

**CHARTER TOWNSHIP OF AUGUSTA
WASHTENAW COUNTY, MICHIGAN**

RESOLUTION No. 17-16

*[RESOLUTION TO APPROVE SETTLEMENT OF ZONING DISPUTE
BROTHERS AUTO PARTS]*

Minutes of a Regular Meeting of the Township Board of the Charter Township of Augusta, Washtenaw County, Michigan held at the Township Hall in said Township on the 14th day of August, 2017.

PRESENT: Members: Burek, Domas, Knick, Ortiz, Shelby

ABSENT: Members: Chie, Howard

The following preamble and Resolution were offered by Member Shelby and seconded by Member Ortiz.

WHEREAS, there is presently pending an ongoing zoning dispute involving expansion of a nonconforming use of property as a junk and salvage yard by Brothers Auto Parts (Brothers Herein) located at 10339 Willis Road.

WHEREAS, the Township Attorney has discussed with the attorney for Brothers and with representatives of the Township possible settlement of the dispute by entering into a Consent Judgment to resolve the matters in controversy;

WHEREAS, the Township Attorney and other Township representatives have generally agreed on the terms of a proposed settlement and approval of a Consent Judgment that incorporates the terms of the settlement into an enforceable court order, a copy of which is attached hereto as Exhibit A, and which has been preliminarily approved by Brothers and its attorney; and

WHEREAS, the members of this Board have reviewed the terms of the Consent Judgment and are in general agreement therewith;

NOW, THEREFORE, BE IT RESOLVED that this Board hereby approves the proposed Consent Judgment in substantially the form attached hereto and made a part hereof, subject to such non-substantive minor revisions as may be approved by the Township's attorney and Supervisor, and subject to final approval and execution of the Consent Judgment by Brothers Auto Parts and its attorney within five days of this Resolution. This Board hereby authorizes the Township Supervisor, Brian Shelby, and the Township's attorney, Victor L. Lillich, to sign the same on behalf of the Township upon receipt of the fully executed Consent Judgment from Brothers Auto Parts and its attorney.

ROLL CALL VOTE:

AYES: Burek, Domas, Knick, Ortiz, Shelby

NAYES: None

ABSENT: Chie, Howard

ABSTAIN: None

RESOLUTION DECLARED ADOPTED.



Belynda Domas, Clerk
Charter Township of Augusta

Dated: August 15, 2017

CERTIFICATE

I, Belynda Domas, certify that the foregoing is a true and complete copy of Resolution No. 17-16 adopted by the Township Board for the Charter Township of Augusta, Washtenaw County, State of Michigan, at a Regular Meeting held on August

14, 2017, and that public notice of said meeting was given pursuant to Act No. 267,
Public Acts of Michigan, 1976, as amended.



Belynda Domas, Clerk
Charter Township of Augusta

Dated: August 15, 2017