

VILLAGE COUNCIL  
VILLAGE OF LAKEVIEW  
MONTCALM COUNTY, MICHIGAN

Council Member Fryover, seconded by Council Member Saxton, moved the adoption of the following ordinance:

ORDINANCE NO. 19-2

AN ORDINANCE TO PROHIBIT MARIHUANA ESTABLISHMENTS AND  
MARIHUANA FACILITIES IN THE VILLAGE OF LAKEVIEW

THE VILLAGE OF LAKEVIEW ORDAINS:

Section 1. Definitions. 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 law including Section 6 of the MRTMA, marihuana establishments are prohibited within the boundaries of the Village of Lakeview.
- (b) Marihuana facilities are prohibited within the boundaries of the Village of Lakeview.

Section 3. Rights Unaffected.

- (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 Village of Lakeview to engage in activities within the Village of Lakeview 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 from and after the due publication thereof or publication of a summary of its provisions in a newspaper of general circulation in the Village. A copy of this ordinance shall be available for public inspection at the office of the Village Clerk.

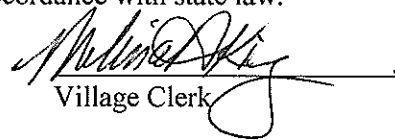
YEAS: Lund, Case, Saxton, Fryover, Trevino, Hutttinga.

NAYS: None

ABSENT: Lobert

ORDINANCE NO. 19-2 ADOPTED.

I, Melissa King, the Clerk of the Village of Lakeview, attest that the foregoing is a true and accurate copy of an ordinance adopted by the Village Council of the Village of Lakeview at a regularly scheduled meeting held on January 14, 2019, which meeting was held in accordance with state law.

  
Village Clerk

Adopted: 1-14-19

Published: 1-23-19

Effective: 1-23-19