

**SENATE BILL NO. 509**

April 15, 1999, Introduced by Senators NORTH, DUNASKISS, JOHNSON  
and BULLARD and referred to the Committee on Local, Urban  
and State Affairs.

A bill to amend 1950 (Ex Sess) PA 23, entitled  
"Airport zoning act,"  
by amending section 24 (MCL 259.454).

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1       Sec. 24. ~~Any~~ A person desiring to erect ~~any~~ A struc-  
2 ture, or increase the height of ~~any~~ A structure, or permit the  
3 growth of ~~any~~ A tree, or otherwise use ~~his~~ property in viola-  
4 tion of the airport zoning regulations adopted under this act, OR  
5 AN AGENCY ACTING UNDER SECTION 4 OF THE UNIFORM CONDEMNATION PRO-  
6 CEDURES ACT, 1980 PA 87, MCL 213.54, may apply to the board of  
7 appeals, for a variance from the zoning regulations in question.  
8 ~~Such variances shall be allowed where~~ THE BOARD OF APPEALS  
9 SHALL ALLOW A VARIANCE IF a literal application or enforcement of  
10 the regulations would result in practical difficulty or

1 unnecessary hardship and the relief granted would not be contrary  
2 to the public interest, but would do substantial justice and be  
3 in accordance with the spirit of the regulations. ~~of this act.~~  
4 ~~Provided, however, That any~~ HOWEVER, A variance may be allowed  
5 subject to any reasonable ~~conditions~~ CONDITION or condition  
6 subsequent that the board of appeals ~~may deem~~ CONSIDERS neces-  
7 sary to effectuate the purposes of this act. ~~Nothing in this~~  
8 ~~section authorizes the allowance of any variation which will~~ A  
9 VARIANCE SHALL NOT conflict with ~~any~~ A general zoning ordinance  
10 or regulation of ~~any~~ A political subdivision, ~~except such as~~  
11 ~~is~~ BUT MAY CONFLICT WITH A ZONING ORDINANCE OR REGULATION  
12 adopted exclusively for airport zoning purposes.