

GREEN OAK CHARTER TOWNSHIP

10001 Silver Lake Road, Brighton Michigan 48116
(810) 231-1333 FAX (810) 231-5080

Regular Board Meeting, August 17, 2022, at 7:00 p.m.

1. Call to Order
2. Pledge of Allegiance to Flag
3. Roll Call of the Board
4. Approval of the Agenda
5. Call to the Public: Comment on **Agenda Related Items Only**
6. Consent Agenda
 - a) Approval of August 3, 2022, Regular Board Meeting Minutes
 - b) Approval of the submitted bills list \$149,409.78
7. Department Head Reports & Request
8. Correspondence: As needed
9. Business Items:
 - a) Police Department: Firearms and Equipment Purchase
 - b) Texas Roadhouse Holdings LLC Class C Liquor License Request
 - c) Rezoning Request for parcel 4716-03-200-003, 11700 Grand River Ave.
10. Discussion: As needed
11. Committee Reports: As needed
12. Executive Session: None
13. Call to the Public
14. Adjournment

Subject: Public Comment

Date adopted:
October 7, 1997

AMENDED:
December 2, 2020

Reason:

To set a procedure for public comment which is equitable to all citizens who wish to comment at Public meetings and to form a policy that promotes orderly conduct of business by the Township Board.

Call to the Public:

1. Public Comment is limited to Call to the Public section on the agenda.
2. Call to the Public is limited to three (3) minutes per speaker, unless otherwise determined by the Township Board based on the number of persons wishing to speak.
3. Written material should be presented to the Township Board rather than read if it would exceed the 3-minute limit.
4. Comments and questions are to be addressed to the Chairperson, rather than to other individuals in the audience.

Citizen Participation during Electronic Meetings:

During Township Board meetings conducted electronically, members of the public attending the meeting, once recognized by the chair, shall identify themselves for the record and indicate whether they are a Township resident. Comments by the public will be limited in the same manner as provided for audience comment for non-electronic meetings to three minutes for each speaker unless the time is extended by the chair or by vote of the Board. Comments by the public during meetings held electronically will be limited to the Audience Comment portion of the meeting.

Public Hearing:

1. Comment is limited to three (3) minutes per speaker, unless otherwise determined by the Township Board based on the number of persons wishing to speak.
2. Written material should be presented to the Township Board rather than read if it would exceed the three (3) minute limit.
3. Comments and questions are to be addressed to the Chairperson, rather than to other individuals.

Green Oak Charter Township
Board of Trustees
Regular Meeting Minutes
August 3, 2022

Roll Call: Susan Daugherty, Treasurer
Tracey Edry, Trustee
Richard Everett, Trustee
Daniel Rainko, Trustee
Michael Sedlak, Clerk
Mark St. Charles, Supervisor

Absent: James Tuthill, Trustee

Guests: 4

APPROVAL OF AGENDA

**Motion by Edry, second by Daugherty
To approve the agenda as presented.**

**Voice Vote: Ayes: Unanimous
Nays: None**

MOTION APPROVED

PUBLIC COMMENT - None

APPROVAL OF CONSENT AGENDA

- 1) Approval of the July 6, 2022 Regular Board Meeting Minutes
- 2) Approval of the submitted bills list in the amount of \$355,219.62

**Motion by Rainko, second by Edry
To approve the Consent Agenda as presented.**

**Voice Vote: Ayes: Unanimous
Nays: None**

MOTION APPROVED

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DEPARTMENT HEAD REPORTS

Police Chief- The Police Chief explained the speed trailer is down and he introduced a new officer to the department.

Chief Gentry – Reported the millage was successful for the Fire Department and he thanked the residents for voting favorably for it. Also, the ladder truck has an estimated delivery of August of 2023. They are making plans to handle the traffic with the upcoming roundabout construction.

Treasurer – Treasurer Daugherty thanked the community for passing the millage. They should begin the first steps by September 7.

Clerk – Clerk Sedlak reported they had a high turnout for an off-year primary. He was pleased that the fire department millage passed at over a 2 to 1 margin. There were a few hiccups throughout the day with two power outages, but they were handled, and no one had to wait to vote. He couldn't be prouder of his staff. There were zero challengers and he felt that was due to the transparency of the whole election process.

Supervisor – Supervisor St. Charles announced John Dawson from Highland Treatment passed away last week. The township has worked with him for many years. He was professional, and service to his customers was at the top of his list. He will be missed.

He reported on the contamination found in the Huron River and explained notices have been posted on the township website. The modeling shows that the plume is migrating down to Kent Lake. Once it hits Kent Lake the dilution will settle it out in Kent Lake, but he didn't think they took into account the 3" of rain they are getting tonight. He noted he has received many calls since some residents use the Huron River to irrigate their lawns and he is telling residents to stop doing that for the time being.

He also reported on the amount of calls he is getting regarding the heavy traffic on Silver Lake Road. These are public roads, and they can't block truck traffic. Traffic issues are just the way it is right now.

CORRESPONDENCE – None

BUSINESS ITEMS

A. Fire Department: Records Management System Request

Chief Gentry referenced his memo dated July 26, 2022. He requested the Board approve and ratify the initial decision to switch to First Due for the Department's record management system and authorize the payment of \$8,521.40 from Contracted Services, line 206.804.000.

95 **Motion by Rainko, second by Edry**
96 **To migrate the data management system to First Due based on the memo**
97 **from Chief Gentry dated July 26, 2022 and any agreement/contract should**
98 **be forwarded to the Clerk and Supervisor to sign. The amount is \$8521.40**
99 **through April 2023.**

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101 **Roll Call Vote: Ayes: Unanimous**
102 **Nays: None**

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104 **MOTION APPROVED**

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107 **B. Winans Lake Road and Rickett Road Roundabout Project Agreement**
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109 Supervisor St. Charles noted this project will be a cost share with Livingston County
110 Road Commission. The county Road Commission has agreed to split the cost 50/50 so
111 the agreement states the cost not to exceed \$825,167.00. They do have the signed
112 agreement for contributions for future road improvements as follows:

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114 Southeast Michigan Land Holdings signed the agreement for \$395,000,
115 Green Oak Crossing LLC for \$60,000,
116 Southeast Michigan Land Holdings for \$45,000,
117 Vortech Gymnastics for \$10,000.

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119 Also, including the Green Oak Charter Township previously approved contribution of
120 \$250,000. The total commitments equal \$760,000. If they take that from the share of
121 the construction costs they are short \$65,167 and when it's all said and done that's not
122 too bad.

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124 **Motion by Sedlak, second by Edry**
125 **To authorize the Clerk and Supervisor to sign the agreement and bring**
126 **back a budget amendment.**

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128 **Roll Call Vote: Ayes: Unanimous**
129 **Nays: None**

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131 **MOTION APPROVED**

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134 **DISCUSSION**

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136 **COMMITTEE REPORTS – None**

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138 **EXECUTIVE SESSION – None**

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140 **PUBLIC COMMENT - None**
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143 **ADJOURNMENT**

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145 The Board of Trustees meeting adjourned at 7:40 p.m. due to no further business.

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148 Respectfully Submitted,

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150 Kellie Angelosanto

151 Recording Secretary

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153 Approved as submitted August 17, 2022.

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Michael H. Sedlak, CMC

158 Township Clerk

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Mark St. Charles

Township Supervisor

Bills List

\$149,409.78

Check Date	Bank	Check #	Vendor Code	Vendor Name	Invoice Total	Credit Total	Total Amount	# Invoices
08/04/2022	OKB	00000070671	123.NET	123.NET, INC	1,109.67	0.00	1,109.67	1
08/04/2022	OKB	00000070672	ABSOPURE	ABSOPURE WATER COMPANY	111.50	0.00	111.50	3
08/04/2022	OKB	00000070673	ACE	GREAT LAKES ACE HARDWARE	117.37	0.00	117.37	1
08/04/2022	OKB	00000070674	ALLSTAR	ALLSTAR ALARM LLC	2,630.01	0.00	2,630.01	1
08/04/2022	OKB	00000070675	AMERICAN A	AMERICAN AWARDS & ENGRAVING	60.50	0.00	60.50	1
08/04/2022	OKB	00000070676	APOLLO	APOLLO FIRE EQUIPMENT COMPANY	255.85	0.00	255.85	1
08/04/2022	OKB	00000070677	APPLIED IM	APPLIED IMAGING	635.94	0.00	635.94	2
08/04/2022	OKB	00000070678	AT&T ADVER	THYRV	33.00	0.00	33.00	1
08/04/2022	OKB	00000070679	BERESFORD	BERESFORD COMPANY	375.00	0.00	375.00	1
08/04/2022	OKB	00000070680	BIG BARNEY	BIG BARNEY	750.00	0.00	750.00	1
08/04/2022	OKB	00000070681	BOULLION	BOULLION SALES	161.73	0.00	161.73	1
08/04/2022	OKB	00000070682	BOUND TREE	BOUND TREE MEDICAL, LLC	1,081.73	0.00	1,081.73	4
08/04/2022	OKB	00000070683	BS&A	BS&A SOFTWARE	24,500.00	0.00	24,500.00	2
08/04/2022	OKB	00000070684	CHAMP CHEV	CHAMPION CHEVROLET INC	135.16	0.00	135.16	2
08/04/2022	OKB	00000070685	CHARTER CO	CHARTER COMMUNICATIONS	820.00	0.00	820.00	1
08/04/2022	OKB	00000070686	CHASE	CHASE CARD SERVICES	9,798.14	0.00	9,798.14	1
08/04/2022	OKB	00000070687	CHLORIDE	CHLORIDE SOLUTIONS, LLC.	4,469.92	0.00	4,469.92	1
08/04/2022	OKB	00000070688	CLS	CLS	155.22	0.00	155.22	1
08/04/2022	OKB	00000070689	COLLINS, J	JAMES W. COLLINS	790.00	0.00	790.00	1
08/04/2022	OKB	00000070690	COMBATSOUR	COMPLETE BATTERY SOURCE, INC.	360.00	0.00	360.00	1
08/04/2022	OKB	00000070691	COMFORT HE	COMFORT MECHANICAL LLC	1,450.00	0.00	1,450.00	1
08/04/2022	OKB	00000070692	CONEDERA,	GINO CONEDERA	25.00	0.00	25.00	1
08/04/2022	OKB	00000070693	CONSTELL	CONSTELLATION NEW ENERGY, INC.	2,864.26	0.00	2,864.26	1
08/04/2022	OKB	00000070694	CORRIGAN	CORRIGAN	4,460.15	0.00	4,460.15	3
08/04/2022	OKB	00000070695	CSI LEASIN	CSI LEASING, INC.	6,282.03	0.00	6,282.03	4
08/04/2022	OKB	00000070696	DART TEAM	DART	114.50	0.00	114.50	1
08/04/2022	OKB	00000070697	DINGES	DINGES FIRE COMPANY	2,007.22	0.00	2,007.22	1
08/04/2022	OKB	00000070698	DRAGON	DRAGON UNDERGROUND LLC	206.00	0.00	206.00	1
08/04/2022	OKB	00000070699	DTE ENERGY	DTE ENERGY	8,687.58	0.00	8,687.58	19
08/04/2022	OKB	00000070700	ECONOPRINT	ECONO PRINT	188.00	0.00	188.00	1
08/04/2022	OKB	00000070701	ELHORN	ELHORN ENGINEERING CO	525.00	0.00	525.00	1
08/04/2022	OKB	00000070702	ENV WOOD	ENVIRONMENTAL WOOD SOLUTIONS	579.75	0.00	579.75	1
08/04/2022	OKB	00000070703	ER VEHICLE	EMERGENCY VEHICLES PLUS	958.58	0.00	958.58	1
08/04/2022	OKB	00000070704	ESO SOL	ESO SOLUTIONS, INC.	769.20	0.00	769.20	1
08/04/2022	OKB	00000070705	FALLERT	FALLERT CONTRACTING LLC	1,765.00	0.00	1,765.00	1
08/04/2022	OKB	00000070706	FIRECLASS	FIRECLASS	60.00	0.00	60.00	1
08/04/2022	OKB	00000070707	FLEETPRIDE	FLEETPRIDE	342.23	0.00	342.23	2
08/04/2022	OKB	00000070708	GALLS	GALLS, LLC	84.10	0.00	84.10	1
08/04/2022	OKB	00000070709	GENTRY,KEV	KEVIN S. GENTRY	23.70	0.00	23.70	1
08/04/2022	OKB	00000070710	GRIMA, T	GRIMA, TIMOTHY	85.00	0.00	85.00	1
08/04/2022	OKB	00000070711	HALT	HALT FIRE	271.32	0.00	271.32	1
08/04/2022	OKB	00000070712	HIGHLAND T	HIGHLAND TREATMENT INC.	8,316.18	0.00	8,316.18	1

Check Date	Bank	Check #	Vendor Code	Vendor Name	Invoice Total	Credit Total	Total Amount	# Invoices
08/04/2022	OKB	00000070713	HOGAN, AL	AL HOGAN	4,490.00	0.00	4,490.00	1
08/04/2022	OKB	00000070714	HOME DEPOT	HOME DEPOT CREDIT SERVICES	254.53	0.00	254.53	1
08/04/2022	OKB	00000070715	HUMBLE, C	CARRIE HUMBLE	50.65	0.00	50.65	1
08/04/2022	OKB	00000070716	HUTSON	HUTSON, INC.	96.37	0.00	96.37	1
08/04/2022	OKB	00000070717	HVG	HURON VALLEY GUNS	793.88	0.00	793.88	1
08/04/2022	OKB	00000070718	IAFC	INTERNATIONAL ASSOC OF FIRE CHIEFS	265.00	0.00	265.00	1
08/04/2022	OKB	00000070719	JEWELL, W	WAYNE JEWELL	742.50	0.00	742.50	1
08/04/2022	OKB	00000070720	JOHNSON, R	JOHNSON, ROBERTS, & ASSOCIATES	20.00	0.00	20.00	1
08/04/2022	OKB	00000070721	KELLEY, JO	JOHN KELLEY	279.90	0.00	279.90	1
08/04/2022	OKB	00000070722	LAWRENCE	LAWRENCE AUTO-BODY	1,481.80	0.00	1,481.80	1
08/04/2022	OKB	00000070723	LCREGDEEDS	LIVINGSTON COUNTY REGISTER OF DEEDS	30.00	0.00	30.00	1
08/04/2022	OKB	00000070724	LCTREASUR	LIVINGSTON COUNTY TREASURER	314.50	0.00	314.50	1
08/04/2022	OKB	00000070725	LOCALITY M	LOCALITY MEDIA INC	8,521.40	0.00	8,521.40	1
08/04/2022	OKB	00000070726	LUMENSERVE	LUMENSERVE	477.00	0.00	477.00	1
08/04/2022	OKB	00000070727	LYNDIES CL	LINDA M. GARDELL	5,049.26	0.00	5,049.26	2
08/04/2022	OKB	00000070728	MARQUIS, U	ULRIKE MARQUIS	100.00	0.00	100.00	1
08/04/2022	OKB	00000070729	MCCALL, AN	ANDREA MCCALL	105.61	0.00	105.61	1
08/04/2022	OKB	00000070730	MFIS	MICHIGAN FIRE INSPECTORS SOCIETY	545.00	0.00	545.00	2
08/04/2022	OKB	00000070731	MFM NETWOR	MFM NETWORKS, INC.	840.00	0.00	840.00	1
08/04/2022	OKB	00000070732	MML WORKER	MML WORKERS' COMP FUND	10,604.00	0.00	10,604.00	1
08/04/2022	OKB	00000070733	MONROE'S	MONROE'S RUBBISH REMOVAL INC.	45.00	0.00	45.00	1
08/04/2022	OKB	00000070734	MSU ANR	MSU	100.00	0.00	100.00	2
08/04/2022	OKB	00000070735	MUTUAL	MUTUAL OF OMAHA	3,059.06	0.00	3,059.06	1
08/04/2022	OKB	00000070736	N HUMAN	PEOPLES EXPRESS	7,500.00	0.00	7,500.00	1
08/04/2022	OKB	00000070737	NETEXPRESS	NETEXPRESS	219.69	0.00	219.69	1
08/04/2022	OKB	00000070738	NHC	NEW HORIZON COMMUNICATIONS	743.66	0.00	743.66	1
08/04/2022	OKB	00000070739	NORTHFIELD	NORTHFIELD TOWNSHIP	31.36	0.00	31.36	1
08/04/2022	OKB	00000070740	O'REILLY A	O'REILLY AUTO PARTS	618.46	0.00	618.46	5
08/04/2022	OKB	00000070741	OFFICE DEP	OFFICE DEPOT	454.76	0.00	454.76	1
08/04/2022	OKB	00000070742	PETER'S	PETER'S TRUE VALUE HARDWARE	4.04	0.00	4.04	1
08/04/2022	OKB	00000070743	PRO-TECH	PRO-TECH	330.00	0.00	330.00	1
08/04/2022	OKB	00000070744	RHD TIRE	RHD TIRE	387.00	0.00	387.00	1
08/04/2022	OKB	00000070745	ROSATI	ROSATI, SCHULTZ, JOPPICH &	297.00	0.00	297.00	1
08/04/2022	OKB	00000070746	SHARE	SHARE CORP	203.22	0.00	203.22	1
08/04/2022	OKB	00000070747	SHREDIT	STERICYCLE	95.15	0.00	95.15	1
08/04/2022	OKB	00000070748	SOHN	SOHN LINEN SERVICE, INC.	126.90	0.00	126.90	2
08/04/2022	OKB	00000070749	SPERRY, T	TIMOTHY & ANDRIA SPERRY	85.00	0.00	85.00	1
08/04/2022	OKB	00000070750	STAPLES	STAPLES	837.57	0.00	837.57	4
08/04/2022	OKB	00000070751	STAPLES CR	STAPLES CREDIT PLAN	98.97	0.00	98.97	1
08/04/2022	OKB	00000070752	THIN BLUE	THIN BLUE LINE OF MICHIGAN	10.00	0.00	10.00	1
08/04/2022	OKB	00000070753	TRI COUNTY	TRI COUNTY SUPPLY, INC.	104.25	0.00	104.25	1
08/04/2022	OKB	00000070754	TUTHILLCOM	TUTHILL FARMS & COMPOSTING	120.00	0.00	120.00	4

CHECK PROOF FOR GREEN OAK CHARTER TOWNSHIP

BANK CODE: OKB CHECK DATE: 08/04/2022 INVOICE PAY DATE FROM 08/04/2022 TO 08/04/2022

Check Date	Bank	Check #	Vendor Code	Vendor Name	Invoice Total	Credit Total	Total Amount	# Invoices
08/04/2022	OKB	00000070755	VTI, INC.	VTI, INC.	1,170.00	0.00	1,170.00	1
08/04/2022	OKB	00000070756	VZW	VERIZON WIRELESS	1,043.31	0.00	1,043.31	2
08/04/2022	OKB	00000070757	W.S. DARLE	W.S. DARLEY & CO	330.07	0.00	330.07	1
08/04/2022	OKB	00000070758	W4 SIGNS	W4 SIGNS	327.54	0.00	327.54	1
08/04/2022	OKB	00000070759	WASTE MGT	WM CORPORATE SERVICES, INC.	830.73	0.00	830.73	1
08/04/2022	OKB	00000070760	WOW!	WOW! BUSINESS	435.39	0.00	435.39	1
08/04/2022	OKB	00000070761	WRIGHTEXPR	WEX BANK	5,484.71	0.00	5,484.71	1
08/04/2022	OKB	00000070762	ZIRKLE,LAR	LARRY ZIRKLE	840.00	0.00	840.00	1

Num Checks: 92 Num Stubs: 0 Num Invoices: 139 Total Amount: 149,409.78

*OK To Pay
MAS 8/4/22
✓ Sent 8/4/22*



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ACCOUNT ACTIVITY

Date of Transaction	Merchant Name or Transaction Description	\$ Amount
07/01	CRYSTAL MTN LODGING THOMPSONVILLE MI LEISA L HAWKINS TRANSACTIONS THIS CYCLE (CARD 8646) \$167.55	167.55
06/27	EIG*CONSTANTCONTACT.COM 855-2295506 MA	45.00
06/30	COSTCO GAS #0786 GREEN OAK TWP MI	96.08
06/30	MMTA 089-8208389 MI	783.00
07/06	ADOBE ACROPRO SUBS 800-443-8158 CA	205.46
07/14	MSFT * E0500J20L 800-6427676 WA	1,821.66
07/21	PRINTERINKWAREHOUSE 269-649-5492 MI	68.90
07/23	GRN VALLEY ADV ROOM DEP 0899999999 NV SUSAN M DAUGHERTY TRANSACTIONS THIS CYCLE (CARD 8661) \$3189.96	169.86
06/27	COSTCO WHSE #0786 BRIGHTON MI	54.95
06/29	COSTCO GAS #0786 GREEN OAK TWP MI	107.53
07/06	COSTCO WHSE #0786 BRIGHTON MI	35.98
07/09	BP#924743BLEE RD BP INC BRIGHTON MI	13.98
07/11	COSTCO GAS #0786 GREEN OAK TWP MI	115.35
07/12	COSTCO GAS #0786 GREEN OAK TWP MI	104.45
07/13	COSTCO WHSE #0786 BRIGHTON MI	158.99
07/13	COSTCO GAS #0786 GREEN OAK TWP MI	126.65
07/13	COSTCO WHSE #0786 BRIGHTON MI	142.23
07/14	Amazon.com*2F6JN1W13 Amzn.com/bill WA	39.99
07/14	Amazon.com*S42582Q93 Amzn.com/bill WA	39.99
07/15	GREAT DEAL PRODUCTS BRIGHTON MI	122.40
07/15	GREAT DEAL PRODUCTS BRIGHTON MI	99.45
07/15	GREAT DEAL PRODUCTS BRIGHTON MI	122.40
07/15	GREAT DEAL PRODUCTS BRIGHTON MI	117.00
07/15	GREAT DEAL PRODUCTS BRIGHTON MI	99.45
07/15	GREAT DEAL PRODUCTS BRIGHTON MI	99.45
07/15	GREAT DEAL PRODUCTS BRIGHTON MI	99.45
07/15	Amazon.com*H20GT0VG3 Amzn.com/bill WA	102.85
07/15	GREAT DEAL PRODUCTS BRIGHTON MI	122.40
07/19	COSTCO GAS #0786 GREEN OAK TWP MI	78.55
07/25	COSTCO WHSE #0786 BRIGHTON MI	60.52
07/25	COSTCO GAS #0786 GREEN OAK TWP MI	82.65
07/25	COSTCO GAS #0786 GREEN OAK TWP MI	98.65
07/28	AMZN Mktp US*QW71W7HB3 Amzn.com/bill WA	28.20
07/28	COSTCO GAS #0786 GREEN OAK TWP MI	98.70
07/26	GREAT DEAL PRODUCTS BRIGHTON MI BRIAN STALEY TRANSACTIONS THIS CYCLE (CARD 8695) \$2427.19	55.00
06/30	DISCOUNT TIRE MIB 01 BRIGHTON MI DOUG BUERS TRANSACTIONS THIS CYCLE (CARD 4437) \$1149.48	1,149.48
06/28	AMZN Mktp US*B445L5NE3 Amzn.com/bill WA	19.98
07/01	AMZN Mktp US*217NG6LE3 Amzn.com/bill WA	30.68
07/03	AMZN Mktp US*WF6P13BJ3 Amzn.com/bill WA	30.68
07/13	Amazon.com*VI4WA7O23 Amzn.com/bill WA	23.97
07/17	Amazon.com*F53W47N83 Amzn.com/bill WA	54.52
07/17	Amazon.com*W59K97NA3 Amzn.com/bill WA	59.16
07/20	AMZN Mktp US*O2BH07553 Amzn.com/bill WA	155.97
07/21	OIRECTV*STREAM 800-531-5000 TX	104.99
07/21	AMZN Mktp US*BK2GG2W23 Amzn.com/bill WA	19.98
07/25	AMZN Mktp US*BQ5I85L3 Amzn.com/bill WA KEVIN GENTRY TRANSACTIONS THIS CYCLE (CARD 8978) \$508.99	9.06
07/08	ZOOM.US 888-799-9666 WWW.ZOOM.US CA	-8.99
07/07	ZOOM.US 888-799-9666 WWW.ZOOM.US CA	158.89
07/09	SQ *SUP DOGS LLC Brighton MI MARK ST CHARLES TRANSACTIONS THIS CYCLE (CARD 9382) \$1149.90	1,000.00
07/06	THE UPS STORE 2109 BRIGHTON MI	-18.85
07/05	SP BJJ COPS HTTPSBJJCOPS. FL	60.00

ACCOUNT ACTIVITY (CONTINUED)

Date of Transaction	Merchant Name or Transaction Description	\$ Amount
07/06	THE UPS STORE 2109 810-2295057 MI	16.85
07/06	THE UPS STORE 2109 810-2295057 MI	16.85
07/06	SP BJJ COPS HTTPSBJJCOPS. FL	320.00
07/08	EAGLE MOUNTAIN FLAG 151-284-7001 TX STEVEN KRAMER TRANSACTIONS THIS CYCLE (CARD 9105) \$630.50	213.85
07/14	BAVARIAN INN MDTOR LODGE FRANKENMUTH MI	138.03
07/18	BERESFORD COMPANY SOUTHFIELD MI	80.00
07/20	THESTAMPMAKER 888-451-7300 MI CARRIE HUMBLE TRANSACTIONS THIS CYCLE (CARD 6363) \$295.41	77.36
07/21	LATE FEE REVERSAL	-39.00
07/10	Payment ThankYou - Image Check	-10,123.09
06/29	& APPLE.COM/BILL 866-712-7753 CA	.99
07/08	STAPLES DIRECT 800-3333330 MA	61.46
07/13	AMZN Mktp US*2K9C09S13 Amzn.com/bill WA	57.19
07/21	COSTCO GAS #0390 LIVONIA MI	66.25
07/21	STAPLES DIRECT 800-3333330 MA	93.27
07/21	LATE FEE MICHAEL SEDLAK TRANSACTIONS THIS CYCLE (CARD 8995) \$9843.93- INCLUDING PAYMENTS RECEIVED	39.00

2022 Totals Year-to-Date	
Total fees charged in 2022	\$39.00
Total interest charged in 2022	\$0.00

Year-to-date totals do not reflect any fee or interest refunds you may have received.

INTEREST CHARGES

Your Annual Percentage Rate (APR) is the annual interest rate on your account.

Balance Type	Annual Percentage Rate (APR)	Balance Subject To Interest Rate	Interest Charges
PURCHASES			
Purchases	11.74%(v)(d)	- 0 -	- 0 -
CASH ADVANCES			
Cash Advances	20.74%(v)(d)	- 0 -	- 0 -
BALANCE TRANSFERS			
Balance Transfer	11.74%(v)(d)	- 0 -	- 0 -

30 Days in Billing Period

(v) = Variable Rate

(d) = Daily Balance Method (including new transactions)

(a) = Average Daily Balance Method (including new transactions)

Please see Information About Your Account section for the Calculation of Balance Subject to Interest Rate, Annual Renewal Notice, How to Avoid Interest on Purchases, and other important information, as applicable.



This Statement is a Facsimile - Not an original

7/1/2022	101-253-829.000	167.55		
6/27/2022	101-101-957.003	45		Constant Contact
6/30/2022	101-299-870.000	96.08		
6/30/2022	101-253-829.000	783		
7/6/2022	101-215-804.200	205.46		
7/14/2022				Microsoft
	206-000-804.200	582.93	0.32	1821.66
	207-000-804.200	637.58	0.35	1821.66
	101-299-804.200	601.15	0.33	1821.66
7/21/2022	101-215-928.000	68.9		
7/23/2022	101-253-829.000	169.86		
6/27/2022	207-000-727.000	54.95		
6/29/2022	101-265-870.000	107.53		
7/8/2022	101-101-967.004	35.96		
7/9/2022	101-101-967.004	13.98		
7/11/2022	101-265-870.000	115.35		
7/12/2022	101-265-870.000	104.45		
7/13/2022	206-000-928.000	158.99		
7/13/2022	101-371-870.000	126.65		
7/13/2022	101-299-727.000	142.23		
7/14/2022	101-253-727.000	39.99		
7/14/2022	101-215-727.000	39.99		
7/15/2022	101-442-805.382	122.4		
7/15/2022	101-442-805.382	99.45		
7/15/2022	101-442-805.382	122.4		
7/15/2022	101-442-805.382	117		
7/15/2022	101-442-805.382	99.45		
7/15/2022	101-442-805.382	99.45		
7/15/2022	101-442-805.382	99.45		
7/15/2022	101-265-937.000	102.85		
7/15/2022	101-442-805.382	122.4		
7/19/2022	101-265-870.000	78.55		
7/25/2022	101-191-928.000	60.52		
7/25/2022	101-299-870.000	82.65		
7/25/2022	101-299-870.000	98.65		
7/26/2022	101-209-928.000	28.2		
7/26/2022	101-265-870.000	98.7		
7/26/2022	101-276-928.007	55		
6/30/2022	206-000-936.000	1149.48		
6/28/2022	206-000-727.000	19.98		
7/1/2022	206-000-928.000	30.68		
7/3/2022	206-000-928.000	30.68		
7/13/2022	206-000-937.000	23.97		

7/17/2022	206-000-727.000	54.52
7/17/2022	206-000-928.000	59.16
7/20/2022	206-000-855.000	155.97
7/21/2022	206-000-804.000	104.99 Direct TV
7/21/2022	206-000-936.000	19.98
7/25/2022	206-000-727.000	9.06

7/8/2022	101-171-804.200	-8.99
7/7/2022	101-171-804.200	158.89
7/9/2022	101-101-967.004	1000

7/6/2022	207-000-928.004	-16.85
7/5/2022	207-000-829.001	80
7/6/2022	207-000-928.004	16.65
7/6/2022	207-000-928.004	16.85
7/6/2022	207-000-829.001	320
7/8/2022	207-000-727.000	213.85

7/14/2022	101-276-829.000	138.03
7/18/2022	101-299-804.000	80
7/20/2022	101-215-928.000	77.38

6/29/2022	101-215-804.200	0.99 Apple
7/8/2022	101-191-727.000	61.46
7/13/2022	101-191-727.000	57.19
7/21/2022	101-215-870.000	66.25
7/21/2022	101-191-727.000	93.27

9798.14



**Green Oak Charter Township
Police Department**

9400 Whitmore Lake Road – Brighton, Michigan 48116
Non-Emergency Business: (810) 231-9626 FAX: (810) 231-9627
Emergency: 911

**SUBJECT: REQUEST FOR THE APPROVAL TO PURCHASE FIREARMS
AND EQUIPMENT**

PURCHASE REQUEST REVIEW

- The purchase of 20 Glock G45 with optics and three (3) Glock 43x with optics for the fiscal year 2022-2023. The optics are Trijicon RMR.
- The purchase of 20 flashlights and holsters. Flashlights are the Streamlight TLR-7. The holsters are Safariland brand similar to what we carry currently.
- The firearms and equipment will be purchased from CMP Distributors in Lansing. CMP will also take our current firearms for trade-in.

BUDGET

- The total cost of the firearms and equipment will be \$25,157.10 with no money coming from the budget.
- The cost will be covered from our forfeiture fund \$8,740.77, vehicle sale \$10,700 and the trade-in of the current firearms \$5,000. Which will leave -\$1,542.90 going back into the budget.

ATTACHMENTS

- Quotes from CMP

JUSTIFICATION

Firearms have advanced over the last several years. Several departments in the country have gone to pistols that have optics and flashlights on them. The firearms will have optics which will improve accuracy, distance, and time on target. The flashlight will also help the officer identify their target.

I appreciate the Board's consideration of this proposal and please let me know if you have any questions. Thank you

Prepared by: Steven Kramer, Chief of Police

CMP Distributors, Inc.
 16753 Industrial Parkway
 Lansing, MI 48906
 Phone # 517-721-0970
 Fax # 517-721-0974

Quote

Date	Quote #
4/19/2022	11560

Bill To
Green Oak Township Police Department*** 9400 Whitmore Lake Rd Brighton, MI 48116

Ship To

Sales Rep	Account #	Terms	Expiration Date	Shipping Terms
CMP	1108		5/19/2022	Best Way

Description	Qty	Price	Total
Glock 45MOS Package-To include the following -Glock 45MOS5 (Direct Mount for RMR Type 2) -3 Magazines -Trijicon RMR Type 2 Sight -Ameriglo Suppressor Height Sights-NOT Night Sights -All items will be installed by the factory prior to shipping -Estimated Delivery-120 Days ARO	20	930.78	18,615.60T
Glock 43X MOS, 9mm Semi Auto Pistol, Glock Fixed Sights, Front Rail, 5.5 Lb Trigger	3	320.50	961.50T

Shipping & Handling Terms:
 - Freight to be added at time of shipment
 - Ships UPS Ground

Sales Tax (0.0%)	\$0.00
Total	\$19,577.10

This is a quotation on the goods named, subject to the conditions noted below:
 1. Pricing is good for 30 days unless otherwise noted.
 2. Please include the quote number on all correspondence to insure proper pricing when ordered.
 3. To accept this quotation, please sign and return.

Customer Signature _____

CMP Distributors, Inc.
 16753 Industrial Parkway
 Lansing, MI 48906
 Phone # 517-721-0970
 Fax # 517-721-0974

Quote

Date	Quote #
4/19/2022	11561

Bill To
Green Oak Township Police Department*** 9400 Whitmore Lake Rd Brighton, MI 48116

Ship To

Sales Rep	Account #	Terms	Expiration Date	Shipping Terms
CMP	1108	Net 30	5/19/2022	Best Way

Description	Qty	Price	Total
Streamlight 69424 TLR-7A Flex Includes high switch (mounted), low switch, one CR123A lithium battery and key kit, Black	20	119.25	2,385.00T
Safariland 7360RDS-28325-411 SafariSeven Mid-Ride Holster, for Glock All Gen 19/45 MOS w/ITI M3 Light, TLR-1, TLR-1HL, Surefire X200/X300/X300U, Trijicon RMR, 4.5"BBL, SafariSeven Black, Right Hand (412 Left Hand)	20	157.50	3,150.00T
Shipping and Handling	1	45.00	45.00T

Shipping & Handling Terms:
 - Freight to be added at time of shipment
 - Ships UPS Ground

Sales Tax (0.0%)	\$0.00
Total	\$5,580.00

This is a quotation on the goods named, subject to the conditions noted below:
 1. Pricing is good for 30 days unless otherwise noted.
 2. Please include the quote number on all correspondence to insure proper pricing when ordered.
 3. To accept this quotation, please sign and return.

Customer Signature _____

Carlin Edwards Brown PLLC

Attorneys & Counselors at Law
2055 Orchard Lake Rd.
Sylvan Lake, Michigan 48320
P. (248) 816-5000
F. (248) 816-5115
www.cebhlaw.com

John B. Carlin, Jr. (1939-2018)
Scott D. Edwards (Of Counsel)
Michael J. Brown
Steven J. Grobbel
James V. Bellanca, III

Lansing Office
6017 West St. Joe Hwy., Suite 202
Lansing, Michigan 48917
P. (517) 321-4617
F. (517) 321-4642

Northern Michigan Office
145 North Otsego Ave.
Gaylord, Michigan 49735
P. (989) 251-1041
F. (989) 688-5901

July 29, 2022

Mr. Michael Sedlak
Green Oak Charter Township
1001 Silver Lake Road
Brighton, MI 48116

**Re: Texas Roadhouse Holdings LLC
Request for Quota License**

Dear Mr. Sedlak:

I am the attorney for Texas Roadhouse Holdings LLC, the operator of the Texas Roadhouse restaurant chain ("Texas Roadhouse"). Texas Roadhouse will soon be opening a new restaurant at 6800 Whitmore Lake Road, Brighton, Michigan 48116. Although it has a Brighton mailing address, Green Oak Township is the "Local Governmental Unit" for liquor licensing purposes.

In order to serve alcohol at its new Whitmore Lake Road location, Texas Roadhouse needs a Class C on-premise liquor license to allow for the sale of beer, wine, and spirits. Green Oak Township currently has three Class C quota licenses available to be allocated to liquor license applicants. Texas Roadhouse is interested in acquiring one of these Class C licenses from Green Oak Township for the new Texas Roadhouse location on Whitmore Lake Road. To that end, you have requested that we provide information regarding Texas Roadhouse, explain our request for a quota license and our plans for the license.

Texas Roadhouse is a national chain known of casual steak restaurants with more than 580 locations in 49 states. It is famous for its hand-cut steaks, fall off the bone ribs, made from scratch sides, and fresh baked bread. A typical Texas Roadhouse restaurant averages 5,000 guests a week, which is one of the highest in the industry. Texas Roadhouse is based in Louisville, Kentucky, and the company's first restaurant was founded in nearby Clarksville, Indiana in 1993. Texas Roadhouse was founded upon providing fresh, quality food for a value which is why they make their food from scratch, even the bacon bits, croutons, and dressings. Attached is a copy of a Texas Roadhouse Menu.

July 29, 2022

Page 2

Texas Roadhouse is a dinner-only concept during the week. Although the restaurant is open for lunch on the weekends, the dinner-only philosophy ensures their managers a better lifestyle and reduces costs. The Whitmore Lake Road location is just off the Lee Road exit to US 23. It's located in the heart of Brighton's business and commercial district. It will provide a welcome casual dining addition to guests at the nearby hotels, shoppers at the Costco Wholesale and the neighboring shopping center.

The location will be renovated to include standard Texas Roadhouse façade. A copy of the architect's renderings of the Texas Roadhouse exterior are attached. This restaurant will be 7,831 square feet with an interior capacity of 290 seats and a patio capacity of an additional 32 seats, for a total of 322 seats. A copy of the floor plan for the restaurant is also attached. A typical Texas Roadhouse Restaurant will employ approximately 100 full and part-time employees.

Our plan for the Class C Quota license is to have beer, wine, and spirits available to our customers to enjoy with their meal. At Texas Roadhouse, alcohol is seen as an accompaniment to your meal. We are a restaurant that serves alcohol, not a bar that serves food. Texas Roadhouse is a successful, well-respected corporate citizen at locations across the country, including 16 locations in the State of Michigan. In addition to providing jobs and tax revenue to the communities where it's located, Texas Roadhouse provides a great meal at a great price in a family friendly atmosphere.

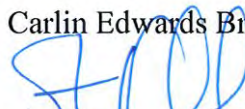
Texas Roadhouse Holdings LLC respectfully requests that following a review of this material, that the matter be placed on a Board of Trustees Agenda and for a vote. We are hopeful that the vote will be in favor of allocating a Class C quota license to Texas Roadhouse Holdings LLC for use at 6800 Whitmore Lake Road, Brighton, Michigan. Attached for use by the Board of Trustees is the Michigan Liquor Control Commission ("MLCC") Local Governmental Approval Form (LCC-106) that would need to be completed and signed following a Board's vote on the license allocation.

Attached is a copy of the proposed MLCC Application (LCC-100a), Report of Members (LCC-301), and supporting documentation that will be filed with the MLCC should the Board of Trustees approve the allocation of this quota license. Texas Roadhouse is happy to answer any questions and provide any additional documentation that you or the Board of Trustees may have, as well as appear at the Board of Trustees meeting to answer any additional questions.

Should you have any questions, please feel free to contact me.

Very truly yours,

Carlin Edwards Brown PLLC



Steven J. Grobbel

Direct Dial: (248) 816-5000 (ext. 2)

E-Mail: sgrobbel@cebhlaw.com

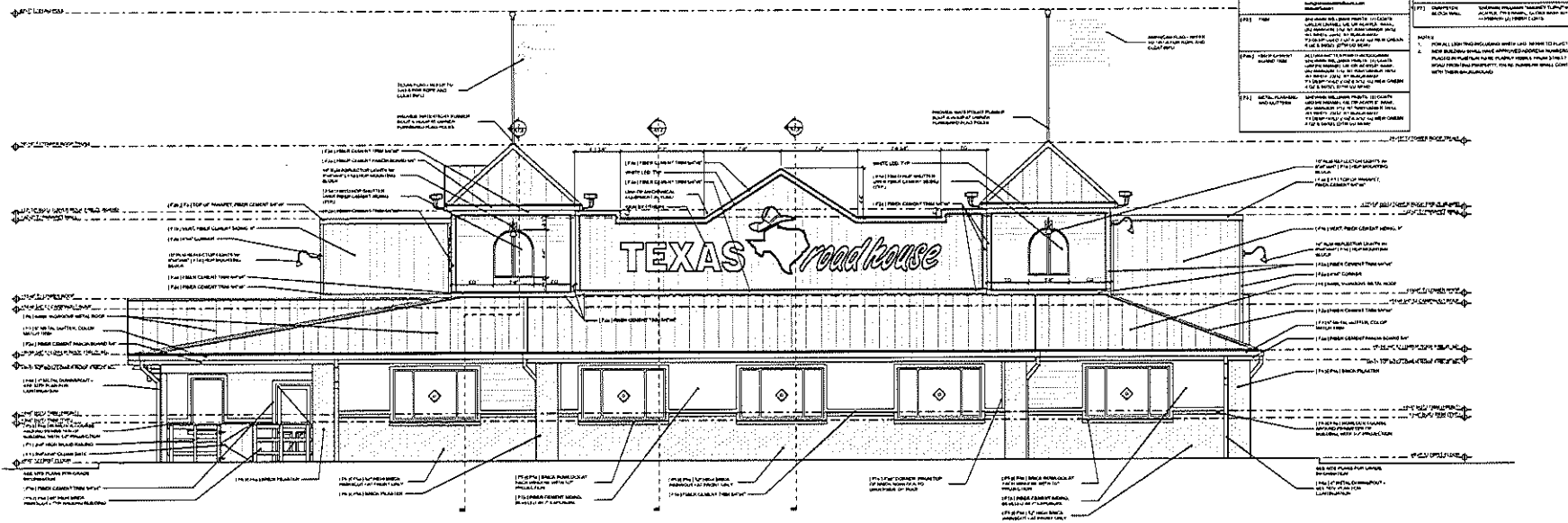
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EXTERIOR FINISH SCHEDULE

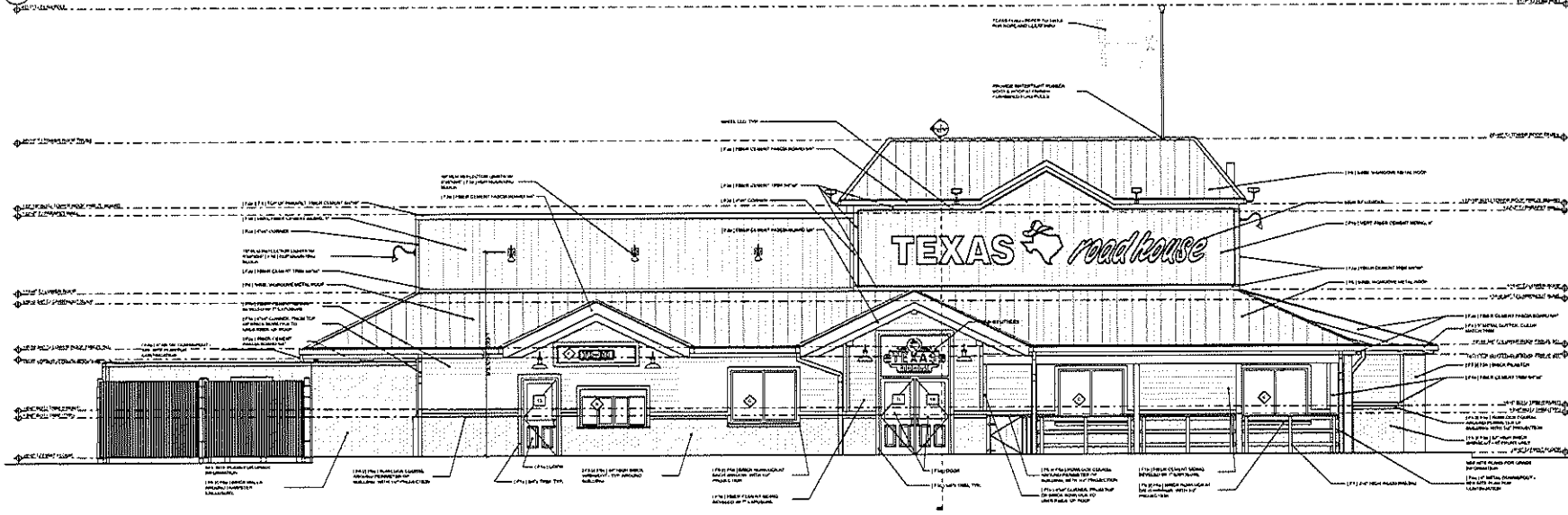
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WILLIAM G. BOOKLEGG
ARCHITECT
101 S. BENCH ST. GALENA, IL 61034
Phone: 815-277-9900

BHMS
DESIGN
101 S. BENCH ST. GALENA, IL 61034
Phone: 815-277-9900



1 SOUTH ELEVATION
SCALE: 1/4\"/>



2 WEST ELEVATION
SCALE: 1/4\"/>

Drawn by: MK, RM
Checked by: R.H. DM
Project No.: MH2208

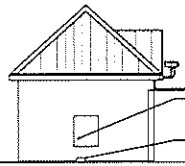
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1	4/19/22	50% REVIEW SET
2	4/26/22	COORDINATION SET
3	4/19/23	PERMIT / BID SET

TEXAS ROADHOUSE
GREEN OAK TOWNSHIP, MI
6800 WHITMORE LAKE ROAD
BRIGHTON, MI 48116



EXTERIOR ELEVATIONS

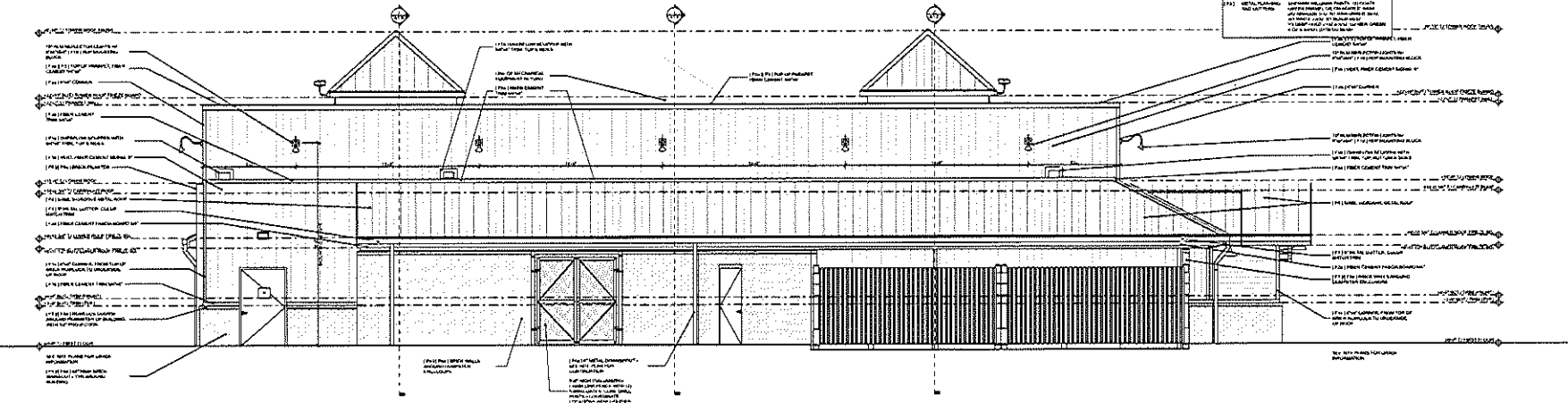
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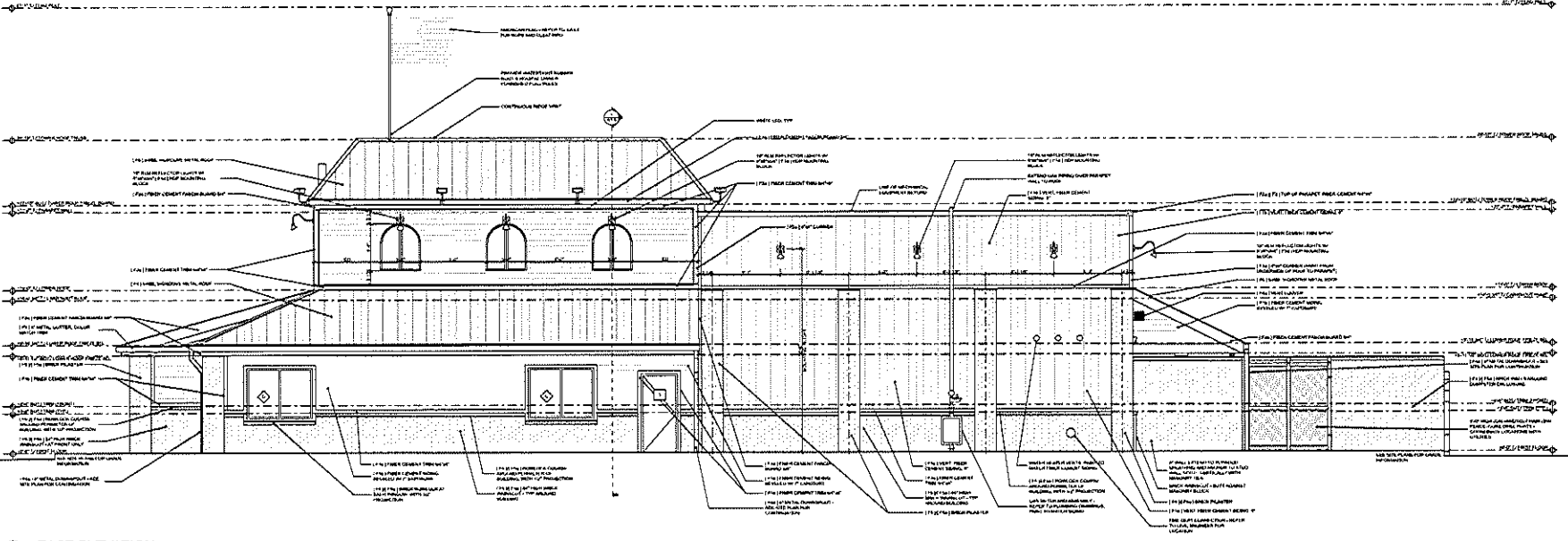
3 REAR ELEVATION AT TOWER
SCALE 1/8" = 1'-0"

EXTERIOR FINISH SCHEDULE

1) 1/2" THICK CONCRETE FORMED IN PLACE FINISH: EXPOSED AGGREGATE	2) 1/2" THICK CONCRETE FORMED IN PLACE FINISH: EXPOSED AGGREGATE	3) 1/2" THICK CONCRETE FORMED IN PLACE FINISH: EXPOSED AGGREGATE	4) 1/2" THICK CONCRETE FORMED IN PLACE FINISH: EXPOSED AGGREGATE	5) 1/2" THICK CONCRETE FORMED IN PLACE FINISH: EXPOSED AGGREGATE	6) 1/2" THICK CONCRETE FORMED IN PLACE FINISH: EXPOSED AGGREGATE	7) 1/2" THICK CONCRETE FORMED IN PLACE FINISH: EXPOSED AGGREGATE	8) 1/2" THICK CONCRETE FORMED IN PLACE FINISH: EXPOSED AGGREGATE	9) 1/2" THICK CONCRETE FORMED IN PLACE FINISH: EXPOSED AGGREGATE	10) 1/2" THICK CONCRETE FORMED IN PLACE FINISH: EXPOSED AGGREGATE
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2 NORTH ELEVATION
SCALE 1/8" = 1'-0"



1 EAST ELEVATION
SCALE 1/8" = 1'-0"

WILLIAM G. BOOKLEYS
ARCHITECT
1101 S. BISHOP ST. GAITHERSBURG, MD 20878
PHONE: 301-777-2900



1101 S. BISHOP ST. GAITHERSBURG, MD 20878
PHONE: 301-777-2900

Drawn by: MCL, RM
Checked by: RZM, DM
Project No.: SH22008

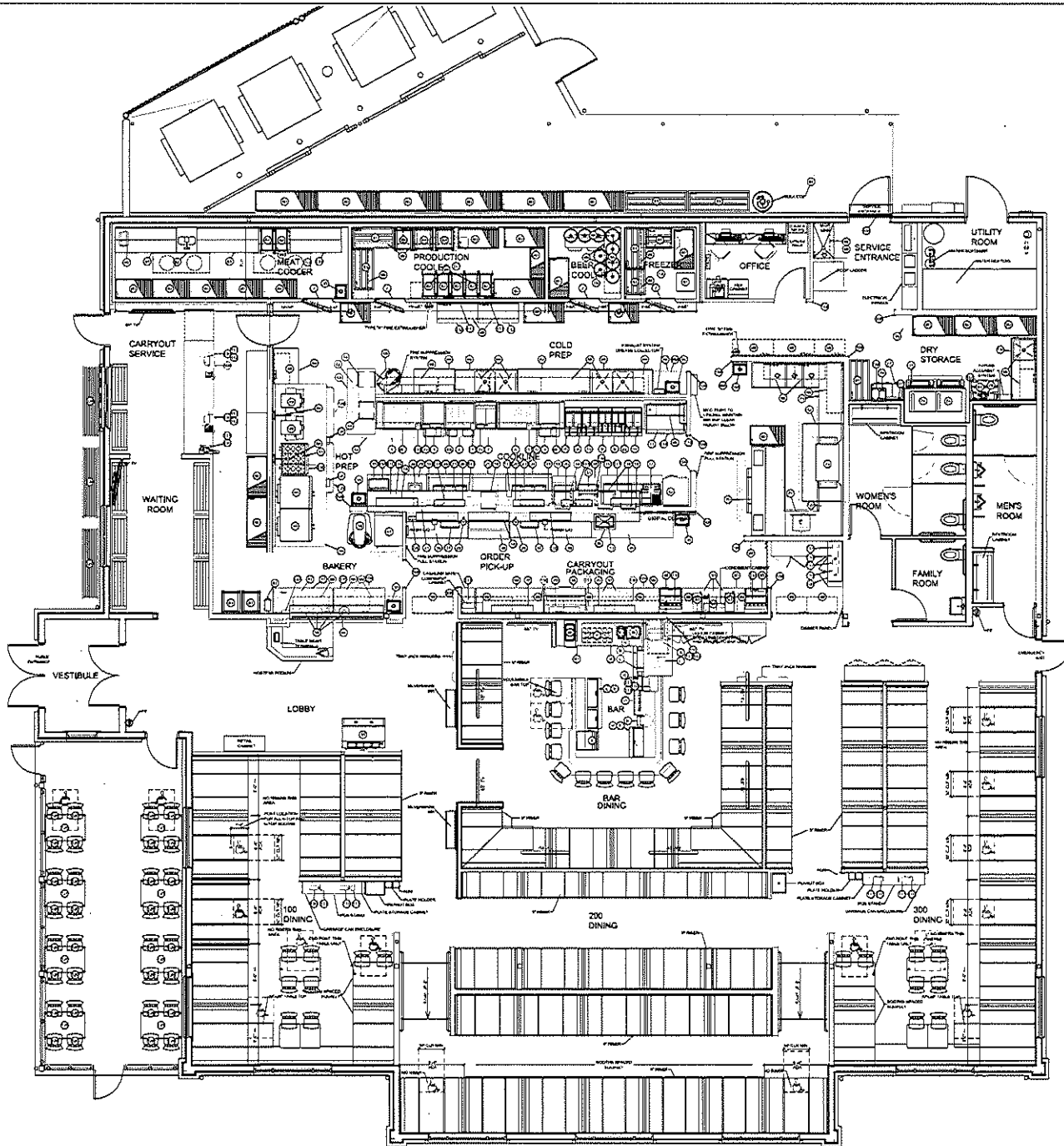
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430022	03/09/09	COORDINATION M/T
410022	02/09/09	RCM/T / M/R

TEXAS
ROADHOUSE
GREEN OAK
TOWNSHIP, MI
6000 WHITMORE LAKE ROAD
BRIGHTON, MI 48116



EXTERIOR
ELEVATIONS

A1.4



EQUIPMENT PLAN

01

ITEM#	DESCRIPTION	ITEM#	DESCRIPTION
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TEXAS Roadhouse
 BRIGHTON III RT/TS
 ADDRESS TBD

COORDINATION SET
 06.03.2022

DRAWN BY: JS
CHECKED BY: CM
REVISIONS:

SHEET TITLE
EQUIPMENT PLAN

7,831 TOTAL SQUARE FEET

8 ea. 2 TOPS = 16 SEATS
 32 ea. 4 TOPS = 128 SEATS
 22 ea. 8 TOPS = 176 SEATS
 54 ea. BAR STOOLS = 54 SEATS

32 INTERIOR TABLES

0 ea. 2 TOPS = 0 SEATS
 8 ea. 4 TOPS = 32 SEATS

8 PATIO TABLES

TOTAL: 70 TABLES 322 SEATS

SHEET #
FFE-1.0
 LT

BURGERS & SANDWICHES

Served on a toasted Texas-sized bun with steak fries (360 cal.) and a pickle spear.

½ LB. ANGUS BURGERS

ALL-AMERICAN CHEESEBURGER*

Our classic with American cheese, lettuce, tomato and onion(1010 cal.) 8.99

BACON CHEESEBURGER*

Crispy strips of bacon with American cheese, lettuce, tomato and onion(1150 cal.) 9.79

SMOKEHOUSE BURGER*

Sautéed mushrooms, onions, BBQ sauce, lettuce, tomato and onion with American and jack cheeses..(1200 cal.) 10.49

SANDWICHES

PULLED PORK

Tender, slow-cooked pork covered in our signature BBQ sauce..... (1010 cal.) 8.99

BBQ CHICKEN

Marinated chicken breast basted with BBQ sauce and topped with lettuce, tomato and onion (720 cal.) 9.79

MUSHROOM JACK CHICKEN

Grilled chicken breast, sautéed mushrooms, jack cheese, lettuce, tomato and onion (820 cal.) 9.99

KIDS & RANGER MEALS

12 YEARS OLD AND UNDER

Served with kid-sized soft drink (0-90 cal.), juice (70-80 cal.), or milk (90/150 cal.) and choice of one side:

- Applesauce (150 cal.)
- Green Beans (100 cal.)
- Fresh Vegetables (190 cal.)

- Steak Fries (200 cal.)
- Mashed Potatoes (220 cal.)
- Buttered Corn (210 cal.)

Choose a Wild Strawberry, Red Raspberry or Blue Crush Lemonade (90 cal.) for 99¢

KIDS MEALS

- ALL-BEEF HOT DOG • Add chili 'n cheese (70 cal.) for 50¢(370 cal.) 3.99
- Kraft** MACARONI AND CHEESE • The cheesiest Mac in town..... (300 cal.) 3.99
- MINI-CHEESEBURGERS • Two small burgers on our fresh-baked bread(610 cal.) 4.99
- JR. CHICKEN TENDERS • All white-meat chicken breaded and fried..... (360 cal.) 4.99
- GRILLED CHICKEN • Strips of fresh, boneless chicken breast.....(160 cal.) 4.99
- LIL' DILLO STEAK BITES • Grilled steak pieces for younger Texas tikes(170 cal.) 4.99

RANGER MEALS**

- CHICKEN CRITTERS® BASKET • Golden-fried, all white-meat strips..... (340 cal.) 6.99
- ANDY'S STEAK* • USDA choice sirloin steak..... (250 cal.) 8.99
- RANGER RIB BASKET • Award-winning, fall-off-the-bone ribs.....(550 cal.) 8.99

** KIDS MEAL* COINS, CERTIFICATES, AND OTHER OFFERS ARE NOT REDEEMABLE TOWARD RANGER MEALS.

BEVERAGES

Free refills on soft drinks, iced tea, coffee and lemonades.

SOFT DRINKS (0-150 cal.)



FLAVORED LEMONADES (150 cal.)

Wild Strawberry • Blue Crush
Red Raspberry

SLOW-BREWED ICED TEA

Sweet or Unsweet
Original (0/110 cal.) • Raspberry (40/130 cal.)
Peach (45/140 cal.)

DAIANI BOTTLED WATER (0 cal.)

COFFEE (5 cal.)

EARLY DINE

\$9.49*

Availability varies by store location.
Visit TexasRoadhouse.com/locations
for dates and times at a specific location.

FEATURING 11 ENTREES

See entree listings inside menu for calorie content.

- 6 oz. Sirloin Steak Dinner
- 10 oz. Road Kill Dinner
- Country Fried Sirloin Dinner
- Grilled BBQ Chicken Dinner
- Country Fried Chicken Dinner
- Chicken Critters® Dinner
- Pulled Pork Dinner
- Grilled Pork Chop (Single Chop)*
- Grilled Chicken Salad
- Chicken Caesar Salad
- Chicken Critter® Salad

**NOT VALID WITH OTHER OFFERS. LISTED ITEMS ONLY. OFFER MAY NOT BE AVAILABLE ON HOLIDAYS. *MAY BE COOKED TO ORDER. CONSUMING RAW OR UNDERCOOKED MEATS, POULTRY OR SEAFOOD MAY INCREASE YOUR RISK OF FOODBORNE ILLNESS, ESPECIALLY IF YOU HAVE CERTAIN MEDICAL CONDITIONS.

SIDES & EXTRAS

Applesauce.....	(150 cal.)	2.49
Baked Potato.....	(380 cal.)	2.49
Loaded.....	(650 cal.)	+99¢
Buttered Corn.....	(210 cal.)	2.49
Fresh Vegetables.....	(190 cal.)	2.49
Green Beans.....	(100 cal.)	2.49
Mashed Potatoes.....	(220 cal.)	2.49
Loaded.....	(500 cal.)	+99¢
Seasoned Rice.....	(360 cal.)	2.49
Steak Fries.....	(360 cal.)	2.49
Loaded.....	(510 cal.)	+99¢
Sweet Potato.....	(350 cal.)	2.49
Loaded.....	(770 cal.)	+99¢
Texas Red Chili (Cup).....	(290 cal.)	2.99
Sautéed Onions.....	(150 cal.)	2.49
Sautéed Mushrooms.....	(90 cal.)	2.49

DESSERTS

5.99

GRANNY'S APPLE CLASSIC (1260 cal.)

STRAWBERRY CHEESECAKE (780 cal.)

BIG OL' BROWNIE (1230 cal.)

Join our
VIP CLUB
and receive a
FREE Appetizer
on your next visit!

Text: **STEAK to: 68984**

Prefer email over text?
Ask your server how to receive
messages directly to your email.

Restrictions apply. No more than 5 text messages sent per month. Msg and data rates may apply. Text HELP for help. Text STOP to stop. Visit www.texasroadhouse.com for privacy policy.

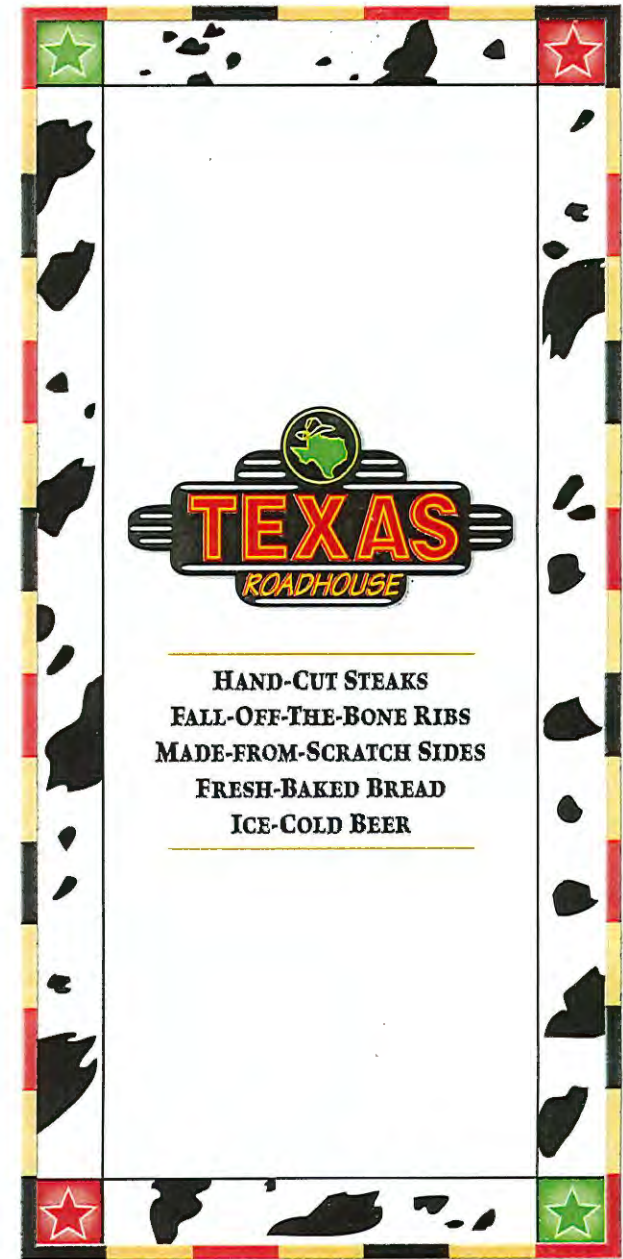
WE PROUDLY SERVE
NORWEGIAN SALMON



1-800-TEX-ROAD • texasroadhouse.com



1903-3-14A



HAND-CUT STEAKS
FALL-OFF-THE-BONE RIBS
MADE-FROM-SCRATCH SIDES
FRESH-BAKED BREAD
ICE-COLD BEER

2,000 CALORIES A DAY IS USED FOR GENERAL NUTRITION ADVICE, BUT CALORIE NEEDS VARY. ADDITIONAL NUTRITION INFORMATION AVAILABLE UPON REQUEST. BEFORE PLACING YOUR ORDER, PLEASE INFORM YOUR SERVER IF A PERSON IN YOUR PARTY HAS A FOOD ALLERGY. *MAY BE COOKED TO ORDER. CONSUMING RAW OR UNDERCOOKED MEATS OR SEAFOOD MAY INCREASE YOUR RISK OF FOODBORNE ILLNESS, ESPECIALLY IF YOU HAVE CERTAIN MEDICAL CONDITIONS.



JUST FOR STARTERS

CACTUS BLOSSOM* • Great for sharing! Texas-sized, golden-fried onion with Cajun Horseradish sauce (270 cal.) for dipping(1700 cal.) 5.99

FRIED PICKLES • Shareable basket of golden-fried pickle chips served with Ranch (430 cal.) or Cajun Horseradish sauce (270 cal.) for dipping(550 cal.) 4.99

RATTLESNAKE BITES • Diced jalapeños and jack cheese, lightly fried and served with Cajun Horseradish sauce (270 cal.) for dipping(560 cal.) 5.99

TATER SKINS • Plate of 8 baked potato skins topped with melted cheddar cheese and bacon bits, served with sour cream (110 cal.) for dipping(1020 cal.) 6.99

GRILLED SHRIMP • Seasoned shrimp drizzled with garlic lemon pepper butter and served on toasted fresh-baked bread(240 cal.) 6.99

BONELESS BUFFALO WINGS • Breaded white meat chicken tossed in Mild or Hot sauce and served with Bleu Cheese dressing (280 cal.)(760/860 cal.) 8.99

CHEESE FRIES • A heaping amount of golden steak fries topped with melted cheddar cheese and bacon bits, add chili (220 cal.) for 79¢(1240 cal.) 6.99

KILLER RIBS • Basket of our award-winning ribs with steak fries(910 cal.) 8.99

TEXAS RED CHILI • Made-from-scratch recipe, topped with cheddar cheese and onions
Cup (290 cal.) 2.99
Bowl (490 cal.) 3.99

COMBO APPETIZER • Boneless Buffalo Wings (tossed in Mild or Hot sauce) along with Rattlesnake Bites and Tater Skins served with choice of two dipping sauces. Substitute Fried Pickles at no additional charge. (940-1320 cal.) 9.99

SALADS

All entree salads served with your choice of made-from-scratch dressing:

- Ranch (430 cal.)
- Italian (400 cal.)
- Honey Mustard (470 cal.)
- Low Fat Ranch (330 cal.)
- Bleu Cheese (420 cal.)
- Honey French (220 cal.)
- Thousand Island (400 cal.)

GRILLED CHICKEN SALAD • Crisp cold greens, strips of marinated chicken, jack cheese, egg, tomato, bacon, red onions and croutons(810 cal.) 10.49
5 oz. Grilled Salmon Salad(800 cal.) 12.49

CHICKEN CAESAR SALAD • Tender strips of grilled chicken with crisp hearts of romaine, Parmesan cheese, croutons and zesty Caesar dressing(1050 cal.) 10.49
5 oz. Salmon Caesar Salad(1150 cal.) 12.49

CHICKEN CRITTER® SALAD • Hot, crispy chicken tenders piled high on a bed of cold greens with jack and cheddar cheeses, egg, tomato and bacon(690 cal.) 10.49

STEAKHOUSE FILET SALAD* • Salad greens drizzled with Italian dressing, topped with tender filet strips, Bleu Cheese crumbles, bacon bits, red onions, tomatoes and croutons, and served with a side of creamy Bleu Cheese(910 cal.) 13.99

All side salads served with your choice of made-from-scratch dressing:

- Ranch (290 cal.)
- Italian (270 cal.)
- Honey Mustard (320 cal.)
- Low Fat Ranch (220 cal.)
- Bleu Cheese (280 cal.)
- Honey French (140 cal.)
- Thousand Island (270 cal.)

HOUSE SALAD • Fresh greens, cheddar cheese, tomato, eggs and croutons(230 cal.) 3.99

CAESAR SALAD • Crisp hearts of romaine, fresh Parmesan cheese and made-from-scratch croutons tossed with our zesty Caesar dressing(420 cal.) 3.99

HAND-CUT STEAKS

Each plate served with your choice of two sides.

Rare	Medium Rare	Medium	Medium Well	Well Done
Cool Red Center	Warm Red Center	Hot Pink Center	Slightly Pink Center	No Pink

SMOTHER YOUR STEAK

with any combination of:
Sautéed Mushrooms,
Sautéed Onions,
Jack Cheese or Brown Gravy
1.99 (220-440 cal.)

USDA CHOICE SIRLOIN*

6 oz.	(250 cal.)	10.99
8 oz.	(340 cal.)	12.99
11 oz.	(460 cal.)	15.99
16 oz.	(670 cal.)	19.99

NEW YORK STRIP*

8 oz. Thick Cut	(420 cal.)	14.99
12 oz. Traditional Cut	(640 cal.)	18.99

DALLAS FILET*

6 oz.	(270 cal.)	18.99
8 oz.	(360 cal.)	20.99

PORTERHOUSE T-BONE*

23 oz. Texas-sized cut	(1040 cal.)	26.99
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ROAD KILL* • 10 oz. chop steak smothered with sautéed onions, sautéed mushrooms and jack cheese(720 cal.) 9.99

STEAK KABOB* • Marinated steak with onion, mushroom, tomato, red pepper, green pepper served over seasoned rice with choice of one side(1000 cal.) 11.99

FILET MEDALLIONS* • Three tender filets (9 oz. total) topped with choice of Peppercorn or Portobello Mushroom sauce and served over seasoned rice(830/920 cal.) 19.99



FALL-OFF-THE-BONE RIBS

Each plate served with your choice of two sides.

Our award winning ribs are slow cooked with a unique blend of seasonings and our signature BBQ sauce.

HALF SLAB(900 cal.) 14.99

FULL SLAB(1450 cal.) 19.99

TEXAS SIZE COMBOS

Each plate served with your choice of two sides.

SIRLOIN* 6 oz.
with Grilled Shrimp(490 cal.) 16.99
with Ribs(800 cal.) 17.99

SIRLOIN* 8 oz.
with Grilled Shrimp(570 cal.) 18.99
with Ribs(890 cal.) 19.99

RIBEYE* 10 oz.
with Grilled Shrimp(1040 cal.) 22.99
with Ribs(1350 cal.) 23.99

CHICKEN CRITTERS*
with Sirloin* 6 oz.(520 cal.) 16.99
with Ribs(820 cal.) 14.99

GRILLED BBQ CHICKEN
with Sirloin* 6 oz.(510 cal.) 19.99
with Ribs(810 cal.) 17.99

FILET* 6 oz.
with Grilled Shrimp(510 cal.) 23.99
with Ribs(820 cal.) 24.99

CHICKEN SPECIALTIES

Each plate served with your choice of two sides.

HERB CRUSTED CHICKEN • Boneless, marinated chicken breast seasoned with a blend of herbs and spices, then seared and served with a caramelized lemon for extra flavor(250 cal.) 10.99

COUNTRY FRIED CHICKEN • Tender, marinated chicken breast hand-battered, golden-fried and topped with made-from-scratch cream gravy(750 cal.) 10.99

CHICKEN CRITTERS® • All white meat chicken tenders dipped in buttermilk batter, then hand-breaded and golden-fried(480 cal.) 10.99

GRILLED BBQ CHICKEN • Marinated 1/2 lb. breast basted in BBQ sauce(260 cal.) 9.99

SMOTHERED CHICKEN • Grilled, marinated chicken breast topped with sautéed onions, sautéed mushrooms, and choice of our made-from-scratch cream gravy or melted jack cheese(400/420 cal.) 11.99

PORTOBELLO MUSHROOM CHICKEN • Grilled, marinated chicken breast topped with our Portobello Mushroom sauce, melted jack cheese and freshly-grated Parmesan cheese(430 cal.) 11.99

COUNTRY DINNERS

Each plate served with your choice of two sides.



GRILLED PORK CHOPS* • Boneless chops seasoned and served with Peppercorn sauce
Single (290 cal.) 9.99
Double (580 cal.) 13.99

PULLED PORK DINNER • Tender, slow-cooked pork covered in our signature BBQ sauce and served with toasted fresh-baked bread(860 cal.) 9.99

COUNTRY FRIED SIRLOIN • Hand-battered, fresh-cut sirloin served crispy and golden, topped with cream gravy(1100 cal.) 10.99

BEEF TIPS* • Cuts of steak with sautéed mushrooms, onions, brown gravy and sour cream over seasoned rice or mashed potatoes and one side(990 cal.) 11.99

COUNTRY VEG PLATE • Choose 4 side items (one salad only, please)(650-1520 cal.) 9.49

DOCKSIDE FAVORITES

Each plate served with your choice of two sides.

GRILLED SALMON* • Fillet of Norwegian salmon grilled moist and tender, then topped with our lemon pepper butter
5 oz. (320 cal.) 12.99
8 oz. (480 cal.) 14.99

FRIED CATFISH • U.S. farm-raised catfish breaded in southern cornmeal and fried to a golden brown
3-piece (530 cal.) 11.99
4-piece (710 cal.) 14.99

GRILLED SHRIMP • Large shrimp seasoned, grilled, drizzled with garlic lemon pepper butter and served over seasoned rice(500 cal.) 14.99

LEGENDARY SIDES

See "Sides" section on back for calorie content.

- Buttered Corn
- Seasoned Rice
- Green Beans
- Cup of Chili
- House Salad
- Caesar Salad
- Applesauce
- Fresh Vegetables
- Steak Fries
- Mashed Potatoes
- Baked Potato
- Sweet Potato



LOAD YOUR POTATO
for 99¢
Baked, Sweet,
Mashed or Fries

2,000 CALORIES A DAY IS USED FOR GENERAL NUTRITION ADVICE, BUT CALORIE NEEDS VARY. ADDITIONAL NUTRITION INFORMATION AVAILABLE UPON REQUEST.

*MAY BE COOKED TO ORDER. CONSUMING RAW OR UNDERCOOKED MEATS OR SEAFOOD MAY INCREASE YOUR RISK OF FOODBORNE ILLNESS, ESPECIALLY IF YOU HAVE CERTAIN MEDICAL CONDITIONS. BEFORE PLACING YOUR ORDER, PLEASE INFORM YOUR SERVER IF A PERSON IN YOUR PARTY HAS A FOOD ALLERGY.



On-Premises Retailer License & Permit Application (LCC-100a)

Part 1 - Applicant Information

Individuals, please state your legal name. Corporations or Limited Liability Companies, please state your name as it is filed with the State of Michigan Corporation Division.

Applicant name(s): Texas Roadhouse Holdings LLC			
Address to be licensed: 6800 Whitmore Lake Road			
City: Brighton		Zip Code: 48116-8551	
City/township/village where license will be issued: Green Oak Twp.			County: Livingston
Federal Employer Identification Number (FEIN):			

1. Are you requesting a new license? Yes No
2. Are you applying ONLY for a new permit or permission? Yes No
3. Are you buying an existing license? Yes No
4. Are you transferring the classification of an existing on premises license? Yes No
5. Are you modifying the size of the licensed premises? Yes No
If Yes, specify: Adding Space Dropping Space Redefining Licensed Premises
6. Are you transferring the location of an existing license? Yes No
7. Is this license being transferred as the result of a default or court action? Yes No
8. Do you intend to use this license actively? Yes No

Leave Blank - MLCC Use Only

Part 2 - License Transfer Information (If Applicable)

If transferring ownership of a license ONLY and not transferring the location of a license, fill out only the name of the current licensee(s)

Current licensee(s): N/A			
Current licensed address:			
City:		Zip Code:	
City/township/village where license is issued:			County:

Part 3 - Licenses, Permits, and Permissions

Applicants for on premises licenses, permits, and permissions (e.g. restaurants, hotels, bars, etc.) must complete the attached Schedule A and return it with this application. Transfer the fee calculations from the Schedule A to Part 4 below.

Part 4 - Inspection, License, and Permit Fees - Make checks payable to State of Michigan

Inspection Fees - Pursuant to MCL 436.1529(4) a nonrefundable inspection fee of \$70.00 shall be paid to the Commission by an applicant or licensee at the time of filing of a request for a new license or permit, a request to transfer ownership or location of a license, a request to increase or decrease the size of the licensed premises, or a request to add a bar. Requests for a new permit in conjunction with a request for a new license or transfer of an existing license do not require an additional inspection fee.

License and Permit Fees - Pursuant to MCL 436.1525(1), license and permit fees shall be paid to the Commission for a request for a new license or permit or to transfer ownership or location of an existing license.

Inspection Fees:	\$140.00	License & Permit Fees:	\$965.00	TOTAL FEES:	\$1,105.00
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Schedule A - Licenses, Permits, & Permissions

Applicant name: Texas Roadhouse Holdings LLC

On-Premises License Type:	Base Fee:	<i>Fee Code MLCC Use Only</i>
New Transfer		
<input type="checkbox"/> <input type="checkbox"/> B-Hotel License	\$600.00	
Number of guest rooms: _____		
<input type="checkbox"/> <input type="checkbox"/> A-Hotel License	\$250.00	
Number of guest rooms: _____		
<input checked="" type="checkbox"/> <input type="checkbox"/> Class C License	\$600.00	4012
<input type="checkbox"/> <input type="checkbox"/> Tavern License	\$250.00	
<input type="checkbox"/> <input type="checkbox"/> Resort License	Upon Licensure	
<input type="checkbox"/> <input type="checkbox"/> DDA/Redevelopment License	Upon Licensure	
<input type="checkbox"/> <input type="checkbox"/> Brewpub License	\$100.00	
<input type="checkbox"/> <input type="checkbox"/> G-1 License	\$1,000.00	
<input type="checkbox"/> <input type="checkbox"/> G-2 License	\$500.00	
<input type="checkbox"/> <input type="checkbox"/> Aircraft License	\$600.00	
<input type="checkbox"/> <input type="checkbox"/> Watercraft License	\$100.00	
<input type="checkbox"/> <input type="checkbox"/> Train License	\$100.00	
<input type="checkbox"/> <input type="checkbox"/> Continuing Care Retirement Center License	\$600.00	
<input type="checkbox"/> MCL 436.1545(1)(b)(i) <input type="checkbox"/> MCL 436.1545(1)(b)(ii)		
<i>B-Hotel or Class C Licenses Only:</i>		
<input type="checkbox"/> <input type="checkbox"/> Additional Bar(s)		
Number of Additional Bars: _____		

B-Hotel or Class C licenses allow licensees to have one (1) bar within the licensed premises. A \$350.00 licensing fee is required for each additional bar over the one (1) bar initially issued with the license.

Licenses, permits, and permissions selected on this form will be investigated as part of your request. Please verify your information prior to submitting your application, as some licenses, permits, or permissions cannot be added to your request once the application has been sent out for investigation by the Enforcement Division.

Inspection, License, Permit, & Permission Fee Calculation	
Number of Licenses: <u>2</u> x \$70.00 Inspection Fee	
Total Inspection Fee(s): Fee Code: 4036	\$140.00
Total License Fee(s):	\$700.00
Total Permit Fee(s):	\$265.00
TOTAL FEES DUE:	\$1,105.00
Please note that requests to transfer SDD licenses will require the payment of additional fees based on the seller's previous calendar year's sales. These fees will be determined prior to issuance of the license to the applicant.	
Make checks payable to State of Michigan	

On-Premises Permits:	Base Fee:	<i>Fee Code MLCC Use Only</i>
<input checked="" type="checkbox"/> Sunday Sales Permit (AM)*	\$160.00	4033
<input checked="" type="checkbox"/> Sunday Sales Permit (PM)**	\$90.00	4032
<input type="checkbox"/> Catering Permit	\$100.00	
<input type="checkbox"/> Social District Permit	\$250.00	
<input type="checkbox"/> Banquet Facility Permit - Complete <u>Form LCC-200</u>		
<i>A Banquet Facility Permit is an extension of the license at a different location. It may have its own permits and permissions.</i>		
<input checked="" type="checkbox"/> Outdoor Service	No charge	
<input type="checkbox"/> Dance Permit	No charge	
<input type="checkbox"/> Entertainment Permit	No charge	
<input type="checkbox"/> Extended Hours Permit:	No charge	
<input type="checkbox"/> Dance <input type="checkbox"/> Entertainment Days/Hours: _____		
<input type="checkbox"/> Specific Purpose Permit:	No charge	
Activity requested: _____		
Days/Hours requested: _____		
<input type="checkbox"/> Living Quarters Permit	No charge	
<input type="checkbox"/> Topless Activity Permit	No charge	
<input type="checkbox"/> Off-Premises Storage	No charge	
<input type="checkbox"/> Direct Connection(s)	No charge	
<input type="checkbox"/> On-Premises Public Swimming Pool Permit - Complete <u>Form LCC-209</u>		

Pursuant to MCL 436.1533, on-premises retailers may be issued a Specially Designated Merchant (SDM) license or a Specially Designated Distributor (SDD) license at the same location in conjunction with the on-premises license under certain circumstances.

Off-Premises License Type:	Base Fee:	<i>Fee Code MLCC Use Only</i>
New Transfer		
<input checked="" type="checkbox"/> <input type="checkbox"/> SDM License	\$100.00	4012
<input type="checkbox"/> <input type="checkbox"/> SDD License	\$150.00	
Off Premises Permits:	Base Fee:	
<input type="checkbox"/> SDD Sunday Sales Permit (PM)** <i>For Spirit Products</i>	\$22.50	
<input checked="" type="checkbox"/> SDM Sunday Sales Permit (PM)** <i>For Mixed Spirit Drink Products</i>	\$15.00	4032
<input type="checkbox"/> Motor Vehicle Fuel Pumps	No charge	

*Sunday Sales Permit (AM) allows the sale of spirits, mixed spirit drink, beer, and wine on Sunday mornings between 7:00am and 12:00 noon, if allowed by the local unit of government.

**Sunday Sales Permit (PM) allows the sale of spirits and mixed spirit drink on Sunday afternoons and evenings between 12:00 noon and 2:00am (Monday morning), if allowed by the local unit of government. No Sunday Sales Permit (PM) is required for the sale of beer and wine on Sunday after 12:00 noon. The Sunday Sales Permit (PM) fee is 15% of the fee for the license that allows the sale of spirits or mixed spirit drink. Additional bar fees and hotel room fees are also calculated as part of the permit fee. A separate Sunday Sales Permit (PM) is required for each license that will sell spirits or mixed spirit drink on Sunday after 12:00 noon.

Part 5a - Information on Individual Applicant, Stockholder, Member, or Limited Partner

Each individual, stockholder, member, or partner must complete Part 5a, 5b, and 5c. If a stockholder or member of an applicant company is a corporation or limited liability company, complete Part 5a and 5c and submit a completed Form LCC-301.

For applications with multiple individuals, stockholders, members, or partners - each person or entity must complete a separate copy of this page.

Name: Texas Roadhouse, Inc.		
Home address: 6040 Dutchmans Lane		
City: Louisville	State: KY	Zip Code: 40205
Business Phone: (502) 855-5512	Cell Phone:	Email: katie.mccullum@texasroadhouse.com
Have you ever been licensed by the Michigan Liquor Control Commission (MLCC) or do you currently hold an interest in any other licenses issued by the MLCC? If Yes, please list business ID numbers below. If you hold interest in 2 or more locations under the same name, please also write "chain" below. Pursuant to MCL 436.1603, a retailer licensee <u>may not</u> hold interest in a manufacturer or wholesaler licensee. <input checked="" type="radio"/> Yes <input type="radio"/> No		
Chain - see attached list		
Do you hold 10% or more interest in the applicant entity? <input checked="" type="radio"/> Yes <input type="radio"/> No		
If you answered "no" to the first question and "yes" to the second question, you must submit fingerprints and undergo an investigation by the MLCC. Please see the attached instructions for submitting fingerprints to the MLCC. You must submit a copy of the completed and endorsed <u>Livescan Fingerprint Background Request (LCC-105)</u> with your application.		

Part 5b - Personal Information (Individuals) - Must be at least 21 years of age, pursuant to administrative rule R 436.1105(1)(a).

Date of Birth:	Social Security Number:	Driver's License Number:	
Are you a citizen of the United States of America? <input type="radio"/> Yes <input type="radio"/> No			
Have you ever legally changed your name? <input type="radio"/> Yes <input type="radio"/> No			
If you answered "yes", please list your prior name(s) (including maiden):			
Spouse's full name (if currently married):			
Spouse's date of birth:	Is your spouse a citizen of the United States of America? <input type="radio"/> Yes <input type="radio"/> No		
Do you or your spouse hold any position, either by appointment or election, which involves the duty to enforce any penal law of the United States of America, or the penal laws of the State of Michigan, or any penal ordinance or resolution of any municipal subdivisions of the State of Michigan? <input type="radio"/> Yes <input type="radio"/> No			
Does your spouse hold a retail, manufacturer, or wholesaler license issued by the MLCC? <input type="radio"/> Yes <input type="radio"/> No			
Have you ever been found guilty, pled guilty, or pled no contest to a criminal charge or any local ordinance violations? If Yes, list below (attach additional pages if necessary): <input type="radio"/> Yes <input type="radio"/> No			
Date	City/State	Charge	Disposition
Has your spouse ever been found guilty, pled guilty, or pled no contest to a criminal charge or any local ordinance violations? If Yes, list below (attach additional pages if necessary): <input type="radio"/> Yes <input type="radio"/> No			
Date	City/State	Charge	Disposition

Part 5c - Signature

I certify that the information contained in this form is true and accurate to the best of my knowledge and belief. I agree to comply with all requirements of the Michigan Liquor Control Code and Administrative Rules. I also understand that providing **false** or **fraudulent** information is a violation of the Liquor Control Code pursuant to MCL 436.2003. (This form must be signed by the person whose information it contains).

Print Name

Signature

Date

Part 6 - Contact Information

Provide information on the contact person for this application. Please note that corporations and limited liability companies must provide documentation (e.g. meeting minutes, corporate resolution) authorizing anyone other than the applicant or an attorney of record to be the contact person. If an authorization is not provided, your contact person will not be acknowledged if they are anyone other than the applicant or attorney.

What is your preferred method of contact?		<input type="radio"/> Phone	<input type="radio"/> Mail	<input checked="" type="radio"/> Email	<input type="radio"/> Fax
What is your preferred method for receiving a Commission Order?		<input type="radio"/> Mail	<input checked="" type="radio"/> Email	<input type="radio"/> Fax	
Contact name: Steven Grobbel	Relationship: Attorney				
Mailing address: 2055 Orchard Lake Road					
City: Sylvan Lake	State: MI	Zip Code: 48320			
Phone: (248) 816-5000 x2	Fax number: (248) 816-5115	Email: sgrobbel@cebhlaw.com			

Part 7 - Attorney Information (If You Have An Attorney Representing You For This Application)

Attorney name: Steven Grobbel	Member Number: P- 42818				
Attorney address: 2055 Orchard Lake Road, Sylvan Lake, MI 48320					
Phone: (248) 816-5000 x2	Fax number: (248) 816-5115	Email: sgrobbel@cebhlaw.com			
Would you prefer that we contact your attorney for all licensing matters related to this application?					<input checked="" type="radio"/> Yes <input type="radio"/> No
Would you prefer any notices or closing packages be sent directly to your attorney?					<input checked="" type="radio"/> Yes <input type="radio"/> No

Part 8 - Signature of Applicant

Be advised that the information contained in this application will only be used for this request. This section will need to be completed for each subsequent request you make with this office.

Notice: When purchasing a license, a buyer can be held liable for tax debts incurred by the previous owner. Prior to committing to the purchase of any license or establishment, the buyer should request a tax clearance certificate from the seller that indicates that all taxes have been paid up to the date of issuance. Obtaining sound professional assistance from an attorney or accountant can be helpful to identify and avoid any pitfalls and hidden liabilities when buying even a portion of a business. Sellers can make a request for the tax clearance certificate through the Michigan Department of Treasury.

Under administrative rule R 436.1003, the licensee shall comply with all state and local building, plumbing, zoning, sanitation, and health laws, rules, and ordinances as determined by the state and local law enforcements officials who have jurisdiction over the licensee. Approval of this application by the Michigan Liquor Control Commission does not waive any of these requirements. The licensee must obtain all other required state and local licenses, permits, and approvals for this business before using this license for the sale of alcoholic liquor on the licensed premises.

I certify that the information contained in this form is true and accurate to the best of my knowledge and belief. I agree to comply with all requirements of the Michigan Liquor Control Code and Administrative Rules. I also understand that providing **false** or **fraudulent** information is a violation of the Liquor Control Code pursuant to MCL 436.2003.

The person signing this form has demonstrated that they have authorization to do so and have attached appropriate documentation as proof.

Print Name of Applicant & Title

Signature of Applicant

Date

Please return this completed form along with corresponding documents and fees to:
Michigan Liquor Control Commission
Mailing address: P.O. Box 30005, Lansing, MI 48909
Overnight deliveries: 2407 N. Grand River Avenue, Lansing, MI 48906
Fax to: 517-284-8557



Report of Stockholders, Members, or Partners (LCC-301)

Part 1 - Licensee Information

Please state your name as it is filed with the State of Michigan Corporation Division.

Licensee name(s): Texas Roadhouse Holdings LLC		
Address: 6800 Whitmore Lake Road		
City: Brighton	State: MI	Zip Code: 48116

Part 2a - Corporations - Please complete this section and attach more copies of this page if more room is needed.

Name and address of all stockholders:	No. of Shares Issued:	Date Issued/Acquired:

Name and address of Corporate Officers and Directors, pursuant to administrative rule R 436.1109:

Part 2b - Limited Liability Companies - Please complete this section and attach more copies of this page if more room is needed.

Name and address of all members:	Percent % Issued:	Date Issued/Acquired:
Texas Roadhouse, Inc. 6040 Dutchmans Lane, Louisville, KY 40205	100%	2/24/1997

Name and address of Managers and Assignees, pursuant to administrative rule R 436.1110:

Texas Roadhouse, Inc. 6040 Dutchmans Lane, Louisville, KY 40205 - Manager - see attached list

MICHIGAN DEPARTMENT OF CONSUMER & INDUSTRY SERVICES
BUREAU OF COMMERCIAL SERVICES

FILED

Date Received: (FOR BUREAU USE ONLY)

MAY 14 2001

This document is effective on the date filed, unless a subsequent effective date within 90 days after received date is stated in the document.

Administrator
MI DEPT. OF CONSUMER & INDUSTRY SERVICES
BUREAU OF COMMERCIAL SERVICES

Name		
Charlotte L. Handrick		
Address		
6040 Dutchmans Lane, Suite 400		
City	State	Zip Code
Louisville	Kentucky	40205

Tran Info: 1 35440 18-1 05/07/01
Chk#: 37653
ID: Amt: 450.00
TEXAS ROADHOUSE HOLDINGS

EFFECTIVE DATE:

Document will be returned to the name and address you enter above. If left blank document will be mailed to the registered office.

B93-452

APPLICATION FOR CERTIFICATE OF AUTHORITY
TO TRANSACT BUSINESS IN MICHIGAN
For use by Foreign Limited Liability Companies
(Please read information and instructions on last page)

Pursuant to the provisions of Act 23, Public Acts of 1993, the undersigned limited liability company executes the following Application:

1. The name of the limited liability company is: 1
Texas Roadhouse Holdings LLC

2. (Complete this item only if the limited liability company name in item 1 is not available for use in Michigan.)
The assumed name of the limited liability company to be used in all its dealings with the Bureau and in the transaction of its business in Michigan is:

3. It is organized under the laws of Kentucky
The date of its organization is February 24, 1997
The duration of the limited liability company if other than perpetual is 40 years

4. The address of the office required to be maintained in the state of organization or, if not so required, the principal office of the limited liability company is:

6040 Dutchmans Lane, Suite 400, Louisville, Kentucky 40205
(Street Address) (City) (State) (ZIP Code)

X

5. a. The address of its registered office in Michigan is:

30600 Telegraph Rd. Bingham Farms , Michigan 48025
(Street Address) (City) (ZIP Code)

b. The mailing address of the registered office if different than above:

_____, Michigan _____
(Street Address or P.O. Box) (City) (ZIP Code)

c. The name of the resident agent at the registered office is:

The Corporation Company

6. The Department is appointed the agent of the foreign limited liability company for service of process if no agent has been appointed, or if appointed, the agent's authority has been revoked, the agent has resigned, or the agent cannot be found or served through the exercise of reasonable diligence.

The name and address of a member or manager or other person to whom the administrator is to send copies of any process served on the administrator is: (Must be different than agent shown in Item 5c)

WKT Restaurant Corp., Attn: Charlotte L. Hendrick
(Name)

6040 Dutchmans Lane, Suite 400, Louisville, Kentucky 40205
(Street Address) (City) (State) (ZIP Code)

7. The specific business which the limited liability company is to transact in Michigan is as follows:
Restaurant Services

The limited liability company is authorized to transact such business in the jurisdiction of its organization.

Signed this 30th day of April, 2001

By: Charlotte L. Hendrick

Texas Roadhouse Holdings LLC (Signature)
By: WKT Restaurant Corp., Manager

By: Charlotte L. Hendrick Assistant Secretary

(Type or Print Name)

(Type or Print Title)

ARTICLES OF AMENDMENT
TO
ARTICLES OF ORGANIZATION
OF
TEXAS ROADHOUSE HOLDING A LLC.

RECEIVED & FILED
APR 11 10 26 AM '97
JOHN Y. BROWN III
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY

Pursuant to the provisions of the Kentucky Limited Liability Act, the following Articles of Amendment to the Articles of Organization of Texas Roadhouse Holding A LLC, a Kentucky limited liability company (the "Company") are hereby adopted:

- FIRST: The name of the Company is Texas Roadhouse Holding A Inc.
- SECOND: Article I of the Company's Articles of Organization is hereby amended in its entirety to read as follows:

"The name of the Company is Texas Roadhouse Holdings LLC."
- FOURTH: The above-described amendment was duly adopted as of April 10, 1997 by the manager of the Company in accordance with the Operating Agreement of the Company.

Dated: April 10, 1997

TEXAS ROADHOUSE HOLDING A LLC

By: William G. Strench
William G. Strench, Attorney-In-Fact for W. Kent Taylor, Manager

This instrument was prepared by:

William G. Strench
William G. Strench
BROWN, TODD & HEYBURN PLLC
3200 Providian Center
Louisville, KY 40202
(502) 589-5400

A

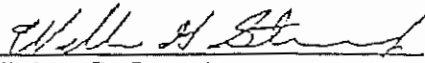
Document No: 1997055297
Lodged By: hayburn
Recorded On: Apr 23, 1997 03:23:58 P.M.
Total Fees: \$9.00
County Clerk: Rebecca Jackson
Deputy Clerk: STACIE

ICA

END OF DOCUMENT

CONSENT TO APPOINTMENT OF REGISTERED AGENT

The undersigned hereby consents to and accepts his appointment as the registered agent for Texas Roadhouse Holding A LLC, a limited liability company.


William G. Strench

A

Document No: 1997054172
Lodged By: b t h
Recorded On: Apr 25, 1997 09:43:43 A.M.
Total Fees: \$3.00
County Clerk: Rebecca Jackson
Deputy Clerk: GLORIA

0508 PAGE 255

ARTICLES OF ORGANIZATION

OF

TEXAS ROADHOUSE HOLDING A LLC

ARTICLE I

Name

The name of the limited liability company (the "Company") is Texas Roadhouse Holding A LLC.

ARTICLE II

Registered Office; Registered Agent

The street address of the initial registered office of the Company is 3200 Providian Center, Louisville, Kentucky 40202-3363 and the name of the initial registered agent is William G. Strench.

ARTICLE III

Principal Office

The mailing address of the initial principal office of the Company is 9000 Wessex Place, Suite 301, Louisville, Kentucky 40222.

ARTICLE IV

Number of Members

The Company has at least two (2) members.

ARTICLE V

Management

The Company is to be managed by a manager.

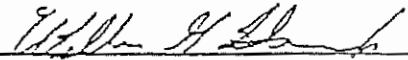
RECEIVED & FILED
\$ 40.00
FEB 24 3 26 PM '97
JOHN Y. BROWN III
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY: [Signature]

ARTICLE VI

Dissolution


The latest date upon which the Company is to dissolve is March 31, 2037.

IN WITNESS WHEREOF, these Articles of Organization have been duly executed by the undersigned on the 24th day of February, 1997 for the purpose of forming a limited liability company under the Kentucky Limited Liability Company Act.



William G. Strench, Organizer

This instrument was prepared by:



William G. Strench, Esq.
BROWN, TODD & HEYBURN, PLLC
3200 Providian Center
Louisville, KY 40202-3363
(502) 589-5400

AMENDED AND RESTATED OPERATING AGREEMENT
FOR
TEXAS ROADHOUSE HOLDINGS LLC

This is an Amended and Restated Operating Agreement dated as of April 14, 2004,⁵ between Texas Roadhouse, Inc. (the "Member"), and Texas Roadhouse Holdings LLC (the "Company").

Article 1 - Formation

The Company was formed on February 24, 1991 pursuant to the Kentucky Limited Liability Company Act. On October 8, 2004, the Company was merged with Texas Roadhouse Holdings Interim LLC, with Texas Roadhouse Holdings LLC being the surviving business entity in the merger. In the merger transaction, all of the former holders of Company membership interests received Texas Roadhouse, Inc. Class A common stock and Company Preferred Shares. On April 13, 2004, the Company redeemed all of the Preferred Shares and in connection with such redemption, the Company's sole remaining Member adopts this Amended and Restated Operating Agreement.

The Company's Manager shall from time to time execute or cause to be executed all such certificates or other documents or cause to be done all such filing, recording, publishing or other acts as may be necessary or appropriate to comply with the requirements for the formation and operation of a limited liability company under the Act. The rights and duties of the Member, the Company, and the Manager shall be as provided in the Act, except as modified by this Agreement. The Company shall also be qualified to do business in such other states as the Manager from time-to-time deems appropriate.

The Company's sole Member acknowledges and understands that this Agreement functions correctly only if there is a single Member. This Agreement does not include the economic, governance and restrictive covenants necessary for the proper operation of a multiple-member limited liability company.

Article 2 - Name

The business of the Company shall be conducted under the name "Texas Roadhouse Holdings LLC."

Article 3 - Definitions

The following terms and phrases used in this Agreement shall have the following meanings:

"Act" means the Kentucky Limited Liability Company Act, KRS Chapter 275

"*Affiliate*" or a Person "*affiliated with*" a Member, a partner or member of any Member, or other specified Person (collectively referred to as the "*Specified Person*") means (i) a person that directly, or indirectly through one or more intermediaries, or in combination with any other Member, or other Specified Person, controls or is controlled by, or is under the control of the Member or other Specified Person; (ii) a Person of which the Member or other Specified Person is an officer or partner or is the beneficial owner of 10% or more of any class of equity security or interest; (iii) any trust or estate in which the Member or other Specified Person has a beneficial interest or as to which the Member or other Specified Person serves as a trustee or in another fiduciary capacity; and (iv) any spouse, parent, child, brother or sister of the Member or other Specified Person. The term "*control*" means the possession, direct or indirect, of the power to direct or cause the direction of the management and policies of a Person, whether through ownership, by contract or otherwise.

"*Agreement*" means this Amended and Restated Operating Agreement, as amended, modified or supplemented from time to time.

"*Capital Contribution*" means the money and the fair market value of property (net of liabilities assumed by the Company or to which the property is subject) contributed to the Company by a Member. The contributing Member and the Company shall mutually determine the fair market value of each of the assets (other than cash) contributed to the capital of the Company and the Company's books and records and the contributing Member's Capital Account shall reflect such fair market value.

"*Fiscal Year*" means the fiscal year of the Company as set forth in Article 11.

"*Interest*" means the entire ownership interest of the Member in the Company, including the rights and obligations of the Member under this Agreement and the Act.

"*Manager*" means the initial Manager appointed pursuant to Article 14, and any additional or replacement Managers elected pursuant to Article 14.

"*Net Cash Flow*" means, for any Fiscal Year, (A) the sum of (i) all cash of the Company from any sources for such period other than Capital Contributions or loan proceeds, plus (ii) any funds released by the sole Member from previously established reserves (referred to in (B)(ii) below) less (B) the sum of (i) all cash expenditures of the Company for such period not funded by Capital Contributions or paid out of previously established reserves (referred to in (B)(ii) below) plus (ii) a reasonable reserve for future expenditures as determined by the Manager.

"*Person*" means an individual, corporation, partnership, limited liability company, joint stock company, trust, association, unincorporated entity, or any division thereof.

"*Representative*" means a Person's executor, administrator, committee or analogous fiduciary.

Article 4 - Business of the Company

The Company may engage in all business activities which are lawful under the Act. The Company is to be treated as a disregarded entity for Federal and state income tax purposes, and not as an association taxable as a corporation.

Article 5 - The Sole Initial Member

5.1 Initial Member. The name and business address of the sole initial Member is as set forth on Annex A.

5.2 Additional Members. The Company may admit additional Members from time-to-time at the election of the Member, upon the terms and for the consideration determined by the Member.

5.3 No Liability of Member. No Member shall have personal liability for the obligations or liabilities of the Company. Except as otherwise specifically provided in this Agreement, no Member, after his admission to the Company, shall be obligated to contribute additional funds or property, or loan money, to the Company.

5.4 Title to Property. All real and personal property owned by the Company shall be owned by the Company as an entity and no Member shall have any ownership interest in such property in his individual name or right, and each Member's interest in the Company shall be personal property for all purposes. Except as otherwise provided in this Agreement, the Company shall hold all of its real and personal property in the name of the Company and not in the name of any Member.

5.5 Removal of Member. No Member shall be removed from membership in the Company without such Member's consent.

Article 6 - Principal Office

The principal office and place of business of the Company shall be located at 6040 Dutchmans Lane, Suite 400, Louisville, Kentucky 40205. The Company may have such other or additional offices as the Manager deems advisable.

Article 7 - Term

The term of the Company shall be perpetual, except as provided in Article 16.

Article 8 - Capital and Contributions

8.1 Initial Capital Contribution. The Member shall make the initial Capital Contribution set forth in a joint organizational written action executed by the sole Member and the Company. The Manager will cause the Company's books and records to reflect all initial and additional Capital Contributions.

8.2 Additional Capital Contributions. Upon call by the Manager, and approval by the Company's sole Member, the Member will make one or more additional Capital Contributions.

8.3 Member Loans. Upon call from the Manager, and approval by the Company's sole Member, the Member will advance funds to the Company on terms mutually agreed upon by the Company and the Member.

8.4 Interest on Capital. No Member shall be paid interest on any Capital Contribution.

8.5 Withdrawal and Return of Capital. Except as expressly provided in this Agreement, including paragraph 9 with respect to distributions of Net Cash Flow, no Member shall be entitled to withdraw any part of such Member's Capital Contributions, or to receive any distribution from the Company.

Article 9 - Distributions

The Company's Manager will determine whether the Company's Net Cash Flow is distributed to the sole Member or retained by the Company. The Company's Manager will cause the Company's books and records to distinguish between distributions of Net Cash Flow to the sole Member with respect to his Interest and distributions of Net Cash Flow associated with services rendered by the sole Member for or on behalf of the Company.

Article 10 - Books of Account, Records and Reports

10.1 Responsibility for Books of Account and Records.

(a) Proper and complete books of account and records shall be kept by the Company in which shall be entered fully and accurately all transactions and other matters relative to the Company's business as are usually entered into books of account and records maintained by persons engaged in businesses of a like character. The books of account and records shall, at all times, be maintained at the principal place of business of the Company.

(b) The Company's Manager will maintain a minute book which will include the Company's Articles of Organization, this Operating Agreement, any minutes or written actions of the Manager and written actions by the sole Member.

10.2 Reports to the Member. As soon as practicable in the particular case, the Company shall deliver or cause to be delivered the following reports to the Member:

(a) After the end of each Fiscal Year, such information concerning the Company as shall be necessary for the preparation by the Member of such Member's income tax or other tax returns;

(b) An unaudited statement setting forth, as of the end of and for each Fiscal Year, a profit and loss statement, a balance sheet of the Company, and a statement showing the amounts allocated to or against the sole Member's Interest during that Fiscal Year; and

(c) Other information as, in the judgment of the Member shall be reasonably necessary for the Member to be advised of the results of the Company's operations.

10.3 Additional Reports. The Company may prepare or cause to be prepared, and deliver or cause to be delivered to the Member from time to time during each Fiscal Year, in connection with distributions or otherwise, unaudited statements showing the results of the Company's operations to the date of that unaudited statement.

Article 11 - Fiscal Year

The Company's fiscal year shall be the fiscal year of its sole Member.

Article 12 - The Company's Funds

The Company's funds shall be deposited in such bank account(s), or invested in such interest-bearing or non-interest-bearing investments, as shall be designated by the Manager. All withdrawals from any such bank account(s) shall be made by Person(s) authorized by the Manager. The Company's funds shall be held in the name of the Company and shall not be commingled with those of any other Person.

Article 13 - Amendments

The amendment of the Articles of Organization or this Agreement will require the sole Member's approval.

Article 14 - Management of the Company

14.1 Rights and Duties of the Manager.

(a) The Company's business and affairs will be managed by the Manager. The Manager shall direct, manage, and control the business of the Company to the best of such Manager's ability. Except for situations in which the approval of the Member is expressly required in this Agreement or by nonwaivable provisions of the Act, the Manager shall have full and complete authority, power, and discretion to manage and control the Company's business, affairs, and properties, to make all decisions regarding those matters, and to perform any and all other acts or activities customary or incident to the Company's management. Each Manager will be required, as a condition to serving in such capacity, to execute a written consent to be bound by the terms of this Agreement.

(b) Texas Roadhouse, Inc. shall serve as the Company's Manager. Each Manager shall hold office until such Manager resigns or is removed by the sole Member. Managers will be elected as provided in paragraph 14.6. Managers need not be Members

(c) The Manager shall have the responsibility and authority to manage the operations and affairs of the Company. The Manager's duties shall encompass the following matters:

- (1) Acquiring property in the name of the Company;
- (2) Causing the Company to incur indebtedness through borrowing from financial institutions, other lending institutions, Managers, the sole Member, or their respective Affiliates, on such terms as the Manager deems appropriate, and in connection therewith, hypothecating, encumbering, and granting security interests in the Company's assets to secure repayment of the borrowed sums;
- (3) Purchasing liability and other insurance to protect the Company's property and business;
- (4) Operating the Company's business in accordance with the purposes described in Article 4;
- (5) Selling or otherwise disposing of assets in the ordinary course of business;
- (6) Providing, or causing to be provided, accounting services, including payroll, invoice processing and check writing, tax deposits, financial statements and income tax filings;
- (7) Obtaining professional services for the Company, including legal and accounting services;
- (8) Executing on behalf of the Company all instruments and documents, including without limitation: checks; drafts; notes and other negotiable instruments; mortgages, or deeds of trust; security agreements; financing statements; documents providing for the acquisition, mortgage or disposition of the Company's property; assignments; bills of sale; leases; contracts relating to the Company's business; and any other instruments or documents necessary in the Manager's opinion, to the Company's business;
- (9) Entering into any and all other agreements on behalf of the Company, with any other Person for any purpose in accordance with the Company's purposes, in such forms as the Manager approves;
- (10) Preparing, or causing to be prepared, and delivered to each Member the reports and other information described in Article 10;
- (11) Depositing the Company's funds in an account or accounts established or designated according to Article 12 and authorizing withdrawals of such funds by

such Persons, at such times, and in such amounts as the Manager may designate, and pay out of the Company's funds any expenses necessary to discharge the Company's obligations;

(12) Reimbursing himself for reasonable and documented expenses incurred in discharging his responsibilities as the Manager;

(13) Incurring all reasonable expenditures in connection with the day-to-day operation of the Company's business;

(14) Undertaking responsibility with respect to personnel and employment matters;

(15) Undertaking any additional responsibilities reasonably established by the Member from time-to-time; and

(16) Executing, acknowledging, and delivering any and all instruments to effectuate any and all of the foregoing.

(c) The Manager shall not have the authority without the approval of the sole Member to undertake the following:

(1) Causing a change in the nature of the Company's business (to the extent that the nature of the Company's business is specifically described in this Agreement or otherwise agreed upon by the Member and the Manager);

(2) Approving the admission of an additional Member or Manager;

(3) Approving a transaction between the Company and the Manager or an Affiliate of the Manager or otherwise approving a transaction which might involve an actual or potential conflict of interest between the Manager and the Company or the Manager and the sole Member, except as contemplated by this Agreement;

(4) Causing the Company to acquire or sell assets outside of the ordinary course of business; or

(5) Causing the Company to enter into any merger, consolidation, or similar transaction with any Person.

14.2 The Sole Member. The sole Member will not have the power or authority to bind the Company unless the Member has been authorized in writing by the Manager to act as an agent of the Company.

14.3 Compensation. The Manager will be entitled to only such compensation for his services under this Agreement as are mutually agreed upon in writing by the Manager and the sole Member.

14.4 Resignation. Any Manager may resign at any time by giving written notice to the Company's sole Member. The resignation of any Manager shall take effect upon receipt of that notice or at such later time as shall be specified in the notice; and, unless otherwise specified in the notice, the acceptance of the resignation shall not be necessary to make it effective. The resignation of a Manager who is also a Member shall not affect the Manager's rights as a Member and shall not constitute a withdrawal of a Member.

14.5 Removal. The Manager may be removed with or without cause by the sole Member upon the giving of written notice.

14.6 Election of Managers. The sole Member shall, by resolution adopted in a written action, elect the Company's initial and any replacement Managers.

14.7 Time to be Devoted to Business. The Manager shall devote such time to the Company's business as the Manager, in his reasonable discretion, shall deem to be necessary to manage and supervise the Company's business and affairs in an efficient manner; but nothing in this Agreement shall preclude the employment, at the expense of the Company, of any agent or third party to manage or provide other services in respect of the Company's business.

14.8 Other Activities and Competition. The Manager shall not be required to manage the Company as the Manager's sole and exclusive function. The Manager and the Member may have other business interests and may engage in other activities in addition to those relating to the Company. Neither the Company nor any Member shall have any right, by virtue of this Agreement or the relationship created hereby, in or to such other ventures or activities or to the income or proceeds derived therefrom.

14.9 Liability. The Manager shall not be liable, responsible or accountable in damages or otherwise to the Company or any Member for any action taken or failure to act on behalf of the Company within the scope of the authority conferred on the Manager by this Agreement or by law unless such act or omission was performed or omitted fraudulently or in bad faith or constituted gross negligence.

14.10 Indemnification. The Company shall indemnify, defend and hold harmless each Manager and Member (the "*Indemnified Party*") from and against any loss, expense, damage or injury suffered or sustained by such Indemnified Party by reason of any acts, omissions or alleged acts or omissions arising out of such Indemnified Party's activities on behalf of the Company or in furtherance of the interests of the Company, including but not limited to any judgment, award, settlement, reasonable attorney's fees and other costs or expenses incurred in connection with the defense of any actual or threatened action, proceeding or claim if the acts, omissions or alleged acts or omissions upon which such actual or threatened action, proceeding or claim is based were for a purpose reasonably believed to be in the best interests of the Company and were not performed or omitted fraudulently or in bad faith or as a result of gross negligence by such Indemnified Party, and were not in violation of the Indemnified Party's fiduciary obligation to the Company. Any such indemnification shall only be from the assets of the Company

14.11 Immunity from Personal Liability. As provided in KRS 275.150, no Manager, Member, employee or agent of the Company will be personally liable by reason of such status under a judgment, decree, or order of a court, agency, or tribunal of any type, or in any other manner, in this or any other state, or on any other basis, for a debt, obligation, or liability of the Company, whether arising in contract, tort, or otherwise. The status of a person as a Manager, Member, employee or agent of the Company shall not subject the person to personal liability for the acts or omissions, including any negligence, wrongful act, or actionable misconduct, of any other Manager, Member, employee or agent of the Company.

Article 15 - Disassociation: Free Transferability of Interests

15.1 Disassociation. No occurrence of an event of disassociation of a Member under the Act, including death, adjudicated incompetency, dissolution or bankruptcy will cause a disassociation of such Member from the Company. Upon any event that would constitute a mandatory event of disassociation of the Member under the Act, the Member, or the Member's Representative, heirs, or successors or assigns, as applicable, will continue to hold the Member's Interest. No event of disassociation of a Member will cause a dissolution of the Company.

15.2 Free Transferability of Interests. The sole Member may sell, assign, pledge, hypothecate, bequeath, give away or transfer by operation of law or otherwise all or any part of his Interest.

Article 16 - Dissolution of the Company

The Company will dissolve upon the written consent of the sole Member authorizing the Company's dissolution.

Article 17 - Winding Up: Liquidating Distributions: Termination

17.1 Winding Up. In the event of the dissolution of the Company for any reason, then the Manager shall commence to wind up the affairs of the Company and to liquidate the Company's assets. The Manager shall determine whether the Company's assets are to be sold or distributed to the sole Member in dissolution of the Company.

17.2 Liquidating Distributions. Subject to the right of the Manager to set up such cash reserves as may be deemed reasonably necessary for any contingent or unforeseen liabilities or obligations of the Company, the proceeds of the liquidation and any other funds of the Company shall be distributed in the following order of priority:

(a) Creditors, in the order of priority as provided by law; including, to the extent permitted by law, the sole Member in his capacity as a creditor;

(b) The sole Member as a creditor, to the extent he did not receive distributions pursuant to paragraph 17.2(a), and to the sole Member in satisfaction of the Company's liability for distributions under KRS 275.210; and

(c) The sole Member.

17.3 Termination. Upon complete liquidation of the Company and distribution of all Company funds, the Company shall terminate.

Article 18 - Miscellaneous

18.1 Governing Law. This Agreement and the rights of the parties to this Agreement shall be governed by and interpreted in accordance with the laws of the Commonwealth of Kentucky, without regard to or application of its conflicts of law principles.

18.2 Benefit and Binding Effect. Except as otherwise specifically provided in this Agreement, this Agreement shall be binding upon and shall inure to the benefit of the parties to this Agreement, and their legal Representatives, heirs, successors and assigns.

18.3 Pronouns and Number. Wherever from the context it appears appropriate, each term stated in either the singular or the plural shall include the singular and the plural, and pronouns stated in either the masculine, feminine or neuter gender shall include the masculine, feminine and neuter gender.

18.4 Headings: Annexes and Schedules. The headings contained in this Agreement are inserted only as a matter of convenience, and in no way define, limit or extend the scope or intent of this Agreement or any provision of this Agreement. The Annexes and Schedules to this Agreement are incorporated into this Agreement by this reference and expressly made a part of this Agreement.

18.5 Previous Agreements. This Agreement shall supersede all previous agreements of the parties to this Agreement with respect to the matters to which this Agreement pertains.

18.6 Certificates. Unless otherwise determined by the Manager, Interests in the Company shall not be evidenced by certificates.

18.7 No Third Party Beneficiary. It is specifically agreed between the parties executing this Agreement that it is not intended by any of the provisions of the Agreement to create the public, or any member thereof, a third party beneficiary under the Agreement, or to authorize anyone not a party to this Agreement to maintain a suit for damages pursuant to the terms or provisions of this Agreement. The duties, obligations, and responsibilities of the parties to this Agreement with respect to third parties shall remain as imposed by law.


IN WITNESS WHEREOF, the parties have executed this Agreement as of the date first set forth above.

TEXAS ROADHOUSE HOLDINGS LLC

By: TEXAS ROADHOUSE, INC., as Manager

By gh 
G. J. Hart, Chief Executive Officer

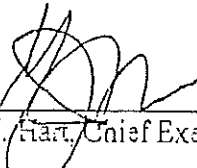
TEXAS ROADHOUSE, INC.

By gb 
G. J. Hart, Chief Executive Officer

Acknowledgement by the Manager

The undersigned Manager hereby acknowledges that it is bound by the terms and conditions of the Operating Agreement.

TEXAS ROADHOUSE, INC.

By gh 
G. J. Hart, Chief Executive Officer

ANNEX A TO OPERATING AGREEMENT

Member Name
and Address

Texas Roadhouse, Inc.
6040 Dutchmans Lane, Suite 400
Louisville, Kentucky 40205

**GREEN OAK CHARTER TOWNSHIP
PLANNING COMMISSION
RESOLUTION OF FINDINGS
AND
RECOMMENDATION OF APPROVAL**

**REZONING #RO-01-2022
7/6/22**

Whereas, the Township received an petition from No. IX, LLC for a rezoning from R-2 – Single Family to LI – Limited Industrial on a parcel with parcel ID number 4716-03-200-003, otherwise known as 11700 Grand River; and

Whereas, The subject parcel is 4.49 acres and is currently developed with a single-family home and small shed; and

Whereas, The Future Land Use Plan designates the subject site as Limited Industrial which equates to the LI -Limited Industrial zoning district based on the Zoning Plan in the Master Plan; and

Whereas, the Planning Commission held a public hearing which was appropriately noticed on this matter on July 6, 2022, and received comments from the public; and

Whereas, the Planning Commission has reviewed the proposed conditional rezoning petition in terms of the standards stated within Section 38-539 of the Zoning Ordinance and finds the following:

- a) The Future Land Use Map in the Master Plan designates this area as Limited Industrial. Table 11, the Zoning Plan, in the Master Plan indicates that the comparable zoning for this designation is the LI zoning district.
- b) The areas surrounding the subject parcel to the West, North, and East are all planned or zoned for industrial or commercial uses. The parcel to the south is designated as recreation conservation and will likely remain as open space.
- c) The proposed rezoning would allow for more compatible uses with existing land uses surrounding the parcel along Grand River to the north and the east. The parcels to the west are still being used for residential though they are planned for general commercial. If the parcels to the west are still being used as residential when a new use is developed on the subject parcel, appropriate buffering will be required.
- d) The site is located in the Fonda Island Briggs Lake Water Authority well head protection area. Any future development of this site will need to adhere to the requirements of the protection area. The site should be served adequately by public services. It is located in a district with natural gas and electric services.

- e) Because of the site's location on a major roadway and within proximity to other more intense uses, the site is likely more attractive to a light industrial user than as a residential use. The change to LI is consistent with the development pattern along Grand River in this area.
- f) This site does not have the potential to significantly adversely impact the Township as a whole, or adjacent communities based upon the proposed zoning. During the development of any site plan careful attention should be paid to buffering the neighbors to the west.
- g) The corridor is busier and more developed with commercial and industrial uses than when the subject site was originally developed and zoned.
- h) The proposed rezoning of this parcel is consistent with the master plan policies and the future land use plan for this area. No negative precedent would be set if the rezoning were to be approved

Now therefore be it resolved, that the Planning Commission recommends to the Township Board approval of the rezoning petition #RO-01-2022 to rezone the parcel with ID number 4716-03-200-003 from R2 – Single Family to LI – Limited Industrial.



Carlisle | Wortman
ASSOCIATES, INC.

117 NORTH FIRST STREET SUITE 70 ANN ARBOR, MI 48104 734.662.2200 734.662.1935 FAX

Date: May 13, 2022

**Land Use and Zoning Analysis
For
Green Oak Charter Township, Michigan**

Applicant: No. IX, LLC
Peter D. Scodeller, Manager

Location: 11700 Grand River

Current Zoning: LB – Local Business, HC – Highway Commercial

Action Requested: Rezoning from R-2 – Single Family to LI – Limited Industrial

Required Information: As noted in the following review.

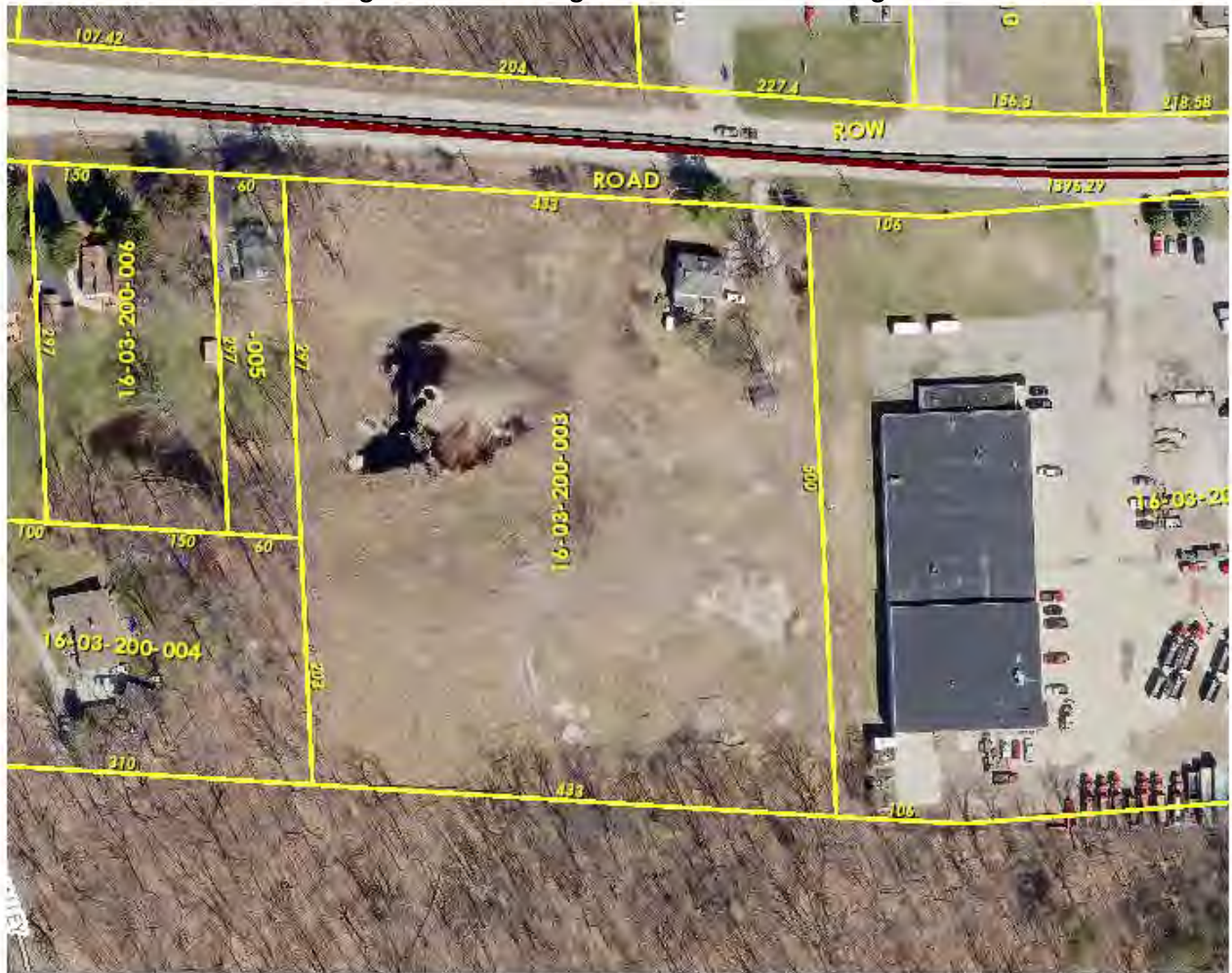
PETITION

The applicant is requesting a rezoning on a parcel with parcel ID number 4716-03-200-003, otherwise known as 11700 Grand River. The petitioner requests that the parcel be re-designated from R-2 – Single Family to LI – Limited Industrial.

SITE DESCRIPTION/CURRENT USE

The subject parcel is 4.49 acres. The site is currently designated as Single-Family. The site currently contains an existing house and small shed. The house and driveway are in the northeast corner of the site. The site was previously heavily wooded but has recently been cleared and is now void of all trees. There appears to be a wetland in the middle of the open space on the site.

Figure 1. Aerial Image of Site and Surroundings



SURROUNDING ZONING AND LAND USE

The following chart compares zoning, future land use designation, and existing land use surrounding the subject parcel.

	Zoning	Future Land Use Designation	Existing Land Use
Subject parcel	R2 – Single Family	Limited Industrial	Residential
North	GB – General Business	Limited Industrial	Vacant Land / Industrial
South	PL-Public Land	Recreation -Conservation	Open Space / Recreation
East	LI – Limited Industrial	Limited Industrial	Limited Industrial
West	R2 – Single Family	General Commercial	Residential

MASTER PLAN

Figure 2. Current Zoning Map

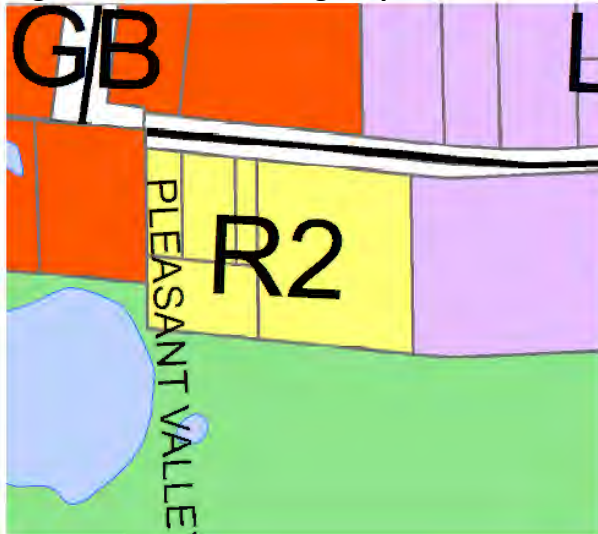
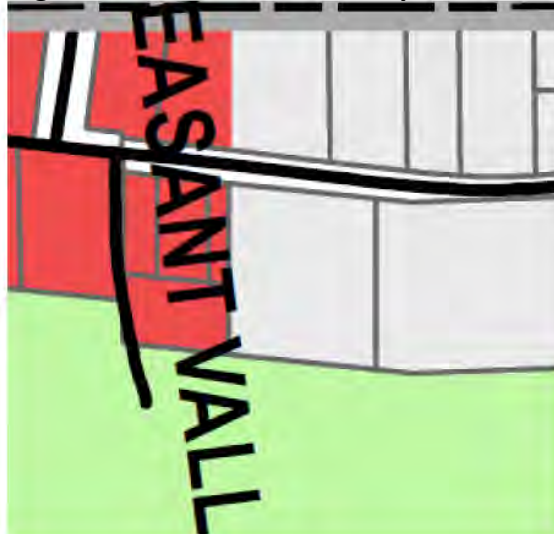


Figure 3. Future Land Use Map



As noted above and depicted in Figure 2 which depicts the current zoning map, the subject site is currently zoned R2. Figure 3, depicts the future land use map from the adopted 2014 Green Oak Township Master Plan. The Future Land Use Plan designates the subject site as Limited Industrial.

DEVELOPMENT POTENTIAL

Current Zoning

The intent of the R-2 districts is to provide districts in which the main use is single-family residential, plus its normal accessory and compatible supportive uses. The R2 district allows for 21,750 sq ft lots. Certain other private and public uses are permitted, but subject to conditions which will ensure their compatibility with the main use and character of such districts.

Proposed Zoning

The intent of the LI district is to primarily accommodate research, wholesale, and warehouse activities, and light industrial operations whose external, physical effects are restricted to the district, and in no manner affect, in any detrimental way, any of the surrounding districts. It is intended for the manufacturing, compounding, processing, packaging, assembly, and/or treatment of finished or semi-finished products from previously prepared material. The processing of raw material for shipment in bulk form, to be used in an industrial operation at another location, shall not be permitted.

The Applicant has indicated the following intended uses for the site:

- Mini Storage
- Truck and Trailer Rental

- Recreational Vehicle Storage Yard
- Retail Sales of Goods

If the rezoning to LI were approved the use of the site for mini storage would be permitted subject to supplemental regulations in Section 38-196(21) of the Zoning Ordinance. The other proposed uses area considered Special Approval Uses (SAU) and would be subject to SAU process. However, the Planning Commission should note that if the Rezoning were approved, all permitted and SAU could be developed on the property.

ZONING AMENDMENT PROCEDURE/CONDITIONAL REZONING

Section 38-537. of the Zoning Ordinance outlines the requirements and procedures to review a rezoning petition.

For the rezoning, the Planning Commission must hold a public hearing, deliberate on findings that are identified in the Zoning Ordinance in Section 38-539., and make recommendations to the Township Board to approve, approve with conditions, or deny the application.

FINDINGS FOR REZONING

In reviewing an application for the rezoning of land, whether the application be made with or without an offer of conditions, factors that should be considered by the Planning Commission and the Township Board include, but are not limited to, the following:

- a) Whether the rezoning is consistent with the policies and uses proposed for that area in the Township's Master Land Use Plan;

CWA The Future Land Use Map in the Master Plan designates this area as Limited Industrial. Table 11 in the Zoning Plan in the Master Plan indicates that the comparable zoning for this designation is LI. Areas surrounding the subject parcel to the West, North, and East are all zoned and planned for industrial or commercial uses. The parcel to the south is designated as recreation conservation and will likely remain as open space.

- b) Whether all of the uses allowed under the proposed rezoning would be compatible with other zones and uses in the surrounding area;

CWA The proposed rezoning would allow for more compatible uses with existing land uses surrounding the parcel along Grand River to the north and the east. The parcels to the west are still being used for residential though they are planned for general commercial. If the parcels to the west are still being used as residential when a new use is developed on the subject parcel, appropriate buffering will be required.

- c) Whether any public services and facilities would be significantly adversely impacted by a development or use allowed under the requested rezoning; and

CWA The site is located in the Fonda Island Briggs Lake Water Authority well head protection area. Any future development of this site will need to adhere to the requirements of the protection area. The site should be served adequately by public services. It is located in a district with public utilities.

- d) Whether the uses allowed under the proposed rezoning would be equally or better suited to the area than uses allowed under the current zoning of the land.

CWA Because of the site's location on a major roadway and within proximity to other more intense uses, the site is likely more attractive to a light industrial user than as a residential use. The change to LI is consistent with the development pattern along Grand River in this area.

- e) Whether the condition and/or value of property in the Township or in adjacent communities would be significantly adversely impacted by a development or use allowed under the requested rezoning;

CWA This site does not have the potential to significantly adversely impact the Township as a whole, or adjacent communities based upon the proposed zoning.

- f) Whether or not the requested zoning change is justified by a change in conditions since the original ordinance was adopted or by an error in the original ordinance; and

CWA The corridor is busier and more developed with commercial and industrial uses than when the subject site was originally developed and zoned.

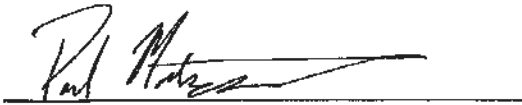
- g) Whether precedents might result from approval or denial of the petition, and the possible effects of such precedents.

CWA The proposed rezoning of this parcel is consistent with the master plan policies and the future land use plan for this area. No negative precedent would be set if the rezoning were to be approved.

RECOMMENDATIONS

It appears that the proposed rezoning would allow for development that is consistent with the development pattern in the area and is consistent with the Township's Master Plan. It is recommended that the Planning Commission review each of the findings to determine if the proposed rezoning is appropriate before making a recommendation to the Township Board.

11700 Grand River Rezoning
May 13, 2022

A handwritten signature in black ink, appearing to read "Paul Montagno", is written over a horizontal line.

CARLISLE/WORTMAN ASSOC., INC.
Paul Montagno, AICP
Senior Associate

#175-2206

cc. Mark St. Charles, Township Supervisor
Debra McKenzie, Planning & Zoning Administrator
John Enos, Principle, CWA



**GREEN OAK CHARTER TOWNSHIP
PLANNING AND ZONING DEPARTMENT**

10001 Silver Lake Road, Brighton, MI 48116
Phone: 810-231-1333 ext.104 Fax: 810-231-5080

APPENDIX A

Property Identification

No. 4716-03-200-003

Date 03/17/22

Case # _____

PETITION FOR CHANGE OF ZONE

**TO THE TOWNSHIP PLANNING COMMISSION AND TOWNSHIP BOARD OF
GREEN OAK**

I. Property Information

A. The undersigned applicant does hereby petition to change the zoning of the following legally described property (Use an attached sheet if necessary); -

SEC. 3 T1N, R6E, R BEG. S 0°33' E 461 FT. AND
S 84°18' E 310 FT. FROM N 1/4 POST OF SEC. 3
THENCE S 84°18' E 433 FT. THENCE S 0°33' E 500 FT.,
N 84°18' W 433 FT., N 0°33' W 500 FT. TO BEG. 4.95A

4716-03-200-003

NOIX, LLC

4716-03-200-012

B. Situated at the following address: 11700 GRAND RIVER AVE., BRIGHTON, MI 48116
4.95 AC.±

C. The applicant requests that the Zoning Ordinance be amended to reclassify this property from zone RESIDENTIAL / R2 to zone FOR FUTURE LIGHT INDUSTRIAL USE IN COMPLIANCE WITH THE MASTER PLAN to permit the erection of (State proposed use, if known) _____

D. A plot plan of this property, showing both existing zone boundaries and those proposed, is hereto attached and made a part of this petition.

E. Said property has the following deed restrictions affecting the use thereof:
NONE KNOWN

ADMINISTRATIVE REGULATION

The following administrative regulations shall be followed whenever an application for rezoning of land is made to the Planning Commission and/or to the Township Board, and said regulations shall be a prerequisite to the right of public hearing thereupon:

1. A 4 ft. by 4 ft. sign shall be erected in full public view along road frontage 21 days prior to a public hearing on the property which is the site of the rezoning provided, however, that if the property to be rezoned is situated on two streets or roads abutting the subject property, then two (2) signs, one for each road, shall be required. The sign shall be located no more than five (5) foot off the property line, with one (1) sign for every 600 foot of frontage or fraction thereof. The boundaries of the property shall be marked with orange flags on stakes not less than one (1) foot high above grade. The applicant shall submit a drawing of proposed sign location at the time application is made for rezoning.
2. Such signs shall be removed after the decision of the Township Board. If the Public Hearing is adjourned, the date of the public hearing shall be changed upon the face of the sign.
3. Said sign shall be exempt from the zoning ordinance governing the sign ordinance of the Township of Green Oak as mandated sign provided, however, that a temporary sign permit shall be obtained.
4. The sign shall read as follows:
 - a) At the top of the sign the words shall appear, "This property proposed to be rezoned".
 - b) The sign shall contain the name of the real property of interest asking for the zoning change.
 - c) The sign shall contain what the present zoning is at the time of petition.
 - d) The sign shall contain the proposed or requested zoning sought and amount of acreage involved.
 - e) The sign shall contain the proposed use of the land if the zoning is successful.
 - f) The date, time and place of the public hearing on the rezoning.
5. The Township shall supply the sign to the petitioner for a fee. It shall be the duty of the petitioner to erect, maintain and remove said sign; removal shall be within three (3) days after the final decision of the rezoning request.
6. This application also provides authority for Township Representatives to physically view and inspect the property.

5. Ordinance Number _____

4. Will change adversely affect property values in adjacent area? NO

5. Will change be a deterrent to the improvement or development of adjacent property in accord with existing regulations? NO

6. Will change constitute a grant of special privilege to an individual as contrasted to the general welfare? NO

D. REASONABLENESS:

1. Are there substantial reasons why the property cannot be used in accord with existing zoning? YES

2. Is the change requested out of scale with the needs of the neighborhood or community? NO

3. Is it impossible to find adequate sites for the proposed use in existing districts permitting such use? SOMEWHAT

DO NOT WRITE BELOW THIS LINE

A. ACTION TAKEN BY TOWNSHIP PLANNING COMMISSION:

1. Date preliminary hearing held _____

2. Date public hearing published May 1st June 7, 2022

3. Date public hearing held May 19th July /6/2022

4. Recommendation of Planning Commission July 6, 2022

5. Date sent to County Planning Commission July 7, 2022

B. ACTION TAKEN BY TOWNSHIP BOARD

1. Date acted on by Township Board _____

2. Action of Township Board _____

3. Date Zoning Map and/or Ordinance Changed _____

APPENDIX B

There must be compelling reasons for any zoning amendment, which is substantially related to the public welfare and necessity. It is not sufficient that an applicant for an amendment to the Zoning Ordinance merely show that there is no neighborhood objection to a requested amendment; nor is it sufficient that an applicant show that the amendment would enable him to gain a greater profit or income from his/her property.

A. COMPREHENSIVENESS:

1. Is change contrary to the established land use pattern? NO

2. Would change create an isolated district unrelated to similar districts; i.e., is this "spot zoning"? NO

3. Would change alter the population density pattern and thereby increase the load of public facilities (school, sewers, streets)? NO

4. Are present district boundaries illogically drawn in relation to existing conditions? NO

5. Is the change in conformance with the comprehensive development plan?
YES

B. CHANGED CONDITIONS:

1. Have the basic land use conditions been changed? NO

2. Has development of area been contrary to existing regulations? NO

C. PUBLIC WELFARE:

1. Will change adversely influence living conditions in the neighborhood? NO

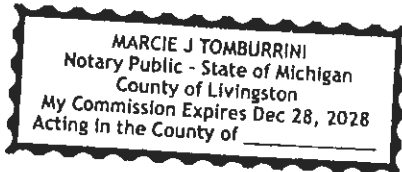
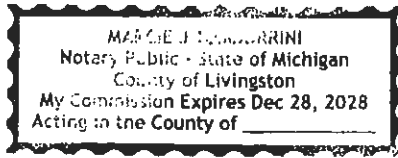
2. Will change create or excessively increase traffic congestion? NO

3. Will change seriously reduce the light and air to adjacent area? NO

Livingston County, Michigan
My commission expires 12-28-2028

Phone number 248-787-1125

Pete@Scodeller.com



Said deed restrictions will expire on _____

II. The Answers To The Following Must Be Made Complete and Full

A. Such change is necessary for the preservation and enjoyment of a substantial property right because; (State in detail wherein the conditions applicable to this property establish the above statement).

PROPERTY IS ZONED RESIDENTIAL AND IS ADJACENT TO LIGHT INDUSTRIAL

B. Such change will not be materially detrimental to the public welfare nor the property of other persons located in the vicinity thereof because; (State in detail wherein the conditions applicable to this property establish the above statement).

THERE IS SUBSTANTIAL INDUSTRIAL ZONED PROPERTY ADJACENT TO SUBJECT PROPERTY

C. Such change will be advantageous to the governmental unit where rezoning is requested because; (State in detail, with factual support reasons for the above statement of why refusing the change would be to the Township's disadvantage)

PROPERTY ZONED AS RESIDENTIAL AND ADJACENT TO LIGHT INDUSTRIAL WHICH IS NOT CONDUCIVE TO ATTRACTING POTENTIAL NEW HOMEOWNERS.

D. Such change is needed because zoned land is not presently available elsewhere in the community or adjacent communities to permit proper location of proposed use: (State in detail this determination).

III. Affidavit

A. The undersigned NO. IX, LLC / PETER D. SCODELLER, MANAGER says that he/she is the owner involved in this petition and that the foregoing answers and statements herein contained and the information herewith submitted are in all respects true and correct to the best of his/her knowledge and belief.

B. This application also provides authority for Township Representatives to physically view and inspect the property.

Subscribed and sworn to before me
this 7th day of April 2022
Marcie J Tombarri
Notary Public

Signed Peter Scodeller Manager
Address: 51722 Grand River
Wixom, Mi 48393

THIS PROPERTY
PROPOSED
TO BE REZONED

Name of the Applicant: No. IX, LLC by Peter D. Scodeller, Manager

Present Zoning: Residential

Requested Zoning Classification: Light Industrial

Proposed Use of Land: Industrial Building

Property Area: 4.95 AC.±

Public Hearing Date:

Green Oak Township Hall

10001 Silver Lake Road, Brighton, Michigan 48116

For more information: 810. 231-1333

pete@scodeller.com

4716-03-200-003
NO 1X, LLC
51722 GRAND RIVER AVENUE
WIXOM MI 48393

4716-03-200-004
SEIGMILLER, CURTIS
6165 PLEASANT VALLEY RD
BRIGHTON MI 48116-8510

4716-03-200-005
SCOBIE, SANDRA M
11640 GRAND RIVER RD
BRIGHTON MI 48116-9587

4716-03-200-006
WOODFORD, MICHAEL J
11620 GRAND RIVER RD
BRIGHTON MI 48116-9587

4716-03-200-007
WOODFORD, MICHAEL & JANET
11620 GRAND RIVER RD
BRIGHTON MI 48116-9587

4716-03-201-009
SHMINA DEVELOPMENT LLC
11711 GRAND RIVER RD
BRIGHTON MI 48116-9000

4716-03-201-011
KJJA, LLC
11777 GRAND RIVER RD
BRIGHTON MI 48116-9617

4716-03-201-012
PLEASANT VALLEY INVESTMENTS
TAX DEPT #3313030
PO BOX 711
DALLAS TX 75221-0711

4716-03-300-001
DEPARTMENT OF NATURAL RESOURCE
ATTN: PILT PROGRAM
PO BOX 30722
LANSING MI 48909-8222

4716-03-200-003
NO IX, LLC
11700 GRAND RIVER AVE
BRIGHTON MI 48116

4716-03-200-004
SEIGMILLER, CURTIS
6165 PLEASANT VALLEY RD
BRIGHTON MI 48116

4716-03-200-005
SCOBIE, SANDRA M
11640 GRAND RIVER AVE
BRIGHTON MI 48116

4716-03-200-006
WOODFORD, MICHAEL J
11620 GRAND RIVER AVE
BRIGHTON MI 48116

4716-03-200-007
WOODFORD, MICHAEL & JANET
11610 GRAND RIVER AVE
BRIGHTON MI 48116

4716-03-201-009
SHMINA DEVELOPMENT LLC
11711 GRAND RIVER AVE
BRIGHTON MI 48116

4716-03-201-011
KJJA, LLC
11777 GRAND RIVER AVE
BRIGHTON MI 48116

4716-03-201-012
PLEASANT VALLEY INVESTMENTS
TAX DEPT #3313030
11501 GRAND RIVER AVE
BRIGHTON MI 48116

4716-03-300-001
DEPARTMENT OF NATURAL RESOURCE
ATTN: PILT PROGRAM
11538 GRAND RIVER AVE
BRIGHTON MI 48116





Carlisle | Wortman
ASSOCIATES, INC.

117 NORTH FIRST STREET SUITE 70 ANN ARBOR, MI 48104 734.662.2200 734.662.1935 FAX

Date: May 13, 2022

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For
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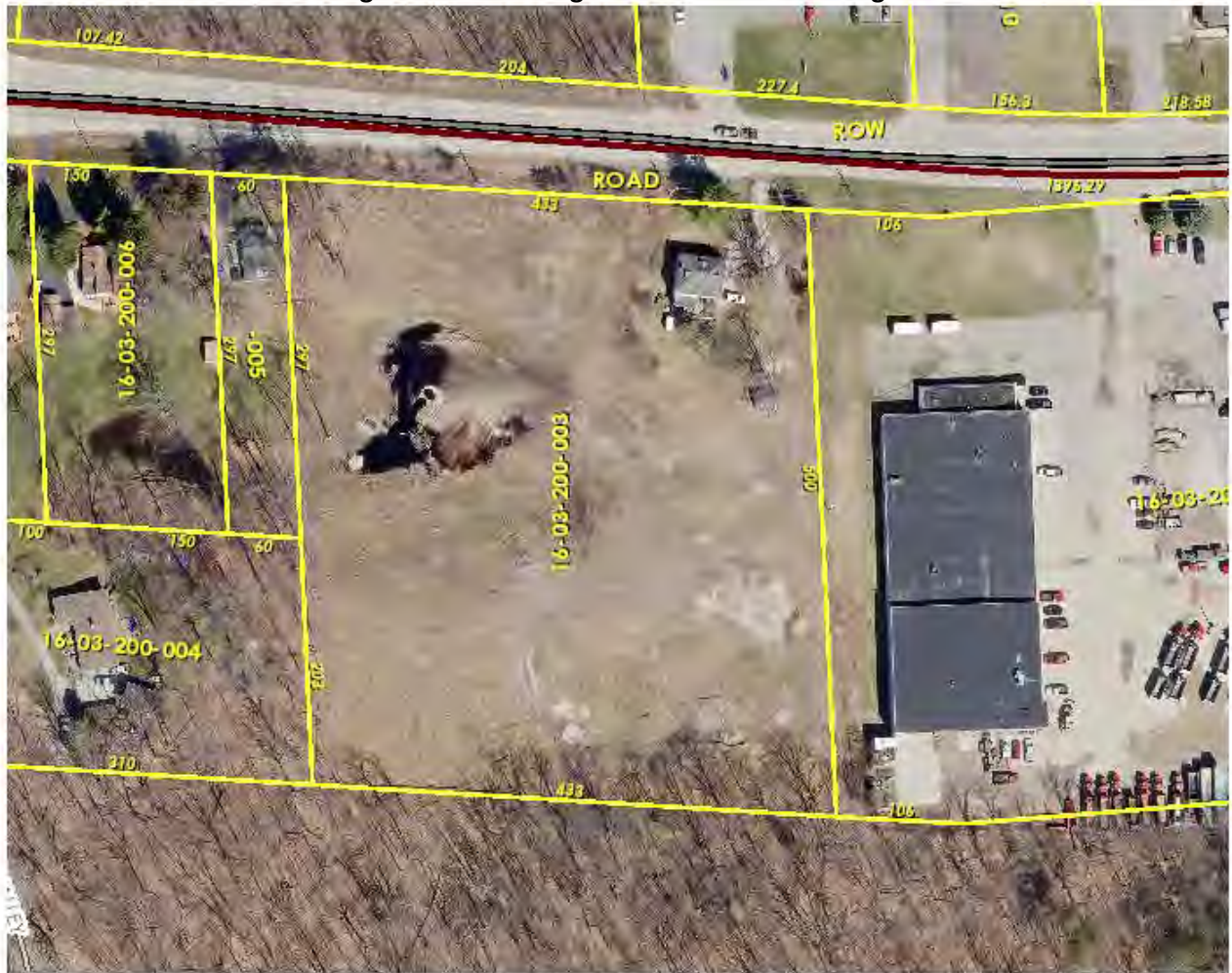
PETITION

The applicant is requesting a rezoning on a parcel with parcel ID number 4716-03-200-003, otherwise known as 11700 Grand River. The petitioner requests that the parcel be re-designated from R-2 – Single Family to LI – Limited Industrial.

SITE DESCRIPTION/CURRENT USE

The subject parcel is 4.49 acres. The site is currently designated as Single-Family. The site currently contains an existing house and small shed. The house and driveway are in the northeast corner of the site. The site was previously heavily wooded but has recently been cleared and is now void of all trees. There appears to be a wetland in the middle of the open space on the site.

Figure 1. Aerial Image of Site and Surroundings



SURROUNDING ZONING AND LAND USE

The following chart compares zoning, future land use designation, and existing land use surrounding the subject parcel.

	Zoning	Future Land Use Designation	Existing Land Use
Subject parcel	R2 – Single Family	Limited Industrial	Residential
North	GB – General Business	Limited Industrial	Vacant Land / Industrial
South	PL-Public Land	Recreation -Conservation	Open Space / Recreation
East	LI – Limited Industrial	Limited Industrial	Limited Industrial
West	R2 – Single Family	General Commercial	Residential

MASTER PLAN

Figure 2. Current Zoning Map

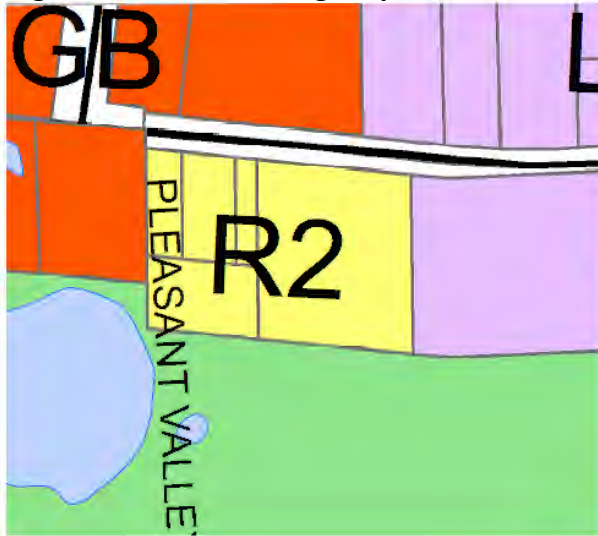
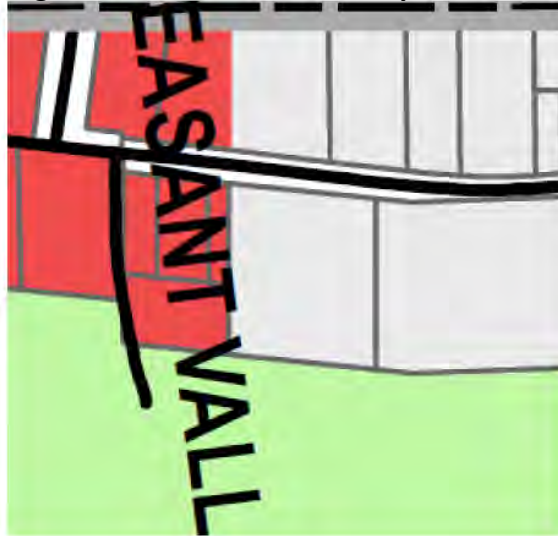


Figure 3. Future Land Use Map



As noted above and depicted in Figure 2 which depicts the current zoning map, the subject site is currently zoned R2. Figure 3, depicts the future land use map from the adopted 2014 Green Oak Township Master Plan. The Future Land Use Plan designates the subject site as Limited Industrial.

DEVELOPMENT POTENTIAL

Current Zoning

The intent of the R-2 districts is to provide districts in which the main use is single-family residential, plus its normal accessory and compatible supportive uses. The R2 district allows for 21,750 sq ft lots. Certain other private and public uses are permitted, but subject to conditions which will ensure their compatibility with the main use and character of such districts.

Proposed Zoning

The intent of the LI district is to primarily accommodate research, wholesale, and warehouse activities, and light industrial operations whose external, physical effects are restricted to the district, and in no manner affect, in any detrimental way, any of the surrounding districts. It is intended for the manufacturing, compounding, processing, packaging, assembly, and/or treatment of finished or semi-finished products from previously prepared material. The processing of raw material for shipment in bulk form, to be used in an industrial operation at another location, shall not be permitted.

The Applicant has indicated the following intended uses for the site:

- Mini Storage
- Truck and Trailer Rental

- Recreational Vehicle Storage Yard
- Retail Sales of Goods

If the rezoning to LI were approved the use of the site for mini storage would be permitted subject to supplemental regulations in Section 38-196(21) of the Zoning Ordinance. The other proposed uses area considered Special Approval Uses (SAU) and would be subject to SAU process. However, the Planning Commission should note that if the Rezoning were approved, all permitted and SAU could be developed on the property.

ZONING AMENDMENT PROCEDURE/CONDITIONAL REZONING

Section 38-537. of the Zoning Ordinance outlines the requirements and procedures to review a rezoning petition.

For the rezoning, the Planning Commission must hold a public hearing, deliberate on findings that are identified in the Zoning Ordinance in Section 38-539., and make recommendations to the Township Board to approve, approve with conditions, or deny the application.

FINDINGS FOR REZONING

In reviewing an application for the rezoning of land, whether the application be made with or without an offer of conditions, factors that should be considered by the Planning Commission and the Township Board include, but are not limited to, the following:

- a) Whether the rezoning is consistent with the policies and uses proposed for that area in the Township's Master Land Use Plan;

CWA The Future Land Use Map in the Master Plan designates this area as Limited Industrial. Table 11 in the Zoning Plan in the Master Plan indicates that the comparable zoning for this designation is LI. Areas surrounding the subject parcel to the West, North, and East are all zoned and planned for industrial or commercial uses. The parcel to the south is designated as recreation conservation and will likely remain as open space.

- b) Whether all of the uses allowed under the proposed rezoning would be compatible with other zones and uses in the surrounding area;

CWA The proposed rezoning would allow for more compatible uses with existing land uses surrounding the parcel along Grand River to the north and the east. The parcels to the west are still being used for residential though they are planned for general commercial. If the parcels to the west are still being used as residential when a new use is developed on the subject parcel, appropriate buffering will be required.

- c) Whether any public services and facilities would be significantly adversely impacted by a development or use allowed under the requested rezoning; and

CWA The site is located in the Fonda Island Briggs Lake Water Authority well head protection area. Any future development of this site will need to adhere to the requirements of the protection area. The site should be served adequately by public services. It is located in a district with public utilities.

- d) Whether the uses allowed under the proposed rezoning would be equally or better suited to the area than uses allowed under the current zoning of the land.

CWA Because of the site's location on a major roadway and within proximity to other more intense uses, the site is likely more attractive to a light industrial user than as a residential use. The change to LI is consistent with the development pattern along Grand River in this area.

- e) Whether the condition and/or value of property in the Township or in adjacent communities would be significantly adversely impacted by a development or use allowed under the requested rezoning;

CWA This site does not have the potential to significantly adversely impact the Township as a whole, or adjacent communities based upon the proposed zoning.

- f) Whether or not the requested zoning change is justified by a change in conditions since the original ordinance was adopted or by an error in the original ordinance; and

CWA The corridor is busier and more developed with commercial and industrial uses than when the subject site was originally developed and zoned.

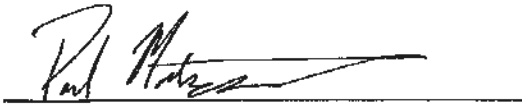
- g) Whether precedents might result from approval or denial of the petition, and the possible effects of such precedents.

CWA The proposed rezoning of this parcel is consistent with the master plan policies and the future land use plan for this area. No negative precedent would be set if the rezoning were to be approved.

RECOMMENDATIONS

It appears that the proposed rezoning would allow for development that is consistent with the development pattern in the area and is consistent with the Township's Master Plan. It is recommended that the Planning Commission review each of the findings to determine if the proposed rezoning is appropriate before making a recommendation to the Township Board.

11700 Grand River Rezoning
May 13, 2022

A handwritten signature in black ink, appearing to read "Paul Montagno", is written over a horizontal line.

CARLISLE/WORTMAN ASSOC., INC.
Paul Montagno, AICP
Senior Associate

#175-2206

cc. Mark St. Charles, Township Supervisor
Debra McKenzie, Planning & Zoning Administrator
John Enos, Principle, CWA



GREEN OAK CHARTER TOWNSHIP

10001 SILVER LAKE ROAD, BRIGHTON, MI 48116
PHONE: 810-231-1333 • FAX 810-231-5080

Green Oak Charter Township
Planning Commission
Regular Meeting
Thursday, May 19, 2022
7:00 p.m.

AGENDA

1. Call to Order
2. The Pledge to the Flag
3. Roll Call of the Commission
4. Approval of the Agenda
5. Approval of May 5, 2022, Meeting Minutes
6. Call to the Public (Limited to agenda items only)
7. Business Items:
 - A. Texas Roadhouse at Gateway Shoppes at Green Oak 4716-05-303-001
6800 Whitmore Lake Road, Brighton MI
 - B. Site Plan review for Green Tree Mini Storage, SP 04-2022
(8018 M-36, Whitmore Lake, MI)
 - C. Public hearing for NOIX, LLC. The applicant is requesting a rezoning on parcel 4716-03-200-003 the parcel is zoned residential, and the applicant is requesting the property be rezoned to LIMITED INDUSTRIAL. The address of the property is 11700 Grand River Ave.
8. Reports
 - A. Chairman Report
 - B. Township Board Representative
 - C. Zoning Board of Appeals Representative
 - D. Planning Consultant
 - E. Correspondence
9. Call to the Public
10. Adjournment

Posted: May 11, 2022

PLANNING COMMISSION

Cris Burkhalter, Planning Commission Chairperson
Dwayne Janke
Keith Lee
Lary Marshall
Doug Nale

Michael Sedlak, Twp. Board Rep.
Sarah Pearsall, Secretary

Green Oak Charter Township
Planning Commission
Regular Meeting Minutes
May 5, 2022

Approved: _____

The meeting was called to order by Mr. Burkhalter at 7:00 p.m.

Roll Call: Cris Burkhalter
 Dwayne Janke
 Keith Lee
 Lary Marshall
 Doug Nale
 Sarah Pearsall
 Michael Sedlak

Also Present: Debra McKenzie, Zoning Administrator
 Paul Montagno, Carlisle Wortman

Guests: 2

APPROVAL OF AGENDA

Ms. McKenzie noted Green Tree Mini Storage asked to be removed from the agenda, they were unable to be present.

**Motion by Sedlak, second by Pearsall
To approve the agenda as amended with the removal of item b.**

**Voice Vote: Ayes: Unanimous
 Nays: None**

MOTION APPROVED

APPROVAL OF MINUTES

**Motion by Marshall, second by Pearsall
To approve the April 21, 2022 minutes as presented.**

**Voice Vote: Ayes: Unanimous
 Nays: None**

MOTION APPROVED

50 **CALL TO THE PUBLIC** – None

51

52

53 **BUSINESS ITEMS**

54

55 **A. Public Hearing for PUD amendment Texas Roadhouse at Gateway Shoppes**
56 **at Green Oak 4716-05-303-001 6800 Whitmore Lake Road, Brighton MI**

57

58 Mr. Montagno explained the applicant is applying for an amendment to the PUD to allow
59 for the replacement of the current restaurant that is on the site. The applicant is asking
60 for a 7831 sq. ft. building where the PUD limits the size of the buildings in the units to
61 6000 sq. ft.

62

63 The biggest issue surrounding this is parking. By increasing the size of the building, it
64 decreases the parking field. The proposed number of spaces is not typical. They are
65 also asking for a 9'x18' parking area as opposed to 10'x20'. There are also some minor
66 sign issues. The applicant supplied a reply letter.

67

68 Ms. Emily Bernahl, from Bernahl Development Services noted Texas Roadhouse is
69 proposing a 7,831 sq. ft. building with 141 parking sites and there is 54 cross parking
70 shared with Culvers for a total of 195 spaces total. They are seeking a variance to allow
71 for the square footage from the PUD. She explained the adjustment to the parking stall
72 size is only for 76 stalls not for the whole site. They are trying to place the building on
73 the site and then accommodate the parking around it.

74

75 Regarding signage Ms. Bernahl confirmed the large sign will face Whitmore Lake Road.
76 The two small signs are on the south elevation of the building and will identify entrances
77 versus being used as an advertisement. The additional sign request is to allow a 7.98
78 sq. ft. To-Go sign to direct customers to the appropriate area to pick up carry out orders.
79 They could have the two smaller signs placed behind glass so those are inside if there
80 is a problem. Texas Roadhouse has removed the monument sign.

81

82 Ms. Bernahl explained Texas Roadhouse supports about 200 jobs and has 322 seats.
83 Their hours of operation are M-Th 4:00 p.m.-10:00 p.m. and Friday 4:00 p.m.-11:00 p.m.
84 and Saturday 11:00 a.m.-11:00 p.m. and 11:00 a.m.-10:00 p.m. on Sunday. Because
85 they are more of an evening business the garbage, and such usually occurs in the
86 morning or overnight.

87

88 The building itself is cement fiber board and has a wood grain look. Brick wainscot with
89 brick pilasters, and brick around the dumpster enclosure will complete the look of the
90 building.

91

92 They offer a To-Go room due to Covid, if they have to shut down operations for any
93 reason, they can continue with the take out portion and transition their business plan.

94

95 Mr. Burkhalter opened the public hearing at 7:15 p.m.

96

97 **Rhonda Fackert, 10555 McCabe** – She questioned if there was a clear path for
98 pedestrians to walk to the restaurant as was noted in the minutes from the last meeting.

99 Mr. Burkhalter closed the public hearing at 7:17 p.m. due to no further comment.

100

101 Mr. Marshall stated when a review comes forward, he would like to see a report from
102 Culvers regarding the use of their parking. Ms. Bernahl stated they did meet Culver's
103 approval before they came here, Culver's is aware. The only stipulation was Texas
104 Roadhouse could not have a drive-in concept.

105

106 ~~B. Site Plan review for Green Tree Mini Storage, SP 04-2022~~ *Removed from
107 Agenda

108

109 Reports

110

111 Chairman – None

112 Township Board Representative – None

113 Zoning Board of Appeals Representative – None

114 Planning Consultant – None

115 Correspondence - None

116

117

118 CALL TO THE PUBLIC

119

120 Rhonda Fackert – She reported there will be a Brown Bag Lunch meeting that is open
121 to the government and local government. There are grant opportunities focusing on trying
122 to save trees as well. Marion Township is making a conscious decision to bring some
123 sustainability into practice.

124

125

126 John Malek, 8486 Winans Lake Road - He had conversations with the wetland experts
127 in the area, and they did a review 6 weeks ago and they found that sediment is coming
128 down stream and settling into his property. There are violation notices. He is not sure
129 what will happen. The water level is high and running rapidly. He noted the flooding
130 behind Todd's Services.

131

132 Rhonda Fackert – She noted their business is on the boarder of Hamburg and Green
133 Oak. They had flooding as well; Extreme Machine is flooded, and Todd's Services is
134 having problems now. Flooding is an ongoing issue.

135

136 ADJOURNMENT

137

138 The Planning Commission meeting adjourned at 7:26 p.m. due to no further business.

139

140

141

142 Respectfully Submitted,

143

144 *Kellie Angelosanto*

145

146 Kellie Angelosanto

147 Recording Secretary

Green Oak Charter Township
Planning Commission
Regular Meeting Minutes
July 7, 2022

Approved: _____

The meeting was called to order by Mr. Burkhalter at 7:02 p.m.

Roll Call: Cris Burkhalter
Dwayne Janke
Lary Marshall
Doug Nale
Sarah Pearsall
Michael Sedlak

Absent: Keith Lee

Also Present: Debra McKenzie, Zoning Administrator
Leslie Zawada, CES
Jareen Rice, CES
Paul Montagno, Carlisle Wortman

Guests: 7

APPROVAL OF AGENDA

**Motion by Marshall, second by Pearsall
To approve the agenda as presented.**

**Voice Vote: Ayes: Unanimous
Nays: None**

MOTION APPROVED

APPROVAL OF MINUTES

**Motion by Sedlak, second by Nale
To approve the June 16, 2022 minutes as submitted.**

**Voice Vote: Ayes: Unanimous
Nays: None**

MOTION APPROVED

50 **CALL TO THE PUBLIC**

51
52 **Rhonda Fackert, 10555 McCabe Rd** – Ms. Fackert submitted the woodland summary
53 from Legacy Park. She was confused a little bit by the calculations they did. One of the
54 largest trees she found was an oak tree at 65”. If she had worked off the new ordinance
55 there would have been 14 more landmark shag bark hickory trees and 65 of the walnuts
56 or cherries and 11 additional elms that are not in the calculations. They see a lot of
57 numbers and totals but a lot of the times they don’t understand what those stand for.
58

59 **Kurt Sigler, 6165 Pleasant Valley** – He wasn’t sure of the difference regarding the public
60 hearing and the call to the public. The reason he is here is that the property comes up to
61 his home that he has lived in for 27 years. They like their homes the way they are, there
62 are only 3 of them that constitute a neighborhood over there. He is here because he has
63 seen disturbing things regarding the rezoning. He has pictures of everything. They have
64 tried to get clarity on what’s going on over there. At the last Planning Commission meeting
65 the gentleman that was there and represented this company called him a liar and said if
66 they don’t stop playing around in his sandbox he would build a 6 story building instead of
67 a 3 story building. He has never even met him before. There are very disturbing things,
68 including the way they left a pile of stuff outside of his kitchen window when he has never
69 seen anything but woods and nature before. The noise and dust that is now there, it’s
70 very disturbing.
71

72 Mr. Burkhalter stated he saw no threats at that last meeting. We are here to try and
73 answer questions but not off the cuff. The gentlemen did just buy that property and had
74 not done any of the things Mr. Sigler had seen. We need people to alert the township of
75 wrong doings. He asked him not to hold the gentleman responsible.
76

77 **Janet, 11620 Grand River** – She noted the whole situation that has developed is due
78 to the lack of communication. They have received nothing and she’s sure all of the
79 Planning Commissioners if something was going to be built 50’ from their property line
80 they would want to know what was going in. There have been semi-trucks, vans, it’s a
81 collage of you name it of anything that can drive. Since then most of it has been cleaned
82 out. If he wants to change it from residential to limited industrial, then why does he have
83 a for sale sign on the property that he owns already. She’s thinking he wants to buy the
84 rest of the property, change it to limited industrial and add that parcel to what he already
85 owns and sell it all together. She didn’t think he had any intention of building anything.
86 His application is not completed, there is no information. She thinks it deserves their
87 attention to look into.
88

89 Mr. Burkhalter explained from the May 13 submittal the applicant has indicated mini
90 storage, truck and trailer rental, retail sales of goods, all limited industrial facilities. It
91 seems what he’s’ doing is for limited industrial and it’s legitimate.
92

93 **Daniel Sysko, East Grand River** – This was not part of the original application, it was
94 not part of the packet. They requested a copy of the whole entire application. When we
95 ask for the paperwork we don’t know exactly what they are asking for. When they
96 requested a copy of the application why weren’t they offered the additional packet
97 information? This information may have been helpful to draw conclusions about the
98 applicant’s intent. They didn’t get any sort of reassurance, this wasn’t brought up at the

99 last meeting either. Is that a violation of law, maybe he should call the township attorney
100 and ask that.

101
102 Mr. Burkhalter noted all business packets are available on the website.

103
104 **John Malek, 8486 Winans Lake Road** – Mr. Malek stated the review process with
105 projects needs a consistent review that involves not just the documents that are handed
106 to you, but they should go out and get more data and be apart of the circle of information
107 from MDOT, Drain Commission or any agency that will be included. They need to
108 compare the notes between agencies. In his own experience the left hand didn't know
109 what the right hand was doing. He encouraged them to get involved. He thought it was
110 important to see there are a lot of deep things below the surface. He also requested
111 everything in the project is not dealt with in one phase.

112
113 **BUSINESS ITEMS**

114
115 **A. Public hearing to hear comments on proposed rezoning RO-01-2022 NOIX,**
116 **LLC. The applicant is requesting on parcel 4716-03-200-003 the parcel is**
117 **zoned residential, and the applicant is requesting the property be rezoned to**
118 **LIMITED INDUSTRIAL. The address of the property is 11700 Grand River**
119 **Avenue.**

120
121 Mr. Burkhalter noted he checked with Livingston County and currently there are no plans
122 to bring sewer up to Grand River.

123
124 Mr. Montagno explained the rezoning review was presented at the May 13 meeting. They
125 presented some information based on findings that are required. This is a 4.5 acre parcel,
126 currently the site has been cleared, and there are no natural features on the site. The
127 future land use map does indicate this would be limited industrial. What they are
128 requesting is consistent. The types of uses in limited industrial were noted as possible
129 mini storage, truck trailer rental, recreational vehicle storage yard, or retail sales of goods.
130 The limited industrial district does present a lot of different types of uses. Any one of them
131 could be applied for if the zoning does go through. An applicant can come in with any
132 permitted use as long as they meet the standards.

133
134 It is in the Fonda Briggs Water Authority Wellhead Protection Area, so any future
135 development will have to adhere to standards as well.

136
137 Mr. Burkhalter opened the public hearing.

138
139 **Rhonda Fackert, 10555 McCabe Road** – The future land use, is that the current master
140 plan or the one they are working on. Mr. Burkhalter explained they have to go by the
141 current plan. Ms. Fackert asked if each use has to be approved separately.

142
143 Mr. Burkhalter, there are certain uses that are allowed under limited industrial other than
144 that they have to be applied for separately.

145
146 **John Malek, 8486 Winans Lake Road** – Mr. Malek stated he used to have an office in
147 that area, the concerns he would have is that there is only a partial interchange, if it's

148 opened up to more industrial they will need to find a way to handle the traffic and getting
149 a full interchange should be a requirement of anything going forward.

150
151 **Janet**, that's a big concern what Mr. Malek said. There is only one road from
152 Kensington if there is any back up. There has been a tremendous amount of traffic.
153 The information you said about a packet, do you honestly believe we would be here if
154 we had that packet? She tried to figure out where all of this was located on the website.
155 It would have been nice to be informed that there would be a packet. It's lacking
156 information and lacking communication.

157
158 **Kurt Sigler, 6165 Pleasant Valley** – Because of what's at stake, all that information
159 should be put in their lap, they shouldn't have to scramble to get it. This is going to
160 affect their daily lives. What's been done over there already has been a daily impact.
161 The lights of this glare through his home, he has been asking to have this corrected the
162 whole time and has gotten people laughing in his face about it. He has been told by the
163 Zoning Officer that they were not in compliance. And 6 months later it was in
164 compliance and he needed to fill out paperwork that he didn't have to before.
165 Everything that has been done without permits and nothing has been done about it.
166 They bored holes in there, and nothing has been done. This is his backyard. He sees
167 out his kitchen window, clouds of dust that make the trees disappear. Is this something
168 that they are saying the application is acceptable. The sound of the trucks, and
169 excessive speed rumble through his house and shake him out of his bed, it causes him
170 anxiety. When he bought his home it was peaceful and quiet and beautiful.

171
172 **Sandra Scobie, 11640 Grand River** – She stated the property has been devastated.
173 Mini storage could be 24 hours a day. Right now it's been nice since no one is there.
174 Right now the law has not been followed, and they have been abused, they are property
175 owners too. She did call a real estate agent to see what their property would be worth
176 and her property value went down. The concern is do you want commercial at that exit?
177 They are concerned they will be pushed under the rug. If they try to sell, their property
178 value is down which is a concern for her.

179
180 **Daniel Sysko 11650 East Grand River** – They were provided two pages with the
181 application, this finding from the consultant is still very upsetting to him. If he goes out of
182 his way to seek information he should automatically be given the information. It makes
183 him question the authenticity. The application the way it sits is 100% deficient, the last
184 minutes should be added as a footnote to this meeting so all concerns are preserved.
185 They want to make sure it's following the letter of the law. The applicant took these
186 actions without considering the property. A storage unit is not a productive land use, it
187 doesn't create jobs. He is also concerned because when Sandy inquired last week
188 about why there is another meeting being held was because they were making a big
189 deal about noise requirements. There was no notice on the front of the building, and no
190 time listed on the application itself that is a violation of the Michigan Zoning Enabling
191 Act, this is not some oversight, how can they be reasonably assured when the simplest
192 things are not being followed.

193
194 Mr. Burkhalter noted all the notes from the last meeting are in the packet, the minutes
195 are a part of this record. Mr. Burkhalter demonstrated where the information is found on
196 the township website.

197 Mr. Burkhalter closed the public hearing due to no further comments.

198

199

200 **B. Action item 4716-03-200-003 Rezoning RO-01-2022 is requesting a**
201 **recommendation to the Township Board**

202

203 Mr. Janke explained the company he works for engages in services with the applicant,
204 therefore he would like to recuse himself from voting on this business item. There was
205 consensus among the Commissioners that there is potential with doing business with
206 the applicant and Mr. Janke should recuse himself from this business item.

207

208 Mr. Marshall explained any development that proceeds whether it is under a rezoning
209 and they wish to develop it for some function that meets the light industry requirements
210 or it remains R-2 any development would require a site plan that will come before the
211 Planning Commission, not just special approval uses. Mr. Montagno noted that is
212 correct unless it was a single family use.

213

214 Mr. Marshall noted this item was properly noticed.

215

216 Mr. Montagno encouraged the Planning Commission to review the findings.
217 Clerk Sedlak confirmed there are no plans to bring sewer services. He was most
218 concerned with the wellhead protection area, and they will look at that very carefully.

219

220 Mr. Marshall felt moving this into a light industrial zoning and building on this property
221 will impact the value of the adjacent properties, and as one of the residents mentioned,
222 they would not be able to sell their individual pieces of property as rezoned commercial
223 because they aren't large enough. This puts a lot of pressure on these residents, they
224 are put into a box with this. He sees the logic but changing it piecemeal will force the
225 residents out more quickly than they choose to. He is stuck on this point. Mr. Marshall
226 stated unless they band together, he didn't see how it could be sold. He didn't know
227 how to get out of that one. Clerk Sedlak stated it's unfortunate and they would like
228 better results, but they have to look at the legality of it.

229

230 Resident commented there is a historical building there and she thought they convinced
231 the owner, Maryann to do what they did. Maryann did what she had to do, but she
232 never classified that as a historical home. Clerk Sedlak stated she never applied for or
233 had an intention to put that house in an historical designation.

234

235 Mr. Montagno noted item d in the resolution should say *"The site should be served*
236 *adequately by public services. It is located in a district with natural gas and electric*
237 *services."*

238

239 **Motion by Sedlak, second by Nale**
240 **To make a Recommendation of Approval Rezoning #RO-01-2022 with the**
241 **Carlisle Wortman letter dated 7/6/22.**

242

243 **Whereas, the Township received an petition from No. IX, LLC for a rezoning**
244 **from R-2 – Single Family to LI – Limited Industrial on a parcel with parcel ID**
245 **number 4716-03-200-003, otherwise known as 11700 Grand River; and**

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Whereas, The subject parcel is 4.49 acres and is currently developed with a single-family home and small shed; and

Whereas, The Future Land Use Plan designates the subject site as Limited Industrial which equates to the LI -Limited Industrial zoning district based on the Zoning Plan in the Master Plan; and

Whereas, the Planning Commission held a public hearing which was appropriately noticed on this matter on July 6, 2022, and received comments from the public; and

Whereas, the Planning Commission has reviewed the proposed conditional rezoning petition in terms of the standards stated within Section 38-539 of the Zoning Ordinance and finds the following:

- a) The Future Land Use Map in the Master Plan designates this area as Limited Industrial. Table 11, the Zoning Plan, in the Master Plan indicates that the comparable zoning for this designation is the LI zoning district.**
- b) The areas surrounding the subject parcel to the West, North, and East are all planned or zoned for industrial or commercial uses. The parcel to the south is designated as recreation conservation and will likely remain as open space.**
- c) The proposed rezoning would allow for more compatible uses with existing land uses surrounding the parcel along Grand River to the north and the east. The parcels to the west are still being used for residential though they are planned for general commercial. If the parcels to the west are still being used as residential when a new use is developed on the subject parcel, appropriate buffering will be required.**
- d) The site is located in the Fonda Island Briggs Lake Water Authority well head protection area. Any future development of this site will need to adhere to the requirements of the protection area. The site should be served adequately by public services. It is located in a district with natural gas and electric services.**
- e) Because of the site’s location on a major roadway and within proximity to other more intense uses, the site is likely more attractive to a light industrial user than as a residential use. The change to LI is consistent with the development pattern along Grand River in this area.**
- f) This site does not have the potential to significantly adversely impact the Township as a whole, or adjacent communities based upon the proposed zoning. During the development of any site plan careful attention should be paid to buffering the neighbors to the west.**
- g) The corridor is busier and more developed with commercial and industrial uses than when the subject site was originally developed and zoned.**
- h) The proposed rezoning of this parcel is consistent with the master plan policies and the future land use plan for this area. No negative precedent would be set if the rezoning were to be approved.**

295 **Now therefore be it resolved, that the Planning Commission recommends to the**
296 **Township Board approval of the rezoning petition #RO-01-2022 to rezone the**
297 **parcel with ID number 4716-03-200-003 from R2 – Single Family to LI – Limited**
298 **Industrial.**

299
300 **Roll Call Vote: Ayes: Nale, Sedlak, Burkhalter, Pearsall**
301 **Nays: Marshall**
302 **Abstain: Janke**

303
304 **MOTION APPROVED**

305
306
307 **C. Site Plan Review (SP-01-2022) to amend the site plan associated with the**
308 **Shoppes at Green Oak Planned Unit Development agreement for Texas**
309 **Roadhouse.**

310
311 Ms. Rice from CES explained CES recommends approval of the site plan based on the
312 March 10, 2022 review letter.

313
314 Clerk Sedlak noted this item was approved at last night’s Board meeting. The applicant
315 will need to purchase an additional 68 water taps and 68 sewer taps. They also noted
316 they are working on an exit strategy with TGI Fridays. Once the building is demolished
317 it will take them 17 weeks to have the new building in place. The Board was unanimous
318 in their approval.

319
320 **Motion by Marshall, second by Janke**
321 **To approve the Texas Roadhouse site plan review (SP-01-2022) and to**
322 **amend the site plan associated with Shoppes at Green Oak Planned Unit**
323 **Development with the addition of the comments CES provided March 10,**
324 **2022 and add the breakdown of the existing proposed pervious and**
325 **impervious surfaces on the site shall be added to the plan along with a**
326 **legal description. Still requires Fire Department approval. A grease**
327 **interceptor needs to be added with a domestic bypass and obtain all the**
328 **permits pertinent to the construction.**

329
330 **Roll Call Vote: Ayes: Unanimous**
331 **Nays: None**

332
333 **MOTION APPROVED**

334
335
336 **D. Recommendation for Preliminary Site Plan approval of the Legacy Park**
337 **Residential Planned Unit Development PUD, parcels #4716-20-300-007,**
338 **4716-20-300-009, 4716-20-300-010.**

339
340 Ms. Zawada referenced the CES review letter dated July 1, 2022. Regarding the storm
341 water management the applicant has retained PEA, geotechnical consultants. She
342 reviewed sheet 12, and noted the pre development area includes the majority of the site
343 that discharges to the southwest wetland complex that has been a concern. As the site

344 exists right now there are 126 acres that contribute to this wetland complex. Post
345 development the applicant is proposing a much smaller area. Ms. Zawada explained
346 the PEA results for the soils. She is comfortable with the Planning Commission taking
347 action on this plan, however, should it be approved she would require additional
348 sampling on site.

349
350 Clerk Sedlak stated he wanted assurances regarding the failures, a lot more than 126
351 acres would go into the southwest corner if there is a failure which would be
352 unacceptable, there has to be some sort of fail safe. Ms. Zawada stated what's critical
353 for this is that they have to look at this differently than past projects, a very strict
354 sequence of construction, additional testing throughout construction, and the ability to
355 shut down a project. The township soil erosion program is governed by the county, so
356 she thought this project and any project moving forward like it should have much stricter
357 storm water management agreements. If it's contaminated during construction it's shut
358 down.

359
360 Ms. Zawada noted the count has rolled out their new storm water standards which
361 requires infiltration and this plan will comply with that. The storm water maintenance
362 agreement will be required, she is working with the Township Attorney to make that
363 agreement stronger.

364
365 Mr. Marshall asked if the applicant hires PEA, does Ms. Zawada monitor what they are
366 doing? Ms. Zawada noted they would require a post construction infiltration test to be
367 sealed by PEA or whoever they hire. There was brief discussion regarding soil erosion.

368
369 Ms. Zawada noted the site is proposed to be served by sanitary sewer. Final
370 acceptance by the Board of Trustees of the Green Woods Wastewater Treatment Plant
371 as a Township facility is required prior to final approval of the Legacy Park community.
372 The Green Woods Wastewater Treatment Plant has been constructed the township is
373 not obligated to take over ownership and if they do not take ownership, construction of
374 the sewer along Spicer Road would not be permitted by the Road Commission because
375 it would be considered private. The applicant has been in discussions with the Township
376 team and she is not saying the Board has to take over that treatment plant but that is a
377 step with this PUD that would be necessary before final PUD can be considered by the
378 Board.

379
380 The internal roads are proposed as 27' wide with curb and gutter and are narrower than
381 Livingston County 31' requirement. She is a fan of a smaller cross section, people drive
382 slower, less storm water management that has to be designed, and environmentally she
383 prefers it. She confirmed 27' meets the township's design standards.

384
385 Mr. Marshall stated he found a number of lots that would have an elevation grade during
386 grading, there are several that would have a 10' increase in height in the fill areas and if
387 they are filling substantially they need to go through a compaction process for every 9
388 inches of fill. Ms. Zawada noted when they go through a mass grade they wont do that,
389 they might do layers of compaction, but when they build on those fill sites, the building
390 officials will require individual geo technical reports for that home and it may be more
391 robust.

392

393 Mr. Marshall noted several of the lots that border the wetland in the south west corner,
394 the back of the lots were sitting around the water level, it sounds problematic. Ms.
395 Zawada noted the elevations could change, the applicants tell them what the sump
396 pump elevations is vs. the ground water so they can confirm when the soil borings were
397 taken so the sump pumps won't run all the time. At this point it's preliminary site plan
398 and then there are rounds of detailed engineering.

399
400 Representing Legacy: Jennifer Thomas, Lombardo Homes
401 Joe Klee, Lombardo Homes
402 Bob Emerine, Seiber Keast Engineering
403

404 Ms. Thomas provided an overview of the original project. Some of the items they
405 addressed were density, single family front facing garages, limited active open space on
406 the site, ample screening at transitions, and tree preservation, storm water, multifamily
407 guest parking, and electric car parking. The biggest change that will be noticeable is
408 the cul de sac in the sw corner has been eliminated. They had a density reduction in 22
409 units. Multi family had a reduction of 4. They did change the lot sizes to 85' lots to help
410 with the side entry garages. Open space 60.89 acres, 5.92 of that are active with 4
411 additional pocket park areas in the multifamily area. Natural woodlands/wetland areas
412 are 28.78 acres. They will be connecting the sanitary through the Green Woods
413 Sanitary Plant.

414
415 The single family portion is 106 acres. The multi-family portion is 45.53 acres. Open
416 space is 60.89 acres. There are 44, 60' units with front entry garages, and 104, 85'
417 units with side entry garages, 29, 90' units with side entry garages and two different
418 townhome styles.

419
420 Mr. Janke noted the garages are small they are 20x20, there is no pick-up truck that will
421 fit side by side.

422
423 Ms. Thomas stated they will be doing this in a phasing development. They are looking
424 at a 6-8 month lead development time for each phase and 7-9 years for the build out.

425
426 Ms. Thomas reviewed the screening between the multi-family and single family homes.

427
428 Regarding the storm water they are following the new standards for infiltration and
429 reducing run off leaving the site. There are 3 different areas identified. Their thought
430 process in the phasing plan is to start with those 3 areas and break it down based on
431 how their detailed engineering shakes out. They don't have those fine details yet to
432 provide.

433
434 Ms. Thomas stated they will be hiring a geo technical company full time that will be on
435 site during the mass grading operations, during construction of the ponds, and doing
436 infiltration testing, that is something that they will be entering into a contract with. They
437 do not do their own storm water inspections, they hire a 3rd party, independent.

438
439 Ms. Thomas noted regarding the storm water agreement and PUD requirements they
440 are willing to work with the township to add those items.
441

442 Should Spicer and Whitmore Lake Road still be an area of concern, if there is off site
443 investigation needed they are willing to do that.

444

445 Mr. Burkhalter called for a 5 minute recess.

446 Mr. Burkhalter called the meeting back to order.

447

448 Mr. Montagno referenced the Carlisle Wortman memo. He noted the applicant is
449 applying for Village Mixed Use II, PUD. All previous approvals have expired. Every
450 time this has gone through the Planning Commission process improvements have been
451 made. There was a reduction of units from the initial submittal. He briefly reviewed the
452 layout of the project and reviewed the timeline of the process.

453

454 In general, the site plan is consistent with the concept and layout of the approved PUD
455 area plan. From a land use, density, and layout standpoint these plans could be ready
456 for a recommendation for preliminary approval however, they defer to the township
457 engineer's technical review of utilities, storm water, grading and phasing. If a phasing
458 plan is to be provided it should be reviewed by the Township engineer prior to
459 preliminary PUD approval. Additionally, the Planning Commission must evaluate the
460 following items before making a recommendation to the Board for approval of the
461 preliminary PUD:

462

- 463 1. The Planning Commission must evaluate and approve proposed deviations; and
- 464 2. The Planning Commission should review architectural design as purposed in the
465 building elevations submitted with the site plan.

466

467 The Planning Commission my find it acceptable if the following items are addressed
468 during the final PUD site plan review:

469

- 470 1. A new or amended PUD Agreement will must be entered into between the
471 developer and the Township Board at final PUD approval.
- 472 2. Tree mitigation calculations must be updated to demonstrate that the mitigation
473 requirements in section 38-363 are being met.
- 474 3. Provide schedule indicating the specific numbers and types of plants being
475 proposed.
- 476 4. A photometric map and details of light fixtures proposed must submitted.
- 477 5. All essential services are subject to the requirements of the draft Legacy Park
478 Residential PUD Agreement and review and approval by the Township Engineer,
479 Township Fire Marshal, Livingston County Drain Commissioner, Livingston
480 County Water Authority, Livingston County Health Department, Livingston
481 County Road Commission, and any other outside agencies, such as the
482 Michigan Department of Environmental Quality;
- 483 6. Review and approval of the connection to the wastewater treatment facility by the
484 Township Engineer, Township Fire Marshal, the Livingston County Health
485 Department, and the MDEQ must be provided.

486

487 There was brief discussion regarding the storm water and basins.

488

489 Clerk Sedlak noted he would like to see enforcement clauses for the storm water. And
490 in writing a commitment from Livingston County for the storm water enforcement clause.

491 Also, in the final can they have the ability to adjust storm water situation, if they aren't
492 happy with it, they are not committed at this point and time can they say no. Mr.
493 Montagno stated the applicant has had to do a lot of preliminary work so they are sure
494 this plan has a chance to move forward based on the current design, but the detailed
495 engineering will decide that.

496
497 Clerk Sedlak asked who determines the need for more spaces if needed. They would
498 like to have the approval if the parking is too full they can say they need to add more
499 spaces.

500
501 Clerk Sedlak stated they have done a good job doing everything they've asked them to
502 do. His biggest concern is that they trusted developers in the past to do the right thing.
503 Until he got the answer that they could adjust the storm water at final he was going to
504 vote no. They have to protect the surrounding properties.

505
506 Mr. Nale stated storm water is the biggest thing, seeing that they are changing from 126
507 acres to 26 acres is huge. Especially with the marginal report. Ms. Zawada stated she
508 does like the applicant's response about getting survey data downstream that way they
509 can trace exactly where it goes before final engineering approval. Mr. Nale stated it's
510 come a long way and he appreciated that.

511
512 Mr. Janke stated he has conflicting information on the tree counts. Ms. Thomas stated
513 those are what the public handed out, she didn't know what those were. When they did
514 the original calculations they did calculations on the old ordinance and not the new
515 version, they will revise that in the next submittal in the engineering portion.

516
517 Mr. Marshall stated most of his concerns have been addressed this evening. There
518 appears there are only trees along the road so there will be lots completely bare of
519 trees. He would like to see some sort of planting on those bare lots, not in the road, but
520 maybe between the houses. Ms. Thomas stated internally they are trying to figure out
521 how many trees that would be, and will figure out the fine details, they totally
522 understand. Mr. Marshall noted the multi-family setbacks didn't agree with the table
523 deviations on Sheet 3. These are condominiums, or are they privately owned
524 residences. Ms. Thomas confirmed these are single family for sale product but they go
525 into a condo document. Mr. Marshall confirmed the 25' wetland buffer will be
526 permanently marked during construction.

527
528 Ms. Pearsall stated her concern was the storm water and if they do have a strict
529 enforcement during final she is fine with that. All of her other concerns were addressed.

530
531 Clerk Sedlak added item g. to say that "all storm water will infiltrate on site with the
532 exception of rear lots 68-87". Mr. Montagno added item h to say "storm water
533 management agreement must be entered into between the township and the applicant
534 prior to final PUD approval"

535
536 **Motion by Marshall, second by Janke**
537 **To recommend to the Township Board for the Preliminary Site Plan Legacy**
538 **Park Residential PUD utilizing the document dated 7/7/2022 with the**
539 **addition of items G. All storm water will infiltrate on site with the exception**

540 of rear lots 68-87 and item H. A storm water management agreement must
541 be entered into between the Township and the applicant prior to final PUD
542 approval.

543
544 Roll Call Vote: Ayes: Unanimous
545 Nays: None

546
547 **MOTION APPROVED**

548
549 **Reports**

550
551 **Chairman** – None

552 **Township Board Representative** – Clerk Sedlak brought the Planning Commission up
553 to date regarding the last Board meeting. He also spoke about the upcoming election.

554 **Zoning Board of Appeals Representative** – None

555 **Planning Consultant** – None

556 **Correspondence** - None

557

558

559 **CALL TO THE PUBLIC**

560

561 **Rhonda Fackert, 10555 McCabe Road**- She pointed out item 3 in the new tree
562 mitigation ordinance regarding landmark trees. She thought there was a discrepancy in
563 what was intended and what was laid out, it might be good to get that straightened out
564 before.

565

566 **John Malek, 8486 Winans Lake Road** - He knows it's a hard choice to make deciding
567 factors that go into what the next step is. Some leverage could be applied for them to
568 fix the mess that is going on now before coming down here. Michigan Homes is
569 pumping water out of their wetlands into the western most protected wetland which they
570 aren't supposed to do, they got caught and had to remove the pump, but how long did it
571 run before they got caught. The fact that they think they can do that, these are
572 mandated wetlands, put some signage out there. He's talked about coming out and
573 doing another assessment, and they are hesitant to do that. He's been told by that they
574 have walked in his back yard and up to the edge but that's it, there is no plan to fix the
575 problems that have been created and are ongoing. He thought the appropriate
576 measures going forward is a public recourse to problems created by these storm water
577 systems that don't live up to the claims and advertising the developer brings to the
578 table.

579

580 **ADJOURNMENT**

581

582 The Planning Commission meeting adjourned at 9:51 p.m. due to no further business.

583

584

585 Respectfully Submitted,

586

587 *Kellie Angelosanto*

588

589 Kellie Angelosanto
590 Recording Secretary