

BEAVER TOWNSHIP

NOTICE OF ORDINANCE ADOPTION

PLEASE TAKE NOTICE that the following ordinance has been adopted by the Beaver Township Board, Bay County, at its meeting of October 10, 2022.

AMENDMENT TO ZONING ORDINANCE

The Township of Beaver ordains, pursuant to the authority vested in it by Act 184 of 1943 of the Public Acts of the State of Michigan as amended, an amendment to its Zoning Ordinance.

SECTION 3.24 SOLAR ENERGY SYSTEMS

Purpose and Intent. The purpose of this Section is to establish standards and procedures by which the installation and orientation of a Solar Energy Systems (SES) for either residential or commercial use shall be governed within the Township to protect the health, welfare, safety and quality of life of the general public, and to ensure compatible land uses in the vicinity of the areas affected by SES. Beaver Township (Township) recognizes the potential impact on the broad landscape and rural character currently enjoyed throughout the community. On a site-specific scale, safety and public health implications such as glare, lighting, noise, sound, environmental impacts, hazardous waste, and impact on natural agricultural production capabilities are a concern. For these reasons, and others, including those listed above, the Township finds it prudent and necessary to develop regulations for the responsible placement of all SES.

1. General Regulations for All SES

(a) Inspection. The Township shall have the right upon issuing any SES facility approval to inspect the premises on which each system is located at any reasonable time. The Township may hire a qualified third-party consultant to assist with any such inspections at a reasonable cost to be charged to the operator of the SES.

(b) Permits. Building and trades permits shall be required for any SES. All wiring shall comply with the applicable version of Michigan's construction codes. The local utility provider shall be contacted to determine grip interconnection and net metering policies.

(c) Safety. An unredacted copy of the Safety Manual without distribution restraints from the SES manufacturer shall be submitted to the Township and the system must comply with all requirements therein. A safety plan shall be filed with the Township Fire Department.

(d) Substations/Accessory buildings and Screening. Structures related to a SES shall be subject to the dimensional and locational standards of structures in the zoning district. Where structures are visible from adjacent properties, vegetative or man-made screening shall be required to minimize visual impact off-site. The screen shall consist of shrubbery, trees, or other non-invasive plant species which provide a visual screen; at least fifty percent (50%) of plants must be evergreen. In lieu of a planting screen a decorative fence that is at least fifty percent (50%) opaque may be used.

(e) Transmission Lines. New transmission lines required to connect a SES with a new or existing network for the distribution of electricity shall be installed underground to a depth of at least six (6) feet. This requirement applies to all new transmission lines associated with the SES, regardless of whether they are within or outside of the property boundary.

(f) Electrical Interference. All cable, electrical interconnections and distribution components must comply with National Electrical Code standards and public utility requirements. The design and construction of a SES shall not produce emissions that would interfere with aircraft communication or navigation equipment. Each SES shall be designed, constructed, and operated so as not to cause radio and television or other communication interference. In the event that verified interference is experienced and confirmed by a licensed engineer employed through the funds held in escrow by the Township for enforcement of this ordinance, the Applicant must produce confirmation that said interference had been resolved to residents' satisfaction within sixty (60) days of receipt of the complaint.

(g) Batteries. When solar storage batteries are included as part of the solar collector system, they shall be placed in a secure structure which meets the regulations for accessory structures in the zoning district, and if visible, subject to screening requirements.

(h) Glare. SES shall have a nonglare coating and be of neutral color; be placed and oriented such that concentrated solar radiation or glare does not project onto roadways and nearby properties; and the design and construction shall not produce light emissions, either direct or indirect (reflective) that would interfere with pilot vision and/or traffic control operations. Applicants have the burden of proving any glare produced does not cause annoyance, discomfort, or loss in visual performance and visibility.

(i) Noise. No operating SES shall produce noise that exceeds forty (40) dB(A) Lmax and fifty-five (55) dB(C)/Lmax, as measured at the property line of any adjacent non-participating property/lot lines.

(j) Lighting. If a SES includes lighting, such lighting shall be limited to the minimum necessary, supplied with down-lighting, and in no case shall any illumination from such lighting extend beyond the perimeter of the SES. The Township may require the Applicant to submit a photometric study by a qualified third party to make this determination.

(k) Stray Voltage. The Applicant shall be responsible for compensation to residents for property, including livestock, health or other damage by stray voltage caused by a SES. The Applicant shall demonstrate the SES prohibits stray voltage, surge voltage, and power from entering the ground.

(l) Solar Waste. When solar storage batteries are no longer used, they shall be disposed of in accordance with applicable laws and regulations. The Township will be furnished an assurance, in a form acceptable to the Township, which guarantees that one hundred percent (100%) of the Photovoltaic (PV) panels and attendant electrical apparatus, wiring, metal support structures, etc. shall not enter the waste stream.

(m) Reasonable Conditions. In addition to any requirements in this ordinance, the Planning Commission may impose additional reasonable conditions on the approval of any SES as a land use. The Township may retain the services of a recognized professional in the area of solar energy conversion systems to assist and /or advise it in the review of the application or site if deemed necessary. The expense thereof shall be the responsibility of the Applicant.

2. Solar Energy Systems – Attached Small (2 – 20 kW): SES Attached Small SES are intended to provide power for the principal use and/or accessory use of the property on which they are located and shall not be used for the generation of power for the sale of energy to others, although this provision shall not be interpreted to prohibit the sale of excess power generated from time to time to the local utility company. Attached Small SES shall be permitted in any Zoning District subject to the following additional conditions:

(a) Site Plan: Applicant shall submit a site plan to the Township before

commencing construction, drawn to scale, indicating where the Attached Small SES is to be installed on the property, either on the residential roof or other permanent structure; and evidence of compliance with all SES General Regulations.

(b) Height: An Attached Small SES shall not exceed more than four (4) feet above the surface to which it is affixed and shall not exceed the height limitation for the zoning district in which it is located.

(c) Location: Where feasible, an Attached Small SES shall be located on the rear roof area of the dwelling unit or principal building. In the event that proper solar orientation cannot be achieved to the rear, an Attached Small SES may be located on the side of the dwelling unit or principal building; where it is not feasible on the rear or side of the dwelling or principal building, it may be located on the front roof area with approval of a Special Use Permit.

3. Solar Energy Systems – Free-Standing Small (2 – 20 kW): SES Free-Standing Small SES are intended to provide power for the principal use and/or accessory use of the property on which they are located and shall not be used for the generation of power for the sale of energy to others, although this provision shall not be interpreted to prohibit the sale of excess power generated from time to time to the local utility company. Free-Standing Small SES shall be permitted in any Zoning District subject to the following additional conditions:

(a) Site Plan: Applicant shall submit a site plan, including statement of ownership and responsibility for maintenance, to the Township. The site plan shall indicate where the Free-Standing Small SES is to be installed on the property and evidence of compliance with all SES General Regulations; or further details if a Special Use Permit is required. No construction is permitted until the Township grants approval of the site plan.

(b) Location and setbacks: Where feasible, a Free-Standing Small SES shall be located to the rear of the dwelling unit or principal building. In the event that proper solar orientation cannot be achieved to the rear, a Free-Standing Small SES may be located on the side of the dwelling unit or principal building, but shall not be located within the required front yard setback. Minimum setbacks for all Free-Standing Small SES shall be ninety (90) feet from lot lines and drain easements.

(c) Height: the height of the Free-Standing Small SES and any mounts shall not exceed ten (10) feet when oriented at maximum tilt.

(d) Permits: In addition to all required building and trades permits, wiring and utility provider requirements, the design of the Free-Standing Small SES shall conform to applicable industry standards. The Applicant shall submit evidence of manufacturer equipment design compliance.

(e) Area/Special Use Permit: Free-Standing Small SES exceeding ten (10) percent of the total lot area shall require a Special Use Permit in all Zoning Districts. Special Use Permits shall not be required for Free-Standing Small SES that do not exceed ten (10) percent of the total lot area.

(f) Safety: In addition to the safety requirements for all SES, the Free-Standing Small SES shall not be used to display advertising, including signage, streamers, pennants, spinners, reflectors, ribbons, tinsel, balloons, flags, banners or similar materials. The manufacturers' equipment information, warning, or indication of ownership shall be allowed on any equipment of the system provided they comply with the prevailing Township sign regulations.

(g) Maintenance: Before any construction can commence on any Free-Standing SES, the property owner must acknowledge in writing that he/she is the responsible party for owning and maintaining the SES. If the system is removed, any earth disturbance as a result of the removal shall be graded and reseeded.

(h) Drainage and Stormwater: Free-Standing Small SES shall not increase stormwater runoff to adjacent properties. Supports shall be constructed to preserve any drainage field tile and/or drainage system.

(i) Environmental Impact and Requirements: Free-Standing Small SES exceeding ten (10) percent of the total lot area and therefore requiring a Special Use Permit, shall also be required to identify and assess any potential impacts on the natural environment including, but not limited to, wetlands and other fragile ecosystems, historical and cultural sites, and antiquities. The Applicant shall take appropriate measures to minimize, eliminate or mitigate adverse impacts identified in the analysis, and shall show those measures on the site plan. The Applicant shall identify and evaluate the significance of any net effects or concerns that shall remain after mitigation efforts. The Township may require an Environmental Analysis by a third-party qualified professional at the expense of the Applicant.

(j) Abandonment: Any Free-Standing Small SES that has been abandoned (not in operation for more than six (6) consecutive months) or is defective or is deemed to be unsafe by the Building Inspector, shall be required to be repaired by the owner to meet federal, state and local safety standards, or be removed by the property owner within three (3) months. If the owner fails to remove or repair the defective or abandoned SES, the Township may pursue legal action to have the facility removed at the owner's expense.

4. Solar Energy System – Free-Standing Utility: SES – Free-Standing Utility as defined by Section 2.79 of this Ordinance are permitted in the Agricultural District when authorized as a special use by the Planning Commission. Free-Standing Utility SES are not permitted on any properties enrolled in the PA 116 Farmland and Open Space Preservation Programs, CREP or on any PA 116 and CREP properties that have been out of production for not less than two (2) years. Free-Standing Utility SES are encouraged to be located on predominately (more than 60%) non-prime farmlands. The application for Special Use Permit shall include an analysis of the potential for agriculture use on the subject site by an expert in agriculture or soil science.

All standards and requirements for issuance of a special use permit specified in Chapter XV of this Ordinance, and the General Regulations for All SES in Section 3.24, are applicable; in addition to the Special Use Permit fee, an escrow account in the form of a cash deposit not less than one hundred thousand dollars (\$100,000), or such other amount estimated by the Township Board, shall be set up when the Applicant applies for the Special Use Permit to cover all reasonable costs and expenses (including but not limited to fees of consultants, third party professionals, attorneys, professional engineers, and studies.) Additional monies may be required if the existing escrow amount proves insufficient; any amounts in excess of actual costs shall be returned to the Applicant within ninety (90) days of permitting process completion.

The Planning Commission shall insure that the following additional requirements shall be met:

(a) Minimum and Maximum Lot Sizes: No Free-Standing Utility SES shall be erected on any lot less than forty (40) acres in size, and the maximum lot

coverage ratio for a Free-Standing Utility SES including solar panels shall be ten (10) percent.

(b) Setbacks: A Free-Standing Utility SES (including but not limited to, substations, cables/wire and other buildings and accessory structures whose main purpose is to supply energy on-site or to off-site customers), including required screening, shall be setback a minimum of five hundred (500) feet from all lot lines and public road rights-of-way. Free-Standing Utility SES shall not be located within fifty (50) feet of a drain easement. This setback requirement may be waived if the owner of the affected property submits a signed and notarized letter acknowledging that the affected property owner understands the potential impacts of permitting Free-Standing Utility SES in close proximity to their property and waives the Township requirements for setbacks. If the affected property owner wants this waiver to apply to future owners of the affected property, the signed and notarized letter acknowledging the risks inherent with same must be recorded with the Bay County Register of Deeds.

(c) Height: The height of the Free-Standing Utility SES and any mounts shall not exceed twelve (12) feet when oriented at maximum tilt. The maximum height of a power switchyard shall not exceed the minimum height needed to tie into electric transmission lines. Structures related to a SES (substations and all accessory buildings) shall be subject to the dimensional and locational standards and maximum height requirements in the zoning district. The height of required lightning rods attached to the power switchyard or Free-Standing Utility SES related equipment shall not be subject to the aforementioned twelve (12) foot height limitations; however, the height of lightning rods shall be limited to protect the power switchyard and Free-Standing Utility SES equipment from lightning.

(d) Screening: A berm of a height at least two (2) feet taller than the highest point of the SES is required to screen all Free-Standing Utility SES and accessory structures from view from adjacent properties and the road right-of-way. The berm shall be planted with non-invasive plant species (grasses or similar natural vegetation) to minimize erosion on the slope. At least fifty (50) percent of plants must be native evergreen trees, which shall not be less than four (4) feet tall at the time of planting.

(e) Noise: In addition to the maximum noise level of forty (40) dB(A) Lmax and fifty-five (55) db(C)/Lmax, noise abating structures in the form of a solid decorative masonry wall or evergreen tree berm, are required surrounding all inverters. Noise abating structures shall not be less than ten (10) feet apart, no more than ten (10) feet from all inverters, and equal to or up to three (3) feet taller than the height of each inverter. After installation of the SES, noise measurements shall be done by a third-party qualified professional according to the procedures in the most current version of the applicable national standards. All sound pressure levels shall be measured with a sound meter that meets or exceeds the most current version of ANSI S1.4 specifications for a Type II sound meter. Documentation of the noise measurements shall be provided to the Planning Commission within sixty (60) days of the commercial operation of the project.

(f) Safety / Access: In addition to the Safety requirements for all SES, security fencing shall be installed around all electrical equipment related to the Free-Standing Utility SES including, but not limited to, transformers and transfer stations. Appropriate warning signage shall be placed at the roadside and one sign of at each entrance to the site, easily visible throughout four seasons. Signs shall be the same and shall uniquely identify each SES. The sign shall contain at least the following: Warning high voltage; participating landowner's name, SES owner's name, and operator's name; at least one (1) emergency telephone number and web address; and unique identification such as address of SES that first responders can positively identify. The SES shall not be used to display advertising, including signage, streamers, pennants, spinners, reflectors, ribbons, tinsel, balloons, flags, banners or similar materials. The manufacturers' equipment information, warning, or indication of ownership shall be allowed on any equipment of the system provided they comply with the prevailing Township sign regulations. A safety plan shall be in place and updated regularly with the Fire Department having jurisdiction over the system.

(g) Drainage and Stormwater: Free-Standing Utility SES shall not increase stormwater runoff to adjacent properties. The application shall include a drainage plan prepared by a registered civil engineer showing how stormwater runoff shall be managed and demonstrating that runoff from the site shall not exceed the agricultural runoff rate or otherwise cause undue flood. Prior to construction of the SES, all existing drainage tile must be inspected by means of robotic camera and the imagery submitted to the Township to establish baseline condition of tile. Supports shall be constructed to preserve any drainage field tile and/or drainage system. Any damaged or inoperable tile shall be repaired prior to construction and such repairs shall be documented and a report submitted to the landowner and Township indicating the location, nature and satisfactory completion of such repairs.

(h) Roads: A contractor installing a SES shall inform the Bay County Road Commission (BCRC) of all the roads they propose to use as haul routes to each construction site. This shall be done prior to beginning any construction at any site. The identified haul routes shall be videotaped by either the BCRC or contractor prior to the beginning of construction and after construction has been completed. Upon review of the before and after videos and physical review of each roadway, the BCRC shall determine what damage, if any, was caused by the contractor's vehicles. If it is determined by BCRC that damage to the road was caused by the contractor's vehicles or activities, the contractor shall work with the BCRC to determine the extent of the roadway repair needed. This may include, but is not limited to, crush and shaping the roadway, placing additional aggregate and placing a new asphalt surface. In all cases, the roadway shall be constructed in accordance with the BCRC's current specifications and requirements associated with the type of roadway to be installed. All costs for said work shall be the responsibility of the contractor.

(i) Environmental Impact and Requirements: The Applicant shall have a third party qualified professional conduct an analysis specific to Beaver Township and the immediate surrounding area in Bay County including relevant portions of the Kawkawlin River and The Kawkawlin River Watershed, to identify and assess any potential impacts on the natural environment including, but not limited to, wetlands and other fragile ecosystems, historical and cultural sites, and antiquities. The Applicant shall take appropriate measures to minimize, eliminate or mitigate adverse impacts identified in the analysis.

Additionally, the Applicant shall have a third party qualified professional conduct an analysis specific to Beaver Township and the immediate surrounding area in Bay County including relevant portions of the Kawkawlin River and The Kawkawlin River Watershed, to identify and assess any potential impacts on wildlife and endangered species. Applicant shall follow the U.S. Fish and Wildlife Service recommendations. The Applicant shall also provide evidence indicating compliance with applicable portions

of the Migratory Bird Treaty Act, Bald and Golden Eagle Protection Act, Endangered Species Act, Fish and Wildlife Coordination Act, National Environmental Policy Act, Clean Water Act, and Michigan's Endangered Species Protection Law, as amended. The owner/operator shall take appropriate measures to minimize, eliminate or mitigate adverse impacts identified in the analysis.

The owner/operator shall install and maintain pollinator habitat in accordance with the Michigan State University Pollinators Scorecard as published in 2018.

(j) Site Plans. Site plans shall be drawn to scale, conform to all requirements of the Special Use Permit, and specifically furthermore identify: Project area boundaries; existing and proposed buildings and fencing, proposed signage, accessory structures, utilities, transmission lines, solar panels, drainage ways, grades, topographical conditions, vegetation, water features (water bodies, waterways, wetlands, rivers, watersheds, floodplains, etc.) and endangered species; required setbacks; access routes; road and driveway improvements; and methods for dust and erosion control.

Identification of all lots within one thousand (1,000) feet of the Free-Standing Utility SES and method of notification to property owners.

(k) Additional Permits and Approvals. Free-Standing Utility SES shall be required to obtain all necessary permits from the State of Michigan and any applicable municipal, county or Federal permits. As applicable, the owner/operator must include plans for the spill prevention, clean-up, and disposal of fuels, oils, and hazardous wastes; and proof of agreement with the BCRC and the Michigan Department of Transportation (if applicable) regarding any construction phase of the project, if required. A copy of the application to the utility company that will be purchasing electricity from the proposed site shall be provided.

(l) Solar Waste. The Applicant shall furnish an assurance in a form acceptable to the Township that guarantees that one hundred (100) percent of any materials replaced over time (such as PV panels and attendant electrical apparatus, wiring, metal support structures, etc.) shall not enter the waste stream.

(m) Maintenance Plan. The Applicant shall provide a copy of an appropriate maintenance plan, including property maintenance of the grounds, for review and approval. The owner shall keep a maintenance log on each SES and must provide a complete log to the Township within thirty (30) days of request. The maintenance plan will require that while the system is in operation, all drain tile shall be inspected every three (3) years and all video footage and a report of any damage or failure shall be submitted to the Township. Any tile/drainage system failure shall be corrected as soon as possible but no longer than sixty (60) days after discovery, and such repairs shall be documented, and a report submitted to the landowner and Township indicating the location, nature, and satisfactory completion of such repairs. The Township reserves the right to have the Building Inspector or other agent present at the time of repair. The maintenance plan will additionally require that if detergents shall be used to clean solar panels, details on the type of detergent, frequency and quantity of use, and stormwater qualification protection measure shall be provided. Any necessary permits from outside agencies for off-site discharge shall be provided.

(n) Decommissioning. The applicant shall engage a certified professional engineer acceptable to the Township to estimate the total cost of decommissioning all structures in the facility in accordance with the requirements of this ordinance, including the reclamation to the original site conditions. The cost of decommissioning shall be reviewed between the Applicant and the Township every two (2) years to ensure adequate funds are allocated for decommissioning. The security bond, defined herein, shall be appropriately adjusted to reflect the current decommissioning estimate. All above and below ground materials shall be removed when the SES is decommissioned. The ground shall be restored to its original condition within sixty (60) days of removal of the structures. Acceptable ground covers include grasses, trees, crops, or other material demonstrated to be characteristic of the surrounding land. The owner/operator will give notice to the Township one (1) year in advance of decommissioning.

(o) Security Bond. The owner(s) and/or operator of the Free-Standing Utility SES shall post a security bond in the form of a cash bond or cash deposit in a trust account equal to two hundred (200) percent of the total estimated decommissioning, code enforcement, and reclamation costs, and shall be posted and maintained with a bonding company or lending institution licensed in the State of Michigan or a Federal- or State-chartered lending institution acceptable to the Township. The amount of each SES security guarantee shall be determined by way of a certified estimate by the Applicant's design professional, which shall be reviewed by a certified engineer hired by the Township for its adequacy and the final amount determined by the Township Board. Any bonding company or lending institution shall provide the Township with ninety (90) days' notice of the expiration of the security bond; lapse of a valid security bond is grounds for the Township to take any action permitted by law, revoke the special land use, order a cessation of operations, and order removal of the structure and reclamation of the site. In the event of sale or transfer of ownership and/or operation of the SES, the security bond shall be maintained throughout the entirety of the process. The purchaser or transferee shall notify the Township of the sale or transfer prior to the date of sale or transfer, and shall provide an updated bond document to the Township within thirty (30) days of the sale or transfer.

(p) Transfer or Sale. In the event of a transfer or sale of the SES, the Township shall be notified prior to the date of sale or transfer, and the special land use shall be updated to include the information of the new owner/operator. Change in ownership alone may be considered a minor amendment to the special land use and may be reviewed and approved by the Township Board. Any proposed changes to the operating procedure or approved site plan shall be amended and resubmitted for Township review according to the procedures as outlined herein, including a public hearing. Upon transfer or sale, the security bond shall be maintained at all times, the estimated costs of decommissioning shall be resubmitted, and the security bond adjusted to account for the new estimate.

(q) Abandonment and Removal. If a SES ceases to perform its intended function (generating electricity) for more than one hundred eighty (180) days, it shall be considered abandoned and the owner/operator shall remove the collectors, mounts, and all associated equipment and facilities no later than ninety (90) days after the end of the one hundred eighty (180) day period, unless the owner/operator receives a written extension of that period from the Township in a case involving an extended repair schedule for good cause. Where the removal has not been lawfully completed as

above, and after thirty (30) days written notice, the Township may remove or secure the removal of the SES or portion thereof, with the Township's actual cost and reasonable administrative charges to be placed as a lien on the property. A lien on the property shall be superior to all other liens except taxes.

(r) Complaint Resolution. The Free-Standing Utility SES Applicant shall submit a detailed, written complaint resolution process developed by the SES Applicant to resolve complaints from property owners or residents concerning the construction or operation of the Utility SES; the complaint resolution process must be approved by the Planning Commission as a condition of approval of the Special Use Permit application. Complaints shall be submitted to the Township Supervisor in writing from the affected property owner, or written designee, including name, address, contact information and specific complaint. The written complaint shall include the specific section of the ordinance which is believed to be violated; all complaints will be forwarded to the Code Enforcement Officer within five (5) days. The Township Board shall review each complaint within thirty (30) days, and if the Board, by an affirmative vote of the majority, deems the complaint sufficient to warrant investigation, the Township Board shall appoint a three (3) member Complaint Resolution Committee to oversee and participate in all complaint resolution discussions or meetings between the Township property owner or resident and the SES owner/operator. The Complaint Resolution Committee shall consist of one (1) Township Board of Trustees member, one (1) Planning Commission member, and one (1) qualified elector (not an owner, operator or lessee of a Utility SES) chosen by the Township Board from the community. The Board shall notify the owner/operator of the SES that an investigation has been requested and

the SES owner/operator shall be required as a condition of the operation to fund an escrow account for investigation of the complaint in the amount of fifteen thousand dollars (\$15,000) to be used at the discretion of the Township Board. When the escrow account balance is below five thousand dollars (\$5,000) the Township shall notify the owner/operator, who will replenish the account in the amount of fifteen thousand dollars (\$15,000) within thirty (30) days. Failure to replenish the enforcement escrow account shall constitute grounds for the Township to revoke any Special Use Permit that may have been granted. The Complaint Resolution Committee shall submit its findings to the Township Board within five (5) days of completing their assessment; the Board shall take action within five (5) days of receiving the Complaint Resolution Committee's report. If the SES is found in violation of this ordinance, the Planning Commission shall be notified of a violation of the Special Use Permit and the SES shall be considered a nuisance; the SES operations shall cease until such time as the SES owner/operator demonstrates compliance with the requirements of this ordinance to the Township Board. If the owner/operator fails to bring the SES into compliance within thirty (30) days, the Township may seek any relief at law or equity to abate the nuisance and may also issue a municipal civil infraction citation. Each violation for which the owner/operator is deemed responsible shall result in a five thousand dollar (\$5000) fine per day up to 7 days; from day 8 forward, ten thousand dollars (\$10,000). Each day of non-compliance shall be a separate offense.

Mary J. McCarry
Beaver Township Clerk