

VILLAGE OF CALEDONIA

County of Kent, Michigan

**Village Council Meeting - Agenda
September 8, 2025, 7:00 p.m.
250 S. Maple St. SE, Caledonia, MI**

- 1. Call to Order**
- 2. Pledge of Allegiance**
- 3. Roll Call**
- 4. Brief public comment on agenda items (2 minutes)**
- 5. Communications**
- 6. Inquiry of Conflict of Interest**
- 7. Approval of consent and regular agenda***
- 8. Consent Agenda. (*One Motion Accepts All*)**
 - a. Approval of Regular Meeting Minutes for August 11, 2025 Council Meeting
 - b. Approval of Special Meeting Minutes for August 27, 2025 Council Meeting
 - c. Treasurer report
 - d. Payment of bills
- 9. Reports from Council, Staff and Consultants**
 - a. Engineers & Consultants – *Fleis & Vanden Brink, Infrastructure Alternatives*
 - b. Liaisons – *School Board, Township*
 - c. Other Committees
 - d. DPW Foreman Report
 - e. Manager Report
- 10. Discussion Item(s)**
- 11. Unfinished Business**
 - a. Employee Handbook
 - b. Short term / Long term Disability
- 12. New Business**
 - a. Purchase Request: Tree Removal/Pruning
 - b. Purchase Request: Road Work by KCRC
 - c. Ordinance to Amend the Zoning Ordinance of the Village of Caledonia, Short Term Rentals
 - d. Ordinance to Amend Section 8.3 of the Village code
- 13. Extended Public Comment (3 minutes)**
- 14. Manager Comments**
- 15. Village Council Comments and Announcements**
- 16. Adjournment**

***Any council member shall have the right to add items to the regular agenda.**

VILLAGE OF CALEDONIA

County of Kent, Michigan

Village Council Meeting - Minutes

August 11, 2025, 7:00 p.m.

250 S. Maple St. SE, Caledonia, MI

1. **Call to Order** – 7 p.m.
2. **Pledge of Allegiance**
3. **Roll Call:** Erskine, Miller, Lindsey, Soest, Daley, Out with Notice – Niles & Schuler
4. **Brief public comment on agenda items (2 minutes)**
 - a. Mr. Kusmierz
5. **Communications**
 - a. Letter from Department of Licensing and Regulatory Affairs
 - b. 2025 July BOR Change Summary
6. **Inquiry of Conflict of Interest**
7. **Approval of consent and regular agenda***
8. **Consent Agenda. (One Motion Accepts All)**
 - a. Approval of Regular Meeting Minutes for July 14, 2025 Council Meeting
 - b. Treasurer report
 - c. Payment of bills

Motion by Miller, 2nd by Soest – Vote: All Ayes
9. **Reports from Council, Staff and Consultants**
 - a. Engineers & Consultants – *Fleis & Vanden Brink, Infrastructure Alternative*
 - i. Category B completed & final payment, Kinsey St sink hole issues fixed, Kinsey St phase II is in progress, DNR passport grant still waiting on selections
 - b. Liaisons – *School Board, Township*
 - i. School: Elected new board member, AP scores and the number of kids them have gone up
 - ii. Township: approved the design & contract for the Patterson & 76th pathway
 - c. Other Committees
 - i. Enhancement: 110 cars on Wednesday, 23 vendors, and was very busy. On Thursday we had tractors in various sizes and colors, Fire Dept was there both nights with their sprayer
 - d. DPW Foreman Report
 - i. Been busy, new street signs being installed, tree company came out and looked at tress on Main St; they are doing fine
 - e. Manager Report
 - i. Meet on future funding possibilities, start on more sidewalk work soon, KCRC continues to work on Lake Street
10. **Discussion Item(s)**
11. **Closed Session** – 7:22 p.m.
 - a. To discuss MDOT counter offer to purchase a portion of 8701 Cherry Valley Road in closed session pursuant to section 8(h) of the Open Meetings Act to consider material which is exempt from disclosure under Section 13(1)(g) of Michigan’s Freedom of Information Act
Motion for closed session by Lindsey, 2nd by Miller - Roll Call: Erskine, yes; Miller, yes; Lindsey, yes; Soest, yes; Daley, yes; Absent: Schuler & Niles
12. **Return to Open Session** – 7:57 p.m.
 - a. **Motion to table the MDOT offer by Lindsey, 2nd by Miller, have more questions that need clarification - Vote: All Ayes**

13. Unfinished Business

- a. Employee Handbook
Motion to Table for review by next meeting by Miller, 2nd by Soest – Vote: All Ayes
- b. Crime Bond on the insurance policy for the Clerk & Village President
Motion to approve additional positions on policy by Miller, 2nd by Daley – Vote: All Ayes
- c. Short Term/Long Term disability
Motion to table by Soest, 2nd by Miller – Vote: All Ayes

14. New Business

- a. Budget Amendments for end of Fiscal Year 2024-2025
Motion by Miller, 2nd by Soest – Vote: All Ayes
- b. Purchase Request: Self-Watering Hanging Baskets for Downtown (qty 16)
Motion by Miller to purchase from EarthPlanter, 2nd by Daley – Vote: All Ayes
- c. Purchase Request: Trash Can Replacement
Motion by Miller to purchase from Global Industrial, 2nd by Soest – Vote: All Ayes
- d. Purchase Request: Salt Barn, storage for road salt
Motion by Miller to purchase from SE Agricultural, 2nd by Daley – Vote: All Ayes
- e. Village Manager to sign the final contract for Category B project
Motion by Soest, 2nd by Miller – Vote: All Ayes
- f. Village Manager to sign the contract between Village of Caledonia and New Venture Design Studio
Motion by Miller to Table the signing of the contract, no 2nd, motion denied
Motion by Miller to allow Village Manager to sign the contract between New Venture Design Studio with changes made by our attorney, 2nd by Soest – Vote: All Ayes
- g. Village Manager to sign MML renewal request for October 2025-September 2026, cost of \$1033.00
Motion by Miller, 2nd by Soest – Vote: All Ayes
- h. Establish a Village Branding Committee
Members: Daley, Miller, Soest as trustees on the committee, village manager, public can come to meetings
Motion by Miller, 2nd by Daley – Vote: All Ayes

15. Extended Public Comment (3 minutes)

- a. Comments from: Ms. Wynsma, Ms. Leech, Mr. Kusmierz, Mr. Baird, Ms. Peters, Ms. Joseph, Ms. Baird

16. Manager Comments - None

17. Village Council Comments and Announcements

- a. Erskine – Budget questions regarding Salt Barn and Downtown streetscaping, question on LARA letter, asked for update on the property maintenance code
- b. Miller – none
- c. Daley – really enjoyed last week's events, look forward to next event
- d. Soest – enjoyed the events last week, people asked where they could park for the event, and no one wants to walk, we really need a place for handicapped parking for events
- e. Lindsey – thank you everyone for being here, thank you to everyone for helping plan and volunteer for the event, special shout out to Sarah Buer

18. Adjournment – approximately 8:55 p.m.

- a. **Motion by Miller, 2nd by Daley – Vote: All Ayes**

*Any council member shall have the right to add items to the regular agenda.

VILLAGE OF CALEDONIA

County of Kent, Michigan

MINUTES

Village Council Special Meeting

August 27, 2025, 5:00 p.m.

250 S. Maple St. SE, Caledonia, MI

- 1. Call to Order – 5:06 p.m.**
 - 2. Pledge of Allegiance**
 - a. Moment of Silence for Minnesota
 - 3. Roll Call:** Daley, Soest, Lindsey, Miller, Erskine, Out with Notice: Niles, Schuler
 - 4. Brief public comment on agenda items (2 minutes)**
 - a. Comment from MDOT
 - 5. Communications - None**
 - 6. Inquiry of Conflict of Interest - None**
 - 7. Approval of Agenda**
 - a. **Motion by Miller, 2nd by Soest - Vote: All Ayes**
 - 8. Discussion Item(s)**
 - a. Follow up from questions submitted to MDOT regarding the counter offer to purchase a portion of 8701 Cherry Valley Road
 - 9. Closed Session**
 - a. Special Meeting to consider MDOT's offer and to enter into closed session pursuant to section 8(h) of the Open Meetings Act to consider material which is exempt from disclosure under Section 13(1)(g) of Michigan's Freedom of Information Act
Motion for closed session by Miller, 2nd by Soest - Vote: Erskine, yes; Miller, yes; Lindsey, yes; Soest, yes; Daley, yes
 - 10. Return to Open Session – 6:18 p.m.**
 - 11. Unfinished Business**
 - 12. New Business**
 - a. Motion to Accept the counter offer with updated terms from MDOT for the Purchase of Fee Partial, Drainage Easement and Temporary Construction Easement within Village Property at 8701 Cherry Valley Ave SE for M-37 expansion project
Motion by Miller, 2nd by Daley - Vote: All Ayes
 - 13. Extended Public Comment – None**
 - 14. Manager Comments – None**
 - 15. Village Council Comments and Announcements**
 - a. Lindsey – Regular Council Meeting on 9/8/2025 at 7 p.m.
 - 16. Adjournment – 6:37 p.m.**
 - a. **Motion by Miller to adjourn, 2nd by Soest – Vote: All Ayes**
- *Any council member shall have the right to add items to the regular agenda.**



Village of Caledonia
Status Report
On
Engineering Activities
September 3, 2025

1. Park & Recreation Plan Update
 - The draft plan has been approved by the DNR.
 - Prepared an updated draft and distributed it to Township and Village staff for comment. After Township comments are received, we plan to meet to discuss them and make revisions as required. Once all comments have been addressed, we anticipate submitting an amended plan to the DNR.
2. Kinsey Street Phase II– Maple Street to 100th Street
 - Design and environmental clearances are in progress.
 - Project is funded for MDOT fiscal year 2027.
3. DNR Passport Grant:
 - Application has been submitted.
 - Notification of award will be in December 2025.
 - Additional trailhead layouts are being considered based on feedback from the public, Council, and Village staff.



**INFRASTRUCTURE
ALTERNATIVES, INC.**

August 12, 2025

Caledonia Township
8196 Broadmoor Avenue SE
Caledonia, MI 49316

***Caledonia Township Water and Wastewater Utilities Report
July 2025***

Caledonia Township Board,

Attached please find Caledonia Township's Water and Wastewater Utilities Report for July 2025 and the maintenance budget expenses and totals for June 2025.

As always, I would be happy to elaborate on any of the submitted information or supply any additional information that would assist the township board. Please do not hesitate to contact me with any questions or clarifications.

Sincerely,

Ryan Moseley
Infrastructure Alternatives
Caledonia Township Water/Wastewater Utilities

Attachments: June 2025 Maintenance Budget



Caledonia Township Water System

Executive Summary:

The North Water Treatment Plant produced 15.084 Million gallons of water for the month of July with the South Water Treatment Plant producing 28.112 Million gallons of water for the month of July. The combined production total for the month of July was 43.196 Million gallons of water. Both plants and the distribution system were checked daily during the month for proper equipment operation, water quality, and the required preventative maintenance tasks. The Monthly Operations Report (MOR) for July 2025 was filed on time with the Michigan Department of Environment, Great Lakes, and Energy (EGLE).

New-Construction:

- Performed thirteen (13) water installation inspection(s) for the month of July.
- Performed eight (8) water meter radio remote installation(s) for the month of July.
- Performed five (5) water meter repair(s) for the month of July.

Emergency Call-Outs:

- None

Preventative Maintenance:

- All scheduled maintenance has been performed. A report can be made available upon request.

General Operations:

- July 2025: The Valve Exercising Program continued in July with locating, exercising (fully closed to fully open following AWWA guidelines), and painting the caps of valves #501 - #600.
- July 2025: The South Water Tower Exterior was cleaned by H2O Towers.
- July 2025: Site visits were held with Portview Townhomes and Davenport's Panther Ridge Apartments. The purpose of the meetings was to review pressure reducing valve installations in the buildings that are located north of M-6. When the water source is switched to Grand Rapids, system modeling has indicated these buildings may be subject to increased pressure which will require the pressure reducing valves.
- July 2025: The 2025 Fire Hydrant Painting Program began. 23 fire hydrants were painted in July. The hydrants are in section 21 (Jasonville Farms). Once section 21 is complete, the painting will move to section 20 (Glen Valley and surrounding area). The hydrants are prepped by removing any rust or loose material and sprayed with an activated high gloss urethane paint.
- July 2025: Odd/Even water irrigation restrictions continued.
- July 2025: IA staff provided after hours isolation valve turning to allow for modifications at the Caledonia Football Stadium site.

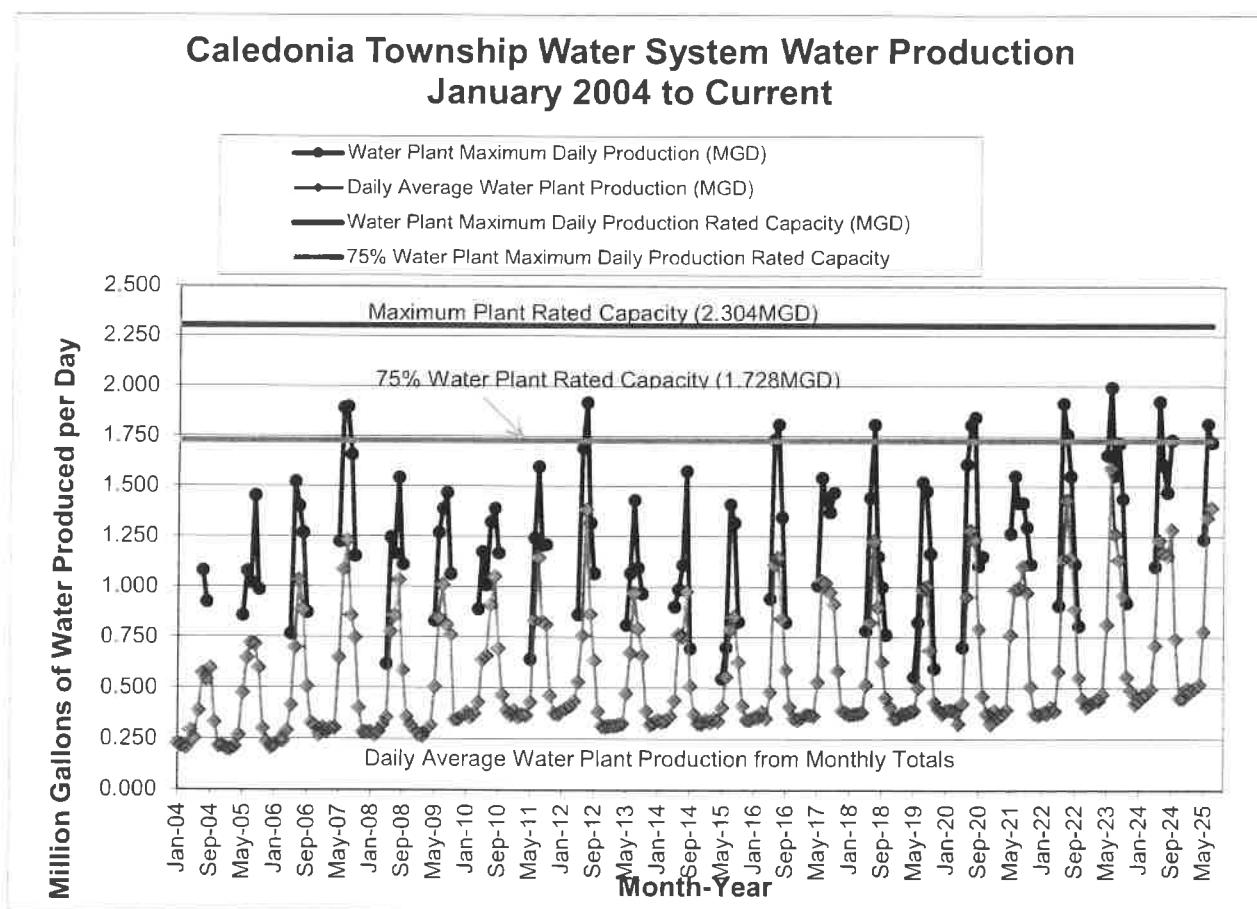
Pending Projects:

- Lead and Copper Sampling
- 2025 EGLE required additional monitoring sampling



General Operation Information / Housekeeping:

- The graph below demonstrates the Caledonia Township's annual water production from both north and south water plants. 2024 set a new annual water production record at 276.172 Million Gallons (MG). 2024 surpassed the previous production record in 2023 at 274.067 MG. The max daily demand record of 1.995 MG took place on Monday, July 19, 2023. The total water production for 2024 of 276.172 MG was a 0.8% increase from 2023.





Caledonia Township M-37/Village Wastewater Collection System

Executive Summary:

The lift stations were checked weekly for general operation which includes: recording the pump run-times, manually exercising each pump to check for proper operation and “scrubbing” of the force main, and visually observing the lift station level and general condition. In addition to the weekly rounds all lift stations were also checked monthly for the following: alarm dialer operation, manually operation of all lift station floats, and performing amp draws on each lift station’s pumps.

New-Construction:

- Performed thirteen (13) sewer installation inspections for the month of July.

Emergency Call-Outs:

- July 26, 2025 (Saturday 11:18 am): A sewer backup call was received from United Bank at 8540 Broadmoor. Upon arrival, the area was investigated, and the mainline sewer was found flowing normal. The water in the basement appeared to be from a blocked air conditioning condensate line.

Preventative Maintenance / General Operation:

- All scheduled maintenance has been performed. A report can be made available upon request.
- July 2025: The service access drive to the Jasonville Lift Station was paved.
- July 17, 2025: A call was received from 205 Kinsey regarding a sewer backup. Upon arrival, the public gravity sewer was inspected and found flowing normal. The homeowner was advised and was going to reach out to a drain cleaner.
- July 24, 2025: Pump 2 at the Cherry Valley Lift Station experienced high runtimes. The pump was pulled for inspection. The pump was transported to Fix All Electric for an evaluation.

Pending Projects:

- 303 Oak Street Lateral Replacement



Caledonia Township Campau/Kettle Lake Sewer System

Executive Summary:

The wastewater treatment plant was checked on a daily basis for proper operation of equipment and system performance. All preventative maintenance tasks required for the month of July have been completed. The lift stations were checked weekly for general operation which includes: recording the pump run-times, manually exercising each pump to check for proper operation and “scrubbing” of the force main, and visually observing the lift station level and general condition. In addition to the weekly rounds, all lift stations were also checked on a monthly basis for the following: alarm dialer operation, manually operation of all lift station floats, and performing amp draws on every pump. The monthly Compliance Monitoring Report (CMR) for July 2025 was filed on time with EGLE. There was 1.637 (averaging 0.055 MGD) Million Gallons (MG) discharged from the WWTF throughout the month of July.

New Construction:

- Performed One (1) sewer inspection(s) for the month of July.

Emergency Call-Outs:

- July 22, 2025: A high level alarm was received from the Garbow Lift Station. The alarm cleared within five minutes. The station was investigated, and all of the level control floats were cleaned and manually tested to verify proper operation.

Preventative Maintenance / General Operation:

- All scheduled maintenance has been performed. A report can be made available upon request.
- July 2025: During routine weekly lift station inspections at the Channel station, the pump controls were found erratic during manual testing. The pump off float was determined to be failing causing the erratic signal. The float was replaced with one from the inventory and the station resumed normal operation.

Pending Projects:

- On-site generator installations at the Garbow and Kettle Lake Lift Stations.
- Campau WWTP, Mixer #2 Repairs



**INFRASTRUCTURE
ALTERNATIVES, INC.**

Village of Caledonia Wastewater Treatment Plant

Executive Summary:

The wastewater treatment plant was checked on a daily basis for proper operation of equipment and system performance. All preventative maintenance tasks required for the month of July have been completed. There was a total of 14.285 MG (averaging 0.461 MGD) discharged in July 2025. The plant was in full compliance with the discharge permit in July.

Emergency Call-Outs / Alarm Conditions:

- None

Preventative Maintenance / Significant events:

- All preventative maintenance for July was completed. A copy of the monthly or annual report can be made available upon request.
- July 2025: The plant received approximately 1,890 gallons of alum.
- July 2025: The drying oven in the onsite laboratory failed. The replacement parts were sourced and the drying oven resumed normal operation.
- July 2025: Lee's Trenching was onsite to install clay material along portions of the driveway to avoid undermining the pond drives and asphalt.

PURCHASE REQUEST

Date: September 3, 2025

Subject: Tree Removal

Meeting Date: September 8, 2025

RECOMMENDATION:

Approve the removal of three dead trees located at 505 E Main, 208 W Main, and 333 Emmons, and the pruning of one tree at 217 Pleasant.

DISCUSSION:

The identified trees are located within the public Right-of-Way and present hazards that could cause damage to surrounding areas if not addressed. Removal and pruning are necessary to ensure public safety. Replacement trees will be requested following the removals.

BUDGET IMPACT:

Costs will be paid from the Tree Program – Professional Services fund (101-443-8010).

Quotes for Purchase

Vendor	Products / Services	Price
Wise Owl Tree Company	Remove 3 dead maple trees, stump grinding, pruning of a locust	\$ 7,271.49
CoVannah Tree Service LLC	Remove 3 dead maple trees, stump grinding, pruning of a locust	\$ 7,500.00
B’s Trees	Remove 3 dead maple trees, stumps remain (cut low and flat), pruning of a locust	\$ 3,096.00



VILLAGE OF CALEDONIA
250 SOUTH MAPLE STREET SOUTHEAST
CALEDONIA, MICHIGAN 49316

Sales: Tim Guikema

Village of Caledonia_Aug 2025_Removal

309 West Main Street Southeast Caledonia, Michigan 49316

503 E Main Removal of Maple

\$1,714.77

Removal of Maple located in ROW. Haul all debris.

503 E Main stump

\$618.93

Stump grinding of Stump in ROW

Grind stumps 6" below grade haul all associated debris and level area to grade with soil

208 W Main Removal Maple

\$1,389.94

Removal of Maple in ROW. Haul all debris.

208 W Main Stump

\$618.93

Stump grinding of stump in ROW.

Grind stumps 6" below grade haul all associated debris and level area to grade with soil

333 Emmons Removal side road Maple

\$1,714.77

Removal of Maple on side road of 333 Emmons, in the ROW. Haul all debris.

333 Emmons Stump

\$618.93

Stump grinding of stump on side road ROW.

Grind stumps 6" below grade haul all associated debris and level area to grade with soil

217 Pleasant Pruning over Driveway

\$595.22

Pruning of Locust over driveway. Prune for 10' more elevation. Haul all debris.

Subtotal	\$7,271.49
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Taxes	\$0.00
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Estimate Total	\$7,271.49
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2371

CoVannah Tree Service LLC

(616) 536-0004

Tree Trimming and Removal • Storm Clean-Up
Lot Clearing • Brush Removal • Stump Grinding

Owner: Joel Bsharah | Office: Jesikah | Phone: 616.536.0004

Tree Removal

Customer Name: The Village of Caledonia Date: 8/19/2025

Address: _____

City: _____ State: _____ Zip Code: _____

Phone Number: (616) 481-1487 (Jesse) Email Address: _____

Description of Tree Removal Project:

Removal of 3 dead Maple trees; tree trimming of
Locust tree over Power line - \$7000⁰⁰
Chip brush/haul wood/flush cut stumps
Stump grinding (no clean up) - \$500⁰⁰

STUMP:

- ☒ Regular with 6" - 12" Depth
☒ Grinding Only / No Clean-Up
☐ Remove All Chips and Debris

Tree Removal Cost	\$ 7000 ⁰⁰
Stump Work Cost	\$ 500 ⁰⁰
Handling and Dump Fee	\$
Equipment	\$
Total Estimated Cost	\$ 7500 ⁰⁰

TREE REMOVAL:

- ☒ Complete Removal
☐ Leave Wood Length: _____
☐ Drop Only / No Clean Up

ACCEPTANCE OF PROPOSAL

The above prices, specifications and conditions are satisfactory and are hereby accepted. You are authorized to do work as specified. Payment will be made as outlined above.

Customer acknowledges upon signing this contract that CoVannah Tree Service will not be held responsible for any lawn damage or cement/pavement damage.

Customer's Signature: _____ Date: ____/____/____

THANK YOU FOR YOUR BUSINESS!

Pre-approved Corporate Accounts Terms are Net 15 days - Over 30 days will be charged interest of 5% per month



3525 Thornapple River Dr. SE
Grand Rapids, MI, 49546

Proposal #936

Created: 08/11/2025

From: Craig

Proposal For

Jess Kantner

250 S Maple St SE
Caledonia, MI 49316

main: 61689919384

mobile: 6164811487

jkantner@villageofcaledonia.org

Location

Caledonia, MI 49316

Terms

Due Upon Completion

2025 Dead Removals

ITEM DESCRIPTION	SPECIES	AMOUNT
1) Removal Tree #2 ■ Species: Silver Maple Dead tree Location: Parkway on Main St. Tree #3 ■ Species: Silver Maple Dead tree Location: Parkway on Main St. Tree #4 ■ Species: Silver Maple Dead tree Location: Parkway on Pleasant Ave. Tree #5 ■ Species: Honeylocust One branch removal Location: Parkway on Pleasant Ave. Remove three standing dead/ hazardous trees from parkway in the village. Stumps to remain, cut low and flat. Pruning one branch back to trunk on honey Locust. Clean up and haul away debris.	Variety	\$ 3,096.00
2) Stump Grinding Grind target stump to remove root ball from three removed trees. Debris to remain on site.		\$ 425.00
3) Stump Removal Remove stump grinding materials from project.		\$ 425.00

PURCHASE REQUEST

Date: September 3, 2025

Subject: Road Repairs – 92nd Street & Kaechele Drive

Meeting Date: September 8, 2025

RECOMMENDATION:

92nd south of Dobber Wenger: Repair approximately 150' x 30' of roadway by milling out 3" of asphalt and repaving with 3" of new asphalt.

Kaechele between Cherry Valley and Dogger Wenger: Repair approximately 300' x 15' of roadway by milling out 3" of asphalt and repaving with 3" of new asphalt.

Curbing: Replace or install approximately 400' of curbs along the above roadways.

DISCUSSION:

The project was quoted by Kent County Road Commission (KCRC), our partner for street repairs, at the same rate the State of Michigan pays. KCRC qualifies as a sole-source vendor. Both road segments are in disrepair and will not withstand winter plowing without failure (major potholes and road crumbling on the sides). Completing the curb and gutter work in conjunction with road work installation will help preserve the integrity of the repairs.

BUDGET IMPACT:

A budget request is needed to cover the costs. An amount of \$37,000 will need to be transferred from the Transfer to Street Fund – 101-995-9720 to cover the cost of the project. Costs will be paid from the Local Street – Professional Services fund (203-451-9330). Total project cost is \$39,000.

Quotes for Purchase

Vendor	Products / Services	Price
92 nd & Dobber Wenger	150ft by 30ft of road, milled and repave 3" of asphalt	\$ 12,000.00
Kaechele between Cherry Valley & Dobber Wenger	300ft by 15ft of road, milled and repave 3" of asphalt	\$ 12,000.00
Curb Replacements	Replace/install various parts of the curb, approximately 400ft	\$ 15,000.00

VILLAGE OF CALEDONIA
COUNTY OF KENT, MICHIGAN

At a regular meeting of the Village Council of the Village of Caledonia, Kent County, Michigan, held at the Village Hall, 250 South Maple Street, Caledonia, Michigan, on the ____ day of _____, 2025, at 7:00 p.m.

PRESENT: Members: _____

ABSENT: Members: _____

The following preamble and ordinance were offered by Member _____ and seconded by Member _____:

ORDINANCE NO. ____-25

**AN ORDINANCE TO AMEND THE ZONING ORDINANCE
OF THE VILLAGE OF CALEDONIA**

[Short-Term Rentals]

THE VILLAGE OF CALEDONIA ORDAINS:

Section 1. **Short-Term Rentals.** Chapter III of the Village of Caledonia Zoning Ordinance (the “Zoning Ordinance”) is amended by the addition of Section 3.44, which shall read in its entirety as follows:

Section 3.44 Short-Term Rentals.

- (a) **Purpose and Intent.** This section is intended to establish reasonable standards for short-term rentals within the Village to minimize the impacts of short-term rentals on neighboring residents and properties, including excessive noise, disorderly conduct, overcrowding, traffic, congestion, and parking conditions. This section is intended to protect the health, safety and welfare of Village residents, tenants, guests and short-term rental owners by providing guidance for the use of dwelling units for short-term rentals.
- (b) **Definitions.** For the purpose of this section, the following definitions apply:
 - (1) “Dwelling unit” means a building or a portion of a building that provides complete, independent living facilities for one or more individuals,

including permanent facilities for living, eating, cooking, sanitation, and one or more bedrooms.

- (2) “Bedroom” means a separate room or space that is used or intended to be used for sleeping.
 - (3) “Independent living area” means a portion of a building that provides complete, independent living facilities for one or more individuals, including permanent facilities for living, eating, cooking, sanitation and one or more bedrooms, and which is completely separated from other portions of the building. An independent living area must have its own access and may be separated from other portions of the building by construction or by a secure locking mechanism.
 - (4) “Owner” means a person or entity that holds legal or equitable title to the lot or parcel that is being used for short-term rental purposes.
 - (5) “Rent” means to give, or offer to give, possession or occupancy of space under a lease, license or other agreement, whether written or unwritten.
- (c) **Applicability.** This section applies to short-term rentals, as defined by Section 2.2. This section does not apply to rental of dwellings for a period of 32 days or more, or to bed and breakfast establishments as defined by Section 2.2.
- (d) **Zoning Compliance Permit Required.** No person shall rent, own, operate or advertise a short-term rental unit within the Village without first obtaining a zoning compliance permit for such use from the Village Zoning Administrator.
- (e) **Application and Fee Requirements.**
- (1) **Application.** A person may apply to the Zoning Administrator for a zoning compliance permit for a short-term rental by submitting the following information to verify compliance with this section and all other applicable ordinances:
 - (i) The name and contact information of the short-term rental unit’s operator. Operators who do not reside in the State of Michigan must also provide local contact information.
 - (ii) Proof of ownership of the unit or authority from the owner to operate a short-term rental.
 - (iii) A description of the number of bedrooms and the number of finished floors within the short-term rental unit. The applicant shall also provide an explanation of the applicant’s plan to provide sufficient parking for the short-term rental tenants, including the proposed location of all parking spaces and any restrictions that would be included within short-term rental contracts.

- (iv) Certification that the short-term rental unit will comply with this section and all other applicable Village ordinances.
 - (v) Any other information that the Zoning Administrator determines is necessary to determine whether the requirements of this section and all other applicable ordinances have been met.
- (2) **Fee.** An application for a zoning compliance permit for a short-term rental shall be accompanied by a fee in an amount established by resolution of the Village Council from time to time.

(f) **Review and Approval Procedures.**

- (1) The Zoning Administrator shall review the application in accordance with the standards of review and requirements in this section, and may impose conditions of approval. A zoning compliance permit for a short-term rental shall be approved upon satisfactory proof of compliance with this section and all other applicable ordinances and laws.
- (2) The Zoning Administrator may, in his/her sole discretion, refer requests for a zoning compliance permit for a short-term rental to the Planning Commission.
- (3) The applicant must consent to inspection by the Village Zoning Administrator, the Village Building Official, and the Charter Township of Caledonia Fire Department, and upon reasonable notice after the issuance of a permit, including upon notification or report to the Village of a violation of this Section 3.44 or a violation of any applicable building codes, laws or ordinances..
- (4) The issuance of a zoning compliance permit for a short-term rental by the Village in no way implies that the short-term rental is in compliance with private covenants, condominium bylaws, homeowner association rules, easement restrictions or similar private restrictions. Enforcement and compliance of such private restrictions is not the responsibility of the Township and will not be taken into account for permitting decisions.
- (5) A single operator shall be limited to operating short-term rental units on two different lots or parcels within the Village at any one time. There shall also be a limit on the operation of short-term rental units on two different lots or parcels within the Village at any one time for lots or parcels that are owned by the same person(s).
- (6) A separate permit is required for each lot or parcel used as a short-term rental, and for each dwelling unit used as a short-term rental.

(g) **Duration of Permit.**

- (1) A zoning compliance permit issued for a short-term rental shall be effective for a term of one (1) year, or until it is revoked.

- (2) A zoning compliance permit for a short-term rental may be revoked upon the occurrence of one or more of the following:
 - (i) The short-term rental unit no longer complies with the requirements of this section or another applicable provision of a Village ordinance.
 - (ii) Ownership of the short-term rental unit is conveyed due to sale or other transfer.

(h) **General Requirements.**

- (1) **Districts.** A short-term rental may be located in districts where short-term rentals are listed as a permitted use.
- (2) **Building Codes and Maintenance.** All short-term rentals shall comply with standards contained in applicable state and local building codes, and shall be regularly maintained in a good, safe working order. This includes, but is not limited to, compliance with the following:
 - (i) Each short-term rental unit shall have working smoke and/or heat detectors, carbon monoxide detectors, and fire extinguishers, in accordance with the requirements of the Michigan Residential Code, as amended from time to time.
 - (ii) All exterior areas of the property shall be maintained free from weeds or plant growth in excess of eight (8) inches. For the purpose of this subsection, “weeds” shall mean all grasses, annual plants, and vegetation, but shall not include trees, shrubs, cultivated flowers and gardens.
- (3) **Compliance with Village Ordinances.** Short-term rentals shall be permitted only in dwelling units that satisfy all applicable requirements of this Zoning Ordinance and other Village ordinances.
- (4) **Areas Outside of Dwelling Units.** Short-term rentals may include use of areas outside a dwelling unit on the lot or parcel. Provided, however, that tenants of short-term rentals shall not be lodged within recreational vehicles, campers or tents that are located on the lot or parcel.
- (5) **Maximum Number per Parcel or Lot.** For properties zoned in a district in which short-term rentals are a permitted use, the amount of short-term rental contracts permitted per lot or parcel at a time is limited to one (1) short-term rental contract for each independent living area on that lot or parcel.

- (6) **Trash.** Trash containers shall be provided and available to all tenants of short-term rentals, and shall be regularly picked up. Commercial dumpsters are prohibited.
 - (7) **Maximum Occupancy.** The total overnight sleeping occupancy of a short-term rental unit shall not exceed more than two individuals per bedroom within the short-term rental unit, plus an additional two individuals per finished floor within the short-term rental unit. "Sleeping occupancy" shall mean the occupancy of a short-term rental unit from 11:00 p.m. to 7:00 a.m.
 - (8) **Parking.** Sufficient parking for short-term rental tenants shall be provided, based on the maximum occupancy of the short-term rental unit. In addition, all parking for short-term rental tenants shall comply with the following:
 - (i) Off-street parking shall be on a paved or gravel driveway or parking area only. Off-street parking areas shall comply with other applicable sections of the Zoning Ordinance and other Village ordinances, including setback requirements.
 - (ii) Parking on grass or any other area of a lot or parcel other than a paved or gravel driveway or parking area shall be prohibited.
 - (iii) On-street parking may be used for short-term rental tenants, subject to compliance with this Zoning Ordinance and other Village ordinances.
 - (9) **Responsible Contact Person.** The operator of a short-term rental unit shall designate in writing a responsible contact person with authority to contact residents of the unit, including the authority to remove those persons from the unit. This person may be the owner of the property, the operator of the short-term rental, or another competent adult with authority to authorize removal of occupants of the short-term rental. The name of the responsible contact person shall be provided to the Village and updated if the person changes, and shall also be posted within the short-term rental.
 - (10) **Restrictions on Use of Short-Term Rentals.** Short-term rentals shall not be permitted by the owner and/or operator to be used for large or excessively loud parties or other special events that create an excessive or unreasonable level of noise or other disturbance.
- (i) **Short-Term Rental Configurations.** The following short-term rental configurations are allowed in districts where short-term rentals are a permitted use. All other configurations are prohibited.
- (1) Rental of an entire detached single-family dwelling.

- (2) Rental of one (1) entire dwelling unit in an attached two-family dwelling, if the other dwelling unit is used by the owner as their principal residence.
- (3) One (1) rental for each dwelling unit in an attached two-family dwelling, or any other attached multiple family dwelling. One (1) rental for each independent living area within an attached two-family dwelling or any other attached multiple family dwelling shall also be permitted.
- (4) Rental of one (1) detached accessory dwelling unit when the principal detached single-family dwelling is used by the owner as their principal residence.
- (5) Rental of the following arrangements within a detached single-family dwelling:
 - (i) One (1) rental for each independent living area within a dwelling unit; or
 - (ii) One (1) attached accessory dwelling unit.
- (6) For apartment buildings, rentals of each apartment unit are allowed. Provided, however, that rental of a portion of an apartment unit is prohibited.

(j) **Violations; Zoning Compliance Permit Revocation.**

- (1) Any occupant, guest or visitor to a short-term rental who violates any of the licensing requirements of this ordinance shall be responsible for a municipal civil infraction.
- (2) The owner and the operator of the short-term rental shall also be responsible for any violation of this ordinance by occupants, visitors or guests to a short-term rental.
- (3) In addition to responsibility for a municipal civil infraction, the Zoning Administrator may determine that a permit should be revoked temporarily or permanently upon a violation of this ordinance, whether the violation is committed by the owner, operator, occupant, guest or visitor to a short-term rental.
 - (i) Upon determination of the Zoning Administrator to revoke a permit, the Zoning Administrator shall give notice of that determination to the short-term rental unit's owner, operator and local contact person. The notice shall include a notification of the right to a hearing before the Village Council regarding whether the revocation should be upheld. The owner, operator or local contact person may request a hearing of the Village Council by writing within thirty (30) days after the Zoning Administrator provides the notice of revocation.

- (ii) If a hearing is timely requested, the Village shall schedule the hearing and notify the owner, operator and local contact person in writing of the time and place for the hearing. At the hearing, the Village, owner, operator and local contact person may present evidence as to whether the requirements for a revocation has been satisfied.
- (iii) At or by the next regular meeting of the Village Council immediately following the hearing, the Village Council shall issue a written decision regarding whether to uphold the revocation of the permit, modify the revocation, or reverse the revocation of the permit.
- (iv) A person may not apply for another permit for that until one year after the revocation is effective, or one year after the revocation is upheld by the Village Council, whichever is later, unless revocation is made on a temporary basis.

Section 2. **Amendment of Section 2.2.** Section 2.2 of Chapter II of the Zoning Ordinance regarding definitions is hereby amended by the amendment of the definition of a “Bed and Breakfast Establishment” and the addition of a definition of a “short-term rental,” as follows:

Section 2.2 Definitions.

Bed and Breakfast Establishment. A private residence which is the principal residence of the owner thereof and which offers sleeping accommodations to guests for rent and in which meals are served to the guests thereof. A guest of such an establishment shall be a person who rents a room therein for a period of no more than 31 consecutive days. Provided, however, that “Bed and Breakfast Establishment” shall not include a short-term rental, as defined by this section.

Short-Term Rental. A dwelling unit which is rented to an individual or individuals for a period of less than thirty-one (31) consecutive days, or is advertise to be rented for any period less than thirty-one (31) days.

Section 3. **Amendment of Section 5.2.** Section 5.2 of Chapter V of the Zoning Ordinance regarding the AG Agricultural-Residential District, is hereby amended by the addition of subsection (k), as follows:

- (k) Short-term rentals which comply with the requirements of Section 3.44.

Section 4. **Amendment of Section 6.2.** Section 6.2 of Chapter VI of the Zoning Ordinance regarding the R-1 Low Density Single Family District, is hereby amended by the addition of subsection (d), as follows:

(d) Short-term rentals which comply with the requirements of Section 3.44.

Section 5. **Amendment of Section 7.2.** Section 7.2 of Chapter VII of the Zoning Ordinance regarding the R-2 Medium Density Single Family District, is hereby amended by the addition of subsection (c), as follows:

(c) Short-term rentals which comply with the requirements of Section 3.44.

Section 1. **Amendment of Section 8.2.** Section 8.2 of Chapter VIII of the Zoning Ordinance regarding the R-4 Medium Density Multiple Family District, is hereby amended by the addition of subsection (e), as follows:

(e) Short-term rentals which comply with the requirements of Section 3.44.

Section 1. **Amendment of Section 9.2.** Section 9.2 of Chapter IX of the Zoning Ordinance regarding the R-4 High Density Multiple Family District, is hereby amended by the addition of subsection (d), as follows:

(d) Short-term rentals which comply with the requirements of Section 3.44.

Section 2. **Publication/Effective Date.** This ordinance shall become effective seven days after its publication or seven days after publication of a summary of its provisions in a local newspaper of general circulation in the Village.

AYES: Members: _____

NAYS: Members: _____

ORDINANCE DECLARED ADOPTED.

Lisa Sondag, Village Clerk
Village of Caledonia

STATE OF MICHIGAN)
) ss.
COUNTY OF KENT)

I hereby certify that the foregoing is a true and complete copy of an ordinance adopted by the Village Council of the Village of Caledonia at a regular meeting held on the date first stated above, and I further certify that public notice of such meeting was given as provided by law.

Lisa Sondag, Village Clerk
Village of Caledonia



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Fredric N. Goldberg
John H. Gretzinger
Douglas A. Donnell⁶
William A. Horn⁷
Mark A. Van Allsburg
Daniel R. Kubiak
George V. Saylor, III

Also Admitted in
¹Delaware
²Illinois
³Iowa
⁴New York
⁵Ohio
⁶Pennsylvania
⁷Wisconsin

August 29, 2025

Ms. Lisa Sunday
Village Clerk
Village of Caledonia
250 S. Maple Street SE
Caledonia, MI 49316

Re: Amendment to Section 8.3 of Village Code — Noxious Growth and Grass Maintenance

Dear Lisa:

As requested, I have prepared a draft amendment to Section 8.3 of the Village Code, which currently regulates the removal of noxious weeds within the Village. As discussed with the you, Brian and the Planning Commission, the Village does currently regulate exterior property maintenance, including the length of lawns. The Village has adopted the 2000 edition of the International Property Maintenance Code ("2000 IPMC") by reference, in Chapter 18 of the Village Code. The 2000 IPMC is available online, but the Village requested that the regulations for lawn maintenance be moved to the text of the Village Code to enable residents to locate the specific length requirement for lawns more easily.

The draft ordinance would include the requirement for lawn maintenance with the regulation of noxious growth. These regulations are commonly included in the same ordinance because they both address requirements for exterior property maintenance related to plants. This type of ordinance is authorized by Michigan's Noxious Weed statute, Act 359 of 1941, as amended ("Act 359"). Specific provisions of Act 359 have been included in the draft ordinance.

Below is a summary of the principal provisions of the draft ordinance:

A. Definition of Noxious Growth

Section 3(a) defines the specific plant species that are considered to be “noxious growth.” This list is consistent with the list of noxious weeds under Act 359. Notably, the current Section 8.3 in the Village Code includes milkweed in the list of noxious weeds. Milkweed has been removed from the list because the definition of noxious weeds was amended earlier this year to provide that milkweed is *not* a noxious weed. The purpose of that amendment was to protect milkweed because it is relied on by monarch butterflies and other pollinators.

B. Scope and Exceptions

The ordinance would apply to lands within a subdivision, condominium or site condominium within the Village, as long as there are buildings on at least 60 percent of the lots or units, and lands that are not within a development but are located within 165 feet of a public or private street.

The scope of the ordinance under Section 4 also includes unplatted lands that are located within the curtilage of any residential dwelling (the areas surrounding a residential dwelling), up to the required minimum setbacks. If the Village wishes, this provision could be modified.

The ordinance would not apply to gardens or lawns (as long as the lawns do not exceed the maximum height under Section 6), or to weeds growing in flower or vegetable gardens or plots of shrubbery, as long as the weeds are not the predominant growth in those areas. It also would not apply to publicly owned lands, lands within the traveled portion of a right-of-way, and lands located in a county drain easement.

Weeds or plant growth in excess of eight (8) inches, except for noxious weeds, would be permitted on portions of undeveloped properties that are more than twenty-five (25) feet from a public sidewalk or public or private street, within fields growing small grain crops, and any approved open space areas in developments that are designated as “no disturb” areas, and are required to be maintained as natural ground cover areas.

C. Removal of Noxious Growth and Excessive Plant Growth

Section 6 provides that owners and other persons responsible for maintenance of non-exempt land are required to eradicate and remove all noxious growth on their land.

Section 7 requires properties within the Village to be free from weed or plant growth that is higher than eight (8) inches in height. Setting the maximum height at eight (8) inches is within the typical range of maximum height included in similar ordinances of eight to twelve inches. Section 7 applies to all weeds and plant growth, including grass, even if the plants are not defined as “noxious” under Section 3. It would not apply to cultivated flowers and gardens, trees or shrubs.

D. Abatement

Section 8 provides that the Village may enter onto the property on which a violation exists and remedy the violation at the owner's expense, after providing 10 days' notice, as detailed in Section 8(b). The procedure for providing notice in Section 8(b) is consistent with the notice required to be provided under Act 359.

If the Village Council does decide to adopt the amendment to Section 8.3, it may be beneficial for the Village to establish a fee schedule for the cutting of lawns and the trimming of weeds, such as \$50 for the first hour and \$50 per hour for every hour or portion of an hour incurred thereafter. This fee schedule could be established by resolution of the Village Council.

E. Publication of Notice and Removal by June 1

Act 359 allows the Village to publish a notice in a newspaper of general circulation (for the Village, the Sun and News) during the month of March that all weeds and plant growth that are not cut by May 1 of that year may be cut by the Village and the owner of the property will be charge the cost of cutting those weeds and plant growth. Section 10 of the ordinance addresses the publication of the notice of abatement, although it applies to all weeds and plant growth that are not cut by June 1, as requested by the Planning Commission.

In my opinion, it is permissible for the Village to extend the deadline to cut weeds and plant growth by a month, because it allows property owners more time to cut weeds and plant growth than is required by Section 4a of Act 359. The Planning Commission discussed that setting a deadline of June 1 is more consistent with the typical transition from spring to summer in recent years (Section 4a of Act 359 was last amended in 1987).

F. Penalties for Violation and Other Remedies

Act 359 enables the Village to designate a violation of the draft ordinance as a municipal civil infraction subject to a fine of up to \$100.00, which is incorporated in Section 11 of the draft ordinance. In addition, Section 8 provides that violations of the ordinance are a public nuisance that may be abated by injunctive or equitable relief, with additional fines of up to \$1,000.00 permitted.

The Village Council may consider the draft ordinance at its September 8 meeting, or at its convenience. Because this is an amendment to the Village Code, a public hearing is not required. If adopted, the draft ordinance would become effective immediately upon the publication of a summary of its provisions in the Sun and News.

If you have any questions or requested changes, please let me know. I will also be attending the Village Council's September 8 meeting.

Ms. Lisa Sunday
August 29, 2025
Page 4

Very truly yours,

A handwritten signature in black ink, reading "Kathryn Z. Stegink". The signature is written in a cursive, flowing style with a large initial 'K' and a distinct 'Z'.

Kathryn Z. Stegink

Enclosure

Sent by E-Mail

cc: Brian Bennett (by e-mail)
Jennifer Lindsey (by e-mail)

**VILLAGE OF CALEDONIA
COUNTY OF KENT, MICHIGAN**

At a regular meeting of the Village Council of the Village of Caledonia, Kent County, Michigan, held at the Village Hall, 250 South Maple Street, Caledonia, Michigan, on the _____ day of _____, 2025, at 7:00 p.m.

PRESENT: Members: _____

ABSENT: Members: _____



The following Ordinance was offered by Member _____ and seconded by Member _____:

ORDINANCE NO. 25-_____

AN ORDINANCE TO AMEND SECTION 8.3 OF THE VILLAGE CODE

THE VILLAGE OF CALEDONIA ORDAINS:

Section 1. Chapter 8 of the Village Code of the Village of Caledonia is hereby amended by the amendment of Section 8.3 regarding noxious weeds, to read in its entirety as follows:

Section 8.3 Noxious Growth and Grass Maintenance Ordinance

(1) **Findings and Purpose.** The Village Council of the Village of Caledonia (the “Village”) hereby finds that it is essential and necessary to the health, safety, and welfare of the residents of the Village and the well-being of the personal and real property located within the Village, and for the preservation of the taxable value of real property in the Village, to adopt this Section 8.3 to provide for the controlling and removal of noxious growth and for the abatement of such harmful conditions.

(2) **Authority.** This Ordinance is authorized and enacted pursuant to Public Act 246 of 1945, as amended, being MCL 41.181 *et seq.*, Public Act 359 of 1941, as amended, being MCL 247.61 *et seq.*, and other applicable laws.

(3) **Definitions.**

(a) Noxious Growth. “Noxious Growth” shall include ragweed (*Ambrosia elatior* L.), Canada thistle (*Cirsium arvense*), wild carrot (*Dacus carota*), oxeye (*Leucanthemum vulgare*), poison ivy (*Toxicodendron radicans*), poison sumac (*Toxicodendron vernix*), dodders (any species of *Cuscuta*), mustards (charlock, black mustard and Indian mustard, species of

Brassica or Sinapis), bindweed (*Convolvulus arvensis*), perennial sowthistle (*Sonchus arvensis*), hoary alyssum (*Berteroa incana*), and giant hogweed (*Heracleum mantegazzianum*). It shall not include milkweed (any species of the genus *Asclepias*).

(b) **Curtilage.** The area of ground surrounding a residential dwelling that has its spatial extent defined by measuring from the outermost wall of each side of the dwelling to a distance equal to the minimum front, rear and side yard setbacks, as applicable, as those minimum setbacks are prescribed by the Village of Caledonia's Zoning Ordinance.

(4) **Scope.** This Section 8.3 pertains to and applies to the following land, unless otherwise exempt:

(a) Lands located in any subdivision, condominium or site condominium, to the extent it lies within the Village, and in which buildings are located on at least 60 percent of the lots or units;

(b) Lands located within 165 feet of a public street or private street within the Village; and

(c) Unplatted lands, to the extent the lands are located within the curtilage of any residential dwelling.

(5) **Exceptions.**

(a) This Section 8.3 shall not prohibit or discourage the planting and maintenance of gardens or lawns using generally accepted plantings and techniques which do not include or result in excessive plant growth, as described in Section 8.3(7). Weeds growing in flower or vegetable gardens or plots of shrubbery, to the extent the weeds are not the predominant growth in such areas, are exempt.

(b) Publicly owned lands, lands located within the traveled portion of a street right-of-way, and lands located in a county drain easement are exempt from this Section 8.3.

(c) Except as otherwise stated in this Section 8.3, weed or plant growth, other than noxious weeds, that is in excess of eight (8) inches in height shall be permitted only in the following locations:

(i) On portions of an undeveloped property lying more than twenty-five (25) feet from a public sidewalk or public or private street;

(ii) Within fields devoted to growing any small grain crop, such as wheat, oats, barley, or rye, to the extent that weeds are not the predominant growth in such areas; and

(iii) Any approved open spaces areas within any subdivision, condominium or site condominium that have been designated as "no disturb" areas, or are required to be maintained as natural ground-cover areas.

(6) **Required Removal of Noxious Growth.** The persons, owners, occupants, lessees and other parties having responsibility for maintaining any non-exempt land within the scope of this Section 8.3 shall eradicate and remove all noxious growth on the land. Noxious growth shall be prohibited, and are hereby declared to be a nuisance. It shall be unlawful for any such person, owner, occupant, lessee or other responsible person to cause or permit noxious growth to be and remain upon any such property within the Village. All noxious growth growing or located on any non-exempt land are hereby declared to be a nuisance.

(7) **Excessive Plant Growth.** Exterior areas of properties within the Village shall be maintained free from weeds or plant growth in excess of eight (8) inches in height. Weeds and plant growth in excess of eight (8) inches is hereby determined to be excessive plant growth. For the purposes of this subsection, “weeds or plant growth” shall include all grasses, annual plants and vegetation, other than cultivated flowers and gardens, trees or shrubs. The owner or occupant of any lands within the Village on which such noxious weeds are growing or located, shall cut or remove the same. It shall be unlawful for any person, owner, occupant, lessee or other person having responsibility for maintaining any non-exempt land within the Village to cause or permit weed and plant growth in excess of eight (8) inches in height on any such land. Such excessive plant growth is hereby declared to be a nuisance.

(8) **Abatement of Excessive Plant Growth and Noxious Weeds.** In addition to the other remedies provided for in this Section 8.3, violations of this Section 9.3 are a public nuisance and may be abated by injunctive or other equitable relief. The imposition of a penalty does not prevent injunctive relief or civil or quasi-judicial enforcement and the imposition of additional fines as to such nuisance of up to \$1,000.00 or the imposition of expenses of prosecution (as described in Section 8.3(7)) or other remedies as provided by law. The Village may also enter the property and remedy the violation at the owner’s expense, as follows:

(a) Upon observing a violation of this Section 8.3, the Village may issue a Notice to Abate, and take such other action or actions as is provided by law.

(b) The Village Manager or Village Council shall serve, or cause to be served, a notice upon the owner, agent or occupant of any premises on which any such weeds or excessive plant growth are permitted to grow in violation of the provisions of this Section 8.3, and to demand the abatement of such nuisance within 10 days. The Notice to Abate shall inform the owner or occupant of the premises that if the nuisance is not abated within 10 days, the Village may enter onto the property and take appropriate action to remedy the violation, including the cutting and removal of noxious weeds and/or excessive plant growth. The Notice to Abate shall be sent by certified mail to the owner, agent or occupant of the land on which the noxious weeds and/or excessive plant growth is located.

(c) If the person so served does not cut or remove such weeds within 10 days, the Village Council may proceed to abate the nuisance, keeping an account of the expenses therefor. Such expenses shall be charged and paid by the owner or occupant of the lands involved.

(9) **Charge to Owner; Imposition of Lien.** If such expenses are not paid in full by the owner, agent or occupant within 30 days after an invoice of such expenses is sent by the Village to the owner, the expenses shall become a debt of the property owner and may be

imposed as a lien upon the premises, including interest thereon, until paid, and such lien may be enforced and collected in the same manner as a tax lien. Notice of such lien shall be mailed to the owner of such premises at the last known address of such owner.

(10) **Publication of Notice of Abatement.** Instead of the notice required by Section 8.3(5), the Village may publish a notice in a newspaper of general circulation during the month of March that weeds and plant growth not cut by June 1 of that year may be cut by the Village and the owner of the property shall be charged with the costs under the provisions of Section 8.3(5). The publication shall contain all other information required to be included in the notice under Section 8.3(5). The Village may cut the weeds and plant growth as many times as is necessary and charge such costs to the property owner.

(11) **Violation and Penalties.** A violation of this Section 8.3 is a municipal civil infraction, for which the fine shall be \$100.00. As an additional penalty, the violator shall be subject to all expenses of prosecution, including reasonable, actual attorney fees, and such fines and costs are in addition to all other costs, damages, expenses and other remedies to the extent permitted by law. Each day during which any violation continues shall be deemed a separate offense.

(12) **Other Ordinances and Laws.** The prohibitions and penalties provided in this Ordinance shall be in addition to, and not exclusive of, other regulations and penalties provided for by other applicable Township ordinances or other applicable laws or regulations.

(13) **Severability.** Should any part of this Ordinance be held invalid by a court of competent jurisdiction, the remaining part shall be severable and shall continue in full force and effect.

Section 2. Chapter 18 of the Village Code of the Village of Caledonia is hereby amended by the addition of a new Section 2(7), to read in its entirety as follows:

Section 2. Additions, Changes and Other References in Said Code.

(7) Section 302.4 is hereby amended to read in its entirety as follows:

Section 302.4 Weeds and Plant Growth.

All premises and exterior property shall be maintained in compliance with Section 8.3 of the Village Code.

Section 3. **Publication/Effective Date.** This This Ordinance shall become effective immediately upon publication of the Ordinance or a summary thereof in a local newspaper of general circulation.

AYES: Members: _____

NAYS: Members: _____

ORDINANCE DECLARED ADOPTED.

Lisa Sondag, Village Clerk
Village of Caledonia

STATE OF MICHIGAN)
) ss.
COUNTY OF KENT)

I hereby certify that the foregoing is a true and complete copy of an ordinance adopted by the Village Council of the Village of Caledonia at a regular meeting held on the date first stated above, and I further certify that public notice of such meeting was given as provided by law.

Lisa Sondag, Village Clerk
Village of Caledonia