

## **Chapter 8 – MARIJUANA ESTABLISHMENTS AND FACILITIES**

### **Section 1. Title**

This Chapter shall be known and may be cited as the “Charter Township of Eureka Marihuana Establishments and Facilities Ordinance.”

### **Section 2. Definitions**

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

“**IHRA**” – means the Industrial Hemp Research Act, 2014 PA 547, MCL 286.841 *et seq.*

“**Marihuana establishment**” – means that term as defined in the MRTMA.

“**Marihuana facility**” – means that term as defined in the MMFLA.

“**MMFLA**” – means the Medical Marihuana Facilities Licensing Act, 2016 PA 281, as amended.

“**MMMA**” – means the Michigan Medical Marihuana Act, 2008 IL 1, as amended.

“**MRTMA**” – means the Michigan Regulation and Taxation of Marihuana Act, 2018 IL 1, as amended.

### **Section 3. Marijuana Establishments and Facilities Prohibited**

- a) Pursuant to Section 6 of the MRTMA, marihuana establishments are prohibited within the boundaries of the Township.
- b) Marihuana facilities are also prohibited within the boundaries of the Township.

### **Section 4. Rights Unaffected by this Chapter**

- a) This Chapter shall not affect the rights or privileges of any individual or other person under Section 5 of the MRTMA.
- b) This Chapter does not affect the rights or privileges of a marihuana facility outside of the Township to engage in activities within the Township that it is permitted to engage in under the MMFLA within a municipality that has not authorized marihuana facilities to operate within its boundaries.
- c) This Chapter does not affect the rights or privileges of registered qualifying patients or registered primary caregivers under the MMMA or the MMFLA.
- d) This Chapter does not affect the rights or privileges of any individual or other person under the IHRA.
- e) This Chapter does not affect the rights or privileges of any individual or other person under any other federal or state law, rule or regulation related to the medical use of marihuana.