

TOWNSHIP OF BIRCH RUN
COUNTY OF SAGINAW, STATE OF MICHIGAN
ORDINANCE NO. 2022-07

ADOPTED: December 13, 2022

EFFECTIVE: January 5, 2023

BIRCH RUN TOWNSHIP PROHIBITION OF CERTAIN TYPES AND QUANTITIES
OF RECREATIONAL MARIHUANA ESTABLISHMENTS POLICE-POWER
DECEMBER 2022 AMENDING ORDINANCE

The Township of Birch Run hereby Ordains the following: To Amend the Township of Birch Run Prohibition of Certain Types and Quantities of Recreational Marihuana Establishments Police-Power Ordinance; to ratify the remainder of the Township of Birch Run Prohibition of Certain Types and Quantities of Recreational Marihuana Establishments Police-Power Ordinance; to provide for severability; to repeal all ordinances or parts of ordinances in conflict herewith; and to provide an effective date.

TOWNSHIP OF BIRCH RUN
SAGINAW COUNTY, MICHIGAN

THE TOWNSHIP OF BIRCH RUN ORDAINS:

I. Section I. Amendment of Township of Birch Run Prohibition of Certain Types and Quantities of Recreational Marihuana Establishments Police-Power Ordinance, as amended.

1. The Township of Birch Run Prohibition of Certain Types and Quantities of Recreational Marihuana Establishments Police-Power Ordinance, as amended (“the Ordinance”) is hereby amended as follows:

a. §VIII(1) of the Ordinance is hereby amended to state as follows:

1. A Township operating license expires on December 31 of each year regardless of the date that said license was issued or renewed.

b. §VII(5)(G) of the Ordinance is hereby omitted. The aforesaid sub-section currently states as follows:

1. A Marihuana Establishment shall not be located less than five-hundred (500) feet from another Marihuana Establishment. The minimum required distance of 500 feet shall be measured as the shortest distance between the principal building unit that is occupied by the regulated use to the nearest property line of the protected use.

c. §VII(5)(J) of the Ordinance is hereby omitted. The aforesaid sub-section currently states as follows:

1. An area map, drawn to scale, shall be provided indicating, within a radius of five-hundred feet (500 ft.) from the boundaries of the proposed site, the proximity of the site to any existing marihuana site.

II. Section II. Ratification. Except as otherwise stated herein, the Ordinance, as amended, is hereby confirmed and ratified in its entirety.

III. Section III. Severability. The provisions of this ordinance are hereby declared to be severable. If any clause, sentence, word, section or provision is hereafter declared void or unenforceable for any reason by a court of competent jurisdiction, it shall not affect the remainder of such ordinance which shall continue in full force and effect.

IV. Section IV. Repeal. All ordinance or parts of ordinances in conflict herewith are hereby repealed.

V. Section V. Effective Date. This Ordinance and the rules, regulations, provisions, requirements, orders, and matters established and adopted hereby shall take effect the day following publication as required by law following adoption by the Township Board.

VI. Section VI. Publication. The Township Clerk is hereby ordered and directed to cause this Ordinance to be published, either in full or in the form of a legally-permitted summary, in a newspaper of general circulation within Birch Run Township.

Made and passed by the Birch Run Township Board of Trustees this 13th day of December 2022.

RAY LETTERMAN
TOWNSHIP OF BIRCH RUN SUPERVISOR

RILEY KIESSLING
TOWNSHIP OF BIRCH RUN CLERK

CERTIFICATION

Yeas: R. Kiessling, C. Watts, K. Kiessling, C. Trinklein, F. Sheridan,

Nays: None

ORDINANCE DECLARED ADOPTED

STATE OF MICHIGAN)
COUNTY OF SAGINAW)

I, the undersigned, Township Clerk for the Township of Birch Run, Saginaw County, Michigan, do hereby certify that Ordinance No.2022-07, adopted by the Township of Birch Run Board of Trustees on the 13th day of December 2022, was recorded in full in the Minutes of the Meeting of said Township Board on said date, and was signed by the Supervisor and the Clerk of the Township of Birch Run.

Dated: December 13, 2022

RILEY KIESSLING, Clerk

Date of Publication: January 4th, 2023

Newspaper: Birch Run/Bridgeport Herald

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