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ARTICLE 4 AMENDMENT PROCEDURE

SECTION 4.01 INITIATING AMENDMENTS AND FEES

THE TOWNSHIP BOARD MAY FROM TIME TO TIME , ON RECOMMENDATION FROM THE PLANNING COMMISSION, AMEND, MODIFY, SUPPLEMENT OR REVISE THE DISTRICT BOUNDARIES OR THE PROVISIONS AND REGULATIONS HEREIN ESTABLISHED WHEN EVER THE PUBLIC NECESSITY AND CONVENIENCE AND GENERAL WELFARE REQUIRE SUCH AMENDMENT. SAID AMENDMENT MAY BE INITIATED BY RESOLUTION OF THE TOWNSHIP BOARD, THE PLANNING COMMISSION OR BY PETITION OF ONE OR MORE OWNERS OF PROPERTY TO BE AFFECTED BY THE PROPOSED AMENDMENT. EXCEPT FOR THE TOWNSHIP BOARD, OR THE PLANNING COMMISSION, THE PETITIONER OR PETITIONERS REQUESTING AN AMENDMENT SHALL AT THE TIME OF APPLICATION PAY THE FEE IN ACCORDANCE WITH THE REQUIREMENTS SPECIFIED IN SECTION .05. NO PART OF WHICH SHALL BE RETURNABLE TO THE PETITIONER.

SECTION 4.02 AMENDMENT PROCEDURE

THE PROCEDURE FOR MAKING AMENDMENTS TO THIS ORDINANCE SHALL BE AS FOLLOWS:

- A. EACH PETITION FOR AMENDMENT INITIATED BY ONE OR MORE OWNERS OF PROPERTY SHALL BE SUBMITTED TO THE TOWNSHIP BOARD WHO SHALL REFER IT FOR RECOMMENDATION TO THE PLANNING COMMISSION.
- B. AFTER DELIBERATIONS ON ANY PROPOSAL, THE TOWNSHIP PLANNING COMMISSION SHALL CONDUCT AT LEAST ONE HEARING, NOTICE OF THE TIME AND PLACE OF WHICH SHALL BE GIVEN BY TWO PUBLICATIONS IN A NEWSPAPER OF GENERAL CIRCULATION IN THE TOWNSHIP, THE FIRST TO BE PRINTED NOT MORE THAN THIRTY (30) DAYS NOR LESS THAN TWENTY (20) DAYS AND THE SECOND NO MORE THAN EIGHT (8) DAYS BEFORE THE DATE OF SUCH HEARING. THE NOTICES SHALL INCLUDE THE PLACES AND TIMES AT WHICH THE TENTATIVE TEXT AND ANY MAPS OF ZONING ORDINANCE MAY BE EXAMINED.
- C. UPON COMPLETION OF THE PUBLIC HEARINGS PROVIDED ABOVE, THE PROPOSED AMENDMENT OR SUPPLEMENT SHALL BE SUBMITTED TO THE CALHOUN COUNTY METROPOLITAN PLANNING COMMISSION FOR REVIEW AND RECOMMENDATION. THE PETITION SHALL THEN BE RETURNED TO THE TOWNSHIP BOARD BY CALHOUN COUNTY METROPOLITAN PLANNING COMMISSION FOR ACTION IN ACCORDANCE WITH SECTION 10, ACT 184 OF PUBLIC ACTS OF 1943.
- D. AFTER RECEIVING THE PROPOSED AMENDMENT, THE TOWNSHIP BOARD MAY ADOPT THE AMENDMENT WITH OR WITHOUT CHANGES IN ACCORDANCE WITH THE PROCEDURES OF ACT 184 OF PUBLIC ACTS OF 1943.
- E. ALL PROVISIONS OF THIS ARTICLE SHALL BE SUBJECT TO THE PROVISIONS OF THE TOWNSHIP RURAL ZONING ACT, AS THE SAME MAY BE FROM TIME TO TIME AMENDED, WHICH ACT IS INCORPORATED HEREIN BE REFERENCE.

SECTION 4.03 CONFORMANCE TO COURT DECREE

ANY AMENDMENT FOR PURPOSE OF CONFORMING A PROVISION THEREOF TO DECREE OF A COURT OF COMPETENT JURISDICTION SHALL BE ADOPTED BY THE TOWNSHIP BOARD AND THE AMENDMENT PUBLISHED WITHOUT REFERRING THE SAME TO ANY OTHER BOARD OR AGENCY.

ARTICLE 4, CONCLUDED