

**STANTON TOWNSHIP
ORDINANCE NO. 6**

At a meeting of the Stanton Township Board, Houghton County, Michigan, held at the Township Hall on August 1, 2019, at 5:30 p.m., Board Member Marvin Heinonen moved to adopt the following ordinance, which motion was seconded by Board Member Mike Pionke :

AN ORDINANCE OF THE TOWNSHIP OF STANTON, HOUGHTON COUNTY, MICHIGAN, TO PROHIBIT MARIHUANA ESTABLISHMENTS WITHIN THE BOUNDARIES OF STANTON TOWNSHIP PURSUANT TO THE MICHIGAN REGULATION AND TAXATION OF MARIHUANA ACT, AS MAY BE AMENDED.

THE TOWNSHIP OF STANTON ORDAINS:

1. Recreational Marihuana Establishments. Pursuant to the Michigan Regulation and Taxation of Marihuana Act, Section 6.1, the Township elects to prohibit marihuana establishments within its boundaries, including, but not limited to, any marihuana grower, marihuana safety compliance facility, marihuana processor, marihuana microbusiness, marihuana retailer, marihuana secure transporter, or any other type of marihuana related business licensed by the State of Michigan under the Michigan Regulation and Taxation of Marihuana Act.

2. Violations and Penalties.

a. 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.

b. 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.

c. Each day during which any violation continues shall be deemed a separate offense.

d. 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.

e. This Ordinance shall be administered and enforced by the Houghton County Sheriff or by such other person(s) as designated by the Township Board from time to time.

3. Savings Clause. This Ordinance shall in no manner affect pending litigation, either civil or criminal, founded or growing out of any ordinance, resolution, order or parts thereof, hereby repealed by this Ordinance. This Ordinance shall in no manner affect any rights, claims, privileges, immunities or causes of action of the Township, County, or other person, either criminal or civil, that may have already occurred, accrued or grown out of any ordinance, resolution, order or policy, or any part thereof, which are hereby repealed by this Ordinance.

4. Validity and Severability. Should any portion of this Ordinance be found invalid for any reason, such a holding shall not be construed as affecting the validity of the remaining portions of the Ordinance.

5. Conflicting Ordinance. All ordinances or parts of ordinances in conflict are hereby replaced.

6. Effective Date. This Ordinance shall take effect 30 days after notice of its adoption is published in a local newspaper.

7. Publication. After its adoption, this ordinance or a summary thereof, as permitted by law, shall be published by the Township Clerk in a newspaper of general circulation in the Township of Stanton as soon as possible. The Township Clerk shall post copies of this Ordinance in conspicuous locations in three public places in the Township of Stanton.

Roll Call Vote:

Yeas: 4

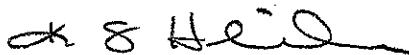
Nays: 0

Absent/Abstain: 1

Ordinance Declared Adopted: YES


Stanton Township Supervisor

Marvin Heinonen, Township Supervisor



Kara Heinonen, Township Clerk