

Act No. 153
Public Acts of 1990
Approved by the Governor
June 26, 1990
Filed with the Secretary of State
June 27, 1990

**STATE OF MICHIGAN
85TH LEGISLATURE
REGULAR SESSION OF 1990**

Introduced by Rep. Gagliardi

Reps. Bandstra, Barns, Bartnik, Bender, Bennane, Bennett, Berman, Willis Bullard, Clack, DeBeaussiaert, DeMars, Dolan, Dunaskiss, Fitzgerald, Giese, Gire, Gnodtke, Gubow, Harrison, Hertel, Hoffman, Hollister, Hunter, Jacobetti, Jonker, Kosteva, Law, London, Miller, Muxlow, Niederstadt, Nye, O'Connor, O'Neill, Ostling, Ouwinga, Oxender, Palamara, Pitoniak, Porreca, Power, Profit, Randall, Saunders, Scott, Sparks, Stallworth, Strand, Stupak, Trim, Van Singel, Walberg, Wallace, Watkins and Joe Young, Sr. named co-sponsors

ENROLLED HOUSE BILL No. 5137

AN ACT to amend section 4 of Act No. 106 of the Public Acts of 1972, entitled "An act to provide for the licensing, regulation and control of outdoor advertising adjacent to certain highways; to prescribe certain powers and duties; to promulgate rules; to provide penalties for violations; and to repeal certain acts and parts of acts," as amended by Act No. 36 of the Public Acts of 1980, being section 252.304 of the Michigan Compiled Laws.

The People of the State of Michigan enact:

Section 1. Section 4 of Act No. 106 of the Public Acts of 1972, as amended by Act No. 36 of the Public Acts of 1980, being section 252.304 of the Michigan Compiled Laws, is amended to read as follows:

Sec. 4. This act regulates and controls the size, lighting, and spacing of signs and sign structures in adjacent areas and occupies the whole field of that regulation and control except for the following:

(a) A city, village, township, or charter township may enact ordinances to regulate and control the size, lighting, and spacing of signs and sign structures, but the ordinances shall not permit a sign or sign structure that is otherwise prohibited by this act. A city, village, township, or charter township shall certify to the state transportation commission that it regulates and controls the size, lighting, and spacing of signs and sign structures and shall submit a copy of its ordinances and all subsequent amendments to the department. A sign owner shall apply for an annual permit pursuant to section 6 for each sign to be maintained or to be erected within that city, village, charter township, or township.

(b) A city, village, charter township, or township vested by law with authority to enact zoning codes has full authority under its own zoning codes or ordinances to establish commercial or industrial areas and the actions of a city, village, charter township, or township in so doing shall be accepted for the purposes of this act.

(c) An ordinance or code of a city, village, township, or charter township that existed on March 31, 1972 and that prohibits signs or sign structures is not made void by this act.

(d) A county, on its own initiative or at the request of a city, village, township, or charter township within that county, may prepare a model ordinance as described in subdivision (a). A city, village, township, or charter township within that county may adopt the model ordinance.

Section 2. This amendatory act shall take effect October 1, 1990.

This act is ordered to take immediate effect.

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Clerk of the House of Representatives.

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Secretary of the Senate.

Approved.....

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Governor.