

CHARTER TOWNSHIP OF MONTROSE  
GENESEE COUNTY, MICHIGAN

ORDINANCE NO. 21 - 001 - 153.366

AN ORDINANCE TO AMEND ORDINANCE NO. 153,  
THE MONTROSE CHARTER TOWNSHIP ZONING  
ORDINANCE BY THE AMENDMENT OF THE HOME  
OCCUPATION ORDINANCE TO PROVIDE FOR THE  
CLARIFICATION OF RENEWAL PROCESS AND  
PENALTIES FOR VIOLATION OF SAME

The Charter Township of Montrose, Genesee County, State of Michigan,  
**HEREBY ORDAINS:**

**SECTION I**

The Montrose Charter Township Code of Ordinances is hereby amended as follows:

**Chapter 153.366 – HOME OCCUPATIONS**

While the township recognizes that many residents feel the necessity to work out of their home, the township also recognizes the rights of all residents to be free from actual or potential nuisance which may be caused by non-residential activities conducted in a residential zoning district. The intent of this section and requirements are to ensure that any home occupation is compatible with other permitted uses in residential districts and to maintain and preserve the residential character of the surrounding neighborhood.

(A) – (D) REMAIN UNCHANGED

(E) No home occupation may be carried out without a valid permit issued by the Building Official. Home occupations approved by the Planning Commission shall be renewed annually through the Building Department after review of same. In the event that the Township receives a written and signed complaint regarding a specific home occupation, a public hearing and approval by the Planning Commission shall be required prior to any renewal being issued.

(F) – (H) REMAIN UNCHANGED

(I) RENEWAL/FEES/REVOICATION

1. There shall be an annual renewal fee for all home occupations.

2. This fee shall be due each year on January 1<sup>st</sup> and shall be received by the Township through January 31<sup>st</sup> of the same year without penalty.
3. The fee for renewal shall initially be set at \$25.00 when paid prior to January 31<sup>st</sup>. If the renewal fee is received by the Township February 1<sup>st</sup> through the last day of February of the year due, the fee shall be increased to \$50.00.
4. If the Home Occupation Permit is granted on or after July 1, the permit shall be good for the remainder of that year plus one year and no renewal shall be necessary that first January 1<sup>st</sup> date.
5. If the renewal fee is not paid **prior to** March 1<sup>st</sup> of each year, the home occupation permit shall be revoked without further notice.
6. When a public hearing is required before the Planning Commission, there is a \$200.00 fee **in addition to** the annual renewal fee.
7. These fees may be amended from time to time by resolution of the Township Board.

#### **SECTION II – SEVERABILITY**

If any part of this ordinance shall be determined to be unenforceable by a court of competent jurisdiction, that part shall be deemed to be severed and removed from the body of this ordinance, and the rest shall remain in full force and effect.

#### **SECTION III – PRIOR ORDINANCES**

All Township ordinances and resolutions or a part thereof, insofar as the same may be in conflict herewith, are hereby repealed.

#### **SECTION IV – EFFECTIVE DATE**

This Ordinance shall be published in a newspaper of general circulation within the Charter Township of Montrose, Genesee County, Michigan, and shall become effective 30 days after publication.

#### **SECTION V – INSPECTION OF ORDINANCE**

A copy of this Ordinance may be inspected at the Township Clerk's Office at the Montrose Township Hall, 11444 Seymour Rd., Montrose, Michigan during regular business hours.

**ON MOTION DULY MADE BY:**

**AND SECONDED BY:**

**YEAS:**

**NAYS:**

We hereby certify that the foregoing Ordinance was adopted on the Second Reading by the Township Board of the Charter Township of Montrose at its meeting on \_\_\_\_\_, 2021.

First Reading: \_\_\_\_\_, 2021

Second Reading: \_\_\_\_\_, 2021

Published on: \_\_\_\_\_, 2021

\_\_\_\_\_  
Mark Emmendorfer, Supervisor

\_\_\_\_\_  
Steve Schlicht, Clerk