

HUMBOLDT TOWNSHIP OF MARQUETTE COUNTY, STATE OF MICHIGAN

ALLOWANCE AND REGULATION OF RECREATIONAL MARIHUANA ESTABLISHMENTS ORDINANCE

An Ordinance To Provide A Title For The Ordinance; To Define Words; To Allow and Regulate Recreational Marihuana Establishments Within The Boundaries Of Humboldt 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.

**HUMBOLDT TOWNSHIP OF MARQUETTE
COUNTY, MICHIGAN**

ORDAINS:

SECTION I
TITLE

This ordinance shall be known as and may be cited as the Humboldt Township Allowance and Regulation 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
ALLOWANCE OF MARIHUANA ESTABLISHMENTS

Recreational marihuana facilities are allowed through the Michigan Regulation and Taxation of Marihuana Act (Initiated Law 1 of 2018) with the same structure for licensing as medical marihuana facilities outlined in Ordinance #10-30-17.

SECTION IV
NUMBER OF LICENSES FOR RECREATIONAL MARIHUANA FACILITIES

FACILITY	NUMBER
Grower Class A	0
Grower Class B	0
Grower Class C	2
Processor	0
Secure Transporter	0
Safety Compliance Center	0

Retailer	0
Microbusiness	0
Excess Marihuana Grower	0
Event Organizer	0
Temporary Event	0
Designated Consumption Establishments	0

SECTION V
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 or Authorized Township Official or by such other person (s) as designated by the Township Board from time to time.

SECTION VI
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 VII
REPEAL

All ordinance or parts of ordinances in conflict herewith are hereby repealed.

SECTION VIII
EFFECTIVE DATE

This Ordinance shall be published in a newspaper circulated within the Township of Humboldt, Marquette County, Michigan, and shall be effective on the date of such publication.

MOTION: To adopt the Allowance and Regulation of Recreational Marihuana Establishments Ordinance.

Jeff Ogea, Moved; Pete Koski, Supported; Roll Call Vote:

Ayes: Jeff Ogea, Pete Koski, Chris Grund, Tom Prophet, Sarah Etelamaki

Nays: 0; Absent:0; Motion Carried.

HUMBOLDT TOWNSHIP

BY: 
THOMAS PROPHET, Supervisor

BY: 
SARAH ETELAMAKI, Clerk

Date of Publication: 6-22-2020

Effective Date: 6-22-2020