



PLAINFIELD CHARTER TOWNSHIP
KENT COUNTY, MICHIGAN

LICENSING ORDINANCE #475

CHAPTER 11

SHORT TERM OPEN AIR BUSINESSES

Section 2.01. DEFINITION. For the purpose of this ordinance, "Short Term Open Air Business" shall mean Tent Sales and other operations of a similar temporary nature.

Section 2.02. LOCATION. The operation of any Short Term Open Air Business shall be permitted within the C-2, C-3, and C-4 Commercial Districts of Plainfield Charter Township. A business within the C-1 Commercial District may be permitted a Short Term Open Air Business license for a period not to exceed seven (7) consecutive days within a twelve (12) month period. No Short Term Open Air Business shall be permitted within the setbacks required by the Zoning District in which the business is situated.

- a. Front Yard - There shall be a minimum front setback of fifty (50) feet unless, in the opinion of the approving official, this setback will impede the normal flow of traffic or access to existing businesses or may present other adverse impacts on safety. In such cases, a greater setback may be required.
- b. Side yard - There shall be a minimum side yard of ten (10) feet. Where the property abuts a residential district on the side, a side yard of at least twenty-five (25) feet shall be provided. On the street side of a corner lot, a minimum side yard of thirty-five (35) feet is required.
- c. Rear yard - There shall be a rear yard of at least twenty-five (25) feet except that where the commercial district abuts a residential district in the rear, a minimum of fifty (50) feet must be maintained.

Section 2.03. SECURITY DEPOSIT. A \$200.00 deposit may be required by the Township to insure that clean-up of the sales site is accomplished within seven (7) days after expiration of the sales permit. If the clean-up is not accomplished in that time, the deposit is forfeited.

Section 2.04. APPLICATION PROCEDURE. Application for a Short Term Open Air Business shall be made to the Planning Director on a form provided for such purpose. The application shall be accompanied by the following:

- a. The filing fee for such license may be waived where the entire proceeds from the operation are given to charity or used for charitable purposes.
- b. Written permission from the owner of the parcel intended for the site of operations:
- c. A site plan indicating property boundaries, parking, the location and type of Short Term Open Air Business and other information deemed appropriate.
- d. When applicable and necessary, written approval from the appropriate agencies.

Section 2.05. SIGNS. **No** signs, temporary or permanent, except those existing on the premises shall be permitted.

Section 2.06. DURATION. The operation of the Short Term Open Air Business may be allowed for a period not to exceed fourteen (14) consecutive days. Not more than two approvals, which may be consecutive, shall be allowed to a property within a twelve-month period.

Section 2.07. STANDARDS. No permit shall be granted until and unless the following determinations have been made:

- a. The Planning Director shall determine:
 1. Adequate parking is available to serve the proposed use, as well as the existing use, if one exists on the property.
 2. The proposed use will not create a traffic visibility problem.
- b. If the proposed use requires electricity, an electrical permit must be taken out before the work is started.
- c. If the proposed use involves a tent, a certificate that the tent is fire resistant shall be provided to the Fire Inspector. The Fire Inspector shall also determine that the occupancy load will not exceed established regulations and that all appropriate safety precautions will be followed.
- d. If the proposed use involves the sale of alcoholic beverages, the Township Board shall determine that adequate security personnel will be available to police the activity.

Section 2.08. LICENSE. If the above standards are met, and all other applicable regulations satisfied, the Township Clerk shall issue the required license for the specified location and duration.

PLAINFIELD CHARTER TOWNSHIP

Application for Licensing

SHORT TERM OPEN AIR BUSINESS

This application must be filed with: Plainfield Charter Township - Clerks Office

Name of Applicant: _____

Address: _____ City, State, Zip: _____

Telephone Number: _____ Fax Number: _____

Property Owner's Name: _____

Address: _____ City, State, Zip: _____

Telephone Number: _____ Fax Number: _____

Dates of Operation - Beginning: _____ Ending: _____

Type of Proposed Business: _____

Address of Location of Business: _____

Certification

I hereby certify that I have read the regulations pertaining to Short Term Open Air Business: I understand these regulations; and I will operate my business in conformance with the regulations

Signature

Date

Approvals:

Date

Initials

Planning Director: _____

Fire Department (if necessary): _____

Township Board (if necessary): _____

Security Deposit: \$200.00 (refundable)

Date received: _____ Initials: _____

Date returned: _____ Initials: _____

Fee: \$30.00 for 1 - 14 Days; \$50.00 for 15 - 28 Days

Date received: _____ Initials: _____

License number: _____ Date Issued: _____