

ORDINANCE TO PROHIBIT RECREATIONAL MARIHUANA ESTABLISHMENTS
IN GREENDALE TOWNSHIP
TOWNSHIP OF GREENDALE
COUNTY OF MIDLAND, STATE OF MICHIGAN
ORDINANCE #2019-0519
ADOPTED: May 14, 2019
EFFECTIVE: May 14, 2019

PROHIBITION OF RECREATIONAL MARIHUANA ESTABLISHMENTS ORDINANCE

An Ordinance to provide a title for the Ordinance; to define words; to prohibit marihuana establishments within the boundaries of Greendale Township pursuant to Initiated Law 1 of 2018, MCL 333.27951 et seq, as may be amended; to provide penalties for violations of this ordinance; to provide for severability; to repeal all ordinances or parts of ordinances in conflict therewith; and to provide an effective date of this ordinance.

THE TOWNSHIP OF GREENDALE
COUNTY OF MIDLAND, MICHIGAN

ORDAINS:

SECTION I: TITLE

This Ordinance shall be known as and may be cited as the Greendale Township Prohibition of Marihuana Establishments Ordinance.

SECTION II: DEFINITIONS

Words used herein shall have the definitions as provided for in Initiated Law 1 of 2018, MCL 333.27951 et seq as may be amended.

SECTION III: NO MARIHUANA ESTABLISHMENTS

Greendale Township hereby prohibits all marihuana establishments within the boundaries of the Township pursuant to Initiated Law 1 of 2018, MCL 333.27951 et seq as may be amended.

SECTION IV: 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 the violation of this Ordinance. A violation of this Ordinance is deemed to be a nuisance per se.
2. A violation of this Ordinance is a municipal civil infraction, for which the fines shall not be less than 100.00 nor more than 500.00, in the discretion of the Court. The foregoing sanctions shall be in addition to the rights of the Township to proceed at law or equity with other appropriate and proper remedies. Additionally, the violator shall pay costs which may include all expenses, direct or indirect, which the Township incurs in connection with the municipal civil infraction.

3. Each day during which any violation continues shall be deemed a separate offense.
4. In addition, the Township may seek injunctive relief against persons alleged to be in violation of this Ordinance, and such other relief as may be provided by law.
5. This Ordinance shall be administered and enforced by the Ordinance Enforcement Office of the Township or by such other person(s) as designated by the Township Board from time to time.

SECTION V: SEVERABILITY

The provisions of this Ordinance are hereby declared to be severable. If any clause, sentence, word, section or provision is hereafter declared void or unenforceable for any reason by a court of competent jurisdiction, it shall not affect the remainder of such Ordinance which shall continue in full force and effect.

SECTION VI: REPEAL

All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

SECTION VII: EFFECTIVE DATE

This Ordinance shall take effect on Month/day, 2019.

SECTION VIII: ATTESTATION AND CERTIFICATION

This is to attest that the foregoing Ordinance, Ordinance #2019-0519, was adopted at the Regular meeting of the Greendale Twp Board held on May 14, 2019, at which meeting the following named members of the Board were present and voted in person as follows:

Motion: Sandi Schumacher

Second: Shirley Herron

- Voting in favor: Herron, Knapp, LeViere, Schumacher and Screws

Voting against: none

Absent: none

The Supervisor declared the motion passed. Certified: May 14, 2019

R James LeViere, Supervisor

Ruth L Knapp, Clerk

I, Ruth L Knapp, the duly appointed Clerk of the Township of Greendale, County of Midland, Michigan, hereby certify that a notice of such Ordinance was published in the Midland Daily News at Midland, Michigan on Wednesday, the 22nd day of May, 2019, and that this Ordinance and the Publisher's Affidavit, hereto attached, are filed in the Greendale Twp Ordinance Book on the date of this Certification.

Certification date: May 22, 2019

Ruth L Knapp, Clerk