

The Charlevoix City Council met on Monday, January 2, 2023 with Mayor Lyle Gennett presiding. All Council Members were present. The following is an excerpt from the official records of said meeting:

**CITY OF CHARLEVOIX  
ORDINANCE NO. 834 of 2023**

AN ORDINANCE TO AMEND TITLE XV, LAND USAGE, SECTIONS 153.215 AND 153.219 OF THE CHARLEVOIX CITY CODE

**THE CITY OF CHARLEVOIX ORDAINS:**

**SECTION 1. Title XV, Chapter 153, Section 153.215 CBD Zoning District of the City of Charlevoix Code is hereby amended by adding a section, to be numbered (C), which the section shall read as follows:**

**153.215 CBD ZONING DISTRICT.**

(C) Commercial properties on Bridge Park Dr. that are located beneath Bridge Park are allowed to attach a sign less than or equal to two square feet in sign face area on the Bridge Park railing above the location of their business. A sign permit must be obtained, which must also be approved by the City Manager. The method of sign attachment must be included in the sign permit application. A sign permit approved under § 153.215(C) is valid only for the permit applicant and cannot be transferred to another entity.

**SECTION 2. Title XV, Chapter 153, Section Table 153.219 Schedule of Regulations, CBD, Zoning District of the City of Charlevoix Code is hereby repealed and replaced, and shall read as follows:**

<b>Table 153.219: Schedule of Regulations by Zoning District</b>					
<i>Zoning District</i>	<i>Maximum Sign Face Area</i>	<i>Maximum Height</i>	<i>Maximum Number</i>	<i>Location</i>	<i>Permit Required?</i>
<i>Sign Type</i>					
<b>CBD<sup>1</sup></b>					
Temporary	Max 36 sf	Max 8 ft	1/public frontage	Min. setback 4 ft from ROW	No – if sign face area less than/equal to 16 sf
Wall	Max 30 sf	Max 8 ft	1/parcel	First floor of building	Yes
Portable	Max 6 sf	Max 4 ft	1/business		No
External Neon	Max 2 sf	Max 8 ft	1/business	n/a	No
Commercial flag	Max 15 sf	n/a	1/business	Shall not interfere with pedestrians	No
Awning, canopy, marquee	Max 16 sf	Max 8 ft	1/awning, canopy, marquee	Shall not be located in ROW	Yes
Ground	Max 16 sf	Max 16 ft	1/public frontage	Min. setback 4 ft from ROW	Yes
Projecting	Max 16 sf	Min 8 ft Max 12 ft	1/parcel	Shall not be located in ROW	Yes

<sup>1</sup> See § 153.215 (C) regarding commercial properties on Bridge Park Dr. located beneath Bridge Park.

**SECTION 3. Title XV, Chapter 153, Section Table 153.219 Schedule of Regulations, Zoning District of the City of Charlevoix Code is hereby amended by adding a section labeled Industrial within the table and shall read as follows:**

<b>Table 153.219: Schedule of Regulations by Zoning District</b>					
<i>Zoning District</i>	<i>Maximum Sign Face Area</i>	<i>Maximum Height</i>	<i>Maximum Number</i>	<i>Location</i>	<i>Permit Required?</i>
<i>Sign Type</i>					
<b>(I) Industrial</b>					
Temporary	Max 36 sf	Max 8 ft	1/public frontage	Min. setback 4 ft from ROW	No – if sign face area less than/equal to 16 sf

Temporary Banner	Max. 30 sf	Max 16 ft	n/a	Adjacent to City Golf Course. Shall not be located in ROW	Yes
Wall	Max 30 sf	Max 8 ft	1/parcel	First floor of building	Yes
Awning, canopy, marquee	Max 16 sf	Max 8 ft	1/awning, canopy, marquee	Shall not be located in ROW	Yes
Ground	Max 16 sf	Max 16 ft	1/public frontage	Min. setback 4 ft from ROW	Yes
Projecting	Max 16 sf	Min 8 ft Max 12 ft	1/parcel	Shall not be located in ROW	Yes

**SECTION 4. Severability.**

No other portion, paragraph or phase of the Code of the City of Charlevoix, Michigan shall be affected by this Ordinance except as to the above sections, and in the event any portion, section or subsection of this Ordinance shall be held invalid for any reason, such invalidation shall not be construed to affect the validity of any other part or portion of this Ordinance or of the Code of the City of Charlevoix, Michigan.

**SECTION 5. Effective Date.**

This Ordinance shall become effective thirty (30) days after its enactment.

Ordinance No. 834 was adopted on the 2<sup>nd</sup> day of January 2023 A.D., by the Charlevoix City Council as follows:

Motion by: Spring

Seconded by: Kalbfell

Yeas: Parr, Spring, Knapp, Cole, Kalbfell, Hagen

Nays: None

State of Michigan } §  
City of Charlevoix

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Sarah J. Dvoracek

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City Clerk

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Lyle Gennett

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City Mayor

CERTIFICATION

I, the undersigned, City Clerk of the City of Charlevoix, Charlevoix County, Michigan, do hereby certify that the foregoing is a true and complete copy of Ordinance No. 835 of 2023 adopted by the City Council of the City of Charlevoix, County of Charlevoix, State of Michigan, at a regular meeting held on January 2, 2023 and a summary published in the *Charlevoix Courier* on January 6, 2023 the original of which is on file in my office and available to the public. Public notice of said meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act 267 of the Michigan Public Acts of 1876.

Dated: January 3, 2023

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Sarah J. Dvoracek, City Clerk

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