**VILLAGE OF VICKSBURG ORDINANCE NO. 287**

**AN ORDINANCE amend the Code of the Village of Vicksburg by adding to Chapter 14 Businesses, Article V. Marihuana Establishments/Operations**

An ordinance to amend the Code of the Village of Vicksburg by adding to Chapter 14 Businesses, Article V. Marihuana Establishments/Operations.

Chapter 14, Article V, of the Code of Ordinances, Village of Vicksburg, Michigan, is hereby added as follows:

The Village of Vicksburg ordains that pursuant to the Michigan Regulation and Taxation of Marihuana Act, Section 6.1, the Village elects to prohibit any “marihuana establishment” as that term is defined in the Act and herein within the boundaries of the Village of Vicksburg.

The ordinance requires that it be immediately effective as is necessary for the preservation of the public peace, health, or safety. Marihuana establishments shall be and hereby are completely prohibited within the boundaries of the Village of Vicksburg, to the fullest extent of the law.

**Definitions**

For the purpose of this Ordinance the term “marihuana establishment” is defined exactly as defined in Section 3(h) of the Michigan Regulation and Taxation of Marihuana Act, to mean “a marihuana grower, marihuana safety compliance facility, marihuana processor, marihuana microbusiness, marihuana retailer, marihuana secure transporter, or any other type of marihuana-related business licensed by the department”.

For the purpose of this Ordinance the term “marihuana grower” is exactly as defined in Section 3(i) of the Michigan Regulation and Taxation of Marihuana Act, to mean “a person licensed to cultivate marihuana and sell or otherwise transfer marihuana to marihuana establishments”.

For the purpose of this Ordinance the term “marihuana safety compliance facility” is exactly as defined in Section 3(o) of the Michigan Regulation and Taxation of Marihuana Act, to mean “a person licensed to test marihuana, including certification for potency and the presence of contaminants”.

For the purpose of this Ordinance the term “marihuana processor” is exactly as defined in Section 3(l) of the Michigan Regulation and Taxation of Marihuana Act, to mean “a person licensed to obtain marihuana from marihuana establishments; process and package marihuana; and sell or otherwise transfer marihuana to marihuana establishments”.

For the purpose of this Ordinance the term “marihuana microbusiness” is exactly as defined in Section 3(k) of the Michigan Regulation and Taxation of Marihuana Act, to mean “a person licensed to cultivate not more than 150 marihuana plants; process and package marihuana; and sell or otherwise transfer marihuana to individuals who are 21 years of age or older or to a marihuana safety compliance facility, but not to other marihuana establishment”.

For the purpose of this Ordinance the term “marihuana retailer” is exactly as defined in Section 3(m) of the Michigan Regulation and Taxation of Marihuana Act, to mean “a person licensed to obtain marihuana from marihuana establishments and to sell or otherwise transfer marihuana to marihuana establishments and to individuals who are 21 years of age or older”.

For the purpose of this Ordinance the term “marihuana secure transporter” is exactly as defined in Section 3(n) of the Michigan Regulation and Taxation of Marihuana Act, to mean “a person licensed to obtain marihuana from marihuana establishments in order to transport marihuana to marihuana establishments”.

For the purpose of this Ordinance the term “department” is exactly as defined in Section 3(b) of the Michigan Regulation and Taxation of Marihuana Act, to mean “the Department of Licensing and Regulatory Affairs” of the State of Michigan.

For the purpose of this Ordinance any other term used in any of the foregoing defined terms that is itself defined in the Michigan Regulation and Taxation of the Marihuana Act, or any administrative rules promulgated by the department to administer and implement the Michigan Regulation and Taxation of Marihuana Act pursuant to Section 8 or otherwise of tat Act, is defined exactly as therein defined.

**Clerk’s Certification**

I, Tracy L. Locey, Village Clerk of the Village of Vicksburg, certify that at a regular meeting of the Village Council held on December 3, 2018 at 7:00 p.m., at the Brady Township Hall at which the following members were present:

Trustees:

Absent:

The Council enacted Ordinance #287 to become effective immediately upon publication and that the members of the Council present at the meeting voted on the adoption of the Ordinance as follows:

Motion:

Support:

Ayes:

Nays:

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Tracy L. Locey, Clerk