

**LAKETOWN TOWNSHIP ZONING ORDINANCE**

An ordinance to establish zoning regulations for the Township of Laketown, Allegan County, Michigan including regulations governing nonconforming uses, structures and buildings, to provide for the administration, enforcement and amendment of such regulations, to prescribe penalties for the violation of such regulations, and to provide for conflicts with other ordinances or regulations, all in accordance with the provisions of Michigan Act 184 of 1943, as amended.

THE TOWNSHIP OF LAKETOWN, ALLEGAN COUNTY, MICHIGAN,  
ORDAINS:

## TABLE OF CONTENTS

	PAGE
CHAPTER I - TITLE	
Section 1.01 - Title	10
CHAPTER II - PURPOSE, SCOPE AND LEGAL BASIS	
Section 2.01 - Purpose	11
Section 2.02 - Scope and Interpretation	11
Section 2.03 - Legal Basis	11
CHAPTER III - DEFINITIONS	
Section 3.01 - Rules Applying to Text	12
Section 3.02 - Accessory Use or Structure	13
Section 3.03 - Accretion	13
Section 3.04 - Alterations, Structural	13
Section 3.04A- Animals, Domestic	13
Section 3.04B- Animals, Exotic	13
Section 3.05 - Automobile Repair - Major	14
Section 3.06 - Automobile Repair - Minor	14
Section 3.07 - Basement	14
Section 3.07A- Bed & Breakfast Operation	14
Section 3.08 - Billboards and Signs	14
Section 3.09 - Building	15
Section 3.10 - Building Height	15
Section 3.11 - Building Setback	15
Section 3.12 - Crest	16
Section 3.13 - Dwelling	16
Section 3.14 - Dwelling Unit	16
Section 3.15 - Family	16
Section 3.16 - Farm - General	16
Section 3.17 - Farm - Specialized	16
Section 3.18 - Floor Area	16
Section 3.19 - Foredune Ridge	17
Section 3.19A- High Water Mark	17
Section 3.20 - Home Occupation	17
Section 3.21 - High Dune	17
Section 3.22 - Improvements	17
Section 3.23 - Junkyard	17
Section 3.24 - Kennel	17
Section 3.25 - Lot and Lot Width	18
Section 3.26 - Mobile Home	18
Section 3.27 - Mobile Home Lot	19
Section 3.28 - Mobile Home Pad	19
Section 3.29 - Mobile Home Park	19

Section 3.30 - Mobile Home Subdivision	19
Section 3.30A- Modular Home	19
Section 3.31 - Motel	20
Section 3.32 - Motor Vehicle	20
Section 3.33 - Parking Area, Space or Lot	20
Section 3.34 - Parking Bay	20
Section 3.35 - Pier	20
Section 3.36 - Planning Commission	20
Section 3.36A- Ponds	20
Section 3.37 - Principal or Main Use	20
Section 3.38 - Roadside Market Stand	20
Section 3.38A- Stables	20
Section 3.39 - Street	20
Section 3.40 - Structure	21
Section 3.41 - Tourist Home	21
Section 3.42 - Township Board	21
Section 3.43 - Township	21
Section 3.44 - Travel Trailer	21
Section 3.45 - Usable Floor Area	21
Section 3.46 - Vehicle	21
Section 3.47 - Yard	21
Section 3.48 - Yard - Front	21
Section 3.49 - Yard - Rear	21
Section 3.50 - Yard - Side	22
Section 3.51 - Zoning Act	22
Section 3.52 - Zoning Inspector	22
Section 3.53 - Satellite Dish Antenna	22
 CHAPTER IV - MAPPED DISTRICTS	
Section 4.01 - Zone Districts	23
Section 4.02 - Zoning Map	23
Section 4.03 - Areas Not Included Within a District	24
 CHAPTER V - AG AGRICULTURAL DISTRICT	
Section 5.01 - Description and Purpose	25
Section 5.02 - Use Regulations	25
Section 5.03 - Height Regulations	29
Section 5.04 - Area Regulations	29
Section 5.05 - Minimum Floor Area	30
 CHAPTER VI - R-1 RURAL ESTATE DISTRICT	
Section 6.01 - Description and Purposes	31
Section 6.02 - Use Regulations	31
Section 6.03 - Height Regulations	35
Section 6.04 - Area Regulations	35
Section 6.05 - Minimum Floor Area	35

CHAPTER VII - R-2 LOW DENSITY RESIDENTIAL DISTRICT	
Section 7.01 - Description and Purpose	36
Section 7.02 - Use Regulations	36
Section 7.03 - Height Regulations	38
Section 7.04 - Area Regulations	38
Section 7.05 - Minimum Floor Area	39
CHAPTER VIII - R-3 MEDIUM DENSITY RESIDENTIAL DISTRICT	
Section 8.01 - Description and Purpose	40
Section 8.02 - Use Regulations	40
Section 8.03 - Height Regulations	40
Section 8.04 - Area Regulations	40
Section 8.05 - Minimum Floor Area	41
CHAPTER VIII-A - R-4 MOBILE HOME PARK RESIDENTIAL DISTRICT	
Section 8A.01- Description and Purpose	43
Section 8A.02- Use Regulations	43
Section 8A.03- Installation and Occupation Of Mobile Homes	44
Section 8A.04- Application Procedures	44
Section 8A.05- Standards and Regulations	45
Section 8A.06- Utility Standards	48
Section 8A.07- Mobile Home Standards	48
Section 8A.08- Mobile Home Sales	49
Section 8A.09- Signs	49
Section 8A.10- Refuse Disposal	49
Section 8A.11- Groundcover	49
Section 8A.12- Recreational Equipment Storage	49
CHAPTER IX - C-1 NEIGHBORHOOD BUSINESS DISTRICT	
Section 9.01 - Description and Purpose	50
Section 9.02 - Use Regulations	50
Section 9.03 - Required Conditions	51
Section 9.04 - Height Regulations	51
Section 9.05 - Area Regulations	51
CHAPTER X - C-2 GENERAL BUSINESS DISTRICT	
Section 10.01 - Description and Purpose	53
Section 10.02 - Use Regulations	53
Section 10.03 - Height, Area and Yard Requirements	54
CHAPTER XI - I-1 INDUSTRIAL DISTRICT	
Section 11.01 - Description and Purpose	55
Section 11.02 - Use Regulations	55
Section 11.03 - Height Regulations	56
Section 11.04 - Area Regulations	56

CHAPTER XII - FP FLOODPLAIN DISTRICT		
Section 12.01 - Description and Purpose		58
Section 12.02 - Use Regulations		58
Section 12.03 - Height Regulations		59
Section 12.04 - Area Regulations		59
Section 12.05 - State Compliance		59
CHAPTER XIII - PUD PLANNED UNIT DEVELOPMENT		
Section 13.01 - Description and Purpose		60
Section 13.02 - Objectives		60
Section 13.03 - Required Open Space		61
Section 13.04 - Maximum Density		62
Section 13.05 - Open Space and Maximum Density Adjustments		62
Section 13.06 - Open Space Requirements		63
Section 13.07 - Application Procedures		64
Section 13.08 - Basis of Determination		66
Section 13.09 - Permitted Uses		67
Section 13.10 - Expiration of Approval		67
CHAPTER XIV - GENERAL PROVISIONS		
Section 14.01 - The Effect of Zoning		68
Section 14.02 - Restoration of Unsafe Building		68
Section 14.03 - Area, Height and Use Conditions and Exceptions		68
Section 14.04 - Essential Service		70
Section 14.05 - Required Yard or Lot		71
Section 14.06 - Control of Heat, Glare, Fumes, Dust, Noise, Vibration and Odors <sup>72</sup>		71
Section 14.07 - Temporary Uses or Structures Requiring Zoning Inspector Authorization		71
Section 14.08 - Accessory Uses		72
Section 14.09 - Accessory Buildings		72
Section 14.09A- Attached Garages		74
Section 14.10 - Principal Building on a Lot		74
Section 14.11 - Double Frontage Lots		74
Section 14.12 - Signs		74
Section 14.12A- Regulation of Billboards		78
Section 14.13 - Additional Setbacks for Structures Adjacent to Major Streets		80
Section 14.14 - Minimum Public Street Frontage		80
Section 14.15 - Governmental Improvements		81
Section 14.16 - Health Department Approval		81
Section 14.17 - Ponds		81
Section 14.18 - Razing of Building		82

Section 14.19 - Moving of Building	83
Section 14.20 - Fences or Walls	84
Section 14.21 - Keeping of Animals	86
Section 14.22 - Swimming Pools	86
Section 14.23 - Unlicensed and Inoperable Vehicles	87
Section 14.24 - Sand Dune Development	88
Section 14.25 - Home Occupations	89
Section 14.26 - Clear Vision Corners	90
Section 14.27 - Litter	90
Section 14.28 - Satellite Dish Antenna	90
Section 14.29 - Sleeping Quarters	91
CHAPTER XIV-A - VESSEL AND DOCK SAFETY	
Section 14A.01- Intent and Purpose	92
Section 14A.02- Definitions	92
Section 14A.03- Vessel Regulations	93
Section 14A.04- Dock Regulations	94
Section 14A.05- Vessel Census	95
CHAPTER XIV-B - WIRELESS COMMUNICATIONS TOWERS AND ANTENNAS	
Section 14B.01- Background	96
Section 14B.02- Purpose	96
Section 14B.03- Definitions	97
Section 14B.04- Applicability	98
Section 14B.05- General Requirements	98
Section 14B.06- Permitted Uses	101
Section 14B.07- Administratively Approved Uses	101
Section 14B.08- Special Use Permits	105
Section 14B.09- Buildings or Other Equipment Storage	112
Section 14B.10- Removal of Abandoned Antennas Towers	113
Section 14B.11- Nonconforming Uses	113
CHAPTER XIV-C - SEXUALLY ORIENTED BUSINESS ORDINANCE	
Section 14C.01- Purpose and Intent	114
Section 14C.02- Definitions	114
Section 14C.03- Prohibition	116
Section 14C.04- Operating Requirements	116
Section 14C.05- Sexually Explicit Performance Prohibited	118
Section 14C.06- Inspection	118
Section 14C.07- Operating Licenses	118
Section 14C.08- Employee Licenses	123
Section 14C.09- Fees	124
Section 14C.10- Expiration and Renewal of Licenses	125

Section 14C.11-	Suspension	125
Section 14C.12-	Revocation	125
Section 14C.13-	Appeals	126
Section 14C.14-	Transfer of License	126
Section 14C.15-	Penalties	127
Section 14C.16-	Abatement of Sexually Oriented Businesses as a Public Nuisance	127
Section 14C.17-	Severability and Captions	127
Section 14C.18-	Repeal	127
Section 14C.19-	Administrative Liability	127
CHAPTER XIV-D ABOVEGROUND UTILITY EQUIPMENT		
Section 14D.01 -	Background	128
Section 14D.02 -	Purpose	128
Section 14D.03 -	Definitions	129
Section 14D.04 -	Applicability	130
Section 14D.05 -	General Requirements	130
Section 14D.06 -	Permitted Uses	134
Section 14D.07 -	Administratively Approved Uses	134
Section 14D.08 -	Special Use Permits	137
Section 14D.09 -	Aboveground Utility Equipment Mounted On Structures or Rooftops	142
Section 14D.10 -	Removal of Abandoned Aboveground Utility Equipment	142
Section 14D.11 -	Nonconforming Uses	143
Section 14D.12 -	Integration	143
CHAPTER XV - SITE PLAN REVIEW		
Section 15.01 -	Purpose	144
Section 15.02 -	Site Plan Review	144
Section 15.03 -	Application Procedures	144
Section 15.04 -	Preliminary Plan Review	144
Section 15.05 -	Planning Commission Review of Preliminary Site Plan	145
Section 15.06 -	Final Site Plan Review	146
Section 15.07 -	Planning Commission Review of Final Site Plan	147
CHAPTER XVI - PARKING AND LOADING SPACES		
Section 16.01 -	General	149
Section 16.02 -	Joint Use of Facilities	151
Section 16.03 -	Location of Facilities	151
Section 16.04 -	Size of Parking Space	152
Section 16.05 -	Requirements for Parking Areas	152
Section 16.06 -	Off Street Loading Space	153
CHAPTER XVII - SPECIAL USE PERMIT		

Section 17.01 - Purpose	154
Section 17.02 - Application Procedures	154
Section 17.03 - Basis of Determination	155
Section 17.04 - Existing Special Situations	156
CHAPTER XVIII - NONCONFORMING USES, BUILDINGS OR STRUCTURES	
Section 18.01 - Continuance of Nonconforming Uses, Buildings or Structures	157
Section 18.02 - Expansion	157
Section 18.03 - Restoration and Repair	158
Section 18.04 - Change or Discontinuance	158
Section 18.05 - Building or Structure Under Construction on Effective Date of Ordinance	158
Section 18.06 - Nonconformance Under Previous Zoning Ordinances	159
CHAPTER XIX - ADMINISTRATION AND ENFORCEMENT	
Section 19.01 - Zoning Administration	160
Section 19.02 - Zoning Inspector	160
Section 19.03 - Permits	160
Section 19.04 - Inspection of Buildings and Structures	162
Section 19.05 - Certification of Compliance	162
CHAPTER XX - BOARD OF APPEALS	
Section 20.01 - Creation	163
Section 20.02 - Jurisdiction and Powers	163
Section 20.03 - Adoption of Rules of Procedure	163
Section 20.04 - Conditions	163
Section 20.05 - Alternate Members	164
CHAPTER XXI - ORDINANCE AMENDMENT	
Section 21.01 - Initiation of Amendments	165
Section 21.02 - Amendment Petition Procedure	165
Section 21.03 - Amendment Procedure	165
CHAPTER XXII - PENALTIES	
Section 22.01 - Penalties	166
Section 22.02 - Procedure	166
CHAPTER XXIII - MISCELLANEOUS PROVISIONS	
Section 23.01 - Administrative Liability	167
Section 23.02 - Severability	167
Section 23.03 - Repeal	167
Section 23.04 - Effective Date	168