

**VILLAGE COUNCIL
VILLAGE OF MESICK
WEXFORD COUNTY, MICHIGAN**

**AN ORDINANCE TO REGULATE THE HEALTH,
SAFETY, WELFARE OF THE PUBLIC AND
PROHIBIT MARIHUANA ESTABLISHMENTS WITHIN
THE BOUNDARIES OF VILLAGE OF MESICK**

Minutes of a Regular Meeting of the Board of the Village of Mesick, held in the
119 E Mesick Ave, Mesick, Michigan 49668 on
June 12, 2019.

WHEREAS, the Village Board of Village of Mesick has authority pursuant to MCL 66.1, et seq. to adopt ordinances to secure the public health, safety, and general welfare of the public; and

WHEREAS, the Michigan Regulation and Taxation of Marihuana Act was enacted December 6, 2018 allowing for adult use of marihuana; and

WHEREAS, the Village has determined it is in the public health, safety and welfare to prohibit marihuana establishments within Village limits.

THEREFORE, THE VILLAGE OF MESICK ORDAINS:

PROHIBITION OF 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 of Mesick.
- (B) Any applicant for a state or local license to establish a marihuana establishment, as defined by the Act, within the boundaries of the Village of Mesick shall be deemed to be not in compliance with this Ordinance or with the Code of Ordinances amended by this Ordinance.
- (C) This section does not supersede rights and obligations with respect to the transportation of marihuana through the Village of Mesick to the extent provided by the Act, and does not supersede rights and obligations under Michigan law.

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 of Mesick.
- (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.

Effective Date. The adoption of this ordinance is hereby declared an emergency affecting the public peace, health and safety and this ordinance shall, therefore, be effective immediately upon its adoption and publication.

Publication. After its adoption, this ordinance or a summary thereof, as permitted by law, shall be published by the Village of Mesick in *The Cadillac News* a newspaper of general circulation in the Village of Mesick.

ORDINANCE DECLARED ADOPTED.

Dated: 6-12-19



Village, President

CERTIFICATION

I, the undersigned duly appointed Clerk of the Village of Mesick, Wexford County, Michigan, do hereby certify that the above ordinance, or a summary thereof, was published in *The Cadillac News* a newspaper of general circulation in the Village of Mesick on 12 June / 2019, 2019, and that such ordinance was entered with the Ordinance Book of the Village of Mesick on 1, August, 2019.

Dated: 10/31/2019



Village of Mesick Clerk

LEGAL NOTICE
VILLAGE OF MESICK
ORDINANCE NUMBER 2019-01
ADOPTED JUNE 12, 2019

AN ORDINANCE TO REGULATE THE HEALTH, SAFETY, WELFARE OF THE PUBLIC AND PROHIBIT MARIJUANA ESTABLISHMENTS WITHIN THE BOUNDARIES OF THE VILLAGE OF MESICK. TO VIEW THIS ORDINANCE IN ITS ENTIRETY PLEASE CONTACT THE VILLAGE OF MESICK OFFICE, (231) 885-1646.

DEBORAH E STANTON
VILLAGE OF MESICK CLERK