

RESOLUTION/CITY OF ST. JOHNS

A RESOLUTION TO IMPOSE A SIX MONTH MORATORIUM WITH REGARD TO THE ISSUANCE OF CITY PERMITS, LICENSES OR OTHER NEEDED APPROVALS FOR THE DISPENSATION OF MEDICAL MARIHUANA UNDER THE MICHIGAN MEDICAL MARIHUANA ACT (“MMMA”).

At a regular meeting of the City Commission of the City of St. Johns, held on August 23, 2010 in the City of St. Johns, Clinton County, commencing at 7:00 p.m.:

Present: Dana C. Beaman, Heather Hanover, Mark Bates, Bill Jackson, Michael Nobach

Absent: None

The following resolution was offered by Commissioner Nobach and supported by Commissioner Bates.

WHEREAS the St. Johns City Commission recognizes that through voter initiative it is now legal to possess and use marijuana for medical purposes pursuant to the provisions of the Michigan Medical Marihuana Act (MMMA);

WHEREAS the City Commission acknowledges, as many Michigan communities have, the State of Michigan failed to promulgate an adequate regulatory framework following voter approval of the MMMA;

WHEREAS the City Commission desires to research and review the City zoning ordinances so that it can accommodate the legal use of medical marihuana and prohibit unlawful uses of same within the community;

WHEREAS the City Commission asserts that a medical marihuana dispensary or comfort club in the downtown business district or a commercially zoned district is not a traditionally recognized or established use under the current City Zoning Ordinances;

WHEREAS the City Commission believes City staff will need six months to complete the needed research and review and to monitor state-wide developments in this arena;

WHEREAS establishing a six month moratorium on the issuance of permits, licenses or other needed approvals for the sale/dispensation of marihuana on property within the City will not affect the rights of those who can legally use medical marihuana under the MMMA;

WHEREAS imposing such a moratorium will advance the public health, safety and welfare of City residents;


NOW, THEREFORE, BE IT RESOLVED:

The City of St. Johns hereby imposes a six month moratorium for the issuance of any City permit, license or other needed approval related to the sale or dispensation of medical marihuana within the geo-political boundaries of the City of St. Johns, Michigan. This moratorium shall be effective upon the date of passage of this Resolution.


YEAS: Beaman, Hanover, Bates, Jackson, Nobach

NAYS: None

Resolution declared adopted on August 23, 2010.

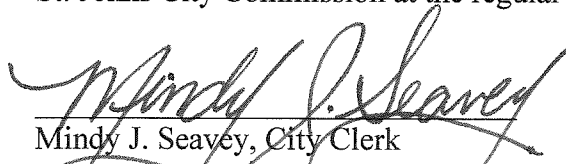


Mayor Dana C. Beaman



Mindy J. Seavey, City Clerk

This certifies that the foregoing is a true and complete copy of action taken by the City of St. Johns City Commission at the regular meeting held on August 23, 2010.



Mindy J. Seavey, City Clerk