

**CHARTER TOWNSHIP OF GAINES  
COUNTY OF KENT, MICHIGAN**

**ZONING TEXT AMENDMENTS TO CHAPTER 4, GENERAL PROVISIONS OF THE GAINES CHARTER  
TOWNSHIP ZONING ORDINANCE FOR THE PURPOSE OF PROHIBITING MARIHUANA ESTABLISHMENTS  
PURSUANT TO SECTION 6 OF THE MICHIGAN REGULATION AND TAXATION OF MARIHUANA ACT, 2018  
IL 1, AS AMENDED AND FOR PROHIBITING MARIHUANA FACILITIES AS DEFINED IN THE MEDICAL  
MARIHUANA FACILITIES LICENSING ACT, 2016 PA 281, AS AMENDED.**

**ORDINANCE NO. 19-01**

**THE CHARTER TOWNSHIP OF GAINES ORDAINS:**

**Article 1. Amendment Chapter 4 General Provisions, Section 4.19.**

***That Chapter 4 General Provisions is amended by adding a new section, "Section 4.19 - Prohibition on Marihuana Establishments and Marihuana Facilities Prohibited." Said section to read as follows:***

**Section 4.19.31. - Prohibition on Marihuana Establishments and Facilities Prohibited.**

- A. ***Marihuana establishments.*** Pursuant to Section 6 of the Michigan Regulation and Taxation of Marihuana Act, 2018 IL 1, as amended, marihuana establishments are prohibited within the boundaries of Gaines Charter Township.
  
- B. ***Marihuana facilities.*** Marihuana facilities are prohibited within the boundaries of the Gaines Charter Township.  
As used in this section, "marihuana establishment(s)" means that term as defined in the Michigan Regulation and Taxation of Marihuana Act, 2018 IL 1, as amended, and "marihuana facility(ies)" means that term as defined in the Medical Marihuana Facilities Licensing Act, 2016 PA 281, as amended.

**Article 2 Scope of approval.**

***In no other respects shall any other provisions of the Zoning Ordinance of the Charter Township of Gaines be changed.***

**Article 3. Effective Date.**

***This ordinance shall become effective seven (7) days after an adopted copy of this ordinance or a summary thereof has been printed in the newspaper as provided by law.***

A motion was made to adopt the foregoing ordinance by Township Board Member Fryling and supported by Township Board Member Burnside, the vote being as follows:

**AYES: Osterink, Burnside, DeWard, Lemke, VanderStel, Fryling**

**NAYS: None**

**ABSENT: Haagsma**

**ORDINANCE DECLARED ADOPTED.**

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Robert DeWard, Supervisor  
Gaines Charter Township

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Angela Burnside, Township Clerk  
Gaines Charter Township

**CERTIFICATE OF TOWNSHIP CLERK**

I hereby certify that the foregoing is a true and complete copy of an Ordinance introduced at a public hearing at the Gaines Charter Township Planning Commission on December 20, 2018 and adopted by the Township Board of the Charter Township of Gaines, County of Kent, State of Michigan at a meeting held on January 14, 2019 I further certify that public notice of said meetings were given pursuant to the Open Meetings Act, being Act No. 267, Public Acts of Michigan, 1976, as amended, including in the case of a special or rescheduled meeting, notice by posting at least eighteen (18) hours prior to the time set for said meeting.

I further certify that said Ordinance has been recorded in the Zoning Ordinance of the Township and such recording has been authenticated by the signatures of the Supervisor and the Township Clerk.

\_\_\_\_\_  
Angela Burnside, Township Clerk  
Gaines Charter Township

**CERTIFICATE OF POSTING**

I, Angela Burnside, Township Clerk of the Charter Township of Gaines, County of Kent, State of Michigan, hereby certify that a notice of public hearing of **Ordinance No. 19-01** was published in the *Southeast and Southwest Advance* on December 23, 2018 with the complete text of the ordinance located in the Clerk's office and on the Township website at [www.gainestownship.org](http://www.gainestownship.org). Furthermore, a notice of adoption of the ordinance was published in *The Southeast and Southwest Advance*, on January 27, 2019 with the complete text of the ordinance located in the Clerk's office and on the Township website at [www.gainestownship.org](http://www.gainestownship.org).

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Angela Burnside, Clerk  
Charter Township of Gaines