

STATE OF MICHIGAN
COUNTY OF OAKLAND
CHARTER TOWNSHIP OF BLOOMFIELD

ORDINANCE NO. 667

TEXT AMENDMENT TO ZONING ORDINANCE
Definition of Wireless communication facilities

AN ORDINANCE TO AMEND CHAPTER 42, AS AMENDED, OF THE CODE OF ORDINANCES OF THE CHARTER TOWNSHIP OF BLOOMFIELD, THE "ZONING ORDINANCE," TO AMEND SECTION 42-2.2 TO AMEND THE DEFINITION OF THE TERM "WIRELESS COMMUNICATION FACILITIES."

THE CHARTER TOWNSHIP OF BLOOMFIELD ORDAINS:

Section 1.

A. The Zoning Ordinance shall be amended by amending the definition of "Wireless communication facilities" to Section 42-2.2, reading as follows:

91. **Wireless communication facilities** means and includes all structures and accessory facilities relating to the use of the radio frequency spectrum for the purpose of transmitting or receiving radio signals. This may include, but shall not be limited to, radio towers, television towers, telephone devices and exchanges, microwave relay facilities, telephone transmission equipment buildings and private and commercial mobile radio service facilities. Not included within this definition are: citizen band radio facilities; shortwave receiving facilities; radio and television broadcast reception facilities; federally licensed amateur (ham) radio facilities; satellite dishes; *micro wireless facilities as defined by the Township Small Cell Wireless Communications Facilities Ordinance*; and, governmental facilities which are subject to state or federal law or regulations which preempt municipal regulatory authority.

- A. Attached wireless communications facilities means wireless communication facilities that are affixed to existing structures, such as existing buildings, towers, water tanks, utility poles, and the like. A wireless communication support structure proposed to be newly established shall not be included within this definition.
- B. Collocation means the location by two (2) or ore wireless communication providers of wireless communication facilities on a common structure, tower, or building, with the view toward reducing the overall number of structures required to support wireless communication antennas within the community.
- C. Planning official means the Supervisor or the Supervisor's designee.

D. Wireless communication support structures means structures erected or modified to support wireless communication antennas. Support structures within this definition include, but shall not be limited to, monopoles, lattice towers, light poles, wood poles and guyed towers, or other structures which appear to be something other than a mere support structure.

Section 2. Repealer.

All ordinances or parts of ordinances in conflict with this ordinance are repealed only to the extent necessary to give this ordinance full force and effect.

Section 3. Severability.

If any section, clause or provision of this Ordinance shall be declared to be unconstitutional, void, illegal or ineffective by any Court of competent jurisdiction, such section, clause or provision declared to be unconstitutional, void or illegal shall thereby cease to be a part of this Ordinance, but the remainder of this Ordinance shall stand and be in full force and effect.

Section 4. Savings.

All proceedings pending and all rights and liabilities existing, acquired or incurred at the time this Ordinance takes effect are saved and may be consummated according to the law when they were commenced.

Section 5. Effective Date.

The provisions of this Ordinance are hereby ordered to take effect immediately upon publication.

Section 6. Adoption.

This Ordinance is hereby declared to have been adopted by the Township Board of the Charter Township of Bloomfield at a meeting thereof duly called and held on the ___ day of _____, 20__, and ordered to be given publication in the manner prescribed by the Charter Township of Bloomfield.

CERTIFICATION

I hereby certify that the foregoing Ordinance was adopted by the Board of Trustees of the Charter Township of Bloomfield at a meeting held on _____, 20__, and that the original of this Ordinance is on file in my office.

Martin C. Brook, Township Clerk

Introduced: December 14, 2020

Published: January 3, 2021

Adopted:

Published:

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Posted on Website: January 6, 2021