

TOWNSHIP BOARD
MARTIN TOWNSHIP
ALLEGAN COUNTY, MICHIGAN

Board member Tiemeyer, seconded by Board member Smit, moved the adoption of the following ordinance:

ORDINANCE NO. 125

AN ORDINANCE TO PROHIBIT MARIHUANA ESTABLISHMENTS AND MARIHUANA FACILITIES IN THE TOWNSHIP OF MARTIN, ALLEGAN COUNTY, MICHIGAN

THE TOWNSHIP OF MARTIN (the "Township") ORDAINS:

Section 1. Title

This Ordinance shall be known and cited as the Martin Township Marihuana Establishments and Facilities Ordinance.

Section 2. Definitions.

The following words, terms and phrases, when used in this ordinance, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

- (a) *IHRA* means the Industrial Hemp Research Act, 2014 PA 547, MCL 286.841 *et seq.*
- (b) *Marihuana establishment* means that term as defined in the MRTMA.
- (c) *Marihuana facility* means that term as defined in the MMFLA.
- (d) *MMFLA* means the Medical Marihuana Facilities Licensing Act, 2016 PA 281, as amended.
- (e) *MMMA* means the Michigan Medical Marihuana Act, 2008 IL 1, as amended.
- (f) *MRTMA* means the Michigan Regulation and Taxation of Marihuana Act, 2018 IL 1, as amended.

Section 3. Marihuana Establishments and Facilities Prohibited.

- (a) Pursuant to law and Section 6 of the MRTMA, marihuana establishments are prohibited within the boundaries of the Township.
- (b) Marihuana facilities are prohibited within the boundaries of the Township.

Section 4. Rights Unaffected by Article.

- (a) Except as specifically provided in Section 3, this ordinance shall not affect the rights or privileges of any individual or other person preserved under the MRTMA.
- (b) This ordinance does not affect the rights or privileges of a marihuana facility outside of the Township to engage in activities within the Township that it is permitted to engage in under the MMFLA within a municipality that has not authorized marihuana facilities to operate within its boundaries.
- (c) This ordinance does not affect the rights or privileges of registered qualifying patients or registered primary caregivers under the MMMA or the MMFLA.

(d) This ordinance does not affect the rights or privileges of any individual or other person under the IHRA.

(e) This ordinance does not affect the rights or privileges of any individual or other person under any other federal or state law, rule or regulation related to the medical use of marihuana.

Section 5. Effective Date.

This ordinance shall become effective the day following the date of the publication of the ordinance in a newspaper of general circulation within the Township.


YEAS: Tiemeyer, Sipple, Schipper, Smit

NAYS: _____

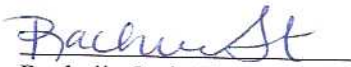
ABSENT: Leep

ORDINANCE NO. 125 ADOPTED.


Glenn Leep, Supervisor


Rachelle Smit, Clerk

I, Rachelle Smit, the Clerk of the Township of Martin, attest that the foregoing is a true and accurate copy of an ordinance adopted by the Township Board of the Township of Martin at a regularly scheduled meeting held on December 12, 2018, which meeting was held in accordance with state law.


Rachelle Smit, Township Clerk