

**VILLAGE OF BERRIEN SPRINGS
ORDINANCE NUMBER 389**

AN ORDINANCE TO ADD A NEW SUBSECTION H UNDER APPENDIX B ENTITLED "ZONING", ARTICLE XI OF THE VILLAGE CODE ENTITLED "C-2 CENTRAL BUSINESS DISTRICT" SECTION 11.03 ENTITLED "USES PERMITTED BY SPECIAL USE PERMIT"

NOW THEREFORE, The Village of Berrien Springs ordains:

Section 1. A new Subsection H is hereby added under Appendix B Entitled "Zoning", Article XI of the Village Code entitled "C-2 Central Business District", Section 11.03 entitled "Uses Permitted by Special Use Permit," to read as follows:

H. A Daycare Kennel when in compliance with Ordinance No. 389, Chapter 10, Section 10-39 entitled, "Daycare Kennels".

Section 2. Prior Ordinances.

All other ordinances or part of ordinances in conflict with or superseded by this Ordinance are repealed except to the extent that any project, condition, violation or prosecution that was subject to the prior ordinance shall continue.

Section 3. Headings.

The headings used in each section of this ordinance are for the purpose of identification and are not a substantive part of this ordinance.

Section 4. Severability.

If any section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be unconstitutional, unlawful or unenforceable by a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance.

Section 5. Publication.

The Village Clerk shall certify to the adoption of this Ordinance and cause the same to be published as required by law.

YEAS: Trustees: Lonna Johnson, Jack Davis, Mark Vandevere, Sheila Snyder, Zach Fedoruk, and President Barry Gravitt.

NAYS: None.

ABSENT: Trustee Kristin von Maur.

Dated: July 10, 2023



Barry Gravitt, Village President

Ordinance declared adopted:



Rachael Kuzda, 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 19th day of July, 2023.



Rachael Kuzda, Village Clerk