

TOWNSHIP OF MARATHON  
Liquor Inspection Ordinance No. 90-1

An ordinance to secure the public peace, health, and safety by the regulation of alcoholic liquor traffic through the enforcement of the Michigan Liquor Control Act: to provide penalties for violation and to repeal all ordinances and parts of ordinances in conflict therewith.

THE TOWNSHIP OF MARATHON ORDAINS:

Section 1. Michigan Liquor Control Act.

All alcoholic liquor traffic, including, among other things, the manufacture, sale, offer for sale, storage for sale, possession and transportation thereof within the township shall comply with the provisions of the Michigan Liquor Control Act, being Public Act 8 of 1933 as amended.

Section 2. Enforcement.

For the purpose of the enforcement of said Michigan Liquor Control Act within said Township, there is hereby established a Township Liquor Control Enforcement Department with full power, authority, and duty to see that the provisions of said act and the rules and regulations of the Michigan Liquor Control Commission adopted pursuant to said act are enforced within said township. Such department shall consist of not less than one constable or deputy sheriff appointed by the township board and such other personnel as the township board may, in its discretion, appoint. The personnel of the department shall be entitled to such compensation as the township board may determine. A member of the department shall be available at all times to investigate complaints received under this ordinance and enforce the provisions hereof.

Section 3. Inspections.

The Township Liquor Control Enforcement Department shall inspect, not less than monthly, all liquor establishments licensed under the Liquor Control Act of the State of Michigan and report the results of all inspections promptly to the Township Board. The Township Liquor Control Enforcement Department shall further promptly investigate all complaints received by it concerning violations of the Michigan Liquor Control Act or improper operations and practices concerning alcoholic liquor traffic within the Township and report the same to the Township Board and, where appropriate under the Michigan Liquor Control Act, to the Michigan Liquor Control Commission for appropriate proceedings against the violator. All inspectors shall carry appropriate cards issued by the Township Clerk clearly identifying them as Township Liquor Control Inspectors and shall present said cards to the owner or manager of every place inspected by them when making an inspection upon demand for identification by such owner or manager.

Inspectors shall have the right to inspect any place in the township where alcoholic liquor is manufactured, sold, offered for sale, kept for sale, possessed or transported, or where the inspector  
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suspects the same is being thus manufactured, sold, offered for sale, kept for sale, possessed or transported. Whenever possible, all inspection reports shall be made on Liquor Law Enforcement Forms furnished by the Michigan Liquor Control Commission or on similar forms otherwise obtained by the Township Liquor Control Enforcement Department.

#### Section 4. Appropriations.

For the purpose of carrying out the provisions of this ordinance and establishing the Liquor Control Enforcement Department herein provided for, the Township Board shall annually appropriate such an amount as will, in its discretion, be sufficient to maintain and operate such Liquor Control Enforcement Department for the ensuing fiscal year of the Township.

#### Section 5. Penalties.

Any person, other than persons required to be licensed under the Michigan Liquor Control Act, who shall violate any of the provisions of this ordinance shall be guilty of a misdemeanor.

Any licensees who shall violate any of the provisions of the Michigan Liquor Control Act or any rule or regulation of the Michigan Liquor Control promulgated thereunder, or who shall violate any of the provisions of this ordinance, and any person who shall prohibit or interfere with the authorized inspection of a member of the Township Liquor Control Enforcement Department shall be guilty of a misdemeanor, punishable by imprisonment in the county jail not more than 90 days or by a fine of not more than \$500.00 or both, in the discretion of the court. Each day that a violation continues to exist shall constitute a separate offense.

#### Section 6. Repeal.

All ordinances or parts of ordinances in conflict with any of the provisions of this ordinance are hereby repealed.

The undersigned Supervisor and Clerk of the Township of Marathon hereby certify that this ordinance was adopted by the Marathon Township Board on the 13<sup>th</sup> day of February 1990 and was published in the Lakeville Aerial on the 20<sup>th</sup> day of February , 1990. This ordinance was made effective thirty days after said date of publication.

Howard Folsom, Supervisor

Laura J Ring, Clerk