

**ORDINANCE NO. 530, BOOK 5**

**AN ORDINANCE TO AMEND SECTIONS 34-133, 34-153, 34-173, AND 34-2, PERMITTED USES BY CONDITIONAL USE PERMIT, CHAPTER 34, ZONING, OF THE CODE OF ORDINANCES, CITY OF IRONWOOD, MICHIGAN**

**THE CITY OF IRONWOOD ORDAINS:**

**Section 1. Section 34-133 is amended to read as follows: Permitted use by conditional use permit.**

The following uses may be permitted in the C-2 downtown commercial district under the provisions of articles IV and IX of this chapter:

Add “(11) The following Marihuana Establishments: Retailer, Microbusiness, and Safety Compliance Facility. See Chapter 37 of the Code of Ordinances entitled “Marihuana Establishments” for additional requirements. Said ordinance requirements are hereby incorporated by reference as if fully set forth herein.

**Section 2. Section 34-153 is amended to read as follows: Permitted use by conditional use permit.**

The following uses may be permitted in the C-3 highway commercial district under the provisions of article IV of this chapter, with plans and specifications submitted for article IX of this chapter:

Add “(5) The following Marihuana Establishments: Retailer, Microbusiness, and Safety Compliance Facility. See Chapter 37 of the Code of Ordinances entitled “Marihuana Establishments” for additional requirements. Said ordinance requirements are hereby incorporated by reference as if fully set forth herein.”

**Section 3. Section 34-173 is amended to read as follows: Permitted use by conditional use permit.**

The following uses may be permitted in the I-1 industrial district under the provisions of article IV of this chapter, with plans and specifications submitted for article IX of this chapter in accordance with all provisions:

Add “(7) The following Marihuana Establishments: Grower, Processor, Secure Transporter, and Safety Compliance Facility. See Chapter 37 of the Code of Ordinances entitled “Marihuana Establishments” for additional requirements. Said ordinance requirements are hereby incorporated by reference as if fully set forth herein.”

**Section 4. Section 34-2 is amended to read as follows: Definitions.**

The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Add “*Designated Consumption Establishment* means a commercial space that is licensed by the Department and authorized to permit adults 21 years of age and older to consume Marihuana products at the location indicated on the state license.

*Marihuana Establishment* means a Marihuana Grower, Marihuana Safety Compliance Facility, Marihuana Processor, Marihuana Microbusiness, Marihuana Retailer, Marihuana Secure Transporter, or any other type of business licensed by the Department to operate under the Act.

*Marihuana Event Organizer* means a person licensed to apply for a temporary marihuana event license under these rules.

*Marihuana Grower* means a person licensed by the Department to cultivate marihuana and sell or otherwise transfer marihuana to Marihuana Establishments. Marihuana grower license types are:

- (1) Class A – not more than 100 marihuana plants;
- (2) Class B – not more than 500 marihuana plants;
- (3) Class C – not more than 2000 marihuana plants;
- (4) Excess marihuana grower – issued to a person who holds 5 stacked Class C licenses.

*Marihuana Microbusiness* means a person licensed by the Department to cultivate not more than 150 marihuana plants; process and package marihuana; and sell or otherwise transfer marihuana to individuals who are 21 years of age or older or to a Marihuana Safety Compliance Facility, but not to other Marihuana Establishments.

*Marihuana Processor* means a person licensed by the Department to obtain marihuana from Marihuana Establishments; process and package marihuana; and sell or otherwise transfer marihuana to Marihuana Establishments.

*Marihuana Retailer* means a person licensed by the Department to obtain marihuana from Marihuana Establishments and to sell or otherwise transfer marihuana to Marihuana Establishments and to individuals who are 21 years of age or older.

*Marihuana Safety Compliance Facility* means a person licensed by the Department to test marihuana, including certification for potency and the presence of contaminants.

*Marihuana Secure Transporter* means a person licensed by the Department to obtain marihuana from Marihuana Establishments in order to transport marihuana to Marihuana Establishments.”

**Section 5. Repealer.** Any ordinance that is in conflict with this Ordinance is hereby repealed.

**Section 6. Severability.** If any word, clause, sentence, paragraph or provision of this ordinance is deemed to be invalid by a court of competent jurisdiction, such word, clause, sentence, paragraph or provision so designated shall be deemed severable and the remaining provisions of the ordinance shall be deemed fully enforceable.

**Section 7. Effective Date.** The terms and provisions of this Ordinance shall become effective upon adoption and publication in accordance with law.

Adopted and approved by the City Commission of the City of Ironwood, Michigan, this 22nd day of March, 2021.

Effective: March 26, 2021

/s/

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ANNETTE DA LIO-BURCHELL, MAYOR

ATTEST:

/s/

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KAREN M. GULLAN, CITY CLERK