

COUNTY ZONING ACT (EXCERPT)
Act 183 of 1943

***** 125.201 THIS SECTION IS REPEALED BY ACT 110 OF 2006 EFFECTIVE JULY 1, 2006 *****

125.201 Zoning ordinance for establishment of land development regulations and districts; division of county into districts; purposes; uniform regulations; jurisdiction over wells; ordinance subject to electric transmission line certification act.

Sec. 1. (1) The county board of commissioners of a county in this state may provide by zoning ordinance for the establishment of land development regulations and districts in the portions of the county outside the limits of cities and villages which regulate the use of land; to meet the needs of the state's citizens for food, fiber, energy, and other natural resources, places of residence, recreation, industry, trade, service, and other uses of land; to insure that uses of the land shall be situated in appropriate locations and relationships; to limit the inappropriate congestion of population and the overcrowding of land, transportation systems, and other public facilities; to facilitate adequate and efficient transportation systems, sewage disposal, and water, energy, education, recreation, and other public service and facility needs; and to promote public health, safety, and welfare. For those purposes the county board of commissioners may divide the county into districts of a number, shape, and area as is considered best suited to carry out this act. The county board of commissioners of a county may use this act to provide by ordinance for the establishment of land development regulations and districts in the portions of the county outside the limits of cities and villages which apply only to land areas and activities which are involved in a special program to achieve specific land management objectives and avert or solve specific land use problems, including the establishment of land development regulations and districts in areas subject to damage from flooding or beach erosion, and for those purposes may divide the county into districts of a number, shape, and area as is considered best suited to accomplish those objectives. Land development regulations may also be adopted designating or limiting the location, size of, and the specific uses for which a dwelling, building, or structure may be erected or altered; the minimum open spaces, sanitary, safety, and protective measures that shall be required for those dwellings, buildings, and structures; and the maximum number of families which may be housed in a building or dwelling erected or altered. The regulations shall be uniform for each class of land or buildings throughout each district, but the regulations in 1 district may differ from those in other districts. A county board of commissioners may not under this act, or under an ordinance adopted pursuant to this act, regulate or control the drilling, completion, or operation of an oil or gas well, or any other well drilled for oil or gas exploration purposes and shall not have jurisdiction with reference to the issuance of permits for the location, drilling, completion, operation, or abandonment of those wells. Jurisdiction over those wells shall be vested exclusively in the supervisor of wells of the state, as provided in part 615 (supervisor of wells) of the natural resources and environmental protection act, Act No. 451 of the Public Acts of 1994, being sections 324.61501 to 324.61527 of the Michigan Compiled Laws.

(2) An ordinance adopted pursuant to this act is subject to the electric transmission line certification act.

History: 1943, Act 183, Imd. Eff. Apr. 17, 1943;—CL 1948, 125.201;—Am. 1952, Act 42, Imd. Eff. Apr. 1, 1952;—Am. 1978, Act 640, Eff. Apr. 12, 1979;—Am. 1995, Act 34, Imd. Eff. May 17, 1995;—Am. 1996, Act 46, Imd. Eff. Feb. 26, 1996.