

RESOLUTION PETITIONING PLANNING COMMISSION TO CONSIDER AND MAKE
RECOMMENDATION REGARDING ZONING ORDINANCE AMENDMENTS CONCERNING
RECREATIONAL MARIHUANA ESTABLISHMENTS

At a meeting of the City Commission of the City of Mt. Pleasant, Isabella County, Michigan, held at the City Hall, 320 West Broadway Street, Mt. Pleasant, Michigan 48858, on the 26th day of August, 2019, at 7:00 p.m.

PRESENT: Commissioners Joseph, Kulick, Ling, Perschbacher and Tolas
ABSENT: Commissioners Gillis and LaLonde

The following preamble and resolution were offered by Commissioner Kulick and supported by Commissioner Perschbacher.

WHEREAS, pursuant to the Michigan Zoning Enabling Act, Act 110 of 2006, MCL 125.3101 et seq, as amended ("MZEA"), the City has the authority to regulate the use of land within the City; and
WHEREAS, Chapter 154 of the City Code regulates amendments to the Zoning Ordinance; and
WHEREAS, the MZEA sets forth the procedures for the City Planning Commission to hold a public hearing on proposed amendments including that "[t]he legislative body may refer any proposed amendments to the [Planning Commission] for consideration and comment within a time specified by the legislative body". (MCL 125.3401(3)); and

WHEREAS, the City Commission wishes to initiate amendments to the Zoning Ordinance to regulate marihuana establishments as special uses; and

WHEREAS, the City Commission finds that initiating such amendments is in the best interest of the public health, safety, and welfare.

NOW, THEREFORE, IT IS RESOLVED AS FOLLOWS:

1. Pursuant to the City's Zoning Ordinance and the MZEA, the City hereby petitions and requests that the City Planning Commission consider and make a recommendation to the City Commission on proposed amendments to the Zoning Ordinance concerning the regulation of marihuana establishments as special uses, which proposed amendments are attached as Exhibit A and are incorporated by reference.

2. The City requests that the Planning Commission transmit its recommendation to the City Commission within 60 days after the date of this Resolution.

3. Any and all resolutions in conflict with this Resolution are repealed, but only to the extent necessary to give this Resolution full force and effect.

A vote on the above Resolution was taken and was as follows:

ADOPTED:

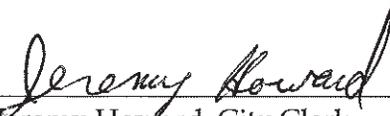
YEAS: Commissioners Joseph, Kulick, Ling and Perschbacher

NAYS: None

ABSENT: Commissioners Gillis and LaLonde

STATE OF MICHIGAN)
)SS
COUNTY OF ISABELLA)

I, the undersigned, the duly qualified and acting City Clerk of the City of Mt. Pleasant, Isabella County, Michigan, DO HEREBY CERTIFY that the foregoing is a true and complete copy of certain proceedings taken by the City Commission at a meeting held on the 26th day of August, 2019, at 7:00 p.m.



Jeremy Howard, City Clerk