

**State of Michigan  
County of Berrien  
Village of Eau Claire**

**Prohibition of Recreational Marihuana Establishments**

**Ordinance No. 2018-1**

AN ORDINANCE TO PROHIBIT RECREATIONAL MARIHUANA ESTABLISHMENTS IN THE VILLAGE OF EAU CLAIRE PURSUANT TO THE MICHIGAN REGULATION AND TAXATION OF MARIHUANA ACT.

THE VILLAGE OF EAU CLAIRE OF BERRIEN COUNTY ORDAINS:

**SECTION 1: TITLE AND PURPOSE**

- (a) This ordinance shall be known as the Village of Eau Claire Recreational Marihuana Establishment Opt Out Ordinance.
- (b) The purpose of this Ordinance is to completely prohibit recreational Marihuana Establishments within the Village of Eau Claire.

**SECTION 2: PROHIBITION**

As permitted in Section 6.1 of the Michigan Regulation and Taxation of Marihuana Act (the Act), recreational marihuana establishments as defined in the Act are prohibited from operating in the Village of Eau Claire.

**SECTION 3: NOTICE TO BE PUBLISHED**

The Village Clerk shall publish a notice of the adoption of this Ordinance in the manner required by law, stating that a copy of said Code is available at the office of the Village Clerk for inspection by the public during regular business hours.

**SECTION 4: EFFECTIVE DATE**

This Ordinance shall become effective immediately upon publication as provided by law.

**SECTION 5: PUBLICATION OR POSTING**

The Village Clerk shall certify to the adoption of this Ordinance and cause the same to be posted or published as required by law.

MOTION TO ADOPT ORDINANCE

Proposed by Board member T. Baker

Supported by Board member R. Stanczyk

Roll Call:

Ayes: 3

Nays: 0

Abstain: 1

Absent: 0

ORDINANCE DECLARED ENACTED 10/29/2018

The foregoing Ordinance was enacted by the Village of Eau Claire Board of Trustees, Berrien County, State of Michigan on the 29th day of October, 2018 and approved.

VILLAGE OF EAU CLAIRE

BY: Kenneth Karn, President

BY: Shawn Foster, Clerk

First Reading 10/29/2018

Second Reading 11/19/2018

Publication of Notice: 10/31/2018