

Please note: You are being provided with an application from the Planning Department. Please be aware of Ordinance #390, which prohibits us from processing any applications if there are any outstanding overdue payments to the Township (see below).

202.09 APPROVAL DISALLOWED FOR NON PAYMENT.

(a) *The Township shall not approve any license, permit, variance, rezoning requests or take any other municipal action of approval unless the person or entity so requesting and any affiliated entities do not have any outstanding overdue payments to the Township.*

(b) *Overdue payments defined. Over due payments shall mean monies whether disputed or otherwise which are determined by the Township to be over due and owing including by way of illustration only real and personal property taxes, jeopardy assessments, permit fees, charges, contract balances, required deposits, required bonds, inspection fees or any other outstanding financial obligation. A payment will not be considered having been made, if made by check or other instrument until the payment is cleared after negotiation from the instrument of payment by the Township.*

(c) *Township defined. The term Township shall mean the Township, Zoning Board of Appeals, Planning Commission, Police, Fire, Civil Service Commission, General Civil Service Commission, all committees, commissions, boards, departments and employees.*

(d) *Appeal. A person aggrieved by a determination pursuant to this provision may appeal by furnishing within seven days an appeal in writing to the Treasurer's office. The non payment Appeal Board consisting of the Treasurer, Clerk and Supervisor, or each of their designees, shall make a determination on such appeal as to whether an issue of non payment exists within forty-five days after receipt of such materials or any hearing, if requested by the person aggrieved.*

(Ord. 390. Passed 12-14-09.)

**CHARTER TOWNSHIP OF CLINTON
MACOMB COUNTY, MICHIGAN**

**APPLICATION
FOR
GROUP DAY CARE HOME
SPECIAL LAND USE PERMIT**

**SUMMARY
FOR
APPLICANT**

An APPLICATION FOR GROUP DAY CARE HOME SPECIAL LAND USE PERMIT is required to assure conformance to the Planning and Zoning Code of the Charter Township of Clinton (Ordinance No. 260), as amended. A copy of the section pertaining to Group Day Care Homes is attached.

Complete the attached form and provide a sketch of your property, including dimensions, and indicate parking areas, play areas, types of play equipment and/or playscapes, indicate fencing, if any, around property and/or play area (include type of fencing material and height). Provide copies of any documents indicating principals, etc. if your group day care home is incorporated and/or is operating as a DBA ("doing business as"). Please provide a copy of your State License as well.

Also, contact the Building Department for inspection of your home for compliance to the requirements of the Ordinance.

**GROUP DAY CARE HOMES
SPECIAL LAND USE PERMIT AND APPEAL**

1. PERMIT ISSUANCE.

Permits shall issue through the director of Planning and Community Development. An application on a form prescribed shall be completed. Permits are not assignable or transferable.

2. DURATION OF PERMIT.

Permits shall initially issue for a period of time to coincide with the expiration of the State license for group day care home existing. Thereafter, permits may be applied for and reissued for a three year period or co-extensive with the period of time for the State group day care home permit.

3. PERMIT CONDITIONS.

Permits shall be conditional upon the permit application being complete and that there are no material inaccuracies in the permit application. Permit also shall be conditional upon compliance with the Zoning regulations, including, but not limited to, ordinance provisions relating to group day care homes such as fencing or parking.

4. PERMIT VIOLATIONS.

If violation of zoning ordinances relating to group day care homes or otherwise occur or violations of State standards are observed, the planning department may issue a notice of violation of the permit. The reasons for the violation shall be set forth and the notice delivered to the permit applicant at the address provided on the permit. Notices of violation will be sent by first class mail to the address provided on the application or any other update provided in writing to the planning department. Suspension, revocation or other action may result from violations.

5. HEARING ON NOTICE OF VIOLATIONS.

An applicant to whom a permit has issued may request a hearing within two weeks from the date of issuance of the violation by filing a request for hearing in writing with the Township planning department. A hearing will be scheduled within 30 days before the Director of Planning and Community Development. Permit holders shall be permitted to present witnesses and other evidence to rebut the notice of violation. Upon the conclusion of the hearing, a decision shall be rendered in writing within five business days.

CHARTER TOWNSHIP OF CLINTON
MACOMB COUNTY, MICHIGAN

APPLICATION FOR
GROUP DAY CARE HOME SPECIAL LAND USE PERMIT

APPLICANT INFORMATION

APPLICANT

NAME _____ TELEPHONE Area Code _____

FIRM _____

ADDRESS _____ FAX Area Code _____

CITY/STATE/ZIP _____ E-MAIL _____

HOUSEHOLD INFORMATION

HOME ADDRESS _____

GENERAL LOCATION FRONTING N E S W of _____ Street

BEING N E S W of _____ Street

NUMBER OF ADULT RESIDENTS _____ NUMBER OF CHILDREN _____

AGES OF CHILDREN _____

GROUP DAY CARE HOME INFORMATION

NUMBER OF CHILDREN CARED FOR _____ NUMBER OF FAMILY MEMBERS CARED FOR _____

NUMBER OF EMPLOYEES _____ NUMBER OF HOUSEHOLD MEMBERS WORKING AS EMPLOYEES _____

TOTAL EMPLOYEES _____

APPLICANT SIGNATURE _____ DATE _____

FOR TOWNSHIP USE ONLY

RECEIVED BY _____ DATE _____ PERMIT APPL NO. _____ .GDC

ACCEPTED BY _____ DATE _____

BUILDING DEPARTMENT: APPROVAL / DENIAL _____ DATE _____

(circle one)

Signature of Building Dept. Superintendent/Asst. Superintendent

AFFIDAVIT OF OWNERSHIP OF LAND IN THE CHARTER TOWNSHIP OF CLINTON

I/WE, BEING DULY SWORN, DEPOSE AND SAY, THAT I/WE AM/ARE THE OWNER OF LAND IN THE CHARTER TOWNSHIP OF CLINTON BY REASON OF BEING ___/ RECORDED LAND CONTRACT PURCHASER ___/ RECORDED DEEDHOLDER

NAME _____
TITLE _____ *
FIRM _____ *
ADDRESS _____
CITY/STATE/ZIP _____
TELEPHONE Area Code _____

AND ACKNOWLEDGE THAT THIS LAND IS DESCRIBED IN A SUBMITTAL WHICH HAS BEEN OR WILL BE MADE TO THE CHARTER TOWNSHIP OF CLINTON, MACOMB COUNTY, MICHIGAN, IN AN

APPLICATION FOR CERTIFICATE FOR GROUP DAY CARE HOME SPECIAL LAND USE PERMIT

FURTHER, THAT ANY AGENT OR REPRESENTATIVE OF ANY STATE, COUNTY OR LOCAL PUBLIC AGENCY, FOR ANY PURPOSE RELEVANT TO THIS APPLICATION, ___/ HAS PERMISSION ___/ DOES NOT HAVE PERMISSION TO ENTER UPON THE LAND DESCRIBED IN THIS APPLICATION.

FURTHER, THAT THE FOLLOWING PERSON IS DESIGNATED AS MY REPRESENTATIVE AND IS AUTHORIZED TO ACT ON MY BEHALF AND IS EMPOWERED TO MAKE COMMITMENTS RELEVANT TO ANY MATTERS CONCERNING THIS APPLICATION.

APPLICANT

NAME _____
FIRM _____ *
ADDRESS _____
CITY/STATE/ZIP _____
TELEPHONE Area Code _____

FURTHER DEPONENT SAYS NOT.

OWNER SIGNATURE _____

OWNER SIGNATURE _____

*Leave blank if not applicable

STATE OF MICHIGAN)) S.S.

COUNTY OF _____)
ON THIS _____ DAY OF _____, 20____, BEFORE ME PERSONALLY CAME

TO ME PERSONALLY KNOWN TO BE THE INDIVIDUAL(S) NAMED IN AND WHO EXECUTED THE FOREGOING AFFIDAVIT FOR THE PURPOSE AS STATED AND ACKNOWLEDGED THAT _____ DID SO OF _____ OWN FREE WILL AND DEED.

NOTARY PUBLIC, _____ COUNTY, MICHIGAN
MY COMMISSION EXPIRES: _____

FOR TOWNSHIP USE ONLY

RECEIVED ON DATE _____ FILE NO. _____

CLINTON TOWNSHIP ORDINANCE NO. 260-A- 431
(*AND AMENDMENT – ORD. NO. 260-A-441)

AN ORDINANCE TO AMEND THE TEXT OF
 CODIFIED ORDINANCES OF CLINTON TOWNSHIP
 PART TWELVE - PLANNING AND ZONING CODE

THE CHARTER TOWNSHIP OF CLINTON ORDAINS:

1. That the Text of the CODIFIED ORDINANCES OF CLINTON TOWNSHIP, PART TWELVE - PLANNING AND ZONING CODE be and hereby is amended by the following additions, revisions and/or deletions:

Section 1. The Zoning Code Section 1258.02, Principal Uses (f), is amended and revised to read as follows:

State-Licensed Residential Facilities subject to the requirements of the State of Michigan and where applicable and permitted provisions of the Zoning Ordinance and other Township Ordinances.

Section 2. The Zoning Code Section 1258.02 is amended adding (q) to read as follows:

(q) A group daycare home shall be issued a special use permit if it meets all of the following standards:

(1) Is located not closer than 1,500 feet to another licensed group daycare home, adult foster care small group home or large group home licensed under P.A. 218 of 1979, MCL 400.701 to 4737, a facility offering substance abuse treatment and rehabilitation services to seven or more people licensed under Art. 6 of the Public Health Code, P.A. 368 of 1978, MCL 333.6101 to MCL 33.6523, or a community correction center, resident home, halfway house or similar facility which houses an inmate population under the jurisdiction of the Department of Corrections.

****(2) Has fully-closed (around perimeter of lot) minimum four-foot-high vinyl coated chain link fence with three quarter (3/4) inch openings or other approved vinyl fencing for the safety of children in the group daycare home which fencing shall be designed to avoid injury to children, impede the ability of children to climb the fencing, Fence color shall be white, brown, green, beige or black. Group daycare homes licensed prior to the effective date (adoption) of this ordinance are grandfathered from this provision. *[NOTE: THIS IS AMENDMENT EFFECTIVE 8/26/09 – ORD. 260-A-441]***

(3) Maintains the property consistent with the visible characteristics of the neighborhood.

(4) Does not exceed 16 hours of operation during a 24-hour period and does not allow for the pickup or drop off of children between the hours of 10 p.m. and 6 a.m. or for children to be situated outside of the dwelling unit itself between the hours of 10 p.m. and 6 a.m.

(5) One sign which is not illuminated shall be permitted using block or script black letters occupying not more than 25 percent of a window within the window of the dwelling unit not exceeding 18 inches by 24 inches which designates the name of the group daycare home.

****(6) Off-street parking consists of and may be located in a driveway or garage or combination thereof and shall be located on the premises which they are intended to serve. Such parking shall be restricted to the paved areas beyond the right of way completely located on private property. One space shall be provided for every two occupants. In the event there are an odd number of occupants beyond a single occupant an additional space shall be provided. Employee parking for employees of the group daycare home shall be provided off street. One space for every employee shall be provided.***

2. That all provisions of the Codified Ordinances of Clinton Township, Part Twelve - Planning and Zoning Code, except as amended herein, shall remain in full force and effect.