TOWNSHIP OF CALDWELL
COUNTY OF MISSAUKEE,
STATE OF MICHIGAN
ORDINANCE NO. 3-28-2019
ADOPTED 3-28-2019
EFFECTIVE DATE: 5-5-2019

PROHIBITION OF MARIHUANA ESTABLISHMENTS ORDINANCE:
An ordinance to provide a title for the ordinance; to define words; to prohibit
marihuana establishments within the boundaries of Caldwell Township pursuant to
Initiated Law 1 of 2018, MCL 333.27951 et seq., as may be amended; to provide
penalties for violation of this ordinance; to provide for severability; to repeal all
ordinances or parts of ordinances in conflict therewith; and to provide an effective
date.

THE TOWNSHIP OF CALDWELL, MISSAUKEE COUNTY, MICHIGAN
ORDAINS:
SECTION I TITLE
This ordinance shall be known as and may be cited as the Caldwell Township
Prohibition on Marihuana Establishments Ordinance.

SECTION II DEFINITIONS
Words used herein shall have the definitions as provided for in Initiated Law 1 of
2018, MCL 333.27951 et seq., as may be amended.

SECTION III
NO MARIHUANA ESTABLISHMENTS
Caldwell Township hereby prohibits all marihuana establishments within the
boundaries of the Township pursuant to Initiated Law 1 of 2018, MCL 333.27951 et
seq., as may be amended.

SECTION IV
VIOLATIONS AND PENALTIES

1. 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.

2. A violation of this ordinance is a municipal civil infraction, for which the fines
shall not be less than $100 nor more than $500, in the discretion of the Court.
The foregoing sanctions shall be in addition to the rights of the Township 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 Township incurs in connection with the
municipal civil infraction.

3. Each day during which any violation continues shall be deemed a separate
offense.
4. In addition, the Township may seek injunctive relief against persons alleged to be in violation of this ordinance, and such other person(s) as designated by the Township Board from time to time.

SECTION V
SEVERABILITY

The provisions of this ordinance are hereby declared to be severable. If any clause, sentence, word, section or provision is hereafter declared void or unenforceable for any reason by a court of competent jurisdiction, it shall not affect the remainder of such ordinance which shall continue in full force and effect.

SECTION VI
REPEAL

All ordinance or parts of ordinance in conflict herewith are hereby repealed.

SECTION VII
EFFECTIVE DATE

This ordinance shall take effect May 5, 2019.

CALDWELL TOWNSHIP

Shelley Sloat, Clerk
Caldwell Township
231-839-3293