

**TOWNSHIP OF HEATH**  
**COUNTY OF ALLEGAN, STATE OF MICHIGAN**

**ORDINANCE NO. 100**

**ADOPTED: December 12, 2022**

**EFFECTIVE: EIGHT DAYS FOLLOWING  
PUBLICATION AFTER ADOPTION**

An Ordinance to amend the Heath Township Zoning Ordinance regarding regulations for Family Businesses, and Earth Removal and Mining, and to repeal all ordinances or parts of ordinances in conflict herewith and to provide an effective date.

**HEATH TOWNSHIP  
ALLEGAN COUNTY, MICHIGAN**

**ORDAINS:**

**SECTION 1**  
**AMENDMENT TO CHAPTER 16, GENERAL PROVISIONS**  
**AND DESIGN STANDARDS APPLICABLE TO SPECIFIC LAND USES; AMENDMENT**  
**TO CHAPTER 27, EARTH REMOVAL, SAND AND GRAVEL MINING AND RELATED**  
**PROCESSING OPERATIONS**  
**OF HEATH TOWNSHIP ZONING ORDINANCE**

Chapter 16, Section 16.27, subsection (g), is revised to read as follows:

**Section 16.27 FAMILY BUSINESS**

(g) There shall be a minimum distance of 25 feet between any adjoining property line and any building, storage area or parking area used in connection with the business, unless a lesser distance is allowed by the Planning Commission upon the applicant's demonstration that such lesser distance will not be injurious to surrounding property owners and/or occupants.

All other parts of Chapter 16, Section 16.27 remain unchanged.

Chapter 27, Section 27.03, subsection (b), is revised to read as follows:

**Section 27.03 LOCATION AND ACCESS**

(b) The first three hundred (300) feet of road or drive used to access the site from the public right of way shall be paved with a hard surface paving material maintained in a dust controlled condition. The Planning Commission may allow a similar dustless hard surface if it is demonstrated by the applicant that the following exist:

- (1) The road or drive intersects with a gravel public road.
- (2) Traffic is typically infrequent within the gravel public road.

- (3) The similar dustless hard surface with not be injurious to surrounding property owners and/or occupants.

All other parts of Chapter 27, Section 27.03 remain unchanged.

**SECTION 2**  
**SEVERABILITY**

Should any provision or part of the within Ordinance be declared by any court of competent jurisdiction to be invalid or unenforceable, the same shall not affect the enforceability of the balance of this Ordinance which shall remain in full force and effect.

**SECTION 3**  
**REPEAL**

All ordinances or parts of ordinances in conflict herewith are hereby repealed.

**SECTION 4**  
**EFFECTIVE DATE**

This Ordinance shall take effect eight days following publication after adoption.

Missy Harvey, Clerk  
Heath Township