

SEWARD PECK & HENDERSON PLLC

T. Joseph Seward
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November 30, 2017

Dewey E. Thomas
Pamela H. Thomas
5819 Marchar Lane
Howell, MI 48843

Re: Property Owned by Dewey Thomas

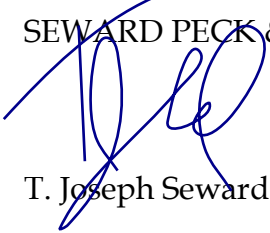
Dear Dewey and Pam:

Enclosed please find a true copy of the Second Amended Consent Judgment, together with respect to this matter.

Should you have any questions or concerns, please do not hesitate to contact our office. Thank you.

Very truly yours,

SEWARD PECK & HENDERSON PLLC



T. Joseph Seward

TJS/gg
Enclosures

cc: Michael Archinal (w/enclosures)
Kelly VanMarter (w/enclosures)



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STATE OF MICHIGAN

IN THE CIRCUIT COURT FOR THE COUNTY OF LIVINGSTON

JAMES H. OSBORNE and LETHA M.
OSBORNE, his wife and DEWEY THOMAS,

Plaintiffs,

vs.

Hon. Michael P. Hatty
Case No. 94-13779-CZ

TOWNSHIP OF GENOA,
a Michigan Municipal Corporation,

Defendant.

DEWEY E. THOMAS
PAMELA H. THOMAS
Plaintiff, In Propria Persona
5819 Marchar Lane
Howell, MI 48843

SEWARD PECK & HENDERSON PLLC
Attorneys for Defendant
T. Joseph Seward (P35095)
210 East Third Street, Suite 212
Royal Oak, MI 48067
248-733-3580

SECOND AMENDED CONSENT JUDGMENT

At a session of said Court, held in the
Courthouse, in the City of Howell, County of
Livingston, State of Michigan, on this
16 day of NOV, 2017.

PRESENT: Hon. _____
Circuit Court Judge

The parties hereby stipulate to amend the original Consent Judgment dated July 24, 1995 as well as amend the first Amendment to Consent Judgment dated May 20, 2002 as follows:

IT IS HEREBY ORDERED AND ADJUDGED that all uses permitted in the Neighborhood Services District of Section 7.02.1 of the Genoa Charter Township Zoning

Ordinances (NSD) and in keeping with the stated purposes of NSD as set forth in Section 7.01.01 of the Genoa Charter Township Zoning Ordinances shall be permitted on the property which is the subject of the litigation and Consent Judgments;

IT IS FURTHER ORDERED AND ADJUDGED that the property may be developed in conformance with the dimensional standards of the NSD Section 7.03 et seq. of the Genoa Charter Township Zoning Ordinance except as specifically noted below:

- (a) The building set back from Brighton Road right-of-way shall be 25 feet;
- (b) The building set back from Chilson Road right-of-way shall be 25 feet; and
- (c) The building set back from the east property line in the Brighton Road cut-off right-of-way shall be 25 feet;

IT IS FURTHER ORDERED AND ADJUDGED that the development and use of the property shall comply with all other requirements of the Genoa Charter Township Zoning Ordinances;


IT IS FURTHER ORDERED AND ADJUDGED that the property will be permitted to connect to a municipal sanitary sewer. The property owners shall be responsible for all costs associated with the construction to connect to the municipal sanitary sewer and the owner will pay the normal connection fee per the prevailing applicable Genoa Charter Township Fee Schedule;

IT IS FURTHER ORDERED AND ADJUDGED that in the event the property is sold any previous or current uses that were permitted by the original Consent Judgment and the Amendment to Consent Judgment that are inconsistent with or not permitted by the NSD permitted uses shall no longer be permitted on the property;

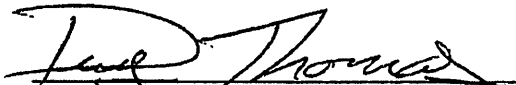
IT IS FURTHER ORDERED AND ADJUDGED that this Second Amended Consent Judgment shall be recorded with the Livingston County Register of Deeds and it binds the

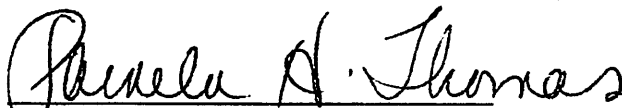
Plaintiffs, the proprietors of any business operated on the premises, leasees, and all other persons or entities now or subsequently obtaining an interest in the property;

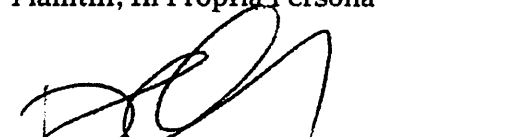
IT IS FURTHER ORDERED AND ADJUDGED that the Court shall retain jurisdiction of this case to effectuate the intent and terms of this Second Amended Consent Judgment, and to reconcile any differences that may arise in connection with the terms of the Second Amended Consent Judgment.


CIRCUIT COURT JUDGE

I stipulate to the entry of the
Second Amended Consent Judgment.


Dewey E. Thomas
Plaintiff, In Propria Persona


Pamela H. Thomas
Plaintiff, In Propria Persona


T. Joseph Seward (P35095)
SEWARD PECK & HENDERSON PLLC
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