CITY OF MUSKEGON

LEGISLATIVE POLICY COMMITTEE MEETING

November 18, 2026 @ 5:30 PM

CITY OF MUSKEGON, ROOM 204
933 TERRACE STREET, MUSKEGON, MI 49440

- ☐ **CALL TO ORDER:**
- ☐ **ROLL CALL:**
- ☐ **APPROVAL OF MINUTES:**
  - **A. Approve the minutes of September 23, 2026** Manager's Office
- ☐ **OLD BUSINESS:**
- ☐ **NEW BUSINESS:**
  - **A. State and Federal Legislative Updates** Manager's Office
  - **B. Discussion regarding City's Noise Ordinance** City Commissioners
- ☐ **ANY OTHER BUSINESS:**
- ☐ **PUBLIC COMMENT:**
- ☐ **ADJOURNMENT:**

AMERICAN DISABILITY ACT POLICY FOR ACCESS TO OPEN MEETINGS OF THE CITY OF MUSKEGON AND ANY OF ITS COMMITTEES OR SUBCOMMITTEES

To give comment on a live-streamed meeting the city will provide a call-in telephone number to the public to be able to call and give comment. For a public meeting that is not live-streamed, and which a citizen would like to watch and give comment, they must contact the City Clerk's Office with at least a two-business day notice. The participant will then receive a zoom link which will allow them to watch live and give comment. Contact information is below. For more details, please visit: www.shorelinecity.com
The City of Muskegon will provide necessary reasonable auxiliary aids and services, such as signers for the hearing impaired and audio tapes of printed materials being considered at the meeting, to individuals with disabilities who want to attend the meeting with twenty-four (24) hours' notice to the City of Muskegon. Individuals with

disabilities requiring auxiliary aids or services should contact the City of Muskegon by writing or by calling the following:

Ann Marie Meisch, MMC. City Clerk. 933 Terrace St. Muskegon, MI 49440. (231)724-6705. clerk@shorelinecity.com

CITY OF MUSKEGON

LEGISLATIVE POLICY COMMITTEE MEETING

September 23, 2026 @ 5:30 PM

CITY OF MUSKEGON, ROOM 204
933 TERRACE STREET, MUSKEGON, MI 49440

MINUTES

CALL TO ORDER

ROLL CALL

APPROVAL OF MINUTES

A. **Approve the minutes of May 27, 2026.** City Clerk

Moved by Commissioner St. Clair, seconded by Commissioner Kilgo to approve the minutes of May 27, 2026.
MOTION CARRIED.

OLD BUSINESS

NEW BUSINESS

A. **State and Federal Legislative Update** Manager's Office

Staff to provide an update on State and Federal legislative activities that impact the city.Staff to provide an update on State and Federal legislative activities that impact the city.

B. **Muskegon Farmers Market renovation/expansion project update** City

Clerk

Staff are working with contractors to develop design concepts for the expansion and renovation of the Market with the assistance of a state grant in the amount of $481,267.
These initial funds will be used to transform the facility into a year-round destination that strengthens our local economy, help small businesses launch and grow, connect Michigan farmers and food producers with more customers, and ensure more families have access to healthy, locally produced food.
Kitchen 242, a shared-use commercial kitchen and food business incubator, will be increased to support additional food entrepreneurs, year-round production, and small business growth.
The market barn would include dedicated areas for a permanent fresh market, a ready-to-eat food hall featuring multiple local businesses, a market bar, flexible community seating, improved accessibility, and programming that activates the space throughout the year.
A community capital campaign is being established to generate additional funds to complete the project.
Input from area residents, farmers, and stakeholders will help shape the future of this vital space. Staff have solicited feedback from current Kitchen 242 users along with the city's Farmers Market Advisory Committee. A project open house is scheduled for late October.
Additional project information can be found at www.GrowingTogetherMFM.com.

C. Data Center Moratorium Discussion City Commissioners

As Data Centers are proliferating around the country it is important that we be prepared and thoughtful as to how we as a community want to proceed. Over 50 communities in Michigan now have moratoriums in place. This shift could make Muskegon a more attractive option to these types of developments, and we are currently underprepared if such a proposal was made within the city limits. A short-term moratorium would give time to build more permanent regulations in the same way that the short-term rental moratorium offered protection while a longer term solution was developed. SUMMARY OF REQUEST: Discussion item on the possibility of a citywide data center moratorium.

Director Eckholm explained the potential problems with issuing a moratorium.

D. Virtual Attendance Policy for Public Meetings City Clerk

We have a policy in place allowing citizens to request to join meetings by Zoom. Looking to have a conversation regarding the logistics of accommodating these requests.

E. Maximum Lot Widths City Commissioners

Discussion regarding how the City's recent changes to maximum lot widths

impact various properties around the city. Should the maximum lot width be increased?

The city currently has a 60-foot maximum lot width, which may be too restrictive given the diversity of buildings and development in the city. Many lots throughout the City, particularly in established neighborhoods, are 65, 70, or even 75 feet wide and fit naturally within a city block.

Increasing the maximum lot width to 90 or 100 feet would provide greater flexibility and allow for more diverse development opportunities.

The City was very progressive in reducing the minimum lot width to 33 feet. However, development should not be limited by a maximum lot width of only 60 feet.

ANY OTHER BUSINESS

PUBLIC COMMENT

Public comments received.

ADJOURNMENT

Respectfully Submitted,

Ann Marie Meisch, MMC City Clerk

Agenda Item Review Form

Muskegon Legislative Policy Committee

Commission Meeting Date: November 18, 2026	**Title:** State and Federal Legislative Updates
Submitted by: Peter Wills, Director of Governmental Relations	**Department:** Manager's Office

Brief Summary:
Staff to provide an update on State and Federal legislative activities that impact the city.

Detailed Summary & Background:
Staff to provide an update on State and Federal legislative activities that impact the city.

Goal/Action Item:
2027 Goal 3: Community Connection

Is this a repeat item?:
Explain what change has been made to justify bringing it back to Commission:

Amount Requested: NA	**Budgeted Item:** Yes | | No | | N/A | x |
Fund(s) or Account(s): NA	**Budget Amendment Needed:** Yes | | No | | N/A | x |

Recommended Motion:
Discussion Only

Approvals:

Immediate Division Head		
Information Technology		
Other Division Heads		
Communication		
Legal Review		

Name the Policy/Ordinance Followed:

Agenda Item Review Form

Muskegon Legislative Policy Committee

Commission Meeting Date: November 18, 2026	**Title:** Discussion regarding City's Noise Ordinance
Submitted by: Jay Kilgo	**Department:** City Commissioners
Brief Summary: Requesting to discuss the current noise ordinance, particularly downtown.	
Detailed Summary & Background: Discussion of the City's noise ordinance.	
Goal/Action Item: 2027 Goal 1: Destination Community & Quality of Life	
Is this a repeat item?: **Explain what change has been made to justify bringing it back to Commission:**	
Amount Requested:	**Budgeted Item:** Yes ☐ No ☐ N/A ☐
Fund(s) or Account(s):	**Budget Amendment Needed:** Yes ☐ No ☐ N/A ☐
Recommended Motion: Discussion Only	
Approvals:	**Name the Policy/Ordinance Followed:** Chapter 26, Article II - Noise

Immediate Division Head		
Information Technology		
Other Division Heads		
Communication		
Legal Review		

ARTICLE II. - NOISE

Footnotes:

*--- (**2**) ---*

State Law reference— *Motor vehicle mufflers, MCL 257.707 et seq.*

DIVISION 1. - GENERALLY

Sec. 26-31. - Finding and declaration of fact; purpose of article.

It is hereby found and declared that:

(1) The making and creation of loud, unnecessary or unusual noises within the city is a condition which has existed for some time and the extent and the volume of such noises are increasing;

(2) Loud, unnecessary, unnatural or unusual noises, which are prolonged, affect and are a detriment to the public health, comfort, convenience, safety, welfare and prosperity of the residents of the city;

(3) The necessity, in the public interest, for the provisions and prohibitions contained in this article is declared a matter of legislative determination and public policy, and it is further declared that the provisions and prohibitions contained and enacted in this article are in pursuance of, and for the purpose of, securing and promoting the public health, comfort, convenience, safety, welfare, prosperity, peace and quiet of the city and its inhabitants.

(Code 1975, § 14-1; Code 2002, § 26-31)

Sec. 26-32. - Penalty for violation of article.

Any person who violates any provision of this article shall be responsible for a municipal civil infraction.

(Code 1975, § 14-20; Code 2002, § 26-32)

Sec. 26-33. - Loud, disturbing, etc., noise generally.

(a) It shall be unlawful for any person to make, continue, or cause to be made or continued any loud or unusual noise, or any noise which either disturbs, injures or endangers the comfort, repose, health, peace or safety of others, within the limits of the city.

(b) The acts enumerated in the following sections of this article are hereby declared to be loud and disturbing noises, but such enumeration shall not be deemed to be exclusive.

(Code 1975, § 14-2; Code 2002, § 26-33)

Sec. 26-34. - Playing of radios, musical instruments, etc.—Generally.

(a) Playing, using, operating or permitting to be played, used or operated, any radio receiving set, musical instrument, phonograph or other machine or device for producing or reproducing sound in such manner as to disturb the peace, quiet and comfort of the neighboring inhabitants, or at any time with louder volume than is necessary for convenient hearing for the person who is in the room, vehicle or chamber in which such machine or device is operated and those who are voluntary listeners thereto, is prohibited.

(b) The operation of any such set, instrument, phonograph, machine or device between the hours of 11:00 p.m. and 7:00 a.m. in such a manner as to be plainly audible at a distance of 50 feet from the building, structure or vehicle in which it is located shall be prima facie evidence of a violation of this section.

(Code 1975, § 14-3; Code 2002, § 26-34)

Sec. 26-35. - Same—Where sound cast outside building for advertising purposes.

Playing, using, operating or permitting to be played, used or operated, any radio receiving set, musical instrument, phonograph, loudspeaker, sound amplifier or other machine or device for producing or reproducing sound which is cast upon the public streets or any unenclosed area open to the public where persons are permitted to congregate, for the purpose of commercial advertising or attracting the attention of the public to any building or structure for commercial purposes, is prohibited.

(Code 1975, § 14-4; Code 2002, § 26-35)

Sec. 26-36. - Yelling, shouting, etc., generally.

Yelling, shouting, hooting, whistling or singing on the public streets, particularly between the hours of 11:00 p.m. and 7:00 a.m., or at any time or place so as to annoy or disturb the quiet, comfort or repose of persons in any office, dwelling, hotel or other type of residence, or of any person in the vicinity, is prohibited.

(Code 1975, § 14-5; Code 2002, § 26-36)

Sec. 26-37. - Shouting by peddlers and hawkers.

The shouting and crying of peddlers, hawkers and vendors, which disturbs the peace and quiet of the neighborhood, is prohibited.

(Code 1975, § 14-6; Code 2002, § 26-37)

Sec. 26-38. - Playing of radios, musical instruments and other sound-producing or amplifying devices in city parks; presumption established; vehicles providing power to or containing sound devices; public nuisances and abatement by impoundment.

(a) Playing, using, operating or permitting to be played, used or operated, any radio receiving set, musical instrument, phonograph, tape recording device or other machine or sound-amplifying device for producing, reproducing or amplifying sound in any city park in such a manner that the sound

emanating from any such device is plainly audible at a distance of 50 feet from the physical location of any such device without a permit is prohibited and a person, upon conviction thereof, shall be deemed responsible for a municipal civil infraction.

(b) If the source of power for any device or the sound from any device operated in violation of subsection (a) of this section emanates from a motor vehicle, the registered owner of the vehicle at the time of such violation shall be presumed to have committed the violation.

(c) Any device operated in violation of subsection (a) of this section is declared to be a public nuisance which any police officer by hearing such device or upon information and belief may abate by impounding such device and removing it from the park to the police station. The owner of such device may have it removed from impoundment at any time thereafter by paying to the police department an impoundment fee in the amount established by resolution to cover the cost of removal and storage.

(d) Any motor vehicle which furnishes the source of power for any such offending device or contains such offending device is hereby declared to be illegally parked and a public nuisance. Any police officer may abate such nuisance by impounding the vehicle in the manner provided in Section 2.5(d) of the Uniform Traffic Code as adopted by the city.

(e) Nothing contained in this section shall be construed to limit the rights of citizens to obtain a permit to use a sound-amplifying device as authorized pursuant to division 2 of this article.

(Code 1975, § 14-7; Code 2002, § 26-38)

Sec. 26-39. - Zone of quiet.

Whenever authorized signs are erected indicating a zone of quiet, no person operating a motor vehicle within any such zone shall sound the horn or other warning device of such vehicle, except in an emergency.

(Code 1975, § 14-9(b); Code 2002, § 26-39)

Sec. 26-40. - Transportation of rails, pillars or columns.

The transportation of rails, pillars or columns of iron, steel or other material over and along streets and other public places upon carts, drays, cars or trucks, in any manner as to cause loud noises or which disturbs the peace and quiet of such streets or other public places, is prohibited.

(Code 1975, § 14-10; Code 2002, § 26-40)

Sec. 26-41. - Noise from loading or unloading vehicles or opening or destroying bales, boxes, etc.

The creation of a loud and excessive noise in connection with loading or unloading any vehicle or the opening and destruction of bales, boxes, crates and containers is prohibited.

(Code 1975, § 14-11; Code 2002, § 26-41)

Sec. 26-42. - Discharge of engine or motor exhaust.

The discharge into the open air of the exhaust of any steam engine, stationary internal combustion engine, motor boat or motor vehicle, except through a muffler or other device which will effectively prevent loud or explosive noises therefrom, is prohibited.

(Code 1975, § 14-12; Code 2002, § 26-42)

Sec. 26-43. - Blowing of steam whistles.

The blowing of any steam whistle attached to any stationary boiler, except to give notice of the time to begin or stop work or as a warning of fire or danger, or upon request of proper city authorities, is prohibited.

(Code 1975, § 14-13; Code 2002, § 26-43)

Sec. 26-44. - Operation of blowers or power fans.

The operation of any noise-creating blower or power fan is prohibited, unless the noise from such blower or fan is muffled.

(Code 1975, § 14-14; Code 2002, § 26-44)

Sec. 26-45. - Sound amplification from aircraft.

(a) No person shall operate, or cause to be operated, any aircraft for any purpose in or over the city with sound amplifying equipment in operation.

(b) For the purpose of this section, the term "aircraft," shall mean any contrivance now known or hereafter invented, used or designed for navigation or for flight in the air, including helicopters and lighter-than-air dirigibles and balloons.

(Code 1975, § 14-15; Code 2002, § 26-45)

Sec. 26-46. - Limitation on hours for construction or demolition work.

(a) The erection (including excavating), demolition, alteration or repair of any building, other than between the hours of 7:00 a.m. and 6:00 p.m. is prohibited, except in case of urgent necessity in the interest of public health and safety, and then only with a permit from the building inspector, which permit may be granted for a period not to exceed three days or less while the emergency continues and which permit may be renewed for periods of three days or less while the emergency continues.

(b) If the building inspector shall determine that the public health and safety will not be impaired by the erection, demolition, alteration or repair of any building or the excavation of streets and highways within the hours of 6:00 p.m. and 7:00 a.m., and if he shall further determine that loss or inconvenience would result to any party in interest, he may grant permission for such work to be done between the hours of 6:00 p.m. and 7:00 a.m., upon application for a permit requesting performance of such work during the hours aforementioned.

(Code 1975, § 14-16; Code 2002, § 26-46)

Sec. 26-47. - Operation of pile drivers, steam shovels, etc.

The operation, between the hours of 10:00 p.m. and 7:00 a.m., of any pile driver, steam shovel, pneumatic hammer, derrick, steam or electric hoist or other appliance, the use of which is attended by loud or unusual noise, is prohibited, except in the case of an emergency.

(Code 1975, § 14-17; Code 2002, § 26-47)

Sec. 26-48. - Noise near schools, courts, churches, hospitals.

The creation of any excessive noise on any street adjacent to any school, institution of learning, church, court or hospital, which unreasonably interferes with the business of any such institution, or which disturbs or unduly annoys patients in a hospital, shall be unlawful, provided conspicuous signs are displayed in such streets indicating the type of institution situated thereon and that noise is prohibited or that quiet is required in such area.

(Code 1975, § 14-18; Code 2002, § 26-48)

Sec. 26-49. - Noise to attract attention to performance, show or sale.

The use of any drum or other instrument or device for the purpose of attracting attention, by the creation of noise, to any performance, show or sale is prohibited.

(Code 1975, § 14-19; Code 2002, § 26-49)

Secs. 26-50—26-65. - Reserved.

DIVISION 2. - SOUND TRUCKS

Sec. 26-66. - Definitions.

The following words, terms and phrases, when used in this division, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Sound amplifying equipment means any machine or device for the amplification of the human voice, music or any other sound, but shall not be construed as including standard automobile radios, when used and heard only by occupants of the vehicle in which installed, or warning devices on authorized emergency vehicles or horns or other warning devices on other vehicles used only for traffic safety purposes.

Sound truck means any motor vehicle or animal-drawn vehicle having mounted thereon, or attached thereto, any sound amplifying equipment.

(Code 1975, § 14-32; Code 2002, § 26-66)

Sec. 26-67. - Registration.

(a) No person shall use, or cause to be used, a sound truck, with sound amplifying equipment in operation in the city, before filing a registration statement with the city clerk. This registration statement shall be filed in duplicate and shall state the following:

(1) Name and home address of the applicant;

(2) Address of place of business of the applicant;

(3) License number and motor number of the sound truck to be used by the applicant;

(4) Name and address of the person who owns the sound truck;

(5) Name and address of the person having direct charge of the sound truck;

(6) Names and addresses of all persons who will use or operate the sound truck;

(7) The purpose for which the sound truck will be used;

(8) A general statement as to the section of the city in which the sound truck will be used;

(9) The proposed hours of operation of the sound truck;

(10) The number of days of proposed operation of the sound truck;

(11) A general description of the sound amplifying equipment which is to be used; and

(12) The maximum sound producing power of the equipment to be used in or on the sound truck, including:

a. The wattage to be used;

b. The volume in decibels of the sound which will be produced; and

c. The approximate maximum distance for which sound will be thrown from the sound truck.

(b) All persons using or causing to be used sound trucks for noncommercial purposes shall amend any registration statement filed pursuant to this section within 48 hours after any change in the information therein furnished.

(c) The city clerk shall return to each registrant under this section, one copy of the registration statement, duly certified by the city clerk as a correct copy. Such certified copy shall be in the possession of any person operating the sound truck at all times while the sound amplifying equipment is in operation, and shall be promptly displayed and shown to any police officer of the city upon request.

(Code 1975, § 14-34; Code 2002, § 26-67)

Sec. 26-68. - Permitted sounds.

The only sounds permitted from sound trucks are music and human speech.

(Code 1975, § 14-42; Code 2002, § 26-68)

Sec. 26-69. - Hours or operation; operation on Sundays and holidays prohibited.

The operation of the sound amplifying equipment on sound trucks is permitted for four hours each day, except on Sundays and legal holidays, when such operation is prohibited. The permitted four hours of operation shall be between the hours of 11:30 a.m. and 1:30 p.m. and 4:30 p.m. and 6:30 p.m.

(Code 1975, § 14-43; Code 2002, § 26-69)

Sec. 26-70. - Operation on certain streets prohibited.

No sound truck, with amplifying equipment in operation, shall be operated on the following streets: Western Avenue, between Spring Street and Fifth Street and Clay Avenue, from Spring Street to Fifth Street.

(Code 1975, § 14-44; Code 2002, § 26-70)

Sec. 26-71. - Operation near hospital, school, church, court or voting place.

Sound shall not be emitted from a sound truck within 100 yards of any hospital, school, church or courthouse, or within 100 yards of any voting polling place on any primary or election day.

(Code 1975, § 14-45; Code 2002, § 26-71)

Sec. 26-72. - Minimum speed; operation of sound equipment when truck stopped.

Sound amplifying equipment shall not be operated unless the sound truck upon which such equipment is mounted is operated at a speed of at least ten miles per hour, except when the truck is stopped or impeded by traffic. Whenever stopped by traffic, the sound amplifying equipment shall not be operated for longer than one minute at each stop.

(Code 1975, § 14-46; Code 2002, § 26-72)

Sec. 26-73. - Control of sound volume generally.

The volume of sound from a sound truck shall be so controlled that it will not be audible for a distance in excess of 100 feet from the sound truck, nor in volume unreasonably loud, raucous, jarring, disturbing or a nuisance to persons within the area of audibility.

(Code 1975, § 14-47; Code 2002, § 26-73)

Sec. 26-74. - Maximum amplification power.

No sound amplifying equipment on a sound truck shall be operated in excess of 15 watts of power in the last stage of amplification.

(Code 1975, § 14-48; Code 2002, § 26-74)

Secs. 26-75—26-155. - Reserved.