



Sheldon Neeley
Mayor

CITY OF FLINT

ZONING BOARD OF APPEALS

Agenda September 21, 2021 at 6 P.M.

PUBLIC NOTICE

Pursuant to Public Act 267 of 1976, "Open Meetings Act," all meetings of the Commission are open to the public and the public is welcome to address the Commission on any item under its jurisdiction or on its agenda.

ELECTRONIC AND TELEPHONIC PARTICIPATION ONLY

In accordance with the Governor Whitmer's Executive Order 2020-21, entitled Stay Home, Stay Safe, "No person or entity shall operate a business or conduct operations that require workers to leave their homes or places of residence except to the extent that those workers are necessary to sustain or protect life or to conduct minimum basic operations." Likewise, pursuant to Executive Order 2020-15, strict compliance with section 3 of the Open Meetings Act is temporarily suspended in order to alleviate any such physical-place or physical-presence requirements, and a "meeting of a public body may be held electronically, including by telephonic conferencing or video conferencing, in a manner in which both the general public and the members of the public body may participate by electronic means."

This meeting is held electronically and telephonically in light of the State of Emergency declared in the City of Flint by Mayor Neeley and by Governor Whitmer for the State of Michigan. It is further held electronically and telephonically in order to comply with Executive Order 2020-21 and to suppress the spread of COVID-19, to prevent the state's health care system from being overwhelmed, to allow time for the production of critical test kits, ventilators, and personal protective equipment, and to avoid needless deaths to the maximum extent feasible.

On Tuesday, March 10, 2020, Governor Gretchen Whitmer declared a State of Emergency after two individuals were confirmed testing presumptively positive for COVID-19. On Thursday, March 12, 2020, Mayor Sheldon Neeley declared a local State of Emergency to exist in the City of Flint as a result of the threat of COVID-19. On Sunday, March 15, 2020, effective Tuesday, March 17, 2020, Mayor Neeley, based on the COVID-19 public health threat, closed City Hall to the public. As of Sunday, March 22, 2020, Michigan now has 1035 confirmed COVID-19 cases. Based on the White House guidelines issued on March 16, 2020, it is recommended that, over the next 15 days, people not gather in groups larger than 10 in order to "flatten" the curve and slow the spread of the virus. Therefore, in accordance with Governor Whitmer's Executive Order 2020-15 promoting public health, welfare and safety, and allowing for electronic public meetings.

All boards and commissions must adhere to all laws established under the Michigan Compiled Laws and in accordance with the revisions to the Open Meetings Act adopted in Senate Bill 1108, as passed on October 13, 2020 and signed into law on October 16, 2020, the following meeting is scheduled electronically:



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- **ZBA 21-2256:** Austin Barr requests an appeal of the Planning Commission's decision on June 22nd, 2021 to deny a Group F Special Regulated Use Permit for an Adult Use (Growing) marihuana facility at 3039 Airpark Drive North., Flint, MI (PID 40-34-100-031).
- **ZBA 21-2257:** Michael Brogan requests an appeal of the Planning Commission's decision on June 8th, 2021 to deny a location variance from the 300 foot setback requirement marihuana facilities are required to maintain from residentially zone parcels at 817 W. 12th Street, Flint, MI (PID 41-19-106-007).
- **ZBA 21-2258:** Michael Brogan requests an appeal of the Planning Commission's decision on June 8th, 2021 to deny a location variance from the 500 foot setback requirement marihuana facilities are required to maintain from Faith Based parcels at 817 W. 12th Street, Flint, MI (PID 41-19-106-007).

Pursuant to Act 267 of the Public Acts of 1976 (Open Meetings Act), notice is hereby given that the Flint Zoning Board of Appeals will hold its regularly scheduled meeting on **Tuesday, September 21st, 2021 at 6 p.m.** In accordance with Governor Whitmer's Executive Order 2020-15 permitting electronic meetings, the following protocols are being followed:

1. The public and media may view the meeting online by live stream at <https://youtu.be/F9frZNJLwSU>
2. In order to speak during the public forum portion of the Zoning Board of Appeals meeting by telephone, please sign up no later than 30 minutes prior to the meeting start time of 6 p.m. by doing the following:
 - A. i. Call **1-646-558-8656**, Followed by Meeting ID#: **830 5374 5564 ##**
 - B. Each public speaker will be put into a queue to speak during the public forum;
 - C. The Administrator will state the name or phone number of the speaker;
 - D. Please press ***9** to raise your hand during the public forum to speak. This is necessary in order for the Zoom Administrator to unmute your phone.
 - E. The public speaker will be unmuted;



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- F. The public speaker will state and spell their name and be allowed 3 minutes for public speaking;
 - G. The speaker will be muted after the 3 minutes have expired;
 - H. After the public speakers have completed speaking, the Administrator will read all emailed public comments and public comments placed in the red drop box in front of City Hall.
3. The public may send public comments by email to ZBAPublicComment@cityofflint.com and/or place them in the red drop box located in front of City Hall at 1101 S. Saginaw St., Flint, MI 48502, no later than 30 minutes prior to the meeting start time of 5:30 p.m.
4. The meeting will be closed-captioned (U.S. English). Persons with disabilities may participate in the meeting by the aforementioned means. If assistance is needed beyond closed-captioning and audio, please email a request for accommodations to ZBAPublicComment@cityofflint.com with subject line ***Zoning Board of Appeals Request for Accommodation*** or by contacting the Planning and Zoning office at 810-766-7426 x3060 to request accommodations, including but not limited to interpreters. Requests must be made at least 4 hours in advance of the meeting.

If there are any questions concerning this notice, please direct them to the Planning and Zoning office at 810-766-7426 x3060.