

ORDINANCE NO. 193

Prohibition of Marihuana Establishments Ordinance

An Ordinance to prohibit marihuana establishments pursuant to the Michigan Regulation and Taxation of Marihuana Act, Ballot Proposal of 2018.

**THE CHARTER TOWNSHIP OF SUPERIOR, WASHTENAW COUNTY, MICHIGAN
HEREBY ORDAINS:**

Section 1. Title.

This ordinance shall be known as the "Charter Township of Superior Prohibition of Marihuana Establishments Ordinance."

Section 2. 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 3. Prohibition on Marihuana Establishments.

Superior Charter Township, prohibits all marihuana establishments within the boundaries of the Township pursuant to Initiated Law 1 of 2018, MCL 333.27951 *et seq.*, as may be amended.

Section 4. Violations and Penalties

- 4.1. 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.
- 4.2. A violation of this ordinance is a municipal civil infraction, for which the fines shall as set forth in the Superior Charter Township Municipal Penalty, Civil Infraction Penalty Ordinance., being Ordinance 162. 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.
- 4.3. Each day during which any violation continues shall be deemed a separate offense.
- 4.4. 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.
- 4.5. This ordinance shall be administered and enforced by the Ordinance Enforcement Officer of the Township or by such other person (s) as designated by the Township

Board from time to time.

Section 5. Severability.

The various parts, sections, and clauses of this ordinance are hereby declared to be severable. If any part, sentence, paragraph, section or clause is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of the Ordinance shall not be affected thereby.

Section 6. Repeal.

All ordinances in conflict with this ordinance are, to the extent of such conflict, hereby repealed.

Section 7. Effective Date.

This ordinance shall become effective upon its publication (or publication of a summary thereof) in a newspaper in general circulation within Charter Township of Superior

YEAS: Winslow, Williams, Schwartz, McKinney, Lewis, Findley, Caviston
NAYS: 0
ABSENT: 0

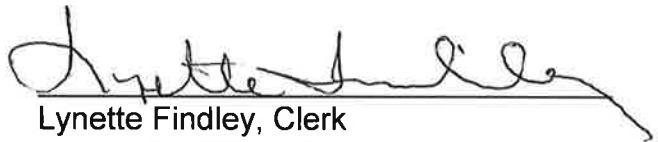
Ordinance declared adopted on October 21, 2019.



Kenneth Schwartz, Supervisor,
Charter Township of Superior

CERTIFICATE OF ADOPTION AND PUBLICATION

I, Lynette Findley, the duly elected Clerk of the Charter Township of Superior certify that the foregoing ordinance is a true and correct copy of the ordinance enacted by the Charter Township Board of the Charter Township of Superior on October 21, 2019, and published in the MLive Ann Arbor News a newspaper circulated in the Charter Township of Superior on October 10, 2019.



Lynette Findley, Clerk
Township of Superior