



Birch Run Township Board of Trustees
Regular Meeting Minutes
April 12, 2022
11935 Silver Creek Drive, Birch Run, Michigan 48415

Call to Order of Regular Meeting:

Supervisor Letterman called the April 12, 2022 Regular Meeting of the Birch Run Township Board of Trustees to order at 7:00 p.m. with the Pledge of Allegiance. Present for the Township Board of Trustees were Ray Letterman, Supervisor; Riley Kiessling, Clerk; Fred Sheridan, Kurt Kiessling, Dale Trinklein Jr & Chris Watts, Trustees.

Others present were Adam Flory, Township Attorney; C.J. Norris, P.C. Chair; Mike Musial, P.C. Secretary. Approximately forty (40) people were in the audience.

Agenda Approval:

Motion by Sheridan seconded by Trinklein Jr to approve the April 12, 2022 Regular Meeting Agenda as amended.

Yeas: Letterman, Sheridan, Trinklein, R. Kiessling, Watts, K. Kiessling,

Nays: None

Motion passed by unanimous roll call vote

Minutes Approval:

Motion by K. Kiessling seconded by Sheridan to approve the March 8, 2022 Regular Meeting Minutes as presented.

Yeas: Sheridan, Trinklein, R. Kiessling, Watts, K. Kiessling, Letterman,

Nays: None

Motion passed by unanimous roll call vote

Invoice Approval:

Motion by Trinklein seconded by K. Kiessling to approve Invoices through March 28, 2022 totaling \$85,232.02 as presented.

Yeas: Trinklein, R. Kiessling, Watts, K. Kiessling, Letterman, Sheridan,

Nays: None

Motion passed by unanimous roll call vote

Public Comment: 7:04 to 7:41

Public Comments were made by:

Jenny Lindemann; Amy Carter; Stacey; Joe Sullivan; Latricia Madsen; Howard Ford; Buddy Dalton; Liz Roland; Jennifer Laine; Nancy Clark; Russel Patton; Tina Colpein; Jeff Huber; Jeff Miller; George; Mike Marr; Cody Hobson; Shane; Hans Kiessling; Carey Joseph.

Budget Review:

Motion by K. Kiessling seconded by Watts to approve the April 2022 Budget Amendments as presented.

Yeas: Watts, K. Kiessling, Letterman, Sheridan, Trinklein, R. Kiessling

Nays:

Motion passed by unanimous roll call vote

New Business:

Motion by Sheridan seconded by Trinklein to approve Ordinance #2022-05 (Amend Zoning Ordinance – Caregiver Marihuana) as presented.

After discussion, the motion was withdrawn by Sheridan.

WITHDRAWN

Motion by Sheridan seconded by Watts to approve sending Ordinance #2022-05 (Amend Zoning Ordinance – Caregiver Marihuana) back to the Planning Commission and the Township Attorney for further review and modification.

Yeas: R. Kiessling, Watts, K. Kiessling,

Nays: Letterman, Sheridan, Trinklein,

Motion failed by a 3-3 vote

Motion by Watts seconded by Sheridan to approve hiring Roger Cunningham as DPW Summer Help.

Yeas: Watts, K. Kiessling, Letterman, Sheridan, Trinklein, R. Kiessling,

Nays: None

Motion passed by majority roll call vote

Motion by Chris seconded by Trinklein to set Roger Cunningham's DPW Summer Help Wage at \$13/hr.

Yeas: K. Kiessling, Letterman, Sheridan, Trinklein, R. Kiessling, Watts

Nays: None

Motion passed by majority roll call vote.

Public Comment: 8:03pm to 8:12pm

Adjournment:

Motion by Trinklein seconded by Sheridan to adjourn at 8:12pm

Motion passed by majority voice vote

Riley Kiessling, Clerk
Birch Run Township
Approved: May 10, 2022



Birch Run Township

8425 Main Street • P.O. Box 152 • Birch Run, MI 48415

Phone: (989) 624-9773 • Fax: (989) 624-1177

Sign in Sheet

- | <u>Name</u> | <u>Address</u> |
|-----------------------|---|
| 1) Latisha Matson | Michigan Woodsters 4163 Burton MI 48509 |
| 2) Amie Carter | - more than hope |
| 3) Joe Sullivan | |
| 4) Kevin Lincoln | BIRCH RUN |
| 5) Cody Hobson | 6805 Canada Rd. Birch Run, MI |
| 6) Christie Neurohr | 12225 Gera Birch Run |
| 7) Mark Meador | 12225 Gera Birch Run |
| 8) Eric Conway | 3002 Boice Dr Birch Run MI |
| 9) Andrew Concannon | 200 St. Andrews Rd Saginaw MI |
| 10) Russel Patten | 1032 MORRILL RD |
| 11) STACEY WATROSKI | 4173 NEEB |
| 12) Elizabeth Rowland | Nancy Clark 12539 Tanglewood |
| 13) Bddy Dalton | Clio |
| 14) Howard Plowdy | ELI |
| 15) Jenny Lindemann | MI ASA |
| 16) Ral Myers | Birch run |
| 17) Jennifer Lane | Flint |
| 18) Tina Colpean | 12311 Elms Birch Run 48415 |



Birch Run Township

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Sign in Sheet

<u>Name</u>	<u>Address</u>
1) Anonymous	I don't think so
2) Tom Purman	
3) Jonathan	2769 Roseland Ave
4) Eric Gunnels	Thetford Township
5) Jeremy Colpean	12311 Elms Birch run 48415
6) Shane Treso	276 Crestview Blvd Corunna 48390
7) Jeff Hoover	106109 th Ave Plainville MI 49080
8) Lyle Williams	10254 BAKER DR
9) Jane Owens	16608 E- MI Corunna MI
10)	
11)	
12)	
13)	
14)	
15)	
16)	
17)	
18)	

(over)

Dear Birch Run Township Board,

I am writing to you on behalf of the Michigan Chapter of Americans for Safe Access. The mission of Americans for Safe Access (ASA) is to ensure safe and legal access to cannabis (marijuana) for therapeutic use and research.

ASA was founded in 2002, as a vehicle for patients to advocate for the acceptance of cannabis as medicine. With over 150,000 active supporters in all 50 states, ASA is the largest national member-based organization of patients, medical professionals, scientists and concerned citizens promoting safe and legal access to cannabis for therapeutic use and research. ASA works to overcome political, social and legal barriers by creating policies that improve access to medical cannabis for patients and researchers through legislation, education, litigation, research, grassroots empowerment, advocacy and services for patients, governments, medical professionals, and medical cannabis providers. https://www.safeaccessnow.org/about_asa

Each year, ASA prepares a report that assesses legislative and regulatory improvements in medical cannabis programs across the country. This comprehensive report provides a detailed analysis of the state of medical cannabis programs in the 50 states, the District of Columbia, and four U.S. territories on an 'A' to 'F' scale. <https://www.safeaccessnow.org/sos>

Michigan received a "C" grade. (Please refer to page 35 of the report to see how our State was graded.) https://assets.nationbuilder.com/americansforsafeaccess/pages/13448/attachments/original/1645570189/StateoftheStates21_Web2.22.pdf?1645570189

The Michigan Chapter of Americans for Safe Access respectfully requests that the Township Board either table or reject the proposed "ZONING ORDINANCE AMENDMENT – CAREGIVER MARIHUANA" and the "Medical Marihuana Caregiver Permit Ordinance".

We ask that you abandon any ordinances that would restrict the lawful caregiver growing of cannabis. This is a critical policy for patients that allows them to keep the cost of their own treatments down, a right they have greatly benefited from for many years.

We recognize that there are long held misunderstandings, stigmas, and legitimate concerns surrounding marijuana. We hope to be an educational resource for the Commissioners and Trustees as your Township considers their medical cannabis policy.

We wish to work with the Township Planning Commission and the Township Board in regards to creating medical cannabis policy that addresses community concerns while preserving the rights of patients and their caregivers granted under the Michigan Medical Marijuana Act.

We urge the Township Board to create a Medical Cannabis Workgroup including medical cannabis patients/caregivers and other stakeholders that will develop compassionate policy while serving the needs of the entire community.

Thank you for your time and consideration.

Sincerely,

Brandy Zink
Americans for Safe Access
Michigan Chapter, Chair

www.safeaccessnow.org



Clio Cultivation <cliocultivation@gmail.com>

Bullet points

1 message

Jen <jlindemann1985@gmail.com>

Mon, Apr 11, 2022 at 3:37 PM

To: cliocultivation@gmail.com

These are the sections that are problematic.

Sec 1 (3) special land use permits and ag zoning.

Special land use permits carry unintended consequences for caregivers. Under no circumstances should they be required to give their name and address out at a public meeting, and letters informing neighbors of their intentions to cultivate should never be sent.

This actually puts the Caregivers lives in danger. The Caregivers property and or plants could be damaged or stolen, or they could be killed because your twp gave full access to their information and what they are doing.

I'm not sure if your whole twp is zoned agricultural, but caregivers are residential growers. The MMMA states where Caregivers can cultivate. Outside in an enclosed fence or structure. Indoors with a lock on the room.

Sec 1(4)C-D

C. Lot lines do not need to be 150ft, unless that's what your building codes already are. 10ft is sufficient.

D. Exclusionary zoning is discrimination. Requiring 5 acres or any amount of land to cultivate cannabis in ones home, is unlawful, classist and an unreasonable restriction. This section should be removed in is entirety.

Sec 1(4) Q,S,T

These sections are very restrictive and actually exclude pediatric use, which a township has no authority to do. Guardians of pediatric patients by law have to be their caregiver. These sections are saying a patient can't use any form of cannabis at the Caregivers home (parent), and that caregivers themselves can't use cannabis with any other person in their home. additionally, that no one under 18yo can use medical cannabis.

Q, S and T should be removed in is entirety.

You must remember we are a rec state and people can consume with others. Townships can't ban pediatric use or any patient from using their medication.

Sincerely,

Jenny Lindemann MSW

Riley Kiessling

From: Building
Sent: Tuesday, April 12, 2022 8:57 AM
To: Riley Kiessling; Birch Run Twp Treasurer; Supervisor
Subject: FW: Marijuana

→ **From:** Nancy Anderson <nanner1124@yahoo.com>
Sent: Tuesday, April 12, 2022 6:58 AM
To: Building <building@birchruntwp.com>
Subject: Marijuana

Township clerk,

I am writing because of concerns regarding the new ordinance that is being put into place. I have no involvement with any marijuana , purchasing using or as a caretaker. From what I understand of this new ordinance it would be quite restrictive for caretakers to be able to carry on what they have been doing for quite a few years. I believe wholeheartedly in having regulations . I think that in the beginning there were very few regulations for caretakers but I think that the new regulations that are being considered are way too restrictive. Most of all what I see this ordinance accomplishing is giving a very unfair advantage to recreational marijuana Businesses that are now popping up all over the state. Some Towns have more pot stores then gas stations.. I definitely think the number of facilities should be regulated and I believe Birch Run has kept the number low enough to prevent them from being a nuisance. Many of these caretakers will be denied their right to continue with the number of patients they are legally allowed to help . What I think this accomplishes is that even more pot stores will be popping up due to do overly restrictive rules for caretakers. I think that the township is getting dangerously close to helping out certain businesses to the disadvantage of others thus helping to facilitate a monopoly. From what I have read of the regulations I think that they should be toned down to be fair to all involved in hat kind of business.

Sincerely,
Nancy Anderson
8787 Rathbun Rd
Sent from Yahoo Mail on Android