

Home Rule Cities Act
Implementation of mmmA
Signs - \$731
Mailing to all Likely Voters
Legislature? maybe? Take Every Avenue

**Please make a donation to the Kalamazoo Coalition
for Compassionate Care!**

Need from Chris 1) How you will frame it
2) A proposal for how \$ would be spent.

Our ballot committee is raising funds to cover our campaign costs until the ballot in November.

A donation to this campaign will have a lasting impact on the City of Kalamazoo and potentially State-wide, as a high percentage 'yes' vote will signal a major decision in the court of public opinion.

Donations are being accepted by and can be made payable to the "Kalamazoo Coalition for Compassionate Care". Our upcoming costs may include: Yard signs, mass mailing materials, T-shirts or clothing accessories, and event(s) sponsorship.

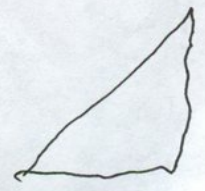
Donations from corporations and LLC are permitted, and there is no contribution limit.

**Contact Chris Chiles at (248) 961-0451 or chrischiles.mi@gmail.com
for more information or to make your donation**

If you would like to make a donation, please note, the committee treasurer must:

- Record all contributions from individuals, regardless of amount, by the amount, date received, and the donor's name and address. If single or cumulative contributions received from the same individual during a calendar year total \$100.01 or more, the donor's occupation, employer and principal place of business must also be recorded.
- Record all contributions received from groups, businesses, firms or any other types of organizations that are not registered as a "committee" under the Campaign Finance Act by amount, date received and the contributing organization's name and address. If an individual gave toward the organization's contribution, all details regarding the individual as mentioned in the first bullet point must also be recorded.

Please provide this information with your donation, in order for us to comply with Michigan's Campaign Finance Act, P.A. 388 of 1976



A CHARTER AMENDMENT OF THE CITY OF KALAMAZOO REGULATING THE OPERATION OF MEDICAL CANNABIS DISPENSARIES

Purposes

The purpose of this ordinance is to implement the goal and intent of the Michigan Medical Marihuana Act (MCL Section 333.26421 through 333.26430). The intent of the Michigan Medical Marihuana Act is to enable qualifying patients, for whom medical marihuana has been recommended by a doctor, to be able to use and acquire medical marihuana in a safe and secure manner.

The people of the City of Kalamazoo specifically determine that the provisions herein contained concerning marihuana or cannabis are necessary to serve the local purposes of providing just and compassionate medical and legal treatment to the citizens of this community, and to those medical patients who visit our city to receive medical care; and to provide for the public peace and safety by preserving the respect of such citizens for the law and law enforcement agencies of the City. This Chapter is compatible with the public convenience, general welfare, and good land use practice, in that medical marijuana dispensaries address a medical need in the community, and in that the use will be subject to rigorous review and conditions.

Definitions

The following words or phrases, whenever used in this ordinance, shall be given the following definitions:

- A. "Cannabis" shall have the same meaning as the definition of "Marihuana", as defined in Section 7106 of the public health code, 1978 PA 368, MCL 333.7106
- B. "Physician" shall mean an individual licensed as a physician under Part 170 of the public health code, 1978 PA 368, MCL 333.17001 to 333.17084, or an osteopathic physician under Part 175 of the public health code.
- C. "Medical cannabis dispensary", shall mean one or more registered qualifying patients and registered primary caregivers operating at a fixed location for the purpose of selling cannabis at that location to any persons whose medical use of marihuana is protected under the Michigan Medical Marihuana Act. For purposes of this Chapter, a medical marihuana home occupation as defined in Appendix A Section 4.3 Article 16 of the Kalamazoo City code of ordinances is not considered to be a medical cannabis dispensary.
- D. "Primary caregiver" shall have the same definition as in MCL 333.26423(g), being a person who is at least 21 years old and has agreed to assist with a patient's medical use of marihuana and who has never been convicted of a felony involving illegal drugs.
- E. "Qualifying patient" shall have the same definition as in MCL 333.26423(h), being a person who has been diagnosed by a physician with having a debilitating medical condition.
- F. "Debilitating medical condition" shall have the same definition as in MCL 333.26423(a).

Location of medical cannabis dispensaries

Medical cannabis dispensaries established after the date upon which this Chapter becomes effective shall be located in visible store-front locations in appropriate commercial districts which provide good public views of the dispensary entrance, its windows, and the entrance to the dispensary premises from a public street. Medical cannabis dispensaries must be at least five hundred (500) feet from a pre-existing public elementary, middle, or high school, private school, and any other medical cannabis dispensary.

Registration of medical cannabis dispensaries

Applications to register as a medical cannabis dispensary shall be submitted to the City Commission within thirty (30) days from the effective date of this Chapter. The City Commission shall then have an additional thirty (30) days to review all applications and select three (3) medical cannabis dispensaries to be registered with the City. If there are less than three applicants in this first thirty (30) days, registration may be provided on a first-come, first serve basis afterward. Registration may not be provided to any applicants that have been Michigan residents for less than the past two years. Registration is subject to an annual fee of \$3000.00 to the City of Kalamazoo. Registration permits issued under this Chapter shall expire one year after the date of issuance. To renew an existing registration permit, the medical cannabis dispensary owner shall submit an application in the same manner as is required to apply for a new registration no sooner than ninety (90) days before the expiration date and no later than sixty (60) days before the expiration date. A registrant may not operate a medical cannabis dispensary any place other than the address of the medical cannabis dispensary stated in the application for the registration permit, unless prior approval from the City Commission is obtained.

No Kalamazoo law enforcement personnel, or his or her agent, shall complain and the city attorney shall not refer for prosecution any complaint, of the possession, control, use, giving away, sale or cultivation of marihuana or cannabis upon proof that the defendant is operating under one of the registration permits for medical cannabis dispensaries provided by the city of Kalamazoo and is in compliance with this Chapter

Medical cannabis dispensaries, once permitted, shall meet the following operational and safety standards for the duration of the use:

- A. Criminal History. A medical cannabis dispensary owner, and his or her employees, or any person exercising managerial authority over a dispensary, shall not have been convicted of a felony involving controlled substances.
- B. Minors. It is unlawful for a medical cannabis dispensary owner, operator, or any other person in charge of any medical cannabis dispensary to employ any person who is not at least 18 years of age. The entrance to a medical cannabis dispensary shall be clearly and legibly posted with a notice indicating that persons under the age of 18 are precluded from entering the premises.
- C. Security. The entrance area of the medical cannabis dispensary building shall be strictly controlled. Medical cannabis dispensaries shall provide adequate security on the premises, including lighting, cameras, alarms, and a safe. Any other reasonable rules regarding security and safety stipulated by the City Commission in the final application review process shall be followed.
- D. Persons permitted in a medical cannabis dispensary. Only medical cannabis dispensary staff, primary caregivers, qualifying patients, and persons with bona fide purposes for visiting the site shall be permitted within a medical cannabis dispensary. Only registered primary caregivers and registered qualifying patients shall be permitted in the designated dispensing area along with medical cannabis dispensary personnel.
- E. A medical cannabis dispensary shall not have a physician on-site to provide a recommendation for the use of medical marihuana.

Restrictions on medical cannabis dispensaries

Restriction on the number of centers which dispense medical cannabis. No more than three medical cannabis dispensaries may be established within the city limits of Kalamazoo, unless the City Commission specifically provides authorization for additional facilities.

Restriction on the amount of medical cannabis acquired or distributed. Within any seven (7) day calendar week, no qualified patient may acquire, for personal medical use, more useable medical marihuana than they are allowed to possess under the provisions of MCL 333.26424.

Advertising of medical cannabis dispensaries. No medical cannabis dispensary may advertise medical marihuana sales in broadcast, or by paid in-person solicitation of customers. This shall not prevent appropriate signs on the property of the medical cannabis dispensary, listings in business directories including phone books, listings in trade or medical publications, or the sponsorship of health or non-profit charity or advocacy events.

Hours of Operation. Hours of operation shall be limited to within 7:00 a.m. to 9:00 p.m.

No Alcohol Permits. No medical cannabis dispensary shall hold or maintain a license from the Michigan Liquor Control Commission to sell alcoholic beverages.

Contact Information. Medical cannabis dispensaries shall provide city officials and all neighbors located within 100 feet of the establishment with the name and mobile phone number of an on-site community relations staff person to whom one can provide notice if there are operating problems associated with the establishment.

Accessibility and Accommodations. Medical cannabis dispensaries shall be wheelchair accessible and disability accommodations shall be provided upon request. Adequate and easily accessible parking must be available.

Transfer of a registered medical cannabis dispensary. A registered medical cannabis dispensary owner may not transfer ownership or control of a dispensary or attempt to transfer a dispensary registration permit to another person unless and until the transferee obtains an amendment to the registration permit from the City Commission, stating that the transferee is now the registered medical cannabis dispensary owner. Such an amendment may be obtained only if the transferee files an application with the City Commission, in accordance with all provisions of this Chapter and accompanied by the required registration fee.

Transfer without Permission. Any attempt to transfer a registration permit either directly or indirectly in violation of this section is declared void, and the registration permit shall be deemed revoked.

Severability

If any provision of this Chapter, or the application thereof to any person or circumstance, is held invalid, that invalidity shall not affect any other provision or application of this Chapter that can be given effect without the invalid provision or application; and to this end, the provisions or applications of this Chapter are severable.

Conflicting Laws. For the term of this Chapter, or any extension thereof, the provisions of this Chapter shall govern over any conflicting provisions of any other City code, ordinance, resolution, or policy. Should the State of Michigan enact lesser penalties than that set forth in this chapter, or entirely repeal penalties for the possession, control, use, giving away, or sale of marihuana or cannabis, then this section, or the relevant portions thereof, shall be null and void.

*Every thing we
do is
New and
makes
history*