

Leoni Township  
Jackson County, Michigan

RESOLUTION NO. 2018-5-1

At a special meeting of the Board of Trustees of Leoni Township, Jackson County, Michigan, ("Township") held at the Township Hall on Tuesday, May 1<sup>st</sup>, 2018, there were:

PRESENT: Supervisor Linnabary, Clerk Manke, Treasurer Stack and Trustees Cox, Villarreal, Kennedy & Cole  
ABSENT: None

The Following preamble and resolution were offered by Linnabary and seconded by Kennedy:

**RESOLUTION ESTABLISHING MORATORIUM REGARDING  
THE ESTABLISHMENT OF BUSINESSES ENGAGED IN THE  
SALE, GROWING, DISPENSATION OR DISTRIBUTION OF MARIJUANA IN AGRICULTURAL ZONING**

WHEREAS, the use of medical marijuana for a debilitating medical condition is presently governed in Michigan pursuant to MCL 333.26423 et seq and rules, if any, to be issued by the State Department of Community Health under MCL 333.26425, and MCL 333.27101 et seq, known as the Medical Marihuana Facilities Licensing Act (the "MMFLA");

WHEREAS, The MMFLA provides that the application process for a state operating license requires written approval by the municipality in which the marijuana facility is to be located and further provides that the municipality could enact an ordinance to authorize, and limit the number of one or more types of marijuana facilities within its boundaries; charge an annual local licensing fee; and enact other ordinances related to marijuana facilities such as zoning ordinances;

WHEREAS, the Township is desirous of reviewing the placement of facilities in properties zoned Agricultural, including setbacks from residential zoned properties, as well as whether to place a cap or limit on the total number of licenses issued by the Township.

NOW, THEREFORE, upon motion by Linnabary, supported by Kennedy,

IT IS RESOLVED THAT, the following moratorium is implemented:

a. A moratorium shall only apply to Agricultural Zoning prohibiting the additional establishment of any marijuana facilities associated with the dispensing, distribution, selling, growing, or processing of marijuana other than at the residence of a qualifying patient who has been issued and possesses a registry identification card or at the residence of a qualified caregiver who has been issued and possesses a registry identification card as allowed and defined by Act 1 of 2008 Initiated Law of 2008 Michigan Medical Marihuana Act is hereby adopted, effective immediately upon the adoption of this resolution. It shall remain in effect for six (6) months. This resolution does not restrict a licensed physician from prescribing marijuana compliant with state law. This resolution shall not apply to those applications already filed with the Township nor prevent those with existing licenses/pending applications from seeking additional licenses on that property ("stacking")  
Any and all resolutions in conflict herewith are repealed only to the extent necessary to give full force and effect to the foregoing provisions.

A vote on the foregoing resolution was taken and was as follows:

YES: Supervisor Linnabary, Clerk Manke, Treasurer Stack and Trustees Cox, Villarreal, Kennedy & Cole

NO: None

ABSENT: None