

ARTICLE VIII - NR NATURAL RIVER OVERLAY DISTRICT _____ 1.0800

1.0801 PURPOSE

In accordance with the Lower Kalamazoo River Natural River Plan, adopted July 11th, 1981, by the Michigan Department of Natural Resources, the following regulations shall apply to all uses within three hundred (300) feet on each side of the following rivers:

- a. Kalamazoo River
- b. Rabbit River
- c. Mann Creek, from the road crossing at 128th Avenue (south Section line of Section 21, Manlius Township) down to the Kalamazoo River (approximately 2.0 miles)

1.0802 RESTRICTIONS

As an Overlay District, the Natural River district shall supersede the requirement of each of the districts over which it is superimposed.

- 1.0802.1 The building setback for new structures, including accessory buildings, shall be a minimum of two hundred (200) feet from the river's edge. The setback shall be decreased three (3) feet for every foot of vertical bank height above the ordinary high water mark until a minimum setback of seventy-five (75) feet from the river's edge is reached.
- 1.0802.2 Permanent docks must be constructed in accordance with the rules of Act 346 of Public Acts 1972.
- 1.0802.3 The setback for septic tanks and absorption fields shall be a minimum of one hundred (100) feet from the river's edge.
- 1.0802.4 The bottom of the absorption field shall be at least four (4) feet above the known high groundwater table.
- 1.0802.5 No absorption field shall be closer than fifty (50) feet from any permanent surface or subsurface drainage system.
- 1.0802.6 A natural vegetation strip of fifty (50) feet shall be maintained on each side of the river.

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- 1.0802.7 Dead, diseased, unsafe or fallen trees, shrubs and noxious plants, including poison ivy, poison sumac, and poison oak, and other plants regarded as common nuisances in Section 2, Public Act 359 of 1941, as amended, may be removed.
- 1.0802.8 Trees and shrubs may be pruned for a filtered view of the river within the natural vegetation strip.
- 1.0802.9 Trees and shrubs may be selectively removed in the natural vegetation strip for harvest of merchantable timber, to install public utility facilities, to achieve a filtered view of the river from the principal structure, and for reasonable private access to the river, all upon approval of the Zoning Inspector. If the Zoning Inspector feels it is necessary, he shall direct the property owner to consult with the Department of Natural Resources Forester in Plainwell to establish an acceptable selective cutting plan for the area.
- 1.0802.10 Clear cutting is not allowed in the natural vegetation strip.
- 1.0802.11 New development, exploration or production of oil, gas, salt brine, sand and gravel, or other minerals except groundwater are not permitted within three hundred (300) feet of the designated river.