

# PERE MARQUETTE CHARTER TOWNSHIP

1699 S. Pere Marquette Hwy. ▪ Ludington, MI 49431 ▪ (231) 845-1277

## APPLICATION FOR HOME OCCUPATION

APPLICANT NAME: \_\_\_\_\_

APPLICANT ADDRESS: \_\_\_\_\_

Is the applicant the owner? \_\_\_\_\_ OR a tenant? \_\_\_\_\_

ADDRESS FOR HOME OCCUPATION: \_\_\_\_\_

PROPERTY NUMBER: \_\_\_\_\_

ZONING DISTRICT: \_\_\_\_\_

ADJACENT ZONING: \_\_\_\_\_

TYPE OF BUSINESS: \_\_\_\_\_

List all buildings including measurements and square footage:

House \_\_\_\_\_ x \_\_\_\_\_ sq. ft.      Garage \_\_\_\_\_ x \_\_\_\_\_ sq. ft.

Other \_\_\_\_\_ x \_\_\_\_\_ sq. ft.      Other \_\_\_\_\_ x \_\_\_\_\_ sq. ft.

Where will the occupation be conducted?

\_\_\_\_\_ House      Which room? \_\_\_\_\_      Room size? \_\_\_\_\_

\_\_\_\_\_ Garage      Room size? \_\_\_\_\_      Area of Room? \_\_\_\_\_

\_\_\_\_\_ Other      Room size? \_\_\_\_\_      Area of Room? \_\_\_\_\_

Do customers come to your home?

\_\_\_\_\_ Yes      How many? \_\_\_\_\_      How often? \_\_\_\_\_

\_\_\_\_\_ No

A drawing will need to be submitted with this application including the following information:

1. An approximate in-scale drawing of your property showing the buildings on it and where each is situated include where prospective parking will be situated.
2. An approximate in-scale drawing of the building in which the home occupation is located showing the area where business is conducted.

\_\_\_\_\_  
*Applicant Signature*

\_\_\_\_\_  
*Date*

\_\_\_\_\_ Approved      \_\_\_\_\_ Denied

Comments: \_\_\_\_\_

\_\_\_\_\_  
*Zoning Administrator Signature*

\_\_\_\_\_  
*Date*

### **109-3.39 - HOME OCCUPATIONS.**

- (a) For any home occupation request, a statement of intent form shall be submitted to the Zoning Administrator, which details the scope of the home occupation. This form shall accompany the application.
- (b) No more than one other person other than members of the family residing in the dwelling shall be engaged in the conduct of the home occupation.
- (c) The use of the dwelling unit or related structure for a home occupation shall be clearly incidental and subordinate to its use for residential purposes. The home occupation shall not occupy more than 20 percent of the above ground floor area of the dwelling unit or 300 square feet, whichever is greater. This requirement shall apply whether the home occupation is contained wholly within the dwelling unit or utilizes a garage.
- (d) There shall be no change in the outside appearance of any building or premises, or other visible evidence of the conduct of such home occupation.
- (e) The home occupation shall be operated in its entirety within the principal dwelling unit, attached or detached garage. Pre-final product materials and the final product of the home occupation shall not be displayed in a manner that is visible to the general public.
- (f) The dwelling unit, or related structure, housing the home occupation shall meet the minimum dimensional regulations as required pursuant to the district in which the home occupation is to be located.
- (g) There shall be no sale of products or services except as are produced on the premises by such occupation. This does not preclude the storage of products not produced on the premises provided that such storage does not exceed the above-stated floor area requirement or constitute a reasonably foreseeable hazard to the occupants or others.
- (h) No traffic shall be generated by such home occupation in volumes greater than 20 percent of the average volume normally expected for the type of dwelling unit to which the home occupation is associated.
- (i) No equipment or process shall be used in such home occupation which creates noise, vibration, glare, fumes, odors, or electrical interference detectable to the normal senses off the premises, if the occupation is conducted in a single-family dwelling unit or its associated garage. No equipment or process shall be used which creates visual or audible interference in any radio or television receivers off the premises, or cause fluctuation in line voltage off the premises.
- (j) Medical marijuana primary caregivers home occupation shall be subject to the following:
  - (1) All the above requirements shall apply except for subsection (b) of this section.
  - (2) A primary caregiver home occupation is the only primary caregiver activity permitted in Pere Marquette Charter Township. All other medical marijuana operations, businesses and establishments, including without limitation dispensaries, storefronts, cooperatives, bars, clubs and similar operations for the combined cultivation, processing, storing, dispensing, delivery, consumption and/or use of medical marijuana by two or more primary caregivers and/or qualifying patients, are prohibited.
  - (3) No more than one person residing in the dwelling shall be permitted to be a primary caregiver for those who do not reside in the dwelling.
  - (4) Except as otherwise provided, a primary caregiver home occupation shall be permitted for any dwelling in the Township provided such activity is conducted in accordance the Michigan Medical Marijuana Act (MCL 333.26421 et seq.), the rules promulgated thereunder, and the provisions of this Ordinance.
  - (5) A primary caregiver home occupation shall not be located within 1,000 feet of the property of a school as provided under federal drug-free school zone laws.
  - (6) Any modification to the dwelling or associated garage containing a primary caregiver home occupation shall conform to applicable building codes.
  - (7) In addition to subsection (d) of this section, a primary caregiver home occupation shall not bear on the premises any sign, emblem or other mark indicating the presence of the activity.
  - (8) This subsection does not grant a primary caregiver any immunity for violation of any applicable state or federal laws.
  - (9) This subsection shall not apply to the medical use of marijuana for on-site patient use only in a state-licensed health care facility, a state-licensed residential care facility for the elderly or infirm, or a residential hospice care facility, which are otherwise in compliance with state law and this Ordinance.