

TABLE OF CONTENTS

ARTICLE I

PURPOSE OF ZONING	1
SECTION 101 PURPOSE	1
SECTION 102 SHORT TITLE	2
SECTION 103 PLANNING COMMISSION	2

ARTICLE II

DEFINITIONS	3
SECTION 201 CONSTRUCTION OF LANGUAGE	3
SECTION 202 DEFINITIONS	4
SECTION 203 ZONING ORDINANCE BASIS	24

ARTICLE III

ZONING DISTRICTS AND MAP	25
SECTION 301 ESTABLISHMENT OF DISTRICTS	25
SECTION 302 ZONING DISTRICT MAP	26
SECTION 303 INTERPRETATION OF THE ZONING MAP	26
SECTION 304 REPLACEMENT OF OFFICIAL ZONING MAP	27
SECTION 305 APPLICATION OF DISTRICT REGULATIONS	27
SECTION 306 SCOPE OF PROVISIONS	27
SECTION 307 CONFLICTING REGULATIONS	29
SECTION 308 EXEMPTIONS	29
SECTION 309 DISTRICT R: RESIDENTIAL	29
SECTION 310 DISTRICT RR-1: RURAL RESIDENTIAL	31
SECTION 311 DISTRICT RR-2: RURAL RESIDENTIAL	31
SECTION 312 DISTRICT RR-5: RURAL RESIDENTIAL	32
SECTION 313 DISTRICT LS/R: LAKE SHORE AND RIVER	33
SECTION 314 DISTRICT LS/R-2: LAKE SHORE AND RIVER	34
SECTION 315 DISTRICT RS-10: RECREATIONAL STRUCTURES	35
SECTION 316 DISTRICT MH: MOBILE HOME	36
SECTION 317 DISTRICT PUD: PLANNED UNIT DEVELOPMENT	37
SECTION 318 DISTRICT AP-20: AGRICULTURAL PRODUCTION	38
SECTION 319 DISTRICT RP-10: RESOURCE PRODUCTION TEN	39
SECTION 320 DISTRICT RP-20: RESOURCE PRODUCTION TWENTY	40
SECTION 321 DISTRICT TP-40: TIMBER PRODUCTION	42
SECTION 322 DISTRICT TD: TOWN DEVELOPMENT	42
SECTION 323 DISTRICT I: INDUSTRIAL	44

ARTICLE IV

GENERAL REGULATIONS	45
SECTION 401 HEIGHT, BULK, AND PLACEMENT	45
SECTION 402 ENVIRONMENTAL PROTECTION STRIPS	47

SECTION 403 MINIMUM BUILDING FLOOR AREA	48
SECTION 404 ACCESSORY BUILDINGS USES AND HOME OCCUPATIONS	49
SECTION 405 ONE PRINCIPAL STRUCTURE OR USE PER LOT	50
SECTION 406 VARIANCE OF REQUIREMENTS FOR LOTS OF RECORD	50
SECTION 407 ALLOCATION AND REDUCTION OF LOT AREA	50
SECTION 408 HEIGHT REQUIREMENT EXCEPTIONS	51
SECTION 409 USE OF YARD OR OPEN SPACE	51
SECTION 410 OFF-STREET PARKING REQUIREMENTS	51
SECTION 411 REQUIRED PLANTING SCREENS	54
SECTION 412 FENCES	56
SECTION 413 STAIRWAYS	56
SECTION 414 MINERAL EXTRACTIONS	56
SECTION 415 APPLICATION FOR MINERAL EXTRACTION PERMIT	57
SECTION 416 GENERAL STANDARDS FOR MINERAL EXTRACTION PERMITS	59
SECTION 417 TIMBER HARVEST OPERATIONS	59
SECTION 418 MOBILE HOMES	60
ARTICLE V	
SIGNS	61
SECTION 501 INTENT	61
SECTION 502 RESIDENTIAL DISTRICT REGULATIONS FOR SIGNS	61
SECTION 503 TOWN DEVELOPMENT DISTRICT SIGN REGULATIONS	61
SECTION 504 INDUSTRIAL DISTRICT SIGN REGULATIONS	62
SECTION 505 CONDITIONAL USE SIGN REGULATIONS	62
SECTION 506 TEMPORARY SIGNS	62
SECTION 507 CONSTRUCTION SIGNS	62
SECTION 508 EXEMPT SIGNS	63
SECTION 509 LIGHTING OF SIGNS	63
SECTION 510 MAINTENANCE OF SIGNS	63
SECTION 511 NONCONFORMING SIGNS	63
SECTION 512 BILLBOARD PERMITS	64
ARTICLE VI	
HIGH RISK EROSION OVERLAY ZONE	64
SECTION 601 INTENT	64
SECTION 602 AREA AFFECTED	64
SECTION 603 BOUNDARIES OF HIGH RISK EROSION AREAS	65
SECTION 604 PRINCIPAL STRUCTURES	65
SECTION 605 ACCESSORY STRUCTURES:	66
ARTICLE VII	
SITE PLAN REVIEW	66
SECTION 701 INTENT	66
SECTION 702 SITE PLAN REQUIRED	67

ARTICLE VII (cont.)

SECTION 703 SITE PLANS FOR SINGLE AND TWO-FAMILY DWELLINGS, AND RESIDENTIAL ACCESSORY USES AND STRUCTURES AND FOR RECREATIONAL STRUCTURES 67
SECTION 704 SITE PLAN FOR COMMERCIAL, INDUSTRIAL AND MULTIPLE FAMILY DEVELOPMENT (all other development) 68
SECTION 705 REVIEW PROCEDURES	69
SECTION 706 STANDARDS FOR SITE PLAN APPROVAL	69

ARTICLE VIII

PLANNED UNIT DEVELOPMENT (PUD)	70
SECTION 801 INTENT	70
SECTION 802 QUALIFYING CONDITIONS	70
SECTION 803 PERMITTED USES	71
SECTION 804 PRE-APPLICATION CONFERENCE FOR PUD	72
SECTION 805 PRELIMINARY PUD PLAN APPLICATION	72
SECTION 806 FINAL PUD PLAN	76
SECTION 807 STANDARDS FOR APPROVAL (BOTH PRELIMINARY AND FINAL)	78
SECTION 808 PUD AGREEMENT	78
SECTION 809 CHANGES TO AN APPROVED PUD	78
SECTION 810 TIME LIMIT FOR APPROVED PUD	79

ARTICLE IX

CONDITIONAL USE PERMITS	80
SECTION 901 INTENT	80
SECTION 902 APPLICATION PROCEDURE	80
SECTION 903 REVIEW AND FINDINGS	81
SECTION 904 GENERAL STANDARDS	81
SECTION 905 CONDITIONS AND SAFEGUARDS	83

ARTICLE X

NONCONFORMING USES AND STRUCTURES	84
SECTION 1001 INTENT	84
SECTION 1002 CLASS A NONCONFORMING USES AND STRUCTURES	84
SECTION 1003 PROCEDURE FOR OBTAINING CLASS A DESIGNATION	85
SECTION 1004 PROVISIONS FOR CLASS A NONCONFORMING USES AND STRUCTURES 85
SECTION 1005 REGULATIONS PERTAINING TO CLASS A NONCONFORMING USES AND STRUCTURES 86
SECTION 1006 CLASS B NONCONFORMING USES AND STRUCTURES	86
SECTION 1007 GENERAL STANDARDS	87

ARTICLE X (cont.)	
SECTION 1008 REVOCATION OF CLASS A NONCONFORMING USES AND STRUCTURES 87
SECTION 1009 APPEAL OF GRANTING, DENYING, OR REVOCATION OF CLASS A STATUS	87
ARTICLE XI	
ADMINISTRATION AND ENFORCEMENT	87
SECTION 1101 ADMINISTRATION	87
SECTION 1102 ADMINISTRATIVE STANDARDS AND PROCEDURES	87
SECTION 1103 ZONING ADMINISTRATOR	94
SECTION 1104 DUTIES OF ZONING ADMINISTRATOR	94
SECTION 1105 ZONING COMPLIANCE PERMIT	95
SECTION 1106 ENFORCEMENT AND VIOLATION	95
SECTION 1107 SPECIAL ZONING ORDERS BOOK AND MAP	95
SECTION 1108 FEES	96
ARTICLE XII	
ZONING BOARD OF APPEALS	96
SECTION 1201 CREATION AND MEMBERSHIP	96
SECTION 1202 PROCEDURES	97
SECTION 1203 DUTIES AND POWERS	97
SECTION 1204 ADMINISTRATIVE REVIEW	98
SECTION 1205 VARIANCES	100
SECTION 1206 APPEALS	102
SECTION 1207 DUTIES ON MATTERS OF APPEAL	102
ARTICLE XIII	
TOWNSHIP PLANNING COMMISSION: PLANNING AND ZONING AUTHORITY	103
SECTION 1301 DESIGNATION	103
SECTION 1302 CHANGES AND AMENDMENTS	103
ARTICLE XIV	
INTERPRETATION, SEVERABILITY, VESTED RIGHT, PENALTIES AND EFFECTIVE DATE	105
SECTION 1401 INTERPRETATION AND CONFLICT	105
SECTION 1402 SEVERABILITY	105
SECTION 1403 VESTED RIGHT	106
SECTION 1404 PENALTIES AND REMEDIES	106
SECTION 1405 REPEALING CLAUSE	106
SECTION 1406 EFFECTIVE DATE	107

Appendix A: POWELL TOWNSHIP PLANNING AND ZONING COMMISSION	
BY-LAWS	108
SECTION 1 MATTERS TO BE CONSIDERED BY THE POWELL TOWNSHIP PLANNING AND ZONING COMMISSION	108
SECTION 2 MEMBERSHIP	108
SECTION 3 OFFICERS	109
SECTION 4 MEETINGS	109
SECTION 5 HEARINGS	111
SECTION 6 POWELL TOWNSHIP PLANNING AND ZONING COMMISSION STAFF	111
SECTION 7 AMENDMENTS	112