

CITY OF LANSING, MICHIGAN  
ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN TO REPLACE CHAPTER 1300 OF THE CITY OF LANSING CODIFIED ORDINANCES IN ITS ENTIRETY; TO PROVIDE FOR THE REGULATION AND LICENSING OF MEDICAL MARIHUANA ESTABLISHMENTS; TO ESTABLISH LAND USE AND ZONING REQUIREMENTS ATTENDANT THERETO; TO PROTECT THE PUBLIC HEALTH, SAFETY, AND WELFARE OF THE CITY OF LANSING; TO SET LICENSING FEES FOR THE PURPOSE OF DEFRAYING THE COSTS ASSOCIATED WITH THE IMPLEMENTATION AND ENFORCEMENT OF THE PROVISIONS OF THE CHAPTER; AND TO PROVIDE PENALTIES FOR VIOLATIONS OF THE CHAPTER.

THE CITY OF LANSING ORDAINS:

SECTION ONE: Chapter 1300 of the Lansing Code of Ordinances is hereby replaced in its entirety to read as follows:

- 1300.1 Legislative Intent.
- 1300.2 Definitions, Interpretation and Conflicts.
- 1300.3 Reserved.
- 1300.4 Operation without License Prohibited.
- 1300.5 License Application Submission.
- 1300.6 License Application Evaluation.
- 1300.7 License Renewal Application.
- 1300.8 Licenses Generally.
- 1300.9 Minimum Operational Standards of A Medical Marihuana Provisioning Center.
- 1300.10 Minimum Operational Standards of A Medical Marihuana Grower Facility.
- 1300.11 Minimum Operational Standards of A Medical Marihuana Safety Compliance Facility.
- 1300.12 Minimum Operational Standards of A Medical Marihuana Processor Facility, a Medical Marihuana Safety Compliance Facility, and Medical Marihuana Secure Transporter.
- 1300.13 Location of Medical Marihuana Provisioning Centers. .
- 1300.14 Location of Medical Marihuana Safety Compliance Facilities, Medical Marihuana Processor Facilities, Medical Marihuana Grower Facilities, and Medical Marihuana Secure Transporters.
- 1300.15 Revocation; Bases for Revocation; Appeal of License Denial.
- 1300.16 Penalties.
- 1300.17 No Vested Rights.
- 1300.18 Zoning Board of Appeals.
- 1300.19 Sunset.

1300.1 –LEGISLATIVE INTENT.

1 THE PURPOSE OF THIS CHAPTER IS TO EXERCISE THE POLICE, REGULATORY,  
2 AND LAND USE POWERS OF THE CITY OF LANSING BY LICENSING AND  
3 REGULATING MEDICAL MARIHUANA PROVISIONING CENTERS, MEDICAL  
4 MARIHUANA GROWER FACILITIES, MEDICAL MARIHUANA SAFETY COMPLIANCE  
5 FACILITIES, MEDICAL MARIHUANA SECURE TRANSPORTERS, AND MEDICAL  
6 MARIHUANA PROCESSOR FACILITIES TO THE EXTENT PERMISSIBLE UNDER  
7 STATE OF MICHIGAN AND FEDERAL LAWS AND REGULATIONS AND TO PROTECT  
8 THE PUBLIC HEALTH, SAFETY, AND WELFARE OF THE RESIDENTS OF THE CITY  
9 OF LANSING; AND AS SUCH THIS CHAPTER CONSTITUTES A PUBLIC PURPOSE.

10  
11 THE CITY FINDS THAT THE ACTIVITIES DESCRIBED IN THIS CHAPTER ARE  
12 SIGNIFICANTLY CONNECTED TO THE PUBLIC HEALTH, SAFETY, SECURITY AND  
13 WELFARE OF ITS CITIZENS AND IT IS THEREFORE NECESSARY TO REGULATE  
14 AND ENFORCE SAFETY, SECURITY, FIRE, POLICE, HEALTH AND SANITATION  
15 PRACTICES RELATED TO SUCH ACTIVITIES AND ALSO TO PROVIDE A METHOD TO  
16 DEFRAY ADMINISTRATIVE COSTS INCURRED BY SUCH REGULATION AND  
17 ENFORCEMENT.

18  
19 IT IS NOT THE INTENT OF THIS CHAPTER TO DIMINISH, ABROGATE, OR RESTRICT  
20 THE PROTECTIONS FOR MEDICAL USE OF MARIHUANA FOUND IN THE MICHIGAN  
21 MEDICAL MARIHUANA ACT OR IN THE LANSING CITY CHARTER AT SECTION 8-  
22 501.

23  
24 **1300.2 – DEFINITIONS, INTERPRETATION AND CONFLICTS.**

25  
26 FOR THE PURPOSES OF THIS CHAPTER:

27  
28 (A) ANY TERM DEFINED BY THE MICHIGAN MEDICAL MARIHUANA ACT, MCL  
29 333.26421 ET SEQ., AS AMENDED (“MMMA”), THE MEDICAL MARIHUANA  
30 FACILITIES LICENSING ACT, MCL 333.2701, ET SEQ. (MMFLA) SHALL HAVE  
31 THE DEFINITION GIVEN IN THOSE ACTS, AS AMENDED, AND THE  
32 MARIHUANA TRACKING ACT (“MTA”), MCL333.27901, ET SEQ. IF THE  
33 DEFINITION OF A WORD OR PHRASE SET FORTH IN THIS CHAPTER  
34 CONFLICTS WITH THE DEFINITION IN THE MMMA OR MMFLA, OR IF A  
35 TERM IS NOT DEFINED BUT IS DEFINED IN THE MMMA OR MMFLA, THEN  
36 THE DEFINITION IN THE MMMA, MMFLA, OR MTA SHALL APPLY.

37  
38 (B) ANY TERM DEFINED BY 21 USC 860(E) REFERENCED IN THIS CHAPTER  
39 SHALL HAVE THE DEFINITION GIVEN BY 21 USC 860(E).

40  
41 (C) THIS ORDINANCE SHALL NOT LIMIT AN INDIVIDUAL’S OR ENTITY’S  
42 RIGHTS UNDER THE MMMA. THE MMMA, MTA, AND THE MMFLA  
43 SUPERSEDE THIS ORDINANCE WHERE THERE IS A CONFLICT BETWEEN  
44 THEM.  
45

1 (D) ALL ACTIVITIES RELATED TO MEDICAL MARIHUANA, INCLUDING THOSE  
2 RELATED TO A MEDICAL MARIHUANA PROVISIONING CENTER, A MEDICAL  
3 MARIHUANA GROWER FACILITY, A MEDICAL MARIHUANA SECURE  
4 TRANSPORTER, A MEDICAL MARIHUANA PROCESSOR OR A MEDICAL  
5 MARIHUANA SAFETY COMPLIANCE FACILITY SHALL BE IN COMPLIANCE  
6 WITH THE RULES OF THE MEDICAL MARIHUANA LICENSING BOARD, THE  
7 MICHIGAN DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS, OR  
8 ANY SUCCESSOR AGENCY, THE RULES AND REGULATIONS OF THE CITY OF  
9 LANSING, THE MMMA, AND THE MMFLA.

10  
11 (E) ANY USE WHICH PURPORTS TO HAVE ENGAGED IN THE CULTIVATION OR  
12 PROCESSING OF MEDICAL MARIHUANA INTO A USABLE FORM, OR THE  
13 DISTRIBUTION OF MEDICAL MARIHUANA, OR THE TESTING OF MEDICAL  
14 MARIHUANA EITHER PRIOR TO OR AFTER ENACTMENT OF THIS CHAPTER  
15 WITHOUT OBTAINING THE REQUIRED LICENSING SET FORTH IN THIS  
16 CHAPTER SHALL BE DEEMED NOT A LEGALLY ESTABLISHED USE AND  
17 THEREFORE NOT ENTITLED TO LEGAL NONCONFORMING STATUS UNDER  
18 THE PROVISIONS OF THIS CHAPTER, THE LANSING CODIFIED ORDINANCES  
19 AND/OR STATE LAW. THE CITY FINDS AND DETERMINES THAT IT HAS NOT  
20 HERETOFORE AUTHORIZED OR LICENSED THE EXISTENCE OF ANY  
21 MEDICAL MARIHUANA ESTABLISHMENT, AS DEFINED HEREIN, IN THE  
22 CITY.

23  
24 (F) THE FOLLOWING TERMS SHALL HAVE THE DEFINITIONS GIVEN:

25  
26 “APPLICATION” MEANS AN APPLICATION FOR A LICENSE PURSUANT TO THE  
27 TERMS AND CONDITIONS SET FORTH IN SECTIONS 1300.5 AND 1300.6.

28  
29 “APPLICATION FOR A LICENSE RENEWAL” MEANS AN APPLICATION FOR A  
30 LICENSE RENEWAL PURSUANT TO THE TERMS AND CONDITIONS OF SECTION  
31 1300.7.

32  
33 “BUILDING” MEANS AN INDEPENDENT, ENCLOSED STRUCTURE HAVING A  
34 ROOF SUPPORTED BY COLUMNS OR WALLS, INTENDED AND / OR USED FOR  
35 SHELTER OR ENCLOSURE OF PERSONS OR CHATTELS. WHEN ANY PORTION OF A  
36 STRUCTURE IS COMPLETELY SEPARATED FROM EVERY OTHER PART BY  
37 DIVIDING WALLS FROM THE GROUND UP, AND WITHOUT OPENINGS, EACH  
38 PORTION OF SUCH STRUCTURE SHALL BE DEEMED A SEPARATE STRUCTURE,  
39 REGARDLESS OF WHETHER THE PORTIONS OF SUCH STRUCTURE SHARE  
40 COMMON PIPES, DUCTS, BOILERS, TANKS, FURNACES, OR OTHER SUCH SYSTEMS.  
41 THIS DEFINITION REFERS ONLY TO PERMANENT STRUCTURES, AND DOES NOT  
42 INCLUDE TENTS, SHEDS, GREENHOUSES AND PRIVATE GARAGES ON  
43 RESIDENTIAL PROPERTY, STABLES, OR OTHER ACCESSORY STRUCTURES. A  
44 BUILDING DOES NOT INCLUDE SUCH STRUCTURES WITH INTERIOR AREAS NOT  
45 NORMALLY ACCESSIBLE FOR HUMAN USE, SUCH AS GAS HOLDERS, TANKS,

1 SMOKE STACKS, GRAIN ELEVATORS, COAL BUNKERS, OIL CRACKING TOWERS  
2 OR SIMILAR STRUCTURES.

3  
4 “CHAPTER” MEANS THIS CHAPTER 1300.

5  
6 “CHURCH” MEANS AN ENTIRE BUILDING SET APART PRIMARILY FOR  
7 PURPOSES OF PUBLIC WORSHIP, AND WHICH IS TAX EXEMPT UNDER THE LAWS  
8 OF THIS STATE, AND IN WHICH RELIGIOUS SERVICES ARE HELD, AND THE  
9 ENTIRE BUILDING STRUCTURE OF WHICH IS KEPT FOR THAT USE AND NOT PUT  
10 TO ANY OTHER USE INCONSISTENT WITH THAT USE.

11  
12 “CITY” MEANS THE CITY OF LANSING, MICHIGAN.

13  
14 “COUNCIL, OR CITY COUNCIL,” MEANS THE CITY COUNCIL OF LANSING,  
15 MICHIGAN.

16  
17 “CULTIVATION” OR “CULTIVATE” AS USED IN THIS CHAPTER MEANS: (1) ALL  
18 PHASES OF GROWTH OF MARIHUANA FROM SEED TO HARVEST.

19  
20 “DISQUALIFYING FELONY” MEANS A FELONY THAT MAKES AN INDIVIDUAL  
21 INELIGIBLE TO SERVE AS A REGISTERED PRIMARY CAREGIVER UNDER THE  
22 MMMA OR MMFLA.

23  
24 “EMPLOYEE” MEANS ANY INDIVIDUAL WHO IS EMPLOYED BY AN EMPLOYER  
25 IN RETURN FOR THE PAYMENT OF DIRECT OR INDIRECT MONETARY WAGES OR  
26 PROFIT, UNDER CONTRACT, AND ANY INDIVIDUAL WHO VOLUNTEERS HIS OR  
27 HER SERVICES TO AN EMPLOYER FOR NO MONETARY COMPENSATION, OR ANY  
28 INDIVIDUAL WHO PERFORMS WORK OR RENDERS SERVICES, FOR ANY PERIOD  
29 OF TIME, AT THE DIRECTION OF AN OWNER, LESSEE, OF OTHER PERSON IN  
30 CHARGE OF A PLACE.

31  
32 “LICENSE” OR “MEDICAL MARIHUANA BUSINESS LICENSE” MEANS A LICENSE  
33 ISSUED FOR THE OPERATION OF A MEDICAL MARIHUANA ESTABLISHMENT  
34 PURSUANT TO THE TERMS AND CONDITIONS OF THIS CHAPTER AND INCLUDES A  
35 LICENSE WHICH HAS BEEN RENEWED PURSUANT TO SECTION 1300.7.

36  
37 “LICENSE APPLICATION” MEANS AN APPLICATION SUBMITTED FOR A  
38 LICENSE PURSUANT TO THE REQUIREMENTS AND PROCEDURES SET FORTH IN  
39 SECTIONS 1300.5 AND 1300.6.

40  
41 “LICENSEE” MEANS A PERSON ISSUED A LICENSE FOR AN ESTABLISHMENT  
42 PURSUANT TO THIS CHAPTER.

43  
44 “MARIHUANA-INFUSED PRODUCT” MEANS AS DEFINED IN THE MMMA AND  
45 THE MMFLA.

1 “MARIHUANA TRACKING ACT” OR “MTA” MEANS PUBLIC ACT 282 OF 2016.

2  
3 “MEDICAL MARIHUANA” MEANS ANY MARIHUANA INTENDED FOR MEDICAL  
4 USE THAT MEETS ALL REQUIREMENTS FOR MEDICAL MARIHUANA CONTAINED  
5 IN THE MMMA AND THE MMFLA.

6  
7 “MEDICAL MARIHUANA ESTABLISHMENT(S), OR, “ESTABLISHMENT,” MEANS  
8 ANY FACILITY, ESTABLISHMENT AND/OR CENTER THAT IS REQUIRED TO BE  
9 LICENSED UNDER THIS CHAPTER, INCLUDING: A MEDICAL MARIHUANA  
10 PROVISIONING CENTER, A MEDICAL MARIHUANA GROWER FACILITY; A  
11 MEDICAL MARIHUANA PROCESSOR FACILITY; A MEDICAL MARIHUANA SECURE  
12 TRANSPORTER; AND A MEDICAL MARIHUANA SAFETY COMPLIANCE FACILITY.

13  
14 “MEDICAL MARIHUANA FACILITIES LICENSING ACT” OR “MMFLA” MEANS  
15 PUBLIC ACT 281 OF 2016, MCL 333.27101, ET. SEQ.

16  
17 “MEDICAL MARIHUANA GROWER FACILITY,” MEANS A COMMERCIAL ENTITY  
18 LOCATED IN THE CITY THAT IS LICENSED TO OPERATE BY THE STATE PURSUANT  
19 TO THE MMFLA AND IS LICENSED BY THE CITY PURSUANT TO THIS CHAPTER  
20 THAT CULTIVATES, DRIES, TRIMS OR CURES AND PACKAGES MARIHUANA IN  
21 ACCORDANCE WITH STATE LAW.

22  
23 “MEDICAL MARIHUANA LICENSING BOARD” MEANS THAT CERTAIN BOARD  
24 ESTABLISHED BY THE MMFLA.

25  
26 “MEDICAL MARIHUANA PROVISIONING CENTER,” MEANS A COMMERCIAL  
27 ENTITY LOCATED IN THE CITY THAT IS LICENSED TO OPERATE BY THE STATE  
28 PURSUANT TO THE MMFLA AND IS LICENSED BY THE CITY PURSUANT TO THIS  
29 CHAPTER, THAT SELLS, SUPPLIES, OR PROVIDES MARIHUANA TO REGISTERED  
30 QUALIFYING PATIENTS ONLY AS PERMITTED BY STATE LAW. MEDICAL  
31 MARIHUANA PROVISIONING CENTER, AS DEFINED IN THE MMFLA, INCLUDES  
32 ANY COMMERCIAL PROPERTY WHERE MARIHUANA IS SOLD IN CONFORMANCE  
33 WITH STATE LAW AND REGULATION. A NONCOMMERCIAL LOCATION USED BY A  
34 PRIMARY CAREGIVER TO ASSIST A QUALIFYING PATIENT, AS DEFINED IN THE  
35 MMMA, AND CONNECTED TO THE CAREGIVER THROUGH THE DEPARTMENT’S  
36 MARIHUANA REGISTRATION PROCESS IN ACCORDANCE WITH THE MMMA, IS  
37 NOT A MEDICAL MARIHUANA PROVISIONING CENTER.

38  
39 “MMMA” MEANS THE MICHIGAN MEDICAL MARIHUANA ACT, AS AMENDED,  
40 AT MCL 333.26421.

41  
42 “ORDINANCE” MEANS THE ORDINANCE ADOPTING THIS CHAPTER 1300.

43  
44 “PARK” MEANS AN AREA OF LAND DESIGNATED BY THE CITY AS A PARK ON  
45 ITS MASTER PLAN OR ON A COUNCIL-APPROVED LIST OF CITY PARKS.

1 “PERSON” MEANS AN INDIVIDUAL, PARTNERSHIP, FIRM, COMPANY,  
2 CORPORATION, ASSOCIATION, SOLE PROPRIETORSHIP, LIMITED LIABILITY  
3 COMPANY, JOINT VENTURE, ESTATE, TRUST, OR OTHER LEGAL ENTITY.  
4

5 “PROCESSOR” OR “MEDICAL MARIHUANA PROCESSOR FACILITY” MEANS A  
6 COMMERCIAL ENTITY LOCATED IN THIS CITY THAT IS LICENSED TO OPERATE  
7 BY THE STATE PURSUANT TO THE MMFLA AND IS LICENSED BY THE CITY  
8 PURSUANT TO THIS CHAPTER, THAT EXTRACTS RESIN FROM THE MARIHUANA  
9 OR CREATES A MARIHUANA-INFUSED PRODUCT, TO THE EXTENT PERMITTED BY  
10 STATE LAW.”  
11

12 “SAFETY COMPLIANCE FACILITY” OR “MEDICAL MARIHUANA SAFETY  
13 COMPLIANCE FACILITY” MEANS A COMMERCIAL ENTITY THAT IS LICENSED TO  
14 OPERATE BY THE STATE PURSUANT TO THE MMFLA AND IS LICENSED BY THE  
15 CITY PURSUANT TO THIS CHAPTER, THAT RECEIVES MARIHUANA FROM A  
16 MEDICAL MARIHUANA ESTABLISHMENT OR A REGISTERED QUALIFYING  
17 PATIENT OR A REGISTERED PRIMARY CAREGIVER, TESTS IT FOR  
18 CONTAMINANTS AND FOR TETRAHYDROCANNABINOL AND OTHER  
19 CANNABINOIDS IN ACCORDANCE WITH STATE LAW.  
20

21 “SCHOOL’ MEANS AND INCLUDES BUILDINGS USED FOR SCHOOL PURPOSES  
22 TO PROVIDE INSTRUCTION TO CHILDREN AND YOUTH IN GRADES PRE-  
23 KINDERGARTEN THROUGH 12, AND HEADSTART WHEN THAT INSTRUCTION IS  
24 PROVIDED BY A PUBLIC, PRIVATE, DENOMINATIONAL, OR PAROCHIAL SCHOOL.  
25

26 “SECURE TRANSPORTER” OR “MEDICAL MARIHUANA SECURE TRANSPORTER”  
27 MEANS A COMMERCIAL ENTITY THAT IS LICENSED TO OPERATE BY THE STATE  
28 PURSUANT TO THE MMFLA AND IS LICENSED TO OPERATE BY THE CITY  
29 PURSUANT TO THIS CHAPTER, THAT IS A COMMERCIAL ENTITY LOCATED IN THIS  
30 CITY THAT STORES MARIHUANA AND TRANSPORTS MARIHUANA BETWEEN  
31 MEDICAL MARIHUANA FACILITIES FOR A FEE AND IN ACCORDANCE WITH STATE  
32 LAW.  
33

34 “STAKEHOLDER” MEANS, WITH RESPECT TO A TRUST, THE BENEFICIARIES,  
35 WITH RESPECT TO A LIMITED LIABILITY COMPANY, THE MANAGERS OR  
36 MEMBERS, WITH RESPECT TO A CORPORATION, WHETHER PROFIT OR NON-  
37 PROFIT, THE OFFICERS, DIRECTORS, OR SHAREHOLDERS, AND WITH RESPECT TO  
38 A PARTNERSHIP OR LIMITED LIABILITY PARTNERSHIP, THE PARTNERS, BOTH  
39 GENERAL AND LIMITED.  
40

41 “STATE” MEANS THE STATE OF MICHIGAN.  
42

43 (G) ANY TERM DEFINED BY THE MMMA, THE MMFLA, OR THE MTA AND NOT  
44 DEFINED IN THIS CHAPTER SHALL HAVE THE DEFINITION PROVIDED IN THOSE  
45 ACTS.

1 **1300.3 – RESERVED.**  
2

3 **1300.4 - OPERATION WITHOUT LICENSE PROHIBITED.**  
4

5 (A) IT IS UNLAWFUL FOR ANY PERSON TO ENGAGE IN THE OPERATION OF A  
6 MEDICAL MARIHUANA ESTABLISHMENT IN THE CITY UNLESS SUCH  
7 PERSON HAS OBTAINED A LICENSE FROM THE CITY UNDER THIS CHAPTER  
8 TO DO SO FOR EACH LOCATION AND ADDITIONALLY HAS A LICENSE TO  
9 OPERATE FROM THE STATE PURSUANT TO MMFLA. EVERY MEDICAL  
10 MARIHUANA ESTABLISHMENT IN THE CITY OF LANSING SHALL BE  
11 LICENSED PURSUANT TO THE TERMS AND PROVISIONS SET FORTH IN THIS  
12 CHAPTER. EXCEPT AS PROVIDED IN SUBSECTION 1300.4(B), NO PERSON  
13 SHALL OPERATE A MEDICAL MARIHUANA ESTABLISHMENT IN THE CITY  
14 WITHOUT FIRST OBTAINING A LICENSE. A MEDICAL MARIHUANA  
15 ESTABLISHMENT OPERATING WITHOUT A LICENSE UNDER THE  
16 PROVISIONS OF THIS CHAPTER IS DEEMED A PUBLIC NUISANCE.  
17

18 (B) A MEDICAL MARIHUANA ESTABLISHMENT THAT IS OPERATING ON THE  
19 EFFECTIVE DATE OF THIS CHAPTER AND IS NOT IN VIOLATION OF THE  
20 CITY’S MORATORIUM ON STARTING NEW OPERATIONS (CITY ORDINANCE  
21 1202) MAY CONTINUE TO OPERATE DURING THE APPLICATION  
22 SUBMISSION AND REVIEW PERIODS PROVIDED FOR IN SECTIONS 1300.5  
23 AND 1300.6, ONLY SO LONG AS IT SUBMITS ITS APPLICATION FOR A  
24 LICENSE WITHIN 30 DAYS OF THE EFFECTIVE DATE OF THIS CHAPTER AND  
25 ONLY SO LONG AS IT HAS NOT BEEN NOTIFIED BY THE CITY CLERK THAT  
26 IT WOULD NOT BE RECEIVING A LICENSE OR THAT ITS APPLICATION  
27 **WOULD NOT BE SUBMITTED FOR CONSIDERATION** PURSUANT TO 1300.5 (C)  
28 AND (E). ONCE A MEDICAL MARIHUANA ESTABLISHMENT IS **NOTIFIED BY**  
29 **THE CITY CLERK THAT IT WILL NOT RECEIVE A LICENSE OR THAT ITS**  
30 **APPLICATION WILL NOT BE ACCEPTED FOR CONSIDERATION,** THE  
31 MEDICAL MARIHUANA ESTABLISHMENT MUST CEASE OPERATING WITHIN  
32 30 CALENDAR DAYS FROM THE DATE OF SUCH NOTIFICATION.  
33

34 (C) THE CITY CLERK SHALL ISSUE A LICENSE FOR A MEDICAL MARIHUANA  
35 ESTABLISHMENT **ONLY AFTER THE CITY CLERK DETERMINES THAT THE**  
36 **APPLICATION AND PROPOSED FACILITY ARE IN COMPLIANCE WITH THE**  
37 **TERMS, CONDITIONS, AND PROVISIONS OF THIS CHAPTER.** THE TERM OF  
38 EACH LICENSE SHALL BE ONE YEAR. A LICENSE ISSUED UNDER THIS  
39 CHAPTER MAY BE CONDITIONED ON THE APPROVAL OF THE OPERATOR  
40 BY THE STATE AT THE LOCATION UNDER THE MMFLA.  
41

42 **1300.5– LICENSE APPLICATION SUBMISSION.**  
43

44 (A) EACH MEDICAL MARIHUANA ESTABLISHMENT MUST BE LICENSED BY  
45 THE CITY. APPLICATIONS FOR A LICENSE SHALL BE MADE IN WRITING TO  
46 THE CITY CLERK. ALL APPLICATIONS SUBMITTED TO THE CITY CLERK IN

1 ACCORDANCE WITH THE PROVISIONS OF THIS CHAPTER SHALL BE  
2 CONSIDERED FOR THE ISSUANCE OF A LICENSE. EACH APPLICATION  
3 SHALL CONTAIN A SIGNED ACKNOWLEDGEMENT THAT THE APPLICANT IS  
4 AWARE AND UNDERSTANDS THAT ALL MATTERS RELATED TO  
5 MARIHUANA GROWING, CULTIVATION, POSSESSION, DISPENSING,  
6 TESTING, SAFETY COMPLIANCE, TRANSPORTING, DISTRIBUTION, AND USE  
7 ARE CURRENTLY SUBJECT TO STATE AND FEDERAL LAWS, RULES, AND  
8 REGULATIONS, AND THAT THE APPROVAL OR GRANTING OF A LICENSE  
9 HEREUNDER DOES NOT EXONERATE OR EXCULPATE THE APPLICANT  
10 FROM ABIDING BY THE PROVISIONS AND REQUIREMENTS AND PENALTIES  
11 ASSOCIATED WITH THOSE LAWS, RULES, AND REGULATIONS OR  
12 EXPOSURE TO ANY PENALTIES ASSOCIATED THEREWITH; AND FURTHER  
13 THE APPLICANT WAIVES AND FOREVER RELEASES ANY CLAIM, DEMAND,  
14 ACTION, LEGAL REDRESS, OR RECOURSE AGAINST THE CITY OF LANSING,  
15 ITS ELECTED AND APPOINTED OFFICIALS AND ITS EMPLOYEES AND  
16 AGENTS FOR ANY CLAIMS, DAMAGES, LIABILITIES, CAUSES OF ACTION,  
17 DAMAGES, AND ATTORNEY FEES THE APPLICANT MAY INCUR AS A  
18 RESULT OF THE VIOLATION BY APPLICANT, ITS OFFICIALS, MEMBERS,  
19 PARTNERS, SHAREHOLDERS, EMPLOYEES AND AGENTS OF THOSE LAWS,  
20 RULES, AND REGULATIONS AND HEREBY WAIVES, AND ASSUMES THE  
21 RISK OF, ANY SUCH CLAIMS AND DAMAGES, AND LACK OF RECOURSE  
22 AGAINST THE CITY OF LANSING, ITS ELECTED AND APPOINTED  
23 OFFICIALS, EMPLOYEES, ATTORNEYS, AND AGENTS.

24  
25 (B) A COMPLETE APPLICATION FOR A LICENSE REQUIRED BY THIS CHAPTER  
26 SHALL BE MADE UNDER OATH ON FORMS PROVIDED BY THE CITY, AND  
27 SHALL CONTAIN ALL OF THE FOLLOWING:

- 28  
29 (1) IF THE APPLICANT IS AN INDIVIDUAL, THE APPLICANT'S NAME,  
30 DATE OF BIRTH, PHYSICAL ADDRESS, EMAIL ADDRESS, ONE OR  
31 MORE PHONE NUMBERS, INCLUDING EMERGENCY CONTACT  
32 INFORMATION, A COPY OF A GOVERNMENT ISSUED PHOTO  
33 IDENTIFICATION CARD OF THE APPLICANT, AND A COPY OF THE  
34 APPLICANT'S CAREGIVER REGISTRY IDENTIFICATION CARD ISSUED  
35 PURSUANT TO THE MMMA;  
36  
37 (2) IF THE APPLICANT IS NOT AN INDIVIDUAL, THE NAMES, DATES OF  
38 BIRTH, PHYSICAL ADDRESSES, EMAIL ADDRESSES, AND ONE OR  
39 MORE PHONE NUMBERS OF EACH STAKEHOLDER OF THE  
40 APPLICANT, INCLUDING DESIGNATION OF A STAKEHOLDER AS AN  
41 EMERGENCY CONTACT PERSON AND CONTACT INFORMATION FOR  
42 THE EMERGENCY CONTACT PERSON, ARTICLES OF INCORPORATION,  
43 INTERNAL REVENUE SERVICE SS-4 EIN CONFIRMATION LETTER, AND  
44 THE OPERATING AGREEMENT OF THE APPLICANT, IF A LIMITED  
45 LIABILITY COMPANY, AND A COPY OF AT LEAST ONE



1           STAKEHOLDER’S CAREGIVER REGISTRY IDENTIFICATION CARD  
2           ISSUED PURSUANT TO THE MMMA;

3  
4           (3)     THE NAME AND ADDRESS OF THE PROPOSED MEDICAL MARIHUANA  
5           ESTABLISHMENT AND ANY ADDITIONAL CONTACT INFORMATION DEEMED  
6           NECESSARY BY THE CITY CLERK;

7  
8           (4)     WITH RESPECT TO MEDICAL MARIHUANA PROVISIONING CENTERS,  
9           FOR THE APPLICANT OR FOR EACH STAKEHOLDER OF THE APPLICANT,  
10          AFFIRMATION THAT EACH IS AT LEAST 18 YEARS OF AGE AND HAS NOT BEEN  
11          CONVICTED OF OR PLED GUILTY OR NO CONTEST TO A DISQUALIFYING  
12          FELONY. WITH RESPECT TO ALL OTHER MEDICAL MARIHUANA  
13          ESTABLISHMENTS, FOR THE APPLICANT OR FOR EACH STAKEHOLDER OF THE  
14          APPLICANT, AN AFFIRMATION THAT EACH AND EVERY AGENT OR EMPLOYEE  
15          IS AT LEAST 18 YEARS OF AGE AND HAS NOT BEEN CONVICTED OF OR PLED  
16          GUILTY OR NO CONTEST TO A DISQUALIFYING FELONY;

17  
18          (5)     A SIGNED RELEASE AUTHORIZING THE CITY OF LANSING POLICE  
19          DEPARTMENT TO PERFORM A CRIMINAL BACKGROUND CHECK TO  
20          ASCERTAIN WHETHER THE APPLICANT, EACH STAKEHOLDER OF THE  
21          APPLICANT, EACH OPERATOR AND EMPLOYEE OF THE APPLICANT MEET THE  
22          CRITERIA SET FORTH IN THIS CHAPTER;

23  
24          (6)     WITH RESPECT TO MEDICAL MARIHUANA PROVISIONING CENTERS,  
25          THE NAME, DATE OF BIRTH, PHYSICAL ADDRESS, COPY OF PHOTO  
26          IDENTIFICATION, AND EMAIL ADDRESS FOR ANY OPERATOR OR EMPLOYEE  
27          IF OTHER THAN THE APPLICANT;

28  
29          (7)     AN AFFIRMATION UNDER OATH AS TO WHETHER THE APPLICANT  
30          OR OPERATOR HAS HAD A BUSINESS LICENSE REVOKED OR SUSPENDED, AND  
31          IF REVOKED OR SUSPENDED, THEN THE REASON THEREFORE;

32  
33          (8)     FOR THE APPLICANT OR FOR EACH STAKEHOLDER OF THE  
34          APPLICANT, A RESUME THAT INCLUDES WHETHER THE INDIVIDUAL HAS ANY  
35          RELEVANT EXPERIENCE WITH MEDICAL MARIHUANA OR A RELATED  
36          INDUSTRY;

37  
38          (9)     A PATIENT EDUCATION PLAN TO DETAIL TO PATIENTS THE  
39          BENEFITS OR DRAWBACKS OF CERTAIN MARIHUANA STRAINS OR PRODUCTS  
40          IN CONNECTION WITH THE DEBILITATING MEDICAL CONDITIONS SET FORTH  
41          IN THE MICHIGAN MEDICAL MARIHUANA ACT;

42  
43          (10)    A WRITTEN DESCRIPTION OF THE TRAINING AND EDUCATION THAT  
44          THE APPLICANT WILL PROVIDE TO ALL EMPLOYEES;

1 (11) A COPY OF THE PROPOSED BUSINESS PLAN FOR THE  
2 ESTABLISHMENT, INCLUDING, BUT NOT LIMITED TO, THE FOLLOWING:

3  
4 (I) THE PROPOSED OWNERSHIP STRUCTURE OF THE  
5 ESTABLISHMENT, INCLUDING PERCENTAGE OWNERSHIP OF  
6 EACH PERSON OR ENTITY; AND

7  
8 (II) A CURRENT ORGANIZATION CHART THAT INCLUDES  
9 POSITION DESCRIPTIONS AND THE NAMES OF EACH PERSON  
10 HOLDING EACH POSITION.  
11

12 (12) ONE OF THE FOLLOWING: (A) PROOF OF OWNERSHIP OF THE ENTIRE  
13 PREMISES WHEREIN THE MEDICAL MARIHUANA ESTABLISHMENT IS TO BE  
14 OPERATED; OR (B) WRITTEN CONSENT FROM THE PROPERTY OWNER FOR USE  
15 OF THE PREMISES IN A MANNER REQUIRING LICENSURE UNDER THIS  
16 CHAPTER ALONG WITH A COPY OF THE LEASE FOR THE PREMISES;  
17

18 (13) A DESCRIPTION OF THE SECURITY PLAN FOR THE MEDICAL  
19 MARIHUANA ESTABLISHMENT, INCLUDING, BUT NOT LIMITED TO, ANY  
20 LIGHTING ALARMS, BARRIERS, RECORDING/MONITORING DEVICES, AND/OR  
21 SECURITY GUARD ARRANGEMENTS PROPOSED FOR THE ESTABLISHMENT  
22 AND PREMISES. THE SECURITY **PLAN** MUST CONTAIN THE SPECIFICATION  
23 DETAILS OF EACH PIECE OF SECURITY EQUIPMENT. EACH MEDICAL  
24 MARIHUANA ESTABLISHMENT MUST HAVE A SECURITY GUARD PRESENT  
25 DURING BUSINESS HOURS;  
26

27 (14) A FLOOR PLAN OF THE MEDICAL MARIHUANA ESTABLISHMENT, AS  
28 WELL AS A SCALE DIAGRAM ILLUSTRATING THE PROPERTY UPON WHICH  
29 THE MEDICAL MARIHUANA ESTABLISHMENT IS TO BE OPERATED, INCLUDING  
30 ALL AVAILABLE PARKING SPACES, AND SPECIFYING WHICH PARKING  
31 SPACES, IF ANY, ARE HANDICAPPED-ACCESSIBLE;  
32

33 (15) ANY PROPOSED TEXT OR GRAPHICAL MATERIALS TO BE SHOWN ON  
34 THE EXTERIOR OF THE PROPOSED MEDICAL MARIHUANA ESTABLISHMENT;  
35

36 (16) A LOCATION AREA MAP OF THE MEDICAL MARIHUANA  
37 ESTABLISHMENT AND SURROUNDING AREA THAT IDENTIFIES THE RELATIVE  
38 LOCATIONS AND THE DISTANCES (CLOSEST PROPERTY LINE TO THE SUBJECT  
39 ESTABLISHMENT'S PROPERTY LINE) FROM THE SUBJECT MEDICAL  
40 MARIHUANA ESTABLISHMENT TO THE CLOSEST REAL PROPERTY OF AN  
41 OPERATIONAL PUBLIC OR PRIVATE ELEMENTARY OR SECONDARY SCHOOL,  
42 CHURCH, PARK, A FACILITY AT WHICH SUBSTANCE ABUSE PREVENTION  
43 SERVICES OR SUBSTANCE ABUSE TREATMENT AND REHABILITATION  
44 SERVICES, AS THOSE TERMS ARE DEFINED IN PART 61 OF PA 368 OF 1978, MCL  
45 333.6101 ET SEQ., ANOTHER LICENSED MEDICAL MARIHUANA  
46 ESTABLISHMENT OR A COMMERCIAL CHILD CARE ORGANIZATION (NON-

1 HOME OCCUPATION) THAT IS REQUIRED TO BE LICENSED OR REGISTERED  
2 WITH THE MICHIGAN DEPARTMENT OF HEALTH AND HUMAN SERVICES;  
3

4 (17) A FACILITY SANITATION PLAN TO PROTECT AGAINST ANY  
5 MARIHUANA BEING INGESTED BY ANY PERSON OR ANIMAL, INDICATING  
6 HOW THE WASTE WILL BE STORED AND DISPOSED OF, AND HOW ANY  
7 MARIHUANA WILL BE RENDERED UNUSABLE UPON DISPOSAL. DISPOSAL BY  
8 ON-SITE BURNING OR INTRODUCTION IN THE SEWERAGE SYSTEM IS  
9 PROHIBITED;

10  
11 (18) A PROPOSED PATIENT RECORDKEEPING PLAN THAT WILL TRACK  
12 QUANTITIES SOLD TO INDIVIDUAL PATIENTS AND CAREGIVERS, AND WILL  
13 MONITOR INVENTORY;

14  
15 (19) A DESCRIPTION OF PROCEDURES FOR TESTING OF CONTAMINANTS,  
16 INCLUDING MOLD AND PESTICIDES;

17  
18 (20) AN AFFIDAVIT THAT NEITHER THE APPLICANT NOR ANY  
19 STAKEHOLDER OF THE APPLICANT IS IN DEFAULT TO THE CITY.  
20 SPECIFICALLY, THAT THE APPLICANT OR STAKEHOLDER OF THE APPLICANT  
21 HAS NOT FAILED TO PAY ANY PROPERTY TAXES, SPECIAL ASSESSMENTS,  
22 FINES, FEE OR OTHER FINANCIAL OBLIGATIONS TO THE CITY;

23  
24 (21) VERIFICATION, WITH COPIES OF ACTUAL BANK STATEMENTS,  
25 SHOWING THAT THE APPLICANT HAS TANGIBLE FINANCIAL CAPITAL IN THE  
26 APPLICANT'S NAME IN THE AMOUNT SUFFICIENT TO COMPLETE THE  
27 MEDICAL MARIHUANA ESTABLISHMENT AND TO FUND THE BUSINESS PLAN  
28 AND OTHER PLANS REQUIRED BY THIS SECTION 1300.5;

29  
30 (22) AN ESTIMATE OF THE NUMBER AND TYPE OF JOBS THAT THE  
31 MEDICAL MARIHUANA ESTABLISHMENT IS EXPECTED TO CREATE, THE  
32 AMOUNT AND TYPE OF COMPENSATION EXPECTED TO BE PAID FOR SUCH  
33 JOBS, AND THE PROJECTED ANNUAL BUDGET AND REVENUE OF THE  
34 MEDICAL MARIHUANA ESTABLISHMENT; AND

35  
36 (23) AS IT RELATES TO A MEDICAL MARIHUANA GROWER FACILITY, THE  
37 FOLLOWING ADDITIONAL ITEMS SHALL BE REQUIRED:

38  
39 (I) A CULTIVATION PLAN THAT INCLUDES AT A MINIMUM A  
40 DESCRIPTION OF THE CULTIVATION METHODS TO BE USED, INCLUDING  
41 PLANS FOR THE GROWING MEDIUMS, TREATMENTS, AND / OR ADDITIVES;

42  
43 (II) A PRODUCTION TESTING PLAN THAT INCLUDES AT A MINIMUM A  
44 DESCRIPTION OF HOW AND WHEN SAMPLES FOR LABORATORY TESTING  
45 BY AN INTERNATIONAL ORGANIZATION FOR STANDARDIZATION  
46 ACCREDITED TESTING FACILITY WILL BE SELECTED, WHAT TYPE OF

1 TESTING WILL BE REQUESTED, AND HOW THE TEST RESULTS WILL BE  
2 USED;

3  
4 (III) AN AFFIDAVIT THAT ALL OPERATIONS WILL BE CONDUCTED IN  
5 CONFORMANCE WITH THE MMMA, THE MMFLA, AND OTHER APPLICABLE  
6 STATE LAW;

7  
8 (IV) A CHEMICAL AND PESTICIDE STORAGE PLAN THAT STATES THE  
9 NAMES OF THE PESTICIDES TO BE USED IN CULTIVATION AND WHERE AND  
10 HOW PESTICIDES AND CHEMICALS WILL BE STORED IN THE  
11 ESTABLISHMENT, ALONG WITH A PLAN FOR THE DISPOSAL OF UNUSED  
12 PESTICIDES;

13  
14 (V) ALL CULTIVATION MUST BE PERFORMED IN A BUILDING.

15  
16 (24) PROOF OF AN INSURANCE POLICY COVERING THE ESTABLISHMENT  
17 AND NAMING THE CITY, ITS ELECTED AND APPOINTED OFFICIALS,  
18 EMPLOYEES, AND AGENTS, AS ADDITIONAL INSURED PARTIES,  
19 AVAILABLE FOR THE PAYMENT OF ANY DAMAGES ARISING OUT OF AN  
20 ACT OR OMISSION OF THE APPLICANT OR ITS STAKEHOLDERS, AGENTS,  
21 EMPLOYEES, OR SUBCONTRACTORS, IN THE AMOUNT OF (A) AT LEAST  
22 ONE MILLION DOLLARS FOR PROPERTY DAMAGE; (B) AT LEAST ONE  
23 MILLION DOLLARS FOR INJURY TO ONE PERSON; AND (C) AT LEAST TWO  
24 MILLION DOLLARS FOR INJURY TO TWO OR MORE PERSON RESULTING  
25 FROM THE SAME OCCURRENCE. THE INSURANCE POLICY UNDERWRITER  
26 MUST HAVE A MINIMUM A.M. BEST COMPANY INSURANCE RANKING OF  
27 B+, CONSISTENT WITH STATE LAW.

28  
29 (25) ANY OTHER INFORMATION DEEMED NECESSARY BY THE CITY.

30  
31 (C) ALL APPLICATIONS SHALL BE ACCOMPANIED BY A LICENSE  
32 APPLICATION FEE IN AN AMOUNT ESTABLISHED BY CITY COUNCIL RESOLUTION.  
33 SHOULD THE APPLICANT NOT RECEIVE A LICENSE, ONE-HALF OF THE  
34 APPLICATION FEE SHALL BE RETURNED. IF AN APPLICATION IS APPROVED AND  
35 A LICENSE ISSUED, THE FIRST ANNUAL FEE SHALL BE IN AN AMOUNT  
36 ESTABLISHED BY CITY COUNCIL RESOLUTION. THE APPLICATION FEE AND THE  
37 ANNUAL FEE ARE ESTABLISHED TO DEFRAY THE COSTS OF ADMINISTRATION OF  
38 THIS CHAPTER.

39  
40 (D) UPON RECEIPT OF A COMPLETED APPLICATION MEETING THE  
41 REQUIREMENTS OF THIS SECTION AND APPROPRIATE NONREFUNDABLE LICENSE  
42 APPLICATION FEE, THE CITY CLERK SHALL REFER A COPY OF THE APPLICATION  
43 TO EACH OF THE FOLLOWING FOR THEIR APPROVAL: THE FIRE DEPARTMENT,  
44 THE BUILDING SAFETY OFFICE, THE POLICE DEPARTMENT, THE ZONING  
45 ADMINISTRATOR, AND THE CITY TREASURER.

1 (E) NO APPLICATION SHALL BE ACCEPTED BY THE CITY CLERK  
2 UNLESS:

3  
4 (1) THE FIRE DEPARTMENT AND THE BUILDING SAFETY OFFICE HAVE  
5 INSPECTED THE PROPOSED LOCATION FOR COMPLIANCE WITH ALL LAWS  
6 FOR WHICH THEY ARE CHARGED WITH ENFORCEMENT AND FOR  
7 COMPLIANCE WITH THE REQUIREMENTS OF THIS CHAPTER;

8  
9 (2) THE ZONING ADMINISTRATOR HAS CONFIRMED THAT THE  
10 PROPOSED LOCATION COMPLIES WITH THE ZONING CODE;

11  
12 (3) THE CITY TREASURER HAS CONFIRMED THAT THE APPLICANT AND  
13 EACH STAKEHOLDER OF THE APPLICANT ARE NOT IN DEFAULT TO THE  
14 CITY;

15  
16 (4) THE POLICE DEPARTMENT HAS DETERMINED THAT THE APPLICANT  
17 HAS MET THE REQUIREMENTS OF THIS CHAPTER WITH RESPECT TO THE  
18 BACKGROUND CHECK AND SECURITY PLAN.

19  
20 (F) IF WRITTEN APPROVAL IS GIVEN BY EACH INDIVIDUAL OR DEPARTMENT  
21 IDENTIFIED IN SUBSECTION (E), THE CITY CLERK SHALL ACCEPT A COPY OF THE  
22 APPLICATION FOR CONSIDERATION.

23  
24 **1300.6-LICENSE APPLICATION EVALUATION.**

25  
26 (A) EXCEPT AS PROVIDED IN 1300.8(A), THE CITY CLERK WILL ASSESS ALL  
27 APPLICATIONS PURSUANT TO THE PROVISIONS, REQUIREMENTS, AND  
28 CRITERIA SET FORTH IN THIS CHAPTER AND SHALL CONSULT WITH THE  
29 POLICE DEPARTMENT, THE FIRE DEPARTMENT, THE BUILDING SAFETY  
30 OFFICE, THE ZONING ADMINISTRATOR, AND THE FINANCE DEPARTMENT. THE  
31 CITY CLERK MAY CONSULT WITH OUTSIDE PROFESSIONALS IN THE BUSINESS  
32 AND FINANCE DISCIPLINES.

33  
34 (B) IN ITS APPLICATION DELIBERATIONS, THE CITY CLERK SHALL ASSESS  
35 EACH APPLICATION IN EACH OF THE FOLLOWING CATEGORIES:

36  
37 (1) WHETHER THE REPORTS ISSUED BY THE FIRE, POLICE, BUILDING  
38 SAFETY, ZONING AND TREASURY DEPARTMENTS INDICATE THAT  
39 THE APPLICANT OR ITS STAKEHOLDERS OR EMPLOYEES HAVE  
40 SATISFIED THE REQUIREMENTS OF 1300.5 (E) (1-4) AND SUFFICIENTLY  
41 ADDRESSED THE CONSIDERATIONS OF 1300.5 (B) (1-25).

42  
43 (2) WHETHER THE PROPOSED ESTABLISHMENT WILL NEGATIVELY  
44 IMPACT THE CHARACTER AND AESTHETICS OF THE SURROUNDING  
45 NEIGHBORHOOD AND COMMUNITY, INCLUDING WHETHER THE  
46 APPLICANT OR ITS STAKEHOLDERS HAVE ENGAGED IN POSITIVE

1 COMMUNITY OUTREACH ON BEHALF OF THE PROPOSED  
2 ESTABLISHMENT, AND WHETHER THE APPLICANT OR ITS  
3 STAKEHOLDERS HAVE MADE SIGNIFICANT IMPROVEMENTS TO THE  
4 BUILDING OR NEIGHBORHOOD WHERE THE PROPOSED  
5 ESTABLISHMENT IS TO BE LOCATED;

6  
7 (3) WHETHER THE APPLICANT AND ITS STAKEHOLDERS ARE PERSONS  
8 OF GOOD CHARACTER, HONESTY, AND INTEGRITY WHO DO NOT  
9 DISCREDIT OR TEND TO DISCREDIT PUBLIC CONFIDENCE AND TRUST  
10 IN THE MEDICAL MARIHUANA INDUSTRY, OR POSE A THREAT TO  
11 THE PUBLIC HEALTH, SECURITY, SAFETY, MORALS, GOOD ORDER, OR  
12 GENERAL WELFARE.

13  
14 (C) IF THE CITY CLERK ISSUES A CERTIFICATE OF APPROVAL TO AN  
15 APPLICANT, THE CITY CLERK SHALL ISSUE AN INITIAL LICENSE TO  
16 THAT APPLICANT WITHIN TEN (10) BUSINESS DAYS.

17  
18 (D) NOTHING IN THIS SECTION IS INTENDED TO CONFER A PROPERTY OR  
19 OTHER RIGHT, DUTY, PRIVILEGE OR INTEREST ENTITLING AN  
20 APPLICANT TO AN ADMINISTRATIVE HEARING UPON DENIAL OF AN  
21 APPLICATION OR WITH REGARD TO ANY SCORING DECISION.

22  
23 **1300.7 – LICENSE RENEWAL APPLICATION.**

24  
25 (A) APPLICATION FOR A LICENSE RENEWAL REQUIRED BY THIS  
26 CHAPTER SHALL BE MADE IN WRITING TO THE CITY CLERK AT LEAST THIRTY  
27 (30) DAYS PRIOR TO THE EXPIRATION OF AN EXISTING LICENSE.

28  
29 (B) AN APPLICATION FOR A LICENSE RENEWAL REQUIRED BY THIS  
30 CHAPTER SHALL BE MADE UNDER OATH ON FORMS PROVIDED BY THE CITY,  
31 AND SHALL CONTAIN ALL OF THE INFORMATION REQUIRED BY 1300.5(B).

32  
33 (C) AN APPLICATION SHALL BE ACCOMPANIED BY A RENEWAL FEE IN  
34 AN AMOUNT ESTABLISHED BY CITY COUNCIL RESOLUTION, OF WHICH HALF  
35 WILL BE RETURNED SHOULD THE LICENSE NOT BE RENEWED. THE RENEWAL  
36 FEE IS ESTABLISHED TO DEFRAID THE COSTS OF THE ADMINISTRATION OF THIS  
37 CHAPTER.

38  
39 (D) UPON RECEIPT OF A COMPLETED APPLICATION MEETING THE  
40 REQUIREMENTS OF THIS CHAPTER AND THE LICENSE RENEWAL FEE, THE CITY  
41 CLERK SHALL REFER A COPY OF THE RENEWAL APPLICATION TO EACH OF THE  
42 FOLLOWING FOR THEIR APPROVAL: THE FIRE DEPARTMENT, THE BUILDING  
43 SAFETY OFFICE, THE LANSING POLICE DEPARTMENT, THE ZONING  
44 ADMINISTRATOR, AND THE CITY TREASURER.

45  
46 (E) NO RENEWAL APPLICATION SHALL BE APPROVED UNLESS:

- 1  
2 (1) THE FIRE DEPARTMENT AND THE BUILDING SAFETY OFFICE HAVE  
3 INSPECTED THE PROPOSED LOCATION FOR COMPLIANCE WITH ALL  
4 LAWS FOR WHICH THEY ARE CHARGED WITH ENFORCEMENT WITHIN  
5 THE PAST CALENDAR YEAR;
- 6  
7 (2) THE ZONING ADMINISTRATOR HAS CONFIRMED THAT THE PROPOSED  
8 LOCATION CURRENTLY COMPLIES WITH THE ZONING CODE AND THIS  
9 CHAPTER;
- 10  
11 (3) THE CITY TREASURER HAS CONFIRMED THAT THE APPLICANT AND  
12 EACH STAKEHOLDER OF THE APPLICANT AND THE PROPOSED  
13 LOCATION OF THE FACILITY ARE NOT CURRENTLY IN DEFAULT TO THE  
14 CITY;
- 15  
16 (4) THE POLICE DEPARTMENT HAS REVIEWED THE APPLICATION AND  
17 DETERMINED THAT THE APPLICANT HAS SATISFIED THE  
18 REQUIREMENTS OF THIS CHAPTER WITH RESPECT TO THE  
19 BACKGROUND CHECK AND SECURITY PLAN;
- 20  
21 (5) THE CITY CLERK HAS REVIEWED THE APPLICATION FOR COMPLIANCE  
22 WITH 1300.6 (B)(1-3).

23  
24 (F) IF WRITTEN APPROVAL IS GIVEN BY EACH INDIVIDUAL OR DEPARTMENT  
25 IDENTIFIED IN SUBSECTION (E), THE CITY CLERK SHALL ISSUE A LICENSE  
26 RENEWAL TO THE APPLICANT. IF NO RENEWAL LICENSE IS ISSUED, HALF OF THE  
27 RENEWAL FEE SHALL BE RETURNED. THE RENEWAL SHALL BE DEEMED  
28 APPROVED IF THE CITY HAS NOT ISSUED FORMAL NOTICE OF APPROVAL OR  
29 DENIAL WITHIN 60 DAYS OF THE APPLICATION BEING FILED.

30  
31 **1300.8 – LICENSES GENERALLY.**

32  
33 (A) TO THE EXTENT PERMISSIBLE UNDER LAW, ALL INFORMATION  
34 SUBMITTED IN CONJUNCTION WITH AN APPLICATION FOR A LICENSE OR  
35 LICENSE RENEWAL REQUIRED BY THIS CHAPTER IS CONFIDENTIAL AND  
36 EXEMPT FROM DISCLOSURE UNDER THE MICHIGAN FREEDOM OF  
37 INFORMATION ACT, 1976 PA 442, MCL 15.231 ET SEQ.

38  
39 (B) LICENSEES MAY TRANSFER A LICENSE ISSUED UNDER THIS CHAPTER TO  
40 A DIFFERENT LOCATION UPON RECEIVING WRITTEN APPROVAL FROM THE  
41 CITY CLERK. IN ORDER TO REQUEST APPROVAL TO TRANSFER A LICENSE  
42 LOCATION, THE LICENSEE MUST MAKE A WRITTEN REQUEST TO THE CITY  
43 CLERK, INDICATING THE CURRENT LICENSE LOCATION AND THE PROPOSED  
44 LICENSE LOCATION. UPON RECEIVING THE WRITTEN REQUEST, THE CITY  
45 CLERK SHALL REFER A COPY OF THE WRITTEN REQUEST TO EACH OF THE  
46 FOLLOWING FOR THEIR APPROVAL: THE FIRE DEPARTMENT, THE BUILDING

1 SAFETY OFFICE, THE POLICE DEPARTMENT, THE ZONING ADMINISTRATOR,  
2 AND THE CITY TREASURER. NO LICENSE TRANSFER SHALL BE APPROVED  
3 UNLESS EACH SUCH INDIVIDUAL OR DEPARTMENT GIVES WRITTEN  
4 APPROVAL THAT THE LICENSEE AND THE PROPOSED LICENSE LOCATION  
5 MEET THE STANDARDS IDENTIFIED IN 1300.5(E) AND THE CITY CLERK HAS  
6 DETERMINED THAT THE PROPOSED LOCATION MEETS THE REQUIREMENTS  
7 OF 1300.6 (B)(2).  
8

9 (C) LICENSEES MAY TRANSFER A LICENSE ISSUED UNDER THIS CHAPTER TO  
10 A DIFFERENT INDIVIDUAL OR ENTITY UPON RECEIVING WRITTEN APPROVAL  
11 BY THE CITY CLERK. IN ORDER TO REQUEST APPROVAL TO TRANSFER A  
12 LICENSE TO A DIFFERENT INDIVIDUAL OR ENTITY, THE LICENSEE MUST  
13 MAKE A WRITTEN REQUEST TO THE CITY CLERK, INDICATING THE CURRENT  
14 LICENSEE AND THE PROPOSED LICENSEE. UPON RECEIVING THE WRITTEN  
15 REQUEST, THE CITY CLERK SHALL CONSIDER THE REQUEST AS A NEW  
16 APPLICATION FOR A LICENSE AND THE PROCEDURES SET FORTH IN 1300.5  
17 AND 1300.6 SHALL BE FOLLOWED.  
18

19 (D) LICENSEES SHALL REPORT ANY OTHER CHANGE IN THE INFORMATION  
20 REQUIRED BY THIS CHAPTER TO THE CITY CLERK WITHIN TEN (10)  
21 BUSINESS DAYS OF THE CHANGE. FAILURE TO DO SO MAY RESULT IN  
22 SUSPENSION OR REVOCATION OF THE LICENSE.  
23

24 **1300.9 - MINIMUM OPERATIONAL STANDARDS OF A MEDICAL MARIHUANA**  
25 **PROVISIONING CENTER.**  
26

27 (A) EVERY MEDICAL MARIHUANA PROVISIONING CENTER MUST BE LOCATED  
28 IN A BUILDING.  
29

30 (B) NO MEDICAL MARIHUANA PROVISIONING CENTER SHALL BE OPEN  
31 BETWEEN THE HOURS OF 10 P.M. AND 9 A.M.;  
32

33 (C) CONSUMPTION OF MARIHUANA SHALL BE PROHIBITED ON THE PREMISES  
34 OF A MEDICAL MARIHUANA PROVISIONING CENTER EXCEPT AS PERMITTED BY  
35 LANSING CITY CHARTER SECTION 8-501 AND STATE LAW;  
36

37 (D) A MEDICAL MARIHUANA PROVISIONING CENTER SHALL CONTINUOUSLY  
38 MONITOR THE ENTIRE PREMISES ON WHICH THEY ARE OPERATED WITH  
39 SURVEILLANCE SYSTEMS THAT INCLUDE SECURITY CAMERAS. THE VIDEO  
40 RECORDINGS SHALL BE MAINTAINED IN A SECURE, OFF-SITE LOCATION FOR A  
41 PERIOD OF 14 DAYS;  
42

43 (E) UNLESS PERMITTED BY THE MMMA, PUBLIC OR COMMON AREAS OF THE  
44 MEDICAL MARIHUANA PROVISIONING CENTER MUST BE SEPARATED FROM  
45 RESTRICTED OR NON-PUBLIC AREAS OF THE PROVISIONING CENTER BY A  
46 PERMANENT BARRIER. UNLESS PERMITTED BY THE MMMA, NO MEDICAL



1 MARIHUANA IS PERMITTED TO BE STORED, DISPLAYED, OR TRANSFERRED IN AN  
2 AREA ACCESSIBLE TO THE GENERAL PUBLIC;

3  
4 (F) ALL MEDICAL MARIHUANA STORAGE AREAS WITHIN MEDICAL  
5 MARIHUANA PROVISIONING CENTER MUST BE SEPARATED FROM ANY  
6 CUSTOMER/PATIENT AREAS BY A PERMANENT BARRIER. UNLESS PERMITTED BY  
7 THE MMMA, NO MEDICAL MARIHUANA IS PERMITTED TO BE STORED IN AN  
8 AREA ACCESSIBLE BY THE GENERAL PUBLIC OR REGISTERED  
9 CUSTOMERS/PATIENTS. MEDICAL MARIHUANA MAY BE DISPLAYED IN A SALES  
10 AREA ONLY IF PERMITTED BY THE MMFLA;

11  
12 (G) ANY USABLE MEDICAL MARIHUANA REMAINING ON THE PREMISES OF A  
13 MEDICAL MARIHUANA PROVISIONING CENTER WHILE THE MEDICAL  
14 MARIHUANA PROVISIONING CENTER IS NOT IN OPERATION SHALL BE SECURED  
15 IN A SAFE PERMANENTLY AFFIXED TO THE PREMISES;

16  
17 (H) DRIVE-THRU WINDOWS ON THE PREMISES OF A MEDICAL MARIHUANA  
18 PROVISIONING CENTER SHALL NOT BE PERMITTED;

19  
20 (I) NO MEDICAL MARIHUANA PROVISIONING CENTER SHALL BE OPERATED IN  
21 A MANNER CREATING NOISE, DUST, VIBRATION, GLARE, FUMES, OR ODORS  
22 DETECTABLE TO NORMAL SENSES BEYOND THE BOUNDARIES OF THE PROPERTY  
23 ON WHICH THE MEDICAL MARIHUANA PROVISIONING CENTER IS OPERATED;

24  
25 (J) THE LICENSE REQUIRED BY THIS CHAPTER SHALL BE PROMINENTLY  
26 DISPLAYED ON THE PREMISES OF A MEDICAL MARIHUANA PROVISIONING  
27 CENTER;

28  
29 (K) DISPOSAL OF MEDICAL MARIHUANA SHALL BE ACCOMPLISHED IN A  
30 MANNER THAT PREVENTS ITS ACQUISITION BY ANY PERSON WHO MAY NOT  
31 LAWFULLY POSSESS IT AND OTHERWISE IN CONFORMANCE WITH STATE LAW;

32  
33 (L) ALL MEDICAL MARIHUANA DELIVERED TO A PATIENT SHALL BE  
34 PACKAGED AND LABELED AS PROVIDED BY STATE LAW AND THIS CHAPTER.  
35 THE LABEL SHALL INCLUDE:

- 36  
37 (1) A UNIQUE ALPHANUMERIC IDENTIFIER FOR THE PERSON TO WHOM IT  
38 IS BEING DELIVERED;
- 39 (2) A UNIQUE ALPHA NUMERIC IDENTIFIER FOR THE CULTIVATION  
40 SOURCE OF THE MARIHUANA;
- 41 (3) THAT THE PACKAGE CONTAINS MARIHUANA;
- 42 (4) THE DATE OF DELIVERY, WEIGHT, TYPE OF MARIHUANA AND DOLLAR  
43 AMOUNT OR OTHER CONSIDERATION BEING EXCHANGED IN THE  
44 TRANSACTION;

1 (5) A CERTIFICATION THAT ALL MARIHUANA IN ANY FORM CONTAINED IN  
2 THE PACKAGE WAS CULTIVATED, MANUFACTURED, AND PACKAGED IN  
3 THE STATE OF MICHIGAN;

4 (6) THE WARNING THAT; “THIS PRODUCT IS MANUFACTURED WITHOUT  
5 ANY REGULATORY OVERSIGHT FOR HEALTH, SAFETY OR EFFICACY.  
6 THERE MAY BE HEALTH RISKS ASSOCIATED WITH THE INGESTION OR  
7 USE OF THIS PRODUCT. USING THIS PRODUCT MAY CAUSE  
8 DROWSINESS. DO NOT DRIVE OR OPERATE HEAVY MACHINERY WHILE  
9 USING THIS PRODUCT. KEEP THIS PRODUCT OUT OF REACH OF  
10 CHILDREN. THIS PRODUCT MAY NOT BE USED IN ANY WAY THAT DOES  
11 NOT COMPLY WITH STATE LAW OR BY PERSON WHO DOES NOT  
12 POSSESS A VALID MEDICAL MARIHUANA PATIENT REGISTRY CARD.”

13 (7) THE NAME, ADDRESS, EMAIL ADDRESS, AND TELEPHONE NUMBER OF  
14 AN AUTHORIZED REPRESENTATIVE OF THE DISPENSARY WHOM A  
15 PATIENT CAN CONTACT WITH ANY QUESTIONS REGARDING THE  
16 PRODUCT.  
17

18 (M) A LICENSEE SHALL REQUIRE ALL REGISTERED PATIENTS PRESENT BOTH  
19 THEIR MICHIGAN MEDICAL MARIHUANA PATIENT/CAREGIVER ID CARD AND  
20 STATE IDENTIFICATION PRIOR TO ENTERING RESTRICTED/LIMITED AREAS OR  
21 NON-PUBLIC AREAS OF THE MEDICAL MARIHUANA PROVISIONING CENTER, AND  
22 IF NO RESTRICTED/LIMITED AREA IS REQUIRED, THEN PROMPTLY UPON  
23 ENTERING THE MEDICAL MARIHUANA PROVISIONING CENTER.  
24

25 (N) THE PREMISES SHALL BE OPEN FOR INSPECTION DURING THE STATED  
26 HOURS OF OPERATION AND AS SUCH OTHER TIMES AS ANYONE IS PRESENT ON  
27 THE PREMISES.  
28

29 (O) IT SHALL BE PROHIBITED TO DISPLAY ANY SIGNS THAT ARE  
30 INCONSISTENT WITH LOCAL LAWS OR REGULATIONS OR STATE LAW.  
31

32 (P) IT SHALL BE PROHIBITED FROM DISPLAYING OR DISTRIBUTING IN ANY  
33 MANNER, PHYSICALLY OR ELECTRONICALLY, ADVERTISING MATERIAL THAT IS  
34 MISLEADING, DECEPTIVE, OR FALSE, OR THAT IS DESIGNED TO APPEAL TO  
35 MINORS.  
36

37 (Q) NO LICENSED MEDICAL MARIHUANA PROVISIONING CENTER SHALL  
38 PLACE OR MAINTAIN, OR CAUSE TO BE PLACED OR MAINTAINED, AN  
39 ADVERTISEMENT OF MEDICAL MARIHUANA IN ANY FORM OR THROUGH ANY  
40 MEDIUM:  
41

42 (1) WITHIN ONE THOUSAND (1,000) FEET MEASURED PROPERTY LINE TO  
43 PROPERTY LINE OF THE REAL PROPERTY LINE COMPRISING AN OPERATIONAL  
44 SCHOOL; A COMMERCIAL CHILD CARE ORGANIZATION (NON-HOME  
45 OCCUPATION) THAT IS REQUIRED TO BE LICENSED OR REGISTERED WITH THE  
46 MICHIGAN DEPARTMENT OF HEALTH AND HUMAN SERVICES, OR ITS

1 SUCCESSOR AGENCY, UNDER THE CHILD CARE ORGANIZATIONS ACT, 1973 PA  
2 116, MCL 722.11 ET SEQ; OR

3  
4 (2) WITHIN FIVE HUNDRED (500) FEET, MEASURED PROPERTY LINE TO  
5 PROPERTY LINE, OF A FACILITY AT WHICH SUBSTANCE ABUSE PREVENTION  
6 SERVICES OR SUBSTANCE ABUSE TREATMENT AND REHABILITATION  
7 SERVICES, AS THOSE TERMS ARE DEFINED IN PART 61 OF PA 368 OF 1978, MCL  
8 333.6101 ET SEQ., ARE OFFERED; A CHURCH OR OTHER STRUCTURE IN WHICH  
9 RELIGIOUS SERVICES ARE CONDUCTED; **PARKS**; OR ANOTHER MEDICAL  
10 MARIHUANA ESTABLISHMENT.

11  
12 (R) CERTIFIED LABORATORY TESTING RESULTS THAT DISPLAY AT A  
13 MINIMUM THE TETRAHYDROCANNABINOL (THC), CANNABIDIOL (CBD), TOTAL  
14 CANNABINOID TESTING RESULTS, AND A PASS/FAIL RATING BASED ON THE  
15 CERTIFIED LABORATORY'S STATE-REQUIRED TESTING MUST BE AVAILABLE TO  
16 ALL MEDICAL MARIHUANA PROVISIONING CENTER PATIENTS/CUSTOMERS UPON  
17 REQUEST AND PROMINENTLY DISPLAYED.

18  
19 **1300.10 - MINIMUM OPERATIONAL STANDARDS OF A MEDICAL MARIHUANA**  
20 **GROWER FACILITY.**

21  
22 (A) THE FOLLOWING MINIMUM STANDARDS FOR MEDICAL MARIHUANA  
23 GROWER FACILITIES SHALL APPLY:

24  
25 (1) THE MEDICAL MARIHUANA GROWER FACILITY SHALL COMPLY AT ALL  
26 TIMES AND IN ALL CIRCUMSTANCES WITH THE MMMA, THE MMFLA, THE  
27 MTA, AND THE GENERAL RULES OF THE **MEDICAL MARIHUANA LICENSING**  
28 **BOARD AND THE DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS,**  
29 **OR THEIR SUCCESSORS, AS THE FOREGOING LAWS AND REGULATIONS MAY**  
30 **BE AMENDED FROM TIME TO TIME;**

31  
32 (2) EXCEPT AS PROVIDED BY STATE LAW AND LANSING CITY CHARTER,  
33 CONSUMPTION AND/OR USE OF MEDICAL MARIHUANA SHALL BE PROHIBITED  
34 AT THE GROWER FACILITY;

35  
36 (3) ALL GROWER ACTIVITY RELATED TO THE GROWER FACILITY SHALL BE  
37 PERFORMED IN A BUILDING;

38  
39 (4) THE PREMISES SHALL BE OPEN FOR INSPECTION DURING THE STATED  
40 HOURS OF OPERATION AND AS SUCH OTHER TIMES AS ANYONE IS PRESENT  
41 ON THE PREMISES;

42  
43 (5) ANY MEDICAL MARIHUANA GROWER FACILITY **SHALL** COMPLY WITH  
44 THE MTA AND SHALL MAINTAIN A LOG BOOK AND/OR DATABASE  
45 IDENTIFYING BY DATE THE AMOUNT OF MEDICAL MARIHUANA AND THE  
46 NUMBER OF MEDICAL MARIHUANA PLANTS ON THE PREMISES WHICH SHALL

1 NOT EXCEED THE AMOUNT PERMITTED UNDER THE GROWER LICENSE  
2 ISSUED BY THE STATE OF MICHIGAN. THIS LOG SHALL BE AVAILABLE TO  
3 LAW ENFORCEMENT PERSONNEL TO CONFIRM THAT THE MEDICAL  
4 MARIHUANA GROWER DOES NOT HAVE MORE MEDICAL MARIHUANA THAN  
5 AUTHORIZED AT THE LOCATION AND SHALL NOT BE USED TO DISCLOSE  
6 MORE INFORMATION THAN IS REASONABLY NECESSARY TO VERIFY THE  
7 LAWFUL AMOUNT OF MEDICAL MARIHUANA AT THE FACILITY;

8  
9 (6) ALL MEDICAL MARIHUANA SHALL BE CONTAINED WITHIN THE  
10 BUILDING IN A LOCKED FACILITY IN ACCORDANCE WITH THE MMMA, THE  
11 MMFLA, MTA, AND THE RULES AND REGULATIONS OF THE MEDICAL  
12 MARIHUANA LICENSING BOARD, AS AMENDED;

13  
14 (7) ALL NECESSARY BUILDING, ELECTRICAL PLUMBING AND MECHANICAL  
15 PERMITS SHALL BE OBTAINED FROM THE CITY OF LANSING OR OTHER  
16 APPLICABLE GOVERNMENT AUTHORITY FOR ANY PORTION OF THE  
17 STRUCTURE IN WHICH ELECTRICAL WIRING, LIGHTING AND/OR WATERING  
18 DEVICES THAT SUPPORT THE CULTIVATION, GROWING OR HARVESTING OF  
19 MARIHUANA ARE LOCATED;

20  
21 (8) THAT PORTION OF THE STRUCTURE WHERE ANY CHEMICALS SUCH AS  
22 HERBICIDES, PESTICIDES, AND FERTILIZERS ARE STORED SHALL BE SUBJECT  
23 TO INSPECTION AND APPROVAL BY THE LANSING FIRE DEPARTMENT TO  
24 INSURE COMPLIANCE WITH THE MICHIGAN FIRE CODES;

25  
26 (9) THE DISPENSING OF MEDICAL MARIHUANA AT THE MEDICAL  
27 MARIHUANA GROWER FACILITY SHALL BE PROHIBITED;

28  
29 (10) THERE SHALL BE NO OTHER ACCESSORY USES PERMITTED WITHIN  
30 THE SAME FACILITY OTHER THAN THOSE ASSOCIATED WITH CULTIVATING,  
31 PROCESSING, OR TESTING MEDICAL MARIHUANA. MULTI-TENANT  
32 COMMERCIAL BUILDINGS MAY PERMIT ACCESSORY USES IN SUITES  
33 SEGREGATED FROM MEDICAL MARIHUANA GROWER FACILITY;

34  
35 (11) ALL PERSONS WORKING IN DIRECT CONTACT WITH MEDICAL  
36 MARIHUANA SHALL CONFORM TO HYGIENIC PRACTICES WHILE ON DUTY,  
37 INCLUDING BUT NOT LIMITED TO:

38  
39 (I) MAINTAINING ADEQUATE PERSONAL CLEANLINESS;

40  
41 (II) WASHING HANDS THOROUGHLY IN ADEQUATE HAND-WASHING  
42 AREAS BEFORE STARTING WORK AND AT ANY OTHER TIME WHEN THE  
43 HANDS MAY HAVE BECOME SOILED OR CONTAMINATED.

44  
45 (III) REFRAINING FROM HAVING DIRECT CONTACT WITH MEDICAL  
46 MARIHUANA IF THE PERSON HAS OR MAY HAVE AN ILLNESS, OPEN

1 LESION, INCLUDING BOILS, SORES OR INFECTED WOUNDS, OR ANY OTHER  
2 ABNORMAL SOURCE OF MICROBIAL CONTAMINATION, UNTIL THE  
3 CONDITION IS CORRECTED.  
4

5 (12) LITTER AND WASTE SHALL BE PROPERLY REMOVED AND THE  
6 OPERATING SYSTEMS FOR WASTE DISPOSAL ARE MAINTAINED IN AN  
7 ADEQUATE MANNER SO THAT THEY DO NOT CONSTITUTE A SOURCE OF  
8 CONTAMINATION IN AREAS WHERE MEDICAL MARIHUANA IS EXPOSED;  
9

10 (13) FLOORS, WALLS, AND CEILINGS SHALL BE CONSTRUCTED IN SUCH A  
11 MANNER THAT THEY MAY BE ADEQUATELY CLEANED AND KEPT CLEAN AND  
12 IN GOOD REPAIR;  
13

14 (14) THERE SHALL BE ADEQUATE SCREENING OR OTHER PROTECTION  
15 AGAINST THE ENTRY OF PESTS. RUBBISH SHALL BE DISPOSED OF SO AS TO  
16 MINIMIZE THE DEVELOPMENT OF ODOR AND MINIMIZE THE POTENTIAL FOR  
17 WASTE DEVELOPMENT AND MINIMIZE THE POTENTIAL FOR WASTE  
18 BECOMING AN ATTRACTANT, HARBORAGE OR BREEDING PLACE FOR PESTS;  
19

20 (15) ANY BUILDINGS, FIXTURES AND OTHER FACILITIES SHALL BE  
21 MAINTAINED IN A SANITARY CONDITION;  
22

23 (16) EACH CULTIVATION CENTER SHALL PROVIDE ITS OCCUPANTS WITH  
24 ADEQUATE AND READILY ACCESSIBLE TOILET FACILITIES THAT ARE  
25 MAINTAINED IN A SANITARY CONDITION AND GOOD REPAIR;  
26

27 (17) MEDICAL MARIHUANA THAT CAN SUPPORT THE RAPID GROWTH OF  
28 UNDESIRABLE MICROORGANISMS SHALL BE HELD IN A MANNER THAT  
29 PREVENTS THE GROWTH OF THESE MICROORGANISMS;  
30

31 (18) MEDICAL MARIHUANA GROWER FACILITIES SHALL BE FREE FROM  
32 INFESTATION BY INSECTS, RODENTS, BIRDS, OR VERMIN OR ANY KIND;  
33

34 (19) MEDICAL MARIHUANA GROWER FACILITIES SHALL PRODUCE NO  
35 PRODUCTS OTHER THAN USEABLE MEDICAL MARIHUANA INTENDED FOR  
36 HUMAN CONSUMPTION.  
37

38 (B) EXTERIOR SIGNAGE OR ADVERTISING IDENTIFYING THE FACILITY AS A  
39 MEDICAL MARIHUANA GROWER FACILITY SHALL BE PROHIBITED.  
40

41 **1300.11 - MINIMUM OPERATIONAL STANDARDS OF A MEDICAL MARIHUANA**  
42 **SAFETY COMPLIANCE FACILITY.**  
43

44 (A) THE FOLLOWING MINIMUM STANDARDS FOR SAFETY COMPLIANCE  
45 FACILITIES SHALL APPLY:  
46

1 (1) THE SAFETY COMPLIANCE FACILITY SHALL COMPLY AT ALL TIMES  
2 AND IN ALL CIRCUMSTANCES WITH THE MMMA, THE MMFLA, THE MTA, AND  
3 THE GENERAL RULES OF THE **MEDICAL MARIHUANA LICENSING BOARD AND**  
4 **THE DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS, OR THEIR**  
5 **SUCCESSORS, AS THE FOREGOING LAWS AND REGULATIONS MAY BE**  
6 **AMENDED FROM TIME TO TIME**

7  
8 (2) EXCEPT AS PROVIDED BY STATE LAW AND SECTION 8-501 OF THE  
9 LANSING CITY CHARTER CONSUMPTION AND/OR USE OF MEDICAL  
10 MARIHUANA SHALL BE PROHIBITED AT THE FACILITY;

11  
12 (3) THE PREMISES SHALL BE OPEN FOR INSPECTION DURING THE STATED  
13 HOURS OF OPERATION AND AS SUCH OTHER TIMES AS ANYONE IS PRESENT  
14 ON THE PREMISES;

15  
16 (4) ANY SAFETY COMPLIANCE FACILITY SHALL MAINTAIN A LOG BOOK  
17 AND/OR DATABASE IDENTIFYING BY DATE THE AMOUNT OF MEDICAL  
18 MARIHUANA ON THE PREMISES AND FROM WHICH PARTICULAR SOURCE.  
19 THE FACILITY SHALL MAINTAIN THE CONFIDENTIALITY OF QUALIFYING  
20 PATIENTS IN COMPLIANCE WITH THE **MMMA, MMFLA, AND MTA,** AS  
21 AMENDED;

22  
23 (5) ALL MEDICAL MARIHUANA SHALL BE CONTAINED WITHIN THE  
24 BUILDING IN AN ENCLOSED, LOCKED FACILITY IN ACCORDANCE WITH THE  
25 MMMA, THE MMFLA, THE MTA, AND THE RULES AND REGULATIONS OF THE  
26 MEDICAL MARIHUANA LICENSING BOARD, AS AMENDED;

27  
28 (6) THERE SHALL BE NO OTHER ACCESSORY USES PERMITTED WITHIN THE  
29 SAME FACILITY OTHER THAN THOSE ASSOCIATED WITH TESTING MEDICAL  
30 MARIHUANA;

31  
32 (7) ALL PERSONS WORKING IN DIRECT CONTACT WITH MEDICAL  
33 MARIHUANA SHALL CONFORM TO HYGIENIC PRACTICES WHILE ON DUTY;

34  
35 (8) LITTER AND WASTE SHALL BE PROPERLY REMOVED AND THE  
36 OPERATING SYSTEMS FOR WASTE DISPOSAL ARE MAINTAINED IN AN  
37 ADEQUATE MANNER SO THAT THEY DO NOT CONSTITUTE A SOURCE OF  
38 CONTAMINATION IN AREAS WHERE MEDICAL MARIHUANA IS EXPOSED;

39  
40 (9) FLOORS, WALLS AND CEILINGS SHALL BE CONSTRUCTED IN SUCH A  
41 MANNER THAT THEY MAY **BE** ADEQUATELY CLEANED AND KEPT CLEAN AND  
42 IN GOOD REPAIR;

43  
44 (10) ANY BUILDINGS, FIXTURES AND OTHER FACILITIES SHALL BE  
45 MAINTAINED IN A SANITARY CONDITION;

1 (11) MEDICAL MARIHUANA THAT CAN SUPPORT THE RAPID GROWTH OF  
2 UNDESIRABLE MICROORGANISMS SHALL BE HELD IN A MANNER THAT  
3 PREVENTS THE GROWTH OF THESE MICROORGANISMS;  
4

5 (B) EXTERIOR SIGNAGE OR ADVERTISING IDENTIFYING THE FACILITY AS A  
6 MEDICAL MARIHUANA SAFETY COMPLIANCE FACILITY SHALL BE PROHIBITED.  
7

8 **1300.12 - MINIMUM OPERATIONAL STANDARDS OF A MEDICAL MARIHUANA**  
9 **PROCESSOR FACILITY AND A MEDICAL MARIHUANA SECURE TRANSPORTER.**

10  
11 (A) THE FOLLOWING MINIMUM STANDARDS FOR PROCESSOR AND A SECURE  
12 TRANSPORTER SHALL APPLY:  
13

14 (1) THE PROCESSOR AND SECURE TRANSPORTER SHALL COMPLY AT ALL  
15 TIMES AND IN ALL CIRCUMSTANCES WITH THE MMMA, THE MMFLA, MTA  
16 AND THE GENERAL RULES OF THE MEDICAL MARIHUANA LICENSING BOARD  
17 AND THE DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS, OR THEIR  
18 SUCCESSORS, AS THE FOREGOING LAWS AND REGULATIONS MAY BE  
19 AMENDED FROM TIME TO TIME;  
20

21 (2) EXCEPT AS PROVIDED BY STATE LAW AND SECTION 8-501 OF THE  
22 LANSING CITY CHARTER, CONSUMPTION AND/OR USE OF MEDICAL  
23 MARIHUANA SHALL BE PROHIBITED AT THE PROCESSOR OR SECURE  
24 TRANSPORTER FACILITY;  
25

26 (3) ALL ACTIVITY RELATED TO THE PROCESSOR FACILITY SHALL BE  
27 PERFORMED INDOORS IN A BUILDING;  
28

29 (4) THE PREMISES SHALL BE OPEN FOR INSPECTION DURING THE STATED  
30 HOURS OF OPERATION AND AS SUCH OTHER TIMES AS ANYONE IS PRESENT  
31 ON THE PREMISES;  
32

33 (5) ANY PROCESSOR AND/OR SECURE TRANSPORTER FACILITY SHALL  
34 MAINTAIN A LOG BOOK AND/OR DATABASE IN ACCORDANCE WITH THE  
35 MMFLA, THE MTA AND THE RULES AND REGULATIONS OF THE MEDICAL  
36 MARIHUANA LICENSING BOARD IDENTIFYING BY DATE THE AMOUNT OF  
37 MEDICAL MARIHUANA ON THE PREMISES WHICH SHALL NOT EXCEED THE  
38 AMOUNT PERMITTED UNDER THE PROCESSOR LICENSE ISSUED BY THE STATE  
39 OF MICHIGAN, TO THE EXTENT A STATE PERMIT PROCESS EXISTS. THIS LOG  
40 SHALL BE AVAILABLE TO LAW ENFORCEMENT PERSONNEL TO CONFIRM  
41 THAT THE PROCESSOR DOES NOT HAVE MORE MEDICAL MARIHUANA THAN  
42 AUTHORIZED AT THE LOCATION AND SHALL NOT BE USED TO DISCLOSE  
43 MORE INFORMATION THAN IS REASONABLY NECESSARY TO VERIFY THE  
44 LAWFUL AMOUNT OF MEDICAL MARIHUANA AT THE FACILITY;  
45

1 (6) ALL MEDICAL MARIJUANA WILL BE TAGGED WITH UNIQUE  
2 IDENTIFICATION.  
3

4 (7) ALL MEDICAL MARIHUANA SHALL BE CONTAINED WITHIN THE  
5 BUILDING IN A LOCKED FACILITY IN ACCORDANCE WITH THE MMMA, THE  
6 MMFLA, MTA AND THE RULES AND REGULATIONS OF THE MEDICAL  
7 MARIHUANA LICENSING BOARD, AS AMENDED;  
8

9 (8) ALL NECESSARY BUILDING, ELECTRICAL PLUMBING AND MECHANICAL  
10 PERMITS SHALL BE OBTAINED FOR ANY PORTION OF THE STRUCTURE IN  
11 WHICH ELECTRICAL WIRING FOR DEVICES THAT SUPPORT THE PROCESSING  
12 OR SECURE TRANSPORTING OF MEDICAL MARIHUANA ARE LOCATED;  
13

14 (9) THAT PORTION OF THE STRUCTURE WHERE THE STORAGE OF ANY  
15 CHEMICALS EXIST SHALL BE SUBJECT TO INSPECTION AND APPROVAL BY  
16 THE LANSING FIRE DEPARTMENT TO INSURE COMPLIANCE WITH THE  
17 MICHIGAN FIRE PROTECTION CODE;  
18

19 (10) THE DISPENSING OF MEDICAL MARIHUANA AT THE MEDICAL  
20 MARIHUANA PROCESSOR OR SECURE TRANSPORTER FACILITY SHALL BE  
21 PROHIBITED EXCEPT AS AUTHORIZED BY LANSING CITY CHARTER AND  
22 STATE LAW;  
23

24 (11) THERE SHALL BE NO OTHER ACCESSORY USES PERMITTED WITHIN  
25 THE SAME FACILITY OTHER THAN THOSE ASSOCIATED WITH THE  
26 PROCESSING OR SECURE TRANSPORTING OF MEDICAL MARIHUANA. MULTI-  
27 TENANT COMMERCIAL BUILDINGS MAY PERMIT ACCESSORY USES IN SUITES  
28 SEGREGATED FROM THE PROCESSOR FACILITY;  
29

30 (12) ALL PERSONS WORKING IN DIRECT CONTACT WITH MEDICAL  
31 MARIHUANA SHALL CONFORM TO HYGIENIC PRACTICES WHILE ON DUTY,  
32 INCLUDING BUT NOT LIMITED TO:  
33

34 (I) MAINTAINING ADEQUATE PERSONAL CLEANLINESS;  
35

36 (II) WASHING HANDS THOROUGHLY IN ADEQUATE HAND-WASHING  
37 AREAS BEFORE STARTING WORK AND AT ANY OTHER TIME WHEN THE  
38 HANDS MAY HAVE BECOME SOILED OR CONTAMINATED.  
39

40 (III) REFRAINING FROM HAVING DIRECT CONTACT WITH MEDICAL  
41 MARIHUANA IF THE PERSON HAS OR MAY HAVE AN ILLNESS, OPEN  
42 LESION, INCLUDING BOILS, SORES OR INFECTED WOUNDS, OR ANY OTHER  
43 ABNORMAL SOURCE OF MICROBIAL CONTAMINATION, UNTIL THE  
44 CONDITION IS CORRECTED.  
45



1 (13) LITTER AND WASTE SHALL BE PROPERLY REMOVED AND THE  
2 OPERATING SYSTEMS FOR WASTE DISPOSAL ARE MAINTAINED IN AN  
3 ADEQUATE MANNER SO THAT THEY DO NOT CONSTITUTE A SOURCE OF  
4 CONTAMINATION IN AREAS WHERE MEDICAL MARIHUANA IS EXPOSED;  
5

6 (14) FLOORS, WALLS, AND CEILINGS SHALL BE CONSTRUCTED IN SUCH A  
7 MANNER THAT THEY MAY BE ADEQUATELY CLEANED AND KEPT CLEAN AND  
8 IN GOOD REPAIR;  
9

10 (15) THERE SHALL BE ADEQUATE SCREENING OR OTHER PROTECTION  
11 AGAINST THE ENTRY OF PESTS. RUBBISH SHALL BE DISPOSED OF SO AS TO  
12 MINIMIZE THE DEVELOPMENT OF ODOR AND MINIMIZE THE POTENTIAL FOR  
13 THE WASTE DEVELOPMENT OF ODOR AND MINIMIZE THE POTENTIAL FOR  
14 WASTE BECOMING AND ATTRACTANT, HARBORAGE OR BREEDING PLACES  
15 FOR PESTS;  
16

17 (16) ANY BUILDINGS, FIXTURES AND OTHER FACILITIES SHALL BE  
18 MAINTAINED IN A SANITARY CONDITION;  
19

20 (17) EACH MEDICAL MARIHUANA PROCESSOR FACILITY SHALL PROVIDE  
21 ITS OCCUPANTS WITH ADEQUATE AND READILY ACCESSIBLE TOILET  
22 FACILITIES THAT ARE MAINTAINED IN A SANITARY CONDITION AND GOOD  
23 REPAIR;  
24

25 (18) MEDICAL MARIHUANA THAT CAN SUPPORT THE RAPID GROWTH OF  
26 UNDESIRABLE MICROORGANISMS SHALL BE HELD IN A MANNER THAT  
27 PREVENTS THE GROWTH OF THESE MICROORGANISMS;  
28

29 (19) PROCESSOR FACILITIES SHALL BE FREE FROM INFESTATION BY  
30 INSECTS, RODENTS, BIRDS, OR VERMIN OR ANY KIND;  
31

32 (20) PROCESSOR FACILITIES SHALL PRODUCE NO PRODUCTS OTHER THAN  
33 USEABLE MEDICAL MARIHUANA INTENDED FOR HUMAN CONSUMPTION.  
34

35 (B) EXTERIOR SIGNAGE OR ADVERTISING IDENTIFYING THE FACILITY AS A  
36 PROCESSOR FACILITY SHALL BE PROHIBITED.  
37

38 **1300.13 - LOCATION OF MEDICAL MARIHUANA PROVISIONING CENTERS .**  
39

40 (A) NO MEDICAL MARIHUANA PROVISIONING CENTER SHALL BE LOCATED  
41 WITHIN:  
42

- 43 (1) ONE THOUSAND (1000) FEET, MEASURED FROM PROPERTY LINE  
44 TO PROPERTY LINE, OF AN OPERATIONAL SCHOOL; A  
45 COMMERCIAL CHILD CARE ORGANIZATION (NON-HOME  
46 OCCUPATION) THAT IS REQUIRED TO BE LICENSED OR

1 REGISTERED WITH THE MICHIGAN DEPARTMENT OF HEALTH  
2 AND HUMAN SERVICES, OR ITS SUCCESSOR AGENCY, UNDER THE  
3 CHILD CARE ORGANIZATIONS ACT, 1973 PA 116, MCL 722.11 ET  
4 SEQ.;

- 5  
6 (2) FIVE HUNDRED (500) FEET, MEASURED FROM PROPERTY LINE TO  
7 PROPERTY LINE, OF; A FACILITY AT WHICH SUBSTANCE ABUSE  
8 PREVENTION SERVICES OR SUBSTANCE ABUSE TREATMENT AND  
9 REHABILITATION SERVICES, AS THOSE TERMS ARE DEFINED IN  
10 PART 61 OF PA 368 OF 1978, MCL 333.6101 ET SEQ., ARE OFFERED; A  
11 CHURCH OR OTHER STRUCTURE IN WHICH RELIGIOUS SERVICES  
12 ARE CONDUCTED; **PARKS**; OR ANOTHER MEDICAL MARIHUANA  
13 ESTABLISHMENT.

14  
15 (B) MEDICAL MARIHUANA PROVISIONING CENTERS SHALL BE LIMITED TO F  
16 AND F1-COMMERCIAL, G2-WHOLESALE, H-LIGHT INDUSTRIAL, AND I-HEAVY  
17 INDUSTRIAL AS PROVIDED BY THE ZONING PROVISIONS OF THE LANSING  
18 CODIFIED ORDINANCES.

19  
20 **(C) NO MEDICAL MARIHUANA PROVISIONING CENTER SHALL BE LOCATED**  
21 **WITHIN ANOTHER BUSINESS.**

22  
23 **(D) NO MEDICAL MARIHUANA ESTABLISHMENT SHALL BE LOCATED IN AN**  
24 **UNZONED AREA OR IN AN AREA SUBJECT TO AN AGREEMENT ENTERED INTO**  
25 **PURSUANT TO PUBLIC ACT 425 OF 1984**

26  
27 **(E) EXCEPT AS OTHERWISE PERMISSIBLE UNDER THE LANSING CITY**  
28 **CHARTER AT SECTION 8-501, NO PERSON SHALL ALLOW THE CONSUMPTION OF**  
29 **MARIHUANA OR MARIHUANA INFUSED PRODUCTS ON LICENSED PREMISES.**

30  
31 **1300.14 - LOCATION OF MEDICAL MARIHUANA SAFETY COMPLIANCE**  
32 **FACILITIES, MEDICAL MARIHUANA PROCESSOR FACILITIES, MEDICAL**  
33 **MARIHUANA GROWER FACILITIES, AND MEDICAL MARIHUANA SECURE**  
34 **TRANSPORTERS.**

35  
36 (A) NO MEDICAL MARIHUANA SAFETY COMPLIANCE FACILITY, MEDICAL  
37 MARIHUANA PROCESSOR FACILITY, MEDICAL MARIHUANA GROWER FACILITY,  
38 OR MEDICAL MARIHUANA SECURE TRANSPORTER SHALL BE LOCATED WITHIN

- 39  
40 (1) ONE THOUSAND (1,000) FEET, MEASURED FROM THE PROPERTY LINE  
41 OF THE MEDICAL MARIHUANA ESTABLISHMENT TO THE PROPERTY LINE OF  
42 AN OPERATIONAL **SCHOOL**; A COMMERCIAL CHILD CARE ORGANIZATION  
43 (NON-HOME OCCUPATION) THAT IS REQUIRED TO BE LICENSED OR  
44 REGISTERED WITH THE MICHIGAN DEPARTMENT OF HEALTH AND HUMAN  
45 SERVICES, OR ITS SUCCESSOR AGENCY, UNDER THE CHILD CARE  
46 ORGANIZATIONS ACT, 1973 PA 116, MCL 722.11 ET SEQ.; OR

1  
2 (2) FIVE HUNDRED (500) FEET, MEASURED FROM THE PROPERTY LINE  
3 OF THE MEDICAL MARIHUANA ESTABLISHMENT TO THE PROPERTY LINE OF  
4 A FACILITY AT WHICH SUBSTANCE ABUSE PREVENTION SERVICES OR  
5 SUBSTANCE ABUSE TREATMENT AND REHABILITATION SERVICES, AS THOSE  
6 TERMS ARE DEFINED IN PART 61 OF PA 368 OF 1978, MCL 333.6101 ET SEQ., ARE  
7 OFFERED; OR A CHURCH OR OTHER STRUCTURE IN WHICH RELIGIOUS  
8 SERVICES ARE CONDUCTED; **PARKS**; OR ANOTHER MEDICAL MARIHUANA  
9 ESTABLISHMENT.

10  
11 (B) ALL MEDICAL MARIHUANA SAFETY COMPLIANCE FACILITIES, MEDICAL  
12 MARIHUANA PROCESSOR FACILITIES, AND MEDICAL MARIHUANA SECURE  
13 TRANSPORTER FACILITIES SHALL BE SUBJECT TO SUBSECTION (A) AND SHALL  
14 BE LIMITED TO THE H-LIGHT INDUSTRIAL, I-HEAVY INDUSTRIAL, OR G2-  
15 WHOLESALE ZONING DISTRICTS AS IDENTIFIED IN THE LANSING CODIFIED  
16 ORDINANCES.

17  
18 **(C) ALL MEDICAL MARIHUANA GROWER FACILITIES SHALL BE SUBJECT TO**  
19 **SUBSECTION (A) AND SHALL BE LIMITED TO THE H-LIGHT INDUSTRIAL OR I-**  
20 **HEAVY INDUSTRIAL ZONING DISTRICTS AS IDENTIFIED IN THE LANSING**  
21 **CODIFIED ORDINANCES.**

22  
23 **1300.15 - LICENSE REVOCATION; BASES FOR REVOCATION; APPEAL OF**  
24 **LICENSE DENIAL.**

25  
26 (A) A LICENSE ISSUED UNDER THIS CHAPTER MAY BE REVOKED AFTER AN  
27 ADMINISTRATIVE HEARING **AND A DETERMINATION** THAT ANY GROUNDS FOR  
28 REVOCATION UNDER SUBSECTION (B) EXIST. NOTICE OF THE TIME AND PLACE  
29 OF THE HEARING AND THE GROUNDS FOR REVOCATION MUST BE GIVEN TO THE  
30 LICENSEE AT LEAST FIVE DAYS PRIOR TO THE DATE OF THE HEARING, BY FIRST  
31 CLASS MAIL TO THE ADDRESS GIVEN ON THE LICENSE APPLICATION OR ANY  
32 ADDRESS PROVIDED PURSUANT TO 1300.4(A)(1) OR (2);

33  
34 (B) A LICENSE ISSUED UNDER THIS CHAPTER MAY BE DENIED OR REVOKED  
35 ON ANY OF THE FOLLOWING BASES:

36  
37 (1) A MATERIAL VIOLATION OF ANY PROVISION OF THIS CHAPTER;

38  
39 (2) ANY CONVICTION OF A DISQUALIFYING FELONY BY THE LICENSEE,  
40 STAKEHOLDER, OR ANY PERSON HOLDING AN OWNERSHIP INTEREST IN THE  
41 LICENSE;

42  
43 (3) COMMISSION OF FRAUD OR MISREPRESENTATION OR THE MAKING OF  
44 A FALSE STATEMENT BY THE APPLICANT, LICENSEE, OR ANY STAKEHOLDER  
45 OF THE APPLICANT OR LICENSEE WHILE ENGAGING IN ANY ACTIVITY FOR  
46 WHICH THIS CHAPTER REQUIRES A LICENSE;

1  
2 (4) FAILURE TO OBTAIN AND MAINTAIN A CERTIFICATE OF APPROVAL  
3 FROM THE CITY CLERK;

4  
5 (5) THE MEDICAL MARIHUANA ESTABLISHMENT IS DETERMINED BY THE  
6 CITY TO HAVE BECOME A PUBLIC NUISANCE.

7  
8 (C) APPEAL OF DENIAL OF APPLICATION OR REVOCATION OF LICENSE: THE  
9 CITY CLERK SHALL NOTIFY AN APPLICANT OF THE REASON(S) FOR DENIAL  
10 OF AN APPLICATION OR REVOCATION OF A LICENSE AND PROVIDE THE  
11 APPLICANT WITH THE OPPORTUNITY TO BE HEARD. ANY APPLICANT  
12 AGGRIEVED BY THE DENIAL OR REVOCATION OF A LICENSE UNDER THIS  
13 CHAPTER MAY APPEAL TO THE CITY CLERK, WHO SHALL APPOINT A  
14 HEARING OFFICER. SUCH APPEAL SHALL BE TAKEN BY FILING WITH THE CITY  
15 CLERK, WITHIN 14 DAYS AFTER NOTICE OF THE ACTION COMPLAINED OF HAS  
16 BEEN MAILED TO THE APPLICANT'S LAST KNOWN ADDRESS ON THE  
17 RECORDS OF THE CITY CLERK, A WRITTEN STATEMENT SETTING FORTH  
18 FULLY THE GROUNDS FOR THE APPEAL. THE REVIEW ON APPEAL OF A  
19 DENIAL OR REVOCATION SHALL BE LIMITED TO WHETHER THERE HAS BEEN  
20 AN ABUSE OF DISCRETION IN THE DECISION OR THAT THE DECISION IS NOT  
21 SUPPORTED BY MATERIAL AND COMPETENT EVIDENCE. THE FINAL AND  
22 CONCLUSIVE DECISION ON APPEAL SHALL BE THE CITY COUNCIL WHO  
23 SHALL RECEIVE A REPORT AND RECOMMENDATION FROM THE HEARING  
24 OFFICER.

25  
26 **1300.16 – PENALTIES; TEMPORARY SUSPENSION OF A LICENSE**

27  
28 (A) THE CITY OF LANSING MAY REQUIRE AN APPLICANT OR LICENSEE OF A  
29 MEDICAL MARIHUANA FACILITY TO PRODUCE DOCUMENTS, RECORDS, OR ANY  
30 OTHER MATERIAL PERTINENT TO THE INVESTIGATION OF AN APPLICATION OR  
31 ALLEGED VIOLATION OF THIS CHAPTER. FAILURE TO PROVIDE THE REQUIRED  
32 MATERIAL MAY BE GROUNDS FOR APPLICATION DENIAL OR LICENSE  
33 REVOCATION;

34  
35 (B) ANY PERSON IN VIOLATION OF ANY PROVISION OF THIS CHAPTER SHALL  
36 BE SUBJECT TO A CIVIL FINE AND COSTS. INCREASED CIVIL FINES MAY BE  
37 IMPOSED FOR A REPEAT VIOLATION. AS USED IN THIS SECTION “REPEAT  
38 VIOLATION” SHALL MEAN A SECOND OR ANY SUBSEQUENT INFRACTION OF THE  
39 SAME REQUIREMENT OR PROVISION COMMITTED BY A PERSON OR  
40 ESTABLISHMENT WITHIN ANY 12-MONTH PERIOD. UNLESS OTHERWISE  
41 SPECIFICALLY PROVIDED IN THIS CHAPTER OR ANY OTHER CHAPTER FOR A  
42 MUNICIPAL INFRACTION, THE PENALTY SCHEDULE IS AS FOLLOWS:

- 43  
44 1. \$500, PLUS COSTS, FOR THE FIRST VIOLATION;  
45 2. \$750, PLUS COSTS, FOR A REPEAT VIOLATION;

1 3. \$750, PLUS COSTS, PER DAY, PLUS COSTS, FOR ANY VIOLATION THAT  
2 CONTINUES FOR MORE THAN ONE DAY.

3  
4 (C) ALL FINES IMPOSED UNDER THIS CHAPTER SHALL BE PAID WITHIN 45  
5 DAYS AFTER THE EFFECTIVE DATE OF THE ORDER IMPOSING THE FINE OR AS  
6 OTHERWISE SPECIFIED IN THE ORDER;

7  
8 (D) THE MAYOR MAY TEMPORARILY SUSPEND A MEDICAL MARIHUANA  
9 ESTABLISHMENT LICENSE WITHOUT A PRIOR HEARING IF THE MAYOR FINDS  
10 THAT PUBLIC SAFETY OR WELFARE REQUIRES EMERGENCY ACTION  
11 AFFECTING THE PUBLIC HEALTH, SAFETY, OR WELFARE. THE MAYOR SHALL  
12 CAUSE THE TEMPORARY SUSPENSION BY ISSUING A SUSPENSION NOTICE IN  
13 CONNECTION WITH INSTITUTION OF PROCEEDINGS FOR NOTICE AND A  
14 HEARING;

15  
16 (E) IF THE MAYOR TEMPORARILY SUSPENDS A LICENSE WITHOUT A PRIOR  
17 HEARING, THE LICENSEE IS ENTITLED TO A HEARING WITHIN THIRTY (30)  
18 DAYS AFTER THE SUSPENSION NOTICE HAS BEEN SERVED ON THE LICENSEE  
19 OR POSTED ON THE LICENSED PREMISES. IN THE CASE OF A LICENSE ISSUED  
20 FOR A MEDICAL MARIHUANA GROWER FACILITY, THE HEARING SHALL BE  
21 HELD WITHIN SEVEN (7) DAYS AFTER THE NOTICE HAS BEEN SERVED ON THE  
22 LICENSEE OR POSTED ON THE PREMISES OF THE LICENSED FACILITY. THE  
23 HEARING SHALL BE LIMITED TO THE ISSUES CITED IN THE SUSPENSION  
24 NOTICE;

25  
26 (F) IF THE MAYOR DOES NOT HOLD A HEARING WITHIN THIRTY (30) DAYS  
27 AFTER THE DATE THE SUSPENSION WAS SERVED ON THE LICENSEE OR  
28 POSTED ON THE LICENSED PREMISES, OR IN THE CASE OF A GROWER  
29 FACILITY SEVEN (7) DAYS, THEN THE SUSPENDED LICENSE SHALL BE  
30 AUTOMATICALLY REINSTATED AND THE SUSPENSION VACATED.

31  
32 (G) THE PENALTY PROVISIONS OF THIS CHAPTER ARE NOT INTENDED TO  
33 FORECLOSE ANY OTHER REMEDY OR SANCTION THAT MIGHT BE AVAILABLE  
34 TO, OR IMPOSED BY THE CITY, INCLUDING **CRIMINAL** PROSECUTION.

35  
36 **1300.17 -NO VESTED RIGHTS**

37 A PROPERTY OWNER SHALL NOT HAVE VESTED RIGHTS OR NONCONFORMING  
38 USE RIGHTS THAT WOULD SERVE AS A BASIS FOR FAILING TO COMPLY WITH  
39 THIS CHAPTER OR ANY AMENDMENT OF THIS CHAPTER.

40  
41 **1300.18 –ZONING BOARD OF APPEALS**

42 THE DISTANCE REQUIREMENTS UNDER THIS CHAPTER SHALL BE REVIEWABLE  
43 BY THE BOARD OF ZONING APPEALS FOLLOWING THE CRITERIA PROVIDED IN  
44 SECTION 1244.06(C).

45  
46 **1300.19-SUNSET**

1  
2 PURSUANT TO SECTION 3-307 OF THE LANSING CITY CHARTER, THIS CHAPTER  
3 SHALL EXPIRE DECEMBER 1, 2026.

4  
5 Section 2. All ordinances, resolutions or rules, parts of ordinances, resolutions or rules,  
6 inconsistent with the provisions hereof are hereby repealed in their entirety and shall be void and of no  
7 effect.

8 Section 3. Should any section, clause or phrase of this Ordinance be declared to be invalid, the  
9 same shall not affect the validity of the ordinance as a whole, or any part thereof, other than the part  
10 declared to be invalid.

11 Section 4. This Ordinance shall take effect on the 30<sup>th</sup> day after enactment unless given  
12 immediate effect by the City Council.