

The following Zoning Amendment Ordinance was adopted at the Holland Charter Township Board meeting on February 21, 2019.

ORDINANCE NO. 590

ZONING TEXT AMENDMENT ORDINANCE

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

THE CHARTER TOWNSHIP OF HOLLAND, COUNTY OF OTTAWA, AND STATE OF MICHIGAN, ORDAINS:

Section 1. Marihuana Establishments. Section 8.18 of the Holland Charter Township Zoning Ordinance (the “Zoning Ordinance”) shall be added to state in its entirety as follows.

Section 8.18 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 Section 9.13 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 Holland Charter Township Zoning Ordinance was approved and adopted by the Township Board of Holland Charter Township, Ottawa County, Michigan on February 21, 2019, after a public hearing as required pursuant to Michigan Act 110 of 2006, as amended, and after a first reading on

February 7, 2019. This Ordinance shall be effective on March 7, 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.

Terry Nienhuis, Township Supervisor

Michael Dalman, Township Clerk