition does not apply to any publicly broadcast television transmission from a Federally licensed station.~~
- ~~(i) Any premises where the applicant or licensee suffers or allows or intends to allow in or upon the premises a person who performs, or simulates performance of, the following explicit sexual activities: sexual intercourse, masturbation, sodomy, bestiality, fellatio or cunnilingus. No on-premises licensee shall suffer of allow in or upon the licensed premises the showing of films, television slides or other electronic reproduction depicting~~

~~scenes wherein a person performs, or simulates performance of, the following explicit sexual activities: sexual intercourse, masturbation, sodomy, bestiality, fellatio or cunnilingus. This prohibition shall not apply to any publicly broadcast television transmission from a Federally licensed station.~~

(G) Any premises where it is determined by Council that the premises do not, or will not reasonably soon after the commencement of operations, have adequate off-street parking, lighting, refuse disposal facilities, screening and noise control, or where a nuisance does or will exist as determined by applicable City ordinances;

(H) If Council determines that the proposed location is inappropriate, considering the desirability of establishing a location in developed, commercial areas in preference to isolated, undeveloped areas; traffic safety; accessibility to the site from abutting roads; capability of abutting roads to accommodate such commercial activity; distance from public or private schools for minors; proximity of an inconsistent zoning classification; and accessibility from primary roads or State highways;

(I) If the applicant or licensee owes personal OR REAL property taxes; ~~or~~, SPECIAL ASSESSMENTS, SEWER OR WATER CHARGES THAT ARE DELINQUENT FOR THE PREMISES;

(J) If the applicant or licensee has filed an application containing false information with the City Clerk.

Section 2. All ordinances, resolutions or rules, parts of ordinances, resolutions or rules inconsistent with the provisions hereof are hereby repealed.

Section 3. Should any section, clause or phrase of this ordinance be declared to be invalid, the same shall not affect the validity of the ordinance as a whole, or any part thereof other than the part so declared to be invalid.

Section 4. This ordinance shall take effect on the 30th day after enactment, unless given immediate effect by City Council.

Approved as to form:

City Attorney

Dated: _____

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Chris Swope
Lansing City Clerk

July 28, 2017

Members of the Lansing City Council
10th Floor City Hall
Lansing, MI 48933

Dear Councilmembers:

The Minutes from the Meetings of the following Boards, Commissions, and Authorities of the City of Lansing were placed on file in the City Clerk's Office and are available for review in the City Clerk's Office and at the following website: <http://lansingmi.gov/AgendaCenter>

BOARD NAME

DATE OF MEETING

Board of Public Service

June 8, 2017

Board of Review

December 13, 2017

Demolition Board

January 26, 2017

Downtown Lansing Inc.

January 12, 2017

Police and Fire Retirement System

January 17, 2017

Board of Water and Light Board of Commission Minutes for May 23, 2017 are available at: <https://www.lbwl.com/About-the-BWL/Board-Meetings/Board-Meeting-Agendas,-Minutes,-and-Packets/>

If my staff or I can provide further assistance or information relative to the filing of these minutes, please contact us at 483-4131.

Sincerely,

A handwritten signature in cursive script that reads "Chris Swope".

Chris Swope, CMC, CMMC
Lansing City Clerk

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

Resolved by the City Council of the City of Lansing that a public hearing be set for Monday, , 2017, at 7 p.m. in City Council Chambers, Tenth Floor, Lansing City Hall, 124 West Michigan Avenue, Lansing, Michigan, for the purpose of approving and/or opposing the Ordinance for rezoning:

Z-5-2017: 1024 Lake Lansing Road, Rezoning from “B” Residential District to “F-1” Commercial District

INTRODUCTION OF ORDINANCES

The following ordinance of the City of Lansing, Michigan, providing that the Code of Ordinances be amended by providing for the rezoning of property located in the City of Lansing, Michigan, and for the revision of the district maps adopted by Section 1246.02 of the Code for property located at:

Z-5-2017: 1024 Lake Lansing Road, Rezoning from “B” Residential District
to “F-1” Commercial District

was introduced by the Committee on Development & Planning, read a first and second time by its title and referred to the Committee on Development and Planning.

CITY OF LANSING
NOTICE OF PUBLIC HEARING

Z-5-2017, 1024 Lake Lansing Road

Rezoning from “B” Residential District to “F-1” Commercial District

The Lansing City Council will hold a public hearing on Monday, _____, 2017 at 7:00 p.m. in Council Chambers, 10th Floor, Lansing City Hall, 124 W. Michigan Avenue, Lansing, Michigan to consider Z-5-2017. This is a request by Mendeep Singh to rezone the property at 1024 Lake Lansing Road from “B” Residential District to “F-1” Commercial District. The purpose of the rezoning is to permit a medical marijuana dispensary on the subject property.

For more information, please call Lansing City Council at 517-483-4177. If you are interested in this matter, please attend the public hearing or send a representative. Written comments will be accepted between 8 a.m. and 5 p.m. on City business days if received before 5 p.m., Monday, _____, 2017 at the City Clerk’s Office, Ninth Floor, City Hall, 124 West Michigan Ave., Lansing, MI 48933 or email city.clerk@lansingmi.gov.

Chris Swope, City Clerk

ORDINANCE # _____

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, PROVIDING FOR THE REZONING OF A PARCEL OF REAL PROPERTY LOCATED IN THE CITY OF LANSING, MICHIGAN AND FOR THE REVISION OF THE DISTRICT MAPS ADOPTED BY SECTION 1246.02 OF THE CODE OF ORDINANCES.

The City of Lansing ordains:

Section 1. That the district maps adopted by and incorporated as Section 1246.02 of the Code of Ordinances of the City of Lansing, Michigan be amended to provide as follows:

To change the zoning classification of the property described as follows:

Case Number: Z-5-2017

Parcel Number: 33-01-01-03-379-002

Legal Descriptions: Lot 6, except parts used for street purposes; Blackwood Subdivision, City of Lansing, Ingham County, MI, from "B" Residential district to "F-1" Commercial district

Section 2. All ordinances or parts of ordinances inconsistent with the provisions hereof are hereby repealed.

Section 3. This ordinance was duly adopted by the Lansing City Council on _____, 2017, and a copy is available in the office of the Lansing City Clerk, 9th Floor, City Hall, 124 W. Michigan Avenue, Lansing, MI 48933.

Section 4. This ordinance shall take effect upon the expiration of seven (7) days from the date this notice of adoption is published in a newspaper of general circulation.

GENERAL INFORMATION

APPLICANT/OWNER: Mandeep Singh
1020 Lake Lansing Road
Lansing, MI 48906

REQUESTED ACTIONS: Rezone 1024 Lake Lansing Road from "B" Residential District to "F-1" Commercial District

EXISTING LAND USE: Vacant Commercial Building (Former Babe's Party Store)

EXISTING ZONING: "B" Residential District

PROPOSED ZONING: "F-1" Commercial District

PROPERTY SIZE: 3,025 square feet - .069 acres

SURROUNDING LAND USE: N: Residential
S: Residential
E: Plumbing & Heating Co./Residential
W: Residential

SURROUNDING ZONING: N: "B" Residential District
S: "B" Residential District
E: "B" Residential District
W: "C" Residential District

MASTER PLAN: The Design Lansing Comprehensive Plan designates the subject property for "Medium-Low Density Residential" land use. Lake Lansing Road is designated as a collector road. New York Avenue is designated as a local road.

DESCRIPTION:

Z-5-2017. This is a request by Mendeep Singh to rezone the property at 1024 Lake Lansing Road from "B" Residential District to "F-1" Commercial District. The purpose of the rezoning is to permit a medical marijuana dispensary in the building at this location.

AGENCY RESPONSES

Building Safety: The BSO has no objections to the rezoning.

Development Office:

Parks & Recreation:	No comments.
Forestry:	There is one existing right-of-way tree on the New York side of this property. It is in fair to good condition. I did not find any request to remove it or to expand the existing drive approach. Therefore, I have no issues with the rezoning.
Public Service:	No comments regarding this zoning change.
Traffic Engineer:	

Background Information

The subject property contains a 1,894 square foot commercial building that was constructed in 1937 and has continuously been used as a neighborhood convenience store until very recently. In the early to middle part of the 20th century it was very common to have neighborhood stores so that residents had convenient access to basic goods such as milk, bread and eggs since most families at that time did not have more than one vehicle. While the area is primarily characterized by residential land uses, there is a commercial building, also constructed in 1937, to the east that is being used as a plumbing and heating business. Both of these sites are zoned "B" Residential. The first Zoning Ordinance in the City of Lansing was adopted in 1941 which is why these two buildings were able to be constructed despite the residential zoning designation.

The primary reason the applicant is requesting the rezoning is to permit a medical marijuana dispensary in the existing building at 1024 Lake Lansing Road. There are 2 drafts of an ordinance regulating medical marijuana dispensaries being considered by the City Council at this time. While it is acknowledged that the City is still in the process of developing an ordinance to regulate such facilities, the subject property is not within 1000 feet of any churches, schools, parks, child care centers or any other uses that may disqualify it from being used as a dispensary based on the ordinance drafts that have been considered thus far.

The other reason why the applicant is requesting the rezoning is to bring the commercial building on the subject property into compliance with the Zoning Ordinance. As a commercial building in a residential zoning district, it is considered nonconforming which means that:

- * If the building is damaged beyond 50% of its pre-catastrophic value, it could not be rebuilt except in conformance with the current zoning designation (single family residential).
- * The applicant is limited to 35% of the value of the building that can be put into it for repairs, improvements, etc.

The rezoning would bring the building into compliance with the Zoning Ordinance so that the applicant's investment is protected and the building can be improved without any monetary restrictions.

COMPATIBILITY WITH SURROUNDING LAND USE:

The property itself at 1024 Lake Lansing Road will remain exactly the same (no new construction) and will continue to be used for retail purposes. Under the proposed medical marijuana ordinance, the site would qualify for use as a medical marijuana dispensary and thus, the rezoning will not change the essential character of the area. It must be noted that the proposed ordinance is a work in progress and is subject to changes which may affect the applicant's ability to use the property for a medical marijuana dispensary, even if the rezoning were to be approved.

While the applicant is requesting the rezoning, in part, to permit a medical marijuana dispensary in the building at 1024 Lake Lansing Road, a rezoning should be considered based on any of the uses that would be permitted under the proposed zoning designation. The "F-1" Commercial district permits general retail uses, offices, restaurants, gas stations and a variety of other commercial uses. Since the subject property is very small and only contains enough parking to accommodate 4 vehicles, the allowable uses for the site will be limited.

COMPLIANCE WITH MASTER PLAN:

The Design Lansing Comprehensive Plan designates the subject property for "Medium-Low Density Residential" land use. While rezoning the subject property to "F-1" Commercial is not consistent with the specific land use designation being advanced in the Master Plan, it is consistent with some of its primary goals. These include concentrating commercial land uses along corridors, such as Lake Lansing Road, that are designed to carry a relatively high volume of traffic and providing walkable access to goods and services so that residents of the area can be less dependent on automobiles.

IMPACT ON VEHICULAR AND PEDESTRIAN TRAFFIC:

It is not anticipated that the proposed rezoning will negatively impact vehicular or pedestrian traffic in the area. The subject property is located on Lake Lansing Road which is a collector road designed to carry a fairly high volume of traffic. The vast majority of the convenience store customers walk, rather than drive to the site. In fact, aside from a few employee parking spaces behind the building, there is no off-street parking on the property. Given the lack of parking, even if a medical marijuana dispensary were to be located in the building, it would not likely generate much additional vehicular traffic as it would primarily be intended to serve medical marijuana patients in the surrounding area.

IMPACT ON PUBLIC FACILITIES:

The site is already served by all necessary public facilities. No changes are proposed for the site.

ENVIRONMENTAL IMPACT:

The proposed rezoning will have no environmental impacts as the site is already developed and no new construction is proposed.

IMPACT ON FUTURE PATTERNS OF DEVELOPMENT:

Approval of the requested rezoning is not anticipated to have any negative impacts on future patterns of development in the area. With the exception of the commercial property to the east, there would be no basis for rezoning any of the other properties in the immediate surrounding area as they are all zoned and being used for residential purposes. The only basis for rezoning the subject property is that it is already a commercial building and the rezoning will merely bring it into compliance with the Zoning Ordinance.

SUMMARY

This is a request by Mendeep Singh to rezone the property at 1024 Lake Lansing Road from “B” Residential District to “F-1” Commercial District. The purpose of the rezoning is to permit a medical marijuana dispensary in the building at this location.

The findings of fact as outlined in this staff report support a positive recommendation for the requested rezoning. The proposed rezoning will be consistent with the existing land use pattern in the area and with the goals of the Design Lansing Comprehensive Plan. Additionally, the proposed rezoning will have no negative impacts on traffic patterns, the environment or future patterns of development in the area.

RECOMMENDATION

Pursuant to the findings described above, the following recommendation is offered for the Planning Board’s consideration:

Z-5-2017 be approved to rezone the property at 1024 Lake Lansing Road from
“B” Residential District to “F-1” Commercial District.

Respectfully Submitted,

Susan Stachowiak
Zoning Administrator

25-2017

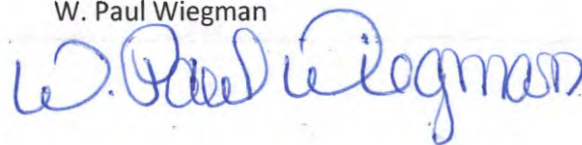
7-5-17

To Whom it may concern:

On behalf of Wiegman Company , 1100 Lake Lansing Road, Lansing, Michigan, we welcome the opening of a marijuana dispensary in the area. It avoids a building being vacant and run down while adding the addition of a new establishment. Hopefully, it may bring in new clientele for existing businesses in the area as well that may not have been available prior to now.

Sincerely,

W. Paul Wiegman

A handwritten signature in blue ink that reads "W. Paul Wiegman". The signature is stylized with a large, looped "W" and a cursive "P" and "W".

W. Paul Wiegman

STEVEN J SARDER
1016 Lake Lansing Rd
Lansing, Mi. 48906

517-404-8839

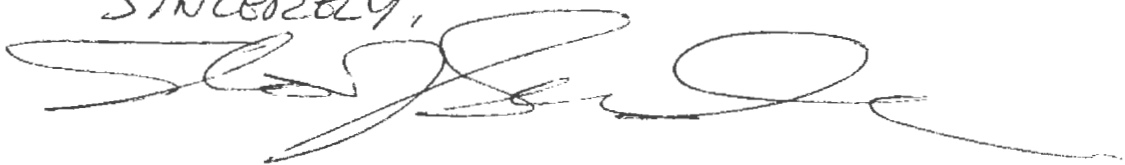
JULY 4, 2017

TO WHOM THIS MAY CONCERN;

I AM THE OWNER OF THE PROPERTY
LOCATED AT 1016 LAKE LANSING
ROAD IN LANSING. RECENTLY, I
RECEIVED A LETTER FROM THE CITY
REGARDING REZONING.

I HAVE NO OBJECTION TO REZONING
FROM B TO F-1 IN THE MATTER OF Z-5-2017
1024 LAKE LANSING ROAD. I UNDER-
STAND THAT THE PURPOSE OF THE
REZONING IS TO PERMIT A MEDICAL
MARIHUANA PROVISIONING CENTER.

SINCERELY,



STEVEN J SARDER

4 JULY 2017

June 21, 2017

City of Lansing Planning Office, Dept. of Planning & Neighborhood Development
Suite D-1, 316 N. Capital Ave
Lansing, Michigan 48933

Attn: 1024 Lake Lansing Rd/ rezoning/ medical marijuana dispensary

To whom this may concern:

My family and I have been long time residents of this neighborhood for over 30 years! A couple weeks before your post card arrived to residents in the area, about the information of rezoning 1024 Lake Lansing road. We had been aware that the owner Mendeep Singh at 1024 Lake Lansing rd had already started the transition of turning his party store into a medical marijuana dispensary. This was alarming to our fellow neighbors due to the fact that approval was not authorized by the City of Lansing. When Mr. Singh has already cleared, closed his doors, and started construction.

During my 30 years in the neighborhood I have witnessed people come and go, owners of the party store sell from person to person. The party store has been a hot spot for illegal activity for decades. As a neighborhood watch advisor, our local L.P.D has been notified by myself and other residents over the years of the drug activity and crime in that specific area. During Mr. Singh taking over of the party store, his teenage son has brought in illegal activity from dealings of drug sales inside the store, to purchasing stolen goods from drug addicts that frequent the area.

This party store has been a meeting grounds for Illegal drug sales. I have called the police a handful of times within the last several years, due to drive by shootings, and or young kids/guys running down the road with guns shooting at people.

- Last summer there were two incidents where a drug deal went bad, and a vehicle was shot up. I was able to witness this, and called for help. The suspects were never found.
- Another occasion, a man walked past our home with a "Assault rifle" headed down to the store and shot up a home located behind the store.
- Another vivid incident happened to one of our local neighborhood kids, Alex Torrez. He was brutally beaten at the footsteps of the corner store by some thugs, and put into a coma. When the owners Mr. Singh were questioned by police of Mr. Torrez beating, they refused to corporate and claimed their surveillance videos were fakes.
- Then there are the neighborhood addicts who walk down to the corner store to score their drugs. This occurs all day long, and consistently gets worse in the summer months. With a list of names provided to the L.P.D, there was never anything done to combat this issue either.

Since the closing a couple weeks ago of Mr. Singh store, our neighborhood has noticed positive change! The vehicle traffic has reduced tremendously, it is actually peaceful in the area, and the walking traffic from the neighborhood alcoholics and addicts has diminished dramatically. Most importantly there has been **NO CRIME** coming from the store.

Now the question at hand is why does the City of Lansing feel the importance to bring in crime to the neighborhoods? Knowing that research has proven, that drugs are linked to crime. Knowing that a Marijuana dispensary in the heart of a low poverty areas, is going to not bring in only Marijuana, but Heroin, crack, and other illegal drugs. Throughout the city of Lansing Marijuana dispensaries are being pushed into low-income, minority areas, and less affluent neighborhoods. Does the city of Lansing truly believe any other high prominent neighborhood such as Groesbeck or Delta River drive is going to allow for dispensaries to come into their neighborhoods? NO! What makes low-income areas, more vulnerable? We also pay our taxes, and fight for safe neighborhoods; we don't want dispensaries popping up on every corner, near play grounds, elementary schools, or near our homes.

Drugs and crime are complex, it has been proven that drugs and crime are directly and highly correlated. Serious drug use can amplify and perpetuate criminal activity. Drugs are linked to violent offences, driving offences, gangs, B&E, and stealing. Our neighborhoods are also at risk of federal officials conducting raids on the business, do our children, families, and elderly need to witness this? NO! We are also at risk for break- ins of the dispensary, house break-ins, violent assaults, etc.

Since 2015 local dispensaries have been robbed frequently, and federal agency has raided multiple dispensaries throughout the City of Lansing. According to our local crime mapping from L.P.D <https://www.crimemapping.com/map/agency/197>, there were 229 reported crimes within a 2 mile radius of Mr. Singh store. This is not something to take lightly given the small 2 mile radius area.

It's evident there is a crime issue, linked to drugs. WLNS announced on 06/21/2017 that the City of Lansing is 1-12 cities that is granted Justice Department aid to fight crime in our city? <http://wlns.com/2017/06/20/lansing-11-other-cities-to-receive-justice-department-aid-to-fight-crime/>

Another solution at hand is the number of local dispensaries in commercial areas close by. It is only a **10 minute walk, exactly 0.5 mile**, not even a full mile to one of many dispensaries located on North Larch street. I can drive up Larch Street a few miles and count more than a hand full of dispensaries.

According to weedmaps <https://weedmaps.com/listings/in/lansing-north>, in North Lansing there are 25 local dispensaries in a 2-3 mile radius, not including in home cultivation locations. If someone is **Truly** interested in purchasing their drugs, they can walk a very short distance or drive, a ½ mile to be exact, up the road to more than a dozen dispensaries!

I am all for medical marijuana, and the right for patients to get the medication they need. There is a time and a place for these things. A residential neighborhood is **NOT** the place for a dispensary. The City lining their pockets to promote Marijuana dispensaries in residential neighborhoods to gain more tax revenue is uncalled for. I can vouch for all the elderly and disabled neighbors that might not be able to attend this meeting set for July 5, 2017 that it's not wanted in the area. Many people are unable to voice their opinions on this situation. I hope I am able to bring some light to the situation, and speak for all my fellow neighbors.

Cons of a dispensary in a residential neighborhood

- Cripples real-estate market, lower values on homes
- Fuels supply for under-age youth
- Accounts for drug trafficking
- Crime rates increase
- Gang activity becomes more relevant
- Federal laws are being broken, sets a bad precedent for our neighborhood
- Poverty and low income neighborhoods are at risk for inviting Dispensaries into the area, instead of keeping it commercial as it should be
- Fuels other illegal, dangerous drug activity such as heroin, crack, etc.
- And the list can go on.....

Kind regards,



Angela Detzler- A.A/ B.A in Juvenile Justice & Criminal Justice

1111 David Street
Lansing, Michigan 48906
detzlerangela@yahoo.com

CC: Lansing Police Department



Legend

roads_final

Tax Parcels

A Residential-Single

B Residential-Single

C Residential-2 Unit

NONE

CUP Community Unit Plan

D-1 Professional Office

D-2 Residential/Office

DM-1 Residential-Multiple

DM-2 Residential-Multiple

DM-3 Residential-Multiple

DM-4 Residential-Multiple

E-1 Apartment Shop

E-2 Local Shopping

F Commercial

F-1 Commercial

G-1 Business

G-2 Wholesale

H Light Industrial

I Heavy Industrial

J Parking

ROW Right of Way

City of Lansing Zoning Map





Lake Lansing Rd

1024 Lake Lansing

New York Ave



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XV B 1.

RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
LANSING

SHELLY EDGERTON
DIRECTOR

July 25, 2017

Pizza Hut of America, LLC
(A Delaware Limited Liability Company)
c/o Adena Santiago
(email: asantiago@buchmanlaw.com)

RID #902199 (MASTER FILE)

Reference/Transaction: Transfer all membership interest through merger from existing member Pizza Hut, Inc. to Pizza Hut, LLC; and by dropping existing member Pizza Hut, LLC and adding new member Pizza Hut Holdings, LLC; and as a result new member Pizza Hut Holdings, LLC will hold 100% membership interest, in conjunction with various 2017 escrowed Resort Class C, Class C, SDM & Tavern licensed businesses located at various locations. (8 locations)

Please let this letter serve as notice the Michigan Liquor Control Commission has referred your application to our Enforcement Division for investigation of your request.

Applicant/Licensee: Pizza Hut of America, LLC (A Delaware Limited Liability Company)

Business address and phone number: 3409 Owen Rd., Fenton, MI. 48430, Genesee County (B) 810-750-2700(**MASTER FILE**)

9430 Lapeer Rd., Davison, MI. 48423, Davison Township, Genesee County (B) 810-658-0008

1516 N Saginaw Rd., Midland, MI. 48640, Midland County (B) 989-839-9939

3199 Bay Rd., Saginaw, MI. 48603, Saginaw Township, Saginaw County (B) 989-790-3390

1216 S. Mission St., Mt. Pleasant, MI. 48858, Isabella County (B) 989-773-6161

6200 S. Cedar St., Lansing, MI. 48911, Ingham County (B) 517-393-9935

2601 Center Ave., Bay City, MI. 48708, Bay County (B) 989-894-0687

G-3326 Miller Rd., Flint, MI. 48503, Flint Township, Genesee County (B) 810-733-1671

Home address and phone number of partner(s)/subordinates: Attorney Adena M. Santiago, 510 Thornall Street, Suite 200, Edison, NJ. 08837 (B) 732-986-9862

As part of the licensing process, an investigation is required by the Michigan Liquor Control Commission Enforcement Division. The Enforcement investigation will be conducted from the following designated District Office:

Lansing District Office (866) 813-0011

You may contact your designated District Office regarding any appointments or questions on documentation requested by the Investigator. **Failure to provide requested information or to keep scheduled appointments will cause the application to be returned to the Lansing office for cancellation.**

Since this request is a transfer under MCL 436.1529(1), approval of the local unit of government is not required. However, a copy of this notice is also being provided to **Local Governmental Unit** should they wish to submit an opinion on the application or advise of any local non-compliance issues.

Under administrative rule R 436.1105, the Commission shall consider the opinions of the local residents, local legislative body, or local law enforcement agency with regard to the proposed business when determining whether an applicant may be issued a license or permit.

Under administrative rule R 436.1003, the licensee shall comply with all state and local building, plumbing, zoning, sanitation, and health laws, rules, and ordinances as determined by the state and local law enforcements officials who have jurisdiction over the licensee. The licensee must obtain all other required state and local licenses, permits, and approvals before using this license for the sale of alcoholic liquor. Approval of this license by the Michigan Liquor Control Commission does not waive any of these requirements.

MICHIGAN LIQUOR CONTROL COMMISSION
Retail Licensing Division
(866) 813-0011

cc: Fenton City Council
Davison Township Board
Midland City Council
Saginaw Township Board
Mt. Pleasant City Council
Lansing City Council
Bay City City Council
Flint Township Board