

**GARDEN TOWNSHIP**

**ORDINANCE NO. 2024-3**

**AN ORDINANCE TO AMEND THE INTERIM ZONING ORDINANCE AND ZONING MAP TO ESTABLISH THE RENEWABLE ENERGY OVERLAY DISTRICT**

The Township of Garden ordains:

**Section 1. Amendment of Section 220 of the Interim Zoning Ordinance.**

Section 220 of the Garden Township Interim Zoning Ordinance is renamed “Renewable Energy Overlay District (REO)” and is amended in its entirety to read as follows:

**Section 221 RENEWABLE ENERGY OVERLAY DISTRICT (REO).**

- A. Intent. To set aside land within the Township dedicated to renewable energy projects in a manner that maximizes efficient energy production and the transmission of energy while also limiting the consumption of natural resources and protecting the health, safety, and welfare of the public.
- B. Permitted Principal Uses. All land uses that are permitted principal uses in the underlying zoning district are permitted principal uses in the REO District.
- C. Permitted Accessory Uses. All accessory uses that are permitted accessory uses in the underlying zoning district are permitted principal uses in the REO District.
- D. Conditional Uses Permitted by Special Permit. The following uses are permitted in the REO District by conditional use permit only:
  - 1. Solar Energy Systems.
  - 2. Utility-Scale Battery Energy Systems.
  - 3. Wind Energy Systems.

**Section 2. Amendment of Interim Zoning Map.**

The Garden Township Interim Zoning Ordinance’s Zoning Map, Section 901A is amended by the addition of the new Renewable Energy Overlay District, which consists of the following parcels:

010-054-009-00, 010-054-008-00, 010-054-008-20, 010-054-008-10, 010-054-013-00,  
010-054-012-00, 010-054-015-10, 010-053-004-00, 010-053-005-00, 010-059-007-00,  
010-059-009-00, 010-059-004-00, 010-059-005-10, 010-059-005-00, 010-059-006-00,  
010-053-004-00, 010-053-005-00, 010-060-006-00, 010-060-005-00, 010-060-007-00.

The Zoning Map, as amended by this Ordinance, is attached as Exhibit A to this Ordinance and is incorporated into this Ordinance.

**Section 3. Validity and Severability.**

If any portion of this Ordinance is found invalid for any reason, such holding will not affect the validity of the remaining portions of this Ordinance.

**Section 4. Repealer.**

All other ordinances inconsistent with the provisions of this Ordinance are hereby repealed to the extent necessary to give this Ordinance full force and effect.

**Section 5. Effective Date.**

This Ordinance takes effect immediately upon adoption pursuant to MCL 125.3404.

Approved this 12<sup>th</sup> day of December, 2024

Roll call vote: Jenna – yes, Meghan – yes, Tim – yes, Frank – recused, Tom – yes

  
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Jenna Silkworth Garden Township Planning Commission Secretary

I, Brenda Lee Lester, the Township Clerk of Garden Township, Michigan, do hereby certify that Ordinance No 2024-3 was published in the Escanaba Daily Press on the 15th day of January, 2025.

  
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Brenda Lee Lester  
Garden Township Clerk

**EXHIBIT A**

**Section 901A GARDEN TOWNSHIP ZONING MAP**



**GARDEN RENEWABLE ENERGY OVERLAY DISTRICT**