

AN ORDINANCE TO AMEND THE CODE OF THE CITY OF ANN ARBOR BY ADDING A NEW CHAPTER, WHICH NEW CHAPTER SHALL BE DESIGNATED AS CHAPTER 70 – ADULT-USE MARIHUANA ESTABLISHMENTS OF TITLE VII OF SAID CODE

The City of Ann Arbor Ordains:

Section 1. That Chapter 97 of the Code of the City of Ann Arbor be added to read as follows:

7:700. Purpose and Intent.

The Michigan Regulation and Taxation of Marihuana Act (MRTMA), MCL 333.27951 et seq., was initiated by voters in the State of Michigan on November 6, 2018. MRTMA authorizes cities to completely prohibit marihuana establishments within their boundaries. The Michigan Department of Licensing and Regulatory Affairs (LARA) issued Emergency Rules implementing MRTMA on July 3, 2019, and will accept applications on November 1, 2019 for municipalities that have not specifically adopted an ordinance that prohibits adult-use marijuana establishments within their boundaries.

It is the intent of the City of Ann Arbor to temporarily opt-out of allowing adult-use establishments within its boundaries for a limited time while the City adopts zoning and permitting ordinances that will proactively allow and regulate recreational marihuana establishments in the City. The City Council has determined that it needs additional time to gather public input and consider appropriate local regulation of marihuana establishments to protect the health, safety, and public welfare of citizens given community concerns about the impacts of these new types of marihuana establishments.

7:701. Terms

Unless the context requires a different meaning, any term used in this Chapter that is defined by MRTMA shall have the definition given in MRTMA and the administrative rules promulgated pursuant to MRTMA.

7:702. Prohibition.

Puruant to Section 6.1 of MRTMA, the City prohibits the establishment or operation of all categories of marihuana establishments and license types authorized by MRTMA within its boundaries until December 16, 2019.

7:703. Sunset Date.

The provisions of this Chapter shall sunset and be of no further effect after December 16, 2019.

Section 2. This ordinance shall be effective immediately upon legal publication.