

Lenawee County Planning Commission

TIME: 6:30 p.m.

Staffed by the Region 2 Planning Commission (R2PC) 120 W. Michigan Avenue • Jackson, MI 49201 Phone (517) 788-4426 • Fax (517) 788-4635

MEETING NOTICE

FOR FURTHER INFORMATION CONTACT: DATE: January 17, 2019

Grant E. Bauman R2PC Principal Planner (517) 768-6711

gbauman@co.jackson.mi.us

PLACE: 2nd Floor Committee Room

Lenawee County Courthouse

Adrian, Michigan

MEETING AGENDA

1.	Call t	o Order and Pledge of Allegiance	
2.	Publi	c Comment [3-міните ціміт]	
3.	Appr	oval of Agenda [ACTION]	
4.	Meet	ing Minutes	
	Appro	oval of the Minutes of the December 20, 2018, Meeting [ACTION]	3
5.	Requ	est(s) for Review, Comment, and Recommendation	
	a.	Consideration of Township Zoning Amendment(s)	
		(1) #19-01— Franklin Township [АСТІОN]	5
	b.	Consideration of PA 116 Farmland Agreement(s) — None	
	C.	Consideration of Master Plan(s) — None	
6.	Othe	r Business	
	a.	Old Business — None	
	b.	New Business — None	

- 7. Public Comment [2 MINUTE LIMIT]
- 8. Commissioner Comment
- 9. Adjournment

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MEETING MINUTES

Thursday, December 20, 2018

Old Lenawee County Courthouse ● 2nd Floor Commission Chambers ● Adrian, Michigan

Members Present: Mr. Bob Behnke, Education Representative; Mr. Keith Dersham, LCPC Secre-

tary; Ms. Rebecca Liedel, LCPC Chair; Mr. Bruce Nickel; and Mr. Dale Witt

Members Absent: Ms. Karol (KZ) Bolton, Lenawee County Commission, and Mr. Ralph Tillotson,

Lenawee County Commission

Others Present: Mr. Grant Bauman, LCPC Staff/Recording Secretary.

Item 1 **Call to order** — The meeting was called to order at 6:30 p.m. by Chair Liedel. Those in attendance rose and joined in the Pledge of Allegiance.

Item 2 **Public comment** — None.

Item 3 Approval of Agenda — Staff submitted the 12/20/18 meeting agenda for approval.

A motion was made by Comm. Behnke, and seconded by Comm. Nickel, to <u>approve</u> the December 20, 2018, meeting agenda as presented. *The motion <u>passed</u> unanimously*.

Item 4 **Approval of Minutes** — Staff submitted the 11/15/18 meeting minutes for approval.

A motion was made by Comm. Dersham, and seconded by Comm. Nickel, to <u>approve</u> the November 15, 2018, meeting minutes as presented. *The motion <u>passed</u> unanimously.*

Item 5 Request(s) for Review, Comment, and Recommendation

a. Consideration of Township Zoning Amendment(s)

Comm. Nickel explained to the Commission that he is the Building Official for 4 Townships, including Cambridge Township. He is also the Zoning Administrator for Franklin Township. He clarified that he is not involved in the Cambridge Township Planning Commission, but does answer zoning questions from time to time, and asked if he should abstain. Given that he will not gain personally from any of the cases, it was the consensus of the Planning Commission that he should vote. However, he should abstain from voting on Franklin Township zoning requests since he serves as its Zoning Administrator.

(1) #18-14 | Cambridge Township — Commissioners reviewed proposed text amendments to Chapter 36 (Zoning) of the Cambridge Township Code of Ordinances regarding solar farm facilities. Staff advised recommending disapproval of the text amendments, citing too many issues with the proposed amendments at this time (see the staff report). Commissioners discussed the substantive issues described in the report as well as the format changes suggested by staff.

A motion was made by Comm. Behnke, and seconded by Comm. Liedel, to recommend <u>disapproval with staff comments</u> of the proposed text amendments to the Cambridge Township Board. *The motion <u>passed</u> unanimously*.

(2) #18-15 | Cambridge Township — Commissioners reviewed proposed text amendments to Chapter 36 (Zoning) of the Cambridge Township Code of Ordinances regarding the temporary occupancy of mobile homes, motor homes, and travel trailers during the period of construction of new permanent dwellings. Staff advised recommending disapproval of the text amendments with comments, suggesting that the agricultural district be added to Sec. 36-581 given that dwellings are a permitted use in that district as well (see the staff report). Commissioners also discussed the time and septic requirements.

A motion was made by Comm. Nickel, and seconded by Comm. Witt, to recommend <u>approval with comments</u> of the proposed rezoning to the Cambridge Township Board. *The motion <u>passed</u> unanimously*.

- b. Consideration of PA 116 Farmland Agreement(s) None.
- c. Consideration of Master Plan(s) None.

Item 6 Other Business

- a. **Old Business** None.
- b. **New Business** None.
- Item 7 Public Comment None.

rait 2 Baum

Grant E. Bauman, Recording Secretary

- Item 8 **Commissioner Comment** None.
- Item 9 **Adjournment**. The meeting was adjourned at 7:00 pm.

Respectfully submitted,

01/17/19 LCPC Agenda Packet



Lenawee County Planning Commission

Staffed by the Region 2 Planning Commission (R2PC) 120 W. Michigan Avenue ● Jackson, MI 49201 Phone (517) 788-4426 ● Fax (517) 788-4635

COORDINATED ZONING REPORT | #19-01

To: County Planning Commissioners

From: Grant E. Bauman Date: January 17, 2018

Proposal: Partial rezoning of property in Section 6 of Franklin Township

Purpose

The purpose of the rezoning request is to "conform with current and future use", according to the applicant (see the background information). The Kings Motel was once located on the property and a building split off from the parcel is now part of the adjacent Evans Lake Resort (see Figure 1b), according to the Zoning Administrator (Bruce Nickel). However, the subject property has been most recently used as a residential duplex.

Location and Size of the Property

Location – The subject property (FR0-520-0020-00) is located at 1245 W. US-12 in Section 6 (T5S-R3E) of Franklin Township. The property is situated between US-12 and the north shore of Evans Lake, adjacent to the Evans Lake Resort (see Figures 1a, 1b, 5a, 5b, and 5c). Lemm Lane and Breyman Highway are located to the east.

Size – The subject property has an area of 0.3 acres, according to Lenawee County GIS.

Land Use and Zoning

Current Land Use – Although the subject property was utilized as a motel in the past, it has been most recently utilized as a residential duplex, according to the Zoning Administrator.

Future Land Use – Franklin Township's future land use map places the subject property at the edge of an area recommended for "commercial" uses (see Figure 2).

Current Zoning – "R-1 (Single-family Residential)" and "C-1 (General Commercial)" zoning currently split the subject property (see Figure 3).

Public Facilities and Environmental Constraints

Public Road/Street Access – US-12 (a part of the state trunkline system) provides direct access to the subject property (see Figure 1b).

Public Water and Sewer – Public sanitary sewer service is available according to the Township's Zoning Administrator. However, public water service is unavailable.

Environmental Constraints – Staff is unaware of any environmental constraints.

¹ Please note that the proposed use is listed for informational purposes only. It should not be utilized in making the rezoning decision. Circumstances may change, making the proposed use impractical. All of the uses allowed under the proposed zoning are pertinent.

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Analysis and Recommendation

Township Planning Commission Recommendation – The Franklin Township Planning Commission recommends *approval* of the proposed partial rezoning (see the background information).

CZC Staff Analysis – Franklin Township has a zoning plan which includes the following criteria upon which a rezoning request must be considered:

1. Is the proposed rezoning consistent with the policies and uses proposed for that area in the Master Plan?

Yes. The subject property is located on the edge of an area along US-12 recommended for "commercial" uses (see Figure 2).

2. Will all of the uses allowed under the proposed rezoning be compatible with other zones and uses in the surrounding area?

Yes. A portion of the subject property is already zoned "C-1 (General Commercial)" (see Figure 3). However, although the property was utilized as the Kings Motel in the past, it has most recently been used as a residential duplex, according to the Zoning Administrator. The rezoning will make the duplex a legal nonconformity (i.e., grandfathered). Although the duplex can remain, it cannot be expanded.

3. Will public services and facilities be significantly adversely impacted by a development or use allowed under the requested rezoning?

No. It is unlikely that public services or facilities will be negatively impacted by the proposed change in zoning.

4. Will the uses allowed under the proposed rezoning be equally or better suited to the area than uses allowed under the current zoning district?

Yes. The adjacent Evans Lake Resort (Section 12.02.16 of the Zoning Ordinance lists "hotels and motels" as a permitted use in the "C-1" district) is bisected by the property (see Figure 1b).

CZC Staff Analysis – A portion of the subject property is already zoned "C-1 (General Commercial)" and the adjacent Evans Lake Resort is bisected by the property. However, the Franklin Township Board

should be made aware that the rezoning will make the existing "residential duplexes" a legally nonconforming use (i.e., grandfathered). Although the duplex must be allowed to continue, it cannot be expanded.

CZC Staff Recommendation – Based upon this analysis, staff advises the Lenawee County Planning Commission to recommend *AP-PROVAL* of the proposed partial "C-1 (General Commercial)" rezoning to the Franklin Township Board.

Recommended Actions:

- (1) Recommend APPROVAL
- (2) Recommend DISAPPROVAL
- (3) Recommend APPROVAL WITH COMMENTS/MODIFICATIONS
- (4) Take **NO ACTION**

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Figure 1a and 1b Location

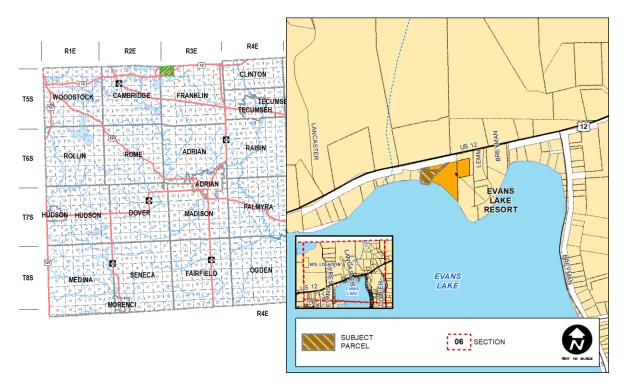
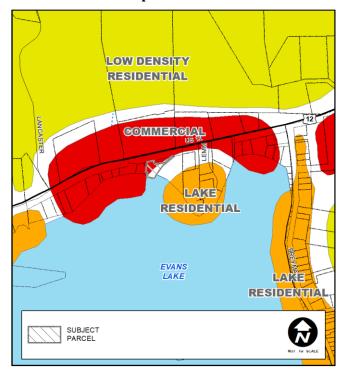


Figure 2
Township Future Land Use



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Figure 3 Township Zoning

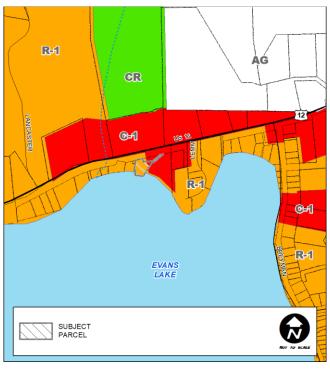


Figure 5a Aerial Photo



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Figures 5b & 5c Google Photos





LCPC Case #: 19 - 01 (For LCPC Use Only)

ZONING AMENDMENT FORM

DEC 3 1 2018



LENAWEE COUNTY PLANNING COMMISSION (COORDINATING ZONING)

Return to: Lenawee County Planning Commission • c/o Region 2 Planning Commission • 120 W. Michigan Avenue • Jackson, Michigan 49201

Please submit the Planning Commission meeting minutes and any reports/exhibits the Commission used to makes its recommendation with this form. Use a separate form for each proposed zoning change. Please include a legal description/survey with rezoning requests in addition to the Parcel ID Number.

A copy of this form with the LCPC recommendation will be mailed back to the Clerk, who will return a copy to the LCPC with the Township Board Action.

Franklin THE TOWNSHIP PLANNING COMMISSION submits the following proposed zoning Lenawee County Planning Commission for its review, comment, and recommendation:	; change to the
(ANSWER EITHER A or B)	
A. DISTRICT BOUNDARY CHANGE (REZONING):	
(Provide the legal and popular property descriptions, the Parcel ID Number(s), the number of acres, and the section property is located. Attach additional sheets if more space is needed. Attach a map showing all changes and addit FRO-510-0020-00 1245 US-12 Evans Lake, Tipton, MI. 49287	ions.)
The above described property has a proposed zoning change FROM R-1 Residential	
ZONE TO C-1 General Commercial ZONE.	
2. PURPOSE OF PROPOSED CHANGE: Conform to current and future use	
B. ZONING ORDINANCE TEXT AMENDMENT:	
The following Article(s) and Section(s) is amended or altered: ARTICLE SECTION _	
The NEW SECTION reads as follows: (Attach additional sheets if more space is needed.)	
C. PUBLIC HEARING on the above amendment was held on: month Decemberday 18 year 2018	
D. NOTICE OF PUBLIC HEARING was published/mailed on the following date: month Nov. day 28	year 2018
(Notice must be provided at least fifteen days prior to the public hearing.)	Talaman
E. THE NEWSPAPER (having general circulation in Township) carrying the NOTICE: The Adrian Daily T	
The PROPOSED ZONING AMENDMENT described herein was duly considered by the Township Planning Commission forwarded to the Township Board with a recommendation to \$\fomega\$) APPROVE or () DISAPPROVE.	on and will be
Dan Van Valkenburg () Chair or (x) Secretary 12 /27 /2018 (enter date	·)
LENAWEE COUNTY PLANNING COMMISSION (LCPC) ACTION:	,
1. Date of Meeting: month day year	
2. The LCPC herewith certifies receipt of the proposed amendment on the above date and:	
() Recommends APPROVAL of the zoning change	
() Recommends DISAPPROVAL of the zoning change for the reasons stated in the attached letter.	
() Recommends APPROVAL of the zoning change with comments, as stated in the attached letter.	
() Takes NO ACTION.	
TOWNSHIP BOARD ACTION:	
1. Date of Meeting: month day year	
2. The Township Board herewith certifies that a legally constituted meeting held on the	e above date and that
the proposed amendment () PASSED, () DID NOT PASS, or was () REFERRED ANEW to the Township Plann	
Township	p Clerk

10/28/18

Franklin Township Office

3922 W. Monroe Road

P.O. Box 101

Tipton, MI 49287

Supervisor - Robert Platt

Zoning Officer - Bruce Nickel

Planning Commission: Greg Wise-Chairman, Doug Sherman - Vice Chairman, Dan VanValkenburg - Secretary Bryan Perry, Jane Murphy, Jeff Fineske John Krueger, Larry Shea, Joel Whelan

Zoning Board of Appeals: John Krueger-Chairman, Mike Kelley, Bill Spycher, Todd Wolf, John Ost, Sue Whitehead – Secretary

I am sending this letter to request the property at 1245 US 12, Evans Lake, Tipton, MI 49287 Tax ID: FRO-510-0020-00, be zoned commercial, as this is how it has been utilized since the 1950's and before. This property has been a motel for many years and the building on the property rented as a motel. I have supplied some articles and pictures showing its name of Lorna Doone Motel Rooms then it became Kings Motel and then the Evans Lake Motel and Resort. My family had owned this place since 1976 and sold part of the property in 1989. The tax bills continued to come in as 201 COMMERCIAL-REAL, leading our family to believe this property was still commercial. The zoning line divides this parcel in half from west to east. I am requesting that the remainder of the property zoned back to commercial. See the attached copy of description and survey.

Thank you,

Value Kory

517-902-7556

12775 Mull Hwy

Tipton, MI 49287

FRANKLIN TOWNSHIP PLANNING COMMISSION 3922 Monroe Rd. Tipton, MI. 49287

NOTICE OF PUBLIC HEARING

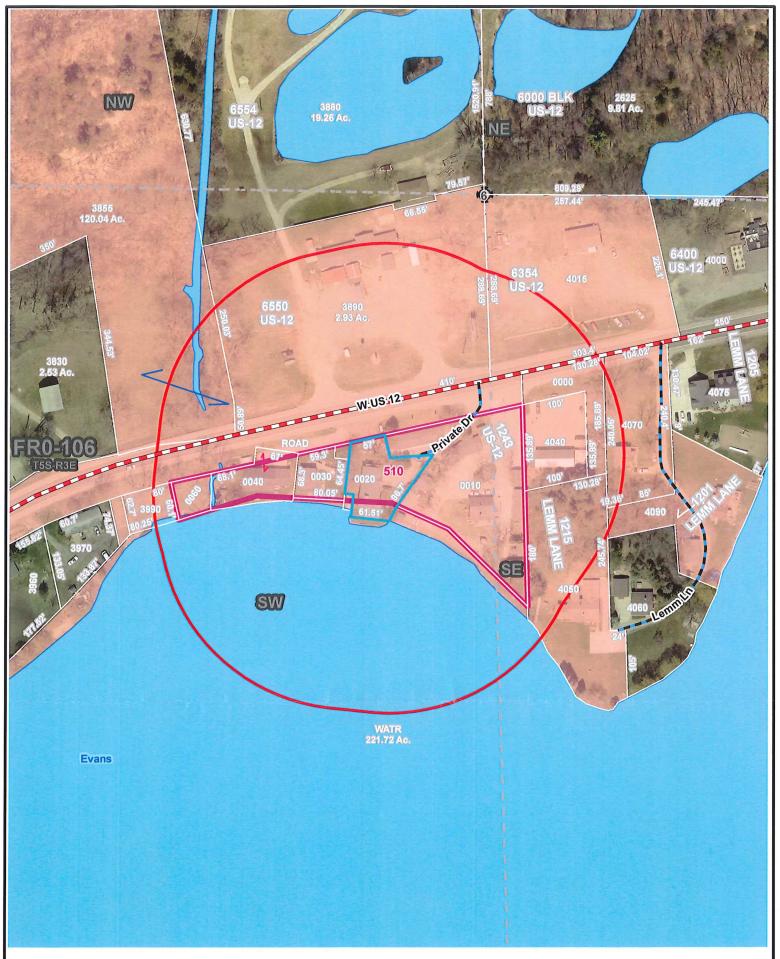
The Franklin Township Planning Commission will meet Tuesday December 18, 2018 at 7:30 PM at the Township Hall in Tipton, Mi. to consider a rezoning request submitted by Valerie Konz of 12775 Mull Hwy. Tipton, Mi. 49287.

Ms. Konz is requesting that her property at 1245 US-12, Evans Lake, Tipton, MI. 49287 be rezoned to C-1 General Commercial from the existing R-1 Residential zoning. The property ID. # is FRO-510-0020-00.

All interested parties are encouraged to attend and all will be heard. The Township Zoning Map showing the property and the rezoning application can be viewed at the Township Hall during regular business hours or by appointment. Written comments will also be considered if submitted prior to the meeting to the Township Hall or to the Secretary at 7720 N. Adrian Hwy. Tecumseh, MI. 49286.

Secretary, Franklin Township Planning Commission

Dan Van Valkenburg



Lenawee County G.I.S

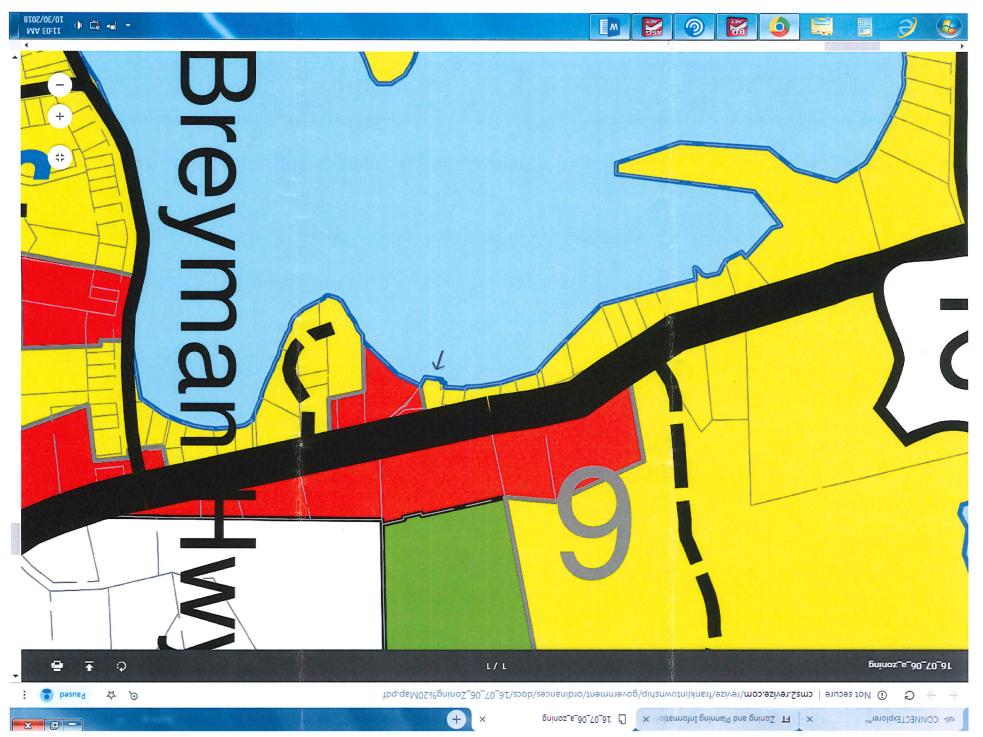
301 N. MAIN ST OLD COURTHOUSE 1/STO LOPE APHONE: (517)264-4522 ADRIAN, MI. 49221

FR0-510-0020-00 with 300' Selection



1 inch = 150 feet

*NOTE: THIS MAP IS INTENDED FOR ILLUSTRATION/ REFERENCE ONLY. LENAWEE COUNTY DOES NOT WARRANT THE ACCURACY OF THIS MAP AND IF NOT INTENDED AS A REPLACEMENT FOR A SURVEY.



01/17/19 LCPC Agenda Packet

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CERTIFICATE OF SURVEY

WALTER E. FRAZIER & ASSOCIATES INC., LAND SURVEYORS

(517) 265-6887 313 N. BROAD STREET ADRIAN, MICHIGAN 49221

DESCRIPTION

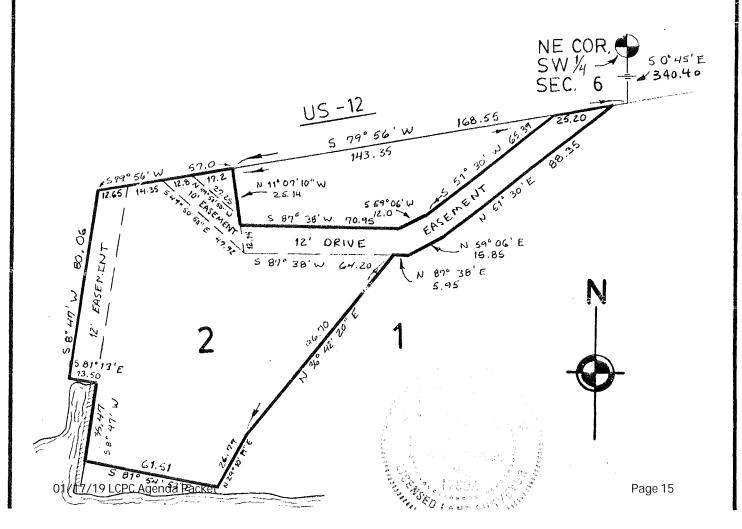
REMAINING PARCEL

All that part of Lots 1 & 2, Supervisor's Plat No. 3, Franklin Township, according to the plat thereof as recorded in Liber 7 of Plats, Page 3, Lenawee County Records, described as commencing in the South line of US-12 at a point 340.40 feet South $0^{\rm O}$ 45' East and 168.55 feet South $79^{\rm O}$ 56' West from the Northeast corner of the Southwest 1/4 of Section 6, Town 5 South, Range 3 East, and running thence South $79^{\rm O}$ 56' West along said line 57.0 feet; thence South $8^{\rm O}$ 47' West 80.06 feet; thence South $81^{\rm O}$ 13' East 13.50 feet; thence South $8^{\rm O}$ 47' West 35.47 feet; thence South $81^{\rm O}$ 54' 53" East 61.51 feet; thence North $29^{\rm O}$ 10' 19" East 26.79 feet; thence North $36^{\rm O}$ 42' 20" East 96.70 feet; thence North $87^{\rm O}$ 38' East 5.95 feet; thence North $59^{\rm O}$ 06' East 15.85 feet; thence North $51^{\rm O}$ 30' East 88.35 feet; thence South $79^{\rm O}$ 56' West along the South line of Highway US-12 25.20 feet; thence South $87^{\rm O}$ 38' West 70.95 feet; thence North $87^{\rm O}$ 38' West 70.95 feet; thence North $87^{\rm O}$ 38' West 70.95 feet; thence

FRANKLIN TOWNSHIP

LENAWEE COUNTY

MICHIGAN



Parcel Number: FR0-510-	-0020-00	Jurisdicti	on: FRANKLIN	TOWNSHIP		County: LENAWEE		Printed on		10/30/2018
Grantor	Grantee		Sale Price		Inst. Type	Terms of Sale	Liber & Page	1	rified	Prcnt. Trans.
KONZ, VALERIE	KONZ, JEFFREY L	JR & VALE	0	09/28/2018	3 QC	QUIT CLAIM	2569-9	972 EQ	JALIZATION	0.0
BALL, FLORENCE LOUISE,	DE		0	09/09/2017	CRT	DEATH CERTIFICAT	E 2569-9	971 EQT	JALIZATION	0.0
BALL, FLORENCE L	BALL, FLORENCE I	1	0	05/25/2017	7 QC	JOINT TENANCY	2546-2	20 EOT	JALIZATION	0.0
BALL/LORETTA//	BALL/FLORENCE L	·/	1	05/01/1995	oc oc	QUIT CLAIM DEED	1358-0		JALIZATION	0.0
Property Address			1 Residential	Zoning:		lding Permit(s)	Dat			Status
1245 W US-12			6060 CLINTON					1101001		
		P.R.E. 10						4		
Owner's Name/Address		1				W. W				
KONZ, VALERIE A		- 0010 7	morr 157 400 (1							
1245 US-12		<u> </u>	TCV 157,400(
TIPTON MI 49287		X Improv		Land Va	lue Estima	ates for Land Tabl	e 401LK.LAKE LO	OTS		
Tax Description PT OF LOTS 1 & 2 SUPERV: DES AS COMM IN THE S LI	Public Improvements Dirt Road Gravel Road Paved Road Storm Sewer Sidewalk Water Sewer Electric Gas Curb Street Lights Standard Utilities		Descrip EVANS I 68 A	JAKE	ontage Depth Fro 67.70 0.00 1.00			SCHEDULE	Value 84,625 0 84,625	
PT 340.40 FT S0^45'E & 168.55 FT S79^56'W FROM THE NE COR OF THE SW1/4 OF SEC 6 T5S R3E & RUNN TH S79^56'W ALG SD LI 57 FT TH S8^47'W 80.06 FT TH S81^3'E 13.50 FT TH S8^47'W 35.47 FT TH S81^54'53"E 61.51 FT TH N29^10'19"E 26.79 FT TH N36^42'20"E 96.70 FT TH N87^38'E 5.95 FT TH N59^06'E 15.85 FT TH N51^30'E 88.35 FT TH S79^56'W			Descrip	tion 4in Concre 4in Concre ame		Rate 5.68 5.68 28.61 nd Improvements	64 50 64	% Good 50 50 50 Value =	Cash Value 182 142 915 1,239	
ALG THE S LI OF HWY US-1 S51^30'W 65.39 FT TH S5 S87^38'W 70.95 FT TH N1	9^06'W 12 FT TH	Topogra Site Level Rollin Low High Landsc Swamp Wooded Pond Waterf Ravine Wetlan	aphy of g aped ront	Voar	Tan	d. Pui Idina	Pagagasal	December 2		
	1/2	Flood	Plain	Year	Lan Valu		Assessed Value	Board of Review		
· ·	UB/(017/2017), 031843	Who W	hen What	2019	42,30	0 36,400	78,700			56,690C
The state of the s				2018	78,70		78,700			56,690C
The Equalizer. Copyrigh				2017	76,60		76,600			
Licensed To: County of 1	Lenawee, Michigan			2017						55,524C
		1		ZOTO	73,40	0	73,400			55,029C

^{***} Information herein deemed reliable but not guaranteed***

					rrinced on	10/30/2018
		(11) Heating/Cooling	(15) Built-ins	(15) Fireplaces	(16) Porches/Decks	(17) Garage
Mobile Home Town Home Duplex O Other A-Frame (4) Inte X Wood Frame Drywal Panels Building Style: Trim & D Two STORY Ex X Yr Built Remodeled 1960 O Condition: Average Lg X Doors Room List (5) Flo Basement Kitchen 1st Floor Other: Other:	allation at Overhang er Overhang Trior All Plaster ed Wood T&G Decoration Ord Min Closets Ord Small Solid X H.C. oors	Gas Oil Elec. Wood Coal Steam Forced Air w/o Ducts Forced Air w/ Ducts Forced Hot Water Electric Baseboard Elec. Ceil. Radiant Radiant (in-floor) Electric Wall Heat Space Heater Wall/Floor Furnace Forced Heat & Cool Heat Pump No Heating/Cooling Central Air Wood Furnace 12) Electric O Amps Service	Appliance Allow. Cook Top Dishwasher Garbage Disposal Bath Heater Vent Fan Hot Tub Unvented Hood Vented Hood Intercom Jacuzzi Tub Jacuzzi repl.Tub Oven Microwave Standard Range Self Clean Range Sauna Trash Compactor Central Vacuum Security System	Interior 1 Story Interior 2 Story 2nd/Same Stack Two Sided Exterior 1 Story Exterior 2 Story Prefab 1 Story Prefab 2 Story Heat Circulator Raised Hearth Wood Stove Direct-Vented Ga Class: CD Effec. Age: 48 Floor Area: 3,814 Total Base New: 306 Total Depr Cost: 159 Estimated T.C.V: 159	,622 X 1.000	Year Built: 1960 Car Capacity: 2 Class: CD Exterior: Siding Brick Ven.: 0 Stone Ven.: 0 Common Wall: 2 Wall Foundation: 42 Inch Finished ?: Auto. Doors: 2 Mech. Doors: 0 Area: 240 % Good: 0 Storage Area: 0 No Conc. Floor: 0 Bsmnt Garage:
Insulation (2) Windows Many Large Height	avation (t: 0 S.F. 0 S.F. 765 S.F. to Joists: 0.0	Do./Qual. of Fixtures Ex. X Ord. Min of Elec. Outlets Many X Ave. Few 13) Plumbing Average Fixture(s) 3 Fixture Bath 2 Fixture Bath Softener, Auto	<pre>(11) Heating System: Ground Area = 1765 SH</pre>	F Floor Area = 3814 /Comb. % Good=52/100/	SF.	ls CD Blt 1960
Few Small Cond Wood Sash Metal Sash	c. Block	Softener, Manual Solar Water Heat No Plumbing Extra Toilet	Other Additions/Adjus Plumbing 3 Fixture Bath	-	Total: 276,	.992 144,036 .296 3,274
Horiz. Slide Conc	erete Floor	Extra Sink Separate Shower Ceramic Tile Floor	Porches CCP (1 Story) Deck		•	725 897
Double Glass Patio Doors Storms & Screens Wal	reation SF ring SF kout Doors	Ceramic Tile Wains Ceramic Tub Alcove Vent Fan 14) Water/Sewer	Treated Wood Treated Wood Treated Wood Treated Wood		50 1, 60 1,	.615 840 .396 726 .560 811
X Gable Gambrel (10) Fl Hip Mansard Joists:	oor Support 1	Public Water Public Sewer Water Well	Balcony Wood Balcony Garages		171 5,	1,549 174 2,690
Flat Shed Unsuppo Cntr.Suppo Chimney: Brick Unsuppo Cntr.Suppo Cntr.S		1000 Gal Septic 2000 Gal Septic ump Sum Items:	Class: CD Exterior: S Base Cost Common Wall: 2 Wall Door Opener Water/Sewer <<<< Calculations to	L	240 10, 1 -4, 2	363 5,389 091 -2,127 791 411

^{***} Information herein deemed reliable but not guaranteed***