

STATE OF MICHIGAN  
COUNTY OF WAYNE  
CHARTER TOWNSHIP OF PLYMOUTH

PROHIBITION OF MARIHUANA ESTABLISHMENTS ORDINANCE

ORDINANCE NO. 1016

AMENDMENT #21

AN ORDINANCE TO PROVIDE A TITLE FOR THE ORDINANCE; TO DEFINE WORDS; TO PROHIBIT MARIHUANA ESTABLISHMENTS WITHIN THE BOUNDARIES OF THE CHARTER TOWNSHIP OF PLYMOUTH 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 CHARTER TOWNSHIP OF PLYMOUTH ORDAINS:

Ordinance No. 1016, Amendment #21, the Prohibition of Marihuana Establishments Ordinance, is hereby adopted to read as follows:

**SECTION I. TITLE**

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

**SECTION II. 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.

**SECTION III. NO MARIHUANA ESTABLISHMENTS**

The Charter Township of Plymouth hereby prohibits all marihuana establishments within the boundaries of the Township pursuant to Initiated Law 1 of 2018, MCL 333.27951 *et seq.*, as may be amended.

**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, by a peace officer, or by such other person(s) as designated by the Township Board from time to time.

**SECTION V. SEVERABILITY**

If any section, subsection, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portion thereof.

**SECTION VI. SAVINGS CLAUSE**

The repeal or amendment herein shall not abrogate or affect any offense or act committed or done, or any penalty or forfeiture incurred, or any pending litigation or prosecution of any right established or occurring prior to the effective date of this Ordinance.

**SECTION VI. PUBLICATION**

The Clerk for the Charter Township of Plymouth shall cause this Ordinance to be published in the manner required by law.

**SECTION VIII. EFFECTIVE DATE**

This Ordinance shall take full force and effect upon publication.

**CERTIFICATION**

The foregoing Ordinance was duly adopted by the Charter Township of Plymouth Board Trustees at its regular meeting called and held on the 22nd day of January, 2019, and was ordered to be given publication in the manner required by law.

\_\_\_\_\_  
Jerry Vorva, Clerk

Introduced: January 8, 2019  
Published: January 24, 2019  
Adopted: January 22, 2019  
Effective upon Publication: January 24, 2019