
ZONING - MICHIGAN

Prose v. Clough

Court of Appeals of Michigan - June 10, 2014 - Not Reported in N.W.2d - 2014 WL 2600743

Glennbrook Beach Association is a homeowners association, founded and incorporated under the Summer Resort Owners Corporation Act. Landowner owns property in Glennbrook.

Landowner alleged that the Township did not have authority to exercise zoning powers over territory incorporated by Glennbrook.

Landowner commenced action against Township in circuit court seeking declaratory relief to determine which governmental entity had zoning powers over his land, a writ of prohibition to prevent Township from continuing to exceed the bounds of their offices, a writ of mandamus against Township officials to cease their efforts to prevent the exercise of his property rights, and an order for superintending control over the Township's zoning board of appeals to prevent it from asserting jurisdiction over plaintiff's property.

The Court of Appeals held that the Township had jurisdiction and authority to zone property located within Glennbrook's territory pursuant to the Michigan Zoning Enabling Act (MZEA).

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