

City Council

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Mayor
Carla J. Filkins

Mayor Pro-Tem
Tiyi Schippers

Councilmembers
Stephen King
Robert J. Engels
Bryan Elenbaas

ORDINANCE NO. 2021-16

**AN ORDINANCE TO AMEND SECTION 10-3 OF THE CADILLAC CITY CODE
RELATING TO MEDICAL MARIHUANA FACILITIES**

Section 1. Amendment of Section 10.3-01. Section 10.3-01, "Definitions," is amended to add the following definition as new subsection (c), with the subsequent definitions to be renumbered accordingly.

(c) *Equivalent license* means any of the following held by a single licensee:

1. A marihuana grower license, of any class, issued under the MMFLA and a grower license, of any class, issued under MRTMA.
2. A marihuana processor license issued under the MMFLA and a processor license issued under MRTMA.
3. A marihuana provisioning center license issued under the MMFLA and a retailer license issued under MRTMA.
4. A marihuana secure transporter license issued under the MMFLA and a secure transporter license issued under MRTMA.
5. A marihuana safety compliance facility license issued under the MMFLA and a safety compliance facility license issued under MRTMA.

Section 2. Amendment of Section 10.3-02(b). Section 10.3-02(b) of Chapter 10 of the Cadillac City Code is hereby amended as follows:

(b) *Number of facilities eligible for authorization*. The following numbers of medical marihuana facilities may be authorized to operate in the city, subject to this chapter:

- (1) Unlimited for growers operating under Class A licenses;
- (2) Unlimited for growers operating under Class B licenses;
- (3) Unlimited for growers operating under Class C licenses;
- (4) Not more than two provisioning centers;
- (5) Unlimited for processors;
- (6) Unlimited for secure transporters;
- (7) Unlimited for safety compliance facilities.

Section 3. Amendment of Section 10.3-02(c). Section 10.3-02(c) of Chapter 10 of the Cadillac City Code is hereby amended as follows:

(c) Co-location, stacked licenses, and equivalent licenses.

(1) Co-location. Co-located facilities are permitted in the City, subject to this subsection and to the extent permitted by state law. On a property with co-location, each licensed facility counts as a separate facility. Each licensed facility must operate within its own distinct and identifiable area on the property, and each licensed facility must have a separate entrance and exit, separate inventory, separate record keeping, and separate point of sale operations (if applicable). Each licensed facility must meet all other requirements of this Ordinance and the City Zoning Ordinance. A separate application is required for each proposed licensed facility on a site with co-location. A medical marihuana facility may be co-located with a recreational marihuana establishment, subject to this subsection.

(2) Stacked grower licenses are prohibited in the city,- except for facilities in the Light Industrial (I-1) and General Industrial (I-2) districts.

(3) Equivalent Licenses. Equivalent licenses may be operated at the same location within the City, subject to this Chapter and to the extent permitted by state law.

a. When a licensee holds equivalent licenses for a single property, each facility or establishment counts as a separate facility or establishment under this Chapter.

b. Each licensed facility or establishment must meet all other requirements of this Ordinance, the City Code, and the City Zoning Ordinance. A separate application, application fee, and annual fee are required for each proposed licensed facility or establishment with equivalent licenses.

Section 4. Publication and Effective Date. The City Clerk will cause to be published a notice of adoption of this ordinance within 10 days of the date of its adoption. This ordinance will take effect 20 days after its adoption.

YEAS: Council Member(s) Schippers, Engels, Mayor Filkins

NAYS: Council Member(s) None

ABSTAIN: Council Member(s) None

ABSENT: Council Member(s) Elenbaas, King

CERTIFICATION

As the City Clerk of the City of Cadillac, Wexford County, Michigan, I certify this is a true and complete copy of an ordinance adopted by the Cadillac City Council at a meeting held on December 6, 2021.

Date: _____, 2021

Carla J. Filkins, Mayor

Date: _____, 2021

Sandra Wasson, City Clerk

Introduced: November 15, 2021

Adopted: December 6, 2021

Published: December 9, 2021

Effective: December 26, 2021