

**Richland Township**  
**Kalamazoo County, Michigan**  
**Ordinance No. 283**

**Adopted: August 17, 2021**

**Effective: September 1, 2021**

**ZONING ORDINANCE TEXT AMENDMENTS**

An Ordinance to amend the definitions and waterway measurement provisions of the Zoning Ordinance to more clearly establish the measurement method for waterfront setbacks; assuring that measurements are not made from adjoining parcels; to provide an effective date; and to repeal conflicting ordinance provisions.

The Township of Richland, Kalamazoo County, Michigan ordains:

**SECTION 1**  
**AMENDMENT TO SECTION 3 "DEFINITIONS"**  
**OF THE RICHLAND TOWNSHIP ZONING ORDINANCE**

The 4<sup>th</sup> paragraph "waterfront" contained in the "yard" definition of Section 1 "Title, Purpose, Construction of Language", subsection 103 "Definitions" of the Richland Township Zoning Ordinance (codified at 300.103) is hereby amended to read as follows:

"Waterfront: Considered a front yard, establishing two front yards for the lot. (See Section 16 {300.1600} (Footnote \*\*\*) for measurement of a waterfront front yard. All accessory buildings or structures to be located in these front yards shall be subject to special exception use approval by the Planning Commission."

**SECTION 2**  
**AMENDMENT TO TABLE FOOTNOTE IN SECTION 16 "SITE DEVELOPMENT REGULATIONS" OF THE RICHLAND TOWNSHIP ZONING ORDINANCE**

Footnote \*\*\* "Waterway Setback Requirements for Dwellings or Other Principal Buildings" subsection (2) to the table entitled "Site Development Regulations" contained in Section 16 of the Richland Township Zoning Ordinance (codified at 300.1600) is hereby amended to read as follows:

"(2) The average setback of the existing dwellings or other principal buildings on each side of the lot at the time of application for a building permit.

a. Measurement of adjoining dwellings shall be in a perpendicular fashion on the same parcel being measured to the point of the principal structure nearest the water without crossing parcel lines.

b. Setback for vacant adjoining parcels shall be 50 feet.

c. Measurement for determination of the setback line under this averaging method for the applicant shall be as follows:

1. measurement shall be made from the nearest ordinary high-water mark at the waterway of that parcel in a straight line (perpendicular or parallel to the property lines of the parcel being calculated) and the nearest structural point of the principal structure on that parcel.

2. Measurements shall not cross property lines. Only the proposed parcel may be used for calculation of waterfront setback.

**SECTION 3**  
**SEVERABILITY**

The various provisions of this ordinance are severable from one another. If any one of these sections is found to be invalid or of no force or effect, such determination shall not affect the other sections.

**SECTION 4**  
**REPEAL AND EFFECTIVE DATE**

This ordinance is effective on the 8<sup>th</sup> day after publication, after adoption.

Richland Township  
Kalamazoo County MI  
Bear Priest, Clerk

**RICHLAND TOWNSHIP  
KALAMAZOO COUNTY, MICHIGAN**

**NOTICE OF ORDINANCE ADOPTION**

**TO: THE RESIDENTS AND PROPERTY OWNERS OF RICHLAND TOWNSHIP,  
KALAMAZOO COUNTY, MICHIGAN AND ANY OTHER INTERESTED PERSONS:**

PLEASE TAKE NOTICE that the following is a summary of Ordinance No. 283 which was adopted by the Township of Richland Board at its meeting of August 17, 2021.

**ORDINANCE NO. 283  
ZONING ORDINANCE TEXT AMENDMENTS**

SECTION 1. Amendment to Section 1 “Definitions”. The waterfront definition is amended to reference footnote \*\*\*, amended in the next section of the Ordinance.

SECTION 2. Amendment to Table Footnote in Section 16 “Site Development Regulations.” The footnote for waterfront setbacks, identified as \*\*\* in the table, is amended to more clearly define that all waterfront setbacks shall be measured from the property itself, and not across property lines.

SECTION 3. SEVERABILITY. The various provisions of the Ordinance are severable from each other.

SECTION 4. REPEAL AND EFFECTIVE DATE. Conflicting ordinance provisions are repealed. The Ordinance is effective on the 8<sup>th</sup> day after publication, after adoption.

**PLEASE TAKE FURTHER NOTICE** that the full text of the proposed Ordinance has been posted on Richland Township website at [www.richlandtwp.net](http://www.richlandtwp.net); and may be inspected by contacting the undersigned via email, US mail, or telephone at the office of the Township Clerk following the date of this publication. The township code of ordinances is also available on [www.municode.com](http://www.municode.com).

Bear Priest, Clerk  
RICHLAND TOWNSHIP  
7401 N. 32<sup>nd</sup> St.  
Richland, MI 49083  
269-629-4921  
[www.richlandtwp.net](http://www.richlandtwp.net)

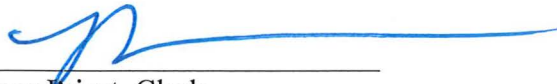
**CLERK'S CERTIFICATE**

I, Bear Priest, Township Clerk of the Township of Richland, Kalamazoo County, Michigan, do hereby certify that in pursuance of law and statute provided, at a regular meeting of the Richland Township Board held on August 17, 2021, at 7:00 o'clock p.m., at the Richland Township Hall, located at 7401 North 32nd Street, Richland, Michigan, at which the following members were present, the Board enacted and passed Ordinance No. 283, hereinbefore recorded, to become effective September 1, 2021, and that the members of said Board present at said meeting voted on the adoption of said Ordinance as follows:

Lysanne Harma	Yes
Bear Priest	Yes
Marsha Drouin	Yes
Paul Foust	Yes
Dave Wendzel	Yes
Bill Peter	Yes
Trey Eldridge	Yes

I do further certify that all in accordance with Township Board direction, a summary of the Ordinance as adopted was published in the Kalamazoo Gazette, a newspaper printed in Kalamazoo, and circulated in Richland Township on, Tuesday, August 24, 2021; a copy of Ordinance No. 283 was posted at the Township Hall on August 30, 2021; and that said Ordinance No. 283 was recorded in the official Ordinance Book on August 30, 2021.

Dated: 8-30-2021

  
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Bear Priest, Clerk