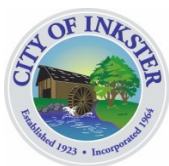


1. Agenda

Documents: [02-15 16 AGENDA.PDF](#)

2. Packet

Documents: [02-16 15 PACKET.PDF](#)



INKSTER CITY COUNCIL

February 15, 2016
26215 Trowbridge, Inkster, MI 48141
(313) 563-4232 www.cityofinkster.com

Mayor – Byron Nolen
Mayor Pro Tem – Timothy Williams, District I

Council Members:

Clarence Oden, Jr., District II
Sandra K. Watley., District III
Jewell Jones, District IV
Kim Howard, District V
DeAtriss Richardson, District VI

FELICIA RUTLEDGE
CITY CLERK

MARK STUHLBREHER
INTERIM CITY MANAGER

DAVID JONES
CITY ATTORNEY

Council may be addressed during the Regular Meeting by filling out the Public Participation Form. Address Council as a whole through the Mayor. Please state your name and your address for the record prior to providing your comments. Comments are limited to three (3) minutes.

Council Orientation Agenda – 6:00 PM

1. Call to Order
2. Discussion
 - A. Agenda Discussion
3. Public Participation (limit to 3 minutes)
4. CLOSED SESSION – Council may enter into Closed Session to discuss contract negotiations, purchase or lease of real property and/or pending litigation in accordance with MCL 15.268 (a), (c), (d), (e) and/or (f).
5. Adjournment

February 15, 2016
Regular City Council Agenda – 7:30 PM

1. Call Meeting to Order

- A. Pledge of Allegiance
- B. Roll Call

2. Approval of Agenda

3. Presentations/Discussion

- A. City of Inkster Resident Centurion Presentations – City Council
- B. Tailwaggers - Laura Zain, Founder
- C. NID Housing Counseling Agency – Crystal Gunn

4. Public Hearing

A. A public hearing for to amend the Inkster Code of Ordinance Number 856 regarding Medical Marijuana Provisionary and Cultivation centers business license.

B. A public hearing and consider the 2016 – 2017 Proposed Final Statement for the Wayne County Community Development Block Grant (CDBG) Program

5. Consent Agenda

- A. February 1, 2016 Regular City Council Meeting Minutes.
- B. Allen Brother's & Attorney's PLLC. Invoice \$26,510.36

6. Boards and Commissions

- A. Update of current list of appointments to Boards & Commissions.

7. Previous Business

8. Ordinance(s)

A. First Reading(s)

- 1. A ***first*** reading on an amended City of Inkster Code of Ordinance Number 856 for Provisionary and Cultivation centers business license

B. Second Reading(s)

1. A **second** reading on an amendment to the Zoning Ordinance for rezoning of the southeastern corner of the property located at 2830 Beech Daly for B-2 Thoroughfare Mixed Use District to M-1 Light Industrial.

9. New Business

- A. Discussion/Action: (Jeannie Fields) Consider approving the Zoning Ordinance for the southeastern corner of property located at 2830 Beech Daly for B-2 Thoroughfare Mixed Use District to M-1 Industrial.
- B. Discussion/Action: (Jeannie Fields) Consider approval of a Special Conditions Use (SCU 15-10) to add major vehicle repair to a truck terminal located at 2830 Beech Daly in the M-1 District (Light Industrial) with the conditions noted per the recommendation of the Planning Commission on January 11, 2016.
- C. Discussion/Action: (John Adams) Consideration and adoption for an emergency operations plan that complies with the county plan and homeland security requirements.

10. Public Participation (limit to 3 minutes)

11. City Clerk

12. City Manager

13. Mayor and Council Communication

14. Closed Session

Council may enter into Closed Session to discuss contract negotiations, purchase or lease of real property and/or pending litigation in accordance with MCL 15.268 (a), (c), (d), (e) and/or (f).

15. Adjournment

Felicia Rutledge
City Clerk

February 3, 2015

Regular City Council Meeting – 7:30 PM

The regular meeting of the Council of the City of Inkster, Wayne County, Michigan convened in the Council Chambers, 26215 Trowbridge, on Monday, February 3, 2015

Prior to the Regular Council Meeting: City Council members discussed:

- The agenda
- Medical Marijuana

Call Meeting to Order

Mayor Hampton called the meeting to order at 7:31 p.m.

Pledge of Allegiance

City Council and the public in attendance pledged allegiance to the flag of the United States of America.

Prayer

Prayer was lead by Elder Allen McGee.

Roll Call

Mayor Hampton	Present	Councilwoman Howard	Exc. Absence
Councilman Moner	Present	Councilman Williams	Present
Mayor Pro Tem Hendricks	Present	Councilman Canty	Present
Councilman Shaw	Exc. Absence		

***A Quorum was present**

Approval of Agenda

Moved by Councilmember Moner, Seconded by Mayor Pro-Tem Hendricks to approve the agenda.

Resolution 02-15-28R Motion carried.

Presentations/Discussion

A. Michigan State Police – Captain Yesh, (F/LT. Michael Shaw)

Public Hearings**Consent Agenda**

A. January 20, 2015 Regular City Council Meeting Minutes.

Moved by Councilmember Moner, Seconded by Councilmember Williams
Resolution 02-15-29R – Motion carried.

Boards and Commission

- A. Update of current list of appointments to Boards & Commissions.

Moved by Mayor Pro-Tem Hendricks, Seconded by Councilmember Canty to appoint Celeste McDuffie to the Board of Review.

Resolution 02-15-30R – Motion carried.

Moved by Mayor Pro-Tem Hendricks, Seconded by Councilmember Moner to appoint Ned Sanders to the Board of Review (Alternate).

Resolution 02-15-31R – Motion carried.

Previous Business

Ordinance(s)

- A. First Reading(s)

1. Consider offering a first reading on an amendment to Chapter 155 Section 155.048 M-1 Light Industrial District and 155.260 Definitions and the addition of Conflict of Laws and Prohibited Land Uses and Medical Marijuana Facilities to establish parameters for Medical Marijuana facilities.

Moved by Councilmember Moner, Seconded by Mayor Pro-Tem Hendricks

Resolution 02-15-32R – Motion carried.

- B. Second Reading(s)

New Business

Public Participation

- **Brittni Abiola** - Gave an overview regarding her business Capital Linker.
- **Octavia Smith** – Gave announcements regarding The Chamber of Commerce sixteenth annual Business Mixer and the event to be held at Booker Dozier on February 15, 2015. She also stated that the Western Wayne Family Health Centers have locations in Taylor, Wayne, Inkster and Lincoln Park.
- **Akindele** - Stated the National African American Association has teamed with Peterson Academy to offer education to local and international students. Further stated that his organization meets every Tuesday at the Inkster Library at 6:30 p.m. to discuss ways to build wealth.
- **Jewel Jones** – Gave an announcement that the Inkster Task Force would be hosting a Winter Blast on February 21, 2015 at Inkster Park from 1:00 p.m. until 3:00 p.m.

Mayor and Council Communication

- **Councilman Moner** – Thanked Veteran Richard L. Abner, Vietnam for his service and dedication. He also stated the light at Chestnut and Inkster Road is still flashing.
- **Mayor Pro-Tem Hendricks** – Announced the Middle Park Manor Block Club will be hosting a Black History month program on February 21, 2015 from 5:00 p.m. until 8:00 p.m. at the Booker Dozier Complex. He further congratulated Octavia Smith for being selected as Woman of the Year by the Zeta Phi Bata Sorority. He additionally thanked Deputy DPS Director, Jerome Bivins for his hard work snow plowing the streets.
- **Councilman Williams** - Encouraged all residents to support local businesses. He asked about property assessments and when city calendars would be disbursed. He stated that the Chief of

Police was doing a great job keeping the City of Inkster out of the media and he is working on a Memorial Day Parade for the City of Inkster.

- **Councilman Cauty** – Stated that Deputy DPS Director, Jerome Bivins did a wonderful job on snow plowing and thanked him for the long hours he worked to make sure the city streets were done.
- **Mayor Hampton** – Confirmed the date for the Justice Center Opening as March 3rd. He asked if City Council would be able to invite special guest to the event. He further stated that the State of the City would take place on March 4, 2015 at the Booker Dozier Complex at 6:00 p.m. He also asked Administration to look into what it would take to get the Memorial Day Parade up and going. Even further, he asked if the City Council could petition the State Treasury Department to be released from the Consent Agreement. He stated that a Transportation Grant is on SEMCOG website that he thinks the City should apply for and asked Administration to look into applying. Thanked the State Police for their collaboration with the City of Inkster.

City Clerk

- Thanked Deputy DPS Director, Jerome Bivins for picking her up the day after the snow storm for work because her car was stuck.

City Manager

- Thanked all City Staff.
- Thanked Mark Stuhldreher and Jerome Bivins for picking up employees the day after the snow storm.
- Thanked 1st LT. Mike Shaw from coming to the City of Inkster to speak about their collaboration efforts with the City of Inkster.
- Announced that the City of Inkster was awarded \$855,000.00 in grant funds from the State of Michigan and this brought the city of Inkster's grant total to \$3.5 million.

Closed Session

Adjournment

There being no further business to come before Council, on a motion duly made by Councilmember Moner, Seconded by Councilmember Williams and carried, the Regular Council meeting of February 3, 2015 was adjourned at 9:00 p.m.



Felicia Rutledge, City Clerk
City of Inkster

Inkster City Council Meeting
February 3, 2015

Allen Brothers
Attorneys & Counselors, PLLC
400 Monroe Street, Suite 620
Detroit, MI 48226-2963

Inkster, City of
26215 Trowbridge Street
Inkster, MI 48141

Attn: City Manager

Page: 1
01/28/2015
Account No: 1897M

BREAKDOWN OF FEES/EXPENSES BY CATEGORY

Category	Fees/Costs
Flat fee/City Attorney work	\$0.00
Municipal Legal Services	\$6,534.16
Labor	\$0.00
Litigation	\$30,533.39
Total Invoice for January 28, 2015	\$37,067.55

***NOTE THAT THE FLAT FEE/CITY ATTORNEY WORK HAS ALREADY BEEN PAID ON
CHECK #132477 AND WILL BE POSTED TOWARD THIS INVOICE***

CITY OF INKSTER

Boards & Commissions

[MADE OPERATIVE BY STATE LAW, CITY OF INKSTER CHARTER PROVISION OR CITY OF INKSTER ORDINANCE]

AGING COMMISSION

[MEETINGS: Third Friday of each month at 1:00 p.m., Twin Towers Activity Room]

2 Year Term	9 Members	Ordinances: 414,457 & 508
Richard Marsh, Jr., Director		Tenure
Denise Champagne, Project Dir.		Tenure
- (Ex-Officio Member)		
Rochelle Wells		Exp. 08/20/14
April Walton		Exp. 01/18/15
Audrey Jean Searcy		Exp. 06/02/16
Doris Horne		Exp. 09/07/14
Theola Jones		Exp. 11/15/14
Henry Wade		Exp. 03/07/15
Dorothy M. Moore		Exp. 11/15/15
Nellene Moore		Exp. 08/16/16
Dorothy Gardner		Exp. 06/16/16
Chuck Coleman		Exp. 04/04/15
Gabe Henderson		Exp. 04/04/15
June Patterson		Exp. 12/1/16

BOARD OF REVIEW

[MEETINGS: March, July and December]

Annual Appointment	3 Members	Charter Provision and State Law
WCA Assessing		Clerk of the Board – Non Voting
William S. Miller		Exp. 06/02/15
Ned Sanders (Alternate)		Exp. 02/03/16
Vacant		Exp
Celeste McDuffie		Exp. 02/03/16

BEAUTIFICATION COMMITTEE

[MEETINGS: Second Monday of each month @ 6:00 p.m., Recreation Center]

2 Year Term		
Toni Bailey		Exp. 04/26/16
Enoch Jackson		Exp. 04/26/14
Joe Burton		Exp. 04/26/14
Rev. George Williams (T)		Exp. 04/26/16
Eunice Williams (C)		Exp. 04/26/14
Wyanetta Motley (S)		Exp. 04/16/14
Horace Jordan		Exp. 04/26/14
Larry Motley (C)		Exp. 04/26/14
Dorothy McClendon		Exp. 05/14*
Dr. Evelyn Clark		Exp. 05/14*
Tommie Jones		Exp. 05/14*
Cephus Thomas		Exp. 04/26/14
Clareese Jordan		Exp. 11/13
LaShawn Westbrook		Exp. 05/14*
Blinda Jones		Exp. 05/14*
Robert Broadnax		Exp. 05/07/14
Minnie Johnson		Exp. 05/14*
Alana Glover		Exp. 05/07/14
Gabe Henderson		Exp. 05/19/16
Shera Johnson		Exp. 05/14*
Demetrius Dalton		Exp. 05/21/14
Henry Wade		Exp. 05/14*

BEAUTIFICATION COMMITTEE (continued)

John W. Gee, Jr.	Exp. 05/14*
Tania James	Exp. 05/14*
Khalisha Nathan	Exp. 05/21/14
Toya Ellis	Exp. 05/14*
Princella Ellis	Exp. 05/21/14
Theresa Lindsey	Exp. 05/21/14
Norma Taylor	Exp. 05/21/14
Alto Baker	Exp. 05/14*
Kent Hudson	Exp. 05/14*
Donna Towns	Exp. 06/04/14
Elcfernick M. Lotman	Exp. 06/14*
Epson Johnson	Exp. 06/14*
Patricia Morgan	Exp. 06/14*
LeVania Henderson	Exp. 06/18/14
DeShandra Motley	Exp. 6/17/15
Denise Motley	Exp. 06/17/15

BUILDING AUTHORITY COMMISSION - Inactive

[MEETINGS: Second Monday in January]

3 Year Term

5 Members

State Law and Resolution 74-1-39

Nathaniel Elcock	Exp. 12/31/05
Hersey Bryant, (C)	Exp. 12/31/00
Horace Wells	Exp. 12/31/01

CABLE TELEVISION COMMISSION

[MEETINGS: Second Tuesday of each month at 6:00 p.m., Recreation Center]

3 Year Term

9 Members

Ordinances 593 and 609

Timothy Williams Ex-Official	Exp. 11/16/12
Danny Van Schoiack Dist. 1	Exp. 12/01/11
Vacant Dist. 2	
Vacant Dist. 3	
Alfreda Flowers Dist. 4	Exp. 06/04/15
Vacant Dist. 5	
Lewis Gregory (C) Dist. 6	Exp. 01/04/13
George Celler Mayoral	Exp. 03/16/12
Carmen Mitchell At-Large	Exp. 02/18/11

CANVASSERS BOARD

[MEETINGS: As Required]

4 Year Term

4 Members

State Law

Deborah Owens (Dem)	Exp. 12/31/15
Gloria Brown (Dem)	Exp. 06/04/16
Courtney Owens (Dem)	Exp. 06/04/16
Eugene Brazeal (Rep)	Exp. 08/06/16

CIVIL SERVICE COMMISSION AND BOARD OF ETHICS

[MEETINGS: Monthly]

3 Year Term

3 Members

Ordinances 237 & 559

Clarence Oden	Exp. 6/18/15
Vacant - (Employee Representative)	
James White	Exp. 12/04/11
- (Commission Appointment)	

CONSTRUCTION BOARD OF APPEALS/PROPERTY MAINTENANCE BOARD

[MEETINGS: As required]

3 Year Term	3 Members	Ordinance
Henry Wade		Exp. 12/17
- (Licensed Plumber)		
Stephen Lawrence		Exp. 12/17
Tiara Jones		Exp. 10/17
Kenyatta Mason		Exp. 10/17
- (Licensed Electrician)		
Marcus Hendricks –		Exp. 12/17
- (Licensed Electrician)		
- Building Inspector		
- (Licensed Engineer/Inspector)		

DOWNTOWN DEVELOPMENT AUTHORITY

[MEETINGS: Third Tuesday of each month, 6:00 p.m. City Hall Council Chambers]

4 Year Term	12 Members	State Law and Ordinances 687 and 741
Hilliard L. Hampton, II (Secretary)		Tenure
Martha Theis		Exp. 01/14/18
Lewis Gregory (Treasurer)		Exp. 10/06/18
Cynthia Adams		Exp. 01/14/18
Tom Costello (Chair)		Exp. 10/06/18
Peter Cemot		Exp. 01/21/18
Vacant		Exp. 07/19/14
Andrea Parson		Exp. 08/01/15
Winston Wade (Vice-Chair)		Exp. 12/17/16
Vacant		

ECONOMIC DEVELOPMENT CORPORATION (BOARD OF DIRECTORS)

[MEETINGS: Second Thursday each month, held in the Conference Room, City Hall]

6 Year Term	11 Members	State Law and Ordinances 517 and 570
Hilliard L. Hampton, II		
Bishop Walter Starghill, Jr.		Exp. 06/07/16
Vacant		Exp. 06/07/16
Vacant		Exp. 06/07/16
Deborah Walker		Exp. 06/07/16
Mary Weislo		Exp. 03/07/17
Cassandra Leonard		Exp. 06/07/16
Herbert Johnson		Exp. 06/07/16
Dennis Weislo		EXP. 06/07/19
Vacant		

ELECTRICAL EXAMINING BOARD

Indefinite Terms	4 Members	State Law and Ordinance 616
Walter Bays (Elec. Cont.)		
Andrew Hughes (Adm. Official)		
Carlton Trouteaud (Rep. of Detroit Edison)		

PARKS AND RECREATION COMMISSION

[MEETINGS: First Tuesday of each month at 7:30 P.M., Recreation Complex]

2 Year Term

9 Members

Ordinances: 493 & 551

Sandra French	Dist. 1	Exp 10/06/16
Deborah Owens	Dist. 2	Exp. 03/25/16
Shelby Johnson	Dist. 3	Exp. 09/15/16
Vernell Massey	Dist. 4	Exp. 12/01/16
Lenardo Gambrio	Dist. 5	Exp. 10/15/16
James Richardson IV	Dist. 6	Exp. 09/15/16
Tonia Williams	Mayoral	Exp. 04/04/13
Sheila Garland	Mayoral	Exp. 05/21/14
Yolanda Lockett	Council	Exp. 01/20/16

PARKS AND RECREATION YOUTH COMMISSION

2 Year Term

6 Members

Vacant	Dist. 1	
Vacant	Dist. 2	
Cory Wells	Dist. 3	Exp. 12/05/13
Vacant	Dist. 4	
Vacant	Dist. 5	
Vacant	Dist. 6	
Vacant	Mayoral	

PLANNING COMMISSION

[MEETINGS: Fourth Monday of each month at 6:00 p.m., City Council Chambers]

3 Year Term

9 Members

State Law and Ordinance 33

Marcus Hendricks	Tenure
Hilliard L. Hampton, II	Tenure
Darryl Davis (City appointee)	Exp. 10/15
Robert Thomas (Secretary)	Exp. 10/15
Emmereal Wells	Exp. 01/15
James Garrett	Exp. 08/17
April Walton	Exp. 09/16
Sam Brown (Chairman)	Exp. 10/17
Richard Wooten (Vice Chairman)	Exp. 08/16

POLICE AND FIREMAN RETIREMENT SYSTEM BOARD OF TRUSTEES

[MEETINGS: First Thursday of each month at 1:00 p.m., TIFA Room]

2 Year Term

5 Members

Charter

Rev. Leon Crawford	Mayoral	Exp. 01/17
Barry O'Bryan		Exp. 12/13
Christopher Crawley		Exp. 12/13
Hilliard L. Hampton II	Council	Exp. 01/17
Charles Hines (Pension Board Appt)		Exp. 12/12

WATER REVIEW COMMITTEE

[MEETINGS: Scheduled by Chairman Marcus Hendricks, City Hall TIFA Room]

Sam Brown	App. 01/07/13
Carl Woods	App. 01/07/13
Ann Coleman	App. 01/07/13
Courtney Owens	App. 01/07/13
Councilmember Williams	App. 02/04/13
Mayor Pro-Tem Hendricks	App. 02/18/13
Dennis Welslo	App. 02/18/13

ZONING BOARD OF APPEALS (ZBA)

[MEETINGS: First Thursday of each month at 6:00 P.M., City Council Chambers]

3 Year Term

7 Members

State Law and Ordinance 277

Dorothy Gray	Dist. 1	Exp. 01/14/17
Clarence Oden, Jr.	Dist. 2	Exp. 01/14/17
James Cross (VC)	Dist. 3	Exp. 07/01/16
Roosevelt Stubbs	Dist. 4	Exp. 09/2/17
Vanola Williams	Dist. 5	Exp. 09/03/16
Norma McDaniel (S)	Dist. 6	Exp. 10/19/15
Richard Wooten (Chair) (Planning Comm. Appointee)		Exp. 01/14/17

Nankin Transit

[Meetings: Third Thursday of each month at 5:45 p.m., Nankin Transit 36300 Warren Rd. Westland, MI. 48185]

Michael Canty, Council Appointee

Exp. Tenure

Denise Champagne, Council Appointee

Exp. (Appointed in 2009)

2015 Community Development Block Grant Advisory Council (CDBG)

[Meetings: Dates and times are quarterly and locations are various]

Timothy Williams, Council Appointee

Exp. 2016

COMMITTEES FORMED BY COUNCIL RESOLUTIONS

TAX INCREMENT FINANCE AUTHORITY

[MEETINGS: Second Thursday of each month at 6:30 P.M., City Hall Council]

6 Year Term

13 Members

Resolution 85-8-331

Hilliard L. Hampton, II	Tenure
Richard Marsh	Tenure
Bishop Walter L. Starghill, Jr. (Chair)	Exp. 06/07/16
Herbert Johnson (Vice Chair)	Exp. 06/07/16
Deborah Walker (Secretary)	Exp. 06/07/16
Vacant	Exp. 06/07/16
Dennis Weislow	Exp. 06/07/19
Cassandra Leonard	Exp. 06/07/16
Mary Weislow (Treasurer)	Exp. 06/07/16

TIFA WORKING COMMITTEE FOR THE JUSTICE CENTER

5 Members

Bishop Walter L. Starghill	Exp. 06/07/16
Herbert Johnson	Exp. 06/07/16
Deborah Walker	Exp. 06/07/16
Vacant	Exp. 06/07/16
Vacant	

BROWNFIELD REDEVELOPMENT AUTHORITY

[MEETINGS: Second Tuesday of each month at 5:00 P.M., City Hall Council Chambers]

Terms 1, 2 and 3 years Up to 9 members

Resolution 02-9-458

Timothy Williams, City Council Representative	Tenure
Richard Marsh, City Manager	Tenure
Mark Stuhldreher, Treasurer	Tenure
M. Jeannie Fields, Community Dev. Mgr.	Tenure
Tonia C. Williams (C)	Exp. 10/06/16
Dorothy Gardner	Exp. 10/05/15

CARVER HOMES DISTRICT CITIZENS COUNCIL- *Inactive*

[MEETINGS: Third Thursday of each month at 6:30 P.M., St. Clements Manor]

Velma Hammons
Daniel Henderson
Willie Johnson
Bessie Jones
Melodie Jones
Clara Gray-Joiner
Geneva Lyles
Norma McDaniel
Ramona Rogers
Antonio Shaw
Jacqueline Treadway
Rita Watson
Barbara Whatley
Julius Williams
Glaynda Wright
Chris Yatooma

NOTES:

Vacancies and/or Expired terms

*Has not taken the oath

REQUEST FOR COUNCIL ACTION

To: Richard Marsh – City Manager

Date: February 10, 2015

From: M. Jeannie Fields
Community Development Manager

Date for Council Consideration: February 16, 2015

ACTION REQUESTED: Council to offer a second reading and approval of an amendment to Chapter 155 Section 155.048 M-1 Light Industrial District and 155.260 Definitions and the addition of Conflict of Laws and Prohibited Land Uses and Medical Marijuana Facilities to establish parameters for Medical Marijuana facilities.

Current Action ☒ X Emergency ☐ Future ☐

Funds Budgeted: If Yes ☐ Account # ☐ No ☐ N/A ☒ X

Treasurer's Approval MDS

BACKGROUND INFORMATION

On November 3, 2014, City Council held a public hearing and passed a 90 day moratorium on Medical Marijuana facilities in the City to further consider the proposed text amendment, the recommendation of the Planning Commission to adopt the proposed changes and the results of the public hearings on the amendments at the Planning Commission and City Council meetings. The proposed text amendment would permit medical marijuana facilities as a special conditions use with review criteria in the M-1 District.

During the council meeting held January 20, 2015, the City Attorney and Planning Consultant provided additional information regarding medical marijuana facilities and responded to questions. As a result, a 1st reading for the ordinance amendment was scheduled February 2, 2015 and a second moratorium was put into effect.

A 1st reading of the ordinance changes was held February 3, 2015 with additional input and comment from the City Planner and Attorney. A second reading is required for the ordinance changes. Proposed ordinance amendments are attached.

SCOPE OF SERVICES

The following text amendments to the General Provisions, M-1 District, Special Conditions and Land Use Standards, and Definitions section are proposed and summarized as follows:

- Added conflict of laws and prohibited use language to zoning ordinance.
- Added medical marijuana facilities as a use permitted subject to special conditions in the M-1 Light Industrial District.
- Added special conditions review standards for medical marijuana.
- Added a definition of medical marijuana facilities.

JUSTIFICATION

The MMMA legalizes certain specific activities, including the following:

1. The ability of a properly licensed patient to possess small quantities of marijuana;
2. Allows medical marijuana patients to grow up to 12 marijuana plants produced medical marijuana for their own personal use;
3. Authorizes licensed caregivers to provide medical marijuana to licensed medical marijuana patients; and
4. Allows caregivers to grow up to 12 plants for each of their patients which they provide care to.

Since these activities are legal under the MMMA, they will be difficult to effectively prohibit. Many communities, including Ferndale, Garden City, Grand Rapids, Roseville and Ypsilanti, have developed zoning ordinance amendments in order to establish parameters for facilities conducting MMMA's legally authorized activities. It has been advised by the City Attorney and Planning Consultant that it is in the best interest of the City to do the same.

PROJECT OR IMPROVEMENT TASKS

Develop a plan to address the City's current debt and legacy costs.

COSTS

N/A

PROJECT TIME TABLE

If approved by Council, the amendment will be published and posted and become effective after thirty (30) days.

RESOLUTION

Resolved by _____ Seconded by _____

to approve an amendment to Chapter 155 Section 155.048 M-1 Light Industrial District and 155.260 Definitions and the addition of Conflict of Laws and Prohibited Land Uses and Medical Marijuana Facilities to establish parameters for Medical Marijuana facilities.

Yes:

No:

Absent:

ORDINANCE NO. 852

**AN ORDINANCE TO AMEND CHAPTER 155, ZONING CODE,
OF THE CODE OF ORDINANCES OF THE CITY OF INKSTER**

THE CITY OF INKSTER ORDAINS

SECTION 1: That General Provisions and §155.048 M-1 Light Industrial District and §155.260 Definitions of the Zoning Code of the City of Inkster is hereby amended by deleting language ~~stricken~~ and adding language underlined as follows:

CONFLICT OF LAWS AND PROHIBITED LAND USES.

Uses not expressly permitted are prohibited. Uses for enterprises or purposes that are contrary to federal, state or local laws or ordinances are prohibited. This prohibition shall not apply to the following:

- (1) A qualifying patient engaged in the medical use of marijuana in his or her own residence in accordance with the Michigan Medical Marihuana Act.
- (2) A primary caregiver assisting a qualifying patient with whom he or she is connected through the Michigan Department of Community Health's registration process with the medical use of marijuana in accordance with the Michigan Medical Marihuana Act.

§ 155.048 M-1, LIGHT INDUSTRIAL DISTRICT.

(C) Uses Permitted Subject to Special Conditions

- (16) Medical marijuana facilities subject to the regulations of §
(Conflicts Of Laws And Prohibited Land Uses)

MEDICAL MARIJUANA FACILITIES.

- (A) 300 foot radius of a residentially zoned district, or within a 500 foot radius of any library, church, child care center, licensed day care facility, preschool program center, primary, intermediate or secondary school, or like facility.
- (B) Minimum Distance from other similar uses: 500 ft.
- (C) A state registered and local business license is required for all facilities and primary caregivers. If the primary caregiver is not the owner of the premises then consent must be obtained in writing from the property owner to ensure the owner's knowledge of the use.
- (D) The marijuana will be kept in an enclosed, locked facility that permits access only by a registered primary caregiver or registered qualified patient.
- (E) The facility shall be subject to quarterly inspections to confirm compliance in accordance with applicable laws, including, but not limited to, State Law and City Ordinances.
- (F) Hours of operations permitted: M-F: 9:00 AM – 9:00 PM; Sat.: 9:00 AM-6:00 PM; Sunday: 10:00 AM- 6:00 PM.
- (G) Drive-through facilities shall be prohibited.
- (H) Security cameras shall be installed, maintained and approved by the City Police Chief. All security cameras shall have at least 120 concurrent hours of digitally recorded documentation. The security cameras shall be in operation 24 hours a day, seven days a week, and shall be set to maintain the record of the prior 120 hours of continuous operation. An alarm system is required that is operated and monitored by a recognized security company.

- (I) A conspicuous sign(s) shall be posted stating that "No loitering is permitted" on such property.
- (J) Exterior lighting shall be required for security purposes, but in accordance with the provisions of the Zoning Ordinance.

§ 155.260 DEFINITIONS.

MEDICAL MARIJUANA FACILITY. A facility where primary caregivers who are legally registered by the Michigan Department of Community Health (MDCH) may lawfully assist qualifying patients who are also legally registered by the MDCH with the medical use of marihuana in accordance with the Michigan Medical Marihuana Act, as amended.