

HOUSE BILL No. 5859

September 11, 2012, Introduced by Rep. Irwin and referred to the Committee on Agriculture.

A bill to amend 2006 PA 110, entitled
"Michigan zoning enabling act,"
(MCL 125.3101 to 125.3702) by adding section 205b.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 205B. (1) A STRUCTURE AND ASSOCIATED EQUIPMENT FOR
2 MEASURING WIND SPEED IS AN AUTHORIZED USE IN ALL AGRICULTURAL
3 ZONES, SUBJECT TO SUBSECTIONS (2) AND (3).

4 (2) A TOWER AUTHORIZED UNDER SUBSECTION (1) SHALL NOT BE
5 LOCATED WITHIN A DISTANCE OF 1.1 TIMES THE HEIGHT OF THE TOWER FROM
6 ANY OF THE FOLLOWING:

7 (A) A ROAD, STREET, OR HIGHWAY.

8 (B) A RAILROAD.

9 (C) A PROPERTY LINE OF A PARCEL THAT IS NOT OWNED OR LEASED BY
10 THE OWNER OF THE TOWER.

11 (D) A BUILDING, OTHER THAN A UTILITY BUILDING ASSOCIATED WITH

1 ANOTHER STRUCTURE FOR MEASURING WIND SPEED.

2 (3) A ZONING ORDINANCE MAY REQUIRE A STRUCTURE AND ASSOCIATED
3 EQUIPMENT FOR MEASURING WIND SPEED TO BE REMOVED WITHIN 5 YEARS
4 AFTER IT IS CONSTRUCTED OR INSTALLED.