

VILLAGE OF STEVENSVILLE
BERRIEN COUNTY, MICHIGAN

ORDINANCE NO. 060523-3

AN ORDINANCE TO AMEND SECTION 7.03 OF THE VILLAGE OF STEVENSVILLE ZONING ORDINANCE, AND TO REPEAL SECTION 14.04.15, IN ORDER TO ELIMINATE MARIJUANA RETAILERS AS PERMITTED ZONING USES IN THE VILLAGE, CONSISTENT WITH THE VOTERS' APPROVAL OF PROPOSAL 2023-1

WHEREAS, in 2022, the Village Council adopted amendments to the Village of Stevensville Zoning Ordinance and Village Code to authorize and regulate marijuana retailers pursuant to the Michigan Regulation and Taxation of Marihuana Act, 2018 Initiated Law 1, MCL 333.27951 *et seq.* (the "MRTMA");

WHEREAS, follow the adoption of those ordinances, citizens petitioned to place an initiated ordinance on the ballot for the May 2023 election to prohibit marijuana retailers in the Village of Stevensville and repeal the Village Code sections that authorize them;

WHEREAS, Village voters approved that initiated ordinance, known as Proposal 2023-1, during the May 2023 election;

WHEREAS, because Proposal 2023-1 did not expressly address the Village of Stevensville zoning regulations pertaining to marijuana retailers, the Planning Commission and Village Council find it necessary and appropriate to adopt this ordinance to align the Village of Stevensville Zoning Ordinance with the voters' intent.

The Village of Stevensville Ordains:

Section 1. Amendment. Section 7.03 of the Village of Stevensville Zoning Ordinance is amended to read as follows:

Sec. 7.03. Special Land Uses

The following uses shall be permitted with special land use approval:

1. Adult foster care large group homes or congregate care facilities
2. Assisted living facilities
3. Colleges and universities
4. Contractor's offices and yards
5. Equipment sales, rental, and repair facilities
6. Funeral homes or mortuaries
7. Kennel/Animal day cares
8. Hospitals
9. Manufacturing, processing, assembly, and fabrication establishments
10. Outdoor entertainment event venues
11. Outdoor recreation facilities
12. Outdoor storage facilities or yards
13. Private schools

- 14. Self-storage facilities
- 15. Sexually-oriented businesses
- 16. Tattoo or piercing parlors
- 17. Vehicle service and repair facilities
- 18. Warehousing and storage facilities

Section 2. Repealer. Section 14.04.15 of the Village of Stevensville Zoning Ordinance is hereby repealed.

Section 3. Effective Date. This ordinance shall become effective either 20 days after adoption or upon publication, whichever occurs later.

YEAS: Binkley, Peters, Schewe, Wenger

NAYS: None

ABSTAIN: None

ABSENT: Mason, Patterson, Steinberger

CERTIFICATION

As the duly appointed Clerk of the Village of Stevensville, Berrien County, Michigan, I certify this is a true and complete copy of an ordinance adopted by the Stevensville Village Council at its meeting of June 5, 2023



Kelly Vaughn, Village Clerk

Adopted: June 5, 2023
Published: June 8, 2023
Effective: June 25, 2023