AMENDMENT TO KALAMAZOO CHARTER TOWNSHIP ZONING ORDINANCE

An Ordinance to add adult use marijuana organizer as a special license to Section 8.02 XX of the Kalamazoo Charter Township Zoning Ordinance, to provide standards for adult use marijuana organizers as special land uses; to provide an effective date; and to repeal all ordinances or parts of ordinances in conflict herewith.

THE CHARTER TOWNSHIP OF KALAMAZOO
KALAMAZOO COUNTY, MICHIGAN
ORDAINS:

SECTION I
AMENDMENT OF AND ADDITION TO ARTICLE 8, SECTION 8.02 XX
OF THE KALAMAZOO CHARTER TOWNSHIP ZONING ORDINANCE

A. The introductory paragraph of Article 8 “Site Development Standards Related to Specific Uses” Section 8.02 “Scope of Requirements” subsection XX “Adult Use Marijuana Special Licenses” of the Charter Township of Kalamazoo Zoning Ordinance is hereby amended by the addition of the following phrase in subsection 1 “General Regulations” after the phrase “excess marijuana growers”:

“Adult Use Marijuana Organizer”.

B. A new subsection designated “6” is hereby added to Article 8 “Site Development Standards Related to Specific Uses” Section 8.02 “Scope of Requirements” subsection XX “Adult Use Marijuana Special Licenses” of the Charter Township of Kalamazoo Zoning Ordinance to read as follows:

“6. Adult Use Marijuana Event Organizer shall be subject to the following standards:

a. An Adult Use Marijuana Events Organizer is considered an “office use” and shall be authorized in the C-1, C-2, I-1 and I-2 zoning districts as an accessory use to an existing approved medical marijuana facility or adult use marijuana establishment with the appropriate state and township approvals and licensing.

b. An Adult Use Marijuana Events Organizer office use that is not operated as an accessory to an existing approved medical marijuana facility or adult use marijuana establishment is a permitted use in a commercial office building in the RM-2; C-1 and C-2 zoning districts; subject to the following conditions:

i. All activities shall be conducted within the structure and out of public view.

ii. Only the limited amount of marijuana established for personal use by the MRTMA (MCL 333.27951 et seq.) shall be allowed in the building space occupied solely by an adult use marijuana organizer business.

iii. Transfers of marijuana within the Event Organizer office are prohibited. “Transfers” as used herein includes sampling and gifting of marijuana products.

iv. Adult Use/“Recreational” Marijuana and tobacco products shall not be smoked, ingested, or otherwise consumed in the building space occupied solely by an adult use marijuana organizer business.

c. An Adult Use Marijuana Event Organizer may be operated as a home occupation subject to the standards contained in Section 2.08 of this Ordinance and the following additional standards:

i. Only the limited amount of marijuana established for personal use by the MRTMA (MCL 333.27951 et
seq.) shall be permitted in the home; and

ii. Transfers of marijuana within the home office space occupied by the Event Organizer is prohibited; and

iii. No outdoor use or marijuana business activities are permitted. Outdoor private use regulated under MRTMA is not regulated by this subsection.

SECTION 2
EFFECTIVE DATE AND REPEAL

This ordinance shall take effect eight days following proper publication of notice of its adoption in accordance with and subject to Michigan Public Act 110 of 2006. This Ordinance is supplementary in nature only. As such, no conflicts are noted and there is no need to repeal conflicting ordinances.

KALAMAZOO CHARTER TOWNSHIP
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