



ROBINSON TOWNSHIP

Ottawa County

12010 -120th Avenue, Grand Haven, Michigan 49417

616-846-2210

HOME OCCUPATION REGISTRATION*

\$50.00 NON-REFUNDABLE FEE

*NOTE: All home occupations are subject to the requirements of Section 4.18 of the Robinson Township Zoning Ordinance and such other zoning regulations that may apply. Please request a copy of Section 4.18 prior to submitting this registration.

Name of Proposed Business: _____

Owner of Proposed Business and Phone: _____

Location of Proposed Business: _____

Nature of Proposed Business:

Number of residing family member employees: _____ Additional employees _____

Will the proposed business be within the house? _____

Will the proposed business be within one room of the house? _____

Total square footage of the room the proposed business will be located

Total square footage of floor level that the proposed business will be located _____

Total square footage of said floor dedicated to business, if not in one room _____

Is the proposed business on a property of at least five (5) acres in size with a house? _____

Will the proposed business be located in an accessory building? If yes, what is the intended total square foot usage of the accessory building? _____

Will the proposed business require alterations that changes the fire rating of the building? _____

Will there be outdoor storage? _____

Will any stock in trade be displayed or sold on the property? _____

Signature of Owner:

Date:

Township Approval: Y/N

*Township must provide confirmation of approval prior to operation

Section 4.18 HOME OCCUPATIONS.

It is the intent of this Section to eliminate as home occupations all uses except those that conform to the standards set forth in this Section. Custom and tradition are intentionally excluded as criteria. In general, a home occupation is an accessory use so located and conducted that the average neighbor, under normal circumstances, would not be aware of its existence other than for a nameplate as permitted elsewhere in this Section. The standards for home occupations in this Section are intended to ensure compatibility with other permitted uses and with the residential character of the neighborhood, plus a clearly secondary or incidental status in relation to the residential use of the principal building.

Home occupations are permitted accessory uses in any R-1, R-2, RR, A-1 or E-1 Zoning District only so long as all the following conditions are observed.

- (A) Such occupation shall be conducted by the members of the family residing on the premises and not more than one (1) other person.
- (B) If located within the dwelling unit, a home occupation shall not use more than one (1) room or twenty-five (25) percent of the floor area of one (1) level of said residence, whichever is less. The use of not more than one (1) accessory building is allowed provided the residence and accessory building are located on a parcel of five (5) acres or more and no more than four hundred (400) square feet of one (1) floor of the accessory building shall be used for home occupation.
- (C) No use shall require internal or external alterations or involve construction features or the use of electrical or mechanical equipment that would change the fire rating of the structure.
- (D) There shall be no outside storage of any kind related to the home occupation.
- (E) The use may increase vehicular traffic flow and parking by no more than two (2) additional vehicles at a time.
- (F) No use shall create noise, dust, vibration, smell, smoke, glare, electrical interference, fire hazard, or any other hazard or nuisance to any greater or more frequent extent than that usually experienced in an average residential occupancy in the Zoning District in question under normal circumstances wherein no home occupation exists.
- (G) Except for articles produced on the premises, no stock in trade shall be displayed or sold on the premises.
- (H) Only one (1) nameplate shall be allowed. It may display the name of the occupant and/or the name of the home occupation (e.g., John Jones, Realtor). It shall not exceed one (1) square foot in area, shall not be illuminated, and shall be attached flat to the principal building or visible through a window. These requirements apply to all lots, including corner lots.

- (I) Uses by the nature of the investment or operation which have a pronounced tendency once started to rapidly increase beyond the limits permitted for home occupations, or uses which are of such nature to be severely incompatible which allowed uses in the respective Zoning District and thereby impair the use and value of an area for the zoned purposes, shall not be permitted. Therefore, the uses specified below shall not be permitted as home occupations: motor vehicle repair, minor or major; dental offices; healing arts offices; painting of vehicles, trailers, or boats; photo studios; private schools; antique shops; renting of trailers; restaurants; stables or kennels in the R-1 or R-2 Zoning Districts; tourist homes; and veterinary clinics or hospitals.
- (J) No person may establish a home occupation in the R-1, R-2, RR, A-1 or E-1 Zoning Districts without first registering the home occupation with the Township. In registering with the Township, the person shall advise the Township of the home occupation, its nature, its location, its number of employees, its size, and any other information reasonably required by the Township.

Section 4.18A OPERATION OF REGISTERED PRIMARY CAREGIVER AS HOME OCCUPATION.

A home occupation shall include an individual's ability to operate as a registered primary caregiver, as defined by and in compliance with the General Rules of the Michigan Department of Community Health, Michigan Admin Code, R 333.101 through R 333.133 (the "General Rules"), the MMMA, and the requirements of Section 4.18 of this Ordinance. Nothing in this Section, or in any companion regulatory provision adopted in any other provision of this Ordinance, is intended to grant, nor shall it be construed as granting, immunity from criminal prosecution for growing, selling, consuming, using, distributing, or possessing marijuana not in strict compliance with the MMMA and the General Rules. Also, since Federal law is not affected by the MMMA or the General Rules, nothing in this Section, or in any companion regulatory provision adopted in any other provision of Ordinance, is intended to grant, nor shall it be construed as granting, immunity from criminal prosecution under Federal law. The MMMA does not protect users, caregivers or the owners of properties on which the medical use of marijuana is occurring under the Federal Controlled Substances Act or any other applicable Federal legislation. The following requirements for a registered primary caregiver shall apply.

- (A) The medical use of marijuana shall comply at all times and in all circumstances with the MMMA and the General Rules, as they may be amended from time to time.
- (B) A registered primary caregiver must be located outside of a one-thousand (1,000) foot radius from any school, library, or day-care home with less than seven (7) children and therefore not considered a group day-care home under this Ordinance, to ensure community compliance with Federal "Drug-Free School Zone" requirements.

- (C) Not more than one (1) registered primary caregiver shall be permitted to service qualifying patients per dwelling unit.
- (D) All necessary building, electrical, plumbing and mechanical permits shall be obtained for any portion of the dwelling unit in which electrical wiring, lighting or watering devices that support the cultivation, growing or harvesting of marihuana are located.
- (E) If a room with windows is utilized as a growing location for marihuana, any lighting between the hours of 11:00 p.m. to 7:00 a.m. shall employ shielding methods, without alteration to the exterior of the dwelling unit, to prevent ambient light spillage that may create a distraction for adjacent properties.
- (F) That portion of the dwelling unit where energy usage and heat exceeds typical residential use, such as a grow room, and the storage of any chemicals such as herbicides, pesticides, and fertilizers shall be subject to inspection and approval by the Fire Department to ensure compliance with applicable standards.
- (G) The lot and dwelling unit shall be open for inspection upon request by any or all of the following for compliance with all applicable laws and rules: the Zoning Administrator or the building official or the Fire Department or law enforcement officials.
- (H) Any permitted sign for the medical use of marihuana shall not include a pictorial representation of the product provided at that dwelling unit, any references to marihuana, alternate spellings of marihuana, slang terms for marihuana, or any references to or pictorial representations of drug paraphernalia.
- (I) In the event of a conflict between the provisions of this Section and Section 4.18 of this Ordinance, this Section shall control.