

**ROSE TOWNSHIP PLANNING COMMISSION  
REGULAR MEETING**

**AGENDA  
February 3, 2022**

1. **Call the meeting to order**
2. **Roll Call:**  Stanczyk,  Holton,  Brooks,  Bolan,  Noble,  Jung,  Lynn
3. **Approval of Agenda**
4. **Minutes: Additions, corrections and/or approval**
  - A. Regular Meeting January 6, 2022
5. **Public comments on agenda items (excluding Public Hearing)**
6. **Communications**
7. **Committee Reports**
8. **Public Hearings (Notification as required by State law)**
  - A) Oak Wilt Control Ordinance
9. **New Business**
10. **Unfinished Business**
11. **Tabled Items**
12. **Discussion Items**
  - Announcements**
    - A. Rose Township Board Report-Glen Noble
    - B. Comments by Township Planner.
    - C. Next Regular Planning Commission Meeting March 3, 2022 7:00 PM Rose Twp. Offices, 9080 Mason Street, Holly, Michigan (tentative).
    - D. Next Regular N.O.C.F.A. Meeting, February 15, 2022, 3:00 PM Rose Township.
    - E. Next Regular Township Board Meeting February 9, 2022, 7:00 PM
    - F. Zoning Board of Appeals, February 1, 2022, 7:00 PM, Rose Township Hall. (tentative)
14. **Open the meeting to the public**
15. **Adjournment**    **A. Motion** \_\_\_\_\_    **B. Time** \_\_\_\_\_ **PM**



**6. COMMUNICATIONS:**

**A. Emails from Jung and Lynn:**

Both had comments on the Oak Wilt Ordinance in writing.

**7. COMMITTEE REPORTS:**

None

**8. PUBLIC HEARINGS: (Notification as required by State law)**

None

**9. NEW BUSINESS:**

**A. Election of Officers: Chairman**

Motion by Bolan to re-appoint Mr. Brooks as Chairman. Seconded by Holton.

**VOTE: YES:** Holton, Noble, Stanczyk, Bolan, Brooks

**NO:** None

**ABSENT:** Jung, Lynn

**B. Election of Officers: Co-Chairman**

Motion by Noble to re-appoint Ms. Lynn as Vice-Chairman. Seconded by Stanczyk.

**VOTE: YES:** Noble, Stanczyk, Bolan, Holton, Brooks

**NO:** None

**ABSENT:** Jung, Lynn

**10. Unfinished Business:**

**A) Oak Wilt Control Ordinance**

Mr. Borden discussed the changes that were made last meeting and changes that were made to make the ordinance read better. Suggested putting it in Chapter 12: Environment, article 7.

Brooks read the emails by Jung and Lynn: Lynn is in favor of recommending it to be set for a public hearing. Jung recommends word changes for 12.334, as she submitted in her email. Chairman questioned resident Gisela Lendle-King, asking for her expertise on the matter. Is it transmissible through the winter months? She responded that the beetle is not active during the cold months. She commented that she studied botany, but this is new. The roots communicate through each other.

Noble likes Jung's changes to ordinance. Believes 12-334(3) should state more time than 24 hours. Plewes suggested changing Sec 12-334(3) to "must start within 24 hours." Brooks suggested "reasonable time frame."


Bolan would like "latex paint" be removed from 12-334(2).

Stanczyk thinks the idea is a good start but it won't solve all the problems this causes. She likes Jung's changes.

Noble suggested deleting 2<sup>nd</sup> paragraph of Sec. 12-334(2) and insert Jung's paragraph, with word "latex" removed.

Holton: remove the word "may" at the beginning of "properly disposed of in a timely manner, to protect..."



Motion by Brooks to submit for a public hearing, draft 2 of the Oak Wilt Ordinance with changes as presented by Ms. Jung's email dated January 5, with changes to the 2<sup>nd</sup> paragraph, under 12-334, Applicability and Protective Measures: the only difference between what she submitted and what we would like is that in the second sentence it would state "this would include applying a wound dressing, such as an acceptable tree pruning sealer and striking "or latex paint" to mask the exposed wound from contamination if trimming takes place after **March 15 and before October 3-he said them wrong**. Under the third paragraph, striking the words "within 24" and substituting "disposed of in a timely manner to protect against further spread." Seconded by Noble. 

Brooks re-reads the motion after voted on.

Motion by Brooks to take draft 2 as presented to the commission this evening and place it in to a public hearing at our next meeting. Incorporating changes as suggested by Ms. Maura Jung in her email Wednesday, January 5. The changes would include the second paragraph, under section 12-334 to read as follows "however, trees, impacted for matters of public safety or damaged by accident at any time of year shall be disposed of and treated with the best-known practices. This would include applying a wound dressing, such as an acceptable tree pruning sealer, to mask the exposed wound from contamination if trimming takes place after March 15 and before October 31. Cut limbs, trunks and/or remaining stumps shall be disposed of with best known practices to prevent the spread of Oak Wilt. The second change we would like to make from the draft is under Section 12-334, paragraph 3- Timeframe and Disposal: This wording should read "to prevent the spread of Oak Wilt , best practices will be used for disposing of all cut limbs and may include the debarking of trunks/logs and grinding or burying of stumps. Trim trees with evidence of Oak Wilt shall be properly disposed of in a timely manner to protect against further spread." Seconded by Noble.

**VOTE:**   **YES:**  Stanczyk, Bolan, Holton, Noble, Brooks  
          **NO:**  None  
          **ABSENT:**  Jung, Lynn

**11. Tabled Items:**  
None

**12: Discussion Items:**  
None

**13. Announcements:**

- A. Rose Township Board Report-Glen Noble:** None
- B. Comments by Township Planner-Brian Borden:** None
- C. Next Regular Planning Commission Meeting/Public Hearing:** February 03, 2022, 7:00pm (tentative)
- D. Next Regular N.O.C.F.A. Meeting:** January 18, 2022, 3:00pm at Station #1
- E. Next Regular Township Board Meeting:** January 12, 2022, 7:00pm
- F. Zoning Board of Appeals:** February 1, 2022 , 7:00pm, Rose Township Hall (tentative)

**14. Open the Meeting to the Public:** Gisela Lendle King – question on penalties. Brooks responded by reading a part of the current ordinance.

**15. Adjournment: 8:03**

Motion to adjourn by Bolan. Seconded by Holton. All said aye. Meeting adjourned at 8:03pm.

Approved/Corrected

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Debbie Miller, MMC, MiPMC II  
Rose Township Clerk

## Chapter 12 ENVIRONMENT

### ARTICLE VII. – OAK WILT

#### Section 12-333. – Background, Intent, and Purpose

1. This Ordinance sets forth protective measures to preserve the Oak tree population and to prevent and protect against the spread of Oak Wilt.
2. Oak Wilt is the systemic, lethal disease of Oak trees (*Quercus* spp.) caused by the fungus *Bretziella fagacearum* (formally *Ceratocystic fagacearum*). Trees can die within weeks or months after being infected.
3. The fungus causing Oak Wilt is spread in three ways:
  - a. above ground by Nitidulids beetles that carry spores from fungal pads on infected trees into wounds on healthy oak trees;
  - b. underground from tree to tree by underground root grafts (contact) from infected trees to healthy trees (oaks within approximately 100 feet of each other can contract the disease in this manner); and
  - c. movement of infected firewood from one location to another.
4. When an Oak has wilted and died, it may produce a fungal mat below the bark. On the mat are spores responsible for the fungus that produces and spreads Oak Wilt. When a mat ferments, it produces a fruity aroma that attracts vectors (sap-feeding beetles) which then come in contact with the spores and then spread the spores to once healthy oak trees.
5. Oaks can be divided into two major families: Red Oaks and White Oaks. The Red Oak family includes pin, northern pin, northern and southern red, black, and scarlet oaks. The White Oak family includes bur, post, white, and swamp white oaks.

Trees of highly susceptible species (Red Oaks) wilt rapidly from the top down and are killed completely within four to six weeks. Moderately susceptible species (White Oaks) wilt more slowly.

6. Oak trees comprise a significant component of the township's natural environment and are a high value species that provide food and cover for game and nongame species, provide building materials, firewood, and greatly contribute to the aesthetic character of the community.

Oak Wilt can have a devastating effect on Oak trees, and threatens the township's Oak forests and woodlots, which can decrease property values, become expensive to manage, and cause detrimental aesthetic consequences.

#### Sec. 12-334. – Applicability and Protective Measures

1. *Applicability.* Oak trees of any variety within public rights-of-way or utility easements (either temporary or permanent) or corridors shall not be removed, pruned or trimmed between March 15 and October 31.

It shall be the responsibility of the public right-of-way owner, utility provider/easement holder and/or a contractor hired by such entity to follow the provisions established herein.

2. *Protective Measures.* Removal, pruning or trimming necessary to address a matter of public safety shall be exempt from this Ordinance.

However, trees impacted for matters of public safety or damaged by accident at any time of year shall be disposed of and treated with the best known practices. This would include applying a wound dressing, such as an acceptable tree pruning sealer to mask the exposed wound from contamination if trimming takes place after March 15 and before October 31.

Cut limbs, trunks, and/or remaining stumps shall be disposed of with best known practices to prevent the spread of Oak Wilt.

3. *Time frame and Disposal.* To prevent the spread of Oak Wilt, best practices will be used for disposing of all cut limbs and may include the debarking of trunks/logs, and grinding or burying of stumps. Trimmed trees with evidence of Oak Wilt shall be properly disposed of in a timely manner to protect against further spread.

#### **Sec. 12-335. - Violations**

1. Anyone found to be in violation of the provisions of this Ordinance shall be responsible for a municipal civil infraction and subject to the provisions of this Code.
2. The Zoning Administrator, in addition to other remedies, may institute any appropriate action or proceeding to prevent, abate, or restrain the violation.
3. Each day's continuance of a violation shall be deemed a separate and distinct offense. Expenses incurred in connection with such action shall be assessed as damages against the violation.



**PLANNING COMMISSION  
ROSE TOWNSHIP  
OAKLAND COUNTY, MICHIGAN  
NOTICE OF PUBLIC HEARING ON  
ROSE TOWNSHIP OAK WILT ORDINANCE**

The Rose Township Planning Commission will hold a public hearing in the Township Meeting Hall at Township Offices, 9080 Mason Street, Holly, MI 48442, Thursday, February 3<sup>rd</sup>, 2022. The Planning Commission meeting starts at 7:00 PM. The estimate time of the "Oak Wilt Ordinance" public hearing is 7:15 PM.

A copy of the "Oak Wilt Ordinance" is available for public inspection at the Rose Township offices, 9080 Mason Street, Holly, Michigan, during regular business hours. Written comments concerning the Ordinance may be submitted to the Township at the above location prior to the hearing and will be made part of the official record. For more information, please contact the Zoning Administrator at 248-634-0290.

Persons needing assistance to attend the meeting due to physical handicap should contact the Rose Township Clerk, 9080 Mason Street, Holly, Michigan (248) 634-8701 at least 72 hours prior to the meeting.

Debbie Miller, MMC, MiPMC II  
Rose Township Clerk  
(248) 634-8701

David Plewes  
Rose Township Zoning Administrator  
(248) 634-0290

Publish: January 15, 2022