

**CHARTER TOWNSHIP OF EAST CHINA
SPECIAL MEETING**

ZONING BOARD OF APPEALS

OCTOBER 6, 2009

CALL TO ORDER – Knotts called the meeting to order at 7:30 p.m. with members, Peters and Horn. Carey and Brown excused.

Eleven in the audience.

APPROVE MINUTES – Peters, supported by Horn, moved to approve the August 24, 2009 minutes. Carried.

**PUBLIC HEARING FOR APPEAL CASE 435 - 09
DETROIT EDISON BELLE RIVER POWER PLANT
REFINED COAL FACILITY – 4505 KING ROAD
ZONED I-1**

The petitioner applied for a variance to Section 480-49 Industrial One Districts – Principal uses permitted. C. (3) To consider allowing “coal” as a material eligible for treatment under this section.

COMMENTS FROM THE PETITIONER – Several representatives from DTE were present and explained DTE has obtained a license to produce Refined Coal by using additives to lower NO_x, SO_x and mercury emissions. The new project is for a coal facility building, silo and conveyor. Treating coal is not one of the uses outlined in Section 480-49 of the Zoning Ordinance. They are requesting that coal be considered as a material eligible for treatment under this section.

COMMENTS FROM INTERESTED PARTIES – Several residents posed questions about emissions and fly ash and DTE representatives answered them.

CLOSE THE PUBLIC HEARING – Horn, supported by Knotts, moved to close the Public Hearing at 7:45 p.m. Carried.

CONSIDERATION – Coal is not specifically permitted in an I-1 District. The proposed facility will be adjacent to an I-2 District in the middle of DTE operations. The area of the proposed facility would probably be more appropriately zoned I-2.

Peters, supported by Knotts, moved to grant an exception to allow DTE to process coal in this I-1 District facility only. This exception does not change the I-1 requirements in general. Operations will not impact properties outside DTE boundaries. Carried.

ADJOURN – Peters, supported by Horn, moved to adjourn at 7:51 p.m. Carried.

Ralph Knotts, Chairperson