

VILLAGE OF LUTHER
COUNTY OF LAKE, MICHIGAN

At a regular meeting of the Village Council of the Village of Luther, held at the Village Hall, on the 9 day of August, 2022, at 7:00 p.m.

PRESENT: Members: Linda Wellman, Felisa Wert, Connie Holmes, Richard Mongar, Giles Naeseth, Sherry Sheele, Brittany Carlson, Amy Jo DeJesus.

ABSENT: Members: Brandon Voyles

The following ordinance was offered by Member Holmes and supported by Member Wellman.

ORDINANCE NO. 18

ADULT-USE RECREATIONAL MARIHUANA ESTABLISHMENT ORDINANCE

THE VILLAGE OF LUTHER ORDAINS:

Section 1. Purpose.

- A. It is the intent of this ordinance to authorize the establishment of several types of Adult-Use Recreational Marihuana Establishments in the Village of Luther and provide for the adoption of reasonable restriction to protect the public health, safety and general welfare of the community at large; retain the character of neighborhoods; and mitigate potential impacts on surrounding properties and persons. It is also the intent of this ordinance to help defray administrative and enforcement costs associated with the operation of such Marihuana Establishments in the Village of Luther through the imposition of annual, nonrefundable permit fees of not more than \$5,000 on each Adult-Use Recreational Marihuana permit. Authority for the enactment of these provisions is set forth in Michigan Regulation and Taxation of Marihuana Act and rules promulgated by the State of Michigan. Nothing in this ordinance is intended to grant immunity from criminal or civil prosecution, penalty or sanction for the cultivation, manufacturing, possession, use sale of distribution of Marihuana, in any form, that is not compliance with the Michigan Regulation and Taxation of Marihuana Act and all other applicable rules promulgated by the State of Michigan.
- B. As of the effective date of this ordinance, Marihuana remains classified as a Schedule 1 controlled substance under the Federal Controlled Substances Act, 21 U.S.C. Sec. 801 *et seq.*, which makes it unlawful to manufacture, distribute or dispense Marihuana. Nothing in this ordinance is intended to grant immunity from any criminal prosecution under federal laws.

Section 2. Definitions.

Any term defined by the Michigan Regulation and Taxation of Marihuana Act, shall have the definition given in the Michigan Regulation and Taxation of Marihuana Act.

"Affiliate" means any person that controls, is controlled by, or is controlled by, or is under common control with; is in a partnership or joint venture relationship with; or is a co-shareholder of a corporation, a co-member of a limited liability company, or a co-partner in a limited liability partnership with a licensee or applicant.

"Application" means an application for a permit under this ordinance and includes supplemental documentation attached or required to be attached thereto; the person filing the applications shall be known as the "applicant."

"Adult-Use Recreational Marihuana Establishment", or "Marihuana Establishment" means an enterprise at a specific location at which a licensee is licensed to operate under the Michigan Regulation and Taxation of Marihuana Act ("MRTMA"). Marihuana Establishments include: a marihuana grower, marihuana safety compliance facility, marihuana processor, marihuana microbusiness, marihuana retailer, marihuana secure transporter, or any other type of marihuana-related business licensed by the State of Michigan under MRTMA. .

"Department" means the Michigan State Department of Licensing and Regulatory Affairs, or any authorized designated Michigan agency authorized to regulate, issue or administer a Michigan License for a Marihuana Establishment.

"Designated Consumption Establishment" means a commercial space that is licensed by the agency and authorized to permit adults 21 years of age and older to consume marihuana products at the location indicated on the state license.

"Licensee" means a person holding a state operation license under the Michigan Regulation and Taxation of Marihuana Act.

"Marihuana" or "Marijuana" means that term as defined in section 7106 of the public health code, 1978 PA 368, MCL 333.7106.

"Marihuana Event Organizer" means a person licensed to apply for a temporary marihuana event license under these rules.

"Marihuana Grower" means a licensee that is a commercial entity located in this state that cultivates dries, trims, or cures and packages Marihuana for sale to a Marihuana processor or retailer.

"Marihuana Microbusiness" means a person licensed to cultivate no more than 150 marihuana plants; process and package marihuana; and sell or otherwise transfer marihuana to individuals who are 21 years of age or older or to a marihuana safety compliance facility, but not to other marihuana establishments.

"Marihuana Plant" means any plant of the species *Cannabis sativa* L. Marihuana plant does not include industrial hemp.

"Marihuana Processor" means a licensee that is a commercial entity located in this state that purchases marihuana from a marihuana grower and that extracts resin from the marihuana or creates a marihuana-infused product for sale and transfer in packaged form to a Marihuana Retailer.

"Marihuana Retailer" means a licensee that is a commercial entity located in this state that purchases marihuana from a marihuana grower or processor and sells, supplies, or provides marihuana to persons 21 years of age and up. Including any commercial property where marihuana is sold. A noncommercial location used by a microbusiness to sell persons 21 and up marihuana in accordance with the Michigan Regulation and Taxation of Marihuana Act, does not qualify under this definition.

"Marihuana-infused product" means a topical formulation, tincture, beverage, edible substance, or similar product containing any usable marihuana that is intended for human consumption in a manner other than smoke inhalation.

"Marihuana Safety Compliance Facility" means a licensee that is a commercial entity that receives marihuana from a marihuana facility, tests it for contaminants and for tetrahydrocannabinol and other cannabinoids, returns the test results, and may return the marihuana to the marihuana facility.

"Marihuana Secure Transporter" means a licensee that is a commercial entity located in this state that stores marihuana and transports marihuana between marihuana facilities for a fee.

"Outdoor Grow" means a fully enclosed outdoor area that is shielded from public view, is equipped with secure locks and other functioning security devices to prevent entry into the area by unauthorized persons.

"Paraphernalia" means any equipment, product, or material of any kind that is designed for or used in growing, cultivating, producing, manufacturing, compounding, converting, storing, processing, preparing, transporting, injecting, smoking ingesting, inhaling, or otherwise introducing into the human body, marihuana.

"Permit" means a current and valid permit for a Marihuana Establishment issued under this ordinance, which shall be granted to a permit holder only for and limited to a specific permitted premise and a specific permitted property.

"Permit Holder" means the person that holds a current and valid permit under this ordinance.

"Permitted Premises" means a particular building or buildings within which the Permit Holder will be authorized to conduct the Marihuana Establishment's activities.

"Permitted Property" means the real property comprised of a lot, parcel, or other designated unit of real property upon which a permitted Marihuana Establishment is situated.

"Person" means an individual, corporation, limited liability company, partnership, limited partnership, limited liability partnership, limited liability limited partnership, trust or other legal entity or any joint venture for a common purpose.

"Plant" means any living organism that produces its own food through photosynthesis and has observable root formation or is in growth material.

"State Operating License" or, unless the context requires a different meaning, **"license"** means a license that is issued under the Michigan Regulation and Taxation of Marihuana Act.

"Temporary marihuana Event license" means a state license held by a marihuana event organizer for an event where the onsite sale or consumption of marihuana products, or both are authorized at the location indicated on the state license during the dates indicated on the state license.

"Village" means the Village of Luther, a general law Village located in Lake County Michigan.

Section 3. Authorization of Certain Marihuana Establishments.

- A. The following adult-use recreational marihuana establishments may be authorized to operate within the Village by the holder of a state operating license, subject to compliance with MRTMA, and related rules, as amended, and the provisions of this ordinance. The maximum number of each type of Marihuana Establishment located in the Village is set as follows at the time of adoption but will be reviewed annually or as determined to be advisable at the discretion of the Village Council. The review and its findings shall be recorded in the minutes of the relevant meeting of the Village Council.

Type of Facility	Number Allowed
Marihuana Grower Type A (Up to 500 plants)	One
Marihuana Grower Type B (Up to 1 ,000 plants)	One
Marihuana Grower Type C (Up to 1,500 plants)	One
Marihuana Secure Transporter	One
Marihuana Processor	One
Marihuana Safety Compliance Facility	One
Marihuana Retailer	One
Designated Consumption Establishments	One

- B. All other types of adult-use recreational marihuana establishments not authorized in this Section including, but not limited to, marihuana microbusinesses and other types of adult-use recreational marihuana related businesses licensed by the State of Michigan shall be prohibited in the Village.

Section 4. Permit Required.

- A. It is unlawful for any person to operate an adult-use recreational marihuana establishment in the Village unless such person has first obtained a permit from the Village pursuant to this Ordinance and a license to operate from the State of Michigan pursuant to MRTMA. Every adult-use recreational marihuana establishment in the Village must be permitted pursuant to the terms and provisions set forth in this Ordinance. An adult-use recreational marihuana establishment of any kind operating without a permit issued under the provisions of this Ordinance is a public nuisance and a nuisance *per se*.
- B. The Village Council shall issue a license for an adult-use recreational marihuana establishment only after the Village Council determines that the application and proposed facility are in strict compliance with the terms, conditions, and provisions of this Ordinance.
- C. A Permit issued pursuant to this Ordinance shall be for a one-year term, subject to renewal periods of one year as provided herein.
- D. Without limitation, a license issued under this Ordinance will be conditioned on the approval of the operator by the State of Michigan for the particular type of license to be used in the Village and compliance with the requirements of this Ordinance.

Section 5. Permit Application Requirements.

- A. Applications for a Permit shall be made in writing, under oath, on a form provided by the Village and submitted to the Village Clerk.
- B. Each application shall contain a signed acknowledgement that the applicant is aware and understands that all matters related to marihuana growing, cultivation, possession, testing, safety compliance, distribution, and use are currently subject to state and federal laws, rules, and regulations, and that the approval or granting of a license by the Village does not exonerate or exculpate the applicant from abiding by the provisions and requirements and penalties associated with those laws, rules, and regulations or exposure to any penalties associated therewith; and further that the applicant waives and forever releases any claim, demand, action, legal redress, or recourse against the Village, its elected and appointed officials and its employees and agents for any claims, damages, liabilities, causes of action, damages, and attorney fees the applicant may incur as a result of the violation by applicant, its officials, members, partners, shareholders, employees and agents of those laws, rules, and regulations and hereby waives, and assumes the risk or any such claims and damages,

and lack of recourse against the Village, its elected and appointed officials, employees, attorneys, and agents.

C. A complete application for a Permit required by this Ordinance shall contain, at a minimum, all of the following:

- (1) If the applicant is an individual, the applicant's name, date of birth, physical address, email address, one or more phone numbers, including emergency contact information, and a copy of a government issued photo identification card of the applicant;
- (2) If the applicant is not an individual, the names, dates of birth, physical addresses, email addresses, and one or more phone numbers of each stakeholder of the applicant, including designation of a stakeholder as an emergency contact person and contact information for the emergency contact person, articles of incorporation, and the operating agreement of the applicant, if a limited liability company;
- (3) The name and address of the proposed adult-use recreational marihuana establishment and any additional contact information deemed necessary by the Village Council.
- (4) A signed release authorizing the Lake County Sheriff Department to perform a criminal background check to ascertain whether the applicant, each stakeholder of the applicant, each operator and each employee of the applicant meets the criteria set forth in this Ordinance, MRTMA, and the Rules. To the extent permitted by law, and following its review of the same, the Lake County Sheriff Department may rely on a completed background check performed by the state under the MRTMA and the Rules for the reviews and approval required of the Lake County Sheriff Department under this Ordinance.
- (5) An affirmation under oath as to whether the applicant or operator has had a business license revoked or suspended, and if revoked or suspended, then the reason therefore;
- (6) For the applicant or for each stakeholder of the applicant, a resume that includes whether the individual has any relevant experience with marihuana or a related industry;
- (7) A written description of the training and education that the applicant will provide to all employees;
- (8) A copy of the proposed business plan for the proposed Marihuana Establishment, including, but not limited to, the following: (i) the proposed ownership structure of the Establishment, including percentage ownership of each person or entity, (ii) a current organization chart that includes position descriptions and the names of each person holding each position, and (iii) the type of Permit sought under this Ordinance;

- (9) A description of the security plan for the Marihuana Establishment, including, but not limited to, any lighting systems, alarms, barriers, recording/monitoring devices, and/or security guard arrangements proposed for the establishment and premises. The security plan must contain the specification details of each piece of security equipment.
- (10) A site plan and interior floor plan of the Marihuana Establishment, illustrating the structures on the property and all available parking spaces, and specifying which parking spaces, if any, are handicapped-accessible;
- (11) Any proposed text or graphical materials to be shown on the exterior of the proposed Marihuana Establishment;
- (12) A facility sanitation plan to protect against any marihuana being ingested by any person or animal, indicating how the waste will be stored and disposed of, and how any marihuana will be rendered unusable upon disposal. Disposal by on-site burning or introduction in the sewage system is prohibited. All non-liquid waste shall be disposed of at a state-licensed landfill or as otherwise expressly permitted in accordance with regulations promulgated by the state;
- (13) A description of procedures for testing of contaminants, including, without limitation, mold and pesticides;
- (14) An affidavit that neither the applicant nor any stakeholder of the applicant is in default to the Village; specifically, that the applicant or stakeholder of the applicant has not failed to pay any property taxes, special assessments, fines, fee or other financial obligations to the Village when due;
- (15) An estimate of the number and type of jobs that the Marihuana Establishment is expected to create, the amount and type of compensation expected to be paid for such jobs, and the projected annual budget and revenue of the Marihuana Establishment;
- (16) Proof of an insurance policy covering the establishment and naming the Village, its elected and appointed officials, employees, and agents, as additional insured parties, available for the payment of any damages arising out of an act or omission of the applicant or its stakeholders, agents, employees, or subcontractors, in the amount of (a) at least \$1,000,000 for property damage; (b) at least \$1,000,000 for injury to one person; and (c) at least \$2,000,000 for injury to two or more person resulting from the same occurrence. The insurance policy underwriter must have a minimum A.M. Best Company insurance ranking of "A" or better and must be authorized to do business in the state consistent with state law;
- (17) An operational statement detailing the proposed hours of operations, activities to occur on site, anticipated impact on the community, proposed improvements to premises or areas within the Village, etc. Following approval of the

operational statement by the Village, its provisions shall be incorporated as conditions into any license granted in accordance with this Ordinance;

- (18) An estimate of the public utility usage of the licensed premises and detailed estimates of the amount of public water and sanitary sewer services required for operations, if applicable and available;
- (19) A complete list of any hazardous materials or substances that will be utilized by operations occurring on the premises or stored on the premises and where on the premises such materials will be utilized or stored and the manner of the same;
- (20) One of the following: (a) proof of ownership of the entire premises wherein Marihuana Establishment is to be operated or (b) written consent from the property owner for use of the premises in a manner requiring licensure under this Ordinance along with a copy of the lease for the premises;
- (21) A complete copy of the applicant's license application submitted to the State of Michigan for a state operating license shall be provided when available;
- (22) Detailed design, construction and operating plans for the installation and continued use and maintenance of a fully-functioning air-filtration system, air scrubbing system or barometric pressure control system that prevents all marijuana odors, smoke, debris or dust from escaping from the building or structure, into the outside atmosphere.
- (23) Any other information deemed necessary by the Village which may include, but is not limited to, the following, as applicable:
 - (i) A cultivation plan that includes at a minimum a description of the cultivation methods to be used, including plans for the growing mediums, treatments, and/or additives;
 - (ii) A production testing plan that includes at a minimum a description of how and when samples for laboratory testing by an accredited testing facility will be selected, what type of testing will be requested, and how the test results will be used;
 - (iii) An affidavit that all operations will be conducted in conformance with state law; and
 - (iv) A chemical and pesticide storage plan that states the names of the pesticides to be used in cultivation and where and how pesticides and chemicals will be stored in the establishment, along with a plan for the disposal of unused pesticides.

D. All applications shall be accompanied by a non-refundable Permit fee (for each Permit sought) in an amount set by the Village Council not to exceed \$5,000, for the purpose of

helping defray administrative and enforcement costs associated therewith. Payment of the aforementioned fee is a pre-condition of any Permit being granted under this Ordinance.

- E. An applicant shall be ineligible to receive a Permit from the Village for any of the reasons disqualifying a license set forth in the MRTMA, state promulgated marihuana rules, this Ordinance or due to misrepresentations in the application process.
- F. To the extent permissible under law, all information submitted in conjunction with an application for a license or license renewal required by this Ordinance is confidential and exempt from disclosure under the Michigan Freedom of Information Act, 1976 Public Act 442, MCL 15.231, *et seq.*

Section 6. Permit Application Evaluation Procedures

- A. Upon receipt of an application and accompanying documents, the Village Clerk shall assign it a sequential application number by Marihuana Establishment type based on the date and time of receipt. The Village Clerk shall act to process an application not later than fourteen (14) days from the date the application was received. If the application is deemed complete, the Village Clerk shall evaluate and score the application based on the scoring rubric attached hereto at **Appendix A**. If the application is not complete, the Clerk shall return the application to the applicant and notify the applicant in writing of the deficiencies in the application.
- B. After evaluating an application under Subsection A, the Clerk shall forward the application to the Village Fire Department, Village Building Official, Village Treasurer and the Lake County Sheriff's Department for review as follows:
 - 1. The Fire Department and Building Official shall inspect the proposed location and associated plans for compliance with all laws for which they are charged with enforcing;
 - 2. The Village Treasurer shall confirm that the applicant and each stakeholder of the applicant is not in default to the Village. For purposes of this Section, a person is in default if such person has any past due property taxes, special assessments, fines, fees or other financial obligations due to the Village.
 - 3. The Lake County Sheriff's Department shall be given an opportunity to comment on the applicant's security plan and/or background check.
- C. Within 45 days of receiving an application for a Permit under this Ordinance, the Village Clerk shall submit each complete application along with all accompanying documents to the Village Council for review and notify the applicant of the date and time for the public meeting at which such review shall occur. At the meeting, the Village Council shall review the application(s) and either grant, grant with conditions, or deny a Marihuana Establishment Permit. In the event of competing applications, meaning completed applications for the same type of Marihuana Establishment up for Village Council review at the same meeting, the application with the highest point score on the scoring rubric shall be awarded the available Permit over applications with lower scores.

Section 7. General Regulations.

- A. The requirements set for in this Ordinance shall be in addition to, and not in lieu of, any other licensing or permitting requirements imposed by the applicable federal, state, or local laws, regulations, codes, or ordinances.
- B. A new or renewal Permit shall not confer any vested rights or reasonable expectation of subsequent renewal on the applicant or permit holder and shall remain valid for one year unless revoked.
- C. A Permit issued under this Ordinance may be denied or revoked by the Village Council on any of the following bases following a duly noticed hearing giving the applicant or permit holder an opportunity to be heard:
 - (1) A material violation of any provision of this Ordinance, MRTMA the Marihuana rules promulgated by the State of Michigan, or any other State law or regulation;
 - (2) Any conviction of a disqualifying felony by the permit holder, stakeholder, or any person holding an ownership interest in the permitted Marihuana Establishment;
 - (3) Commission of fraud or misrepresentation or the making of a false statement by an applicant, permit holder, or any stakeholder of an applicant or permit holder while engaging in any activity for which this Ordinance requires a Permit;
 - (4) The Marihuana Establishment is determined by the Village to be a public nuisance;
 - (5) The permit holder has abandoned the premises for which the Permit was granted or has otherwise failed to operate the Marihuana Establishment for a period of 90 days or more.
 - 6. The permit holder has refused the Village or any law enforcement agency access to inspect the Marihuana Establishment's facility or operations for inspection.
- D. It is the sole and exclusive responsibility of each current or prospective permit holder to, at all times, during its' operation or application period, immediately providethe Village with all material changes in any information previously provided that may materially affect any state or local Permit.
- E. No Permit issued under this ordinance may be assigned or transferred to any person, firm, organization, or other entity unless:
 - 1. the proposed transferee's business does not expand or alter the scope of nature of the current Permit Holder's permitted business

2. the transferred permit will not apply to any other premises that the originally permitted premises, and
 3. the proposed transferee has submitted an application, fees and documentation required under this ordinance.
- F. The Permit issued under this Ordinance shall be prominently displayed in the in a location where it can be easily viewed by the public, law enforcement or administrative officials at all times.
- G. Acceptance by the permit holder of a Permit constitutes consent by the permit holder and its owners, officers, managers, agents, and employees for any state, federal or local law enforcement to conduct random, unannounced examinations of their facility and all articles of property therein at any time to ensure compliance with this O, the Permit or any related federal, state or local laws or regulations.
- H. A permit holder may not in the operation of any other Marihuana Establishment on the permitted property or premises without first obtaining a separate Permit from the Village.

Section 8. Operational Requirements.

A Marihuana Establishment permitted under this Ordinance and operating in the Village shall at all times comply with the following operational requirements, which the Village Council may review and amend from time to time as it deems reasonable.

- A. *Scope of Operation.* Marihuana Establishments shall comply with all respective applicable codes of building and health departments. The Establishment must hold a valid Permit and State license for the type of Establishment intended to be operating on the permitted property. The Establishment's owner, operator or employees must have documentation available that local and State sales tax requirements are satisfied.
- B. *Location.* Each Marihuana Establishment shall be operated only from the permitted premises on the permitted property. No Marihuana Establishment shall be permitted to operate from a moveable, mobile or transitory location, except for a permitted and licensed secure transporter when engaged in the lawful transport of Marihuana.
- C. No person under the age of eighteen (18) shall be allowed to enter into a Marihuana Establishment without a parent or legal guardian.
- D. *Security.* Permit holders shall at all times maintain a security system that meets State Law requirements, and shall also include the following:
1. Security surveillance cameras installed to monitor all entrances, along with the interior and exterior of the Establishment;
 2. Robbery and burglary alarm systems which are professionally monitored and operated 24 hours a day, 7 days a week;

3. A locking safe permanently affixed to the permitted premises that shall store all usable Marihuana and cash remaining in the Establishment overnight;
 4. All Marihuana in whatever form stored at the Establishment shall be kept in a secure manner and shall not be visible from outside the facility, nor shall it be grown, processed, exchanged, transferred, displayed, or dispensed outside the facility; and
 5. All security recording and documentation shall be preserved for at least 72 hours by the permit holder and made available to any law enforcement upon request for inspection.
- E. *Sale of Marihuana.* Marihuana and Marihuana products offered for sale and distribution must be packaged and labeled in accordance with the laws of the State of Michigan.
- F. *Use of Marihuana.* The sale, consumption or sue of alcohol and tobacco products on the permitted property is prohibited. Smoking or consumption of controlled substances, including Marihuana, on the permitted property is prohibited.
- G. All activities of Marihuana Establishments, including without limitation, distribution, growth, cultivation, processing or the sale or transfer of Marihuana, and all other related activity permitted under the Establishment's license or Permit must occur indoors. The Establishment's operation and design shall minimize any impact to adjacent uses, including the control of odor by maintaining and operation an air filtration system so that no odor is detectable outside the permitted Establishment.
- H. *Unpermitted Growing.* Only the entity named on a Permit may grow at a Recreational Marihuana grow Establishment.

Section 9. Permit Renewal.

- A. A Marihuana Establishment Permit shall be valid for one year from the date of issuance, and shall expire thereafter, unless revoked or renewed as provided herein.
- B. A Permit may be renewed on an annual basis, following review by the Village Council, by submitting a renewal application provided by the Village and payment of the annual permit fee in the amount set by resolution of the Village Council not to exceed \$5,000.
- C. Renewal applications must be filed at least 60 days prior to the expiration of the Establishment's Permit. The Village will not accept renewal applications and Permit forfeiture will result after the expiration date.
- D. Each year, any pending application for renewal of existing Permits shall be reviewed and granted or denied before application for new Permits are considered.

Section 10. Appeals.

A person aggrieved by a permitting decision of the Village Council under this ordinance may appeal the decision to the Lake County Circuit Court within 21 days.

Section 11. Penalties and Enforcement.

- A. Any person who violates any of the provisions of this ordinance shall be responsible for a municipal civil infraction and subject to the payment of a civil fine of not more than \$500.00, plus costs. Each day a violation of this ordinance continues to exist constitutes a separate violation. A violator of this ordinance shall also be subject to such additional sanctions, remedies, and judicial orders as are authorized under Michigan Law.
- B. A violation of this ordinance is deemed to be a nuisance per se. In addition to any other remedy available at law, the Village may bring an action for an injunction to other process against a person to restrain, prevent or abate any violation of this ordinance.
- C. This ordinance shall be enforced and administered by the Village Clerk or such other Village official as may be designated from time to time by resolution of the Village Council.

Section 12. Applicability. The provisions of this ordinance shall be applicable to all persons and facilities described herein, whether the operations or activities associated with a Marihuana Establishment were established without authorization before the effective date of this ordinance.

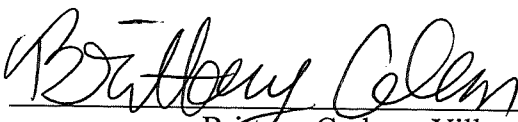
Section 13. Severability. In the event any one or more section, provisions, phases, or words of this ordinance shall be found to be invalid by a court of competent jurisdiction, such holding shall not affect the validity or the enforceability of the remaining sections, provisions, phrases, or words of this ordinance.

Section 14. Publication/Effective Date. This ordinance shall become effective twenty (20) days after its passage or upon publication, whichever occurs first.

AYES: Wellman, Wert, Holmes, Mongar, Naeseth, Sheele

NAYS: None

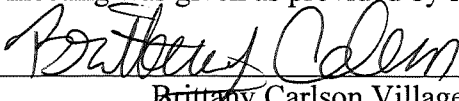
ORDINANCE DECLARED ADOPTED.



Brittany Carlson, Village Clerk

STATE OF MICHIGAN)
) ss.
COUNTY OF LAKE)

I hereby certify that the foregoing is a true and complete copy of an ordinance adopted by the Village Council of the Village of Luther at a regular meeting held on the date first stated above, and I further certify that public notice of such meeting was given as provided by law.



Brittany Carlson Village Clerk