

HOUSE BILL No. 5137

October 5, 1989, Introduced by Rep. Gagliardi and referred to the Committee on Transportation.

A bill to amend section 4 of Act No. 106 of the Public Acts of 1972, entitled
"Highway advertising act of 1972,"
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:

1 Section 1. Section 4 of Act No. 106 of the Public Acts of
2 1972, as amended by Act No. 36 of the Public Acts of 1980, being
3 section 252.304 of the Michigan Compiled Laws, is amended to read
4 as follows:

5 Sec. 4. ~~-(1)-~~ This act regulates and controls the size,
6 lighting, and spacing of signs and sign structures in adjacent
7 areas and occupies the whole field of that regulation and control
8 except for the following:

1 (a) A ~~township having a population of 30,000 or more or a~~
2 city, village, TOWNSHIP, or charter township may enact ordinances
3 to regulate and control the size, lighting, and spacing of signs
4 and sign structures, but the ordinances shall not permit a sign
5 or sign structure ~~which~~ THAT is otherwise prohibited by this
6 act. A ~~township having a population of 30,000 or more or a~~
7 city, village, TOWNSHIP, or charter township shall certify to the
8 state transportation commission that it regulates and controls
9 the size, lighting, and spacing of signs and sign structures and
10 shall submit a copy of its ordinances and all subsequent amend-
11 ments to the department. A sign owner shall apply for an annual
12 permit pursuant to section 6 for each sign to be maintained or to
13 be erected within that city, village, charter township, or
14 township.

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

21 (c) An ordinance or code ~~existing on the effective date of~~
22 ~~this act, of a township having a population of 30,000 or more or~~
23 OF a city, village, TOWNSHIP, or charter township ~~, which ordi-~~
24 ~~nance or code~~ THAT EXISTED ON MARCH 31, 1972 AND THAT prohibits
25 signs or sign structures ~~, shall~~ IS not ~~be~~ made void by this
26 act.

1 ~~(2) For purposes of this section, population shall be~~
2 ~~determined by the most recent federal census or certified special~~
3 ~~census.~~