

**CHARTER TOWNSHIP OF GARFIELD
TOWN BOARD MEETING
November 10, 2020**

Supervisor Chuck Korn called the Town Board Meeting to order on November 10, 2020 at 6:00 p.m.

Pledge of Allegiance

Roll call of Board Members

Present: Jeane Blood Law, Steve Duell, Dan Walters, Lanie McManus, Molly Agostinelli, and Chuck Korn

Absent and Excused: Denise Schmuckal

1. Public Comment (6:00)

None

2. Review and Approval of the Amended Agenda - Conflict of Interest (6:01)

Agostinelli moved and Walters seconded to approve the agenda as presented.

Yeas: Agostinelli, Walters, Duell, Blood Law, McManus, Korn

Nays: None

3. Consent Calendar (6:01)

a. Minutes

October 27, 2020 Regular Board Meeting

October 27, 2020 Special Board Meeting

(Recommend Approval)

b. Bills

General Fund

\$265,459.79

(Recommend Approval)

c. PD Report 2020-152 – Oakleaf Village of Garfield Township PUD Final Review – Schedule for public hearing on December 8, 2020.

Duell moved and Blood Law seconded to approve the consent calendar as presented.

Yeas: Duell, Blood Law, Agostinelli, McManus, Walters, Korn

Nays: None

4. Items Removed from the Consent Calendar

None

5. Correspondence (6:03)

- a. Grand Traverse Conservation District – October 2020 Report

6. Reports**a. Sheriff's Report (6:03)**

Lt. Chris Oosse reviewed October's statistics with board members. He added that the presidential rallies kept the department very busy but there were no incidents reported. The bike patrol was well received by the public over the summer months.

b. Parks and Rec Report (6:06)

The report was submitted in writing and Korn pointed out that the parking lot at the YMCA could not be completed this fall, but some preliminary work may be done.

c. Treasurer's Report (6:06)

Blood Law reported that the revenue sharing was in line with the budget at this time.

d. Clerk's Report (6:07)

McManus reported that the election went very well and voter turnout was excellent. She will bring budget adjustments to the next meeting.

e. Supervisor's Report (6:09)

Korn reported that he met with the incoming drain commissioner and the outgoing drain commissioner and township engineers to ensure that everyone was in agreement about the Cass Road Drainage District going forward.

7. Unfinished Business**a. Public Hearing – Consideration of resolution 2020-25-T, a resolution amending the Municipal Ordinance No. 37 – Violations Bureau (6:11)**

Korn opened the Public Hearing at 6:12pm and seeing no one wishing to speak, closed the public hearing.

Duell moved to adopt Resolution 2020-25-T, amending Ordinance No. 37, as attached to this Zoning Department Report dated November 4, 2020. Blood Law seconded the motion.

*Yeas: Duell, Blood Law, Agostinelli, Walters, McManus, Korn
Nays: None*

- b. **Public Hearing – Consideration of resolution 2020-26-T, a resolution adopting Ordinance No. 75 – DAS/Small Cell Wireless Facilities (6:13)**
 Zoning Administrator Mike Green said that an updated resolution is before board members. He made changes based on feedback from board members and the Township Engineer. Green reviewed the important changes with board members including added requirements for application items language requiring bonds and annual rates. Korn opened the Public Hearing at 6:24pm and seeing no one wishing to speak, closed the Public Hearing.

Agostinelli moved and Walters seconded to adopt Resolution 2020-26-T adopting ordinance No. 75, as attached to this Zoning Department Report dated November 4, 2020.

*Yeas: Agostinelli, Walters, Blood Law, Duell, McManus, Korn
 Nays: None*

8. New Business

- a. **Consideration of resolution 2020-24-T, a Resolution for Approving Financial Institutions which the Township Treasurer will do business with 2021 (6:25)**

Duell moved and Agostinelli seconded to adopt Resolution 2020-24-T, a Resolution for Approving Financial Institutions which the Township Treasurer will do business with in 2021.

*Yeas: Duell, Agostinelli, Walters, Blood Law, McManus, Korn
 Nays: None*

- b. **Consideration of request to add delinquent special assessments to winter tax roll (6:26)**

Agostinelli moved and Walters seconded to add delinquent special assessments to the winter tax roll.

*Yeas: Agostinelli, Walters, Duell, Blood Law, McManus, Korn
 Nays: None*

9. Public Comment: (6:27)

None

10. Other Business (6:28)

The Special Board Budget meeting will be rescheduled to November 18th at 4:00pm.

11. **Adjournment**

Korn adjourned the meeting at 6:32pm



Chuck Korn, Supervisor
Charter Township of Garfield
3848 Veterans Drive
Traverse City, MI 49686



Lanie McManus, Clerk
Charter Township of Garfield
3848 Veterans Drive
Traverse City, MI 49686

**CHARTER TOWNSHIP OF GARFIELD
GRAND TRAVERSE COUNTY, MICHIGAN**

MUNICIPAL ORDINANCE NO. 37 (Violations Bureau Ordinance): AMENDMENT NO. 1

RESOLUTION #2020-25-T

A RESOLUTION TO AMEND CHARTER TOWNSHIP OF GARFIELD MUNICIPAL ORDINANCE NO. 37 (Violations Bureau Ordinance):

WHEREAS Public Act No. 12 of 1994 authorizes the Charter Township of Garfield to establish a Municipal Ordinance Violations Bureau for the purpose of accepting admissions of responsibility for ordinance violations designated as municipal civil infractions for which municipal ordinance violation notice have been issued and served by duly authorized Township officials; collecting and retaining civil fines/costs for such violations; and repealing all conflicting ordinance or parts of ordinances; and

WHEREAS the Township would like to revise the schedule of civil fines and recognize court costs as being in addition to civil fines to ensure that fines collected through the Township Violations Bureau will mirror those collected through the court system; and

WHEREAS the Township would like to make other minor corrections to its Violations Bureau Ordinance; and

WHEREAS the Township Board, after a public hearing on November 10, 2020, recommended approval of the Amendment.

NOW, THEREFORE, THE CHARTER TOWNSHIP OF GARFIELD ORDAINS:

AMENDMENT NO. 1 TO CHARTER TOWNSHIP OF GARFIELD ORDINANCE NO. 37 (Violations Bureau Ordinance):

THAT SECTION 5. SCHEDULE OF CIVIL FINES/COSTS, BE AMENDED to read in its entirety as follows:

Unless a different schedule of fines is provided for by an applicable ordinance or resolution, the civil fines payable by persons served with municipal ordinance violations notices or civil infraction citations shall be determined pursuant to the following schedule:

1 st violation within 3-year period*	\$125.00
2 nd violation within 3-year period*	250.00
3 rd violation within 3-year period*	500.00
4 th or subsequent violation within 3-year period*	1,000.00

* Determined based on the date of violation(s)

In addition to the above-prescribed civil fines, costs in the amount of \$10.00 shall be assessed by the Bureau if the fine and costs are paid within 10 days of the date of service of the municipal ordinance violation notice. If the fine and costs are not paid within 10 days of the date of service of the municipal ordinance violation notice, costs of \$20.00 shall be assessed by the Bureau. Additional fines and costs may

be assessed by the courts having jurisdiction for municipal ordinance civil infraction citations in addition to the above-prescribed civil fines.

THAT **SECTION 10. EFFECTIVE DATE**, BE AMENDED to read in its entirety as follows:

This Ordinance shall take effect seven (7) days after publication as required by law following adoption by the Township Board. Effective Date: November 22, 2020.

CHUCK KORN, Supervisor
LANIE MCMANUS, Clerk

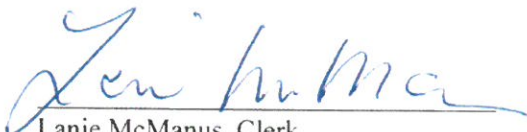
Moved: Steve Duell

Supported: Jeane Blood Law

Ayes: Duell, Blood Law, Agostinelli, Walters, McManus, Korn

Nays: None

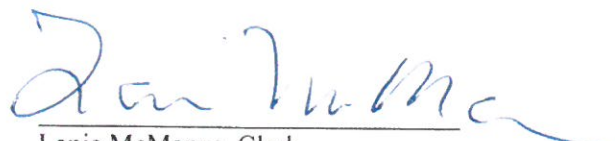
Absent and Excused: Denise Schmuckal

By: 
Lanie McManus, Clerk
Charter Township of Garfield

CERTIFICATE

I, Lanie McManus, Clerk of the Charter Township of Garfield, do hereby certify that the above is a true and correct copy of Resolution 2020-25-T which was adopted by the Township Board of the Charter Township of Garfield on the 10th day of November 2020. Amendment No. 1 to Garfield Township Municipal Ordinance No. 37 (Violations Bureau Ordinance) shall take effect upon the expiration of seven (7) days following publication.

Dated: 11/11/2020


Lanie McManus, Clerk
Charter Township of Garfield

**CHARTER TOWNSHIP OF GARFIELD
GRAND TRAVERSE COUNTY, MICHIGAN**

ORDINANCE NO. 75

RESOLUTION #2020-26-T

**A RESOLUTION TO ADOPT CHARTER TOWNSHIP OF GARFIELD
ORDINANCE NO. 75 (“DAS/Small Cell Wireless Facilities Ordinance”):**

At a regular meeting of the Charter Township of Garfield Board of Trustees held on November 10, 2020, at 6:00 p.m. at the Garfield Township Hall, 3848 Veterans Drive, Traverse City, Michigan, the following resolution was offered for adoption by motion of Molly Agostinelli, and supported by Dan Walters.

WHEREAS, pursuant to the Small Wireless Facilities Act, 2018 PA 365, MCL Sec.460.1301, et seq.) after a duly noticed public hearing held on the 10th day of November, 2020, the Charter Township of Garfield, by Resolution adopted the DAS/Small Cell Wireless Facilities Ordinance No. 75 to ensure compliance with 2018 PA 365 for proper review and approval of small cell wireless facilities to be in Township public rights-of-way;

NOW, THEREFORE, THE CHARTER TOWNSHIP OF GARFIELD ORDAINS:

CHARTER TOWNSHIP OF GARFIELD ORDINANCE NO. 75:

A. THAT Ordinance No. 75 BE ADOPTED to read in its entirety as follows:

**CHARTER TOWNSHIP OF GARFIELD,
GRAND TRAVERSE COUNTY**

**DAS/SMALL CELL WIRELESS FACILITIES ORDINANCE
ORDINANCE NO. 75**

**AN ORDINANCE REGULATING THE USE OF PUBLIC RIGHT-OF-WAY IN GARFIELD
TOWNSHIP FOR DAS/SMALL CELL/WIRELESS NETOWRK FACILITIES**

THE CHARTER TOWNSHIP OF GARFIELD ORDAINS:

Section 1. Definitions. For purposes of this section, the following terms and phrases shall be defined as follows:

“Act” means the Small Wireless Facilities Act, 2018 PA 365, MCL 460.1301, et seq., as the same may be amended from time to time.

“Antenna” means communications equipment that transmits or receives electromagnetic radio frequency signals used in the provision of wireless services.

“Applicant” means a wireless provider or wireless infrastructure provider that submits an application described in this article.

“Collocate” or “collocation” means to install, mount, maintain, modify, operate, or replace wireless facilities on or adjacent to a wireless support structure or utility pole. “Collocation” has a corresponding meaning.

“DAS/Small Cell/Wireless Network” shall mean any distributed antennae system or small cell communication or data wireless network.

“DAS/Small Cell/Wireless Facilities” or “DAS/Small Cell/Wireless Network Facilities” means a wireless facility that meets both of the following requirements:

- 1) Each antenna is not more than six cubic feet in volume.
- 2) All other wireless equipment associated with the facility is cumulatively not more than 25 cubic feet in volume. The following types of associated ancillary equipment are not included in the calculation of equipment volume: electric meters, concealment elements, telecommunications demarcation boxes, grounding equipment, power transfer switches, cut-off switches, and vertical cable runs for the connection of power and other services.

“Fee” means an authority one-time per small cell site charge for application processing.

“Rate” means an authority annual charge per site.

“Historic district” means an officially designated historic district.

“Make-ready work” means work necessary to enable an authority pole or utility pole to support collocation, which may include modification or replacement of utility poles or modification of lines.

“Micro wireless facility” means a small cell wireless facility that is not more than 24 inches in length, 15 inches in width, and 12 inches in height and that does not have an exterior antenna more than 11 inches in length.

“Ordinance” means this small cell wireless communications facilities deployment ordinance.

“Public right-of-way” or “ROW” means the area on, below, or above a public roadway, highway, street, alley, bridge, sidewalk, or utility easement dedicated for compatible uses. Public right-of-way does not include any of the following:

- 1) A private right-of-way.
- 2) A limited access highway.
- 3) Land owned or controlled by a railroad as defined in section 109 of the Railroad Code of 1993, 1993 PA 354, MCL 462.109.

“Public Utility” means a person, firm, corporation, municipal department or board which is authorized to furnish to the public electricity, natural gas, telephone, cable television, Internet, water, sewage disposal, or storm water disposal services and which has been granted a franchise by the Charter Township of Garfield.

“Utility pole” means a pole or similar structure that is or may be used to support small cell wireless facilities. Utility pole does not include a sign pole less than 15 feet in height above ground.

“Wireless facility” means wireless equipment, including, radio transceivers, antennas, coaxial or fiber-optic cable, regular and backup power supplies, and comparable equipment, regardless of technological configuration. Wireless facility does not include coaxial or fiber-optic cable between utility poles or wireless support structures.

“Wireless provider” is a regulated provider of telecommunications services and a "wireless infrastructure provider" is an installer of wireless equipment at small cell sites and, both terms are interchangeable terms for purposes of this article.

“Wireless services” means any services, provided using licensed or unlicensed spectrum, including the use of Wi-Fi, whether at a fixed location or mobile.

“Wireless support structure” means a freestanding structure designed to support or capable of supporting small cell wireless facilities. Wireless support structure does not include a utility pole.

“Wireline backhaul facility” means a facility used to transport services by wire or fiber-optic cable from a wireless facility to a network.

“Township” means the Charter Township of Garfield.

Section 2. License Agreement. No person shall install or operate, in whole or in part, DAS/Small Cell/Wireless Facilities or DAS/Small Cell/Wireless Network Facilities in a public right-of-way or other public place without first applying for and receiving a DAS/Small Cell/Wireless license from the Township in a form and subject to such terms and conditions as is acceptable to the Township. Nothing herein shall be interpreted to require the Township to issue such a license and the Township reserves to itself discretion to grant, deny or modify a request for such a license as it determines to be in the best interest of the Township and its citizens.

Section 3. METRO Act Permit. No Person shall install or operate “telecommunications facilities,” as defined in the Metropolitan Extension Telecommunications Rights-Of-Way Oversight Act, Act No. 48 of the Public Acts of 2002, as amended (the “Act”) without first obtaining a permit under the Act from the Township, including any part of a DAS/Small Cell/Wireless System constituting telecommunication facilities.

Section 4. Design Parameters. Where permitted by the Township, the following minimal design parameters shall apply to DAS/Small Cells/Wireless Network Facilities in public rights-of-way:

- A. The required map(s) for proposed DAS/Small Cell/Wireless Facilities shall be legible, to scale, labeled with streets, and contain sufficient detail to clearly identify the proposed DAS/Small Cells/Wireless Network Facilities’ locations and surroundings. Where applicable, the required map or list shall include and identify any requested pole heights(s).
- B. The maximum height of a pole or other supporting structure installed to accommodate a DAS/Small Cells/Wireless Network shall not exceed 40 feet.

- C. Unless otherwise permitted in Section 4.F, DAS/Small Cells/Wireless Facilities shall be located no closer than 18 inches from an existing sidewalk/face of curb or 18 inches from a proposed future sidewalk/face of curb location.
- D. Unless otherwise permitted in Section 4.F., DAS/Small Cells/Wireless Facilities shall be located no closer than 10 feet from any driveway.
- E. In residential areas, DAS/Small Cells/Wireless Facilities shall be in line with a side lot line whenever possible and not in front of a house.
- F. The licensee shall field-stake all proposed locations DAS/Small Cells/Wireless Facilities which shall be subject to the approval of the Township, Grand Traverse County Department of Public Works, Grand Traverse County Road Commission and/or the Michigan Department of Transportation as applicable. All approved DAS/Small Cells/Wireless Facilities' locations shall be on a per pole/equipment/other basis. Such approvals shall be memorialized by the Township and licensee.
- G. Once precise locations have been approved in accordance with Section 4.F, the licensee shall provide latitude and longitude coordinates for the DAS/Small Cells/Wireless Facilities' locations to the Township's Zoning Department.
- H. The licensee shall be responsible to obtain such other permits and approvals as required by law.

Section 5. Provider and Township responsibilities; application information; shot clocks; tolling; deemed appropriate; basis for denial; resubmittal; batch applications; application fees; micro wireless facility exemption; alternate siting decommissioning sites.

- A. This section applies to activities of a wireless provider within the public right-of-way
- B. Except as otherwise provided in Section 5.B(5) below, the provider/applicant shall seek an Township right-of-way access permit to collocate a small cell wireless facility or install, modify, or replace a utility pole on which a small cell wireless facility will be collocated as required of all ROW users. The processing of an application for such a permit is subject to all the following:
 - (1) In-kind contributions to the Township are not permitted in lieu of rates and fees described above unless all parties voluntarily agree in furtherance of the interests of both.
 - (2) The provider shall provide all the information and documentation required by the Township to enable the Township to make an informed decision regarding its criteria for authorizing ROW access including the following:
 - (a) A certificate of compliance with FCC rules related to radio frequency emissions from a small cell wireless facility.
 - (b) Proof of notification to every other affected public utility and all necessary permits, permit applications, or easements to ensure all necessary permissions for the proposed activity are obtained.

- (c) An attestation that the DAS/Small Cell/Wireless Network Facilities will be operational for use by a wireless services provider within one year after the permit issuance date. Failure to abide by this term shall result in termination of any permit issued in reliance on such attestation.
 - (d) An inventory of existing DAS/Small Cell/Wireless Network Facilities and existing coverage area within the Township.
 - (e) Written evidence demonstrating that no existing tower, pole, or other structure within 75 feet of each proposed DAS/Small Cell/Wireless Network pole can reasonably accommodate an antenna without significant costs to the wireless provider.
- (3) Within 25 days after receiving an initial application, the Township shall notify the applicant in writing whether the application is complete. If incomplete, the notice will delineate all missing documents or information. The notice tolls the running of the time for approving or denying an application under Section 5.B(8).
- (4) If the applicant makes a supplemental submission in response to the Township's notice of incompleteness, the Township will so notify the applicant in writing within ten days, delineating the previously requested and missing documents or information. The period for approval or denial is tolled in the case of second or subsequent notices under the procedures identified in Section 5.D.
- (5) The Township shall approve or deny the application and notify the applicant in writing within the following period after the application is received:
- (a) Collocation shot clock. For an application for the collocation of DAS/Small Cell/Wireless Network Facilities on a utility pole, 60 days, subject to the following adjustments:
 - i. Add 15 days if an application from another wireless provider was received within one week of the application in question.
 - ii. Add 15 days if, a timely extension is requested.
 - (b) New or replacement 40 foot pole and limited equipment. For an application for a new or replacement utility pole that meets the height requirements of Section 4.B and associated small cell facility, 90 days, subject to the following adjustments:
 - i. Add 15 days if an application from another wireless provider was received within one week of the application in question.
 - ii. Add 15 days if, a timely extension is requested.
 - iii. *Deemed approved.* A completed application is considered to be approved if not timely acted upon by the Township and, if the Township receives a notice not less than seven days before, the applicant may proceed with the work pursuant to this automatic approval.

- (6) Basis for denial. The Township may deny a completed application for a proposed collocation of a small cell wireless facility or installation, modification, or replacement of a utility pole that meets the height requirements in Section 4.B if the proposed activity would do any of the following:
- (a) Materially interfere with the safe operation of traffic control equipment or water/sewer infrastructure.
 - (b) Materially interfere with sight lines or clear zones for transportation or pedestrians.
 - (c) Materially interfere with compliance with the Americans with Disabilities Ordinance of 1990, Public Law 101-336, or similar federal, state, or local standards regarding pedestrian access or movement.
 - (d) Materially interfere with maintenance or full unobstructed use of infrastructure under the jurisdiction of a public utility.
 - (e) With respect to drainage infrastructure under the jurisdiction of a public utility, either of the following:
 - i. Materially interfere with maintenance or full unobstructed use of the drainage infrastructure as it was originally designed.
 - ii. Not be located a reasonable distance from the drainage infrastructure to ensure maintenance under the Drain Code of 1956, 1956 PA 40, MCL 280.1 to 280.630, and access to the drainage infrastructure.
 - (f) Fail to comply with reasonable, nondiscriminatory, written spacing requirements of general applicability adopted by ordinance or otherwise that apply to the location of ground-mounted equipment and new utility poles and that do not prevent a wireless provider from serving any location.
 - (g) Fail to comply with all other applicable codes.
 - (h) Fail to comply with section Sections 5.G or 5.H.
 - (i) Fail to meet reasonable, objective, written stealth or concealment criteria for DAS/Small Cell/Wireless Network Facilities applicable in a historic district or other designated area, as specified in an ordinance or otherwise and nondiscriminatory applied to all other occupants of the ROW, including electric utilities, incumbent or competitive local exchange carriers, fiber providers, cable television operators, and the Township.
- (7) Reasons for denial; resubmission and 30-day shot clock. If the completed application is denied, the notice shall explain the reasons for the denial and, if applicable, cite the specific provisions of applicable codes on which the denial is based. The applicant may cure the deficiencies identified by the Township and resubmit the application within 30 days after the denial without paying an additional application fee. The Township shall approve or deny the revised application within 30 days. The Township shall limit its review of the revised application to the deficiencies cited in the denial.

- (8) Batch applications. An applicant may file an application and receive a single permit for the collocation of up to 20 substantially similar small cell wireless installations. The Township may approve or deny one or more DAS/Small Cell/Wireless Network Facilities included in such consolidated application.
 - (9) Approval of an application authorizes the wireless provider to undertake the installation, collocation, and maintenance of such facilities.
 - (10) The Township will not institute a moratorium on filing, receiving, or processing applications or issuing permits for the collocation of DAS/Small Cell/Wireless Network Facilities or the installation, modification, or replacement of utility poles on which DAS/Small Cell/Wireless Network Facilities will be collocated.
 - (11) The Township and an applicant may extend a period under this subsection by mutual agreement.
- C. Application fees and rates for a permit under Section 5.B shall not exceed the following:
- (1) \$200.00 fee for each small cell wireless facility alone.
 - (2) \$300.00 fee for each small cell wireless facility and a new utility pole to which it will be attached.
 - (3) \$125 rate per year for each utility pole or support structure erected by or on behalf of a wireless provider after March 12, 2019.
 - (4) \$30 rate per year for each small cell wireless facility placed on a township-owned pole.
 - (5) The fee and rate schedule set forth above shall automatically increase by ten percent on March 12, 2024 and by ten percent every five years thereafter (rounded to the nearest dollar) without further amendment of this article. Notwithstanding the foregoing, if the Act or any other law allows the Township to charge more, then it may do so to the fullest extent permitted.
- D. Bonding. As a condition of a permit described in this act, the wireless provider shall provide a \$1,000 bond per site for the purpose of providing for the removal of abandoned or improperly maintained DAS/Small Cell/Wireless facilities, including those that the Township determines shall be removed to protect public health, safety, or welfare, to repair the ROW as provided in this Ordinance, and to recoup rates or fees that have not been paid by a wireless provider in more than twelve (12) months if the provider has received 60-day advance notice from the Township of the noncompliance.
- E. The Township may revoke a permit, upon 30 days' notice and an opportunity to cure, if the permitted DAS/Small Cell/Wireless Network Facilities and any associated utility pole fail to meet the requirements of this article.
- F. Micro wireless facility exempt. The Township shall not require a permit or any other approval or require fees or rates for ordinance compliant replacement, maintenance or operation of a small cell wireless facility or ordinance compliant installation, replacement, maintenance or operation of a micro wireless facility that is suspended on cables strung between utility poles or wireless support structures in compliance with applicable codes.

- G. Alternate siting. Upon receipt of an application to place a new utility pole, the Township may propose and the applicant shall use an alternate location within the ROW or on property or structures owned or controlled by the Township or other public utility provider within 75 feet of the applicant's proposed location if reasonably achievable.
- H. Decommissioning sites. A wireless provider shall notify the Township in writing before discontinuing use of a small cell wireless facility, utility pole, or wireless support structure. The notice shall specify when and how the wireless provider intends to remove the small cell wireless facility, utility pole, or wireless support structure. The wireless provider shall return the property to its pre-installation condition. If the wireless provider does not complete the removal within 45 days after the discontinuance of use, the Township may complete the removal and assess the costs of removal against the wireless provider. A permit under this section for a small cell wireless facility expires upon removal of the small cell wireless facility.
- I. A provider shall obtain a permit for any work that will affect traffic patterns or obstruct vehicular or pedestrian traffic in the ROW.
- J. Labeling Requirement. A DAS/Small Cell/Wireless Facility for which a permit is issued shall be labeled with the name of the wireless provider, emergency contact telephone number, and information that identifies the DAS/Small Cell/Wireless Facility and its location.
- K. Notices. Wireless provider shall provide advance written notice of at least 14 days to the Township and the owners of property along the ROW as follows:
- (1) For installations:
 - (a) The dates when installations will be starting and concluding;
 - (b) What work will be involved in the installation; and
 - (c) Whether traffic or pedestrian travel will be impacted.
 - (2) For activation of wireless facilities, the date when activation of the wireless facility will occur.
 - (3) For decommissioning sites:
 - (a) The dates when decommissioning will occur;
 - (b) What facilities and/or other equipment or poles will be removed;
 - (c) What work will be involved in the decommissioning;
 - (d) Whether traffic or pedestrian travel will be impacted; and
 - (e) What restoration work is required and the timeframe for doing so.

Section 6. Compliance with Applicable Law. The Township, in reviewing and authorizing a permit under the Act and/or a license referred to in this section, and the licensee, in the establishment and operation of any DAS/Small Cell/Wireless Network Facilities, shall comply with all applicable federal and state laws.

Section 7. Effective Date. This Ordinance will become effective seven 7 days following its publication in a newspaper in general circulation within the Township as provided by law.

Moved: Molly Agostinelli

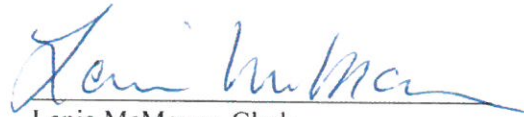
Supported: Dan Walters

Ayes: Agostinelli, Walters, Blood Law, Duell, McManus, Korn

Nays: None

Absent and Excused: Denise Schmuckal

By:

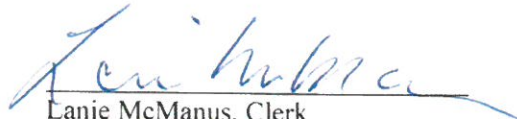


Lanie McManus, Clerk
Charter Township of Garfield

CERTIFICATE

I, Lanie McManus, Clerk of the Charter Township of Garfield, do hereby certify that the above is a true and correct copy of Resolution 2020-26-T which was adopted by the Township Board of the Charter Township of Garfield on the 10th day of November 2020. Garfield Township Municipal Ordinance No. 75 (DAS/Small Cell Wireless Facilities Ordinance) shall take effect upon the expiration of seven (7) days following publication.

Dated: 11-11-2020



Lanie McManus, Clerk
Charter Township of Garfield