

**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 29, 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 22<sup>nd</sup> 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 29<sup>th</sup> day of October, 2018.

Witness my official signature this \_\_\_<sup>th</sup> day of October, 2018.

\_\_\_\_\_  
Juanita M. Smith  
City Clerk