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October 6, 2021

Board of Trustees
Charter Township of Waterford
5200 Civic Center Drive
Waterford, Michigan 48329

Subject: Petition by Ms. Susan Green to vacate a part of Mohegan Lane

Dear Township Board Members:

On August 26, 2021, the Township Clerk's office received the filing fee and documents that were treated as a request for the Township Board to vacate part of a platted subdivision street.

This requested is placed on your Agenda for the first of two (2) required proceedings before you under Ordinance Section 15-113. At the first proceeding scheduled for October 12, 2021, you are to be presented with and analyze the Petition, reports, and recommendations by the various Township Departments and provide the Petitioner with the opportunity to be heard. Once that proceeding is concluded, the Board has two options.

The first option is to deny the Petition by an adopted Resolution that states the reasons for denial that must be based on something that has been presented by the Petitioner or in the Department reports and recommendation. If the Petition is not denied, the second option is to tentatively determine that the Petition may be granted and set a date for a public hearing. Upon that option, the Board may require the Petitioner to submit additional information and documentation by a specified date for consideration at the public hearing.

The Department reviews being provided with this letter identify a requirement for a 20-foot easement on the property for a water main (10 feet on either side of the water main) and that no structures may be built within the 12-foot required water main easement or required setbacks. Subject to your independent review and determination, it would appear that proceeding under the seconded option and setting a public hearing on the Petition would be appropriate. If you choose that option, the meetings that could be selected are October 25, 2021, or November 8, 2021.

You may wish to considering hearing this at the meeting on November 8, 2021, to allow sufficient time to mail a notice of the public hearing to the Petitioners, the County Water Resources Commissioner and the owners of the lots within 300 feet of the street proposed to vacated, as required under Ordinance Section 15-113 (d). While the Ordinance does not specify a deadline for those notices concerning the hearing date, it would seem that you would want to pick a hearing date that allowed the notices to go out at least a week ahead of time.

Sincerely,

Kari Vlaeminck
Deputy Clerk