

**TOWNSHIP OF BRILEY  
COUNTY OF MONTMORENCY, STATE OF MICHIGAN**

**ORDINANCE # 2022-07**

**AN ORDINANCE TO AMEND THE BRILEY TOWNSHIP ZONING ORDINANCE CONCERNING MARIHUANA ESTABLISHMENTS.**

**THE TOWNSHIP OF BRILEY, MONTMORENCY COUNTY, MICHIGAN HEREBY ORDAINS:**

**Section 1      Add to Section 200**

Section 20 of the Briley Township Zoning Ordinance is hereby amended to include the following new definitions to be inserted in their appropriate alphabetic locations, which new definitions shall read in their entirety as follows:

**Marihuana:** that term as defined from time to time in Section 3 of the Michigan Regulation and Taxation of Marihuana Act, being MCL 333.27953.

**Marihuana Establishment:** That term as defined time to time in Section 3 of the Michigan Regulation and taxation of marihuana Act being MCL 333.27953

**Marihuana Grower:** That term as defined time to time in Section 3 of the Michigan Regulation and taxation of Marihuana Act being MCL 333.27953

**Marihuana Processor:** That term as defined time to time in Section 3 of the Michigan Regulation and taxation of Marihuana Act being MCL 333.27953

**Marihuana Retailer:** That term as defined time to time in Section 3 of the Michigan Regulation and taxation of Marihuana Act being MCL 333.27953

**Marihuana Microbusiness:** That term as defined time to time in Section 3 of the Michigan Regulation and taxation of marihuana Act being MCL 333.27953

**Marihuana Designated Consumption Establishment:** That term as defined time to time in Section 3 of the Michigan Regulation and taxation of Marihuana Act being MCL 333.27953

**Section 2      Amendment of Section 600**

Section 600 is hereby amended to add new subsection 3, which shall read in its entirety as follows:

600.3 Marihuana Growers, but only inside a fully enclosed building and only after obtaining a Permit from the Township under the Briley Township Commercial Marihuana Establishment Ordinance.

**Section 3      Amendment of Section 800**

Section 800 is hereby amended to add subsection 11 which shall be read:

800.11 Marihuana Retailers and designated consumption establishments, but only after obtaining a permit from the Township under the Briley township Commercial Marihuana Establishment Ordinance

**Section 4      Amendment of Section 900**

Section 900 is hereby amended to add subsection 6 which shall be read:

900.6 Marihuana Retailers and designated consumption establishments, but only after obtaining a permit from the Township under the Briley Township Commercial Marihuana Establishment Ordinance.

**Section 5      Amendment of Section 1000**

Section 1000 is hereby amended to add subsection 17 which shall be read:

1000.17 marihuana Retailers and designated consumption establishments, but only after obtaining a permit from the Township under the Briley Township Commercial Marihuana Establishment Ordinance.

**Section 6      Amendment of Section 1100**

Section 1100 is hereby amended to add subsection 7 which shall be read:

1100.7 Marihuana Growers, but only inside a fully enclosed building and only after obtaining a permit from the Township under the Briley township Commercial marihuana Establishment Ordinance

**Section 7      Severability**

If any section, clause, or provision of this ordinance is declared unconstitutional or otherwise invalid by a court of competent jurisdiction, said declaration shall not affect the validity of the remainder of the ordinance as a whole or any part thereof, other than the part so declared to be unconstitutional or invalid.

**Section 6      Effective Date**

This ordinance shall become effective eight (8) days after being published in a newspaper of general circulation within the township.

Ordinance No. 2022-07 was adopted on the 25<sup>th</sup> day of JANUARY, 2023, by the Briley Township Board as follows:

Motion by: Phil LaMore Clerk

Seconded by: Treasurer Werner

Yeas: 4 Clerk LaMore, Trustee South, Treasurer Werner, Trustee White

Nays: 1 Supervisor Werner

Absent: NONE Motion Passed: 4 to 1.

Phil LaMore  
Phil LaMore, Clerk

Ken Werner  
Ken Werner, Supervisor

I certify that this is a true copy of Ordinance No. 2022-07 that was adopted at a regular meeting of the Briley Township Board on JANUARY 25<sup>th</sup>, 2023 and published in the Montmorency Tribune on 01/31, 2023.

Dated: 01/25/23 Phil LaMore  
Phil LaMore, Clerk