

ORDINANCE NO. 2018 - 02

**CITY OF ST. CLAIR
COUNTY OF ST. CLAIR, MICHIGAN**

AN ORDINANCE OF THE CITY OF ST. CLAIR, ST. CLAIR COUNTY, MICHIGAN TO AMEND APPENDIX B OF THE CODE OF ORDINANCES, “ZONING,” ARTICLE 2, “DEFINITIONS,” SECTION 2.1, “PURPOSE.”

THE CITY OF ST. CLAIR ORDAINS:

SECTION 1. AMENDMENT.

Appendix B, Article 2, Section 2.1 of the City’s Code of Ordinances, the Zoning Ordinance, is hereby amended by adding the following definitions:

ARTICLE 2. – DEFINITIONS.

SECTION 2.1. – Purpose.

Assisted Living Community: Designed for seniors needing assistance with daily living activities (bathing, eating, dressing, toilet, transfer in/out of bed, etc.), but do not require continuous skilled nursing care. Beds can be offered in a separate wing, separate floor, or separate building and have state licensure requirements for the delivery of assisted living services.

Memory Care Center: Designed for residents with significant cognitive impairment as a result of having Alzheimer’s disease or related dementia. The State of Michigan licenses this type of facility.

Senior Apartments: Market-rate unit in age-restricted communities where at least 80% of the residents are age 55 or older. Although optional meal plans may be offered at these senior apartments, the base monthly fee does not include meals in a common dining facility.

Senior Independent Living Community: Designed for seniors who pay for some services (e.g., meals, housekeeping, and transportation) as part of a monthly fee or rental

rate, and who require little or no assistance with Activities of Daily Living. Independent living units do not need to be licensed for health care, although residents may receive home health care services provided to them by either an outside agency or by a licensed affiliate of the property management. The community must contain a common dining facility that provides at least one daily meal as part of the monthly fee.

Skilled Nursing Center. Facility licensed by the State of Michigan to provide 24 hour medical care not included as a Memory Care Center;
and deleting the definition of *Convalescent or Nursing Home.*

SECTION 2. SEVERABILITY.

This Ordinance and each of the various parts, sections, subsections, sentences, phrases, and clauses hereof are declared to be severable. If any part, section, subsection, sentence, phrase, or clause is determined to be invalid or unenforceable by a court of competent jurisdiction, it is hereby provided that the remainder of the Ordinance shall not be affected thereby and shall remain in full force and effect.

SECTION 3. REPEAL OF ORDINANCES IN CONFLICT HEREWITH.

Any and all Ordinances of the City of St. Clair or any parts or provisions thereof, to the extent that they are contrary to or inconsistent with the provisions of the within Ordinance, are hereby expressly repealed.

SECTION 4. RATIFICATION.

All other provisions of the code of Ordinances of the City of St. Clair, Michigan except as herein modified or amended are hereby expressly ratified and affirmed.

SECTION 5. PUBLICATION. This Ordinance shall be published in accordance with the terms, provisions, and requirements of the City Charter of the city of St. Clair,

Michigan, and in accordance with and to the extent required by the statutes of the State of Michigan.

SECITON 6. EFFECTIVE DATE.

This Ordinance shall take immediate effect upon publication in accordance with the provisions and requirements of the City Charter of the City of St. Clair.

ORDINANCE DECLARED ADOPTED.

William Cedar, Jr., Mayor
City of St. Clair, Michigan

CERTIFICATION

The foregoing is a true and complete copy of an Ordinance adopted by the City Council of the City of St. Clair, County of St. Clair, State of Michigan, at a regular meeting of the City Council held on the 2nd day of April, 2018, and public notice of said meeting was given pursuant to and in accordance with the requirements of Act No. 267 of the Public Acts of 1976, as amended, being the Open Meetings Act, and the minutes of said meeting have been or will be made available as required by said Act.

Members Present: Cedar, Ellery, Kindsvater, Klieman, Kuffa, LaPorte, McCartney
Members Absent: None

It was moved by Member LaPorte and supported by Member McCartney to adopt the Ordinance.

Members voting yes: Ellery, Kindsvater, Klieman, Kuffa, LaPorte, McCartney, Cedar
Members voting no: None

The Ordinance was declared adopted by the Mayor and has been recorded in the Ordinance Book of the City of St. Clair.

Annette Sturdy, City Clerk
City of St. Clair, Michigan

INTRODUCED: March 19, 2018
ADOPTED: April 2, 2018
PUBLISHED: April 18, 2018
EFFECTIVE: April 18, 2018