



# HOUSE BILL No. 5542

March 23, 2000, Introduced by Rep. Rivet and referred to the Committee on Local Government and Urban Policy.

A bill to amend 1943 PA 184, entitled "Township zoning act," by amending section 40 (MCL 125.310), as added by 1996 PA 570, and by adding section 16h.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1 SEC. 16H. A SHELTER FOR VICTIMS OF DOMESTIC VIOLENCE, WITH  
2 OR WITHOUT THEIR CHILDREN, SHALL BE CONSIDERED A RESIDENTIAL USE  
3 OF PROPERTY FOR THE PURPOSES OF ZONING AND A PERMITTED USE IN ALL  
4 RESIDENTIAL ZONES, INCLUDING THOSE ZONED FOR SINGLE FAMILY DWELL-  
5 INGS, AND SHALL NOT BE SUBJECT TO A SPECIAL USE OR CONDITIONAL  
6 USE PERMIT OR PROCEDURE DIFFERENT FROM THOSE REQUIRED FOR OTHER  
7 DWELLINGS OF SIMILAR DENSITY IN THE SAME ZONE.

8 Sec. 40. (1) As used in this act:

9 (a) "Agricultural land" means substantially undeveloped land  
10 devoted to the production of plants and animals useful to humans,

1 including forage and sod crops; grains, feed crops, and field  
2 crops; dairy and dairy products; poultry and poultry products;  
3 livestock, including breeding and grazing of cattle, swine, and  
4 similar animals; berries; herbs; flowers; seeds; grasses; nursery  
5 stock; fruits; vegetables; Christmas trees; and other similar  
6 uses and activities.

7 (b) "Development rights" means the rights to develop land to  
8 the maximum intensity of development authorized by law.

9 (c) "Development rights ordinance" means an ordinance, which  
10 may comprise part of a zoning ordinance, adopted under  
11 section 31.

12 (D) "DOMESTIC VIOLENCE" MEANS THAT TERM AS DEFINED IN SEC-  
13 TION 21072 OF THE PUBLIC HEALTH CODE, 1978 PA 368, MCL 333.21072.

14 (E) ~~(d)~~ "Intensity of development" means the height, bulk,  
15 area, density, setback, use, and other similar characteristics of  
16 development.

17 (F) ~~(e)~~ "Other eligible land" means land that has a common  
18 property line with agricultural land from which development  
19 rights have been purchased and that is not divided from that  
20 agricultural land by a state or federal limited access highway.

21 (G) ~~(f)~~ "PDR program" means a program under section 32 for  
22 the purchase of development rights by a township.

23 (2) This act shall be known and may be cited as the  
24 "township zoning act".