

ORDINANCE NO. 17 – 328

Amendment to Chapter 14 of the City Code

An ordinance to amend Chapter 14 of the City Code of the City of Morenci to establish regulations for medical marihuana cultivation for patients and caregivers.

CITY OF MORENCI, LENAWEE COUNTY, MICHIGAN, HEREBY ORDAINS:

Section 1. Amendment.

Chapter 14 of the City of Morenci municipal code is amended to add Article XI. Medical Marihuana (Marijuana):

Sec. 14-425 – Purpose.

It is the purpose of this ordinance to impose specific requirements for those individuals registering with the State of Michigan as “qualifying patients” or “primary caregivers” as those terms are defined in MCL 333.26421, the Michigan Medical Marihuana Act (MMMA), and to regulate the conduct pursuant thereto in the City of Morenci so as to protect the health, safety and welfare of the general public.

Sec. 14-426 – Equipment or Process Used for Growing / Cultivation of Marihuana (Marijuana).

No equipment or process shall be used in growing / cultivation of marihuana (marijuana), which creates noise, dust, vibration, glare, fumes, odors or electrical interference detectable to the normal senses beyond the property boundary.

Sec. 14-427 – Structures / Enclosures for Growing / Cultivation of Marihuana (Marijuana).

All structures and / or enclosures used for growing / cultivation of marihuana (marijuana) shall be constructed in accordance with the City’s zoning ordinance on accessory structures and fences.

Section 2. Repeal of Conflicting Provisions.

All other City ordinances, City Council resolutions, and parts thereof that conflict with provisions of this Ordinance are hereby repealed and shall be of no further force or effect.

Section 3. Severability.

All sections, terms, provisions or clauses of this Ordinance shall be deemed independent and severable. Should a court of competent jurisdiction hold any section, term, provision or clause void or invalid, all remaining sections, terms, provisions and clauses not held void or invalid shall continue in full force and effect.

Section 4. Publication and Effective Date.

Publication of this ordinance shall be made by causing a true copy thereof to be inserted once in the State Line Observer, a newspaper circulating within the City of Morenci. This ordinance shall take effect ten (10) days after the ordinance is published.

YEAS: Councilors Berger, Cox, Leahy, Seger, & Mayor Bell

NAYS: None

ABSENT: Councilors Lampson & Walsh

Ordinance declared adopted on January 9, 2017.



Jeffrey D. Bell, Mayor
City of Morenci

CERTIFICATION OF ADOPTION AND PUBLICATION

I, Michael S. Sessions, the City Clerk, certify that the foregoing ordinance was properly enacted by the City Council of the City of Morenci, Lenawee County, Michigan on January 9, 2017 and that it was published in the Stateline Observer on January 18, 2017.



Michael S. Sessions, City Clerk
City of Morenci