

**EDENVILLE TOWNSHIP
MIDLAND COUNTY, MICHIGAN**

ORDINANCE PROHIBITING MARIHUANA ESTABLISHMENTS AND FACILITIES

Ordinance No. 186

At a meeting of the Edenville Township Board, Midland County, Michigan, held at the Swanton Memorial Center on May 14, 2019, at 7:00 p.m., Member K. Carey moved to adopt the following Ordinance, whose motion was seconded by Member J. Sperling:

An Ordinance to prohibit marihuana establishments and facilities within the boundaries of Edenville Township pursuant to the Michigan Regulation and Taxation of Marihuana Act, Initiated Law 1 of 2018, as amended and the Michigan Marihuana Facilities Licensing Act, Public Act 281 of 2016, as amended.

EDENVILLE TOWNSHIP, MIDLAND COUNTY, MICHIGAN ORDAINS:

SECTION 1: TITLE. This Ordinance shall be known as and may be cited as the Edenville Township Prohibition of Marihuana Establishments and Facilities Ordinance.

SECTION 2: DEFINITIONS. Words used within this Ordinance shall be construed to have the same meaning as provided in the Michigan Regulation and Taxation of Marihuana Act, Initiated Law 1 of 2018, as amended, MCL 333.27951 *et seq.* and/or the same meanings as provided in the Michigan Marihuana Facilities Licensing Act, Public Act 281 of 2016, as amended, MCL 333.27101 *et seq.*

SECTION 3: NO MARIHUANA ESTABLISHMENTS OR FACILITIES. All marihuana establishments and facilities are prohibited within the boundaries of Edenville Township pursuant to the Michigan Regulation and Taxation of Marihuana Act, Initiated Law 1 of 2018, as amended and the Michigan Marihuana Facilities Licensing Act, Public Act 281 of 2016, as amended.

SECTION 4: VIOLATIONS AND PENALTIES.

1. Any person who disobeys, neglects, or refuses to comply with any provision of this Ordinance, or who causes, allows, or consents to any of the same shall be deemed to be responsible for a violation of this Ordinance. A violation of this Ordinance is deemed a nuisance per se.
2. A violation of this Ordinance is a municipal civil infraction, punishable by a fine of \$5,000.00, along with any costs, direct or indirect expenses, or attorney fees the Township incurs in connection with the infraction. In addition, the Township may seek injunctive relief against persons alleged to be in violation of this Ordinance and any other relief available at law or equity.
3. Each day during which any violation continues shall be deemed a separate offense.
4. This Ordinance shall be administered and enforced by the Edenville Township Code Enforcement Officer or by such other person (s) as designated by the Township Board from time to time.

