

**BREVORT TOWNSHIP
ORDINANCE #4**

An ordinance

**REGULATING THE INSPECTION
AND ENFORCEMENT OF THE
MICHIGAN LIQUOR CONTROL COMMISSION
RULES AND REGULATIONS**

State of Michigan

The Probate Court for the County of Mackinac

In the Matter of the Estate of BREVORT TOWNSHIP--Ordinance #4--

BREVORT TOWNSHIP Ordinance No. 4

An Ordinance Regulating the Inspection and Enforcement of the Michigan Liquor Control Commission Rules and Regulations in Brevort Township, Mackinac County, Michigan.

The Township of Brevort Ordains:

Section 1. Title--

This Ordinance shall be known and cited as the Brevort Township Liquor Control Ordinance.

Section 2. Liquor Control Act of the State of Michigan--

All alcoholic liquor traffic, including among other things, the manufacture, sale, offer for sale, storage for sale, possession and transportation thereof within Brevort Township, Mackinac Co., Michigan, shall comply with the provisions of the Michigan Liquor Control Act, being Act No. 8 of the Michigan Public Acts of 1933, as amended.

Section 3. Enforcement--

For the purpose of the enforcement of said Michigan Liquor Control Act within said Township, there is hereby established a 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 in such Department shall be entitled to such compensation as the Township Board may determine. Such Department or a member thereof shall be available at all times to investigate complaints received under this Ordinance, and enforce the provisions hereof.

Section 4. Inspection--

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 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 Inspection forms furnished by the Michigan Liquor Control Commission or on similar forms otherwise obtained by the Township Liquor Control Enforcement Department.

Section 5. Appropriation--

For the purpose of carrying out the provisions of this Ordinance and establishing the Liquor Control Enforcement Department herein provided for, the Township Board hereby appropriates the sum of \$600.00 for such use, and is hereby authorized and directed to 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, not exceeding, however, 10 mills of the assessed valuation of the Township in any one year for vehicles, apparatus and equipment and housing for the same, and not exceeding 2½ (two and one half) mills of the assessed valuation of the Township per year for the maintenance and operation of the Department.

Section 6. 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 licensee who shall violate any of the provisions of the Michigan Liquor Control Act or any rule or regulation of the Michigan Liquor Control Commission 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 \$100.00, or both, in the discretion of the court. Each day that a violation continues to exist shall constitute a separate offense.

It is the intent of the Township Board that the court, in imposing punishment under the provisions of this Ordinance, should discriminate between casual or slight violations and habitual sales of alcoholic liquor or attempts to commercialize violations of this Ordinance or any of the rules or regulations of the Michigan Liquor Control Commission promulgated under the Michigan Liquor Control Act.

Section 7. Effective Date--

This ordinance shall take effect 30 days after the first publication thereof.

PASSED AND APPROVED by the Brevort Township Board, at a special meeting held on the 28th day of August, 1961, and ordered to be published in The Republican-News, a newspaper published in the City of St. Ignace, Michigan, and circulating within Brevort Township, Mackinac County, Michigan.

JOHN SCHIMMELPENNY,
Township Clerk
Brevort Township

Section and Enforcement of
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gnace, Mackinac County, Michigan,
m the printer and editor of THE
wspaper printed and circulated in
a printed copy of a notice which
on the following dates, to wit:

A. D. 19

before me this seventh

A. D. 19 61

Notary Public, Mackinac County, Michigan

My Commission Expires 17 Aug. 1963, 19

any place in the township where alcoholic liquor is manufactured, sold, offered for sale, kept for sale, possessed or transported, or where the Inspector 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 Inspection forms furnished by the Michigan Liquor Control Commission or on similar forms otherwise obtained by the Township Liquor Control Enforcement Department.

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C E R T I F I C A T E

John Schimmelpenny, Township Clerk of the Township Mackinac County, Michigan, do hereby certify that the Ordinance was duly passed by the Brevort Township Board at a meeting held on the 26th day of August, 1961, and that a quorum present and the members voted as follows:

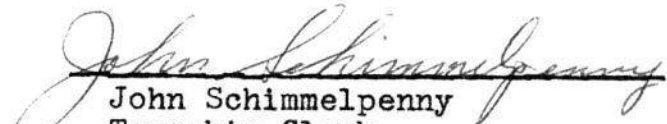
Evelyn Miller, John Schimmelpenny, Kathryn

Langstaff and Harry Pechta

Nays: Members None

I do further certify that the above ordinance was published according to law in the Republican News, a newspaper in general circulation in Brevort Township on the 7th day of September, 1961, and recorded in this Brevort Township ordinance book on the 12th day of September, 1961, and duly posted in the following places in the Township of Brevort, Mackinac County, Michigan:

- Allenville Town Hall. Trip Fire Dept.
- Shell Gas Station. Beekstar Store


John Schimmelpenny
Township Clerk
Brevort Township