

Ordinance No. 152-2019

AN ORDINANCE TO AMEND THE CODE OF ORDINANCES, VILLAGE OF UNIONVILLE, MICHIGAN BY ADDING TWO NEW SECTIONS, WHICH NEW SECTIONS SHALL BE DESIGNATED AS SECTION 8-120 AND SECTION 8-121 OF CHAPTER 8 OF SAID CODE.

Sec. 8-120. Prohibition of Recreational Marihuana Establishments.

- a) Pursuant to the provisions of Section 6.1 of the Michigan Regulation and Taxation of Marihuana Act (the "Act"), marihuana establishments, as defined by the Act, are completely prohibited within the boundaries of the Village.
- b) An application for a state or local license to establish a marihuana establishment, as defined by the Act, within the boundaries of the Village shall be deemed to be not in compliance with this Ordinance.
- c) This section does not supersede rights and obligations with respect to the transportation of marihuana through the Village to the extent provided by the Act, and does not supersede rights and obligations under Michigan law with respect to the establishment and licensing of medical marihuana facilities under the Michigan Medical Marihuana Act, the Medical Marihuana Licensing Act, 2016 PA 281, or any other law of the State of Michigan allowing for or regulating marihuana for medical use.

Sec. 8-121. Prohibition on Sale and Consumption of Marihuana in Public Places.

- a) In conformance with Sections 4.1(e) and 6.2(b) of the Act, the sale or consumption of marihuana in any form and the sale or display of marihuana accessories, as defined by the Act is prohibited in any public places within the boundaries of the Village.
- b) Any person who violates any of the provisions of this section shall be responsible for a municipal civil infraction punishable by a civil fine of \$500, plus court-imposed costs.
- c) This section does not supersede rights and obligations with respect to the transfer and consumption of marihuana on private property to the extent authorized by the person who owns, occupies or operates such property, as provided in and authorized by the Act, and does not supersede rights and obligations with respect to the use of marihuana for medical purposes as provided by any law of the State of Michigan allowing for or regulating marihuana for medical use.

Amended Ordinance No. 152-2019 was adopted on the 21st day of January 2019, by a majority vote of the Unionville Village Council as follows:

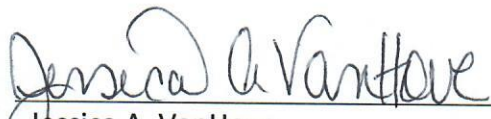
Motion by: John Katnik

Supported by: Jeff Anker


Yeas: Jeff Anker, Vickie Balzer, John Katnik, Amber Schmidt, Dave VanHove, and Ralph Rasch

Nay: None **Absent:** Matt Prime

I certify that this is a true copy of Amended Ordinance No 152-2019, adopted at a regular meeting of the Unionville Village Council on January 21, 2019, and shall be effective 30 days after publication in a newspaper circulating within the Village of Unionville, Tuscola County, Michigan.



Jessica A. VanHove
Unionville Village Clerk



Ralph E. Rasch
Unionville Village President