



HISTORIC DISTRICT COMMISSION

SPECIAL MEETING

May 7, 2024 - 6:00PM
Saugatuck City Hall
102 Butler St. Saugatuck, MI 49453

Our Purpose

Protect, celebrate, and advocate for the historic fabric of Saugatuck. We are caretakers of something special, carefully preserving what we love today for those who come after us to enjoy tomorrow.

1. Call to Order
2. Roll Call
3. Agenda Changes/Additions/Deletions
4. Approval of Minutes:
5. Public Comments on Agenda Items (*Limit 3 Minutes*)
6. Unfinished Business:
7. New Business:
 - A. Village Square Park Playground (Butler St/Main St) -
Additional playground features that are situated predominately outside the footprint of the previous playground and the movement of the canoe.
8. Administrative Approvals & Updates:
9. Communication:
 - A. Diane Sinclair (Sinclair Recreation)
 - B. Anna Gregg

NOTICE:

This public meeting will be held in-person. The public can join via Zoom video/audio conference technology.

Join online by visiting:

<https://us02web.zoom.us/j/2698572603>

Join by phone by dialing:

(312) 626-6799

-or-

(646) 518-9805

Then enter "Meeting ID":

269 857 2603

Please send questions or comments regarding meeting agenda items prior to meeting to:

rcummins@saugatuckcity.com

- C. Brooke Yost
- D. Charlie Benson
- E. Christian Kindel
- F. Doug Rodewald
- G. Glenna DeJong
- H. Ingrid & Chris Benson
- I. Jessica Ruthsatz
- J. Julie Barman
- K. Julie Meivogel
- L. Kara O'Connor
- M. Livinia Oancea
- N. Richard Williams

10. Public Comments *(Limit 3 Minutes)*

11. Commission Comments

12. Adjourn *(Voice Vote)*

The Saugatuck Historic District Commission has the responsibility to regulate the construction, demolition, and improvements to the exterior of structures in the historic district. The intent is to safeguard the heritage of the City of Saugatuck, to protect the architecture and local village character of the City, to foster civic beauty, and to promote the use of historic districts for the education, pleasure, and welfare of the residents, visitors, and general public.



MEMORANDUM

TO: Historic District Commission
City of Saugatuck

FROM: David M. Jirousek, AICP
Consulting Planner

DATE: May 3, 2024

RE: Historic District Permit Application: Village Square Park Playground

REQUEST: The City of Saugatuck requests Historic District Commission approval for several elements of the future Village Square Park Playground that are proposed to be outside of the primary footprint of the previously demolished playground area. In addition to these “additional features,” as referenced in the application materials, the location of the “canoe spring rider” is proposed to shift further away from an existing tree than shown during the prior HDC review.

BACKGROUND: The subject lot is located within the City Center C-1 zoning district and the Historic District, and the property as a whole is not classified as a contributing resource.

On October 5, 2023, the HDC voted 4-0 to approve the demolition and removal of the past playground equipment and authorized a new design developed by Sinclair Recreation. Due to a lawsuit and resulting settlement agreement, the City must resubmit for HDC approval. However, it must only do so for the additional features outside of the primary footprint of the previous play area and the relocated canoe spring rider.

Elements considered additional features include a track ride, ground-level ninja equipment, vertical climbing equipment, a jeepster, and a top spinner, all shown on the plans approved on October 5. As such, the plans are exactly the same as reviewed in October, except for the southern shift of the canoe spring rider. However, this review gives the HDC the opportunity to reconsider plans based on additional details and background information and reconfirm or revise its position on the appropriateness of the additional features. Further, the HDC can decide upon the necessity of relocating the canoe spring rider.

APPLICABILITY: A permit shall be obtained before any work affecting the exterior appearance of a resource is performed within the Historic District (§ 152.03).

COMPLETENESS REVIEW: All applications to construct, alter, repair, move, or demolish any structure or install or alter any signage or fence structure in a historic district shall include the supporting plans and documents as specified by § 152.07 B. The applicant has provided detailed narrative information, site plans, playground equipment details, current site photographs, and 3D renderings.

§ 152.07 D. GUIDELINES:

1. *In reviewing applications and plans submitted under this chapter, the Commission shall follow U.S. Secretary of the Interior's Standards for Rehabilitation and Guidelines for Rehabilitating Historic Structures as set forth in 36 C.F.R. part 67, as amended. Additional guidelines may be developed and followed if they are equivalent in guidance to the Secretary's standards and guidelines and are approved by the Center. Any additional guidelines must be adopted by the Commission and approved by the City Council. In reviewing applications and plans, the Commission shall also give consideration to:*
 - a. *The historical or architectural significance of the resource and its relationship to the historic value of the surrounding area.*
 - b. *The compatibility of the exterior of the structure and the space around it with the visual or historical context of the surrounding area.*
 - c. *The impact of the exterior of the structure and the space around it on the village/rural character and contextual aesthetic of the city.*
 - d. *Other factors which the Commission considers to be pertinent.*
2. *In exercising its authority to approve or deny an application under this chapter, the Commission shall exercise its educated judgment on a case-by-case basis in interpreting these guidelines and the following the applicable standards.*

Comment: The review of playground equipment is not a typical review by the HDC. Unlike buildings, signs, or fences, these structures serve an essential public purpose in the downtown area and Historic District. As such, the HDC must consider the relationship of the equipment to the overall area, visible impact, and compatibility between uses.

By its nature, Universally Accessible playground equipment for children and adult users, or any play equipment for that matter, does not incorporate historic architectural design or integrate materials common to buildings and structures typically approved in the Historic District. Materials must be proven safe and durable for many years of activity, exercise, and play as a practical matter and from a safety standpoint. The

selected materials complement the district and are not anticipated to detract from nearby historic resources by causing a significant visual distraction.

While not similar in design or construction to nearby structures, the proposed equipment can be considered complementary and compatible based on its coloring, mass, scale, and design. The earth-tone and green colors will blend naturally into the open space and tree-lined streetscape.

While materials and designs are modern and incorporate contemporary play amenities, certain elements, such as the canoe, jeep, log, tree house, and instruments, help to maintain a connection to the City's past and culture. Given the difference between a play structure and most other buildings and structures in the vicinity, connecting to values and history in the methods proposed by the applicant is a positive factor that aligns with the aforementioned guidelines.

Understanding the necessary loss of an evergreen tree along the north side of the proposed play area, the City may wish to lightly screen this side of the playground with strategically placed evergreens and ornamental trees. Light planting may provide playground guests with a more comfortable "natural enclosure" around the play area with privacy from neighboring property. Further, trees would provide shade on a south-facing exterior wall and provide light screening of the continued public use of parkland.

V.B NEW CONSTRUCTION: Section V, B. of the Local Guidelines regulating new construction applies to this project. Standards are as follows:

1. *Streetscape Compatibility- With new structures or renovations which totally change the facades, the appearance of the streetscape as a whole should be respected. Facades for new structures should be compatible with the overall design and appearance of the surrounding streetscape in its design and appearance.*
2. *Architectural Style New structures need not replicate existing styles. They may be honest modern or contemporary adaptations or reflections of traditional styles or they may be totally new, distinctive structures which are nevertheless compatible with the district's character.*
3. *Compatibility of Siting and Massing*
 - a. *The historic relationship between buildings, landscape features and open space should be retained. The siting should be reviewed based on existing district setbacks, orientation, spacing and distance between adjacent buildings.*
 - b. *The height and bulk of a new building shall be compatible with its surroundings and shall in no event exceed that of existing buildings in the Historic District.*

- c. *If there is a significant variation in siting or in height and bulk from the immediately surrounding buildings which creates a material adverse impact on the character of that area, the Commission may make recommendations to the Planning Commission and/ or the Zoning Board of Appeals concerning height, massing and placement on the lot of the new construction.*
- 4. *Compatible Detailing- In addition to the scale of the structure, details such as roof lines, materials, the size, type, and placement of windows, doors, porches, fences, chimneys and garages, should be considered in assessing the compatibility of the new structure with the existing streetscape.*
- 5. *Pedestrian Scale- Especially in commercial areas, the scale of architectural elements should provide comfortable surroundings for pedestrians. This applies especially to heights of canopies or awnings, and heights of doors and windows.*
- 6. *Distinguishing New from Old- New buildings should be designed so that they are compatible with, but discernable from, adjacent historic buildings.*

COMMENTS: Although the playground is not proposed to be a hidden integration into the Historic District and neighborhood, the scale and design are noticeably but gently integrated and will not dominate the streetscape or nearby properties. As mentioned earlier, the colors, scale, and design will minimize visual impact much more than standard playground designs.

While not mimicking historical designs, the proposed elements will maintain a historical and cultural connection to the block and the community as a whole. The overall design is welcoming and approachable from a pedestrian standpoint.

RECOMMENDATION: The proposed additional features and relocation of the canoe spring rider continue to be an appropriate addition to the Historic District and will serve as an essential community amenity.

If the HDC determines that the applicable standards of the Historic Preservation Review Guidelines are met, the following motion may be used.

I move to approve the additional features and the relocation of the canoe spring rider at the Village Square Park Playground in accordance with the plans and details submitted within the application materials. Approval shall be subject to the following conditions (if applicable):

1. _____

2. _____

3. _____

4. _____

5. _____

6. _____



Historic District Permit Application

LOCATION INFORMATION **APPLICATION NUMBER** _____ - _____

Address No Address - Village Square Park - Butler St / Main St

Parcel Number 57-300-ROW / Public Square of Kalamazoo Plat

APPLICANTS INFORMATION

Name Ryan Cummins Address / PO Box 102 Butler / PO BOX 86

City Saugatuck State MI Zip 49453 Phone 269-857-2603

Interest In Project Interim City Manager Carrying Out Council Directive E-Mail rcummins@saugatuckcity.com

Signature Date 4/26/24

OWNERS INFORMATION (IF DIFFERENT FROM APPLICANTS)

Name City of Saugatuck Address / PO Box 102 Butler / PO Box 86

City Saugatuck State MI Zip 49453 Phone 269-857-2603

E-Mail Istanton@saugatuckcity.com / jwolters@saugatuckcity.com

I hereby authorize that the applicant as listed above is authorized to make this application for proposed work as my agent and we agree to conform to all applicable laws and regulations of the City of Saugatuck. I additionally grant City of Saugatuck staff or authorized representatives thereof access to the property to inspect conditions, before, during, and after the proposed work is completed.

Signature Date 4/26/24

CONTRACTORS/ DEVELOPERS INFORMATION (UNLESS PROPOSED WORK IS TO BE DONE BY THE PROPERTY OWNER)

Name Sinclair Recreation Contact Name Diane Sinclair

Address / PO Box 176 E Lakewood Blvd City Holland

State MI Zip 49424 Phone 800-444-4954 Fax 616-392-8634

E-Mail diane@sinclair-rec.com

License Number 55127-725 (Certified Playground Safety Inspector) Expiration Date 7-1-2025

PROPERTY INFORMATION

Depth See Survey Width See Survey Size 2.48 Gross Acres Zoning District City Center Current Use Park / Recreation / Playground

Check all that apply: Waterfront Dunes Vacant

PROJECT DESCRIPTION (ATTACH MORE SHEETS IF NECESSARY)

Please see attached.



HISTORIC DISTRICT REQUIREMENTS (SECTION 152.07)

Pursuant to Section 152.07, please attach the following supporting documents when applying for historic district approval if applicable:

Y N NA

- Photographs of the structure and its relationship to adjacent structures.
- A plot plan with the placement of the proposed addition, or location of fencing to be constructed.
- Elevation drawings of the exterior of the structure or improvements.
- Samples of all proposed exterior finishes and materials.
- Photographs showing, in detail, the problem areas to be addressed during the proposed repair or alteration.
- A scale drawing of all proposed signage, including design, lettering style, type of illumination (if any), placement or location on the lot or building, and the type of support(s) for the sign(s).
- If an application for signage is made by tenants of a building located within a historic district, the tenants must obtain written permission from the building owner to install or alter the proposed sign(s).
- Plot plan showing the following:
 - Current location, shape, area and dimension of the lot.
 - Current site improvements (including structures, sidewalks, decks, streets, fences, etc).
 - Proposed improvements and distances from other improvements or property lines.
 - Proposed and/or current yard, open space and parking space dimensions and calculations.
- Location of any flood plains, watersheds, wetlands, easements, critical dunes, or other applicable features.
- Description of proposed use and of the building (dwelling, structure, barn, garage and the like) or improvements.
- Detailed written description of the activities related to the proposed use and/or improvements.

OFFICE USE ONLY:
 Application Complete _____ Fee Paid _____ Date Paid _____
 Notes: _____

April 26, 2024

Re: Narrative for HDC Application for Village Square Park Playground Modification

OVERVIEW

The HDC has already approved the plans for the Village Square Park playground in October of 2023. Following that approval, the City demolished the old playground, arranged for a volunteered community build of the new playground, and purchased all of the materials required to construct the new playground, which are currently stored within the right-of-way across from the Village Square Park.

However, recent developments have required the City to reapply for HDC approval for certain portions of the new Village Square Park playground that are situated predominantly outside the footprint of the previous playground (these are referred to herein as the “Additional Features”). The features of the Village Square Park playground situated predominantly within the footprint of the previous playground (referred to herein as the “Main Features”) require no further review or approval (except as explained below), and the City hopes to start construction on these features shortly.

Staking of the Village Square Park revealed that the canoe feature (on the east side of the approved site plan) would be located too close to a tree. Therefore, the City seeks approval from the HDC to:

- 1) Construct the “Additional Features” depicted in Exhibit B but not depicted in Exhibit A; and
- 2) Modify the approved plans for the “Main Features” to adjust the location of the “canoe” feature by moving it further south as depicted in Exhibit C.

All required supporting narrative and documents for the Historic District Application are herein provided pursuant to Section 152.07 of the City Historic District Regulations. With the exception of the relocation of the canoe, the plans for the new Village Square Park playground are identical to what the HDC has already approved. As explained in detail below, this proposed project still satisfies all relevant HDC requirements and should be approved by the HDC.

PROJECT DESCRIPTION, PROPOSED USES AND ACTIVITIES

The Village Square Park and surrounding vegetation within the park (e.g. trees) are not listed as a “Contributing Resource” by the HDC. (Updated inventory of Resources in the Historic District, January 2, 2019.) The Sinclair Design 11 playground is proposed to be constructed within the Village Square Park at the location previously reviewed and approved by HDC. The “Additional

Features” will be constructed including the modified location of the “canoe” feature as identified in Exhibit C. Collectively, the placement and installation of the “Additional Features” and “canoe” feature (as modified on Exhibit C) will be integrated with the Main Features previously approved by the HDC. (PPW Recommendation: Sinclair Design 11, Exhibit D.) The existing playground structure, previously approved for demolition by the HDC, was removed in January 2024 due to severe safety concerns (Exhibit E, ODC Inspection Report).

The proposed uses and activities of the playground will broaden the accessibility for children aged 2-12 years. Components of the Additional Features will integrate Universal Design, making them more accessible, usable, and inclusive for all people (see Exhibit D, “Playground Priorities (accessibility)”). For example, ramps to towers are wheelchair accessible, swings include universal design, and transfer platform for net structure add accessible features. The prior playground did not meet Americans with Disabilities Act (“ADA”) compliance standards. (Exhibit E, ODC Inspection Report).

BACKGROUND

The HDC reviewed the Sinclair Design 11 playground application for the Village Square project at their October 5, 2023, meeting. The application materials included a site plan, elevation drawings of structures, and design and color schemes (Exhibit D, Sinclair Design 11). The prior review by the HDC included discussion on the demolition and reconstruction of the playground, consideration of the safety hazard of the existing structure, and the major improvement/substantial benefit to the community. The City has already purchased the playground equipment and the materials for the Additional Features and the canoe are currently occupying spaces in the ROW.

The prior playground approval by HDC included consideration of Historic Preservation Guidelines including the historic value of the surrounding area, opportunities to incorporate local history, appropriateness of the height of the structures, and color schemes. The application was unanimously approved to: “demolish existing play structures and the replacement of the structures per the Sinclair design as submitted” (Exhibit F, Meeting Minutes). The HDC has already reviewed all of these features, made the necessary findings and unanimously approved the project. The only item that has changed is the placement of the canoe feature. The City later issued a “Certificate of Appropriateness” on April 9, 2024, based on the HDC approval and prior to the scheduled community build on April 15, 2024. (Exhibit G, Certificate of Appropriateness.)

The new playground equipment was purchased by the City last October with a downpayment of \$265,958.41. Further time and material expenses have included \$3,362.57 for sand, \$302.64 for lumber, \$2,400 for an auger rental, and \$7,769.51 in wage and fringe benefits to prepare the site. The playground equipment was delivered to the site on April 12, 2024, where it was placed in the right-of-way in anticipation for the community build.

However, on April 10, 2024, a lawsuit was filed against the City by the neighboring property owner, contesting the approval of the new Village Square Park playground. The Allegan County

Circuit Court issued a temporary restraining order on April 12, 2024, which stopped further work on the playground from occurring. A settlement agreement was signed by the City and the plaintiff on April 18, 2024, which dismissed the lawsuit with prejudice. The settlement agreement authorized the City to proceed with construction of the Main Features of the playground and required the City to reapply for HDC approval of the Additional Features (see Exhibit H, Settlement Agreement).

Consistent with the Settlement Agreement, on April 22, 2024, City Council unanimously moved to “approve the Sinclair playground plans for Village Square Park as presented and to authorize the Interim City Manager to apply on behalf of the City to the Historic District Commission for approval of the additional features that are situated predominately outside the footprint of the previous playground and the movement of the canoe, and further authorize the Mayor and City Clerk to sign the application form on behalf of the City as the owner” (Exhibit I, April 22, 2024 Agenda Packet).

The following summarizes the project timeline beginning in January 2023 (see Exhibit I, City Council Agenda Item Report, April 22, 2024, p.75):

- January 2023 – September 2023: Parks and Public Works Committee (“PPW”) reviewed options and conducted safety inspections.
- September 26, 2023: PPW unanimously recommended “Sinclair Design 11” after exploring alternatives and visiting playgrounds.
- October 4, 2023: At a workshop meeting, the PPW recommendation, site plan, and renderings were reviewed by City Council.
- October 5, 2023: Historic District Commission (HDC) unanimously approved the project after reviewing design details and considering historic guidelines.
- October 9, 2023: City Council unanimously approved the project and Sinclair Design 11.
- January 2024: Existing playground equipment was demolished.
- January – April 2024: Site preparation and community build planning.
- April 10, 2024: Lawsuit initiated by Maplewood Hotel.
- April 12, 2024: TRO entered stopping community build.
- April 18, 2024: Settlement with Maplewood.
- April 22, 2024: Council approval to reapply for HDC approval of Additional Features and relocation of the canoe.

[Exhibit J, PPW and City Council Meeting Minutes.]

APPLICATION REVIEW STANDARDS

The construction of the Additional Features and modification of the approved plans to relocate the canoe feature meet all the required HDC standards as explained below.

Section 152.07(D.1) Application and Review Procedure Guidelines

(a) The historical or architectural significance of the resource and its relationship to the historic value of the surrounding area.

Although the Village Square Park is recognized as the “centerpiece” of the historic downtown, it is a non-contributing resource. As a heavily used park, particularly by families and tourists during the summer months, maintaining the quality of the park is paramount. With the obsolete playground structure removed from the site, it is necessary to construct a suitable replacement before the tourist season begins. A new and enhanced playground will help promote the use of the historic district for the education, pleasure and welfare of the citizens that visit the surrounding area with their families and friends.

(b) The compatibility of the exterior of the structure and the space around it with the visual or historical context of the surrounding area.

An extensive nine-month review of options to replace the dilapidated playground at Village Square Park was conducted by the City-appointed Parks and Public Works Committee from January-September 2023. Options for alternative locations and designs were considered. Site visits to playgrounds in 12 other communities were conducted to determine compatibility and the visual character of replacing the playground within the Historic District. The color, materials, size, and location of the Additional Features are all compatible with the surrounding area.

(c) The impact of the exterior of the structure and the space around it on the village/rural character and contextual aesthetic of the city.

The demolished playground will be replaced with a structure that will broaden the age range of users from 2-12 years, providing more opportunities for residents and visitors to enjoy the aesthetic character of the Historic District. The enhanced user base will serve to highlight the surrounding buildings and uses. Adults watching their children fosters a sense of community and interaction across generations. The Additional Features will be built with the goal of Universal Design, providing the necessary separation distances for safety and accessibility for all users. Overall, this will improve the aesthetic appeal of the park and surrounding neighborhood by including unique and modern features to the playground.

(d) Other factors which the Commission considers to be pertinent.

The Department of Public Works and Parks and Public Works Committee recommended decommissioning the existing playground as soon as possible with replacement in spring 2024 due to the dangerous Priority 1 and 2 safety concerns documented in the ODC Inspection Report. The new playground, specifically including the Additional Features, will be built with the goal of using Universal Design standards and will address the ADA compliance deficiencies of the previous playground. According to Sinclair Recreation, the designer of the new playground, the Additional

Features are necessary for the new Village Square Park playground to obtain full ADA certification.

**Historic Preservation Review Guidelines (06-09-2008 (approved by City Council))-V.B.
New Construction**

1. Streetscape Compatibility – The playground features will include ramps to towers that are wheelchair accessible from the surrounding sidewalk. The streetscape view of the Additional Features are compatible with the overall design and appearance of the surrounding streetscape in its design and appearance with the use of natural colors.
2. Architectural Style – A variety of new features will be added, built with long-lasting materials. The retention of Snake Art & Veteran’s Memorial will be maintained, and the existing park benches will be reused. All features will be compatible with the district’s character.
3. Compatibility of Siting and Massing –

(a) The historic relationship between buildings, landscape features and open space

The overall layout of the playground (including the Main Features which are not before the HDC at this time) has been designed to maximize the use of the footprint of the previous playground to the extent possible. Placement outside of the existing footprint is largely dictated to meet manufactures accessibility and safety requirements of greater separation distances between Additional Features. The canoe feature located on the west side of the approved site plan is proposed to be moved to protect an existing tree. The canoe will be moved further south and west, thus minimizing impact on the tree and providing a greater separation and orientation to minimize impact on adjacent buildings. The Additional Features leave ample open space on the Village Square Park property.

(b) The height and bulk of a new building shall be compatible with its surroundings

The proposed Additional Features will not exceed the height of existing buildings in the Historic District. Setbacks will be maintained that exceed required building setbacks within the surrounding area.

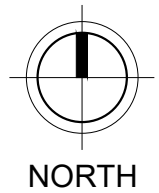
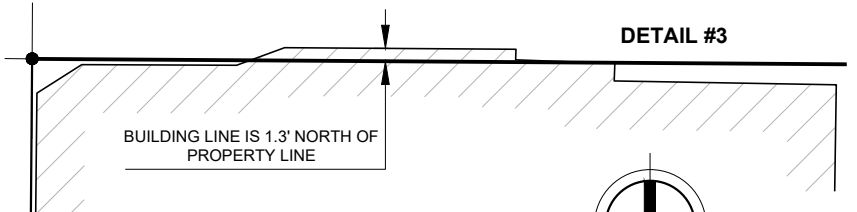
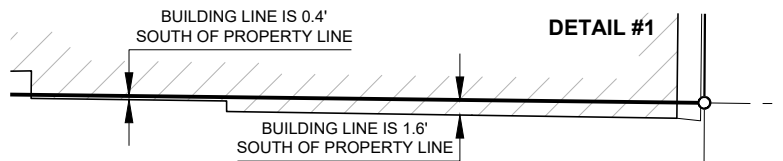
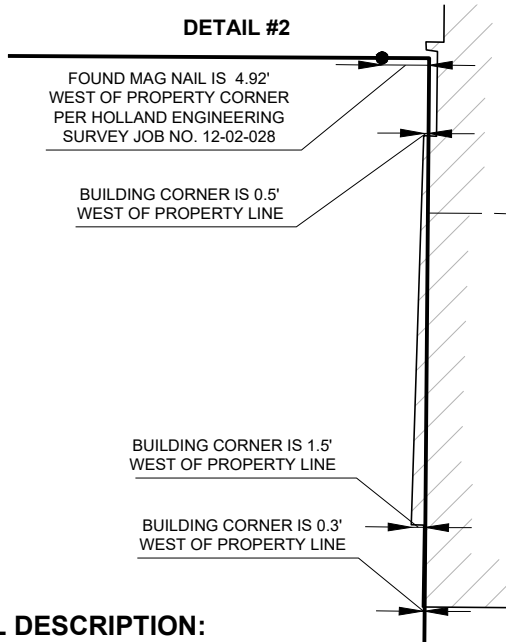
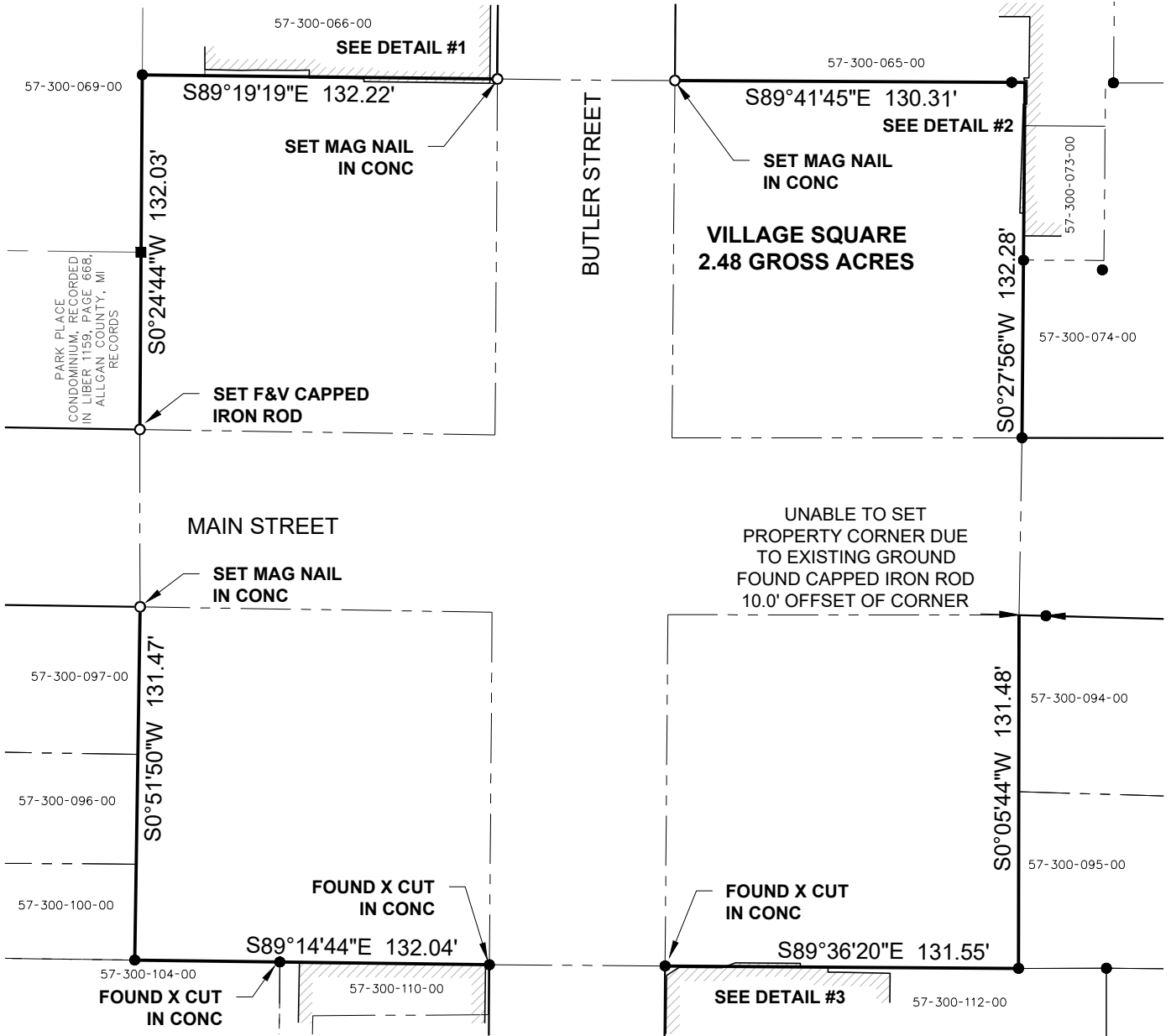
(c) Significant variation in siting or in height and bulk from the immediately surrounding buildings

The Additional Features will foster civic beauty and the playground is proposed to share history and inspire learning while working together with Saugatuck/Douglas History Center. The playground will improve the visual appeal of the Historic District by replacing a structurally obsolete playground and will have no adverse impact on the character of the area. The adjacent buildings are much taller than the proposed playground and other buildings within the surrounding area.

4. Compatible Detailing – The scale, materials, size, type, and placement of the Additional Features will be compatible with the existing streetscape. The PPW visited 12 playgrounds and considered multiple options and renderings to ensure compatibility with the Village Square Park and surrounding area. A historic Singapore theme was chosen with natural colors combined with an art/music theme.
5. Pedestrian Scale – The playground elements will provide a safe, comfortable, and attractive environment for pedestrians and nearby commercial area. The Universal Design features will expand the user base of the park, making the area more accessible to visitors.
6. Distinguishing New from Old – The Additional Features of the playground with height, color material, and activity variation will be designed so that they are compatible with, but discernable from, adjacent historic buildings. The Village Square playground is intended to highlight early lakeshore history and the art, musical and natural landscape heritage of the area.

CONCLUSION

Overall, approval and construction of the Additional Features and modifying the location of the canoe feature by moving it further south will enhance the heritage and character of the City of Saugatuck and promotion of the Historic District. The HDC has already properly approved this project once before and the same reasoning can be applied to this request. The additional improvements will enhance accessibility for a wider age group of children. In addition, the equipment has already been purchased. The proposed playground features meet the City's Historic District Guidelines and application requirements of Section 152.07 of the City Code. Approval of the Sinclair Design 11 Additional Features and modification by the HDC will allow the City to begin the construction with assistance from local volunteers as soon as possible. The improvements identified in the Historic District Application are consistent with the Settlement Agreement reached between the City and the nearby property owner concerning the Village Square Park playground. Please let us know if you have any further questions.



PARCEL DESCRIPTION:

PUBLIC SQUARE OF KALAMAZOO PLAT, CITY OF SAUGATUCK, ALLEGAN COUNTY, MICHIGAN, RECORDED IN LIBER 111, PAGE 551, ALLEGAN COUNTY RECORDS.

BEARINGS ARE BASED ON PREVIOUS F&V PROJECTS NO. 3187 & 814900

LEGEND

- FOUND IRON STAKE
- FOUND CONCRETE MONUMENT
- SET PROPERTY CORNER

DATE: 04/06/2023
F&V PROJECT NO.
3187-38



2960 Lucerne Drive SE
Grand Rapids, MI 49546
P: 616.977.1000
F: 616.977.1005

VILLAGE SQUARE SURVEY
SECTION 9, T3N, R16W
ALLEGAN CO, MICHIGAN

CITY OF SAUGATUCK
VILLAGE SQUARE

EXHIBIT A

EXHIBIT B

EXHIBIT C

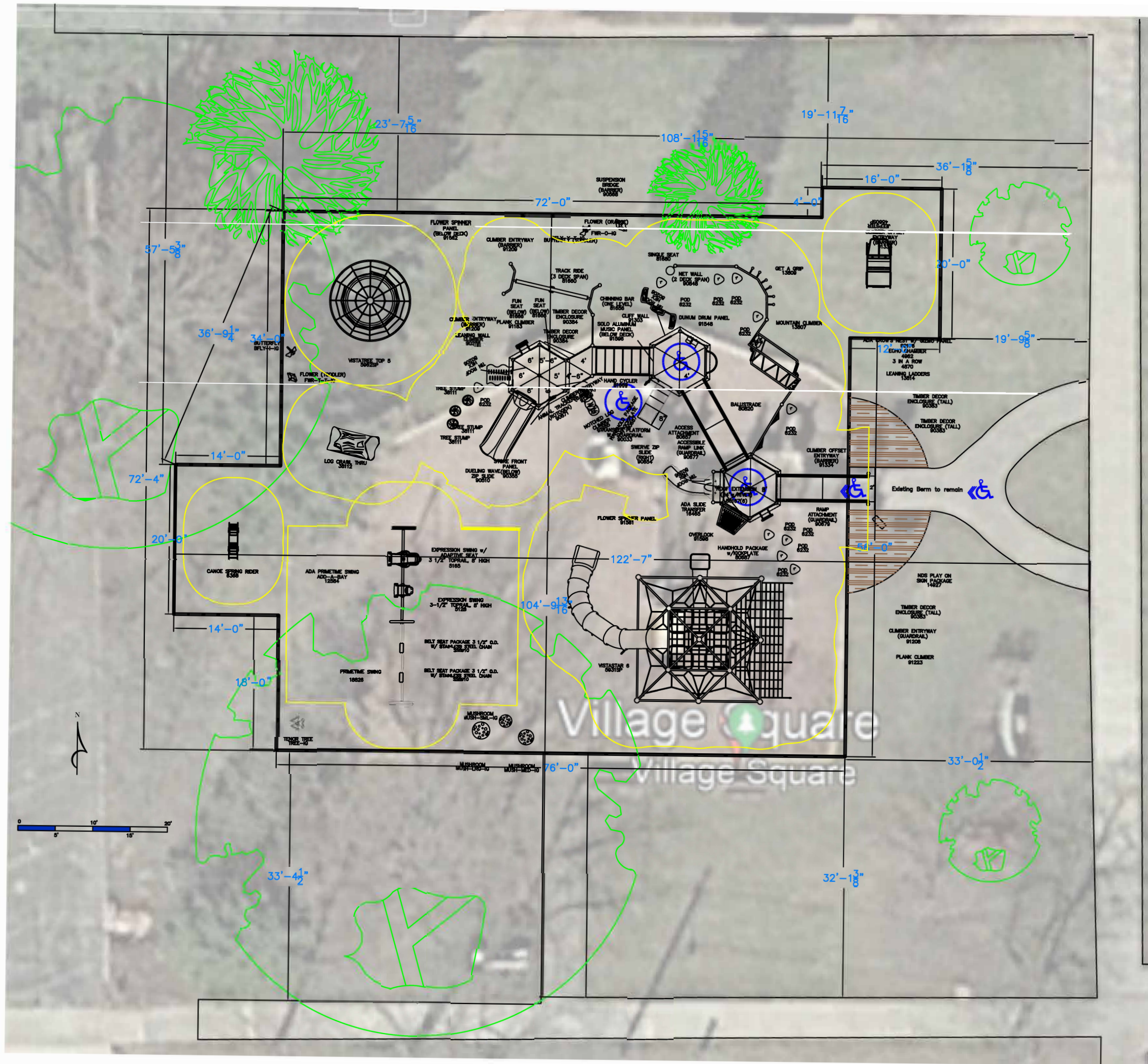


EXHIBIT D

Village Square Playground

- Located at Village Square - the centerpiece of downtown
- Beloved by locals and tourists



Village Square Playground Research



ODC Inspection Report



- Many Priority 1 and 2 safety concerns
- Non-compliant and should be corrected ASAP

PPW and DPW recommends:

- decommission ASAP
- replacement spring 2024



Playground Priorities



- Remain at current location
- Maximize existing footprint
- Keep existing trees
- Reuse existing five benches
- Keep Snake Art & Veteran's Memorial
- Broaden age range to 2-12 years
- Develop fitness, strength, balance
- Include unique, modern features
- Use long-lasting materials
- Add solar, flashing crosswalk sign

Playground Priorities (accessibility)

- Pursue Universal Design
 - ✓ Full compliance cost prohibitive
 - ✓ Many accessible features included



Ramps to towers are wheelchair accessible



Transfer platform for net structure



Crows nest and play panels for engagement on ramps/towers



Universal design swings

Playground Priorities (themes)

Nature Theme with
Concrete Components



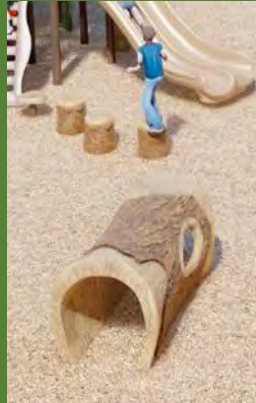
\$631,000



Singapore Theme with
Nature Colors

&

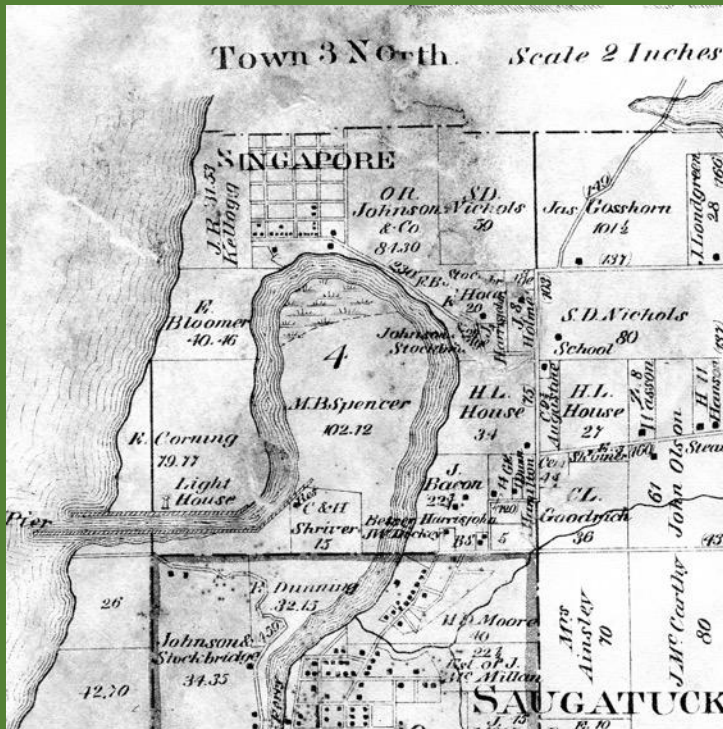
Art/Music Theme



\$450,000



Saugatuck/Douglas History Center



From 1873 Atlas



- Contacted Eric Gollanek, PhD, ED History Center
- “Pleased to work together to share history and inspire learning”.

- Village Square & playground to highlight:
 - Indigenous History and Culture
 - Early Lakeshore History
 - Singapore History
 - Envision signage like SDHC Demerest Shanty story panels.

Vendors/Designers Meetings



- 12 playgrounds visited
- Catalogues & on-line components
- Multiple renderings/feedback
- Outdoor Discovery Center (ODC)
 - Wood structures (short-term use)
 - 2025 availability
- Adventure World
 - Non-compliant
- Sinclair using GameTime/PlayCore
 - Located in Holland
 - Worked with Douglas
- Penchura using Landscape Structures
 - Located in Brighton
 - Worked with West Ottawa



PPW Recommendation: Sinclair Design 11





PPW Recommendation: Sinclair Design 11





PPW Recommendation: Sinclair Design 11



PPW Recommendation: Sinclair Design 11





PPW Recommendation: Sinclair Design 11





PPW Recommendation: Sinclair Design 11





PPW Recommendation: Sinclair Design 11





PPW Recommendation: Sinclair Design 11





PPW Recommendation: Sinclair Design 11





PPW Recommendation: Sinclair Design 11



Intellectual property of GameTime PlayCore Company. The illustration of rendering is an interpretation and may not reflect exact site conditions.



PPW Recommendation: Sinclair Design 11

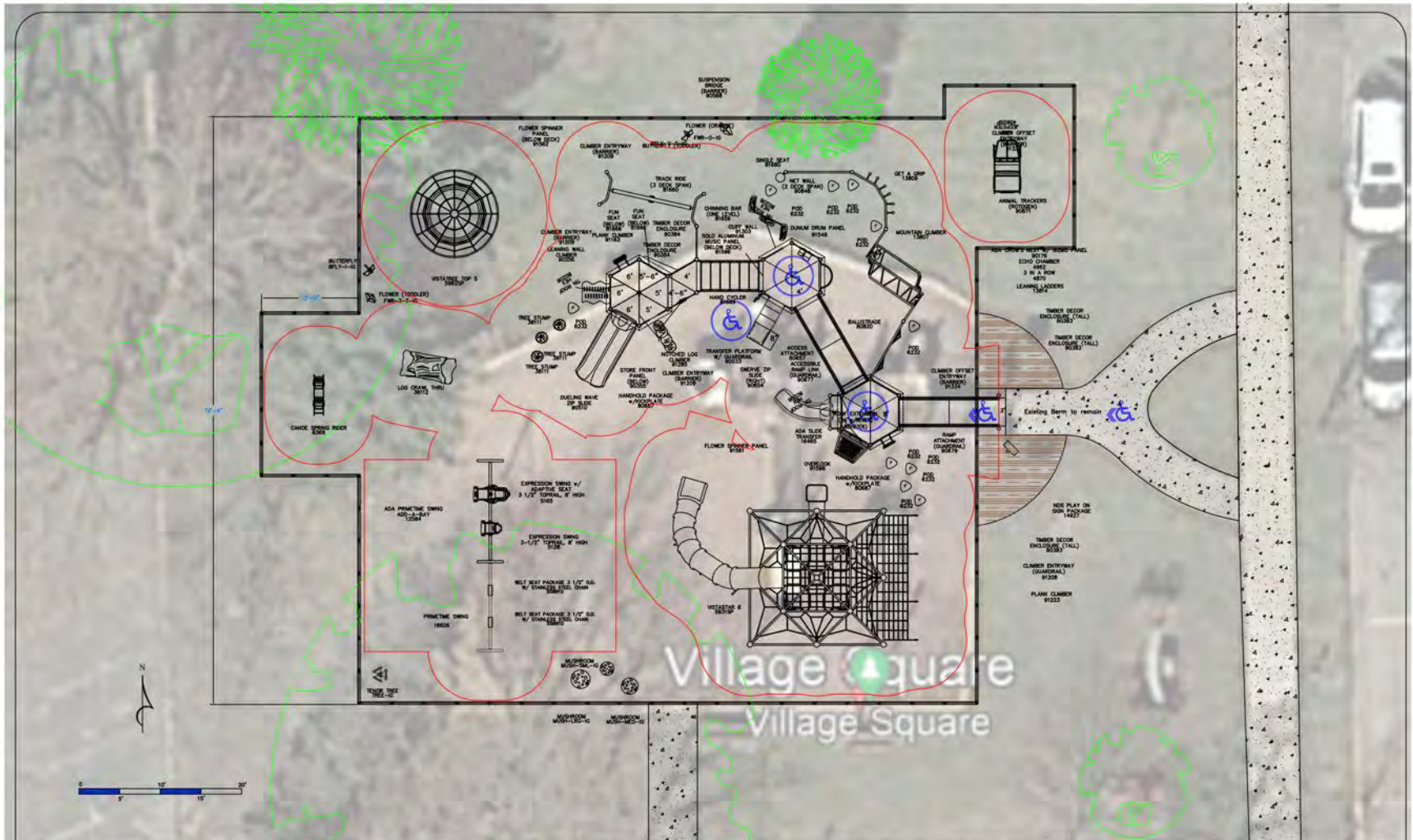




PPW Recommendation: Sinclair Design 11



PPW Recommendation: Sinclair Design 11



150 PlayCore Drive SE
Fort Payne, AL 35967
www.gametime.com

City of Saugatuck
Village Square Park - Option Eleven
Saugatuck, MI
Representative
Sinclair Recreation

This list includes play equipment and routes as manufactured designed for specific needs. It is the opinion of the manufacturer that these play areas and routes of travel conform to the accessibility requirements of the ADA Amendments Act of 2008 (ADA).

Total Elevated Play Components	18	Required	0
Total Elevated Play Components Accessible By Ramp	8	Required	0
Total Elevated Components Accessible By Transfer	19	Required	9
Total Accessible Ground Level Components Shown	41	Required	6
Total Different Types of Ground Level Components	10	Required	3

This entry equipment is recommended for children ages 5 - 12

Minimum Area Required
76' 6" x 72' 6"
Scale: 1/8" = 1'-0"

IMPORTANT: Soft resilient surfacing should be placed in the use areas of all equipment, as specified for each type of equipment, and at depths to meet the critical fall heights as specified by the U.S. Consumer Product Safety Commission's ASTM standard F 1987 and Canadian Standard CAN/CSA Z 614.

Drawn By:
ALW
Date:
3/25/2023
Drawing Name:
Saugatuck - Village Square Park



Sinclair/Penchura Cost Comparison

	Sinclair	Penchura
Equipment	365,088	389,241
Freight	13,780	22,545
Install/Supervision (community build)	*55,750	71,740
Wood Fiber	14,925	9,233
Subtotal	449,543	492,759
Potential Discount / Grants	(112,910)	(31,140)
Total	336,633	461,619

*Cost savings of \$35,250.00 for a hybrid community build installation

Sinclair Terms

- To qualify for the GameTime Grant, must complete the application form for pre-approval.
- The order **MUST** be received no later than October 27th, with full payment to allow for processing.
- Order will ship within 8-12 weeks from date of order placement.
- To qualify for the matching grant amount shown above, a check for the full amount (\$265,958.41) **MUST** accompany your order.
- Balance of \$70,675 due later for install.



netime
playgrounds

City of Saugatuck
Village Square Park - Option Six

EXHIBIT E

Comprehensive Playground Compliance Inspection and Assessment Form

Inspector (print) _____ Signature Evan Oline CPSI# _____

Date _____ Time _____ Weather _____

Playground Name and/or Identification Number _____

Address _____

Injuries to children may occur from many types of playground equipment and environmental conditions. The checklist on the following pages will help you to assess and correct safety-related concerns that may be present on or near your playground. While it does not cover every potential safety-related concern in a children's environment, it is an overview of most known playground safety-related concerns. The checklist does not apply to home playground equipment, amusement park equipment, or to equipment normally intended for sports use. The checklist also does not address the many important issues of child development that pertain to play.

The Comprehensive Playground Compliance Inspection and Assessment form is not a regulatory standard, but a compilation of suggested guidelines based upon the *Public Playground Safety Handbook* written by the U.S. Consumer Product Safety Commission (CPSC)¹ Revised November 2010; American Society for Testing and Materials (ASTM)² F1487 Standard; U.S. Department of Justice 2010 ADA Standards for Accessible Design (2010 Standard) for Title II (28 CFR Part 35) and Title III (28 CFR Part 36), Sections 240 and 1008 Play Areas³ (These accessibility standards published in the Federal Register on September 15, 2010, can be found at: <http://www.ada.gov/regs2010/2010ADASTandards/2010ADASTandards.htm>) and expert opinions from individuals with a vast amount of experience in the field of playground management.

Acknowledgments:

- Created from the "Statewide Comprehensive Injury Prevention Program" (SCIPP), Department of Public Health, 150 Trecost Street, Boston, MA 02111
- Adapted as Wheaton Park District's "Initial Playground Safety Audit" September, 1989, Revised December 20, 1990, and November, 1991, Ken Kutska, CPRP
- Edited and updated June, 1992, by Ken Kutska, CPRP, and Kevin Hoffman, ARM, Park District Risk Management Agency
- Edited and updated March, 1998, by Ken Kutska, CPRP, CPSI; Kevin Hoffman, ARM, CPSI; and Tony Malkusak, CPRP, CPSI
- Edited and updated March, 1998, by Ken Kutska, CPRP, CPSI; Kevin Hoffman, ARM, CPSI; and Tony Malkusak, CPRP, CPSI
- Edited and updated March, 2003, by Ken Kutska, CPRP, CPSI; Kevin Hoffman, ARM, CPSI; and Tony Malkusak, CPRP, CPSI
- Excel™ formatted 2004, revised citations to 2008 CPSC *Handbook* and ASTM F1487-07ae¹ Standard, August, 2008, by Steve Plumb, CPRP, CPSI
- Revised September 2008 by IPSI, LLC, Ken Kutska, CPRP, CPSI, Executive Director
- Revised August 2011 by IPSI, LLC, Ken Kutska, CPRP, CPSI, Executive Director
- Revised January 2021 by IPSI, LLC, Ken Kutska, CPSI Executive Director

1. U.S. Consumer Product Safety Commission, (CPSC), 4330 East West Highway, Bethesda, MD 20814

2. American Society for Testing and Materials (ASTM), 100 Barr Harbor Drive West Conshohocken, Pennsylvania 19428

3. U.S. Access Board, 1331 F Street, NW, Suite 1000, Washington, DC, 20004 (<http://www.ada.gov/regs2010/ADAREgs2010.htm>)

Five Level Safety Concern Priority Rating System

Rating	Description
Safety Concern Priority	Condition Likely to Cause
Priority 1 Safety Concern	<p>Non-compliant safety-related concern that may result in permanent disability, loss of life or body part.</p> <p>Condition should be corrected immediately.</p>
Priority 2 Safety Concern	<p>Non-compliant safety-related concern that may result in temporary disability.</p> <p>Condition should be corrected as soon as possible.</p>
Priority 3 Safety Concern	<p>Non-compliant safety-related concern that is likely to cause a minor (non-disabling) injury.</p> <p>Condition should be corrected when time permits.</p>
Priority 4 Safety Concern	<p>Non-compliant safety-related concern whose potential to cause an injury is very minimal.</p> <p>Condition should be corrected if it worsens.</p>
Priority 5	<p>The item has been determined to be compliant with the owner's operating policy and standard of care.</p> <p>Continued ongoing preventive maintenance is recommended.</p>

Comprehensive Playground Compliance Inspection and Assessment Form

Page 1

Important: This information has been prepared to assist the agency's attorney in defending potential litigation.
Do not release to any person except an agency official, insurance representative, or agency attorney.

Section A.1: General Background Information

Play Area: _____ Date: _____

Equipment Type: _____ Primary Surface Type: EWF ___ Unitary: Turf ___ PIP ___ Tile ___

Inspected By (Print): _____ Intended User Age: _____

Signature: Evan Qino Phone: _____ Email: _____

Does Owner have a written Policy Statement or Standard Operating Procedure for management of their public playground areas? Yes ___ No ___ If yes have you read it? Yes ___ No ___

Section A.1: Playground Background Information		
Category of Playground Type: (check all that apply)		
<input type="checkbox"/> Destination Community Playground	<input type="checkbox"/> Public School Use Only	<input type="checkbox"/> Pay to Play Playground
<input type="checkbox"/> Neighborhood Park/Tot Lot	<input type="checkbox"/> Public School/Park Use	<input type="checkbox"/> Fast Food Establishment
<input type="checkbox"/> Tot Lot/Vest Pocket Play Area	<input type="checkbox"/> Private School w/ Public Use	<input type="checkbox"/> Supervised Special Use
Equipment Inventory: (Indicate the numbers of each that exist)		
A. Composite Structures	B. Freestanding Play Components	C. Site Amenities
Access/Egress Equipment	<input type="checkbox"/> Swings – Single Axis	<input type="checkbox"/> Benches
<input type="checkbox"/> Stairways/Step Platforms	<input type="checkbox"/> Swings – Multi Axis	<input type="checkbox"/> Tables
<input type="checkbox"/> Step Ladders	<input type="checkbox"/> Swings – Combination	<input type="checkbox"/> Covered Shelter
<input type="checkbox"/> Rung Ladders	<input type="checkbox"/> Rotating Eqpt. – Vertical > 40"D	<input type="checkbox"/> Toilet
<input type="checkbox"/> Ramps	<input type="checkbox"/> Rotating Eqpt. – Vertical < 40"D	<input type="checkbox"/> Water Fountain
<input type="checkbox"/> Transfer Station	<input type="checkbox"/> Rotating Eqpt. – Horizontal	<input type="checkbox"/> Bicycle Rack
<input type="checkbox"/> Deck/Platform/Bridge	<input type="checkbox"/> Slides	<input type="checkbox"/> Litter Barrels
<input type="checkbox"/> Rigid Climbers	<input type="checkbox"/> Slides Embankment	<input type="checkbox"/> Warning Signage
<input type="checkbox"/> Flexible Climbers	<input type="checkbox"/> Rigid Climbers	<input type="checkbox"/> General Info Signage

Continued on next page

Section A.1: Playground Background Information (continued)		
Equipment Inventory: (Indicate the numbers of each that exist)		
A. Composite Structures	B. Freestanding Play Components	C. Site Amenities
Motion Equipment	_____ Flexible Climbers 2-Dimension	_____ Shade Structure (Square Feet Shaded)
_____ Vertical Rotating Eqpt.	_____ Flexible Climbers 3-Dimension	_____ Square Feet
_____ Horizontal Rotating Eqpt.	_____ Upper Body Eqpt. Static	_____ Shade Trees (Square Feet Shaded)
_____ Single Axis Suspended	_____ Upper Body Eqpt. Motion	_____ Square Feet
_____ Slides	_____ Slides	
Upper Body Equipment	_____ Embankment Slides	Other_____
_____ Horizontal Ladder Static	_____ Seesaws	Other_____
_____ Upper Body Motion Eqpt.	_____ Rocking/Springing Eqpt.	Other_____
_____ Track/Trolley Ride	_____ Static Play Panels	Other_____
_____ Sliding Poles	_____ Manipulative Play Panels	Other_____
Miscellaneous Play Equipment	_____ Balance Beam/Step Forms	Other_____
_____ Static Play Panels	_____ Sand/Water Table	Other_____
_____ Manipulative Play Panels	_____ Sand Play Area	
_____ Crawl Tunnels	_____ Water Sprayground Area	
Other Components	Other Play Areas	
_____ Roofs/Shade Structure	_____ Hardscape Play Area (Sq. Ft.)	
_____ Barriers	_____ Open Turf Area (Sq. Ft.)	
_____ Guardrails		
Other_____	Other_____	
Other_____	Other_____	
Other_____	Other_____	
Other_____	Other_____	
Accessibility – Barrier Free Design Process		

General Conditions

Directions: Check all potential concerns that exist, and indicate the actual distance item is from play area border.
The owner/operator shall evaluate each border concern for possible mitigation.

Section A. General Conditions	Distance from Border	Priority Rating	Comments
A.2: Play Area Perimeter Concerns			
A.2.1: 1st public street			
A.2.2: 2nd public street			
A.2.3: 3rd public street			
A.2.4: 4th public street			
A.2.5: streets with heavy traffic			
A.2.6: water (ponds/streams/ditch)			
A.2.7: soccer/football field			
A.2.8: baseball field (home plate)			
A.2.9 basketball court			
A.2.10: parking lot			
A.2.11: railroad tracks			
A.2.12: Trees <ul style="list-style-type: none"> • not pruned up at least 84" within playground area • w/ dead limbs adjacent to and above play area 			
A.2.13: golf course			
A.2.14: quarry pit (cliff-like condition)			
A.2.15: contaminated area – landfill – brown zone			
A.2.16: other (specify)			
A.2.17: other (specify)			
A.2.18: other (specify)			

General Conditions (continued)

Section A. General Conditions	Compliant (YES)	Non-Comp (NO)	Priority Rating	Comments
A.3: General Play Environment Concerns				
1. If required, fence is provided for perimeter concerns. See page 3 of this form for list of concerns. (CPSC 2.1) (Fencing Reference ASTM F2049)				Fence may be added at owner operator's discretion.
2. Shaded area is provided. (CPSC 2.1.1)				
3. Play area is visible to deter inappropriate behavior. (CPSC 2.2.4)				
4. Equipment not recommended on public playgrounds include... climbing ropes not secured at both ends, trampolines, swinging gates, giant strides, heavy metal swings (animal swings), rope swings, swinging dual exercise rings and trapeze bars. (CPSC 2.3.1)				
5. Seating (benches, tables) is in good condition (free of splinters, missing hardware/slats, sharp edges, etc). (exempt from ASTM F1487)				
6. Signs on all bordering streets advise motorists that a playground is nearby.				
7. Trash receptacles are provided and located outside of play area use zone.				
8. Check for dead limbs in trees along walkways to the playground.				
9. No natural or manmade encroachments within the 84" (2130mm) min. overhead obstruction clearance zone. (ASTM 8.14, 9.8.4.1, 9.8.4.2)				

General Conditions (continued)

Section A. General Conditions	Compliant (YES)	Non-Comp (NO)	Priority Rating	Comments
A.4: Materials and Manufacture Concerns				
1. Playground equipment is manufactured and constructed only of materials that have a demonstrated durability and are toxin free complying with the Consumer Product Safety Improvement Act of 2008. (ASTM 4.1.2; CPSC 2.5.1)				
2. Users cannot ingest, inhale, or absorb any potentially hazardous amounts of substances through body surfaces as a result of contact with the equipment. (ASTM 4.1.2, 4.1.3; CPSC 2.5.1, 2.5.4)				
3. Metal components and hardware subject to structural degradation such as rust or corrosion are painted, galvanized or otherwise treated and show no advanced signs of corrosion. No loose or missing hardware. (ASTM 4.1.1, 4.2.1, 4.2.2; CPSC 2.5.1)				
4. Concrete surfaces are smooth, free of visible signs of cracking, rough, jagged or sharp edges and flat walking surfaces do pose a trip hazard. (ASTM 4.1, 6.2 3.1.50)				
5. Wood materials are naturally rot-resistant or treated to avoid deterioration and show no signs of biodeterioration such as decay, fungi, mold mildew, moss or algae. (ASTM 4.1.3; CPSC 2.5.5)				
6. Creosote-treated wood and coatings that contain pesticides are not used. CCA treated wood is not used, or is regularly coated (min. 1 X per year w/ penetrating non-toxic wood sealant). (ASTM 4.1.3; CPSC 2.5.5, 2.5.5)				

General Conditions (continued)

Section A. General Conditions	Compliant (YES)	Non-Comp (NO)	Priority Rating	Comments
A.4: Materials and Manufacture Concerns (continued)				
7. Plastics and other materials that experience ultraviolet (UV) degradation are UV protected and show no visible signs of excessive color fading, deglazing or embrittlement. (ASTM 4.1.1)				
8. Steel cable permanently affixed to a hanger assembly performs as a bearing surface. Cable ends are inaccessible or capped. Cables or steel-cored ropes are protected to prevent fraying, loosening, unraveling, or excessive shifting or sharp edges. (ASTM 4.2.3.1)				
9. Moving suspended elements are connected to the fixed support w/ bearings or bearing surfaces that serve to reduce friction and wear and show no visible signs of excessive wear. (ASTM 4.2.3; CPSC 2.5.2)				
10. Play structures are solidly anchored to the ground and not intended to be relocated. (ASTM 5.3)				

Use Zones

Section B. General Conditions Use Zones	Compliant (YES)	Non-Comp (NO)	Priority Rating	Comments
B.1: Stationary Equipment				
1. Use zone extends min. 72" (1830mm) on all sides of structure. Equipment intended for user to maintain contact w/ the ground during play (i.e. talk tubes, activity panels) is exempt from use zone requirements. (ASTM 9.2.1; CPSC 5.3.9)	X			
2. Use zones for 2 or more stationary play functionally linked structures that are edge to edge within stepping distance \leq 12" (300mm) for 2–5 years and \leq 18" (460mm) for 5–12 years are part of a composite unit. (ASTM 9.2.2; CPSC 5.3.9)				NA
3. Use zones of stationary equipment and other equipment may overlap. If adjacent designated play surfaces of each structure are $<$ 30" (760mm), the min. distance between equipment is 72" (1830mm). If adjacent designated play surfaces of either structure are $>$ 30" (760mm), the min. distance between equipment is 108" (2740mm). (ASTM 9.2.3; CPSC 5.3.10)				NA

Use Zones (continued)

Section B. General Conditions Use Zones	Compliant (YES)	Non-Comp (NO)	Priority Rating	Comments
B.4: Single Axis Swings (To-Fro Swings)				
1. Use zone to front and rear of to-fro swing is 2X where X = distance between pivot point and surfacing and as wide as the swing beam. (ASTM 9.4.1.1; CPSC 5.3.8.3.3)	X			
2. For swings w/ fully enclosed to-fro swing seats, use zone is 2 W where W = distance between pivot point and top of occupied sitting surface. (ASTM 9.4.1.2; CPSC 5.3.8.3.3)	X			
3. No other play structure overlaps the front-to-rear use zone of a to-fro swing. (ASTM 9.4.1.3; CPSC 5.3.8.3.3)				
4. Use zone width is at least as wide as the swing top beam. T-swings use zones have special conditions. (ASTM 9.4.1.4)				
5. Use zone around support structure is min. 72" (1830mm) in all directions from the structure. Support structure use zones for adjacent to-fro swings may overlap 72" (1830mm) apart. Support structure use zones may overlap w/ other equipment w/ min. 108" (2740mm) between structures. (ASTM 9.4.1.5; CPSC 5.3.8.3.3)				

Use Zones (continued)

Section B. General Conditions Use Zones	Compliant (YES)	Non-Comp (NO)	Priority Rating	Comments
B.10: Composite Structures				
1. Use zone is min. 72" (1830mm) from structure perimeter, and complies w/ use zones established for individual types of eqpt. and in most cases may overlap other use zones that are part of the composite structure or are play functionally linked. (ASTM 9.7.1, 9.7.2; CPSC 5.3.9)				
2. Professional judgment may be used to eliminate hazards created by circulation conflicts or adjacent modular play structures that make up the composite structure especially eqpt. that creates forced motion of the users. (ASTM 9.7.2)				

Maintenance, Surfacing, Labeling, Signage

Section C. General Conditions: Maintenance, Surfacing, Labels and Signs	Compliant (YES)	Non-Comp (NO)	Priority Rating	Comments
C.1: General Playground Maintenance Observations				
<p>1. The owner/operator has written documentation from any designer or manufacturer, or qualified person for the inspection, maintenance, and repair of all playground equipment and all impact-attenuating surface systems within the playground. (ASTM 11.1.1, 11.2.1, 11.2.3, 13.1, 13.3)</p>				<p>UNKNOWN</p>
<p>2. Owner/operator demonstrates through visual evidence it is making periodic inspections that include maintenance and repair of each play structure and the play area impact-attenuating surfacing in compliance with ASTM specification F1487, and where applicable, addresses the intent of the DOJ 2010 ADA Standards for Accessible Design. (ASTM 13.1.1, 13.1.3; CPSC Section 4, DOJ 2010 Standard)</p>				
<p>3. Owner/operator demonstrates through visual inspection they are maintaining the entire playground area, all playground eqpt. and all impact-attenuating surfaces are free of all extraneous materials that could cause injury or infection. (ASTM 13.1.1, 13.1.2, 13.2.1, 13.2.2)</p>				<p>Area free of trash and debris</p>
<p>4. Owner/operator has written documentation available that all playground eqpt. and all impact-attenuating surfaces comply with related ASTM Standards and were installed within the playground area and comply with current ASTM 1487, ASTM F1292, F3313, F3351, F2075 for EWF, and F3012 for loose rubber and if applicable, ASTM F1951 to meet the intent of the DOJ 2010 ADA Standards for Accessible Design. (ASTM 13.1.1, 13.2, 13.3; CPSC Section 4)</p>				

Maintenance, Surfacing, Labeling, Signage (continued)

Section C. General Conditions: Maintenance, Surfacing, Labels and Signs	Compliant (YES)	Non-Comp (NO)	Priority Rating	Comments
C.2: Protective Surfacing				
<p>1. Surfacing is level and well-drained and free of standing water. (ASTM 13.2.2; CPSC 2.4.2.2)</p> <p>Note: For more detailed analysis on accessibility see the "Barrier Free Accessible Use Playground Assessment" IPSI, LLC 2018.</p>				
<p>2. Protective surfacing in the use zone as specified by ASTM F1487 (per equipment type), and where applicable the accessible route, is appropriate per ASTM F1292 for the fall height of the equipment or drop height as specified by the owner before purchase. (ASTM 9.1.1)</p> <p>When testing surfacing in place after installation there should be a test report available for reference that all surfacing within the use zones of the play equipment comply with the testing requirements specified in ASTM F3313 in accordance with the minimum performance requirements of ASTM F1292 or the owner's specified requirements in the purchasing and installation contract documents.</p> <p>Note: CPSC Handbook recommends no less than 9 in. (229mm) of compressed loose-fill surfacing.</p> <p>Note: 6 in. (15.24mm) if compressed loose rubber (CPSC 2.4.2.2)</p> <p>(See Section C, Item 2, Question 2: Protective Surfacing "Sample Compliance Field Test Report" with information required by ASTM F3313)</p>				Unable to Inspect

Maintenance, Surfacing, Labeling, Signage (continued)

Section C. General Conditions: Maintenance, Surfacing, Labels and Signs	Compliant (YES)	Non-Comp (NO)	Priority Rating	Comments
C.3: Labeling				
1. Where applicable, on or near all play structures have posted a warning label containing... 1) signal word WARNING, safety alert symbol (triangle w/ exclamation point inside) preceding signal word, and warning message "Installation over a hard surface such as concrete, asphalt, or packed earth may result in serious injury or death from falls." (ASTM 14.2.5)		X	2	
2. Manufacturer's identification appears, is durable, and is placed on the play structure. (ASTM 15)	X			Little Tikes
3. Signs/Labels/Warnings conform to the ANSI Z535.1 and either ANSI Z536.2 or Z535.4 for legibility, Type of lettering, clarity of message and visibility, plus UL969 for durability. (ASTM 14.3)		X	2	

Maintenance, Surfacing, Labeling, Signage (continued)

Section C. General Conditions: Maintenance, Surfacing, Labels and Signs	Compliant (YES)	Non-Comp (NO)	Priority Rating	Comments
C.4: Information Signage/Warnings				
1. Signs or labels provide information for age appropriateness of playground as provided by the designer/manufacturer. (ASTM 14.2.1)		X	2	
2. Signs or labels provide information stating at a minimum adult supervision is recommended. (ASTM 14.2.2)		X	2	
3. Sign posted to communicate warning for the need to remove helmets, drawstrings and items around the neck due to strangulation. (ASTM 14.2.3)		X	2	
4. Sign posted to communicate warning about hot play surfaces and surfacing can cause severe burns to young children. (ASTM 14.2.4; CPSC 2.2.6, 2.5.3, 3.2.1)		X		
5. Freestanding signs are located outside the equipment use zone to alert the user of the concern in time to take action. Owner/operator to determine the number and location of all signs. (ASTM 14.1.1.2, 14.1.2, 14.1.3)				

Access and Egress Components

Section D.1 Access and Egress Components General Equipment Conditions	Compliant (YES)	Non-Comp (NO)	Priority Rating	Comments
Component Description and Location				
1. Steps/rungs are evenly spaced w/in $\pm .25"$ ($\pm 6.4\text{mm}$) and horizontal w/in $\pm 2^\circ$. (ASTM 7.2.1)	X			
2. Steps do not allow accumulation of water or debris. (ASTM 7.2.2; CPSC 5.2.1)				
3. Stairways, step/rung ladders conform w/ access slope; tread, rung, ramp width; tread depth; rung diameter; and vertical rise for intended user group per ASTM. (Table 2., ASTM 7.2.3; CPSC 5.2.1)				
4. Ramps intended for access have a max. horizontal run of 144" (3660mm) and a max. rise 12" (300mm). (ASTM 7.2.4)				
5. Landings w/ play components include wheelchair parking space w/ an adjacent circulation path $\geq 36"$ (910mm). (ASTM 7.2.5)				
6. Continuous handrails are provided on both sides of stairs w/ > 1 tread; stairs w/ 1 tread have handrail or alternate means of support; Handrail height between 22–38" (560–970mm) beginning at 1st step. (ASTM 7.2.6; CPSC 5.2.3)				
7. Handrails have diameter between .95–1.55" (24–39mm). (ASTM 7.2.6.4; CPSC 5.2.2)				
8. Arch and flexible climbers not sole means of access for users 2–5. (ASTM 7.3.2.1; CPSC 5.2.1, 5.3.2.2, Table 5)				
9. Climbers used as access provide a means of hand support for use while climbing. (ASTM 7.3.2.5; CPSC 5.2.2)				

Access and Egress Components (continued)

Section D.1 Access and Egress Components General Equipment Conditions	Compliant (YES)	Non-Comp (NO)	Priority Rating	Comments
10. Stairways and stepladders have continuous handrails from access to platform. (ASTM 7.4.1; CPSC 5.2.3)				
11. Accesses w/out handrails (rung ladders, arch climbers, flexible components, etc.) have alternate hand gripping component to facilitate this transition to platform. (ASTM 7.4.2; CPSC 5.2.4)				
12. Stepping surface for final access on rung ladders, arch climbers, and flexible components are not connected above the designated play surface they serve. (ASTM 7.4.3; CPSC 5.2.1)				
13. Flexible Access Climbing Components anchoring devices are vertically shielded or beneath the min. required depth of surfacing material. Where unitary surfacing materials is used, a maintenance access opening is permissible provided the anchoring device is not accessible when tested with the side of the 3.5" (88.9mm) O. D. projection gauge. Note: <i>Tensioning devices are not considered part of the anchoring device.</i> (ASTM 7.3.2.2, FIG. A1.10)				NA
14. There are no single flexible components such as cable, wire or rope suspended between play components < 84" (2130mm) or from the ground to the play component within 45° from horizontal. They cannot be looped or stretched to contact another suspended component(s). (ASTM 6.6.2) Note: <i>Multiple non-rigid ropes, cables are exempt from this requirement.</i>				
15. Single ropes, cables and chain ≤ 7" (178mm) and chain and cable used to suspend a swing seat or to suspend a seat for standing or sitting that has an attachment point that moves along a designated path of travel are exempt. (ASTM 6.6.2.2, 6.6.2.3) Note: <i>Rope cannot be used to suspend a swing seat.</i>				NA

Access and Egress Components (continued)

Section D.1 Access and Egress Components General Equipment Conditions	Compliant (YES)	Non-Comp (NO)	Priority Rating	Comments
Components are free of any:				
16. Head Entrapment... Components pass entrapment and partially-bounded opening tests. Note: <i>Partially bounded openings < 24" (610mm) high are exempt.</i> (ASTM 6.1, 6.1.4, 6.1.4.7(3))			4	There are 4 entrapment hazards created by the handrails of the two step ladders.
17. Sharp Points and Edges... Eqpt. free of splinters, sharp points, edges; tubing is capped; bolts free of burrs, sharp edges. (ASTM 6.2; CPSC 3.4)				
18. Protrusions... Components pass protrusion test. Nuts, bolts, screws recessed, covered, or sanded smooth. (ASTM 6.3; CPSC 3.2)				
19. Entanglements... No protrusions project upwards > 1/8" (3mm) from horizontal plane; max. 2 fastener threads protrude through any nut perpendicular to initial surface; any protrusion increasing in diameter from initial surface less than or equal to 1/8" (3mm) in width and 1/8" (3mm) in depth is exempt. (ASTM 6.4.2, 6.4.3, 6.4.4)				
20. Entanglements... All connecting devices (S-hooks, C-hooks, etc.) are closed to within .04" (1mm); lower loop of S-hooks does not protrude past the upper loop; lower loop does not overlap body. (ASTM 6.4.5.1, 6.4.5.2.1) Note: <i>Connectors whose interior spaces are completely infilled are exempt.</i>				
21. Crush/Shear... Components pass crush shear tests if they do not grab 5/8"; 0.62" (15.7mm) neoprene rod. (ASTM 6.5; CPSC 3.1) Note: <i>Inspections conducted in the field often use wooden dowel rods of specified dimensions for initial verification of compliance.</i>	X			

Platforms, Landings, and Walkways

Section D.2 Platforms, Landings and Walkways General Equipment Conditions	Compliant (YES)	Non-Comp (NO)	Priority Rating	Comments
Component Description and Location				
1. Platforms are horizontal w/in a tolerance of ± 2 degrees. (ASTM 7.5.1; CPSC 5.1.1)		X	4	Platform near track ride is significantly out of level. Other platforms have also shifted with timbers.
2. Platforms, landings, walkways, and ramps do not trap water and accumulate debris. (ASTM 7.5.2; CPSC 5.1.1)	X			
3. Platforms, landings, walkways, and ramps, and other elevated surfaces that are accessible to wheelchairs provide a min. 36" (910mm) clear width; clear width may be reduced to 32" (810mm) for max. 24" (610mm). (ASTM 7.5.3)	X			Timber supports reduce pathway to 32 inches at multiple points.
4. Turning and parking spaces provided at a transfer point do not overlap. (ASTM 7.5.4)	X			
5. Guardrails contain no designated play surfaces. (ASTM 7.5.5)	X			
6. Guardrails are present on elevated surfaces > 20" (508mm) when intended for 2–5, and > 30" (760mm) when intended for 5–12 year olds. (ASTM 7.5.5.1; CPSC 5.1.3)	X			
7. Guardrails or barriers surround elevated surface except for access and egress openings; max. clear opening w/o a horizontal top rail is 15" (380mm). (ASTM 7.5.5.2; CPSC 5.1.3)		X		One arch climber at track ride doesn't have top rail
8. Top surface of guardrails or barriers min. 29" (740mm) when intended for 2–5, and 38" (970mm) when intended for 5–12. (ASTM 7.5.5.3; CPSC 5.1.3)	X			
9. Lower edge of guardrails max. 23" when intended for 2–5, and 28" when intended for 5–12-year olds. (ASTM 7.5.5.4; CPSC 5.1.3)	X			Guardrail at swinging bridge looks like a big gap, but it does meet the standard. Photo documentation gathered.

Platforms, Landings, and Walkways (continued)

Section D.2 Platforms, Landings and Walkways General Equipment Conditions	Compliant (YES)	Non-Comp (NO)	Priority Rating	Comments
10. Wheelchair accessible ramps requiring guardrails or barriers for either 2–5 or 5–12 have one handrail on both sides between 20–28" (508–710mm) high. (DOJ 2010 ADA Standard Section 1008.2.5)		X	4	No handrail
11. Wheelchair accessible ramps have 2" (51mm) raised curb at both edges, unless guardrails and barriers don't extend to within 1" (25mm) of ramp surface, or ramp has 2 rails and no barrier, or if barrier is outside the edge of ramp surface. (ASTM 7.5.5.6)				no raised curbs present, but is likely compliant
12. Barriers contain no designated surface and minimize climbing. (ASTM 7.5.6; CPSC 5.1.3)	X			
13. Barriers provided on elevated surfaces > 30" (760mm) when intended for 2–5, and > 48" (1220mm) when intended for 5–12. (ASTM 7.5.6.1)	X			
14. Adjacent platforms w/ height difference 12" (300mm) when intended for 2–5 or 18" (460mm) when intended for 5–12 have an access component. (ASTM 7.5.7.1)	X			
15. Upper platform of adjacent platform for access/egress have either guardrails or barriers on the side adjacent to the lower platform based on height difference between adjacent platforms. (ASTM 7.5.7.4)	X			
Platform, Landing and Walkway is free of any:				
16. Head Entrapment... All components pass entrapment and partially-bounded opening tests. Note: <i>Partially-bounded openings where points of contact are < 24" (610mm) high are exempt.</i> (ASTM 6.1, 6.1.4, 6.1.4.7(3))	X			
17. Sharp Points and Edges... Eqpt. free of splinters, sharp points, edges; tubing is capped; bolts free of burrs, sharp edges. (ASTM 6.2; CPSC 3.4)	X			

Platforms, Landings, and Walkways (continued)

Section D.2 Platforms, Landings and Walkways General Equipment Conditions	Compliant (YES)	Non-Comp (NO)	Priority Rating	Comments
Platform, Landing and Walkway is free of any:				
18. Protrusions... Components pass protrusion test. Nuts, bolts, screws recessed, covered, or sanded smooth. (ASTM 6.3; CPSC 3.2)	X			
19. Entanglements... No protrusions project upwards > 1/8" (3mm) from horizontal plane; max. 2 fastener threads protrude through any nut perpendicular to initial surface; any protrusion increasing in diameter from initial surface less than or equal to 1/8" (3mm) in width and 1/8" (3mm) in depth is exempt. (ASTM 6.4.2, 6.4.3, 6.4.4)	X			
20. Entanglements... All connecting devices (S-hooks, C-hooks, etc.) are closed to within .04" (1mm); lower loop of S-hooks does not protrude past the upper loop; lower loop does not overlap body. (ASTM 6.4.5.1) Note: Connectors whose interior spaces are completely infilled are exempt. (ASTM 6.4.5.2.1)	X			
21. Crush/Shear... Components pass crush shear tests if they do not grab 5/8"; 0.62" (15.7mm) neoprene rod. (ASTM 6.5; CPSC 3.1) Note: Inspections conducted in the field often use wooden dowel rods of specified dimensions for initial verification of compliance.	X			

Upper Body Equipment (Horizontal Ladder)

Section E.3 Upper Body Equipment Specific Equipment Conditions	Compliant (YES)	Non-Comp (NO)	Priority Rating	Comments
Component Description and Location				
2 sets: one Monkey Bars and one D-Rings				
1. Maximum distance between rungs is $\geq 9"$ $\leq 15"$ (229–381mm) for 5–12 and $\geq 9"$ $\leq 12"$ (229–300mm) for 4–5. (ASTM 8.3.1; CPSC 5.3.2.4)	X			12"
2. Hand gripping components have diameter between .95–1.55" (24.1–39.4mm) and do not twist or rotate. (ASTM 8.3.1.1; CPSC 5.2.2)	X			
3. Horizontal distance from take-off or landing structure or both to 1st handhold not $> 10"$ (250mm). If accessed by rungs, horizontal distance to 1st rung is 8–10" (200–250mm). (ASTM 8.3.2; CPSC 5.3.2.4)	X			
4. Max. height for 4–5 users is 60" (1524mm); max. height for 5–12 users is 84" (2130mm); max. height for wheelchair users is 54" (1370mm). (ASTM 8.3.3; CPSC 5.3.2.4)	X			74"
5. Max. height of take-off/landing platform for 4–5 is 18" (460mm) and for 5–12 is 36" (910mm). (ASTM 8.3.4; CPSC 5.3.2.4)		X	5	Priority level 5. Height is 38" Raise/ level Safety Surfacing
6. Moveable hanging rings/rungs have max. length of 15" (460mm) from pivot point to bottom of rung; flexible elements (chain, cable, etc) max. length is 7" (178mm). (ASTM 8.3.5; CPSC 5.3.2.5)				
7. Overhead rings are not recommended for 2–3, 4–12; is okay. (CPSC 5.3.2.5)				

Upper Body Equipment (Horizontal Ladder) (continued)

Section E.3 Upper Body Equipment Specific Equipment Conditions	Compliant (YES)	Non-Comp (NO)	Priority Rating	Comments
Upper Body Equipment is free of any:				
8. Head Entrapment... All components pass entrapment and partially-bounded opening tests. (ASTM 6.1) Note: <i>Partially-bounded openings < 24" (610mm) high are exempt.</i>				
9. Sharp Points and Edges... Eqpt. free of splinters, sharp points, edges; tubing is capped; bolts free of burrs, sharp points. (ASTM 6.2; CPSC 3.4)				
10. Protrusions... All components pass protrusion test. Nuts, bolts, screws recessed, covered, or sanded smooth. (ASTM 6.3; CPSC 3.2)				
11. Entanglements... No protrusions project upwards > 1/8" (3mm) from horizontal plane; max. 2 fastener threads protrude through any nut perpendicular to initial surface; any protrusion increasing in diameter from initial surface less than or equal to 1/8" (3mm) in width and 1/8" (3mm) in depth is exempt. (ASTM 6.4.2, 6.4.3, 6.4.4)				
12. Entanglements... Connecting devices (S-hooks, C-hooks, etc.) are closed to within .04" (1mm); lower loop of S-hooks does not protrude past the upper loop; lower loop does not overlap body. (ASTM 6.4.5.1) Note: <i>Connectors whose interior spaces are completely infilled are exempt.</i> (ASTM 6.4.5.2.1)				
13. Crush/Shear... Components pass crush shear tests if they do not grab 5/8", 0.62" (15.7mm) neoprene rod. (ASTM 6.5; CPSC 3.1) Note: <i>Inspections conducted in the field often use wooden dowel rods of specified dimensions for initial verification of compliance.</i>				

Upper Body Equipment (Sliding Pole)

Section E.4 Upper Body Eqpt. Sliding Pole Specific Equipment Conditions	Compliant (YES)	Non-Comp (NO)	Priority Rating	Comments
Component Description and Location				
1. Clearance between structure and pole is 18–20" (450–500mm). (ASTM 8.4.1; CPSC 5.3.2.6)	X			18"
2. User access is from one elevation only. (ASTM 8.4.2; CPSC 5.3.2.6)	X			
3. Sliding pole accessed from a platform is min. 60" (1524mm) above platform. (ASTM 8.4.3; CPSC5.3.2.6)	X			
4. Max. pole diameter is 1.9" (48mm). (ASTM 8.4.4; CPSC 5.3.2.6)	X			
5. Pole is continuous w/ no protruding welds, joints, or abrupt changes in direction. (ASTM 8.4.5; CPSC 5.3.2.6)	X			
6. Guardrails or barriers at platform entrance/ exit has max. 15" (380mm) opening. (ASTM 8.4.5; CPSC 5.3.2.6)	X			
7. Sliding poles are not recommended for 2–5-year-old users. (CPSC 5.3.2.6)	X			
Sliding Pole is free of any:				
8. Head Entrapment... All components pass entrapment and partially-bounded opening tests. (ASTM 6.1)	X			
9. Sharp Points and Edges... Eqpt. free of splinters, sharp points, edges; tubing is capped; bolts free of burrs, sharp points. (ASTM 6.2; CPSC 3.4)	X			
10. Protrusions... Components pass protrusion test. Nuts, bolts, screws recessed, covered, or sanded smooth. (ASTM 6.3; CPSC 3.2)	X			
11. Entanglements... No protrusions project upwards > 1/8" (3mm) from horizontal plane; max. 2 fastener threads protrude through any nut perpendicular to initial surface; any protrusion increasing in diameter from initial surface less than or equal to 1/8" (3mm) in width and 1/8" (3mm) in depth is exempt. (ASTM 6.4.2, 6.4.3, 6.4.4)				

Slides

Section E.5 Slides Specific Equipment Conditions	Compliant (YES)	Non-Comp (NO)	Priority Rating	Comments
Component Description and Location Slide 1: 3' deck curved				
1. Transition platform depth is min. 14", (360mm) width is ≥ slide bedway width. (ASTM 8.5.2.2, 8.5.2.3; CPSC 5.3.6.2)	X			
2. Handrails or means of hand support are provided at chute entrance. A means to channel users into sitting position exists. (ASTM 8.5.3.1, 8.5.3.2; CPSC 5.3.6.2)	X			
3. Height/Length ratio < .577 (30°); no span of sliding surface > 50°. On curved spiral and embankment types, the slide length is measured along the center line of horizontal projected path of travel from the beginning of slide entry through end of slide exit. (ASTM 8.5.4.1, 8.5.4.2, FIG A1.22; CPSC 5.3.6.3.4)	X			
4. Slide chute width is min. 12" (300mm) for 2–5, and min.16" (410mm) for 5–12. (ASTM 8.5.4.3; CPSC 5.3.6.3.4)	X			
5. Slides w/ flat and open chutes have continuous sidewall min. 4" (102mm) high on both sides. (ASTM 8.5.4.4; CPSC 5.3.6.3.4)	X			
6. Tube slides have min. diameter of 23" (580mm) w/ texture or barrier to prevent sliding on outside. (ASTM 8.5.4.7; CPSC 5.3.6.3.5)				NA
7. Slides have min. 11" (280mm) exit region length; exit region slope is between 0 and -10 degrees. (ASTM 8.5.5.1, 8.5.5.2; CPSC 5.3.6.4)	X			
8. Slides < 48" (1220mm) high have max. 11" (280mm) height at exit; slides > 48" (1220mm) have exit height between 7–15" (180–380mm); slide exit edges are rounded or curved. (ASTM 8.5.5.3, 8.5.5.5; CPSC 5.3.6.4)			4	14", safety surfacing low
9. Slide 21" (533mm) non-entanglement zone has no projections that extend > 0.12" (3mm) in any orientation. (ASTM 6.4.1.1.2; CPSC 5.3.6.7)				

Slides (continued)

Section E.5 Slides Specific Equipment Conditions	Compliant (YES)	Non-Comp (NO)	Priority Rating	Comments
<p>10. Sliding surface is smooth and continuous (except roller slides) and has no spaces that may create an entanglement hazard. (ASTM 6.4.1(2); CPSC 5.3.6.7)</p> <p>Roller Slide: No space admits 3/16" (5mm) neoprene rod either between rollers or adjacent stationary segments. (ASTM 8.9.2.1; CPSC 5.3.6.2.2)</p> <p>Note: <i>Inspections conducted in the field often use wooden dowel rods of specified dimensions for initial verification of compliance.</i></p>				
<p>11. A clear area, free of obstacles, surrounds the slide chute; clear area extends through slide exit use zone out and up 21" (533mm) measured from top inside edge of sidewall. (ASTM 8.5.6.1, FIG A1.27)</p>				
<p>12. Long spiral slides (> 360°) are not recommended for 2–5 old users. (CPSC 5.3.6.3.3)</p>	X			
Slide is free of any:				
<p>13. Head Entrapment...Components pass entrapment and partially-bounded opening tests. (ASTM 6.1)</p> <p>Note: <i>Partially-bounded openings < 24" (610mm) high are exempt.</i></p>	X			
<p>14. Sharp Points and Edges... Eqpt. free of splinters, sharp points, edges; tubing is capped; bolts free of burrs, sharp points. (ASTM 6.2; CPSC 3.4)</p>	X			
<p>15. Protrusions... Components pass protrusion test. Nuts, bolts, screws recessed, covered, or sanded smooth. (ASTM 6.3; CPSC 3.2)</p>	X			
<p>16. Entanglements... No protrusions project upwards > 1/8" (3mm) from horizontal plane; max. 2 fastener threads protrude through any nut perpendicular to initial surface; any protrusion increasing in diameter from initial surface less than or equal to 1/8" (3mm) in width and 1/8" (3mm) in depth is exempt. (ASTM 6.4.2, 6.4.3, 6.4.4)</p>	X			
<p>17. Crush/Shear... Components pass crush shear tests if they do not grab 5/8", 0.62" (15.7mm) neoprene rod. (ASTM 6.5; CPSC 3.1)</p> <p>Note: <i>Inspections conducted in the field often use wooden dowel rods of specified dimensions for initial verification of compliance.</i></p>	X			

Slides

Section E.5 Slides Specific Equipment Conditions	Compliant (YES)	Non-Comp (NO)	Priority Rating	Comments
Component Description and Location				
Slide 2: 3' double straight slide				
1. Transition platform depth is min. 14", (360mm) width is ≥ slide bedway width. (ASTM 8.5.2.2, 8.5.2.3; CPSC 5.3.6.2)	X			
2. Handrails or means of hand support are provided at chute entrance. A means to channel users into sitting position exists. (ASTM 8.5.3.1, 8.5.3.2; CPSC 5.3.6.2)	X			
3. Height/Length ratio < .577 (30°); no span of sliding surface > 50°. On curved spiral and embankment types, the slide length is measured along the center line of horizontal projected path of travel from the beginning of slide entry through end of slide exit. (ASTM 8.5.4.1, 8.5.4.2, FIG A1.22; CPSC 5.3.6.3.4)	X			
4. Slide chute width is min. 12" (300mm) for 2–5, and min.16" (410mm) for 5–12. (ASTM 8.5.4.3; CPSC 5.3.6.3.4)	X			
5. Slides w/ flat and open chutes have continuous sidewall min. 4" (102mm) high on both sides. (ASTM 8.5.4.4; CPSC 5.3.6.3.4)	X			
6. Tube slides have min. diameter of 23" (580mm) w/ texture or barrier to prevent sliding on outside. (ASTM 8.5.4.7; CPSC 5.3.6.3.5)				NA
7. Slides have min. 11" (280mm) exit region length; exit region slope is between 0 and -10 degrees. (ASTM 8.5.5.1, 8.5.5.2; CPSC 5.3.6.4)	X			
8. Slides < 48" (1220mm) high have max. 11" (280mm) height at exit; slides > 48" (1220mm) have exit height between 7–15" (180–380mm); slide exit edges are rounded or curved. (ASTM 8.5.5.3, 8.5.5.5; CPSC 5.3.6.4)		X	4	14", safety surfacing low
9. Slide 21" (533mm) non-entanglement zone has no projections that extend > 0.12" (3mm) in any orientation. (ASTM 6.4.1.1.2; CPSC 5.3.6.7)	X			

Slides (continued)

Section E.5 Slides Specific Equipment Conditions	Compliant (YES)	Non-Comp (NO)	Priority Rating	Comments
<p>10. Sliding surface is smooth and continuous (except roller slides) and has no spaces that may create an entanglement hazard. (ASTM 6.4.1(2); CPSC 5.3.6.7)</p> <p>Roller Slide: No space admits 3/16" (5mm) neoprene rod either between rollers or adjacent stationary segments. (ASTM 8.9.2.1; CPSC 5.3.6.2.2)</p> <p>Note: <i>Inspections conducted in the field often use wooden dowel rods of specified dimensions for initial verification of compliance.</i></p>	X			
<p>11. A clear area, free of obstacles, surrounds the slide chute; clear area extends through slide exit use zone out and up 21" (533mm) measured from top inside edge of sidewall. (ASTM 8.5.6.1, FIG A1.27)</p>	X			
<p>12. Long spiral slides (> 360°) are not recommended for 2–5 old users. (CPSC 5.3.6.3.3)</p>	X			
Slide is free of any:				
<p>13. Head Entrapment...Components pass entrapment and partially-bounded opening tests. (ASTM 6.1)</p> <p>Note: <i>Partially-bounded openings < 24" (610mm) high are exempt.</i></p>	X			
<p>14. Sharp Points and Edges... Eqpt. free of splinters, sharp points, edges; tubing is capped; bolts free of burrs, sharp points. (ASTM 6.2; CPSC 3.4)</p>	X			
<p>15. Protrusions... Components pass protrusion test. Nuts, bolts, screws recessed, covered, or sanded smooth. (ASTM 6.3; CPSC 3.2)</p>	X			
<p>16. Entanglements... No protrusions project upwards > 1/8" (3mm) from horizontal plane; max. 2 fastener threads protrude through any nut perpendicular to initial surface; any protrusion increasing in diameter from initial surface less than or equal to 1/8" (3mm) in width and 1/8" (3mm) in depth is exempt. (ASTM 6.4.2, 6.4.3, 6.4.4)</p>	X			
<p>17. Crush/Shear... Components pass crush shear tests if they do not grab 5/8", 0.62" (15.7mm) neoprene rod. (ASTM 6.5; CPSC 3.1)</p> <p>Note: <i>Inspections conducted in the field often use wooden dowel rods of specified dimensions for initial verification of compliance.</i></p>	X			

Slides

Section E.5 Slides Specific Equipment Conditions	Compliant (YES)	Non-Comp (NO)	Priority Rating	Comments
Component Description and Location				
Slide 3: 5.5' deck straight				
1. Transition platform depth is min. 14", (360mm) width is ≥ slide bedway width. (ASTM 8.5.2.2, 8.5.2.3; CPSC 5.3.6.2)	X			
2. Handrails or means of hand support are provided at chute entrance. A means to channel users into sitting position exists. (ASTM 8.5.3.1, 8.5.3.2; CPSC 5.3.6.2)	X			
3. Height/Length ratio < .577 (30°); no span of sliding surface > 50°. On curved spiral and embankment types, the slide length is measured along the center line of horizontal projected path of travel from the beginning of slide entry through end of slide exit. (ASTM 8.5.4.1, 8.5.4.2, FIG A1.22; CPSC 5.3.6.3.4)	X			
4. Slide chute width is min. 12" (300mm) for 2–5, and min.16" (410mm) for 5–12. (ASTM 8.5.4.3; CPSC 5.3.6.3.4)	X			
5. Slides w/ flat and open chutes have continuous sidewall min. 4" (102mm) high on both sides. (ASTM 8.5.4.4; CPSC 5.3.6.3.4)	X			
6. Tube slides have min. diameter of 23" (580mm) w/ texture or barrier to prevent sliding on outside. (ASTM 8.5.4.7; CPSC 5.3.6.3.5)				NA
7. Slides have min. 11" (280mm) exit region length; exit region slope is between 0 and -10 degrees. (ASTM 8.5.5.1, 8.5.5.2; CPSC 5.3.6.4)	X			
8. Slides < 48" (1220mm) high have max. 11" (280mm) height at exit; slides > 48" (1220mm) have exit height between 7–15" (180–380mm); slide exit edges are rounded or curved. (ASTM 8.5.5.3, 8.5.5.5; CPSC 5.3.6.4)	X			
9. Slide 21" (533mm) non-entanglement zone has no projections that extend > 0.12" (3mm) in any orientation. (ASTM 6.4.1.1.2; CPSC 5.3.6.7)	X			

Slides (continued)

Section E.5 Slides Specific Equipment Conditions	Compliant (YES)	Non-Comp (NO)	Priority Rating	Comments
<p>10. Sliding surface is smooth and continuous (except roller slides) and has no spaces that may create an entanglement hazard. (ASTM 6.4.1(2); CPSC 5.3.6.7)</p> <p>Roller Slide: No space admits 3/16" (5mm) neoprene rod either between rollers or adjacent stationary segments. (ASTM 8.9.2.1; CPSC 5.3.6.2.2)</p> <p>Note: <i>Inspections conducted in the field often use wooden dowel rods of specified dimensions for initial verification of compliance.</i></p>	X			
<p>11. A clear area, free of obstacles, surrounds the slide chute; clear area extends through slide exit use zone out and up 21" (533mm) measured from top inside edge of sidewall. (ASTM 8.5.6.1, FIG A1.27)</p>	X			
<p>12. Long spiral slides (> 360°) are not recommended for 2–5 old users. (CPSC 5.3.6.3.3)</p>	X			
Slide is free of any:				
<p>13. Head Entrapment...Components pass entrapment and partially-bounded opening tests. (ASTM 6.1)</p> <p>Note: <i>Partially-bounded openings < 24" (610mm) high are exempt.</i></p>	X			
<p>14. Sharp Points and Edges... Eqpt. free of splinters, sharp points, edges; tubing is capped; bolts free of burrs, sharp points. (ASTM 6.2; CPSC 3.4)</p>	X			
<p>15. Protrusions... Components pass protrusion test. Nuts, bolts, screws recessed, covered, or sanded smooth. (ASTM 6.3; CPSC 3.2)</p>	X			
<p>16. Entanglements... No protrusions project upwards > 1/8" (3mm) from horizontal plane; max. 2 fastener threads protrude through any nut perpendicular to initial surface; any protrusion increasing in diameter from initial surface less than or equal to 1/8" (3mm) in width and 1/8" (3mm) in depth is exempt. (ASTM 6.4.2, 6.4.3, 6.4.4)</p>	X			
<p>17. Crush/Shear... Components pass crush shear tests if they do not grab 5/8", 0.62" (15.7mm) neoprene rod. (ASTM 6.5; CPSC 3.1)</p> <p>Note: <i>Inspections conducted in the field often use wooden dowel rods of specified dimensions for initial verification of compliance.</i></p>	X			

Slides

Section E.5 Slides Specific Equipment Conditions	Compliant (YES)	Non-Comp (NO)	Priority Rating	Comments
Component Description and Location				
Slide 4: 5.5' deck spiral				
1. Transition platform depth is min. 14", (360mm) width is ≥ slide bedway width. (ASTM 8.5.2.2, 8.5.2.3; CPSC 5.3.6.2)	X			
2. Handrails or means of hand support are provided at chute entrance. A means to channel users into sitting position exists. (ASTM 8.5.3.1, 8.5.3.2; CPSC 5.3.6.2)	X			
3. Height/Length ratio < .577 (30°); no span of sliding surface > 50°. On curved spiral and embankment types, the slide length is measured along the center line of horizontal projected path of travel from the beginning of slide entry through end of slide exit. (ASTM 8.5.4.1, 8.5.4.2, FIG A1.22; CPSC 5.3.6.3.4)	X			
4. Slide chute width is min. 12" (300mm) for 2–5, and min.16" (410mm) for 5–12. (ASTM 8.5.4.3; CPSC 5.3.6.3.4)	X			
5. Slides w/ flat and open chutes have continuous sidewall min. 4" (102mm) high on both sides. (ASTM 8.5.4.4; CPSC 5.3.6.3.4)	X			
6. Tube slides have min. diameter of 23" (580mm) w/ texture or barrier to prevent sliding on outside. (ASTM 8.5.4.7; CPSC 5.3.6.3.5)				NA
7. Slides have min. 11" (280mm) exit region length; exit region slope is between 0 and -10 degrees. (ASTM 8.5.5.1, 8.5.5.2; CPSC 5.3.6.4)	X			
8. Slides < 48" (1220mm) high have max. 11" (280mm) height at exit; slides > 48" (1220mm) have exit height between 7–15" (180–380mm); slide exit edges are rounded or curved. (ASTM 8.5.5.3, 8.5.5.5; CPSC 5.3.6.4)	X			
9. Slide 21" (533mm) non-entanglement zone has no projections that extend > 0.12" (3mm) in any orientation. (ASTM 6.4.1.1.2; CPSC 5.3.6.7)	X			

Slides (continued)

Section E.5 Slides Specific Equipment Conditions	Compliant (YES)	Non-Comp (NO)	Priority Rating	Comments
<p>10. Sliding surface is smooth and continuous (except roller slides) and has no spaces that may create an entanglement hazard. (ASTM 6.4.1(2); CPSC 5.3.6.7)</p> <p>Roller Slide: No space admits 3/16" (5mm) neoprene rod either between rollers or adjacent stationary segments. (ASTM 8.9.2.1; CPSC 5.3.6.2.2)</p> <p>Note: <i>Inspections conducted in the field often use wooden dowel rods of specified dimensions for initial verification of compliance.</i></p>	X			
<p>11. A clear area, free of obstacles, surrounds the slide chute; clear area extends through slide exit use zone out and up 21" (533mm) measured from top inside edge of sidewall. (ASTM 8.5.6.1, FIG A1.27)</p>	X			
<p>12. Long spiral slides (> 360°) are not recommended for 2–5 old users. (CPSC 5.3.6.3.3)</p>	X			
Slide is free of any:				
<p>13. Head Entrapment...Components pass entrapment and partially-bounded opening tests. (ASTM 6.1)</p> <p>Note: <i>Partially-bounded openings < 24" (610mm) high are exempt.</i></p>	X			
<p>14. Sharp Points and Edges... Eqpt. free of splinters, sharp points, edges; tubing is capped; bolts free of burrs, sharp points. (ASTM 6.2; CPSC 3.4)</p>	X			
<p>15. Protrusions... Components pass protrusion test. Nuts, bolts, screws recessed, covered, or sanded smooth. (ASTM 6.3; CPSC 3.2)</p>	X			
<p>16. Entanglements... No protrusions project upwards > 1/8" (3mm) from horizontal plane; max. 2 fastener threads protrude through any nut perpendicular to initial surface; any protrusion increasing in diameter from initial surface less than or equal to 1/8" (3mm) in width and 1/8" (3mm) in depth is exempt. (ASTM 6.4.2, 6.4.3, 6.4.4)</p>	X			
<p>17. Crush/Shear... Components pass crush shear tests if they do not grab 5/8", 0.62" (15.7mm) neoprene rod. (ASTM 6.5; CPSC 3.1)</p> <p>Note: <i>Inspections conducted in the field often use wooden dowel rods of specified dimensions for initial verification of compliance.</i></p>	X			

Swings (Single-axis, Multi-axis, Combination)

An element or seat suspended from an elevated support structure so as to allow users to move freely in one or more planes and possesses a pivot point > 24" (610mm) when measured vertically from the top of the suspended element to the pivot point.

(ASTM F1487 Swing Definition)

Section E.7 Swings Specific Equipment Conditions	Compliant (YES)	Non-Comp (NO)	Priority Rating	Comments
Component Description and Location				
2 Bays, 4 swings: 2 belt seats, 2 buckets seats				
1. All suspended elements are located away from other play structures and circulation areas; are not attached to composite structures. (ASTM 8.6.1)	X			
2. Support structure discourages climbing and has no designated play surfaces. (ASTM 8.6.2)	X			
3. Maximum (2) and/or (1) multiple occupancy or multi-axis suspended element per bay and are finished w/ blunt or rounded edges. Note: <i>Single-axis suspended elements intended for a max. of 2 users are exempt from limit of 1 swing per bay.</i> (ASTM 6.2, 8.6.4.4, 6.6.4.5)	X			
4. Hangers have bearings, bushings, or other means of reducing friction and wear. (ASTM 8.6.3)		X	3	One swing has had bolts replaced and the friction reducing mechanism is no longer operating correctly.
5. All suspended elements must comply w/ laboratory test for max. impact ($\leq 100g$ and/or $\leq 500HIC$). (ASTM 8.6.4.3)				Did not inspect (DNI). Check with manufacturer
6. All parts of a suspended element $\leq 84"$ (2134mm) at its lowest point during use must meet impact requirements ($\leq 100g$ and/or $\leq 500HIC$). (ASTM 8.6.4.3)				DNI. Check with Manufacturer
7. Multi-user (1) single-axis or multi-axis suspended elements (per bay) and w/ limited lateral movement must maintain min. 30" (762mm) clearance to support structure during use measured 24" (607mm) from top of seat surface. (ASTM 8.6.5.1(3))				NA

Swings (Single-axis, Multi-axis, Combination) (continued)

Section E.7 Swings Specific Equipment Conditions	Compliant (YES)	Non-Comp (NO)	Priority Rating	Comments
8. Combination suspended elements must have a > 30" (762mm) clearance zone to support structure at rest or full range of motion of other suspended element through its dynamic range of motion during use. (ASTM 8.6.5.3(2))	X			
9. Multi-axis suspended elements have Y + 30" (762mm) cylindrical, unobstructed clearance zone, where Y = vertical distance from pivot point to top of swing seat. (ASTM 8.6.5.2(1))				NA
10. Horizontal distance between support structure and adjacent to-fro seat min. 30" (762mm) measured 60" (1524mm) above surfacing. (ASTM 8.6.51(3))		X	3	belt swings: 27" Bucket swings: compliant
11. Swing hangers are min. 20" (508mm) apart and spaced wider than suspended element. (ASTM 8.6.5.1(4))		X	3	belt swing hangars: 22", but not spaced wider bucket swing hangers: compliant
12. Vertical distance between underside of suspended elements and protective surfacing min. 12" (305mm) and 24" (610mm) for enclosed (bucket style) suspended elements. (ASTM 8.6.5.1(5))	X			
Swings of all types are free of any:				
13. Head Entrapment... All components pass entrapment and partially-bounded opening tests. Note: <i>Partially-bounded opening < 24" (610mm) high are exempt.</i> (ASTM 6.1, 6.1.4, 6.1.4.7(3))	X			
14. Sharp Points and Edges... Eqpt. free of splinters, sharp points, edges; tubing is capped; bolts free of burrs, sharp points. (ASTM 6.2; CPSC 3.4)	X			

Swings (Single-axis, Multi-axis, Combination) (continued)

Section E.7 Swings Specific Equipment Conditions	Compliant (YES)	Non-Comp (NO)	Priority Rating	Comments
Swings of all types are free of any:				
15. Protrusions... All components pass protrusion test. Nuts, bolts, screws recessed, covered, or sanded smooth. (ASTM 6.3; CPSC 3.2)	X			
16. Entanglements... No protrusions project upwards > 1/8" (3mm) from horizontal plane; max. 2 fastener threads protrude through any nut perpendicular to initial surface; any protrusion increasing in diameter from initial surface less than or equal to 1/8" (3mm) in width and 1/8" (3mm) in depth is exempt. (ASTM 6.4.2, 6.4.3, 6.4.4)		X	3	The bolt replacement on a swing mentioned above is also causing an entanglement issue. The two replacement bolts are too long.
17. Entanglements... All connecting devices (S-hooks, C-hooks, etc.) are closed to within .04" (1mm); lower loop of S-hooks does not protrude past the upper loop; lower loop does not overlap body. (ASTM 6.4.5.1) Note: Connectors whose interior spaces are completely infilled are exempt. (ASTM 6.4.5.2.1)	X			
18. Crush/Shear... Components pass crush shear tests if they do not grab 5/8", 0.62" (15.7mm) neoprene rod. (ASTM 6.5; CPSC 3.1) Note: Inspections conducted in the field often use wooden dowel rods of specified dimensions for initial verification of compliance.	X			

Trolley Rides – Sitting/Standing/Hanging (Track/Cable Ride)

Section E.12 Trolley/Track Rides Specific Equipment Conditions	Compliant (YES)	Non-Comp (NO)	Priority Rating	Comments
Component Description and Location Trolley Ride				
1. Upper body trolley rides shall not be designed for use by children < 5 years old. (CPSC 5.3.2.7, ASTM 8.13.1.1)	X			
2. Support structure is designed to discourage climbing. (ASTM 8.13.9)	X			
3. Cables and other non-rigid materials used to create the path of travel are > 84" (2130mm) above the surface at any point in a loaded condition. (ASTM 6.6; ASTM 8.13.8.3)				NA
4. Lowest portion of upper body hand gripping component shall be a minimum 64" (1626mm) above surface in loaded condition. (ASTM 8.13.1.2)	X			
5. Maximum height of hand gripping component shall not exceed 78" (1981mm) above protective surface when mechanism travels along a track or rigid designated path. (ASTM 8.13.1.3)		X	3	86"
6. Maximum height of hand gripping component shall not exceed 96" (2438mm) above protective surface when mechanism, in its unloaded condition, travels along a track or other non-rigid designated path. (ASTM 8.13.1.4)				NA
7. Hand gripping components shall be between 0.95" (24.1mm) and 1.55" (39.4mm) diameter, blunt edged with a minimum radius of 0.35" (9.0mm) and shall not twist/rotate about its own axis. (ASTM 8.3.1.1, 8.13.1.5, 8.13.10) Note: <i>Hand gripping components that form an enclosed loop made of flexible material shall not tighten around a user's arm or hand.</i> (ASTM 8.13.10)	X			
8. Suspended elements which are loops or rings which are intended for standing shall not be used. (ASTM 8.13.2.7)	X			

Trolley Rides – Sitting/Standing/Hanging (Track/Cable Ride) (continued)

Section E.12 Trolley/Track Rides Specific Equipment Conditions	Compliant (YES)	Non-Comp (NO)	Priority Rating	Comments
<p>9. Maximum speed of the user should not exceed a running speed of 16.4 ft/s (5.0 m/s) when tested in accordance with the method for determining speed. Test intended to be performed by a qualified manufacturer or test laboratory under controlled conditions. Seat or grip loaded with 330 lbf (150kg). Trolley Rides that travel along a horizontal plane path are exempt from speed testing. (ASTM 8.13.4, 8.13.5)</p>				DNI. Check with Manufacturer
<p>10. If take-off and landings are provided, they shall include a clear space with a minimum length of 36" (910mm) and a minimum width of 32" (813mm) and with a max. height of 36" (910mm). (ASTM 8.3.4, 8.13.3)</p> <p>WARNING: Professional judgment should be used when applying clearance zone requirements to support posts and railings that protrude vertically above the takeoffs and landing platforms.</p>	X			Only one landing provided
<p>11. (As tested by the Manufacturer or qualified test laboratory) End stops shall be able to absorb the energy of the trolley mechanism at a speed of 11.5 ft/s (3.5 m/s) when loaded. (ASTM 8.13.3.3)</p>				DNI. Check with Manufacturer
<p>12. (As tested by the Manufacturer or qualified test laboratory) Max. speed of the user shall not exceed 16.4 ft/s (5 m/s). (ASTM 8.13.4)</p> <p>(As tested by the Manufacturer or qualified test laboratory) Max. speed for upper body trolley rides is 6.7 ft/s (2.0 m/s) at the landing and comply with end stop energy absorption requirements. (ASTM 8.13.3, 8.13.4)</p>				DNI. Check with Manufacturer
<p>13. Clearance Zones: A clear area free of equipment shall surround the trolley path of travel as follows.</p> <p>Upper Body Type Ride Clearance Zone extends a minimum of 36" (914mm) measured perpendicular from the centerline of the trolley path throughout the length of travel of the hand gripping component. (ASTM 8.13.6.1(1))</p>	X			

Trolley Rides – Sitting/Standing/Hanging (Track/Cable Ride) (continued)

Section E.12 Trolley/Track Rides Specific Equipment Conditions	Compliant (YES)	Non-Comp (NO)	Priority Rating	Comments
<p>13. Clearance Zones: (continued)</p> <p>Seated Type Ride Clearance Zone shall extend perpendicular to the path of travel a minimum of 48" (1219mm) measured from the centerline of the trolley path and shall extend a horizontal distance of length of suspended component + 30" (762mm). (ASTM 8.13.6.1(2))</p> <p>Note: When user's speed 0 ft/s prior to the trolley mechanism contacting the end stop the clearance zone extends a horizontal distance to where the user stops. (ASTM 8.13.6.1(3))</p> <p>Note: When user's speed is > 0 ft/s at the landing of a seated/standing type trolley ride, components such as handholds and barriers shall not extend above the landing platform and access/egress equipment in the trolley ride clearance zone. (ASTM 8.13.6.1(4))</p> <p>Note: Platforms and access/egress equipment in takeoff and landing area are exempt from the clearance requirements. (ASTM 8.13.6)</p>				NA
<p>14. Landings Seated/Standing Type Ride where the user is traveling > 0 ft/s shall have no handholds or barriers extending above the landing platform and the access/egress equipment in the trolley ride clearance zone. (ASTM 8.13.6.1(3))</p> <p>WARNING: While platforms and access/egress equipment in the takeoff and landing area are exempt from the clearance zone requirements professional judgment should be used when applying clearance zone requirements as related to support posts and guardrails/barriers that protrude vertically above the takeoffs and landing platforms elevation. (ASTM 8.13.6.4)</p>				NA
<p>15. Center to center clearance between adjacent designated paths of travel: Upper Body Type rides ≥ 48" (1220mm) Seated Type Trolley Rides ≥ 80" (2040mm) (ASTM 8.13.6.2, 8.13.6.3)</p>				NA
<p>16. The suspended element does not come within 30" (762mm) of any support structure through its dynamic range of motion when measured unloaded. (ASTM 8.13.6.4)</p>	X			

Trolley Rides – Sitting/Standing/Hanging (Track/Cable Ride) (continued)

Section E.12 Trolley/Track Rides Specific Equipment Conditions	Compliant (YES)	Non-Comp (NO)	Priority Rating	Comments
17. No portion of the suspended element comes within 60" (1524mm) of adjacent suspended elements through its dynamic range of motion when measured unloaded. (ASTM 8.13.6.5)	X			
18. Seated type trolley rides shall be located away from other play structures and circulation areas. They shall not be attached to a composite structure. (ASTM 8.13.2)				NA
19. Under seat clearance between the seat and the protective surfacing within the use zone shall be $\geq 12"$ (305mm) when measured in a loaded condition. (ASTM 8.13.2.3)				NA
20. Suspended elements within 84" (2134mm) of the underlying surface shall be smoothly finished with blunt or rounded edges and conform to ASTM 6.2 sharp points/edges. (ASTM 8.13.2.4)	X			
21. Suspended element does not impart peak acceleration in excess of 100g and 500 HIC. (Test Verified by manufacturer) (ASTM 8.13.2.5) Note: Any part of the suspended element which is $> 84"$ (2134mm) above its underlying surface at its lowest point in use is exempt. (ASTM 8.13.2.6)				DNI Check with Manufacturer
22. Trolley/Track Mechanism: There is only one trolley per cable or track. (ASTM 8.13.7.3)	X			
23. The enclosed trolley mechanism does not slip out of place from the cable or track. It is designed to not fray or damage the cable or track and the rolling portion of the trolley is enclosed. Note: Enclosed rolling assembly is exempt from the crush and shear. (ASTM 8.13.7)	X			
24. The cable adjustment mechanism to control the tension of the cable complies with the performance requirements of ASTM 4.2.2 against removal, loosening or detachment without use of tool. (ASTM 8.13.8) Note: Cables shall be designed to withstand 6 times calculated loads per ASTM 8.13.8.				NA

Trolley Rides – Sitting/Standing/Hanging (Track/Cable Ride) (continued)

Section E.12 Trolley/Track Rides Specific Equipment Conditions	Compliant (YES)	Non-Comp (NO)	Priority Rating	Comments
Trolley (Track) Ride is free of any:				
25. Head Entrapment... All components pass entrapment and partially-bounded opening tests. Note: <i>Partially-bounded openings < 24" (610mm) high are exempt.</i> (ASTM 6.1, 6.1.4, 6.1.4.7(3))				
26. Sharp Points and Edges... Eqpt. free of splinters, sharp points, edges; tubing is capped; bolts free of burrs, sharp points. (ASTM 6.2; CPSC 3.4)				
27. Protrusions... Components pass protrusion test. Nuts, bolts, screws recessed, covered, or sanded smooth and level. (ASTM 6.3; CPSC 3.2)				
28. Entanglements... No protrusions project upwards > 1/8" (3mm) from horizontal plane; max. 2 fastener threads protrude through any nut perpendicular to initial surface; any protrusion increasing in diameter from initial surface less than or equal to 1/8" (3mm) in width and 1/8" (3mm) in depth is exempt. (ASTM 6.4.2, 6.4.3, 6.4.4)				
29. Entanglements... All connecting devices (S-hooks, C-hooks, etc.) are closed to within .04" (1mm); lower loop of S-hooks does not protrude past the upper loop; lower loop does not overlap body. (ASTM 6.4.5.1) Note: <i>Connectors whose interior spaces are completely infilled are exempt.</i> (ASTM 6.4.5.2.1)				
30. Crush/Shear... All components pass crush shear tests if they do not grab 5/8", 0.62" (15.7mm) neoprene rod. (ASTM 6.5; CPSC 3.1) Note: <i>Inspections conducted in the field often use wooden dowel rods of specified dimensions for initial verification of compliance.</i>				
Note: <i>Fall height of seated trolley rides is the distance from the top of the standing/ sitting surface to the underlying surface plus 64" (1626mm).</i> (ASTM 8.13.11.2) See Question C.2.2 in this form. See Use Zone Requirements.				

Play Panels/Manipulative Play Events: Ground Level or Elevated

Examples: Tic-Tac-Toe, Finger Maze, Percussion Musical Instruments, Water/Sand Table, Steering Wheels, Electronic Touch Panels, Backhoe Digger, Play House. Some may be Ground Level and not require Use Zones other than space for circulation and others may be on Elevated Surface.

Section E.14 Play Panels/Manipulative Play Specific Equipment Conditions	Compliant (YES)	Non-Comp (NO)	Priority Rating	Comments
Component Description and Location				
1. Exposed open ends of tubing shall be provided with caps that cannot be removed w/out use of tools. Chimes, tubes and other musical eqpt. is exempt however tube edges shall meet sharp edge and point requirements. (ASTM 6.2.1, 6.2.2)	X			
2. Manipulative Devices attached to a rope, cable or chain is exempt from the largest 3.0" (76.2mm) interior dia. Protrusion gauge. All smaller protrusion gauges apply. (ASTM 6.3.2.1)				NA
3. Area between small lightweight moving parts necessary as an integral part of the play activity are exempt from crush/shear. Ex: Abacus Beads, Bell Clappers, Telephone Receivers, Gas Pump Handles, etc. (ASTM 6.5.1, 6.5.3.1(4))	X			TIC TAC TOE spinners are exempt
4. Ground level components with ropes, chain or cable used to attach manipulative components (ex: Mallet for Chime Panel) to play panels are ≤ 24" (609mm) and attachment point is ≤ 27" (686mm) above the surfacing. (ASTM 6.6.2.5)	X			
Play Equipment is free of any:				
5. Head Entrapment... All components pass entrapment and partially-bounded opening tests. Note: <i>Partially-bounded openings < 24" (610mm) high are exempt.</i> (ASTM 6.1, 6.1.4, 6.1.4.7(3))	X			

Play Panels/Manipulative Play Events: Ground Level or Elevated (continued)

Section E.14 Play Panels/Manipulative Play Specific Equipment Conditions	Compliant (YES)	Non-Comp (NO)	Priority Rating	Comments
Play Equipment is free of any:				
6. Sharp Points and Edges... Eqpt. free of splinters, sharp points, edges; tubing is capped; bolts free of burrs, sharp points, and edges. (ASTM 6.2; CPSC 3.4)	X			
7. Protrusions... All components pass protrusion test. Nuts, bolts, screws recessed, covered, or sanded smooth and level. (ASTM 6.3; CPSC 3.2)	X			
8. Entanglements... No protrusions project upwards > 1/8" (3mm) from horizontal plane; max. 2 fastener threads protrude through any nut perpendicular to initial surface; any protrusion increasing in diameter from initial surface less than or equal to 1/8" (3mm) in width and 1/8" (3mm) in depth is exempt. (ASTM 6.4.2, 6.4.3, 6.4.4)	X			
9. Entanglements... All connecting devices (S-hooks, C-hooks, etc.) are closed to within .04" (1mm); lower loop of S-hooks does not protrude past the upper loop; lower loop does not overlap body. (ASTM 6.4.5.1) Note: Connectors whose interior spaces are completely infilled are exempt. (ASTM 6.4.5.2.1)	X			
10. Crush/Shear... All components pass crush shear tests if they do not grab 5/8", 0.62" (15.7mm) neoprene rod. Note: Inspections conducted in the field often use wooden dowel rods of specified dimensions for initial verification of compliance. (ASTM 6.5; CPSC 3.1)		X	3	Two of the steering wheels have increased play that could result in a shear or "pinch" injury. Location is to the rear and not easily accessible

Summary of Non-Compliances and Comments

Inspector _____

Supervisor _____ Date 4/4/23 _____

Summary of Priority 1 Safety-Related Concerns

Several of the 6" x 6" timber playground supports are completely separated from the ground. Advanced decay present on nearly all of these supports. Poses a risk of catastrophic failure to the entire play structure. Recommended to replace ALL support timbers in accordance with manufacturers standards. If timbers cannot be replaced, it is recommended that the entire composite play structure be decommissioned. (page 5,6)

Advanced wear (greater than 50%) to the metal shackles on the D-rings and the swing set. Replace with manufacturer recommended, playground-approved corrosion resistant hardware, which is fully closed and does not pose entanglement hazards. (page 5, 6)

Summary of Non-Compliances and Comments

Inspector _____

Supervisor _____ Date 4/4/23 _____

Summary of Priority 2 Safety-Related Concerns

No signs on the roadway alerting motorists to the presence of playground. Recommended that appropriate signage be added. (page 4)

Two deck boards were observed rotted through at the point of connection. They are currently being held in place by gravity and their adjacent timbers rather than with fasteners. It is recommended these boards be replaced in accordance with the manufacturers instructions. One of these two deck boards is missing a barrel nut. (page 5)

It is unclear whether the loose fill safety surfacing installed below the play structures would pass the CPSC and ASTM standards for impact attenuation. Owner operator should ensure the shredded wood chip material installed is Engineered Wood Fiber (EWF) is processed wood ground to a certain specification set forth in ASTM F2075. EWF is compliant with ASTM F2223 and F1292 standards and meets standards for ADA access.

Further, the loose fill surfacing appears to have composted over a length of time and been "top-dressed" only with new material. Inspector dug three test holes. At each site, chip depth was approximately 1" with loose black dirt present below. Resolution would involve commissioning a field test of the safety surfacing OR removing the existing material to a depth of 12" and replacing with EWF. Inspector is not aware of any local firms which offer field testing of safety surfacing. Inspector can recommend Three Oaks Groundcover or Superior Groundcover as qualified sellers and installers of EWF. (page 18)

No signage was observed on or in proximity to the playground. Warning signs should explain common playground hazards. A greeting sign should explain to users the intended user audience (2-5 or 5-12). Both the composite structure and the swing-set contain a mix of elements intended for both these age groups. (page 22, 23)

Summary of Non-Compliances and Comments

Inspector _____

Supervisor _____ Date 4/4/23

Summary of Priority 3 Safety-Related Concerns

Loose fill surfacing is fairly level, however there is some displacement and compaction around high traffic areas (base of slides, below swings). Surfacing can be regularly leveled by owner operator. Some may choose to install surfacing mats in high traffic areas. (page 19)

The outside belt swing appears to have had its attachment bolts replaced. The newer bolt is too long, and is not tight enough. This is causing the swing chain to move in an unintended manner which is bypassing the friction reducing mechanism. This same bolt is now creating an entanglement hazard as the nut is not tight. It is recommended that the bolt be replaced with hardware that meets the manufacturers specifications and/or matches the hardware present on the 3 other swings. (page 40,42)

Horizontal distance between the two belt swings is 27" which does not meet the 2010 standard of minimum 30". Also, the swing hangars are not spread wider than the belt swings. (page 41)

The track ride is 86" above the safety surfacing which is higher than the 2010 standard of maximum 78". (page 52)

2 of the steering wheel components have loose play between their metal components which could pinch a child's finger or shear skin. One of the steering wheels is missing a set screw. Replacement and adjustment of the set screws to reduce the gap to as small as necessary while still allowing the wheels to spin freely. Gaps should not exceed 5/8". (page 60)

Summary of Non-Compliances and Comments

Inspector _____

Supervisor _____ Date 4/4/23 _____

Summary of Priority 4 Safety-Related Concerns

Swingset structure moves when in use. Observational evidence suggests the below-ground concrete supports may be moving in conjunction with the above-ground structure. Structure appears solid and is still roughly plumb and square to the ground Recommended that owner operator discuss this issue with manufacturer, and inspect regularly to ensure the structure has not shifted.

Besides the two deck boards which are rotted through at the point of connection, several other deck boards are demonstrating advanced wear. Even when treated, wood component decay with time. A deck of this age should be inspected regularly by the owner operator. Faulty boards should be replaced, and all deck boards should be replaced soon in accordance with the manufacturers specifications. (page 5)

Paint has worn off of metal components in many (10+) high traffic areas. No visible rust was observed at these locations.

There are 4 entrapment hazards present on the playground created where the handrails for the of the stairway access components meet the vertical timbers. The spaces are 7 inches across and 14 inches high. These meet the standard for entrapment as they do not allow passage of the 9" circular CPSI head test probe. Still, 7 by 14 is quite a large opening, the opening is approximately 36" above the ground, and in close proximity to the steps which may provide foot support to an entrapped child. These 4 entrapment hazards are present, but in the professional judgment of the CPSI, it is very unlikely that these hazards will lead to a loss of life. The owner/operator should consider this possibility as they assume liability by leaving these hazards as they are. Owner operator may choose to discuss with the manufacturer to understand whether these elements were installed correctly and whether the manufacturer has recommendations for resolution. (page 26)

The decks near the track ride are out of level. (page 27)

The 36" tall arch climber near the track ride has an opening greater than 15" and does not have a top rail. (page 27)

No handrail present on the ADA playground ramp (page 28)

EXHIBIT F



City of Saugatuck
Historic District Commission
Meeting Minutes October 5, 2023, 6:00 PM
Saugatuck City Hall
102 Butler Street

Call to Order/Roll Call: Vice-Chairman Leo called the meeting to order at 6:00 p.m.

Present: Vice-Chairman Leo, Commission members: Donahue, Godfrey, Lewis, & Paterson.

Absent: Chairman Straker, Commission member Cannarsa.

Others Present: Director of Planning, Zoning, and Project Management Cummins.

Agenda Changes/Additions/Deletions:

Motion by Godfrey, second by Lewis, to add demolition and reconstruction of playground equipment at Village Square to the October 5, 2023, agenda. Upon voice vote, the motion carried 5-0.

Approval of Minutes for September 7, 2023:

Motion by Leo, second by Donahue, to approve the minutes for the September 7, 2023, meeting minutes. Upon voice vote, the motion carried 5-0.

Public Comments:

- Tim Dykema (528 Shorewood) – Supports painted sign at 439 Butler.

Unfinished Business: None.

New Business:

A. 807 Lake – Replace railings and posts (Voice Vote)

The applicant proposed to replace railings and posts on the existing units.

A motion was made by Paterson, second by Godfrey to approve the replacement of the railings and posts for the units at 807 Lake in accordance with the plans and details submitted with the application materials. Approval is subject to the following conditions:

- *To provide a material spec sheet of the poly material and a rough sketch of the affected areas for replacement.*

Following voice vote, motion carried 4-0.

Yes: Donahue, Godfrey, Paterson, and Vice-Chair Leo

No: Lewis.

B. 118 Hoffman – Retroactive approval of a shed and outdoor freezer (Voice Vote)

The applicant requests retroactive approval for the construction of a shed and outdoor freezer on the subject property.

A motion was made by Lewis, second by Godfrey to table the application for 118 Hoffman. Following voice vote, motion carried 5-0.

C. 640 Water – Remove attached building, rear awning, and vinyl siding, repair and paint block wall and trim, remove sign. (Voice Vote)

The applicant proposes to remove structural components of the existing building and to renovate other portions.

A motion was made by Lewis, second by Godfrey to approve the demolition of the 108 square foot rear awning and 396 square foot building addition, as well as the removal of vinyl siding. Remaining items were tabled. Following voice vote, motion carried 5-0.

D. 439 Butler – Painted mural, touch-up existing sign, retroactive approval of window tint (Voice Vote)

The applicant proposes a mural on the side of the principal building (in progress), a touch-up of the existing sign, and existing window tinting on unit #6.

A motion was made by Lewis, second by Donahue to approve refreshing of the painted sign as an improvement to the aesthetics of the building and to return the brick to its original color, i.e., remove the mural, and table the tinting until provided a sample. Following voice vote, motion carried 5-0.

D. Village Square – (Voice Vote)

A motion was made by Leo, second by Donahue to demolish existing play structures and the replacement of the structures per the Sinclair design as submitted.

Following voice vote, motion carried 4-0.

Yes: Donahue, Godfrey, Paterson, and Vice-Chair Leo

Abstained: Lewis.

Administrative Approvals & Updates:

Director of Planning, Zoning and Project Management Cummins gave an update regarding administrative approval for the following:

A. 868 Holland – Roof and garage doors.

Communication: None.

Public Comment: None.

Commission Comments:

Commissioner Lewis – A lot of retroactive approvals. May need to notify owners in district of requirements.

Adjourn:

Motion by Lewis, second by Paterson to adjourn. Upon voice vote, motion carried 5-0. Vice-Chair Leo adjourned the meeting at 7:24 p.m.

Respectfully Submitted by

Sara Williams,

Deputy Clerk

EXHIBIT G



City of Saugatuck
102 Butler St PO Box 86
Saugatuck, MI 48823
(269) 857-2603 Fax (269) 857-4406

Certificate of Appropriateness Historic District Approval

P-HIS-23048

Issued: 04/09/24
Expires: 10/05/24

This permit conveys no right to occupy any STREET, ALLEY, or SIDEWALK, or any part thereof either temporarily or permanently.

LOCATION	PROPERTY OWNER	APPLICANT
Village Square Park 57-300-ROW Plat/Sub:	City of Saugatuck 102 Butler PO Box 86 Saugatuck, MI 49453 Ph.: (269) 857-2603 Fx.:	City of Saugatuck 102 Butler PO Box 86 Saugatuck, MI 49453 Ph.: (269) 857-2603 Fx.:

Work Description:

Demolish existing play structures and replace structures per plans.

Stipulations:

On 10/5/23, the Historic District Commission approved the demolition of the existing play structures and the replacement of the structures per the Sinclair design as submitted.

The City of Saugatuck Historic District finds that the project as approved meets the standards as found in Chapter 152 of the City Ordinance

Issuance does not absolve the applicant from its obligation to comply with the Zoning and Building Code requirements of the city or other applicable local, state or federal requirements. This permit shall be kept at the site of the work and available for inspection at all times during the project and until an occupancy permit has been issued or until its date of expiration.



Ryan Cummins - Zoning Administrator

EXHIBIT H

SETTLEMENT AGREEMENT

This Settlement Agreement (“Agreement”) is entered into by and between Maplewood Hotel Corporation (“Maplewood Hotel”), the City of Saugatuck, Michigan (the “City,”), and Interim City Manager Ryan Cummins (“City Manager,” collectively, the “Parties”), and shall be effective as of April 17, 2024 (the “Effective Date”).

WHEREAS, Maplewood Hotel owns and controls real property in the City of Saugatuck located at 428 Butler Street, Saugatuck, MI 49453 (the “Maplewood Property”);

WHEREAS, the City owns certain real property adjacent to the Maplewood Property known as the Village Square Park;

WHEREAS, on October 5, 2023, the City of Saugatuck Historic District Commission (“HDC”) voted to approve the demolition and reconstruction of the playground equipment located at the Village Square Park;

WHEREAS, on April 10, 2024, Maplewood Hotel filed a Verified Complaint and Motion for Temporary Restraining Order and Preliminary Injunction against the City and Interim City Manager Ryan Cummins in the Allegan County Circuit Court, assigned Case No. 24-68795-CZ (the “Lawsuit”);

WHEREAS, on April 12, 2024, the Allegan County Circuit Court entered Maplewood Hotel’s temporary restraining order enjoining the City from constructing replacement playground facilities at the Village Square Park and requiring the City Manager to post a stop work order at the Village Square Park property; and

WHEREAS, the Parties mutually desire and agree to resolve the Lawsuit on the terms and conditions set forth herein.

WHEREFORE, in consideration of the above premises and the mutual covenants of the Parties to be faithfully performed, the Parties, intending to be legally bound, agree as follows:

1. **Consideration.** In exchange for Maplewood Hotel’s dismissal of the Lawsuit with prejudice, the Parties agree as follows:
 - a. **Construction of Main Features.** It is the Parties’ intent to waive Maplewood Hotel’s challenges to and allow the City to construct the portions of the new Village Square Park playground that are situated predominantly within the footprint of the previous playground. To that end, the Parties agree that the City may commence construction of the Village Square Park playground features indicated in **Exhibit A** (the “Main Features”) immediately upon entry of this Agreement, subject to the following:
 - i. The Main Features will be constructed consistent with the plans and specifications set forth in Exhibit A.

- ii. The City will stake the northern boundary of the footprint of the previous playground and the locations of the Main Features for the purpose of Maplewood Hotel confirming that the locations of the previous footprint and Main Features are consistent with the placement depicted in the Sinclair Design 11 Plans (attached as **Exhibit B**). Maplewood Hotel will verify the placement of the Main Features no later than twenty-four (24) hours after receiving notice by electronic mail from the City, or will be deemed to have waived its right to confirm the locations of the Main Features. Any objection to placement of the Main Features identified in a notice by Maplewood Hotel will be resolved by a third-party engineer or surveyor's confirmation, with the costs of such engineering or surveying split by Maplewood and the City. The City will appropriately landscape the areas outside of the Main Features within a reasonable time following construction (i.e., placing mulch, sod, or grass seeding in the excavated areas).
 - iii. The City will not remove any additional trees from the Village Square Park during the construction of the Main Features or the Additional Features set forth on Sinclair Design 11 Plans, as defined below. Further, the City will take whatever measures it deems reasonably necessary to remedy any damage caused to the trees located in the Village Square Park attributable to such construction.
 - iv. Plaintiff agrees that no further approvals are necessary prior to the installation of the Main Features and waives any right to challenge the lawfulness of the City or the HDC's approval of the Main Features.
- b. Approval and Construction of Additional Features. It is the Parties' intent for the City to reapply for HDC approval for the portions of the new Village Square Park playground that are situated predominantly outside the footprint of the previous playground to the extent the City decides to proceed forward with approval and construction of the Additional Features. To that end, the Parties agree that the City will not build any of the playground features depicted in Exhibit B but not depicted in Exhibit A (the "Additional Features") unless and until the City applies for and receives approval from the HDC for the Additional Features, consistent with the requirements set forth in Section 152.07 of the City of Saugatuck Code of Ordinances, subject to the following:

- i. If the City seeks HDC approval for the Additional Features, it will provide the Maplewood Hotel with notice at least 14 days in advance of the HDC meeting at which the request will be heard.
 - ii. Maplewood Hotel will reserve its appellate rights under Section 152.14 of the City of Saugatuck Code of Ordinances with respect to the HDC's approval or denial of the Additional Features.
 - iii. If the City does not seek HDC approval with respect to the Additional Features within one year of execution of this Agreement, then the City shall plant two trees between the Village Square Park playground and the Maplewood hotel.
 - c. **No Zoning Approval Required.** The Parties stipulate and agree that the Main Features or the Additional Features of the Village Square Park are not subject to zoning approval pursuant to Section 154 of the City of Saugatuck Code of Ordinances.
2. **Dismissal Order.** Upon the Effective Date, the Parties shall cause their respective attorneys to submit to the Court a Stipulated Order of Dismissal for the Lawsuit and Dissolution of the Temporary Restraining Order, with prejudice and without costs to either party in the form of the Order attached as **Exhibit C**. Each party is responsible for the payment of its respective attorneys' fees and expenses.
3. **Non-Precedential Effect.** The Parties agree that this Agreement is a resolution only of those claims raised in the Lawsuit, and the terms of this Agreement shall have no precedential or binding effect on any future disputes or issues which may arise other than as expressly stated in this Agreement.
4. **Interpretation.** This Agreement was negotiated at arm's length and each Party was represented and advised by independent legal counsel. No Party shall be entitled to have any language contained in this Agreement construed against the other Parties because of the identity of the drafter. For the purposes of construing this Agreement, all Parties shall be considered the drafter of the Agreement. The headings in this Agreement are for convenience of reference only and shall not be considered as part of this Agreement nor limit or otherwise affect the interpretation hereof.
5. **Notices.** All notices between the Parties solely in connection with this Agreement shall be given via electronic mail or regular mail to the addresses below:
If to the City or the City Manager:

City of Saugatuck
102 Butler St,
Saugatuck, MI 49453
rcummins@saugatuckcity.com

With a copy to:

Christopher S. Patterson
Jacob Witte
Fahey Schultz Burzych Rhodes PLC
4151 Okemos Rd.
Okemos, MI 48864
jwitte@fsbrlaw.com
cpatterson@fsbrlaw.com

If to Maplewood Hotel:

Catherine Simon
428 Butler St,
Saugatuck, MI 49453
info@maplewoodhotel.com

With a copy to:


Steven F. Stapleton
Clark Hill PLC
200 Ottawa Ave. NW Suite 500
Grand Rapids, MI 49503
sstapleton@clarkhill.com

6. **Governing Law/Venue.** This Agreement shall be interpreted under the laws of the State of Michigan and shall be enforced in the State of Michigan. Each party hereby submits to the jurisdiction of the Allegan County Circuit Court with regard to any action or proceeding brought to enforce or otherwise arising out of or relating to this Agreement.
7. **No Oral Modification Clause.** This Agreement may not be altered, superseded, or otherwise modified except by a written modification signed by all Parties. All executed copies of this Agreement are duplicate originals, equally admissible as evidence.
8. **Entire Agreement.** This Agreement reflects the entire agreement of the Parties with respect to the issues addressed herein, and this Agreement shall not be modified except by a writing signed by a duly authorized agent of each party.

9. **Execution.** This Agreement may be executed in multiple counterparts or copies or on separate signature pages and that signatures may be transmitted electronically any or all of which, when taken together, shall be deemed an original for all purposes. The Parties agree that this Agreement is not binding and enforceable until fully executed.


IN WITNESS WHEREOF, the Parties hereby execute this Agreement as of the date first set forth above.

Clark Hill PLC
Attorneys for Maplewood Hotel



Steven F. Stapleton (P51571)
200 Ottawa Ave., NW, Ste. 500
Grand Rapids, MI 49503
(616) 608-1145

Fahey Schultz Burzych Rhodes PLC
Attorneys for City of Saugatuck and
Interim City Manager Ryan Cummins

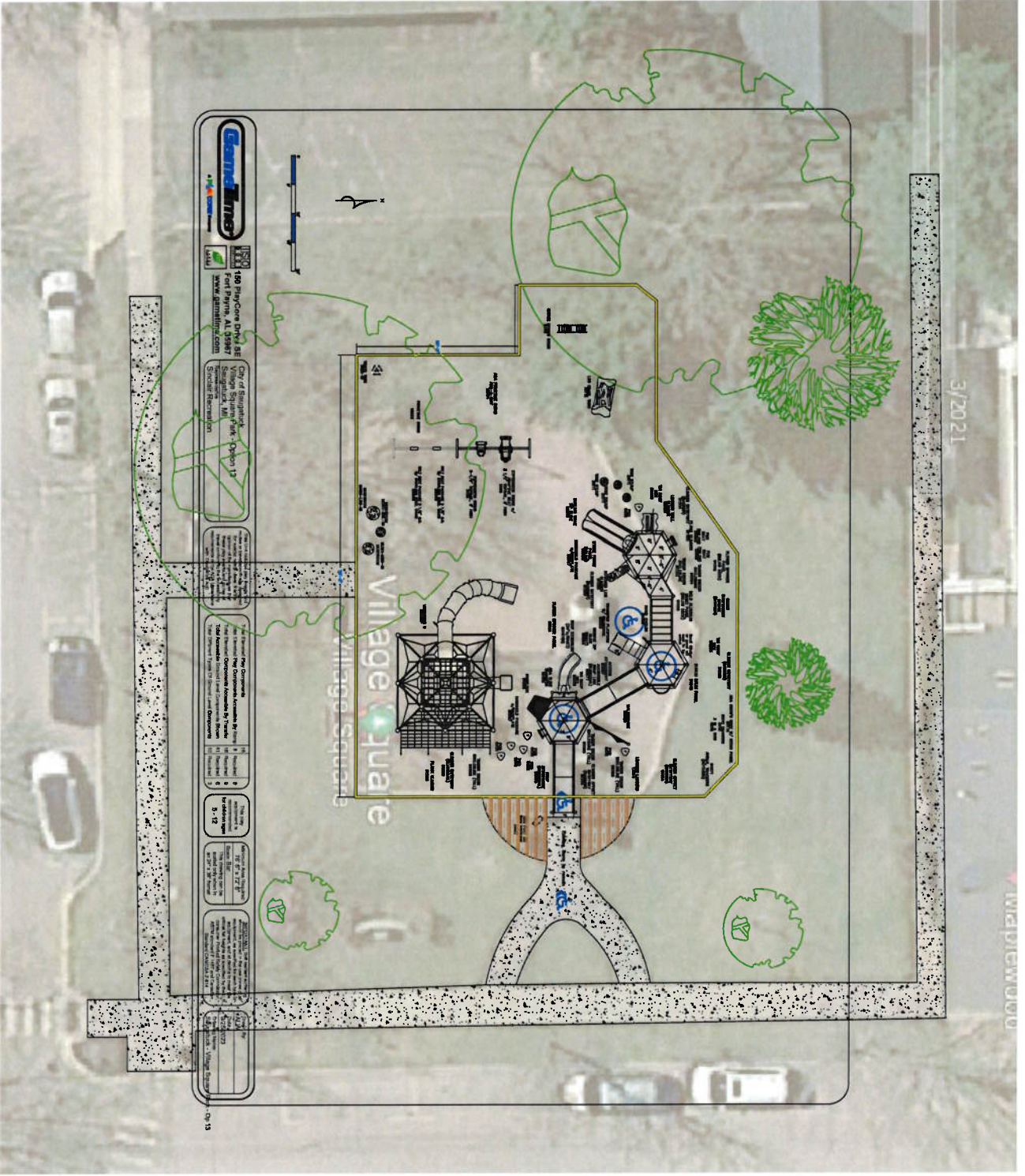


Jacob N. Witte (P82558)
4151 Okemos Road
Okemos, MI 48864
(517) 381-0100

EXHIBIT A

3/2021

Mapview.com



GENSLER
www.gensler.com

1500 Bay-Cove Drive
Post Office Box 10987
Birmingham, AL 35207
www.danmiller.com

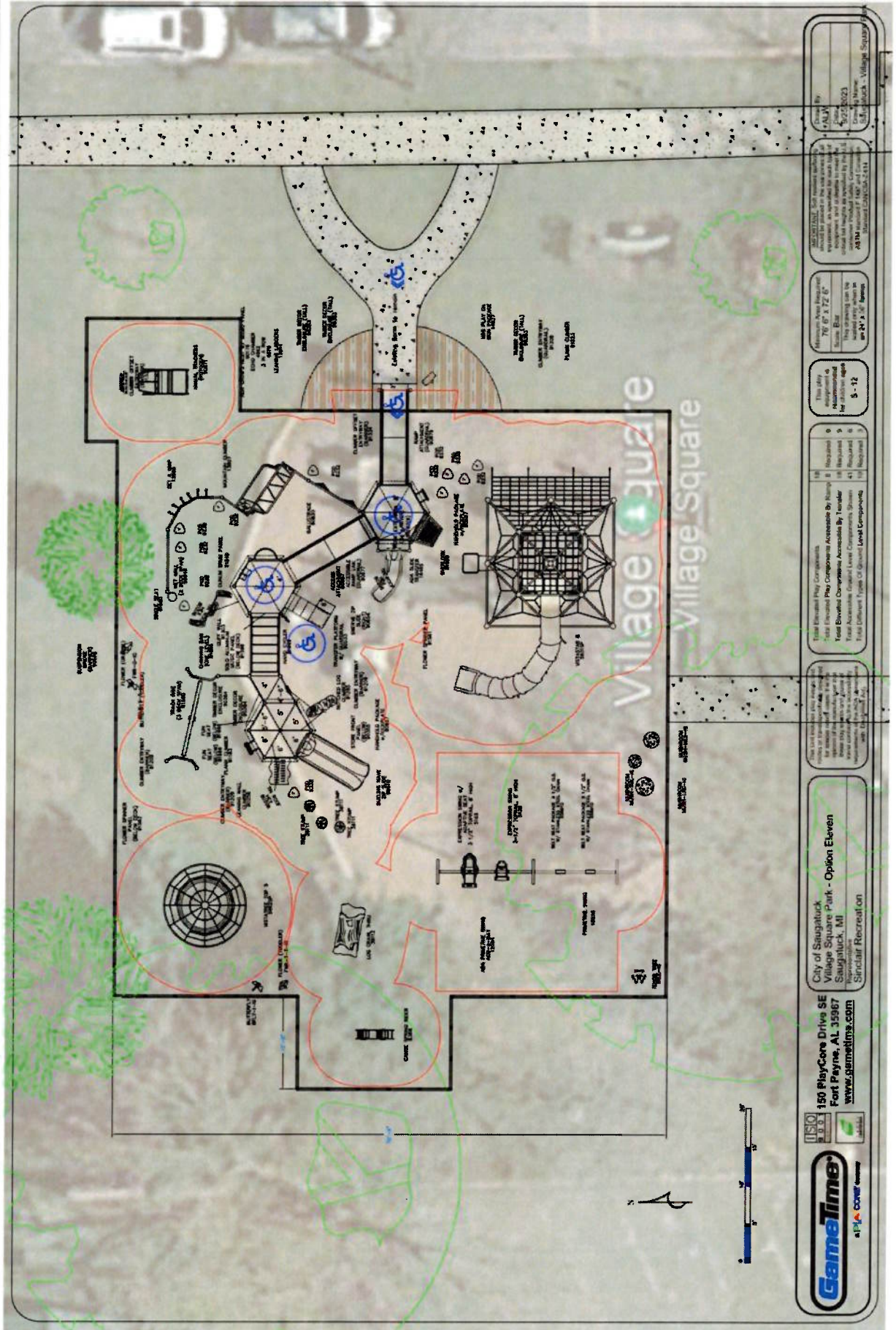
City of Birmingham
Village Square Park - Option 1
Birmingham, AL
Structural Fabrication

Item	Description	Quantity	Unit	Notes
1	10' Dia Fountain	1	EA	
2	6' Wide Walkway	100	LF	
3	10' Dia Planting	10	EA	
4	10' Dia Lighting	10	EA	
5	10' Dia Other	10	EA	

CH-13

EXHIBIT B

PPW Recommendation: Sinclair Design 11



150 PlayCore Drive SE
Fort Payne, AL 35967
www.gametimes.com

City of Saugahatchee
Village Square Park - Option Eleven
Saugahatchee, MI
Recreation
Sinclair Recreation

Site Plan Checklist

Full Equipment Play Components	10
Full Equipment Play Components Accessible By Ramp	10
Full Equipment Components Accessible By Transfer	10
Full Accessible Ground Level Components	10
Full Different Types of Ground Level Components	10

Play Area
76' 6" x 72' 6"

Approved By
Date
07/20/2023

Project Name
Village Square

EXHIBIT C

**STATE OF MICHIGAN
IN THE 48TH CIRCUIT COURT FOR THE COUNTY OF ALLEGAN**

MAPLEWOOD HOTEL CORPORATION, a
Michigan corporation,

Plaintiff,

v

Case No. 24-68795-CZ

HON. MATTHEW ANTKOVIAK

CITY OF SAUGATUCK and INTERIM CITY
MANAGER RYAN CUMMINS,

Defendants.

Steven F. Stapleton (P51571)
Clark Hill PLC
Attorneys for Plaintiff
200 Ottawa Ave., NW, Ste. 500
Grand Rapids, MI 49503
(616) 608-1145
sstapleton@clarkhill.com

Christopher S. Patterson (P74350)
Jacob N. Witte (P82558)
Fahey Schultz Burzych Rhodes PLC
Attorneys for Defendants
4151 Okemos Road
Okemos, MI 48864
(517) 381-0100
cpatterson@fsbriaw.com
jwitte@fsbriaw.com

STIPULATED ORDER OF DISMISSAL WITH PREJUDICE

At a session of said Court,
held in the City of Allegan, County of Allegan,
State of Michigan, on _____.

PRESENT: HONORABLE MATTHEW ANTKOVIAK

The parties, through their respective counsel, stipulate and agree to dismiss Plaintiff's complaint against the City of Saugatuck and Interim City Manager Ryan Cummins, with prejudice and without costs or attorneys' fees to either party.

IT IS HEREBY ORDERED THAT:

1. The conclusion of this matter dissolves the April 12, 2024, Temporary Restraining Order and Order to Show Cause.

2. This is a final Order and closes this case.

Dated: _____


Hon. Matthew Antkoviak

Approved as to form:

Clark Hill PLC
Attorneys for Plaintiff

Fahey Schultz Burzych Rhodes PLC
Attorneys for Defendants

/s/ Steven F. Stapleton (with permission)
Steven F. Stapleton (P51571)
200 Ottawa Ave., NW, Ste. 500
Grand Rapids, MI 49503
(616) 608-1145



Jacob N. Witte (P82558)
4151 Okemos Road
Okemos, MI 48864
(517) 381-0100

Dated: April 16, 2024

Dated: April 16, 2024

EXHIBIT I



CITY COUNCIL MEETING AGENDA

April 22, 2024 – 7:00 pm

This is an in-person meeting at Saugatuck City Hall, 102 Butler St, Saugatuck, MI 49453.

The meeting will also be available live, virtually on Zoom.

1. **Call to Order**
2. **Pledge of Allegiance**
3. **Roll Call**
4. **Mayor's Comments**
5. **City Manager Comments**
6. **Agenda Changes (Additions/Deletions)**
7. **Guest Speakers**
8. **Public Comment on Agenda Items Only (Limit 3 minutes)**
9. **Consent Agenda: (Roll Call) Pg.4**
 - A. Regular Meeting Minutes- April 8, 2024
 - B. Special Meeting Minutes- April 16, 2024
 - C. Special Event- 4th of July Parade
 - D. Special Event- 4th of July Park Party
 - E. Special Event- Memorial Day Parade
 - F. Special Event- Venetian Festival
 - G. Special Event- Jazz for Justice with the Holland Concert Orchestra
 - H. Appointment of Bryan Hoffman to the Parks and Public Works Committee
 - I. Revocable License Agreement for Seating in Right of Way – Wally's Bar and Grill
 - J. Revocable License Agreement for Sign – LuLu Cadieux
 - K. Designation of DPW Superintendent as Street Administrator

NOTICE:

Join online by visiting:

<https://us02web.zoom.us/j/2698572603>

Join by phone by dialing:

**(312) 626-6799 -or-
(646) 518-9805**

Then enter "Meeting ID":

2698572603

Please send questions or comments regarding meeting agenda items prior to meeting to:
rcummins@saugatuckcity.com

Requests for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact Saugatuck City Clerk at 269-857-2603 or JWolters@saugatuckcity.com for further information.

10. Staff Reports, Boards, Commissions & Committees:

Starting on *Pg.64*

A. Staff Reports:

1. City Manager
2. Treasurer
3. Planning and Zoning
4. Department of Public Works
5. Police
6. Engineer

B. Boards, Commissions & Committees:

1. Fire District Administration Board
2. Interurban Board
3. Kalamazoo Lake Sewer & Water Authority
4. Kalamazoo Lake Harbor Authority
5. Zoning Board of Appeals
6. Historic District Commission
7. Planning Commission
8. Parks & Public Works Committee
9. Tri-Community Non-Motorized Trail Study Committee

11. Request for Payment: None

12. Approval of Accounts Payable: *(Roll Call) Pg.73*

- A. Accounts Payable in the amount of \$176,049.62

13. Introduction of Ordinances: None

14. Unfinished Business: None

15. New Business:

- A. Authorization to Apply for HDC Approval of Additional Features and Canoe Movement for the Village Square Playground *(Roll Call) Pg.75*
- B. Engineering Proposal for 2024 Asphalt Repairs *(Roll Call) Pg.102*
- C. Oval Beach Fees *(Roll Call) Pg.106*
- D. Street Painting from ACE Parking Lot Striping *(Roll Call) Pg.111*
- E. Contribution to Fireworks on July 5 *(Roll Call) Pg.114*
- F. Milfoil Treatment for 2024 *(Roll Call) Pg.116*
- G. Grant of Public Utility Easement *(Roll Call) Pg.128*

16. Public Comments *(Limit 3 minutes)*

17. Correspondence:

- A. Anna Gregg
- B. Brian Elmore
- C. Brooke Yost
- D. Charlie Benson
- E. Christy Marvin
- F. Dan Harvey
- G. Doug Rodewald
- H. Ethan Barde
- I. Ingrid & Chris Benson
- J. James Yost
- K. Jennifer & Tisha Johnson
- L. Jessica Ruthsatz
- M. Judy Thiel
- N. Julie Barman
- O. Kara O'Connor
- P. Lavinia Oancea
- Q. Catherine Simon
- R. Marta Petter
- S. Richard Williams
- T. Sara Aumaugher
- U. Sarah Wellman
- V. Scott & Julie Meivogel
- W. Douglas Elementary School Student Council
- X. Gary Medler

18. Council Comments

19. Adjourn (*Voice Vote*)



City Council Agenda Item Report

FROM: Ryan Cummins, Interim City Manager

MEETING DATE: April 22, 2024

SUBJECT: Authorization to Apply for HDC Approval of Additional Features and Canoe Movement for the Village Square Playground

DESCRIPTION:

For several years, the City had a playground in the northwest corner of Village Square Park. A 2023 study revealed safety concerns with the existing playground and the City undertook efforts to replace the dated play equipment with new facilities specifically designed to be ADA accessible and used by children age 2-12.

The following summarizes the project timeline:

January 2023 – September 2023: Parks and Public Works Committee (PPW) reviewed options and conducted safety inspections.

September 26, 2023: PPW unanimously recommended “Sinclair Design 11” after exploring alternatives and visiting playgrounds.

October 4, 2023: At a workshop meeting, the PPW recommendation, site plan, and renderings were reviewed by City Council.

October 5, 2023: Historic District Commission (HDC) unanimously approved the project after reviewing design details and considering historic guidelines.

October 9, 2023: City Council unanimously approved the project and Sinclair Design 11.

January 2024: Existing playground equipment was demolished.

January – April 2024: Site preparation and community build planning.

Lawsuit

On April 10, a lawsuit was filed by the neighboring property owner. The Circuit Court issued a temporary restraining order on April 12 which stopped further work on the playground from occurring.

Settlement

On April 18, the neighboring property owner and the City signed a settlement agreement to dismiss the lawsuit with prejudice. In summary, the parties agreed that:

- The main features of the new playground that were situated predominantly within the footprint of the previous playground can be constructed without further challenges.
- No additional trees will be removed.
- The City will reapply for Historic District Commission (HDC) approval for portions of the new playground that are situated predominately outside the footprint of the previous playground. These are referred to as the “additional features”.
 - The neighboring property owner will reserve its appeal rights with respect to the HDC approval or denial of the additional features.
- No zoning approval is required.

Authorization to Apply for HDC Approval of Additional Features

Staff is asking City Council for authorization to apply to the Historic District Commission for approval of the additional features. The items considered main features (except the canoe discussed below) require no additional review or approval.

Authorization to Apply for HDC Approval of Modification to Approved Plans

Staking revealed that the canoe (on the west side of the site plan) would be located too close to a tree. Therefore, staff is also asking City Council for authorization to include a request to modify the approved plans for the playground to move the canoe further south and west in its application to the Historic District Commission.

LEGAL REVIEW:

The City Attorney handled the settlement agreement and next steps have been reviewed.

SAMPLE MOTION:

Motion to approve the Sinclair playground plans for Village Square Park as presented and to authorize the Interim City Manager to apply on behalf of the City to the Historic District Commission for approval of the additional features that are situated predominately outside the footprint of the previous playground and the movement of the canoe, and further authorize the Mayor and City Clerk to sign the application form on behalf of the City as the owner.



PPW Recommendation: Sinclair Design 11



Intellectual Property of GameTime, a PlayCore Company. The site shown in rendering is an interpretation and may not reflect exact site conditions.



PPW Recommendation: Sinclair Design 11





PPW Recommendation: Sinclair Design 11





PPW Recommendation: Sinclair Design 11





PPW Recommendation: Sinclair Design 11





PPW Recommendation: Sinclair Design 11





PPW Recommendation: Sinclair Design 11





PPW Recommendation: Sinclair Design 11





PPW Recommendation: Sinclair Design 11





PPW Recommendation: Sinclair Design 11



© 2018 Sinclair Recreation, LLC. All rights reserved. This rendering is an interpretation and may not reflect site conditions.



PPW Recommendation: Sinclair Design 11





PPW Recommendation: Sinclair Design 11



EXHIBIT J



**CITY COUNCIL MEETING MINUTES
October 9, 2023**

The City Council met for Regular Council Meeting at 7:00 p.m.
City Hall
102 Butler St., Saugatuck, MI 49453.

Call to Order:

The meeting was called to order by Mayor Pro-Tem Stanton at 7:00 p.m.

Attendance:

Present: Mayor Pro-Tem Stanton and Councilmembers Baldwin, Leo, Lewis, Gardner, Muncey.

Absent: Mayor Dean.

Motion by Lewis, second by Baldwin to excuse Mayor Dean's absence. Via voice vote, motion carried 6-0.

Others Present: City Manager Heise, Director of Planning, Zoning & Project Management Cummins, Treasurer Stanislawski, Department of Public Works Assistant Supervisor Hardy, and Clerk Wolters.

Mayor's Comments: Mayor Pro-Tem comments: None.

City Manager Comments: City Manager report is on page seven.

Agenda Changes: None.

Guest Speakers: None.

Public Comment on Agenda Item Only:

Vicky Cobb, resident: *Item 15B.*

- Past Wednesday Council meeting: a lot of questions asked and answered.
- Grant was received and money was set aside years ago for parks.
- There is a safety issue, and it needs to be addressed.

Glenna DeJong, resident: *Item 15B.*

- Member of PPW Committee and co-chair of Village Square Study Group.
- Excited to bring the playground proposal to City Council.
- Thanked the playground study group and the work done in the last nine months inking volunteers in the community.
- Contracted ODC for inspection.

- Four vendors were approached with quotes coming from two: Sinclair and Penchura. Recommendation is to move forward with Sinclair.
- \$112,000 grant approved to lower cost.

Kelly Roche, resident: *Item 15B.*

- Serves on Tri-Community Recycling Committee, Saugatuck Recreation Advisory Board, DSPTO and PPW Committee member holding co-chair of the Airport Study Group and co-chair of Village Square Study Group. Raising two children in the community.
- Thanked City Council for their confidence and support of the PPW committee with taking on this project. DPW Superintendent Herbert has been outstanding to work with and very supportive in showing up for the meetings and giving needed feedback.

Started this project in January, wanted something modern allowing wider age ranges, allowing for more abilities to enjoy the space and for locals and tourists.

- Pulled Saugatuck's rich history with the design.
- Funds have already been set aside for this project and hope Council votes yes.

Marsha Caspar, resident: *Item 15B.*

- Fully supports the project that was deemed a top priority by City Council.
- PPW did a very thorough review, there were many opportunities for public input.
- The current structure is at its end of life and no longer worth taking a risk with children.
- The typical cost of custom high-quality playground of Village Park size in \$200K-\$500K, with the grant the cost falls within that.
- Loves the idea of the historical design and asks for a yes vote.

Ruth Johnson, resident: *Item 15B.*

- Member of PPW Committee
- Thanked City Council for considering this project, it was well researched and is needed.
- Thanked Kelly and Glenna for their amazing job.

Kieth Charak, resident: *Item 15B.*

- PPW Committee member.
- Thanked Village Park study group's hard work.
- Thanked Kelly Roche for getting the grant.
- Superintendent Scott Herbert just a new baby girl.

Bill Hess, resident: *Item 15B.*

- Fully supports replacement of park equipment, it's sorely needed.
- His concerns:
 - The approval process and public notice.
 - Looked at the PPW packets online and nowhere was this project specifically discussed.
 - No renderings and believes the first time the public was aware was last Wednesday's Council meeting.
 - It is going a little quick.
 - \$1 million has been set away for parks, how much of this project will take up that.
 - How much will be left for Mt. Baldhead Park or other parks.

Dan Fox, resident: *Item 15B.*

- The playground proposal is well-constructed, he fully supports doing this.
- Suggests taking the approach that the Short-Term Rental Task Force's approach to public input.
- It would be well advised to take the last step and have a public input session.
- Look at possible advertising on the playground from local businesses to help support the cost.

Peg Sanford, resident: *Item 15B.*

- She is of the age that she has seen four or five park projects in the area.
- She was part of the Douglas community built with volunteers, teachers and children's help.
- Her concern is the "community build". She does not see where the community was brought in.
- Finding volunteers at the last minute will be difficult.
- Get the picture in the paper with the plan and let the community respond.
- Going to a committee meeting on Tuesdays at 10am is not a time for public input.

Holly Anderson, resident: *Item 15B.*

- Thanked for the props on the Short-Term Rental committee.
- The short-term rental was a highly controversial charged topic, this is a little apple to oranges comparison.
- If it hadn't been so exhaustive and if there hadn't been for bidders, she may have said to slow down.
- She is comfortable with an approval.

Consent Agenda:

A. Regular City Council Meeting Minutes – September 25, 2023.

Motion by Muncy, second by Baldwin to approve the regular city council meeting minutes from September 25, 2023. Upon roll call vote, motion carried 6.0.

Staff Reports:

City Manager, Director of Planning & Zoning, Treasurer, DPW Superintendent, Engineer and Police submitted status reports of current activities since the last Council meeting on September 25, 2023, for their respective departments.

Boards, Commissions & Committees:

Fire District Administration Board, Dan Fox:

- Have not had a meeting since the last reporting of the September 18th meeting.
- A single set of gear for a fire fighter is \$4,000-\$5,000.
 - Maximum service life of gear is 10 years.
 - A gentleman at Belfor restoration company in the U.P. has set up a program that collects old gear and disperses them to underfunded fire departments.

Interurban Board, Councilmember Muncey:

- Next meeting is October 17th.
- Ridership is 28% up from last year.
- Parking shuttle carried almost 1000 more than 2022.
- Created a committee to talk about expanding their hours, per requests for longer hours.
- Open:
 - Monday-Friday 7am-7pm.
 - Saturday and Sunday 9am-7pm.
- Hours change in November:
 - Monday-Friday 7am-6pm
 - Saturday and Sunday 9am-7pm.
- The Halloween shuttle will be free late-night rides until 2am.

KLSWA, Barry Johnson: None.

Kalamazoo Lake Harbor Authority, Mayor Pro-Tem Stanton: None.

Zoning Board of Appeals: None.

Historic District Commission, Councilmember Lewis:

- Met on October 5th.
- They passed the Playground Proposal unanimously, councilmember Lewis abstained from vote due to the Council planned vote on October 9th.
- She noted whether it's historic preservation or even hardscape improvements, that folks are making them without the understanding that there is a process.
- It was recommended a reminder is sent out to the public regarding the process.

Planning Commission, Chair Councilmember Gardner:

- Next meeting on October 19th at 6pm and 7pm.

Parks and Public Works Committee, Councilmember Baldwin: None.

Tri-Community Non-Motorized Trail Study Committee, Councilmember Leo:

- Meeting regularly with C2AE and other communities to keep on track with grants.

Tri-Community Recycling Ad-Hoc Committee, Councilmember Lewis:

- Successful Household Hazardous Waste Day on the 26th.
- It was three hours this year instead of four.
- A total of 160 vehicles.
 - 41 from City of Saugatuck.
 - 22 from Douglas.
 - 95 from Saugatuck Township.

Request for Payment: None.

Approval of Accounts Payable:

A. Accounts Payable in the amount of \$ \$217,199.15.

Motion by Gardner, second by Lewis to approve the accounts payable in the amount of \$217,199.15. Via roll call vote, motion carried 6-0.

Introduction of Ordinances: None.

Unfinished Business: None.

New Business:

Oval Beach Update:

City manager Heise reviewed the sales of daily passes surpassed the two previous years. Compliments to the beach staff for a safe season. The City had administrative staff flex in to help manage the beach.

Replacement of Playground Equipment in Village Square:

Motion by Leo, second by Lewis to approve the playground equipment proposal submitted by Sinclair Playground Equipment in an amount not to exceed \$336,633.41. Via roll call vote, motion carried 6-0.

Early Voting Agreement Between City and Township:

Motion by Muncey, Second by Gardner to approve Resolution 231009-A adopting early voting site and municipal agreement between Saugatuck City and Saugatuck Township. Via roll call vote, motion carried 6-0.

Special Event- Halloween Festival:

Motion by Muncey, second by Lewis to approve the special event application for the Halloween festival sponsored by SDABA to be held on October 28th, 2023, contingent on safety removal by police, fire, and city staff. Via voice vote, motion carried 6-0.

Special Event-Tree Lighting Ceremony:

Motion by Muncey, Second by Lewis to approve the special event application for the tree lighting sponsored by SDABA to be held on November 24th, the day after Thanksgiving 2023 contingent on safety approval by police, fire, and city staff. Via voice vote, motion carried 6-0

Special Event Application- Annual Holiday Parade:

Motion by Leo, second by Lewis to approve the special event application for the Annual Holiday Parade sponsored by SDABA to be held on December 2, 2023. Via voice vote, motion carried 6-0.

Public Comment:

Glenna DeJong, *resident:*

- Thanked Council for unanimous vote.
- Thanked Councilmember Baldwin for her work.

Vicky Cobb, *resident:*

- Dialog was intriguing. As a voter, she would expect Council to make the decision.
- Thanked Council for not delaying the decision.

Marsha Caspar, *resident:*

- It is the job of the Council to make these decisions.
- It is the leader of the boards/committees to put together solid plan and that is what they did.
- As a previous project manager, she asks is it a Major or Minor change. This is a minor change, and the funds were there. Short-Term rental topic is a Major change.
- It's a replacement, no new land purchase.

Peg Sanford, *resident:*

- The public has a right to know, they haven't known.
- It's a fabulous project.
- Get all 900 residents involved.

Kieth Charak, *resident:*

- Thanks for passing the playground.
- He is on the Library Board, there is a fall fundraising event on October 24th at the Farmhouse Deli. It is a takeout that costs \$75 per person and \$30 goes to the Library for programs that the tax funds don't fund.

Correspondence: None.

Council Comments:

- Councilmember Baldwin:
Thank everyone for a job well done and getting PPW where it need to be with the project. Heartful gratitude to all.
- Councilmember Muncey:
Enjoys serving on board where we do have questions. The playground plan could have been communicated better, but it is a great plan. Make a Wish benefit will take place on October 21rst at The Dunes Resort and starts at 8 p.m. Event includes drag show at 9:30 p.m., silent auction and snacks for guests. The event draws between \$10,000- \$15,000 a year and selects a child from Allegan County.
- Councilmember Leo:
Gave a sincere thanks to the PPW committee. This is a major change where PPW went out into the community to work on a major project. What is seen here is an extremely thoughtful, competent problem-solving thorough solution. Four years ago, there was no process like this. The results that were given by the committee is not something that the City would have received from a City employee or even from the City Council. It's a superior product and thanked everyone again.
- Councilmember Garnder:
The ODC report has several recommendations that go beyond the playground equipment for signage and some other safety measures and hopes the PPW committee looks into those. The audio in the Council chamber needs to be fixed and made a priority. The comment heard tonight about that government moves slowly, he disagrees. He noted local government can move very quickly as they are given priorities and projects to work on. Compliments a citizen that made a comment about Councilmember Garnder being the question man, and he is proud of being the guy that asks question at meetings.
- Councilmember Lewis: Several months ago, Council had a lengthy discussion to delay upgrading the audio equipment until Clerk Wolters could find good and appropriate quotes. Thank everyone on the PPW Committee personally, Glenna, Kelly, Keith, Nancy and Ruth they have done a fantastic job. Thanked Helen for her leadership. She is looking forward to many projects coming forward from PPW Committee.
- Mayor Pro-Tem Stanton:
An exhausting effort, the passion is there, and everyone knew the City needed new playground equipment. Not only is it dangerous, it has to go away. Mayor Pro-Tem spends a lot of time with her grandsons there. The new playground will be the crown jewel of the town right in the middle. Residents, grandparents, and tourists will all use it. For it to move along quickly by spring, is needed. Thanked everyone so much for all their efforts.

Adjournment:

Motion by Lewis, second by Muncey to adjourn the meeting. Upon voice vote, motion carried unanimously. Mayor Pro-Tem adjourned at 8:11 p.m.

Respectfully Submitted

Jamie Wolters, City Clerk



**PARKS AND PUBLIC WORKS COMMITTEE MEETING MINUTES
September 26, 2023**

The Parks and Public Works Committee met for Regular Committee Meeting at 10:00 a.m.
Saugatuck City Hall
102 Butler St., Saugatuck, MI 49453.

Call to Order:

The meeting was called to order by Chair Baldwin at 10:00 a.m.

Attendance:

Present: Chair Baldwin, Committee members DeJong, Johnson, Kimble, & Roche.

Absent: Committee member Charak.

Others Present: City Manager Heise, DPW Superintendent Herbert, DPW Assistant Supervisor Hardy, Deputy Clerk & DPW Admin. Asst. Williams

Approval of Agenda:

Motion by DeJong, second by Kimble, to approve the agenda for September 26, 2023. Via voice vote, motion carried 4-0.

Approval of Minutes from 8/22/23:

Motion by Roche, second by Johnson, to approve the minutes from the August 22, 2023, meeting. Via voice vote, motion carried 4-0.

Guest Speaker: None.

Public Comments (agenda items only): None.

Review/Discussion:

A. Department of Public Works and Administrative Updates:

DPW Superintendent Herbert said that the roof on the Mount Baldhead pavilion and the restroom has been replaced. His staff has been working on pressure washing the pavilion at Mt. Baldhead park. He is happy with the little bit of progress made there. He had a really nice meeting this morning regarding road construction projects. Krohn Excavating is in town working on Taylor, Takken, East, West, & North Maple Streets and progress is coming along nicely. This includes the

addition of storm sewers on Takken and Taylor Streets. He said that when they get excavators or contractors like that in town, they don't let them leave without adding some smaller items to their list. A couple of small items that they have talked about with Krohn is some exterior work at City Hall that will address the drainage off of the roof. They need to tie the rain gutters into the storm drain out front. They will need to tear up the old concrete to do it completely right, which is a massive project. Some of the work may have to be bumped to spring of 2024. One other small item over at the intersection of Maple and Mason, there is somewhat of a makeshift spillway going down into the street. Krohn's working right across the street from us and they are asking them to build a more professional spillway for that area. He said that the construction project should be wrapping up by the end of November. Herbert also announced big news for Department of Public Works. They hired an equipment operator/Oval beach manager that started this week. They are rolling up their sleeves getting him familiar with the current operation that exists today and all of the safety procedures that need to be falling into place before next season. This is a critical role, and they couldn't be happier to have Noah Aramendi join the team.

B. Study Group Updates:

a. Invasive Species:

Committee member Roche said that on September 18, they took sixty-eight 7th & 8th grade students out to pull vines and plant beach grass. The students pulled over 100 vines and planted 600 square feet of beach grass. They had parent leaders help out and it went really well. (Most of recording audio is inaudible.)

City Manager Heise added that the hemlock woolly adelgid treatment was a huge project that was recently completed. This was a \$42,000 investment for the City.

b. Airport Property:

Chair Baldwin said that they have gotten through the engineering and ODC studies. The next step is to get a SOAR analysis with the ODC. She would like to have a special meeting for that before the next meeting so that next month when they meet, they can take a motion to Council to legitimize the trails. City Manager Heise added that one of the outcomes is that one of the opportunities of SOAR is to groom the trail. He says that once you get the opportunity for the community to support that, and once it goes in front of Council you will be in a better position to allow the Council to expend funds to do that.

c. Blue Star Multimodal Path:

Committee member Kimble said that she is underwhelmed with the recent progress. City Manager Heise said that Nancy has done a great job bird dogging them, which he appreciates. Soon they will be coming to the PPW Committee for a discussion on a few design elements for the Blue Star Trail pallet sign. They are working on a couple of options, as the City has requested three different options, and he says that they are aware of sensitivities with the pallet sign. They are talking about shifting it a couple of feet in one direction. He thinks there are opportunities to actually enhance the area with the landscape. One idea is to have half of

the Blue Star Trail to go under the pallet sign, so they are looking at the human height standards there are for a multimodal path. He said that there are other locations that they could use for the banners that are usually placed on the pallet sign. Another item the group will be working on would be the vertical elements of the bridge and how that can be changed without taking away any of the views of the water. He said that will be another point of sensitivity. The other thing will be the vegetation near the bridge, from Lake Street to the bridge, which has to be removed & replaced. It could be a denser vegetation to help out the condos pointing towards the end as far as the visual barrier. These will be the type of things that are going to come in front of this group.

d. Village Square:

Committee members DeJong said that they are excited to move ahead and actually make some recommendations to council, but they wanted the Committee to know that they have done their research, so they shared a minute and a half video about their research. She said that the goal for today's meeting was to give the group an advanced organizer, they want to recommend the decommissioning of the playground, hopefully choose a new playground design, and proceed to recommend that to City Council for purchase. She said that if they don't move now, they will miss out on some opportunities for grants, but also on the timeline for it to be manufactured and installed. After going over the details of both design options, they decided to make a motion to take this to City Council.

Motion by DeJong to take this to the next level. Motion failed as there was not a second. Committee deliberation continued.

Motion by DeJong, second by Kimble, to bring to City Council that the current playground be decommissioned as soon as possible or when DPW has time, and that they move forward with accepting the renderings and cost quotes from Sinclair. Via voice vote, the motion carried 4-0.

d. Park Street & Mount Baldhead:

Committee Member Johnson said that their group had no reason to meet other than she was going to mention that they got the John Woollam trail sign, which is good. She also wanted to bring up to Nick Masters that they would like to go to the north side of Park Street but thinks that is going to entail a whole different group.

City Manager Heise said that Consumers Energy had informed him that they were going to start burying their power lines on Park Street, which also means that any telecommunications or anything on their poles or telephone poles would also have to be dropped into the ground. He did reach out to Consumers to get an update but has not heard anything from them as of yet. He still needs a schedule or a timeline for when they will begin the project. He will update the committee once he has more information.

C. Tri-Community Parks & Recreation Master Plan Update:

Committee Member DeJong said that she attended the public forum last Thursday for the Tri-Community Parks & Recreation Five-Year Plan in place of Helen Baldwin. She said that there were four tables set-up one for each of the entities: Saugatuck City, Saugatuck Township, City of Village of Douglas, and Saugatuck School District. She said that they need to emphasize stewardship as much as recreation because there seems to be a lot of focus on the recreation part of it. They have a lot of assets already that they need to pay attention to such as the Saugatuck Harbor Natural Area that they spent a lot of money to acquire and now it seems to be taken over by invasives, it's especially barbary. The tree men are looking at what is happening there. They need more signage to stay on the trails and stay off of the critical dune parts. They talked about "Leave No Trace", and they need stronger designations. She said there are different designations, but you can have natural rivers, environmental areas, and cultural landscapes that would add some amount of protections in different ways. Once you have a designation it adds protection when people try to do things that you don't want. DeJong says that as they talk about conservation and things like that, they need to consider a land acquisition tax similar to the fire tax, or it could be an additional tax, or the Township simply refers to theirs as their Parks & Rec millage. This tax could be used for land acquisition. There were a lot of discussion about the airport property, most of the discussion was about disturbing the area but there was a lot of support for opening up the existing trails, even the people with concerns seemed to be okay with that. She spent a lot of time talking to Ken Butler and Jim Searing who are on the Township Parks Commission who are interested as they are opening up their dog park trails. The Saugatuck Cross County team is going to hold its first home meet in years and it is not big enough so they will have to go several rounds around the park. This led to a conversation about how they could integrate the airport property and then the conversation pivoted to the landfill property because that is now available. Butler and Searing brought up possibly having a cross country trail that goes around the landfill area, which DeJong thinks is a better idea and is still accommodating but would not be on the airport property itself. There was a guy from a Mountain Biking Association there and he would like some trails opened up for mountain biking again, which she was trying to steer him away from the airport property and suggested that the landfill property may be a good spot for them. He told her that they raise dollars and that they pay to develop flight trips locally so that could be a source of funding if they decided to do it. A few other things were mentioned such as wheelchair access to Oval Beach, and then a local Evergreen Commons.

Review Next Steps:

Chair Baldwin said they spoke about the three way stops on Park street and she would like to get that taken to a City Council workshop. She is excited for the next steps and wants to make sure that they get that scheduled appropriately.

Member Closing Comments:

- Chris Clark – Saugatuck Township
 - Comments regarding a program with the History Center called “History Lives Here”. Would love for the committee to explore some signage directed towards a younger audience with bigger text and less words. They are usually funded by donations.
 - Requests that the committee put on the next agenda the idea of designating, marking the existing trails, and encouraging people to stay on the trails in the Tallmadge Woods, Mount Baldhead Park, Crow’s Nest Trail, Fish Trail, and Water Tower areas. He would be happy to help in any way he can, and he has maps of the trails that he can share with them.
- Lisa Mize – Executive Director of CVB in Douglas & Saugatuck
 - She had the opportunity to meet with Kelly & Glenna and they gave her a sneak peak of the renderings for Village Square playground. She thinks it is amazing and loves what they are doing. She thanked them and said that it is long overdue. She is in support of what they have done.
- Nick Masters – Holiday Hill
 - With this Park Street initiative, especially the bottleneck in front of their property at Holiday Hill, Jon Moxey and Scott Herbert stopped by the property today and all three of them have expressed some real concern with the erosion that is happening underneath the street here as well as the hillside. That is going to take a lot of exploring, discussions, and thinking going forward. He just wants the committee to keep that on the radar and remind them that they are willing to help in any capacity from their end.

Committee Member Johnson – Thanked Glenna and Kelly for the great presentation. She thinks it is going to be really exciting to have something for kids of all ages to use. She says that getting the designs done for the bike route is key so they can move on with that but thinks it was a good meeting. She says that she agrees with Nick Masters but thinks that is going to take a lot of time to revisit that.

Committee Member Kimble – She really feels like the group is starting to show some results. She is hoping that they will have some real results on the Blue Star Trail soon. They did ask C2AE if they could give them some renderings of what the landscaping was going to look like and that kind of thing with the goal as far as the sign of, they are not tearing the sign down, they are ultimately going to make it better.

Committee Member DeJong – She thanked fellow committee members for supporting the playground project. She said that it has been great working with Kelly, they have had a lot of fun and it has been a lot of work, but they will continue. She mentioned that the new State representative Joey Andrews had a great session a few weeks ago at the library where he hosted a town hall about short-term rentals. He said that as he was campaigning, that was the top concern along the lakeshore. He took this on as a project and is putting together a bill and working with some others on short-term rentals.

They would like to leave most of the control to the local municipalities but to offer help to the municipalities. She explained that in some other states they collect an additional sales tax which is not allowed in Michigan at this time. They are going to put an extra amenity tax in the draft for short-term rentals. Part of that tax (around 1%) would pay to create a statewide database where everybody has to register. If they are renting short-term and aren't registered now, they would force them to register. Now the police will have a database that if they receive a complaint and the owner does not have the property registered, the police would be able to shut them down. As of now, they do not have that capability. She said that the exciting part is that the other money goes back to the local communities. It would go to the CVB's, and they are working on the language of their charter, and they have a purview of what they can do to expand it from just marketing local areas to also investing in housing for workers. She said that Joey was back in the area last Friday for a fundraiser and she went to that meeting. She asked Andrews if that money could also be interpreted as land conservancy or purchasing land that might be conserved. He said that he thinks a case could be made for that in the language. She then asked if they could make the language explicit so they don't have to make the case and would be able to just do it. She says that she will need a follow-up meeting with him on that. She told the committee that if anyone else thinks that it is a good idea, it might be something to follow-up with Joey on because she thinks that it would be a good source of revenue and for some of this land purchase that they're talking about.

Committee Member Roche – She thanked everyone for their support and confidence, and thanked Glenna as the playground was a huge project. They really put a lot of thought and heart into it and are very excited to see it come to fruition and then for the group to have a project move forward so that everyone else can see how great the dynamic of the group and how they work together and care about the community to move things forward and make it better.

Chair Baldwin – She thanked everyone for their hard work and said that it is incredible what Glenna and Kelly have been able to accomplish within a short period of time. She knows it has been a labor of love, but it is still a lot of labor, and it doesn't go unnoticed. Baldwin says that she is excited to take this to council and she knows that it is not going to be the easiest thing in the world, but it will be worth it, and Saugatuck is worth it. She welcomes everyone to attend the Council meeting.

Adjournment:

Motion by DeJong, second by Roche, to approve adjournment of the meeting. Via voice vote, motion carried 4-0. Chairwoman Baldwin adjourned at 11:15 p.m.

Respectfully Submitted,

Sara Williams, City Deputy Clerk & DPW Administrative Assistant











SINCLAIR RECREATION

176 E. LAKEWOOD BLVD - HOLLAND, MI 49424 - (800)444-4954

April 26, 2024

Historic District Commission
102 Butler
Saugatuck, MI 49453

Dear City of Saugatuck Historic District Commission,

Sinclair Recreation is pleased to be the designer and supplier of the playground equipment for the new Village Square Park. We have spent a great deal of time perfecting the new design to make sure all the citizens of Saugatuck, and visitors to the area, have the ability to use and experience this playground. Our objectives while designing this play space were as follows:

- Pay tribute to the existing playground but bring it up to current standards with regards to safety and ADA accessibility.
- Make sure the new playground was Universally Accessible, not just ADA compliant.
- Pay tribute to the unique features in the Saugatuck area
- Make sure the playground was designed to appeal to a wide range of users (2-5, 5-12 and 13+ and adults)
- The playground needed to have a Unique Feature, something no other playground in the area has, so it would be exciting and different than anything else around.

Here are some of the unique features of this playground as originally designed:

- The playground was designed as a National Demonstration Site using the Play On! criteria. This means that this playground included all the elements of play: Sliding, Climbing, Balancing, Brachiating, Spinning, Swinging, Cozy Spaces, Imaginative Play, and music.
- Historical elements that pay tribute to Saugatuck's past:
 - Canoe
 - Dune Buggy
 - Logging
 - Tree Fort (ode to the logging that used to occur)
 - Musical instruments to pay tribute to the unique art culture found in Saugatuck
- Multi-Generational Design. There is literally something for everyone to do at this playground.
- Ninja type course connected to the ramped structure, allowing and encouraging children of all abilities to play together. It is important to incorporate difficult and challenging

climbers right alongside wheelchair accessible pieces to foster the concept of parallel play.

- Ground level and upper body climbers to encourage physical fitness.
- Spinning! Spinning has been proven to have a calming influence on children with autism, children with ADHD, and those children with inner ear issues.

The current lawsuit required that several elements be removed from the design. Here are some of the components that were removed and the ramifications of that decision:

- The track ride was removed. The track ride was one of the most requested items by the community to pay tribute to the old wooden play structure.
- The ground level Ninja type equipment was removed. This is problematic for several reasons: It takes away ground level accessible playground equipment, it removes unique climbing features only found in Saugatuck, and it takes away the alternate route of travel for those children playing with a child in a wheelchair or a walker. Now, when a child uses the ramp, it is the only means of access to the 4' deck, as opposed to having parallel play and several different jump in points.
- Most of the vertical climbing was removed. This does not give children access to graduated levels of play. Instead, the climbing is only easy and intermediate, as the advanced climbers were removed.
- The Jeepster (dune buggy) was removed. This takes away a historic symbol of Saugatuck's tourism.
- The Vistatree Top Spinner was removed. This takes away the ONLY spinning activity on the playground, therefore taking away the important spinning motion that is so critical to several different groups of children on the spectrum.

Please let me know if you have any questions or need any additional information.

Thank you very much,

Diane Sinclair
President
Sinclair Recreation

National Recreation and Park Association

Let it be known that

DIANE SINCLAIR

has met the requirements of the standards set forth by the
National Certification Board
and is hereby granted certification as a

Certified Playground Safety Inspector



CHAIRPERSON



NRPA PRESIDENT AND CEO



Certified
Playground
Safety Inspector

June 13, 2022

DATE CERTIFIED

55127-725

CERTIFICATION NUMBER

July 01, 2025

EXPIRATION DATE

Playground Owner Manual/Specs

Available at this link:

<https://drive.google.com/file/d/1meP148aEdE6L5rMdKXevotplBoosBTih/view?usp=sharing>

Jamie Wolters

From: Anna Gregg <annagregg14@gmail.com>
Sent: Wednesday, May 1, 2024 5:49 PM
To: Jamie Wolters; hbaldwin@saugatuckcity.com
Subject: Saugatuck Playground

Tom Whom It May Concern,

Can you please include this letter in the Historic District Meeting May &.

I am writing to express my strong support for the park located in downtown Saugatuck. Playgrounds are not just recreational spaces; they are essential components of a thriving community. Just ask the city of Douglas how much more activity the downtown has seen since the park was updated to accommodate all ages. Here are a few reasons why I believe a playground is crucial for our city:

1. **Promoting Physical Health:** In an era where sedentary lifestyles and screen time dominate, having a playground encourages children to engage in physical activities. Climbing, running, swinging, and playing games not only keep them active but also contribute to their overall well-being and development.
2. **Fostering Social Interaction:** Playgrounds are places where children from diverse backgrounds come together. They learn to socialize, make friends, and develop essential social skills such as cooperation, communication, and empathy. These interactions lay the foundation for a more inclusive and harmonious society. They witness their parents or grandparents create social connections by bringing them to the park. Some of our best friendships in the community started from meeting other families at the local parks.
3. **Creating Safe Spaces:** A well-designed playground provides a safe environment for children to explore and take risks under supervision. It's a space where they can test their limits, build resilience, and learn valuable life lessons in a controlled setting. The playground that was in its place before was rotting away. The new playground meets or exceeds all safety requirements to date.
4. **Improving Mental Health:** Outdoor play has been linked to improved mental health outcomes in children. Time spent in nature and engaging in physical activities can reduce stress, anxiety, and depression, promoting overall mental well-being.
5. **Community Building:** Playgrounds serve as gathering spots for families, neighbors, and community members. They facilitate interactions between different generations and strengthen community bonds. A vibrant playground can become the heart of our neighborhood, bringing people together and fostering a sense of belonging.
- 6.
1. A playground is meant to bring people together, not divide people. Not to mention, by building a playground you are giving children a place to get their energy out. This will make them less likely to play on statues or in places they are not meant to within downtown.

In conclusion, investing in a playground is an investment in our children's future and the well-being of our community as a whole. I urge you to consider the numerous benefits that a playground can bring and take proactive steps to make it a reality for our city. Together, we can create a healthier, happier, and more connected community for generations to come.

Thank you for your attention to this important matter.

Sincerely, Anna Gregg

Jamie Wolters

From: Brooke C Yost <brooke_c_yost@whirlpool.com>
Sent: Tuesday, April 30, 2024 4:37 PM
To: hbaldwin@saugatuckcity.com; Jamie Wolters
Subject: City Park

Follow Up Flag: Follow up
Flag Status: Flagged

Hello,

My name is Brooke Yost and I've been a resident of Laketown Township for ~5 years. My children go to the elementary and the middle school in Saugatuck/Douglas. My family and I enjoy spending time together downtown, grabbing ice cream, playing basketball/pickleball, and going to the playground and park area.

My kids are so looking forward to the new playground area being built in downtown Saugatuck. I was dismayed to learn that a private business owner is trying to stop the progress of this great thing for our community, which can serve as a source of pride and be a place that is fun and safe for all kids and their friends.

My understanding is the new park's plans fully meet and/or exceed all required safety standards and legal requirements. The playground will also serve a wide spectrum of people - very inclusive for children of all ages, as well as those who have varying abilities. Inclusivity is a foundational element of both Saugatuck and Douglas, and one of the reasons we chose to live in the area. The old playground was not safe and a complete eyesore. Our town needs to continue to modernize to attract and keep families local, as well as better serve our tourist community which fuels the livelihood of many who reside in the area.

I am in full support of the playground project progressing as planned. Please include this email in the packet for the Historic District meeting on May 7th.

Thank you for your time and consideration.

Thank you,

Brooke Yost

919-325-6916 mobile

--



Brooke C Yost

Vice President - HR, GPO and GSS at Whirlpool Corporation

T 9193256916 **E** brooke_c_yost@whirlpool.com

W whirlpoolcorp.com

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Jamie Wolters

From: Ingrid <ingridmount@yahoo.com>
Sent: Tuesday, April 30, 2024 5:32 PM
To: Jamie Wolters; hbaldwin@saugatuckcity.com
Subject: For May 7 Historic District meeting

Please include this in the correspondence for the Historic District Commission meeting May 7.

Hello my name is Charlie Benson and I would like to say a couple words about the park. First of all, I've been excited about this park for around five months now. Also whilst I know there's a lawsuit going on, I just have to hope that it all blows over and we get the park by summer.

Thank you for your time,
Charlie

DES 4th grader
(Typed by Mom, written by Charlie)

*Stop Holding **OUR** Fun Hostage !*

By Charlie Benson

Made By And For Kids.

Here are 5 great reasons why this playground should be 100% built.

1. This park is important to Saugatuck's history as Singapore

This park is based off of Singapore history. Personally I don't need nor want to explain that, but if you do want a run over of our history go check out Saugatuck dune rides. But the architecture with the wood finish, using sand and dune grass colors. Perfect!



2. All ages can enjoy the park

I also personally think that **Everybody** can enjoy this park even people who are pressing charges against the park like the hotel, who knows they might get more business!



3. The old playground was not safe.

Small children and parents couldn't play on it because it was not safe - there were posts coming out of the ground. And I flew off the side of the tornado slide once. I've also seen other people fly off and heard people comment on eroding posts.



4. It's a modern playground

It will fit kids' standards these days. I've visited lots of playgrounds in Chicago, Boston, Nantucket, New Jersey, and Florida. The new playground will be much more fun like those playgrounds.



5. There is a piece of equipment for everyone's abilities.

The 20% you might not build may take away a piece of equipment that someone needs to be able to play at the park.



Conclusion



Thank you for listening. I know I'm only 10 years old but I believe if you're making something for children, you should hear from the children. I believe this slideshow shows accurate representation of why this playground should be 100% built.

– Charlie Benson

May 1, 2024

City of Saugatuck
102 Butler St.
Saugatuck, MI 49453
Attn: Jamie Wolters, City Clerk

RE: Historic District Commission Special Meeting 5/7/24: Playground Matter

Dear Members of the Historic District Commission:

I sell tangible goods and pride myself on providing excellent customer service. I believe my customers return because they appreciate both my products and the shopping experience at my retail store. I've been a sole proprietor for twenty years, operating in Saugatuck for the past seven. While I wish the city was more supportive of retailers like myself, that's not the reason for my letter. I am writing to support another business in Saugatuck who shares many of my professional standards.

I fully support the replacement of the children's playground within the exact parameters of the now-demolished playground's footprint. It's crucial to maintain the scale of the playground in such a historically significant area. The proposed playground must not disrupt the quiet enjoyment of neighboring properties or be overly grandiose, aligning with the character of the historic area. This includes limiting equipment height and audible features.

In the case of The Maplewood Hotel, Ms. Simon offers more than just a place to sleep; she provides excellent customer service and guest experiences. I believe her guests return because they appreciate the accommodations and the experience of staying in a truly historic hotel. However, I fear that the proposed expansion of the playground, with its audible features, could disturb guests and deter them from returning. The playground is too close to the hotel's bedrooms.

I suggest that any excess equipment purchased could be donated to a community in need or relocated to another area within the city.

Thank you for your consideration.



Christian W. Kindel
Saugatuck Business Owner
Saugatuck Taxpayer
241 Culver St. Saugatuck

Jamie Wolters

From: Doug Rodewald <rodewald413@gmail.com>
Sent: Wednesday, May 1, 2024 8:39 AM
To: Helen Baldwin; Jamie Wolters
Subject: Support for Saugatuck Park Build

Follow Up Flag: Follow up
Flag Status: Flagged

Good morning,

Please include the following in the Historic District meeting May 7 packet.

I'm writing to express my support for moving forward with the rebuild of the park downtown Saugatuck. As a father of two sons that have played at the prior park their entire lives, I am excited about a new park going in that will be safer, more inclusive (both age and to those with disabilities) and very thoughtful in how it was tied to Saugatuck's history. Being a sport family, we are often in other communities and schools and the majority, if not all, of these facilities have playgrounds that are comparable to the one that will be built. It is time.

On a broader note, we as Saugatuck have to make sure we are building a community that is friendly to families and children, both visitors and locals.

The park is going to be amazing and thank you to the council and all of the local volunteers for getting it to where it is today.

Doug Rodewald
413 Hoffman St.

Jamie Wolters

From: Glenna DeJong <glenna@gkdenterprise.com>
Sent: Friday, May 3, 2024 9:51 AM
To: Jamie Wolters
Cc: tcstraker@gmail.com; kpat1862@gmail.com; william.donahue2nd@gmail.com; nico leo; john@cannarsadesign.com; Russ Gardner; godfreylaura10@gmail.com; Lauren Stanton; Helen Baldwin; Scott Dean; Gregory Muncey; Holly Anderson; Logan White; Ryan Cummins
Subject: Correspondence for next HDC meeting

Please include the following letter in the packet for the May 7, 2024 special meeting of the Historic District Commission.

Dear Historic District Commission members:

Please do not be confused by attempts to offer alternative ‘facts’ regarding the process and approval of the new Village Square playground. Prior to moving to Saugatuck Township recently, I served on the Saugatuck Parks and Public Works (PPW) Committee and was co-chair of the Village Park Study Group with Kelly Roche. We spent innumerable hours on the new playground, working closely with experts, vendors, DPW and City Hall staff, and engaging a study group to bring a state-of-the art and accessible playground to Saugatuck that will draw visitors and help tell the story of Singapore and the area.

I am greatly saddened that construction was stopped a few days prior to the planned build after approvals were obtained back in September and October, 2023 by the three committee/commission/councils that were needed for it to proceed. Unfortunately, last ditch efforts to create a narrative of turmoil has landed the discussion back into the lap of the Historic District Commission (HDC). Opposition to proceeding with the approved plans seem to center around a few issues that aren’t even relevant to HDC decision guidelines, but I do feel like I need to address these issues, at least to set the record straight.

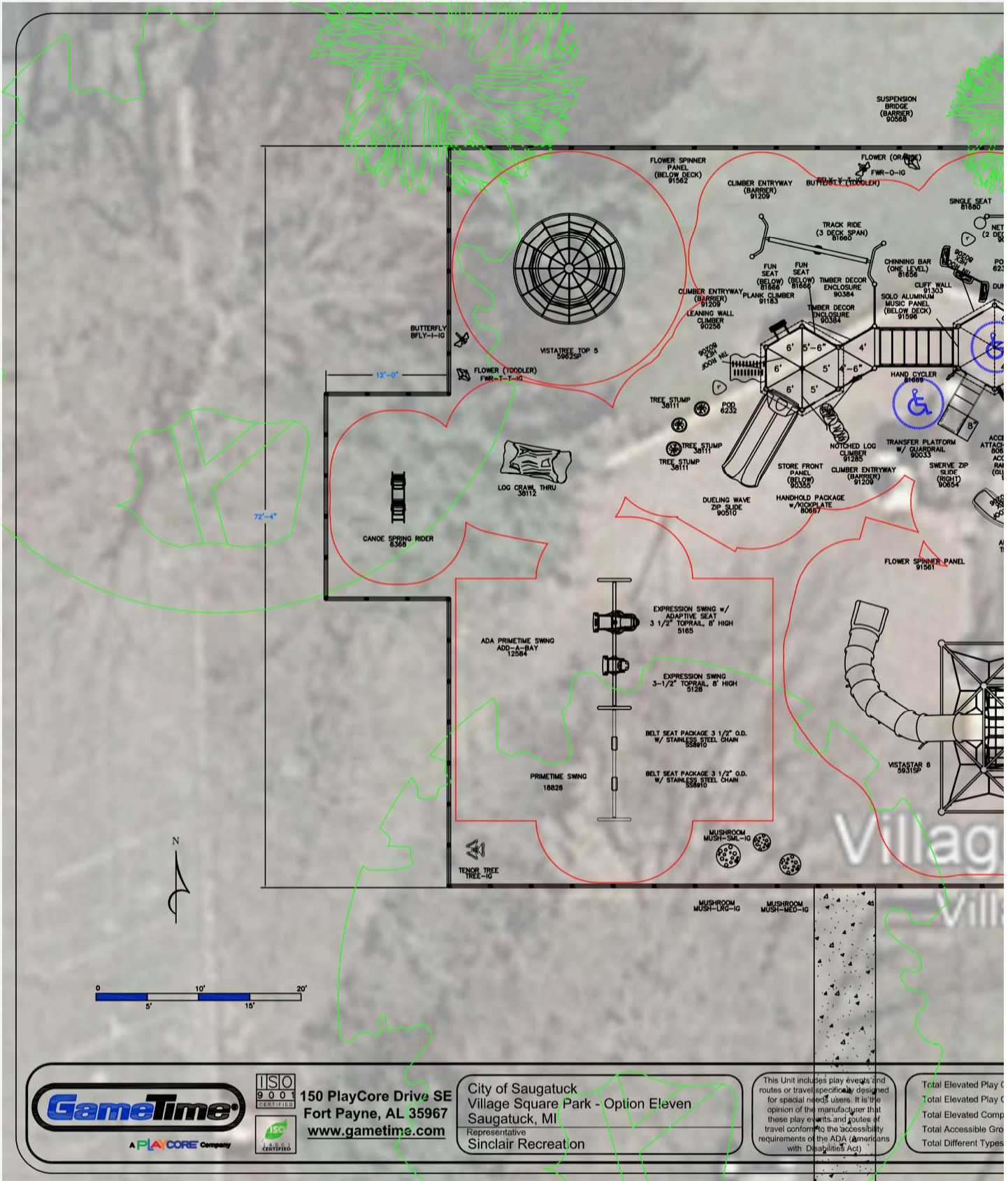
It is correct that one of our priorities on PPW was to ‘maximize the existing footprint’ of the ‘old’ playground. In fact, if one looks at the approved Sinclair rendering option 11 (see attached) it is readily apparent that they/we did a great job of maximizing the existing footprint as we were able to fit equipment and required safety buffers with little unused space. Also note that the option 11 rendering always included additional equipment to the north of the ‘old’ playground (a distinctly separate issue from maximizing the ‘old’ existing footprint). This can clearly be seen on the attached rendering where the GPS overlay shows the curbing of the old playground footprint (whitish border). This rendering never changed as it went through the entire approval process. There was ample time and opportunity for public input including meeting notices/minutes and even an extra-large public sign showing the planned build.

Another priority was to ‘keep existing trees’ (which we largely achieved) which unfortunately came into conflict with yet another priority, namely ‘ADA compliance, know more broadly now as universal design’ (see Saugatuck City Council meeting on 10.4.2024). A tree did need to be removed since universal design necessitates that there must be room for wheelchair access. The tree in question was being watched by Public Works anyway as there were signs of decline. While it is sad to lose any tree, the vast majority of trees remain in Village Square and the good news is that it will be replaced by two mature trees.

The removal of a tree cannot be used as a reason for ex post facto denial of playground equipment to the north of the ‘old’ footprint. This is being used as a Hail Mary attempt to prevent progress because of missing out on the ample opportunity for public input during the properly followed process.

I hope these clarifications provide peace of mind to members of HDC. I urge you to reaffirm your original vote that was based on sound process and consideration of factors within HDC purview.

Glenna DeJong, Ph.D.



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 APLAYCORE Company

City of Saugatuck
 Village Square Park - Option Eleven
 Saugatuck, MI
 Representative
 Sinclair Recreation

This Unit includes play equipment and routes or travel specifically designed for special needs users. It is the opinion of the manufacturer that these play events and guides if travel conform to the accessibility requirements of the ADA (Americans with Disabilities Act).

Total Elevated Play C
 Total Elevated Play C
 Total Elevated Comp
 Total Accessible Gro
 Total Different Types

Jamie Wolters

From: Ingrid Benson <ingbenson2@gmail.com>
Sent: Tuesday, April 30, 2024 5:31 PM
To: Jamie Wolters; hbaldwin@saugatuckcity.com
Subject: For Historic District Commission Meeting

Please include this in the correspondence for the Historic District Commission meeting May 7.

Dear Saugatuck Historic District Commission,

We're the parents of a 4th grade student at DES and were signed up to help build the new playground April 15. It is disturbing to hear that the build is in jeopardy and we hope that you do everything in your power to remedy this situation quickly so that the playground can be built as soon as possible.

Our son loves that playground, and has been playing there since he was a toddler. We also travel quite frequently and could see that the playground was in need of repair and potentially had safety issues. On our travels, we have been to a lot of other playgrounds - most more up to date than the old one in Saugatuck. That's why we were so excited to learn of the new playground plans and approval in October 2023.

The plans for the playground are spectacular! They bring us up to speed in terms of being modern, meeting safety standards, and truly representing kids of all ages and abilities. Plus the added history of Singapore - let's get this playground built!

I asked my son this morning how he felt about the playground getting delayed and he was really sad. We drove past the installation pieces ready for unwrapping and building - it only excited him more to want the playground completed. He also didn't understand how someone could be against a playground. It's not fair to our kids to hold up this build. Kids deserve a great and safe place to play.

Thanks,
Ingrid & Chris Benson
Parents of Charlie Benson, 4th grade

Sent from my iPhone

Jamie Wolters

From: Jessica Ruthsatz <busschjl@gmail.com>
Sent: Tuesday, April 30, 2024 1:13 PM
To: Helen Baldwin; Jamie Wolters
Subject: The park project- Please include in Historic District Meeting Correspondence Packet

Follow Up Flag: Follow up
Flag Status: Flagged

Dear Saugatuck City Council Members and Historic District Council,

Thank you for all your hard work to make our sweet town a wonderful place to be. As a former history teacher, I see the value of your work and acknowledge the importance of historical conservation, especially in a town like ours. It has come to my attention that the park project has been met with resistance. I would like to express my deep sadness over anyone who would use "historical concerns" as a litigious weapon to block a project of such vital importance for an obvious personal vendetta.

As a local mother, this playground has always been close to our hearts and my elementary and middle-school-aged sons were very excited about new equipment that would be suited to children of all ages!

As the Preschool Director for Saugauck Public schools I can attest to the importance of this park as a community builder among locals and tourists alike. The park is a destination for one of our favorite preschool field trips and a frequent after-school hangout for families and their little ones.

I was incredibly excited about the fact that the new park would meet safety standards and serve a wider range of children with disabilities (many of whom I have as students). Parks can be welcoming places to most children, but can be heartbreaking for children with disabilities for whom the park is neither accessible or safe. I for one want to live in a city that embraces ALL children and sees value in creating spaces for children and families.

I support the park project moving forward! Our local children are more important than a dispute over a tree.

All the best,
Jessica

Jamie Wolters

From: Julie Barman <juliebarman1@gmail.com>
Sent: Tuesday, April 30, 2024 12:16 PM
To: Jamie Wolters; hbaldwin@saugatuckcity.com
Subject: Please include in the Historic District meeting correspondence

Follow Up Flag: Follow up
Flag Status: Flagged

4/30/2024

Hello.

I just wanted to say how excited I am for the new playground. I have two kids that go to Saugatuck schools and we can't wait to see and play on the new equipment.

I also wanted to say how grateful I am for the inclusivity of the new play set. My son has special needs. While his condition does not affect his play on the playground, it does make him "different". I never understood how important it was for inclusion, until my son was diagnosed. All kids deserve a safe place to play.

In addition to this, I love the concept of tying the story of Singapore into the playground. As you may already know, the DES 2nd grade gets a whole unit about the origin of our town and the rich history here. My kids have taught me a thing or two from Ms History (Mrs Jackson). They loved the town scavenger hunt/picnic that ended the unit. It is a beautiful moment at the end of the day, when all the kids, parents and teachers all end at the playground. The kids discuss all the cool places they visited and have a blast laughing and playing together. The fact that this new play set will incorporate town history is such a bonus.

We love this town and will love it even more with a new, safe playground for all to enjoy!

Thank you!

Julie Barman

Jamie Wolters

From: Julie Meivogel <meivogeljulie@gmail.com>
Sent: Wednesday, May 1, 2024 12:43 PM
To: Jamie Wolters; Helen Baldwin
Subject: Village Square Park

Dear Saugatuck City Council Members,

We hope this letter finds you well. As a family of 4, we are embarking on our 4th year of residing in Saugatuck Township and both of our children have attended Saugatuck Public Schools since Kindergarten (one in high school and the youngest at the elementary school; we previously resided in Laketown Township and enrolled our children into SPS via School of Choice). We are writing to express our heartfelt gratitude to the Parks and Public Works Committee for their tireless efforts in planning the new playground in Village Square Park. Their dedication to enhancing our community and providing a safe and enjoyable space for our children is truly commendable.

The committee's meticulous planning, adherence to regulations, and unwavering commitment to improving our public spaces have not gone unnoticed. We are sincerely thankful for their hard work and dedication to this project.

However, it is with great sadness and disappointment that we must also address the recent interruption and litigation that has abruptly halted the erection of the playground. It is disheartening to see such a promising initiative, designed to bring joy to children of all ages and replace a deteriorating playground, face such obstacles.

The playground, situated on public land, was intended to be a beacon of fun and recreation for our community's youth. It pains us to see the excitement and anticipation of countless children, including our own, dampened by this setback.

We trust that the City Council shares our sentiments and recognizes the importance of swiftly resolving any issues that have arisen. Our children deserve a safe and vibrant space to play and grow, and it is imperative that we work together to ensure the timely completion of this project.

Once again, we extend our deepest appreciation to the Parks and Public Works Committee for their dedication and hard work. We remain hopeful that with your continued support, we can overcome these challenges and provide our community with the playground it deserves.

Thank you for your attention to this matter. We look forward to a positive resolution and the joyous laughter of children filling Village Square Park once more. Please include this email in the Historic District Meeting correspondence for May 7th packet.

Sincerely,

Julie Meivogel

meivogeljulie@gmail.com

616-690-5918

Jamie Wolters

From: Kara O'Connor <kocinteriors@gmail.com>
Sent: Wednesday, May 1, 2024 11:53 AM
To: Jamie Wolters; hbaldwin@saugatuckcity.com
Subject: May 7th packet

Hi Jamie & Heidi,
I would like for my message below to be included in the Historic District Meeting Correspondence May 7th packet.

My name is Kara O'Connor & my husband, Kevin, and I would like to express our excitement for the new playground/park space downtown . We had planned on volunteering to help facilitate the build, and were quite excited to be a small part of this awesome project. We are so excited that this park space will have more accessible play space(s) for people with disabilities, as well as serve as a fun environment for a wider range of age groups.

Please add us to the meeting correspondence list, as we'd like to stay abreast of the progress of this project!

thank you,

Kara & Kevin O'Connor

--

Kara O'Connor Interiors, LLC.

space planning & design

T. 773.719.9285

kocinteriors@gmail.com

www.kocinteriors.com

<https://www.instagram.com/karaoconnorinteriors/>

Jamie Wolters

From: Lavi O <lavinia.o@gmail.com>
Sent: Tuesday, April 30, 2024 10:33 PM
To: Jamie Wolters; Helen Baldwin
Subject: Re: Playgrounds

> Good morning, Saugatuck City Council,

> I'm a resident and I wanted to check in and ask why the playground build is on hold? I have two children ages four and seven and they were so excited for the playground unveiling this week. They insisted we go downtown and check out the playground space this weekend, only to be met by the disappointing sign which says there is a cease & desist.

>

> We're completely perplexed by this, given that the plans have been out there for months. Surely if someone had an issue with the playground, they would've spoken up earlier?

>

> We and our families are super disappointed by this hold on build.

>

> The playground is not only a benefit for locals, visitors love it too. We've met so many visiting families there. Hoping this is resolved this week so we can all begin to enjoy the new playground.

Please add to the May 7 District Meeting Packet.

>

> Thank you - Lavinia Oancea

May 1, 2024

City of Saugatuck
102 Butler St.
Saugatuck, MI 49453
Attn: Jamie Wolters, City Clerk

RE: Historic District Commission Special Meeting 5/7/24: Playground Matter

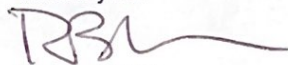
Dear Members of the Historic District Commission:

I wholeheartedly support the replacement of the children's playground within the exact parameters of the now-demolished playground's footprint. It is important to maintain the scale of the playground for the environment, including height and limiting audible features that may disrupt quiet enjoyment of the area by those nearby. The park is part of the public alcohol consumption area, and the new equipment is supposedly 'large enough for adults,' as reported by Saugatuck City Council member(s). In the evening, oftentimes, people would loudly horse around on the equipment, and with the proposed 'adult-sized' equipment, some with sound-making features, it will attract more use after hours by those milling around town with and/or without alcohol. This surely does not convey a family-friendly image – alcohol consumption in the playground with and without children present.

Many friends and family have stayed at the Maplewood Hotel, one of the only historic hotels in the city, and loved its elevated comfort and amenities. I cannot imagine that Ms. Simon relishes the idea of installing soundproof windows (the Historic Commission would probably deny such a request) or calming the guests who are simply trying to have a good night's sleep in the lovely hotel. But that simple good night's sleep (some people retire before the public alcohol curfew of 11 pm) or trying to explain to her guests wanting to sleep a bit later while staying at the historic that the children using the playground in the morning and using the 'sound elements' of the playground are something that gives zero consideration to the quiet enjoyment of the residents and guests in the general area of the playground.

It is unfortunate that the city bought equipment out of scale and outside of allowed playground parameters in that historic zone. I'm sure the equipment could be donated to a community in need or sold.

Thank you.



Richard Williams
Saugatuck Business Owner
Saugatuck Taxpayer
241 Culver St. Saugatuck