

**CHAPTER 60**

**AN ORDINANCE TO IMPOSE A MORATORIUM ON THE ISSUANCE OF PERMITS FOR THE SALE OR DISPENSATION OF MEDICAL MARIHUANA WITHIN THE CITY OF LAPEER**

**60.01 FINDINGS.** The City of Lapeer has determined that:

- A. The provisions within Chapter 7 (City of Lapeer Zoning Ordinance) of the General Ordinances of the City of Lapeer were adopted on various dates prior to the passage by Michigan voters of a Constitutional Amendment providing for the use of medical marijuana in November of 2008. As a result, the "Medical Marihuana Act" went into effect on December 4, 2008, with a key element missing, however--how medical marijuana will be dispensed. The City of Lapeer's zoning regulations, like most municipalities within the State, have not kept pace with this recent change in statewide legislation with respect to medical marihuana. ....
- B. It is within the rights of the City to establish reasonable regulations to control the sale and dispensation of medical marihuana in order to protect the public health, safety, and welfare.
- C. A moratorium should be imposed upon the issuance of any and all permits or licenses for the sale or dispensation of medical marihuana for six (6) months or until an amendment of the Zoning Ordinance, whichever occurs first.

**60.02 IMPOSITION**

That there be and hereby is imposed for a period of six (6) months from the effective date of this ordinance a moratorium upon the issuance of any and all permits or licenses for the sale or dispensation of medical marihuana within the City of Lapeer.

**60.03 EXPIRATION**

The moratorium imposed by this ordinance shall expire the earlier of six (6) months from its effective date or the effective date of an amendment to the Zoning Ordinance.

EFFECTIVE DATE OF ORDINANCE: June 24, 2010.

APPROVAL AND AMENDMENTS:

<u>Motion #</u>	<u>Moved By</u>	<u>Seconded By</u>	<u>Approved/Amendment</u>
148 2010 06-21	Robinet	Bennett	Approved