

SUBSTITUTE FOR
SENATE BILL NO. 463

A bill to amend 1950 (Ex Sess) PA 23, entitled
"Airport zoning act,"
by amending section 24 (MCL 259.454).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 24. ~~Any~~ A person desiring to erect ~~any~~ A struc-
2 ture, or increase the height of ~~any~~ A structure, or permit the
3 growth of ~~any~~ A tree, or otherwise use ~~his~~ property in viola-
4 tion of the airport zoning regulations adopted under this act, OR
5 AN AGENCY ACTING UNDER SECTION 4 OF THE UNIFORM CONDEMNATION PRO-
6 CEDURES ACT, 1980 PA 87, MCL 213.54, may apply to the board of
7 appeals, for a variance from the zoning regulations in question.
8 ~~Such variances shall be allowed where~~ THE BOARD OF APPEALS
9 SHALL ALLOW A VARIANCE IF a literal application or enforcement of
10 the regulations would result in practical difficulty or
11 unnecessary hardship and the relief granted would not be contrary

SB 463, As Passed Senate, November 12, 1997

Senate Bill No. 463

2

1 to the public interest, but would do substantial justice and be
2 in accordance with the spirit of the regulations. ~~of this act:~~
3 ~~Provided, however, That any~~ HOWEVER, A variance may be allowed
4 subject to any reasonable ~~conditions~~ CONDITION or condition
5 subsequent that the board of appeals ~~may deem~~ CONSIDERS neces-
6 sary to effectuate the purposes of this act. ~~Nothing in this~~
7 ~~section authorizes the allowance of any variation which will~~ A
8 VARIANCE SHALL NOT conflict with ~~any~~ A general zoning ordinance
9 or regulation of ~~any~~ A political subdivision, ~~except such as~~
10 ~~is~~ BUT MAY CONFLICT WITH A ZONING ORDINANCE OR REGULATION
11 adopted exclusively for airport zoning purposes.