

DIVISION 12. - TS-1 AND TS-2 TOURIST SERVICE DISTRICTS

Sec. 46-455. - Intent.

The TS-1 and TS-2 tourist service districts are designed to accommodate those activities necessary to service tourist needs including retail activities, tourist accommodations, parks, recreation and public uses of general interest to the tourist.

(Prior Code, § 5.131; Ord. No. 96-11, 8-5-1996)

Sec. 46-456. - Principal uses permitted in TS-1 tourist service district.

The following principal uses are permitted in the TS-1 tourist service districts:

- (1) Motels and hotels for temporary lodging only.
- (2) Tourist-related offices.
- (3) Public buildings.
- (4) Religious institutions.
- (5) Accessory buildings and uses customarily incident to any of the permitted uses in this section.

(Prior Code, § 5.132; Ord. No. 96-11, 8-5-1996)

Sec. 46-457. - Special land uses permitted.

The following uses of land and/or structures will be permitted as stipulated in article VI of this chapter, special land uses:

- (1) Private clubs and lodge halls.
- (2) Assembly halls, concert halls or similar places of assembly when conducted completely within enclosed buildings.
- (3) Sitdown restaurants that do not have drive-in, drive-up or drive-through facilities.
- (4) Condominiums subject to parking requirements as set forth in section 46-659, pertaining to residential, multiple-family.
- (5) Other uses similar to the uses in this section, subject to approval by the planning commission.

(Prior Code, § 5.133; Ord. No. 96-11, 8-5-1996; Ord. No. 2001-08, 7-2-2001)

Sec. 46-458. - Principal uses permitted in TS-2 tourist service district.

The following principal uses are permitted in the TS-2 tourist service districts:

- (1) Motels, hotels, tourist cabins and tourist homes for temporary lodging only.
- (2) Gift and souvenir shops.
- (3) Restaurants, taverns and bars.
- (4) Bowling alleys and pool or billiard parlors.
- (5) Marine and boat livery facilities, including boat rental, sales and service facilities.
- (6) Recreation and sporting goods shops.
- (7) Private clubs or lodge halls.

- (8) Theaters, assembly halls, concert halls or similar places of assembly when conducted completely within enclosed buildings.
- (9) Accessory buildings and uses customarily incident to any of the permitted uses in this section.
- (10) Condominiums, subject to parking requirements set forth in section 46-459, pertaining to residential, multiple-family.
- (11) Laundromats and dry cleaning establishments, subject to parking requirements set forth in section 46-459, pertaining to laundromats, coin-operated and dry cleaners.
- (12) Generally recognized retail businesses which supply commodities on the premises, such as, but not limited to: groceries, meats, dairy products, baked goods or other foods, drugs, dry goods, clothing and notions or hardware.
- (13) Business establishments which perform services on the premises, such as, but not limited to: banks, loan companies, insurance offices and real estate offices.
- (14) Personal service establishments including barbershops, beauty shops and health salons.
- (15) Other uses similar to the principal uses permitted in this section.

(Prior Code, § 5.134; Ord. No. 92-22, 12-7-1992; Ord. No. 96-11, 8-5-1996)

Sec. 46-459. - Special land uses permitted.

The following uses shall be permitted in TS-2 tourist service districts, subject to the conditions herein, and as stipulated in article VI of this chapter, special land uses:

- (1) Businesses which have the character of a drive-in, walkup or takeout restaurant subject to the following:
 - a. A building setback of at least 60 feet from the right-of-way line of any existing street must be maintained.
 - b. Ingress and egress points shall be located at least 60 feet from the intersection of any two streets.
 - c. All lighting shall be shielded from adjacent residential districts.
 - d. A four-foot six-inch wall or obscuring fence shall be provided where abutting or adjacent to a residential use or district. The height of the wall shall be measured from the surface of the ground of the abutting residential district or use.
- (2) Commercially used outdoor recreation space for children's amusement parks, carnivals, miniature golf courses, subject to the following:
 - a. Children's amusement park must be fenced on all sides with a four-foot six-inch wall or fence.
 - b. Adequate parking shall be provided off the road right-of-way and shall be fenced with a four-foot six-inch wall or obscuring fence where adjacent to the recreation facility.
- (3) Automobile service stations for the retail sale of gasoline, oil, groceries or minor accessories, including the minor repair and maintenance and such other activities whose external effects would not adversely extend beyond the property line, not including vehicle body repair, painting, steam cleaning, undercoating or engine rebuilding. See section 46-427(7).
- (4) Retailers authorized under the Michigan Regulation and Taxation of Marihuana Act, Initiated Law 1 of 2018, MCL 333.27951 et seq., subject to section 10-2 of the City Code and section 46-752 of this zoning ordinance, and subject to the following locational requirements:
 - a. A retailer in the TS-2 district must be located on a parcel that has frontage on M-115 or M-55, except that

no retailers may be located on any parcel with frontage on Lake Cadillac.

- b. The map in Table 1 identifies the areas within the TS-2 district in which retailers may be located, subject to the other locational and distance requirements in this zoning ordinance, including section 46-752.
 - c. No retailers are permitted in the TS-1 district.
- (5) Provisioning centers authorized under the Michigan Medical Marihuana Facilities Licensing Act, 2016 PA 281, MCL 333.27102 et seq., subject to section 10-3 of the City Code and section 46-753 of this zoning ordinance, and subject to the following locational requirements:
- a. A provisioning center in the TS-2 district must be located on a parcel that has frontage on M-115 or M-55, except that no provisioning centers may be located on any parcel with frontage on Lake Cadillac.
 - b. The map in Table 1 identifies the areas within the TS-2 district in which provisioning centers may be located, subject to the other locational and distance requirements in this zoning ordinance, including section 46-753.
 - c. No provisioning centers are permitted in the TS-1 district.

(Prior Code, § 5.135; Ord. No. 96-11, 8-5-1996; Ord. No. 2019-14, § 5, 11-18-2019; Ord. No. 2019-15, § 5, 11-18-2019)

Sec. 46-460. - Area and bulk requirements.

See division 18 of this article, schedule of regulations limiting the height and bulk of buildings, the minimum size of a lot by permitted land use, and providing minimum yard setback requirements.

(Prior Code, § 5.136; Ord. No. 96-11, 8-5-1996)

Secs. 46-461—46-488. - Reserved.