

VILLAGE OF AUGUSTA
KALAMAZOO COUNTY, MICHIGAN

ORDINANCE #203

AN ORDINANCE TO AMEND THE VILLAGE OF AUGUSTA ZONING ORDINANCE (ORDINANCE 139) TO ADD A NEW SECTION 8.9 (C-1 AND C-2 ZONING MIXED USE WITH R-1 AND R-2 ZONING DISTRICTS); TO REPEAL THAT PORTION OF THE ORDINANCE OR PARTS THEREIN INCONSISTENT OR CONTRARY TO THIS ORDINANCE AND TO PROVIDE FOR AN EFFECTIVE DATE FOR THIS ORDINANCE.

THE VILLAGE OF AUGUSTA ORDAINS:

ARTICLE I

The Village of Augusta Zoning Ordinance (Ordinance 139) is hereby amended to add a new Section 8.9, C-1 and C-2 Zoning Mixed Use with R-1 and R-2 Zoning Districts, consisting of Sections 8.91 and 8.92 and shall now read:

8.9 C-1 AND C-2 ZONING MIXED USE WITH R-1 AND R-2 ZONING DISTRICT

8.91 DESCRIPTION OF DISTRICT

This District is comprised of current C-1 and C-2 properties that also have a qualifying R-1 or R-2 qualifying zoning use. The regulations are designed to permit development of community-wide needs for retail commercial and housing for families and are limited to protect the abutting and surrounding properties.

8.92 PERMITTED USES

- a. Qualifying commercial business must exist on first floor of property.
- b. Must conform to all zoning requirements for each qualifying property. Example: C-1 zoned property with R-1 would need to meet all C-1 and R-1 zoning requirements to qualify for mixed use zoning without variance approval from Village Board.

ARTICLE II
REPEALER

All Ordinances or parts thereof in conflict herewith are hereby repealed and shall be of no further force and effect.

ARTICLE III
SEVERABILITY

Any and all sections, terms, provisions and/or clauses herein shall be deemed independent and severable. Should any court of competent jurisdiction hold any section, term, provision or clause void and/or invalid, all remaining sections, terms, provisions and/or clauses not held void and/or invalid shall continue in force and effect.

ARTICLE IV
EFFECTIVE DATE

This Ordinance shall take force and effect on the date of its publication, which shall be within 10 days of adoption.

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CERTIFICATE

I, Julie Glenn, Village Clerk for the Village of Augusta, do hereby certify that the foregoing Augusta Ordinance No. 203 was adopted by the Village Council at a regular meeting held on February 6, 2023, and that the following is a record of the vote of the members of said Village Council on said Ordinance.

AYES: 5

NAYS: 0

ABSENT: 2

ABSTAIN: 0

Julie Glenn,
Village Clerk