

ORDINANCE NO. 2019-03

MARIHUANA ESTABLISHMENTS EFFECTIVE AUGUST 13, 2019

AN ORDINANCE, to exercise the Lyndon Township's authority to prohibit the establishment or operation of marihuana establishments within the Township as such facilities are defined in the Michigan Regulation and Taxation of Marihuana Act.

THE TOWNSHIP OF LYNDON ORDAINS:

SECTION 1. FINDINGS

1. On November 6, 2018, Michigan voters approved Initiated Law 1 of 2018, known as the Michigan Regulation and Taxation of Marihuana Act ("MRTMA"). Among other things, the MRTMA makes marihuana legal under state and local law for adults 21 years of age or older, makes industrial hemp legal under state and local law, and controls the commercial production and distribution of marihuana under a system that licenses, regulates, and taxes the businesses involved.
2. Section 6 of the MRTMA authorizes a municipality to completely prohibit or limit the number of marihuana establishments within its boundaries. A "marihuana establishment" under the MRTMA means a marihuana grower, marihuana safety compliance facility, marihuana processor, marihuana microbusiness, marihuana retailer, marihuana secure transporter, or any other type of marihuana-related business licensed by the Michigan Department of Licensing and Regulatory Affairs.
3. The Township has considered the potential benefits, challenges, and costs of permitting marihuana establishments within its boundaries and has determined that prohibiting marihuana establishments is in the best interest of the public health, safety, and welfare.

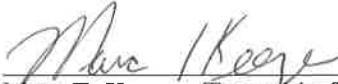
SECTION 2. PROHIBITION Pursuant to Section 6 of the MRTMA, the Township prohibits the establishment or operation of any and all categories of marihuana establishments within its boundaries.

SECTION 3. SCOPE Nothing in this Ordinance shall be construed to prohibit activities that are permitted under the Michigan Medical Marihuana Act, Initiated Law 1 of 2008, MCL 333.26421 et seq.

SECTION 3. EFFECTIVE DATE This Ordinance shall be in full force and effect immediately due to the need to protect public health, safety, welfare, and the orderly administration of the affairs of Lyndon Township.

SECTION 4. REPEALER Any ordinance or parts of any ordinance in conflict with any provision of these ordinances are hereby repealed. The ordinances shall become effective upon publication by the Township Clerk.

We certify that the foregoing Marihuana Establishments Ordinance was duly enacted by the Township Board of the TOWNSHIP OF LYNDON, WASHTENAW COUNTY, MICHIGAN, on the 13th day of August, 2019.



Marc E. Keezer, Township Supervisor

Attest:

I, Linda Reilly, Clerk of the TOWNSHIP OF LYNDON, WASHTENAW COUNTY, MICHIGAN, DO HEREBY CERTIFY that the ordinance prohibiting marihuana establishments, was properly adopted by the Township Board of the TOWNSHIP OF LYNDON, WASHTENAW COUNTY, MICHIGAN, and that all proceedings were regular and in accordance with all legal requirements.


Linda Reilly, Township Clerk

Dated: August 13, 2019