

**THE HONORABLE BERRIEN COUNTY BOARD OF COMMISSIONERS** respectfully approves the following resolution in opposition of HB4722:

**WHEREAS**, the various cities, villages, and townships in Berrien County receive a substantial number of visitors and tourists requiring a range of lodging options; and

**WHEREAS**, the legislative bodies of those municipalities work to protect and enhance their residential neighborhoods while balancing the needs and wants of visitors and do so through their zoning and other ordinances; and

**WHEREAS**, the Berrien County Board of Commissioners believe that local governments are best positioned to know the unique needs of their communities and determine the delicate balance between residential and commercial uses, and between residents and investment property owners; and

**WHEREAS**, House Bill 4722, being considered by the Michigan Legislature, would eliminate the ability of local governments to regulate short-term rentals in residential neighborhoods and would have a detrimental effect on our residents, our neighborhoods, and our communities; and

**WHEREAS**, HB4722 conflicts with the Michigan Supreme Court determination in Reaume v. Township of Spring Lake that a short term rental property is properly classified as commercial use as uses intended to generate a profit are inconsistent with residential uses of property; and

**WHEREAS**, Berrien County respects and supports the current right of all Michigan residents, through their local municipalities, to consider all aspects of short-term rentals and to have the right to exercise local control by considering how these uses fit in with the circumstances and goals of each individual community, whether regulation might be appropriate, and if so, the specific details of such regulations.

**NOW, THEREFORE, BE IT HEREBY RESOLVED** that the Berrien County Board of Commissioners, in an effort to retain local control where it belongs, respectfully urges our elected representatives to oppose the passage of House Bill 4722 and any other similar legislation.

**Respectfully submitted,  
Berrien County Board of Commissioners**

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R. McKinley Elliott, Chair

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Mamie L. Yarbrough

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Teri Sue Freehling

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Robert P. Harrison

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Rayonte D. Bell

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Michael J. Majerek

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Jim Curran

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Julie Wuerfel

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James R. Martin

RESOLUTION APPROVED AS TO FORM

Administrative	Date	10/10/22
Comments Attached		
Corporate Counsel	Date	10/10/22
Comments Attached		