

STATE OF MICHIGAN
COUNTY OF WAYNE
CITY OF ALLEN PARK

ORDINANCE #06-2015

AN ORDINANCE OF THE CITY OF ALLEN PARK CODE OF ORDINANCES; AMENDING CHAPTER 52, "ZONING", ARTICLE II, "ADMINISTRATION AND ENFORCEMENT", DIVISION 5, "C-1, NEIGHBORHOOD BUSINESS DISTRICT", SECTION 52-239, "REGULATED USES" TO PERMIT THE INDOOR STORAGE OF PERSONAL PROPERTY INCLUDING MOTOR AND RECREATIONAL VEHICLES UNDER CERTAIN RESTRICTIONS AND SUBJECT TO APPROVAL FROM THE PLANNING COMMISSION AND THE MAYOR AND COUNCIL.

The City of Allen Park Ordains:

SECTION 1. Amendment to Code.

Chapter 52, Zoning
Article II, Administration and Enforcement
Division 5. C-1, Neighborhood Business District

Section 52-239 "Regulated uses" is hereby repealed and readopted to hereafter read as follows:

Sec. 52-239. - Regulated uses.

The following uses shall be permitted after obtaining approval from the planning commission and the mayor and council as a special use under Article VII of this chapter and upon compliance with the terms provided in this section:

- (1) *Uses.*
 - a. Day care facilities, with and without outdoor activity areas.
 - b. Eating or drinking places subject to the following restrictions:
 1. No liquor license;
 2. No more than 1,600 gross square feet; and
 3. No drive-through facilities.
 - c. Nursing homes.
 - d. Public utility buildings, telephone exchange buildings, electric transformer stations and substations and gas regulator stations when required to service the immediate area and shall not contain any outdoor storage and all outdoor activity and equipment areas shall be screened as required by and specified by the planning commission.
 - e. Indoor storage of personal property including motor and recreational vehicles subject to the following restrictions:

1. No sale or rental of personal property allowed on site.
2. No repair, maintenance, washing, vacuuming or similar activities allowed on site.
3. Storage shall be in a manner to provide adequate vehicle circulation and fire department equipment access.
4. All necessary steps shall be implemented to ensure fumes, noise, odor, smoke, or vibration does not create a condition more detrimental to the surrounding area than would result from other permitted uses.
5. No gasoline, anti-freeze, oil or other petroleum or flammable products shall be stored on site.
6. Removal and return of personal property shall be prohibited during the hours of 10:00 p.m. and 7:00 a.m.
7. No property, rubbish or any other items shall be stored or placed outside the building.
8. Notwithstanding any other provision of this ordinance, signage is not permitted.

(2) *Requirements.*

- a. All parking required by Article IX of this chapter shall be provided and no special parking permit shall be allowed; and
- b. All outdoor activity areas and/or storage areas shall be screened as required by and as specified by the planning commission.

SECTION 2. Repeal. All ordinance or parts of ordinances in conflict herewith are repealed only to the extent necessary to give this ordinance full force and effect.

SECTION 3. Saving Clause.

Nothing in this Ordinance or in the code hereby adopted shall be construed to affect any suit or proceeding pending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquiring or existing, under any act or ordinance hereby repealed; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this Ordinance.

SECTION 4. Severability.

Should any word, sentence, phrase or any portion of this Ordinance be held in a manner invalid by any court of competent jurisdiction or by any state agency having authority to do so for any reason whatsoever, such holdings shall be construed and limited to such work, sentence, phrase, or any portion of the Ordinance held to be so invalid and shall not be construed as affecting the validity of any of the remaining words, sentences, phrases or portions of this Ordinance.

SECTION 5. Publication.

The Clerk for the City of Allen Park shall cause this ordinance to be published in the manner required by law.

SECTION 6. Adoption.

This Ordinance is hereby declared to have been adopted by the City Council of the City of Allen Park, County of Wayne, State of Michigan, at a regular meeting, called and held on the **13TH day of OCTOBER, 2015.**

WILLIAM MATAKAS, Mayor
City of Allen Park

MICHAEL I. MIZZI, City Clerk
City of Allen Park