

**CERTIFICATION FOR GENERAL ORDINANCE AMENDMENT**

**ORDINANCE #278**

**PROHIBIT MARIHUANA ESTABLISHMENT**

This amendment shall take effect 30 days after publication. The foregoing Amendment was adopted by the Howell Township Board on 04/08/2019.

Dated April 16, 2019

  
Township Clerk

Moved by: Counts

Seconded by: Hohenstein

Yes: Smith, Melton, Hohenstein, Graham, Rudnicki, Counts, Coddington

No: None

Abstentions: None

Absent: None

I hereby affirm that this ordinance was duly adopted by the Howell Township Board at a regular meeting on April 8, 2019 to which I add my signature on April 16, 2019.

  
Township Clerk

Date adopted by Township Board: 4/08/2019

Date adopted ordinance published in newspaper: 4/11/2019

Name of newspaper published in: Livingston Daily

Effective date of ordinance: 5/10/2019

Date copy of attested ordinance filed with Livingston County Clerk: 4/15/2019

Date ordinance was recorded in Township Book of Ordinances: 4/15/2019

**TOWNSHIP OF HOWELL  
COUNTY OF LIVINGSTON, STATE OF MICHIGAN  
ORDINANCE NO. 278  
ADOPTED: April 8, 2019**

At a meeting of the Howell Township Board, Livingston County, Michigan, held at the Township Hall on April 8, 2019, at 6:30 p.m., Board Member Hohenstein moved and Board Member Counts seconded to adopt the following Ordinance:

*An Ordinance to prohibit marihuana establishments within the boundaries of Howell Township pursuant to the Michigan Regulation and Taxation of Marihuana Act, Initiated Law 1 of 2018, as amended.*

**THE TOWNSHIP OF HOWELL, LIVINGSTON COUNTY, MICHIGAN, ORDAINS:**

**SECTION 1. TITLE:** This Ordinance shall be known as and may be cited as the Howell Township Prohibition of Marihuana Establishments Ordinance.

**SECTION 2. DEFINITIONS:** Words used herein shall have the definitions as provided for in Initiated Law 1 of 2018, MCL 333.27951, *et seq.*, as amended.

**SECTION 3. NO MARIHUANA ESTABLISHMENTS:** Howell Township hereby prohibits all marihuana establishments within the boundaries of the Township pursuant to Initiated Law 1 of 2018, MCL 333.27951, *et seq.*, as amended.

**SECTION 4. 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 a nuisance per se.

2. A violation of this Ordinance is a municipal civil infraction, punishable by a fine of \$5,000.00, along with any costs, direct or indirect expenses, or attorney fees that the Township incurs in connection with the infraction. In addition, the Township may seek injunctive relief against persons alleged to be in violation of this Ordinance and any other relief available at law or equity.

3. Each day during which any violation continues shall be deemed a separate offense.

4. This Ordinance shall be administered and enforced by the Ordinance Enforcement Officer of the Township or by such other person (s) as designated by the Township Board from time to time.

**SECTION 5. 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 6. REPEAL:** All ordinance or parts of ordinances in conflict herewith are hereby repealed.

**SECTION 7. EFFECTIVE DATE:** This Ordinance shall take effect 30 days after notice of its adoption is published in a local newspaper.

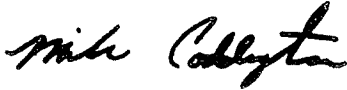
ROLL CALL VOTE:

YEAS: Smith, Melton, Hohenstein, Graham, Rudnicki, Counts, Coddington

NAYS: None

ABSENT/ABSTAIN: None

ORDINANCE DECLARED ADOPTED



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Mike Coddington, Howell Township Supervisor

**CERTIFICATE**

STATE OF MICHIGAN            )  
  ) ss  
COUNTY OF LIVINGSTON    )

Jean Graham, Clerk of Howell Township, certifies that the foregoing is a true and accurate copy of Ordinance No. 278, adopted by the Howell Township Board on April 8, 2019. A Notice of Adoption was duly published in the Livingston Daily newspaper, which circulates within Howell Township, on April 11, 2019. Within one (1) week after such publication, the Ordinance was recorded in the book of ordinances, including date of passage, the names of the members of the Township Board voting, and how each member voted. An attested copy of the Ordinance was filed with the Livingston County Clerk on April 10, 2019.

Attested:

  
\_\_\_\_\_  
Jean Graham, Howell Township Clerk