

MONTEREY TOWNSHIP, ALLEGAN COUNTY, MICHIGAN

AMENDMENTS TO THE MONTEREY TOWNSHIP ZONING ORDINANCE

Ordinance No. 18-05

Adopted: X

Effective: 10-19-18

AN ORDINANCE TO AMEND SECTION 14.04 OF THE MONTEREY TOWNSHIP ZONING ORDINANCE FOR THE PURPOSE OF REMOVING ZONING BOARD OF APPEALS ABILITY TO HEAR APPEALS OF DECISIONS MADE BY THE MONTEREY TOWNSHIP BOARD AND MONTEREY TOWNSHIP PLANNING COMMISSION.

MONTEREY TOWNSHIP, ALLEGAN COUNTY, MICHIGAN, ORDAINS:

At a regular meeting of the Township Board for the Township of Monterey, Allegan County, Michigan, held at the Township Hall on October 1, 2018, the following amendment to the Monterey Township Zoning Ordinance was offered for adoption by Township Board Member **Eric Commons** and seconded by Township Board Member **Lois Commons**

Yeas: H Reinart, J Frank, L Commons, E Commons, E Collier

Nays:

Motion Passed X Failed

ARTICLE 1:

Adopt Chapter 14.04 in its entirety to read as presented on the attached pages.

ARTICLE II. SEVERABILITY:

The various parts, sections and clauses of this Ordinance are hereby declared to be severable. If any part, sentence, paragraph, section or clause of this Ordinance is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of the Ordinance shall not be affected thereby and shall remain valid and in effect.

ARTICLE III. REPEAL AND EFFECTIVE DATE:

This Ordinance is ordered to take effect the eighth day following publication of notice of its adoption in accordance with the Michigan Public Act 110 of 2006 as amended. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Jennifer Frank

Date: 10-1-18

Jennifer Frank, Monterey Township Clerk

Publication date: 10-11-18

Effective date: 10-19-18

SECTION 14.04 JURISDICTION OF THE ZONING BOARD OF APPEALS

- A. **General Authority.** The ZBA shall have the authority to act on those matters where this Ordinance provides for administrative review/appeal, or interpretation, and shall have the authority to authorize a variance as defined in this Ordinance and laws of the State of Michigan. Such authority shall be subject to the rules and standards in this Section. The ZBA shall not have the authority to alter or changes zoning district classifications of any property, nor to make any change in the text of this Ordinance.
- B. **Administrative Review.** The ZBA shall have authority to hear and decide appeals where it is alleged that there is an error in an order, requirement, permit, decision, or refusal made by an official in carrying out or enforcing any provisions of this Ordinance.