

Charter Township of Filer
Minutes of the Planning Commission Regular Meeting
Held on May 16, 2017

Present: Karen Kolk, Shirley Ball, Richard Mark, Roger Dittmer, Jennifer Williams, Linda Rogers and Christa Johnson

Absent: None

Also present: Lynn Kooyers; Brad Fisher, Attorney; Brian Sousa, Wade Trim; Jim Tondu, TES; John Dolehanty, Robert Anderson Group, Inc.

Meeting called to order at 7:00 p.m. by Chairman Mark.

Motion by Williams, seconded by Kolk to approve the April 18, 2017 Regular Meeting Minutes as presented. All in favor. M/C

TES Filer City Station Sound Level Assessment Report

John Dolehanty, Chief Operating Partner, Robert Anderson Group, Inc. reviewed the presented Anderson Group Sound Level T.E.S. Filer City Station Assessment Report, dated May 9, 2017, to the Planning Commission. The following points were reviewed:

- Recording microphones were set up at 5 points of reception (POR) bordering the residential neighborhood adjacent to the T.E.S. property during the period of April 20-24, 2017.
- Page 1 of the report includes a map depicting the five locations, POR1 – POR5.
- The sound level study recorded the noise levels at each POR, establishing the baseline sound levels normally heard in the residential neighborhood adjacent to T.E.S.
- Each POR location was recorded on 4 daily graphs April 20 –24, 2017 as illustrated in the report.
- Noise can be considered unwanted sound, or noise pollution.
- Sound Level Data Provided in Appendix G of the report recorded the following dBA ranges at each POR.

POR1	L[10]	59	L[90]	51.5
POR2	L[10]	61.5	L[90]	55.5
POR3	L[10]	62	L[90]	58.5
POR4	L[10]	60.5	L[90]	56.5
POR5	L[10]	65	L[90]	57.5

- Above dBA levels shown above reflect the lowest dBA recorded for 10% of the study time and lowest level recorded for 90% of the study time.
- These levels do not identify the dBA produced by the T.E.S. Plant.

Much discussion followed. Chairman Mark distributed an EPA Protective Noise Level document for review by the Planning Commission.

Brian Sousa discussed selecting a specific dBA level as a condition of the T.E.S. permit. Attorney Fisher suggested using the baseline dBA range established by the Anderson group report as a condition of the report.

Acting Zoning Administrator Kooyers commented that it would much easier to enforce dBA levels at the subject parcel property line, than at the POR locations. How would T.E.S. have any control over noise that might be generated beyond their property line?

Rogers commented that she felt that the locations of POR4 and POR 5 were too heavily influenced by PCA. Several Commission members agreed.

Chairman Mark & Brian Sousa will make a conference call to the Anderson Group to inquire about conducting additional recording at the T.E.S. property lines.

Acting Zoning Administrator Kooyers proposed a Public Hearing date for the T.E.S. Special Use Permit Application on June 20th at 6:30 p.m. The Commission agreed to schedule this hearing date.

Redevelopment Ready Community Topics

Rescheduled

Manistee Trail Committee Update

Rescheduled

Reports

Zoning Activity Report for May, 2017 reviewed

Charter Township of Filer Board of Trustees Regular Meeting Minutes of May 2, 2017 reviewed

Downtown Development Authority Regular Meeting Minutes of May 2, 2017 reviewed

Public Comment

Terry Walker related problems experienced when TES first opened. Loud noises right after plant was built over 20 years ago.

Motion by Johnson, seconded by Ball, to adjourn the meeting. All in favor. M/C

Meeting adjourned at 8:50 p.m.

Respectfully submitted,

Roger Dittmer, Secretary
Charter Township of Filer Planning Commission