

TOWNSHIP OF ARCADIA
ELECTRICAL SERVICE CAPACITY
ORDINANCE NO. 1302

An Ordinance to regulate the electrical service capacity within the Township of Arcadia to provide penalties for the violation thereof.

TOWNSHIP OF ARCADIA HEREBY ORDAINS:

Section 1. FINDINGS OF FACT. The Township Board hereby finds that:

- a) no more than 200 amperes electrical service is necessary for nearly all residential applications;
- b) except in extraordinary circumstances, electrical service in excess of 200 amperes is appropriate only for commercial or industrial applications or certain agricultural ones;
- c) Township approval for 200 amperes or more electrical service for residential structures or structures accessory to residential uses is necessary to protect the health, safety and welfare of Township residents.

Section 2. ELECTRICAL COMPLIANCE PERMIT.

Persons must apply for and receive from the Township an electrical service of 200 amperes or more in any of the following circumstances:

- a) for any structure or accessory structure in the AR, R-1, RM, RMH or REC zoning districts;
- b) for any structure used as a dwelling or dwelling unit in any zoning district.

Section 3. STANDARDS FOR PERMIT APPROVAL OR DISAPPROVAL.

Following inspection of the structure to be served by such service, the Township or its designee shall approve an application for an electrical compliance permit when the applicant demonstrates that the requested service is necessary for:

- a) all residential applications within the structure;
- b) applications on property that has qualified for an agricultural-products exemption under MCL 205.94 (1)(f).

Section 4. DISAPPROVAL; APPEAL.

Persons aggrieved by a decision of the Township Supervisor may appeal that decision to the Township Board no later than 14 days after receipt of the Supervisor's decision. The Township Board must overturn the Supervisor's decision upon a finding that his decision was:

- a) arbitrary or capricious;
- b) based on an erroneous finding of a material fact; or
- c) an abuse of discretion.

Section 5. PENALTY.

Any person who shall violate a provision of this ordinance shall be responsible for a municipal civil infraction subject to the penalties specified in Ordinance No. 2100.

Section 6 EFFECTIVE DATE.

This Ordinance shall take effect thirty (30) days after said date of publication.

This ordinance was adopted by the Arcadia Township Board at meeting held on the 12th day of January 2021 and was published in The County Press on the 17th day of January 2021.