

TOWNSHIP OF ALLOUEZ
COUNTY OF KEWEENAW, STATE OF MICHIGAN
ORDINANCE NO. 25

ADOPTED: July 18, 2019

EFFECTIVE: 30 Days After Publication

PROHIBITION OF RECREATIONAL MARIHUANA ESTABLISHMENTS
ORDINANCE

An ordinance to prohibit recreational marihuana establishments within the boundaries of Allouez 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 ALLOUEZ
KEWEENAW COUNTY, MICHIGAN

ORDAINS:

SECTION I
TITLE

This ordinance shall be known as and may be cited as the Allouez 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, also known as the Michigan Regulation and Taxation of Marihuana Act, MCL 333.27951, *et seq.*, as may be amended.

SECTION III
NO MARIHUANA ESTABLISHMENTS

Pursuant to Initiated Law 1 of 2018, also known as the Michigan Regulation and Taxation of Marihuana Act, Section 6.1, MCL 333.27956(1), as may be amended, Allouez Township prohibits all marihuana establishments within its boundaries.

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 or equity.
5. This ordinance shall be administered and enforced and citations for violation issued by the Ordinance Enforcement Officer of the Township, any authorized local official as defined under Chapter 87 of the Revised Judicature Act of 1961, as amended, MCL 600.8701, et seq., 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.

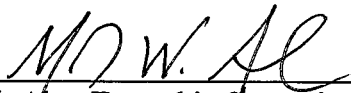
SECTION VI
REPEAL

All ordinance or parts of ordinances in conflict herewith are hereby repealed.

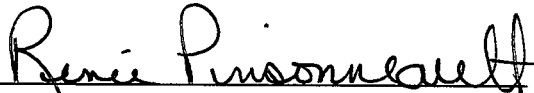
SECTION VII
EFFECTIVE DATE

This ordinance shall take effect thirty (30) days after publication, in accordance with MCL 41.184(2)(a).

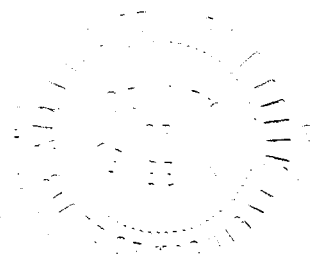
CERTIFICATION: It is hereby certified that this Ordinance was adopted by the Township Board for the Allouez Township, Keweenaw County, Michigan, at a meeting of the Board held in the Township Hall at 102 Second Street, Mohawk, MI 49950-0064, on the 18th day of July, 2019.



Mark Aho, Township Supervisor



Renee Pinsonneault, Township Clerk



Township of Allouez
Keweenaw County, Michigan

Ordinance No. 25

ADOPTED: July 18, 2019

EFFECTIVE: August 22, 2019

Date of Passage: July 18, 2019

Date of Publication: July 23, 2019

Date Presented to County Clerk: July 22, 2019

Roll Call Vote:

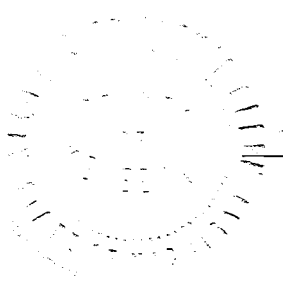
Marilyn Worm Aye

Renee Pinsonneault Aye

Julie Newman Aye

John Kaura Nay

Mark Aho Nay



Renee Pinsonneault

Renee Pinsonneault, Allouez Township Clerk

AFFIDAVIT OF PUBLICATION

IN THE MATTER OF TOWNSHIP OF ALLOUEZ COUNTY OF KEWEENAW, STATE OF MICHIGAN ORDINANCE NO. 25 ADOPTED: JULY 18, 2019 EFFECTIVE: 30 DAYS AFTER PUBLICATION PROHIBITION OF RECREATIONAL MARIHUANA ESTABLISHMENTS ORDINANCE.

STATE OF MICHIGAN

COUNTY OF HOUGHTON SS

YVONNE ROBILLARD

Being first duly sworn, says that he/she is the agent of the Publisher of The Daily Mining Gazette, a newspaper published in the English Language for the dissemination of local or transmitted news and intelligence of a general character and legal news, which is duly qualified newspaper, and that annexed hereto is a copy of a certain order taken from said newspaper in which order was published on the following dates:

JULY 23, 2019

TOWNSHIP OF ALLOUEZ
 COUNTY OF KEWEENAW, STATE OF MICHIGAN
 ORDINANCE NO. 25
 ADOPTED: July 18, 2019
 EFFECTIVE: 30 Days After Publication

PROHIBITION OF RECREATIONAL MARIHUANA ESTABLISHMENTS ORDINANCE.

An ordinance to prohibit recreational marihuana establishments within the boundaries of Allouez 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 ALLOUEZ
 KEWEENAW COUNTY, MICHIGAN**

ORDAINS:

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 thirty (30) days after publication, in accordance with MCL 41.184(2)(a).

CERTIFICATION: It is hereby certified that this Ordinance was adopted by the Township Board for the Allouez Township, Keweenaw County, Michigan, at a meeting of the Board held in the Township Hall at 102 Second Street, Mohawk, MI 49950-0064, on the 18th day of July, 2019.

Mark Aho
 Mark Aho, Township Supervisor

Renee Pinsonneault
 Renee Pinsonneault, Township Clerk

Yvonne Robillard
 Agent of the Publisher of The Daily Mining Gazette

Subscribed and sworn before me this 29th

Day of July A.D., 2019

Catherine O'Connell Ricci
 Notary Public, Houghton County, Michigan

Acting in and for the County of Houghton, Michigan

CATHERINE O'CONNELL RICCI
 Notary Public, State of Michigan
 County of Houghton
 My Commission Expires Aug. 10, 2024
 Acting in the County of Houghton