

TOWNSHIP OF BANGOR
COUNTY OF VAN BUREN, STATE OF MICHIGAN

ORDINANCE NO. 25

ADOPTED: February 12, 2019

EFFECTIVE: March 12, 2019

PROHIBITION OF MEDICAL MARIHUANA ESTABLISHMENTS ORDINANCE

An ordinance to provide a title for the ordinance; to prohibit medical marihuana establishments within the boundaries of Bangor Township; 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 BANGOR
VAN BUREN COUNTY, MICHIGAN

ORDAINS:

SECTION I
TITLE

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

SECTION II
NO MEDICAL MARIHUANA ESTABLISHMENTS

The State of Michigan enacted the Medical Marihuana Facilities Licensing Act, MCL 333.27101, et. Seq., to license and regulate certain commercial entities identified in the Act as growers, processors, provision centers, secure transporters, and safety compliance facilities.

The Medical Marihuana Facilities Licensing Act provides, in MCL 333.27205, that a medical marihuana facility shall not operate in a municipality unless the municipality has adopted an ordinance that authorizes that type of facility.

Bangor Township Board has decided to NOT adopt an ordinance to authorize the location of any marihuana facilities within the Township of Bangor.

Bangor Township hereby prohibits all marihuana establishments within the boundaries of the Township.

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.

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 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 February 12, 2019.

BANGOR TOWNSHIP

By:  _____