



STATE OF MICHIGAN

GRETCHEN WHITMER  
GOVERNOR

DEPARTMENT OF HEALTH AND HUMAN SERVICES  
LANSING

ROBERT GORDON  
DIRECTOR

November 15, 2020

### Emergency Order under MCL 333.2253 – Gatherings and Face Mask Order

Michigan law imposes on the Michigan Department of Health and Human Services (MDHHS) a duty to continually and diligently endeavor to “prevent disease, prolong life, and promote public health,” and gives the Department “general supervision of the interests of health and life of people of this state.” MCL 333.2221. MDHHS may “[e]xercise authority and promulgate rules to safeguard properly the public health; to prevent the spread of diseases and the existence of sources of contamination; and to implement and carry out the powers and duties vested by law in the department.” MCL 333.2226(d).

The novel coronavirus (COVID-19) is a respiratory disease that can result in serious illness or death. It is caused by a new strain of coronavirus not previously identified in humans and easily spread from person to person. There is currently no approved vaccine for this disease. COVID-19 spreads through close human contact, even from individuals who may be asymptomatic.

In recognition of the severe, widespread harm caused by epidemics, the Legislature has granted MDHHS specific authority, dating back a century, to address threats to the public health like those posed by COVID-19. MCL 333.2253(1) provides that “[i]f the director determines that control of an epidemic is necessary to protect the public health, the director by emergency order may prohibit the gathering of people for any purpose and may establish procedures to be followed during the epidemic to insure continuation of essential public health services and enforcement of health laws. Emergency procedures shall not be limited to this code.” See also *In re Certified Questions*, Docket No. 161492 (Viviano, J., concurring in part and dissenting in part, at 20) (“[T]he 1919 law passed in the wake of the influenza epidemic and Governor Sleeper’s actions is still the law, albeit in slightly modified form.”); *id.* (McCormack, C.J., dissenting, at 12). Enforcing Michigan’s health laws, including preventing disease, prolonging life, and promoting public health, requires limitations on gatherings and the establishment of procedures to control the spread of COVID-19. This includes limiting the number, location, size, and type of gatherings, and requiring the use of mitigation measures at gatherings as a condition of hosting such gatherings.

On March 10, 2020, MDHHS identified the first two presumptive-positive cases of COVID-19 in Michigan. As of November 13, 2020, Michigan had seen 244,741 confirmed cases and 7,929 confirmed deaths attributable to COVID-19. Michigan was one of the states most heavily impacted by COVID-19 early in the pandemic, with new cases peaking at nearly 2,000 per day in late March. Strict preventative measures and the cooperation of Michiganders drove daily case numbers dramatically down to less than 200 confirmed cases in mid-June, greatly reducing the loss of life. Since October, Michigan has seen an exponential growth in cases. Daily new cases are now over 6,000 which is three times higher than what was seen in the spring.

The State of Michigan presently has a seven-day average of 512 cases per million people, which is five times higher than the case rate on October 1. Test positivity has increased from 3.2% in early October to 12% on November 13. And while testing has increased 78% since October 1, test positivity has increased 225% during that same time frame, indicating COVID-19 spread is happening much more quickly than tests being administered. All regions in Michigan are now at the highest risk level, with seven-day averages in excess of 150 cases per million residents. Rising cases creates significant pressure on our

emergency and hospital systems. Complaints of coronavirus-like illness in emergency departments increased for the ninth week in a row for the state. Hospitalizations for COVID-19 have doubled in less than two weeks, and there are now over 4.5 times the hospitalizations recorded on October 1. An average of 363 daily hospital admissions were seen in Michigan in the last week, and with individuals under 60 years old accounting for nearly half of all new hospital admissions. With over 3,000 Michiganders hospitalized for COVID-19, 15% of all available inpatient beds are now occupied by patients who have COVID-19, the highest number since mid-April. The state death rate is 5 deaths per million people and continues to increase. The current death rate is four times higher than it was in early October. There are more than 300 weekly deaths in Michigan and nearly every region has more than 20 weekly deaths. Due to delays between exposure, onset of symptoms, and hospitalization, the sharp rise in new infections suggests that the state is entering the most challenging phase of the pandemic thus far.

To protect vulnerable individuals, ensure the health care system can provide care for all health issues, and prevent spread in schools during the influenza season, we must reduce the spread of COVID-19. This necessitates use of more forceful mitigation techniques to reduce the spread of the virus. As such, it is necessary to issue orders under the Public Health Code addressing these topics.

Considering the above, and upon the advice of scientific and medical experts, I have concluded pursuant to MCL 333.2253 that the COVID-19 pandemic continues to constitute an epidemic in Michigan. I have also, subject to the grant of authority in 2020 PA 238 (signed into law on October 22, 2020), herein defined the symptoms of COVID-19 based on the latest epidemiological evidence. I further conclude that control of the epidemic is necessary to protect the public health and that it is necessary to restrict gatherings and establish procedures to be followed during the epidemic to ensure the continuation of essential public health services and enforcement of health laws. As provided in MCL 333.2253, these emergency procedures are not limited to the Public Health Code.

I therefore order that:

**1. Definitions.**

- (a) “Child-care organization” means that term as defined by section 1(b) of the Child Care Organizations Act, 1973 PA 116, as amended, MCL 722.111(b) and day, residential, travel, and troop camps for children (as defined by Rule 400.11101(1)(q) of the Michigan Administrative Code).
- (b) “Face mask” means a tightly woven cloth or other multi-layer absorbent material that closely covers an individual’s mouth and nose.
- (c) “Food service establishment” means that term as defined in section 1107(t) of the Food Law, 2000 PA 92, as amended, MCL 289.1107(t).
- (d) “Employee” means that term as defined in section 2 of the Improved Workforce Opportunity Wage Act, 2018 PA 337, as amended, MCL 408.932, and also includes independent contractors.
- (e) “Gathering” means any occurrence, either indoor or outdoor, where two or more persons from more than one household are present in a shared space.
- (f) “Household” means a group of persons living together in a shared dwelling with common kitchen or bathroom facilities. In dwellings with shared kitchen or bathroom facilities occupied by 20 or more unrelated persons, households are defined by individuals who share a bedroom.
- (g) “Organized sports” means competitive athletic activity requiring skill or physical prowess and organized by a sports organizer.

- (h) “Sports Organizer” means an institution, association, or other organization that sets and enforces rules to ensure the physical health and safety of all participants for an organized sport.
- (i) “Exercise facility” means a location in which individuals participate in individual or group physical activity, including gymnasiums, fitness centers, and exercise studios.
- (j) “Symptoms of COVID-19” means at least 1 of fever, uncontrolled cough, or atypical new onset of shortness of breath, or at least 2 of the following not explained by a known physical condition: loss of taste or smell, muscle aches, sore throat, severe headache, diarrhea, vomiting, or abdominal pain. Per section 1(h) of 2020 PA 238, this definition represents the latest medical guidance, and serves as the controlling definition.

## 2. General capacity limitations at gatherings.

### (a) Indoor gatherings:

- (1) Are prohibited at residential venues, except where no more than 10 persons from no more than 2 households are gathered. Such gatherings should be held consistent with guidance issued by the Department of Health and Human Services for such gatherings;
- (2) Are prohibited at non-residential venues.

### (b) Outdoor gatherings are permitted only as follows:

- (1) At residential venues, 25 or fewer persons are gathered, comprised of no more than 3 households;
- (2) At non-residential venues:
  - (A) 25 or fewer persons are gathered at a venue without fixed seating, and attendance is limited to 20 persons per 1,000 square feet, including within any distinct area within the event space;
  - (B) 25 or fewer persons are gathered at a venue with fixed seating, and attendance is limited to 20% of seating capacity of the venue.

### (c) The limitations to gatherings in sections 2(a) and 2(b) do not apply to:

- (1) Incidental, temporary gatherings of persons in a shared space, such as frequently occur in an airport, bus station, exercise facility, food service establishment, shopping mall, or public pool, except as prohibited in section 3;
- (2) Gatherings between an employee and a customer for the purpose of receiving services;
- (3) Workplace gatherings that occur consistent with the Emergency Rules issued by MIOSHA on October 14, 2020;
- (4) Voting or official election-related activities;
- (5) Training of law enforcement, correctional, medical, or first responder personnel, insofar as those activities cannot be conducted remotely;

- (6) Education and support services at public, nonpublic, and boarding schools serving students in prekindergarten through grade 8;
  - (7) Children in a child-care organization or camp setting;
  - (8) Persons traveling on a school bus or other public transit;
  - (9) Gatherings for the purpose of medical treatment, including mental health and substance use disorder support services;
  - (10) Gatherings of up to 25 persons for the purpose of a funeral;
  - (11) Residential care facilities, which are subject to the October 21 epidemic order entitled "Requirements for Residential Facilities," or any replacement of that order.
- (d) As a condition of hosting a gathering under this order, organizers and venues must design the gathering to encourage and maintain physical distancing, and must ensure that persons not part of the same household maintain 6 feet of distance from one another to the extent possible.

**3. Gathering restrictions for particular types of facilities.**

- (a) Gatherings, are prohibited in the following settings:
  - (1) Entertainment venues, including: auditoriums; arenas; banquet halls; cinemas; conference centers; concert halls; performance venues; sporting venues; stadiums; and theaters;
  - (2) Recreational facilities and places of public amusement, including: amusement parks; arcades; bingo halls; bowling alleys; casinos; night clubs; skating rinks; strip clubs; water parks; and trampoline parks;
- (b) Gatherings are permitted at food service establishments under the following conditions:
  - (1) Persons are not gathered indoors except in custodial settings, medical facilities, school and university cafeterias, shelters, and soup kitchens. If attendees are seated at tables, persons must be 6 feet apart, or members of a household may share a table and tables must be spaced a minimum of 6 feet apart;
  - (2) Persons participating in outdoor dining are seated no more than 6 to a table and tables are spaced a minimum of 6 feet apart.
- (c) Nothing in this section shall be construed to prohibit the use of these facilities for public health or other emergency purposes.

**4. Gathering restrictions for facilities.** In addition to the gathering limitations set forth elsewhere in this order, the following limitations apply to gatherings in the following facilities:

- (a) A gathering at a retail store, library, or museum must not exceed 30% of total occupancy limits established by the State Fire Marshal or a local fire marshal. Nevertheless, a retail store, library, or museum may permit one customer at a time to enter if strict adherence to the 30% total occupancy limit would otherwise result in closure.

- (1) Retail stores must establish lines to regulate entry and checkout, with markings for patrons to enable them to stand at least six feet apart from one another while waiting.
- (b) At exercise facilities:
  - (1) Gatherings must not exceed 25% of the total occupancy limits established by the State Fire Marshal or a local fire marshal; and
  - (2) There must be at least 12 feet of distance between each occupied workout station;
  - (3) Gatherings for group fitness activities or classes are prohibited.
- (c) Gatherings in waiting rooms at outpatient health-care facilities, veterinary clinics, and other businesses are prohibited unless the facility implements a system to ensure that persons not of the same household maintain 6 feet of distance. To the extent possible, this system must include a policy that patients wait in their cars for their appointments to be called.
- (d) A gathering at an indoor or outdoor pool not otherwise prohibited by this order must not exceed 25% of bather capacity limits described in Rule 325.2193 of the Michigan Administrative Code.
- (e) In facilities offering non-essential personal care services, including hair, nail, tanning, massage, traditional spa, tattoo, body art, and piercing services, and similar personal care services, gatherings are only permitted to the extent that services do not involve the removal of face masks. All services must be provided by appointment, and gatherings in waiting areas are prohibited.

## **5. Schools, colleges, and universities.**

- (a) Gatherings at public, nonpublic, and boarding schools for the purpose of conducting in-person instruction, sports, and extracurricular activities serving pupils in grades 9 through 12 are prohibited, except for in-person instruction of pupils who are English Language Learners or participants in special education services;
- (b) Gatherings at public, nonpublic, and boarding schools for the purpose of conducting in-person instruction of pupils in prekindergarten through grade 8 are permitted, subject to local health department and school district decisions on remote learning. Gatherings for the purpose of sports and extracurricular activity are prohibited;
- (c) Gatherings at public, nonpublic, and boarding schools are permitted for the purpose of providing services to students in need, including food distribution, access to internet connectivity, physical and mental health care services, and child care;
- (d) Gatherings at colleges and universities are prohibited for the purpose of holding in-person classes, extracurricular events, or other events are prohibited, except as permitted in sections 2 and 6 of this order.

## **6. Organized sports gathering restrictions.**

- (a) Gatherings for the purpose of organized sports are prohibited unless all participants, teams, and venues comply with the enhanced testing regimen specified in the Additional Mitigation Measures for Safer Athletic Practice and Play without the use of Face Coverings section of [MDHHS guidance on Additional Measures for Safer Athletic Practice and Play](#).

Sports organizers complying with this section may host gatherings for the purpose of practice and competition notwithstanding the gathering prohibitions in sections 2 and 5(c).

(b) Sports organizers may not permit gatherings of spectators.

**7. Face mask requirement at gatherings.**

(a) All persons participating in gatherings are required to wear a face mask.

(b) As a condition of gathering for the purpose of transportation, transportation providers must require all staff and patrons to use face masks, and must enforce physical distancing among all patrons to the extent feasible.

(c) Except as provided elsewhere in this order, a person responsible for a business, store, office, government office, school, organized event, or other operation, or an agent of such person, must prohibit gatherings of any kind unless the person requires individuals in such gatherings (including employees) to wear a face mask, and denies entry or service to all persons refusing to wear face masks while gathered.

(d) A person responsible for a business, store, office, government office, school, organized event, or other operation, or an agent of such person, may not assume that someone who enters the facility without a face mask falls within one of the exceptions specified in section 8 of this order, including the exception for individuals who cannot medically tolerate a face mask. An individual's verbal representation that they are not wearing a face mask because they fall within a specified exception, however, may be accepted.

(e) A person responsible for a child-care organization or camp, or an agent of such person, must not allow gatherings unless face masks are worn by all staff. Children must wear face masks as indicated below:

(1) All children 2 years and older when on a school bus or other transportation provided by the child-care organization or camp;

(2) All children 4 years and older when in indoor hallways and indoor common areas;

(3) All children 5 years and older when in classrooms, homes, cabins, or similar indoor settings.

**8. Exceptions to face mask requirements.** Although a face mask is strongly encouraged even for individuals not required to wear one (except for children under the age of 2), the requirement to wear a face mask in gatherings as required by this order does not apply to individuals who:

(a) Are younger than 5 years old, outside of child-care organization setting (which are subject to requirements set out in section 7(e));

(b) Cannot medically tolerate a face mask;

(c) Are eating or drinking while seated at a food service establishment or at a private residence;

(d) Are exercising outdoors and able to consistently maintain 6 feet of distance from others;

(e) Are swimming;

(f) Are receiving a medical service for which removal of the face mask is necessary;

- (g) Are asked to temporarily remove a face mask for identification purposes;
- (h) Are communicating with someone who is deaf, deafblind, or hard of hearing and whose ability to see the mouth is essential to communication;
- (i) Are actively engaged in a public safety role, including but not limited to law enforcement, firefighters, or emergency medical personnel, and where wearing a face mask would seriously interfere in the performance of their public safety responsibilities;
- (j) Are at a polling place for purposes of voting in an election;
- (k) Are engaging in a religious service; or
- (l) Are giving a speech for broadcast or to an audience, provided that the audience is at least 6 feet away from the speaker.

**9. Contact tracing requirements for particular gatherings.**

- (a) Gatherings are prohibited at the following facilities unless the facility maintains accurate records, including date and time of entry, names of patrons, and contact information, to aid with contact tracing, and denies entry for a gathering to any visitor who does not provide, at a minimum, their name and phone number:
  - (1) All businesses or operations that provide barbering, cosmetology services, body art services (including tattooing and body piercing), tanning services, massage services, or similar personal care services;
  - (2) Exercise facilities.
- (b) All businesses or operations that provide in-home services, including cleaners, repair persons, painters, and the like must not permit their employees to gather with clients unless the business maintains accurate appointment records, including date and time of service, name of client, and contact information, to aid with contact tracing.
- (c) Upon request, businesses, schools, and other facilities must provide names and phone numbers of individuals with possible COVID-19 exposure to MDHHS and local health departments to aid in contact tracing and case investigation efforts.
- (d) Data collected under this section:
  - (1) Must not be sold, or used for sales or marketing purposes without the express consent of each patron;
  - (2) Must be protected as confidential information to the fullest extent of the law;
  - (3) Must not be provided to law enforcement or immigration officials except upon receipt of a lawful subpoena from a court or other lawful court order;
  - (4) Must be retained for 28 days by the collecting organization, after which time the data must be destroyed. If facilities use existing data to fulfill this requirement, they may instead follow their own pre-existing data retention and destruction policies at the conclusion of the 28-day retention period.

## 10. Implementation.

- (a) Nothing in this order modifies, limits, or abridges protections provided by state or federal law for a person with a disability.
- (b) Under MCL 333.2235(1), local health departments are authorized to carry out and enforce the terms of this order.
- (c) Law enforcement officers, as defined in the Michigan Commission on Law Enforcement Standards Act, 1965 Public Act 203, MCL 28.602(f), are deemed to be “department representatives” for purposes of enforcing this order, and are specifically authorized to investigate potential violations of this order. They may coordinate as necessary with the appropriate regulatory entity and enforce this order within their jurisdiction.
- (d) Neither a place of religious worship nor its owner is subject to penalty under this order for allowing religious worship at such place. No individual is subject to penalty under this order for engaging in religious worship at a place of religious worship.
- (e) Consistent with MCL 333.2261, violation of this order is a misdemeanor punishable by imprisonment for not more than 6 months, or a fine of not more than \$200.00, or both.
- (f) Nothing in this order affects any prosecution or civil citation based on conduct that occurred before the effective date of this order.
- (g) Nothing in this order should be taken to interfere with or infringe on the powers of the legislative and judicial branches to perform their constitutional duties or exercise their authority, or protections guaranteed by the state or federal constitution under these emergency circumstances.
- (h) Consistent with any rule or emergency rule promulgated and adopted in a schedule of monetary civil penalties under MCL 333.2262(1) and applicable to this order, violations of this order are also punishable by a civil fine of up to \$1,000 for each violation or day that a violation continues.
- (i) If any provision of this order is found invalid by a court of competent jurisdiction, whether in whole or in part, such decision will not affect the validity of the remaining part of this order.
- (j) It is not a violation of this order for a person to enter a facility otherwise closed for gatherings if they are entering solely for the purpose of using restroom facilities.

This order takes effect on November 18, 2020 at 12:01 AM, at which time the October 29, 2020, order entitled Gatherings and Face Mask Order is rescinded. This order remains in effect through December 8, 2020 at 11:59 PM. Persons with suggestions and concerns are invited to submit their comments via email to [COVID19@michigan.gov](mailto:COVID19@michigan.gov).

Date: November 15, 2020



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Robert Gordon, Director

Michigan Department of Health and Human Services



**Drive High**  
**get a** **DUI**



**Marijuana is legal in Michigan;  
driving high is not.**



LIVINGSTON COUNTY  
Health Department

**KEEP KIDS SAFE!**

**LOCK UP MARIJUANA.**



 LIVINGSTON COUNTY  
Health Department

[TalkSooner.org/marijuana](https://www.talksooner.org/marijuana)



LIVINGSTON COUNTY  
Health Department

## **FOR IMMEDIATE RELEASE**

### **Livingston County Health Department Works with Human Services Collaborative Body Workgroup to Provide Education and Outreach on Marijuana**

HOWELL, Michigan. - (November 13, 2020). This year, the Livingston County Health Department (LCHD) received funding from Michigan Licensing and Regulation Affairs (LARA) for education and outreach related to medical marijuana.

LCHD collaborated with the Human Services Collaborative Body (HSCB) Substance Use Disorder (SUD) workgroup in order to accomplish goals and objectives under the grant. The SUD Workgroup is a collaboration of local substance use agencies that work together to create a continuum of services and supports for people experiencing addiction and recovery. The SUD workgroup and LCHD worked together to determine priority topics and to highlight risks, rules and legal implications related to marijuana. In addition, they created materials for education and outreach, such as billboards (pictured below), a brochure on marijuana use while pregnant, and a fact sheet on marijuana and associated health effects. The group also collaborated with TalkSooner to provide postcards that address marijuana use among youth and advocate for parents to talk with their children about marijuana use. Trainings and activities were also planned under the grant, including a training held today by Ken Stecker, Traffic Safety Resource Prosecutor, on the changes in the state's complex marijuana law and trends and issues for communities.

LCHD encourages those who would like help quitting marijuana to seek help from their local Community Mental Health Authority office. The Livingston County office can be reached at (517) 546-4126.

-more-

In case of accidental use or ingestion of marijuana products, call the Poison Control Center immediately at (800) 222-1222.

For more information, please visit <https://talksooner.org/marijuana/>.

**CONTACT:**

Natasha Radke, Public Information Officer  
Livingston County Health Department  
(517) 546-9850  
[nradke@livgov.com](mailto:nradke@livgov.com)  
[www.lchd.org](http://www.lchd.org)  
<https://www.facebook.com/myLCHD>



# # #

**From:** Huron River Watershed Council  
<Huron\_River\_Watershed\_Council@mail.vresp.com>  
**Sent:** Wednesday, November 18, 2020 3:05 PM  
**To:** Clerk Village of Pinckney  
**Subject:** November Update



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Huron  
River  
Watershed  
Council

## HRWC Update for November 2020

### Our latest news and blogs.

**[River Roundup 2020 Wrap Up](#)**. The fall River Roundup was a great success thanks to a dedicated group of veteran volunteers and a little extra planning! After canceling our spring Roundup in April due to COVID-19, we were excited to see our volunteers in the field again collecting valuable water quality data.

**[HRWC Supports Proposed Cleanup of 1,4 dioxane in Gelman Case/Lawsuit](#)**. HRWC passes a resolution to accept the proposed settlement conditioned on continuing involvement in oversight.

**[Swimming in Plastic Redux](#)**. Microplastics are prevalent but mysterious. Learn about HRWC's effort to study and raise awareness of the problem in the Huron River system.

**[News To Us](#)**. Our October media watch results in news of renewed monitoring contracts, investments in water infrastructure, and plans for climate adaptation from Governor Whitmer. Find out more about Michigan's new strategies for water affordability and local climate planning below along



with great wildlife photo tips.

**[Lights, Camera, Analyze!](#)** Learn about HRWC's efforts to pilot a low-cost spectrophotometer to analyze water pollution as part of the Smart Citizen Science Initiative with support from the Community Foundation of Southeast Michigan.

**[Stream of Consciousness, Fall 2020.](#)** On the heels of the Edenville and Sanford dam breaches on the Tittabawassee River, Executive Director Rebecca Esselman shares thoughts on avoiding conflict with a river by addressing our stock of aging dams and improving approaches to floodplain management.

**[Oh Dam! Was That a Beaver?](#)** The North American beaver (*Castor canadensis*) is enjoying a time of relative prosperity in the United States. Learn about this keystone species at work in the watershed.

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## Learn How to Spot Frog-bit and How to Eradicate it.

**[Virtual Public Meeting, December 10 at 7pm](#)**

**If you live on or near water, or enjoy boating locally, you should know about European frog-bit.**

European frog-bit is an invasive aquatic plant that can form dense mats on the surface of slow-moving waters. Mats of European frog-bit can impede boat traffic and alter food and habitat for ducks and fish. Prolific growth of aquatic invasive plants like European frog-bit can also reduce oxygen and light in the water column.

Join our virtual public meeting to learn how to identify European frog-bit and what survey efforts are taking place in Southwest Oakland County.



**[REGISTER HERE](#)**

*Presented by Oakland County CISMA, Clinton River Watershed Council, Friends of the Rouge, and Huron River Watershed Council.*

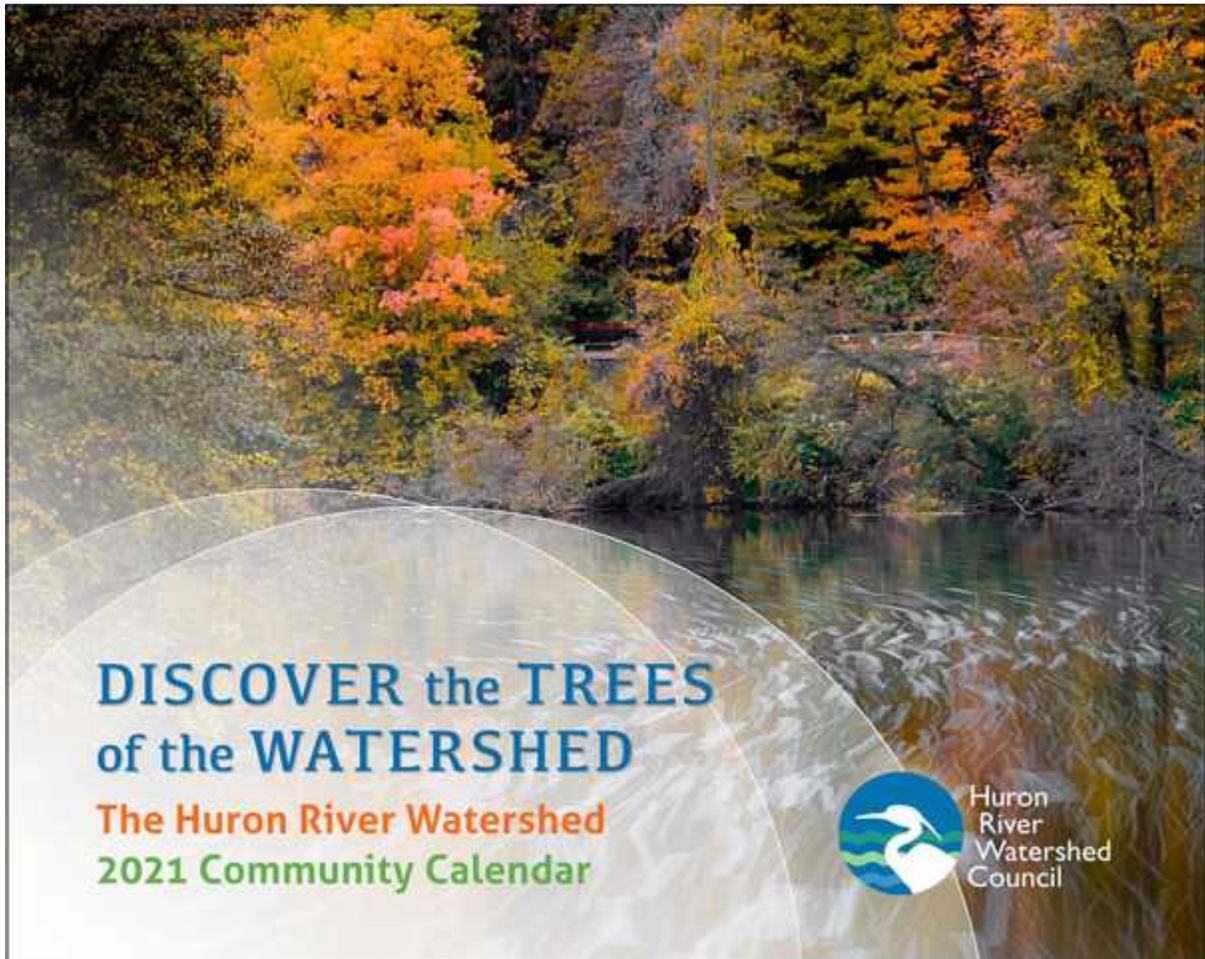
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## 2021 Watershed Community Calendar Available

The communities of the Huron River watershed have come together to produce another spectacular calendar that features stunning Huron River photography, stormwater pollution prevention tips and local resources to inspire you to enjoy and protect our beloved river.

**This version highlights the trees of the watershed.** Our collective hope is that you turn inspiration into action. That you do something every day to protect clean water or volunteer with HRWC and the community partners who support clean water.

**[LEARN how you can get one](#) from a community partner or HRWC!**



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## Stay in touch with us!

Our [CALENDAR](#) lists upcoming events, volunteer opportunities and meetings.

Read our [BLOG](#) for current news. Get [STATUS UPDATES](#) on program changes due to COVID-19.

Follow us on [TWITTER](#) or [INSTAGRAM](#), like us on [FACEBOOK](#) or check out our [YOUTUBE](#) channel.

**Donate**

You can help protect the Huron River. Every donation makes a difference.

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[www.hrwc.org](http://www.hrwc.org)

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VILLAGE OF PINCKNEY  
NOTICE OF PUBLIC HEARING  
December 7, 2020

To All Interested Parties: The Planning Commission will hold a public hearing on Monday, December 7, 2020 at 7:00 PM. The purpose of this hearing is to listen to public comment on amendments to the Village of Pinckney Zoning Ordinance (map changes) for 935 W Main, Pinckney MI 48169; parcels 4714-22-300-003 & 4714-22-401-153.

Petitioner has requested to reclassify the property from its current zoning as R3, High Density Residential to RTO, Research-Technology-Office.

The meeting will be at 7:00 PM in the Village Hall, 220 S. Howell St., Pinckney, MI 48169. For more information please call (734) 878-6206.

The public is invited to submit written comments on the proposed request to the Zoning Administrator at the address or phone number listed above at any time prior to 4 pm on December 3, 2020.

The Village of Pinckney will provide necessary reasonable auxiliary aids and services, such as signers for hearing impaired and audio tapes of printed materials being considered at the meeting, to individuals with disabilities at the hearing upon 5 days advance notice to the Village Clerk at the address or phone number listed above.

In case this meeting is held virtually, log-in information will be available on the Village of Pinckney website ([www.villageofpinckney.org](http://www.villageofpinckney.org)).

Jill Chapman  
Village Clerk

**VILLAGE OF PINCKNEY**  
**Notice of Public Hearing**  
**Proposed Zoning Amendment**

The Planning Commission will hold a Public Hearing on Monday, December 7, 2020 at 7:00 PM. The purpose of this hearing is to listen to public comment on proposed changes to the Zoning Ordinance.

The proposed Zoning Amendments would amend numerous Sections of Title XV, *Land Usage*; Chapter 152, *Zoning*; of the Village of Pinckney Code of Ordinances to provide for corrections, minor additions, and add-in items that have been removed from the old Technical Standards and are being incorporated into the ordinance.

The proposed Zoning Amendments would also amend Title XV, Land Usage; Chapter 152, Zoning; § 152.045, Zoning Districts and Map, Table of Uses; § 152.182; Secondary Office District, Special Land Uses; § 152.241, Special Land Uses, Permit Application and Process; and adding § 152.243 (S), Adult Use Marijuana Establishments, Specific Approval Criteria, Special Land Uses and § 152.267, Definitions of the Village of Pinckney Code of Ordinances to address Adult Use Marijuana Establishments.

The meeting will be held at Village Hall, 220 S. Howell, Pinckney, MI 48169. For more information please call (734) 878-6206.

Interested parties are welcome to attend the hearing or submit written comments on the proposed changes prior to the meeting to the Village Clerk or the Zoning Administrator at the address or phone number listed above at any time prior to 4 pm on December 3, 2020.

The Village of Pinckney will provide necessary reasonable auxiliary aids and services, such as signers for hearing impaired and audio tapes of printed materials being considered at the meeting, to individuals with disabilities at the hearing upon 5 days advance notice to the Village Clerk at the address or phone number listed above.

In case this meeting is held virtually, log-in information will be available on the Village of Pinckney website ([www.villageofpinckney.org](http://www.villageofpinckney.org)).

Jill Chapman  
Village Clerk

## Village of Pinckney

### Planning Commission Special Meeting Minutes

Monday, November 16, 2020

**Call to Order:** Chairman Pais called the Special Planning Commission meeting to order remotely, using Microsoft Teams, at 7:00 PM.

#### Roll Call:

Ted Kinczkowski: Present, joining from Village of Pinckney, Michigan

Richard Mayernik: Present, joining from Village of Pinckney, Michigan

Andrea McCall: Present, joining from Village of Pinckney, Michigan

Christine Oliver: Present, joining from Village of Pinckney, Michigan

Donald Oliver: Present, joining from Village of Pinckney, Michigan

Tom Pais: Present, joining from Village of Pinckney, Michigan

7<sup>th</sup> Commissioner: Vacant

Also Present: Michelle Brunner (Zoning Administrator), Lucie Fortin (Village Planner), Linda Lavey (President), Rebecca Foster (President-elect).

#### Pledge of Allegiance

#### Approval of Proposed Agenda:

Approval of Proposed Agenda. Motion by Commissioner D. Oliver and seconded by Commissioner C. Oliver.

Yeas: 6      Nays: 0      Absent: 0      Vacant: 1

All in favor.

#### Approval of November Meeting Minutes:

Approval of November 2, 2020 Planning Commission Meeting Minutes. Motion by Commissioner Mayernik and seconded by Commissioner Kinczkowski.

Yeas: 6      Nays: 0      Absent: 0      Vacant: 1

All in favor.

## **Reports:**

**Chairman:** Chairman Pais: There was a special Council meeting on Wednesday, November 9, where everyone worked on harmonizing the adult use marijuana establishment business regulation ordinance that was passed with existing Village ordinances. The Planning Commission plan and timeline for the adult use marijuana establishments zoning ordinance was detailed.

**Secretary / Vice-Chairperson:** Commissioner Christine Oliver: Nothing to report.

**Council Report:** Commissioner Kinczkowski: The wireless internet for the Village Hall has been updated and is working as hoped at the expected speed.

**Zoning Administrator Brunner:** There have been many, many questions regarding marijuana ordinance, zoning, property, applications, process, timeline, etc.

## **Public Forum:**

Opened 7:06 PM.

Rebecca Foster, the President-Elect, stated that after a meeting today about the state orders, it was decided the Village Hall would be closed to the public. Everyone will work remotely and there will be a rotating schedule of who will go into the office to check messages and take care of business each day. Email will be the best way to reach everyone. Appointments can be made as necessary. DPW and the Police Department will continue as normal.

Closed 7:08 PM.

## **Agenda:**

### 1. Marijuana Establishment Zoning Considerations.

Adult use marijuana establishment zoning amendments were prepared by Lucie. Planning Commissioners reviewed all proposed amendments to include zoning districts and special use criteria.

When Chairman Pais asked if there were any comments by anyone at all, Chris Bonk, of 5755 Longpoint Dr., Howell, Michigan asked a question about rezoning a parcel and what establishments would be allowed.

Motion by Commissioner Kinczkowski, seconded by Commissioner Mayernik, that Planning Commission accept these proposed zoning ordinances for the attorney's review and move forward with a Public Hearing.

Roll Call Vote conducted:

Ted Kinczkowski: Yes

Richard Mayernik: Yes

Andrea McCall: Yes

Christine Oliver: Yes

Donald Oliver: Yes

Tom Pais: Yes

7<sup>th</sup> Commissioner: Vacant

The motion carried in a roll call vote at 8:16 PM.

**Public Forum:**

Opened 8:17 PM.

No response.

Closed 8:17 PM.

**Member Discussion:**

Chairman Pais stated that all the giant signs have come down.

**Adjournment:**

Motion by Commissioner Kinczkowski, seconded by Commissioner D. Oliver, to adjourn the meeting.

Yeas: 6      Nays: 0      Absent: 0      Vacant: 1

The motion carried.

**Meeting adjourned** at 8:18 PM.