

TOWNSHIP OF SUTTONS BAY
COUNTY OF LEELANAU, STATE OF MICHIGAN
ORDINANCE NO. 1 OF 2019
ADOPTED: FEBRUARY 13, 2019
EFFECTIVE: MARCH 25, 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 Suttons Bay Township pursuant to Initiated Law 1 of 2018, MCL 333.27951, *et seq.*, as may be amended; to provide penalties for violation of this ordinance; to provide for severability; to repeal all ordinances or parts of ordinances in conflict therewith; and to provide an effective date.

THE TOWNSHIP OF SUTTONS BAY
LEELANAU COUNTY, MICHIGAN

ORDAINS:

SECTION I
TITLE

This ordinance shall be known as and may be cited as the Suttons Bay Township Prohibition of Recreational 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

Suttons Bay 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 nor more than \$500, 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 and 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 Officer 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 ordinance or parts of ordinances in conflict herewith are hereby repealed.

SECTION VII
EFFECTIVE DATE

This ordinance shall take effect March 25, 2019.

Ordinance No. 1 of 2019 was adopted on the 13th day of February, 2019 by the Suttons Bay Township Board of Trustees, as follows:

Resolution By: **Bahle**
Support By: **Nixon**
Roll Call Vote: Yeas: **Nixon, VanHuystee, Bahle, Slocombe**
Nays: **None**
Absent: **Hartesfelt**

RESOLUTION CARRIED

Be it resolved that the Suttons Bay Township Board adopts Ordinance No. 1 of 2019, the Prohibition of Recreational Marihuana Establishments Ordinance.

I certify that this is a true copy of Ordinance No. 1 of 2019 as was adopted at a regular meeting of the Suttons Bay Township Board of Trustees on February 13, 2019 and published in the Leelanau Enterprise on February 21, 2019.

SUTTONS BAY TOWNSHIP

By: Sandra VanHuystee
Suttons Bay Township Clerk

Date of Township Approval: February 13, 2019

Date of Publication: February 21, 2019

Effective Date: March 25, 2019