

## ARTICLE 5 DEFINITIONS

Words in the present tense include the future; words in the singular number include the plural number, the word “shall” is mandatory. For the purpose of these regulations, certain terms and words are defined as follows:

1. **Accessory Building:** Means a structure which is a supplementary building or structure on the same parcel as the main building, which is naturally and normally incidental, clearly subordinate, and devoted exclusively to the principal use on the same parcel. An accessory building may be part of the main building, occupied by or devoted exclusively to an accessory use. An accessory building may be erected on the parcel prior to the main building. *Ordinance #??, DATE*
2. **Accessory Structure:** Means a structure, which is naturally, and normally incidental, clearly subordinate, and devoted exclusively to the principal use on the same parcel. An accessory structure may be part of the main structure, occupied by or devoted exclusively to an accessory use. Accessory structures include, but are not limited to, the following: playground equipment, sports courts, children’s playhouses, domestic animal shelters, fallout shelters, swimming pools, gazebos, barbecue stoves, septic systems, parking lots, loading docks, sheds, storage buildings, radio and television antennas, and structures which are clearly permanent and may be easily removed. An accessory structure may be erected on the parcel prior to the main building. *Ordinance #??, DATE*
3. **Accessory Use:** Means a use naturally and normally incidental, clearly subordinate, and devoted exclusively to the principal use of the parcel. The landowner and/or user has the burden of proving to the Township Zoning Enforcement officer, and/or the Zoning Board of Appeals, that the use intended is an accessory use. Vacant lots may not be classified as being used for any primary purpose or principal. *Ordinance #??, DATE*
4. **Alley:** A passage larger than a sidewalk but not a designated street, road, thru-way or by-way as designated by the Michigan Department of Transportation or the Mackinac County Road Commission, which is open to the public for travel only as a secondary means of vehicular access to abutting lots and/or rear entrances to buildings, and not intended for general traffic circulation.
5. **Apartment House:** A building used and/or arranged for rental occupancy, or cooperatively owned by its occupants, having three or more family units, and with a yard, compound, service, or utilities in common.
6. **Area:** See District
7. **Basement:** That portion of a building below the first floor joists, at least half of whose clear ceiling height is above the level of the adjacent ground.
8. **Bed and Breakfast Establishment:** A dwelling unit containing, as an accessory use, one or more rooms provided, for gain, with or without meals, for the travelling or vacationing public as temporary accommodation. Such rooms shall contain no cooking facilities. *Ordinance #??, DATE*
9. **Board or Township Board:** The Clark Township Board of Trustees.

10. **Boardinghouse:** A dwelling in which both lodging and meals are furnished to three or more residents for compensation. A resident is defined for this definition only as a person who intends to stay at this facility for over three months in continuous period of time, or otherwise makes this location a permanent residence.
11. **Boat House (Also known as or called a Boat Storage Building):** Permanent or temporary, fixed or floating, enclosed or unenclosed structure used for the sheltering of a privately owned boat(s). Where the house or shed is constructed over the water, over an access channel to the water, and is used only for the private storage of a boat(s) and not as a for-hire or commercial enterprise.
10. **Building:** A structure erected on-site, including mobile home, mobile structure, pre-manufactured structure, pre-cut structure, above or below ground, designed primarily for the shelter, support, or enclosure of persons, animals, property of any kind. This definition shall be construed as a general term, and is modified by other definitions, terms, or ordinances throughout this Zoning Ordinance. Only with regards to this definition, any conflict of terms between this definition and any other definition, the second term shall apply.
11. **Building Height:** Shall be measured from the lowest point at finished grade to the highest point of roof. **\*Amended December 10, 1996\*** The lowest point of finished grade shall be measured from the lowest elevation along the outside perimeter of the building.
12. **Building Line:** A line beyond which the foundation wall or any enclosed or covered porch, vestibule or other portion of a building shall not project.
13. **Condominium:** Means a form of ownership that includes ownership of a dwelling unit (or nonresidential unit, in the case of a nonresidential condominium project) in a multi-unit building or development, and ownership of a proportionate interest in the common elements of the development. Condominium owners generally pay a monthly maintenance fee or charge for the cost of administering and maintaining the common elements. Condominiums are established and approved in conformance with the Michigan Condominium Act, Act 59 of the Public Acts of 1978, as amended. **Ordinance #??, DATE**
14. **Condominium Act:** Michigan Public Act 59 of 1978, as amended. **Ordinance #??, DATE**
15. **Condominium Bylaws:** Means the required set of bylaws for the condominium project attached to the master deed. **Ordinance #??, DATE**
16. **Condominium Common Elements:** Means the portions of the condominium project other than the condominium units.
  - General Common Elements.** The common elements other than the limited common elements.
  - Limited Common Elements.** The portion of the common elements reserved in the master deed for the exclusive use of less than all of the co-owners. **Ordinance #??, DATE**
17. **Condominium Development Plan:** Means an application for condominium approval under the Condominium Act. **Ordinance #??, DATE**
18. **Condominium Documents:** Means a set of documents consisting of a master deed, recorded pursuant to the Condominium Act, any other instruments referred to in the master deed or bylaws which affect the rights and obligations of a co-owner in the condominium project. **Ordinance #??, DATE**

19. **Condominium Lot(s):** Means that portion(s) of a single-family detached condominium project designed and intended for separate ownership interest and/or exclusive use, to function similarly to a platted subdivision lot for the purposes of determining minimum yard setback requirements and other requirements set forth within this Ordinance. The condominium lot may include the condominium unit and additional limited common element, but does not include any general common elements, including easements for roadways. *Ordinance #??, DATE*
20. **Condominium Master Deed:** Means the condominium document recording the condominium project to which are attached as exhibits and incorporated by reference the bylaws for the project and the condominium subdivision plan for the project. *Ordinance #??, DATE*
21. **Condominium Mobile Home Project:** A condominium project in which mobile homes are intended to be located upon separate sites which constitute individual condominium units. *Ordinance #??, DATE*
22. **Condominium Unit:** Means that portion of the condominium project designed and intended for separate ownership and use, as described in the master deed, regardless of whether it is intended for residential, office, business, industrial, recreational, use as a time-share unit, or any other type of use. *Ordinance #??, DATE*
23. **Care Homes:** Includes rest and nursing home, convalescent homes and boarding homes for the aged, established to render nursing care for chronic or convalescent patients. This definition specifically excludes facilities for care of violent patients, mental patients, epileptics, alcoholics, drug addicts, prisoner and/or convicted criminal's half-way houses and rehabilitation houses, or senile psychotics dangerous to the community.
24. **Cellar:** The portion of a building below the first floor joists at least half of whose clear ceiling height is below the level of the adjacent ground. Such a portion of a building shall not be used for habitation.
25. **Deck:** A free - standing platform or a floor-like platform. **Ordinance #51, April 8, 1980.**
26. **District:** An area within which certain uses of land and buildings are permitted and all others are prohibited; yards and other open spaces are required; lot area, building height limits, and other requirements are established; all of the forgoing being identical for the district in which they apply.
27. **Dwelling Unit:** A building or portion thereof arranged, built, or designed for permanent occupancy by not more than one family for living purposes and having cooking and sanitary facilities. A dwelling unit may house more than one family if specified as such in other definitions under this Ordinance.
28. **Dwelling, Single Family:** A building containing not more than one dwelling unit.
29. **Dwelling, Two Family:** A building containing not more than two separate dwelling units.
30. **Dwelling, Multiple Family:** A building containing three or more dwelling units.
31. **Dump:** Any premises used primarily for disposal by abandonment, discarding, dumping, reduction, burial, incineration, or any other means and for whatever purpose of trash, refuse or waste material of any kind.
32. **Entrances, Temporary:** An attached shed commonly constructed of wood, for the purpose of protecting the main structure from the elements, such as wind, rain and snow, during the winter season. **Ordinance #51, April 8, 1980**

33. **Environmental Assessment:** Means a summary review of environmental impacts of a project and the intended use of such project. *Ordinance #??, DATE*
34. **Environmental Impact Statement:** Means a document which is a detailed review of the impacts on the environment by a proposed projects and the intended use of such project. *Ordinance #??, DATE*
35. **Excavating, Commercial:** The digging of soil, sand, gravel, rock, minerals, clay or other earthen material from a land surface for any of the following purposes: When primarily for carrying on a business or manufacturing operation for the purpose of sale, exchange, processing or manufacture. Does not mean grading or filling incidental to improvement of the land.
36. **Facilities and Services:** Those facilities and services that are normally accepted as necessary for urban living, such as paved streets, public and/or private water supply and sanitary sewer disposal, storm drainage system, schools, parks and playgrounds.
37. **Family:** One or more persons living as a single, non-profit housekeeping unit as distinguished from individuals or groups occupying a hotel, club, fraternity or sorority house. The family shall be deemed to include necessary servants when servants share the common housekeeping facilities and services.
38. **Farming:** Agricultural activity or the raising of livestock or small animals as a source of income. In order for an activity to classify as farming, the fields for the growing of crops or the grazing fields for livestock, together with all barns, sheds, coups, animal storage, crop storage, feed storage, equipment storage, transportation depots, loading and unloading docks, silos, and irrigation equipment shall occupy, in total, at least twenty-five percent (25%) of the total lot, or contiguous lots, where such farming activity is claimed to be taking place. Or, in the alternative, if the gross income as reported upon the State of Michigan Income Tax for the operation is more than \$10,000.00 per year of operation. Anything less than the above stated standard constitutes gardening or hobby activities, and the keeping of animals shall be regulated accordingly. The practice of crowding grazing animals in smaller grazing lots to avoid the 25% Rule will not be allowed, and a determination as to the total grazing lands necessary per head of livestock or small animals will be determined by the Michigan Department of Agriculture.
39. **Floodplain:** Those land areas in and adjacent to streams and watercourses subject to continuous or periodic inundation from flood events with a one (1) percent chance of occurrence in any given year (i.e., the 100-year flood frequency event). Floodplains shall include all areas of the Township which are designated as a floodplain by the Federal Emergency Management Agency, being lands having an elevation of 583.3 feet International Great Lakes Datum, 1955 (IGLD 1955). *Ordinance #??, DATE*
40. **Floor Area:** The total enclosed floor area of a structure used for residential purposes, excluding the floor area of uninhabitable basements, cellars, manufacturing, business or commercial activities which, in the case of the latter, includes customer facilities, showcase facilities and sale facilities.
41. **Frontage:** The length of the front of land abutting a public street, road or highway.
42. **Gasoline Service Stations:** Building, or portion thereof, used and limited to the function of distributing for retail sale of gasoline. Auxiliary uses may include the sale of oil, grease, antifreeze, tires, batteries, and automobile accessories, and such services as tune-ups, lubrication, washing polishing, and tire rotation/alignments.

43. **Home Occupation:** An occupation customarily engaged in by residents in their own dwelling, such as a plumbing contractor, electrical contractor, building contractor, sawfiling, taxidermy, gift shop, beauty shop, ceramics, shoe repair and similar occupations normally performed within the home. See Article IX, Section 904. **Ordinance #38, January 24, 1978**
44. **Hospital:** Any institution, including a sanatorium, which maintains and operates facilities for overnight care and treatment of two or more non-related persons as patients suffering mental or physical ailments, but not including any dispensary of first aid treatment facilities maintained by commercial or industrial plant, educational institution, or a convalescent home, as previously defined.
45. **Hotel:** A building occupied as a more or less temporary abiding place of individuals who are lodged with or without meals, in which as a rule the rooms are occupied singly for hire, in which provision is not made for cooking in any individual apartment, except for the management.
46. **House Trailer:** House trailer or mobile home means any vehicle or similar portable structure which was constructed with wheels so as to permit its being used as a duly licensable conveyance upon the public street, whether or not its wheels have been removed, and constructed to permit occupancy as a dwelling.
47. **Junk Yard:** Any land or building used for commercial storage and/or sale of paper, rags, scrap metals, other scrap or discarded materials, or for the dismantling, storage or salvaging of automobiles or other vehicles not in running condition, or of machinery or parts thereof, but not to be used as a dump.
48. **Lot:** Land occupied or to be occupied by a building and its accessory buildings, together with such open spaces as are required under the provisions of this ordinance for a lot in the district in which such lot it situated, and having the required frontage on a street.
49. **Lot Area:** The total horizontal area included within lot lines. Where the front lot line is the centerline of a street or lies in part or in whole in the street area, the lot area shall not include that part of the lot in use or to be used as the street.
50. **Lot, Depth of:** The average horizontal distance between the front lot line and rear lot line.
51. **Lot, Front of:** The side or sides of an interior or through lot which abuts a street; in a corner lot, the side or sides abutting either street may be considered as the front lot line provided that the side selected as the front has the required minimum lot frontage.
52. **Lot Frontage:** That portion of a lot extending along a street line. In odd-shaped or triangular- shaped lots the length of the frontage may be reduced to not less than one half of any minimum frontage herein required and that the actual length of the street line shall not be less than fifty feet.
53. **Lots Fronting on a Lake, Stream, Pond, or River:** Notwithstanding anything in this Ordinance to the contrary, whenever any lot shall front on any lake, stream, pond or river, the front yard of said lot shall be deemed to face said body of water.
  - A. The frontage of said lots shall be the length of the front property line of the lot abutting the body of water.
  - B. The lot shall be deemed to be the land occupied or to be occupied by a building and its accessory building, together with such open spaces as are required under the provisions of this ordinance for a lot in the district in which such lot is situated and having the required frontage on said body of water.

- C. The lot area of such lots shall be deemed to be the total horizontal area included within lot lines. Where the front lot line extends into said body of water through legal description or by operation of law, the lot area shall not include that part of the lot upon which there is water.
  - D. The front of the lot shall be deemed to be the side or sides of an interior or through lots which abuts said body of water.
  - E. The lot frontage shall be deemed to be that portion of lot extending along said body of water. In odd-shaped or triangular-shaped lots, the length of the frontage may be reduced to not less than one-half of any minimum frontage herein required and that the actual length of any lot frontage shall not be less than fifty feet.
  - F. The front yard of such lots shall be deemed to be the open space extending across the full width of a lot between the front lot line and the nearest line of the building or portion thereof. The depth of such front yard shall be the shortest horizontal distance between the front lot line and the nearest point of the building or any portion thereof.
54. **Lot Interior:** A lot other than a corner lot.
55. **Lot Width:** The average horizontal width measured at right angles to the lot depth.
56. **Mobile Home:** See: House Trailer
57. **Motel:** A group of attached or detached dwellings not more than two stories in height containing guest rooms which are provided for transient occupancy only, duration of stay of any guest not to exceed thirty days. This definition includes auto courts, motor lodges, road-side inns, and tourist locations not within the definition of the hotel or resort.
58. **Non-Conforming Uses:** The use of a building or of land lawfully existing at the time this ordinance became effective but which does not conform with the present use of regulations of the district in which it is located.
59. **Nursing Home:** (See: Care Homes)
60. **Ordinary High Water Mark:** Means the line between upland and bottomland which persists through successive changes in water levels, below which the presence and action of the water is so common or recurrent that the character of the land is marked distinctly from the upland and is apparent in the soil itself, the configuration of the surface of the soil and the vegetation. In all cases, the ordinary high water mark shall be defined in compliance with either Public Act 346 of 1972, Inland Lakes and Streams Act or Public Act 247 of 1955, Great Lakes Submerged Lands Act. The Ordinary High Water Mark for Lake Huron is established at 581.5 feet International Great Lakes Datum, 1955 (IGLD 1955). *Ordinance #??, DATE*
61. **Parking Space; Automobile:** That area required for the parking or storage of one automobile including necessary aisle or driveway space providing access thereto.
62. **Permanent Dwelling:** A dwelling wherein the party(ies) are living for a period of more than 180 days out of the year, although not necessarily in one straight period of time. Other ways to measure whether a party(ies) are using a structure as a permanent dwelling is U.S. Mail is delivered at that location to that party(ies); if taxes are paid; such amenities as cable T.V., satellite subscription, newspaper subscription, and such others are present.

63. **Personal Services:** Establishments providing non-medically related services, such as a barber shop, a beauty salon, a tanning salon, a dressmaking shop, a shoe repair shop, a tailor shop, a photographic studio, a music studio, or similar use. These uses may also include accessory retail sales of products related to the services provided. *Ordinance #??, DATE*
64. **Planning Commission:** The Clark Township Planning Commission.
65. **Porch:** An entrance to a building, attached to and projecting out from the main wall of the building. \***Ordinance #51, April 8, 1980**
66. **Principal Building (Or Primary Building):** A principal building / primary building is a building which is in its ordinary status considered the central building on the lot. A principal building / primary building is the building which is associated with the primary purpose / use of the lot, such as a house, or a business or enterprise structures where the customers and/or central offices are located.
67. **Professional Office:** Rooms or buildings used for office purposes by members of any recognized profession, including doctors, dentists, lawyers, accountants, engineers, architects, etc. but not including medical or dental clinics.
68. **Residential Care Facilities:** are defined as follows:
1. **Child Care Organization.** A facility for the care of children under 18 years of age, as licensed and regulated by the State under Michigan Public Act 116 of 1973, and the associated rules promulgated by the State Department of Social Services. Such organizations shall be further defined as follows:
    - a. Foster family care is a private home in which one (1) but not more than four (4) minor children, who are not related to an adult member of the household by blood, marriage or adoption, are given care and supervision for 24 hours a day, for four (4) or more days in a week, for two (2) or more consecutive weeks, unattended by a parent or legal guardian.
    - b. Foster family group home means a private home in which more than four (4) but fewer than seven (7) children, who are not related to an adult member of the household by blood, marriage or adoption, are provided care for 24 hours a day, for four (4) or more days a week, for two (2) or more consecutive weeks, unattended by a parent or legal guardian.
    - c. Family day care home means a private home in which at least one (1) but fewer than seven (7) minor children are received for care and supervision for periods of less than 24 hours a day, unattended by a parent or legal guardian, except children related to an adult member of the family by blood, marriage or adoption. It includes a home that gives care to an unrelated minor child for more than four (4) weeks during a calendar year.
    - d. Group day care home means a private home in which more than six (6) but not more than twelve (12) minor children are given care and supervision for periods of less than 24 hours a day unattended by a parent or legal guardian, except children related to an adult member of the family by blood, marriage or adoption. It includes a home that gives care to an unrelated minor child for more than four (4) weeks during a calendar year.

2. **Adult Foster Care.** A facility for the care of adults, over 18 years of age, as licensed and regulated by the State of Michigan Public Act 218 of 1979, and rules promulgated by the State Department of Social Services. Such organizations shall be defined as follows:
  - a. Adult foster care facility means a governmental or nongovernmental establishment that provides foster care to adults. It includes facilities and foster care family homes for adults who are aged, mentally ill, developmentally disabled or physically disabled who require supervision on an ongoing basis but who do not require continuous nursing care.
  - b. An adult foster care facility does not include nursing homes, homes for the aged, hospitals, alcohol or substance abuse rehabilitation centers, or a residential center for persons released from or assigned to a correctional facility.
  - c. Adult foster care family home means a private residence with the approved capacity to receive six (6) or fewer adults to be provided with foster care for five (5) or more days a week and for two (2) or more consecutive weeks. The adult foster care family home licensee must be a member of the household and an occupant of the residence. *Ordinance #??, DATE*
69. **Resort:** A group of attached or detached dwellings not more than two stories in height containing guest rooms which are provided for transient of short or long duration, generally in conjunction with a recreation facility such as a beach, with or without meals furnished, including structures and uses normally auxiliary thereto.
70. **Road:** See street. *Ordinance #??, DATE*
71. **Road, Private:** Means a road which is part of a recorded subdivision and shown as a private road on the plat, or a road which is not public which services more than one dwelling and/or business. Private road shall not include driveways or easement to a dwelling, business or accessory buildings thereto when the driveway is located on the same parcel as the serviced structure; a United States Forest Service road; a state highway, a county road as shown on maps certifying the same to the Michigan Department of Transportation; two track trails which have been in common use for fifteen (15) or more years and which provide the only access to a parcel. *Ordinance #??, DATE*
72. **Shelter, Fall-Out:** A structure or portion of a structure intended to provide protection to human life during periods of danger to human life from nuclear fall-out, air raids, storms, or other emergencies. Fall-out shelters constructed completely below the ground level, except for a vent not exceeding 30 inches in height above ground level, may be contained within any yard area.
73. **Shelters, Temporary:** A structure constructed of such things as wood, plastic, canvas, or other inexpensive materials, to protect such things as woodpiles, boats, snowmobiles, etc., from the elements during the winter season. *\*Ordinance #51, April 8, 1980\**
74. **Shopping Center:** A group of five or more commercial establishments planned, developed, and managed as a unit, with off-street parking provided on the same property and related in location to the center. Parking will contain at least the appropriate size and type of shops in the center. For purposes of this definition, a Shopping Center includes shopping mall, enclosed or open, strip mall, commercial center, or anything that otherwise fits into this definition.

75. **Sign:** Any structure, part thereof, or device attached thereto or painted or represented thereon or any material or thing, which displays numerals, letters, words, trademark or other representation used for direction, or designation of any person, firm, organization, place, product, service, business, or industry which is located upon any land, on any building, in or upon a window, or indoors in such a manner as to attract attention from outside the buildings.
76. **Sign Area:** The sign area is the surface of the structure used to convey the message exclusive of the necessary supports of any appurtenances required by the building code. The area of open sign structure, consisting of letters or symbols without a solid surface in between shall be calculated on the basis of the total area within the perimeter of the group of letters and/or symbols. The area of a double face sign, which is constructed back to back as a single unit, shall be calculated according to the surface area of one side only.
77. **Sign, Outdoor Advertising:** A sign which calls attention to a business commodity, service, entertainment, or other activities, conducted, sold, or offered elsewhere than on the premises upon which the sign is located.
78. **Site Condominium Subdivision:** Means a condominium project developed under Public Act 59 of 1978, as amended, comprised of more than two (2) condominium units which are not subject to the provisions of the Subdivision Control Act, Public Act 288 of 1967, as amended. *Ordinance #??, DATE*
79. **Special Land Uses:** The granting to a petitioner, by the Planning Commission, certain uses of land and/or buildings, because of their particular nature and due to certain circumstances, being designated as Special Land Uses. These uses may be permitted to become established within those districts as specified in this ordinance. See Article IX, Section 907 \***Ordinance #42, May 8, 1979\***
80. **Storage, Open:** Means the outdoor storage or display of equipment, materials or things not within an enclosed building. Enclosure of an area by a fence, canopy, or roofed structure without walls shall not be construed as enclosed storage. *Ordinance #??, DATE*
81. **Story:** That portion of a building included between the surface of any floor and the surface of the floor next above it, or of the ceiling above it. A basement shall be counted as a story if its ceiling is over six feet above the average level of the finished ground surface adjoining the exterior walls of such story, or if it is used for business or dwelling purposes.
82. **Street:** Means a dedicated or accepted public thoroughfare or a permanent, unobstructed private easement of access on a right-of-way. *Ordinance #??, DATE*
83. **Structure:** Anything constructed, assembled or erected, the use of which requires location on the ground or attachment to something having location on or in the ground, and shall include tanks, towers, advertising devices, bins, tents, lunch wagons, trailers, dining cars, camp cars or similar structures on wheels or other supports used for business or living purposes. The word “structure” shall not apply to wires and their supporting poles or frames of electrical or telephone utilities or to service utilities entirely below the ground.
84. **Use:** The principal purpose for which a lot or the main building thereon is designed, arranged or intended and for which it is, or may be used, occupied or maintained.

85. **Vacant Lot:** A Vacant lot is a lot in which there is no practical activity taking place upon it, and it is without any usable structure. There is no size minimum or maximum for a lot to be considered a vacant lot. Activities on land not containing a usable structure such as hunting, fishing, private recreational camping, snow-mobile riding, bike riding, motorcycle riding, or swimming shall be a vacant lot for purposes of this Ordinance. Uses such as lumbering and logging, oil / gas / water well digging and production, community camping for local kid's clubs, churches, or organizations, or some other special or defined use as otherwise stated in his ordinance that is operated as a business enterprise removes the lot from the definition of a vacant lot.
86. **Variance:** The granting to a petitioner, by the Zoning Board of Appeals, permission to vary from the strict application of this document as provided in Article VI, Section 601-2. The granting or denying of a variance shall be at the total discretion of the Board of Appeals, who may and should accept input from the Zoning Enforcement Officer, the Township Supervisor, the Building Inspector, surrounding neighbors who may be effected by the variance, the petitioner, and witnesses the petitioner wishes to have heard. No variance will be granted without the express written permission of the Township Board of Appeals.
87. **Wireless Communication Facilities:** Shall mean and include all structures and accessory facilities relating to the use of the radio frequency spectrum for the purpose of transmitting or receiving radio signals. This may include, but shall not be limited to, radio towers, television towers, telephone devices and exchanges, microwave relay towers, telephone transmission equipment building and commercial mobile radio service facilities. Not included within this definition are: citizen band radio facilities; short wave facilities; ham, amateur radio facilities; satellite dishes; and, governmental facilities which are subject to state or federal law or regulations which preempt municipal regulatory authority. *Ordinance #??, DATE*
88. **Wireless Communication Support Structures:** Shall mean structures erected or modified to support wireless communication antennas. Support structures within this definition include, but shall not be limited to, monopoles, lattice towers, light poles, wood poles and guyed towers, or other structures which appear to be something other than a mere support structure. *Ordinance #??, DATE*
89. **Yard:** Open space on the same lot with a building or group of buildings, lying between the building and the nearest lot or street line, and unoccupied and unobstructed from the ground upward, except for plants, trees, shrubs, or fences.
90. **Yard, Front:** Open space extending across the full width of a lot between the front lot line or the proposed street line and the nearest line of the building or portion thereof. The depth of such yard shall be the shortest horizontal distance between the front lot line or proposed from street line and the nearest point of the building or any portion thereof.
91. **Yard, Rear:** Open space extending across the full width of a lot between the rear line of the lot and the nearest line of the building, porch, or projection thereof. The depth of such yard is the average horizontal distance between the rear lot line and the nearest point of the building.

92. **Yard, Side:** Open space between side lot line, the side street line, or the proposed side street line, if such line falls within the lot, and the nearest line of the building, porch, or projection thereof, extending from the front yard to the rear yard or, in the absence of either of such yards, to the front lot line or rear lot line, the width of a side yard shall be the shortest distance between the side lot line and the nearest point of the building, porch or projection thereof.
93. **Zone:** (See District)
94. **Zoning Administrator or Zoning Enforcement Officer:** Means the Clark Township Zoning Administrator, appointed pursuant to Article 22 of this Ordinance. *Ordinance #??, DATE*
95. **Zoning Area:** (See District)
96. **Zoning Board:** The Clark Township Zoning Board of Appeals.