

**DANBY TOWNSHIP
RESOLUTION NO. 2023-4-RES**

**RESOLUTION TO ADOPT AN ORDINANCE TO AMEND THE DANBY TOWNSHIP
ZONING ORDINANCE TO OPT-IN TO REGULATE MARIHUANA
ESTABLISHMENTS AND TO ADD MARIHUANA ESTABLISHMENTS TO
SPECIFIED ZONING DISTRICTS AS SPECIAL LAND USES, TO DEFINE
MARIHUANA ESTABLISHMENTS, AND TO INCLUDE SPECIFIC USE
REGULATIONS**

At a meeting of the Township Board for the Township of Danby, Ionia County, Michigan, held on the 23rd day of March, 2023.

PRESENT: Dan Platte, Erika Hoppes, Kris Platte, Dan Schafer, Bill Nurenberg

ABSENT: None

The following preamble and resolution were offered by Kris Platte and seconded by Erika Hoppes:

WHEREAS, the Michigan Zoning Enabling Act, 2006 P.A. 110, being MCL 125.3101 *et seq.*, authorizes Danby Township (the “Township”) to adopt reasonable regulations to control the establishment and use of marihuana establishments; and

WHEREAS, the Township wishes to consider amendments to its existing regulations or to adopt new regulations applicable to marihuana establishments in the Township; and

WHEREAS, the Township Planning Commission (the “Planning Commission”) conducted a public hearing at a duly noticed meeting regarding proposed amendments to the Township Zoning Ordinance concerning marihuana establishments (the “Proposed Ordinance”); and

WHEREAS, the Planning Commission determined that the zoning amendments in the Proposed Ordinance are necessary to protect the health, safety, and welfare of residents of the Township; and

WHEREAS, the Planning Commission recommended adopting the Proposed Ordinance to the Township Board; and

WHEREAS, the Township Board has determined that adopting the Proposed Ordinance is in the best interest of the Township health, safety and welfare.

NOW, THEREFORE, the Township Board of the Township of Danby resolves as follows:

1. The Township adopts Ordinance No. 2023-4, An Ordinance To Amend The Danby Township Zoning Ordinance To Opt-In To Regulate Marihuana Establishments And To Add Marihuana Establishments To Specified Zoning Districts As Special Land Uses, To Define Marihuana Establishments, And To Include Specific Use Regulations (the "Ordinance," attached as **Exhibit A**).

2. The Ordinance must be filed with the Township Clerk.

3. The Township Clerk must publish either a true copy or a summary of the Ordinance in a newspaper of general circulation in the Township within 15 days after the Township approves the Ordinance. (Exhibit B)

4. Any resolution that conflicts with this Resolution is repealed upon the effective date of the Ordinance.

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

ADOPTED:

YEAS: 5

NAYS: 0

STATE OF MICHIGAN)
) ss.
COUNTY OF IONIA)

I, the undersigned, the duly qualified and acting Township Clerk of the Township of Danby, Michigan, CERTIFY that the foregoing is a true and complete copy of certain proceedings taken by the Township Board at a regular meeting held on the 23rd day of March, 2023.

Kristina Platte, Township Clerk

**Note the original is signed*

DANBY TOWNSHIP

NOTICE OF ADOPTION OF ORDINANCE NO. 2023-4, AN ORDINANCE TO AMEND THE DANBY TOWNSHIP ZONING ORDINANCE TO OPT-IN TO REGULATE MARIHUANA ESTABLISHMENTS AND TO ADD MARIHUANA ESTABLISHMENTS TO SPECIFIED ZONING DISTRICTS AS SPECIAL LAND USES, TO DEFINE MARIHUANA ESTABLISHMENTS, AND TO INCLUDE SPECIFIC USE REGULATIONS

To the residents and property owners of the Township of Danby, Ionia County, Michigan, and all other interested persons:

On March 23, 2023, the Township of Danby (the "Township") adopted An Ordinance To Amend The Danby Township Zoning Ordinance To Opt-In To Regulate Marihuana Establishments And To Add Marihuana Establishments To Specified Zoning Districts As Special Land Uses, To Define Marihuana Establishments, And To Include Specific Use Regulations. A true copy of the Ordinance, including any exhibits, is available for inspection posted on the front door at the Township Hall, 13122 Charlotte Hwy, Sunfield MI 48890 and on the Township website at www.danbytp.org.

Section 1. This section provides definitions for certain marihuana related establishments.

Section 2. This section amends Chapter 5 of the Zoning Ordinance to add certain marihuana establishments as special land uses in the Ag Zoning District.

Section 3. This section amends Chapter 9 of the Zoning Ordinance to add certain marihuana establishments as special land uses in the C-1 Zoning District.

Section 4. This section amends Chapter 13 of the Zoning Ordinance to provide comprehensive regulations for marihuana establishments in the Township.

Section 5. This section provides that if any portion of the Ordinance is found invalid for any reason, such holding shall not be construed as affecting the validity of the remaining portions of this Ordinance.

Section 6. This section provides that the Ordinance shall take effect seven days after publication.

Kristina Platte, Clerk