Law could stop temporary businesses

to be legislated out of existence."

Cohn criticized a proposed amendment before the Farfmigton Hills Planning Commission Aug. 3 that would probabil Genegorary businesses such as Hesinof The request for such change came country of the control of the month of the control of the

of temporary businesses, such as Some merchants complained that they were fighting unfair competition because temporary usinesses are not faced with the same type of overhead, taxes, utilities of overhead, taxes, utilities of the supermanen businesses. "They are established businesses. We did not get a call from Franks or Krogers. We did get a call from English Gardens (West Bloomfield)," Soronen added.

Bob Heinrich, immediate past president of the chamber, told planning commissioners that chamber officials are not trying to focus on Hesano, a West Bloom-field resident.

BUT HEINRICH said he doesn't believe that the intent of the city's temporary use ordinance was in-tended to allow temporary busi-nesses to compete with established businesses.

businesses.

Many of the planning commis-sioners, however, said they believe free enterprise and competition is

free enterprise and competition is the way to go.

"Everyone is in favor of competition when their ox is being gored," said planning commissioner Paul Biliman, who opposed any proposed prohibition on temporary businesses, such as flower stands.

Commissioner Mary Avery said we're almost getting into the mentality of ... no competition."

But planning commission chairwoman Joanne Smith said permant businesses that pay taxes are

nent businesses that pay taxes are

"unfairly penalized by people who just set up in a parking lot."

just set up in a parking to."

ATTORNEY COUN and be believes Hesano is being singled out. Hesano was granted a kingdown of the same was granted a kingdown of Appeals to have his stand near Langais. March 28-April 2, and May 1-July 21. He also was denied a temporary use permit for a flow-er-and-plant stand at Drakeshire Lanes, \$1000 Grand River.

In the five years Hesano has been doing business at the Northwestern Highway-14 Mile corner, he has never had a problem, zoning or code violations. Petitions from residents who support Hesano are on file at city hall. Also on file are petitions poposing the flower stand.

"This is economic legislation. This is not land use," Cohen said.
Heinrich disagreed. "Nobody would agree more than the chamber that competition is good. But at the same time everybody ought to play by the same rules."

Manager agrees noise ticket process unclear

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THE SITUATION frustrated councilman Ben Marks, who is president of the Community Center board of directors.

Center officials believed they were being monitored appropriately by the city and were within the law, he said.

he said. "Now I'm mixed up," he said. "I don't know where you're coming from. If (Short's) got a good ease, I want to support his case. "Someony gave the planning department a direction — I don't know who did it either."

A POLICE officer and a supervi-sor responded to the Aug. 7 com-plaint by Shortt and another neigh-bor, but did not issue a ticket. The file was turned over to city

FREE

Balloons

attorney John Donohue for review and possible misdemeanor prosecu-

and possible insidemeasor prosection.

Mayor Aldo Vagnozzi said Monday
he "didn't realize the city attorney
was still involved" with the Community Center situation.

WITH ANY possible mis-demeanor, if the officer is not on hand to view or hear a disturbance and cannot testify to it. Donohue's policy is to review the file. That goes for all misdemeanors, he said—not only problems with the Community Center and its neigh-

Community Center and its neigh-bors.

The city has no noise ordinance, although it is considering one that would include set decibel levels.

A city zoning law currently prohi-bits noises from being louder than street noise, but offers no objective decibel measure.

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Developer gives city deadline

Continued from Page

name be removed from the docu-ment so it will impact any future de-velopment, regardless of owner.

INDEPENDENCE HILLS subdivi-INDEPENDENCE HILLS subdivition trustee Jim Robinson said he is
concerned such a consent judgment
would envise other developers to sue.
"What does it do to encourage other
developers to come before city council ... asking for modification with
consent judgmenta" he asked. "It
could promote further litigation."
A number of Hillside Estate residents spoke in favor of the plan, incloding the condominulum association's president Gerald Kennedy.
"We want this matter settled so we
can carry on with other business," he
said.

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Up to

Hills votes to control cats

Continued from Page 1

Continued from Page 1

THE CITY of Farmington will consider similar legislation in early September. At least two residents have complained about problems in that city.

New laws are needed, city officials say, because currently residents are given no recourse to file complaints about roaming felines, except pursuant-to-nuisance-laws, except pur

dents would be able to sign com-plaints.



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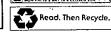
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