



HOUSE BILL No. 5297

October 25, 1995, Introduced by Rep. Gnodtke and referred to the Committee on Conservation, Environment and Great Lakes.

A bill to amend section 1 of Act No. 184 of the Public Acts of 1943, entitled as amended

"The township rural zoning act,"

as amended by Act No. 35 of the Public Acts of 1995, being section 125.271 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 1 of Act No. 184 of the Public Acts of
2 1943, as amended by Act No. 35 of the Public Acts of 1995, being
3 section 125.271 of the Michigan Compiled Laws, is amended to read
4 as follows:

5 Sec. 1. (1) The township board of an organized township in
6 this state may provide by zoning ordinance for the regulation of
7 land development and the establishment of districts in the
8 portions of the township outside the limits of cities and
9 villages which regulate the use of land and structures; to meet

1 the needs of the state's citizens for food, fiber, energy, and
2 other natural resources, places of residence, recreation, indus-
3 try, trade, service, and other uses of land; to insure that use
4 of the land shall be situated in appropriate locations and rela-
5 tionships; to limit the inappropriate overcrowding of land and
6 congestion of population, transportation systems, and other
7 public facilities; to facilitate adequate and efficient provision
8 for transportation systems, sewage disposal, water, energy, edu-
9 cation, recreation, and other public service and facility
10 requirements; and to promote public health, safety, and welfare.
11 For these purposes, the township board may divide the township
12 into districts of such number, shape, and area as it considers
13 best suited to carry out this act. The township board of an
14 organized township may use this act to provide by ordinance for
15 the regulation of land development and the establishment of dis-
16 tricts which apply only to land areas and activities which are
17 involved in a special program to achieve specific land management
18 objectives and avert or solve specific land use problems, includ-
19 ing the regulation of land development and the establishment of
20 districts in areas subject to damage from flooding or beach ero-
21 sion, and for that purpose may divide the township into districts
22 of a number, shape, and area considered best suited to accomplish
23 those objectives. Ordinances regulating land development may
24 also be adopted designating or limiting the location, the height,
25 number of stories, and size of dwellings, buildings, and struc-
26 tures that may be erected or altered, including tents and trailer
27 coaches, and the specific uses for which dwellings, buildings,

1 and structures, including tents and trailer coaches, may be
2 erected or altered; the area of yards, courts, and other open
3 spaces, and the sanitary, safety, and protective measures that
4 shall be required for the dwellings, buildings, and structures,
5 including tents and trailer coaches; and the maximum number of
6 families which may be housed in buildings, dwellings, and struc-
7 tures, including tents and trailer coaches, erected or altered.
8 The provisions shall be uniform for each class of land or build-
9 ings, dwellings, and structures, including tents and trailer
10 coaches, throughout each district, but the provisions in 1 dis-
11 trict may differ from those in other districts. A township board
12 shall not regulate or control the drilling, completion, or opera-
13 tion of oil or gas wells, or other wells drilled for oil or gas
14 exploration purposes and shall not have jurisdiction with refer-
15 ence to the issuance of permits for the location, drilling, com-
16 pletion, operation, or abandonment of those wells. The jurisdic-
17 tion relative to wells shall be vested exclusively in the super-
18 visor of wells of this state, as provided in ~~Act No. 61 of the~~
19 ~~Public Acts of 1939, being sections 319.1 to 319.27 of the~~
20 ~~Michigan Compiled Laws.~~ PART 615 (SUPERVISOR OF WELLS) OF THE
21 NATURAL RESOURCES AND ENVIRONMENTAL PROTECTION ACT, ACT NO. 451
22 OF THE PUBLIC ACTS OF 1994, BEING SECTIONS 324.61501 TO 324.61527
23 OF THE MICHIGAN COMPILED LAWS.

24 (2) An ordinance adopted pursuant to this act is subject to
25 the electric transmission line certification act.