

NOTICE OF ADOPTION OF A PROPOSED ZONING TEXT AMENDMENT ORDINANCE

PLEASE TAKE NOTICE that a Tallmadge Charter Township Text Amendment Ordinance was adopted at a meeting of the Tallmadge Charter Township Board on December 12, 2023 after its first reading at a meeting of the Tallmadge Charter Township Board held on November 14, 2023.

The Zoning Text Amendment Ordinance will revise Section 2.03 – Definitions, Building Height by changing the measurement of the maximum height of a building to the midpoint of the roof surface, to provide for severability, to provide for repeal, and to provide for an effective date.

PLEASE TAKE FURTHER NOTICE that the Ordinance has been posted in the office of the Tallmadge Charter Township Clerk, Tallmadge Charter Township, 0-1451 Leonard Road, N.W., Grand Rapids, Michigan (telephone: 616-677-1248), and on the Township website at www.tallmadge.com.

Dated: December 24, 2023

Lenore Cook, Clerk
Tallmadge Charter Township

The following Zoning Text Amendment Ordinance was adopted at the Tallmadge Charter Township Board meeting on December 12, 2023.

ORDINANCE NO. 12-12-23-2

ZONING TEXT AMENDMENT ORDINANCE

AN ORDINANCE TO AMEND THE TALLMADGE CHARTER TOWNSHIP ZONING ORDINANCE BY REVISING SECTION 2.03 – DEFINITIONS, BUILDING HEIGHT; TO PROVIDE FOR SEVERABILITY, TO PROVIDE FOR REPEAL, AND TO PROVIDE FOR THE EFFECTIVE DATE OF THIS ORDINANCE.

THE CHARTER TOWNSHIP OF TALLMADGE, COUNTY OF OTTAWA, AND STATE OF MICHIGAN ORDAINS:

Section 1. Definitions, Building Height. The definition of Building Height in Section 2.03 of the Tallmadge Charter Township Zoning Ordinance shall be amended in its entirety as follows. The remainder of Section 2.03 is unchanged.

Section 2.03 – Definitions, Building Height

The vertical distance from the average grade level to the midpoint of the roof surface, not to include vents, chimneys, or other attachments.

Section 2. Severable Provisions. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portions thereof.

Section 3. Repeal. All ordinances or parts of ordinances in conflict with this Ordinance are hereby expressly repealed.

Section 4. Effective Date. This amendment to the Tallmadge Charter Township Zoning Ordinance was approved and adopted by the Township Board of Tallmadge Charter Township, Ottawa County, Michigan on December 12, 2023, after a public hearing as required pursuant to Michigan Act 110 of 2006, as amended; after introduction and a first reading on August 8, 2023 and after posting and publication following such first reading as required by Michigan Act 359 of 1947, as amended. This Ordinance shall be effective on January 1, 2024, which date is the eighth day after publication of a Notice of Adoption and Posting of the Zoning Amendment Ordinance in the *Grand Rapids Press*, as required by Section 401 of Act 110, as amended. However, this

effective date shall be extended as necessary to comply with the requirements of Section 402 of Act 110, as amended.

Mark Bennett
Township Supervisor

Lenore Cook
Township Clerk

CERTIFICATE

I, Lenore Cook, the Clerk for the Charter Township of Tallmadge, Ottawa County, Michigan, certify that the foregoing Tallmadge Charter Township Zoning Text Amendment Ordinance was adopted at a regular meeting of the Township Board held on December 12, 2023. The following members of the Township Board were present at that meeting: J. Bronkema, T. Bronkema, Cook, Terpstra, Eppink, and Bennett. Member of the Township Board, Schwallier, was absent. The Ordinance was adopted by the Township Board with members of the Board T. Bronkema, Cook, J. Bronkema, Bennett, Terpstra, and Eppink, voting in favor and no members of the Board voting in opposition. Notice of Adoption of the Ordinance was published in the *Grand Rapid Press* on December 24, 2023.

Lenore Cook, Clerk
Tallmadge Charter Township

AFFIDAVIT OF POSTING
(Zoning Text Amendment Ordinance)

STATE OF MICHIGAN)

)ss

COUNTY OF OTTAWA)

The undersigned, Lenore Cook, the Tallmadge Charter Township Clerk, being first duly sworn, deposes and says as follows:

1. That she posted a proposed Zoning Text Amendment Ordinance for Tallmadge Charter Township, after its first reading at a meeting of the Tallmadge Charter Township Board held on November 14, 2023 and its second reading on December 12, 2023 in the Township Clerk's office and on the Township's website at www.tallmadge.com on December 24, 2023.

Lenore Cook, Clerk
Tallmadge Charter Township

Subscribed and sworn to before this
_____ day of _____, 2023

Notary Public, Ottawa County, Michigan
Acting in Ottawa County, Michigan
My commission expires: _____