

ORDINANCE NO. _____

AN ORDINANCE TO AMEND TITLE XI: BUSINESS REGULATIONS TO ADD CHAPTER 114 MARIHUANA ESTABLISHMENTS OF THE CODE OF ORDINANCES OF THE CITY OF THE VILLAGE OF CLARKSTON, OAKLAND COUNTY, MICHIGAN, TO PROHIBIT MARIHUANA ESTABLISHMENTS AS DEFINED IN THE MICHIGAN REGULATION AND TAXATION OF MARIHUANA ACT, AND PRESCRIBE A PENALTY FOR VIOLATIONS.

THE CITY OF THE VILLAGE OF CLARKSTON ORDAINS:

Section 1.01. Chapter 114 Marihauna Establishments shall be added to the Municipal Code of Ordinances of the City of the Village of Clarkston as follows:

Article VI. Marihuana Establishments

Section 114.01

Pursuant to Section 6.1 of the Michigan Regulation and Taxation of Marihuana Act, the City of the Village of Clarkston completely prohibits marihuana establishments, as defined in the Act, within the City's municipal boundaries.

Section 2.01. Severability. This ordinance and each article, section, subsection, paragraph, subparagraph, part, provision, sentence, word and portion thereof are hereby declared to be severable, and if they or any of them are declared to be invalid or unenforceable for any reason by a court of competent jurisdiction, it is hereby provided that the remainder of this ordinance shall not be affected thereby.

Section 3.01. Penalty. All violations of this ordinance shall be municipal civil infractions and upon a determination of responsibility therefore shall be punishable by a civil fine of not more than \$500.

Section 4.01. Effective Date. This Ordinance is hereby declared to have been adopted by the City Council of the City of the Village of Clarkston, at a meeting thereof duly called and held on the ____ day of _____, 2019, and shall be published in the manner prescribed by law and shall become effective 20 days after publication.

Made and passed by the City Council of the City of the Village of Clarkston this _____ day of _____, 2019.

Eric Haven, Mayor

Sandy Miller, City Clerk