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TO: City Planning Commission

FROM: George A. Etheridge, Staff
Kathryn L. Underwood, MUP, Staff
M. Rory Bolger, Ph.D., FAICP, Staff

RE: Chapter 50 of the 2019 Detroit City Code, Article II, Division 6 – Review and Decision-Making Bodies, Article III, Division 7 - Medical Marihuana Caregiver Centers and Medical Marihuana Facilities, Article IX, Division 3 – B2 Local Business and Residential District, Article IX, Division 5 – B4 General Business District, Article IX, Division 6 – B5 Major Business District, Article IX, Division 7 – B6 General Services District, Article X, Division 2 – M1 Limited Industrial District, Article X, Division 3 – M2 Restricted Industrial District, Article X, Division 4 – M3 General Industrial District, Article X, Division 5 – M4 Intensive Industrial District, Article X, Division 6 – M5 Special Industrial District, Article XI, Division 2 – PD Planned Development District, Article XI, Division 10 – SD2 Special Development District, Mixed Use, Article XI, Division 14 – Overlay Areas, Article XII, Division 1 – Use Table, Article XII, Division 2 – General Use Standards, Article XII, Division 3 – Specific Use Standards, Article XII, Division 6 – Temporary Uses and Structures, Article XIV, Division 1 – Subdivision B – Off-Street Parking Schedule A, and Article XVI, Division 2 – Words and Terms Defined Text Amendment

DATE: January 26, 2021

On February 4, 2021, the City Planning Commission (CPC) will hold a 7:00 P.M. public hearing on the subject text amendment request issued by the Office of Councilmember James Tate (District 1). Please see the attached copy of the public hearing notice showing the summary of the ordinance as published.

BACKGROUND

In November 2008, Michigan voters passed a ballot initiative allowing for the lawful sale and use of marihuana for medical purposes referred to as the Medical Marihuana Act Initiated Law 1 of 2008. This ballot initiative had widespread support amongst voters with a 63% approval of Michigan voters statewide and 75.6% of Detroit voters.

The passage of this act resulted in the proliferation of unlicensed and unregulated medical marihuana dispensaries and facilities throughout the city of Detroit, largely due to the lack of statutory regulation and oversight by the state, county and local government. The City's weakened

finances the onset of national a recession did aid in the City’s ability to monitor nor combat the situation.

In November 2012, the electorate of the City of Detroit voted to enact a citizen-initiated ballot proposal which would allow for the legal possession and consumption of one ounce of marijuana or less on private property by an adult, aged 21 or older. This initiative passed with 65% voting yes.

In 2015 the Detroit City Council voted on the “Medical Marihuana Caregiver Center” ordinance (Ord. No. 31-15, effective 3/1/2016), which was enacted to amend the text of then Chapter 61 of the 1984 Detroit City Code, “Zoning,” by defining “Medical Marihuana Caregiver Center” and creating regulations to stem the proliferation of and otherwise regulate such establishments in the City of Detroit. At the time of enactment, approximately 214 unlicensed and unregulated medical marihuana facilities had been established within the boundaries of the City of Detroit.

In 2016, the Michigan legislature enacted Public Acts, 281, 282, and 283 which allowed for the licensure of five Medical Marihuana Facility types, the production and sale of marihuana infused products, and the creation of a tracking system to monitor the products from “seed to sale.” This series of legislation has collectively been referred to as the Medical Marihuana Facilities Licensing Act (MMFLA).

PA 281 is an act to: license and regulate medical marihuana growers, processors, provisioning centers, secure transporters, and safety compliance facilities; provide for the powers and duties of certain state and local governmental officers and entities; create a medical marihuana licensing board; provide for interaction with the statewide monitoring system for commercial marihuana transactions; create an advisory panel; provide immunity from prosecution for marihuana-related offenses for persons engaging in marihuana-related activities in compliance with this act; prescribe civil fines and sanctions and provide remedies; provide for forfeiture of contraband; provide for taxes, fees, and assessments; and, to require the promulgation of rules.

In accordance with Public Act 281 (MMFLA), in order for a resident to obtain a state license, the municipality in which they wish to operate must opt into the state’s licensing scheme. The opt-in provisions have been implemented through what was previously Chapter 24 (now Chapter 20-Licensing), of the Detroit City Code, as a result of the November 7, 2017 ballot initiative – Proposal A. Proposal B, which sought to regulate the various land uses allowed through the MMFLA through zoning regulation, was ultimately struck down by Chief Judge Colombo of the 3rd Circuit Court and found to be in violation of the Michigan Zoning Enabling Act.

On February 14, 2018, the Detroit City Council passed a 180-day moratorium on the acceptance of new medical marihuana facility applications for the purpose of allowing the City Planning Commission time to review and provide recommendations on new language provided by the Office of Council Member James Tate in regards to regulations for medical marijuana facilities.

At the request of then City Planning Commissioner Gregory Pawlowski (Feb. 2017- Feb. 2020), CPC staff convened two working group meetings including members of City Council staff, City department representatives, as well as members of the medical marihuana industry regarding developing the regulatory scheme for medical marihuana within the City of Detroit. Ultimately, Council Member Tate submitted a memorandum dated May 9, 2018, formally referring a revised draft ordinance to amend Chapter 61 of the 1984 Detroit City Code, Zoning, by amending Article II, Division 7 – Review and Decision-Making Bodies and Article III, Division 12, Medical Marihuana

Caregiver Centers, to promulgate regulations for Medical Marihuana Facilities. Ordinance No. 20-18 was enacted on October 14, 2018.

In November 2018, the Michigan electorate enacted Proposal 1 – The Michigan Regulation and Taxation of Marijuana Act to legalize recreational marijuana possession, cultivation, and consumption by adults 21 years of age or older in the State of Michigan. The initiative was approved with 56% of the statewide vote, and was approved by the electorate of the City of Detroit with 69% voting yes.

SOCIAL EQUITY AND THE ADULT-USE MARIHUANA ORDINANCE

After the passage of Proposal 1, the Office of Councilmember James Tate convened a working group to develop an ordinance specific to social equity to ensure that Detroiters, Detroit being one of the communities identified by the State as having been disproportionately impacted in terms of drug enforcement, benefit directly from the legalization of the adult-use cannabis industry. The products of the working group are the Detroit Legacy Program and the adult-use marijuana provisions of the Detroit Business Licensing Ordinance under Chapter 20 of the 2019 Detroit City Code, Health Article VI – Medical Marihuana Facilities (Ord. No. 2020-44 effective 1/11/21). Under the provisions of the ordinance, Detroit residents who would like to participate in the recreational cannabis industry have the option to become certified as a Detroit Legacy applicant by CRIO (Civil Rights Inclusion & Opportunity Department) beginning January 19, 2021. To qualify as a Detroit Legacy applicant, individuals must currently reside in the city of Detroit, and be able to document that they:

- Lived in Detroit for 15 of the last 30 years, or
- Lived in Detroit for 13 of the last 30 years and are low income, or
- Lived in Detroit for ten of the last 30 years and have a marihuana conviction or have a parent with a marihuana conviction.

On Tuesday, November 24, 2020, the Detroit City Council passed the Medical Marijuana Facilities and Adult-Use Marijuana Establishments ordinance authorizing the Buildings, Safety Engineering, and Environmental Department (BSEED) to issue business licenses for co-location, and adult-use marijuana establishments including grower, processor, retailer, secure transporter, safety compliance facility, microbusiness, marihuana event organizer, temporary marijuana event, and designated consumption establishments. The ordinance also requires that:

- Detroit Legacy applicants get a minimum of 50% of all newly created adult-use marijuana business licenses for retailers, growers, processors, microbusinesses, designated consumption, and marijuana event organizers issued in Detroit.
- There will be a six-week exclusive early licensing period for Detroit Legacy applicants.
- Detroit Legacy applicants be able to purchase city-owned land at 25% of fair market value; and
- The City work with philanthropy and private lenders to develop sources of funding and expertise to back Detroit-owned marijuana business start-ups.

PROPOSED ZONING PROVISIONS

In order to fully effectuate adult-use marijuana facilities and accommodate the newly passed licensing provisions, new terms are being added to Chapter 50 to delineate adult-use facilities from medical marijuana facilities, as well as adding terms and permissibility for new adult-uses.

Below is an analysis and summary of the provisions of the proposed text amendments to Chapter 50, which will be the subject of your February 4th public hearing.

Article II, Division 6 – Review and Decision-Making Bodies

The passage of the 2018 Medical Marihuana Facilities zoning provisions allowed the City of Detroit to expand the number of Review and Decision-Making Bodies to include the Medical Marihuana Facility Review Committee. The review committee served in the capacity of making comprehensive, multi-departmental recommendations prior to the statutorily required public hearing for conditional land uses. The committee was comprised of representatives from BSEED, Health, Detroit Police Department (DPD), Law, CPC, Planning and Development Department (PDD), and the Office of the Assessor. The rationale behind the creation of the committee was to avoid procedural errors and omissions which might result in litigation against the city. The final reviews of the Medical Marihuana Facility Review Committee in its current iteration took place on January 7, 2021.

With the passage of the Adult Use Marijuana Business Licensing provisions of Chapter 20 (Ord. No. 2020-44 effective 1/11/21), the Business Licensing the Medical Marihuana Facility Review Committee and its responsibilities as codified in the Zoning Ordinance Secs. 50-2-242 through 50-2-246 are being recommended to be stricken. The review for such facilities has shifted to Licensing under the Detroit City Code. The review of these facilities will be conducted by the Marihuana License Review Committee overseen by the CRIO rather than the Law Department. Additionally, the composition of the Marihuana License Review Committee differs from that of the Medical Marihuana Facility Review Committee and includes the Office of the Chief Financial Officer; the Office of the Assessor; BSEED; Office of the Chief Financial Officer, Treasury; Health Department; Law Department; Police Department;; and any such departments, agencies, or individuals as deemed appropriate by the chairperson, on a case by case basis.

Article III, Division 12 – Medical and Adult-Use Provisions

The ordinance as proposed amends Article III, Division 12 - Medical Marihuana Caregiver Centers and Medical Marihuana Facilities. The title of the division shall be changed to Medical Marijuana Facilities and Adult-Use Marijuana Establishments. With the passage of the 2020 Licensing Ordinance provisions, the land use of Medical Marihuana Caregiver Center has become a non-conforming use. Upon approval of the 2017 Medical Marihuana Facilities licensing provisions, the Buildings, Safety Engineering, and Environmental Department no longer accepts applications for Medical Marihuana Caregiver Centers nor issue renewals for such facilities. The intent is to phase out the land use in support of State-regulated Medical Marijuana establishments.

The general purpose of the revision of Article III is to regulate both medical marijuana facilities and adult-use marijuana establishments, to prevent concentration of these uses in order to better ensure the diversification of commercial and retail offerings along major and secondary corridors.

Additionally, references to the Michigan Medical Marihuana Facilities Licensing Act (Public Act 281 of 2016, MCL 333.27101 *et seq.*) and, the Michigan Regulation and Taxation of Marijuana Act (Initiated Law 1 of 2018, MCL 333.27951 *et seq.*) have been added to this section.

With the drafting of this ordinance a uniformed spelling of “Marijuana” has been adopted for utilization in all future ordinances and correspondence.

In regards to Sec. 50-3-531(c)(2)(d), the language requiring the Buildings, Safety Engineering and Environmental Department to maintain a list of locations of medical marijuana facilities that are licensed by the State of Michigan on the City of Detroit website is recommended to be stricken.

In Sec. 50-3-533 – “Definitions.” The meaning of terms has been expanded and several definitions added to this section related to newly permissible business uses. Below is a summary of the revisions and/or additions proposed for this section:

- The definition of *Co-location* has been revised to 1) include adult-use marijuana establishment in addition to medical marijuana facility where more than one licensee is authorized by the State of Michigan to operate; and, 2) specify that co-location applies to one building, and not multiple buildings on a single parcel.
- The definition of an *Adult-use designated marijuana consumption establishment* has been newly added; as a location where a business that is licensed under the Michigan Regulation and Taxation of Marijuana Act (MRTMA) and Chapter 20 of this Code is operated which permits adults 21 years of age and older to consume marijuana products at a commercial location designated on the state operating license, and approved in accordance with Chapter 50.
- The definition of *Drug-free zone* in Sec. 50-3-533(d)(4) has been revised to reference “outdoor recreation facilities as defined in Sec. 50-16-324 of this Code, other than parkways, parklots, and greenbelts.”
- The definition of *Equivalent licenses* has been newly added, meaning any of the following held by a single licensee:
 - (1) A marijuana grower license, of any class, issued under the MRTMA and a grower license, of any class, issued under the MMFLA;
 - (2) A marijuana processor license issued under the MRTMA and a processor license under the MMFLA;
 - (3) A marijuana retailer license issued under the MRTMA and a provisioning center license issued under the MMFLA;
 - (4) A secure transporter license issued under the MRTMA and a secure transporter license issued under the MMFLA; or
 - (5) A safety compliance facility license issued under the MRTMA and a safety compliance facility license issued under the MMFLA.
- The definition of *Licensee* has been revised by striking “marihuana” and adding “marijuana facility or a marijuana establishment.”
- The definition of *Marijuana establishment or adult-use marijuana establishment* has been newly added, meaning a location where a licensee operates one of the following commercial entities or activities under the authority of the MRTMA: grower, processor, retailer, secure transporter, safety compliance facility, marijuana microbusiness, excess marijuana grower, marijuana event organizer, temporary marijuana event, or designated marijuana consumption establishment, or any other type of marijuana-related business licensed to operate in accordance with the MRTMA.
- The definition of *Medical marihuana* has been revised to state *Medical marijuana*.

- The definition of *Medical marihuana* caregiver center has been stricken from the current draft.
- The definition of *Medical marihuana facility* has been revised to state *Medical marijuana facility*.
- The definition of *Medical marijuana grower facility* has been revised to state *Marijuana grower facility*, meaning a location where a grower licensee that is a commercial entity located in this state cultivates, dries, trims, or cures and packages marijuana for sale to a processor or as otherwise allowed. The term “provisioning center” has been stricken from this definition.
- The definition of *Marijuana retailer* has been newly added meaning, a location where a business licensed under the MRTMA operates that may obtain marijuana from adult-use marijuana establishments and sell or transfer marijuana to individuals who are 21 years of age or older, and to other adult-use marijuana establishments.
- The definition of *Medical marihuana safety compliance facility* has been revised to state *Marijuana safety compliance facility* meaning, a location where a safety compliance facility licensee that is a commercial entity located in the state of Michigan receives marijuana from a medical marijuana facility, a marijuana establishment, or registered primary caregiver, tests it for contaminants or for tetrahydrocannabinol and other cannabinoids, returns the test results, and may return the marijuana to the marijuana facility, marijuana establishment, or caregiver.
- The definition of *Medical marihuana secure transporter facility* has been revised to state *Marijuana secure transporter facility* meaning, a location where a secure transporter licensee that is a commercial entity located in the state of Michigan stores marijuana, and from where it transports marijuana between marijuana facilities, or marijuana establishments, for a fee.
- The definition of *Medical marihuana provisioning center facility* has been revised to state *Medical marijuana provisioning center facility*.
- The definition of *Michigan Regulation and Taxation of Marihuana Act* or “*the MRTMA*” has been newly added meaning, the Initiated Law 1 of 2018, MCL 333.27951, *et seq.*
- The definition of *Marijuana microbusiness* has been newly added meaning, a location approved in accordance with this Chapter, and licensed under MRTMA and Article VI of Chapter 20 of this Code, where the licensee operates a business that cultivates not more than 150 marijuana plants, or more as allowed by the State of Michigan, processes, and packages marijuana, and sells or otherwise transfers marijuana to individuals who are 21 years of age or older, or to a safety compliance facility, but not to other adult-use marijuana establishments or medical marijuana facilities.

Sec. 50-3-534 – “Medical marijuana caregiver center procedures,” has been revised to reiterate that applications for medical marijuana caregiver centers will not be accepted after the effective date of the revised ordinance. Language pertaining to procedures for processing medical marijuana caregiver center applications have been stricken from this section.

Sec. 50-3-535 – “Permitted districts for medical marijuana facilities and adult-use marijuana establishments; Conditional use; Restrictions,” is amended to state,

“Notwithstanding anything to the contrary in this Code, all of the below uses may be located in PD zoning districts, excluding residential PD districts, with the appropriate approvals under this Code:”

Newly added to Subsection (a) of this section are the land uses of *Adult-use designated marijuana consumption establishment* which may be permitted on a conditional basis in B2, B4, B5, B6, M1, M2, M3, M4, and SD2 zoning districts, and *Marijuana microbusinesses* which may be permitted on a conditional basis in the B2, B4, B5, B6, M1, M2, M3, M4, and SD2 zoning districts.

Adult-use designated marijuana consumption establishments were created to give cannabis consumers places to legally consume cannabis other than on private property. They are commercial spaces where adults can legally consume marijuana products-sometimes being referred to as cannabis cafes or cannabis lounges.

The intent of Marijuana microbusinesses is to give an opportunity to more entrepreneurs to be able to enter the marijuana industry on a small scale, in a vertically-integrated facility, by allowing growing of up to 150 cannabis plants, processing, and retail, all in the same facility. These businesses cannot acquire marijuana or marijuana products from other growers, processors or retailers, and, may not sell to other retailers.

Also in Subsection (b) of this section, the three-part prohibition against locating (1) within a drug-free zone, (2) within a Gateway Radial Thoroughfare overlay area or Traditional Main Street overlay area, or (3) on a zoning lot that is located less than “1,000 radial feet from a zoning lot occupied by any religious institution identified as exempt by the City Assessor,” any zoning lot “with an unexpired conditional land use approval, building permit, or certificate of occupancy for medical marijuana provisioning center facility, an adult-use marijuana retailer establishment, or a marijuana microbusiness,” or within “1,000 feet of any zoning lot occupied by a Controlled Use,” has been extended to marijuana provisioning center facilities, adult-use marijuana retailer establishments, and marijuana microbusinesses.

The prohibition against locating within a drug-free zone is also extended to marijuana grower, marijuana processor, designated marijuana consumption establishment, and marijuana secure transporter facilities.

Newly added to this section are subsections “e” and “f” which read:

- (e) Where a property has previously received zoning approval for a medical marijuana facility or adult-use marijuana establishment, no further approval is required under this Chapter to operate a business using an equivalent license at the property, as defined in Sec. 50-3-533(e) of this Code, although a business license under Chapter 20 of this Code and a state operating license are required prior to commencing operation.
- (f) If the Department establishes that a use posing a restriction under this section has been abandoned or has not been actively operated for at least one year, the Department may disregard the locational specifications of subsections (b)(1), (b)(2), (b)(3), or (c) of this section, excluding uses that are closed due to the Covid-19 pandemic, and may also take steps to revoke the abandoned land use in accordance with this chapter.

Sec. 50-3-357 – “Accessory Uses; Public Nuisance” - provides that marijuana establishments are not permitted as accessory uses, and must not include accessory uses. However, multiple types of medical marijuana facilities and adult-use marijuana establishments may co-locate in the same building as separate principal uses of the premises.

Article IX, Business District Amendments

The proposed ordinance amends Article IX, Division’s 3, 5, 6 and 7, which comprise the use lists for the B2 – Local Business and Residential District, B4 – General Business District, B5 – Major Business District, and B6 General Services District zoning classifications by adding the new uses of Adult-use designated marijuana consumption establishment, and Marijuana microbusiness. These divisions are also revised by striking “Medical marihuana,” and replacing the language with “Marijuana” where appropriate, and by adding “adult-use marijuana retailer establishment” where appropriate as reflected in Secs. 50-9-54, 50-9-114, 50-9-144, and 50-9-174.

Article X, Industrial District Amendments

The proposed ordinance amends Article X, Division’s 2, 3, 4, 5, and 6, which comprise the use lists for the M1 – Limited Industrial District, M2 – Restricted Industrial District, M3- General Industrial District, M4 – Intensive Industrial District, and M5 – Special Industrial District zoning classifications by adding the new uses of Adult-use designated marijuana consumption establishment, and Marijuana microbusiness. These sections are also revised by striking “Medical marihuana,” and replacing the language with “Marijuana” where appropriate, and by adding “adult-use marijuana retailer establishment” where appropriate, as reflected in Secs. 50-10-24, 50-10-54, 50-10-84, and 50-10-114.

Sec. 50-10-144 – Special Industrial District does not permit the two aforementioned new uses, however, it does strike “Medical marihuana” and replaces the term with “Marijuana” in regards to processing, safety compliance, and secure transporter facilities.

Article XI, Special Development District and Overlay Areas Amendments

Additionally, the proposed ordinance amends Article XI, Division’s II, and X which comprises the legislative intent of the PD - Planned Development District and the use lists for the SD2 – Special Development District zoning classifications by reiterating that Marijuana-related uses, as specified in Sec. 50-12-110 of this Code, are not permitted on land zoned PD established as a residential planned development.

Adult-use designated marijuana consumption establishment, and Marijuana microbusiness are newly added to the conditional use list of the SD2 zoning classification under Sec. 50-11-244. Additionally, this section is also revised by striking “Medical marihuana,” and replacing the language with “Marijuana” where appropriate, and by adding “adult-use marijuana retailer establishment” where appropriate.

The proposed ordinance amends Article XI, Division 14 – Overlay Areas by newly adding Adult-use designated marijuana consumption establishment, and Marijuana microbusiness as prohibited on any zoning lot zoned B2 or B4 abutting any Gateway Radial Thoroughfare.

Sec. 50-11-386 – “Traditional Main Street Overlay Areas.” This section prohibits medical marijuana provisioning center facilities or adult-use marijuana retailer establishments, adult-use designated marijuana consumption establishments, marijuana grower facilities, marijuana microbusinesses, marijuana processor facilities, and marijuana secure transporter facilities from locating with any Traditional Main Street Overlay Area.

Article XII, Use Table

The proposed ordinance amends Article XII, Division 1, Use Table, by adding the newly revised and/or added land uses to their respective category of Medical Marijuana Facilities and Adult-Use Marijuana Establishments as denoted in Sec. 50-12-110.

Article XII, General Use Standards & Specific Use Standards

The proposed amendments to Article XII, Division 2 – General Use Standards, amend Sec. 50-12-132 – Other uses – Spacing, by striking the section pertaining to Medical marihuana caregiver center and specifying the spacing requirements for the other associated marijuana related uses.

Use Type	Minimum Distance from Same Use Type (Existing or Approved)	Minimum Distance from Other Use Types (Existing or Approved) or Zoning District	Comment
Medical <u>marijuana</u> provisioning center facility and adult-use <u>marijuana</u> retailer establishment	1000 radial feet	Drug-free zone Religious institution identified as exempt by the City Assessor: 1000 radial feet; Controlled Uses: 1000 radial feet. <u>Marijuana microbusiness: 1000 radial feet</u>	Sec. 50-3-534; Sec. 50-3-533; Sec. 50-12-135; Sec. 50-12-136; Sec. 50-12-413; Sec. 50-12-563
<u>Marijuana</u> grower facility		Drug-free zone	Sec. 50-3-535
<u>Marijuana</u> processor facility		Drug-free zone	Sec. 50-3-535
<u>Marijuana</u> secure transporter		Drug-free zone	Sec. 50-3-535
<u>Designated marijuana</u> consumption establishment	<u>1000 radial feet</u>	<u>Drug free zone</u>	
<u>Marijuana microbusiness</u>	<u>1000 radial feet</u>	<u>Drug free zone</u> <u>Medical marijuana provisioning center facility and adult-use marijuana retailer establishment: 1000 radial feet</u>	

Additionally, Sections 50-12-135 – “Waiver of general spacing requirements,” and 50-12-136 – “Waiver of spacing from schools,” state explicitly that spacing requirements may not be waived.

The proposed amendments to Article XII, Division 3 – “Specific Use Standards,” amend the language reflecting “Medical marihuana caregiver center” to reflect “Marijuana” where appropriate and to incorporate “adult-use marijuana establishment” where appropriate.

A newly added section (f) states: “Curbside pickup operations are permitted at medical marijuana provisioning centers, adult-use marijuana retailer establishments, and marijuana microbusinesses, and must comply with this Code and any rules set forth by the State of Michigan.” This section is

incorporated to ensure that social distancing safeguards to combat the Covid-19 pandemic are in place and to emphasize that the utilization of drive-up windows is not permitted.

Article XII, Division 6 – “Temporary Uses and Structures,” strikes the references to Medical marijuana caregiver centers and medical marijuana facilities and replaces them with Medical marijuana facilities and adult-use marijuana establishments.

Article XIV, Parking

Article XIV, Subdivision B – Off-Street Parking Schedule A, is revised as follows:

<p>Sec. 50-14-69</p>	<p>Medical <u>marijuana</u> provisioning center facility or adult-use <u>marijuana retailer establishment</u></p>	<p>1 per 200 square feet</p>	<p>same lot</p>
<p>Medical <u>Marijuana Facilities or Adult-Use Marijuana Retailer Establishments</u></p>	<p><u>Adult-use designated marijuana consumption establishment</u> <u>Marijuana grower</u> <u>Marijuana microbusiness</u> <u>Marijuana processor facility</u> <u>Marijuana safety compliance facility</u> <u>Marijuana secure transporter facility</u></p>	<p>2 per 3 employees, or 1 per 800 square feet, whichever is fewer</p>	<p>100 feet</p>

Article XVI, Words and Terms

Finally, Article XVI, Division 2 – “Words and Terms Defined,” is proposed to be revised by amending and adding several definitions. The existing terms, including the word “Marihuana,” have been revised to read “Marijuana,” and, Adult-use designated marijuana consumption establishment, and Marijuana microbusiness definitions are newly added to this section.

The proposed revisions to the Zoning Ordinance are anticipated to move in tandem with an amendatory ordinance for the Chapter 20 – “Business Licensing” provision so the definitions of Adult-Use Marijuana Consumption Establishment coincide with one another.

The provisions of the Licensing Ordinance for Adult Use Marijuana are scheduled to go into effect on April 1, 2021 to accommodate the receipt of application for residents certified as Legacy Detroiters.

- cc: Council Member James Tate
- Lawrence T. Garcia, Corporation Counsel, Law Department
- Kimberly James, Law
- Daniel Arking, Law
- David Bell, Director, BSEED
- Katy Trudeau, Interim Director, PDD
- Karen Gage, PDD
- James Ribbron, Director, BZA

Attachments