

VILLAGE OF CAPAC

HOME OCCUPATION APPLICATION ZONING ORDINANCE SECTIONS 30-255, 30-280, 30-305

PROPERTY INFORMATION

Property Address: _____

Parcel ID Number: _____ Zoning District _____ Parcel Size _____

Frontage: _____ feet Depth: _____ feet Area: _____ [Acres or square feet]

Description of proposed Home Occupation: _____

APPLICANT INFORMATION

1. Applicant / Property Owner

Identify the person or entity making this application:

Name: _____ Cell Phone _____

Mailing Address: _____ Telephone _____

City _____ State _____ Zip _____ FAX _____

E-Mail _____

All Home Occupations Must Comply With the Following:

The non-residential use shall be incidental to the primary use of the property as a residence.

No equipment or process shall be used in such a home occupation which creates noise, vibration, glare, fumes, odors, or electrical interference detectable outside the property boundaries by normal senses.

The home occupation shall not employ more than two (2) persons, one of whom must reside on the premises.

No visible outdoor storage shall be permitted.

No traffic shall be generated by such home occupation in greater volumes than would normally be expected in a residential neighborhood, and any need for parking generated by the conduct of such home occupation shall be met off-street and other than in a required front yard, although motor vehicles may be parked in an existing driveway if it is of sufficient size. No additional off-street parking demand shall be created.

Limited retail sales may be permitted on the premises, as an incidental, rather than principal part of the home occupation. No advertising of the retail sale of goods or services produced or sold on the premises is permitted in newspaper, radio or television media.

The home occupation may be conducted within the dwelling unit or an accessory building. However, the home occupation shall not occupy more than twenty-five (25) percent of the gross floor area of one said dwelling unit.

The home occupation shall not entail the use or storage of explosive, flammable, or otherwise hazardous material, or produce hazardous waste. Outside storage is not permitted.

There shall be no equipment or machinery used in connection with a home occupation which is industrial in nature.

No small or large engine repair, metal grinding or firearms sales/repairs are permitted.

Home occupations shall be required to provide the zoning administrator with an annual update. The annual update will include any changes made from the original permit. The zoning administrator shall make an annual inspection to ensure compliance.

Medical Marijuana Home Occupations Must Also Comply With the Following:

The medical use of marijuana must comply at all times and in all circumstances with the Michigan Medical Marihuana Act and the General Rules of the Michigan Department of Community Health, as they may be amended from time to time.

A registered primary caregiver operating a medical marijuana home occupation must not be located within 1,000 feet of a school, as measured from the outermost boundaries of the lot or parcel on which the home occupation and school is located.

Not more than one primary caregiver per parcel may be permitted to grow or cultivate medical marijuana.

Not more than five qualifying patients may be assisted with the medical use of marijuana within any given calendar week.

All medical marijuana must be contained within an enclosed, locked facility inside a primary or accessory building.

All necessary building, electrical, plumbing and mechanical permits must be obtained for any portion of the building in which electrical wiring, lighting and/or watering devices that support the cultivation, growing or harvesting of marijuana are located.

If a room with windows is utilized as a growing location, any lighting methods that exceed usual residential periods between the hours of 11:00 p.m. and 7:00 a.m. must employ shielding methods, without alteration to the exterior of the residence, to prevent ambient light spillage that may create a distraction for adjacent residential properties.

That portion of the building where energy usage and heat exceeds typical residential use, such as grow room, and the storage of any chemicals such as herbicides, pesticides, and fertilizers must be subject to inspection and approval by the Village of Capac fire department to ensure compliance with the Michigan fire protection code.

The premises must be open for inspection upon request by the building official, the fire department and law enforcement officials for compliance with all applicable laws and rules, during the stated hours of operation/use and as such other times as anyone is present on the premises.

REQUEST & AFFIDAVIT

The applicant must read the following statement carefully and sign below:

The undersigned requests the Village of Capac review this application and companion documents as provided in the zoning ordinance now in effect. The applicant further affirms and acknowledges the following:

- (a) The applicant understands the foregoing requirements.
- (b) The answers and statements contained in this application and attachments are true and accurate.
- (c) Approval of this application does not relieve the undersigned from compliance with all other provisions of the Zoning Ordinance or other applicable codes and ordinances and does not constitute granting of a variance.
- (d) The undersigned hereby grants the Village of Capac the right to access the subject property for the sole purpose of evaluating this application.

Applicant Signature

Date

Applicant Printed Name



FOR OFFICE USE ONLY

Fee \$ _____ Fee paid by ___Cash ___Check Receipt # _____ Received by _____