

AN ORDINANCE TO AMEND IN PART AN
ORDINANCE ENTITLED "WEXFORD JOINT ZONING
ORDINANCE OF 2017" WHICH WAS ADOPTED DECEMBER 31, 2016, AS
AMENDED, TO ADD CERTAIN DEFINITIONS TO SAID ORDINANCE,
TO ADD _____
TO ADD _____
TO ADD _____
AND TO ADD _____

THE _____ OF _____, WEXFORD COUNTY, MICHIGAN, ORDAINS:

1. The Wexford Joint Zoning Ordinance of 2017, as amended, (hereinafter the "Ordinance") is hereby amended to add the following definitions to Section 503, as follows, to wit:

xxxxx

2. The Ordinance is hereby amended by adding a section 1615 to Article 16 (standards for special use permits), as follows, to wit:

xxxxx[[[INSERT HERE STANDARDS FOR NEW SHOOTING RANGES]]]
[[[[THEN IN EACH LIST OF PERMITTED USES IN EACH ZONING DISTRICT MODIFY LISTING SO THAT ANY [713], [7139], [71399], AND [713990] HAS ADDED TO IT "Except Shooting Ranges." AND PREPARE AN AMENDMENT SECTION OF THIS ORDINANCE FOR EACH OF THOSE]]]]]

1615. For outdoor sportsman’s clubs and shooting ranges:

- A. A minimum six foot high fence shall be erected around individual ranges, areas containing more than one range, or the entire property to serve as a barrier and to discourage unauthorized entry.
- B. “No trespassing” or “danger” signs designating the hazard, not less than twelve inches by eighteen inches nor more than four square feet in area and spaced not more than 150 feet apart, shall be posted along the perimeter of the property. All signs shall meet the requirements of the generally accepted operation practices adopted by the State of Michigan.
- C. Noise. The applicant shall comply with other standards concerning noise in this Ordinance. In no case shall any event authorized under the terms of this Ordinance cause or result in any serious adverse effect on adjacent or nearby lands by reason of excessive sound.
- D. The facility shall be designed to meet and comply with applicable federal and state laws, county, and local ordinances and guidelines, such as but not limited to, the Environmental Protection Agency (EPA), Occupational Safety & Health Administration (OSHA), and National Rifle Association (NRA) Range Source Book (current edition), the Bureau of Alcohol, Tobacco, Firearm and Explosives (ATF) registration requirements, local health department, and building code requirements and the generally accepted operation practices adopted by the Commission of Natural Resources.
- E. The range facility shall not be within 1,000 feet of a school or childcare facility and shall not be located directly adjacent to a residential district, or church.
- F. Backstops shall be placed immediately behind targets that consist of bales of excelsior, straw bales, netting, or similar materials.
- G. Restrooms shall be provided within enclosed buildings.
- H. Berms shall be placed downrange from the target area along with dense evergreen plantings near the property line.
- I. Target areas shall be setback at least 300 feet from the property line and must be at least 1,500 feet from dwellings downrange. Indoor archery may be permitted as an ancillary use to the outdoor facilities.

- J. Specific land area requirements:
 - 1. For target archery, only, ranges, a site shall be at a minimum of ten (10) acres in size.
 - 2. For all other ranges, a site shall be at a minimum thirty (30) acres in size. One acre shall be provided per target.

3. The Ordinance is hereby amended by adding a section 1616 to Article 16 (standards for special use permits), as follows, to wit:

1616. For permanent or Temporary outdoor Arts, Entertainment, and Recreation [71]

- A. Security Personnel. The applicant shall employ at his own expense such security personnel as are necessary and sufficient to provide for the adequate security and protection of the maximum number of attendants at the assembly and for the preservation of order and protection of property in and around the site of the assembly. A permit shall not be issued unless the County Sheriff is satisfied that such necessary and sufficient security personnel will be provided by the licensee for the duration of the event.
- B. Water Facilities. The applicant shall provide potable water, sufficient in quantity and pressure to assure proper operation of all water using facilities under conditions of peak demand. Such water shall be supplied from a public water system, if available, and if not available, then from a source constructed, located, and approved in accordance with Act 294, Public Acts of 1965, the rules and regulations adopted pursuant thereto, and in accordance with any other applicable state or local law, or from a source and delivered and stored in a manner approved by the County Health Officer.
- C. Restroom Facilities. The applicant shall provide separate enclosed flush type water closets as defined in Act 266, Public Acts of 1929, and the rules and regulations adopted pursuant thereto; if such flush-type facilities are not available, the County Health Officer may permit the use of other facilities which are in compliance with Act 273, Public Acts of 1939, the rules and regulations adopted pursuant thereto, and which are in accordance with any other applicable provisions of the law. The applicant shall provide lavatory and drinking water facilities constructed, installed, and maintained in accordance with Act 266 of the Public Acts of 1929, and the rules and regulations adopted pursuant thereto. All lavatories shall be provided with soap or hand sanitizer and paper towels. The number and type of facilities required shall conform to the requirements of the County Health Department.
- D. Food Service. If food service is made available on the premises, it shall be delivered only through concessions licensed and operated in accordance with the provisions of Act 269, Public Acts of 1968, the rules and regulations adopted pursuant thereto, and in accordance with any other applicable provisions of the law.
- E. Medical Facilities. If the event is not readily and quickly accessible to medical facilities, the applicant shall be required to provide such facilities on the premises of the event. The kind, location, staff strength, medical and other supplies and equipment of such facilities shall be as prescribed by the County Health Officer.
- F. Liquid Waste Disposal. The licensee shall provide for liquid waste disposal in accordance with the rules and regulations pertaining thereto established by the County Health Officer. If liquid waste retention and disposal is dependent upon pumpers and haulers, they shall be licensed in accordance with Act 243, Public Acts of 1951, the rules and regulations adopted pursuant thereto, and in accordance with any other applicable state or local law; and, prior to issuance of any zoning permit, the applicant shall provide the a true copy of an executed agreement in effect with such licensed pumper or hauler, which agreement will assure proper, effective and frequent removal of liquid waste from the premises so as to neither create nor cause a nuisance or menace to the public health.
- G. Solid Waste Disposal. The applicant shall provide for solid waste storage on, and removal from, the premises. Storage shall be in approved, covered, fly tight and rodent proof containers, in such quantities and with capacity as to provide disposal for the maximum number of attendants. Prior to issuance of any zoning permit, the applicant shall provide a true copy of an executed agreement in effect with a licensed refuse collector, which agreement will assure proper effective and frequent removal of solid waste from the premises, so as to neither create nor cause a nuisance or menace to the public health.
- H. Access and Traffic Control. The applicant shall submit a site plan together with the application for a license. The plan shall be submitted by the Zoning Administrator to the County Sheriff s Department for review and advice.
- I. Parking. The applicant shall provide a parking area sufficient to accommodate all motor vehicles, but in no case shall the applicant provide less than one automobile space for every four attendants.
- J. Illumination. The licensee shall provide electrical illumination of all occupied areas sufficient to insure the safety and comfort of all attendants. The applicant lighting plan shall comply with other standards in this Ordinance.
- K. Noise. The applicant shall comply with other standards concerning noise in this Ordinance. In no case shall

any event authorized under the terms of this Ordinance cause or result in any serious adverse effect on adjacent or nearby lands by reason of excessive sound.

L Insurance. Before the issuance of a zoning permit, the applicant shall obtain liability insurance with limits of not less than \$1,000,000/\$3,000,000 and property damage insurance from a company or companies approved by the Commissioner of Insurance of the State of Michigan. The licensee shall provide the Zoning Administrator with proof of insurance providing the coverage as set forth herein and naming the respective participating municipality as an additional insured.

M Miscellaneous. Prior to the issuance of a zoning permit, the Commission may impose any other condition(s) reasonably calculated to protect the health, safety, welfare and property of attendants, near buy residents, or other of citizens.

4. The Ordinance is hereby amended by adding a section XXXX to Article XX (_____), as follows, to wit:

xxxxx

5. The Ordinance is hereby amended by amending section 9409. of Article 94 (site plan reviews), as follows, to wit:

Three (3) copies of a site plan shall be submitted with a zoning permit application to the administrator. In the case where a committee of the Commission or the Commission is reviewing the site plan, ~~eight (8)~~ fourteen (14) copies of the site plan shall be submitted to the administrator. In the case where the zoning board of appeals is reviewing the site plan eight (8) copies of the site plan shall be submitted to the administrator. In addition to copies on paper an electronic version of the site plan shall be submitted to the administrator in a format specified by the administrator.

6. CONFLICTING ORDINANCES: All other ordinances and parts of ordinances, or amendments thereto, of Anytown Municipality in conflict with the provisions of this ordinance are hereby repealed.

7. EFFECTIVE DATE: This ordinance amendment shall take effect on _____, upon publication in the *Cadillac News*.