

CITY OF KENTWOOD

ORDINANCE NO. -10

AN ORDINANCE TO IMPOSE A MORATORIUM ON THE ISSUANCE OF PERMITS, LICENSES OR APPROVALS FOR THE SALE OR DISPENSATION OF MEDICAL MARIHUANA

The City of Kentwood Ordains:

SECTION 1: Findings. In accordance with Act No. 110 of the Public Acts of 2006, as amended, and Act No. 246 of the Public Acts of 1945, as amended, the City of Kentwood has determined that:

1. The provisions within the Code of Ordinances have not kept pace with recent developments and the passing into law of Initiated Law 1 of 2008, the Michigan Medical Marihuana Act.
2. It is within the rights of the City of Kentwood to establish reasonable regulations to control the sale and dispensation of medical marihuana in order to protect the public health, safety and welfare and in a manner consistent with the Michigan Medical Marihuana Act.
3. Imposing a moratorium, on a limited temporary basis, is reasonable and necessary in order to allow time for review of and potential amendments to the Code of Ordinances.
4. During this moratorium period, the City Commission and Planning Commission will investigate potential modifications to the Code of Ordinances that may establish reasonable regulations to control the sale and dispensation of medical marihuana in order to protect the public health, safety and welfare.

SECTION 2: Administrative Action. A moratorium is hereby imposed upon the issuance of any and all City permits, licenses or approvals for the sale or dispensation of medical marihuana within the City of Kentwood, so long as this ordinance is in effect.

SECTION 3: Term of Ordinance. The moratorium imposed by this ordinance shall remain in effect for six months following the effective date of this ordinance or until amendments to the City of Kentwood's Code of Ordinances become effective, whichever occurs first. Prior to the expiration of the six month moratorium, the City of Kentwood may extend the moratorium for an additional six months to allow sufficient time to complete amendments to the ordinances.

SECTION 4: Effective Date. This ordinance shall become effective the day following its publication in a newspaper of general circulation in the Grand Rapids Press.

The foregoing ordinance was adopted at a regular meeting of the _____ held on _____, 2010 in a motion offered by _____, with support from _____. The motion carried as follows in a roll call vote:

YEAS:
NAYS:
ABSENT:

Dan Kasunic
City Clerk

I hereby certify the foregoing to be a true copy of an ordinance adopted at a regular meeting of the Kentwood City Commission held on February 2, 2010.

Dan Kasunic
City Clerk