

BUTMAN TOWNSHIP
COUNTY OF GLADWIN, STATE OF MICHIGAN
ORDINANCE 38

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 Butman Township pursuant to Initiated Law 1 of 2018, MCL 332.2791 *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 BUTMAN
GLADWIN COUNTY, MICHIGAN
ORDAINS:

SECTION 1-TITLE

This ordinance shall be known as and may be cited as the Butman Township Prohibition of Marihuana Establishments Ordinance.

SECTION II – DEFINITIONS

Words used herein shall have the definitions as provided for in Initiated Law 1 of 2018, MCL 33.27951 *et seq.*, as may be amended

SECTION III – NO MARIHUANA ESTABLISHMENTS

Butman Township hereby prohibits all marihuana establishments within the boundaries of the Township pursuant to Initiated Law 1 of 2018, MCL 33.27951 *et seq.*, as may be amended.

SECTION IV – VIOLATION 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 nuisance per se.
2. A violation of this ordinance is a municipal civil infraction, for which the fines shall not be less than \$100.00 or more than \$500.00, 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, Butman 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 Butman Township Board from time to time.

SECTION V – SEVERABILITY

The provisions of this ordinance are hereby declared to be severable. If any clause, sentence, work, section or provision is hereafter declared void of unenforceable for any reason by the 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 May 8, 2019. This ordinance shall be immediately effective upon publication of a Notice of Adoption in the newspaper of general circulation in the Township of Butman, following adoption by the Butman Township Board of Trustees.

Roll Call : Yea – 5, Nay-0, Absent-0

ORDINANCE DECLARED ADOPTED THIS 8th DAY OF MAY, 2019



Sharon Hobin, Clerk
Butman Township
Gladwin, MI



Danny Gonzales, Supervisor
Butman Township
Gladwin, MI

**BUTMAN TOWNSHIP RESIDENTS
PUBLIC NOTICE**

Butman Board of Trustees has approved Ordinance 38, "Prohibition of Recreational Marihuana Establishments" at the May 8, 2019 meeting. Copies may be obtained at Butman Township, located at 5005 N Hockaday during regular business hours.

Sharon Hobin
Butman Township Clerk