

CHARTER TOWNSHIP OF FENTON
Ordinance No. 739
Adopted: September 19, 2011

An ordinance to amend Articles 2 and 3 of Zoning Ordinance No. 594 to revise provisions relating to Public Utility Buildings and Uses.

THE CHARTER TOWNSHIP OF FENTON, GENESEE COUNTY, MICHIGAN, ORDAINS:

ARTICLE I. Article 2 (Definitions) of Zoning Ordinance No. 594 is hereby amended to revise the following definition:

Public utility buildings and uses - A building or structure within which a public utility or transportation service deemed necessary for the public health, safety or general welfare (or some other essential service) is provided to the public by an entity under public franchise or ownership, including but not limited to facilities created for the generation, transmission and/or distribution of electricity, gas steam, communications, television, and water; the collection and treatment of sewage and solid waste; and the provision of roads, rails, air or mass transportation for the general public use. Accessory uses may include offices, truck and large equipment parking, fueling and maintenance and other related facilities.

Examples include: Electric transformer stations and substations; electric transmission towers; municipal sewage treatment plants and municipal buildings; gas regulator and pumping stations; municipal utility pumping stations and other uses similar and compatible with the above. These installations may or may not include outdoor storage yards.

ARTICLE II. Article 3 (District Regulations) of Zoning Ordinance No. 594 is hereby amended as follows:

The following use is designated as a use permitted by special use permit in the AG, R-1, R-2, R-3, R-4, R-5, R-6, RM, R-MH, OS, C-1 and C-2 zoning districts:

Public utility buildings and uses without outdoor storage

The following use is designated as a principal permitted use in the C-3, M-1, M-2 and M-3 zoning districts:

Public utility buildings and uses without outdoor storage

The following use is designated as a use permitted by special use permit in the C-3, M-1 and M-2 zoning districts:

Public utility buildings and uses with outdoor storage

The following use is designated as a principal permitted use in the M-3 zoning district:
Public utility buildings and uses with outdoor storage

ARTICLE III. This ordinance and its various articles, paragraphs and clauses thereof are hereby declared to be severable. If any article, paragraph or clause is adjudged unconstitutional or invalid, the remainder of this amendatory ordinance shall not be affected thereby.

ARTICLE IV. All ordinances and provisions of ordinances of the Charter Township of Fenton in conflict herewith are hereby repealed.

ARTICLE V. This amendatory ordinance shall be published as required by law and shall take effect 7 days after adoption and publication.

Enacted at a regular meeting of the Fenton Township Board held on the 19th day of September 2011.

Bonnie K. Mathis, Supervisor

Robert E. Krug, Clerk