

Assyria Township Board Minutes June 3, 2019

A regular meeting of the Assyria Township Board was held at the Assyria Township Hall on, June 3, 2019. The meeting was called to order at 7:30 p.m. and the Pledge of Allegiance was recited.

Members present: M. Timmons, T. Ryder-Stephens, J. Miller, and A. Terry

Members absent: E. Waterbury

COUNTY COMMISSIONER'S REPORT:

- The board is waiting on the building use report.
- A lawsuit was filed against the Drain Commissioner, the judge dismissed the case.
- There are several Lakes having flooding issues.
- The Barry County Conservation Easement Board is looking for Elected Township Board Officials to apply for a seat on the board.
- The Charlton Park Day was a success. There will be another event Father's Day weekend.
- Budget for the county packets are going out.

Previous minutes reviewed and approved with changes, as posted to the web site.

The bills were reviewed. Motion made by J. Miller supported by T. Ryder-Stephens to pay the bills. All members vote YES.

CLERK:

- There will not be an August election.
- The clerk had a concerned citizen contact her in regard to a dead tree in Bell Cemetery. The Supervisor will survey the situation.
- The clerk's new computer is here and installed.
- The clerk confirmed, based on the approved budget, the Sexton was to receive an increase in pay.
- The clerk recommended the Township continue to use Walker, Fluke and Sheldon, PLC to handle the Township's Audit and F-65 Form.

-Motion made by A. Terry, supported by, T. Ryder-Stephens to hire Walker, Fluke and Sheldon, PLC to perform the Township's audit and file the F-65 form, as long as there is not a significant cost increase. All members vote YES.

TREASURER:

- Treasurer is getting the taxes ready.
- The Treasurer will be sending the newsletter out in July.

TRUSTEE: Jim Miller

- Would like to have an invitation to the residents to send pictures and history of the township included in the next Treasurer's newsletter. Possibly include this information on our new web page.
- The residents that attended the May open house were interested in the Township's history and the Trustee is working on a Historical Corner for residents to participate in.

ASSESSOR: Absent

SUPERVISOR:

-Appointed J. Miller as Assyria Township's Historian.

Motion made by M. Timmons, supported by T. Ryder-Stephens, To create a line item for Historian expenses, to be obtained from another line item.

All members vote YES.

-In regard to the training seminar on June 18, 2019, all board members wanting to ride together should be at the hall by 2:30 p. m.

-The Supervisor has applied for a charge card for the Township.

Motion made by M. Timmons, supported by T. Ryder-Stephens to retain Pamela Jo Eastman as the Township's IT person for \$300.00 per month,

All members vote YES.

-The Township needs to establish an ordinance in regard to Marijuana.

Motion made by M. Timmons, supported by J. Miller, to adopt the Prohibition of Recreational Marijuana Establishments Ordinance.

Roll call vote:

M. Timmons	YES
T. Ryder-Stephens	YES
J. Miller	YES
A. Terry	YES
E. Waterbury	ABSENT

TOWNSHIP OF ASSYRIA
COUNTY OF BARRY, STATE OF MICHIGAN

ORDINANCE NO. 20190306-1

ADOPTED: 03 June, 2019

EFFECTIVE: 03 July, 2019

PROHIBITION OF RECREATIONAL MARIJUANA ESTABLISHMENTS ORDINANCE

An ordinance to prohibit marijuana establishments within the boundaries of Assyria Township pursuant to Initiated Law 1 of 2018, MCL 333.27951, et seq., as may be amended; to provide penalties for violation of this ordinance; to provide for severability; to repeal all ordinances or parts of ordinances in conflict therewith; and to provide an effective date; and to otherwise protect the public health, safety and general welfare.

THE TOWNSHIP OF ASSYRIA, BARRY COUNTY, MICHIGAN

ORDAINS:

SECTION I
TITLE

This ordinance shall be known as and may be cited as the Assyria Township Prohibition of Marijuana Establishments Ordinance.

SECTION II
DEFINITIONS

Words used herein shall have the definitions as provided for in Initiated Law 1 of 2018, MCL 333.27951, *et seq.*, as may be amended.

SECTION III
NO MARIJUANA ESTABLISHMENTS

Assyria Township hereby prohibits all marijuana establishments within the boundaries of the Township pursuant to Initiated Law 1 of 2018, MCL 333.27951, *et seq.*, as may be amended.

SECTION IV
VIOLATIONS AND PENALTIES

1. Any person who disobeys, neglects, or refuses to comply with any provision of this ordinance or who causes, allows or consents to any of the same shall be deemed to be responsible for the violation of this ordinance. A violation of this ordinance is deemed to be a nuisance per se.

2. A violation of this ordinance is a municipal civil infraction for which the fines shall not be less than \$100 nor more than \$500, in the discretion of the Court. The foregoing sanctions shall be in addition to the rights of the Township to proceed at law or equity with other appropriate and proper remedies. Additionally, the violator shall pay costs which may include all expenses, direct and indirect, which the Township incurs in connection with the municipal civil infraction.

3. Each day during which any violation continues shall be deemed a separate offense.

4. In addition, the Township may seek injunctive relief against persons alleged to be in violation of this ordinance, and such other relief as may be provided by law.

5. This ordinance shall be administered and enforced by the Ordinance Enforcement Officer of the Township or by such other person(s) as designated by the Township Board from time to time.

SECTION V
SEVERABILITY

The provisions of this ordinance are hereby declared to be severable. If any clause, sentence, word, section or provision is hereafter declared void or unenforceable for any reason by a court of competent jurisdiction, it shall not affect the remainder of such ordinance which shall continue in full force and effect.

SECTION VI
REPEAL

All ordinance or parts of ordinances in conflict herewith are hereby repealed.

SECTION VII
EFFECTIVE DATE

This Ordinance shall take effect on the date of publication pursuant to MCL 42.22; which publication shall take place within thirty days from the date of adoption and shall be in a local newspaper of general circulation. Publication of a summary of this Ordinance, as part of the published proceedings of the Township Board shall constitute publication of the Ordinance.

This Ordinance is hereby declared to be passed and adopted by the Board of Trustees of Assyria Township, Barry County, State of Michigan, at a regularly scheduled meeting thereof duly called and held on Monday 3 June 2019.

-The clerk will send a copy to the County Clerk and retain a copy for the Township.

PUBLIC COMMENT: None

OLD BUSINESS: None

Meeting adjourned at 8:25 p.m.

<u>Date</u>	<u>Num</u>	<u>Name</u>	<u>Memo</u>	<u>Amount</u>
		Barry County	May 15 to June 14 2019	
05/31/2019	10259	Telephone	Telephone/internet	-90.87
05/31/2019	10260	Consumers Energy	Electric 4-23 to May 22, 2019	-45.16
05/31/2019	10261	Pamela J Eastman	Monitor and Peripherals	-642.48
05/31/2019	10262	Proforma	Checks	-197.14
				-
05/31/2019	10263	MTA	MTA Dues	1,220.07
05/31/2019	10264	Rian Carl	Cleaning	-20.00
				-
05/31/2019	10265	GDH & Sons LLC	May Sexton	1,368.16
05/31/2019	10266	GDH & Sons LLC	Crushed concrete Hall parking lot	-800.00
05/31/2019	10267	Heidi M. Bartha	May election mileage	-10.90
05/31/2019	10268	Annette J. Terry	May election mileage.	-10.90
05/31/2019	10269	Heidi Bartha	May Deputy Clerk	-119.00
05/31/2019	10270	Annette Terry	May Clerk	-657.63
		Eugene T		
05/31/2019	10271	Waterbury	May Trustee	-109.27
05/31/2019	10272	James D Miller	May Trustee	-104.24
05/31/2019	10273	Mike P Timmons	May Supervisor	-505.91
		Pamela Jo		
05/31/2019	10274	Eastman	May IT	-234.30
05/31/2019	10275	Roger L Smith	May Assessor	-966.35
		Terry Ryder-		
05/31/2019	10276	Stephens	May Treasurer	-763.45
05/31/2019	10277	void	Check 10277 VOID	0.00
			Board Training, Mis. Exp. and	
05/31/2019	10278	Mike Timmons	Mileage	-448.10
				-
			Total Checks for May	8,313.93