

ORDINANCE NO. 19-343

Amendment to Chapter 3 of the City Code

An ordinance to amend Chapter 3 of the City Code of the City of Morenci to regulate recreational marihuana facilities.

CITY OF MORENCI, LENAWEE COUNTY, MICHIGAN, HEREBY ORDAINS:

Section 1. Amendment.

Chapter 3 of the City of Morenci municipal code is amended to the following:

Sec. 3-29 - Allowance of recreational marihuana facilities.

Recreational marihuana facilities are allowed through the Michigan Regulation and Taxation of Marihuana Act (Initiated Law 1 of 2018) with the same structure for licensing as medical marihuana facilities outlined in Chapter 3 of the City Code.

Sec. 3-30 - Number of licenses for recreational marihuana facilities.

Facility	Number
Grower	Unlimited
Processor	Unlimited
Secure transporter	Unlimited
Safety compliance center	Unlimited
Retailer	5

Sec. 3-30. - Violations and penalties.

(a) Any person who disobeys neglects or refuses to comply with any provision of this ordinance or who causes allows or consents to any of the same shall be deemed to be responsible for the violation of this ordinance. A violation of this ordinance is deemed to be a nuisance per se.

(b) A violation of this ordinance is a municipal civil infraction, for which the fines shall as set forth in Morenci City Municipal Code. The foregoing sanctions shall be in addition to the rights of the city to proceed at law or equity with other appropriate and proper remedies. Additionally, the violator shall pay costs which may include all expenses, direct and indirect, which the city incurs in connection with the municipal civil infraction.

(c) Each day during which any violation continues shall be deemed a separate offense.

(d) In addition, the city may seek injunctive relief against persons alleged to be in violation of this ordinance, and such other relief as may be provided by law.

(e) This section shall be administered and enforced by the ordinance enforcement officer of the city or by such other person (s) as designated by the city council from time to time.

Section 2. Repeal of Conflicting Provisions.

All other City ordinances, City Council resolutions, and parts thereof that conflict with provisions of this Ordinance are hereby repealed and shall be of no further force or effect.

Section 3. Severability.

All sections, terms, provisions or clauses of this Ordinance shall be deemed independent and severable. Should a court of competent jurisdiction hold any section, term, provision or clause void or invalid, all remaining sections, terms, provisions and clauses not held void or invalid shall continue in full force and effect.

Section 4. Publication and Effective Date.

Publication of this ordinance shall be made by causing a true copy thereof to be inserted once in the State Line Observer, a newspaper circulating within the City of Morenci. This ordinance shall take effect ten (10) days after the ordinance is published.

YEAS: Councilors Apger, Bussell, Emmons, Pierce, & Mayor Bell

NAYS: Councilor Lampson

ABSENT: Councilor Seger

Ordinance declared adopted on October 28, 2019.



Jeffrey D. Bell, Mayor
City of Morenci

CERTIFICATION OF ADOPTION AND PUBLICATION

I, Michael S. Sessions, the City Clerk, certify that the foregoing ordinance was properly enacted by the City Council of the City of Morenci, Lenawee County, Michigan on October 28, 2019 and that it was published in the State Line Observer on October 30, 2019.



Michael S. Sessions, City Clerk
City of Morenci