

**CITY OF MONROE
RESOLUTION**

**Resolution Declaring Intent to Refrain from Authorizing
Medical Marihuana Facilities**

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WHEREAS, on December 20, 2016, the State of Michigan’s Medical Marihuana Facilities Licensing Act (“MMFLA”)(MCL 333.27101 et. seq.) became effective; and

WHEREAS, the MMFLA institutes a Medical Marihuana Licensing Board and requires the Board to adopt rules governing the administration of the MMFLA; and

WHEREAS, the adoption of an ordinance by the local municipality authorizing the operation of medical marihuana facilities including growers, processors, secure transporters, provisioning centers, and safety compliance facilities (“Medical Marihuana Facilities”) is required to be promulgated prior to the operation or licensing of such Medical Marihuana Facilities; and

WHEREAS, the Medical Marihuana Licensing Board has not yet been appointed; and

WHEREAS, the rules governing the administration of the MMFLA have not yet been promulgated by the Medical Marihuana Licensing Board; and

WHEREAS, the Medical Marihuana Licensing Board will not begin accepting applications for licenses until December 15, 2017; and

WHEREAS, it is within the legal rights of the City of Monroe to prohibit the operation of any Medical Marihuana Facilities within the City of Monroe pursuant to the MMFLA; and

Attachment: Medical Marijuana Opt-out Resolution (1734 : Resolution - Medical Marihuana Opt-out)

29 WHEREAS, modifications of the City's ordinances would be ill-advised based on
30 the uncertainty related to the rules which are yet to be promulgated by the State of
31 Michigan; and

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33 WHEREAS, the City's staff and consultants continue to monitor and research the
34 provisions of the MMFLA, the anticipated rules and regulations, and the implementation
35 of the law and rules; and

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37 NOW, THEREFORE, BE IT RESOLVED, the City Council of the City of Monroe
38 hereby declares its intent to refrain from authorizing Medical Marijuana Facilities
39 pursuant to the Medical Marijuana Facilities Licensing Act.

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41 BE IT FURTHER RESOLVED, until authorized by an ordinance promulgated by
42 the City of Monroe to authorize the operation of Medical Marijuana Facilities pursuant
43 to the Medical Marijuana Facilities Licensing Act, no new uses of land relating in any
44 manner to the growth, distribution, provisioning, transport, or testing of medical
45 marijuana shall be approved or allowed in the City of Monroe, with the exclusive
46 exception of any activity permitted under the Michigan Medical Marijuana Act of 2008
47 (MCL 333.2641 et. seq.).

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49 BE IT FURTHER RESOLVED, until authorized by an ordinance promulgated by
50 the City of Monroe to authorize the operation of Medical Marijuana Facilities pursuant
51 to the Medical Marijuana Facilities Licensing Act, no consideration or action by any City
52 of Monroe official or representative shall be taken on any applications or submissions
53 relating in any way to the growth, distribution, provisioning, transport, or testing of
54 medical marijuana

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56 Motion:
57 Seconded by:
58 Ayes: Nays: Absent:

59 I, Michelle J. LaVoy, City Clerk-Treasurer of the City of Monroe, State of Michigan, do
60 hereby certify that the foregoing resolution is an exact copy of a Resolution adopted by
61 the City Council of said City, at a regular meeting thereof held on the ____ day of
62 _____, 2017.

Michelle J. LaVoy
City Clerk-Treasurer

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