

ORDINANCE NO. 172

AMENDMENT TO THE GUN PLAIN CHARTER TOWNSHIP ZONING ORDINANCE

ADOPTED: 4-6-2020

EFFECTIVE: 4-17-2020

AN ORDINANCE TO AMEND THE GUN PLAIN TOWNSHIP ZONING ORDINANCE FOR THE PROPOSAL TO AMEND THE FOLLOWING CHAPTERS: IV, AG AGRICULTURAL DISTRICT, SECTION 4.04 (C), (D); V, R-1 VERY LOW DENSITY (RURAL) RESIDENTIAL DISTRICT, SECTION 5.04 (C), (D); VI, R-2 LOW DENSITY RESIDENTIAL DISTRICT, SECTION 6.04 (D); VII, R-3 MEDIUM DENSITY RESIDENTIAL DISTRICT, SECTION 7.04 (D); VIII, LR LAKE RESIDENTIAL DISTRICT, SECTION 8.04 (D); XIX, GENERAL PROVISIONS, SECTION 19.09 SAND AND GRAVEL MINING, (H) (12) EXCAVATIONS:

GUN PLAIN CHARTER TOWNSHIP, ALLEGAN COUNTY, MICHIGAN ORDAINS:

Chapter IV, AG Agricultural District, Section 4.04 (C), to read as follows: C. SIDE YARD. For residential buildings and structures, there shall be total side yard of not less than twenty (20) feet; provided, however, that no side yard shall be less than seven (7) feet. For all other buildings, there shall be two (2) side yards of not less than twenty (20) feet each.

Chapter IV, AG Agricultural District, Section 4.04 (D), to read as follows: D. REAR YARD. There shall be a rear yard of not less than ten (10) feet.

Chapter V, R-1 Very Low Density (Rural) Residential District, Section 5.04 (C), to read as follows: C. SIDE YARD. For residential buildings and structures, there shall be total side yard of not less than twenty (20) feet; provided, however, that no side yard shall be less than seven (7) feet. For all other buildings, there shall be two (2) side yards of not less than twenty (20) feet each.

Chapter V, R-1 Very Low Density (Rural) Residential District, Section 5.04 (D), to read as follows: D. REAR YARD. There shall be a rear yard of not less than ten (10) feet.

Chapter VI, R-2 Low Density Residential District, Section 6.04 (D), to read as follows: D. REAR YARD. There shall be a rear yard of not less than ten (10) feet.

Chapter VII, R-3 Medium Density Residential District, Section 7.04 (D), to read as follows: D. REAR YARD. There shall be a rear yard of not less than ten (10) feet. Multiple family structures over the height of twenty-five (25) feet shall have a rear yard equal to the height of the proposed structure.

Chapter VIII, LR Lake Residential District, Section 8.04 (D), to read as follows: D. REAR YARD. There shall be a rear yard of not less than ten (10) feet; provided, however, that in the case of lakefront lots, the rear yard shall be not less than fifty (50) feet from the water's edge.

Chapter XIX, General Provisions, Section 19.09 Sand and Gravel Mining (H) (12)
Excavations: distance requirements from roadways and property lines to read as follows:

Activities in connection with the mining operation shall not create slopes and/or a pit or depression in the earth closer than fifty (50) feet from the right-of-way line of the nearest road or highway, and one hundred and fifty (150) feet from any residentially zoned or used property, provided, however, the Township Planning Commission may as part of the permit, prescribe greater distance requirements in order to insure sub-lateral support to surrounding property as reasonably required. This setback may also be reduced upon making the determination that the operations can still be carried out in a manner that is compatible with surround land uses. If lateral support is shown to exist on site plan and written permission is given by property owner, setback may be reduced to as close as 50' feet for operations. Stockpiling, equipment, support vehicles etc. Shall be located at the center of the property to reduce noise and dust.

Ordinance NO. 172

Effective date

This ordinance takes effect 8 days following publication of notice of its adoption pursuant to Michigan Public Act 110 of 2006. All ordinances and parts of ordinances in conflict herewith are repealed.

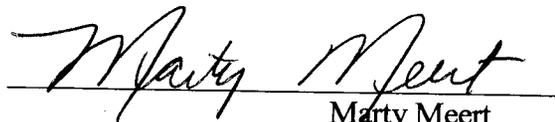
AYES: Members: VanDenBerg, Meert, Kopka, Morehouse, Horton, Pearson and Shannon

NAYS: Members: None

Absent: Members: None

ORDINANCE DECLARED ADOPTED.

I hereby certify that the foregoing is a true and complete copy of an ordinance adopted by the Township Board of the Township of Gun Plain at a regular meeting thereof held on the date first stated above, and I further certify that public notice of such meeting was given as provided by law.



Marty Meert
Gun Plain Township Clerk