

SENATE BILL No. 139

February 4, 2003, Introduced by Senators GILBERT, JELINEK, BASHAM and BIRKHOLZ and referred to the Committee on Local, Urban and State Affairs.

A bill to amend 1921 PA 207, entitled "City and village zoning act," by amending section 12 (MCL 125.592).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 12. (1) A zoning ordinance or zoning decision shall
2 not have the effect of totally prohibiting the establishment of a
3 land use within a city or village in the presence of a
4 demonstrated need for that land use within either the city or
5 village or the surrounding area within the state, unless a
6 location within the city or village does not exist where the use
7 may be appropriately located or **the** use is unlawful.

8 (2) A city or village shall not be required to have more than
9 20% of the city's or village's dwelling units located within
10 mobile home parks.

11 Enacting section 1. This amendatory act does not take

1 effect unless all of the following bills of the 92nd Legislature
2 are enacted into law:

3 (a) Senate Bill No. 137.

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5 (b) Senate Bill No. 138.

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