

FORSYTH TOWNSHIP, MARQUETTE COUNTY, MICHIGAN
ORDINANCE PROHIBITING MARIHUANA ESTABLISHMENTS

Ordinance No. 6-2018

At a meeting of the Forsyth Township Board, Marquette County, Michigan, held at the Gwinn Community Center on November 29, 2018, at 6:30 p.m., Board Member Trustee Chris Adams moved to adopt the following Ordinance, which motion was seconded by Board Member Supervisor Joseph Boogren:

An Ordinance to prohibit marihuana establishments within the boundaries of Forsyth Township pursuant to the Michigan Regulation and Taxation of Marihuana Act, Initiated Law 1 of 2018, as may be amended.

FORSYTH TOWNSHIP, MARQUETTE COUNTY, MICHIGAN ORDAINS:

SECTION 1: TITLE. This ordinance shall be known as and may be cited as the Forsyth Township Prohibition of Marihuana Establishments 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 may be amended.

SECTION 3: NO MARIHUANA ESTABLISHMENTS. All marihuana establishments are prohibited within the boundaries of Forsyth Township pursuant to the Michigan Regulation and Taxation of Marihuana Act, Initiated Law 1 of 2018, as may be 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 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 Forsyth Township Police Department or by such other person (s) as designated by the Township Board from time to time.

SECTION 5: 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 6: REPEAL. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 7: EFFECTIVE DATE. This Ordinance shall take effect 30 days after notice of its adoption is published in a local newspaper.

ROLL CALL VOTE: Supervisor Boogren, Clerk Borrett, Treasurer Roberts, Trustee Adams, Trustee Armatti

YEAS: 5

NAYS: 0

ABSENT/ABSTAIN: 0

ORDINANCE DECLARED ADOPTED



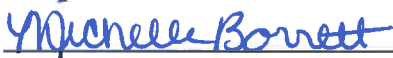
Joseph Boogren, Forsyth Township Supervisor

CERTIFICATION

I, Michelle Borrett, Clerk of Forsyth Township, do hereby certify that the foregoing is a true and accurate copy of Ordinance No. 6-2018, adopted by the Forsyth Township Board on the 29th day of November, 2018. A summary of the Ordinance was duly published in The Mining Journal newspaper, a newspaper that circulates within Forsyth Township, on December 4, 2018. Within one (1) week after such publication, I recorded the Ordinance in a book of ordinances

kept by me for that purpose, including the date of passage of the Ordinance, the names of the members of the Township Board voting, and how each member voted.

Attested:



Michelle Borrett, Forsyth Township Clerk