

VILLAGE OF CAMDEN
COUNTY OF HILLSDALE, STATE OF MICHIGAN

ORDINANCE NO. 2021-3
ADOPTED: APRIL 13, 2021
EFFECTIVE: APRIL 21, 2021

AN ORDINANCE TO AMEND ORDINANCE NO. 2020-01 OF THE VILLAGE OF CAMDEN TO INCREASE THE MAXIMUM POTENTIAL NUMBER OF MARIHUANA RETAILERS FROM FOUR (4) TO FIVE (5) LICENSES AND TO MAKE CERTAIN CHANGES TO THE REQUIREMENTS FOR SUBMITTING AN APPLICATION FOR A LICENSE PURSUANT TO ORDINANCE NO. 2020-01 OF THE VILLAGE OF CAMDEN AND THE MICHIGAN REGULATION AND TAXATION OF MARIHUANA ACT.

THE VILLAGE OF CAMDEN ORDAINS THAT:

Ordinance No. 2020-01 is hereby amended to provide as follows:

Section III.1

1). The following number and types of marihuana establishments may be authorized to operate within the Village by the holder of a state operating license, subject to compliance with the Michigan Regulation and Taxation of Marihuana Act, as may be amended, the Rules promulgated thereunder, and this ordinance:

- a. An unlimited number of marihuana growers may be authorized in the Village.
- b. Not more than 6 (six) marihuana processors shall be authorized in the Village.
- c. Not more than a total of 5 (five) marihuana retailers shall be authorized in the Village.
- d. Not more than 6 (six) marihuana safety compliance facilities shall be authorized in the Village.
- e. Not more than 6 (six) marihuana secure transporter(s) shall be authorized in the Village.
- f. Not more than 2 (two) marihuana microbusinesses shall be authorized in the Village.

Section III.8

8. If a conditional licensed applicant fails to obtain a full license from the Village within 6 (six) months from the date of conditional licensing, then such conditional license shall be canceled by the Clerk and the conditional license shall be available to the next applicant in consecutive time and date-stamped order as provided for in Subsection 3 herein. The Village Council shall have authority to extend the deadline to obtain full authorization for up to an additional 6 (six) months on discretion of the Village Council finding good cause for the extension.

Section IV.3

3. No authorized marihuana establishment shall be located within an area within 300 feet of a pre-existing public or private school providing education in preschool, kindergarten or any of grades 1 through 12.

Section V.4

4. Applications for a marihuana establishment license under this ordinance shall be subject to the following:

- a. After submission to the Clerk of a fully-completed initial application for the issuance of a new license, and departmental verification as provided for in subsection c) below, the application shall be reviewed and evaluated by the Village Clerk, which shall make a recommendation for or against approval of the application to the Village Council, and the Village Council shall thereafter consider and either approve or reject the application. Approval of the application by the Village Council shall result in a conditional authorization in favor of the applicant, pursuant to Section III of this ordinance. Upon the submission to the Clerk of a fully-completed application for the renewal of an existing marihuana establishment license, the license will be submitted to and automatically renewed by Village Council for one (1) year upon verification that:

- 1). There are no uncured administrative violations in the prior year;
- 2). The applicant has paid the annual licensing fee for the renewal period;
- 3). Any Stakeholder changes have been fully disclosed to Village;
- 4). The applicant has paid and received the renewal of its state license; and
- 5). At the time of renewal, the licensed establishment is in material compliance with all applicable state and local statutes, ordinances, codes, and regulations.

Section V.4.b.6

6). A signed release authorizing the Village of Camden to perform a criminal background check on the applicant, each Stakeholder of the applicant, and each employee of the applicant;

Section V.4.c

c) Upon receipt by the Clerk of a completed application meeting the requirements of this ordinance and confirmation by the Clerk that the number of existing licenses does not exceed the maximum number permitted by this ordinance, the Clerk shall provide a copy of the application to each of the following for their review and approval: the Camden Fire Department; the Village Code Enforcement Office or their designee; the Village Zoning Administrator or similar Village official; and the Village Treasurer or their designee, which shall each determine whether the application appears sufficiently complete and comprehensive, and for review and approval as provided in subsection d) below. Upon verification by each such official that the application appears to be sufficiently complete and comprehensive and upon the written approval of compliance required by subsection d) below, and no sooner, the Clerk shall forward the applications to the Village Council.

Section V.4.d

d) No application for an initial marihuana establishment license shall be approved unless:

- 1). The Camden Fire Department and the Code Enforcement Officer or their designee, have each inspected the plans of the proposed marihuana establishment location for compliance with all laws for which they are charged with enforcement;
- 2). An individual applicant, or each Stakeholder of an organizational applicant, and all employees of the applicant, have passed a criminal background check conducted by the Village of Camden; and
- 3). The Village Clerk or their designee has confirmed that the applicant and each Stakeholder of the applicant are not in default to the Village.

Section V.5.a.6

6). The sources and total amount of the applicant's financial resources to operate and maintain the proposed marihuana facility

All remaining provisions of Ordinance No. 2020-01 not specifically amended herein shall remain and continue in full force and effect.

This Ordinance shall take effect ten (10) days after publication, as provided by Village Charter.

Bruce Knisely, President
Angela Daughtry, Village Clerk