

**EAGLE TOWNSHIP
CLINTON COUNTY, MICHIGAN
ORDINANCE TO AMEND ORDINANCE NO. 01-2023 CONFIRMING
THE PLANNING COMMISSION AND ITS ZONING POWER**

Ordinance No. 02-2023

An ordinance to amend Ordinance No. 01-2023 confirming the Eagle Township Planning Commission's zoning authority under the Michigan Planning Enabling Act, Public Act 33 of 2008, MCL 125.3801, et seq., and the Michigan Zoning Enabling Act, Public Act 110 of 2006, MCL 125.3101 et seq., provide for the composition of that planning commission; provide for the zoning powers, duties and limitations of that planning commission; and repeal any ordinance or parts of ordinances or resolutions in conflict with this ordinance.

THE TOWNSHIP OF EAGLE, CLINTON COUNTY, MICHIGAN, ORDAINS:

Section 1: Amendment to Section 1, Scope, Purpose, and Intent, Ordinance No. 01-2023

Section 1 of Ordinance No. 01-2023 Scope, Purpose, and Intent, shall be amended to include reference to the Michigan Zoning Enabling Act and the powers provided pursuant to the Act for the Eagle Township Planning Commission, and shall read as follows:

- A. This ordinance is adopted pursuant to the authority granted to the Township Board under the Michigan Planning Enabling Act, Public Act 33 of 2008, MCL 125.3801 *et seq.*, and the Michigan Zoning Enabling Act, Public Act 110 of 2006, MCL 125.3101 *et seq.*, to establish a Planning Commission with the powers, duties, and limitations provided by those Acts, including zoning powers and duties, and subject to the terms and conditions of this Ordinance and any future amendments to this Ordinance.
- B. The purpose of this Ordinance is to provide that the Eagle Township Board shall hereby confirm the establishment under the Michigan Planning Enabling Act, Public Act 33 of 2008, MCL 125.3801, *et seq.*, of the Eagle Township Planning Commission formerly established under the Township Planning Act, Public Act 168 of 1959, MCL 125.321, *et seq.*; to establish the appointments, terms, and membership of the Planning Commission; to identify the officers and the minimum number of meetings per year of the Planning Commission; and to prescribe the authority, powers, and duties of the Planning Commission.

Section 2: Amendment to Section 11, Zoning Powers, Ordinance No. 01-2023

Section 11 of Ordinance No. 01-2023, Zoning Powers, shall be amended to reflect that the Township Board has adopted interim zoning and is pursuing permanent zoning within the Township, for which the Planning Commission shall have all necessary powers and duties, and such section shall read as follows:

All powers, duties, and responsibilities provided by the Michigan Zoning Enabling Act, Public Act 110 of 2006, as amended, MCL 125.3101 *et seq.*, or other applicable zoning statutes, to zoning boards or zoning commissions are hereby designated to the Eagle Township Planning Commission as of the effective date of this Ordinance.

Section 3: Severability

The provisions of this Ordinance are hereby declared to be severable, and if any part is declared invalid for any reason by a court of competent jurisdiction, it shall not affect the remainder of the Ordinance, which shall continue in full force and effect.

Section 4: Repeal

All ordinances or parts of ordinances in conflict with this Ordinance are hereby repealed.

Section 5: Effective Date

This Ordinance shall take effect after its publication consistent with state law.

ROLL CALL VOTE:

AYES: Trustee Strahle, Trustee M. Hoppes, Clerk Briggs-Dudley, Treasurer C. Hoppes, Supervisor Stroud

NAYS: None

ABSENT: None.

ORDINANCE DECLARED ADOPTED.



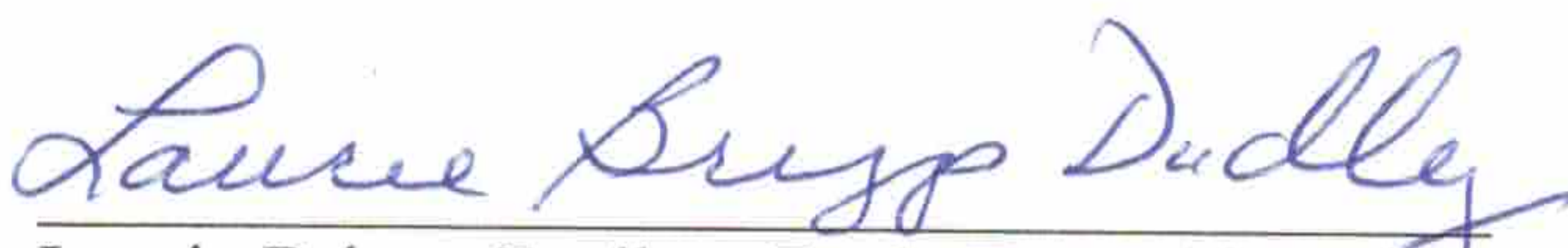
Troy Stroud, Eagle Township Supervisor

CERTIFICATE

I hereby certify that:

1. The above is a true copy of Ordinance No. 02-2023 adopted by the Eagle Township Board at a duly scheduled and noticed meeting of that Township Board held on December 21, 2023, pursuant to the required statutory procedures.
2. A summary of Ordinance No 02-2023 was duly published in the Lansing State Journal newspaper, a newspaper that circulates within Eagle Township, on December 28, 2023.
3. Within 1 week after such publication, I recorded Ordinance No 02-2023 in a book of ordinances kept by me for the purpose, including the date of passage of the ordinance, the name of the members of the township board voting, and how each member voted.
4. Within 14 days after adoption of Ordinance 02-2023, I filed an attested copy of said Ordinance with the Clinton County Planning Commission and Clinton County Clerk on December 29, 2023.

ATTESTED:



Laurie Briggs-Dudley, Eagle Township Clerk

Dated: December 28, 2023