

**WINDSOR CHARTER TOWNSHIP  
EATON COUNTY, MICHIGAN  
ZONING ORDINANCE AMENDMENT  
ORDINANCE NO. 47**

At a regular meeting of the Township Board of Windsor Charter Township, Eaton County, Michigan, held at the Windsor Charter Township Hall on February 25, 2020, at 7:30 p.m., Township Board Member Slueter moved to adopt the following ordinance, which motion was seconded by Township Board Member Myers:

*An Ordinance to amend the Windsor Charter Township Zoning Ordinance, as amended, to provide for the zoning regulation of Adult Use Marihuana Establishments; and designate such Establishments and Operations as special uses; in order to maintain the public health, safety and welfare of the residents and visitors to Windsor Charter Township.*

THE CHARTER TOWNSHIP OF WINDSOR ORDAINS:

**Section 1. Amendment of Article X, Section 10.2, Definitions:** The Windsor Charter Township Zoning Ordinance, Article X, Section 10.2, Definitions, shall be amended to add the following definitions:

1. “*Marihuana Establishment*” or “*Establishment*” means a marihuana grower, marihuana safety compliance facility, marihuana processor, marihuana microbusiness, marihuana retailer, marihuana secure transporter, designated consumption establishment, excess marihuana grower, marihuana event organizer, temporary marihuana event license, or any other type of marihuana-related business Licensed by the department.
  - a. “*Marihuana grower*,” as that term is defined in the MRTMA; and
  - b. “*Marihuana microbusiness*,” as that term is defined in the MRTMA; and
  - c. “*Marihuana processor*,” as that term is defined in the MRTMA; and
  - d. “*Marihuana retailer*,” as that term is defined in the MRTMA; and
  - e. “*Marihuana secure transporter*,” as that term is defined in the MRTMA; and
  - f. “*Marihuana safety compliance facility*,” as that term is defined in the MRTMA; and
  - g. “*Designated consumption establishment*,” as that term is defined by the Department or as may be defined in the MRTMA; and
  - h. “*Excess marihuana grower*,” as that term is defined by the Department or as may be defined in the MRTMA; and
  - i. “*Marihuana event organizer*,” as that term is defined by the Department or as may be defined in the MRTMA; and

- j. “*Temporary marihuana event*” as that term is defined by the Department or as may be defined in the MRTMA.
2. “*Permit*” means a current and valid permit for a Commercial Medical Marihuana Facility issued under Windsor Charter Township Ordinance No. 42, as amended, or a current and valid permit for a Marihuana Establishment under Windsor Charter Township Ordinance No 45. In either case, such Permit shall be granted to a Permit Holder only for and limited to a specific Permitted Premises and a specific Permitted Property.

**Section 2. Amendment of Article V, Section 5.8-A.3, Uses permitted by special use permit:**

The Windsor Charter Township Zoning Ordinance, Article V, Section 5.8-A.3, Uses permitted by special use permit, shall be amended to add the following special land uses in addition to those presently listed in the B-2 Business District:

- (1) – (17) See current zoning ordinance.
- 18. Primary Caregiver Operations.
- 19. Growers Facilities, Class A.
- 20. Growers Facilities, Class B.
- 21. Growers Facilities, Class C.
- 20. Processor Facilities.
- 21. Safety Compliance Facilities.
- 23. Secure Transporter Facilities.
- 24. Marihuana Grower Establishments, Class A.
- 25. Marihuana Grower Establishments, Class B.
- 26. Marihuana Grower Establishments, Class C.
- 27. Marihuana Processor Establishments.
- 28. Marihuana Safety Compliance Facility Establishments.
- 29. Marihuana Secure Transporter Establishments.

**Section 3. Amendment of Article V, Section 5.9.4, Uses permitted by special use permit:** The Windsor Charter Township Zoning Ordinance, Article V, Section 5.9.4, Uses permitted by special use permit, shall be amended to add the following special land uses in addition to those presently listed in the M-1 Light Industrial District:

- (a) See current zoning ordinance.
- (b) Growers Facilities, Class A.
- (c) Growers Facilities, Class B.
- (d) Growers Facilities, Class C.
- (e) Processor Facilities.
- (f) Safety Compliance Facilities.
- (g) Secure Transporter Facilities.
- (h) Marihuana Grower Establishments, Class A.
- (i) Marihuana Grower Establishments, Class B.
- (j) Marihuana Grower Establishments, Class C.
- (k) Marihuana Processor Establishments.

- (l) Marihuana Safety Compliance Facility Establishments.
- (m) Marihuana Secure Transporter Establishments.

**Section 4. Severability:** The provisions of this Ordinance are declared severable. If any part of this Ordinance is declared invalid for any reason by a court of competent jurisdiction, that declaration does not affect or impair the validity of all other provisions that are not subject to that declaration.

**Section 5. Effective Date:** This Ordinance shall take effect seven (7) days after publication of a notice of adoption of this Ordinance, unless referendum procedures are initiated under MCL 125.3402. If referendum procedures are initiated, this Ordinance will take effect in accordance with MCL 125.3402.

YEAS: Fabijancic, Pray, Fritts, Slucter, Rumsey, Piper and Myers

NAYS: None

ABSENT/ABSTAIN: None

ORDINANCE DECLARED ADOPTED.

  
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Kern Slucter, Township Supervisor