

7-19-19

We are hereby filing an affidavit with the Mount Pleasant City Clerk stating that we will constitute the petitioner's committee and will be responsible for circulating this petition and filing it in proper form.

Brandon McQueen -
614 S. Oak St, apt A, Mt Pleasant, MI, 48858
Send all notices to the above person and address.

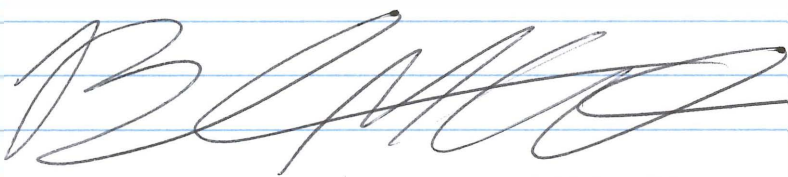
Travis Sweet - 308 E. Andre, Mt. Pleasant, MI 48858

Kayla Carr - 308 E. Andre, Mt. Pleasant, MI 48858

Quinton Kittles - 1005 N. Kinney Ave, Mt. Pleasant, MI 48858

Nick Strauss - 511 S. Franklin, Mt. Pleasant, MI 48858

Brandon McQueen



989-506-6737

McQueenbl1@gmail.com

Received by M. Wixson
7-19-19

10:00 a.m.

PETITION FOR INITIATION OF MUNICIPAL ORDINANCE

To the City Clerk of Mount Pleasant: We, the undersigned qualified and registered electors, residents in the city of Mount Pleasant, in the county of Isabella, in the state of Michigan, respectively petition for initiation of a municipal ordinance to provide for the regulation of and number of marihuana establishments allowed within a municipality. THE FULL TEXT OF THE MUNICIPAL ORDINANCE TO BE INITIATED APPEARS ON THE REVERSE SIDE.

WARNING - A person who knowingly signs this petition more than once, signs a name other than his or her own, signs when not a qualified and registered elector, or sets opposite his or her signature on a petition, a date other than the actual date the signature was affixed, is violating the provisions of the Michigan election law.

Signature	Printed Name	Street Address	Zip Code	Date of Signing		
				Month	Day	Year
1.						
2.						
3.						
4.						
5.						
6.						
7.						
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12.						

CIRCULATOR - Do not sign or date certificate until after circulating petition.

CERTIFICATE OF CIRCULATOR

_____/_____/_____
(Signature of Circulator) (Date)

(Printed Name of Circulator)

(Complete Residence Address (Street and Number, Zip Code))

(City or Township, State, Zip Code)

(County of Registration, if Registered to Vote, of Circulator who is not a Resident of Michigan)

The undersigned circulator of the above petition asserts that he or she is qualified to circulate this petition and that each signature on the petition was signed in his or her presence; that he or she has neither caused nor permitted a person to sign the petition more than once and has no knowledge of a person signing the petition more than once; and that, to his or her best knowledge and belief, each signature is the genuine signature of the person purporting to sign the petition, the person signing the petition was at the time of signing a qualified registered elector of the city or township listed in the heading of the petition, and the elector was qualified to sign the petition.

WARNING: A circulator knowingly making a false statement in the above certificate, a person not a circulator who signs as a circulator, or a person who signs a name other than his or her own as circulator, is guilty of a misdemeanor.

INITIATION OF MUNICIPAL ORDINANCE

PETITION FOR INITIATION OF MUNICIPAL ORDINANCE

Ordinance to provide for the regulation of and number of marihuana establishments allowed within a municipal

THE RESIDENTS OF THE CITY OF MOUNT PLEASANT ENACT:

1. The City intends to issue permits for and regulate marijuana facilities and establishments including for adult use social consumption and events to the extent they are permitted under the Michigan Regulation and Taxation of Marijuana Act (MRTMA). By requiring a permit and compliance with the requirements of this chapter, the City intends to protect the public health, safety and welfare and to prevent corruption in the licensing process by City Officials.
2. This Chapter contains some words and phrases that are defined in the Michigan Regulation and Taxation of Marijuana Act. As used in this Chapter, they have the same meaning as provided in the MRTMA, except that if at any time the definition of a word or phrase set forth in this section conflicts with the definition in the MRTMA, then the definition in the MRTMA shall apply.
3. Pursuant to the Michigan Regulation and Taxation of Marijuana Act, the City of Mount Pleasant hereby enacts this ordinance to set the number of state licensed marijuana establishments allowed within its boundaries, as follows:
 - i. Marihuana safety compliance facility – no limit
 - ii. Marihuana secure transporter – no limit
 - iii. Marihuana microbusiness [150 plants] – no limit
 - iv. Designated consumption establishment - no limit
 - v. Marihuana retailer – limit 5
 - vi. Marihuana processor – no limit
 - vii. Class A Marijuana grower [100 plants] – no limit
 - viii. Class B Marijuana grower [1,000 plants] – no limit
 - ix. Class C Marijuana grower [2,000 plants] – no limit
4. No members of the public shall be allowed entry into any marijuana establishment except for a marijuana retailer, designated consumption establishment, or marijuana microbusinesses that are not accessible to persons under 21 years of age. Marijuana retailers or marijuana microbusinesses are authorized to allow consumption according to state laws in designated areas not accessible to persons under 21 years of age.
5. The municipality shall establish an application for a marijuana establishment permit, and may adopt related police power ordinances that are not unreasonably impracticable and do not conflict with the Michigan Regulation and Taxation of Marijuana Act, the Medical Marijuana Facilities Licensing Act (MMFLA), the Michigan Medical Marijuana Act (MMMA), or with any rule promulgated pursuant thereto, and may charge an annual fee of not more than \$5,000 to defray application, administrative, and enforcement costs associated with the operation of the marihuana establishment in this municipality.
6. Property where the proposed marihuana establishment is to be located may not be within an area zoned exclusively for residential use, nor adjacent to any pre-existing public or private school providing education in kindergarten or any of grades 1 through 12.
7. Any person issued a permit by the municipality pursuant to the Michigan Regulation and Taxation of Marijuana Act shall be eligible for approval for a medical marihuana facility license at the same location by giving written notice to the Clerk of receiving prequalification with the state for a medical marihuana facility license. The Clerk shall issue a medical marihuana facility license to the person, notwithstanding any other parts, sections or clauses of any ordinance in the Code of ordinances. Any part of any ordinance which conflicts with this Section shall be deemed invalid and this Section pre-empts any previously enacted ordinances of the City of Mount Pleasant regulating marijuana facilities.
8. An application for a new annual permit for a marijuana establishment shall be submitted to the City Clerk on a form provided by the city, which shall fulfill all of the requirements indicated on the form, including but not limited to:
 - i. The name and address of the facility and any other contact information requested on the application form.
 - ii. The name and address of all owners of the real property where the facility is located.
 - iii. Name and address of all business managers of the facility.
 - iv. Proof of applicant's ownership or legal possession of the premises.
 - v. Payment of a non-refundable application fee of \$5,000.
9. Renewal or amendment of existing permits.
 - i. An application for renewal of an existing permit shall be submitted no sooner than 90 days before the existing permit expires.
 - ii. An amended application shall be submitted under both of the following circumstances:
 - a) When there is a change in any information the permit applicant was required to provide in the most recent application on file with the city; and,
 - b) When there is a change in any information the permit applicant was required to provide in the most recent application for a state operating license on file with the state of Michigan.
 - c) An application to amend an existing permit to change the location of the facility shall be submitted no later than 90 days before the existing permit expires. An application to amend an existing permit to change any other information on the most recent application on file with the city may be submitted at any time.
10. A permit issued under this chapter shall be valid for 1 year after the date of issuance. To renew an existing permit, the permittee shall submit a renewal application in the same manner as is required to apply for a new permit no sooner than 90 days before the expiration date and no later than 60 days before the expiration date. A permit issued by the city under this chapter, shall be conspicuously posted in the facility where it is easily open to public view.
11. A permit issued under this chapter is valid only for the location of the facility and type of facility that is listed on the permit application and is valid only for the operation of the facility at that location by the permit applicant.
12. A permit issued under this chapter is valid only if the permit holder also holds a valid current state operating license and a copy of the valid current license and application for license has been provided to the City Clerk by the license holder and is in compliance with all other requirements in this chapter.
13. The expiration date of the state operating license that corresponds to a permit issued under this chapter constitutes the expiration date of the permit, however, operation of the facility under the expired permit is permitted to the extent that operation under the expired state operating license is permitted under the MRTMA.
14. A permit issued under this chapter may be suspended or revoked for any of the following violations:
 - i. Marijuana is dispensed on the business premises in violation of this chapter or any other applicable state or local law, rule or regulation;
 - ii. The facility is operated or is operating in violation of state or local law, rule or regulation.
 - iii. The city, the county, or any other governmental entity with jurisdiction, has closed the facility temporarily or permanently or has issued any sanction for failure to comply with health and safety provisions of this chapter or other applicable state or local laws related to public health and safety.
 - iv. The facility is determined by the city to have become a public nuisance.
 - v. The facility's state operating license has been suspended or revoked.
15. Nothing in this chapter shall be deemed to prohibit or restrict the ability of adults over 21 to consume marijuana or marijuana-infused products outside of marijuana social consumption facilities in accordance with the MRTMA or MMMA.
16. In order to prevent corruption in the licensing process by City officials, both the City, the City Council, and any other governing agency within the City, are prohibited from:
 - i. Amending the number of facilities or regulating consumption of marijuana or marijuana products in this Ordinance without placing such amendment as a ballot question with a public vote at a general election at least one year in the future from the time the City Council unanimously votes to make such an amendment and publishes notice by first-class mail to every registered voter in the City;
 - ii. Establishing any special use permits for marijuana establishments;
 - iii. Considering, requiring, or accepting any contribution of anything of value from applicants to the City, to any Arts programs, or to local charities;
 - iv. Enacting any moratorium on marijuana licensing or establishments;
 - v. Zoning marijuana establishments differently than any similar uses of other businesses such as retail, restaurants, manufacturing, or agriculture.
17. The City is prohibited from regulating marijuana establishments or any other persons in a manner which prohibits otherwise lawful activity. Persons which may sell food for consumption on-site, tobacco, or alcohol are not prohibited from operating a marijuana establishment or allowing the consumption of such products on-site if otherwise allowed by state law.
18. The various parts, sections and clauses of this ordinance are hereby declared to be severable. If any part, sentence, paragraph, section or clause is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of the Ordinance shall not be affected thereby.