

CITY OF PETERSBURG  
ORDINANCE NUMBER 19-0003

AN ORDINANCE TO AMEND THE ZONING ORDINANCE OF THE CITY OF PETERSBURG TO ADD MARIHUANA ESTABLISHMENTS AS A SPECIAL USE IN A LIGHT INDUSTRIAL DISTRICT.

**The City of Petersburg ordains:**

Section 1. Title.

This Ordinance shall be known as the Zoning Ordinance Amendment for Marihuana Establishments.

Section 2 Addition of Special Use.

Article VII and Article XII of the Zoning Ordinance of the City of Petersburg are hereby amended to add Marihuana Establishments as a permitted use subject to special approval only in zoning district I-1 Light Industrial and subject to Planning Commission Approval.

Section 3 Addition to Section 702.

Paragraph 8 is hereby added to Article VII, Section 702:

- (8) Marihuana Establishments, subject to the regulations stated in Article XII, Section 12.18.

Section 4 Addition of Section 12.18 Marihuana Establishments.

The following Section 12.18 is hereby added to Article XII, Supplementary District Regulations:

Section 12.18 Marihuana Establishments.

Marihuana Establishments must comply with the following regulations.

- A. Establishments must comply with the Michigan Regulation and Taxation of Marihuana Act, Initiative Law 1 of 2018 and rules and regulations promulgated under the Act.
- B. Co-located establishments and stacked grower licenses may be permitted, subject to laws, rules and regulations of this section and of the State of Michigan.

- C. Establishments shall have sufficient setbacks, landscape screens or buffers to minimize light, odor and noise affecting adjacent properties.
- D. Special use applications must provide a plan for secure storage and disposal of marihuana and chemicals, to minimize risk of theft or exposure.
- E. A marihuana retailer may not be open to customers between the hours of 9:00 p.m. and 9:00 a.m.
- F. Establishments must be constructed with opaque facades so that marihuana plants and products are not visible from exterior areas.
- G. The roofs of facilities must be constructed of rigid materials, not thin films.

Section 5. Definition

The term "Marihuana Establishment" in this ordinance shall have the same meaning as in Section 3 (h) of the Michigan Regulation and Taxation of Marihuana Act, Initiative Law 1 of 2018.

Section 6. Severability

In the event that any one or more sections, provisions, phrases or words of this Ordinance shall be found to be invalid by a court of competent jurisdiction, such holding shall not affect the validity or the enforceability of the remaining sections, provisions, phrases or words of this Ordinance.

Section 7. Effective Date.

This Ordinance shall become effective twenty (20) days after final passage and publication.

I hereby certify that this ordinance was passed at a regular meeting of the City Council of the City of Petersburg, Michigan held on \_\_\_\_\_, the \_\_\_\_\_ day of \_\_\_\_\_, 2019.

\_\_\_\_\_  
Leanne Goodin, City Clerk

Published: \_\_\_\_\_  
Effective Date: \_\_\_\_\_