

10/26/2018

ORDINANCE NO. _____

AN ORDINANCE TO ADD ARTICLE IV MARIHUANA ESTABLISHMENTS TO CHAPTER 22, BUSINESSES, OF THE CODE OF ORDINANCES OF THE CITY OF ROCHESTER HILLS, OAKLAND COUNTY, MICHIGAN, TO PROHIBIT MARIHUANA ESTABLISHMENTS AS DEFINED IN THE MICHIGAN REGULATION AND TAXATION OF MARIHUANA ACT, AND TO REPEAL CONFLICTING OR INCONSISTENT ORDINANCES, AND PRESCRIBE A PENALTY FOR VIOLATIONS.

THE CITY OF ROCHESTER HILLS ORDAINS:

Section 1. Article IV shall be added to Chapter 22 of the Code of Ordinances of the City of Rochester Hills, as follows:

Article IV. Marihuana Establishments

Pursuant to Section 6.1 of the Michigan Regulation and Taxation of Marihuana Act, the City of Rochester Hills completely prohibits marihuana establishments, as defined in the Act, within the City's municipal boundaries.

Section 2. Severability. This ordinance and each article, section, subsection, paragraph, subparagraph, part, provision, sentence, word and portion thereof are hereby declared to be severable, and if they or any of them are declared to be invalid or unenforceable for any reason by a court of competent jurisdiction, it is hereby provided that the remainder of this ordinance shall not be affected thereby.

Section 3. Penalty. All violations of this ordinance shall be municipal civil infractions and upon a determination of responsibility therefore shall be punishable by a civil fine of not more than \$500.

Section 4. Repeal, Effective Date, Adoption.

(1) Repeal. All regulatory provisions contained in other City ordinances, which are inconsistent with the provisions of this ordinance, are hereby repealed.

(2) Effective Date. This ordinance shall become effective on _____, following its publication in the *Oakland Press* on _____, 2018.

(3) Adoption. This ordinance was adopted by the City Council of the City of Rochester Hills at a meeting thereof held on _____, 2018.

Bryan K. Barnett, Mayor
City of Rochester Hills

CERTIFICATE

I HEREBY CERTIFY THAT THE FOREGOING ORDINANCE WAS ADOPTED BY THE CITY COUNCIL OF THE CITY OF ROCHESTER HILLS AT A MEETING THEREOF ON _____, 2018.

Tina Barton, Clerk
City of Rochester Hills