

WASHTENAW COUNTY ROAD COMMISSION

555 North Zeeb Road, Ann Arbor, MI 48103

PUBLIC HEARING

ABANDONMENT OF “A Portion of Scully Road”

Minutes of January 8, 2019

Staff Present: S. Siddall, M. MacDonell, J. Harmon, C. Brochue,
M. McCulloch, E. Kizer, C. Ryan

Road Commissioners Present: Douglas Fuller

WCRC Legal Counsel: Allen Philbrick

Others Present: See attached sign in sheet.

The Public Hearing was opened by Matt MacDonell, Director of Engineering/CHE, at 1:00 p.m. Mr. MacDonell requested meeting attendees sign in and fill out a comment card if meeting attendees wanted to speak. It was also stated the public can also sign up for updates regarding the Scully Road petition on our website. The e-mail addresses listed on the sign in sheet and website will be a means by which WCRC staff will communicate when the Washtenaw County Board of County Road Commissioners will act on the petition received to abandon a portion of Scully Road.

Reading of the Petition

Mr. MacDonell read the petition that was received to abandon a portion of Scully Road.

PUBLIC COMMENTS SUMMARY

Alan Gilman – lead petitioner

Mr. Gilman provided written comments and provided a review of the reasons for the request for abandonment of a portion of Scully Road stating the negative impacts of opening this portion of Scully Road and the unwanted increased traffic and environmental change that would occur if Scully Road was widened. Mr. Gilman is in favor of the petition to abandon a portion of Scully Road.

Trudy LeForest

Ms. LeForest stated her concern of their home being 60 feet from the road and with any road expansion this would put the road closer to their house. Ms. LeForest stated that she felt if there were half million-dollar homes there would not be a topic of road expansion. Ms. LeForest stated her concern of a neighboring county wanting to put in more homes in Washtenaw County. Ms. LeForest is in favor of the abandonment petition.

January 8, 2019

Amy Lockwood

Ms. Lockwood stated that she has safety concerns with increased traffic and is concerned about the potential personal financial burden if she had to relocate her driveway as her driveway is at the bottom of a small hill which would create a sight distance issue at the current location if Scully Road were widened. Ms. Lockwood is in favor of abandonment petition.

Bill McMillan

Mr. McMillan stated his concerns of the effects of widening Scully Road would have on the Timber Ridge development. Mr. McMillan's property is on Timber Lane that backs up onto Scully Road. Mr. McMillan stated that he questions building a paved highway for the benefit of a neighboring county.

Scott Pecheco

Mr. Pecheco appeared on behalf of Hamburg Township and read the memo submitted by the Township opposing the abandonment of Scully Road. Mr. Pecheco spoke about the needed access to Mystic Ridge Estate subdivision via Scully Road.

Mike Gentry

Mr. Gentry stated his concerns about increased crime in the area with increased people and traffic and does not see that widening Scully Road would have any improvement on emergency response to local residents. Mr. Gentry is in favor of the abandonment petition.

John Kingsley, Webster Township Supervisor

Mr. Kingsley has received input from residents and stated that the Township supports their residents on the abandonment of a portion of Scully Road.

Adam Filar, President of Timber Ridge Home Owners Association

Mr. Filar stated he opposes opening the gate at the end of Scully Road and stated this gate should be permanently closed. Mr. Filar stated that widening Scully Road would result in increased costs to Washtenaw County residents and he is in favor of the abandonment petition.

Kevin Miller

Mr. Miller has a new home being completed on Scully Road and is concerned about decreased home values if Scully Road is widened. Mr. Miller is in favor of the abandonment petition.

Steve Manville

Mr. Manville submitted written comments of his concerns with the widening of Scully Road and stated he is in favor of the abandonment petition.

January 8, 2019

Sue Manville

Ms. Manville stated there are two other good paved roads near Scully Road; Mast Road and Strawberry Lake Road that can be used and she feels it is not necessary to widen or pave Scully Road. Ms. Manville is also concerned about a decrease in home values and is in favor of the abandonment petition.

John Fuchs

Mr. Fuchs stated he moved to a home on Scully Road because of the beautiful, quiet location. Mr. Fuchs stated that residents on Scully Road should not be forced into paying for maintenance on a private road.

Jim Haeussler – Peters Building Company

Mr. Haeussler respectfully disagreed with the petition to abandon a portion of Scully Road. Mr. Haeussler believes that Peters Building Company will still have legal access for the Mystic Ridge Development if the road is abandoned. Mr. Haeussler stated that Webster Township is creating multiple parcels in violation of private road ordinances, possibly affecting mortgages. Mr. Haeussler doesn't believe that abandoning a portion of Scully Road will stop development in the area. Mr. Haeussler stated that Peters Building Company has an outstanding permit application they are working through with the Road Commission. They are in the process of doing survey work for drainage and other improvements for the Mystic Ridge Development. Mr. Haeussler asked if Scully Road is a private road, how is this road going to be maintained.

Christina Lirones

Ms. Lirones spoke in support of the citizens and the petition to abandon a portion of Scully Road and stated her experience with the road project on Textile Road.

Jeff Iunis

Mr. Iunis is in support of the petition to abandon Scully Road and has concerns of increases in traffic volume.

Sue Shink, Washtenaw County Commissioner, District 2

Ms. Shink thanked the Road Commission for communicating with her regarding the abandonment of a portion of Scully Road throughout this process. Ms. Shink stated that the residents on Scully Road represent the motoring public and she urged the Road Commission to recognize that the residents on Scully Road will be taking on the maintenance of this road. Ms. Shink stated that emergency access will remain, and the safety will be maintained so she sees no safety issue. Ms. Shink stated that having a cut through on Scully Road will benefit a private developer in Livingston County. Ms. Shink feels there is no public benefit of building over 98 homes in this location. Ms. Shink stated there is concern of an increase in accidents if this road is paved and widened. Ms. Shink stated she is questioning the public benefit of the Mystic Ridge subdivision development and if the developer would be paying for continued maintenance of Scully Road. Ms. Shink is in support of the petition to abandon a portion of Scully Road.

January 8, 2019

Michelle Deatrick, Chair of Washtenaw County Environmental Council

Ms. Deatrick was questioning the benefits of allowing the Mystic Ridge Development and encouraged citizens to contact all their public officials and not just the Road Commission. Ms. Deatrick suggested that the Road Commission consider updating their 2006 Permit Policies and Procedures.

Carol Coch

Ms. Coch was also in favor of the abandonment petition and considers Scully Road a beautiful, park-like setting.

Mark Delaney

Mr. Delaney is in favor of the abandonment petition. Mr. Delaney stated his concerns with the development going in at Strawberry Lake Road just east of the Mystic Ridge subdivision. Mr. Delaney stated there are plans to put in a party barn in this development which will result in increased traffic and noise.

Craig Schoepke

Mr. Schoepke is in the process of selling his late father's home on Scully Road and hopes that the buyers of this home will be able to enjoy the quiet beauty of this location. Mr. Schoepke was in support of the abandonment petition.

Tim Redmond

Mr. Redmond has lived on Scully Road for 15 years and owns 10 acres on on this road. Mr. Redmond is in favor of the abandonment petition.

Laura Cowen

Was not present but provided written comments in favor of the abandonment petition.

NEXT STEPS

Mr. MacDonell stated that all comments made will be summarized and combined with all the written correspondence received which will be submitted to the Washtenaw County Board of County Road Commissioners for review and consideration. The Washtenaw County Board of County Road Commissioners will act on the abandonment petition at a date still to be determined. WCRC staff will communicate the Board meeting date to the e-mail addresses listed on the sign in sheet and website. Mr. MacDonell also stated that should the petition to abandon a portion of Scully Road be approved, it would become a private road subject to the Webster Township private road ordinance.

The Public Hearing was closed by Matt MacDonell at 1:57 p.m.



WASHTENAW COUNTY ROAD COMMISSION

PUBLIC HEARING FOR ABANDONMENT "A Portion of Scully Road"

January 8, 2019 @ 1:00 p.m.

PLEASE PRINT CLEARLY

NAME

Adam Filer

KEVIN MILLER

Molly Tucker

ANAN GILLMAN

SHARON BOUSE

Sue Manville

Steve Manville

Paul Grix

SUZANNE LAMB

MARY GENTRY

MIKE GENTRY

Jeanne Kero

JOHN JUCHO

1000 - 150



WASHTENAW COUNTY ROAD COMMISSION

PUBLIC HEARING FOR ABANDONMENT "A Portion of Scully Road"

January 8, 2019 @ 1:00 p.m.

PLEASE PRINT CLEARLY

NAME

John Kingsley

Scott Pecheco

Amey Lockwood

William McMillan

Dingmei Jlang

Brian Ehlson

Rebecca Bischoff

Jim Haussler

GARY LAFOREST

Susan Wright

Jeff Inais

Jason Kril

Carol Koch



WASHTENAW COUNTY ROAD COMMISSION

PUBLIC HEARING FOR ABANDONMENT "A Portion of Scully Road"

January 8, 2019 @ 1:00 p.m.

PLEASE PRINT CLEARLY

NAME

Mark Delaney

Wendy George

Sue Shink

Rachelle Kasten

Christina Lirones

Mary Gibson

Ryann Burhop

Reid McCarthy

Lindsay McCarthy

Mark Fawcett

Matt Groth

Robert M. Chizek

Rob Wagner



WASHTENAW COUNTY ROAD COMMISSION

PUBLIC HEARING FOR ABANDONMENT "A Portion of Scully Road"

January 8, 2019 @ 1:00 p.m.

PLEASE PRINT CLEARLY

NAME

DAVID Kozlowski

ROBERTO DENIS

CRACK SCHOEPIKE

memo

To: Douglas E. Fuller, Chair, Washtenaw County Board of Road Commissioners
Barbara Ryan Fuller, Vice-Chair, Washtenaw County Board of Road Commissioners
Roderick Green, Washtenaw County Board of Road Commissioners

From: Stephen Manville, R.S.

CC: John Kingsley, Supervisor, Webster Township
Sue Shink, Washtenaw County Commissioner, District 2

Date: January 8, 2019

Re: Scully Road Abandonment Petition Public Hearing Comments

Comments:

We should *not* be here today. We *should* not be here today. It should not be necessary to take this extreme action. Local government has a responsibility to represent its citizens and stand with them when faced with situations that bring negative impacts upon their quality of life, property values and increased costs through no fault of their own (ie, maintaining a private road).

We "Dead-Enders" were told in a 2001 letter from WCRC staff that access to Scully Road from Mystic Ridge would be gated forever and always, and limited to emergency vehicles, only.

Another WCRC letter 16 years later would tell us a different story. One that, if you have the money and means to do so, you can make the necessary *impairments* (not a typo) to this *Natural Beauty Road*, a road (but more than a road) that many of us have called home for decades, and turn it into something *vulgar*; a simple, sterile transaction devoid of any thought or consideration for the affected community.

I feel disappointment, astonishment, even a sense of betrayal at being in this position. But, here we are. We should not be, but we are. And we have just two choices today. One is bad, the other horrible. Talk about lesser of two evils...

Therefore, the only choice I see is support for the *Petition for Abandonment* over the eventuality of the horrible prospect of full access to Scully Road from Mystic Ridge.

Thank you.

As the lead petitioner I venture to suggest that most of us here today who live on the affected portion of Scully or have RoW access onto it, would rather not have been backed into the position of having to privatize Scully Rd.

We are pursuing abandonment to block the potential future opening of a gate which would turn what is today a very rural dead end road with Natural Beauty status into a potential intercounty north-south connector, requiring extensive road widening activity and creating increased traffic, traffic noise, & pollution, not to mention the attendant increased Township / County level maintenance & cost issues.

Our Abandonment petition and this future potential development activity are two separate actions, but they are inextricably linked. The current status quo has worked for nearly 18 years, and the gate only needed to open once for legitimate safety reasons. However, the Hamburg Township Planning Boards insistence that Mr Haeussler find a way to open Scully Rd south has brought us to this action.

So here we are.

We are pursuing abandonment supported by Webster Township Board to preserve our current quality of life, and v importantly, our property values. Whilst it may be obvious, it bears stating formally at this point that all of us made a conscious choice to move to a quiet, dead end location, whether we moved here 25 years or more ago, 10 years ago, 2 or 3 years ago or have yet to move in, as is the case for one couple here today. Potential opening of the road with the attendant environmental changes will fundamentally alter the character of all our properties along the road and destroy many of the original reasons for locating here. Closer home proximity to a widened road for many is such that the impact would be significant and create substantial emotional and financial consequences.

In its current state, Scully Road's dead end offers a reasonably safe place for families & pets to walk, cycle or run. Many do, and not just those of us who live directly along the subject portion of the road. Folk from all around the wider area and from both sides of the county line, including the Mystic Ridge sub development, make use of Scully for peaceful recreation. The majority who use the road in this manner have done so for a long time, appreciate what it offers them for recreation and are as appalled at the prospect of making it a north south connector as the residents are.

We are not asking for anything more than we currently have – we want to avoid increased traffic, traffic noise, pollution, unwarranted environmental change and property value diminution.

Abandonment is a step toward that goal and we believe it also helps the W County financially.

We understand that the WCRC has a duty to regulate public rights of way to ensure a “reasonably safe environment for the traveling public”, and also recognize that if the road remains public there is currently a high probability that WCRC may feel obliged in future to dedicate the final quarter mile of Scully and open it to through traffic if certain stipulated improvements are paid for and delivered by third parties, despite our and Webster Township Boards objections.

Abandonment avoids the need for public answers to many important questions that arise in the above scenario such as:

- How would subsequent increased ongoing maintenance costs be funded for increased traffic flows on Scully and surrounding Washtenaw roads? What’s the benefit to Washtenaw?
- How many miles of additional local county dirt roads have been dedicated in the last 35 years and how can WCRC justify increasing the mileage of public dirt roads under management at this time given the current inadequate state of road funding that we all know to be real?
- How would the blind hills and curves on Scully be improved to meet MDOT and AASHTO sight distance standards in a manner also compatible with the requirements of the EPA and DNR in relation to the adjacent wetlands without substantially altering access to some adjacent properties – is compliance with the required road standards and DNR requirements given preexisting property positioning, hill and wetland topography even feasible? If compromises are required because of these complexities, how safe is the resulting road with increased through traffic?

In summary, we see many unanswered questions with any change to the status quo and, beyond the upset to the residents impacted, zero benefit to Washtenaw County or to Webster Township. Overall, it’s clear there will be a net cost to the County as increased traffic moves to Scully and then to Territorial rather than being routed to US23 through Livingston.

By supporting our abandonment petition, these questions no longer apply and the Washtenaw County residents you serve will avoid the extra costs of improving, maintaining, and policing a potentially expanded future roadway and your immediate costs would be lowered, as responsibility for the dead end of Scully Rd would be assumed by the adjacent lot owners. These saved public funds can then be redirected to other existing local road maintenance projects to the immediate benefit of the Washtenaw County public. You could even use the funds to better maintain the 2 miles of Scully north off North Territorial. Thanks for your consideration

BY: Alan Gillman 01082019

January 8, 2019

re: Scully Road Hearing, Washtenaw County

Dear ladies and gentlemen,

I'm sorry I couldn't attend the hearing today due to a sick child. My name is Laura Cowan. My family lives at the end of Gleason Drive off the north end of Scully. My husband and I are fourth- and fifth-generation Michiganders both born in Ann Arbor and count ourselves extremely lucky that we were able to build our own home fourteen years ago on such a beautiful piece of property where Scully ends in the fields and wooded hills of northern Washtenaw County, backing up to the Arms Lake wetlands and woods. We live on two wooded acres with fifteen acres of wooded ravine between us and the subdivision going in to the south, twelve wooded acres buffering us from the hunting grounds behind us, and the large property beyond that that is undeveloped. Our little lane is bordered by a pond, large backyard fields of about 100 acres total to the north behind the few other houses of our neighborhood, and the woods of north Scully to the south and southwest.

I'm concerned today about the possibility of driving more traffic through north Scully Road, which not only cannot handle increased traffic without significant and disruptive improvements to the rather minimal road structure itself, but would completely alter the nature of the neighborhood. We have declined multiple opportunities to move away because we value living in a natural area and could never replace north Scully Road, where we regularly spot unusual insects we can't find in bug guides or thousands of birds migrating through in the fall. Every spring scarlet tanagers, indigo buntings, wood ducks, and Baltimore Orioles pass the pond where the Sandhill Cranes nest. In the winter, the great horned owls sit right outside our windows and hoot in the snow. We have a permanent population of large pileated woodpeckers, and once my husband helped a rare giant spotted newt out of the road so it wasn't hit crossing between the ponds where the road dips before Gleason. Just this morning, a six-point buck walked through our yard with three does, passing across the ravine that turns into a bubbling snow melt creek every April. Eight years ago, I spotted a bobcat passing through the local fields.

Our neighborhood was already slated for development as several subdivisions, which has doubled the density and cleared parts of the woods in the last few years, but most neighbors have attempted to save as many trees as they can and usually move out here expressing the same awe of the natural beauty and a desire to protect it as much as possible. I am deeply concerned that if any more traffic comes to north Scully Road, the wildlife will be scared off, run over, and pushed out by further development. There is nowhere else for the wildlife to go since this is as far as you can get from all the surrounding towns, and there is no other part of Washtenaw County that looks like the hilly, pond-rich north end of Scully. You really have a jewel on your hands in this space, and for the sharply rising property values alone it should be worth the county's efforts to protect. We moved out here with difficult roads and minimal services and stayed even when a barn and a house burned to the ground and we had to petition to install neighborhood wireless internet in the absence of cable, because nowhere else is like north Scully.

My second concern about potential increased traffic on north Scully is physical safety for myself and my daughter, as well as other neighborhood women and children. We have had two attempted kidnappings in our area off Walsh Road just east and west of Scully in the last four years, and two other attempted kidnappings were in the news several miles northwest of us a couple of years ago. I used to walk Scully Road every day for several miles. I have been followed aggressively on multiple occasions by men in pickup trucks on South Scully and when this finally happened three times in one week two years ago, I was advised by the police in

Dexter that our road is no longer safe for walking alone because the new houses going into the area create cover for kidnappers pretending to be the plumber on construction projects. This problem only began about four years ago when more houses were built near Scully and Walsh and more traffic came through to the south. I and at least one neighbor have also been run off the road in a car or on foot by reckless traffic on Scully or Walsh as well. If this traffic passes north Scully and Gleason, we won't be comfortable walking anywhere in our neighborhood.

I believe that so many residents of north Scully Road moved here for the peace and quiet that if you allow more traffic to pass through the area, the neighborhood will be disrupted by falling property values and a number of people moving away. You simply won't have a neighborhood anymore, just another passthrough to Strawberry Lake and Livingston County driven straight through the subdivision to the north that is not designed for high traffic at the end of our road. Except for the extraordinary natural beauty, this really isn't an easy place to live. We have been considering doing as our next-door neighbors have done and buying a double lot to preserve the field next to our house and create some walking trails, but if the road goes through, I'm anticipating that the reasons we have resisted for moving back to Ann Arbor or to another state would overwhelm other motivations to stay. It would be the end of an era and a little piece of northern paradise. I truly hope that won't happen. It's 2019 and we still have bobcats and flocks of turkeys by the dozen. We've held out this long. Please allow us the chance to continue to enjoy and protect the beauty of north Scully Road. Thank you.

Best wishes,

Laura K. Cowan

Editor, columnist *Crazy Wisdom Journal*, contributing writer *The Ann Arbor Observer*

General Contact Form : Entry # 3326**Name**

Christine Denis

Email**Subject**

North Scully Road abandonment

Message

My husband and I do not want to see more traffic coming thru Scully Road. We want our grandchildren to play here safely. Plus the financial factor in the wear and tear of Scully Road by potential increased use which will be paid by our county. We request your support on this issue since opening of the road would benefit only Livingston county residents and would be to the detriment of the Washtenaw residents who bought and built with the hope of enjoying the peaceful environment that now exists.

From: [Long, William \(Bill\)](#)
To: [Brochue, Curtis](#)
Subject: Scully Road
Date: Monday, January 7, 2019 7:48:01 PM

Hello Sir,

First I would like to thank you for returning my phone call. As you are well aware my wife Tammy and I have signed the petition to abandon Scully road. I have also made phone calls and am now writing an email in support of the abandonment.

Our rational in support of the abandonment is to minimize traffic flow through our neighborhood. Tammy and I wanted a more secluded, quiet country setting to live in that is why we bought property and built our home here. Tammy and I do not want to lose our acreage and trees on the east side of our property, this would bring the road even closer to our outdoor living area. The idea of 600 more cars a day going up and down the road is not appealing at all. We enjoy all the wildlife that we see and believe there would be less if the road is not abandoned.

Lastly, but most importantly, our 3 year old grandson(Wylder) lives with us. The thought of that little boy be exposed to the dangers of more traffic and being harmed is not acceptable to us.

Thank you for your time and energy that you have put into this matter. Thank you for giving us the opportunity to express our view points. Thank you for taking the time to consider these points of view.

Sincerely,

Bill and Tammy Long

Electronic Mail is not secure, may not be read every day, and should not be used for urgent or sensitive issues

From: [Rob Mitzel](#)
To: [Brochue, Curtis](#)
Subject: Scully Road Abandonment Public Hearing
Date: Monday, January 7, 2019 8:59:08 PM

I will not be able to attend the hearing during the workday tomorrow. I wish to provide the following comment for the public hearing.

I am supportive of the abandonment of Scully Road for the entire mile from Walsh up to the county line (both the public certified section and the right of way over the last ¼ mile to the county line). I ask that the Road Commission vote in favor of the abandonment but make it subject to the residents and Webster Township being able to come to a mutual agreement, within a time frame that the commissioners feel is reasonable, for a Private Road that covers the entire one-mile length north of Walsh.

Regards,
Rob Mitzel

Owner of two parcels on Scully Road:



Scanned by [McAfee All Access - Total Protection™](#) and confirmed virus-free.

From: [Georgia](#)
To: [Brochue, Curtis](#)
Subject: Scully Road
Date: Monday, January 7, 2019 3:39:14 PM

It is my understanding that a petition has been submitted to abandon Scully Rd north of Walsh. When Mystic Ridge was first built Scully Rd by a different name (probably Sanctuary Ridge Trail) extended all the way to Strawberry Lake Road. This road got a lot of traffic because it was the only connector to North Territorial between Merrill and Mast Roads. I live on the corner of Strawberry Lake Road and Sanctuary Ridge Trail and I found this access to North Territorial very useful.
Georgia Gleason

Sent from my iPhone

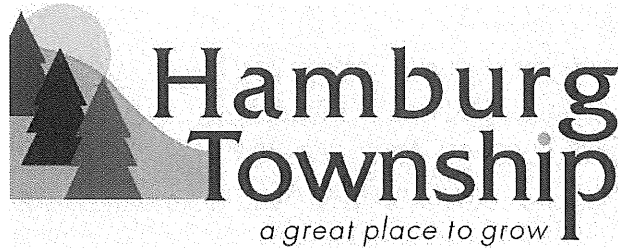
From: [Kirschweng, Jeffery A CSM USARMY NG VIARNG \(USA\)](#)
To: [Brochue, Curtis](#)
Cc: [Becky Kirschweng](#)
Subject: Skully Rd
Date: Wednesday, January 9, 2019 3:26:36 PM

Curtis,

My wife and I c plan on starting to build our home this spring to prepare for our return home from my current military assignment. Skully road is a natural beauty road for a reason and allowing a company to come in and improve this road will take away from this unique area. My wife and I are in full support of the county abandoning this road allowing those of us who reside there to maintain this area. I fear if this road is improved it will only turn into a high traffic shortcut for individuals who live north in Livingston County. This will create even more road maintenance in the long run due to the increased use by those who do not even live on or near the road. We have two young daughters who we want to raise in this rural area with very limited access and traffic. Please feel free to contact me if you have any questions or concerns.

CSM Jeffery A. Kirschweng
RRB Command Sergeant Major

PHONE: 810-231-1000
FAX: 810-231-4295



P.O. Box 157
10405 Merrill Road
Hamburg, Michigan 48139-0157

Memorandum

TO: Washtenaw County Road Commission

FR: Pat Hohl, Hamburg Township Supervisor

DA: January 2, 2019

RE: Abandonment of Scully Road, North of Walsh Road in Webster Township

Because all Hamburg Township elected officials will be attending our regular scheduled Board Meeting at the same time that the Washtenaw County Road Commission is holding this Public Hearing, I respectfully request that the Washtenaw County Road Commission accept this Memorandum as formal comment at the Public Hearing on the, Petition to Abandon Scully Road.

Scully Road is the south access to Mystic Ridge Estates Subdivision (MRE) which was approved in 2002 as an open space Planned Unit Development. During the review and approval process for MRE between 2000 and 2002, discussions took place with Webster Township, the Washtenaw County Road Commission and the Livingston County Road Commission as to whether access would be a full public access or limited to emergency vehicles only. As a result of those discussions, final approval for MRE by the Hamburg Township Board was contingent on emergency access being provided to MRE via Scully Road for up to 98 homes. Construction of additional homes in excess of the 98 required full public access via Scully Road to MRE. Subsequent Site Plan Amendments to MRE have confirmed the requirement that full public access from Scully Road to MRE is required before a Land Use Permit can be issued by Hamburg Township for construction of more than 98 homes in MRE.

Scully Road provides a secondary point of access to the 177 approved units of MRE in Hamburg Township and the 17 units in the Harbor Trails Country Estates Subdivision (HTCES) in Webster Township. Because the elimination of access to MRE from Scully Road creates an obvious threat to public health and safety for both Livingston County residents who reside in MRE and Washtenaw County residents who reside in (HTCES), Hamburg Township strongly opposes abandonment of Scully Road by the Washtenaw County Road Commission.



To: Curt Brochue, Project Manager, Washtenaw County Road Commission

From: John Kingsley, Supervisor, Webster Township

11/01/18

Re: Letter of Affirmation, Scully Road Abandonment Petition

This is in support of the petition signers request to abandon that portion of Scully Road north of Walsh Road, who overwhelming support this abandonment. On September 19, 2017, the Webster Township Board unanimously adopted Resolution # 17-17, opposing opening Mystic Ridge to Scully Road, recognizing that to do so would cause greater vehicle traffic and unsafe conditions on Scully Road. If you will need an updated resolution from the Webster Township Board of Trustees let me know.

Thank you for your consideration in this matter.

Very Truly Yours,

John Kingsley, Supervisor



WEBSTER TOWNSHIP

WEBSTER TOWNSHIP SPECIAL BOARD MEETING AGENDA

November 7, 2018 at 6:30 PM

The Webster Township Board Meeting was called to order at 6:30 p.m. by Supervisor John Kingsley on November 7, 2018 at the Webster Township Hall, 5665 Webster Church Road, Dexter, MI 48130.

Members present: Supervisor: John Kingsley; Clerk: Barbara Calleja; Treasurer: Carol Whitney; Trustees: John Scharf, John Westman, Richard Kleinschmidt; Zoning Administrator: Randy Raiford; Deputy Clerk: Donna Whitney; and 13 citizens.

Meeting opened with the Pledge of Allegiance to the flag

Supervisor Remarks

Agenda

Motion Westman second Kleinschmidt to approve the agenda as presented.
All ayes and carried.

Call to the public

New Business

A. Verizon Tower

Motion Whitney second Kleinschmidt to approve the application for a Special Land Use Permit for a Cell Tower on land located at 2833 W. Northfield Church Rd. Ann Arbor, MI 48105, parcel number C-03-36-100-004.
Roll call vote, all ayes and carried.

B. Scully Road

Motion Kleinschmidt second Westman to adopt Resolution #18-18 supporting the abandonment of the portion of Scully Rd. north of Walsh Rd. to the Webster Township border, and have it remain gated for emergency vehicle use only.
Roll call vote, all ayes and carried.

C Discussion on fire truck purchase

Call to Public

Adjourn

Motion Kleinschmidt second Scharf to adjourn the meeting at 8:06 p.m.
All ayes and carried.

Respectfully submitted, Barbara Calleja, Clerk

RESOLUTION # 18-18

RESOLUTION IN SUPPORT ABANDONMENT OF SCULLY ROAD

At a Special Meeting of the Webster Township Board of Trustees, Washtenaw County Michigan, held at the Webster Township Hall, 5665 Webster Church Road, Dexter, MI 48130, on the 7th of November, at 6:30 p.m.

PRESENT: Westman, Whitney, Kingsley, Calleja, Scharf, Kleinschmidt

ABSENT: None

The following preamble and resolution were offered by Kleinschmidt and seconded by Westman

WHEREAS, Scully Road north of Walsh is a one-lane road too narrow for two vehicles to pass, and

WHEREAS, Scully Road ends 1/4 mile south of the Township Border with the remaining length to the Township border being a private residential driveway not meeting Private or Public road standards, and

WHEREAS, this entire length of roadway is also used by non-motorized traffic and pedestrians, and

WHEREAS, the majority of the effected property owners wish to have sole control of Scully Rd. north of Walsh Rd., and

WHEREAS, the Webster Township Board wishes to support its residents wishes,

THEREFORE, BE IT RESOLVED, that Webster Township Board of Trustees is supportive of the abandonment of the Scully Rd. north of Walsh Rd. to the Webster Township Border and remain gated for emergency vehicle use only.

A vote on the above Resolution was taken and was as follows:

YEAS: Westman, Whitney, Kingsley, Calleja, Scharf, Kleinschmidt

NAYS: None

ADOPTED: November 7, 2018

STATE OF MICHIGAN

) ss.

COUNTY OF WASHTENAW

I, the undersigned, the duly qualified Township Clerk of the Township of Webster, Washtenaw County, Michigan, CERTIFY that the foregoing is a true and complete copy of certain proceedings taken by the Township Board of said Township at a Regular Meeting held on the 7th day of November, 2018.

Barbara Calleja, Webster Township Clerk



Dexter Area Fire Department

8140 MAIN STREET • DEXTER, MICHIGAN • 48130-1044
TELEPHONE: (734) 426-4500

FIRE CHIEF
ROBERT L. SMITH

January 2, 2019

TO: WCRC
555 N. Zeeb Road
Ann Arbor, MI 48103

RE: Abandonment of Scully Road, North of Walsh Road in Webster Township

I hope to attend the Public Hearing regarding on January 8, 2019, however, as a Fire Chief my schedule is unpredictable. I wish to express my concerns of the Washtenaw County Road Commission abandoning Scully Road from a Public Safety perspective in writing. We very are opposed to this action and believe that it will erode our ability to provide effective fire services to the residents in Webster Township. Our concerns are as follows:

1. Our department already faces many challenges with private roads not being built or maintained to adequate fire protection standards. Our ability to access the houses on Scully Road will diminish with time if the residents to not agree to maintain them in accordance to some standards. Webster Township does not have requirements for private roads that meet Fire Code standards and therefore the private roads often become very narrow and in very poor shape limiting fire apparatus access. We do not wish to see this type of degradation occur.
2. The Mystic Ridge and Harbor Ridge subdivisions incorporate a large geographical area with many existing houses and many future building plots still available. The entire area can only be accessed from Sanctuary Ridge Trail. Any obstruction due to weather related events, vehicle accidents, etc. will result in no access to the remaining addresses by the Fire, Police or EMS departments until the obstruction is cleared. Any large subdivision with a single access point poses an increased risk to the residents of that subdivision.
3. The closest water supply in the general area of Scully Road is located in the Mystic Ridge subdivision. Our only access to that water supply is Scully Road and the Right of Way located at the end that leads to Seney Circle S. Road (Mystic Ridge). We have used this access on several occasions during structure fires. Without this right of way, the next closest sustainable emergency water source is over 10 miles away. We do not wish to see our access to this water source limited.
4. While there are only few houses located on Harbor Trail Drive and Pintail Court but they are in Webster Township. Future growth in this subdivision is inevitable even without a connecting road. Normal routes to these homes require driving well North of them via Mast Road or Merrill Road to Strawberry Lake Road and back

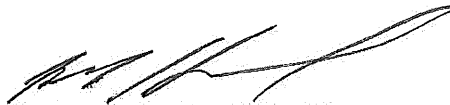
SMOKE DETECTORS SAVE LIVES

south into the sub-division. This is a very long response time into these areas. These residents deserve a better fire service delivery plan that enhances response times. The Dexter Area Fire Departments position is that Scully Road and Seney Circle S should in fact be connected and improved to facilitate Public Safety Services in the future.

5. At the present time, the Dexter Area Fire Department maintains a key to access the gate between Scully Road and Seney Circle S and has sole possession of access rights through the Right of Way. We do not believe that this should change. Abandoning Scully Road will remove that access. We have already seen local residents planting trees and other obstructions to the gate to prevent our access. We have also had at least one resident confront us during emergency responses for using the access and while clearing obstruction from the gate. We see no reason that the access would remain open once the road is abandoned by the County and made a private road.

The Dexter Area Fire Department respects the concerns of the local residents, however for the greater good of the community and EMS/Fire Protection Service we respectfully request that the Washtenaw County Road Commission continue to keep Scully Road as a County Road at this time.

Please feel free to contact me if you have any questions regarding our position on the delicate subject.



Robert L. Smith, EFO, CFO
Fire Chief, Dexter Area Fire Department

CC:

Harley B. Rider, Fire Board Chair
John Kingsley, Webster Township Supervisor

From: [Sue Manville](#)
To: [Brochue, Curtis](#)
Subject: Abandonment of Scully Road North of Walsh Road to the County Line
Date: Tuesday, January 8, 2019 11:58:26 AM

My name is Sue Manville. I have lived in my home for 19 years. To determine the necessity of something as stated as one of the reasons for having this hearing is very subjective. As the WCRC can see from the fact that we have filed a petition to abandon Scully Rd North of Walsh to the County Line we do not want the road to be opened thru to Mystic Ridge. Is it necessary to open Scully Rd to Mystic Ridge?

Several of the residents on our section of Scully have lived here for decades, some for shorter durations, but all are choosing to live here because of the existing nature of our location. We have purchased our homes on this section of Scully for the solitude & beauty and have not had issue with having to travel 2.5 miles to a paved road. It is also my understanding that most of the residents in Mystic Ridge do not want a thru road for the same reasons noted above.

There is already two North South routes for the residents of Mystic Ridge; Strawberry Lake to Mast being the totally paved option and Strawberry Lake to Merrill. Why would the residents of Mystic Ridge and the Dexter school bus drivers want to travel on a dirt road (Scully Rd) when they have a paved option?

It is my understanding that the gate at the County Line has been opened once for an emergency vehicle, but once again why would they not want to travel on a paved road?; which would be faster and less wear & tear on their vehicles.

In addition the loss of property & therefore property values to those residents directly adjacent to the road would be extremely unfair. The loss of trees would be devastating, not only from an aesthetic viewpoint but from their role in soil stability and loss of animal habitats. Please remember discussions documented from the tree removal on Mast and North Territorial recently.

In conclusion I think it is unfair to place the burden of abandoning our section of Scully Rd on the property owners, which will obviously have financial consequences of maintaining the road (or is there a tax break to the homeowners if the County does not need to maintain this section any longer?). We have already incurred costs for filing this petition, FOIA requests, title searches, etc.

In addition we do not want to limit the developer his rights of developing his land and making a living, but I do not see the necessity of opening Scully Rd to Mystic Ridge as a criteria for his continued development.

What other choice do we have to maintain our road as it has been for all these years other than to support the abandonment of Scully Rd North of Walsh Rd to the County line?

Thank you for having this hearing and for listening to our comments.

From: Siddall, Sheryl
To: MacDonell, Matt; McCulloch, Mark; Berkholz, Aaron; Brochue, Curtis; Kizer, Emily
Subject: FW: Scully Road Petition For Abandonment
Date: Friday, January 4, 2019 6:57:02 AM
Attachments: Scully Road Letter Of Affirmation 11-1-18.pdf

FYI, for the record.



Sheryl Soderholm Siddall, P.E.
Managing Director

Washtenaw County Road Commission
555 N. Zeeb Road, Ann Arbor, Michigan

Direct: (734) 327-6687 | Main: (734) 761-1500
wcroads.org | [Follow us on Facebook](#)

From: Adam Filar
Sent: Friday, January 4, 2019 6:15 AM
To: Siddall, Sheryl <siddalls@wcroads.org>
Subject: Scully Road Petition For Abandonment

Hello Ms. Siddall,

My name is Adam Filar, and I am a resident of Washtenaw County, District 2. The reason for me reaching out to you today is in regards to the current petition for the Abandonment of Scully Road, north of Walsh. This petition is to stave off the threat of opening the long time dead end at the north end, and subsequent development of this Natural Beauty road (photo attached).

I live on Timber Lane, which backs to the section of Scully under discussion. As a homeowner, taxpayer, and President of my HOA, I cannot state strongly enough how much my neighbors and I oppose any changes to Scully Road, which is why we are pursuing this Abandonment. The negative effects of the increased traffic, noise, dust, and pollution will be significant. We all moved out here for a certain quality of life, which will no longer be possible if any development of Scully is allowed. Property values will also go down as a result. We walk our children and dogs down Scully Road, and appreciate it's serene, unmolested beauty. To turn this stretch of road into a major north south connector is unconscionable.

Webster Township has already investigated this issue and supports the citizens petition for Abandonment (see attachment). There is no benefit to Washtenaw County to open the dead end at the north end of Scully, only added costs and liability to maintain and police the additional traffic from Livingston County.

The people and Township have made their feelings clear to support Abandonment, and I hope you and your colleagues make a decision in favor of the citizens of Washtenaw County on this issue.

Sincerely,

Adam Filar

From: Fuller, Douglas
To:
Cc: Siddall, Sheryl; MacDonell, Matt; Fuller, Barbara; Green, Rodrick; Ryan, Carrie
Subject: Re: Abandonment of Scully Rd North of Walsh Rd.
Date: Sunday, January 6, 2019 8:10:37 AM

Ms. Lockwood:

First, on behalf of the Board of Road Commissioners, thank you for writing.

By this email, I am requesting that Matt MacDonell, our County Highway Engineer, add you to our list of people who will be notified, by email, of actions planned as this matter progresses. In addition, your note, and this reply, will be added to our Written Communication section of our minutes.

We always value hearing from our residents. I also believe that your Township Board would benefit from hearing from you, either in writing or in person. You could urge the Township to pass a resolution in support of your position. Such a resolution from Webster Township could be helpful when our Board takes up the matter.

The Public Hearing coming up will not be a decision making point; it will be conducted by the County Highway Engineer, and from that hearing will likely come a recommendation to the Board, for action, at a Board Meeting in the future. Hopefully, sooner than later.

Again, thank you for writing, and our Board will be considering your counsel as this matter proceeds.

def

Sent from my Verizon Motorola Smartphone

On Jan 4, 2019 8:46 PM, Amy Lockwood <[redacted]> wrote:

Dear Commissioner Fuller,

I am writing to voice my explicit disapproval of opening up Scully Rd and the "improvements" that would be required to allow this. I can only foresee negative impacts that this would lead to including: impacts on quality of life, safety, decrease in prosperity values, etc. I, like many of my neighbors, bought my home precisely because of it's location on a dead end dirt road. Opening and widening Scully Rd would completely change the beauty and atmosphere that I love about my neighborhood. I am also fearful of the increased speed of traffic and overall increase in traffic volume. As it is now, I feel safe walking my dog and enjoying my neighborhood on foot or bike. If the road is widened and if there is increased traffic and traffic speed I would not feel safe on the road. Another safety concern is that my driveway is at the bottom of a small but blind hill. With increase in traffic and traffic speed I feel that I would have to re-route my driveway to be safe exiting my property. This would add unexpected and unfair cost to myself. In addition, to this likely personal cost, I fear that the value of my home would decrease. With the amount of widening of the road we would likely lose the tree line that gives my property a sense of privacy and would bring the road closer to my house than most would expect or want with a country home.

I am in support of the abandonment and privatization of Scully Rd., north of Walsh Rd. and strongly urge you to support our petition. On a positive note, abandonment would decrease the cost to the county since we would take on the cost of snow removal and road upkeep.

Thank you for your time and consideration of support for our plea,

Amy Lockwood

From: [Kevin Miller](#)
To: [Fuller, Douglas](#)
Cc: [Fuller, Barbara](#); [Green, Rodrick](#); [Siddall, Sheryl](#)
Subject: Fwd: Abandonment Of Scully Road North Of Walsh
Date: Saturday, January 5, 2019 1:06:03 PM

Dear Mr. Fuller,

I am writing to you regarding the proposal to abandon Scully Rd. north of Walsh, which is scheduled for discussion at the WCRC Public Hearing on January 8th, 2019.

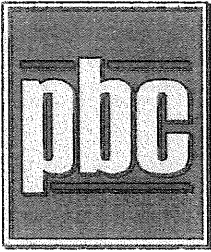
My wife and I bought a lot on the northwest corner of Scully and Timber Ln. in July 2013 and are in the final stages of building a house there. We were attracted to the area because of quiet setting, the mature trees, and the lack of vehicular traffic. We wanted a place where we could build not just our dream house, but the house that we plan to live in for the rest of our lives. We had no idea that there was a very real possibility that Scully Rd. might be widened and would carry a lot more traffic due to a housing development in Livingston County. One of the first things we saw when we looked at the property was the sign that says "Natural Beauty Road." We are concerned that the value of our property will diminish if Scully Rd. is widened and "improved."

We urge the Washtenaw County Road Commission to support the petition to abandon Scully Rd. north of Walsh. We understand that we and our neighbors would be assuming the responsibility for maintaining it, but we feel it is a small price to pay to keep our community the way it is.

Thank you for granting the public hearing on this issue on Tuesday, January 8. I will attend, and, if allowed, I will speak in favor of this petition.

Respectfully,

Kevin (and Marti) Miller
Secretary, Timber Ridge Home Owners Assoc.



PETERS BUILDING CO.

172 S. INDUSTRIAL DRIVE • P.O. BOX 577
SALINE, MICHIGAN 48176
www.petersbuilding.com

(734) 429-4200

FAX: (734) 429-2678

RESIDENTIAL • COMMERCIAL • DEVELOPMENT

Mr. Matthew F. MacDonell, PE
Director of Engineering
Washtenaw County Road Commission
555 N.Zeeb Rd.
Ann Arbor, MI 48103

RE: Scully Road Abandonment - Webster Township

Dear Mr. MacDonell

Please accept this written correspondence to clarify and document our company's concerns as owners/representatives of an access easement to the Mystic Ridge Open Space Development at the north end of the proposed Scully Road addition. This proposed addition has an active permit application with the Washtenaw County Road Commission.

Our first concern is with the wording of the Petition. The first reason stated on the Abandonment document (See Exhibit 1) is "eliminates future southern connection from Livingston County to Scully Road..." There is a recorded easement that as owners of the parcel of land that became Mystic Ridge that allows access to Scully Road that we plan to utilize. As owner/developer of the Mystic Ridge property we will not relinquish this easement. Abandonment of this easement would impair our property rights and cause devaluation of our property.

In addition, Attachment A (Exhibit 2) to the Petition includes a sketch that includes the property in which we have the access easement. Attachment B (Exhibit 3) to the Petition refers to Attachment A that indicates the area over which we have the easement for access. This area is included in error because we did not sign this petition to give up this right on this property nor did we give this right to anyone else. It should not have been included at all since we have NO intention of relinquishing this right.

Another area of the petition where there is a question is page 5 of 6 (Exhibit 4). The pages were notarized on 10/31/18 and the signature on line 17 has a date of 11/3/18. How can it be legally notarized before the date of the signature. In my opinion this calls into question the validity of this page of the Petition as well as all the previous pages. The notary for all the pages is the same person which also is the driving force of the movement to abandon Scully Road.

Another concern is that a public road eventually be abandoned with more than 10 occupied residents within a mile. This would leave these occupied dwellings without a legal mean of ingress/egress to a public road in violation of the Webster Township Zoning Ordinance. Webster Township has a detailed 15 page Private Road Ordinance that has very specific requirements when more than 3 residents use in common, a private access to a public road. I checked with the Webster Township Zoning Officer and there is no Private Road Ordinance in place if Scully

Road is abandon. This would create a noncompliance situation for all residents that do not have direct access to a public road.

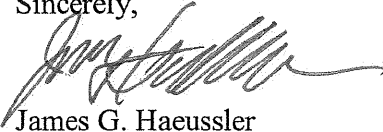
Also, noncompliance with the Webster Township Ordinance would create potential problems with the marketability and mortgage-ability of individual parcels without a legal means of ingress/egress. How can a property be legally occupied, mortgaged or title transferred as of the date of abonnement.

During these public hearings several people referred 40+ parcels being represented by the Abonnement Petition. We noted that there were 29 parcels represented with 45 signatures. Several parcels had signatures from both owners if there were more than one owner for that parcel.

Attached are 2 letters (Exhibit 5 and 6) from Hamburg Township regarding our right to access Scully Road. Regardless of what the current Webster Township Board officials indicate, these letters were relied on by us as owners of the property with the access easement. The Township Board at the time was copied on the letters and put on notice that we relied on these letters. There were no notices to us for over 12 years that there were any problems with utilizing this access if we fulfilled the items indicated in the letters. Any action taken by the current Webster Township Board has been done without our concurrence.

After your review of the foregoing please feel free to contact me with any questions or concerns.

Sincerely,

A handwritten signature in dark ink, appearing to read 'James G. Haeussler', written in a cursive style.

James G. Haeussler

President

Exhibit 1

Sheet 1 of 6 sheets of Petition

PETITION

TO: Board of County Road Commissioners of the County of Washtenaw, 555 N. Zeeb Road, Ann Arbor, Michigan 48103

FROM: ALAN GILLMAN, 9

RE: All that part of Scully Road north of Walsh Road, being part of NE, SE, SW, & NW 1/4's of Section 3, Town 1 South, Range 5 East, Webster Township, Washtenaw County, State of Michigan, as more particularly described in Attachment "B", attached hereto and incorporated herein.

The undersigned, freeholders of property in the Township of WEBSTER, do hereby petition the Board of County Road Commissioners of the County of Washtenaw to absolutely abandon and discontinue for all public purposes whatsoever, the above mentioned property:

1. Eliminates future southern connection from Livingston County to Scully Road, avoiding increased maintenance costs that would arise from Livingston traffic using Washtenaw County local roads for southern progress
2. Eliminates ongoing WCRC cost to maintain the dead end of Scully Road allowing funds to be spent on other local connector roads to the benefit of the wider Washtenaw County public
3. Requires no change to Washtenaw County public road use interconnectivity versus today

For the above reasons, we feel that the abandonment should be approved.

Signature of record owner (all joint owners must sign)	Correct Mailing Address	Date of Signature
8.		9/30/18
		9/30/18
9.		9/30/18
		9/30/18
10.		10-8-18
		10/8/18
11.		10-1-18
		10-1-18
12.		10/1/18
		10/1/18
13.		10-1-18
		10-1-18
14.		10/1/18

Signature of Circulator

This is to certify that Alan Gillman, personally appeared before me, and duly sworn by the above petitioners, and that to the best of his/her knowledge and belief, they are all freeholders of the Township of WEBSTER

Subscribe and sworn to before me this 31st day of OCTOBER, 2018.

Notary Public, Livingston County, Michigan.

My Commission Expires: July 16 2022

JENNIFER A RUNYON
NOTARY PUBLIC - STATE OF MICHIGAN
COUNTY OF LIVINGSTON
My Commission Expires July 16, 2022
Acting in the County of Washtenaw

Exhibit 2

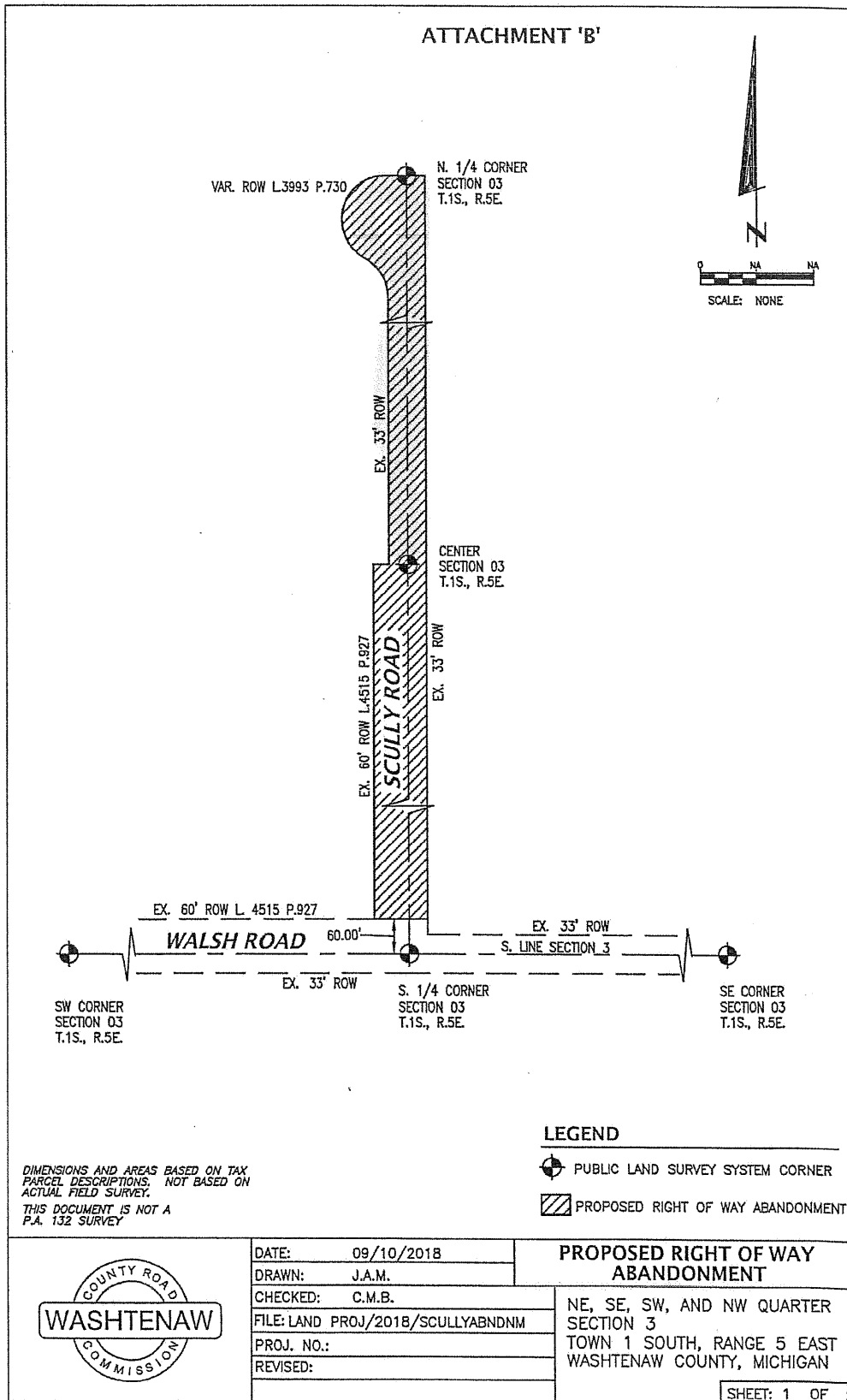


Exhibit 3

ATTACHMENT 'B'

LEGAL DESCRIPTION - PROPOSED RIGHT OF WAY ABANDONMENT

A ROAD EASEMENT ABANDONMENT LOCATED IN THE NORTHEAST, SOUTHEAST, SOUTHWEST AND NORTHWEST QUARTERS OF SECTION 3, TOWN 1 SOUTH, RANGE 5 EAST, WEBSTER TOWNSHIP, WASHTENAW COUNTY MICHIGAN, BEING MORE PARTICULARLY DESCRIBED AS:

ALL THAT CONTIGUOUS PART OF SCULLY ROAD, SO CALLED, LYING NORTHERLY OF A LINE 60 FEET NORTHERLY OF AND PARALLEL WITH THE SOUTH LINE OF SAID SECTION 3; SAID EASEMENT BEING VARIOUS WIDTHS OF 66 FEET OR 93 FEET, AND INCLUDING A VARIOUS WIDTH CUL-DE-SAC EASEMENT. ALSO BEING SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD, IF ANY.

DIMENSIONS AND AREAS BASED ON TAX
PARCEL DESCRIPTIONS. NOT BASED ON
ACTUAL FIELD SURVEY.

THIS DOCUMENT IS NOT A
P.A. 132 SURVEY



DATE:	09/10/2018
DRAWN:	J.A.M.
CHECKED:	C.M.B.
FILE:	LAND PROJ/2018/SCULLYABNDNM
PROJ. NO.:	
REVISED:	

PROPOSED RIGHT OF WAY ABANDONMENT

NE, SE, SW, AND NW QUARTER
SECTION 3
TOWN 1 SOUTH, RANGE 5 EAST
WASHTENAW COUNTY, MICHIGAN

SHEET: 2 OF 2

Exhibit 4

Sheet 6 of 6 sheets of Petition

PETITION

TO: Board of County Road Commissioners of the County of Washtenaw, 555 N. Zeeb Road, Ann Arbor, Michigan 48103

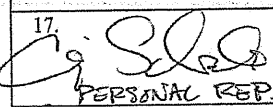
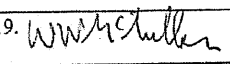
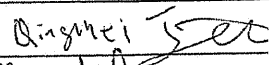
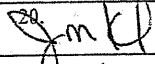
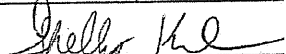
FROM: ALAN GILLMAN


RE: All that part of Scully Road north of Walsh Road, being part of NE, SE, SW, & NW 1/4's of Section 3, Town 1 South, Range 5 East, Webster Township, Washtenaw County, State of Michigan, as more particularly described in Attachment "B", attached hereto and incorporated herein.

The undersigned, freeholders of property in the Township of WEBSTER, do hereby petition the Board of County Road Commissioners of the County of Washtenaw to absolutely abandon and discontinue for all public purposes whatsoever, the above mentioned property:

1. Eliminates future southern connection from Livingston County to Scully Road, avoiding increased maintenance costs that would arise from Livingston traffic using Washtenaw County local roads for southern progress
2. Eliminates ongoing WCRC cost to maintain the dead end of Scully Road allowing funds to be spent on other local connector roads to the benefit of the wider Washtenaw County public
3. Requires no change to Washtenaw County public road use interconnectivity versus today

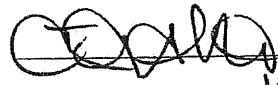
For the above reasons, we feel that the abandonment should be approved.

Signature of record owner (all joint owners must sign)	Correct Mailing Address	Date of Signature
15.		
16.		
17.  PERSONAL REP.		11-3-18
18.		
19. 		9 Oct 2018
		10 Oct, 2018
		10/10/18
		10/10/18


Signature of Circulator

This is to certify that Alan Gillman, personally appeared before me, and duly sworn by the above petitioners, and that to the best of his/her knowledge and belief, they are all freeholders of the Township of Webster

Subscribe and sworn to before me this 31st day of OCTOBER, 2018.

 Notary Public, Livingston County, Michigan.
My Commission Expires: July 16 2022

JENNIFER A RUNYON
NOTARY PUBLIC - STATE OF MICHIGAN
COUNTY OF LIVINGSTON
My Commission Expires July 16, 2022
Acting in the County of Washtenaw

Exhibit 5 pg 1

WEBSTER TOWNSHIP

3665 Webster Church Road
Dexter, MI 48130
(734) 436-5103

August 28, 2001

To Hamburg Township Board of Trustees:

Hon. Howard Dillman, Supervisor
Hon. Joanna G. Hardesty, Clerk
Hon. Roberta Balon-Vaughn, Treasurer
Hon. Chuck Menzies, Trustee
Hon. Patrick Hohl, Trustee
Hon. George Majoros, Trustee
Hon. Kevin Wiley, Trustee

Greetings;

At the request of the Webster Township Board, I am writing concerning the Mystic Ridge development located on 264 acres on our common border. It is our understanding that the Hamburg Township Board is now requiring a second unrestricted access to Mystic Ridge in contrast to a restricted, emergency only access that we heard of in the fall of 2000. Having learned of this revised requirement, the Webster Township Board has great concern for the potential for impact on traffic in Webster Township, and the directly related road improvement and maintenance costs to handle the increased traffic. It is true that a specific location for this second access isn't identified, however the only location being discussed is the right-of-way deeded with the property in Hamburg Township that connects to Scully Road. Scully Road is a dead-end road for the portion north of Walsh Road. The road is very narrow to the point that in places 2 cars cannot meet, and in many more places a car and a truck cannot meet. That portion is also offset in the right-of-way, and the road surface is unusually narrow. In order to handle increased traffic, this portion of the road will need to be re-aligned widened, and rebuilt with an adequate base and surface. South of Walsh Road, Scully Road is considerably wider than the northern portion, and generally in better repair. However the road needs major work to adequately handle even today's traffic load, and any increase will demand that the road be rebuilt all the way to North Territorial Road. This work will be very costly, and these costs would be borne by Webster Township and the Washtenaw County Road Commission.

Webster Township requests that the Hamburg Board withdraw the requirement for an unrestricted second access to Mystic Ridge in favor of a strictly controlled access to be used only by emergency vehicles at any time that

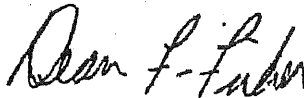
WEBSTER TOWNSHIP

5665 Webster Church Road
Dexter, MI 48130
(734) 426-5103

the primary access might not be available. Webster Township's position is that the routing of a restricted emergency access can be the choice of Peters Building Co. In the event the Hamburg Township Board does not elect to withdraw the requirement, the Webster Township Board requests a 4-year delay in implementation of the unrestricted second access. At this time we anticipate that any second access would utilize the builder's right-of-way to Scully Road. The requested delay would coincide with the probable peaking of building and occupancy, and would allow Webster Township and the Washtenaw County Road Commission an opportunity for thorough planning, and to spread the costs over time to minimize budget impacts.

I very much appreciate your consideration of our concerns, and I request that you grant me an opportunity to address your Board at the next meeting at which you consider any aspects of the Mystic Ridge development.

Best Regards,



Dean F. Fisher, Supervisor
Webster Township

Cc: Webster Township Board
Robert Polens, Managing Director WCRC
Mystic Ridge Development, L.L.C. (c/o Peters Building Company)
Mark Reading, Esq.
Karl Frankena, Esq.

Exhibit 6

WEBSTER TOWNSHIP

5665 Webster Church Road
Dexter, MI 48130
(734) 426-5103

March 25, 2003

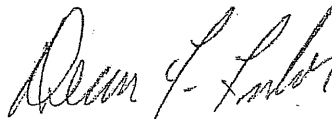
Mr. Patrick Hagman
Zoning Administrator
Hamburg Township
10405 Merrill Road
Hamburg, MI 48139

Subject: Scully Road Lane

Dear Mr. Hagman,

In private communication with Mr. Jim Haeussler of Peters Building Company, I am informed that you are requesting the legal status of the Scully Road lane with Webster Township Government. The subject lane, which connects to the north end of the current certification of Scully Road, is a private lane originally for farm access and has been in continuous use for that purpose for over 50 years. The only change in use has been the February 23, 2001 issuance of a driveway permit to a Webster Township resident to serve a single family residence in Webster Township. This driveway connects to the north end of Scully Road by way of this lane. As you are aware, Peters Building Company is furnishing a gate at the county line for potential emergency access to the Mystic Ridge development in Hamburg Township. Control of that gate will be the jurisdiction of the Dexter Area Fire Department through a Knox Lock. Peters Building Company has graciously provided improvements to the lane surface for the benefit of the adjacent property owners. Although Peters Building Company owns a right-of-way over the subject lane as do others, there is no current question of the issuance of a Webster Township Private Road Permit to any of these parties owning a right-of-way, hence any questions concerning any permitting are moot at this time.

Best Regards,



Dean F. Fisher, Supervisor
Webster Township

Cc: Mr. Howard Dillman
Webster Township Board
Mr. Jim Haeussler

Subject: RE: Scully Road
Date: Monday, January 7, 2019 1:29:01 PM

From: Mike Craine <mcraine@livingstonroads.org>
Sent: Friday, January 4, 2019 8:52 AM
To: Brochue, Curtis <brochuec@wcroads.org>
Subject: Fwd: Scully Road

Curt,

I missed adding you to this email. We obviously have no jurisdiction in this matter. Nonetheless we are hopeful that a reasonable outcome is possible.

Mike

Begin forwarded message:

From: mcraine@livingstonroads.org
Date: January 4, 2019 at 8:44:30 AM EST
To: mccullochm@wcroads.org
Cc: Steve Wasylik <swasylik@livingstonroads.org>, Jodie <jtedesco@livingstonroads.org>, MG <mgoryl@livingstonroads.org>, Sheryl Soderholm Siddall <siddalls@wcroads.org>
Subject: Scully Road

Hi Matt,

We are aware of the complicated problem posed by proposed permit improvements to Scully Road between Walsh Road and the county line. We also are concerned that the request for abandonment further complicates the permit decision.

There is no apparent role for LCRC in these discussions. We have heard concerns for the safety of the Hamburg Township residents in the event that the permit is not issued and the abandonment is authorized. I know that you are sensitive to these issues also.

If there is any way that we can be of assistance in these deliberations, please let me know.

Mike