

**CHARTER TOWNSHIP OF PORTSMOUTH
BAY COUNTY, MICHIGAN
ORDINANCE NO. 40-G**

AN ORDINANCE AMENDING THE PROPERTY SOUTH OF YOUNGS DITCH ROAD BETWEEN THE INTERSECTION WITH SCHUERMAN ROAD ON THE WEST AND THE RAIL TRAIL ON THE EAST. THIS AMENDMENT IS UNDER THE AUTHORITY OF THE PROVISIONS OF MICHIGAN ACT 110 OF 2006, AS AMENDED BEING TITLED THE UNIFIED MICHIGAN ZONING ENABLING ACT.

THE CHARTER TOWNSHIP OF PORTSMOUTH HEREBY ORDAINS:

SECTION I:

The Charter Township of Portsmouth Zoning Ordinance, specifically chapter 4, dealing with the Mapped Zoning District is amended to rezone property here in after legally described from an AE-Agricultural Estate Zone to an MFR – Multiple Family Residential Zone.

SECTION II:

The specific parcels of property to be rezoned are:

09-130-F10-000-008-00: Vacant

East 16 acres of lot 8, except the north 233 feet of west 200 ft thereof, ex east 752 feet thereof. James Frasers subdivision, recorded in liber 1 page 58 of Bay County Records.

09-130-F10-000-008-01: Commonly known as 1759 W. Youngs Ditch Rd., Bay City, MI 48708

Commencing at the north ¼ corner of section thence east 187.12 feet thence south 33 feet to point of beginning thence south 626.42 feet thence west 416 feet thence north 625.14 feet thence east 415.95 feet to beginning point of lot 8 James Frasers subdivision, recorded in liber 1 page 58 of Bay County Records.

09-130-F10-000-008-11: Commonly known as 1729 W. Youngs Ditch Rd., Bay City, MI 48708

North 233 feet of west 200 feet of east 16 acres of lot 8. James Frasers subdivision, recorded in liber 1 page 58 of Bay County Records.

09-130-F10-000-008-12: Vacant

Commencing 566.19 ft east and 33 feet south of north ¼ corner of section 35, town 14 north, range 5 east thence east 188 feet thence south 630.21 feet thence west 188 feet thence north 628.95 feet to beginning point of lot 8 James Frasers subdivision, recorded in liber 1 page 58 of Bay County Records.

09-130-F10-000-008-13: Vacant

Commencing 754.19 feet east and 33 feet south of north ¼ corner of section 35, town 14 north, range 5 east thence east 188 feet thence south 631.47 feet thence west 188 feet thence north 631.21 feet to beginning point of lot 8 James Frasers subdivision, recorded

in liber 1 page 58 of Bay County Records.
09-130-F10-000-008-14: Vacant

Commencing 942.19 feet east and 33 feet south of north ¼ corner of section 35, town 14 north, range 5 east thence east 188 feet thence south 632.73 feet thence west 188 feet thence north 631.47 feet to beginning point of lot 8 James Frasers subdivision, recorded in liber 1 page 58 of Bay County Records.

09-30-F10-000-008-15: Commonly known as 1635 W. Youngs Ditch Rd., Bay City, MI 48708

Commencing 1130.19 feet east and 33 feet south of north ¼ corner of section 35, town 14 north, range 5 east thence east 188 feet thence south 633.99 feet thence west 188 feet thence north 632.73 feet to beginning point of lot 8 James Frasers subdivision, recorded in liber 1 page 58 of Bay County Records.

Section III – PENALTY

Any person who shall violate any provisions of this Ordinance shall be deemed responsible for the violation of a misdemeanor. Independent conviction shall be fined not more than \$500 or shall be imprisoned for not more than 90 days in the Bay County Jail or both. Each and every day such violation continues shall be deemed a separate and distinct violation.

Section IV – SEVERABILITY

If any provision or part of this ordinance is declared by any court of competent jurisdiction to be invalid or unenforceable, such declaration shall not affect the validity or enforceability of any other provision or part, which shall remain in full force and effect.

Section V – REPEAL

Ordinance 40 and all amendments thereto and all resolutions, ordinances, orders or parts thereof in conflict in whole or in part with any provisions of this Ordinance are, to the extent of such conflict, are hereby repealed.

Section VI – EFFECTIVE DATE

This Ordinance shall after its adoption, be published in a newspaper circulated within the Charter Township of Portsmouth, Bay County, Michigan, and shall become effective upon the 31st date after publication

Judy Bukowski
Portsmouth Township Clerk