

Fairview Construction, Inc.

1700 W Big Beaver Rd Suite 120 Troy MI 48084 Direct: 248.602.2220 Fax: 248.220.4636

DATE: November 13, 2025

TO: White Lake Township Board

Charter Township of White Lake 7525 Highland Road White Lake MI 48383

Mr Sean O'Neil, AICP- Community Development Director

Mr Aaron Potter - DPS Director

Subject: Request for Variances of Ordinances

Township Board Meeting Tuesday November 18, 2025 6:30 pm.

Project: West Valley Luxury Apartments Tax Parcel No: 12-36-176-003

805 West Valley Rd, White Lake Michigan.

Located on Union Lake Rd, one half mile north of Cooley Lake Rd.

Zoning: RM-1

Permits: All State and Federal permits applied and issued and are current.

Dear Township Board,

We are requesting the Township Board issue variance relief to the following variances at this time so that the project known as West Valley can continue with construction activities to provide the continuance of construction thru the winter and spring of 2025-2026.

These activities also facilitate the employment of many in the construction industry related to our site; we anticipate the activity of employment to provide 75 employees with work until the project ends.

As background, (see attached), the project consists of 13 multifamily apartment buildings. 69 units, and a greenspace for residents to relax.

Ordinances applicable-Aaron Potter:

See exhibit attached.

Completion punchlist exhibit.

We request the Township Board allow us the continuance of operations with Bank Letter of Credit for the amount handwritten on the completion punchlist as it relates to the sewer system.

We also agree to pay the required water and sewer fees on the remaining buildings not yet under construction and agree to no utility hook-ups to the sanitary sewer system until which time our lift station is operational and approved.

This request will allow us the flexibility to continue construction on our site and avoid any unnecessary and unique financial hardship and practical difficulties.

By moving this forward, we can obtain our building permits to keep our project on schedule and our deliverables of units to a manageable turnover, an expectance of our lender.

We thank you in advance for your consideration. We always demonstrate our ability to work with the Township and are very excited about the beautiful community we are constructing.

Respectfully Submitted,

Michael Furnari Jr

Michael Furnari Jr

Fairview Construction Inc.

CC: Robert G Nickoloff Michael J Furnari

Attachments and Exhibits:
Email dated Oct 10, 2025
Completion punchlist
Water and sewer connection fees
Civil cover page
Site Plan with Building Lettering
OCWRC acceptance letter
Individual unit plans
Ordinances Email dated 11/14/2025

- White Lake Township Ordinance and our agreement with Oakland County for sewer system operation requires
 us to follow OCWRC policy and procedures. County will not issue connection permits to sewer systems that have
 reached substantial completion. You could install the sewer leads from the home to the tap location and cap it.
 Connection will be completed and inspected when the sewer system is functional and the acceptance
 requirements are completed.
- 2. Water and sewer permits are required to be paid for at the time of Building permit. We can only issue three permits for connection until the acceptance requirements can be completed. Water services for the home can be installed and inspected and stubbed up at the curbbox location until the utilities are complete. This should not be an issue as the water in these homes can't be used till the sanitary is functional anyway.
- 3. Call for a punchlist inspection and bond out the incomplete utilities. This is a requitement of the zoning ordinance anyway.

If you decide that you want to discuss a variance of our ordinances I will need you to write up a request. I would recommend reviewing the utilities ordinance Sec. 38 of the Code of Ordinances and the Clear Zoning Ordinance section 6 on Site Development procedures. There is nothing that I can do about the sewer connections as we have contractual obligations with Oakland County. Considering these facts. Your best path of action forward in my opinion would be to follow the steps outlined above.

Aaron D. Potter

Director, Dept. of Public Services White Lake Township 7525 Highland Road White Lake, MI 48383 (248) 698-7700 x226 www.whitelaketwp.com

Scan to download our new app!



From: Michael Furnari <michael@fairviewco.com>

Sent: Friday, October 10, 2025 11:47 AM

To: Aaron Potter < APotter@whitelaketwp.com >; Bob Nickoloff < BobN@fairviewco.com >; Sean O'Neil

<<u>SONeil@whitelaketwp.com</u>>; Nick Spencer <NSpencer@whitelaketwp.com>

Cc: Michael Furnari <michaeljfurnari@gmail.com>; Jeff Emery <jeff@fairviewco.com>

Subject: Re: Request for jobsite meeting

Are we talking about water or sewer?

Get Outlook for iOS

From: Aaron Potter < APotter@whitelaketwp.com>

Sent: Friday, October 10, 2025 7:53:30 AM

To: Bob Nickoloff < BobN@fairviewco.com >; Sean O'Neil < SONeil@whitelaketwp.com >; Nick Spencer

<<u>NSpencer@whitelaketwp.com</u>>

Cc: Michael Furnari <michael@fairviewco.com>; Michael Furnari <michaeljfurnari@gmail.com>; Jeff Emery

Which construction site is this email chain pertaining to?

Mark W. Davis
Senior Engineering Systems Coordinator
Oakland County Water Resources Commissioners Office
248-452-2172 (office)
248-897-2748 (cell)

From: Aaron Potter < APotter@whitelaketwp.com>

Sent: Friday, October 10, 2025 1:05 PM

To: Michael Furnari < michael@fairviewco.com >; Bob Nickoloff < BobN@fairviewco.com >; Sean O'Neil

<<u>SONeil@whitelaketwp.com</u>>; Nick Spencer <<u>NSpencer@whitelaketwp.com</u>>

Cc: Michael Furnari <michaeljfurnari@gmail.com>; Jeff Emery <jeff@fairviewco.com>; Davis, Mark

<davisma@oakgov.com>

Subject: Re: Request for jobsite meeting

CAUTION: This message is from a sender outside of the Oakland County organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Fully functional with minor outstanding items. These are typically added to punchlist and bonded till final completion. This includes all acceptance documentation.

From: Michael Furnari < michael@fairviewco.com >

Sent: Friday, October 10, 2025 12:55:23 PM

To: Aaron Potter < APotter@whitelaketwp.com >; Bob Nickoloff < BobN@fairviewco.com >; Sean O'Neil

<<u>SONeil@whitelaketwp.com</u>>; Nick Spencer <NSpencer@whitelaketwp.com>

Cc: Michael Furnari < michaelifurnari@gmail.com >; Jeff Emery < jeff@fairviewco.com >; Davis, Mark

<davisma@oakgov.com>

Subject: Re: Request for jobsite meeting

What's substantial completion considered Should I call mark days for definition?

Get Outlook for iOS

From: Aaron Potter < APotter@whitelaketwp.com>

Sent: Friday, October 10, 2025 12:13:51 PM

To: Michael Furnari < michael@fairviewco.com >; Bob Nickoloff < BobN@fairviewco.com >; Sean O'Neil

<<u>SONeil@whitelaketwp.com</u>>; Nick Spencer <<u>NSpencer@whitelaketwp.com</u>>

Cc: Michael Furnari < michaeljfurnari@gmail.com >; Jeff Emery < jeff@fairviewco.com >; Davis, Mark

<davisma@oakgov.com>

Subject: RE: Request for jobsite meeting

All,

We have discussed this with the Building Official and Community Development Director. What would need be done to avoid delays for you and keep your project moving forward as closely as possible to Bob's description of construction below and meet the intent of the Township Ordinance without variance requests would be as follows:



INNOVATIVE IDEAS EXCEPTIONAL DESIGN UNMATCHED CLIENT SERVICE

Consulting Engineers Representing White Lake Township

4494 Elizabeth Lake Road

Waterford, MI 48328

Telephone: (248) 681-7800 (248) 681-2660 Fax

White Lake ownship PROJECT PUNCH LIST

Project Name:

West Valley

Job #2445769611 First Inspection Date: 10/20/2025

Current Inspection Date:

11/6/2025

Contractor / Developer:

Superior Excavating, Inc.

Inspector:

Dan Hubble

-											
اد	Item	List of Deficiencies		Units	Quantity		Unit Price	Current Value			
	1	As-Built Plans shall be completed and approved		LS	1	\$	7,500.00	\$	7,500.00		
	2	Construct offsite Sanitary Sewer along Union Lake Road		LS	0	\$	112,736.00	\$	´-		
	3	Install PRV Equipment		LS	0	\$	25,000.00	\$	-		
	4	Complete Construction and commission Sanitary Sewer Pump Station		LS	1	\$	125,000.00	\$	125,000.00		
	5	Construct sidewalk along Union Lake Road		SF	5055	\$	7.00	\$	35,385.00		
	6	Construct sidewalk within development (Will be completed at time of each unit construction)		SF	0	\$	7.00	\$	-		
	7	OCWRC Testing on sanitary forcemain		LS	1	\$	7,500.00	\$	7,500.00		
	. 8	Restoration (Union Lake Road ROW)		LS	1	\$	25,000.00	\$	25,000.00		
	9	Restoration (On Site)		LS	1	\$	60,000.00	\$	60,000.00		
	10	S 2, S 3, S 4, S 5, S 6 & S 7 are all buried and need to be uncovered for further inspectic	n,	EA	0	\$	500.00	\$			
1	11	Fine grade around all fire hydrants and valve boxes. (Can be completed with each unit development)		LS	0	\$	25,000.00	\$	-		
	12	S-1A and PS: finish installing pressure sewer system and building up man holes to grade		LS	1	\$	15,000.00	\$	15,000.00		
	13	Remove SESC measures on storm sewer for further inspection.		LS	1	\$	10,000.00	\$	10,000.00		
	14	Provide Copies of 3rd party testing (density)						\$	-		
	15	Waiver of lien, Bill of Sale for Utilities		LS	1	\$	5,000.00	\$	6,000.00		
								\$	-		
								\$	-		
		* WILL THESE ITEMS BE DONE BY 11/14?						\$	-		
		•						\$	•		
		\$160,000						\$	-		
		+25% \$ 40,000						\$			
		\$700,000 Subto						\$	290,385.00		
		White Lake Township Continger	25%	\$	72,596.25 362,981.25 Page 1 of 1						
		X:\Projects\2018\1845\002900 White Lk Twp Wesl\Construction\Punchlists\WLT West Valley Punchlist 11-6-2025									

WATER CONNECTION CHARGES							SEWER CONNECTION CHARGES						
Water			New Water			Commerce Twp.	White Lake Twp.	Plumbing	Oakland				
Connection Charge	Meter Cost	Meter Installation	Service Permit and inspection	Water Meter Tariff Surcharge	TOTALS	Connection charge	(2,100.00 per REU)	Permit (Bldg. Dept.)	County Permit	TOTALS			
4,716.08	1,035.10	75.00	75.00	41.54	6,026.84	7,711.20	12,600.00	50.00	200.00	20,561.20			
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LEGAL DESCRIPTION

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ARCHITECTURAL PLANS PROVIDED BY:

ALEXANDER V. BOGAERTS AND

ASSOCIATES, P.C.

2445 FRANKUN ROAD

BLOOMFIELD HILLS, MICHIGAN 48302

PHONE: 248.334.5000

TAX PARCEL No.: 12-35-176-003

R.C.D.C. DENERAL KOIES

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GENERAL NOTES

- THE COSTRUCTOR SHALL COMPARE THE TOWNERS MEDICALLY AT CASE 323—600 ME NUMBER PRIOR TO ESCURIOR OF THE MEDICAL PRICE ASSESSMENT ASSES
- 2. THE DEVELOPER SHALL CONTACT THE TOWNSHIP PLANNING DEPARTMENT AT (241)
 688-3300 TO SCHEDULT A PRE-CONSTRUCTION MEDING. THE DEVELOPER'S PRIME SITE
 CONTRACTOR SHALL ATTEND. A COPY OF ALL PERMIS MUST BE SUBMITTED TO THE
 PLANNING DEPARTMENT PRIOR TO SCHEDULING THE MEETING.
- 3. ALL CONSTRUCTION MUST CONFORM TO THE CURRENT STANDARDS AND SPECIFICATIONS ADDITION BY WHITE LAKE TOWNSHIP.
- CONTRACTOR SHALL CONTACT MISS DIG AT 1-800-482-7171, 72 HOURS IN ADVANCE OF CONSTRUCTION, FOR EXISTING UNDERGROUND UTILITY LOCATIONS.
- 5. ALL SOIL EROSION AND SITATION MUST BE CONTROLLED AND CONTANED ON-SITE.
- 8. ALL EXCAVATION, INCLUSING ALL UTILITIES AND LEADS, UNDER OR WITHIN 1 ON 1 INFLUSINCE OF ANY PAYMENT (INCLUSIONS SDEWALKS), DISTINIC OR PROPOSED, OR WHERE SAND BACKPILL OR ALLED FOR ON THE PAYM, SHALL BE BACKPILLED AND COMPACED WITH GRANILAR WATERLA, (SAND) MIDDT CLASS II TO 95 PERCENT MAXIMUM UNIT DIRECTIF (ALL OTHERS OF PRECENT).
- THE CONTRACTOR IS REPONSIBLE FOR ANY DAMAGE TO DISTING UTILITIES AND FACILITIES. HE CONTRACTOR SHALL EPPOSE EXISTING UTILITIES AT THE PROPOSED UTILITY CROSSINGS PROKE TO THE STRACT OF UNDERSTOUND CONSTRUCTION. ANY CONFLICTS WITH UTILITIES SHALL BE INMENIATELY REPORTED TO THE PROJECT ENGINEER.
- 8. WHERE TWO UTILITIES CROSS, INCLUDING SANITARY SEHER LEADS, PROVIDE PORGUS GRADE TO BACKFILL MAIREAL COMPACTED TO THE UNDERSIDE OF THE HIGHER UTILITY OR AS SPECIFIED ON THE OPTILL SHEET.
- 9. DUST CONTROL SHALL BE MAINTAINED AT ALL TIMES.
- 10. ANY MUD TRACKED ONTO UNION LAKE ROAD SHALL BE REMOVED DAILY.
- 11. IF DEWATERING IS DETERMINED TO BE REQUIRED, IT WILL BE THE RESPONSIBILITY OF THE CONTRACTOR TO DISH FIT THE AREA TO BE DEWATERED, SISMIT A DEWATERING PLAN TO THE WHITE LAKE TOWNSHIP DIVINDEDEM DISHORD FOR REVER, TO MONITOR AND TO THE WHITE LAKE TOWNSHIP DIVINDED HIS DEVELOPMENT OF REVER AND TO PROPERTIES JERNATERING PROCEDURES SHALL BE OF IN COMPLIANCE WITH WHITE LAKE TOWNSHIP.
- 12. A ROAD COMMISSION FOR OAKLAND COUNTY RIGHT-OF-WAY PERMIT IS REQUIRED FOR ANY WORK WITHIN THE LINCOLLAKE ROAD AND CEDAR ISLAND ROAD RICHTS-OF-WAY (CR ANY PUBLIC ROAD RIGHT-OF-WAY) AND/OR ANY TOWNSHIP EASEMENT.
- 13. CONTRACTOR SHALL FIELD VERIFY ALL EXISTING UTILITY LOCATIONS, INVERTS AND GRADES PRIOR TO THE START OF ANY WORK.
- 14. ALL PAVEMENT MARKINGS, TRAFFIC CONTROL SIGNS, AND PARKING SIGNS SHALL COUPLY WITH THE DESIGN AND PLACEMENT REQUIREMENTS OF THE 2011 MICHIGAN MANUAL ON UNFORM TRAFFIC CONTROL DEVICES.
- 15. WHITE LAKE TOWNSHIP HAS NO RESPONSIBILITY TO IMPROVE OR MAINTAIN THE PRIVATE STREETS CONTAINED WITHOUND REVOATE STREETS PROVIDING ACCESS TO THE PROPERTY DESCRIBED IN THE PLAN.
- 16. IN ORDER TO MERSY COMPLANCE WITH APPROVED PLANS, FULL—TIME CONSTRUCTION OBSERVATION MILL DELIRELLY BE REQUIRED QUIENCE ALL PAGES OF UNDERSCRIDED STATEMENT OF ACTION OF A STATEMENT SERVE, TORNAL SERVES, DANS, WATER MAINS AND APPUITMENTS OF MEMBERS AND APPUITMENTS OF MEMBERS AND APPUITMENT OF A STATEMENT SERVES AND APPUITMENT OF A STATEMENT OF

ENGINEERING CONSTRUCTION PLANS FOR

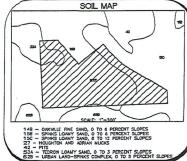
WEST VALLEY

MULTI-FAMILY RESIDENTIAL COMMUNITY SECTION 36, T 3 NORTH, R 8 EAST, WHITE LAKE TOWNSHIP, OAKLAND COUNTY, MICHIGAN

APPLICANT:

JMF WHITE LAKE, L.L.C. 1700 WEST BIG BEAVER ROAD, SUITE 120 TROY, MI 48084 PHONE: 248-602-2220





SHEET INDEX

1. COME SEET 2. TOPICHAMIC MO DEBUTION PLAN 3. COMEST GETTER FOR THE SECTION PLAN 4. COMEST GETTER FOR THE SECTION PLAN 5. COMEST GETTER FOR THE SECTION PLAN 11. FORCE MAN PROFILE 12. WATER MAN PROFILE 12. WATER MAN PROFILE 13. PRESSURE FORMED STAND BETTER 14. SOURCE TORON PLAN 15. COMEST GETTER FOR THE STAND 16. SOURCE FOR FORME STAND BETTER 17. 14. STORM FOR FOR THE SECTION PLAN 17. 14. STORM SOURCE PLAN 18. SOURCE FOR FORE STAND 17. 14. STORM SOURCE PLAN 18. SOURCE FOR FORE STAND 18. SOURCE FOR FORE THE SECTION PLAN 18. SOURCE FORE THE SECTION PLAN 18. SOURCE FORE FORE THE SECTION PLAN 18. SOURCE FO DIMMARE, EXSIDENT PLAY MO STOME SERVE CALCULATION OF CHEMAL STOME METER LANGUAGEST STOTED. "NEST VALLEY & LAKE PROFIT APPROACH PLAN AS THE APPROACH PLAN AS THE APPROACH PLAN AS THE METER AND DETAILS AND DETAILS." NEZ. ROTES AND DETAILS. NEZ. ROTES AND DETAILS. DETAILS:

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DEVICE STANDARD LIFT STATION DRAMBICS (ND3-ND8)
LOW PRESERS SANTARY SEMER DETAILS AND NOTES (2)
TYPICAL INDIVIDUAL HONC GRINDER PUMP SCRYCE (1)

WHITE LAKE TOWNSHIP: SANITARY SEWER STANDARD DETAILS WATER MAIN STANDARD DETAILS STORM SEWER STANDARD DETAILS

OAKLAND COUNTY: SOL EROSION AND SEDIMENTATION CONTROL DETAILS

LANDSCAPE PLANS

LS-1 OVERALL LANDSCAPE PLANTING DETAIL
LS-2 LANDSCAPE PLANTING DETAIL
LS-3 LANDSCAPE PLANTING DETAIL
LS-5 OVERALL LANDSCAPE PLANTING DETAIL
LS-5 OVERALL LANDSCAPE PLANTING DETAIL
LS-6 OVERALL LANDSCAPE PLANTING DETAIL
LS-6 DIVERALL LANDSCAPE PLANTING DETAIL
LS-7 DIVERALL LANDSCAPE PLANTING DETAIL
LS-7 DIVERAL MOREAURT SECTION DETAILS

PRICATION PLANS

ARCHITECTURE PLANS

PERMIT READY

SEE SHEET 26 FOR R.C.O.C. NOTES

SEE SHEET NOT FOR

LANDSCAPE PLANS PROVIDED BY: FELINO PASCUAL & ASSOCIATES LANDSCAPE ARCHITECTURE 24333 ORCHARD LAKE ROAD, SUITE G FARMINGTON, MICHIGAN 48336 PHONE: 248.557.5588

REVISIONS T I S I C

TOWN

IN THE PROPERTY CONTROL

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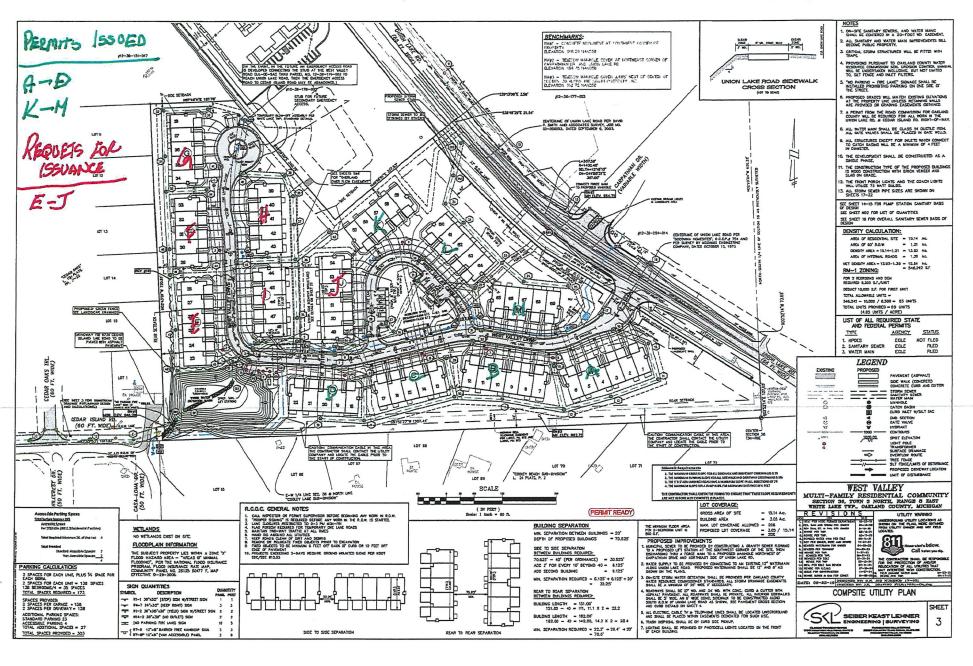
IN THE SAME STORM 5-15-25 5-15-25 63-15-31 10-11-31 10-22 64-53-33 7-21-23 63-33-34 67-11-36 67-11-36 67-25-33 11-67-35

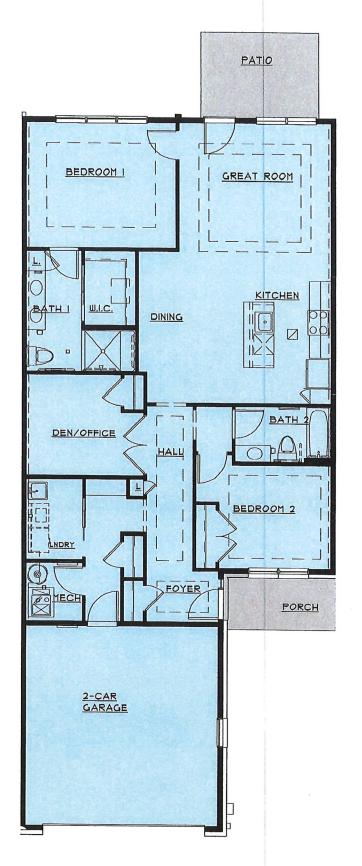


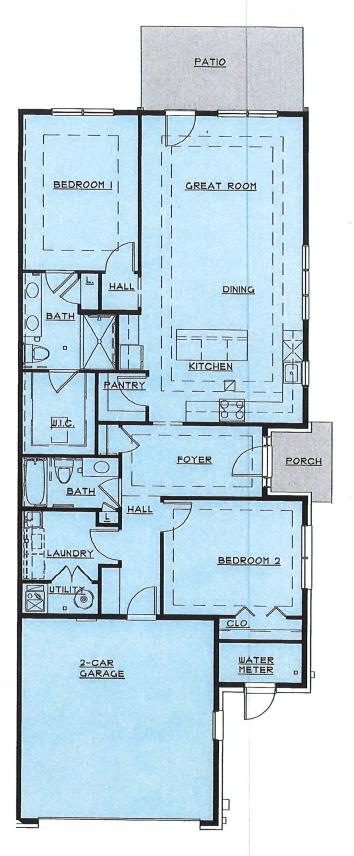
SCALE SEIBER KEAST LEHNER - ENGINEERING | SURVEYING

PROPERTY BOUNDARY & TOPO INFORMATION ALPINE ENGINEERING, INC. 46892 WEST ROAD, SUITE 109 NOVI, MICHIGAN 48377 PHONE: 248,926,3765

14/10/25







Bob Nickoloff

From:

Davis, Mark <davisma@oakgov.com>

Sent:

Friday, October 10, 2025 2:34 PM

To:

Aaron Potter; Michael Furnari; Bob Nickoloff; Sean O'Neil; Nick Spencer

Cc:

Michael Furnari; Jeff Emery; Bennett, Brian; Sandahl, M. Drew; Warren, Karen L; Schulz,

Kevin T; Hunt, Jeremy M; Carley, Joseph; Michael Leuffgen

Subject:

RE: Request for jobsite meeting

Attachments:

2025-08-18_West Valley Sewer EXT Air test.doc

Aaron/Mike,

I have reviewed the status of the OCWRC Sanitary Inspection Permit 0121-2021 for West Valley Condominiums.

- 1. The OCWRC Office has inspected and tested the onsite gravity collection system only. (see attached test results)
 - a. The onsite gravity sewers, including the service leads constructed with the sanitary mains have passed the OCWRC inspections and testing. No punchlist items were issued.
- 2. The OCWRC Office is waiting for the following proposed sanitary items to be constructed, inspected, and tested, before changing the system status to "online."
 - a. Pump Station construction.
 - b. Forcemain construction.
 - c. Offsite gravity sewer construction.
- 3. The OCWRC Office also requires that Township approved As-Built Drawings be submitted to the OCWRC Office, prior to releasing the sewer service connection taps/permits.
 - a. Below is a screenshot of our remaining work order tasks to be completed.
- Once the items listed under No. 2 have been constructed and successfully passed preliminary testing by the Township, please contact the OCWRC Office 248-858-1105 to schedule inspections and final acceptance testing.

	Seqid	Name	Description	Status	Proceed	Rework	Ass
	8	WRC-PRP-EGLEApproval	Receive EGLE Approvat	COMPLETE	True	raise'	DA
	9	WRC-PRP-Permit Fees	Receive Permit Fees	COMPLETE	True	False	REI
)	10	WRC-PRP-IssuePermit	Issue Permit	COMPLETE	True	False	PU
4	11	WRC-CDM-Permit Insp.	Construction Drain Maintenance Permit Inspection	CURRENT	True	False	EA
)	12	WRC-PMU-Start Up ins	Pump Maintenance Start-Up Inspection	PENDING	False	False	SCI
	13	WRC-SCU-Start Up ins	Systems Control Start-Up Inspection	PENDING	False	False	HU
	14	WRC-PRP-Final Review	Permitting Plan Final Review	PENDING	False	False	DA
	15	WRC-MAP-Draw Online	Draw Online Project	PENDING	False	False	CH
	16	WRC-PRP-Rec Asbuilts	Receive Asbuilt Plans	PENDING	False	False	DA
\supset	17	WRC-Map-Draw Record	Draw Record Drawing	PENDING	False	False	CH
	18	WRC-PRP-Close Ext	Permitting Close Water Extension Permit	PENDING	False	False	DAY
	19	WRC-Map-Close	Close Project Polygon and Work Order	PENDING	False	False	CH

Mark W. Davis Senior Engineering Systems Coordinator Oakland County Water Resources Commissioners Office 248-452-2172 (office) 248-897-2748 (cell)

From: Aaron Potter < APotter@whitelaketwp.com>

Sent: Friday, October 10, 2025 1:31 PM

To: Davis, Mark <davisma@oakgov.com>; Michael Furnari <michael@fairviewco.com>; Bob Nickoloff

<BobN@fairviewco.com>; Sean O'Neil <SONeil@whitelaketwp.com>; Nick Spencer <NSpencer@whitelaketwp.com>

Cc: Michael Furnari <michaeljfurnari@gmail.com>; Jeff Emery <jeff@fairviewco.com>; Bennett, Brian

dennettb@oakgov.com>

Subject: RE: Request for jobsite meeting

CAUTION: This message is from a sender outside of the Oakland County organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

West Valley.

From: Davis, Mark < davisma@oakgov.com > Sent: Friday, October 10, 2025 1:29 PM

To: Aaron Potter < <u>APotter@whitelaketwp.com</u>>; Michael Furnari < <u>michael@fairviewco.com</u>>; Bob Nickoloff < <u>BobN@fairviewco.com</u>>; Sean O'Neil < <u>SONeil@whitelaketwp.com</u>>; Nick Spencer < <u>NSpencer@whitelaketwp.com</u>>

Cc: Michael Furnari < michaelifurnari@gmail.com >; Jeff Emery < jeff@fairviewco.com >; Bennett, Brian

<bennettb@oakgov.com>

Subject: RE: Request for jobsite meeting

Good afternoon,

Form DC	– 040				AIR	TEST REPORT						
	Report Sheet #											
		Projec	Project: West Valley Sewer EXT Date: 8/18/25									
		Munic	ipality: WLT			WRC Permit #:01	#:0121-2021					
	Contractor: Superior Excavating Consultant: DLZ WRC W0#:1352188								-			
	Inspector (print name): Rob Fisher Signature:											
YES NO N/A	Testing portion of the Test equiple of the Structure of the Test equiple of the Test e	ersonal h pment has have b	have trainas currenteen appier	roved	ntation n and appears	to be in good working its designated represer		spections o	nly)			
	Rob Fisher								8/18	/25		
	inspector of represent		(print nam	ne)	Si	gnature		_	Date	е		
	on Punch		e been c	orrected	Inspector (pr	rint name)	Signa	ture		Date		
MH to MH	Diameter of Pipe	Type of Pipe	Main Line Footage	House Lead Footage	Allowable Time- (see air test table)	Average Height of Ground \ Above Pipe (in feet) x 0.433 psi = Test Pressure		Pressure at End of Test	PSI Loss	Test Passed	Test Failed	
PS-1A	8"	PVC Truss	26'	- 0	28 sec	0x0.433+3.5=3.5	4	0	4	Х		

Jim Nash OAKLAND COUNTY WATER RESOURCES COMMISSIONER

0x0.433+3.5=3.5

0x0.433+3.5=3.5

4

4

0

4

28 sec

1:23sec

PVC

Truss

Truss

10'

66'

0

60'

8"

8"

1A-1

1-2

Rev.: 02/08/02

X

Χ

0

Bob Nickoloff

From:

Aaron Potter <APotter@whitelaketwp.com>

Sent:

Friday, November 14, 2025 1:12 PM

To:

Michael Furnari; Bob Nickoloff

Cc:

Rik Kowall; Sean O'Neil; Nick Spencer

Subject:

West Valley

Attachments:

West Valley Water and Sewer Punchlist Bond.pdf; WEST VALLEY WATER AND SEWER

ESTIMATES 11-14-25.pdf; Engineering Design Standards.pdf

Mike,

Sean and I met with the Supervisor yesterday. The Supervisor agrees that the Township Board should weigh in on a variance request for the bond requirements. There are numerous ordinances involved in this which I am going to begin to list for you here and Sean will add to it if needed when he gets back from vacation next week. The Supervisor is adamant that the utilities related items must be bonded and are non-negotiable. The Board will have to approve of the strategy to waive the bond requirements for the rest of the site development items on the list. I've attached the Punchlist. The bond with only the water and sewer items would be \$200,000. You will need to pay for the permits. Theoretically, if the Board were to agree to this, you would need to follow the three steps outlined in my October 10th email as follows:

- 1. White Lake Township Ordinance and our agreement with Oakland County for sewer system operation requires us to follow OCWRC policy and procedures. County will not issue connection permits to sewer systems that have reached substantial completion. (fully functional, all outstanding items bonded) You could install the sewer leads from the home to the tap location and cap it. Connection will be completed and inspected when the sewer system is functional and the acceptance requirements are completed. Nick Spencer sent you an email on 11/13/25 confirming this. We can not allow connections without inspections and functionality of the sewer system.
- 2. Water and sewer permits are required to be paid for at the time of Building permit. We can only issue three permits for connection until the acceptance requirements can be completed. Water services for the home can be installed and inspected and stubbed up at the curbbox location until the utilities are complete. This should not be an issue as the water in these homes can't be used till the sanitary is functional anyway. Cost of permits for each building water and sewer is attached. Water fees are due at time of Building Permit. Sewer fees are due at time of connection. (This is an error in the sewer code that will be corrected with the next ordinance revision). Again, no water or sewer taps can be connected as there is no functional sewer.
- 3. Call for a punchlist inspection and bond out the incomplete utilities. This is a requirement of the zoning ordinance anyway. \$200,000 for the water and sewer items on the punchlist only. Punchlist attached.

If you decide that you want to discuss a variance of our ordinances, I will need you to write up a request. I would recommend reviewing the utilities ordinance Sec. 38 of the Code of Ordinances and the Clear Zoning Ordinance section 6 on Site Development procedures. There is nothing that I can do about the sewer connections as we have contractual obligations with Oakland County. Considering these facts. Your best path of action forward in my opinion would be to follow the steps outlined above.

Sec. 38-106 Engineering and Design Standards

Design and construction of each water distribution system shall be done in strict accordance with the design and construction standards referenced in division 3 of this article. (Ord. No. 22, § 4.5, 11-24-2009)

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Sec. 38-108 Acceptance of Water Systems

- a) Any new water system, extension and/or portion thereof constructed by any person, partnership, corporation, limited liability company or other legally recognized entity shall be transferred to the township upon satisfactory completion of all necessary inspections by the township and prior to the system, extension and/or portion thereof being placed in service.
- (b) Acceptance of the system shall be made by the township supervisor, following recommendations for acceptance by the township engineer, township attorney and township department of public services director or his duly designated representative.
- (c) The following may be provided and approved by township consultants and/or staff before the system is accepted by the township:
- (1) As-built plans per the township's design and construction standards. As built plans submitted in digital form is acceptable as long as compatible with current township system.
- (2) Such bill of sale, easements and other dedication documents of conveyance, together with appropriate evidence of title, as may be required to convey title to the water distribution system to the township.
- (3) Documentation evidencing all required approvals from the state department of environmental quality or any other state or county agency with jurisdiction.
- (4) A maintenance bond equal to 50 percent of the value of said system, extension and/or portion thereof. The bond shall cover a period of two years from the installation of the water meter for the system. The purpose of the bond is to effectively warrant said system, extension and/or portion thereof from defects and design, material and/or workmanship as determined by the township department of public services director or his duly designated representative. (Ord. of 8-17-2004; Ord. No. 22, § 4.7, 11-24-2009; Ord. of 11-18-2014(1), § 1; Ord. of 12-21-2021)

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Sec. 38-137 Water Permits

- (a) Permits for new water service construction shall be required prior to commencement of construction. Permit fees shall be established by ordinance and be payable for each individual structure when connection is made to the water system or upon issuance of a building permit, whichever comes first. Water permit related work shall be completed within 12 months of permit application date. No water permits shall be issued until all required final plat or site plan approval is granted. Water permits can be applied for only after an address is secured from the township building department. Only three water permits shall be issued prior to township board acceptance of the water system pursuant to section 38-108.
- (b) The party to whom such a permit is issued shall be responsible for notifying the department of public services 24 hours in advance of the date and time when such a connection is made so that proper inspection can be made by the department of public services.

(Ord. of 8-17-2004; Ord. of 8-21-2007; Ord. No. 22, § 5.6, 11-24-2009; Ord. of 12-21-2021)

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Sec. 38-515. - Township engineering design standards.

The provisions of the township engineering design standards, section E, sanitary sewer systems, as approved by the township board, and as may be amended or superseded from time to time in the future by the township board, are hereby incorporated by reference into this article. Where the provisions of the engineering design standards conflict with other provisions of this article, the provisions of the article shall govern. (Ord. No. 108, § 4.15, 1-6-1998; Ord. of 2-19-2008)

Sec 20-63 (E) Subdivision Improvements Generally subdivision planning and construction procedures are outlined in this section as well as the Zoning Ordinance Sec 6. Sean will provide further information when he gets back from vacation. (e) Performance guarantees.

- (1) Financial guarantees. In lieu of the actual installation of improvements, as required in subsection (d) of this section, the township may require a financial guarantee of performance. The township board is under no obligation to allow the use of a performance guarantee in connection with required subdivision improvements and may require that all improvements be installed before building permits may be issued or may allow performance guarantees for some, but not all, of the required improvements. Financial guarantees are not required for those improvements for which county or state agencies obtain performance guarantees, in accordance with the Land Division Act. Township performance guarantees shall be required for those improvements that have not been installed and approved prior to the date of application for final plat approval.
- (2) Surety bonds. Surety bonds shall not be acceptable to the township.
- (3) Cash deposit, certified check, or irrevocable bank letter of credit.
- a. A deposit by the proprietor with the township clerk in the form of cash, a certified check or irrevocable letter of credit shall accrue to the township for administering the construction, operation or maintenance of the improvement. If an irrevocable letter of credit is provided, the form and contents of the irrevocable letter of credit shall be approved by the township.
- b. The amount of the cash deposit, certified check or irrevocable bank letter of credit shall be equal to the total estimated cost of construction of the improvement, including contingencies and township administrative fees, as estimated by the proprietor's engineer and approved by the township engineer.
- c. Length of escrow.
- 1. The township shall deposit the cash and/or certified check in an escrow account prior to issuance of permits for the work. Said deposit shall be maintained until the improvements are completed.
- 2. If the improvements are not completed within 12 months from approval of the final plat (24 months for road paving improvements), the township shall notify the proprietor and direct the proprietor to appear before the township board to show cause why the township should not utilize the financial guarantee to complete the improvements. Following the hearing, the township may, at its discretion, extend the time period for the proprietor to complete the improvements or declare the performance guarantee forfeited, in which case the township may proceed as provided by subsection (e)(6) of this section.
- 3. Upon application by the proprietor, the township may accept irrevocable bank letters of credit issued for a minimum period of one year. The letter of credit shall provide that it shall be automatically renewed for successive one-year periods until the improvements are completed or the performance guarantee is forfeited, pursuant to subsection (e)(6) of this section. Before any portion of the letter of credit is released, the township engineer shall review the status of the matter, and prepare a report as to the current estimated cost of completing all improvements secured by the letter of credit. Any excess amount shall be released.
- 4. Progressive payment. In the case of cash deposits or certified checks, the proprietor may request a partial refund of the cash escrow, to the extent of the estimated cost of the completed, inspected and approved portion of the improvements. There shall be no progressive reduction in the amount of the irrevocable bank letter of credit.
- (4)Contingency fee. In addition to the actual estimate of costs, an amount of 25 percent shall be added to the calculated performance guarantee amount to cover contingency expenses that might occur, including unforeseen costs to complete any improvement required herein.
- (5) Protection and repair bond. The township may also require, in addition to the security and the contingency fee, a bond to cover damage that might occur during construction to existing improvements, facilities and features on or around the construction site or to adjacent properties. This bond shall include the costs of any cleaning of construction debris from the subdivision and from adjacent parcels that might be necessary.
- (6) Penalty in case of failure to complete the construction of an improvement. In the event the proprietor fails to complete the construction, within the period of time required by the conditions of the guarantee, for improvements under the township jurisdiction, the township may have such work completed. In order to accomplish this, the township may reimburse itself for the cost and expense thereof by appropriating the cash deposited by the proprietor, or by

collecting the irrevocable bank letter of credit. The township and its agents and employees are specifically authorized to enter onto the property and complete the required improvements. The township may act under this subsection without being required to give notice to the proprietor. If the amount of the performance guarantee is insufficient to complete the improvements, the township shall be entitled to seek reimbursement from the proprietor for any deficiency.

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Sec. 20-64. - Variances.

(a) General. Variances from the provisions of this article shall apply only to improvements, standards and specifications set forth in this article in accordance with subsection (b) of this section. No variances shall be granted on procedures required herein. Variances from the specifications, standards and procedures under the jurisdiction of other agencies shall be in accordance with the policies of those agencies. Written verification and certification of any such variances shall be provided to the township prior to township approval of any aspect of the subdivision which includes or relates to the improvements which are the subject of said variance.

(b)Application for and granting of variances.

- (1) Variances may be granted if the proprietor can show that strict compliance with the provisions of this article, as they apply to the subject property, will result in extraordinary hardship or practical difficulty. The proprietor shall make a formal request for such variance to the township board, in which the reasons for the request are clearly stated.
- (2) No variance shall be granted unless the following findings are made:
- a. There are such special circumstances or conditions affecting said property that strict application of the provisions of this article would clearly be impractical or unreasonable.
- b. The conditions requiring the variance were not created by the proprietor.
- c. The variance is necessary for the preservation and enjoyment of a substantial property right of the proprietor, and is not primarily intended for his economic gain.
- d. The granting of the variance will not be detrimental to the public welfare or injurious to other property in the area in which said property is situated.
- e. The variance will not have the effect of nullifying the intent and purpose of this article, the adopted master plan and the township zoning ordinance referred to in <u>chapter 42</u>.
- f. The variance will not violate the provisions of the Land Division Act.
- (3) The township board may request review of the requested variance by the township's consultants or other reviewing agencies at a cost to the applicant. A copy of these reports shall be made part of the record of the meeting at which action is taken and one copy of the report shall be transmitted to the proprietor.
- (4) In granting a variance, the township board may attach conditions to the variance which will substantially secure the objectives of this article, and which will further the adopted policies expressed in the township's master plan, or part or parts thereof, and in various ordinances and resolutions.
- (5) Variances from the provisions of the township zoning ordinance referred to in <u>chapter 42</u> shall be granted only by the zoning board of appeals.
- (6)Application for any such variance shall be submitted in writing by the proprietor to the township board at the time the preliminary plat is filed for tentative approval by the planning commission and all fees shall be paid at this time. The petition shall state fully the grounds for the application and all the facts relied upon by the petitioner. (Ord. No. 115, art. 7, 11-20-2001)

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Clear Zoning Ordinance.

https://www.whitelaketwp.com/sites/default/files/fileattachments/planning/page/2311/2025 07 02 white lake clear zoning ordinance secured.pdf

Again, Sean will follow up with you on Monday when he returns from vacation so that you have all of the information that you need. I will follow up with you Monday as well. Rik has put you on the agenda for the November 18 Board meeting.

Aaron D. Potter

Director, Dept. of Public Services White Lake Township 7525 Highland Road White Lake, MI 48383 (248) 698-7700 x226 www.whitelaketwp.com

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