

VILLAGE OF AKRON
PROHIBITION OF RECREATIONAL MARIHUANA ESTABLISHMENTS
ORDINANCE

ORDINANCE NO. 1120

**AN ORDINANCE TO REGULATE THE PROHIBITION OF RECREATIONAL
MARIHUANA ESTABLISHMENTS WITHIN THE VILLAGE OF AKRON.**

**BE IT ORDAINED BY THE VILLAGE COUNCIL OF THE VILLAGE OF AKRON,
MICHIGAN THAT:**

That the Code of Ordinances of the Village of Akron be added to read as follows:

SECTION 1. PROHIBITION OF RECREATIONAL 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.
- B. An application for a state or local license to establish a marihuana establishment, as defined by the Act, within the boundaries of the Village shall be deemed to be not in compliance with this Ordinance.
- C. This section does not supersede rights and obligations with respect to the transportation of marihuana through the Village to the extent provided by the Act, and does not supersede rights and obligations under Michigan law.

**SECTION 2. PROHIBITION ON SALE AND COMSUMPTION 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.
- 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.

SECTION 3. VALIDITY:

- A. All Ordinances or part of this Ordinance in conflict herewith are hereby repealed.
- B. If any section, paragraph, clause or provision of this Ordinance shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this Ordinance.

SECTION 4. ORDINANCE IN FORCE:

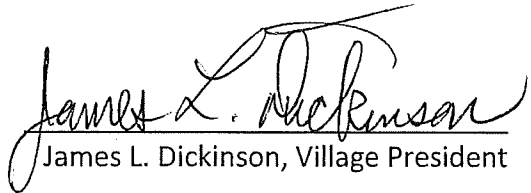
This Ordinance shall be in full force and effect from and after its passage and approval and publication by law.

This Ordinance enacted by the Village Council of the Village of Akron at a regular meeting held at the Council Chambers in said Village on _____ day of _____, 20____.

Yeas: 4

Nays: 0

Absent: 2


James L. Dickinson, Village President

I, Shari Hadaway, Clerk of the Village of Akron, do hereby certify that the above Ordinance is a true and correct copy of an Ordinance passed by the Village Council of the Village of Akron, Tuscola County, Michigan, at a regular meeting on 20th day of August, 2019.



Shari Hadaway, Village Clerk