

**VILLAGE OF SPRING LAKE  
OTTAWA COUNTY, MICHIGAN**

Council Member Miller, supported by Council Member TePastte, moved the adoption of the following ordinance:

**ORDINANCE NO. 356**

**AN ORDINANCE TO AMEND THE CODE OF  
ORDINANCES OF THE VILLAGE OF SPRING LAKE BY  
ADDING TWO NEW SECTIONS WHICH NEW SECTIONS  
SHALL BE DESIGNATED AS SECTION 240-32 AND  
SECTION 240-33 OF ARTICLE VII OF CHAPTER 240 OF  
SAID CODE**

**THE VILLAGE OF SPRING LAKE ORDAINS:**

**Section 1. Addition of Section 240-32 to Article VII of Chapter 240.** Section 240-32, “Marihuana establishments,” is added to Article VII of Chapter 240, “Offenses,” of the Code of Ordinances of the Village of Spring Lake to read as follows:

**§ 240-32. Marihuana establishments.**

- (a) Pursuant to the provisions of section 6.1 of the Michigan Regulation and Taxation of Marihuana Act (the “Act”), marihuana establishments, as defined by the Act, are completely prohibited within the boundaries of the Village.
- (b) Any applicant for a state or local license to establish a marihuana establishment, as defined by the Act, within the boundaries of the Village shall be deemed to be not in compliance with this section or with this Code.
- (c) This section does not supersede rights and obligations with respect to the transportation of marihuana through the Village to the extent provided by the Act, and does not supersede rights and obligations under Michigan law allowing for or regulating marihuana for medical use.

**Section 2. Addition of Section 240-33 to Article VII of Chapter 240.** Section 240-33, “Prohibition of sale and consumption of marihuana in public places,” is added to Article VII of Chapter 240, “Offenses,” of the Code of Ordinances of the Village of Spring Lake to read as follows:

**§ 240-33. Prohibition of sale and consumption of marihuana in public places.**

- (a) In conformance with Sections 4.1(e) and 6.2(b) of the Act, the sale or consumption of marihuana in any form and the sale or display of marihuana accessories, as defined by the Act, is prohibited in any public places within the boundaries of the Village.
- (b) Any person who violates any of the provisions of this section shall be responsible for a municipal civil infraction punishable by a civil fine of \$500, plus court-imposed costs.
- (c) This section does not supersede rights and obligations with respect to the transfer and consumption of marihuana on private property to the extent authorized by the person who owns, occupies, or operates such property, as provided in and authorized by the Act, and does not supersede rights and obligations with respect to the use of marihuana for medical purposes as provided by any law of the State of Michigan allowing for or regulating marihuana for medical use.

**Section 3. Effective Date.** This ordinance shall be effective upon its publication.

**Section 4. Publication.** After its adoption, this ordinance or a summary thereof, as permitted by law, shall be published by the Village Clerk in *The Grand Haven Tribune*, a newspaper of general circulation in the Village.

**ORDINANCE DECLARED ADOPTED.**

Dated: March 18, 2019

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Mark Powers, President

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Marvin Hinga, Village Clerk

**CERTIFICATION**

I, the undersigned duly appointed Village Clerk of the Village of Spring Lake, Ottawa County, Michigan, do hereby certify that the above ordinance, or a summary thereof, was published in *The Grand Haven Tribune*, a newspaper of general circulation in the Village on March 27, 2019, and that such ordinance was entered with the Ordinance Book of the Village on March 27, 2019.

Dated: March 27, 2019

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Marvin Hinga, Village Clerk