

FROM : J RICHARD ROBINSON PC

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Oct. 07 2008 11:06AM P1

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J. RICHARD ROBINSON
SHANE BOLLEY
MARY J. BUZZER, ASSISTANT

October 6, 2008

William J. Fleener, Jr., Esq.
Post Office Box 13038
Lansing, Michigan 48901

Re: *Robert Park, 6303 Park Lake, Bath, Michigan*

Dear Mr. Fleener:

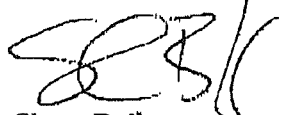
We are in receipt of your correspondence regarding the letter sent to your client requesting compliance with the Township's Zoning Ordinance. On further investigation, we agree the section of the Ordinance referred to by the Township's Compliance Officer is, in fact, not content-neutral, and therefore will not be enforced as written.

We have discussed this matter with the Ordinance Enforcement Officer, who will be writing to your client to confirm the above and rescind the demand for compliance.

I trust the foregoing is responsive to your inquiry, and thank you for bringing the matter to our attention. Please do not hesitate to contact us again in the future if you have questions or concerns.

Sincerely,

J. RICHARD ROBINSON, P.C.



Shane Bolley

SB/mjb

cc: Roni M. Christmas, Supervisor, Bath Charter Township
Gary R. Cypher, Ordinance Compliance Officer, Bath Charter Township

Roni Christmas
Supervisor
Kathleen McQueen
Clerk
Steven E. Wiswasser
Treasurer
Troy L. Feltman
Superintendent



Michael Creed
Trustee
Joel Gutzki
Trustee
Clark E. Josey
Trustee
Adam Stacey
Trustee

September 29, 2008

Robert Park
6303 Park Lane
Bath, MI 48808

Re: Potential Ordinance Compliance issue located on your property

Parcel Number: 19-010-390-000-040-00

Dear Robert,

My name is Gary Cypher, the Ordinance Compliance Officer for Bath Charter Township. My philosophy is to treat all equally and fairly while implementing the Township's goal of promoting and protecting public health, safety and general welfare of our citizens. Maintaining healthful surroundings for life in agricultural, residential and non-residential areas is attainable through the joint efforts of the community.

On September 23, 2008 it was brought to the Township's attention that a potential noncompliant issue is located on your property.

The potential issue by the Township Code of Ordinances definition is a political sign erected in excess of six square feet in area (specifically the Obama sign). The definition in whole is available at the Bath Charter Township web page (www.bathtownship.us/).

The Township is asking for your assistance in resolving this concern. Please contact me within 7 days to further discuss the potential noncompliant issue. I thank you for your prompt attention in this matter.

Respectfully,

Gary R. Cypher
Ordinance Compliance
517-641-6728
GCypher@BathTownship.US

Enclosure: Copy of 1 picture taken September 26, 2008

No Picture
sent

F. Institutional bulletin board located on the premises to which the sign pertains and not exceeding 100 square feet in surface display area.

G. Park and playground signs.

H. Election signs subject to the following:

- (1) They shall not be erected more than 45 days prior to the election to which the sign pertains and shall be removed within ten days following the election.
- (2) They shall not be placed closer than 100 feet from any polling place entrance.
- (3) No election sign shall exceed six square feet in area.

I. One temporary, non-illuminated real estate sign per lot, advertising the sale or lease of property or building, not exceeding 12 square feet in surface display area (but no more than six square feet per side); such sign being placed no closer to the street line than one-half the required setback for a principal building.

J. Temporary construction signs subject to the following:

- (1) Total surface display area shall not exceed 32 feet.
- (2) Sign height shall not exceed eight feet.
- (3) Placement shall be wholly within the property boundaries to which the sign pertains.
- (4) The sign shall not be erected prior to issuance of a building permit for the proposed construction, and shall be removed upon issuance of a certificate of occupancy.

K. Trespassing, safety or caution signs, not exceeding two square feet in area, shall be permitted.