

CHARTER TOWNSHIP OF SOUTH HAVEN

ORDINANCE NO. 159

**ORDINANCE AMENDING THE ZONING ORDINANCE REGARDING
COMMUNICATIONS TOWERS**

THE CHARTER TOWNSHIP OF SOUTH HAVEN ORDAINS:

Section 1. Purpose.

The Township adopts the following amendments for the health, safety and welfare of the Township residents.

Section 2. Amendment to Section 2.02 the Township Zoning Ordinance.

A. Section 2.02 of the Township Zoning Ordinance is amended by the addition of the definition of “Communications Towers” as subsection 43 to read as follows:

43. **Communications Towers** – A structure designed and constructed to support one (1) or more antennas used for licensed telecommunication services including cellular, personal communication services (PCS), specialized mobilized radio (SMR), enhanced specialized mobilized radio (ESMR), paging, and similar services that are marketed to the general public.

B. Section 2.02 of the Township Zoning Ordinance is amended by renumbering the subsections in alphabetical order.

Section 3. Amendment to Subsection 6.03(A) of the Township Zoning Ordinance.

Subsection 6.03(A) of the Township Zoning Ordinance is amended to read in its entirety as follows:

A. Permitted Special Uses subject to site plan and public hearing approval (Article XV).

1. Hospitals, clinics, sanitariums, Convalescent homes, state licensed residential care facilities for 6 or more persons and similar structures designed for human care.

2. Parks, playgrounds and recreation areas Public, private non-profit.

3. Bed and Breakfast Inn/Resort.

4. Private schools & educational institutions.

5. Type I Planned Unit Developments subject to Article XVI and Article XVII.

6. Churches, Religious institutions, private schools, libraries, museums & community halls.

7. Sports facilities, public & private, including Golf Courses, ball fields, courts and diamonds.
8. Cemeteries, public, private or pet.
9. On-site Wind Energy Conversion Systems (WECS) 65 feet in height or more, subject to Section 15.26
10. Public buildings and facilities.
11. Extraction of natural resources.
12. Campgrounds, seasonal mobile home parks, and RV parks subject to Section 15.18.
13. Man-made ponds (non-agricultural).
14. Solar Farms and Solar Panels for Commercial Use.
15. Communications Towers.

Section 4. Amendment to Section 15.33 of the Township Zoning Ordinance.

Section 15.33 of the Township Zoning Ordinance is amended to re-title the Section in its entirety as “Communications Towers.”

Section 5. Validity and Severability.

Should any portion of this Ordinance be found invalid for any reason, such holding shall not be construed as affecting the validity of the remaining portions of the Ordinance.

Section 6. Repealer.

Any ordinances or parts of ordinances in conflict with this Ordinance are hereby repealed only to the extent necessary to give this Ordinance full force and effect.

Section 7. Effective Date.

This Ordinance takes effect seven (7) days after publication as provided by law.