

ERIE TOWNSHIP ORDINANCE NO. 98-A

FIRST AMENDMENT TO ERIE TOWNSHIP LAND DIVISION ORDINANCE

An Ordinance enacted pursuant to Act 246 of the Public Acts of 1945, as amended, and Act 288 of the Public Acts of 1967, as amended; to amend Erie Township Ordinance No. 98-A in order to require surveys and other items to be submitted with land division applications, when deemed necessary by the Township; and to further provide for the public health, safety and general welfare of the persons and property of the Township of Erie.

THE TOWNSHIP BOARD OF THE TOWNSHIP OF ERIE, COUNTY OF MONROE, STATE OF MICHIGAN, ORDAINS:

SECTION 1 - AMENDMENT TO ERIE TOWNSHIP ORDINANCE NO. 98.

Erie Township Ordinance No. 98, known as the "Erie Township Land Division Ordinance", is hereby amended by modifying existing paragraph "C" in Section V, and adding a new paragraph "I" to Section V to follow current paragraph "H", such that revised paragraph "C" and new paragraph "I" shall each read in their entirety as follows:

SECTION V
APPLICATION FOR LAND DIVISION APPROVAL

. . . C. Unless waived or deemed unnecessary by the Township Assessor or other official designated by the Township Board, a certified survey map of the land proposed to be divided, prepared in accordance with the requirements of Act 132 of the Public Acts of 1970, as amended, by a land surveyor licensed by the State of Michigan, and showing the area, boundary lines, dimensions and legal descriptions of the parent parcel(s) of land, and the resulting parcels of land proposed to be created, the location of all existing structures, public utility easements, other land improvements, 100 year flood plain, and the accessibility for vehicular traffic and public utilities from existing public roads to the resulting parcels.

. . . I. Such other information and submittals reasonably required by the Township Assessor, or other official designated by the Township Board, to determine whether the request by the Applicant is in accordance with the Land Division Act and this Ordinance.

SECTION 2 - PRIOR AND INCONSISTENT ORDINANCES REPEALED.

All ordinances or parts of ordinances in conflict with this Ordinance are to the extent of such conflict repealed.

SECTION 3 - SEVERABILITY.

This Ordinance, the various parts, sections, subsections, phrases and clauses thereof are hereby declared to be severable. If any part, sentence, paragraph, section, subsection, phrase or clause is adjudged unconstitutional or invalid, it is hereby provided that the remainder of the Ordinance shall not be affected thereby. The Township Board hereby declares that it would have passed this Ordinance, and each section, subsection, phrase, sentence and clause thereof, irrespective of the fact that any one or more sections, subsections, phrases, sentences or clauses are declared invalid.

SECTION 4 - EFFECTIVE DATE.

This Ordinance shall become effective on the day after it, or a summary of it, is published in a newspaper of general circulation in the Township of Erie.

THE TOWNSHIP BOARD OF THE
TOWNSHIP OF ERIE, COUNTY
OF MONROE, STATE OF MICHIGAN:

By: Gayle A. Burlen
Gayle A. Burlen,
Erie Township Clerk

AUTHENTICATED:

By: Daniel J. Bonkoski
Daniel J. Bonkoski,
Erie Township Supervisor

I, Gayle A. Burlen, do hereby certify that I am the duly elected and acting clerk of the Township of Erie, and I do hereby certify that this Ordinance was adopted by the Township Board of the Township of Erie, Monroe County, Michigan, at a regular meeting of the Township Board held at the Erie Township Hall, Erie, Michigan, on the 10th day of November, 1998.

The vote on said Ordinance, 5 members being present and 0 members absent, was as follows:

Member's Last Name

Voting in Favor:

Bonkoski

Cousino

Burlen

Grodi

Baum

Voting Against:

None

Abstained:

None

Absent:

None

I, Gayle A. Burlen, the Township Clerk of the Township of Erie, do hereby certify that this Ordinance or a summary of it, was published on the 20 day of November, 1998 in the Monroe Evening News, located in the City of Monroe, Monroe County, Michigan, a newspaper of general circulation in the Township of Erie, within thirty (30) days after adoption of the Ordinance.

Dated: 11-10-98

Gayle A. Burlen
Gayle A. Burlen,
Erie Township Clerk

ATTEST:

Daniel J. Bonkoski
Daniel J. Bonkoski,
Erie Township Supervisor

ADOPTED: November 10, 1998

PUBLISHED: November 20, 1998

EFFECTIVE: November 21, 1998

ERIE TOWNSHIP ORDINANCE NO. 98A-2

AMENDMENT TO ERIE TOWNSHIP LAND DIVISION ORDINANCE

An ordinance enacted pursuant to Act 246, of the Public Acts of 1945, as amended, and Michigan's Land Division Act, Act 288 of the Public Acts of 1967, as amended, to amend Erie Township Ordinance No. 98, known as the "Erie Township Land Division Ordinance," which originally became effective July 17, 1997; so as to modify provisions therein to allow the Township Assessor or other designee 45 days after receipt of an application package conforming to the Land Division Ordinance's requirements to approve, approve with reasonable conditions or disapprove the land division application; and for the purposes of promoting and protecting the public health, safety, and general welfare of the residents and property of the Township of Erie.

THE TOWNSHIP BOARD OF THE TOWNSHIP OF ERIE, COUNTY OF MONROE, STATE OF MICHIGAN, ORDAINS:

SECTION 1. AMENDMENT TO SUBSECTION A. OF SECTION VI.

Section VI, entitled "Procedure for Review of Applications for Land Division Approval", shall be amended by modifying the provisions of subsection A., such that subsection A. of Section VI shall be deleted and replaced in the entirety as follows:

A. The Assessor or other designee shall approve, approve with reasonable conditions to assure compliance with applicable ordinances and the protection of public health, safety and general welfare, or disapprove the land division applied for within 45 days after receipt of the application package conforming to this Ordinance's requirements, and shall promptly notify the applicant of the decision and the reasons for any denial. If the application package does not conform to this Ordinance's requirements and the State Land Division Act, the Assessor or other designee shall return the same to the applicant for completion and re-filing in accordance with this Ordinance and the State Land Division Act.

SECTION 2. INCONSISTENT ORDINANCES REPEALED.

All ordinances or parts of ordinances in conflict with this ordinance are, to the extent of such conflict, repealed.

SECTION 3. SEVERABILITY.

This ordinance, and the various parts, sentences, paragraphs, sections, subsections, phrases, and clauses thereof, are hereby declared to be severable, and if any of them are adjudged unconstitutional or invalid, it is hereby provided that the remainder of the ordinance shall not be affected.

SECTION 4. EFFECTIVE DATE.

This ordinance shall become effective on the 31st day after it, or a summary of it, is published in a newspaper of general circulation in the Township of Erie.

THE TOWNSHIP BOARD OF THE
TOWNSHIP OF ERIE, COUNTY OF
MONROE:

By: Jolene Upchurch
Jolene Upchurch, Erie Township Clerk

AUTHENTICATED:

By: William D. Frey
William D. Frey,
Erie Township Supervisor

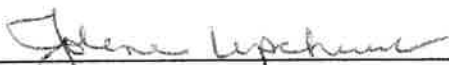
I, Jolene Upchurch, do hereby certify that I am the duly elected and acting Clerk of the Township of Erie, and I do hereby certify that this Ordinance was adopted by the Township Board of the Township of Erie, Monroe County, Michigan at a regular meeting of the Township Board held at the Erie Township Hall, Erie, Michigan on the 9th day of September, 2014.

The vote on Ordinance, 5 members being present and 0 members absent, was as follows:

Member's Last Name


Voting in Favor:	<u>Frey</u>	<u>Upchurch</u>
	<u>Grodi</u>	<u>Wisbon</u>
	<u>Cousino</u>	
Voting Against:	<u>0</u>	<u></u>
Abstained:	<u>0</u>	<u></u>
Absent:	<u>0</u>	<u></u>

Dated: September 10, 2014



Jolene Upchurch, Erie Township Clerk

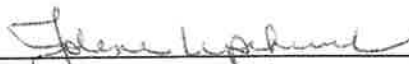
ATTEST:



William D. Frey, Erie Township Supervisor

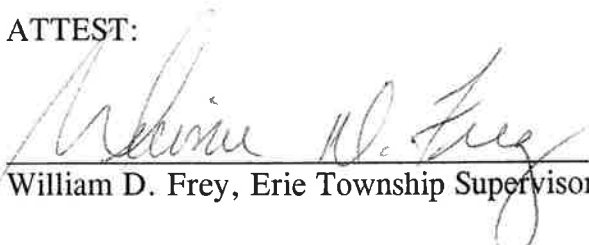
I, Jolene Upchurch, the Township Clerk of the Township of Erie, do hereby certify that this Ordinance or a summary of it, was published on the 18th day of September, 2014, in the Monroe Evening News, located in the City of Monroe, Monroe County, Michigan, a newspaper of general circulation in the Township of Erie, within thirty (30) days after adoption of the Ordinance.

Dated: September 10, 2014



Jolene Upchurch, Erie Township Clerk

ATTEST:



William D. Frey, Erie Township Supervisor

ADOPTED: September 9, 2014

PUBLISHED: September 18, 2014

EFFECTIVE: October 19, 2014