

**VILLAGE OF BERRIEN SPRINGS  
ORDINANCE NUMBER 379**

**AN ORDINANCE ADOPTING AND ENACTING A RECODIFICATION,  
INCLUDING SUPPLEMENT NOS. 1, 2, 3 and 4 OF THE CODE FOR THE VILLAGE  
OF BERRIEN SPRINGS, MICHIGAN; PROVIDING FOR THE REPEAL OF CERTAIN  
ORDINANCES NOT INCLUDED THEREIN; PROVIDING A PENALTY FOR THE  
VIOLATION THEREOF; PROVIDING FOR THE MANNER OF AMENDING SUCH  
CODE; AND PROVIDING WHEN SUCH CODE AND THIS ORDINANCE SHALL  
BECOME EFFECTIVE**

NOW THEREFORE, the Village of Berrien Springs Ordains:

**Section 1.**

The Code entitled "Code of Ordinances, Village of Berrien Springs, Michigan," published by the Municipal Code Corporation, consisting of Chapters 1 through 48, and the titles thereto, plus Appendix A, entitled "Franchises," and Appendix B, entitled "Zoning," as well as the Code Comparative Table - Ordinances, State Law Reference Table and Code Index, each inclusive, is adopted (the "Code"). A listing of the Code Chapters codified, including Supplement Nos. 1, 2, 3 and 4 along with a listing of the ordinances which are being codified in Supplement No. 4, are attached hereto as **Exhibit 1**.

**Section 2.**

Unless another penalty is expressly provided, every person convicted of a violation of any provision of the Code or any ordinance, rule or regulation adopted or issued in pursuance thereof shall be punished by a fine not to exceed Five Hundred and no/100 (\$500.00) Dollars, and costs of prosecution, or by imprisonment for a period of not more than ninety (90) days, or by both such fine and imprisonment. Each act of violation and each day upon which any such violation shall occur shall constitute a separate offense. The penalty provided by this section, unless another penalty is expressly provided, shall apply to the amendment of any Code section, whether or not such penalty is reenacted in the amendatory ordinance. In addition to the penalty prescribed above, the Village may pursue other remedies such as abatement of nuisances, injunctive relief and revocation of licenses or permits.

**Section 3.**

Additions or amendments to the Code when passed in such form as to indicate the intention of the Village Council to make the same a part of the Code shall be deemed to be incorporated in the Code, so that reference to the Code includes the additions and amendments.

**Section 4.**

A copy of the entire Village Code can be viewed at the Village Hall located at 112 North Cass Street, Berrien Springs, Michigan.

**Section 5.**

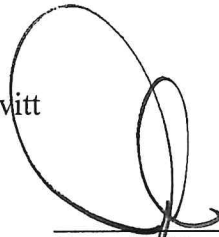
This ordinance shall become effective twenty (20) days after the date of adoption and publication.

YEAS: Roll call vote: Kristin von Maur, Sheila Snyder, Jack Davis, Lonna Johnson, Sandy Swartz, and President Jesse Hibler.

NAYS: None.

ABSENT: President Pro-Tem Barry Gravitt

Dated: April 19, 2021



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Jesse Hibler, Village President

Ordinance declared adopted:



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Sheri A. Kesterke, Village Clerk

I hereby certify that the above and foregoing Ordinance was duly adopted by the Village Council of Berrien Springs and published in the *Journal Era*, a weekly newspaper published in the Village of Berrien Springs, in the issue of said newspaper dated and published on the 28<sup>th</sup> day of April, 2021.



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Sheri A. Kesterke, Village Clerk