

**Minutes, Paw Paw Village Council
Regular Meeting, April 11, 2005**

The regular Village Council meeting of Monday, April 11, 2005, convened at 7:30 p.m. at 111 E. Michigan Avenue, Paw Paw, Michigan. President pro-tem Basinger presiding. **Meeting Convened**

Present: Pioch, Larcinese, Wilhelmi and Basinger, McIntosh and Rohr. Plaszczak excused. Also present: Village Manager, Bradley Noeldner, Village Clerk KeVen Riley, Department of Public Services Director John Small and Chief of Police Russell Reynnells. **Members Present**

Motion by Larcinese, supported by Wilhelmi, to approve the March 28, 2005 minutes of the regular meeting as corrected. Rohr abstained. All other members voting yes, motion carried. **Approved Minutes**

Motion by Basinger, supported by McIntosh, to approve accounts payable for \$245,820.21. Wilhelmi asked about the National City check, Riley stated there were three conferences attended and some items were purchased for the skate board park at a reduced rate of 45%. He then asked DPS Director Small not to install these items until the parks and recreation committee approves them. Wilhelmi also asked about which unit the new transmission from Jasper engines went into and Small indicated unit 18 (one ton dodge). All members voting yes, motion carried. It was noted that the next accounts payable committee will be Rohr and McIntosh. **Accounts Payable**

Motion by Pioch, supported by Larcinese, to close the regular meeting and open the public hearing. The regular meeting closed and the public hearing opened at 7:44 p.m. All members voting yes, motion carried. **Public Hearing Opened**

The Public Hearing to receive comments and input on proposed amendments to the Village of Paw Paw Zoning Ordinance No. 394, Article 15 signs. **(ordinance #402)**

No one was here for any public comments.

Motion by Pioch, supported by Larcinese, to close the public hearing and re-open the regular meeting. The regular meeting re-opened at 7:46 p.m. All members voting yes, motion carried. **Regular Meeting Re-opened**

Motion by McIntosh, supported by Larcinese to approve the adoption Ordinance #402 as follows: **Ordinance #402 adopted**

AN ORDINANCE TO AMEND ORDINANCE #394

The Village of Paw Paw Ordains:

To make the following changes to the zoning ordinance:

Add 15.7 (2) Signs located within one hundred fifty (150) feet of a residential district may not be internally illuminated. All illumination must be focused directly on the sign surface with not greater than one (1) foot-candle of illumination emanating from the sign, measured at the property line.

Add 15.8 (11) Signs located within one-hundred (100) feet of a residential district shall be limited to not more than fifty (50) percent of the maximum allowable sign area permitted in the district.

Amend 1.3 Definitions: Billboard means a large flat surface or board, normally mounted on a frame, which is designed to carry outdoor advertising consisting principally of brand name or trade name advertising. When the product or service advertised is only incidental to the principal activity, or if it brings rental income to the property owner or sign owner, it shall be considered to be the business of outdoor advertising. This includes signs on narrow strips of land contiguous to the advertised activity, or signs on easements on adjacent property.

Add 15.13 (8) and 15.15 (8) Billboards. Not more than one billboard may be erected within 1500 linear feet of another billboard located on the same side of a state or interstate highway. The 1500 linear foot measurement shall not be limited to the boundaries of the Village of Paw Paw where the particular highway extends beyond such boundaries. Double faced (back to back) structures shall be considered as one sign. V-type billboards, electronic message or changeable message signs shall not be allowed.

- a) The total surface of any billboard as viewed from a single location shall not exceed 600 square feet.
- b) No billboard shall be located within 500 feet of a residence.
- c) No billboard shall be located closer than 100 feet from the property line adjoining a public right-of-way or 50 feet from the interior boundary lines of the premises on which the billboard is located.
- d) No billboard shall be permitted where its size, height, illumination or location would unreasonably impair visibility, light and air otherwise enjoyed by occupants of adjacent premises.
- e) All state permits must be obtained as required by statute.

Add 15.3 (5) (Signs Prohibited) Non-accessory signs

Delete 15.13 (6) (B-2) Non-accessory signs

Delete 15.15 (6) (I-1 and I-2) Non-accessory signs

Add 15.15 (9) Entranceway Signs. A sign depicting the name of the development or subdivision which is located at the entranceway to such development is permitted.

- a) The maximum size shall be seventy-five (75) square feet in display area.
- b) The maximum height shall be five (5) feet except if located in a required yard, in which case the maximum height shall be three (3) feet.
- c) An entranceway sign shall be located within the triangular area formed by the intersection of any two public rights-of-way lines and the line between such public rights-of-way lines at points twenty-five (25) feet distant from the point of their intersection.
- d) An entranceway sign located within a public right-of-way shall be subject to any and all conditions established by the Village of Paw Paw and/or the Van Buren County Road Commission, pursuant to an encroachment agreement between the developer and the affected jurisdiction.

Add 15.15 Tenant Locator Signs. An industrial development or subdivision may erect one (1) tenant identification or locator sign per development. The sign shall be set back not less than ten (10) feet from the right-of-way, shall not exceed forty (40) square feet in area and five (5) feet in height, and is intended for the use of the public identifying and/or locating individual businesses or tenants in the larger development.

Add 15.14 (6) Sidewalk or Sandwich Board Signs. Sandwich board-type signs are permitted as follows:

- a) Only one (1) sandwich board sign per commercial use is permitted.
- b) The signs cannot be wider than eighteen (18) inches not taller than three (3) feet.
- c) The sign must be located within ten (10) feet of the primary entrance of the establishment. Any approved sign must allow a minimum unobstructed sidewalk width of four (4) feet.
- d) All signs must be portable and placed indoors daily at the close of business.
- e) Proof of liability insurance must be provided to the Village of Paw Paw prior to issuance of the sign permit.

Effective Date:

This ordinance is effective upon publication.

Roll Call Vote:

YEAS: Basinger, Larcinese, Rohr, Wilhelmi, Pioch and McIntosh

NAYS: None

ABSENT: Plaszczak

Motion carried unanimously.

Wilhelmi reported from the Parks and Recreation committee took bids for the lighting on the Briggs Pond and Babin electric was low bid of \$1,586. Bethany Christenson volunteers are working in many of the Village parks areas. Miller Street park is almost complete.

**Committee
Reports
Parks and
Recreation**

Pioch reported the fire department paid bills in the amount of \$37,823.60 that included loose equipment for the new truck and liability insurance. The department is now aware they will be paying the worker's compensation bill and also the natural gas bill for their building.

Fire Board

Basinger reported the finance committee did their second round of interviews for the police lieutenant position and they have narrowed their selection to two candidates.

**Finance
Committee**

Basinger asked if the Berrien Street Foot bridge project was complete and Small indicated it should be done soon, they have brick pavers that will be installed to finish the project. He also complimented how professional our police and fire departments are.

**Council
Comment
Basinger**

Pioch stated the County is looking for a liaison to serve on a land preservation board and he has volunteered to do so.

Pioch

McIntosh stated the funding for the Maple Island gazebo project is moving forward. She also was concerned that leaves, grass debris and clippings are being blown into our storm drains on Power Plant Road and we need to contact our contractor that mows ~~are~~ **our** areas and set an example. ***As corrected 4-25-05.**

McIntosh

Noeldner reported he is working on an ordinance to raise Council salaries and will be updating the Council on setting a public hearing. The Carnegie Center ceiling project is complete and looks really good. Our DPS staff is working on scheduling time to the exterior work ***of the Carnegie Center.** Village Hall roof contractors will be starting very soon. The dam project is coming along right on schedule and it is very impressive. Employee Bob Harvey has left a project update on the desk for council review and if there are any questions, please contact Noeldner or Harvey. He also hopes to have the new water rates to the Council by the end of April. ***As corrected 4-25-05.**

Managers Report

Reynnells updated the Council that 624 E. St. Joseph Street is being cleaned up.

Reynnells

Motion by Pioch, supported by McIntosh to adjourn the meeting. All members voting yes, motion carried. Meeting adjourned at 8:43 p.m.

Adjournment

Respectfully submitted:

Village President,
Roman Plaszczak

Village Clerk,
KeVen Riley