

Court of Appeals, State of Michigan

ORDER

Brad Jewett v Charter Township of Garfield

Docket No. 331092

LC No. 2015-030915-AA

Patrick M. Meter
Presiding Judge

Donald S. Owens

Michael F. Gadola
Judges

The Court orders that the motion to amend claim of appeal to an application for leave to appeal is DENIED. The claim of appeal was actually properly filed because the December 22, 2015 circuit court order appealed from is appealable of right. It is manifest that order is a final order under MCR 7.202(6)(a)(i) as the order disposing of the merits of this case in the circuit court. Further, an appeal of right from the December 22, 2015 circuit court order is not precluded by MCR 7.203(A)(1)(a) because the Garfield Township Planning Commission did not act as a tribunal in denying the special use permit sought by appellants. See *Natural Resources Defense Council v Dep't of Environmental Quality*, 300 Mich App 79, 85-87; 832 NW2d 288 (2013).



A true copy entered and certified by Jerome W. Zimmer Jr., Chief Clerk, on

AUG 22 2016

Date


Chief Clerk