

AN ORDINANCE TO AMEND THE BROWN CITY CODE BY ADDING A NEW SECTION WHICH NEW SECTION SHALL BE KNOWN AS SECTION 130.06 OF CHAPTER 13 OF SAID CODE – PROHIBITION OF MARIHUANA ESTABLISHMENTS.

THE CITY OF BROWN CITY ORDAINS:

- Section 130.06 Prohibition of Marihuana Establishments: The City of Brown City ordains that pursuant to the Michigan Regulation and Taxation of Marihuana Act, Section 6.1, the City elects to prohibit marihuana establishments within its boundaries.
- Section 130.06.1 Penalty: Any person violating any of the provisions of this Section shall be guilty of a civil infraction and subject to the penalties of Section 130.99 of the Brown City Code.
- Section 130.06.2 Severability: If any section, sentence, clause or phrase of this ordinance shall be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this ordinance.
- Section 130.06.3 Effective Date:
This Ordinance shall take effect thirty days after adoption.

INTRODUCTION:

This Ordinance was introduced by Councilmember William Walters on October 8, 2018, during a Regular Meeting of the City Council. The Public Hearing thereon was held on at 7:05 PM on October 22, 2018.

MOTION AND VOTE:

Moved by Councilmember Christine Lee, seconded by Councilmember William Walters, to adopt Ordinance Section 130.06 – Prohibition of Marihuana Establishments.

Roll Call vote on this Ordinance, six (6) members being present, was as follows:
CM Jacobson-yes, CM Kosal- yes, CM Lee- yes, CM McIvor- yes, CM Parks- yes, CM Walters- yes.

Yeas: _____ 6 _____ Nays: _____ 0 _____
Abstaining: _____ 0 _____ Absent: _____ 0 _____

CERTIFICATION:

I hereby certify that the foregoing constitutes a true and complete copy of Brown City Code Section 130.06, adopted as an Ordinance by the City Council of the City of Brown City at a Regular Meeting held at the City Hall on the 22nd day of October, 2018.

I do hereby further certify that the said Brown City Code Section 130.06 was published as required by the Brown City Charter in *The Banner*, a newspaper published and circulated in the City of Brown City, County of Sanilac, Michigan, on the 5th day of November, 2018.

Witness my official signature this 7th day of November, 2018.

Juanita M. Smith
City Clerk