

NOTICE OF PUBLIC HEARING TO CONSIDER AN AMENDMENT TO THE CITY OF MORENCI CODE OF ORDINANCES (Posted 12/19/2017)

The Morenci City Council will hold a public hearing on January 8, 2018, at the City of Morenci Offices, 118 Orchard Street, Morenci, MI 49256, at 7:30 p.m., local time, to consider an amendment (proposed Ordinance 17-335) to Chapter 3 of the Morenci Code of Ordinances as it pertains to licensing of medical marihuana facilities to be consistent with the emergency rules established by the State of Michigan.

Copies of the amendment are available for inspection at the office of the City Administrator / Clerk, 118 Orchard Street, Morenci, MI 49256, during normal City business hours, 8:00 a.m. to 6:00 p.m., Monday through Thursday, excluding City holidays. A copy of the proposed ordinance is also available at www.CityofMorenci.org. Written comments concerning the proposed amendment may be submitted to the City Administrator / Clerk by first class mail or in person up to the meeting time.

CITY OF MORENCI

ORDINANCE NO. ____

Alcoholic Liquor and Medical Marihuana Facilities

An ordinance to amend Section 3-23(a), Section 3-24(e) and Section 3-25(b)(6) of the City of Morenci Code of Ordinances dealing with the regulation of Medical Marijuana Facilities.

THE CITY OF MORENCI ORDAINS:

Section 1. Amendment to Section 3-23.

Section 3-23(a) is amended in its entirety to provide as follows:

Sec. 3-23. Authorization of Facilities and Fee.

- (a) The maximum number of each type of marijuana facility allowed in the City shall be as follows.

Facility	Number
Grower	[20]
Processor	[6]
Secure transporter	[5]
Provisioning center	[5]
Safety compliance facility	[5]

Section 2. Amendment to Section 3-24.

Section 3-24(e) is amended in its entirety to provide as follows:

- (e) A provisional permit means only that the applicant has submitted a valid application for a marijuana facility permit, and the applicant shall not locate or operate a marijuana facility without obtaining all other permits and approvals required by all other applicable ordinances and regulations of the City. A provisional permit will lapse and be void if such permits and approvals are not diligently pursued to completion, but in any event no later than ninety (90) days after the provisional permit is issued. A provisional permit may automatically be renewed without a fee within the ninety (90) days timeframe if state licensure is not received within the timeframe but shall not be valid for more than one (1) year. Marijuana facilities with a provisional permit may operate under the definition of a temporary operation pursuant to rules established under the Medical Marihuana Facilities Licensing Act (MCL 333.27101).

Section 3. Amendment to Section 3-25

Section 3-25(b)(6) is amended in its entirety to provide as follows:

- (6) An alternative odor control system is permitted if the municipality’s building inspector accepts a report by a mechanical engineer licensed in the state of Michigan demonstrating that the alternative system will control odor as well or better than the activated carbon filtration system otherwise required. The municipality may hire an outside expert to review the alternative system design and advise as to its comparability and whether in the opinion of the expert it should be accepted.

Section 4. Severability.

Should any section, subdivision, sentence, clause or phrase of this Ordinance be declared by the Courts to be invalid, the same shall not affect the validity of the Ordinance as a whole or any part thereof other than the part as invalidated.

Section 5. 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: _____
 NAYS: _____
 ABSENT: _____

Ordinance declared adopted on December 18, 2017.

 Jeffrey D. Bell
 Mayor for the City of Morenci

CERTIFICATION OF ADOPTION AND PUBLICATION

I, Michael S. Sessions, the duly appointed Clerk, certify that the foregoing ordinance was properly enacted by the City Council of the City of Morenci, Lenawee County, Michigan on December 18, 2017 and that it was published in the State Line Observer on _____, 20__.

 Michael S. Sessions

Clerk for the City of Morenci