

Chapter 4

**ALCOHOLIC LIQUORS\***

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\*State law reference—Michigan liquor control code of 1998, MCL 436.1101 et seq.

**ARTICLE I. IN GENERAL**

**Secs. 4-1—4-18. Reserved.**

**ARTICLE II. LICENSING AND CONTROL\*****Sec. 4-19. Definitions.**

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

*Alcohol* means the product of distillation of fermented liquid, whether or not rectified or diluted with water, but the term "alcohol" does not mean ethyl or industrial alcohol, diluted or not, that has been denatured or otherwise rendered unfit for beverage purposes.

*Alcoholic liquor* means any spirituous, vinous, malt or fermented liquor, liquid or compound, whether or not medicated, proprietary, patented, and by whatever name called, containing one-half of one percent (0.005) or more of alcohol by volume which is fit for use for beverage purposes.

*Applicant* means any person who seeks approval from the township board to sell alcoholic liquor.

*Beer* means any beverage obtained by alcoholic fermentation of an infusion or decoction of barley, malt, hops, or other cereal in potable water.

*Bona fide restaurant* means a restaurant serving complete dinners and meals selected by the patron from a menu which includes choice of appetizer, salad, entree (featuring a variety of meat, poultry or fish dishes), vegetable, bread, dessert and beverage and served by waitpersons, but only if:

- (1) At least 75 percent of the restaurant's gross receipts inclusive of alcoholic liquors are derived from the sale of food and beverages other than alcoholic liquors;
- (2) Separate restroom facilities are available for men and women;
- (3) The restaurant's combined kitchen and food storage areas equal at least 50 percent of the square footage of all dining areas; and
- (4) If additional counter space (i.e., a bar) is provided for the dispensing and sale of alcoholic liquors, such space is separated from the dining area by a suitable partition and any seating (including but not limited to barstool and table seating within the partitioned area) is limited to accommodate not more than a number which is equal to 20 percent of the restaurant's dining capacity.

However, in the case of a tavern-licensed restaurant, the term "bona fide restaurant" shall not include any restaurant providing additional counter space for the dispensing and sale of alcoholic liquors. The term "bona fide restaurant" does not include a restaurant serving food

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\***State law reference**—Licenses, MCL 436.1501 et seq.

in baskets or on paper plates, or with disposable utensils, or a restaurant offering food for sale on a "drive up" or "drive through" basis. However, the sale of food on a "take out" basis with disposable utensils shall not preclude a restaurant from being a bona fide restaurant, so long as the restaurant meets the other requirements of this definition.

*Class A license* means a license for a hotel or motel authorizing the retail sale of beer and wine for consumption on the premises.

*Class B license* means a license for a hotel or motel authorizing the retail sale of beer, wine and spirits for consumption on the premises.

*Class C license* means a license for any place, other than a hotel or motel, authorizing the retail sale of beer, wine and spirits for consumption on the premises.

*Person* means any legal entity, including an individual, firm, partnership, association, corporation, business trust, club, or lodge.

*Sacramental wine* means wine containing not more than 24 percent of alcohol by volume which is used for sacramental purposes.

*Sale* includes exchange, barter, traffic or furnishing or giving away any alcoholic liquor.

*Spirits* means any beverage which contains alcohol obtained by distillation, mixed with potable water or other substances, or both, in solution, and includes wine containing an alcohol content of more than 21 percent by volume, except sacramental wine.

*Suitable partition* means a physical separation of counter space from table seating areas, which separation is designed to provide a buffer between counter space and table seating areas and to provide privacy for diners seated in table seating areas. The partition may consist of any physical separation which is determined by the township board in its reasonable discretion to meet this definition, and may consist, for example, of a wall or a partial wall completed to the ceiling with frosted or stained glass, lattice work, wine cabinets, decorative hangings, or a combination thereof.

*Tavern license* means a license for any place, other than a hotel or motel, authorizing the retail sale of beer and wine for consumption on the premises.

*Wine* means the product made by the normal alcoholic fermentation of the juice of sound, ripe grapes, or any other fruit with the usual cellar treatment, and containing not more than 21 percent of alcohol by volume, including fermented fruit juices other than grapes, and mixed wine drinks.

(Ord. No. 05-FEB-14-SUP1, § 2, 3-14-2005)

#### **Sec. 4-20. Approval required for sales.**

No person shall sell alcoholic liquor within the township for consumption on the premises unless he shall first secure the approval of the township board in accordance with the terms and conditions set forth in this article.

(Ord. No. 05-FEB-14-SUP1, § 3, 3-14-2005)

**Sec. 4-21. Application times and procedures.**

(a) *Application form and submission.* Prior to the applicant's application to the state liquor control commission for a license to sell liquor for consumption on the premises, he shall make application for approval by the township. Two copies of such application for approval shall be filed, one with the township clerk for processing as described in this section, and one with the township supervisor for the purpose of monitoring the competing applications that have been filed. Applications shall be made upon forms to be provided by the township clerk or, if no such forms shall be available from the township clerk, duplicate copies of the application to be made to the state liquor control commission may be used along with a letter directed to the township requesting approval, and shall in any event contain the information required to be submitted with applications pursuant to section 4-22.

(b) *Application fee.* A fee as prescribed by resolution of the township board shall accompany all applications for a new license and all applications for license renewals made pursuant to this article.

(c) *Preliminary review.* Upon receipt of a completed application and the applicable license fee, the township clerk shall transmit the application to the township treasurer who shall endorse thereon a statement as to whether the applicant is in default to the township in connection with the payment of any taxes or other obligations. Following endorsement by the township treasurer, the township clerk shall transmit the application to the township board.

(d) *License hearings.* The township board shall grant a public hearing on applications submitted in compliance with the requirements of this article, provided that such applications are complete, the application fee required by this article has been paid, and all preliminary review required by this article has been completed. Following such hearing, the township board shall adopt a resolution setting forth its findings and determinations and approving or denying the application, or taking other action consistent with this article. In no event shall an application be approved without satisfactory compliance with the restrictions set forth in section 4-23(a)(1) through (15), and the other provisions of this article.

(e) *Reservation of authority.* No applicant for a liquor license has the right to the issuance of such license to him, and the township board reserves the right to exercise reasonable discretion to determine who, if anyone, shall be entitled to the issuance of such license.

(f) *Term of license.* Approval of a license shall be for a period of one year subject to annual renewal by the township board upon continued compliance with the regulations of this article. Approval of a license shall be with the understanding that any necessary remodeling or new construction for the use of the license shall be commenced within six months of the action of the township board and of the state liquor control commission approving such license, whichever last occurs. Any unusual delay in the completion of such remodeling or construction shall subject the license to revocation.

(g) *Renewals.* On or before the first February 1 after the first full year of licensure, and on or before February 1 of each year thereafter, each licensee licensed under this article shall prepare and submit an application for renewal of his license on the same forms and containing

the same information as required for the issuance of a new license, along with the applicable fee. Such applications shall be considered by the township board within 60 days thereafter to determine whether the license should be renewed.

(h) *On-premises license quota.* Only one on-premises license for each 2,873 persons of population within the township (as determined according to the latest decennial census) shall be issued or considered for issuance pursuant to the provisions of this article.

(Ord. No. 05-FEB-14-SUP1, § 4, 3-14-2005)

**Sec. 4-22. Application contents.**

(a) *Information to be submitted.* Applications for a license to sell beer, wine or (if authorized by resolution of the township board) spirits shall be in writing, signed by the applicant, if an individual, or by a duly authorized agent thereof, if a partnership or corporation, verified by oath or affidavit, and shall contain all of the following statements and information:

- (1) The name, age and address of the applicant in the case of an individual; or, in the case of a copartnership, the persons entitled to share in the profits thereof; in the case of a corporation, the objects for which organized, the names and addresses of the officers and directors, and, if a majority interest in the stock of such corporation is owned by one person or his nominee, the name and address of such person.
- (2) In the case of an individual, the citizenship and place of birth of the applicant and, if a naturalized citizen, the time and place of his naturalization.
- (3) The character of business of the applicant, and in the case of a corporation, the object for which it was formed.
- (4) The length of time said applicant has been in business of that character, or, in the case of a corporation, the date when its charter was issued.
- (5) The location and description of the premises or place of business which is to be operated under such license.
- (6) A statement whether applicant has made application for a similar or other license on premises other than described in this application, and the disposition of such application.
- (7) A statement that applicant has never been convicted of a felony and is not disqualified to receive a license by reason of any matter or thing contained in this article or the laws of the state.
- (8) A statement that the applicant will not violate any of the laws of the state or of the United States or any ordinances of the township in the conduct of its business.
- (9) The application shall be accompanied by building and plat plans showing the entire structure and premises and, in particular, the specific areas where the license is to be utilized. The plans shall demonstrate adequate off-street parking, lighting, refuse disposal facilities and where appropriate, adequate plans for screening and noise control.

(10) For premises pending or under construction, evidence of the financial capability of the applicant to satisfactorily complete the development and construction of the premises.

(b) *Additional information.* The applicant shall also provide such other information as requested by the township board in connection with its review of an application.

(Ord. No. 05-FEB-14-SUP1, § 5, 3-14-2005)

**Sec. 4-23. Restrictions on licenses.**

(a) *Specific restrictions.* Except to the extent that the township board issues a variance as permitted in subsection (c) of this section, no new license or transfer of an existing license shall be issued to or approved for:

- (1) A person whose license, under this article, has been revoked for cause.
- (2) A person who, at the time of application or renewal of any license issued hereunder, would not be eligible for such license upon a first application.
- (3) A copartnership, unless all of the members of such copartnership shall qualify to obtain a license.
- (4) A corporation, if any officer, manager or director thereof, or a stock owner or stockholders owning in the aggregate more than five percent of the stock of such corporation, would not be eligible to receive a license hereunder for any reason.
- (5) A person whose place of business is conducted by a manager or agent unless such manager or agent possesses the same qualifications required of the licensee.
- (6) A person who has been convicted of a violation of any federal or state law concerning the manufacture, possession or sale of alcoholic liquor or a controlled substance.
- (7) A person who does not own the premises for which a license is sought or does not have a lease therefor for the full period for which the license is issued.
- (8) A person who has knowingly made any false statement in his application, or who has failed to fully complete the application.
- (9) Any law enforcing public official covered by MCL 436.1523.
- (10) Any premises where there exists a violation of the applicable building, electrical, mechanical, plumbing, or fire codes, applicable zoning regulations, applicable public health regulations, or any other applicable township ordinance.
- (11) Any premises where it is determined by a majority of the township board that the premises do not or will not reasonably soon after commencement of operations, have adequate off-street parking, lighting, refuse disposal facilities, screening, noise, or nuisance control or where a nuisance does or will exist.
- (12) Any premises that is not commercially zoned, or any premises where the underlying zoning district is not commercial in nature (for example, in the case of a commercial planned development zoned "PD" or equivalent).

- (13) Any premises which shares a common wall, hallway or restroom with another premises, unless a license for the sale of liquor shall have been approved for each premises sharing a common wall, hallway or restroom pursuant to this article.
- (14) Any premises which the township board determines, by majority vote, to be inappropriate considering the desirability of establishing a location in developed, commercial areas, in preference to isolated, undeveloped areas; the attitude of adjacent residents and property owners; traffic safety; accessibility to the site from abutting roads, capability of abutting roads to accommodate the commercial activity; distance from public or private schools for minors; effect on adjacent properties; and accessibility from primary roads or state highways.
- (15) Any premises where the proposed liquor license use would not fully comply with the applicable zoning regulation or other township ordinance.
- (16) In the case of a class A license, unless the premises contains at least 40 guestrooms and a bona fide restaurant and utilizes the license only in conjunction with the operation of the hotel/motel and bona fide restaurant and, in addition, unless the bona fide restaurant has a total area of not less than 4,290 square feet, and dining capacity of at least 150 patrons at a ratio of not less than 15 square feet of dining area for each patron.
- (17) In the case of a class B license, unless the premises contains at least 50 guestrooms and a bona fide restaurant and utilizes the license only in conjunction with the operation of the hotel/motel and bona fide restaurant and, in addition, unless the bona fide restaurant has a total area of not less than 5,000 square feet, and dining capacity of at least 175 patrons at a ratio of not less than 15 square feet of dining area for each patron.
- (18) In the case of a class C license, unless the premises contains a bona fide restaurant and utilizes the license only in conjunction with the operation of the bona fide restaurant and, in addition, unless the bona fide restaurant has a total area of not less than 5,000 square feet, and dining capacity of at least 175 patrons at a ratio of not less than 15 square feet of dining area for each patron.
- (19) In the case of a tavern license, unless the premises contains a bona fide restaurant and utilizes the license only in conjunction with the operation of the bona fide restaurant and, in addition, unless the bona fide restaurant has a total area of not less than 4,290 square feet, and dining capacity of at least 150 patrons at a ratio of not less than 15 square feet of dining area for each patron.
- (20) Any person who has not demonstrated sufficient financial assets:
  - a. To carry on or maintain the licensed business;
  - b. If the specific areas where the license is to be utilized are part of a new premises, to complete construction of the new premises according to the site plan and building plans filed with the township; and
  - c. To otherwise comply with the requirements of this article.

(b) *Continued compliance.* Should any licensee or licensed premises at any time cease to meet the requirements of this section following issuance of a license, the township board may suspend or revoke its approval pursuant to section 4-25, and the continued sale of liquor for consumption on the premises shall constitute a violation of this article. All licensees shall maintain accurate records of receipts and disbursements in such a manner that receipts from food and beverages other than alcoholic liquors can be readily distinguished from receipts for alcoholic liquors. Such records shall be available for inspection by the township or its agent from time to time during normal business hours.

(c) *Variances.*

- (1) In connection with the issuance, transfer or renewal of a license, the township board, in its sole discretion, may allow a variance from the strict requirements of this article where it is shown by the applicant that:
  - a. It would be impossible or very difficult for the applicant to comply with the strict requirements of this article (financial hardship alone shall not satisfy this requirement);
  - b. The variance provides for adequate alternate means of ensuring that the spirit and intent of this article is maintained;
  - c. The variance sought is sufficient to protect the health, safety and general welfare of the township and its residents;
  - d. The variance sought will not contradict other applicable laws, rules or regulations.
- (2) In connection with the grant of a variance, the township board may impose other requirements to ensure that the spirit and intent of this article is maintained and that the health, safety and general welfare of the township and its residents is protected.
- (3) A variance granted pursuant to this section is not transferable to another licensee or location.

(Ord. No. 05-FEB-14-SUP1, § 6, 3-14-2005)

**Sec. 4-24. Competing applications.**

Where there are competing applications for an available liquor license, the township board shall use criteria including but not limited to the following in determining which application, if any, should be granted:

- (1) Zoning and use of the parcel and adjacent parcels.
- (2) Availability of utilities.
- (3) What uses will be conducted with the license.
- (4) Traffic on adjacent streets and the existence of any traffic hazards in the area or produced by the applicant's proposed use.
- (5) Economic backing of the applicant sufficient to conduct such a use.

- (6) The design and layout of improvements of the applicant for his proposed use.
  - (7) Effect upon existing adjacent uses and uses in the vicinity.
  - (8) The location of any licensed establishments as relates to potential traffic effects or hazards.
  - (9) Any information contained in the application or requirements of this article.
- (Ord. No. 05-FEB-14-SUP1, § 7, 3-14-2005)

**Sec. 4-25. Objections to renewal and request for revocation.**

(a) *Procedure.*

- (1) Before filing an objection to renewal or request for revocation of a license with the state liquor control commission, the township board shall hold a hearing and shall serve the license holder, by first class mail, mailed not less than ten days prior to the hearing with notice of the hearing, which notice shall contain the following:
  - a. Notice of proposed action.
  - b. Reasons for the proposed action.
  - c. Date, time and place of the hearing.
  - d. A statement that the license holder may present evidence and testimony and confront adverse witnesses.
- (2) Following the hearing, the township board shall submit to the license holder and the liquor control commission, a written statement of its findings and determination.

(b) *Criteria for nonrenewal or revocation.* The township board shall recommend nonrenewal or revocation of a license upon a determination by it that, based upon a preponderance of the evidence presented at the hearing, any of the following exist:

- (1) Violation of any provision of this article or of the restrictions on licenses set forth in section 4-23(a)(1) through (15).
- (2) Maintenance of a nuisance (defined as any violation of this article, or any other township ordinance, or any state or federal law, rule or regulation, or the maintenance of any common law nuisance) upon the premises.
- (3) Fraudulent information provided upon original application or application for renewal.
- (4) The consumption of spirits on the premises, if it is licensed to sell only beer or wine, or both beer and wine.
- (5) Dancing or live entertainment open to the public, with or without an admission charge, unless holding a valid dance or dancing entertainment permit.
- (6) Any disorderly conduct or action which disturbs the peace and good order of the neighborhood.
- (7) Any incidents of prostitution, solicitation for prostitution, or larceny.

- (8) Any gambling activity or the placing or using of any gambling apparatus or paraphernalia therein.
- (9) Any unlawful possession, sale or use of any controlled substance.
- (10) Use of interior lighting which is insufficient to enable a person with average vision to clearly see all persons within the premises.
- (11) Any violation of any other provision of any township ordinance, or any violation of any law, rule, regulation or lawful order or directive which is designed to protect the public health, safety or welfare.
- (12) Any violation of the Michigan liquor control act or any rule or regulation promulgated by the state liquor control commission.
- (13) Nonpayment of any federal, state or local tax or special assessment.
- (14) Nonpayment or repeated delinquency payment of utility or other bills outstanding and owing to the township.
- (15) Any failure by the licensee, or the licensee's agent or employee to fully cooperate with any federal, state, county or township official.
- (16) Any failure by the licensee, or the licensee's agent or employee to fully cooperate with any law enforcement officer.

(c) *Existing license renewals.* Existing licenses shall be subject to annual renewal by the township board.

(Ord. No. 05-FEB-14-SUP1, § 8, 3-14-2005)

**Sec. 4-26. Nudity prohibited.**

(a) *Definitions.* The following words, terms and phrases, when used in this section, shall have the meanings ascribed to them in this subsection, except where the context clearly indicates a different meaning:

*Licensee* means a person or entity having a license to sell alcoholic liquor and the owners, officers, agents, and employees of such person or entity.

*Nudity* means a state of undress so as to expose to the view of another person the following body parts without any covering or with less than a fully opaque covering:

- (1) The whole or part of the pubic region;
- (2) The whole or part of the anus;
- (3) The whole or part of the buttocks;
- (4) The whole or part of the genitals; or
- (5) Any portion of the female breast below the top of the areola.

A woman's breastfeeding of a baby does not constitute nudity irrespective of whether or not the nipple is covered during or incidental to the feeding.

(b) *Licensee responsibilities.*

- (1) *Nudity on premises.* A licensee shall not allow in or upon the licensed premises any person in a state of nudity.
- (2) *Hiring.* A licensee shall not hire, employ, or procure a person to appear in or upon the licensed premises in a state of nudity.
- (3) *Films, slides, etc., depicting nudity; exception.* A licensee shall not allow in or upon the licensed premises the showing of films, television, slides, or other electronic reproductions which depict scenes wherein any person appears in a state of nudity. This prohibition does not apply to any public broadcast television transmission from a federally licensed station.

(c) *Persons appearing on premises.* No person shall appear in or upon premises licensed for the sale of alcoholic liquor in a state of nudity.

(Ord. No. 05-FEB-14-SUP1, § 9, 3-14-2005)

**Sec. 4-27. Closing times.**

(a) No person shall sell alcoholic liquor on any premises within the township between 9:00 p.m. on December 24 (Christmas Eve) and 7:00 a.m. on December 26 (the day after Christmas).

(b) No person shall sell spirits for off-premises consumption on Sundays between the hours of 2:00 a.m. and 12:00 midnight.

(c) No person shall sell alcoholic liquor for on-premises consumption on Sundays between the hours of 2:00 a.m. and 12:00 midnight. However, this prohibition shall not be construed as limiting the sale of alcoholic liquor by licensees holding a club license after 12:00 midnight on Sundays.

(Ord. No. 05-FEB-14-SUP1, § 10, 3-14-2005)

**Sec. 4-28. Issuance or renewal not required.**

Nothing in this article shall be construed to require the township or the township board to renew a license or to issue or approve the issuance of a license that may be available due to the population. Whether a license should be issued or renewed shall be determined in the sole discretion of the township board.

(Ord. No. 05-FEB-14-SUP1, § 11, 3-14-2005)

**Sec. 4-29. Enforcement.**

For the purpose of the enforcement of the Michigan liquor control code of 1998 (MCL 436.1101 et seq.) within the township, there is hereby established a liquor control enforcement department with full power, authority, and duty to see that the provisions of said act and the rules and regulations of the state liquor control commission adopted pursuant to said act are enforced within said township. Such department shall consist of not less than one constable or deputy sheriff appointed by the township board and such other personnel as the township board may, in its discretion, appoint. The personnel of such department shall be entitled to

such compensation as the township board may determine. Such department or a member thereof shall be reasonably available to investigate complaints received under this article and enforce the provisions hereof.

(Ord. No. 05-FEB-14-SUP1, § 12, 3-14-2005)

**Sec. 4-30. Inspection.**

(a) The township liquor control enforcement department shall periodically inspect all liquor establishments in the township licensed under the Michigan liquor control code of 1998 (MCL 436.1101 et seq.) and report the results of all inspections promptly to the township board. The township liquor control enforcement department shall further promptly investigate all complaints received by it concerning violations of the Michigan liquor control code of 1998 (MCL 436.1101 et seq.) or improper operations and practices concerning alcoholic liquor traffic with the township and report the same to the township board and, where appropriate under the Michigan liquor control code of 1998 (MCL 436.1101 et seq.), to the state liquor control commission for appropriate proceedings against the violator.

(b) All inspectors shall carry appropriate cards issued by the township clerk clearly identifying them as township liquor control inspectors and shall present said cards to the owner or manager of every place inspected by them when making an inspection upon demand for identification by such owner or manager.

(c) Inspectors shall have the right to inspect any place in the township where alcoholic liquor is manufactured, sold, offered for sale, kept for sale, possessed or transported, or where the inspector suspects the same is being thus manufactured, sold, offered for sale, kept for sale, possessed or transported. Whenever possible, all inspection reports shall be made on liquor law enforcement forms furnished by the state liquor control commission or on similar forms otherwise obtained by the township liquor control enforcement department.

(Ord. No. 05-FEB-14-SUP1, § 13, 3-14-2005)

**Sec. 4-31. Appropriations.**

For the purpose of carrying out the provisions of this article and establishing the liquor control enforcement department herein provided for, the township board may appropriate reasonable monies for such use, and is hereby authorized and directed to annually appropriate such an amount as will, in its discretion, be sufficient to maintain and operate such liquor control enforcement department for the ensuing fiscal year of the township.

(Ord. No. 05-FEB-14-SUP1, § 14, 3-14-2005)

**Sec. 4-32. Violation a misdemeanor.**

(a) Any person violating this article shall be guilty of a misdemeanor, punishable as provided in section 1-11.

(b) It is the intent of the township board that the court, in imposing punishment under the provisions of this article, should discriminate between causal or slight violations and habitual sales of alcoholic liquor or attempts to commercialize violations of this article or any of the rules or regulations of the state liquor control commission promulgated under the Michigan liquor control code of 1998 (MCL 436.1101 et seq.).

(Ord. No. 05-FEB-14-SUP1, § 15, 3-14-2005)

**Sec. 4-33. Existing licenses.**

As of the effective date of the ordinance from which this article is derived, there exists one licensee within the township subject to local approval under this article (Briarwood Golf Course), the premises of which would not qualify for the issuance of a new or renewal license under the terms of this article. In recognition of the property interest of that existing licensee in its licensed premises, the township board acknowledges that such licensed premises shall be grandfathered with regard to, and exempt from, the zoning and bona fide restaurant requirements set forth in this article such that the continued use of the premises as currently configured and operated shall be permitted.

(Ord. No. 05-FEB-14-SUP1, § 16, 3-14-2005)

**Secs. 4-34—4-54. Reserved.**

**ARTICLE III. SALE ON SUNDAYS AND HOLIDAYS**

**Sec. 4-55. Purpose and intent.**

By resolution dated September 9, 1993, the board of county commissioners enacted a resolution pursuant to section 19e of the Michigan liquor control act (MCL 436.19e), which authorizes the sale of spirits and mixed spirit drinks on Sunday for off-premises consumption. Such resolution will become effective on December 1, 1993. Pursuant to section 19e(5) of the Michigan liquor control act (MCL 436.19e(5)), a city, village or township which desires to prohibit such Sunday or holiday sales of spirits and mixed spirit drinks for off-premises consumption may do so if it enacts a prohibition ordinance or resolution to opt out of the county commission's resolution. By this article, it is the intent of the township to prohibit the sales on Sundays, Christmas and Easter of spirits and mixed spirit drinks for off-site consumption pursuant to MCL 436.19e(5) effective immediately.

(Ord. No. 93-00-01-LQ, § 1, 10-25-1993)

**Sec. 4-56. Findings.**

The township board hereby finds and determines that permitting the sale on Sundays, Christmas and Easter of spirits and mixed spirit drinks for off-premises consumption would prove to be an unreasonable risk to the health, safety and welfare of the residents of the township as well as people who work in and travel through the township. Furthermore, the

township board finds that permitting such sales on Sundays, Christmas and Easter for off-premises consumption could increase the potential for crime and accidents caused by persons who have consumed such alcoholic liquors off-premises.

(Ord. No. 93-00-01-LQ, § 2, 10-25-1993)

**Sec. 4-57. Prohibition on Sundays, Christmas and Easter of spirits and mixed spirit drinks for off-premises consumption.**

Pursuant to MCL 436.19e(5), the township does hereby prohibit the sale on Sundays, Christmas and Easter of spirits and mixed spirit drinks for consumption off premises.

(Ord. No. 93-00-01-LQ, § 3, 10-25-1993)

**Sec. 4-58. Violation a misdemeanor.**

Any person violating this article shall be guilty of a misdemeanor, punishable as provided in section 1-11.

(Ord. No. 93-00-01-LQ, § 4, 10-25-1993)