

RUTLAND CHARTER TOWNSHIP

BARRY COUNTY, MICHIGAN

**NOTICE OF ADOPTION OF ORDINANCE AMENDING CHAPTER 220 (ZONING) OF
RUTLAND CHARTER TOWNSHIP CODE**

TO: THE RESIDENTS AND PROPERTY OWNERS OF THE CHARTER TOWNSHIP OF RUTLAND, BARRY COUNTY, MICHIGAN, AND ANY OTHER INTERESTED PERSONS:

PLEASE TAKE NOTICE that at the January 11, 2023 meeting of the Rutland Charter Township Board the following Ordinance No. 2023-185 was adopted.

The original ordinance may be inspected or a copy purchased by contacting the Township Clerk, Robin Hawthorne, 2461 Heath Road, Hastings, MI 49058-9725, (269) 948-2194, during regular business hours of regular working days, and at such other times as may be arranged.

CHARTER TOWNSHIP OF RUTLAND

BARRY COUNTY, MICHIGAN

ORDINANCE NO. 2023-185

ADOPTED: JANUARY 11, 2023

EFFECTIVE: JANUARY 27, 2023

An Ordinance to amend various Sections of Chapter 220 (Zoning) of the Rutland Charter Township Code of ordinances.

THE CHARTER TOWNSHIP OF RUTLAND

BARRY COUNTY, MICHIGAN

ORDAINS:

SECTION 1

**AMENDMENT OF § 220-4-3 PERTAINING TO SPECIAL LAND USES IN AG/OS
AGRICULTURAL/OPEN SPACE PRESERVATION DISTRICT**

§ 220-4-3. of the Rutland Charter Township Code pertaining to the designated special land uses in the AG/OS Agricultural/Open Space Preservation District is hereby amended to add thereto a new subsection EE. reading as follows:

“County Fairgrounds/Expo Center.”

SECTION 2

AMENDMENT OF § 220-18-6 PERTAINING TO PERMITTED SIGNS IN SPECIFIED DISTRICTS

§ 220-18-6 of the Rutland Charter Township Code pertaining to permitted signs in specified districts is hereby amended so as to revise the last paragraph (after subsections A-F) to read as follows:

“Notwithstanding the foregoing, an otherwise permissible sign in any of these districts shall not include any electronic message board; except one electronic message board is allowed to advertise events/activities on the premises of a county fairgrounds/expo center in the AG/OS District, only, subject to the design standards and use limitations specified in § 220-18-8.H.”

SECTION 3

AMENDMENT OF § 220-18-8 PERTAINING TO DESIGN STANDARDS AND USE LIMITATIONS FOR ELECTRONIC MESSAGE BOARDS

The initial paragraph of § 220-18-8.H of the Rutland Charter Township Code pertaining to design standards and use limitations for electronic message boards is hereby amended to read as follows:

“Design standards and use limitations for electronic message boards. Any otherwise permissible electronic message board (permissible in the MU District and AG/OS District, only) is subject to the following design standards and use limitations:...” (existing subsections H.1-5 are not proposed to be amended).

SECTION 4

AMENDMENT OF § 220-10-3 PERTAINING TO SPECIAL LAND USES IN LC LAKE COMMERCIAL DISTRICT

§ 220-10-3 of the Rutland Charter Township Code pertaining to the designated special land uses in the LC Lake Commercial District is hereby amended to add thereto a new subsection D reading as follows:

“Outdoor storage yard for recreational vehicles and boats.”

SECTION 5

AMENDMENT OF § 220-12-3 PERTAINING TO SPECIAL LAND USES IN THE LI LIGHT INDUSTRIAL DISTRICT

§ 220-12-3 of the Rutland Charter Township Code pertaining to the designated special land uses in the LI Light Industrial District is hereby amended to add thereto a new subsection V reading as follows:

“Outdoor storage yard for recreational vehicles and boats.”

SECTION 6

AMENDMENT OF § 220-20-7 PERTAINING TO SPECIFIC STANDARDS REQUIRED OF PARTICULAR SPECIAL LAND USES

§ 220-20-7 of the Rutland Charter Township Code pertaining to the specific standards required of particular special land uses is hereby amended to add “Outdoor storage yard for recreational vehicles and boats” in the first column of the Table, and references to “LC” and “LI” and Item “15” in the second and third columns, and add the text for Item 15 reading as follows:

“Item 15---Outdoor storage yard for recreational vehicles and boats.

- A. Storage on the premises is limited to recreational vehicles, boats (including boat trailers), and non-commercial vehicles only. This land use is not a storage yard for semi-trailers or other such commercial vehicles or conveyances.
- B. If access to the storage yard is restricted by a gate at the point of access to the premises from an adjoining public roadway, the gate shall be set back sufficiently from the roadway to allow any vehicle entering the premises to be completely off the public right-of-way when stopped at the access gate.
- C. All items permissibly stored on the premises shall be placed in the rear yard and/or side yard and so as to comply with the minimum yard requirements (setbacks) for a principle use in the LC Lake Commercial District or the LI Light Industrial District, as applicable, as specified in § 220-15-1 (Schedule of Regulations). No such stored items shall be placed within any part of the front yard area.
- D. No recreational vehicle, boat, or other item permissibly stored on the premises shall leak fuel, oil, grease, or any other substance that may contaminate soil, groundwater, or air.
- E. All lighting on the premises shall comply with § 220-17-5.A.
- F. If the storage yard abuts any premises in any Residential District, the storage area shall be screened from view on those premises by screening devices as specified in § 220-17-5.B. The Planning Commission may also require such screening if the storage yard abuts any premises not in a Residential District but lawfully used for existing residential dwelling purposes.
- G. The storage yard shall be designed and operated so as to comply with § 220-16-6 regarding obnoxious or dangerous conditions.”

SECTION 7

AMENDMENT OF § 220-2-2 PERTAINING TO DEFINITIONS OF TERMS

§ 220-2-2 of the Rutland Charter Township Code is hereby amended to add a definition for the new term “qualified residential treatment program” reading as follows:

“QUALIFIED RESIDENTIAL TREATMENT PROGRAM---: A program within a child caring institution that provides services for 10 or fewer individuals which:

- has a trauma-informed treatment model, evidenced by the inclusion of trauma awareness, knowledge, and skills into the program’s culture, practices, and policies;
- has registered or licensed nursing or other licensed clinical staff on-site or available 24 hours a day, 7 days a week, who provide care in the scope of their practice as provided in parts 170, 172, 181, 182, 182A, and 185 of the public health code, 1978 PA 368, MCL 333.17001 to 333.17097, 333.17201 to 333.17242, 333.18101 to 333.18117, 333.18201 to 333.18237, 333.18251 to 333.18267, and 333.18501 to 333.18518;
- integrates families into treatment, including maintaining sibling connections;
- provides aftercare services for at least 6 months post discharge;
- is accredited by an independent not-for-profit organization as described in 42 USC 672(k)(4)(G).

This term does not include a detention facility, forestry camp, training school, or other facility operated primarily for detaining minor children who are determined to be delinquent; and also does not include adult foster care facilities licensed by a state agency for care and treatment of persons released from or assigned to adult correctional institutions.”

SECTION 8

AMENDMENT OF § 220-5-2 PERTAINING TO PERMITTED USES IN CR COUNTRY RESIDENTIAL DISTRICT

§ 220-5-2 of the Rutland Charter Township Code pertaining to the designated permitted uses in the CR Country Residential District is hereby amended to add thereto a new subsection L reading as follows:

“L. Qualified Residential Treatment Program.”

SECTION 9

AMENDMENT OF § 220-6-2 PERTAINING TO PERMITTED USES IN MDR MEDIUM DENSITY RESIDENTIAL DISTRICT

§ 220-6-2 of the Rutland Charter Township Code pertaining to the designated permitted uses in the MDR Medium Density Residential District is hereby amended to add thereto a new subsection J reading as follows:

“J. Qualified Residential Treatment Program.”

SECTION 10

AMENDMENT OF § 220-7-2 PERTAINING TO PERMITTED USES IN HDR HIGH DENSITY RESIDENTIAL DISTRICT

§ 220-7-2 of the Rutland Charter Township Code pertaining to the designated permitted uses in the HDR High Density Residential District is hereby amended to add thereto a new subsection L reading as follows:

“L. Qualified Residential Treatment Program.”

SECTION 11

AMENDMENT OF § 220-8-2 PERTAINING TO PERMITTED USES IN MHCR MOBILE HOME COMMUNITY RESIDENTIAL DISTRICT

§ 220-8-2 of the Rutland Charter Township Code pertaining to the designated permitted uses in the MHCR Mobile Home Community Residential District is hereby amended to add thereto a new subsection I reading as follows:

“I. Qualified Residential Treatment Program.”

SECTION 12

AMENDMENT OF § 220-9-2 PERTAINING TO PERMITTED USES IN MU MIXED USE DISTRICT

§ 220-9-2 of the Rutland Charter Township Code pertaining to the designated permitted uses in the MU Mixed Use District is hereby amended to add thereto a new subsection Z reading as follows:

“Z. Qualified Residential Treatment Program.”

SECTION 13

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