

CHARTER TOWNSHIP OF MONITOR
REGULAR PLANNING COMMISSION MEETING
May 3, 2011

The meeting was called to order by Chairman J. Bellor at 7:00 p.m.

Members present: J. Frank, B. Campbell, D. Darland, M. Morin, E. Arnold, J. Bellor
Members absent: C. Hoyle,
Also present: R. Sheppard, Planning Attorney, J. Jackson, Planner

**Motion by Morin supported by Frank to excuse C. Hoyle from the meeting.
Approved.**

**Motion by J. Frank seconded by B. Campbell to adopt the agenda as presented.
Motion carried.**

**Motion by M. Morin seconded by J. Frank to approve the minutes of the April 5,
2011 regular meeting as presented.
Motion carried.**

Public Comment

J. Bellor opened and closed public comment at 7: 05 p.m. as no one was present.

Items for Consideration

Medical Marijuana Ordinance

Bellor reviewed the Township Board recommended ordinance as prepared by Attorney Austin dated November, 2010.

**Motion by D. Darland supported by E. Arnold to amend the draft Medical
Marijuana Ordinance as written March 8, 2011, with the following amendments:**

2.56(a) Insert in line 2 “by an” so it reads “operated by an organization.”

**2.56(b) Remove “jointly”. Change “two or more” to “one or more primary
caregiver/s”.**

2.56(c) Remove “jointly”. Change “two or more” to “one or more”.

Section III 9.02 (1) Change all setbacks to 750 feet from property lines.

**10.02 Insert section 10.02 from the November 18, 2010 ordinance draft with the
footages all being set to 750 feet from property lines.**

Section IV 11.02 Change all setbacks to 750 feet from all property lines.

Also in 9.02(5), 10.02(5), and 11.02(5) remove “public”.

Signage restrictions to be added by planner.

Roll call vote:

Yes: Campbell, Darland, Frank, Morin, Bellor, Arnold

No: None

Absent: Hoyle

Motion carried.

The March 29, 2011 memo from the Board re: “Board Review and Recommendation regarding proposed Medical Marijuana ordinance Section 3.48” was used as a guide in developing this draft of the Medical Marijuana Ordinance.

The planner will determine how the setbacks will be worded.

Reports

Attorney Sheppard reported that the Unified Zoning Enabling Act requires that by July, 2011 we need to adopt a definition and procedure for conflict of interest. The planner will supply verbiage for definitions to be brought to the June 7, 2011 meeting. This would be included in the Planning Commission Rules and Regulations.

Rules and Regulation copies are requested for each of the Planning Commission members.

Communications

Motion by J. Frank supported by B. Campbell to accept Communications.

Public Comment

Public comment opened and closed with no one present.

Motion by Campbell supported by Frank to adjourn.

Motion carried.

Meeting was adjourned at ~~7:08~~ 8:08 p.m.

Respectfully submitted,

Dan Darland
Secretary

DD/jw

Memo

To: Monitor Township Planning Commission
From: Cindy L. Kowalski, Clerk
Date: March 29, 2011
**Re: Board Review and Recommendation regarding proposed
Medical Marijuana ordinance Section 3.48**

The Township Board reviewed the proposed amendment to Ordinance 52 regarding medical marijuana at the March 28, 2011 meeting.

It was the consensus of the board to recommend the Planning Commission consider the following amendments to the draft ordinance:

- 1) Medical Marijuana Growing Facility, Medical Marijuana Dispensary, or Medical Marijuana Club (also known as Compassion Club) shall not be permitted:
 - (1) Within seven hundred fifty (750) feet of any other medical marijuana dispensary;
 - (2) Within seven hundred fifty (750) feet of a residential district or use;
 - (3) Within seven hundred fifty (750) feet of any school, nursery, licensed day care center or other building used for the care or instruction of children under 18 years of age;
 - (4) Within seven hundred fifty (750) feet of any church, house of worship or other religious facility or institution;
 - (5) Within seven hundred fifty (750) feet of any public or municipal park.
- 2) To provide regulations for medical marijuana growing facilities, medical marijuana dispensaries or medical marijuana clubs in Commercial, I-1, and I-2 zoning districts.
- 3) To limit or restrict outdoor advertizing or soliciting as much as possible.