

TALLMADGE CHARTER TOWNSHIP
ORDINANCE NO. _____

MINERAL EXTRACTING, MONITORING, AND RECLAIMING AMENDMENT ORDINANCE

AN ORDINANCE TO AMEND THE MINERAL EXTRACTING, MONITORING, AND RECLAIMING ORDINANCE BY ALLOWING THE TOWNSHIP BOARD THE ABILITY TO REDUCE ANY DIMENSIONAL REQUIREMENT, TO PROVIDE FOR REPEAL, TO PROVIDE FOR SEVERABILITY, AND TO ESTABLISH AN EFFECTIVE DATE FOR THIS ORDINANCE.

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

Section 1. Restrictions Governing Permit Holder. Section 6.16 of the Tallmadge Charter Township Mineral, Extracting, Monitoring, and Reclaiming Ordinance, Ordinance No. 071415-1, shall be added in its entirety as follows.

6.16 The Township Board may authorize a reduction in any dimensional requirement of this Ordinance when the applicant proves, by evidence satisfactory to the Township Board, that the reduction will not create negative consequences to the health, safety, and welfare of persons, and will not create negative consequences to the land subject to the excavation or to any structures or other real property. Prior to authorizing a reduction in any dimensional requirement of this Ordinance, the Township may require additional professional evidence or studies at the applicant's cost to ensure the protection of the lateral stability of abutting lands and the land subject to the excavation, to prevent erosion, to prevent flooding, to prevent contamination of ground water, and to prevent destabilization of the environment.

Section 2. Severability. This Ordinance and its various parts are hereby declared to be severable. If any portion of this Ordinance is declared to be invalid such declaration shall not affect the validity of the remainder of this Ordinance.

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 All ordinances or parts of ordinances in conflict with this Ordinance are hereby expressly repealed.

Section 4. Effective Date. This Ordinance was approved and adopted by the Township Board of the Charter Township of Tallmadge, Ottawa County, Michigan, on _____, 2025 after introduction and a first reading on _____, 2025 and publication after such first reading as required by Michigan Act 359 of 1947, as amended. This Ordinance shall be effective on _____, 2025, which date is at least 30 days after publication of the Ordinance.

Mark Bennett, Supervisor

INSERT NAME, Clerk

CERTIFICATE

I, the Clerk for the Charter Township of Tallmadge, Ottawa, County, Michigan, certify that the foregoing Tallmadge Charter Township Mineral Extracting, Monitoring, and Reclaiming Amendment Ordinance was adopted at a regular meeting of the Township Board held on _____, 2025. The following members of the Township Board were present at that _____ meeting: _____

_____.

The following members of the Township Board were absent: _____
_____.

The Ordinance was adopted by the Township Board with members of the Board _____
_____ voting in favor and members of the Board _____

voting in opposition. Notice of Adoption of the Ordinance was published in the _____
_____, on _____, 2025.

INSERT NAME, Clerk
Tallmadge Charter Township