

CITY OF BRIDGMAN
 9765 MAPLE STREET, BRIDGMAN, MI 49106
 PHONE: 269.465.5144 FAX: 269.465.3701
HOME OCCUPATION PERMIT APPLICATION

APPLICANT INFORMATION:

Name:		Owner <input type="checkbox"/>
Street Address:		Agent <input type="checkbox"/>
City, State, Zip:		
Business Phone:	Cell Phone:	
Email Address:		

PROPERTY INFORMATION:

Property Owner Name:				
Address:				
City, State, Zip:				
Business Phone:			Cell Phone:	
Email Address:				
Parcel Number:				
Zoning District: (Check One)				
Open Space <input type="checkbox"/>	Residential Lake <input type="checkbox"/>	Residential Suburban <input type="checkbox"/>	Residential Central <input type="checkbox"/>	Neighborhood Edge <input type="checkbox"/>

HOME OCCUPATION INFORMATION:

Type of Home Occupation:	
Square Foot Area of Home:	Square Foot Used for Occupation:
Number of Employees:	Hours of Operation:

Signature of Applicant:	Date:
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NOTE: Each attached page must be initialed by applicant, which states you are in agreement with Section 7.21 Home Occupation of the City of Bridgman Zoning Ordinance. A site inspection is required for Final City Approval.

 *** OFFICE USE ONLY ***

Approved By:	Date Approved:
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7.21 - HOME OCCUPATIONS

A minor home occupation meeting criteria set forth in subsection B below may receive a Zoning Permit from the Zoning Administrator for the conduct of the minor home occupation. At their discretion, the Zoning Administrator may request a public hearing in accordance with the public hearing procedures set forth in Article VIII. All other home occupations, except for medical marihuana uses, shall file for special land use approval pursuant to Article VIII.

- A. The following land uses shall not be considered home occupations: adult businesses, motor vehicle repair and service, major motor vehicle repair, motor vehicle sales, bed and breakfasts, and junk yards.
- B. Minor home occupations shall comply with the following standards:
 - 1. The use shall be conducted entirely within the dwelling.
 - 2. The use shall be operated only by persons residing in the dwelling.
 - 3. The exterior appearance of the dwelling shall not be modified to accommodate the home occupation.
 - 4. The home occupation shall not occupy more than four hundred (400) square feet of floor area or thirty (30) percent of the floor area of the dwelling, excluding area of basement, whichever is less.
 - 5. There shall be no selling of goods, merchandise, supplies or products, provided that orders made by telephone or at sales events off the premises may be filled on premise so long as customers do not arrive on premise to acquire orders.
 - 6. Outdoor storage or display is prohibited.
 - 7. There shall be no regular deliveries from commercial suppliers to the premises.
 - 8. There shall be no activity on premise resulting in noise, vibration, smoke, dust, odors, heat or glare that creates a nuisance to adjoining properties.
 - 9. As a result of operating the home occupation, there shall occur no more motor vehicle traffic than would be normal for a dwelling.
 - 10. No combustible, toxic or hazardous substances shall be kept on premise attendant to the home occupation
 - 11. Each home occupation may be subject to an annual compliance inspection.
 - 12. The Zoning Administrator shall have discretion to refer any home occupation application to the Planning Commission for approval.
 - 13. Each minor home occupation may have one (1) four (4) square foot sign.
- C. All other home occupations, except for medical marihuana uses, shall be considered major home occupations and a special land use permit shall be required.
- D. Medical Marihuana Use. Medical Marihuana use by a primary caregiver shall be permitted and considered as a permitted minor home occupation use only in the following districts: OS, RS, RC and TI pursuant to compliance with the Administrative Rules of the Michigan Department of Community Health, the Michigan Medical Marihuana Act, Initiated Law 1 of 2008, MCL 333.26421, et. seq. and the

requirements of this section. As a permitted home occupation, it is at all times, subordinate and incidental to the use of the dwelling as a residence. The caregiver shall file an application and site plan with the zoning administrator who shall review, and if approved, file a land use permit for the use. The Zoning Administrator may also notify the county sheriff department of site plan approval. The requirements for a primary caregiver as a permitted home occupation shall be as follows:

1. The medical use of marihuana shall comply at all times and in all circumstances with the Michigan Medical Marihuana Act (iActi) and the Administrative Rules of the Michigan Department of Community Health, (iAdministrative Rulesi) as they may be amended from time to time.
2. A primary caregiver must be located outside of a one-thousand (1,000) foot radius from any real property as follows: a registered daycare facility; a church, synagogue or other place of religious worship; a recreational park, public community center, private youth center, playground, public swimming pool, video arcade facility; a public or private preschool, elementary school, middle school, high school, community college, vocational or secondary school; a public or private college, junior college, university; any and all other schools that have different name references but serve students of the same age. Measurements for purposes of this section shall be made from, parcel/lot/site condominium unit boundary to parcel/lot/site condominium unit boundary.
3. No signage is permitted regarding medical marihuana.
4. All medical marihuana shall be contained within an enclosed, locked facility inaccessible on all sides and equipped with locks or other security devices that permit access only by the primary caregiver or qualifying patient.
5. All necessary building, electrical, plumbing and mechanical permits shall be obtained for any portion of the residential structure in which electrical wiring, lighting, and/or watering devices are located, installed or modified that support the cultivation, growing or harvesting of marihuana.
6. If a room with windows is utilized as a marihuana growing location, any lighting methods that exceed usual residential use between the hours of 11 p.m. and 6 a.m. shall employ shielding methods, without alteration to the exterior of the residence, to prevent ambient light spillage that causes or creates a distraction or nuisance to adjacent residential properties.
7. Nothing in this subsection or in any companion regulatory provision adopted in any other pro- vision of this Ordinance is intended to grant, nor shall they be construed as granting, immunity from criminal prosecution for growing, sale, consumption, use, distribution, or pos- session of marihuana not in strict compliance with that Act and the Administrative Rules and this subsection. To this end, the sale, distribution, cultivation, manufacture, possession, delivery or transfer of marihuana to treat or alleviate a qualifying patient shall only be conducted as a home occupation, and shall not be permitted in any other zoning classification of this Zoning Ordinance. Also, since federal law is not affected by that Act or the Administrative Rules, nothing in this section, or in any companion regulatory provision adopted in any other provision of this Ordinance, is intended to grant, nor shall they be construed as granting, immunity from criminal prosecution under federal law. Neither this ordinance nor the Michigan Medical Marihuana Act protects users, caregivers or the owners of properties on which

the medical use of marihuana is occurring from federal prosecution, or from having their property seized by federal authorities under the Federal Controlled Substances Act.

8. Delivery. The primary caregiver shall deliver medical marihuana to their patients. Patients shall not visit the caregiver's premises.
9. It shall be considered unlawful for any person or persons to establish or operate a profit or non-profit medical marihuana dispensary, collective or cooperative or smoke house in any zoning classification within the Township.
10. If at any point the above standards conflict with the Michigan Medical Marihuana Act, the Act shall take precedence.