

ORDINANCE NO. 21-012

ORDINANCE TO AMEND THE SUBDIVISION ORDINANCE

AN ORDINANCE TO AMEND THE JAMESTOWN CHARTER TOWNSHIP SUBDIVISION ORDINANCE BY AMENDING SECTION 3.2(1)(B)(14) – PRELIMINARY PLAT (TENTATIVE AND FINAL PRELIMINARY) REQUIREMENTS, BY AMENDING SECTION 4.6(10)(B) – LOTS – LOT DIVISION, BY AMENDING SECTION 5.3(1)(G) – REQUIRED IMPROVEMENTS, AND TO PROVIDE FOR SEVERABILITY PROVISIONS, REPEAL PROVISIONS, AND AN EFFECTIVE DATE OF THIS ORDINANCE.

THE CHARTER TOWNSHIP OF JAMESTOWN, COUNTY OF OTTAWA, AND STATE OF MICHIGAN ORDAINS:

Section 1. Section 3.2(1)(b)(14) – Preliminary Plat (Tentative and Final Preliminary) Requirements. Section 3.2(1)(b)(14) of the Subdivision Ordinance will be amended to read in its entirety as follows.

Section 3.2(1)(b)(14) – Preliminary Plat (Tentative and Final Preliminary) Requirements

A site report as described in the rules of the State Department of Public Health, as amended, shall be provided if the proposed subdivision will not be served by public sewer.

In addition, the preliminary plat shall show the location and depth of soil borings and the location of percolation test holes if the proposed subdivision will not be served by public sewer.

Section 2. Section 4.6(10)(b) – Lots, Lot Division. Section 4.6(10)(b) of the Subdivision Ordinance will be amended to read in its entirety as follows.

Section 4.6(10)(b) – Lots, Lot Division

Application for Permission: Any proprietor who desires to partition or divide a lot, outlot or other parcel of land located in a recorded plat shall first make application to the Township Board in writing on such application form or forms as shall be provided by the Township. Such application shall be filed with the Township Clerk and shall include a detailed statement of the reasons for the requested partition or division, a sketch map or maps prepared in scale showing the proposed division or partition and all adjoining lots, streets and parcels of land and a statement from the Ottawa County Health Department indicating the effect of the proposed

division or partition upon the safe operation of necessary septic tanks and connection to the public water system.

Section 3. Section 5.3(1)(g) – Required Improvements. Section 5.3(1)(g) of the Subdivision Ordinance will be amended to read in its entirety as follows.

Section 5.3(1)(g) – Required Improvements

With respect to every new plat, the developer shall install a water distribution system and connect such water distribution system to the public water system including, if necessary the construction of an extension to the public water system to serve the development.

The water distribution system for the development shall include valves, hydrants, and other appurtenances, and laterals to each buildable lot from the water line to the edge of the street right-of- way. This water distribution system shall be designed and constructed in accordance with all requirements of the Township, Ottawa County, and the State of Michigan, and any requirements imposed by any contract which the Township has for the operation and maintenance of its water system, including Township policies concerning the pressure of system and the manner of connection.

The plans and specifications for the water distribution system shall be approved in advance of construction in writing by the Township.

- a. The water distribution system provided shall be constructed and connected to the public water system by the developer at the developer's sole expense.
- b. Any required extension of the public water system to serve the development shall be sized as reasonably required by the Township. The Township and the developer shall enter into a contract on reasonable terms pertaining to the design, acquisition, construction, and completion of this public water extension, reimbursement to the developer as other parties connect to this public water extension and other pertinent matters. After such extension is completed, the water system shall be connected to the public water extension.

Section 4. Severable Provisions. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portions thereof.

Section 5. Repeal. All ordinances or parts of ordinances in conflict with this Ordinance are hereby expressly repealed.

Section 6. Effective Date. This amendment to the Jamestown Charter Township Subdivision Ordinance was approved and adopted by the Township Board of Jamestown Charter Township, Ottawa County, Michigan on January 17, 2022, after a public hearing as required pursuant to Michigan Act 110 of 2006, as amended; after introduction and a first reading on December 20, 2021, and after posting and publication following such first reading as required by Michigan Act 359 of 1947, as amended. This Ordinance shall be effective on February 2, 2022, which date is 30 days after publication of a Notice of Adoption and Posting of the Zoning Text Amendment Ordinance in the *Grand Rapids Press* as required by Section 401 of Act 110, as amended. However, this effective date shall be extended as necessary to comply with the requirements of Section 402 of Act 110, as amended.



Laurie Van Haitsma, Township Supervisor



Candy DeHaan, Township Clerk

CERTIFICATE

I, Candy DeHaan, the Clerk for the Charter Township of Jamestown, Ottawa County, Michigan, certify that the foregoing Jamestown Charter Township Subdivision Text Amendment Ordinance was adopted at a regular meeting of the Township Board held on January 17, 2022. The following members of the Township Board were present at that meeting: VanHaitsma, DeHaan, Brouwer, McCormick, Miedema, Miller and Tacoma. The following members of the Township Board were absent: None. The Ordinance was adopted by the Township Board with members of the Board McCormick, Brouwer, DeHaan, VanHaitsma, Miedema and Tacoma voting in favor and no members of the Board voting in opposition. Notice of Adoption of the Ordinance was published in the *Grand Rapids Press* on January 25, 2022.



Candy DeHaan, Clerk
Jamestown Charter Township

AFFIDAVIT OF POSTING
(Ordinance to Amend the Subdivision Ordinance)

STATE OF MICHIGAN)

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COUNTY OF OTTAWA)

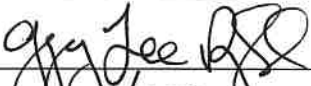
The undersigned, Candy DeHaan, the Jamestown Charter Township Clerk, being first duly sworn, deposes and says as follows:

1. That she posted a proposed Ordinance to amend the Subdivision Ordinance for Jamestown Charter Township, after its first reading at a meeting of the Jamestown Charter Township Board held on December 20, 2021 and its second reading at a meeting of the Jamestown Charter Township Board held on January 17, 2022, in the Township Clerk's office and on the Township's website at www.twp.jamestown.mi.us on January 25, 2022.



Candy DeHaan, Clerk
Jamestown Charter Township

Subscribed and sworn to before this
20th day of January, 2022.



Gregory Lee Ransford
Notary Public, Ottawa County, Michigan
Acting in Ottawa County, Michigan
My commission expires: April 15, 2026