

**ALPINE TOWNSHIP  
KENT COUNTY, MICHIGAN**

**ORDINANCE NO.18-04**

At a special meeting of the Township Board for Alpine Township held at the Township offices on Wednesday, November 14, 2018, beginning at 7:45 a.m., the following Ordinance was offered for adoption by Township Board Member Townsend, and was seconded by Township Board Member Cordes:

**AN ORDINANCE TO PROHIBIT MARIHUANA  
ESTABLISHMENTS AND FACILITIES IN ALPINE TOWNSHIP**

**THE TOWNSHIP OF ALPINE ORDAINS:**

**Section 1. Definitions of Marihuana Establishments and Facilities.**

The following words, terms and phrases, when used in this Ordinance, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

- (a) *IHRA* means the Industrial Hemp Research Act, 2014 PA 547, MCL 286.841 *et seq.*
- (b) *Marihuana establishment* means that term as defined in the MRTMA.
- (c) *Marihuana facility* means that term as defined in the MMFLA.
- (d) *MMFLA* means the Medical Marihuana Facilities Licensing Act, 2016 PA 281, as amended.
- (e) *MMMA* means the Michigan Medical Marihuana Act, 2008 IL 1, as amended.
- (f) *MRTMA* means the Michigan Regulation and Taxation of Marihuana Act, 2018 IL 1, as amended.

**Section 2. Marihuana Establishments and Facilities Prohibited.**

- (a) Pursuant to Section 6 of the MRTMA, marihuana establishments are prohibited within the boundaries of the Township.
- (b) Marihuana facilities are prohibited within the boundaries of the Township.

**Section 3. Rights Unaffected by Article.**

- (a) Except as specifically provided in Section 2, this Ordinance shall not affect the rights or privileges of any individual or other person preserved under the MRTMA.
- (b) This Ordinance does not affect the rights or privileges of a marihuana facility outside of the Township to engage in activities within the Township that it is permitted to engage in under the MMFLA within a municipality

that has not authorized marihuana facilities to operate within its boundaries.

- (c) This Ordinance does not affect the rights or privileges of registered qualifying patients or registered primary caregivers under the MMMA or the MMFLA.
- (d) This Ordinance does not affect the rights or privileges of any individual or other person under the IHRA.
- (e) This Ordinance does not affect the rights or privileges of any individual or other person under any other federal or state law, rule or regulation related to the medical use of marihuana.

**Section 4. Effective Date.** This Ordinance shall take effect the day following its publication (or a summary hereof) in a newspaper of general circulation within the Township.

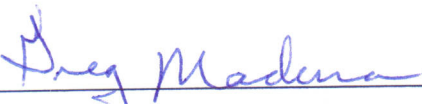
The vote in favor of this Ordinance was as follows:

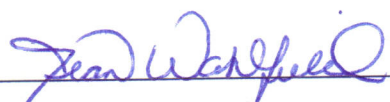
YEAS: Cordes, Madura, Townsend, J. Wahlfield, and M. Wahlfield.

NAYS: None.

ABSENT/ABSTAIN: May and Schweitzer.

**ORDINANCE NO. 18-04 DECLARED ADOPTED.**

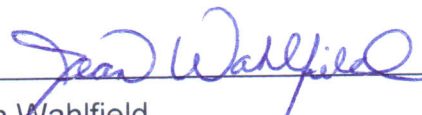
  
\_\_\_\_\_  
Greg Madura, Supervisor

  
\_\_\_\_\_  
Jean Wahlfield, Clerk

**CERTIFICATION**

I hereby certify that the above is a true copy of an Ordinance adopted by the Township Board for Alpine Township at the time, date, and place specified above pursuant to the required statutory procedures.

Respectfully submitted,

By   
\_\_\_\_\_  
Jean Wahlfield  
Alpine Township



ALPINE TOWNSHIP  
KENT COUNTY, MICHIGAN  
ORDINANCE NO.18-06

AN ORDINANCE TO AMEND ORDINANCE NO. 18-04,  
AN ORDINANCE TO PROHIBIT MARIHUANA ESTABLISHMENTS AND FACILITIES  
IN ALPINE TOWNSHIP BY ADDING PENALTIES

At a regular meeting of the Township Board for Alpine Township held at the Township offices on Monday, December 17, 2018, beginning at 7:00 p.m., the following Ordinance was offered for adoption by Township Board Member Cordes, and was seconded by Township Board Member May:

**THE TOWNSHIP OF ALPINE ORDAINS:**

**Section 1. Addition of Section 4, Ordinance No. 18-04.** That Ordinance No. 18-04 is amended to add a new Section 4 to read as follows:

Violation of this Ordinance. Any person, firm, corporation, trust, partnership or other legal entity who shall commence, conduct, operate, or utilize a marihuana facility or marihuana establishment within the boundaries of the Township shall be guilty of a criminal misdemeanor and shall, upon conviction, be subject to up to 90 days in jail, paying a fine of up to a \$500.00, or both such fine and jail, as well as any other fines, costs, or penalties imposed by law.

Each day on which any violation of this Ordinance continues, constitutes a separate offense, and shall be subject to penalties or sanctions as a separate offense. In addition to any remedies otherwise available, the Township may bring an action for an injunction or other process to restrain, prevent, or abate any violation of this Ordinance.

**Section 2. Effective Date.**

This Ordinance will become effective 30 days following its publication (or a summary hereof) in a newspaper of general circulation within the Township as provided by law.

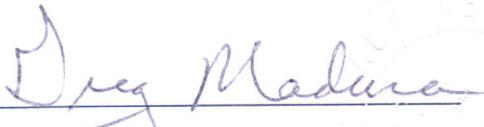
The vote in favor of this Ordinance in a roll call vote was as follows:

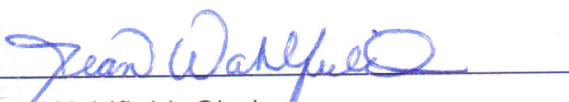
YEAS: Cordes, Madura, May, Schweitzer, Townsend, J. Wahlfield, and M. Wahlfield.

NAYS: None.

ABSENT/ABSTAIN: None.

**ORDINANCE NO. 18-06 DECLARED ADOPTED.**

  
\_\_\_\_\_  
Greg Madura, Supervisor

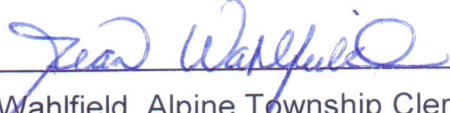
  
\_\_\_\_\_  
Jean Wahlfield, Clerk



**CERTIFICATION**

I hereby certify that the above is a true copy of Ordinance #18-06 adopted by the Township Board for Alpine Township at the time, date, and place specified above pursuant to the required statutory procedures.

Respectfully submitted,

By   
Jean Wahlfield, Alpine Township Clerk

**ALPINE TOWNSHIP  
KENT COUNTY, MICHIGAN  
ORDINANCE NO. 18-05**

**AN ORDINANCE TO AMEND CHAPTER 1, DEFINITIONS, AND  
CHAPTER 2, SECTION 2.03(b), MEDICAL MARIHUANA, OF THE  
ALPINE TOWNSHIP ZONING ORDINANCE**

**THE TOWNSHIP OF ALPINE ORDAINS:**

**SECTION 1. Authority.**

Alpine Township adopts this ordinance amendment pursuant to its authority under the Michigan Zoning Enabling Act, Act No. 110 of 2016, as amended, and Michigan law including, without limitation, the Medical Marihuana Facilities Licensing Act, PA 281 of 2016, as amended, and the Michigan Regulation and Taxation of Marihuana, IL 1 of 2018, as amended.

**SECTION 2. Amendment of Chapter 1 of the Alpine Township Zoning Ordinance.** That the definition of “Medical Marihuana Dispensary” in Chapter 1 of the Alpine Township Zoning Ordinance is deleted and replaced with the following:

MARIHUANA ESTABLISHMENT. The term shall have the same meaning as that term is used in the Michigan Regulation and Taxation of Marihuana Act, IL 1 of 2018, as amended.

**SECTION 3. Amendment of Chapter 2, Section 2.03(b) of the Alpine Township Zoning Ordinance.** That Chapter 2, Section 2.03(b), entitled “Medical Marihuana,” of the Alpine Township Zoning Ordinance, is amended to read as follows:

(b) Prohibition on Marihuana Facilities and Marihuana Establishments:

- (1) Prohibition. Pursuant to Act No. 110 of 2016, as amended, and Section 6 of the Michigan Regulation and Taxation of Marihuana Act, IL 1 of 2018, as amended, marihuana establishments are prohibited within the boundaries of Alpine Township. Medical Marihuana facilities are also prohibited within the boundaries of Alpine Township.

Under the Medical Marihuana Facilities Licensing Act, marihuana facilities include:	Under the Michigan Regulation and Taxation of Marihuana Act, marihuana establishments include:
a. Growers	a. Growers
b. Processors	b. Processors
c. Provisioning Centers	c. Retailers
d. Safety Compliance Facilities	d. Safety Compliance Facilities
e. Secure Transporters	e. Secure Transporters
	f. Microbusinesses

- (2) Violation of this Section 2.03(b). Any person, firm, corporation, trust, partnership or other legal entity who shall commence, conduct, operate, or utilize a marihuana facility or marihuana establishment within the boundaries of the Township shall be guilty of a criminal misdemeanor and shall, upon conviction, be subject to up to 90 days in jail, paying a fine of up to a \$500.00, or both such fine and jail, as well as any other fines, costs, or penalties imposed by law.

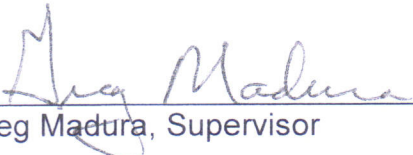
Each day on which any violation of this Section 2.03(b), entitled "Prohibition on Marihuana Facilities and Establishments" continues, constitutes a separate offense, and shall be subject to penalties or sanctions as a separate offense. In addition to any remedies otherwise available, the Township may bring an action for an injunction or other process to restrain, prevent, or abate any violation of this Section 2.03(b).

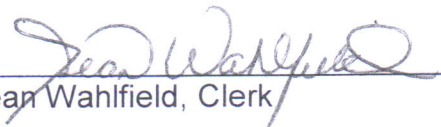
**SECTION 4. Effective Date.** This Ordinance shall become effective upon the expiration of seven (7) days following the publication of lawful notice of its adoption in a newspaper of general circulation in the Township.

The foregoing amendment to the Alpine Township Zoning Ordinance was adopted at a regular meeting of the Alpine Township Board held on the 21st day of January, 2018 in a motion offered by Trustee Townsend, with support from Trustee Schweitzer. The motion unanimously carried as follows in a roll call vote:

AYES: Cordes, Madura, May, Schweitzer, Townsend, J. Wahlfield, and M. Wahlfield.  
NAYES: None.  
ABSENT: None.

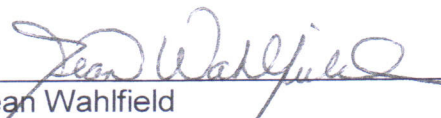
**ORDINANCE NO. 18-05 WAS DECLARED ADOPTED.**

  
\_\_\_\_\_  
Greg Madura, Supervisor

  
\_\_\_\_\_  
Jean Wahlfield, Clerk

I hereby certify the foregoing to be true and accurate copy of an ordinance duly adopted at a regular meeting of the Alpine Township Board held the 21<sup>st</sup> day of January, 2018, and that public notice of that meeting was given pursuant to and in compliance with Act 267 of the Public Acts of Michigan of 1976, as amended.

Dated: January 21, 2018

  
\_\_\_\_\_  
Jean Wahlfield  
Alpine Township Clerk