

**TABLE OF CONTENTS**

**ZONING ORDINANCE**

**FREEDOM TOWNSHIP, MICHIGAN**

**ARTICLE 1.0 TITLE, PURPOSES AND LEGAL CLAUSES**

Page

Section 1.01 – Title .....	1-1
Section 1.02 - Repeal of Ordinance .....	1-1
Section 1.03 – Purposes .....	1-1
Section 1.04 - Validity and Severability Clause .....	1-2
Section 1.05 - Conflict with Other Laws .....	1-2
Section 1.06 - Effective Date .....	1-2
Section 1.07 – Certificates .....	1-3

**ARTICLE 2.0 GENERAL PROVISIONS**

Section 2.01 - Establishment of Districts .....	2-1
Section 2.02 - Official Zoning Map .....	2-1
Section 2.03 - Number of Residences on a Lot.....	2-2
Section 2.04 - Temporary Structures .....	2-2
Section 2.05 - Mobile Homes .....	2-4
Section 2.06 - Completion of Construction .....	2-5
Section 2.07 - Conditional Uses .....	2-5
Section 2.08 - Essential Services .....	2-6
Section 2.09 - Visibility at Intersections .....	2-6
Section 2.10 - Home Occupation .....	2-6
Section 2.11 - Transient and Amusement Enterprises .....	2-6
Section 2.12 - Access to Streets .....	2-7
Section 2.13 – Floodplains .....	2-7
Section 2.14 – Groundwater Recharge Areas .....	2-7
Section 2.15 – Watercourse Setbacks .....	2-8

**ARTICLE 3.0 SCHEDULE OF DISTRICT REGULATIONS**

Section 3.01 - General Provisions .....	3-1
Section 3.02 - Statement of Intent for Use Districts .....	3-2
Section 3.03 - Schedule of Use Regulations .....	3-4
Section 3.04 - Schedule of District Regulations .....	3-5

**ARTICLE 4.0 PLANNED UNIT DEVELOPMENT DISTRICT - (PUD)**

Section 4.01 – Purpose .....	4-1
Section 4.02 - Location of a PUD District .....	4-1
Section 4.03 – Permitted Uses .....	4-1
Section 4.04 – Residential Density Design Standards .....	4-1
Section 4.05 – Density Bonus Option .....	4-1
Section 4.06 – Pre-Application Conference .....	4-3
Section 4.07 – PUD Review Process – Area Plan Requirements .....	4-3

	<u>Page</u>
Section 4.08 – Effect of Approval of Petition and Area Plan .....	4-5
Section 4.09 – Amendment and Revision .....	4-5
 <b>ARTICLE 5.0 SITE PLAN REVIEW</b>	
Section 5.01 - Authority for Site Plan Review .....	5-1
Section 5.02 - Development and Uses Requiring Site Plan Review .....	5-1
Section 5.03 - Preliminary Site Plan .....	5-1
Section 5.04 - Final Site Plan .....	5-4
Section 5.05 - Combining Preliminary and Final Site Plans .....	5-7
Section 5.06 - Amendment of Approved Site Plan .....	5-7
Section 5.07 - Modification of Plan During Construction .....	5-7
Section 5.08 - Phasing of Development .....	5-7
Section 5.09 – Inspection .....	5-7
Section 5.10 - Performance Guarantees .....	5-8
Section 5.11 – Fees .....	5-8
Section 5.12 – As-Built Drawings .....	5-8
Section 5.13 – Violations .....	5-8
 <b>ARTICLE 6.0 CONDITIONAL USES</b>	
Section 6.01 - General Provisions .....	6-1
Section 6.02 - Authority to Grant Permits .....	6-1
Section 6.03 - Application and Fee .....	6-1
Section 6.04 - Data, exhibits, and Information Required in Application .....	6-1
Section 6.05 - Public Hearings .....	6-1
Section 6.06 – Required Standards and Findings .....	6-2
Section 6.07 – Conditions of Approval .....	6-3
Section 6.08 – Continuation and Expansion .....	6-3
Section 6.09 – Re-Application .....	6-3
Section 6.10 – Revocation of Permit .....	6-3
 <b>ARTICLE 7.0 NONCONFORMITIES</b>	
Section 7.01 – Intent .....	7-1
Section 7.02 - Nonconforming Lots of Record .....	7-1
Section 7.03 - Nonconforming Uses of Parcels and Lots .....	7-1
Section 7.04 - Nonconforming Structures .....	7-1
Section 7.05 - Nonconforming Uses of Structures .....	7-2
Section 7.06 - Repairs and Maintenance .....	7-2
Section 7.07 - Change of Tenancy or Ownership .....	7-3
Section 7.08 - Expansion and Substitution .....	7-3
Section 7.09 - Nonconforming Extraction Operations .....	7-4
 <b>ARTICLE 8.0 SITE CONDOMINIUM REVIEW</b>	
Section 8.01 – Approval Required .....	8-1
Section 8.02 – General Requirements .....	8-1
Section 8.03 – Preliminary Site Plan Requirements .....	8-2
Section 8.04 – Final Site Plan Requirements .....	8-2
Section 8.05 – Revision of Condominium Subdivision Plan .....	8-2
Section 8.06 – Amendment of Master Deed or Bylaws .....	8-2
Section 8.07 – Relation to Subdivision Ordinance .....	8-2
Section 8.08 – Development Agreement .....	8-3
Section 8.09 – Building Permit .....	8-3
Section 8.10 – Monuments .....	8-3
Section 8.11 – Road Rights-of-Way .....	8-3
Section 8.12 – Improvements .....	8-3

**ARTICLE 9.0 ACREAGE PARCEL DIVISION**

Section 9.01 – Purpose ..... 9-1  
Section 9.02 – Scope ..... 9-1  
Section 9.03 – Definitions ..... 9-1  
Section 9.04 – Approval for Property Division Required ..... 9-1  
Section 9.05 – Administration and Review ..... 9-2  
Section 9.06 – Standards for Approval ..... 9-2  
Section 9.07 – Final Approval ..... 9-3  
Section 9.08 – Planning Commission’s Decision ..... 9-3  
Section 9.09 – Conditions for Approval ..... 9-4  
Section 9.10 – Re-Application ..... 9-4  
Section 9.11 – Appeal ..... 9-4  
Section 9.12 – Fees ..... 9-4  
Section 9.13 – Exclusivity ..... 9-4  
Section 9.14 – No Effect on Bulk Regulations ..... 9-4

**ARTICLE 10.0 SUPPLEMENTARY DISTRICT REGULATIONS**

Section 10.01 - Sewage Treatment and Disposal ..... 10-1  
Section 10.02 - Storage of Materials ..... 10-1  
Section 10.03 - Parking and Storage of Vehicles ..... 10-1  
Section 10.04 - Preservation of Environmental Quality ..... 10-1  
Section 10.05 - Transition Strip ..... 10-2  
Section 10.06 - Automobile Service and Repair Stations ..... 10-2  
Section 10.07 - Junk Yards ..... 10-3  
Section 10.08 - Commercial Kennels ..... 10-4  
Section 10.09 - Storage of Recreational Equipment ..... 10-4  
Section 10.10 - Extraction Operations ..... 10-4  
Section 10.11 – Mobile Home Parks ..... 10-5  
Section 10.12 – Day-Care and Child-Care Facilities ..... 10-11  
Section 10.13 – Bed & Breakfast Operation ..... 10-12  
Section 10.14 – Mini-Storage Facilities ..... 10-13  
Section 10.15 – Outdoor Seating for Restaurants ..... 10-14  
Section 10.16 – Roadside Stands ..... 10-14  
Section 10.17 – Commercial Communications Towers ..... 10-14  
Section 10.18 – Sale of Christmas Trees ..... 10-20

**ARTICLE 11.0 OFF-STREET PARKING AND LOADING REGULATIONS**

Section 11.01 - General Provisions for Off-Street Parking ..... 11-1  
Section 11.02 - Specifications for Parking Areas ..... 11-1  
Section 11.03 - Rules for Calculating Required Number of Parking Spaces ..... 11-2  
Section 11.04 - Schedule of Off-Street Parking Requirements ..... 11-3  
Section 11.05 - General Provisions for Off-Street Loading Facilities ..... 11-5  
Section 11.06 - Specifications for Loading Facilities ..... 11-5  
Section 11.07 - Schedule of Off-Street Loading Requirements ..... 11-5

**ARTICLE 12.0 SIGN REGULATIONS**

Section 12.01 – Purpose ..... 12-1  
Section 12.02 - General Sign Regulations ..... 12-1  
Section 12.03 - Signs Permitted in All Zoning Districts ..... 12-1  
Section 12.04 - Signs Permitted in Agricultural/Resource District ..... 12-2  
Section 12.05 - Signs Permitted in Residential Districts ..... 12-2  
Section 12.06 - Signs Permitted in Commercial and Industrial Districts ..... 12-2  
Section 12.07 - Outdoor Advertising Signs ..... 12-4

	<u>Page</u>
Section 12.08 - Signs for Automobile Service Stations .....	12-4
Section 12.09 - Exemptions .....	12-4
Section 12.10 - Prohibited Signs .....	12-5
Section 12.11 - Permits and Fees .....	12-5
Section 12.12 - Illumination .....	12-6
Section 12.13 - Computation of Surface Area .....	12-6
Section 12.14 - Removal .....	12-6
Section 12.15 - Nonconforming Signs .....	12-7
Section 12.16 - Responsibilities for Signs .....	12-7
Section 12.17 - Registry .....	12-7

#### **ARTICLE 13.0 ADMINISTRATION AND ENFORCEMENT**

Section 13.01 - Zoning Inspection: Appointment .....	13-1
Section 13.02 - Duties and Powers of the Zoning Administrator .....	13-1
Section 13.03 - Certificates of Zoning Compliance .....	13-1
Section 13.04 - Building Permits .....	13-3
Section 13.05 - Certificates of Occupancy .....	13-3
Section 13.06 - Records .....	13-3
Section 13.07 - Fees .....	13-4
Section 13.08 - Compliance with Plans .....	13-4
Section 13.09 - Violations and Penalties .....	13-4

#### **ARTICLE 14.0 ZONING BOARD OF APPEALS**

Section 14.01 - Board Established .....	14-1
Section 14.02 - Membership and Terms .....	14-1
Section 14.03 - General Procedures of the Board of Appeals .....	14-2
Section 14.04 - Powers and Duties of Board of Appeals .....	14-2
Section 14.05 - Fees .....	14-2
Section 14.06 - Hearings .....	14-2
Section 14.07 - Administrative Review .....	14-3
Section 14.08 - Duties on Matters of Appeal .....	14-4
Section 14.09 - Procedures .....	14-4
Section 14.10 - Variance .....	14-4
Section 14.11 - Voiding of Variance .....	14-5
Section 14.12 - Reapplication for Variance .....	14-6
Section 14.13 - Site Plan Requirements .....	14-6
Section 14.14 - Appeals to Court .....	14-6

#### **ARTICLE 15.0 AMENDMENTS**

Section 15.01 - Initiating Amendments .....	15-1
Section 15.02 - Fees .....	15-1
Section 15.03 - Amendment Procedure .....	15-1
Section 15.04 - Information Required .....	15-2
Section 15.05 - Findings of Fact Required .....	15-2
Section 15.06 - Publication .....	15-3
Section 15.07 - Referendum .....	15-3
Section 15.08 - Conformance to Court Decree .....	15-3

#### **ARTICLE 16.0 DEFINITIONS**

Section 16.01 - Purpose .....	16-1
Section 16.02 - Rules of Construction .....	16-1
Section 16.03 - Definitions .....	16-2