

**PLAINFIELD CHARTER TOWNSHIP  
KENT COUNTY, MICHIGAN  
(ORDINANCE NO. 845)**

**MEDICAL MARIHUANA DISPENSARIES**

At a regular meeting of the Township Board for Plainfield Charter Township held at the Township Hall on November 7, 2011, beginning at 7:30 p.m., the following Ordinance was offered for adoption by Board Member Weldon, and was seconded by Board Member Hagedorn:

**AN ORDINANCE TO AMEND CHAPTER 2, “DEFINITIONS” AND CHAPTER 3 “GENERAL PROVISIONS” OF THE PLAINFIELD CHARTER TOWNSHIP ZONING ORDINANCE BY AMENDING PROVISIONS REGARDING MEDICAL MARIHUANA DISPENSARIES.**

**THE CHARTER TOWNSHIP OF PLAINFIELD ORDAINS:**

Section 1. That Chapter 2 of the Plainfield Charter Township Zoning Ordinance is amended to add Section 2.86A. This new section shall read in its entirety as follows:

**SECTION 2.86A MEDICAL MARIHUANA DISPENSARIES.** Any business, facility, association, cooperative, location, or operation, whether fixed or mobile, whether profit or nonprofit, where medical marihuana (also commonly known as marijuana or cannabis) is made available to, sold, used, grown, processed, delivered, or distributed by or to one or more of the following:

1. A registered primary caregiver (as defined by Michigan Initiated Law No. 1 of the Public Acts of 2008, as amended)
2. A registered qualifying patient (as defined by Initiated Law No. 1 of the Public Acts of 2008, as amended).
3. Members of the public.

A medical marihuana dispensary shall not include the dispensation of medical marihuana by a primary caregiver personally dispensing to not more than five qualified patients in strict accordance with Michigan Initiated Law 1 of 2008, as amended, so long as the lawful amount of medical marihuana is delivered to the qualifying patient where the qualifying patient resides and it is done in full compliance with this Ordinance as well as all other applicable Township ordinances and applicable Michigan laws, rules, and regulations.

A medical marihuana dispensary shall also not include smoking, consuming, or use of medical marihuana by a primary qualifying patient in strict accordance with the Michigan Medical Marihuana Act, Michigan Initiated Law 1 of 2008, as amended, and the requirements of this Ordinance as all other applicable Township ordinances and applicable Michigan and federal laws, rules, and regulations.

A medical marihuana dispensary shall also not include the following uses that are in compliance with this Ordinance and all laws and rules in the State of Michigan, and intended for the on-site patient use only: a State-licensed health care facility, a State-licensed residential care facility for the elderly or infirmed, or a residential hospice care facility.

Section 2. That Chapter 3 of the Plainfield Charter Township Zoning Ordinance is amended to add Section 3.34. This new section shall read in its entirety as follows:

**SECTION 3.34 MARIHUANA DISPENSARIES** It is unlawful to establish or operate a medical marihuana dispensary, as defined in Section 2.86A in this Ordinance.

Section 3. Effective Date. This ordinance shall be effective thirty days after publication in the manner provided by law.

Yeas: Hagedorn, Stover, Harvey, Bottema, Matthews, Weldon, and Meek  
Nays: None  
Absent: None

Motion carried. Ordinance #845 declared adopted.