# Modification of Development Site – Kasson County Sleepy Bear Investments, LLC – Aragon Self-Storage Project

# Kasson Township Planning/Zoning Application Addendum-Special Use Application – Exhibit A

## **SECTION 7.5 DATA REQUIRED**

A. Each application shall include the following information:

1. The name, address, telephone number and signature of the property owner and applicant;

# **Property Owner**

Sleeping Bear Investments LLC Michael A Aragon 2602 S Linden Ct Denver, CO 80222 720-231-1555

Michael A Aragon

Applicant Jennifer Lynne Aragon 2602 S Linden Ct Denver, CO 80222 720-937-0354

Jennifer Lynne Aragon

2. A full legal description of the property on which the proposed Special Land Use is to exist or be conducted, including the property tax parcel numbers(s), together with proof of property ownership and applicable options on the property, if any;

Location 3722 W Empire Hwy, Empire, MI 49630

Property Tax Parcel 007-019-008-12

Legal Description: PT SW 1/4 SEC 19 COM SW COR SD SEC TH S 87 DEG 30'05" E 467.41 FT TO POB TH N 00 DEG 57'05" E 660 FT TH S 87 DEG 30'05" E 460 FT TH S 00 DEG 57'05" W 660 FT TH N 87 DEG 30'05" W 460 FT TO POB (A/K/A PARCEL B) SEC 19 T28N R13W 6.98 A M/L 2023 SPLIT FROM 007-019-008-00

# Warranty Deed – Exhibit B

3. A detailed description of the proposed Special Land Use for which the permit is requested;

 Below outlines the amended proposal based on feedback of the January 2024 Planning Commission to help clarify and appease public concerns with our proposed modification. All proposed changes adhere to the Kasson Township Zoning Ordinance Adopted April 1, 1997 With Amendments Through January 26, 2019.

- In 2021 Kasson Township approved the special use for our parcel to be developed into a self-storage facility consisting of 7 buildings. The original plan was based on a 6.44 AC parcel. The parcel is actually 6.96 AC (an increase of over 1/2 AC).
  - We are requesting to add one (1) additional building, Building "H"
    - Building "H" is 16'h
    - Building "H" will only be accessible on the East side of the building
  - This proposal alters the widths of the currently approved buildings "C" and "F" from 40' to 65'
    - Buildings "C" and "F" are not exteriorly accessible on the East side of the building.
  - Building "G", which was also previously approved, has been amended from 22'h as proposed in the January 2024 meeting down to 16'h.
- I have reached out to all approval entities and received signoffs for their support on our proposed changes. **Exhibit H** 
  - MDOT Steve Burzynski approved the proposed plans for Phase II and said the changes do not affect the approved MDOT Permit. No other action is necessary.
  - Fire Department Andy Dormboss No issues and no other action necessary.
  - District Health Brett Yonker No issues with proposed changes.
     Does not affect the approved On-Site Sewage & Well Permit.
  - Drain Commissioner Steve Christensen Changes do not alter our current SESC permit. Our storm water basin was oversized to begin with and adequately supports our proposed changes. He also states that we have excellent soil, further alleviating erosion and runoff concerns.
- Low-voltage lights will be installed which prevents tenants from tampering with our equipment, ensuring the units are not habitable.
- The facility will be monitored with high-end cameras and ingress and egress will be tracked with a secured gate.
- Trachte, our building manufacturer, has confirmed there is no additional noise concern on climate-controlled buildings.
- Lighting will adhere to Kasson County's night sky guidelines Outlined in Section 8.9 3c.
- All buffering is in accordance with Kasson Township's Zoning Ordinance Requirements for both residential to the North and Commercial to the West and East. For additional buffering, we intend to erect a 6' fence around the property and we will seek applicable permitting when the time comes.

- Signage has been modified from the January 2024 proposal and adheres to Kasson Township Zoning Ordinance, Chapter 9.
- Site surface drainage grades and retention areas are noted on the Site Plan.
- We are working with a local landscaping company for landscape design and work on our property.

	Proposed	Max Allowed/Required
# of Buildings	8	N/A
Building Coverage	75,600 SF	75,889 (25%)
Building Height	16'	35'
Setback - Front	82'	75'
Setback - Rear	38'	35'
Setbacks - Sides	63.5′	35'
Imperious Surface	150,908 SF	151,779 SF (50%)
Retention Volume	39,650 CF	37,727 CF

# 4. Project schedule and development plans –

# Exhibit C:

		Dec-23	Jan-24	Feb-24	Mar-24	Apr-24	May-24	Jun-24	Jul-24	Aug-24	Sep-24	Oct-24	
	Phase II -												
	Approvals												
	Phase II -												
	Permitting												
Site	Phase II - Site												Months
=	Work												out
Phase	Phase II -												
Ph	Electrical												11
	Phase II - Erect												
	Buildings												
	Phase II -												
	Plumbing												

5. A vicinity map with north point indicated – Exhibit D

6. Land uses and existing structures on the subject parcel and adjoining parcels within three hundred (300) feet of the subject parcel **Exhibit D** 

7. Written statements relative to project impact on existing infrastructure, including but not limited to traffic, capacity of roads, schools and existing utilities, and upon the natural environment.

Kasson County has previously approved Self-Storage as a special use at our site and this use remains the same. We have met with the utility providers and they have no issue, nor is there any additional impact by altering our project since the utility infrastructure is already in place, as approved in Phase I. All buffering, screening, lighting, setbacks, coverage and imperious surface are in accordance with Kasson Township Zoning Ordinance Requirements. In accordance with the previously approved plans, all lights will adhere to the night sky guidelines. We have taken the natural environment into consideration and created an extensive tree buffer in the north to serve as a natural buffer between the commercial and adjacent residential zoning. The proposal includes planting trees and adding a 6' fence as part of the Northern buffer.

In addition, Traffic flow on M-72 is managed via the MDOT approved drive cut and ample parking within the facility so there will not be M-72 obstruction.

8. Applicants must clearly demonstrate that all standards of this ordinance, including those in Section 7.7 - Basis for Determination, have been met. It is solely the responsibility of the applicant to procure and present adequate professional expert testimony and/or other information, as may be required by

the Planning Commission during the review of the application, describing the methods, proposed conditions, and safeguards that are to be put into place to satisfy all applicable standards.

B. A site plan in accordance with Chapter 8 - Development Site Plan Review.- Exhibit E Site Plan updates identified, Exhibit E2 Site Plan

# Zoning Administrator stated approved development site plan does not qualify as a minor change per Section 8.12. Therefore, we are applying for modification of the development site plan in accordance with the procedures of Section 8.7.

# Section 8.7 - Modification is considered a minor project according to Section 8.5, since the following statements are true, and thus required submittals are outlined in Section 8.7A.

A minor project, for the purpose of this Chapter, is defined as follows:

A. The remodeling, alterations, or additions to commercial and industrial buildings of less than twenty-five (25%) percent of the square footage of the existing structure.

B. Improvements to, erection of, or reconstruction of accessory buildings and structures, parking areas, and similar facilities.

C. Site changes that do not exceed twenty-five (25%) percent of the existing developed site area.

# Section 8.7A – Required Submittals – Minor Projects

All project applicants shall submit to the Zoning Administrator, the development site plan application provided by the Township, and twelve (12) copies of the detailed site plan. The detailed site plan shall consist of the following items for review:

1. A site plan, drawn to scale, showing the property boundaries, the proposed location of structures and other improvements including, where appropriate, roads, driveways, pedestrian walks, off-street parking areas, landscaped areas, fences and walls.

# Exhibit E/Exhibit E2

2. A conceptual landscape plan, including required buffers, existing vegetation, water courses, and other significant side features.

# Exhibit E/Exhibit E2

3. Architectural drawings of all elevations of the proposed structures as they will appear upon completion.

## Exhibit F

4. Accurate scale drawings of all signs indicating their size, material, color and illumination, if any, and the method of installation of any free-standing sign.

# Exhibit G

5. Conceptual grading and drainage plans with existing and proposed elevations. Exhibit E/Exhibit E2

6. Such other data as may be required by the Planning Commission to ensure that the purpose of the Chapter are satisfied. The Commission shall state for the record its reasons for taking such action.

# Exhibit H – Approvals

# **KASSON TOWNSHIP** PLANNING/ZONING APPLICATION ADDENDUM - SPECIAL USE PERMIT - ALL OTHERS

Prior to completing this petition, the Applicant(s) should review the Kasson Township Zoning Ordinance, in particular Chapter 7, and any other section that applies to your petition. A copy of the Ordinance may be obtained from the Kasson Township Clerk.

Applicant Name(s) Sleeping Bear Investments LLC (Jennifer Lynne Aragon)

Tax Parcel Number 007-019-008-12

# RESOURCES

Exhibit A

In preparing the Development Plan, the project applicant should review and become familiar with the Kasson Township Zoning Ordinance, Chaper 7 which outlines the complete process for requesting a Special Use Permit. The applicant may also use the resources available from the Township Zoning Administrator.

# **REQUIRED SUMBISSION**

In addition to this application form, the applicant must submit to the Zoning Administrator the following required information:

- A detailed description of the proposed special use for which the permit is requested.
- A project schedule and development plans.
- A vicinity map:
  - With north point indicated 0
  - Showing land uses and existing structures on the subject parcel 0
  - o Showing land uses, tax parcel numbers, and existing structures on all adjoining parcels within 500 feet of the subject parcel.
- A written statement detailing how the special use will impact on existing infrastructure, including, but not limited to, traffic, capacity of roads, schools, existing utilities, and the natural environment.
- A site plan, prepared in accordance with the Kasson Township Zoning Ordinance, Chapter 8-Development Site Plan Review.

# SUBMIT THIS APPLICATION, THE REQUIRED FEE AND ALL ATTACHMENTS, AND DRAWINGS TO THE KASSON TOWNSHIP ZONING **ADMINISTRATOR**

# WARRANTY DEED

The Grantor, Michael Aragon, of 2602 S. Linden Court, Denver, CO 80222,

hereby conveys and warrants to the Grantee, Sleepy Bear Investments, LLC, a Michigan limited liability company, of 2602 S. Linden Court, Denver, CO 80222,

all of the Grantor's right, title and interest in and to the real property situated in the Township of Kasson, County of Leelanau and State of Michigan, as more fully described on **Exhibit A** attached hereto and incorporated herein.

Consideration: One Dollar (\$1.00).

This property may be located within the vicinity of farmland or farm operation. Generally accepted agricultural and management practices which may generate noise, dust, odors, and other associated conditions may be used and are protected by the Michigan Right to Farm Act.

The Grantor grants to the Grantee the right to make all permissible divisions of this property under Section 108 of the Land Division Act, Act No. 288 of the Public Acts of 1967.

This conveyance of real property is exempt from State and County Transfer Tax pursuant to MCL 207.505(a) and MCL 207.526(a).

This transaction is not a "transfer of ownership" under Section 27a of Act 415 of the Public Acts of 1994 (commonly known as "Proposal A") because it constitutes a conveyance between commonly controlled entities as the Grantor is the sole member of the Grantee. MCL 211.27a(7)(1).

[The remainder of this page has been left blank intentionally; signature page follows.]

The Grantor has executed this Warranty Deed on the date set forth below.

**GRANTOR:** 

Michael Aragon

### STATE OF MICHIGAN

Dated: June 8, 2023

### COUNTY OF GRAND TRAVERSE

On this 8<sup>th</sup> day of June, 2023, before me, a Notary Public in and for this County, personally appeared the Grantor, Michael Aragon, to me known to be the same person described in and who executed the within instrument, and who acknowledged the same to be his free act and deed.

)ss.

)

Kerry L. McFarlane, Notary Public Leelanau County, Michigan Acting in Grand Traverse County, Michigan My Commission Expires: 06/22/2023

Prepared by and when recorded return to: Scott D. Harvey, Esq. PARKER HARVEY PLC 901 S. Garfield Ave., Suite 200 Traverse City, MI 49686 231-929-4878

Parcel Identification Number: 45-007-019-008-12.

Send subsequent tax bills to: Grantee.

This instrument was prepared at the specific request of the parties based solely on information supplied by one or more of the parties to this conveyance and without examination of title or abstract. The drafter assumes no liability for any errors, inaccuracy or omissions in this instrument resulting from the information provided. The parties hereto signify their assent to this disclaimer by the Grantor's execution and the Grantee's acceptance of this instrument.

# EXHIBIT A

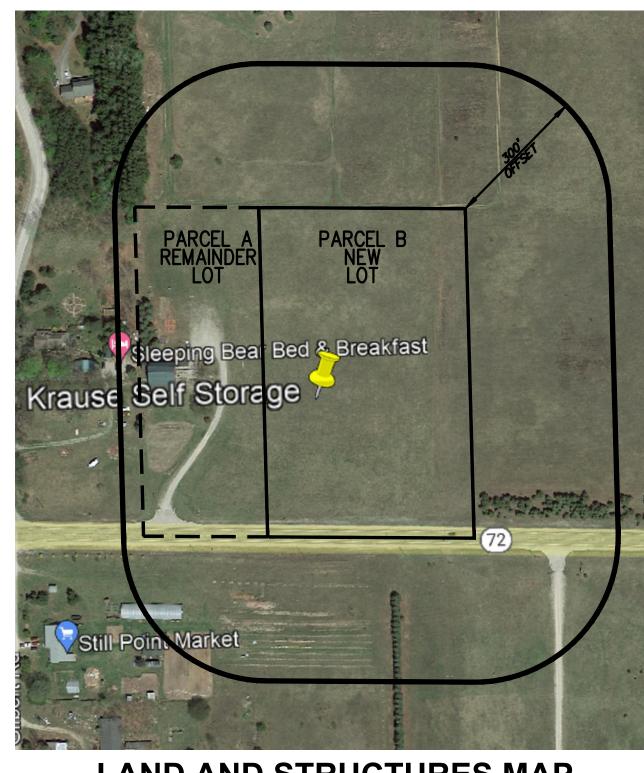
# LEGAL DESCRIPTION

Real property located in the Township of Kasson, County of Leelanau and State of Michigan as follows:

### Parcel B

Part of the Southwest 1/4 of Section 19, Town 28 North, Range 13 West, Kasson Township, Leelanau County, Michigan, more fully described as: Commencing at the Southwest corner of said section; thence South 87°30'05" East, along the South line of said section, 467.41 feet, to the Point of Beginning; thence North 00°57'05" East, 660.00 feet; thence South 87°30'05" East, 460.00 feet; thence South 00°57'05" West, 660.00 feet, to the South line of said section; thence North 87°30'05" West, along the South line of said section 460.00 feet, to the Point of Beginning.

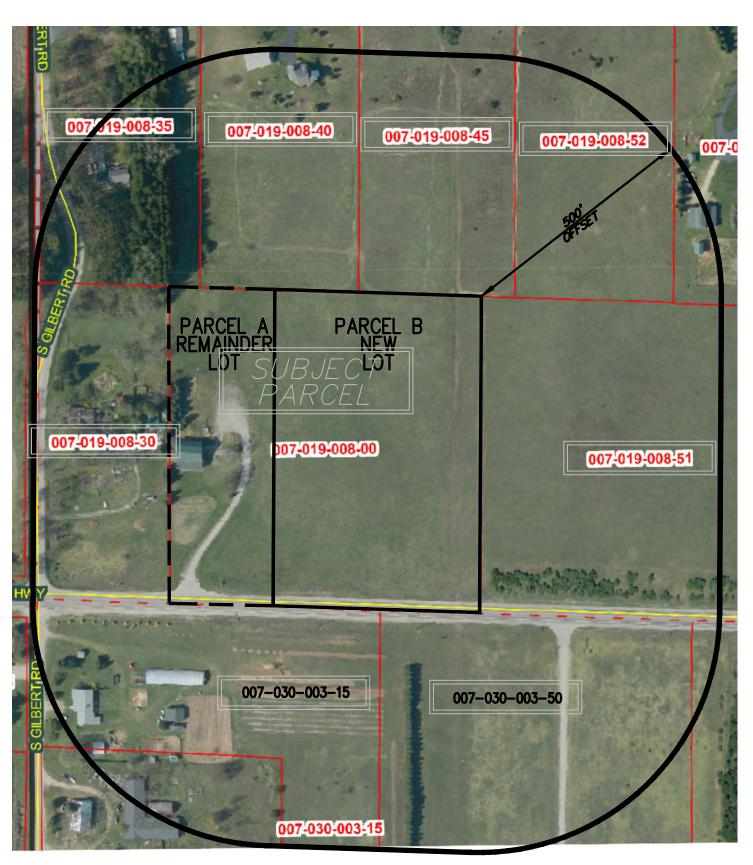
# Exhibit D





ASPHALT CONCRETE IRR

ASBESTOS CONCRETE PIPE LAT



# TAX PARCEL No. MAP

# GENERAL PROJECT INFORMAT

PROJECT MANAGER: EMAIL ADDRESS: PHONE NUMBER: RECEIVES TEXTS:

EMAIL ADDRESS:

PHONE NUMBER:

RECEIVES TEXTS:

PROJECT OWNER: MAILING ADDRESS:

PROJECT ENGINEER:

EMAIL ADDRESS: PHONE NUMBER: RECEIVES TEXTS:

PROJECT LOCATION: EAST OF M72/GILBER LOT NUMBERS 007-019-000 SECTION 19, T28N, R13W, KASSON LEELANAU COL



















2007



RIDGE LINE RIGHT OF WAY SOUTH STORM DRAIN SANITARY SEWER SHEET SOUTHERLY STEEL STREET TOP OF CURB TELEPHONE TOP OF GRATE TOP OF PIPE TOP OF TREAD TOP OF WALL TYPICAL

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BEG	BEGINNING	МН
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BOT	BOTTOM	NAT
BP	BOTTOM OF PIPE	NLY
BR	BOTTOM OF RISER	NTS
BTWN	BETWEEN	ОС
BW	BACK OF WALK	PA
CB	CATCH BASIN OR CURB BACK	PE
CF	CURB FACE	POC
C/L	CENTERLINE	PP
СО	CLEANOUT	PROT
CONC	CONCRETE	PT
CPVC	CHLORINATED PVC	PVC
DI	DRAINAGE INLET	PVMT C
DIP	DUCTILE IRON PIPE	RCP
DIST	DISTANCE OR DISTRICT	RL
DR	DRIVE	R/W
DRVWY	DRIVEWAY	S
E	EAST	SD OR
(E) OR EX	EXISTING	SS OR
EC	END OF CURVE	SHT
ELEC	ELECTRIC	SLY
ELY	EASTERLY	STL
EG	EDGE OF GUTTER OR EX GROUND	ST
EP	EDGE OF PAVEMENT	TC
ESMT	EASEMENT	TEL
FG	FINISHED GRADE	TG
FH	FIRE HYDRANT	TOP
FL	FLOW LINE	<i>TT</i>
FS	FINISHED SURFACE	ΤW
G	NATURAL GAS	TYP
GB	GRADE BREAK	VAR
GFCI	GROUND FAULT CIRCUIT INTERRUPTER	VERT
GS	GROUND SURFACE	W
HDPE	HIGH DENSITY POLYETHYLENE	W/
HMA	HOT MIXED ASPHALT	WLY
HP	HIGH POINT OR HIGH PRESSURE	W/O
	EATING, VENTILATION, AND AIR CONDITIONING	X
INV	INVERT	

REVISIONS				
			UNDER THE SUPERVISION OF MARK A LUND, PE:	
ISSUED FOR PERMITTING	04/30/21	REP	ROFESSIONA	
DESCRIPTION	DATE	BY	"Illusie	

<u>ABBRE VIA TIONS</u>



**NATIONAL WETLANDS INVENTORY** PROJECT AREA W/1500' OFFSET 1"=500'

LEGEND

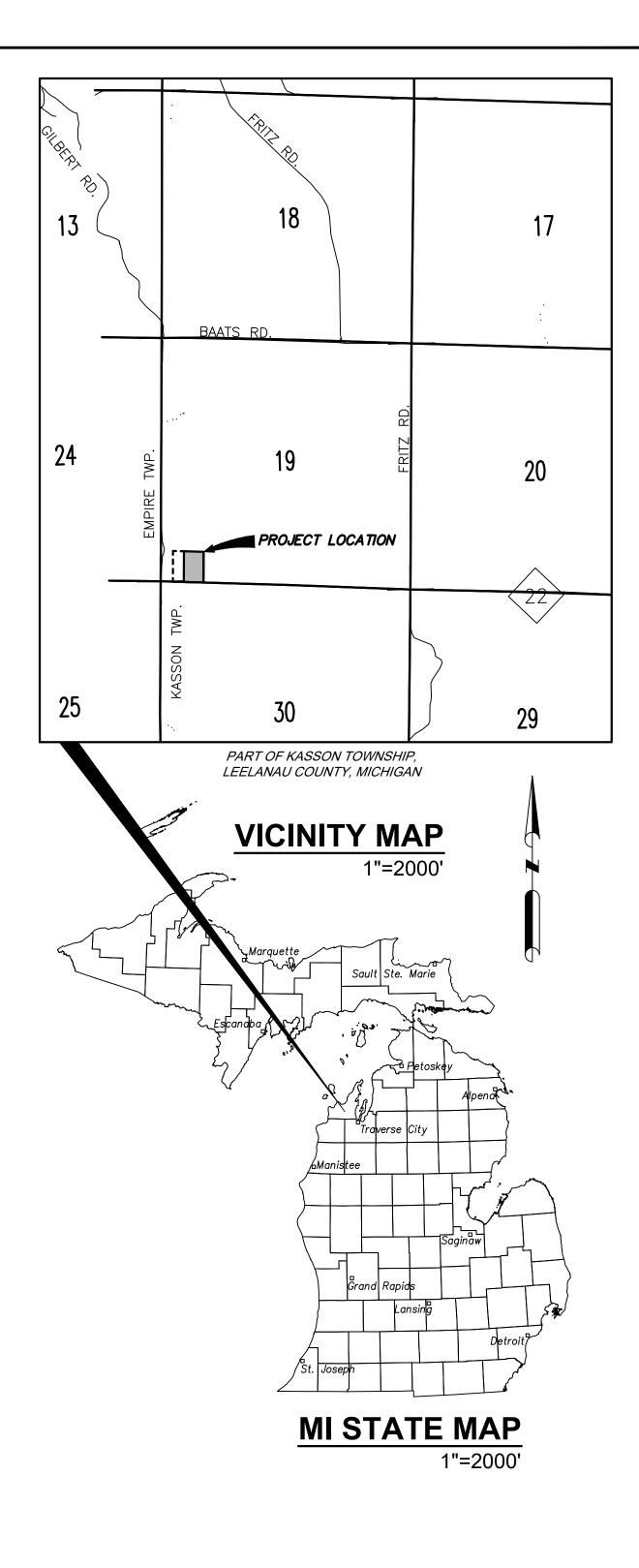
1"=200'

						Agricu	ultu	ral		
Map Uni	t Legend					Fores	ted			
Map Unit Symbol EaB EaC KaB KaC Totals for Area of Interest	Map Unit Name         East Lake loamy sand, 0 to 6 percent slopes, lake moderated         East Lake loamy sand, 6 to 12 percent slopes         Kaleva sand, 0 to 6 percent slopes         Kaleva sand, 6 to 12 percent slopes	Acres in AOI 1.4 2.1 3.0 3.2 9.7	Percent of AOI 14.5% 21.6% 30.8% 33.1% 100.0%					cial	Baa	tźRấ∠
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WNER / DEVELOPER

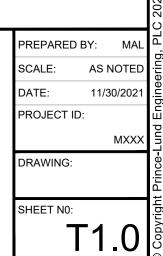
KRAUSE REALTY SOLUTIONS Tom Krause Krause Realty Solutions 1238 South Garfields Ave. Suite A Traverse City, Michigan 49686 Tel: 231-714-7219 Cell: 231-357-2040

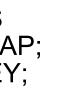
**TITLE SHEET** LANDSCAPE AND STRUCTURES AND TAX PARCEL No. MAPS NATIONAL WETLANDS INVENTORY; VICINITY MAP; MI STATE MAP; GENERAL INFORMATION; ABBREVIATIONS; WEB SOIL SURVEY; AND ZÓNING MAP (PARTÍAL) KRAUSE SELF STÒRAGE KRAUSE REALTY SOLUTIONS TRAVERSE CITY, MICHIGAN 49686

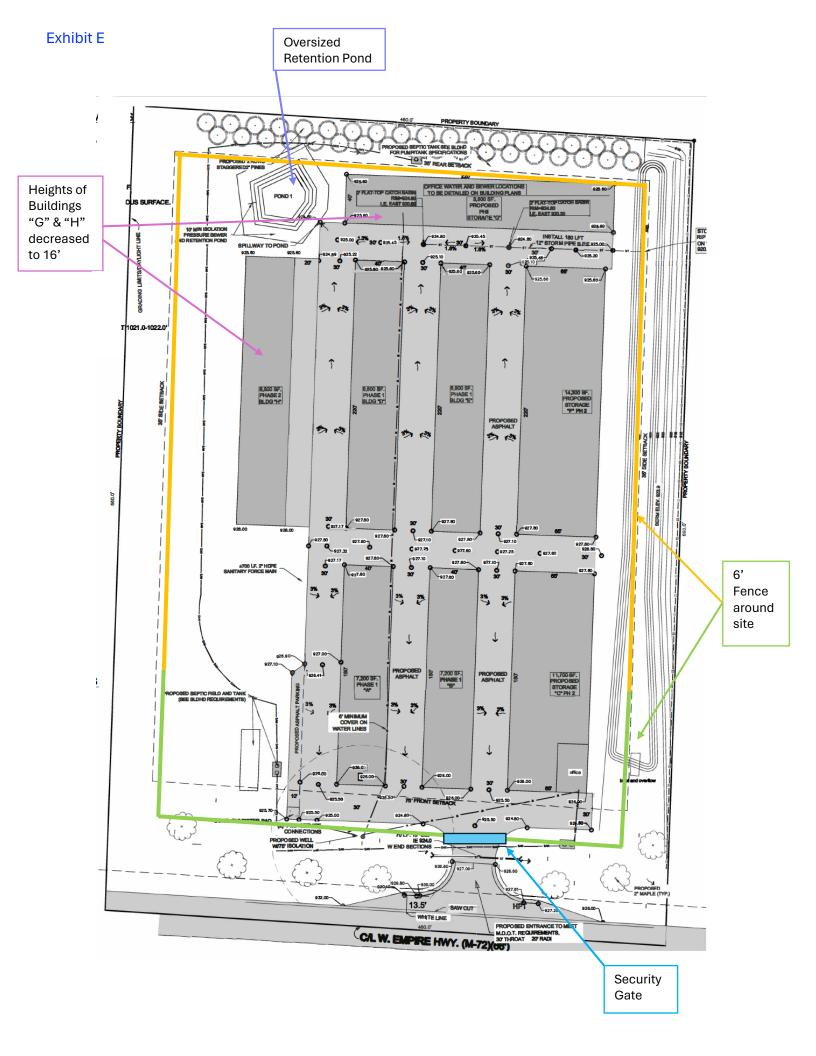


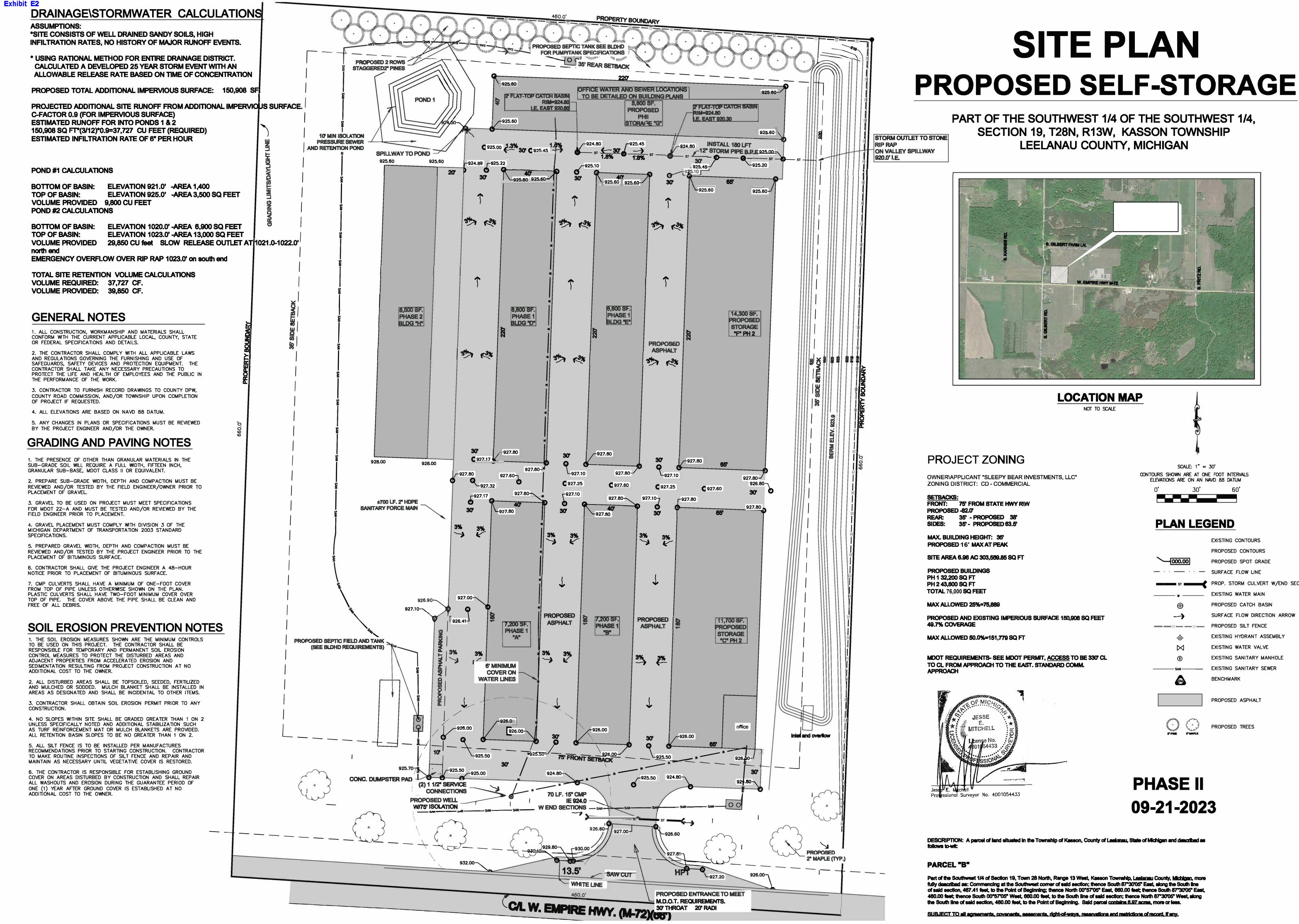
# PARTIAL DRAFT-NOT FOR CONSTRUCTION











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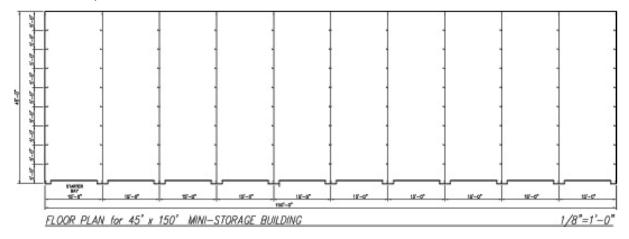
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# Exhibit F

Building H: Exterior Example

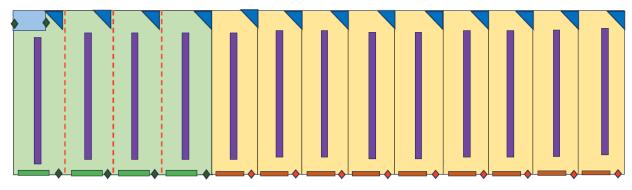


Interior Example:



# Exhibit F

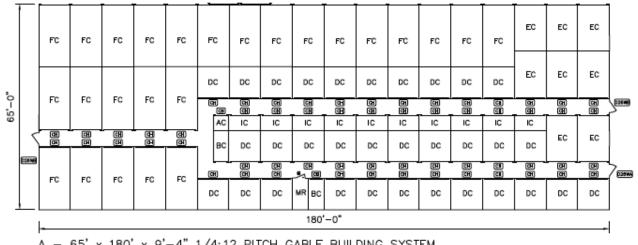
Building G: Interior Example:



Building C and F **Exterior Example** 



Interior Example



A - 65' x 180' x 9'-4" 1/4:12 PITCH GABLE BUILDING SYSTEM



# SLEEPING BEAR STORAGE

ES9761- SIGN PRESENTATION

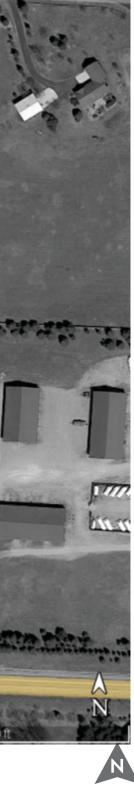
3722 W EMPIRE HWY, EMPIRE, MI







# Site Plan







16611 West Little York Rd Houston, Texas 77084 EZZISIGNS.COM 713-232-0771

**PROJECT:** SLEEPING BEAR STORAGE

ADDRESS: 3722 W Empire Hwy, Empire, MI

DATE: 10/25/23

**PROJECT NUMBER:** ES9761

DESIGNER: MAURICIO

REVISIONS R1: 00/00/2021 DESIGN UPDATE R2: 00/00/2021 DESIGN UPDATE R3: 00/00/2021 DESIGN UPDATE

### APPROVALS / DATE

CLIENT:

LANDLORD:



(1) Installation requirements. This sign is to be installed in accordance with the requirements of article 600 of the national electric code and other applicable local codes. This includes proper grounding and bonding. The location of the disconnect switch after installation shall comply with Article 600.6(A)(1) of the NEC.

All conceptual renderings are property of Ezzi Signs. Any reproduction, exhibition or use of this drawing is strictly prohibited © 2023. All rights reserved.







16611 West Little York Rd Houston, Texas 77084 EZZISIGNS.COM 713-232-0771

PROJECT: SLEEPING BEAR STORAGE

ADDRESS: 3722 W Empire Hwy, Empire, MI

**DATE:**10/25/23

PROJECT NUMBER: ES9761

DESIGNER: MAURICIO

REVISIONS **R1:** 00/00/2021 DESIGN UPDATE **R2:** 00/00/2021 DESIGN UPDATE **R3**: 00/00/2021 DESIGN UPDATE

### APPROVALS / DATE

CLIENT:

LANDLORD:



(UL) Installation requirements. This sign is to be installed in accordance with the requirements of article 600 of the national electric code and other applicable local codes. This includes proper grounding and bonding. The location of the disconnect switch after installation shall comply with Article 600.6(A)(1) of the NEC.

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# Exhibit - H

# **Kasson County Approvals**

3722 W Empire Hwy – Sleeping Bear Storage – PHII

## Road Commission - MDOT (Permit 45021-192095-23-021723)

01.29.2024 - Call with Steve Burzynski

- Mr. Burzynski approved the proposed plans for Phase II and said the changes do not affect the approved MDOT Permit. No other action is necessary.

# District Health – On-Site Sewage & Well (Permit L23-031)

01.31.2024 - Brett Yonker

# RE: 3722 W Empire Hwy

 $\odot$   $\leftarrow$   $\ll$   $\rightarrow$ 



○ Brett Yonker <byonker...

Today at 7:30 AM

To: 🔘 Jenny Aragon

Hi Jen,

Sorry for the delayed response. After looking over the plans, I have no issues with you going forward with the plans. Just make sure that all setbacks and isolation distances that were previously gone over are maintained. If you need a memo from our office, let me know, and I can write one up for you.

Brett Yonker Environmental Sanitarian Benzie-Leelanau District Health Department 7401 E. Duck Lake Rd., Suite 100 Lake Leelanau, MI 49653 (231)-256-0241 byonker@bldhd.org Drain Commissioner – SESC (Permit 23-001) 01.31.2024 – Steve Christensen

# Re: 3722 W Empire Hwy - Sleepy Bear Investments LLC - Phase II

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Jenny Aragon <jenny@...</li>To: Steve Christensen

Today at 1:27 PM

From: Steve Christensen

<<u>schristensen@leelanau.gov</u>>

Date: Wednesday, January 31, 2024 at 1:26 PM To: Jenny Aragon <jenny@aragon-properties.com Subject: RE: 3722 W Empire Hwy - Sleepy Bear Investments LLC - Phase II

Hi Jenny,

The original sizing of the storm water basins was well over what was needed and will easily accommodate the added size and new building.

That combined with the excellent soils in this area leads me to the conclusion that we have no problems with the changes to the plans.

Sincerely,

Steven R Christensen



# CEDAR AREA FIRE & RESCUE

From the Desk of Andrew T. Doornbos ~ Chief of Department

8907 Railroad Ave., Cedar, MI 4962 / Phone: (231) 228-5396 / Cell: (231) 835-1750

January 30, 2024

Ms. Jennifer Aragon Aragon Properties

Re: 3722 W. Empire Hwy Site Plan Review

Ms. Aragon,

I have had the opportunity to review the plans you submitted. These plans were sent via email which was received Jan 26, 2024. The plans appear to be a revision to plans that were reviewed 2022 for the same property.

The revisions made to the site plan do not change the original recommendations submitted to Mr. Cypher on February 10th, 2022. They also do not require any additional recommendations as the revisions made do not give me any pause for the effect they have on the site. Should you have any additional questions please let me know.

Thank you,

Andy Doornbos Cedar Area Fire & Rescue