

**NOTICE OF POSTING OF A PROPOSED MINERAL EXTRACTING, MONITORING, AND RECLAIMING
AMENDMENT ORDINANCE**

PLEASE TAKE NOTICE that a Tallmadge Charter Township Mineral Extracting, Monitoring, and Reclaiming Amendment Ordinance had its first reading at a meeting of the Tallmadge Charter Township Board held on August 14, 2018 and is scheduled for a second reading on September 11, 2018.

The Mineral Extracting, Monitoring, and Reclaiming Amendment Ordinance will amend Section 4.1 of the Mineral Extracting, Monitoring, and Reclaiming Ordinance, Ordinance No. 071415-1, to lessen the amount of ground to be moved, removed, excavated, mined, or dumped without a permit to 300 cubic yards and clarify its exemption related to landscaping of a yard, construction of a driveway, within a development, or filling the inside of a building or structure.

PLEASE TAKE FURTHER NOTICE that the Ordinance has been posted in the office of the Tallmadge Charter Township Clerk, Tallmadge Charter Township, 0-1451 Leonard Road, N.W., Grand Rapids, Michigan (telephone: 616-677-1248), and on the Township website at www.tallmadge.com.

Dated: August 26, 2018

Lenore Cook, Clerk
Tallmadge Charter Township

The following Mineral Extracting, Monitoring, and Reclaiming Amendment Ordinance was introduced and a first reading completed at the Tallmadge Charter Township Board meeting on August 14, 2018.

TALLMADGE CHARTER TOWNSHIP
ORDINANCE NO. 081418-1

MINERAL EXTRACTING, MONITORING, AND RECLAIMING AMENDMENT ORDINANCE

AN ORDINANCE TO AMEND THE MINERAL EXTRACTING, MONITORING, AND RECLAIMING ORDINANCE BY REDUCING THE NUMBER OF YARDS TO BE MOVED WITHOUT A PERMIT, AND TO PROVIDE FOR AN EFFECTIVE DATE FOR THIS ORDINANCE.

THE CHARTER TOWNSHIP OF TALLMADGE, COUNTY OF OTTAWA, STATE OF MICHIGAN, ORDAINS:

Section 1. Permit Required. Section 4.1 of the Tallmadge Charter Township Mineral, Extracting, Monitoring, and Reclaiming Ordinance, Ordinance No. 071415-1, shall be restated in its entirety as follows.

- 4.1 It shall be unlawful for any person to move, remove, excavate, mine, or dump any soil without a permit under this Ordinance, except that no permit shall be required when:
- A. The total amount of soil to be moved, removed, excavated, mined, or dumped in any one project is less than three hundred (300) cubic yards;
 - B. The soil which is to be moved, removed, excavated, mined, or dumped is directly related to or necessary for the construction or alteration of a building, structure, or other improvement for which a permit has been issued pursuant to the applicable building code; or
 - C. The soil which is to be moved, removed, excavated, mined, or dumped is directly related to or reasonably necessary for the landscaping of a lawn or yard, the construction or alteration of a driveway, the construction of improvements within a development, or the filling of the inside of a building or structure.

Section 2. Effective Date. This Ordinance was approved and adopted by the Township Board of the Charter Township of Tallmadge, Ottawa County, Michigan, on _____, 2018 after introduction and a first reading on _____, 2018 and publication after such first reading as required by Michigan Act 359 of 1947, as amended. This Ordinance shall be

effective on _____, 2018, which date is at least 30 days after publication of the Ordinance.

James VanEss, Supervisor

Lenore Cook, Clerk

CERTIFICATE

I, the Clerk for the Charter Township of Tallmadge, Ottawa, County, Michigan, certify that the foregoing Tallmadge Charter Township Mineral Extracting, Monitoring, and Reclaiming Amendment Ordinance was adopted at a regular meeting of the Township Board held on _____, 2018. The following members of the Township Board were present at _____ that _____ meeting: _____

_____.

The following members of the Township Board were absent: _____
_____. The Ordinance was adopted by the Township Board with members of the Board _____
_____ voting in favor and members of the Board _____
_____ voting in opposition. Notice of Adoption of the Ordinance was published in the _____
_____, on _____, 2018.

Lenore Cook, Clerk
Tallmadge Charter Township

AFFIDAVIT OF POSTING

STATE OF MICHIGAN)

)ss

COUNTY OF OTTAWA)

The undersigned, Lenore Cook, the Tallmadge Charter Township Clerk, being first duly sworn, deposes and says as follows:

1. That she posted a proposed Mineral Extracting, Monitoring, and Reclaiming Amendment Ordinance for Tallmadge Charter Township, after its first reading at a meeting of the Tallmadge Charter Township Board held on August 14, 2018 in the Township Clerk's office and on the Township's website at www.tallmadge.com on _____, 2018.

Lenore Cook, Clerk
Tallmadge Charter Township

Subscribed and sworn to before this
_____ day of _____, 2018.

Notary Public, Ottawa County, Michigan
Acting in Ottawa County, Michigan
My commission expires: _____