# The Lowell Ledger

Volume 23, Issue 58

Serving The Lowell Area for over 100 Years

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HOAG & SONS' BOOK BINDERY

49284

SPRINGPORT, MICHIGAN

Wednesday, November 6, 2002

350



These canned treats were collected Halloween night for the Flat River Outreach Ministries by the St. Mary's Girls Club.

# St. Mary's Girls Club collects plenty of treats for FROM shelves

#### By Thaddeus J. Kraus Lowell Ledger Editor

Members of St. Mary's Girls Club passed on bite size Snickers, Paydays, Milky Ways and Tootsie Rolls in favor of canned vegetables, fruits, meats and other nonperishable items.

liked it so much they stole it," said event coordinator, Ellie Kane.

Through a donation from Meijer, the girls' efforts were nearly doubled.

"Meijer agreed to match up to \$200 worth of food These Halloween treats, which filled their bags and collected by the girls," Kane explained.

**Residents pushing for Lowell Charter Township to tweak** ordinance on parking of major recreational vehicles

#### By Thaddeus J. Kraus Lowell Ledger Editor

David and Lori Rash studied the ordinance, checked the codes, and did their research to assure they were doing things right and weren't in violation.

So, when they were told by Lowell Charter Township they had 10 days to remove a recreational vehicle (owned by David's parents) from their property, they decided to fight back.

Rashes took their case before the Kent County magistrate. Their effort was rewarded as the magistrate ruled in their favor, allowing them to keep the recreational vehicle on their property.

"We didn't feel as if we were infringing on our neighbors' rights or disturbing or interrupting them," said Lori Rash.

John and Susan Tomkins and Cliff and Dee Bonn feel otherwise.

boxes, will assist the effort of the Flat River Outreach Ministries to aid the area needy.

On Thursday night, 25 of the 35 St. Mary's Girls Club members spent two hours going door-to-door.

"Leara Glinzak shared the idea with the group. The girls

Meijer will supply the Flat River Outreach Ministries with a check for \$200 to purchase needed items.

St. Mary's Girls Club, formed five years ago, is part of an international organization called Ragnum Christi.

## **Guns & Hoses to shoot it out Thursday**

By Thaddeus J. Kraus Lowell Ledger Editor

The 2nd annual Guns & Hoses basketball tournament will shoot to net almost double the funds of that in year one.

The event, sponsored by Bernard's Ace Hardware, is scheduled for Thursday, Nov. 7. The doors will open at 7 p.m. with tipoff at 7:30.

Admission to the game between the Lowell Area Fire Department and Lowell Police Department will require adonation at the door. The funds raised will benefit the Lowell YMCA Teen Center. Last year, the event raised \$1,357.

Lowell YMCA executive director, Will Welsh said the goal this year is to raise \$2,500.

During the basketball game, the YMCA will also be selling 50/50 raffle tickets and T-shirts.

"Steve Bukala, from the Lowell Police Department, came up with the idea last year," Welsh explained.

Because of its inaugural success Bukala and Welsh decided a second event should be planned.

> The annual budget for the YMCA Teen Center is roughly \$40,000.

Suiting up for the Lowell Police Department squad will be Bukala, Trevor Slot, Scott Borg, Brent Noskey, Chris Hurst, David Oesch, Paul Despres, James Hinton and Amy Gunderson.

Filling out the Lowell Area Fire Department roster are Rusty Towne, Jimmy Hodges, Bob Roger, Nick Hauck, Lynn Ort, Kurt Parks, Matt Collins, Roger Reed, John Cross, Kim Kisner (Grand Rapids Hoops), Kevin Porter, Chad Harvey and Tim VanPutten.

At halftime, Little Caesar's will hold a three-point contest. The winner

will receive a pizza a month for a year.

### 11th annual Christmas Through Lowell Nov. 15-17

### By Thaddeus J. Kraus

Lowell Ledger Editor

Christmas Through Lowell coordinator, Jody Haybarker says she is doing nothing differently for the 11th annual unique shopping experience.

Makes sense. Change is not necessary when an event has grown and reached the level of success Christmas Through Lowell has enjoyed over the years.

"The event has really grown. We had 1,200-1,500 people come through our homes last year. Many were from out of town," Haybarker explained. "We are hoping for similar record numbers again this year."

This year, 24 homes and six businesses are participating in the event which is held the third weekend of November each year.

"It's the first weekend of deer hunting season, so while the men hunt, the women can go shopping," Haybarker said.

Calls on the event and requests for fliers have been steady for the past month.

"I think people like the uniqueness of this show and the variety of items they find," Haybarker said.

Christmas Through Lowell has added five new stops this year including a woodworker and an artist selling pottery - 19 stops return from a year ago.

Patrons will be able to pick up "Anything Chocolate" recipes at each stop.

Cookbooks will also be available again this year. Christmas Through Lowell will run Friday, Nov. 15

Christmas Through Lowell, cont'd pg. 8

The magistrate, however, ruled the township ordinance did not have enough bite to enforce what it was trying to do.

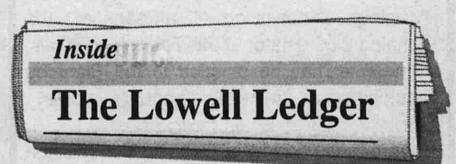
Bonns asked Lowell Charter Township supervisor, John Timpson if the township would go to court to fight the magistrate's ruling.

Timpson said no, making reference to the cost. He added that the township would look at its ordinance and if it wasn't doing what is needed, would make amendments to it.

The Bonns rewrote a proposed amendment to the ordinance and will present it to the plannign commission, in hopes of enforcing what the magistrate would not.

The most significant proposed wording change appears in the parking, storage, or use of major recreational equipment. It would read, "No such equipment shall be used for permanent or temporary living ... " It currently reads, "No such equipment shall be used for permanent living or housekeeping purposes when parked or stored on a residential lot, or in any location not approved for such use."

Timpson said the township would look to the planning commission for a recommendation and if the Bonns were interested in providing input, they were welcome to continue attending upcoming planning commission meetings.



### Halloween Pictures, Page 12

**Red Arrow Girls' Cross Country Team** places 4th at State, **Story Page 21** 

### **OBITUARIES**

BIGELOW - H. Wesley daughter Susan Gessler, son-Bigelow, aged 86, of Ada. passed away at his home on grandson Cody Harrall, brief battle with cancer. Wes Vernon and Phyllis Bigelow, was preceded in death by his and sister Molly Dadd. He is

in-law Ray Quada, great-November 3, 2002, after a brother and sister-in-law

# VERGENNES TOWNSHIP

### **PUBLIC HEARING NOTICE** PLEASE TAKE NOTICE that a public hearing before the Vergennes Township Planning Commission will be held on Monday

December 2, 2002 at 7:00 p.m., at the Vergennes Township Hall, located at 10381 Bailey Drive, Lowell, MI to consider proposed amendments to the Vergennes Township Zoning Ordinance. A summary follows for the proposed text amendments:

### **Chapter 3/Article III Zoning Districts:**

### Section 201.3075 (E) Lake Residential District

The proposed amendments are to add clarification provisions for lots not served by public sewer to meet lot size, width and setbacks equivalent to the R-1 District (1 acre, 165' lot width).

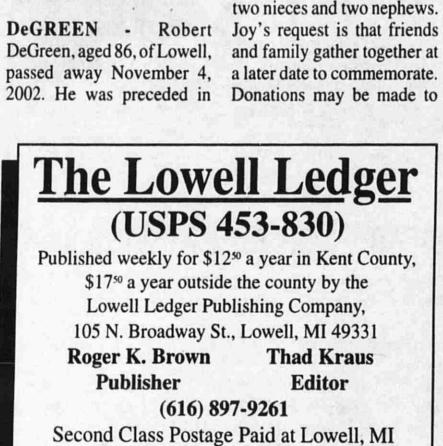
#### Section 201.309 (B) (C) (F) Industrial District

The proposed amendments are to add language for permitting multi-tenant buildings under 10,000 square feet as permitted uses and above 10,000 square feet as special uses. The lighting standards in the Commercial District are proposed to be added to the Industrial District to keep lighting at a minimum and within each development site.

The complete text of the proposed ordinance amendments can be reviewed at the Vergennes Township Hall, 10381 Bailey Drive, P.O. Box 208, Lowell, MI 49331 Phone (616) 897-5671 [fax 897-5674]. Written and oral comments will be received until the conclusion of the public hearing. Written comments may be addressed to the Planning Commission Chairman or the Planning Coordinator at the Township Offices. Comments may be emailed to the Planning Commission at: zoning@vergennestwp.org.

Vergennes Township Planning Commission

(Bruce) Boyce, Rose (Randy) and sister Sally (Bryce) vices were held. Grieves; son-in-law Jerry Gessler; brother-in-law DORSEY - After a short but Morrie Dadd; 13 grandchildren and 22 great-grandchil- by those she loved, Joy May dren. Visitation will be Dorsey, aged 43, peacefully Wednesday from 2-4 and 7-9 left this earth on October 27, p.m. Funeral services will be 2002. She was preceded in held Thursday at 11 a.m. at death by her parents Frank the First United Methodist and Ruth May of Flushing. Church of Lowell, 621 E. Surviving are her husband Main, Rev. Gordie Barry, of- Tom Dorsey and children ficiating. Interment Oakwood Mariah and Patrick of Low-Cemetery. Contributions may ell; brother David May and bemade to Hospice of Greater sister Kathy Berger of Grand Rapids or to the Ameri- Stanton; sister Diane can Cancer Society.



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# LOWELL **AREA SCHO**

MONDAY, NOVEMB Unity High School Conf 3:00 - 6:00 p.m. Full day for students a

WEDNESDAY, NOVEN Unity High School Conf 6:00 - 8:00 p.m Full day for students a

survived by his wife of sixty death by his wife Stephanie. years, Madonna (Bird) Mr. DeGreen is survived by Bigelow and his daughters his children Robert, Jr. (Ruth) Madonna Mary (Jack) of White Cloud, Richard Harrall, Nancy (Dan) Fansher, (Darlene) of Lowell; grand-Beverly"Babs" Quada, Cindy children Rick, Barbara, Molly; great-grandchildren Maxim and Penny Webster; Jessica and Jordan. Mr. brothers Donald (Ann) DeGreen was a member of Bigelow, Daniel (Barb) the Lowell American Legion Bigelow, Pat (Mary) Bigelow and VFW #8303. Private ser-

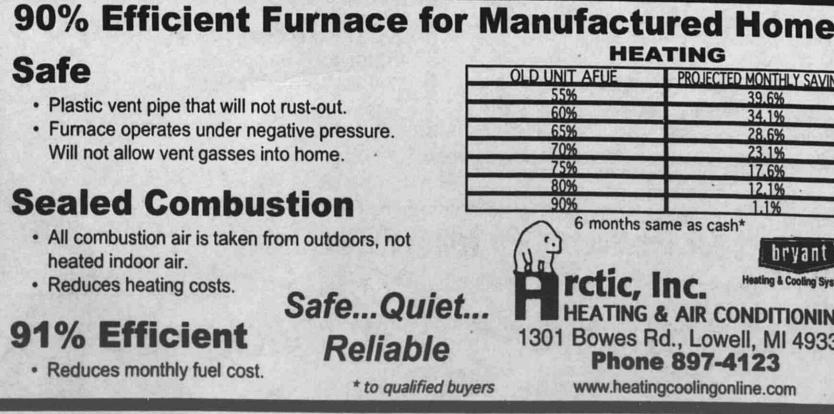
> courageous battle, surrounded Dowland of Houghton Lake; two nieces and two nephews.

her children's trust funds or Whitneyville Cemetery. Hospice of Grand Rapids.

GARDNER - Mr. Stanley Gardner, aged 97, of Lowell, passed away Saturday, November 2, 2002. He was preceded in death by his wife of 57 years, Doris and a daughter Anne. He will be sadly missed by his daughters Charlene Geiger and Mary Lou Gooze; grandchildren Tom Geiger, Marianne (David) Nelson, Karen Gooze, Kathy Gooze and Colleen Wagner; three greatgrandchildren Derek Nelson, Laurie (Tony) Dehn and Michael Nelson; two greatgreat-grandchildren Briana and Gabriel Dehn; many nieces and nephews. Visitation Wednesday 9-11 a.m. at the Methodist Church, Lowell. Funeral service will be held Wednesday at the First United Methodist Church of Lowell with the Rev. Dean Bailey officiating. Interment Saranac Cemetery. Memorial contributions may be made to the Arthritis Foundation, the American Heart Association or the Alzheimer's Society.

Postma, aged 89, went home to be with her Lord October 29, 2002. She was preceded in death by her husband John, her sister and brother-in-law Elva and Carl Miller, brother and sister-in-law Kenneth and Edith Smelker. Mrs. Postma is survived by several nieces and nephews. She was a Rapids School System and a member of Ada Community Reformed Church. Funeral services were held Thursday at Ada Community Reformed Church with interment in

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Homes MONTHLY SAVINGS 39.6% 34.1% 28.6% 23.1% 17.6% 12.1% 1.1% Exact Dryant Heating & Cooling Systems NDITIONING I, MI 49331 23 ne.com	Before you make a decise experience to reveal the SSUSS SSUSS Identifying Solutions For • Real Estate Brokera • Construct



WAIT - Mary "Jean" (Murphy) Wait (Aunt Jean), aged 80, of Wyoming, passed away Monday, October 28, 2002, and went to join her parents and her infant son. Tommy. Left to mourn are her daughters Anita Eagan. Donna (Russell) Rozman of Lowell, Audie Chavez. Nancy Eagan; 20 grandchildren; 43 great-grandchildren: one great-great-grandson; sister Margaret (Rodney) Cumberworth; nieces and nephews. Funeral service was held last Thursday at the Matthysse-Kuiper-DeGraaf Funeral Home in Wyoming.

**ZIMMERMAN** - Vivien Inez Zimmerman, aged 90, passed away November 3, 2002. She was preceded in death by her husband Lewis C., daughter Linda Kay, daughter-in-law Zimmerman. She is survived by her son Donald (Patricia Higley) Zimmerman of Kentwood, Ronald (Marjorie) Zimmerman of Lowell; grandchildren Lori (Darryl) Brown, Cathy (Orv) POSTMA - Zona Fern Sankey, Scott (Cindi) Zimmerman, Donnie Randall, Barry Zimmerman, Rick (Amy) Zimmerman, Greg (Amber) Zimmerman; 14 great-grandchildren, special friends Missy and Alexis Higley and a special thank you to Dr. Keith Sisson and the staff at Cumberland. Funeral services will be held school teacher in the Grand Wednesday at 1 p.m. at the Roth-Gerst Chapel, Pastor Roger LaWarre of the First Congregational Church of Lowell, officiating. Interment Alton Cemetery.

Local Girl Scout troops placed a peace pole in the Wittenbach Center's labyrinth garden.

Lowell Ledger Editor

rate the need for peace in the

ing a dedication ceremony.

11, we thought it would be a way to signify the need for peace in the world," said Girl Scout troop 400 leader and dedication organizer, Molly Heemstra.

eight local troops to partici-

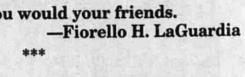
rinth garden.

insurance review

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The Lowell Ledger-Wednesday, November 6, 2002 -Page 3

**Trucks & New Car Trades** 

dress (es) are unknown and whose interest in the matter may be barred or affected by the following:

ing will be held on Nov. 14, 2002, at 9 a.m. at 180 Ottawa N.W. before Judge JANET A. HAYNES P33411 for the following purpose: Appointment of guardian over his child(ren) Andrew Edward Tiger and Brandon Lee Montez and suspension of parental rights.

10/28/02

ADAN AND MARIE AYALA **386 SARAH CEDAR SPRINGS, M** 49319 616-696-9969



John VanderWall, Calvary Christian **Reformed Church** 

#### **Prayer and Voting**

everyday needs.

It's time to plan a new

BY THIS TIME NEXT MONTH!

est in 1 week Pre-License training

west in 2 weeks Career Develop.

JIME IS PASSING YOU I

Don't let time pass you by.

Call Rick Seese, or Shelly Abbott, or

nvest in your future

nvest in yourself

Toareer

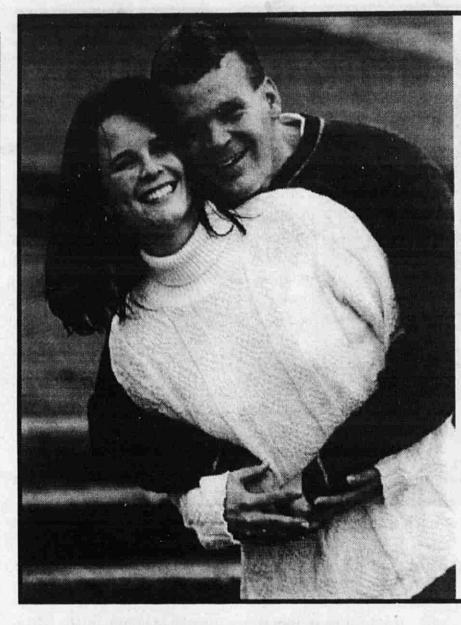
govern us, and how we will be governed. The people in Iraq were given only one candidate to vote for. We were Do you vote? Are you given so many, could you registered to vote? Did your keep them all straight? You vote sway any of the elec- can live in this country and tions? Are you like some experience the benefits of our people who did not take time culture without voting and to vote? Maybe you have not being registered. Maybe you registered. It could be that you think that your life is going so do not think you need to vote well that you do not pray and because things are going so have not made a commitment well in your community, so to Jesus Christ. You have to why vote? Maybe you think vote because it does make a that your candidate won or difference, and you have to lost by such a great margin it pray if you want God to act. would not have mattered if While God hears the prayers you had voted. The Govern- of all people, like being regisment is so far away from our tered to vote, you have to be registered in God's family for Is your attitude toward your prayers to matter and prayer like the way you vote? have significant impact. The There are some comparisons. Bible says that the prayers of Voting is one of our most God's righteous people are powerful and effective. God is not distant. He knows your everyday needs. God cares about each one of his children who cast their cares on Him, and He gives peace and healing. Through prayer, ask Jesus into your heart and let Him lead you. That's the prayer that God is waiting for; and thus you have become a citi-

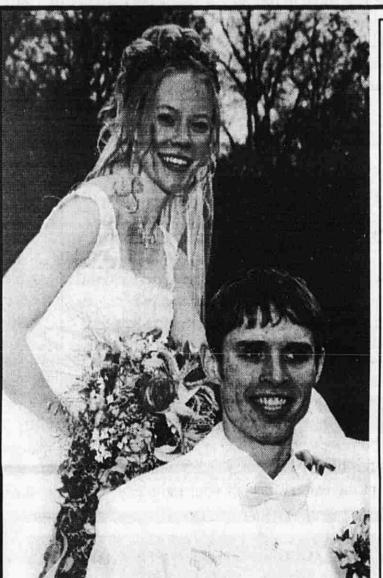
important rights because it

allows us to choose who will

Make all you can, save all you can, give all you can. -John Wesley

zen of God's family

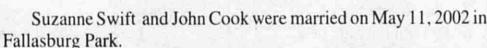




Tara Elizabeth Treat of Franklin, Tenn., and Stephen Paul Lenger of Brentwood, Tenn., will be married December 14, 2002 at Deer Valley Farm in Franklin. Tara is the daughter of Charlie and Sherri Treat of Mahomet, Ill. Steve is the son of Fred Lenger of Nash-

ville, Tenn., and Paula Lenger of Grand Rapids, Mich. The bride is a 1990 graduate of Mahomet-Seymour High School. She earned a bachelor's degree in piano performance from Anderson University and is self-employed as a private piano instructor in Franklin. The groom is a 1990 graduate of Lowell High School. He earned a bachelor's degree in elementary education from Taylor University and will earn a master's degree next spring in Educational Administration from Middle Tennessee State University. He is employed by Christ Presbyterian Academy in Brentwood where he teaches

sixth grade math and coaches high school football and baseball.



Parents of the bride are Ned and Kathy Swift of Lowell. The groom's parents are Jonathon and Schereen Cook. He is

enlisted in the U.S. Air Force. Bridesmaids were Lindsay Koehn, Andrea Renkema, Rachel Swift and Kim Cook.

Hermstreth and Dan Cook. Ushers were Doyle Miller and Brad Johns.

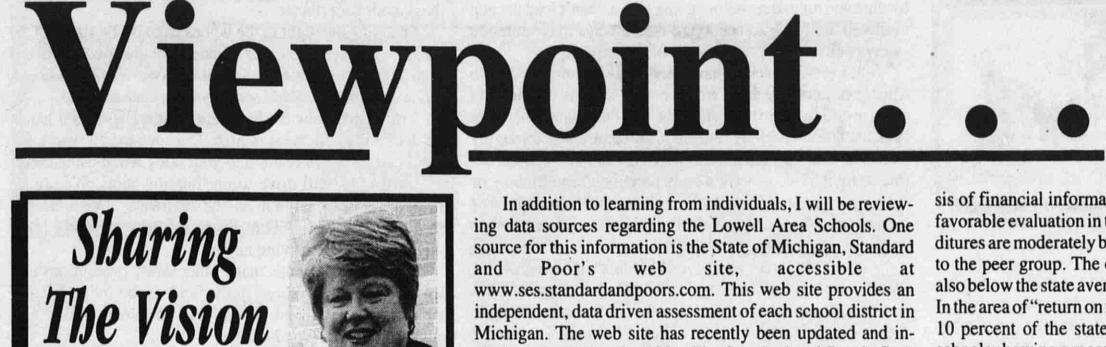
Master and mistress of ceremonies were Jim and Adrianne



# **Treat/Lenger**

# **Cook/Swift**

Best man was Tim Boss and groomsmen were Eli Parkins, Jason



I have just completed my first five days as the Superintendent of the Lowell Area Schools. During that brief tenure, I have learned firsthand the breadth and depth of commitment to the Lowell Area Schools by this community. Many of you ment over the last five years on the MEAP with an average have welcomed me as you have seen me at events. Your words of welcome are often linked with comments regarding the rate that is moderately above the state average and above the strength of the district. I count myself fortunate to have been peer group average. Students at grade 11 did particularly well, selected as superintendent and to work and live in Lowell. My top priority during these early days in the district is to meet percent of schools in the state. The percentage of Lowell with administrators, teachers, staff, students, parents, and community members to learn as much about the district as possible from the perspective of those who have helped make peer group. this district what it is today.

SHARI MILLER

Lowell Schools Superintendent



#### **125 YEARS THE WEEKLY JOURNAL NOVEMBER** 7, 1877

It was 2 above zero yesterday, and the first snow of the season managed to break many young trees.

Business letters to "Lowell M." may be sent to Lowell, Mass. or Lowell, Maine as well as Lowell, Mich.

The latest fad is the "Auction Social" where ladies disguise themselves and are auctioned off to the highest bidder for the evening.

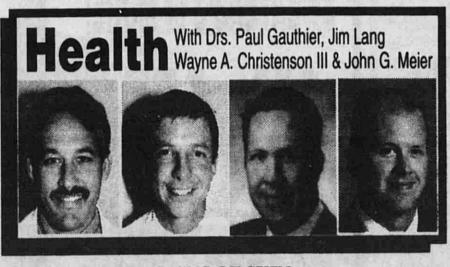
Prof. Swensberg of Grand Rapids Business College has sent the Journal several stereoscopic views of the college interior.

Mrs. Weeks is selling the Diagonal and Combination Dress Plaiter machine at a price within the reach of every lady.

**100 YEARS THE LOWELL LEDGER NOVEMBER 6,** 

In the lightest vote in years, Republicans sweep the county and retain much-criticized Gov. Bliss. Smith's Bakery reminds farmers of its all-you-can-eat

lunch, 15 cents. The Lowell cooper shop sold 20,000 apple barrels this fall. The Ledger endorses Anton Kallinger's application for



SIGNS OF SKIN **CANCER AND THE ABCDE RULE** 

The best way to find skin cancer early is to keep an eye on your skin, especially moles. It's a good idea to do a monthly self-exam of your skin. Look for any change in a mole or the appearance of a new mole. Any moles that appear after age 30 should be watched carefully and shown to your doctor.

The following ABCDE rules can help you remember what to look for when you're checking for moles. A for asymmetry:

\* a ...

Health, cont'd pg. 6

sis of financial information. Lowell Area Schools receives a In addition to learning from individuals, I will be reviewfavorable evaluation in this area. The district per-pupil expening data sources regarding the Lowell Area Schools. One ditures are moderately below the state average but comparable source for this information is the State of Michigan, Standard to the peer group. The district's administrative expenses are Poor's web site, accessible at also below the state average and comparable to the peer group. www.ses.standardandpoors.com. This web site provides an In the area of "return on resources," Lowell is ranked in the top independent, data driven assessment of each school district in 10 percent of the state with only 6.5 percent of Michigan Michigan. The web site has recently been updated and inschools showing a more favorable rating. These indicators let cludes information for 2001. The Standard and Poor's findus know that we are utilizing tax dollars well and supporting ings illustrate the strong academic preparation that students in strong student achievement as compared to the rest of the state the Lowell Area Schools are receiving. and our peer group.

According to Standard and Poor's, district strengths in-As the superintendent of this outstanding district, I comclude a well-above average MEAP passing rate as compared mit my best efforts to the Lowell Area Schools and to this to the state average and to a peer group of schools with similar community. It is our task to work together to make a great demographics. Lowell is ranked in the top 10 percent at the school district even better. Your input and suggestions are State level in this category. Lowell has also shown improveimportant to me. On a personal note, my husband, Ned, and I will be increase of 2.2 percent per year. The district has a participation moving this month and look forward to living in Lowell and becoming active participants in the community. Your warm welcome has been much appreciated. receiving an excelling score and again scoring in the top 10 Your comments about this matter or any issue would be greatly appreciated. Send to Superintendent Shari Miller, students qualifying for the Michigan Merit Award scholar-Lowell Area Schools, 300 High St., Lowell, MI 49331 or ships also exceeded the state average and was higher than the smiller@lowell.k12.mi.us (check out our Web page at www.lowell.k12.mi.us) This Standard and Poor's web site also presents an analy-

superintendent of Lowell Light & Power. Carl English has ments. resigned.

The Bachelor Maids have their annual meeting on the same evening that the Pickle Bachelor Club holds its annual banquet. Different meeting places.

#### **75 YEARS THE LOWELL LEDGER AND THE ALTO** SOLO NOVEMBER 10, 1927

Michigan Bell celebrates a new Grand Rapids-Kalamazoo cable containing 400 pairs of wires wrapped in lead. "R.J.Maxson has wrecked the aged barn on his lot at 418 Monroe and is adding a neat garage ... evidently he is not

A counselor from Grand Rapids Junior College will be at strong on antiques." the high school Monday to talk to students interested in the The Pool and Poker Club has club rooms in the Lee Block. school's program. A household hint: resole old slippers with the material Supt. Don Kelly protests the transfer of 40 acres of from a felt hat. potentially very valuable property from Lowell School Dis-Paint the battery case of your radio every two months to trict to Forest Hills.

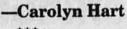
extend battery life.

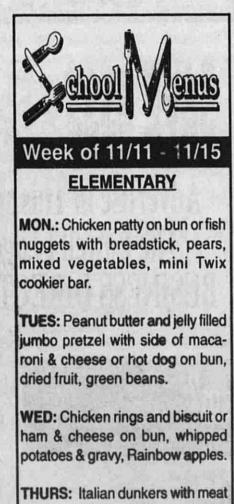
### **50 YEARS THE LOWELL LEDGER NOVEMBER 6,**

1952 Gen. Eisenhower wins the presidency over Adlai Stevenson by a landslide in a record-breaking vote. In Michigan, the Fred Alger G. Mennen Williams contest is too close to call yet. Council, with approval of citizens attending the meeting,

votes to raise sewer/water rates and finish planned improve-

I've always suspected that cats see beyond our pretenses and affectations, cataloging human behavior with humorless precision, unswayed in their final estimate by charm, affection, on choice cuts of meat.





sauce or crispito and roll, cheese stick, sweet peas, cinnamon apple

RI: Pepperoni pizza or sloppy joe on bun, fruit mix, veggies & dip, beanut butter bar.



The City of Lowell is accepting sealed bids for the sale of certain real property owned by the City located on Shepard Avenue within the City and legally described as:

That part of the Northeast 1/4 of the Northeast 1/4 of Section 2, Town 6 North, Range 9 West, City of Lowell, Kent County, Michigan, described as: Commencing at the Southeast corner of said Northeast 1/4 of the Northeast 1/4; thence North 00 degrees 37 minutes West 456.50 feet along the East line of said Northeast 1/4 of the Northeast 1/4; thence North 89 degrees 32 minutes West 207.41 feet to the point of beginning; thence North 31 degrees 03 minutes West 123.18 feet; thence South 17 degrees 01 minutes East 110.08 feet along the East right-of-way line of Shepard Avenue (50 feet wide); thence South 89 degrees 32 minutes East 31.33 feet to the point of beginning.

aloud.

The City reserves the right to accept or reject any or all bids and to award the sale to someone other than the person making the highest monetary offer. The City may also waive any formal defect in any bid as it deems to be in the best interest of the City. For more information concerning this property or this procedure, please call the City at (616) 897-8457.

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Planning for a new Catholic School proceeds, with the finance campaign headed by King Doyle. Lowell High School has twice as many non-resident students as Lowell students. In grade school only 45 nonresident children attend, from three closed districts. Rotarians visit the Smith house, new home of the Home Ec department.

#### **25 YEARS THE GRAND VALLEY LEDGER NO-VEMBER 9, 1977**

The East Kent Community Health Center Clinic will transfer its free twice-monthly services from the American Legion to City Hall.

City Council buys properties next to Recreation Park and Valley Vista subdivision and sells the old Foreman Street well site, as well as buying a new street sweeper. The bank and City Hall will be closed this Friday in

observance of Armistice Day (Nov. 11).

# **CITY OF LOWELL**

### **ADVERTISEMENT FOR BIDS**

Each bid must be received by the City Manager at 301 East Main Street, Lowell, Michigan 49331, not later than 3:00 p.m., Wednesday, November 27, 2002, at which time each bid will be opened and read

Betty R. Morlock, City Clerk

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SAFETY FIRST

Hunting is considered a relatively safe venture when compared to other recreational activities like riding a bike or skiing. One must still use caution and common sense when afield to avoid injury or even death. The issues considered here are related to incidents that commonly occur during a hunting season.

When you consider that 750,000 people take part in pursuing Michigan whitetail deer each year, there are few accidents involving firearms. (One is too many.) When they do happen, someone has broken a safety rule. Firearms must be handled and stored with care. Use trigger locks or secure them in a locked cabinet. Guns must always be considered loaded and never pointed in the direction of anything that one doesn't intend to shoot. Positively identify your target and be aware of what is beyond it. If you don't know where the bullet will end up, don't shoot. Become familiar with the firearm, including

loading and unloading before going afield. Don't load the gun until you are ready to use it and then always make sure the safety is on and keep your finger off the trigger.

Since elevated stands have been legal for hunting deer in Michigan, annually there are reports of serious injuries and death resulting from tree stand falls. Use only stands that have been made and tested by reliable manufacturers. Thoroughly understand the manufacturers' warnings and instructions before using it. Always wear a body harness when climbing or sitting in a tree stand. Use a cord to raise and lower a bow or hauling it up or down.

It seems like every year several hunters will suffer a heart attack while hunting. The attacks could happen anywhere, but the hunt can put additional stress on the body when walking in deep snow or dragging a deer out of the woods. Prepare by enjoyable season. Good hunting. getting in shape and know your limits. If there is any doubt,

check with your doctor.

Spending the night in the woods can also be stressful, so avoid it by carrying a compass and map and know how to use them. Pack a fire starter just in case. A two-way radio or cell phone can provide added security and peace of mind.

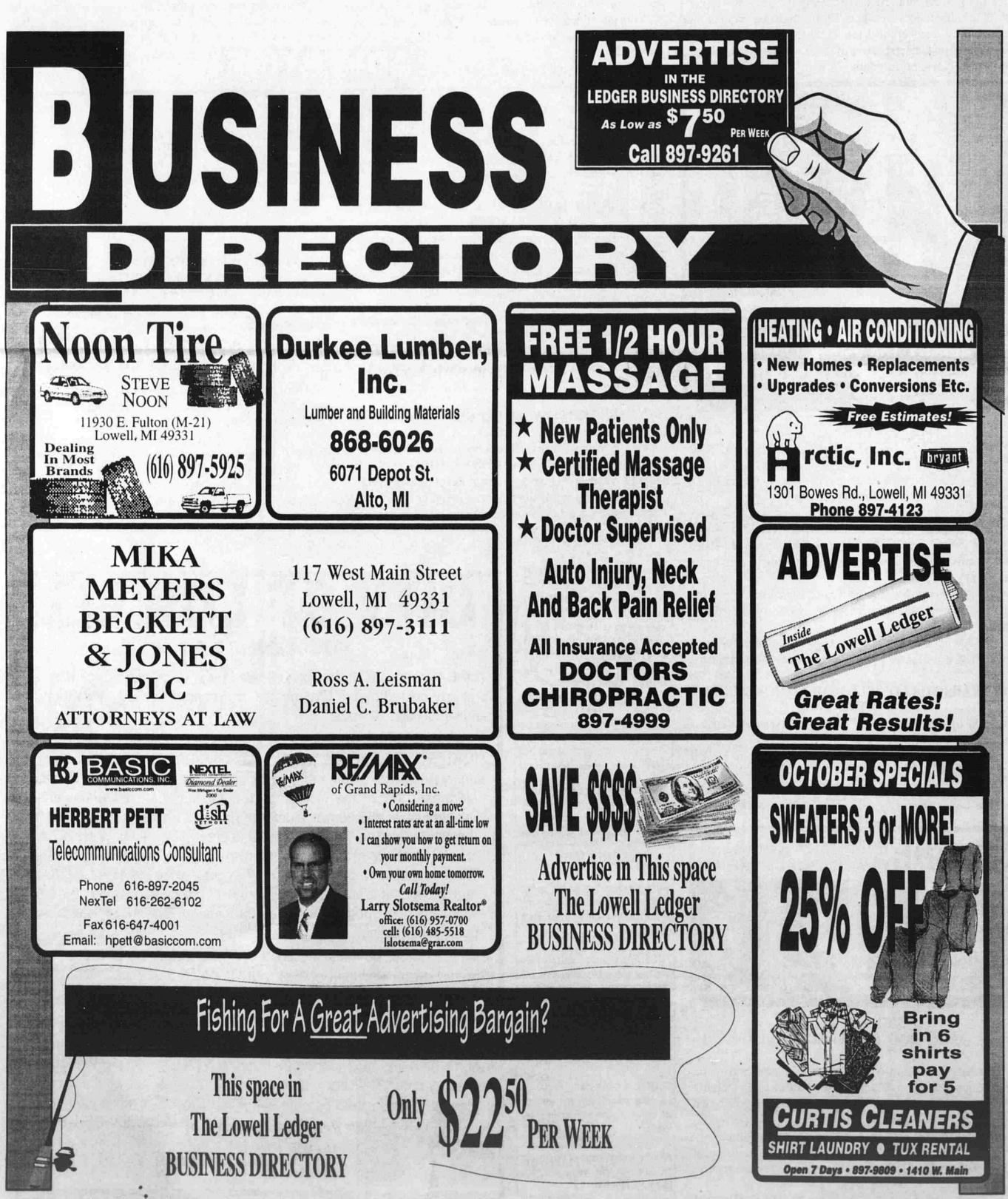
Knives and axes are hazardous, especially when hands are cold and excitement is high. Concentrate on where the cutting edges are in relation to your body when using them. Most of us will drive to our hunting spots. We are all aware of the danger out on the highways. Don't let the firearm from the stand, and always unload the firearm before excitement of the moment distract you from using good judgment and safe driving habits.

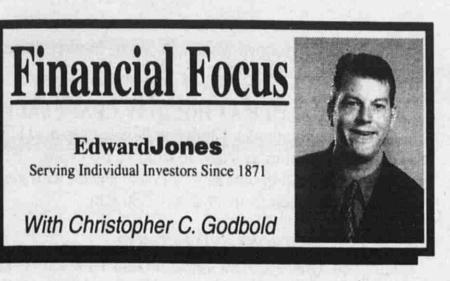
There are, of course, many other safety precautions one can take to avoid mishaps in the field. Good judgment and common sense will go a long way to ensure a safe and

# Health, cont'd... From Page 5

jagged. C for color: Changes in the color of a mole, including D for diameter: A mole

A mole that, when divided in half, doesn't look the same on darkening, spread of color, loss of color, or the appearance of both sides. B for border: A mole with edges that are blurry or multiple colors such as blue, red, white, pink, purple or gray.





#### Got Investment Losses? Make Them Work For You

If your investment goals are long term—sending children to college, planning a comfortable retirement, providing a legacy for the next generation-you probably adhere to a long-term investment philosophy.

But, a buy-and hold strategy doesn't necessarily mean owing a stock forever. At some point, you may decide to sell a stock because it no longer meets your diversification needs, or because the underlying company has lost its competitive position within its industry. And, on occasion, you might sell a stock because its price has fallen so far that it may never recover. Whatever your reason for selling a stock, you'll want to get as much benefit from the losses as possible.

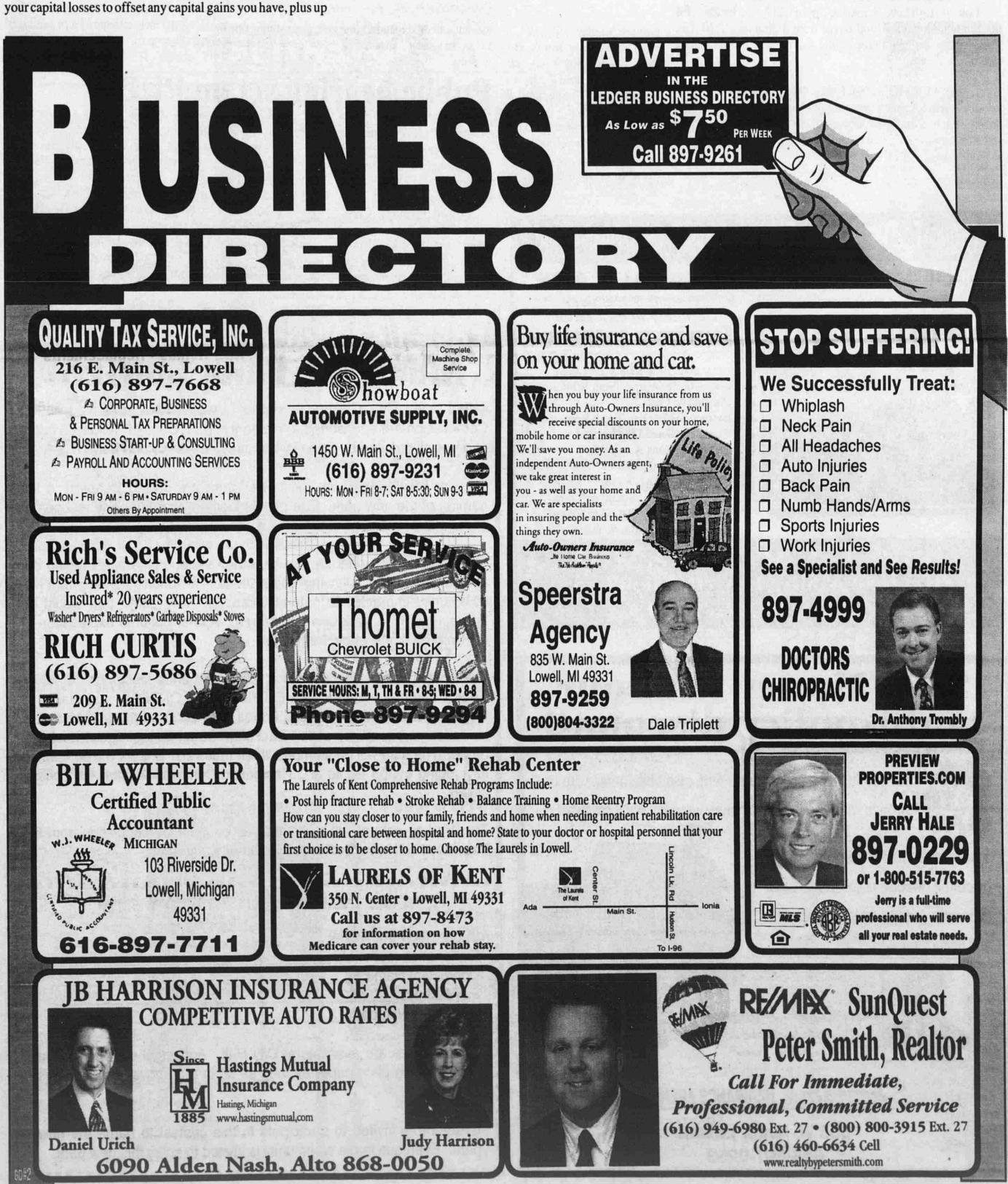
Fortunately, you've got an ally - the U.S. tax code. Your investment losses are tax-deductible, to a point. You can use

to \$3,000 of other income, including earned income. So, for example, if you realized a \$2,000 capital gain this year from selling stocks or other appreciated investments, you could write off up to \$5,000 in losses. And you can carry forward any "excess" losses for future years.

In fact, because so many investors have realized more Meghan Geer, a Hope College senior, had work featured losses than they can write off in a single year, Congress is in the college's second annual undergraduate research symconsidering increasing the amount of losses that can be posium, held at the college on Oct. 2. deducted annually. What happens if you'd like to write off About 130 Hope students and recent graduates particisome losses but you still want to hang on to the stock that pated in the event, which featured work from a variety of caused them? If you sell the stock, and then buy it back within academic disciplines. 30 days, you can't deduct the losses, because you'd be During both the school year and summer, Hope students violating the IRS "wash-sale" rule. You could sell the stock,

conduct original research with faculty mentors representing wait for 30 days, departments throughout the campus - in the arts, natural and and then repurchase it - but you'd run the risk of having the physical sciences and social sciences alike. Earlier this fall, stock's price rebound in the meantime. As an alternative, you U.S. News and World Report ranked the college fourth in the could sell the stock and immediately reinvest your proceeds in nation, from all colleges and universities, in "Academic a similar company. As long as you're not investing in a stock Programs: Undergraduate research/Creative projects" in its that is "substantially identical" to the one you sold, you can Americas' Best Colleges 2003 guide. generally avoid the wash-sale rule.

Nonetheless, you'll want to consult with your tax advisor and investment professional before making any of these types of moves. You'll probably never wish for your stocks to decline, but if it happens, you can use the losses to brighten your tax season a bit - and that's always good news.

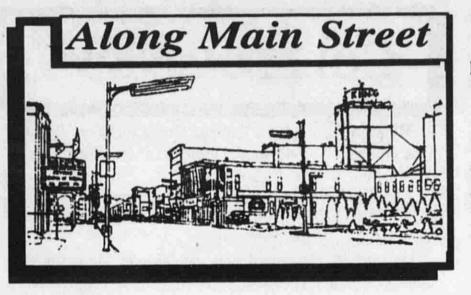




Geer's work was featured in the psychology section. Geer is the daughter of Pam Geer of Lowell and Steve

Geer. She is a 1999 graduate of Lowell High School. Hope College is a four-year, coeducational, Christian, liberal arts college affiliated with the Reformed Church in America and has 3.035 students from 44 states and territories and 37 foreign countries. Hope offers courses in 56 major

College News, cont'd. pg. 17



#### LOWELL ARTIST'S **DISPLAY AT CHAMBER**

Todd Roy, Lowell resident and multi-media artist, will display his artwork at Riverwalk Gallery at the Chamber of Commerce office during November. A reception, held on Nov. 16 from 1-4 p.m., is open to the public. Call 897-9161 for viewing hours.

#### **LOWELL CABLE TV CHANNEL 20:**

To view "The Many Faces of Old Glory" presented by the Lowell Area Historical Museum, select channel 20 on Friday, Nov. 8 at 7 p.m. and Saturday, Nov. 9 at 10 a.m.

#### STUDENT COUNCIL BLOOD DRIVE

Lowell High School auxiliary gym will be the location for the Student Council Blood Drive from 8:30 a.m. - 1:30 p.m. Friday, Nov. 8. Open to the public. Give a pint of blood; get a pint of ice cream!

### **ATTENTION PARENTS OF SENIORS...**

2003 senior class trip payments will be taken Nov. 7 &8 during lunch. Call Lynn Meyers (676-3680) to order or help sell subs, cookie dough and candy bars, and to sign up to work at Kohl's Dec. 4,8,11 and 14.

#### SENIOR TRIP INFO. CON'T ....

Purchase Meijer certificates and Meijer will contribute 5 percent of your receipt to the senior class trip. Call Pam (676-1398) or Rose (897-0026) for information.

### ANNUAL FFA HOG ROAST

The annual Lowell FFA hog roast and scholarship auction will be held Friday, Nov. 8 in the Lowell High School cafeteria. Dinner from 5:30 - 7 p.m.; auction begins at 6:30 p.m. \$5 per person; kids five and under eat free.

#### FREE FOOD DISTRIBUTION

Flat River Outreach Ministries will distribute free food on Saturday, Nov. 9 at the Foreman Building on S. Broadway from 10 - noon/until food is gone. Bring own bag or box.

#### **NEEDED: 2 LB. COFFEE CANS**

If you would like to donate any old two-pound coffee cans, please drop them off with Ron at the Kent County Fairgrounds office or the Chamber of Commerce office.

#### CHRISTMAS THROUGH LOWELL

through Sunday, Nov. 17.

The event's hours are

from 9 a.m. until 9 p.m. on Friday; 9 a.m. until 7 p.m. on

Saturday and 11 a.m. until 5

ist Church of Lowell will also

be holding its annual Holiday

Craft Show. The display ar-

The First United Method-

p.m. on Sunday

A variety of handcrafted items made by local artisans and crafters will be available Nov. 15, 16 and 17 at the 11th annual Christmas through Lowell. Maps are available at Cousins'

crafters.

eas have been expanded due to an increased number of dessert luncheon will be p.m.

### **Public hearing set on PUD**

Lowell's City Council set a public hearing for Nov. 18 consider Sundry Corporation's PUD/R-1 zoning amendment.

Lowell Planning Commission voted 8-1 to recommend that the council provide PUD/R-1 zoning for the Highland Hill Development

the council, a detailed site property at 751 Grindle Dr. plan review process would The proposal is to rezone be provided by the planning the Highland Hill property commission from SR (Suburban Residen-In its presentation to the tial) to PUD/R-1. Its prelimiplanning commission, Sunnary site plan shows 52 housdry contended that the plan ing units rather than the 31 provides for 70 percent open allowed under the current

space, creating a nice buffer zoning. for homes in the SR district. If given designation by



835 W. Main, Lowell

616-897-9259

# **NAME THE PARK CONTEST**

The Lowell City Council and the Lowell Parks and Recreation Commission are sponsoring a "Name the Park Contest" for 19.86 acres of property donated by Charles Thomas to be used for a park.

Persons of all ages from the Lowell area are invited to assist in the naming of the new park. The park is located near the northeast corner of the intersection of South Division and Grand River Drive.

The name for the park can be based on various criteria, including but not limited to the following suggestions: historical, commemorative, community character or natural character. Any name that would be appropriate for a park can be entered. A brief optional explanation of the entered name would be helpful.

The contest begins November 4, 2002 and ends December 9, 2002. Entries must be marked "NAME THE PARK CONTEST" and mailed to City Hall, 301 East Main Street, Lowell, MI 49331 or dropped off at City Hall's temporary offices at 414 East Main Street during regular business hours. The date will be stamped when received. Entries will be opened for judging by the Parks and Recreation Commission after the contest closes.

The winning entrant will receive a framed letter of recognition from the Mayor and will have Dedication Ceremony privileges.

### **"NAME THE PARK CONTEST ENTRY FORM"**

Suggested Park Name:	i de l'estat de	States and States
Explanation (optional):	A MARCHARD A	
Contestant Name:		
Full Address:		and the second
Telephone Number:		

Contest rules are available at City Hall. Additional entries may be submitted on plain paper as long as all of the above information is included.

Everyone is invited to participate in this contest to name the new park. Everyone in the community is invited to enjoy this new park. 

Hallmark, River Hollow, Michael's Farm Market, Dream Pieces and Touch of Country.

#### **BOOTHS GALORE AT HOLIDAY CRAFT SALE** First United Methodist Church will have its annual holi-

day craft sale on Saturday, Nov. 16 from 9 a.m. - 3 p.m. There will be over 30 craft booths as well as a luncheon with soup, sandwich and dessert from 11 a.m. - 1:30 p.m.

### ANGEL WORKSHOP

Children ages 8-18 can create an angel for Riverwalk Gallery on Saturday, Nov. 23 from 10 a.m. - 12 p.m. at the King building - Lowell Fairgrounds. Basic art materials are provided; bring your own creative stuff. Call Liz at 897-9161 for information.

### SANTA PARADE

The Lowell Area Chamber of Commerce is seeking parade entries for the annual Christmas parade, Saturday, Dec. 7 at 10 a.m. Call 897-9161 for an application.

### HOMEMADE GOODIES NEEDED

If you would like to bake your favorite homemade goodie for the Chamber of Commerce Christmas bake sale on Dec. 7, call Linda or Darlene at 897-1140.

### Christmas Through Lowell, cont'd... From Page 1

A soup, sandwich and served from 11 a.m. until 1:30

### **TO THE EDITOR**

To the Editor,

I'm hoping some day we can all go to the polls to vote without all the taped phone calls people get. Are these people afraid to talk to the people, or don't they want to ruin your property, and place be told off? I had umpteen calls to ask

if I would vote for Dick Posthumus - as late as 8 p.m. My evenings are for family and friends.

for Jennifer Granholm. I'm also finding the candidates who send their litera-

ture to my home via the post knob annoying.

vote for with or without the calls and literature found in opportunity to trespass. It the mail box.

#### To the Citizens of Lowell:

I am writing to alert you of an unseen threat that awaits you in your homes, ready at any time to disrupt your life, you and your family in danger.

The threat comes from sewer backups that are occurring in Lowell with increasing frequency. The sewage Not once did I get a call that might pour into your house is not your own, but is instead, community sewage; residential sewage, industrial sewage and medical sewage. office or hanging on my door It is contaminated sewageraw, filthy and teeming with I know how and who to dangerous, invisible life. It waits out in the street for its waits for tree roots to clog the JoAnne Miller mains, for sludge and grease

path of travel becomes the people managing the busiblocked. It waits for the lapse ness of sewers and waste treatcity sewers clean and free flowing. It waits for the trusted City System that is supposed to protect and serve us, to fail. When it does, thousands of gallons of pent-up ooze will pour into your home in a nightmarish fashion. Ignorant of the hazards, you may attempt cleanup. But be warned! There is danger in your home!

Raw sewage can contain virulent pathogens. Raw sewage is a biological bomb that contains viruses, bacteria, parasites and fungi that can enter your body through swallowing, breathing and skin absorption. A one-time exposure to raw sewage may be to take hold.

Raw sewage emits dangerous gases. Hydrogen sulfide is a toxic, flammable gas that, on an equal basis, is more toxic than the notorious hydrogen cyanide gas.

to build up until its normal common knowledge among in maintenance that keeps the ment. The administrators of the City of Lowell should know this. They should warn residents of these dangers. And yet, affected homeowners receive no warning about such dangers. For reasons unknown, the City of Lowell chooses to keep these facts from us. Appeals to the City Council fall on deaf ears. Calls for policy changes that might provide the affected homeowners

with essential information are listened to without comment. The City Administrators have turned their backs on our health, safety, and comfort By following such a policy, they do a great disservice to enough for these pathogens the very people who have placed their faith in them.

Peter Vanderhorst Beech St., Lowell

These facts should be

--

LHS Students-of-the-Month seated, left to right, are Jenny Gunberg and Megan Shellenbarger; standing are Travis Gillan, Jared Huffman and Mark Hyzer.

### Joshua Robert Ford (Fordo)

### 11/17/80 - 11/07/99 • 3 Years It's been three years since you were taken from us and we still miss you everyday. Although our tears may be fewer now, our hearts still feel like it was yesterday. If only we had more time with you, it really was too

I know you're not alone. When you left you took a part of each of us with you, but you also left a part of you for each of us to treasure.

Your smile, your laugh, your knack for having fun will always be remembered by those who knew you and loved you; still love you.



One of these days we'll be together again but until we are -LOVE YOU TOO .. Forever in our hearts. Mom, Greg, Michele, Gerrid, Justin, Family and Friends

Each month different departments at Lowell High School honor a student whose hard work and positive attitude are an example for others to follow. The October Students of the Month are as follows:

Megan Shellenbarger was chosen from the Technology Department. She is a graphic junior and the daughter of Mark and Tara Shellenbarger and Mary and David Durkee, all of Lowell. Her extracurricular activities include cross country, track and annual staff. She is also employed at Lowell Vision Center. Her plans acter traits of integrity and are to one day have a career in responsibility because she

During the upcoming holiday season, Family Dentistry of Lowell will be helping Wood TV and the Salvation Army by collecting gifts for underpriviledged children throughout the area.

### Tags can be obtained at our office for boys and girls after November 1st.

Since there is a shortage of gifts every year for the older children and teenagers, we would like to focus our efforts on these children. However, Angel Tree tags will be available for all ages. In these troubled times it is especially hard on those less fortunate. Please help us to make their holiday season a little brighter.

> Donations can be left at our office between November 15 and December 14. All gifts should be unwrapped and clearly labeled by gender and age group.

We hope that the generosity of our community will help to brighten the day of many children.

Sincerely, Family Dentistry of Lowell 147 N. Center St. • 897-4835 委委委察察

#### The Lowell Ledger-Wednesday, November 6, 2002 Page 9

To the Editor,

What does it take to be a champion? I know what it takes because twice I have watched my daughter accomplish becoming a state champion. It was remarkable to see how the school was behind them the first time-from the principal to the superintendent. Lowell finally had its first state championship in 78 years. It was great. Now, two years later, when a group of five elite young ladies accomplish the feat again, it is no big deal. It was just a "that's nice" type of attitude. They were told that the title was accomplished in the "less important" Division C.

The girls spent the next day explaining their accomplishment. Division C is not like the third string football team that only gets to play when we're 40 points ahead with 2 minutes left on the clock. The C Division for the equestrian teams is based on the number of members, with

no more than five per team. C teams represent some of your smaller, more elite schools in the state.

When you see the sign go up outside of town that reads C Division State Champion, please don't think less of these young ladies than when you look at the sign for the A Division State Champion. This accomplishment is experienced by even fewer.

When you see these young ladies around school or town, look at them as the champions that we all wish we could be. They not only represented their school, they represented their town with great pride. Through the positive thinking and good coaching, these young ladies had a dream. They believed in it and they achieved it. Lowell is fortunate to have such strong and proud individuals representing us in any walk of life.

takes on much more respon-

sibility in class and completes

every task with excellence

sen by the Art Department. A

senior, he is the son of Todd

and Joanne Gillan of Lowell

Travis is active in soccer and

Student Council. He plans to

attend Grand Rapids Com-

munity College next year

Gillan's teacher nominate

says that his hard work and

positive attitude are reflected

in the quality and creativity

of his artwork. Travis exem-

plifies responsibility by com-

pleting all tasks in a timely

fashion.

Travis Gillan was cho-

and integrity.

Mary Hamp

**LHS October Students-of-the-Month** 

design. Shellenbarger's teacher nominator says she does an outstanding job completing herown work as well as takes on extra projects to help in the school and the community. Megan exhibits the char-

Angel Tree Donations

Mark Hyzer was recognized by the English Department. He is a senior and the son of Mark and Sharon

Hyzer of Lowell. Mark has many extracurricular activities including Destination ImagiNation, SADD, Art and Drama Club, marching band and senior representative of International Club. He plans to attend Central Michigan University next year with thoughts of becoming a secondary teacher. His teacher nominator says that Mark is an extremely enthusiastic, mature and respectful student. His dedication is apparent in everything he does and his high standards of excellence and self-discipline make him a positive role model for his peers. Above all, Mark demonstrates incredible responsibility in his daily actions.

Jared Huffman was chosen from the Science Department. He is a senior and the son of Eric and Sue Huffman of Lowell. Jared is active in tennis and Amateur Radio Club as treasurer and president. He is employed a Taco Bell in Lowell. Jared plans to attend college next year to major in engineering His teacher nominator says that Huffman is doing excellent work in both Physics and AP Chemistry. He demonstrates responsibility by comThe Lowell Ledger-Wednesday, November 6, 2002 - Page 10



PROCEEDINGS OF **CITY COUNCIL** OF THE CITY OF LOWELL

#### For the Regular Meeting of MONDAY, OCTOBER 21, 2002.

The Meeting was called to order at 7:30 p.m. by Mayor Shores and the City Clerk called Roll. Present: Councilmembers Blough, Myers, Pfaller and Mayor Shores.

Absent: Councilmember Brubaker. Also Present: City Manager Dave Pasquale, City Clerk Betty Morlock, Police Chief Jim Valentine, Planning Commission Chairman Jim Hall, Chamber of Commerce Executive Director Liz Baker, Police Officer James Hinton, Fire Chief Frank Martin and Lowell YMCA Director Will Welsh.

IT WAS MOVED BY BLOUGH and seconded by MYERS to approve the absence of Councilmember Brubaker. YEA: 4. NAY: 0.

ABSENT: 1. MOTION CARRIED

IT WAS MOVED BY PFALLER and seconded by MYERS that the minutes of the October 7, 2002 regular meeting be approved as corrected.

YEA: 4. NAY: 0. ABSENT: 1. MOTION CARRIED.

IT WAS MOVED BY BLOUGH and seconded by PFALLER that the bills and accounts payable be allowed and the warrants issued. YEA: 4.

NAY: 0. ABSENT: 1. MOTION CARRIED

#### **BILLS AND ACCOUNTS PAYABLE (10/21/02)** GENERAL FUND. \$111.816.19 MAJOR STREET FUND .... 2,469.01 LOCAL STREET FUND. . 121,421.63 DDA FUND .. 83,620.22 CITY HALL CONSTRUCTION FUND ..... 247,084.24 AIRPORT FUND . 345.10 WASTEWATER FUND. ... 6,188.52 WATER FUND. .. 8.341.97 EQUIPMENT FUND ..... 459.12 CURRENT TAX FUND . 56,806.80 LOOK FUND. 20,000.00

Item #1. ZONING ORDINANCE AMENDMENT AL-LOWING SIDEWALK MESSAGE SIGNS IN THE CEN-TRAL BUSINESS DISTRICT - RECOMMENDATION City Manager Pasquale noted a Planning Commission FROM THE PLANNING COMMISSION - PUBLIC meeting would be held on October 28, 2002, where a HEARING). As noted at the last meeting, representatives from the Chamber of Commerce and the Planning of Appeals. Commission have discussed over the past several months, the need of an ordinance, which allows sidewalk IT WAS MOVED BY PFALLER and seconded by message signs in the Central Business District. The ordinance prepared by City Attorney Richard Wendt is in concurrence with Chamber of Commerce Executive Director Liz Baker.

The ordinance allows for a sign no greater than twelve square feet per side, which is not illuminated or anchored in any way. Flags, banners, balloons, streamers, paintings and posters are specifically allowed in front of each business as an alternate.

During the public hearing, Baker stated the amendment has been discussed with the retailers and all are in agreement.

IT WAS MOVED BY MYERS and seconded by BLOUGH to approve the zoning ordinance amendment allowing sidewalk message signs in the Central Business District as proposed. YEA: 4.

NAY: 0. ABSENT: 1. MOTION CARRIED

Item #2. CONSIDERATION OF INCLUDING 475 SOUTH HUDSON (BARTON PROPERTY) IN DOWN- NAY: 0. TOWN DEVELOPMENT AUTHORITY DISTRICT-ES- ABSENT: 1 TABLISH PUBLIC HEARING DATE (11/4). City Man- MOTION CARRIED. ager Pasquale stated the Council originally established a public hearing date for October 21, 2002 to consider Item #6. CONSIDERATION OF FIRE STATION AND adding 475 S. Hudson to the DDA district. However, in FOREMAN BUILDING REROOFING PROJECTS. As

hearing is required. The City needs to reestablish the hearing date for November 4, 2002.

IT WAS MOVED BY BLOUGH and seconded by PFALLER to reestablish the public hearing date for November 4, 2002 to consider including 475 South Hudson Street (Barton property) to the DDA district. YEA: 4.

NAY: 0. ABSENT: 1

MOTION CARRIED.

Item #3. REQUEST BY PENNI DESHAW – ACCESS AGREEMENT TO LOWELL CITY AIRPORT FROM 12934 VERGENNES ROAD. Penni Deshaw wishes to construct a hangar at her future residence (12934 Vergennes Road) so that she may have access to the airport. During its October 8, 2002 meeting, the Airport Board unanimously recommended the Council's approval of the agreement. As with previous access agreements, Deshaw would pay the equivalent of a tie down fee per month (\$20 currently).

Councilmember Myers questioned the weed hopper aircraft which would be stored in the hangar. Deshaw explained the aircraft has wings, along with a VRS system, in case of engine problems. Myers inquired if the hangar could accommodate a larger sized airplane. Deshaw responded yes.

IT WAS MOVED BY BLOUGH and seconded by PFALLER to approve the access agreement to Lowell City Airport for Penni Deshaw of 12934 Vergennes Road as recommended by the Airport Board. YEA: 4.

NAY: 0. ABSENT: 1.

MOTION CARRIED.

Item #4. ZONING BOARD OF APPEALS.

A. 618 Lafayette - Diane Ward - side vard variance to allow an attached garage and lot split establish public hearing date (11/4). Diane Ward explained currently her garage hangs 8 feet into a second parcel, which she also owns. This could not be reconfigured because the lot has to be 66 feet wide for the full length of the lot. Ward wishes to reconstruct the garage into a one-stall. Currently, it contains 2 1/2 stalls. In order to have a one-stall garage, a variance is necessary allowing her to be three feet from the lot line.

Ward noted each of the lots are 12,840 square feet. where 8,200 square feet is the requirement. The requested variance would effect 78 square feet.

Ward purchased the property with the intention of selling the second lot. She does not want all this property.

recommendation would be provided to the Zoning Board

BLOUGH to establish a public hearing for 618 Lafayette on November 4, 2002 to consider a side yard variance.

YEA: 4 NAY: 0. ABSENT: 1 MOTION CARRIED.

Item #5. RESOLUTION APPROVING AND AUTHO-**RIZING EXECUTION OF QUITCLAIM DEED TO** PHILLIP KORNELJE RELATED TO ISLAND NO. 1 IN THE GRAND RIVER. As noted in City Attorney Richard Wendt's letter of October 8, 2002, the City was inadvertently conveyed Island No. 1 in the Grand River as part of the transaction acquiring the Ryskamp-Gable property which contains part of Stoney Lakeside Park. The resolution would rightfully designate Phillip Kornelje as owner.

IT WAS MOVED BY MYERS and seconded by BLOUGH to authorize the guitclaim deed to Phillip Kornelje for Island No. 1 in the Grand River.

YEA: 4.

reviewing the State statute, a 20-day notice of public discussed in the past budget review sessions, Pasquale

said the roofs of the Fire Station and the Foreman Building are in poor condition. But, the budget restraints kept both out of the expenditures. Thus, funding alternatives were explored. Each project was bid out to determine exact cost as follows:

Look Memorial Fire Station Overbeck Construction.

(originally submitted un Parks Construction Ser

Architectural Building Restoration \$31,103.

After determining low bid with Overbeck (Parks), Fire Chief Frank Martin recommended the following added

- Grind out all loose mort and fill cracks in variou around the building
- Install weeps around building to allow any m
- from condensation to e Caulk all joints at areas
- the building meets the Grand Total:

The proposed funding is as follows: 001 000 Look Memorial Fund Lowell Charter Township Vergennes Township City of Lowell General Fund

Foreman Building

- Richard Anderson Builders (recommended low bid)
- Overbeck Construction (originally submitted under Parks
- Construction Services, Inc.) \$30,850. J & L Roofing

The proposed funding is as follows: Lowell Area Community Fund \$30,000. (approved 10/14) City of Lowell General Fund Public Works Repair \$ 800. and Maintenance

City Manager Pasquale recommended the Council approve the two roofing projects for contractors and fund proposals.

Councilmember Myers referred to a comment made concerning the Fire Station roof bid being low, therefore more items could be added. Pasquale stated Chief Martin wishes to have the building to a point where it can be maintained which would allow future work to be done on an incremental basis. Martin also recommended the three additional items be completed. Councilmember Blough questioned the age of the building. Pasquale responded 12 years.

Blough questioned the life expectancy of the roof when it was built. Pasquale was unsure. He stated the work is very much needed.

Councilmember Pfaller had concerns regarding the City residents paying \$10,000, whereas the townships' residents only have to pay \$2,000 each. Blough asked if the service charge to the townships included maintenance costs. Pasquale responded no, not for the building itself. Each are charged for fires on a per run basis. The townships are also responsible for costs involving training. The cost for the new fire truck was split by thirds. Blough encouraged City staff to review the original contract to determine if additional compensation can be made.

T WAS MOVED BY BLOUGH and seconded by MYERS to support the staff's recommendation allocating \$10,000 from the General Fund to award the contract to Overbeck Construction (originally submitted under Parks Construction) for the reroofing of the Fire Station. YEA: 4. NAY: 0. ABSENT: 1 MOTION CARRIED

IT WAS MOVED BY PFALLER and seconded by MYERS to approve the bid of \$30,800 from Richard Anderson Builders for the reroofing of the Foreman Building, allocating \$800 from the General Fund. YEA: 4. NAY: 0. Then we way the transfer was be winded to be

tar us locations	
	\$ 2,100.
noisture	
exit	\$2,470.
s where concrete	\$700.
	\$34,129.

\$20,129. (approved 10/1
\$2,000. (approved)
\$2,000. (approved)
\$10,000. (proposed)
\$34,129.

\$30,800.

\$34,500.

### \$30,800



### MOTION CARRIED.

WALTER BEQUEST. The Bruce Walter Estate provided \$5,000 to the City to help provide a permanent refrigerated ice rink. The Parks and Recreation Commission recommended the \$5,000 distributed to the YMCA, since there would be difficulty providing such a rink in a timely manner. It had been stipulated this could be done as an alternate in the bequest.

YMCA Director Will Welsh stated YMCA wishes to partner with the community if an ice rink is desired.

Councilmember Pfaller stated a non refrigerated roller blade rink for hockey had been discussed during a Parks and Recreation Commission meeting. Such a rink would cost approximately \$250,000. In reviewing the \$5,000 bequest, the Commission believed it would be best to turn it over to the YMCA to use in the more immediate future, because at this time an ice rink can not be undertaken.

IT WAS MOVED BY PFALLER and seconded by MYERS to turn the \$5,000 Bruce Walter bequest over to the YMCA for their stewardship. YEA: 4.

NAY: 0. ABSENT: 1.

Councilmember Myers questioned if there was a way to memorialize Bruce Walter. Welsh stated this has already been discussed. The YMCA is reviewing the Leaders' Club Program and possibly establishing a scholarship.

Item #8. PROPOSED BMX JUMP TRAIL AT STONEY LAKESIDE PARK. YMCA Director Will Welsh explained individuals presented a plan to the Parks and Recreation Commission concerning the possibility of a BMX jump trail at Stoney Lakeside Park. There seems to be many youngsters riding their BMX bikes at the City Hall/Police Station construction site as well as at the cemetery and near the railroad tracks. Welsh proposed the YMCA work with the kids to build a temporary track out of dirt, if funding could be made available. The YMCA has been meeting with them concerning their thoughts and interest. Welsh noted the children have already designed a potential track. A work weekend would be established and the children would provide for the maintenance of the track. Many parents support the idea.

Myers asked if the kids would rather have a skateboard track. Welsh was unsure.

insurance. Meadowbrook company does not have much experience with dirt tracks, therefore requiring further investigation.

Pasquale recommended the issue be deferred until the November 4, 2002 meeting allowing the insurance company further investigation.

Pfaller suggested contacting City of Ionia with regard to the types of claims they have received with their dirt track. Pasquale noted there also needs to be fencing.

IT WAS MOVED BY BLOUGH and seconded by PFALLER to defer the issue of the proposed BMX Jump Trail until the November 4, 2002 meeting. YEA: 4 NAY: 0. ABSENT: 1.

a number of groups who fish the lake and this would provide a safe area for the children to fish.

DesJarden noted new trees would be planted. Councilmember Pfaller was concerned that the issue was not brought before the Parks and Recreation Commission before it actually happened. He is a neighbor of the Park and had a problem with some of the trees that were removed.

Pfaller did not agree with how the project was handled.

 DesJarden reported on the underdrain that is being IT WAS MOVED BY MYERS to adjourn at 8:48 p.m. reviewed near Carol Lynne and Faith. Letters were sent to these residents asking if they have water DATE APPROVED: Monday, November 4, 2002 problems in their basement. Seventeen letters were sent back and nine indicated water problems. With the engineer Dave Austin requesting additional infor-C. Jeanne Shores, Mayor mation, a second questionnaire was recently sent out. Betty R. Morlock, Clerk Halloween Photos

From Lowell

Places



Members of Cumberland Manor, from left to right, are: Carrie Castillo (clown), Cassie Shaffer (hunter), Lola Hunt (alien), Rick Coetz (cowboy), and Tiffany Kidder (bunny).

> Members of Brenda's Hair Salon, from left to right, are: Lori Oom (Ozzie Osbourne), Brenda Bergy (Ted Nugent), Therese Jakeway (Tom Petty), Julie Heimer, (Elton John), Michele Smith (Cyndi Lauper), and Angie Iteen (Cher).

Members of Cumberland Manor, from left to right, are: Rhoda Greenman-Batt (Japanese woman), April Gilhoran (little girl), Anna Deblecourt (little country girl), and Ann Schultz (stay at home



Members of Dr. Todd Gillan's office, from left to right, are: Lisa Buczek (hunter), Donna Breen (Big Boy Cook), Joanne Gillan (pirate), and Todd Gillan (James West).



Members of Dr. David Durkee's office, from left to right, are: Dave Durkee (eye doctor), Mary Durkee (Dracula's wife), Shannon Thomas (hippie), and Jessica Treynor (scientist).

Children from Lowell YMCA child care visited Lowell Light & Power on

Lowell Light & Power/Lowell Cable

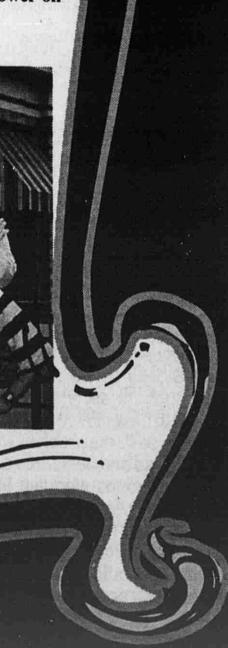
Television employees, from left to right, are: Tom Russo (Paul Stanley), Amanda Geiger (Pussy Cat) and Jeff Mullins (Count Dracula).



The dentist office of Dr. James Reagan was full of characters on Thursday. Pictured from left to right, are (first names only) Gail, Rebecca, Rachel, Lori, Jean, Carrie, Dr. Jim and Vickie.









Notices in The Ledger's "Com- ist Church dining room. ing Events" are free of charge Call 897-2760 w/???'s. to any nonprofit organization in the Lowell, Ada, Alto & Saranac areas. We prefer such notices to be kept brief of the Moose business and to be submitted by mail, meeting at 7:30 p.m. but will accept notices by phone at 897-9261.

EVERY MONTH: The Flat **River Snowmobile Club** meets at the clubhouse (11841 Potters Rd.) east of Montcalm Ave. For dates and times call 897-5015.Guests welcome.

MON .: Family Council of 6481 Laurels of Kent volunteer group meets at 3 p.m. to discuss enhancing the lives of residents & staff, promoting more pleasant living and working environment. Public invited.

EVERY OTHER SUN: TUES .: Take Off Pounds Single adults, ages 25-50 years, meet 4 - 5:30 p.m. at First United Methodist Church of Lowell. Social time/ It. Bible study. Call Mark 897-8642 or Tammy 897-0872.

EVERY MON .: Lowell members welcome. High School Fellowship of Christian Athletes and Friends - meets from 7-8:30 p.m. in members' homes. See poster in high school cafeteria or call 676-1355 for details.

SECOND MON. OF EACH MONTH: Fallasburg Historical Society holds monthly board meeting at chamber office at 7 p.m. Public invited. 897-7161.

SECOND MON. OF EACH MONTH: The Lowell **Board of Education meets** at 7:00 p.m. in Administration Building, 300 High Street.

SECOND MON. OF EACH MONTH: Bowne Township Historical Society holds its regular meeting at the Historical Museum at 84th and Alden Nash, 7:30 p.m.

THIRD MON. OF THE MONTH: Lowell Showboat Garden Club meets at 7 p.m. in Fellowship Hall of S. Hudson St. the Nazarene Church. For info. call Dave : 897-2533.

MON. OR TUES .: Cub Scouts for boys in 1st - 5th grades, Alto or Lowell. Call Terry Amidon at 897-8751.

FOURTH MONDAY OF **EACH MONTH:** American Legion Clark-Ellis Post 152 at Schneider Manor, Bldg. D, 725 Bowes Rd. 8 p.m.

1ST & 3RD MON .: Diabetic Support group at 7 p.m. at 1st United Method- Connie 942-6887.

EACH MONTH: Women

EVERY 1ST MON .: green Missionary Church, V.F.W. Post #8303 (men only) meets at 7:00 p.m.

EVERY MON .: Boy Scout Troop 102: boys 11 & up or completing 5th-grade, meets 7 - 8:30 p.m. during school year in Scout Cabin on N. Washington St. Call 1ST SUN. OF EACH Terry Cavanaugh, 868-

> 1ST & 3RD TUES .: Diabetic Support group meets at Schneider Manor Community Room at 10 a.m. Call 897-2760 with any questions.

Sensibly Tops MI#372 meets Key Heights Mobile Home Park Community Bldg. Weigh-ins 5:45 p.m.

TUES .: Flat River Woodcarvers meet at LAAC 6:30-8:30 p.m. New

1ST TUES .: Adults with AD/HD at Calvin College, 7-9 p.m. No cost. All welcome. Call Gary Engle at 897-6325 or 248-2423.

1ST TUES .: WINGS Parent Group meetings 7:30 to 9 p.m., in Board Room at 300 High St. Business meetings/odd months; program meetings/even months. All are welcome.

FOURTH TUES.: Knights of Columbus #7719 meets St. Mary School, 7:30 p.m.

**EVERY SECOND TUES.:** Lowell Masonic Lodge regular meeting, 7:30 p.m. at Masonic Center, 119 Lincoln Lake. All Masons are welcome.

EVERY 1ST & 3RD **TUES.:** Lowell Lions Club meets at 6:30 p.m. at Look Memorial Fire Station, 315

EVERY 3RD TUES .: Parents of children w/AD/HD Issues Group meeting at St. Luke's Lutheran Church, 32156 4 Mile NE (& E. Beltline) at 7 p.m. Call Linda 874-5662; teen group call Sarah 281-6588.

**EVERY 1ST TUES:** Adults with AD/HD Issues Group meeting at Calvin College Rm. 206 of the Commons bldg. Call

EVERY OTHER WED .: 6:45-8:45 p.m. G.E.M.S. Girls Club - Calvary Chris-THIRD MONDAY OF tian Reformed Church. Girls ages 8-13. 897-8694.

> EVERY WED.: Pioneer Clubs 6:30-8 p.m. Ever-10501 Settlewood Dr. Children ages 4 thru 7th grade. Call 897-5894 for details.

meets at Lowell Congregational Church basement.

meets at noon at Lowell Masonic Temple.

EVERY WED.: "Peppers" (Sr. adults) meets at Franciscan Life Process Center:1-3:30 p.m. \$10 per week. Transportation available. Call Pat at 897-7842.

EVERY WED.: Lowell Church of the Nazarene Caravan children's program, 7 p.m., 5-12 years. Call 897-8800 with ???'s.

EVERY SECOND WED .: Kent County Youth Fair Board meets at 7:30 p.m. ents-support group at at King Memorial Youth Franciscan Life Process Center at the Fairgrounds. Center offers topics/dis-Call 897-6050.

EVERY SECOND WED .: 7842. G.F.W.C. Lowell Women's Club meets noon in community room at Schneider Manor, 725 Bowes Rd.

Elderly volunteers needed Lowell. Dinner at 6:30 p.m. for Intergenerational program with school children from Lowell in activities.9:45 to 10:45 a.m. or EVERY SECOND & 12:45 to 1:45 p.m. Call Sister Colleen Ann Nagle, F.S.E. at Franciscan Child Development Center, 897-7842.

> **EVERY FOURTH WED.:** Support group for Peripheral neuropathy meets at 4 p.m. at St. Paul's Anglican Church, 2560 Lake Michigan Dr.Grand Rapids. 897-9794.

THURS .: Weight Watchers at Lowell Nazarene Church, 201 N. Washington, 5:30 & 7 p.m. Register1/2 hour before meetings. New members invited 1-800-651-6000.

**EVERY THURS.:** Saranac Area Musicians and Singers meet at Saranac High School, Choir - 6:30 p.m./ band - 7:30. Call Kathy 897-5981 for info.

EVERY THURS. - St. Lowell High School 9 a.m. Mary's Pregnancy Crisis Center, 402 Amity St., nondenominational help for pregnant women / adoles- dio repeater system.

cents at the school: 11 a.m. -3p.m.; Mondays: 5:30-8 p.m. 897-9393.

FIRST THURS .: 4-H drama club meetings at Lowell Middle School choir room. 897-1502 after 5.

FIRST AND THIRD THURS.: Alto Lions Club at Bowne Center Fellowship Hall, corner of 84th & WED.: 8 p.m. ALANON M-50 (Alden Nash) at 7.

**EVERY 2ND THURS.:** N.A.R.F.E. meets 1:30 FRI., NOV. 8: Studen EVERY WED .: Rotary p.m. at Trinity Lutheran Church, 2700 E. Fulton.

> EVERY 3RD THURS .: lic invited. Rubber stamping group meets at Christian Life Center 6-9 p.m. Create cards, scrapbooks, etc. Share supplies. Call Dawn 862-8841 for information.

**EVERY 3RD THURS.:** VFW #8303 Ladies Auxiliary meets at 3 p.m. at Schneider Manor Community Room.

**EVERY THIRD THURS.:** Parents Supporting Parcussion for parents of children all ages. 897-

**EVERY THIRD THURS.:** Royal Arch Masons regular meeting at 7:30 p.m. at the Lowell Masonic Cen-EVERY FOURTH WED .: ter, 119 Lincoln Lake,

> **EVERY THIRD THURS.**: LaLeche League of Ada, Cascade & Lowell 6:30 p.m. for socializing; meeting 7 p.m. Mother to mother support for pregnant & breastfeeding women. Nursing children welcome. Ada church.Call 752-8300.

> THIRD FRI .: All players & listeners: Join Nick & Patti at The New Riverview, M-21 E. of Lowell, for a "Folk Music" session, 7:30 p.m. - ? Call 897-0099 Nick or 897-9948 Lyle.

SECOND SAT. OF EV-ERY MONTH: Ada Historical Society at 1 p.m. at Averill Historical Museum of Ada, 7144 Headley.

SECOND THURS. OF EACH MONTH: Genealogy - Alto Family Tree Club at Alto Library 6:30 - 8 p.m.

SECOND SAT .: Lowell Amateur Radio Club at social gathering: 10 a.m. meeting. LARC sponsors the 145.27 MHz area ra-

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Dorothy Randall & Donna Foreman Bldg. Wilkinson. Program: Terry Azkoul for Easter Seals Bring food pantry items. Hostess: Phyllis Bieri.

FRI., NOV. 8: FFA hog roast & scholarship auction at LHS cafeteria. 5:30 -7 p.m. dinner; auction 6:30; \$5 each; free 5 and under

council blood drive at Lowell High School auxiliary gym from 8:30 - 1:30 p.m. Pub-

THURS., NOV. 7: SAT., NOV. 9: Free food Vergennes Cooperative distribution by Flat River Club will meet at Schneider Outreach Ministries 10 -Manorat1p.m. Hostesses: noon at 4-H Fairgrounds,

> MON., NOV. 11: Lowell Clark-Ellis Post 152 annual Veteran's Day catered dinner, 6 p.m., Schneider Manor Community Room.Call Rich (897-8258).

> WED., NOV. 13: Snow United Methodist Church family style turkey & dressing dinner starting at 5:30 p.m. Adults \$7; 5-12, \$2.

# GRATTAN TOWNSHIP **HEARING OF THE PUBLIC GRATTAN TOWNSHIP ZONING BOARD OF APPEALS**

A Public Hearing before the Grattan Zoning Board of Appeals will be held at the Grattan Township Hall, 12050 Old Belding Road on:

WEDNESDAY, NOVEMBER 19, 2002 at 7:00 P.M.

at which time and place the following requests will be heard:

Jon VanderWiel of 12466 Woodland Park Drive N.E. Parcel Number 41-12-10-255-022 requests variances in the "R-L" Lake Residential District to construct an accessory building (30'x50' pole barn):

Variance from Article 7.03A Front Yard setback from required 30'-0" reduced to 18'-0"

Variance from Article 7.03C Side Yard setback from required 10'0" reduced to 5'0"

Ronald Goodyke of 12499 Woodland Park Drive N.E. requests a "Special Use" permit in the "R-L" Lake Residential District, Parcel #41-12-10-257-021 to construct an accessory building (2 stall garage) on a nonconforming lot.

#### The application requests:

1. A front yard setback of 18'0" in lieu of the required 30'0" as required under Article 4.04 A.2 (reduction in setback of 12'0")

2. A rear yard setback of 3'0" in lieu of the required 20'0" as required under Article 4.04 A.3 (reduction in setback of 17'0")

Written comments concerning this issue should be received prior to the hearing and addressed to Terry Kropf, Grattan Township Zoning Board of Appeals, 12050 Old Belding Road, Belding, MI 48809

### **BOWNE TOWNSHIP**

#### ORDINANCE NO. 2002-05

AN ORDINANCE TO ADD SECTION 3.39 OF THE BOWNE TOWNSHIP ZONING ORDINANCE, ORDI-NANCE NO. 2000-3 AS AMENDED (ORIGINALLY ADOPTED NOVEMBER 20, 2000) TO PROVIDE FOR OPEN SPACE DEVELOPMENTS AND TO ESTAB-LISH PROCEDURES AND STANDARDS FOR OPEN SPACE DEVELOPMENTS

At a regular meeting of the Bowne Township Board, Kent County, Michigan, held in the Township Hall on the 21st day of October, 2002, at 7:30 p.m., local time.

PRESENT: Peter F. Siler, Sandra L. Kowalczyk, Sally C. Johnson, Karen Hendrick, David Fuss

#### ABSENT: None.

The following Ordinance was offered by Johnson and seconded by Hendrick.

#### THE TOWNSHIP OF BOWNE ORDAINS:

#### SECTION 1 - ADDITION OF SECTION 3.39

Section 3.39 of the Bowne Township Zoning Ordinance (Ordinance No. 2000-3, as amended) is hereby added immediately following Section 3.38 to read in its entirety as follows:

**OPEN SPACE DEVELOPMENT REGULA-**3.39 TIONS

#### **Description and Purpose** Α.

The purpose of an Open Space Development (OSD) is to permit greater flexibility in development than is generally possible under standard District regulations. The intent of the regulations is to foster the preservation of significant natural features, large open spaces, or active agricultural land that would otherwise be devel oped, but will be preserved as a result of the OSD.

2. These OSD provisions are not intended as a device for ignoring the requirements of this Ordinance and are not intended simply as a means to increase density. These provisions are intended to result in land development substantially consistent with the underlying zoning, but provide a degree of flexibility in design to allow for customization of design to meet the unique natural conditions of a particular site and innovation in design to create a higher quality development than could otherwise be possible with the underlying zoning.

#### **B. Qualifying Conditions**

1. The tract of land for which an OSD application is received must be either in one ownership or the subject of an application filed jointly by the owners of all affected properties.

2. The property that is the subject of an OSD application must be a minimum of 35 contiguous acres in total area and must be located within an AG, R-1, R-2, or R-3 District (provided that property in the R-3 District is eligible only where no public sewers are provided). The Planning Commission may consider a lesser development size if the proposed project substantially forwards the intent of the Open Space Development regulations.

#### **C. Review Procedures**

1.Sketch Plan Approval: To be considered as an OSD the applicant shall be required to first receive approval of a sketch plan in accordance with the requirements of this Section.

a. Applications for sketch plan approval for OSDs shall be submitted to the Zoning Administrator at least 30 days prior to the date of first consideration by the Planning Commission.

b. The application materials shall include all the following information, unless the Zoning Administrator determines that some of the required information is not reasonably necessary:

(1) Current proof of ownership of the land to be utilized or evidence of a contractual ability to acquire

such land, such as an option or purchase agreement, or a signed agreement from the property owner indicating permission to file such application.

2) Parallel Plan used to determine base density that meets the standards of Section 3.39, D.3.a.

(3) Written documentation that the proposal meets following: the standards of Section 3.39, H.

(4) If a phased development is proposed, identification of the areas included in each phase. The density, lot area and setbacks of proposed housing units within each phase and for the total OSD.

(5) Arrangement and area calculations for open space, including upland and wetland open space areas.

(6) A completed application form, supplied by the Zoning Administrator, and an application fee.

(7) Twelve copies of a sketch plan meeting the requirements of (preliminary site plans).

c. The Planning Commission shall review the sketch plan in accordance with the requirements of this Section and deny, approve, or approve with conditions, the sketch plan. In addition, the Planning Commission may impose necessary and reasonable conditions that work to further the intent of the Open Space Development.

#### 2. Final Site Plan Approval

a. After receiving approval of a sketch plan from the Planning Commission, the applicant shall within one year submit a final site plan to the Planning Commission.

b. The final site plan may be for either the entire project or for one or more phases.

c. Applications for final site plan approval for OSDs shall be submitted to the Zoning Administrator at least 30 days prior to the date of first consideration by the Planning Commission.

d. The application materials shall include all the following information, unless the Zoning Administrator determines that some of the required information is not reasonably necessary:

(1) Current proof of ownership of the land to be utilized or evidence of a contractual ability to acquire such land, such as an option or purchase agreement, or a signed agreement from the property owner indicating permission to file such application.

(2) Written documentation that the proposal meets the standards of Section 3.39, H.

(3) If a phased development is proposed, identification of the areas included in each phase. The density, lot area and setbacks of proposed housing units within each phase and for the total OSD.

(4) Arrangement and area calculations for open space, including upland and wetland open space areas.

(5) A completed application form, supplied by the Zoning Administrator, and an application fee.

(6) Twelve copies of a final site plan for the phase for ments: which approval is requested, meeting the requirements of Section 18.05.

e. Failure to submit a final site plan for approval within the one-year period shall void the previous sketch plan approval and a new application shall be required to be submitted and approved in accordance with these provisions.

f. The Planning Commission shall conduct a public hearing prior to considering the proposed final site plan. Notices of the public hearing will be provided in accordance with the requirements for hearings on special uses.

approve with conditions, the final site plan for the OSD. As part of the approval of an OSD, the Planning Commission may impose conditions that may be necessary for the public interest.

h. Changes to an approved OSD shall be permitted only

under the following circumstances:

(1) Minor changes may be approved by the Zoning Administrator upon determining that the proposed revision(s) will not alter the basic design and character of the PUD, nor any specified conditions imposed as part of the original approval. Minor changes shall include the

i.Reduction of the size of any building and/or sign. ii Movement of buildings and/or signs by no more than ten (10) feet.

iii Internal rearrangement of a parking lot that does not affect the number of parking spaces or alter access locations or design.

iv Landscaping approved in the final development plan that is replaced by similar landscaping to an equal or greater extent.

(2) A proposed change not determined by the Zoning Administrator to be minor shall be submitted as an amendment to the PUD and shall be processed in the same manner as the original PUD application for the final development plan.

### **D. Site Development Requirements**

1. The minimum lot area, width, setbacks and yard requirements for any lot designated for residential use shall be determined by the Planning Commission as part of the review process for the OSD. However, the minimum lot area shall not be reduced below 45% of the district requirements, nor shall the minimum lot width be reduced below 70 feet in any district, unless otherwise approved by the Planning Commission.

2. Land not proposed for development, but used for the calculation of overall density shall be considered open space and subject to the requirements of Section 3.39, E.

#### 3. Development Density

a. Parallel Plan: The number of dwelling units permitted in the OSD shall be determined through the completion and submission of a parallel plan which shall indicate the number of dwelling units that may be developed under the existing zoning classification. The parallel plan shall meet the following minimum requirements:

(1) The parallel plan shall contain enough detail to permit the Township to evaluate the feasibility of development for each indicated lot and/or dwelling unit. The Planning Commission may require additional detail or information as it may determine necessary to evaluate the feasibility of the parallel plan.

(2) All lots or buildings shown on the parallel plans shall be located on buildable lots, which, for the purposes of this Section shall mean lots or building areas that have an areas of sufficient size and shape to accommodate the proposed main building septic and well systems (where no public sanitary sewer or water system is to be used), and required driveways, streets, or other means of permitted access.

(3) Areas of wetlands, water bodies, and other unbuildable areas shall not be included within buildable areas, but may be included in the lot area calculations.

E. Open Space: Any open space provided in the OSD shall meet the following considerations and require-

1. Open space areas shall be large enough and of proper dimensions so as to constitute a useable area, with adequate access, through easements or other similar arrangements, such that all properties within the entire OSD may utilize the available open space.

2. Open space areas shall be available for all residents of the development, subject to reasonable rules and regulations. This open space shall also be reasonably accessible to the residents of the OSD. Safe and convenient pedestrian access points to the open space from the interior of the open space shall be provided.

3. A portion of the open space shall be reasonably g.The Planning Commission shall deny, approve, or useable by the residents of the land for passive recreational uses such as hiking or picnicking.

> 4. The OSD shall have a minimum of 50% open space. Any area used in the calculation of required open space shall have a minimum dimension of 50 feet

5. Evidence shall be given that satisfactory arrangements will be made for the maintenance of such designated land to relieve the Township of the future maintenance thereof.

6.Open space may be provided where significant natural features may be preserved and/or be used for passive or active recreation. Open space is encouraged to be located between neighborhood clusters of housing units, as shown in the accompanying illustration.

7.All land set aside as open space shall be deed restricted, protected by conservation easement, or other similar permanent restriction, to ensure that the open space remains in a natural and undisturbed condition in perpetuity. Land set aside for agriculture may, at the discretion of the property owner(s) be converted to open space, but shall not be used as land for the construction of additional dwellings, nor used for any other development.

8. All open space shall be in the joint ownership of the property owners or set aside through a conservation easement, plat dedication, restrictive covenant or other similar permanent easement within the OSD, under the jurisdiction and/or ownership of the Township, County and/or State, or other legal instrument that runs with the land, as approved by the Township Attorney. It shall be clearly demonstrated who will be responsible for the maintenance of the open space (if the property is to be turned over to a governing agency, acceptance of the open space area must be proven).

F. Areas Not Counted as Open Space: The following shall not be counted as open space:

1. The area within all public or private road rights-ofway.

Golf courses.

3. Any easement for overhead utility lines.

4. The area within a platted lot, site condominium unit or metes and bounds parcel occupied or to be occupied by a building or structure not permitted to be located in open space.

5.Off street parking area.

6.Detention and retention ponds created to serve the project.

7.Community drain fields.

8.50% of the area of wetlands, creeks, streams, existing ponds or lakes or other bodies of water.

9.50% of the area of floodplains and 50% of areas of slopes, which are 20% or over

#### G.Development Setback

 Any building area, which for the purposes of this Section shall mean any lot on which a principal use is located, shall be located at least 200 feet from any public street right-of-way not constructed as part of the OSD.

No native or natural vegetation shall be removed from the 200 foot setback, nor any grading or changes in topography occur, except that necessary for entrance roads, required utilities, or drainage improvements.

ment provided the applicant demonstrates that the clearing of existing vegetation would contribute significantly to cable the purpose and objectives of the OSD.

4. The Planning Commission may reduce this setback if existing landscaping provides a natural screen, or the proposed development provides such a landscape screen. In any case, the setback shall be not less than 100 feet. The landscape screen shall meet all of the following minimum requirements:

a. Occupy at least 70% of the lineal distance of the property line abutting any public street right-of-way.

b.Be on a strip of unoccupied land at least 50 feet in depth.

c. Have at least 50% opacity from the roadside view at the time of planting.

d.Consist of existing vegetation, land forms, or landscaped areas using native or natural materials, or a combination thereof.

OSD sites abutting more than one public street shall be permitted to reduce the setback on the shortest side

of the abutting streets to 100 feet without a natural screen. No native or natural vegetation shall be removed from the 100 foot setback, nor any grading or changes in topography occur, except that as may be necessary for entrance roads or utilities.

H. Design Principles: The overall intent of the Open private roads, of the Bowne Township Zoning Ordi-Space Development regulations is to foster more cre- nance. ative development design, using open space to the advantage of the development, maintaining the rural character of the township, ensuring access to open spaces, preserving natural features, and other design ment. To this end the following general guidelines will be considered by the Planning Commission in evaluating proposed Open Space Developments.

1.Open space should be provided where significant natural features may be preserved, active agricultural land maintained, or be used for passive or active recreation

areas of residential neighborhoods as clusters of housing units. This is intended to avoid the suburban development type normally found in urbanized areas. Generally,

neighborhood clusters should have not more than 8-10 J. Validity of Approved Site Plans: All approved Open units per cluster for smaller developments and not more Space Development projects are valid for one year from than 15-20 units per cluster for larger developments. the date of the approval by the Planning Commission. If construction has not commenced and progress has not 3. The Open Space Development should be designed been made toward completion of the project before the with due regard for views from adjacent roadways as well end of the one year period, the approval shall be voided. as adjacent properties. Where possible, substantial Upon written application to the Township, filed prior to the setbacks from adjacent development should be pro- termination for the one-year review period, the Planning vided, except where internal roadways are designed to Commission may authorize a single extension of the time connect to adjacent properties for the purposes of provid- limit for approval of a final site plan for a further period of ing a network of internal connections between proper- not more than one year. ties

4.Open space within the development should generally be accessible from as many places within the devel-If any provision of this Ordinance or the application opment as possible, rather than limited to individual thereof to any person or circumstance shall be found to easements between development lots. To this end, pro- be invalid by any court of competent jurisdiction, such viding open space segments along the internal roadways invalidity shall not affect the remaining provisions of this will be considered a high priority by the Township. Such Ordinance, which shall remain in full force and effect. areas should be large enough to appear as open space, rather than a vacant lot for future development, and kept SECTION 3 - FULL FORCE AND EFFECT in their natural state. Such areas may, however, incorporate trails or other internal pedestrian circulation paths. As amended by this Ordinance, the Bowne Township

5. The overall design of the Open Space Development shall remain in full force and effect. should emphasize the rural character of the Township, provide views to open spaces from as many areas of the SECTION 4 - EFFECTIVE DATE development as possible, and avoid long, straight street segments and rows of homes.

I.Standards for Approval: The following standards will be used by the Planning Commission in their consideration of an OSD. Before such developments may be The Township of Bowne, Kent County, Michigan, hereby approved the Planning Commission shall find: approves this Ordinance.

1. That the OSD meets the stated purposes of Section ADOPTED: 3.39, A. If the OSD is a part of a PUD, then it must also Ayes: Siler, Kowalczyk, Johnson, Hendrick, Fuss. meet the PUD standards as well. After or in conjunction with the approval of an OSD pursuant to this Section, the Nays: None. 3. The Planning Commission may modify this require- developer shall comply with the requirement and procedures for subdivisions or site condominiums as appli-STATE OF MICHIGAN

> 2. The houses are arranged to respect the natural fea tures of the site and so residents can benefit from viewing or utilizing the required open space.

The landscape shall be preserved in its natural state. insofar as practical, by removing only those areas of vegetation or by making those alterations to the topography that are reasonably necessary to develop the site in accordance with the requirements of this Ordinance.

4. Areas of natural drainage such as swales, wetlands, ponds, or swamps shall be protected and preserved insofar as practical in their natural state to provide areas for natural habitat, preserve drainage patterns and maintain the natural characteristics of the land.

5. The site plan shall provide reasonable visual and sound privacy for all dwelling units located therein. Fences, walks, barriers and landscaping shall be used, as appropriate, to accomplish these purposes.

6.All buildings or groups of buildings shall be arranged

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7.All streets and driveways shall be developed in accordance with the Kent County Road Commission standards and when appropriate, with Section 3.24,

8. Appropriate measures shall be taken to ensure that removal of surface waters will not adversely affect neighboring properties or the public storm water drainage objectives intended to foster an improved living environ- system. Provisions shall be made to accommodate storm water, prevent erosion particularly during construction, and prevent the formation of excessive dust. The use of detention/retention ponds may be required. Catch basins may be required to contain oil filters or traps to prevent contaminants from being discharged to the natural drainage system.

9.Site plans shall conform to all applicable requirements of county, state and federal statutes and approval may be conditioned on the applicant receiving necessary 2.Open space should generally be used to group county, state and federal permits before final site plan approval or an occupancy permit is granted.

#### SECTION 2 - SEVERABILITY

Zoning Ordinance (Ordinance No. 2000-3, as amended)

This Ordinance shall become effective upon the expiration of seven (7) days after publication hereof.

COUNTY OF KENT

I hereby certify that the foregoing is a true and complete copy of an ordinance adopted by the Township Board of Bowne Township, Kent County, Michigan, at a regular meeting held on October 21, 2002, and that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act 267, P.A. of Michigan 1967, and that the minutes of said meeting were kept and will be or have been made available as required by law.

This ordinance can be inspected or purchased at the Bowne Township Office on Wednesdays and Fridays, between 8 a.m. and 5 p.m.

Sandra L. Kowalczyk, Clerk

AUTHENTICATED: Peter F. Siler, Supervisor

> Date Adopted: Oct. 21, 2002 Date Published: Nov. 5, 2002

The Lowell Ledger-Wednesday, November 6, 2002 Page 16



# **Breaking Out**

Members of the Lowell YMCA Wellness Center broke away from their workouts Thursday for a little Halloween Party. Pictured in the front row is Sharon Crandle; back row, from left to right, are: Jeanne Shores, Evelyn Marron, Roni Blough, Dee Boon, Mary Ann Bishop, Andy Retburg, Kathy Horsch, Mary McCoy and Bonnie Grooters.

### **AREA BIRTHS**

Jim and Barb Yowaish of the birth of their son Joshua MaryLou. James, born September 30, 2002. He weighed 8 lbs. 5 oz. Erik and Kaye Olson of and measured 20 1/2 inches. DeWitt and John Yowaish of

Welcoming Joshua home Lowell are proud to announce are Zach, Ashlee and

Proud grandparents are Croton and the late Dorothy Yowaish.

Joshua James Yowaish

### Students-of-the-Month, cont'd... From Page 9

in the lab.

tracurricular activities include tennis, golf, FFA, Pals, Lady

and accepting responsibility tional Honor Society and Jun-Jenny Gunberg was se- tennis instructor for the past for her peers to imitate. She lected by the Math Depart- two summers. Gunberg hopes

pleting assignments on time Arrows Varsity Club, Na- Jenny has earned the highest grade in AP Calculus and conior Rotary. She has been a tinues to be a model student shows responsibility by takment. She is a senior and the to attend the University of ing full responsibility for her daughter of Jim and Sally Michigan next year. Her grade and by completing ev-Gunberg of Ada. Jenny's ex- teacher nominator says that ery assignment to perfection.

OF KENT NOTICE TO CREDI-TORS **Decedent's Estate** FILE NO. 02-174,485 DE

> Estate of **EVA M. JAYNES** Date of Birth: February 2, 1913

**TO ALL CREDITORS:** 

Carmen & Eric

Five local softball play- of 36 teams from the U.S. and Canada. They got off to a shakey start losing the first four games, but came back to win the next four. They lost the championship game to the Cape Cod Whalers 15-11. They were awarded a 2002 silver medal.

> In the 70-plus tournament made up of 16 teams, the Gators got off to a good start by winning one of their three round robin games and then winning the first two games of the double elimination por-

NOTICE TO CREDITORS: The decedent, EVA M. JAYNES, who lived at 849 Ariebel S.W., Grand Rapids, Michigan died July 16, 2002.

Creditors of the decedent are notified that all claims against the estate will be forever barred unless presented to SHARON JAYNES, named personal representative or proposed personal representative, or to both the probate court at 180 Ottawa N.W., Grand Rapids and the named/proposed personal representative

# Cow milking • Horse Demo • Donut -on-a-String • Lowell ! The students of Cherry Creek Elementary School would like to thank all the individual of the students of Cherry Creek Fall Harvest Festival a tremendout businesses that helped make the Cherry Creek Fall Harvest Festival a tremendout

Paul Young Ann Nichols **Bobby Nichols Rose Williams** Gale Roderick Tom & Bonnie Gokey Monica Light Julia Bode Katie Johnson Aimee VandenBerg Chris Kaczanowski Marsha Wilcox Michele Kendall Don Hall Kris Newman Luanne Kaeb Francine Andersen McDonald's Restaurant Mary Mooney Ed Hawks Sheryl Cadwallader

6

**Beth Hovey** Linda Huisman Jennifer Vanderhorst Linda Bowers Julie MacDongall Joan Weeber Pete Odland **Ruth Reeser** D&L Farm & Greenhouse Cathy Kehoe Fran Acosta Cathy Majestic Katie Harrington Gail VandenBurg Lynn Meade **Tim Dimmick** Cynthia Betts

Lori Mundwieler Genny Kendall Dr. John Mogor Will Welsh Marcia Roth Deb Walendzik **Deanne Wilcox** Kim Young Amy Hayes David Otto Dee McKendrick Tim Bergy Sue Everitt **Bonnie Nethercott** Patti Bishop Merrill Post -Post Farms Criss Kaminski Wendy Robinson Ivan Blough

Terri Doll

**Diane Geldersma** Gerri Plite Don Anderson Karen Blodger Kathi Raymond Kristen Plattner Sue Kruse Lorraine Beloncis Ann Welsh Susie Renzema Deb Schuitema Susan Spratt Cheri Dykhouse **Emily Cinco** Tracy Loughlin **Michelle Theisen** Terese Olsen Rose Massey

Campbell Angie Poll Claire Olgren Rhonda Fosburg Karen Judd Mark Blanding Jon Nichols **Robert Simpson** Mary Jo Bieri **Cindy Wissman** Lisa Stormzand Jan Bennett Patty O'Haire Ben Kaeb **Trish English** Jenny Lambert **Janice Chambers** Theresa Chopp

Nancy Wood Lacie Aherns Rebeka Basala Deb Osborne Lowell Meijer Gary Cavanaugh Brenda Buck Connie Potter Kim Gildea Heather Lehman Alan Anthony Lisa Bedard **Cindy Foster Tricia Weaver** Jayne Rogers Deanna Cowden Karen Rose Sherry Ryan Nancy Hopkins

**Cheryl Smith** Rebecca Bueche Thomas Jeffrey Marie Petersen Kim Gibbs Jill Race Dawn Crook Bret Kellam Linda Karas Susan Pomper Jennifer VanErk Karrie Scudder Scott Rollins Wendy Jeffrey Christine LaFave Corrine Cozzaglio Sara Bailey **Jill Egler** Luke Tomczak





Members of the Florida Golden Gators, front row, left to right, are: coach Mel Curtis, John Kenworthy, Ivan Blough, Frank Miller, Fred Ducham, Donald Kirk and Lee Tomlinson. Back row, left to right, Richard palmer, Bob Baker, Henry Hamilton, Bernie **Stearns and Kenneth Hinsch** 

# Local softball players earn medals for play out west

ers competed in the Huntsman World Senior games held in St. George, Utah.

Ivan Blough, Frank Miller, Henry Hamilton, Mel Curtis and John Kenworthy, playing with the Florida Golden Gators, earned a silver medal in the 65-plus tournament and a gold medal in the 70-plus tournament.

The team decided to test their skills the first week of the games by playing in the 65-plus tournament made up

LEGAL NOTICES

STATE OF MICHIGAN

PROBATE COURT

COUNTY

If we missed anybody we apologize. We sincerely appreciated your efforts. · Suill Writing · Pony Ride · 2)001 gubitnA . • Pie Eating Contest



tion of the tournament. They defeated California 14-3 and Colorado 13-3, advancing them into the championship game where they beat Colorado again, this time 22-12. They were awarded the 2002 gold medal.

Earlier this year, the area softball players, as members of the Bob Evans Sportsmen 70-plus team, won the North American Softball Players Association National Championship in Plano, Texas,

within 4 months after the date of publication of this notice.

DANIEL L. BLAUW PLC DANIEL L. BLAUW (P-37283) **1515 Michigan Street** N.E. Grand Rapids, MI 49503 (616) 336-5098

10/29/02

SHARON JAYNES **14 Buena Vista Street** Mt. Vernon, Ohio 43050 (740) 392-6563

String En	5
viduals and us success!	mbl
Josh Anderson	P
Kory Anderson	
Dan Harrison	
Jacob Rickert	U
Nick DuBois	No.
Matt Scheider	2
Mike & Jennifer Dollar	~
Lisa Inbody	-
Sheila McQueen	5
Karen Waid ·	õ
Arda Cushman	+
Gail Franklin	2
Robin Carson	
Terry Walsworth	
Cindy Trapp	5
Cheryl Willison	0
Marta Rozema	~
Mindy Oster	と
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# ATTENTO DEER HUNTERS **The Lowell Ledger And Several Area Merchants Are Again Sponsoring A** FIRST BUCK CONTEST

**Be the** FIRST HUNTER to arrive at The Lowell Ledger, 105 N. Broadway, Lowell on Friday, Nov. 15, 2002 with a legally tagged buck and win!



### **BOWNE TOWNSHIP**

**ORDINANCE NO. 2002-06** 

AN ORDINANCE TO COMPLY WITH PUBLIC ACT 48 OF 2002 AND TO ESTABLISH PROCEDURES AND **REQUIREMENTS FOR PERMITS FOR TELECOMMU-**NICATION PROVIDERS TO USE PUBLIC RIGHTS-**OF-WAY CONSISTENT WITH SAID ACT.** 

#### THE TOWNSHIP OF BOWNE, KENT COUNTY, MICHIGAN ORDAINS:

#### Section 1. Purpose.

The purposes of this ordinance are to regulate access to and ongoing use of public rights-of-way by telecommunications providers for their telecommunications facilities while protecting the public health, safety, and welfare and exercising reasonable control of the public rights-of-way in compliance with the Metropolitan Extension Telecommunications Rights-of-Way Oversight Act (Act No. 48 of the Public Acts of 2002) ("Act") and other applicable law, and to ensure that the Township qualifies for distributions under the Act by modifying the fees charged to providers and complying with the Act.

#### Section 2. Conflict.

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Nothing in this ordinance shall be construed in such a manner as to conflict with the Act or other applicable law.

#### Section 3. Terms Defined.

(a) Terms. The terms used in this ordinance shall have the following meanings:

Act means the Metropolitan Extension Telecommunications Rights-of-Way Oversight Act (Act No. 48 of the Public Acts of 2002), as amended from time to time.

Permit means a non-exclusive permit issued pursuant to the Act and this chapter to a telecommunications provider to use the public rights-of-way in the Township for its telecommunications facilities.

Township means the Township of Bowne.

Township Board means the Township Board of the Township of Bowne or its designee. This section does not authorize delegation of any decision or function that is required by law to be made by the **Township Board** 

Township Supervisor means the Township Supervisor or his or her designee.

(b)Other Terms; Act. All other terms used in this chapte shall have the same meaning as defined or as provided in the Act, including without limitation the following:

Authority means the Metropolitan Extension Telecommunications Rights-of-Way Oversight Authority created pursuant to Section 3 of the Act.

MPSC means the Michigan Public Service Commission in the Department of Consumer and Industry Services, and shall have the same meaning as the term "Commission" in the Act.

Person means an individual, corporation, partnership, association, governmental entity, or any other legal entity.

Public Right-of-Way means the area on, below, or above a public roadway, highway, street, alley, easement or waterway. Public right-of-way does not include a federal, state, or private right-of-way.

Telecommunication Facilities or Facilities means the equipment or personal property, such as copper and fiber cables, lines, wires, switches, conduits, pipes, and sheaths, which are used to or can generate, receive, transmit, carry, amplify, or provide telecommunication services or signals. Telecommunication facilities or facilities do not include antennas, supporting structures for antennas, equipment shelters or houses, and any ancillary equipment and miscellaneous hardware used to provide federally licensed commercial mobile service as defined in section 332(d) of part I of title III of the communications act of 1934, chapter 652, 48 Stat. 1064, 47 U.S.C. 332 and further defined as commercial mobile radio service in 47 CFR 20.3, and service provided by any wireless, two-way communication device

Telecommunications Provider, Provider and Telecommunications Services mean those terms as defined in Section 102 of the Michigan telecommunications act, 1991 PA 179, MCL 484.2102. Telecommunication provider does not include a person

or an affiliate of that person when providing a federally licensed commercial mobile radio service as defined in Section 332(d) of part I of the communications act of 1934, chapter 652, 48 Stat. 1064, 47 U.S.C. 332 and further defined as commercial mobile radio service in 47 CFR 20.3, or service provided by any wireless, two-way communication device. For the purpose of the Act and this ordinance only, a provider also includes all of the following:

- A cable television operator that provides a telecom-(a) munications service.
- Except as otherwise provided by the Act, a person who owns telecommunication facilities located within a public right-of-way.
- A person providing broadband internet transport access service.

#### Section 4. Permit Required.

- Permit Required. Except as otherwise provided in (c) and obtain a permit pursuant to the Act and this the public right-of-way. ordinance.
- by the MPSC in accordance with Section 6(1) of the copy with the Township Supervisor, and one copy with the Township Attorney. Applications shall be telecommunications provider's access and use. complete and include all information required by the Act, including without limitation a route map show- Section 6. Conduit or Utility Poles. ing the location of the provider's existing and proposed facilities in accordance with Section 6(5) of the Act. Construction permits from the County Road Commission shall be obtained in addition to the permit under this ordinance.

(c) Confidential Information. If a telecommuni- Section 7. Route Maps. cations provider claims that any portion of the route maps submitted by it as part of its application information, which is exempt from the Freedom of Information Act, 1976 PA 442, MCL 15.231 to 15.246, pursuant to Section 6(5) of the Act, the telecommunications provider shall prominently so indicate on the face of each map.

(d) Application Fee. Except as otherwise pro- Section 6(8) of the Act. vided by the Act, the application shall be accompanied by a one-time non-refundable application fee Section 8. Repair of Damage. in the amount of \$500.00.

(e) Additional Information. The Township Supervisor may request an applicant to submit such additional information which the Township Supervisor deems reasonably necessary or relevant. The applicant shall comply with all such requests in compliance with reasonable deadlines for such additional information established by the Township Supervisor. If the Township and the applicant cannot agree on the requirement of additional information requested by the Township, the Township or the applicant shall notify the MPSC as provided in Section 6(2) of the Act.

Previously Issued Permits. Pursuant to Section 5(1) of the Act, authorizations or permits previously issued by the Township under Section 251 of the Michigan telecommunications act, 1991 PA 179, MCL 484.2251 and authorizations or permits is- Section 8 of the Act. sued by the Township to telecommunications providers prior to the 1995 enactment of Section 251 of Section 10. Modification of Existing Fees. the Michigan telecommunications act but after 1985 shall satisfy the permit requirements of this ordinance.

Existing Providers. Pursuant to Section 5(3) of the Act, within 180 days from November 1, 2002, the effective date of the Act, a telecommunications provider with facilities located in a public right-ofway in the Township as of such date, that has not previously obtained authorization or a permit under Section 251 of the Michigan telecommunications act, 1991 PA 179, MCL 484.2251, shall submit to the Township an application for a permit in accordance with the requirements of this ordinance. Pursuant to Section 5(3) of the Act, a telecommunications provider submitting an application under this subsection is not required to pay the \$500.00 application fee required under subsection (d) above. A provider under this subsection shall be given up to an additional 180 days to submit the permit application if allowed by the Authority, as provided in Section 5(4) of the Act.

Section 5. Issuance of Permit. Approval or Denial. The authority to approve or (a) deny an application for a permit is hereby delegated to the Township Supervisor. Pursuant to Section 15(3) of the Act, the Township Supervisor shall approve or deny an application for a permit within forty-five (45) days from the date a telecommunications provider files an application for a permit under Section 4(b) of this ordinance for access to a public right-of-way within the Township. Pursuant to Section 6(6) of the Act, the Township Supervisor shall notify the MPSC when the Township Supervisor has granted or denied a permit, including information regarding the date on which the application was filed and the date on which permit was granted or denied. The Township Supervisor shall not unreasonably deny an application for a permit.

Form of Permit. If an application for permit is (b) approved, the Township Supervisor shall issue the permit in the form approved by the MPSC, with or without additional or different permit terms, in accordance with Sections 6(1), 6(2) and 15 of the Act.

Conditions. Pursuant to Section 15(4) of the Act. the Act, a telecommunications provider using or the Township Supervisor may impose conditions on the seeking to use public rights-of-way in the Township issuance of a permit, which conditions shall be limited to for its telecommunications facilities shall apply for the telecommunications provider's access and usage of

(d) Bond Requirement. Pursuant to Section 15(3) Application. Telecommunications providers shall of the Act, and without limitation on subsection (c) above, apply for a permit on an application form approved the Township Supervisor may require that a bond be posted by the telecommunications provider as a condi-Act. A telecommunications provider shall file one tion of the permit. If a bond is required, it shall not exceed copy of the application with the Township Clerk, one the reasonable cost to ensure that the public right-of-way is returned to its original condition during and after the

Pursuant to Section 4(3) of the Act, obtaining a permit or paying the fees required under the Act or under this chapter does not give a telecommunications provider a right to use conduit or utility poles.

Pursuant to Section 6(7) of the Act, a telecomcontain trade secret, proprietary, or confidential munications provider shall, within 90 days after the substantial completion of construction of new telecommunications facilities in the Township, submit route maps showing the location of the telecommunications facilities to both the MPSC and to the Township. The route maps should be in paper or electronic format unless and until the MPSC determines otherwise, in accordance with

Pursuant to Section 15(5) of the Act, a telecommunications provider undertaking an excavation or construction or installing telecommunications facilities within a public right-of-way or temporarily obstructing a public right-of-way in the Township, as authorized by a permit, shall promptly repair all damage done to the street surface and all installations under, over, below, or within the public right-of-way and shall promptly restore the public right-of-way to its preexisting condition.

#### Section 9. Establishment and Payment of Maintenance Fee.

In addition to the non-refundable application fee paid to the Township set forth in subsection 4(d) above, a telecommunications provider with telecommunications facilities in the Township's public rights-of-way shall pay an annual maintenance fee to the Authority pursuant to

In compliance with the requirements of Section 13(1) of the Act, the Township hereby modifies, to the extent necessary, any fees charged to telecommunications providers after November 1, 2002, the effective date of the Act, relating to access and usage of the public rights-of-way, to an amount not exceeding the amounts of fees and charges required under the Act, which shall be paid to the Authority. In compliance with the requirements of Section 13(4) of the Act, the Township also hereby approves modification of the fees of providers with telecommunication facilities in public rights-of-way within the Township's boundaries, so that those providers pay only those fees required under Section 8 of the Act. The Township shall provide each telecommunications provider affected by the fee with a copy of this ordinance, in compliance with the requirement of Section 13(4) of the Act. To the extent any fees are charged telecommunications providers in excess of the amounts permitted under the Act, or which are otherwise inconsistent with the Act, such imposition is hereby declared to be contrary to the Township's policy and intent, and upon application by a provider or discovery by the Township,

### **COLLEGE NEWS**

fields leading to a Bachelor of Arts, Bachelor of Music, Bachelor of Science or Bachelor of Science in Nursing degree. range of business settings.

Albion College student William C. Harrison has been accepted into the Carl A. Gerstacker Liberal Arts Institute for sional Management. He is the son of Bill and Missy Harrison

## IN THE SERVICE

Marine Corps Pvt. Matthew B. Hendges, son of Janet L. Vanderlaan of Wayland and Roger L. Hendges of Alto, recently completed basic training at Marine Corps Recruit Depot, San Diego.

Hendges successfully completed 12 weeks of training designed to challenge new Marine recruits both physically and mentally.

Hendges and fellow recruits began their training at 5 a.m. began.

Students are chosen annually for the Gerstacker Institute through a highly selective process based on academic achievement and demonstrated leadership abilities. Gerstacker students must complete degree requirements in economics and management, along with courses in ethics, writing, speaking and management, and fulfill at least two internships in a wide

Harrison is a first-year student at Albion College and a member of the Gerstacker Liberal Arts Institute in Profes-

by running three miles and performing calisthenics. In addition to the physical conditioning program, Hendges spent numerous hours in classroom and field assignments.

Hendges and other recruits also received instruction on the Marine Corps' core values - honor, courage and commitment, and what the words mean in guiding personal and professional conduct.

Hendges and fellow recruits ended the training phase with ated with fuels and water distribution; and fueling and defueling The Crucible, a 54-hour team effort, problem-solving evoluoperations and procedures on vehicles, aircraft and stationary tion which culminated with an emotional ceremony in which equipment. the recruits were presented the Marine Corps Emblem, and He is the son of Robert and Bonnie Morrill of Lowell and were addressed as "Marines" for the first time since boot camp a 1989 graduate of Comstock Park High School.

# **BOWNE TOWNSHIP ORDINANCE NO. 2002-06**

shall be promptly refunded as having been charged in error.

#### Section 11. Savings Clause.

Pursuant to Section 13(5) of the Act, if Section 8 of the Act is found to be invalid or unconstitutional, the modification of fees under Section 10 above shall be void from the date the modification was made.

#### Section 12. Use of Funds

Pursuant to Section 10(4) of the Act, all amounts received by the Township from the Authority shall be used by the Township solely for rights-of-way related purposes.

#### Section 13. Annual Report.

The Township Supervisor shall file an annual report with the Authority on the use and disposition of funds annually distributed by the Authority, if required under Section 10(5) of the Act.

#### Section 14. Cable Television Operators.

Pursuant to Section 13(6) of the Act, the Township shall not hold a cable television operator in default or seek any remedy for its failure to satisfy an obligation, if any, to pay after November 1, 2002, the effective date of this Act, a franchise fee or similar fee on that portion of gross revenues from charges the cable operator received for cable modem services provided through broadband internet transport access services.

#### Section 15. Existing Rights.

Pursuant to Section 4(2) of the Act, except as (I) expressly provided herein with respect to fees, this accordance with Section 13 of this ordinance; and ordinance shall not affect any existing rights that a telecommunications provider or the Township may have (m) under a permit issued by the Township or under a contract between the Township and a telecommunications provider related to the use of the public rights-ofway.

#### Section 16. Compliance.

The Township hereby declares that its policy and intent in adopting this ordinance is to fully comply with the requirements of the Act, and the provisions hereof should be construed in such a manner as to achieve that purpose. The Township shall comply in all respects with the requirements of the Act, including but Section 18. Severability. not limited to the following:

Exempting certain route maps from the Freedom of Information Act, 1976 PA 442, MCL 15.231 215.246, as provided in Section 4(c) of this ordinance, to the extent permitted by law:

Allowing certain previously issued permits to satisfy the permit requirements of this chapter, in accordance with Section 4(f) of this ordinance;

Allowing existing providers additional time which to submit an application for a permit, and excusing such providers from the \$500 application fee, in accordance with Section 4(g) of this ordinance:

Approving or denying an application for a permit within forty-five (45) days from the date a telecommunications provider files an application for a permit for access to and usage of a public right-of-way within the Township, in accordance with Section 5(a) of this ordinance:

Notifying the MPSC when the Township has (e) granted or denied a permit, in accordance with Section 5(a) of this ordinance;

Not unreasonably denying an application for a (f) permit, in accordance with Section 5(a) of this ordinance;

Issuing a permit in the form approved by the MPSC, with or without additional or different permit terms, as provided in Section 5(b) of this ordinance;

Limiting the conditions imposed on the issuance of a permit to the telecommunications provider's access and usage of the public right-of-way, in accordance with Section 5(c) of this ordinance:

Not requiring a bond of a telecommunications provider which exceeds the reasonable cost to ensure that the public right-of-way is returned to its original condition during and after the telecommunication provider's access and use, in accordance with Section 5(d) of this ordinance:

Not charging any telecommunications providers any additional fees for construction or engineering permits, in accordance with the Act:

Providing each telecommunications provider affected by the Township's right-of-way fees with a copy of this ordinance, in accordance with Section 10 of this ordinance:

Submitting an annual report to the Authority, in

Not holding a cable television operator in default for a failure to pay certain franchise fees, in accordance with Section 14 of this ordinance.

#### Section 17. Reservation of Police Powers.

Pursuant to Section 15(2) of the Act, this ordipermit. nance shall not limit the Township's right to review and approve a telecommunication provider's access to and Section 21. Effective Date. ongoing use of a public right-of-way or limit the Township's This ordinance shall take effect 30 days after authority to ensure and protect the health, safety, and publication in a newspaper of general circulation within welfare of the public. the Township.

The various parts, sentences, paragraphs, sec-STATE OF MICHIGAN) tions, and clauses of this ordinance are hereby declared to be severable. If any part, sentence, paragraph, COUNTY OF KENT section, or clause of this ordinance is adjudged unconstitutional or invalid by a court or administrative agency of competent jurisdiction, the unconstitutionality or invalidity shall not affect the constitutionality or validity of any remaining provisions of this ordinance.

#### Section 19. Authorized Township Officials.

The Township Supervisor or his or her designee the 5th day of December, 2002. The ordinance in its is hereby designated as the authorized Township official entirety was published in the issue of the Lowell Ledger to issue municipal civil infraction citations (directing aldated the 5th day of November, 2002. Said ordinance leged violators to appear in court) or municipal civil was recorded in the office of the Clerk of Bowne Towninfraction violation notices (directing alleged violators to ship on the 30th day of October, 2002. appear at the municipal chapter violations bureau) for In testimony whereof, I have hereto set my hand violations of this ordinance.

#### Section 20. Municipal Civil Infraction.

(a) A person who violates any provision of this ordinance or the terms or conditions of a permit is responsible for a municipal civil infraction, and

The Lowell Ledger-Wednesday, November 6, 2002 -Page 19

Albion College, one of U.S. News and World Report's

Darcy D. Hartley, a former graduate of Lowell High

School and Michigan State University, has just earned a

master's in education degree from Aquinas College with a

"Best Value" Colleges of 2002, specializes in innovative and

of Lowell and a 2002 graduate of Lowell High School.

interdisciplinary programs in the liberal arts tradition.

3.97 G.P.A.

Army Pvt. Richard E. Morrill has graduated from the petroleum supply specialist advanced individual training course at Fort Lee, Petersburg, VA.

The student received instruction in receipt, storage, issue, shipping, and distribution of petroleum, oil and lubricant products used by the Army. The course included training in petroleum and water accounting, operating equipment associ-

shall be subject to payment of a civil fine of not less than \$100, plus costs and other sanctions, for each violation, as authorized by Bowne Township Ordinance No. 2000-2 (as may be amended from time to time) and other applicable laws. Repeat offenses shall be subject to increased civil fines. For purposes of this Ordinance, "repeat offenses" means a second (or subsequent) violation of this Ordinance committed by a person within any six (6) month period and for which the person admits responsibility or is determined to be responsible. The increased fine for a repeat offense under this ordinance shall be as follows:

- (i) The civil fine of a violation that is a first repeat offense shall be not less than \$250, plus
- (ii) The civil fine for a violation that is a second repeat offense or a subsequent repeat offense shall be not less than \$500, plus costs.
- (b) The Township Supervisor is hereby designated as an "authorized township official" pursuant to Bowne Township Ordinance No. 2000-2 and is authorized to issue municipal civil infraction citations for any violations of this Ordinance.

(c) Each day on which a violation of this Ordinance continues constitutes a separate offense and shall be subject to civil fines and sanctions as a separate violation. In addition to any remedies available at law, the Township may bring an action for an injunction or other process against a person to restrain, prevent, or abate any violation of this Ordinance. Nothing in this Section 20 shall be construed to limit the remedies available to the Township in the event of a violation by a person of this ordinance or a

I, Sandra L. Kowalczyk, Clerk of the Township of Bowne of said County of Kent do hereby certify that the above is a true and correct transcript of the Bowne Township Ordinance No. 2002-06 as approved and adopted by the Bowne Township Board on the 21st day ofOctober, 2002, and becoming effective entirely as of

)SS

for the Township of Bowne, in said County, this 30th day of October, 2002.

# Lowell's little guy comes up big in 17-7 win over Trojans

#### By Thaddeus J. Kraus Lowell Ledger Editor

It took a play from the smallest guy on the Lowell football team to shake one of the state's biggest football programs on the opening night of the Michigan High School Football playoffs.

An 83-yard pass and catch from Mark Catlin to Matt D'Agostino gave Lowell much needed breathing room in its 17-7 win over round upset. East Lansing.

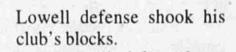
field came up big for us tonight," exclaimed Lowell football coach Noel Dean.

The play was designed for Mike Koster (who has earned the attention of all defenses) to run a deep curl. "Then we had Matt running off his tail," Dean explained. The result was

D'Agostino created separation, pulled in the Catlin pass and took it the distance.

"He simply outran our defender," said East Lansing coach, Jeff Smith

While the Red Arrows had a difficult time shaking Dean explained. the Trojans, Smith was impressed with the way the in the contest. The Red Ar-



"Lowell's defense does a tremendous job of getting off the blocks and getting at you," Smith said. "We had our chances, but were stymied by some penalties."

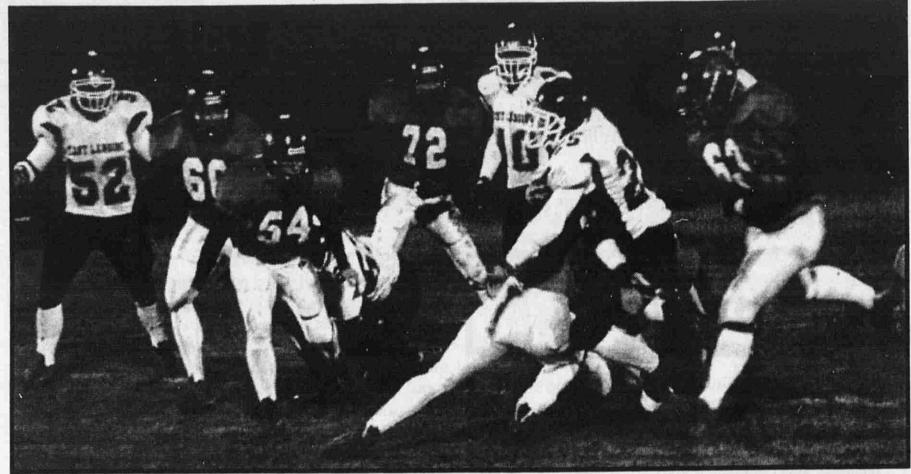
With the way the game unfolded in the first half, it looked as though the Trojans might author an opening

"The littlest guy on the No! We were playing one of the great football programs pushing it over from a yard year in, year out. We came in out. here with great respect for Coach Smith and his club," Dean said. "We're just glad to be alive."

Lowell's offense was stymied by some first half interceptions.

for an interception, and a second where our receiver was trying to make a great play and the ball popped up in the air and they intercepted,"

Lowell was first to score prevented the attempt.



Lowell's defense held East Lansing tailback Preston Jones to 55 yards rushing on 21 carries.

second possession with Catlin in the fourth quarter as he

The touchdown was set tage. up by passes of nine and 14 yards to J.J. Wilder and a 25 yard run by Catlin.

Lowell held that lead until late in the second quarter. East Lansing, following an "We dropped some balls interception on a pass intended tonight. And we had one ball for Wilder, marched 39 yards go off the chest of a receiver with the score coming on an 11-yard pass from Jean Pitts to Brad Jones.

> The Red Arrows got the ball back and drove to the Trojan 28 for a Matt Foster 45 yard field goal. A bad snap

Foster, however, made

"Surprised? Nervous? rows drove 63 yards on their good on a good snap and hold drilled a 26-yard field goal, giving Lowell a 17-7 advan-

> Lowell rushed for 132 yards; 95 of those came from quarterback Mark Catlin. The Red Arrow was also 12-of-29 through the air for 224 yards with a touchdown and three interceptions.

> Wilder caught seven passes for 107 yards and D'Agostino caught two for 105 yards

The Red Arrow defense held the Trojans under 100 yards rushing with 88 while

East Lansing was 6-of-13 for trict championship game Fri- defeated Portage Central on day night against Adrian, who Saturday, 20-14.

Lowell's win against East Lansing.

75 through the air. Lowell will host the dis-

### **The Touchdown Club Is Proud To Salute The Lowell Red Arrow Football Team** For Their "Work, Ethic, Effort & Attitude" -**The Things We Control** 2002 Touchdown Club **PLAYERS OF THE WEEK** ANIMAL HOSPITAL HUNDROWN . CAR KUSH ELECTRIC 897-9810 OWELL ANES <u>Lowell</u> Ledger ELECTRICAL SPECIALISTS ROCKFORD, MI LOWELL FOOTBALL MENT VILLAGE LOWELL MEDICAL SPECIALIS VARSITY (L to R) Matt D'Agostino, Receiver **Come See Us** J. J. Wilder, Receiver **On The Web**: w.lowellfootball.com



Mark Catlin ran for 95 yards and threw for 224 in



# **Red Arrow girls finish strong; claim fourth in state**

**By Thaddeus J. Kraus** Lowell Ledger Editor

The seniors on the Lowell girls cross country team thought we had a chance for a top five finish about midway completed their final season in much the same fashion as they did the previous three - in the state finals at the Michigan International Speedway.

For a second consecutive year, the Red Arrows garnered a top five finish. Lowell was fourth in the 30-team Division Christian (238). The Eagles were the only team to finish ahead II field Saturday. The Red Arrows placed fifth a year ago; 16th two years ago and 18th three years ago.

"The girls just did a tremendous job. They've had a lot of ups and downs this year. They continued to work hard even when they were struggling," said Lowell cross country oach, Clay VanderWarf.

The girls saved their best race for the sport's biggest 323; and Fremont, 18th, 433.

stage. "I think it was their best race of the year. We had three girls who finished in under 20 minutes," VanderWarf said. "I through the race. We were still running in a pretty good pack. Sarah (Swab) and Abbie (Blanding) were not that far behind Lisa (Wojciakowski)."

With their performance, Lowell edged Grand Rapids of Lowell in the regional at Gull Lake.

Battle Creek-Lakeview won the state title with 169 points. Petoskey was second at 207; St. Joseph third, 216; Lowell fourth, 217; and Grand Rapids Christian, fifth, 238.

Other area teams to place were Holland Christian, 10th, Lowell, after a struggling start to the year, has progres-303 (won the tiebreaker); Sparta, 11th, 303; Spring Lake 12th, sively improved. The Red Arrows were fourth during the dual meet part of the season, second at the conference meet and second at the regional.

#### By Thaddeus J. Kraus Lowell Ledger Editor

One could argue Lowell girls basketball team's toughest test this season has not been on the hardwood.

the team has met both challenges.

Two knee injuries, one to Leslie Crowley prior to the knee in the first quarter of a start of the season and now to starting point guard, Kendra Northern on Oct. 22, was di-Gallert, have left the Red Ar- agnosed with a partial ACL rows void of their two best tear but given doctor's clearplayers.

The wins, however, keep ers. on coming. Lowell, 15-2, 8-, battled back from a sevenpoint, third-quarter deficit to

Lowell will look to Becky Bosserd to help fill the void left by the injury to Kendra

defeat Forest Hills Central 42-"Down seven, with our

key player out, these girls play. showed some mental toughness," Lowell basketball One could further argue coach, Dee Crowley said. up and played hard."

game against Forest Hills

Her play was limited. Gallert's knee gave out in the first quarter. The sophomore able to net a three-point shot prior to leaving the game. A return to the hardwood this year is highly doubtful Gallert's injury and sec-



Lowell's Lisa Wojciakowski just missed all-state honors as she finished 31st (top 30 runners area all-state) with a time of 19:28.25.

"I know exactly how Lisa must feel. That happened to me my senior year," VanderWarf said.

Red Arrows who followed Wojciakowski home were Sarah Swab, 47th, 19:46; Abbie Blanding, 53rd, 19:50; Natalie Kent, 84th, 20:11.3; and Holly Plattner, 128th, 20:44.9.

"The course had a few more rolling hills than Gull Lake (site of regional), but about 80 percent of it was flat," VanderWarf said.

**Bench play key in Lowell's win over Rangers** 

ond half foul trouble for Amy Oberlin and Lauren Vashaw pressed Lowell's bench into

Janell Gemmell and Courtney Phillips responded, giving the Red Arrows six "They got mad, did not give quality minutes off the bench. "Janell (Gemmell) was

Gallert, who injured her great on the boards and got us a key bucket. Courtney (Phillips) does a good job defensively for us and rebounds well," Crowley explained.

Lowell was also helped ance to play against the Rang- by good shooting from the foul line. The Red Arrows netted 11-of-14 from the charity stripe

"Our foul shooting is what won the game at the end when the game was going back and forth," Crowley said.

Forest Hills Central coach, Bill VanderWoude

took notice of Lowell's ability to step up down the stretch

"Lowell had the confidence at the end, and that's what I want our kids to have. We had Lowell on the ropes, but that wasn't good enough. We missed too many opportunities to score late." VanderWoude concluded.

Oberlin led all Lowell scorers with 13 points. Vallen VanZyll tallied eight and Blair Meyer netted seven.

The Rangers' Dani Sperla led all scorers with 17 points.

Lowell plays Zeeland and Hudsonville this week before closing out the regular season with a home game against East Grand Rapids on Thursday (Nov. 14) for at least a share of the O-K White title.

# Soccer season ends in regional loss to Mason

By Thaddeus J. Kraus Lowell Ledger Editor

It was evident from the start that Lowell soccer team's drive for the school's first regional win was going to be a difficult one.

A fast and skilled Mason club (ranked 10th in Division II) set the tempo early and never let up in defeating the Red Arrows 4-0.

cer team," said Lowell soccer coach. Paul Legge. "With the exception of Forest Hills Central, we haven't seen a as Mason."

Lowell, coming off its play in the half. third straight district title under the tutelage of Legge, failed in its effort for that elusive regional win.

"I guess that's my curse," Legge explained." But we've come up against good teams every year and I thought this was the region of death because it included the last four ranked teams in the state."

Lowell goalie, Josh Anderson was under fire from the outset. Anderson and the Red

Arrows were able to hold back "That's a very good soc- the Bulldogs until the final 10 minutes of the first half. Mason's Christian

first goal at the 9:10 mark of team that fast and as talented the first half. The Bulldogs made it 2-0 with a minute to

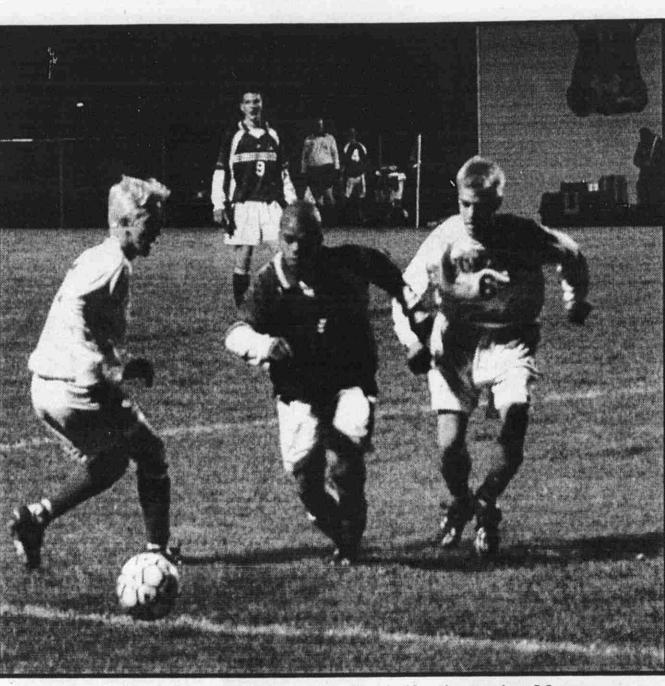
Knudtson scored the game's

ell played and thought we

could exploit that," said Mason coach, Paul Kato. "I thought it was very important to score on them early bethey're an excellent cause team and we didn't want to give them any space to play with

With the loss, Lowell concludes the season at 16-3-2.

"We had a heck of a season. It's the best record in school history and only two teams beat us this year," said Legge. "It's just unfortunate that it had to end like this, but we just didn't have it tonight against a very good soccer team. When you don't have your "A" game against a team "We knew the style Low- as good as Mason (19-3-2), this is what happens.



Lowell's Pat Vogel (#6) races to the ball in first half action against Mason.

# Does state's game time decision create handicap for Adrian?

#### By Thaddeus J. Kraus Lowell Ledger Editor

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As if trying to stop Mark Catlin or moving the ball against Lowell's defense isn't tough enough, Adrian head coach, Bill Kohn believes his club is being handicapped because the state is not following its own set of rules.

to be played on Saturday afternoon," Kohn explained. "We're us with a great following. Many of our fans won't even be able 130 miles away."

The game is not being moved because Lowell is the host Kohn site for two state soccer finals on Saturday. Kohn believes the game should be played Saturday night

or that the site of the soccer games could be moved.

"You can't tell me there are not soccer field sites in the area field, it has a football field." Kohn says.

Adrian's coach said the intent of the state's rule was equity. Forcing his club to make a three-hour trip on Friday handicaps the Maples.

"This is supposed to be a community event. Like Lowell, "If a school is over 75 miles away, the game is supposed our community takes great pride in its team and has provided to get to the game on time unless they leave work early," said

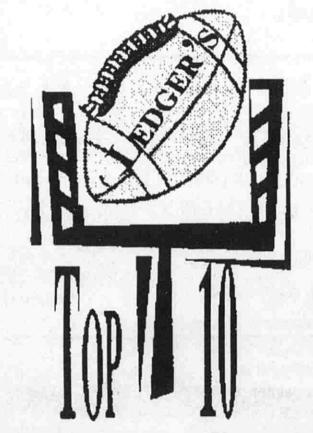
> Told by the state that is the way it's going to be, Kohn says his club will show up. The 8-2 Maples are coming to Lowell off a 20-14 win over Portage Central.

Adrian showcases a 1,000 yard rusher in Dillon McAfee that could host those games. Lowell doesn't have a soccer and a junior quarterback in Tom Molter who has thrown for over 1,400 yards.

Ryan Brown

The defense is led in tackles by inside linebackers, Nick Christ and Cody Waters. Its defensive line is anchored by nose tackle, Barry Cebulski. "I have been pleasantly surprised this year by our defensive play and our ability to throw the ball," Kohn said.

Maples' coach says other than knowing where Catlin is at all times, his club will have to be able to deal with a Lowell defense that is physical, gets after you and runs well.



1. East Kentwood - The Falcons(10-0) defeat a tough Grandville (5-5) team, 34-22.

2. East Grand Rapids - The Pioneers (10-0) breezed past Ionia 41-6. Pioneers will host Cedar Springs (8-2), a 23-3 winner over Fruitport.

3. Lowell - Red Arrows (9-1) were tested in their 17-7 win over East Lansing (5-5). Lowell hosts Adrian.

4. Coopersville - Broncos (10-0) were too much for Muskegon Orchard View. Coopersville won 41-6. Broncos play Byron Center next, a team it beat 35-0 during the

regular season. 5. West Ottawa - Panthers (8-2) defeated Jenison 42-33.

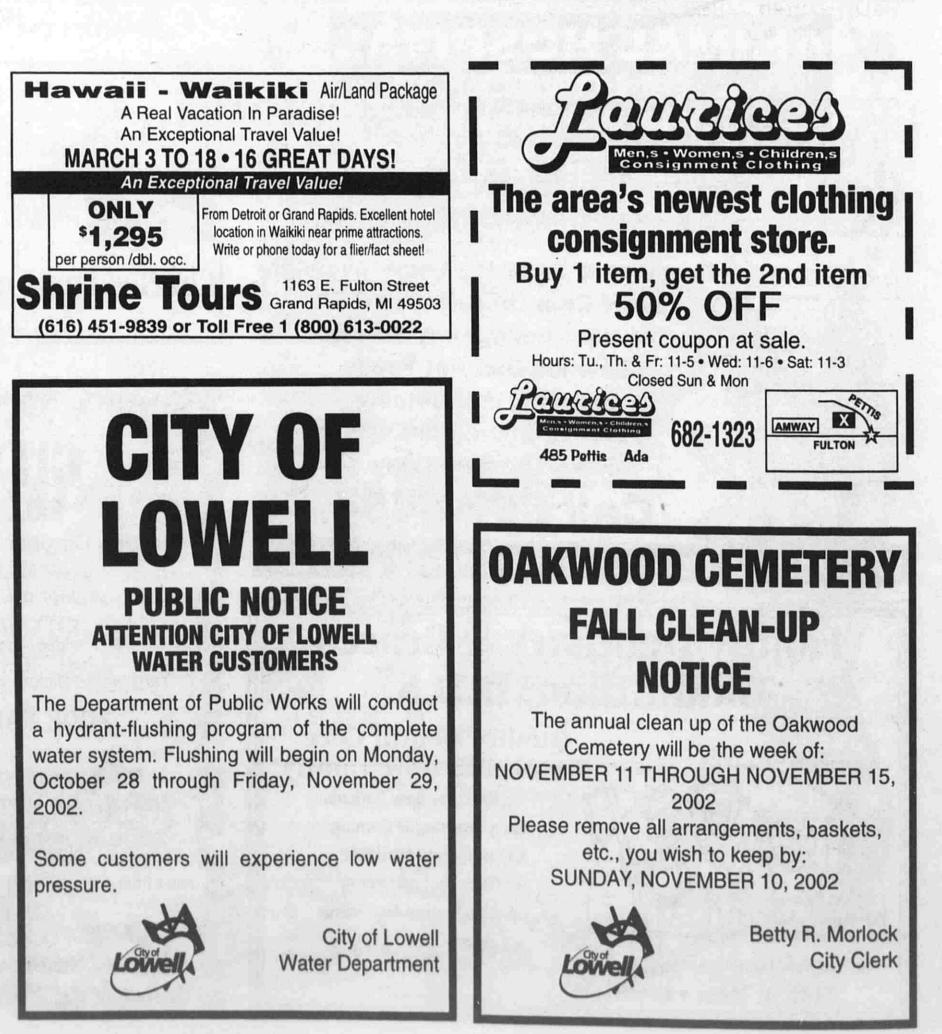
travel to East Kentwood Friday. 6. Hudsonville - The Eagles (7-3) blast Forest Hills

Northern 52-15 Next up for Eagles, Grand Rapids Christian 7. Grand Rapids Christian - The Eagles (9-1) earn a 14-9 win over league foe Creston. Christian travels to Hudsonville for its district final.

8. South Christian - Sailors 9-1 shutout Linden 21-0, next up undefeated Corunna.

9. Rockford - Rams (6-4) ousted for the second year in a row by Muskegon, 41-35.

10. Jenison - Wildcats (6-4) 42-33, losers to West Ottawa.



In Adrian's shotgun-look offense, Molter throws to wideout, D.J. Howard; tight end, Kellen Davis; and receiver,



540-7788.



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