

WASHINGTON TOWNSHIP
Gratiot County, Michigan
Resolution # 2023-014

RESOLUTION: MEDICAL MARIJUANA FACILITIES

WHEREAS,

This resolution is to replace Resolution 2019-005; and

WHEREAS,

Public Act 281 of 2016 (MCL 333.27101 et. seq.) authorized the State of Michigan to license five (5) different types of facilities related to medical marijuana (grower, processor, secure transporter, provisioning center, and safety compliance facility); and

WHEREAS,

Section 205 of PA 281 of 2016 (MCL 333.27205) provides the “[a] medical marijuana facility shall not operate in a municipality unless the municipality has adopted an ordinance that authorizes that type of facility”; and

WHEREAS,

Section 205 of PA 281 of 2016 further provides that “[a] municipality may adopt other ordinances relating to medical marijuana facilities within its jurisdiction, including zoning regulations...”; and

WHEREAS,

Section 205 of PA 281 of 2016 requires a municipality to respond to the State of Michigan, Medical Marijuana Licensing Board, within 90 days after the municipality receives notification from the applicant that a license for one of the five (5) types of medical marijuana facilities authorized by the PA 281 of 2016 has been applied for; and

WHEREAS,

The Township Board of Washington Township, Gratiot County, Michigan is cognizant of its authority to adopt an ordinance or ordinances to authorize the operation of one or more of the five (5) types of medical marijuana facilities authorized by PA 281 of 2016 but desire to NOT do so; and

NOW, THEREFORE, BE IT RESOLVED that

1. Washington Township of Gratiot County, Michigan declines to adopt an ordinance authorizing any of the five (5) types of medical marijuana facilities within the township as authorized by PA 281 of 2016; and

2. As a result of the township’s declination to adopt an ordinance authorizing any of the five (5) types of medical marijuana facilities authorized by PA 281 of 2016, “a medical marijuana facility shall not operate in the township”; and
3. The Township Clerk and/or the Township Zoning Administrator is authorized to provide a copy of this resolution to the State of Michigan, Medical Marijuana Licensing Board in response to a request to locate a medical marijuana facility authorized by PA 281 of 2016 within the township or for any other reason authorized by or in response to a request from the State of Michigan, Department of Licensing and Regulatory Affairs or its successor agency or the Medical Marijuana Licensing Board; and
4. The Township Clerk and/or the Township Zoning Administrator is authorized to provide a copy of this resolution to any applicant requesting the ability to locate a medical marijuana grower, processor, secure transporter, provisioning center or safety compliance facility in the township as evidence that the same shall not be allowed in the township; and
5. All resolutions in conflict herewith are repealed; and
6. This resolution is effective immediately upon adoption and shall remain in full force and effect until repealed by the Township Board.

The foregoing resolution offered by Board Member, Howard Whaley
 Second offered by Board Member, Eric Whitford

Upon roll call vote the following Township Board Members voted accordingly:

Supervisor, Howard Whaley	YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>
Clerk, Barbara Hoffer	YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>
Treasurer, Kevin Whaley	YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>
Trustee, Nancy Rogers	YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>
Trustee, Eric Whitford	YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>

The Supervisor declared the resolution adopted on July 20, 2023.

X

Howard Whaley
 Washington Township Supervisor

CERTIFICATION

I hereby certify that the foregoing is a true and complete copy of a document from the official records of Washington Township, Gratiot County, Michigan.

X

Barbara Hoffer
Washington Township Clerk