

The Charlevoix City Council met on Monday, June 19, 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. 839 of 2023**

AN ORDINANCE TO AMEND TITLE XV, LAND USAGE, SECTIONS 153.116 AND 153.187 OF THE CHARLEVOIX CITY CODE

THE CITY OF CHARLEVOIX ORDAINS:

SECTION 1. Title XV, Chapter 153, Section 153.116 Accessory Buildings and Uses (D) Bed and Breakfast Establishments (2) (a)-(d) of the City of Charlevoix Code is hereby repealed and replaced, and shall read as follows:

(2) The rental rooms within the establishment shall be part of the principal dwelling. Bed and breakfast establishments shall not contain more than five rental rooms, however the Planning Commission may approve additional rooms based on the following criteria:

- (a) The existing single-family home has the capacity for more than five rental rooms;
- (b) It is a single-family home which has been operated as a bed and breakfast establishment in the past;
- (c) The Planning Commission finds that the additional rooms will not have an adverse impact to the residential character of the neighborhood.

SECTION 2. Title XV, Chapter 153, Section Table 153.116 Accessory Building and Uses (D) Bed and Breakfast Establishments of the City of Charlevoix Code is hereby amended by adding a section, which shall be labeled (7) and shall read as follows:

(7) A minimum of one (1) parking space per rental room is required. Parking may include street spaces in front of the property according to City parking rules. Off-street parking shall be subject to the requirements of Off-Street Parking, Loading, Access and Circulation requirements (§153.185-153.190).

SECTION 3. Title XV, Chapter 153, Section 153.187 Parking Requirements and Limitations, Table 153.187: Parking and Access Requirements by Use; Section Labeled Use; Bed and Breakfast; Table header labeled Number of Parking Spaces of the City of Charlevoix Code is hereby repealed and replaced and shall read as follows:

<i>Table 153.187: Parking and Access Requirements by Use</i>	
<i>Use</i>	<i>Number of Parking Spaces</i>
RESIDENTIAL USES	
Bed and breakfast	See 153.116 (7)

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. 839 was adopted on the 19th day of June 2023 A.D., by the Charlevoix City Council as follows:

Motion by: Kalbfell
Seconded by: Spring
Yeas: Cole, Knapp, Parr, Kalbfell, Hagen, Spring
Nays: None
Absent: None

Motion carried.

State of Michigan }
City of Charlevoix } §

Sarah J. Dvoracek

City Clerk

Lyle Gennett

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. 839 of 2023 adopted by the City Council of the City of Charlevoix, County of Charlevoix, State of Michigan, at a regular meeting held on June 19, 2023 and published in the *Charlevoix Courier* on June 23, 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: June 20, 2023

Sarah J. Dvoracek, City Clerk