

**GEORGETOWN CHARTER TOWNSHIP  
OTTAWA COUNTY, MICHIGAN  
(Ordinance No. 2018-20)**

**AN ORDINANCE TO AMEND CHAPTER 14 OF THE CODE OF  
ORDINANCES, CHARTER TOWNSHIP OF GEORGETOWN, MICHIGAN,  
TO ADD ARTICLE IV, SECTIONS 14-80, 14-81 AND 14-82**

THE CHARTER TOWNSHIP OF GEORGETOWN ORDAINS:

Section 1. Amendment of Chapter 14 to add Article IV, Sections 14-80, 14-81 and 14-82. That the Code of Ordinances, Charter Township of Georgetown, Michigan, is amended to add a new Article IV, Sections 14-80, 14-81 and 14-82, to read as follows:

**ARTICLE IV. – MARIHUANA ESTABLISHMENTS AND FACILITIES.**

**Sec. 14-80. Definitions.**

- (a) The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:
- (b) *IHRA* means the Industrial Hemp Research Act, 2014 PA 547, MCL 286.841 *et seq.*
- (c) *Marihuana establishment* means that term as defined in the MRTMA.
- (d) *Marihuana facility* means that term as defined in the MMFLA.
- (e) *MMFLA* means the Medical Marihuana Facilities Licensing Act, 2016 PA 281, as amended.
- (f) *MMMA* means the Michigan Medical Marihuana Act, 2008 IL 1, as amended.
- (g) *MRTMA* means the Michigan Regulation and Taxation of Marihuana Act, 2018 IL 1, as amended.

**Sec. 14-81. Marihuana Establishments and Facilities Prohibited.**

- (a) Pursuant to Section 6 of the MRTMA, marihuana establishments are prohibited within the boundaries of the Township.
- (b) Marihuana facilities are prohibited within the boundaries of the Township.

**Sec. 14-82. Rights Unaffected by Article.**

- (a) Except as specifically provided in Section 14-81, this article shall not affect the rights or privileges of any individual or other person preserved under the MRTMA.
- (b) This article does not affect the rights or privileges of a marihuana facility outside of the Township to engage in activities within the Township that it is permitted to engage in under the MMFLA within a municipality that has not authorized marihuana facilities to operate within its boundaries.
- (c) This article does not affect the rights or privileges of registered qualifying patients or registered primary caregivers under the MMMA or the MMFLA.
- (d) This article does not affect the rights or privileges of any individual or other person under the IHRA.
- (e) This article does not affect the rights or privileges of any individual or other person under any other federal or state law, rule or regulation related to the medical use of marihuana.

Section 2. Severability. In the event that any one or more sections, provisions, phrases, or words of this Ordinance shall be found to be invalid by a court of competent jurisdiction, such holding shall not affect the validity or the enforceability of the remaining sections, provisions, phrases, or other words of this Ordinance.

Section 3. Remainder. Except as specified above, the balance of the Code of Ordinances, Charter Township of Georgetown, Michigan, as amended, shall remain unchanged and in full force and effect.

Section 4. Effective Date. In accordance with Sections 42.20 and 42.22 of the Charter Township Act, 1946 PA 359, as amended, this Ordinance is declared to be an emergency ordinance and, hence, the provisions of this Ordinance shall take effect immediately upon the date of publication after adoption of this Ordinance.

YEAS: \_\_\_\_\_

NAYS: \_\_\_\_\_

ABSENT: \_\_\_\_\_

ORDINANCE NO. \_\_\_\_\_ DECLARED ADOPTED.

CERTIFICATION

I hereby certify that the above is a true copy of an Ordinance adopted by the Georgetown Charter Township Board at the time, date, and place specified above pursuant to the required statutory procedures.

Respectfully submitted,

Dated: \_\_\_\_\_, 2018

By \_\_\_\_\_  
Richard VanderKlok  
Georgetown Charter Township Clerk