

VILLAGE OF HOPKINS
COUNTY OF ALLEGAN, STATE OF MICHIGAN

ORDINANCE NO. 67

ADOPTED: SEPTEMBER 9TH, 2019

EFFECTIVE: NOVEMBER 2ND, 2019

PROHIBITION OF MARIHUANA ESTABLISHMENTS ORDINANCE

An ordinance to provide a title for the ordinance; to define words; to prohibit marihuana establishments within the boundaries of Hopkins Village pursuant to Initiated Law 1 of 2018, MCL *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 HOPKINS, ALLEGAN COUNTY, MICHIGAN

ORDAINS:

SECTION I

TITLE

This ordinance shall be known as and may be cited as the Hopkins Village 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 *et seq.*, as may be amended.

SECTION III

NO MARIHUANA ESTABLISHMENTS

Hopkins Village hereby prohibits all marihuana establishments within the boundaries of the Village pursuant to Initiated Law 1 of 2018, MCL *et seq.*, as may be amended.

SECTION IV

VIOLATIONS AND PENALTIES

1. Any persons who disobeys neglects or refuses to comply with any provisions 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 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 Council from the time to time.

SECTION V

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.

SECTION VI

REPEAL

All ordinance or parts of ordinances in conflict herewith are hereby repealed.

SECTION VII

EFFECTIVE DATE

This ordinance shall take effect November 2nd, 2019.

Pro Ten *Zany Z Wierick* Date 9-9-19

Clerk *Mick Allard* Date 9-9-19