

**ANN ARBOR CHARTER TOWNSHIP
BOARD OF TRUSTEES
ORDINANCE TO AMEND CHAPTER 2, ADMINISTRATION
ARTICLE VI, BOARDS AND COMMISSIONS
DIVISION 1, PLANNING COMMISSION**

The Ann Arbor Charter Township Board of Trustees ordains and adopts the following amendments to Chapter 2, Administration, Article VI, Boards and Commissions, Division 1, Planning Commission, Section 2-225 – Removal from office; conflict of interest [new language underlined, deleted language ~~stricken~~]:

CHAPTER 2, ARTICLE VI, Division 1, Section 2-225 is amended to read as follows:

Sec. 2-225. Removal from office; conflict of interest.

- (a) The Township Board may remove a member from the Planning Commission for misfeasance, malfeasance, or nonfeasance in office upon written charges and after a public hearing as provided in the Act.
- (b) Before casting a vote on a matter on which a member may reasonably be considered to have a conflict of interest as defined in paragraphs (c) and (d); ~~(f) and (g)~~ below, the member shall disclose the conflict of interest to the Planning Commission. ~~The member shall be disqualified from voting on a matter involving a conflict of interest to the extent so provided in this division.~~ Failure of a member to disclose a conflict of interest or a potential conflict of interest known to the member as required by this division constitutes malfeasance in office.
- (c) For purposes of this division a member shall ~~declare~~ disclose a potential conflict of interest or a potential conflict of interest in the following circumstances:
 - (1) The member, ~~a relative or other family member of a member~~ an immediate relative family member of a member (parents, siblings, spouse, descendants) or a business associate of the member has a business or financial interest is involved in any project, property or request ("project") for which the Planning Commission is asked to make a decision;
 - (2) ~~The member, a relative or other family member of a member or a business associate of the member has a business or financial interest in the project or has a business or financial interest in the owner or applicant for the project;~~
 - (3) If the member believes they have a potential conflict of interest, as determined by the member declaring the potential conflict of interest the member shall disclose it. The member disclosing a potential conflict of interest should state the nature of the conflict and whether the member believes he or she could impartially consider the request before the Planning Commission. If the member indicates that he or she cannot render an impartial judgment then the member shall be considered to have a conflict of interest.

- (d) When a member, ~~relative or other~~ an immediate family member of a member, or a business associate of a member, owns or has a financial interest in neighboring properties, the member shall disclose such fact to the Planning Commission. For purposes of this subsection, a neighboring property shall mean a property that shares a border with the subject property. ~~include any property falling within the notification radius for a project, as required by the zoning ordinance or other applicable law or ordinance.~~ Such interest in a neighboring property shall not be considered a conflict of interest unless the member states that he or she cannot render an impartial judgement. ~~unless otherwise determined by the Planning Commission in view of the particular circumstances.~~
- (e) The member ~~declaring~~ disclosing a potential conflict of interest should state the nature of the conflict and whether the member believes he or she could impartially consider the request before the Planning Commission. The other Planning Commission members shall may then decide by a majority vote if the member ~~declaring~~ disclosing a potential conflict of interest ~~shall abstain from voting on the matter~~ has a conflict of interest.
- (f) ~~If the other Planning Commission members decide that the member declaring a potential conflict of interest must abstain from voting,~~ a member has a conflict of interest as determined in paragraph c, d or e, the disclosing member may not participate in the discussion as a member on the matter and may not vote on such matter.
- (g) A member, though disqualified from voting or discussion of a matter as a member as a result of a conflict of interest may, nevertheless, personally appear before the Planning Commission as an applicant or owner or member of the public on such matter.

This Ordinance shall take effect upon publication as provided by law.

ORDINANCE DECLARED ADOPTED

CERTIFICATION

It is hereby certified that the foregoing Ordinance was adopted by the Township Board of Ann Arbor Charter Township, Washtenaw County, Michigan at a meeting of the Board duly called and held on April 21, 2025.

By: 
Diane O'Connell, Supervisor

By: 
Rena Basch, Clerk

First Reading: February 17, 2025
 Second Reading: April 21, 2025
 Approved by Board: April 21, 2025
 Effective: April 24, 2025