

**VILLAGE OF BERRIEN SPRINGS
ORDINANCE NUMBER 394**

AN ORDINANCE TO AMEND CHAPTER 42 ENTITLED "VEGETATION",
ARTICLE III ENTITLED "NOXIOUS WEEDS", SECTION 42-56 ENTITLED
"RESPONSIBILITY FOR CUTTING"

NOW THEREFORE, The Village of Berrien Springs ordains:

Section 1. Section 42-56 entitled "Responsibility for Cutting" is hereby deleted and replaced with the following new Section 42-56:

ARTICLE III. NOXIOUS WEEDS*

Section 42-56. Responsibility for Cutting.

Every person owning, leasing, occupying, possessing or having charge or control of any land within the Village shall be responsible for cutting and maintaining the grasses, weeds, and brush on such land, including the parts of the land lying within the street, road or alley rights-of-way, to within five (5) inches of the ground to prevent the grasses, weeds, and brush from going to seed (Ord. No. 251, §2, 9-3 1991).

Section 2. Any and all other parts, sections or clauses contained in said Ordinance not otherwise amended by this Ordinance are hereby ratified and affirmed and remain in full force and effect.

Section 3. This Ordinance and its various parts, sections and clauses are hereby declared several. If any part, section or clause contained in this Ordinance is adjudged unconstitutional or otherwise legally invalid, it is hereby provided that the remainder of the Ordinance shall not be affected thereby.

Section 4. All ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed.

Section 5. This Ordinance shall take effect twenty (20) days after publication.

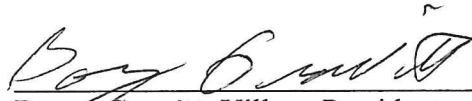
Section 6. The Village Clerk shall certify to the adoption of this Ordinance and cause the same to be published as required by law.

YEAS: Kristin von Maur, Lonna Johnson, Jack Davis, Mark Vandever, Sheila Synder, Zach Fedoruk, President Barry Gravitt.

NAYS: None.

* **State law reference** - Control and eradication of noxious weeds, MCL 247.61 *et seq*

Dated: April 01, 2024



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 3rd day of April, 2024.



Rachael Kuzda, Village Clerk