

**SHELBY TOWNSHIP,
OCEANA COUNTY, MICHIGAN
ORDINANCE NO. 04162024-1**

AN ORDINANCE TO AMEND THE SHELBY COMMUNITY ZONING ORDINANCE; TO AMEND SECTION 3.30 RELATED TO TEMPORARY AND PERMANENT CAMPING.

SHELBY TOWNSHIP, OCEANA COUNTY, MICHIGAN, ORDAINS:

Section 1. Amendment of Section 3.30. Section 3.30 of the Shelby Community Zoning Ordinance is amended to read in its entirety as follows:

SECTION 3.30 TEMPORARY AND PERMANENT CAMPING

A. General Provisions Applicable to Temporary and Permanent Camping.

1. Shelby Township hereby permits the use of any lot or land within the Township to be utilized for either temporary or permanent camping facilities, provided the provisions of this Section are met.
2. Campgrounds shall not be subject to the requirements of this Section. Provisions for campgrounds are included in Section 11.04.F of this Zoning Ordinance.
 - a. All campgrounds are subject to review and licensing by the State of Michigan.
3. Septic systems shall be required for all temporary and permanent camping sites, facilities, and activities conducted within recreational vehicles. Septic systems shall comply with all applicable Oceana County Health Department regulations.
 - a. Recreational vehicles shall not be permitted to share a septic system with an existing dwelling unit.
4. **Permit Required.** All temporary and permanent camping activities shall require a permit from the Shelby Township Zoning Administrator, or their designee with the following requirements:
 - a. A maximum of one (1) temporary or permanent camping permit shall be issued per property owner/parcel.
 - b. A temporary or permanent camping permit shall be valid for a period of one (1) calendar year. At the time of expiration, a property owner may reapply.
 - c. When approving a temporary or permanent camping permit, the Zoning Administrator may impose conditions considering but not limited to the following:

- i. The size of the lot or parcel to be used for the campsite.
- ii. The setback and location of camping areas from existing property lines.
- iii. The density and proximity of permanent dwellings in the vicinity.
- iv. The number of tents, recreational vehicles, or structures to be placed on the lot or parcel.
- v. The proximity to surface water and other natural features and the relative risk of damage to natural features.
- vi. The Zoning Administrator may conduct annual site reviews of temporary and permanent camping facilities to ensure compliance with this Section.

5. All campers shall comply with the following rules:

- a. Quiet hours shall be maintained between the hours of 11:00 p.m. and 7:00 a.m.
- b. All camping activities are kept a minimum of fifty (50) feet from the ordinary high-water mark.
- c. Upon termination of camping, all equipment and supplies must be removed. Garbage and refuse must be removed after each stay.
- d. Areas used for temporary camping as well as any adjacent lands must be kept in a neat, clean, and sanitary condition. **No porta potties shall be permitted for temporary or permanent camping facilities.**
- e. In-ground septic facility, water well, or electricity can be permitted on a lot without a main, or principal, building.
- f. Recreational campfire areas shall be designated and contained by a fire ring. Burning permits shall be obtained when required and fires shall be adequately monitored and contained. The campfire shall not constitute a nuisance to neighboring properties due to the size or location of the fire, excessive smoke, or noxious items being burned.
- g. Camping activities shall not be a nuisance to surrounding property.

B. Temporary Camping. Temporary Camping may be permitted on any lot or parcel under the following conditions:

1. **Definition.** Temporary Camping shall be defined as the act of staying and sleeping in an outside area for a period of one (1) to fourteen (14) days or nights, in a tent or recreational vehicle.

2. **General Requirements.**

- a. The minimum lot size for temporary camping is one (1) acre.
- b. Temporary camping shall not exceed a total of three (3) tents or recreational vehicles, or any combination thereof, on a single lot or parcel.
- c. Temporary camping sites or facilities do not require a license from the State of Michigan.
- d. Temporary camp sites can not have permanent structures.

C. **Permanent Camping.** Permanent camping may be permitted on any lot or parcel under the following conditions:

1. **Definition.** Permanent camping shall be defined as the act of staying and sleeping in an outside area for period of fifteen (15) to three hundred and sixty-five (365) days or nights in a recreational vehicle or structure intended for living, other than tents, which are set directly on the ground on permanent foundations.

2. **General Requirements.**

- a. Permanent structures, other than recreational vehicles, shall comply with applicable rules and regulations as set forth by the Oceana County Building Department.
- b. The minimum lot size for permanent camping is one (1) acre.
- c. Permanent camping shall not exceed a total of three (3) recreational vehicles, and three (3) structures per one (1) acre. Two (2) acres and more can have six (6) outbuilding structures and three (3) recreational vehicles.
- d. Permanent camping sites or facilities do not require a license from the State of Michigan.
- e. All applicable setbacks for single-family dwellings shall be met for the zoning district in which the permanent camping site is located.
- f. Permanent camping facilities shall be inspected annually to ensure compliance with this Ordinance.
- g. County or State approved septic system is required.

Section 2. Severability. Should any portion of this Ordinance/ordinance amendment be declared to be invalid or unconstitutional by a court of competent jurisdiction, that shall not affect any other portion or provision of this Ordinance/ordinance amendment which shall remain valid and in full force and effect.

Section 3. Effective Date. This Ordinance is ordered to take effect seven (7) days following publication of adoption in Oceana's Herald-Journal, a newspaper having general circulation in the Township, under the provisions of 2006 Public Act 110, except as may be extended under the provisions of such Act.

Motion made by Scott Meyers, seconded by Cindy Rapes to approve this Ordinance.

Roll Call Vote:

YES: Scott Meyers, Cindy Rapes, Becky Griffin, Cathy Anderson, Richard Raffaelli

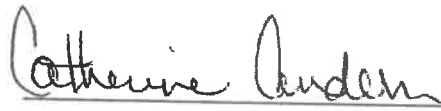
NO: 0

ABSENT/ABSTAIN: 0

Declared adopted on: May 6, 2024



Richard Raffaelli, Township Supervisor



Catherine Anderson, Interim Township Clerk