

**BERLIN CHARTER TOWNSHIP  
RESOLUTION DECLARING INTENT TO REFRAIN FROM AUTHORIZING  
MEDICAL MARIHUANA FACILITIES  
Adopted July 10, 2017**

WHEREAS, on December 20, 2016, the State of Michigan's Medical Marihuana Facilities Licensing Act (MMFLA) (MCL 333.27101 et. seq.) became effective; and

WHEREAS, the MMFLA institutes a Medical Marihuana Licensing Board and requires the Board to adopt rules governing the administration of the MMFLA; and

WHEREAS, the adoption of an ordinance by a local municipality authorizing the operation of medical marihuana facilities including growers, processors, secure transporters, provisioning centers and safety compliance facilities ("Medical Marihuana Facilities") is required to be promulgated prior to the operation or licensing of such Medical Marihuana Facilities by the State; and

WHEREAS, the Governor announced May 26, 2017 that the Medical Marihuana Licensing Board has recently been appointed and pursuant to the Act, rules governing the administration of the MMFLA must be promulgated by the Medical Marihuana Licensing Board; and

WHEREAS, the Medical Marihuana Licensing Board will not begin accepting applications for licenses until September 16, 2017 and such applications cannot be processed until December 15, 2017 or thereafter; and

WHEREAS, pursuant to the MMFLA it is within the authority of Berlin Charter Township to not permit the operation of any Medical Marihuana Facilities within Berlin Charter Township; and

WHEREAS, the Township Board has determined that at this time the adoption of new Township ordinances to provide for medical marijuana facilities would not be in the public interest for various reasons including but not limited to the uncertainty related to the rules which are yet to be promulgated by the State Licensing Board; and

WHEREAS, the Township Attorney will continue to monitor the provisions of the MMFLA, the anticipated rules and regulations, and the implementation of the law and rules and will keep the Board apprised in the matter.

NOW THEREFORE BE IT RESOLVED, that the Berlin Charter Township Board hereby declares its intent to refrain from authorizing Medical Marihuana Facilities pursuant to the Medical Marihuana Facilities Licensing Act.

BE IT FURTHER RESOLVED that until authorized by an ordinance promulgated by Berlin Charter Township to authorize the operation of Medical Marihuana Facilities pursuant to the Medical Marihuana Facilities Licensing Act, no new uses of land relating in any manner to the growth, distribution, provisioning, transport, or testing of medical marihuana shall be approved or allowed in Berlin Charter Township, with the exclusive exception of any activity already specifically permitted under the Michigan Medical Marihuana Act of 2008 (MCL 333.2641 et seq).

BE IT FURTHER RESOLVED that until specifically authorized by an Ordinance promulgated by Berlin Charter Township to authorize the operation of Medical Marihuana Facilities pursuant to the Medical Marihuana Facilities Licensing Act no application will be accepted and no consideration or action by any Township official or representative shall be taken on any applications or submissions relating in any way to medical marihuana facilities and the growth, distribution, provisioning, transport, or testing of medical marihuana.

The foregoing resolution offered by Board Member D. Masserant

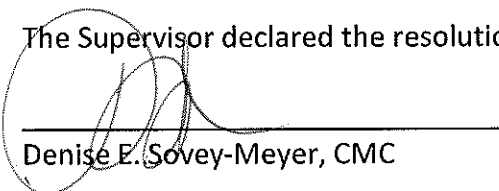
Second offered by Board Member Geiermann

Upon roll call vote the following voted "aye": D. Masserant, Geiermann, D. Reaume, R. Masserant, K. Reaume

"nay": NONE

Absent/Excused: Long, Sovey-Meyer

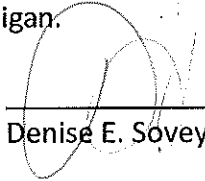
The Supervisor declared the resolution adopted.

  
Denise E. Sovey-Meyer, CMC

#### CERTIFICATE

The undersigned Clerk of Berlin Charter Township hereby certifies that the foregoing constitutes a true and complete copy of an excerpt of the minutes of a regular meeting of the Township Board held on July 10, 2017, at which meeting the above Berlin Charter Township Resolution Declaring Intent to Refrain from Authorizing Medical Marihuana Facilities was adopted; all members of the Township Board present voted as indicated in said minutes; and that said meeting was held in accordance with the Open Meetings Act of the State of Michigan.

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Denise E. Sovey-Meyer, CMC