



Village of Berrien Springs

112 N. Cass Street, PO Box 182, Berrien Springs, MI 49103
269-473-6921

VILLAGE OF BERRIEN SPRINGS, BERRIEN COUNTY, MICHIGAN PUBLIC HEARING NOTICE

PLEASE TAKE NOTICE

that the Village Council of the Village of Berrien Springs, Michigan,
will hold a public hearing on the following named proposed Zoning Ordinance.

**“Under Appendix B, Entitled “Zoning”, Article X Of The Village Code Entitled “C-1 Commercial District, An Ordinance To Remove “Retail Gasoline Sales Facilities” As A Use Permitted By Right Under Section 10.02, Entitled, “Uses Permitted by Right” Subsection A; And To Add A New Subsection I Under Appendix B Entitled “Zoning”, Article X Of The Village Code Entitled “C-1 Commercial District” Section 10.03 Entitled “Uses Permitted By Special Use Permit”.*

ALSO, PLEASE TAKE NOTICE

that the public hearing will be followed by a Regular Village Council Meeting.

The public hearing will be held on Monday, May 05, 2025, at 5:30 p.m.,
at the Berrien Springs Village Hall located at 112 North Cass Street,
Berrien Springs, Michigan 49103.

The proposed text may be inspected at the Village Hall during normal business hours. Written comments submitted by U.S. Postal Service or in person to the Village Clerk before the public hearing will be entered into the public hearing record. All interested parties shall be given an opportunity to be heard at the above times and places. Said public hearing is accessible. Persons requiring auxiliary aides and services or other accommodations should contact the Berrien Springs Village Hall, 112 North Cass Street, Berrien Springs, Michigan, 49103, telephone: (269) 473-692 by one (1) week’s prior notice in writing or by telephone.

Rachael Kuzda, MiPMC
Village Clerk
Posted 4/09/2025 8:00 a.m.

VILLAGE OF BERRIEN SPRINGS
ORDINANCE NUMBER _____

UNDER APPENDIX B, ENTITLED "ZONING", ARTICLE X OF THE VILLAGE CODE ENTITLED "C-1 COMMERCIAL DISTRICT, AN ORDINANCE TO REMOVE "RETAIL GASOLINE SALES FACILITIES" AS A USE PERMITTED BY RIGHT UNDER SECTION 10.02, ENTITLED, "USES PERMITTED BY RIGHT" SUBSECTION A; AND TO ADD A NEW SUBSECTION I UNDER APPENDIX B ENTITLED "ZONING", ARTICLE X OF THE VILLAGE CODE ENTITLED "C-1 COMMERCIAL DISTRICT" SECTION 10.03 ENTITLED "USES PERMITTED BY SPECIAL USE PERMIT"

NOW THEREFORE, The Village of Berrien Springs ordains:

Section 1. The phrase "retail gasoline sales facilities" is removed and deleted from Section 10.02, entitled "Uses Permitted By Right", Subsection A.

Section 2. A new Subsection I is hereby added under Appendix B Entitled "Zoning", Article X of the Village Code entitled "C-1 Commercial District", Section 10.03 entitled "Uses Permitted by Special Use Permit," to read as follows:

- I. Retail gasoline sales facilities.

Section 3. 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 4. 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 5. 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 6. Publication.

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

Section 7. Effective Date.

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

YEAS: _____

NAYS: _____

Dated: This ____ day of _____, 2025

Sheila Synder, 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 _____ day of _____, 2025.

Rachael Kuzda, Village Clerk