

**CHARTER TOWNSHIP OF WATERFORD
ORDINANCE NO. 2023-001**

MEDICAL MARIHUANA FACILITY LICENSING ORDINANCE AMENDMENT

An Ordinance to amend the Medical Marihuana Facility Licensing Ordinance codified in Division 12 of Article III in Chapter 10 of the Waterford Charter Township Code to make changes to provisioning center requirements to allow for curbside pickup, telephone and online sales, a change to the hours of operations and a change to the security guard requirements for all Facilities.

THE CHARTER TOWNSHIP OF WATERFORD ORDAINS:

Section 1 of Ordinance

The Waterford Charter Township Code is amended by adding a definition of Curbside service to Subsection 10-294 (b) to read as follows:

Curbside or Curbside service means providing the ability for contactless and limited contact pickup of marihuana and marihuana-infused products on a provisioning center premises at the location identified in the site plan.

Section 2 of Ordinance

The Waterford Charter Township Code is amended by modifying subsection 10-299 (a)(3) to allow curbside service, to read as follows:

Sec. 10-299. Facility location and minimum requirements.

(a) A facility license is not authorized and shall not be applied for, approved, or issued:

(1)– (2) Unchanged

(3) Unless all facility operations except vehicle parking will be inside a fully enclosed building. However, provisioning centers may receive online and phone orders and may provide curbside service, if the location of the curbside service is identified in the scaled site plan and the standard operating procedures for curbside security and anti-theft measures are provided in the security plan.

Section 3 of Ordinance

The Waterford Charter Township Code is amended by modifying subsection 10-306(f) to allow provisioning centers to receive online and phone orders as well as provide curbside service, to read as follows:

Sec. 10-306 License standards, terms, and conditions.

Unless modified by the Township Board in its decision to approve a license, the standards, terms, and conditions in this Section are incorporated by reference in and shall be requirements of every facility license to be complied with at all times.

(a)- (e) unchanged

(f) All activities of facilities, including, without limitation the cultivation, growing, processing, displaying, manufacturing, selling, and storage of marihuana and marihuana-infused products shall be conducted inside the approved facility building and out of public view from outside the facility. However, contactless and limited contact service is permitted for provisioning centers to accept online and telephone orders and payments, as well as curbside pick-up at the provisioning center location. No medical marihuana or paraphernalia shall be displayed or kept in a facility so as to be visible from the exterior of the building. All marihuana products kept on premises where marihuana plants are cultivated shall be stored in a locked and enclosed space.

(g)- (u) unchanged

Section 6 of Ordinance

Should any part of this ordinance be declared invalid by a Court, it shall not affect the validity of the Ordinance as a whole or any part thereof other than the part as invalidated.

Section 8 of Ordinance

This Ordinance shall take effect immediately upon publication.

CERTIFICATION

I certify that this Ordinance was adopted by the Board of Trustees of the Charter Township of Waterford at a regular meeting held on January 23, 2023.

CHARTER TOWNSHIP OF WATERFORD

January , 2023

By: _____
Kimberly F. Markee, Township Clerk