

Format note---this proposed ordinance is prepared in "legislative format": new verbiage proposed to be added is shown in bold type; any existing verbiage proposed to be deleted is shown lined-through.

CHARTER TOWNSHIP OF RUTLAND

BARRY COUNTY, MICHIGAN

ORDINANCE NO. 2022-184 (PROPOSED)

ADOPTED:

EFFECTIVE:

An Ordinance to amend §220-2-2 of the Rutland Charter Township Code of ordinances pertaining to definitions of terms used in Chapter 220 (Zoning Ordinance).

THE CHARTER TOWNSHIP OF RUTLAND

BARRY COUNTY, MICHIGAN

ORDAINS:

SECTION 1

AMENDMENT OF §220-2-2 (Definitions)

§220-2-2 of the Rutland Charter Township Code (Definitions) is hereby amended to revise the existing definition of the term "Lot, Corner" to read as follows:

"LOT, CORNER — A lot whose lot lines form an interior angle of less than 135° at the intersection of two street lines. A lot abutting a curved street or streets shall be deemed a corner lot if the tangents to the curve at the points of intersection of the side lot lines with the street lines intersect at an interior angle of less than 135°. **For purposes of this definition a "street" includes a lawful private road/shared driveway.**"

SECTION 2

AMENDMENT OF §220-2-2 (Definitions)

§220-2-2 of the Rutland Charter Township Code (Definitions) is hereby amended to revise the existing definition of the term "Lot Line, Front" to read as follows:

"LOT LINE, FRONT —

- A. Where a lot abuts only one public street, or lawful private road/shared driveway, the front lot line shall be the line separating the lot from the

right-of-way of the street or lawful private road/shared driveway; except where a lot has frontage on a lake, river, or other navigable waterway, the front lot line shall be the boundary line abutting the water.

- B. In the case of a corner lot, or a lot that otherwise has frontage on more than one public street, the front lot line shall be the right-of-way line of the street from which primary access to the principal building is provided or is proposed to be provided, or the right-of-way of the street with which the principal building is most directly associated/facing or is proposed to be most directly associated/facing; **except where a lot has frontage on a lake, river, or other navigable waterway, the front lot line shall be the boundary line abutting the water**".

SECTION 3

AMENDMENT OF §220-2-2 (Definitions)

§220-2-2 of the Rutland Charter Township Code (Definitions) is hereby amended to revise the existing definition of the term "Lot Area" to read as follows:

"LOT AREA — The total horizontal area included within the lot lines. Where the front lot line is the center line of a street, or where a portion of a lot lies within a street right-of-way, the lot area calculated to meet the requirements of this chapter shall not include the area of the street right-of-way. **For purposes of this definition a "street" includes a lawful private road/shared driveway.**"

SECTION 4

AMENDMENT OF §220-2-2 (Definitions)

§220-2-2 of the Rutland Charter Township Code (Definitions) is hereby amended to revise the existing definition of the term "Lot Line" to read as follows:

"LOT LINE — A boundary line of a lot; or, where applicable, a street right-of-way line. **For purposes of this definition a "street" includes a lawful private road/shared driveway.**"

SECTION 5

AMENDMENT OF §220-2-2 (Definitions)

The definition of "Family Day Care Home" in §220-2-2 (Definitions) of the Rutland Charter Township Code is hereby amended to read as follows:

"FAMILY DAY CARE HOME — A private home where not more than six minor children **(or such other increased capacity number of minor children permissible under State Law)** are received for care and supervision for periods of less than 24 hours per day unattended by a parent or legal

guardian, except children related to an adult member of the family by blood, marriage, or adoption.”

SECTION 6

AMENDMENT OF §220-2-2 (Definitions)

The definition of “Group Day Care Home” in §220-2-2 (Definitions) of the Rutland Charter Township Code is hereby amended to read as follows:

“GROUP DAY CARE HOME — A private home where more than six but less than 12 minor children **(or such other increased capacity number of minor children permissible under State Law)** are given care and supervision for periods of less than 24 hours a day untended by a parent or legal guardian, except children related to an adult member of the family by blood, marriage, or adoption.”

SECTION 7

REPEAL OF CONFLICTING ORDINANCES; EFFECTIVE DATE

All ordinances or parts of ordinances in conflict with this Ordinance are hereby repealed. This Ordinance shall take effect on the eighth day after publication or on such later date as may be required by law.

Robin Hawthorne, Clerk
Charter Township of Rutland