

CHARTER TOWNSHIP OF WATERFORD

RESOLUTION APPROVING MEDICAL MARIHUANA FACILITY LICENSE PROCEDURES, FORMS, AND FEES

RECITALS:

A. The effective date of the Township Medical Marihuana Facility Licensing Ordinance adopted by Ordinance No. 2020-005 and amended by Ordinance No. 2020-006 (“Ordinance”) is January 4, 2021, and the Township Board anticipates that one or more persons will want to apply for a Facility License on that date.

B. The Ordinance calls for a Marihuana Facility Protected Location Map to be prepared by the Zoning Official showing properties and facilities that medical marihuana facilities must be separated from by 5 lane public streets or prescribed distances, and requires Applications to be on a form provided by the Clerk’s Office, and include: (i) the Public Works Official’s approval of proposed wastewater discharges, water usage, and related equipment for grower and processor facilities, and (ii) a cash, surety, or irrevocable bank letter of credit bond, the language of which has been approved by the Township.

C. The Township Board anticipates that Applicants and potential Applicants for facility licenses may have questions regarding the Ordinance and has determined that there should be a process for such questions to be presented to and answered by the Township in a uniform and open manner that does not violate the Ordinance prohibition of communications with Township Board members or personnel regarding Applications.

IT IS THEREFORE RESOLVED:

1. The Marihuana Facility Protected Location Map prepared by the Zoning Official and dated 11/13/2020, a reduced size version of which is attached to this Resolution as **Exhibit A**, is approved as the Map to be maintained and kept current by the Zoning Official and publicly available for inspection and copying in the offices of the Zoning Official and Township Clerk.
2. The Township’s GIS Maps shall be the basis for determining if the minimum 750 and 500 feet separation distances between proposed medical marihuana facilities and Protected Locations are met, and before and after the Ordinance takes effect and before an Application for a Facility License is applied for, the Zoning Official may respond in writing to a request for such a determination for a specific proposed location upon payment of a fee of \$80.00, that is hereby established for the necessary review and issuance of the determination.
3. The Medical Marihuana Facility License Application and its attached Medical Marihuana Facility Application Information/Document Checklist attached to this Resolution as **Exhibit B** are approved for use, shall be the only form provided by the Clerk’s office or used by Applicants in applying for a License under the Ordinance, and may be released to potential Applicants before the Ordinance takes effect.

4. For the pre-Application review by the Public Works Official of proposed wastewater discharges, water usage, and related equipment for grower and processor facilities as required by Section 10-301(b)(15)b of the Ordinance, a fee in the amount of \$ 80.00 is established and shall be payable before the Public Works Official issues an approval.

5. For purposes of the bond requirement in Section 10-301(b)(23) of the Ordinance, attached as **Exhibits C, D, and E** are forms with language that is hereby approved by the Township for cash bonds, surety bonds, and irrevocable bank letters of credit.

6. Before and after the Ordinance takes effect, any questions regarding it shall be submitted in writing form by personal delivery, mail, or email to the Clerk's office with a Subject Line of "Medical Marihuana Facility License Ordinance Question." The submission shall include the person's name and address and include an acknowledgement that the submission and any Township response to it will be posted on the Township's website for Medical Marihuana Facility Licensing. The only response a Township official, employee, or agent may make if asked a question regarding the Ordinance by phone, mail, email, in person, or otherwise is to advise of this requirement to present the question to the Clerk's office. The address and email address for the Clerk's office for submission of Ordinance questions is:

Waterford Township Clerk, Attn: Medical Marihuana Facility Licensing
5200 Civic Center Drive, Waterford, MI 48329

kmarkee@waterfordmi.gov

CERTIFICATION

I hereby certify that this Resolution was adopted by the Charter Township of Waterford Board of Trustees at a regular meeting on November 23, 2020.

Charter Township of Waterford

Date

Kimberly Markee, Township Clerk