

# HOUSE BILL No. 4441

March 8, 2001, Introduced by Rep. Jarnick and referred to the Committee on Local Government and Urban Policy.

A bill to amend 1943 PA 184, entitled  
"Township zoning act,"  
by amending sections 9 and 14 (MCL 125.279 and 125.284), section  
9 as amended by 2000 PA 384.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Sec. 9. (1) Before submitting its recommendations of a ten-  
2 tative zoning ordinance to the township BOARD, the township  
3 zoning board shall hold at least 1 public hearing ON THE TENTA-  
4 TIVE ZONING ORDINANCE. ~~Notice of the hearing shall be given~~  
5 THE TOWNSHIP ZONING BOARD SHALL GIVE NOTICE OF THE HEARING by 2  
6 publications in a newspaper of general circulation in the  
7 township. The first publication shall be ~~printed~~ not more than  
8 ~~30~~ 40 days and not less than ~~20~~ 30 days and the second not  
9 more than 8 days before the date of the hearing.

1       (2) ~~Not~~ THE TOWNSHIP ZONING BOARD SHALL ALSO GIVE NOT less  
2 than 20 days' notice of the time and place of the hearing ~~shall~~  
3 ~~also be given~~ by mail to each electric, gas, pipeline, and tele-  
4 phone public utility company, each railroad operating within the  
5 district or zone affected, and the airport manager of each air-  
6 port, that registers its name and mailing address with the town-  
7 ship zoning ~~commission~~ BOARD for the purpose of receiving the  
8 notice.

9       (3) ~~An affidavit of mailing shall be maintained.~~ The  
10 notices UNDER SUBSECTIONS (1) AND (2) shall include the places  
11 and times at which the tentative text and any maps of the zoning  
12 ordinance may be examined.

13       (4) THE TOWNSHIP ZONING BOARD SHALL MAINTAIN AN AFFIDAVIT OF  
14 MAILING FOR NOTICES MAILED UNDER SUBSECTION (2).

15       Sec. 14. (1) Amendments or supplements to ~~the~~ A zoning  
16 ordinance ~~may be made~~ SHALL BE ADOPTED in the same manner as  
17 ~~provided in this act for the enactment of~~ the original ZONING  
18 ordinance. ~~If~~ HOWEVER, IF an individual property or several  
19 adjacent properties are proposed for rezoning, the township  
20 zoning board shall ALSO give a notice of the proposed rezoning to  
21 the owner of the property ~~in question~~ PROPOSED FOR REZONING, to  
22 all persons to whom IS ASSESSED any real property within 300 feet  
23 of the ~~premises in question is assessed~~ PROPERTY PROPOSED FOR  
24 REZONING, and to the occupants of all single and 2-family dwell-  
25 ings within 300 feet OF THE PROPERTY PROPOSED FOR REZONING.

26       (2) The notice shall be delivered ~~personally or by mail~~ to  
27 the respective owners and tenants at the address given in the

1 last assessment roll. If the tenant's name is not known, the  
2 ~~term "occupant" may be used~~ NOTICE MAY BE ADDRESSED TO  
3 "OCCUPANT". If the notice is delivered by mail, an affidavit of  
4 mailing shall be filed with the zoning board before the hearing.  
5 The notice shall be ~~made~~ MAILED OR PERSONALLY DELIVERED not  
6 less than ~~8~~ 15 days before the hearing provided by section 9  
7 ~~stating~~ AND SHALL STATE the time, place, date, and purpose of  
8 the hearing.

9 (3) An amendment ~~for the purpose of conforming~~ TO MAKE a  
10 provision of the zoning ordinance CONFORM to the decree of a  
11 court ~~of competent jurisdiction~~ as to any specific lands may be  
12 adopted by the township board and the notice of the adopted  
13 amendment published without referring the amendment to any other  
14 board or agency provided for in this act.