

Village of Laurium

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ORDINANCE #154 PROHIBITION OF MARIJUANA ESTABLISHMENTS

An Ordinance to provide a title for the Ordinance; to define words; to prohibit marijuana establishments within the boundaries of the Village of Laurium pursuant to Initiated Law 1 of 2018, MCL 333.27951 *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 Village of Laurium hereby ordains:

SEC. 1. Title

This Ordinance shall be known as and may be cited as the Village of Laurium Prohibition of Marijuana Establishments Ordinance.

SEC. 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.

SEC. 3. No Marihuana Establishments

The Village of Laurium (the "Village") hereby prohibits all marijuana establishments within the boundaries of the Village pursuant to Initiated Law 1 of 2018, MCL 333.27951 *et seq.*, as may be amended.

SEC. 4. 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 \$100.00 nor more than \$500.00, in the discretion of the Court. The foregoing sanctions shall be in addition to the rights of the Village 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 Village 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 Village 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 Village or by such other person(s) as designated by the Village Board from time to time.

SEC. 5. 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.

SEC. 6. Repeal

All Ordinance or parts of Ordinances in conflict herewith are hereby repealed.

SEC. 7. Publication and Effective Date

Within 15 days after this Ordinance is passed, the Village Clerk shall publish this Ordinance or a synopsis of this Ordinance in a newspaper circulated in the Village. Immediately after this Ordinance or synopsis of this Ordinance is published, the Clerk shall enter in the record of certificate, stating the date on which and the name of the newspaper in which the Ordinance was published. This Ordinance shall not take effect before the twentieth (20th) day after its passage or on of its date of publication, whichever occurs first.

This Ordinance was adopted by and affirmative vote of a majority of the members of the Village Council at its regularly-scheduled meeting on January 15, 2019. Members of the council voted as follows:

Yes: Bausano, Carlson, Erickson, Lanctot, Schneiderhan, Sullivan

No: Miller

Absent: None

Patricia M. Golus
Clerk, Village of Laurium

Donald Bausano
President, Village of Laurium

I hereby certify that the foregoing is a true and compete copy of an Ordinance No. 154, adopted by the Village Council of the Village of Laurium, County of Houghton, State of Michigan, at a regular meeting held on January 15, 2019. This meeting was conducted and public notice of the meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act 267, Public Acts of Michigan 1976.

Patricia M. Golus
Clerk, Village of Laurium

Original Signed

Date Reviewed by Council

Jan 2021

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