

COUNTY ZONING ACT (EXCERPT)
Act 183 of 1943

***** 125.215 THIS SECTION IS REPEALED BY ACT 110 OF 2006 EFFECTIVE JULY 1, 2006 *****

125.215 Interim zoning ordinance.

Sec. 15. To protect the public health, safety, and general welfare of the inhabitants of the county, and the lands and resources of the county during the period required for the preparation and enactment of an ordinance authorized by this act as provided by sections 7 to 12, the county board of commissioners may direct the county zoning commission to submit, within a specified period of time, recommendations as to the provisions of an interim zoning ordinance and to submit those recommendations without consideration for sections 7, 8, and 9. Before presenting its recommendations to the county board of commissioners, the zoning commission shall submit the interim zoning ordinance, or an amendment to the interim zoning ordinance, to the department of natural resources for approval, which approval shall be conclusively presumed unless the department of natural resources, within 15 days after the receipt of the ordinance or amendment notifies the county clerk in writing of its disapproval. Disapproval of a county interim zoning ordinance or an amendment to an interim zoning ordinance shall be based upon noncompliance or conflict with either state or federal law or administrative rule, or a decision of a state or federal court. After approval by the department of natural resources, the county board of commissioners by majority vote of its members may enact an interim ordinance or an amendment to an interim ordinance without consideration for sections 10 and 12 and give the interim ordinance or an amendment to an interim ordinance immediate effect. A notice of adoption of the interim ordinance or an amendment to the interim ordinance shall be published within 15 days after its adoption by the county board of commissioners by 1 publication of a notice containing the information stipulated in section 11a in a newspaper of general circulation published in the county. The interim ordinance or an amendment to the interim ordinance shall be filed with the county clerk and the department of natural resources. The interim ordinance shall be limited to 1 year from the date it becomes effective and to not more than 2 years of renewal thereafter by resolution of the county board of commissioners.

History: 1943, Act 183, Imd. Eff. Apr. 17, 1943;—CL 1948, 125.215;—Am. 1960, Act 86, Eff. Aug. 17, 1960;—Am. 1978, Act 640, Eff. Apr. 12, 1979.

Compiler's note: For transfer of responsibility for review and approval of county zoning ordinances and interim zoning ordinances from the Department of Natural Resources to the Department of Commerce, see E.R.O. No. 1980-1, compiled at MCL 16.732 of the Michigan Compiled Laws.

Transfer of powers: See MCL 16.732.