



**CITY OF ALLEGAN  
ALLEGAN COUNTY, MICHIGAN**

Mayor Pro Tem Andrus, supported by Council Member Redding, moved adoption of the following resolution:

**RESOLUTION NO 20.11**

**RESOLUTION SETTING INITIAL RECEIPT PERIOD FOR MARIHUANA PROVISIONING CENTERS, RETAILERS, AND MICROBUSINESS**

WHEREAS, Section 1707.33(b)(12)(f) of the City of Allegan Zoning Ordinance provides that “the lot on which a provisioning center, retailer, or microbusiness is located must be at least 1,000 feet from another lot that contains any of those three business types.”

WHEREAS, in order to fairly and efficiently implement this requirement, Section 31-3 of the Allegan City Code provides a procedure for determining the priority of applications received shortly after the marihuana businesses become lawful in the City of Allegan.

WHEREAS, the applicable procedure includes an “initial receipt period” in which the City will accept applications for provisioning centers, retailers, and microbusinesses from interested parties.

WHEREAS, Section 31-3(d)(1) provides: “If, after close of business on the end date of the initial receipt period, the City has received complete applications for 2 or more locations proposed as provisioning centers, retailers, or microbusinesses such that, if all were granted, there would be a violation of the 1,000-foot separation requirement in Section 1707.33 of the zoning ordinance, the clerk will conduct a drawing or drawings to randomly select one or more of those applications for conditional authorization.”

WHEREAS, Section 31-3(b) provides that the initial receipt period is to be set by resolution of the City Council.

WHEREAS, the City Council believes that there are a number of competing interests that must be taken into account in setting the initial receipt period, including: (1) the interest of giving prospective applicants sufficient time to prepare and submit applications; and (2) the interest of allowing prepared applicants to move forward with their applications in a timely fashion.

WHEREAS, after considering these factors and the recommendation of City staff, the City Council has determined that an initial receipt period of approximately 3 months is appropriate.

Now, it is therefore resolved that:

1. The “initial receipt period” shall commence on the effective date of Ordinance 485 and shall end at the close of business on Friday, June 26.
2. All resolutions and parts of resolutions are, to the extent of any conflict with this resolution, rescinded.

YEAS: Council Members Mayor Pro Tem Andrus, Mayor Perrigo, Galloway and Redding

NAYS: Council Members Hanse

ABSTAIN: Council Members N/A

ABSENT: Council Members Bird and McKenzie

**CERTIFICATION**

As its Clerk, I certify that this is a true and complete copy of a resolution adopted by the Allegan City Council of the City of Allegan, Allegan County, Michigan, at a regular meeting held on Monday, March 23, 2020.

*Christopher Tapper*

Christopher Tapper, Clerk  
City of Allegan