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**DEVELOPMENT SERVICES
DEPARTMENT**

Jeffrey M. Polkowski, AICP
Superintendent of Planning &
Zoning Division

Dave Hills
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MEMORANDUM

Date: November 8, 2022

To: Honorable Township Board

From: Jeffrey M. Polkowski, Superintendent of Planning and Zoning

RE: 2022-Z-015

Proposed Zoning Ordinance Text Amendment: Child day care centers
C-1, Neighborhood Business District; C-2, Small Business District; C-3, General Business
District; C-4, Extensive Business District; C-UB, Urban Business District;

This proposed Zoning Ordinance Text Amendment includes Child Daycare Centers as a Permitted Principal Use in the Zoning Ordinance within the C-1, Neighborhood Business District; C-2, Small Business District; C-3, General Business District; C-4, Extensive Business District; and C-UB, Union Lake Business District. No adjustments are being proposed within the C-UL, Union Lake Business District, as the district does already allow for Child Daycare Centers as a Permitted Principal Use

Planning Staff has recently been reached out to by an applicant who was looking at leasing a property zoned C-2, Small Business District to open a child day care center. Currently C-UL and OV-SP are the only commercial districts that allow for day care centers, these uses are also allowed in the O-1 and O-2 Zoning Districts. Similar type uses are also allowed in the Single Family Zoning Districts as Child Family Day Care Homes and a Child Group Daycare Homes.

Child care is an essential need in our community, and after some deliberation, Township Planning Staff has made the decision to recommend this ordinance amendment to accommodate this use as it is already available in our community in similarly intensive, and less intensive, Zoning Districts.

There also is some consideration towards the potential auxiliary benefit to single family residential districts. Due to possible nuisances that a Child Group Daycare Home may pose on neighboring homes in Single Family Zoning Districts, this amendment may make childcare in commercial districts more attractive to business owners, shift these uses out of residential districts over time.

Section 1-007 of the Zoning Ordinance defines Child Daycare Centers as:

Child Day Care Center. A State-licensed facility with the capacity to receive more than twelve (12) children for group care for periods of less than twenty-four (24) hours a day, and where the parents or legal guardians are not immediately available to the child.

As already the case Township-wide, compliance with all state regulations and a license from the Michigan Department of Licensing and Regulatory Affairs must be met before a facility can open. The state sets standards on what Child Daycare Centers would need to do to be able to operate. While there are significantly more comprehensive requirements available on LARA's website, I have attached a condensed step-by-step guide for reference.

**With us there are no
boundaries**

Planning Commission Recommendation and Findings

The Planning Commission reviewed this proposed Zoning Ordinance amendment at the regularly scheduled meeting on October 25, 2022 and resolved unanimously, to forward a favorable recommendation to the Township Board.

Motions

Based upon the Planning Commission's favorable recommendation at the October 25, 2022 regular meeting for this Zoning Ordinance amendment, should the Board want to consider adopting the requested Zoning Ordinance amendment, the appropriate motion would be to introduce the attached Ordinance and schedule it for possible adoption at the November 28, 2022 meeting. However, if the Board does not want to adopt the requested Zoning Ordinance amendment, the appropriate motion would be to not introduce the Ordinance and deny the amendment.

Should you have any questions prior to Monday's meeting please do not hesitate to reach out to me.

SECTION 3-703. C-1, NEIGHBORHOOD BUSINESS DISTRICT

The regulations in the subsections below shall apply to properties in the C-1 Neighborhood Business Zoning District:

3-703.1. Purpose and Intent. The C-1 zoning district is intended to implement the goals of the Local Business land use designation as described in Chapter 8 of the Waterford Township Master Plan-2003-2023 and identified on the Future Land Use Maps as well as implement Master Plan Goal Seven, *To Retain, Enhance, and Promote Waterford's Unique Character, Sense of Community, and Identity*, and Master Plan Objective 7-2, *Plan and Encourage Development of Neighborhood Nodes*, as described in Chapter 9 of the Master Plan by permitting business uses designed for the convenience of persons residing in adjacent residential neighborhoods, such as personal service and personal grooming establishments, shopfront retail uses, and neighborhood shopping centers that are designed in scale with the character of the surrounding residential neighborhood, do not generate large volumes of vehicular traffic, encourage pedestrian traffic, provide buildings in landscaped settings with off-street parking areas, operate only during generally accepted normal business hours, and promote the viability of neighborhood nodes. This zoning district is intended to limit the intensity of commercial development through the height and usable floor area restrictions specified within *Error! Reference source not found.* and *Error! Reference source not found.*. This zoning district shall be primarily located along minor arterial streets and collector streets near residential neighborhoods to ensure effective vehicular and pedestrian accessibility and minimize the impact of nonresidential uses on adjacent residential neighborhoods. The C-1 zoning district shall be coordinated and balanced with the O-1, Local Office District within neighborhood nodes to ensure complementary land uses and minimize the effect of competitive economic pressures, such as the location of the same permitted use on each of the four (4) corners of a neighborhood node that can jeopardize the viability of a neighborhood node.

3-703.2. Conformance to Regulatory Standards. All zoning lots, uses, buildings, and structures within this zoning district shall comply with *Error! Reference source not found.* and *Error! Reference source not found.* and the **Waterford Code of Ordinances, Buildings and Building Regulations, Fire Prevention and Protection, Flood Control and Environmental Protection, Health and Sanitation, and Water and Sewers**. In addition to all other plan review requirements applicable under this Zoning Ordinance, developments in this zoning district shall require approval through the applicable site plan review procedure in accordance with *Error! Reference source not found.*.

3-703.3. Permitted Principal Uses. The following uses shall be permitted as principal permitted uses in the C-1 district:

- A. Convenience stores, limited merchandise stores, and specialty retail stores (*See Error! Reference source not found. in Error! Reference source not found.*).
- B. Animal grooming establishments, commercial school establishments, laundry establishments, media production establishments, media communications establishments, personal advice establishments, personal grooming establishments, personal improvement service establishments, and personal service establishments (*See Error! Reference source not found. in Error! Reference source not found.*).
- ~~B.C.~~ **C. Child day care centers** (*See Error! Reference source not found. in Error! Reference source not found.*).
- ~~C.D.~~ Drop-off dry cleaning establishments (*See Error! Reference source not found. in Error! Reference source not found.*).
- ~~D.E.~~ Professional medical care offices (*See Error! Reference source not found. in Error! Reference source not found.*).
- ~~E.F.~~ Office establishments (*See Error! Reference source not found. in Error! Reference source not found.*).
- F.G. Carryout restaurants and fast food/delicatessen/sandwich shop restaurants (*See Error! Reference source not found. in Error! Reference source not found.*) without drive-thru facilities. (Amended 11/30/2021)
- ~~G.H.~~ Entertainment rental establishments (*See Error! Reference source not found. in Error! Reference source not found.*).
- ~~H.I.~~ Fitness centers (*See Error! Reference source not found. in Error! Reference source not found.*).
- ~~I.J.~~ Used book shops (*See Error! Reference source not found. in Error! Reference source not found.*).
- ~~J.K.~~ Neighborhood public utility facilities, public utility hardware, and area public utility facilities (*See Error! Reference source not found. in Error! Reference source not found.*).
- K.L. Outfitters (*See Error! Reference source not found. in Error! Reference source not found.*). (Effective 8/17/2021)

3-703.4. Permitted Uses after Special Approval. The following uses shall be permitted as special approval uses in the C-1 district, subject to the review and approval of the use in accordance with *Error! Reference source not found.* and any conditions hereinafter imposed for each such use:

- A. Outdoor dining patios (*See Error! Reference source not found. in Error! Reference source not found.*) conducted in areas structurally attached to and/or located directly adjacent to or upon the principal building used for restaurant establishments. The Planning Commission shall review and may stipulate requirements for: reasonable restrictions on the hours of operations, additional screening and fencing, service area accessibility, waste material containers and disposal of waste materials, effective pedestrian circulation, seating capacity, additional required parking, and future review to ensure that such use does not violate the performance standards established in this Zoning Ordinance.

- B. Regional public utility facilities (*See Error! Reference source not found. in Error! Reference source not found.*), provided that any installations located closer than fifty (50) lineal feet from any adjacent residential dwelling shall be screened with landscaping materials as provided for in **Error! Reference source not found.** and identified in a landscape plan reviewed and approved by the Zoning Official and Township Engineer, and such landscaping shall not negatively impact accessibility by utility maintenance crews. (*Amended 7/5/2022*)
- C. Electric Vehicle Charging Stations (*See Error! Reference source not found. in Error! Reference source not found.*). (*Effective 5/4/2021*)
- D. Carryout restaurants and fast food/delicatessen/sandwich shop restaurants (*See Error! Reference source not found. in Error! Reference source not found.*) with drive-thru facilities. (*Effective 11/30/2021*)

SECTION 3-704. C-2, SMALL BUSINESS DISTRICT

The regulations in the subsections below shall apply to properties in the C-2 Small Business Zoning District:

3-704.1. Purpose and Intent. The C-2 zoning district is intended to implement the goals of the Community Business land use designation as described in Chapter 8 of the Waterford Township Master Plan-2003-2023 and identified on the Future Land Use Maps as well as implement Master Plan Objective 4.1, **Develop and Utilize Township Capacity for Proactive Economic Development**, by permitting commercial uses properly scaled and designed for zoning lots with limited lot area that were established along commercial corridors prior to the adoption of commercial zoning regulations in Waterford Township.

3-704.2. Conformance to Regulatory Standards. All zoning lots, uses, buildings, and structures within this zoning district shall comply with *Error! Reference source not found.* and *Error! Reference source not found.* and the **Waterford Code of Ordinances, Buildings and Building Regulations, Fire Prevention and Protection, Flood Control and Environmental Protection, Health and Sanitation, and Water and Sewers**. In addition to all other plan review requirements applicable under this Zoning Ordinance, developments in this zoning district shall require approval through the applicable site plan review procedure in accordance with *Error! Reference source not found.*.

3-704.3. Permitted Principal Uses. The following uses shall be permitted as principal permitted uses in the C-2 district:

- A. Convenience stores, limited merchandise stores, and specialty retail stores (*See Error! Reference source not found. in Error! Reference source not found.*).
- B. Animal grooming establishments, building systems repair establishments, commercial school establishments, household service repair establishments, laundry establishments, media production establishments, media communications establishments, personal advice establishments, personal grooming establishments, personal improvement service establishments, personal service establishments, and pet shop establishments (*See Error! Reference source not found. in Error! Reference source not found.*).
- ~~B-C.~~ Child day care centers (*See Error! Reference source not found. in Error! Reference source not found.*).
- ~~C-D.~~ Drop-off dry cleaning establishments (*See Error! Reference source not found. in Error! Reference source not found.*).
- ~~D-E.~~ Professional medical care offices (*See Error! Reference source not found. in Error! Reference source not found.*).
- ~~E-F.~~ Office establishments (*See Error! Reference source not found. in Error! Reference source not found.*).
- F.G. Bar/lounges, carryout restaurants and fast food/delicatessen/sandwich shop restaurants (*See Error! Reference source not found. in Error! Reference source not found.*) without drive-thru facilities. (Amended 11/30/2021)
- ~~G-H.~~ Entertainment rental establishments (*See Error! Reference source not found. in Error! Reference source not found.*).
- ~~H-I.~~ Used book shops (*See Error! Reference source not found. in Error! Reference source not found.*).
- ~~I-J.~~ Neighborhood public utility facilities (*See Error! Reference source not found. in Error! Reference source not found.*) and public utility hardware (*See Error! Reference source not found. in Error! Reference source not found.*).
- J.K. Area public utility facilities (*See Error! Reference source not found. in Error! Reference source not found.*) and regional public utility facilities (*See Error! Reference source not found. in Error! Reference source not found.*), provided that any installations located closer than fifty (50) lineal feet from any adjacent residential dwelling shall be screened with landscaping materials as provided for in **Error! Reference source not found.** and identified in a landscape plan reviewed and approved by the Zoning Official and Township Engineer, and such landscaping shall not negatively impact accessibility by utility maintenance crews. (Amended 7/5/2022)
- ~~K-L.~~ Licensed medical marihuana provisioning centers that comply with the applicable regulations in *Error! Reference source not found.*. (*See Error! Reference source not found. in Error! Reference source not found.*).
- L.M. Outfitters (*See Error! Reference source not found. in Error! Reference source not found.*). (Effective 8/17/2021)

3-704.4. Permitted Uses after Wellhead Protection Compliance. Minor vehicle service facilities (*See Error! Reference source not found. in Error! Reference source not found.*) shall be permitted as a principal permitted use in the C-2 district, subject to receiving a Determination of Compliance with Wellhead Protection from the Public Works Official as defined and regulated by the **Waterford Code of Ordinances** prior to consideration through the applicable site plan review procedure in accordance with *Error! Reference source not found.*.

3-704.5. Permitted Uses after Special Approval The following uses shall be permitted as special approval uses in the C-2 district, subject to the review and approval of the use in accordance with *Error! Reference source not found.* and any conditions hereinafter imposed for each such use:

- A. Banquet and food preparation establishments (*See Error! Reference source not found. in Error! Reference source not found.*). (Effective 8/4/2020)
- B. Electric Vehicle Charging Stations (*See Error! Reference source not found. in Error! Reference source not found.*). (Effective 5/4/2021)

- C. Restaurant Establishments (*See Error! Reference source not found. in Error! Reference source not found.*) with outdoor dining patios conducted in areas structurally attached to and/or located directly adjacent to or upon the principal building used for restaurant establishments. The Planning Commission shall review and may stipulate requirements for reasonable restrictions on the hours of operation, additional screening and fencing, service area accessibility, waste material containers and disposal of waste materials, effective pedestrian circulation, seating capacity, additional required parking, and future review to ensure conformance with such stipulations and the performance standards established in this Zoning Ordinance. (Effective 9/27/2021)
- D. Bar/lounges, carryout restaurants and fast food/delicatessen/sandwich shop restaurants (*See Error! Reference source not found. in Error! Reference source not found.*) with drive-thru facilities. (Amended 11/30/2021)

SECTION 3-705. C-3, GENERAL BUSINESS DISTRICT

The regulations in the subsections below shall apply to properties in the C-3 General Business Zoning District:

3-705.1. Purpose and Intent. The C-3 zoning district is intended to implement the goals of the Community Business land use designation as described in Chapter 8 of the Waterford Township Master Plan-2003-2023 and identified on the Future Land Use Maps as well as implement Master Plan Objective 4.4, *Improve the Physical Appearance and Functional Character of the Commercial Corridors*, by permitting the development of a broad range of general commercial uses on zoning lots properly scaled and designed to serve broad areas of the Township. This zoning district is intended to limit the intensity of commercial development through the height and usable floor area restrictions specified within *Error! Reference source not found.* and *Error! Reference source not found.*, and ensure that effective setbacks and landscape buffers are established so that the quality of life in adjacent residential areas is not adversely affected. To ensure effective vehicular and pedestrian accessibility, this zoning district shall be primarily located with access along major arterial streets, and may be located with access along minor arterial streets where the zoning lot and use are properly scaled. This zoning district may serve as a transitional zone between light industrial or extensive business zoning districts and existing single-family residential zoning districts.

3-705.2. Conformance to Regulatory Standards. All zoning lots, uses, buildings, and structures within this zoning district shall comply with *Error! Reference source not found.* and *Error! Reference source not found.* and the **Waterford Code of Ordinances, Buildings and Building Regulations, Fire Prevention and Protection, Flood Control and Environmental Protection, Health and Sanitation, and Water and Sewers**. In addition to all other plan review requirements applicable under this Zoning Ordinance, developments in this zoning district shall require approval through the applicable site plan review procedure in accordance with *Error! Reference source not found.*.

3-705.3. Permitted Principal Uses. The following uses shall be permitted as principal permitted uses in the C-3 district:

- A. Convenience stores, department stores, drug stores, limited merchandise stores, merchandise display stores, specialty retail stores, and supermarket establishments (*See Error! Reference source not found. in Error! Reference source not found.*) without outdoor sales display areas.
- B. Shopping centers (*See Error! Reference source not found. in Error! Reference source not found.*) without outdoor sales display areas.
- ~~C.~~ Animal grooming establishments, banquet and food preparation establishments, building systems repair establishments, commercial school establishments, household service repair establishments, laundry establishments, media production establishments, media communications establishments, personal advice establishments, personal grooming establishments, personal improvement service establishments, personal service establishments, and pet shop establishments (*See Error! Reference source not found. in Error! Reference source not found.*).
- ~~C.D.~~ **Child day care centers** (*See Error! Reference source not found. in Error! Reference source not found.*).
- ~~D.E.~~ Drop-off dry cleaning establishments (*See Error! Reference source not found. in Error! Reference source not found.*).
- ~~E.F.~~ Professional medical care offices and medical clinics (*See Error! Reference source not found. in Error! Reference source not found.*).
- ~~F.G.~~ Office establishments (*See Error! Reference source not found. in Error! Reference source not found.*).
- G.H. Restaurant establishments (*See Error! Reference source not found. in Error! Reference source not found.*) without outdoor dining patios or drive-thru facilities. (Amended 11/30/2021)
- ~~H.I.~~ Entertainment rental establishments and rent-to-own establishments (*See Error! Reference source not found. in Error! Reference source not found.*).
- ~~I.J.~~ Entertainment activity centers and theaters (*See Error! Reference source not found. in Error! Reference source not found.*).
- ~~J.K.~~ Hotels and motels (*See Error! Reference source not found. in Error! Reference source not found.*).
- ~~K.L.~~ Fitness centers and health/recreation facilities (*See Error! Reference source not found. in Error! Reference source not found.*).
- ~~L.M.~~ Antique stores, used book shops, consignment shops, and thrift shops (*See Error! Reference source not found. in Error! Reference source not found.*).
- ~~M.N.~~ Veterinary clinics (*See Error! Reference source not found. in Error! Reference source not found.*). A veterinary clinic may include customary pens or cages which are permitted only within the clinic building and limited to overnight observation and shall only be incidental to such clinic use.
- ~~N.O.~~ Funeral home establishments (*See Funeral Home Establishments in Error! Reference source not found.*).
- ~~O.P.~~ Precious metal and gem dealers (*See Error! Reference source not found.*) in conformance with *Error! Reference source not found.*.
- ~~P.Q.~~ Public utility facilities and public utility hardware (*See Error! Reference source not found. in Error! Reference source not found.*).

Q.R. Licensed medical marihuana provisioning centers that comply with the applicable regulations in *Error! Reference source not found.*. (See *Error! Reference source not found.* in *Error! Reference source not found.*).

R.S. Electric Vehicle Charging Stations (See *Error! Reference source not found.* in *Error! Reference source not found.*). (Effective 5/4/2021)

S.T. Outfitters (See *Error! Reference source not found.* in *Error! Reference source not found.*). (Effective 8/17/2021)

3-705.4. Permitted Uses after Wellhead Protection Compliance. The following uses shall be permitted as principal permitted uses in the C-3 district, subject to receiving a Determination of Compliance with Wellhead Protection from the Public Works Official as defined and regulated by the **Waterford Code of Ordinances** prior to consideration through the applicable site plan review procedure in accordance with *Error! Reference source not found.*:

- A. Landscaping maintenance establishments (See *Error! Reference source not found.* in *Error! Reference source not found.*).
- B. Local dry-cleaning and commercial dry cleaning establishments (See *Error! Reference source not found.* in *Error! Reference source not found.*).
- C. Minor vehicle service facilities and general vehicle service facilities (See *Error! Reference source not found.* in *Error! Reference source not found.*).

3-705.5. Permitted Uses after Special Approval. The following uses shall be permitted as special approval uses in the C-3 district, subject to the review and approval of the use in accordance with *Error! Reference source not found.* and any conditions hereinafter imposed for each such use:

- A. Cultural facilities (See *Error! Reference source not found.* in *Error! Reference source not found.*).
- B. Institutional facilities (See *Error! Reference source not found.* in *Error! Reference source not found.*).
- C. Religious facilities (See *Error! Reference source not found.* in *Error! Reference source not found.*).
- D. Hospitals (See *Error! Reference source not found.* in *Error! Reference source not found.*).
- E. Elder care facilities (See *Error! Reference source not found.* in *Error! Reference source not found.*). (Effective 3/2/2021)
- F. Vehicle (car) wash establishments (See *Error! Reference source not found.* in *Error! Reference source not found.*).
- G. Veterinary hospitals (See *Error! Reference source not found.* in *Error! Reference source not found.*). A veterinary hospital may include customary pens or cages as an accessory use on the zoning lot, provided that they are an identified part of an approved site plan.
- H. Vehicle lease or rental agencies (See *Error! Reference source not found.* in *Error! Reference source not found.*). An approved site plan for a vehicle rental agency office shall incorporate plan details for all zoning lots utilized for outdoor vehicle inventory storage, and provide and maintain current information on all storage locations of its inventory, ensuring that zoning lots shall not exceed Zoning Ordinance requirements for inventory storage.
- I. The uses permitted under *Sections 3-705.3.A* and *3-705.3.B* with outdoor sales display areas (See *Error! Reference source not found.* in *Error! Reference source not found.*).
- J. Restaurant establishments (See *Error! Reference source not found.* in *Error! Reference source not found.*) with outdoor dining patios conducted in areas structurally attached to and/or located directly adjacent to or upon the principal building used for restaurant establishments. The Planning Commission shall review and may stipulate requirements for reasonable restrictions on the hours of operations, additional screening and fencing, service area accessibility, waste material containers and disposal of waste materials, effective pedestrian circulation, seating capacity, additional required parking, and future review to ensure conformance with such stipulations and the performance standards established in this Zoning Ordinance.
- K. Pawnshops and second-hand dealers (See *Error! Reference source not found.*) in conformance with *Error! Reference source not found.*.
- L. Substance abuse care centers and transitional medical care facilities (See *Error! Reference source not found.* in *Error! Reference source not found.*).
- M. Sport recreation facilities, golf driving ranges, and skateboard parks (See *Error! Reference source not found.* in *Error! Reference source not found.*).
- N. Competitive commercial adventure game facilities (See *Error! Reference source not found.* in *Error! Reference source not found.*).
- O. Massage schools (See *Error! Reference source not found.*) in conformance with *Error! Reference source not found.*.
- P. Commercial storage establishments (See *Error! Reference source not found.* in *Error! Reference source not found.*), provided that all outdoor storage areas associated with such a use shall be located to the rear of the principal building. The Planning Commission may stipulate a reasonable increase of setback requirements to that of a more intensive zoning district as well as additional screening and barriers when the subject zoning lot abuts a residential zoning district.

- Q. Light equipment rental establishments (*See Error! Reference source not found. in Error! Reference source not found.*) and new vehicle dealer, used vehicle dealer, and vehicle broker dealer establishments (*See Error! Reference source not found. in Error! Reference source not found.*) conducted entirely within the principal building with no outdoor display or storage.
- R. Kennel (*See Error! Reference source not found. in Error! Reference source not found.*). (Effective 5/4/2021)
- S. The following uses shall be considered for special approval, provided that the proposed use and site plan receives a Determination of Compliance with Wellhead Protection from the Public Works Official as defined and regulated by the **Waterford Code of Ordinances** prior to consideration by the Planning Commission under this Section.
- (1) On zoning lots with a net lot area exceeding one (1) acre, light equipment rental establishments (*See Error! Reference source not found. in Error! Reference source not found.*) and new vehicle dealer, used vehicle dealer, and vehicle broker dealer establishments *Error! Reference source not found. Error! Reference source not found. in Error! Reference source not found.* with outdoor display or storage.
 - (2) Commercial fueling establishments (*See Error! Reference source not found. in Error! Reference source not found.*).
 - (3) Propane filling facilities as an ancillary use (*See Error! Reference source not found. in Error! Reference source not found.*) for permitted uses identified in **Sections 3-705.3.A** and **3-705.3.B**.
 - (4) Major vehicle service facilities (*See Error! Reference source not found. in Error! Reference source not found.*).
- T. Restaurant establishments (*See Error! Reference source not found. in Error! Reference source not found.*) with drive-thru facilities. (Amended 11/30/2021)

SECTION 3-706. C-4, EXTENSIVE BUSINESS DISTRICT

The regulations in the subsections below shall apply to properties in the C-4 Extensive Business Zoning District:

3-706.1. Purpose and Intent. The C-4 zoning district is intended to implement the goals of the Community Business land use designation as described in Chapter 8 of the Waterford Township Master Plan-2003-2023 and identified on the Future Land Use Maps as well as implement Master Plan Objective 4.4, **Improve the Physical Appearance and Functional Character of the Commercial Corridors**, by permitting commercial uses that require intensive use of the land on zoning lots located with access along major arterial streets, are properly scaled and designed for major arterial street oriented and open air businesses, and contain substantial land area for safe vehicular accessibility, off-street parking, and product display. This zoning district is intended to utilize extensive planning and site development design to ensure that effective setbacks and landscape buffers are established so that the quality of life in adjacent residential areas are not adversely affected.

3-706.2. Conformance to Regulatory Standards. All zoning lots, uses, buildings, and structures within this zoning district shall comply with *Error! Reference source not found.* and *Error! Reference source not found.* and the **Waterford Code of Ordinances, Buildings and Building Regulations, Fire Prevention and Protection, Flood Control and Environmental Protection, Health and Sanitation, and Water and Sewers**. In addition to all other plan review requirements applicable under this Zoning Ordinance, developments in this zoning district shall require approval through the applicable site plan review procedure in accordance with *Error! Reference source not found.*

3-706.3. Permitted Principal Uses. The following uses shall be permitted as principal permitted uses in the C-4 district:

- A. Retail establishments (*See Error! Reference source not found. in Error! Reference source not found.*), including such establishments with outdoor sales display areas.
- B. Commercial service establishments (*See Error! Reference source not found. in Error! Reference source not found.*).
- C. Restaurant establishments (*See Error! Reference source not found. in Error! Reference source not found.*) without drive-thru facilities. (Amended 11/30/2021)
- D. Entertainment establishments (*See Error! Reference source not found. in Error! Reference source not found.*).
- E. Cultural facilities (*See Error! Reference source not found. in Error! Reference source not found.*).
- F. Institutional facilities (*See Error! Reference source not found. in Error! Reference source not found.*).
- G. Religious facilities (*See Error! Reference source not found. in Error! Reference source not found.*).
- G.H. Child day care centers (*See Error! Reference source not found. in Error! Reference source not found.*).
- H.I. Recreational facilities conducted completely within a building approved for the use (*See Error! Reference source not found. in Error! Reference source not found.*).
- I.J. Drop-off dry cleaning establishments (*See Error! Reference source not found. in Error! Reference source not found.*).
- J.K. Medical establishments (*See Error! Reference source not found. in Error! Reference source not found.*).
- K.L. Office establishments (*See Error! Reference source not found. in Error! Reference source not found.*).
- L.M. Conference facilities (*See Error! Reference source not found. in Error! Reference source not found.*).
- M.N. Convention centers (*See Error! Reference source not found. in Error! Reference source not found.*).
- N.O. Entertainment rental and rent-to-own establishments (*See Error! Reference source not found. in Error! Reference source not found.*).
- O.P. Hotels and motels (*See Error! Reference source not found. in Error! Reference source not found.*).
- P.Q. Antique stores, used book shops, consignment shops, and thrift shops (*See Error! Reference source not found. in Error! Reference source not found.*).
- Q.R. Funeral home establishments (*See Funeral Home Establishments in Error! Reference source not found.*).
- R.S. Veterinary establishments (*See Error! Reference source not found. in Error! Reference source not found.*).
- S.T. Light equipment rental establishments (*See Error! Reference source not found. in Error! Reference source not found.*) and new vehicle dealer, used vehicle dealer, and vehicle broker dealer establishments (*See Error! Reference source not found. in Error! Reference source not found.*) conducted entirely within the principal building with no outdoor display or storage.
- T.U. Vehicle lease or rental agencies (*See Error! Reference source not found. in Error! Reference source not found.*), including such uses with outdoor vehicle inventory storage.
- U.V. Precious metal and gem dealers (*See Error! Reference source not found.*) in conformance with *Error! Reference source not found.*
- V.W. Public utility facilities, public utility buildings, and public utility hardware (*See Error! Reference source not found. in Error! Reference source not found.*).

W.X. Licensed medical marihuana provisioning centers that comply with the applicable regulations in *Error! Reference source not found.*. (See *Error! Reference source not found.* in *Error! Reference source not found.*).

X.Y. Electric Vehicle Charging Stations (See *Error! Reference source not found.* in *Error! Reference source not found.*).
(Effective 5/4/2021)

Y.Z. Outfitters (See *Error! Reference source not found.* in *Error! Reference source not found.*). (Effective 8/17/2021)

3-706.4. Permitted Uses after Wellhead Protection Compliance. The following uses shall be permitted as principal permitted uses in the C-4 district, subject to receiving a Determination of Compliance with Wellhead Protection from the Public Works Official as defined and regulated by the **Waterford Code of Ordinances** prior to consideration through the applicable site plan review procedure in accordance with *Error! Reference source not found.*:

- A. Landscaping maintenance establishments (See *Error! Reference source not found.* in *Error! Reference source not found.*) provided that all outdoor storage areas associated with such a use shall be located to the rear of the principal building.
- B. Local dry-cleaning establishments (See *Error! Reference source not found.* in *Error! Reference source not found.*).
- C. Commercial dry cleaning establishments (See *Error! Reference source not found.* in *Error! Reference source not found.*).
- D. Minor vehicle service facilities and general vehicle service facilities (See *Error! Reference source not found.* in *Error! Reference source not found.*).
- E. On zoning lots with a net lot area exceeding one (1) acre:
 - (1) Light equipment rental establishments (See *Error! Reference source not found.* in *Error! Reference source not found.*), with outdoor display and storage.
 - (2) New vehicle dealer, used vehicle dealer, and vehicle broker dealer establishments (See *Error! Reference source not found.* in *Error! Reference source not found.*), with outdoor display and storage.

3-706.5. Permitted Uses after Special Approval. The following uses shall be permitted as special approval uses in the C-4 district, subject to the review and approval of the use in accordance with *Error! Reference source not found.* and any conditions hereinafter imposed for each such use:

- A. Recreation facilities (See *Error! Reference source not found.* in *Error! Reference source not found.*) containing both indoor and outdoor facilities.
- B. Commercial storage establishments (See *Error! Reference source not found.* in *Error! Reference source not found.*), provided that all outdoor storage areas associated with such a use shall be located to the rear of the principal building. The Planning Commission may stipulate a reasonable increase of setback requirements to that of a more intensive zoning district as well as additional screening and barriers when the subject zoning lot abuts a residential zoning district.
- C. Flea markets (See *Error! Reference source not found.* in *Error! Reference source not found.*) in conformance with *Error! Reference source not found.*.
- D. Outdoor storage as an accessory use for the uses listed in **Sections 3-706.3.A and 3-706.3.B**, provided that all outdoor storage areas associated with such a use shall be located to the rear of the principal building. The Planning Commission may stipulate a reasonable increase of setback requirements to that of a more intensive zoning district as well as additional screening and barriers when the subject zoning lot abuts a residential zoning district.
- E. Adult entertainment uses (See Adult Entertainment Use in *Error! Reference source not found.*) in conformance with *Error! Reference source not found.* and *Error! Reference source not found.*.
- F. Pawnshops and second-hand dealers (See *Error! Reference source not found.*) in conformance with *Error! Reference source not found.*.
- G. Massage Establishments and massage schools (See *Error! Reference source not found.*) in conformance with *Error! Reference source not found.*.
- H. Elder care facilities (See *Error! Reference source not found.* in *Error! Reference source not found.*). (Effective 3/2/2021)
- I. Halfway houses (See *Error! Reference source not found.* in *Error! Reference source not found.*).
- J. Home display courts (See *Error! Reference source not found.* in *Error! Reference source not found.*).
- K. The following uses shall be considered for special approval, provided that the proposed use and site plan receives a determination of compliance with wellhead protection from the Public Works Official as defined and regulated by the **Waterford Code of Ordinances** prior to consideration by the Planning Commission under this Section:
 - (1) Commercial fueling establishments (See *Error! Reference source not found.* in *Error! Reference source not found.*).
 - (2) Propane filling facilities as an ancillary use (See *Error! Reference source not found.* in *Error! Reference source not found.*) for permitted uses identified in **Sections 3-706.3.A, 3-706.3.B, 3-706.3.C, and 3-706.3.D**.
 - (3) Major vehicle repair facilities (See *Error! Reference source not found.* in *Error! Reference source not found.*).

- (4) Fueling facilities as an ancillary use (*See Error! Reference source not found. in Error! Reference source not found.*) for permitted uses identified in *Sections 3-706.3.Q, 3-706.3.U, and 3-706.3.W.*
- (5) Major vehicle repair facilities and outdoor storage of materials and equipment as accessory uses to a public utility building, providing that all outdoor storage areas are located in a rear yard, which may include yard area that may also be a side yard of a corner lot. The Planning Commission may stipulate a reasonable increase of setback requirements to that of a higher intensity use zoning district under *ERROR! REFERENCE SOURCE NOT FOUND.* as well as additional screening and barriers.
- L. Kennel (*See Error! Reference source not found. in Error! Reference source not found.*). (Effective 5/4/2021)
- M. Medium-scale wind energy systems (*See Error! Reference source not found. in Error! Reference source not found.*), provided that if special approval is granted all MWES components shall be inspected and approved by the Building Official in accordance with *Error! Reference source not found.*.
- N. Restaurant establishments (*See Error! Reference source not found. in Error! Reference source not found.*) with drive-thru facilities. (Effective 11/30/2021)

3-706.6. Transient Uses. Subject to review in accordance with *Error! Reference source not found.* and in conjunction with receiving a license in accordance with the **Waterford Code of Ordinances, Transient Merchants**, transient uses (*See Error! Reference source not found. in Error! Reference source not found.*) may be conducted upon zoning lots in the C-4 zoning district.

3-706.7. Planned Unit Developments. (Effective 11/3/2012)

- A. Subject to review and approval in accordance with *Error! Reference source not found.*, planned unit developments are permitted on a zoning lot or group of abutting zoning lots having a size of up to ten (10) acres of buildable area, for mixed uses that incorporate one or more of the uses listed in *Section 3-706.3* with one or more of the uses listed in *Section 3-706.4, Section 3-706.5, Section Error! Reference source not found..Error! Reference source not found.*, and/or dwelling units located above commercial uses.
- B. Subject to review and approval in accordance with *Error! Reference source not found.*, planned unit developments are permitted on a zoning lot or group of abutting zoning lots having a size of ten (10) acres or more of buildable area, for mixed uses that incorporate one or more of the uses listed in *Section 3-706.3* with one or more of the uses listed in *Section 3-706.4, Section 3-706.5, Section Error! Reference source not found..Error! Reference source not found., Section Error! Reference source not found..Error! Reference source not found., Section Error! Reference source not found..Error! Reference source not found., Section Error! Reference source not found..Error! Reference source not found., Section Error! Reference source not found..Error! Reference source not found., dwelling units located above commercial uses, and/or other uses as recommended by the Planning Commission and approved by the Township Board.*

SECTION 3-707. C-UB, URBAN BUSINESS DISTRICT

The regulations in the subsections below shall apply to properties in the C-UB Urban Business Zoning District:

3-707.1. Purpose and Intent. The C-UB zoning district is intended to implement the goals of the Urban Business land use designation as described in Chapter 8 of the Waterford Township Master Plan-2003-2023 and identified on the Future Land Use Maps as well as implement Master Plan Goal Four, *To Create an Economic Climate Conducive to the Attraction, Retention, and Expansion of Business within Waterford*, Objective 4.4, *Improve the Physical Appearance and Functional Character of the Commercial Corridors*, and Goal Seven, *To Retain, Enhance, and Promote Waterford's Unique Character, Sense of Community, and Identity*, by permitting a mixture of commercial, office, and residential land uses on zoning lots properly scaled and designed to enhance and improve the traditional urban neighborhood characteristics contained within this zoning district, with an emphasis on streetscape aesthetics and walkability; clusters of free-standing retail shops, restaurants, and offices; a linear landscape pattern along State Highway M-59; improved nonmotorized pathways and traffic calming; allowance for dwelling units located above commercial uses at moderate density; and coordinated street furniture throughout the district. This zoning district is intended to limit the intensity of commercial development through the height, usable floor area, and setback restrictions specified within *Error! Reference source not found.* and *Error! Reference source not found.*, and to ensure that sufficient parking is provided without conflicting with streetscape aesthetics and walkability. This zoning district shall be located specifically within, and limited to, the geographic area designated as Urban Business on the Future Land Use Maps.

3-707.2. Conformance to Regulatory Standards. All zoning lots, uses, buildings, and structures within this zoning district shall comply with *Error! Reference source not found.* and *Error! Reference source not found.* and the **Waterford Code of Ordinances, Buildings and Building Regulations, Fire Prevention and Protection, Flood Control and Environmental Protection, Health and Sanitation, and Water and Sewers**. In addition to all other plan review requirements applicable under this Zoning Ordinance, developments in this zoning district shall require approval through the applicable site plan review procedure in accordance with *Error! Reference source not found.*.

3-707.3. Permitted Principal Uses. The following uses conducted completely indoors, with no outdoor service or drive-thru service facilities, shall be permitted as principal permitted uses in the C-UB district:

- A. Convenience stores, department stores, drug stores, limited merchandise stores, merchandise display stores, specialty retail stores, and supermarket establishments (*See Error! Reference source not found. in Error! Reference source not found.*).
- B. Shopping centers (*See Error! Reference source not found. in Error! Reference source not found.*).
- C. Animal grooming establishments, banquet and food preparation establishments, building systems repair establishments, commercial school establishments, household service repair establishments, laundry establishments, media production establishments, media communications establishments, personal advice establishments, personal grooming establishments, personal improvement service establishments, personal service establishments, and pet shop establishments (*See Error! Reference source not found. in Error! Reference source not found.*).
- D. Cultural facilities (*See Error! Reference source not found. in Error! Reference source not found.*).
- ~~E.~~ Religious facilities (*See Error! Reference source not found. in Error! Reference source not found.*).
- ~~E.F.~~ Child day care centers (*See Error! Reference source not found. in Error! Reference source not found.*).
- ~~F.G.~~ Drop-off dry cleaning establishments (*See Error! Reference source not found. in Error! Reference source not found.*).
- ~~G.H.~~ Professional medical care offices and medical clinics (*See Error! Reference source not found. in Error! Reference source not found.*).
- ~~H.I.~~ Office establishments (*See Error! Reference source not found. in Error! Reference source not found.*).
- ~~I.J.~~ Bar/lounges, brewpubs, cabaret/night clubs, cafeterias, carryout restaurants, and fast food/delicatessen/sandwich shop restaurants (*See Error! Reference source not found. in Error! Reference source not found.*).
- ~~J.K.~~ Entertainment rental establishments and rent-to-own establishments (*See Error! Reference source not found. in Error! Reference source not found.*).
- ~~K.L.~~ Entertainment activity centers and theaters (*See Error! Reference source not found. in Error! Reference source not found.*).
- ~~L.M.~~ Private clubs and philanthropic institutions (*See Error! Reference source not found. in Error! Reference source not found.*).
- ~~M.N.~~ Fitness centers and health/recreation facilities (*See Error! Reference source not found. in Error! Reference source not found.*).
- ~~N.O.~~ Antique stores, used book shops, consignment shops, and thrift shops (*See Error! Reference source not found. in Error! Reference source not found.*).
- ~~O.P.~~ Public utility facilities and public utility hardware (*See Error! Reference source not found. in Error! Reference source not found.*).

P.Q. Outfitters (*See Error! Reference source not found. in Error! Reference source not found.*). (Effective 8/17/2021)

Q.R. Lofts on the second floor of buildings in which the first floor is occupied by commercial uses that are permitted principal uses, permitted uses after wellhead protection compliance, or permitted uses after special approval in the C-UB, Urban Business zoning district (*See Error! Reference source not found. in Error! Reference source not found.*). Effective 4/5/2022

3-707.4. Permitted Uses after Wellhead Protection Compliance Local dry cleaning establishments (*See Error! Reference source not found. in Error! Reference source not found.*) and minor vehicle service facilities (*See Error! Reference source not found. in Error! Reference source not found.*) shall be permitted as principal permitted uses in the C-UB district, subject to receiving a Determination of Compliance with Wellhead Protection from the Public Works Official as defined and regulated by the **Waterford Code of Ordinances** prior to consideration through the applicable site plan review procedure in accordance with *Error! Reference source not found.*.

3-707.5. Permitted Uses after Special Approval. The following uses shall be permitted as special approval uses in the C-UB district, subject to the review and approval of the use in accordance with *Error! Reference source not found.* and any conditions hereinafter imposed for each such use: (Amended 8/4/2020)

- A. The uses permitted under **Section 3-703.3.J** with outdoor dining patios (*See Error! Reference source not found. in Error! Reference source not found.*) conducted in areas structurally attached to and/or located directly adjacent to or upon the principal building used for restaurant establishments. The Planning Commission shall review and may stipulate requirements for reasonable restrictions on the hours of operations, additional screening and fencing, service area accessibility, waste material containers and disposal of waste materials, effective pedestrian circulation, seating capacity, additional required parking, and future review to ensure conformance with such stipulations and the performance standards established in this Zoning Ordinance.
- B. Veterinary clinics (*See Error! Reference source not found. in Error! Reference source not found.*). A veterinary clinic may include customary pens or cages which are permitted only within the clinic building and limited to overnight observation, and shall only be incidental to such clinic use.
- C. Funeral home establishments (*See Error! Reference source not found. in Error! Reference source not found.*).
- D. Precious metal and gem dealers (*See Error! Reference source not found. in Error! Reference source not found.*) in conformance with *Error! Reference source not found.*.
- E. Electric Vehicle Charging Stations (*See Error! Reference source not found. in Error! Reference source not found.*). (Effective 5/4/2021)

3-707.6. Planned Unit Developments. Planned unit developments consisting of mixed uses that incorporate one or more of the uses listed in **Section 3-707.3** with one or more of the uses listed in **Section 3-707.4**, **Section 3-707.5**, *Section Error! Reference source not found.*, and/or dwelling units located above commercial uses, subject to the review and approval of the development in accordance with *Error! Reference source not found.*, are permitted.

STATE OF MICHIGAN
COUNTY OF OAKLAND
CHARTER TOWNSHIP OF WATERFORD

ORDINANCE NO. _____

TEXT AMENDMENT TO ZONING ORDINANCE

An Ordinance to amend the Waterford Township Zoning Ordinance No. 135-A (“Zoning Ordinance”) Business Zoning Districts, C-1, C-2, C-3, C-4, and C-UB District to add Child Day Care Facilities as permitted principal uses in those districts.

THE CHARTER TOWNSHIP OF WATERFORD ORDAINS:

Section 1 of Ordinance

Section 3-703.3 of the Waterford Township Zoning Ordinance that lists permitted principal uses in the C-1 Neighborhood Business District, is amended to include Child day care centers as permitted principal uses in a new section C and to readjust the lettering for the previously included principal uses to read as follows:

3-703.3. Permitted Principal Uses. The following uses shall be permitted as principal uses in the C-1 district:

- A. Convenience stores, limited merchandise stores, and specialty retail stores (*See **Retail Establishments** in Section 1-007*).
- B. Animal grooming establishments, commercial school establishments, laundry establishments, media production establishments, media communications establishments, personal advice establishments, personal grooming establishments, personal improvement service establishments, and personal service establishments (*See **Commercial Service Establishments** in Section 1-007*).
- C. Child day care centers (*See **Child Day Care Facilities etail Establishments** in Section 1-007*).
- D. Drop-off dry cleaning establishments (*See **Dry-Cleaning Establishments** in Section 1-007*).
- E. Professional medical care offices (*See **Medical Establishments** in Section 1-007*).
- F. Office establishments (*See **Office Establishments** in Section 1-007*).
- G. Carryout restaurants and fast food/delicatessen/sandwich shop restaurants (*See **Restaurant Establishments** in Section 1-007*) without drive-thru facilities. (*Amended 11/30/2021*)
- H. Entertainment rental establishments (*See **Rental Establishments** in Section 1-007*).
- I. Fitness centers (*See **Recreational Facilities** in Section 1-007*).
- J. Used book shops (*See **Resale Establishments** in Section 1-007*).
- K. Neighborhood public utility facilities, public utility hardware, and area public utility facilities (*See **Public Utility** in Section 1-007*).
- L. Outfitters (*See **Outfitters** in Section 1-007*). (*Effective 8/17/2021*)

Section 2 of Ordinance

Section 3-704.3 of the Waterford Township Zoning Ordinance that lists permitted principal uses in the C-2 Small Business District, is amended to include Child day care centers as permitted principal uses in a new section C and to readjust the lettering for the previously included principal uses to read as follows:

3-704.3 Permitted Principal Uses. The following uses shall be permitted as principal uses in the C-2 district:

- A. Convenience stores, limited merchandise stores, and specialty retail stores (*See **Retail Establishments** in Section 1-007*).
- B. Animal grooming establishments, building systems repair establishments, commercial school establishments, household service repair establishments, laundry establishments, media production establishments, media communications establishments, personal advice establishments, personal grooming establishments, personal improvement service establishments, personal service establishments, and pet shop establishments (*See **Commercial Service Establishments** in Section 1-007*).
- C. Child day care centers (*See **Child Day Care Facilities** in Section 1-007*).
- D. Drop-off dry cleaning establishments (*See **Dry-Cleaning Establishments** in Section 1-007*).
- E. Professional medical care offices (*See **Medical Establishments** in Section 1-007*).
- F. Office establishments (*See **Office Establishments** in Section 1-007*).
- G. Bar/lounges, carryout restaurants and fast food/delicatessen/sandwich shop restaurants (*See **Restaurant Establishments** in Section 1-007*) without drive-thru facilities. (Amended 11/30/2021)
- H. Entertainment rental establishments (*See **Rental Establishments** in Section 1-007*).
- I. Used book shops (*See **Resale Establishments** in Section 1-007*).
- J. Neighborhood public utility facilities (*See **Public Utility** in Section 1-007*) and public utility hardware (*See **Public Utility** in Section 1-007*).
- K. Area public utility facilities (*See **Public Utility** in Section 1-007*) and regional public utility facilities (*See **Public Utility** in Section 1-007*), provided that any installations located closer than fifty (50) lineal feet from any adjacent residential dwelling shall be screened with landscaping materials as provided for in **Division 2-8** and identified in a landscape plan reviewed and approved by the Zoning Official and Township Engineer, and such landscaping shall not negatively impact accessibility by utility maintenance crews. (Amended 7/5/2022)
- L. Licensed medical marihuana provisioning centers that comply with the applicable regulations in **Section 2-604**. (*See **MEDICAL MARIHUANA USES AND DEFINED TERMS** in Section 1-007*).
- M. Outfitters (*See **Outfitters** in Section 1-007*). (Effective 8/17/2021)

Section 3 of Ordinance

Section 3-705.3 of the Waterford Township Zoning Ordinance that lists permitted principal uses in the C-3 General Business District, is amended to include Child day care centers as permitted principal uses in a new section D and to readjust the lettering for the previously included principal uses to read as follows:

3-705.3. Permitted Principal Uses. The following uses shall be permitted as principal uses in the C-3 district:

- A. Convenience stores, department stores, drug stores, limited merchandise stores, merchandise display stores, specialty retail stores, and supermarket establishments (*See **Retail Establishments** in **Section 1-007***) without outdoor sales display areas.
- B. Shopping centers (*See **Retail Establishments** in **Section 1-007***) without outdoor sales display areas.
- C. Animal grooming establishments, banquet and food preparation establishments, building systems repair establishments, commercial school establishments, household service repair establishments, laundry establishments, media production establishments, media communications establishments, personal advice establishments, personal grooming establishments, personal improvement service establishments, personal service establishments, and pet shop establishments (*See **Commercial Service Establishments** in **Section 1-007***).
- D. Child day care centers (*See **Child Day Care Facilities** in **Section 1-007***).
- E. Drop-off dry cleaning establishments (*See **Dry-Cleaning Establishments** in **Section 1-007***).
- F. Professional medical care offices and medical clinics (*See **Medical Establishments** in **Section 1-007***).
- G. Office establishments (*See **Office Establishments** in **Section 1-007***).
- H. Restaurant establishments (*See **Restaurant Establishments** in **Section 1-007***) without outdoor dining patios or drive-thru facilities. (**Amended 11/30/2021**)
- I. Entertainment rental establishments and rent-to-own establishments (*See **Rental Establishments** in **Section 1-007***).
- J. Entertainment activity centers and theaters (*See **Entertainment Establishments** in **Section 1-007***).
- K. Hotels and motels (*See **Hotel And Motel** in **Section 1-007***).
- L. Fitness centers and health/recreation facilities (*See **Recreational Facilities** in **Section 1-007***).
- M. Antique stores, used book shops, consignment shops, and thrift shops (*See **Resale Establishments** in **Section 1-007***).
- N. Veterinary clinics (*See **Veterinary Establishments** in **Section 1-007***). A veterinary clinic may include customary pens or cages which are permitted only within the clinic building and limited to overnight observation and shall only be incidental to such clinic use.
- O. Funeral home establishments (*See **Funeral Home Establishments** in **Section 1-007***).

- P. Precious metal and gem dealers (See *Section 1-006*) in conformance with *Section 2-602*.
- Q. Public utility facilities and public utility hardware (See *Public Utility* in *Section 1-007*).
- R. Licensed medical marihuana provisioning centers that comply with the applicable regulations in *Section 2-604*. (See *MEDICAL MARIHUANA USES AND DEFINED TERMS* in *Section 1-007*).
- S. Electric Vehicle Charging Stations (See *Electric Vehicle Charging Stations* in *Section 1-007*). (Effective 5/4/2021)
- T. Outfitters (See *Outfitters* in *Section 1-007*). (Effective 8/17/2021)

Section 4 of Ordinance

Section 3-706.3 of the Waterford Township Zoning Ordinance that lists permitted principal uses in the C-4 Extensive Business District, is amended include Child day care centers as permitted principal uses in a new section H and to readjust the lettering for the previously included principal uses to read as follows:

3-706.3. Permitted Principal Uses. The following uses shall be permitted as principal uses in the C-4 district:

- A. Retail establishments (See *Retail Establishments* in *Section 1-007*), including such establishments with outdoor sales display areas.
- B. Commercial service establishments (See *Commercial Service Establishments* in *Section 1-007*).
- C. Restaurant establishments (See *Restaurant Establishments* in *Section 1-007*) without drive-thru facilities. (Amended 11/30/2021)
- D. Entertainment establishments (See *Entertainment Establishments* in *Section 1-007*).
- E. Cultural facilities (See *Cultural Establishments* in *Section 1-007*).
- F. Institutional facilities (See *Institutional Facilities* in *Section 1-007*).
- G. Religious facilities (See *Religious Facilities* in *Section 1-007*).
- H. Child day care centers (See *Child Day Care Facilities* in *Section 1-007*).
- I. Recreational facilities conducted completely within a building approved for the use (See *Recreational Facilities* in *Section 1-007*).
- J. Drop-off dry cleaning establishments (See *Dry-Cleaning Establishments* in *Section 1-007*).
- K. Medical establishments (See *Medical Establishments* in *Section 1-007*).
- L. Office establishments (See *Office Establishments* in *Section 1-007*).
- M. Conference facilities (See *Conference Facilities* in *Section 1-007*).
- N. Convention centers (See *Convention Center* in *Section 1-007*).
- O. Entertainment rental and rent-to-own establishments (See *Rental Establishments* in *Section 1-007*).
- P. Hotels and motels (See *Hotel And Motel* in *Section 1-007*).

- Q. Antique stores, used book shops, consignment shops, and thrift shops (*See **Resale Establishments** in **Section 1-007***).
- R. Funeral home establishments (*See **Funeral Home Establishments** in **Section 1-007***).
- S. Veterinary establishments (*See **Veterinary Establishments** in **Section 1-007***).
- T. Light equipment rental establishments (*See **Rental Establishments** in **Section 1-007***) and new vehicle dealer, used vehicle dealer, and vehicle broker dealer establishments (*See **Vehicle Dealer Establishments** in **Section 1-007***) conducted entirely within the principal building with no outdoor display or storage.
- U. Vehicle lease or rental agencies (*See **Vehicle Lease Or Rental Agency** in **Section 1-007***), including such uses with outdoor vehicle inventory storage.
- V. Precious metal and gem dealers (*See **Section 1-006***) in conformance with **Section 2-602**.
- W. Public utility facilities, public utility buildings, and public utility hardware (*See **Public Utility** in **Section 1-007***).
- X. Licensed medical marijuana provisioning centers that comply with the applicable regulations in **Section 2-604**. (*See **MEDICAL MARIJUANA USES AND DEFINED TERMS** in **Section 1-007***).
- Y. Electric Vehicle Charging Stations (*See **Electric Vehicle Charging Stations** in **Section 1-007***). (Effective 5/4/2021)
- Z. Outfitters (*See **Outfitters** in **Section 1-007***). (Effective 8/17/2021)

Section 5 of Ordinance

Section 3-707.3 of the Waterford Township Zoning Ordinance that lists permitted uses as special approval uses in the C-UB Urban Business District, is amended to add a new subsection H and to readjust the lettering for the previously included principal uses to read as follows:

- 3-707.3. Permitted Principal Uses.** The following uses conducted completely indoors, with no outdoor service or drive-thru- service facilities, shall be permitted as principal uses in the C-UB district:
- A. Convenience stores, department stores, drug stores, limited merchandise stores, merchandise display stores, specialty retail stores, and supermarket establishments (*See **Retail Establishments** in **Section 1-007***).
 - B. Shopping centers (*See **Retail Establishments** in **Section 1-007***).
 - C. Animal grooming establishments, banquet and food preparation establishments, building systems repair establishments, commercial school establishments, household service repair establishments, laundry establishments, media production establishments, media communications establishments, personal advice establishments, personal grooming establishments, personal improvement service establishments, personal service establishments, and pet shop establishments (*See **Commercial Service Establishments** in **Section 1-007***).
 - D. Cultural facilities (*See **Cultural Establishments** in **Section 1-007***).
 - E. Religious facilities (*See **Religious Facilities** in **Section 1-007***).

- F. Child day care centers (*See **Child Day Care Facilities** in **Section 1-007***).
- G. Drop-off dry cleaning establishments (*See **Dry-Cleaning Establishments** in **Section 1-007***).
- H. Professional medical care offices and medical clinics (*See **Medical Establishments** in **Section 1-007***).
- I. Office establishments (*See **Office Establishments** in **Section 1-007***).
- J. Bar/lounges, brewpubs, cabaret/night clubs, cafeterias, carryout restaurants, and fast food/delicatessen/sandwich shop restaurants (*See **Restaurant Establishments** in **Section 1-007***).
- K. Entertainment rental establishments and rent-to-own establishments (*See **Rental Establishments** in **Section 1-007***).
- L. Entertainment activity centers and theaters (*See **Entertainment Establishments** in **Section 1-007***).
- M. Private clubs and philanthropic institutions (*See **Institutional Facilities** in **Section 1-007***).
- N. Fitness centers and health/recreation facilities (*See **Recreational Facilities** in **Section 1-007***).
- O. Antique stores, used book shops, consignment shops, and thrift shops (*See **Resale Establishments** in **Section 1-007***).
- P. Public utility facilities and public utility hardware (*See **Public Utility** in **Section 1-007***).
- Q. Outfitters (*See **Outfitters** in **Section 1-007***). (Effective 8/17/2021)
- R. Lofts on the second floor of buildings in which the first floor is occupied by commercial uses that are permitted principal uses, permitted uses after wellhead protection compliance, or permitted uses after special approval in the C-UB, Urban Business zoning district (*See **Dwelling, Loft** in **Section 1-007***). Effective 4/5/2022

Section 6 of Ordinance

The effective date of this Ordinance shall be on the 8th day after publication, or a later date as provided in the Michigan Zoning Enabling Act for when a petition for voter referendum on this Ordinance and/or a notice of intent to submit such a petition is timely filed with the Township Clerk.

CERTIFICATION

I certify that this Zoning Ordinance Text Amendment was adopted by a majority vote of the members of the Board of Trustees of the Charter Township of Waterford at a meeting duly called and held on November 28, 2022.

Date

Kimberly Markee, Township Clerk

Resource Guide to Child Care Licensure in Michigan

Your step-by-step guide!



This guide provides general information and requirements that must be completed in order to become licensed. There are three different types of licensed child care facilities in Michigan; family, group, and center.

Family Child Care Home

A family child care home license allows an individual to provide care or supervision for 1 to 6 unrelated children in a private home (where the licensee permanently resides as a member of the household) for less than 24 hours a day unattended by a parent or legal guardian.

Group Child Care Home

A group child care home license allows an individual to provide care or supervision for 7 to 12 unrelated children in a private home (where the licensee permanently resides as a member of the household) for less than 24 hours a day unattended by a parent or legal guardian.

Child Care Center

A child care center license allows an individual, agency, or corporation to provide care in a commercial space or building for 1 or more children under the age of 13. The children are in care less than 24 hours a day, parents or guardians are not immediately available, and the center operates for more than two consecutive weeks.

Choosing the Right License Type

Reading the laws and licensing rules will help you determine which license type fits your professional goals. Public Act 116, the Licensing Rules for Family and Group Child Care Homes, and the Licensing Rules for Child Care Centers can be found at www.michigan.gov/michildcare.



CHILD CARE
LICENSING BUREAU

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Resources.....	8

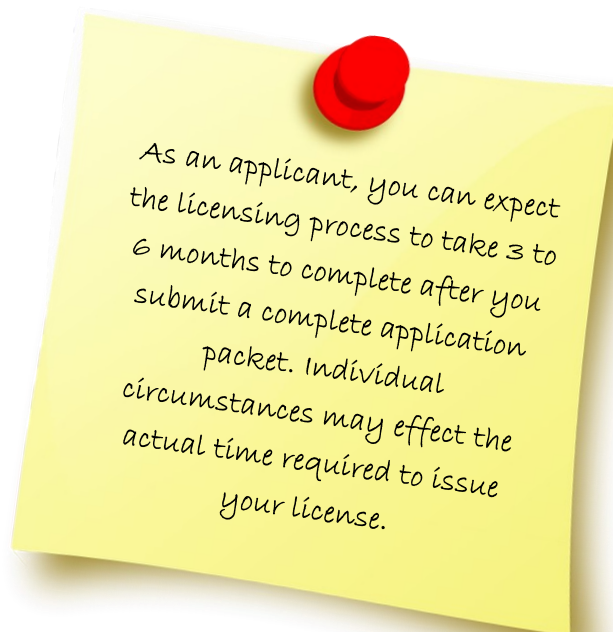
Steps for a Family or Group Child Care License

Step 1: Apply Online

The [application](#) must be completed online, including submission of a \$50.00 application fee for a family home or \$100.00 application fee for a group home. The fee is non-refundable. As part of the on-line application process, you will be instructed to print, complete, and mail in some additional paperwork listed in steps 2-11.

Additional paperwork should be mailed to:

**Michigan Department of Licensing and Regulatory Affairs
Child Care Licensing Bureau
P.O. Box 30664
Lansing, MI 48909-8164**



Step 2: Zoning Approval

A [Zoning Approval](#) form is required for group child care homes only (CCL-3748). Zoning approval is required under the Zoning Enabling Act (2006 PA 110, MCL 110.325.32016).

Note: The Zoning Enabling Act requires counties and townships to grant zoning approval if the requirements of subsection (4) of the act are met. Except for the requirements in subsection (4) of the act, subsection (7) of the act indicates that a local county or township ordinance cannot be more restrictive than the Child Care Organization Act (1973 PA 116, MCL 722.111 to 722.128).

Step 4: TB Testing

Documentation of freedom from communicable tuberculosis (TB) is required for all persons living in the home who are 14 years of age and older prior to license issuance. Child care staff members and child care assistants must also have documentation of TB test results.

Step 3: Medical Clearance

A [Medical Clearance Request](#) (CCL-3704) needs to be completed by you and your physician or your physician's designee attesting to your mental and physical health. The Patient Information section must be completed before submitting the form to your physician or physician designee for completion. Child care staff members and child care assistants will also need to have a [Medical Clearance Request](#) completed.

Step 5: Infant Safe Sleep

Documentation of training in Safe Sleep Practices to prevent Sudden Infant Death Syndrome is required for a licensee before a license will be issued. Child care staff members and child care assistants must also complete the training prior to caring for children. Safe sleep training is available on MiRegistry.org.

Steps for a Family or Group Child Care License Continued

Step 6: Health and Safety

To meet the federal regulations, the licensee, child care staff members, and child care assistants will need to complete health and safety trainings.

It is recommended that you take these courses through [MiRegistry](https://www.miregistry.org). To find these courses:

1. Go to www.miregistry.org
2. Create an Individual MiRegistry account.
3. Click on the keywords box, type "Health and Safety Training for Licensed Child Care Providers."
4. Scroll down and click the blue Locate Events button.

Step 8: Furnace/Hot Water

Proof of inspection and approval of your heating system (includes wood-burning stoves and any other permanently installed heating devices) and fuel-fired water heater within the past 12 months are required before a license is issued. Furnaces and other flame- or heat-producing equipment used to heat the home when children are in care and fuel-fired water heaters must be inspected by the following entities:

- A licensed heating contractor for a fuel-fired furnace.
- A licensed heating contractor or licensed plumbing contractor for a fuel-fired water heater.
- A mechanical inspector for the local jurisdiction or licensed mechanical inspector for a wood stove or other solid fuel appliance.

Note: Electric heat and electric hot water heaters do not require an inspection.



Step 7: CPR and First Aid

Documentation of valid infant/child/adult CPR (cardiopulmonary resuscitation) and first aid certification is required for the licensee before a license will be issued. Child care staff members must have valid CPR and first aid certification prior to caring for children. Child care assistants must have valid CPR and first aid certification within 90 days of hire.

[First aid/CPR training](#) must be received from an organization approved by the department. A list of approved training organizations is available on the department's website.



Step 9: Fingerprinting

The following individuals associated with a licensed home need to be fingerprinted and must have a comprehensive background check:

- Applicants/Licensees
 - Child care staff members
 - Child care assistants
 - Unsupervised volunteers
 - Adult household members in child care homes
- You will receive more information on how to complete comprehensive background checks and fingerprints after your application and fee are submitted. More information can be found at www.michigan.gov/ccbc.

Steps for a Family or Group Child Care License Continued

Step 10: Environmental Health

An environmental health inspection and approval are required if your application indicates that your home has a private well and/or septic system.

The environmental health inspection, requested and paid for by licensing, is done by your local health authority prior to becoming licensed.

Step 12: Orientation

After review and approval of all required documentation, you will be invited to attend a 6- hour licensing orientation.

You can expect:

- To learn about the licensing rules and laws.
- To receive resources and tools to be successful.
- To learn how to prepare for your inspection.
- To be able to ask any questions you may have.

Step 14: On-Site Inspection

After you have prepared, your licensing consultant will schedule an on-site inspection.

During the inspection, your consultant will:

- Inspect your home and the premises for compliance with the rules and laws.
- Review your paperwork including your discipline policy and emergency procedures.
- Discuss the terms of your license such as ages served and hours of operation.
- Answer any questions you may have.

If there are things in the environment or paperwork that need to be corrected, your licensing consultant will create a corrective action plan with you. To verify the corrections were made, another inspection or electronic documentation may be required before the license is issued.

Step 11: Radon

Documentation that the level of radon gases does not exceed 4 picocuries per liter of air in the lowest level of your home is required before a license is issued.

More information can be found at www.michigan.gov/degradon



Step 13: Prepare for Inspection

Once you have attended orientation, you should spend some time preparing for your initial on-site inspection. To prepare, you should:

- Review all of the rules and laws.
- Use the [Family and Group Child Care Home Compliance Record](#) checklist to check for compliance with the rules.
- Contact your licensing consultant with any follow-up questions or concerns.
- Schedule your on-site inspection.

Step 15: Original License

Once it has been determined that you are in compliance with the rules and the law, you will be issued a 6-month original license.

Prior to the expiration of the 6 month original license, you will receive a renewal application packet. After you submit a complete renewal application packet and renewal fee, an on-site inspection will occur. If you are found to be in compliance with the rules and law, you will then be issued a regular license that is valid for 2 years.

Steps for Child Care Center License

Step 1: Find a Location

The first step in the process of opening a child care center is finding a location. When looking at locations, it is important to keep the following in mind:

- Does the location have enough square footage for the desired capacity?
- Are there enough toilets and handwashing sinks available?
- Is there a safe outdoor play area?
- Is the building and premises in good condition?
- Is the location ideal for a child care center?
- Does the building meet the licensing requirements?

Step 2: Local Requirements

Applicants should check with their local zoning boards, townships, and fire marshal. Some communities have their own requirements for a child care center beyond what the department requires. This may include steps such as local permits, certificates of occupancy, or special zoning approvals before a child care center can open for operation.

Step 4: Environmental Health

Environmental health inspections are required for original licenses. To schedule an inspection, contact your local health department. You will need to submit the [Environmental Health Inspection Request](#) form along with payment to your local health department.

Additional paperwork should be mailed to:

Michigan Department of Licensing and Regulatory Affairs
Child Care Licensing Bureau
P.O. Box 30664
Lansing, MI 48909-8164

It is suggested that the applicant complete the fire inspection, lead risk assessment, and environmental health inspection prior to purchasing or renting a space. Depending on the results of the inspections, the location may need extensive renovations before a license can be issued.

Step 3: Fire Inspection

Fire safety inspections are a necessary part of the licensing process. It is a means of assuring that the building used for a child care center is in compliance with essential fire safety requirements for licensure. A list of [qualified fire safety inspectors for child care centers](#) is available on the department's website.

For centers operating in a school building, a copy of a previous approval from the Bureau of Fire Services, the State Fire Marshal or a statement from the school district superintendent using the [Certification of School Building Compliance with Fire Safety Provisions \(CCL-5043\)](#) form is acceptable in lieu of a fire safety inspection.

Note: A plan review is required for:

- New construction, remodeling, or additions to a building.
 - Renovation, including fire alarms, hood suppression systems, or sprinkler systems.
 - Any structural, mechanical, plumbing, or electrical changes.
- The applicant or licensee must submit a set of construction plans, along with the [Application for Child Care Plan Review \(BCHS-FS-13\)](#) as outlined on the form.



Documents may be faxed to:
517-763-0217

Steps for a Child Care Center License Continued

Step 5: Lead Risk Assessment

A center located in a building constructed prior to 1978 must submit a lead hazard risk assessment report indicating the proposed child use space, including outdoor play areas, is safe. The [Lead Hazard Risk Assessment Summary \(CCL-4344\)](#) form must be included with the lead hazard risk assessment to document compliance with this rule. A list of [certified lead risk assessors](#) is available on the department's website.

Step 7: Apply Online

The [application](#) must be completed online, including submission of the application fee. The fee for child care center licenses is based on the capacity of the center. The fee is non-refundable.

Capacity	Fee
1-20	\$150
21-50	\$200
51-100	\$250
101+	\$300

Step 9: Corporation & Tax ID

Federal tax identification paperwork will need to be submitted to the department. In addition, corporations will need to submit proof of their corporation status.

Step 6: Furnace/Hot Water

Proof of inspection and approval of your heating system and fuel-fired water heater within the past 12 months are required before a license is issued. Furnaces and other flame- or heat-producing equipment used to heat the center when children are in care and fuel-fired water heaters must be inspected by the following entities:

- A licensed heating contractor for a fuel-fired furnace.
- A licensed heating contractor or licensed plumbing contractor for a fuel-fired water heater.
- A boiler must be inspected and a certificate provided by the boiler division, department of licensing and regulatory affairs.

Note: Electric heat and electric hot water heaters do not require an inspection.

Step 8: Licensee Designee

A licensee designee is the individual who will be responsible for overseeing child care licensing within the organization. A [Child Care License Designee form \(CCL-5003\)](#) and a [Child Care Licensing Information Request form \(BCHS-CCL-001\)](#) must be submitted.

Step 10: Fingerprinting

The following individuals need to be fingerprinted and must have a comprehensive background check:

- Applicants/Licensees
- Child care staff members
- Child care aides
- Unsupervised volunteers

You will receive more information on how to complete comprehensive background checks after your application and fee are submitted. More information can be found at

www.michigan.gov/ccbc.



Steps for a Child Care Center License Continued

Step 11: Policies and Procedures

The following policies, procedures, and paperwork will need to be submitted and reviewed by your licensing consultant:

- Information packet for parents/guardians.
- Emergency procedures and crisis management plan.
- Staffing and professional development plans.
- Policy for ill staff, volunteers, and children.
- Child abuse and neglect reporting policy.
- Screening and supervision policy for staff and volunteers.

Note: Additional paperwork may be required. Your consultant will notify you of the required paperwork.

Step 13: Staff Requirements

Child care staff members, assistants and unsupervised volunteers are required to complete specific trainings including an orientation, CPR, first aid, and health and safety trainings. In addition, each classroom/well-defined space needs a lead caregiver with lead caregiver qualifications. The requirements are outlined in the [Licensing Rules for Child Care Centers](#).

Step 15: On-site Inspection

Once all required paperwork is submitted, your consultant will schedule an on-site inspection.

During the inspection, your consultant will:

- Inspect your center and the premises for compliance with the rules and laws.
- Measure the child use spaces.
- Answer any questions you may have.

Note: If there are items that need to be corrected, your consultant will create a corrective action plan with you. To verify that the corrections were made, another inspection or documentation may be required before the license is issued.

Step 12: Program Director

A child care center is required to have at least one program director approved by the department. Program director requirements are outlined in the [Licensing Rules for Child Care Centers](#). The following information will need to be submitted to your consultant in order to approve a program director:

- A copy of official transcripts.
- Montessori credentials or a valid child development associate (CDA) credential, if applicable.
- Documentation of hours of experience.
- [Child Care License Designee form \(CCL-5003\)](#).
- [Child Care Licensing Information Request form \(BCHS-CCL-001\)](#).

Step 14: Playground Inspection

Centers with elevated playground equipment must comply with the 2010 Edition of the [Consumer Product Safety Commissions Handbook on Public Playground Safety](#). A playground inspection by a Certified Playground Inspector is required. The inspector will document compliance using the [Playground Inspection Certification Summary \(CCL-5047\)](#). A list of [Certified Playground Inspectors](#) can be located on the department's website.

Step 16: Original License

Once it has been determined that you are in compliance with the rules and the law, you will be issued a 6-month original license.

Prior to the expiration of the 6 month original license, you will receive a renewal application packet. After you submit a complete renewal application packet and renewal fee, an on-site inspection will occur. If you are found to be in compliance with the rules and law, you will then be issued a regular license that is valid for 2 years.

Helpful Resources for Child Care Providers

Child Care Licensing Bureau

www.michigan.gov/michildcare

Phone

517-284-9730

Fax

517-763-0217

Email

lara-cclb-help@michigan.gov

Mailing Address

P.O. Box 30664

Lansing, MI 48909-8164

MiRegistry

www.miregistry.org

Phone

833-386-9238

Email

support@miregistry.org

Great Start to Quality

www.greatstarttoquality.org

Phone

877-614-7328

Child Care Background Checks

www.michigan.gov/ccbc

Phone

844-765-2247 ext. 4

Child Development and Care

www.michigan.gov/childcare



CHILD CARE
LICENSING BUREAU