



## **Village of Breedsville**

82 E Main St. PO Box 152  
Breedsville, MI 49027  
(269) 427-9029

### **ORDINANCE 2022-01**

#### **2022 AMENDMENT TO MARIJUANA ORDINANCES**

An ordinance to secure the public health, safety, and welfare of the residents and property owners of the Village of Breedsville, Michigan, through the control and regulation of marijuana businesses and licensees in the Village, and to amend all ordinance provisions and terms that are inconsistent with this amended ordinance.

#### **THE VILLAGE OF BREEDSVILLE, VAN BUREN COUNTY, MICHIGAN ORDAINS:**

##### **SECTION 1: Title**

This ordinance shall be known and cited as the 2022 Amendment to Marijuana Ordinances.

##### **SECTION 2: Purpose**

The Village hereby finds that its current marijuana ordinances (Nos. 16-120319, 050917.1, as amended, and 051016) should be amended to clarify license transfer provisions and to clarify the manner in which marijuana shall be grown and screened in the Village.

##### **SECTION 3: License Transfer**

No marijuana business license issued by the Village of Breedsville shall be transferred unless the Village Council has approved the transfer. Approval shall not be considered until the proposed transferee has filed with the Village all applications and supporting documents required from the licenses applicant and has paid a transfer fee of \$5,000. Both the proposed transferor and transferee shall provide to the Village all additional documents, information, and materials that the Village determines it requires in order to evaluate any request for transfer. The Village shall have the sole discretion to grant or deny any application for a permit. Any permit issued under this section shall apply only to those noises prohibited under subsections (b)(2) and (b)(4) above. Any permit issued by the Village shall specify the date, time, location, and duration of the permitted activity. The Village may impose such other restrictions or conditions upon the issuance of such permit as it may deem appropriate and/or necessary in the interests of the public health and welfare, including a bond.

#### **SECTION 4: Prohibition on Outdoor Growing and Requirements for Screening**

No commercial marijuana growing shall occur outdoors in the Village unless the license authorizing such growing shall be grandfathered because Village permission for outdoor growing was granted based on an application filed during 2018 or earlier. All outdoor growing shall be surrounded by pine trees, or another barrier specifically approved by the Village. Pine trees, when planted, shall be at least six feet in height.

#### **CERTIFICATION**

I further certify that trustee L. Weniger moved for adoption of said Ordinance 2022-01, and that trustee B. Hibma, seconded said motion.

I further certify that the following members voted for the adoption of said Ordinance: and that the following members voted against such Ordinance:

Ayes: Trustee Larry Weniger, Trustee Tim Weniger, President Steven Rogusta, and Trustee Bruce Hibma

**PASSED AND APPROVED** by the Village Board of the Village of Breedsville on this 04 day of December 2022

I further certify that said Ordinance No 2022-01 has been recorded in the Ordinance Book of the Village of Breedsville and that such recording has been authenticated by the signatures of the Village President, and Village Clerk.

Steven Rogusta  
Steven Rogusta, Village President

Linda Norton  
Village of Breedsville, Clerk

I do hereby certify that a synopsis of this Ordinance No 2022-01, in accordance with statutory requirements, was published on 16<sup>th</sup> day of January 2022 in the South Haven Tribune, a copy of which is attached hereto.

Linda Norton  
Village of Breedsville, Clerk



