

**ORDINANCE NO. 270**

**ZONING TEXT AMENDMENT ORDINANCE**

AN ORDINANCE TO AMEND THE SPRING LAKE TOWNSHIP ZONING ORDINANCE BY ADDING A PROHIBITION FOR MARIHUANA ESTABLISHMENTS; AND TO PROVIDE FOR THE EFFECTIVE DATE OF THIS ORDINANCE.

THE TOWNSHIP OF SPRING LAKE, COUNTY OF OTTAWA, AND STATE OF MICHIGAN, ORDAINS:

Section 1. Marihuana Establishments. Section 358 of the Spring Lake Township Zoning Ordinance (the “Zoning Ordinance”) shall be added to state in its entirety as follows.

**SECTION 358            PROHIBITION OF RECREATIONAL  
MARIHUANA ESTABLISHMENTS**

- A.    Marihuana establishments, as authorized by and defined in the Michigan Regulation and Taxation of Marihuana Act (the “Act”), are prohibited in all Zoning Districts, and shall not be permitted as Home Occupations under Article Eleven of this Ordinance.
- B.    No use that constitutes or purports to be a marihuana grower, marihuana safety compliance facility, marihuana processor, marihuana microbusiness, marihuana retailer, marihuana secure transporter or any other type of marihuana related business authorized by the Act, that was engaged in prior to the enactment of this Ordinance or prior to the addition of this Section to the Ordinance, shall be deemed to have been a legally established use under the provisions of this Ordinance; that use shall not be entitled to claim legal nonconforming status.
- C.    Violations of this Section are subject to the violations and penalties pursuant to Article One of this Ordinance and may be abated as nuisances.

Section 2. Effective Date. The foregoing amendment to the Spring Lake Township Zoning Ordinance was approved and adopted by the Township Board of Spring Lake Township, Ottawa County, Michigan on February 25, 2019, after a public hearing as required pursuant to Michigan Act 110 of 2006, as amended. This Ordinance shall be effective on March 12, 2019, which date is eight days after publication of the Ordinance as is required by Section 401 of Act

110, as amended, provided that this effective date shall be extended as necessary to comply with the requirements of Section 402 of Act 110, as amended.

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John Nash, Township Supervisor

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H. Carolyn Boersma, Township Clerk

**CERTIFICATE**

I, H. Carolyn Boersma, Clerk for the Township of Spring Lake, Ottawa County, Michigan, certify that the foregoing Spring Lake Township Zoning Text Amendment Ordinance was adopted at a regular meeting of the Township Board held on February 25, 2019. The following members of the Township Board were present at that meeting: John Nash, Carolyn Boersma, Jim Koster, Ron Lindquist, Catherine Pavick, Jerry Rabideau and Rachel Terpstra. The following members of the Township Board were absent: None. The Ordinance was adopted by the Township Board with members of the Board: John Nash, Carolyn Boersma, Jim Koster, Ron Lindquist, Catherine Pavick, Jerry Rabideau and Rachel Terpstra, voting in favor and members of the Board: None, voting in opposition. The Ordinance or a summary was published in the *Grand Haven Tribune* on March 4, 2019.

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H. Carolyn Boersma, Township Clerk