

## TEMPORARY MARIHUANA PUBLIC EVENT PERMIT APPLICATION

*Submit application at least 120 days before event and include the following:*

- Copy of Applicant's MRA Marihuana Event Organizer License*
- Copy of MRA Temporary Marihuana Event License application and supporting documents*
- List of all licenses and employees providing onsite sales of marihuana products*
- Diagram of event layout as required by the MRA and local regulations*
- Proof of Insurance*
- Copy of a Government-Issued ID*
- Zoning Conditional Use Permit application*
- Required Fees*

### Applicant's Marihuana Event Organizer License Information

Name of individual or entity: \_\_\_\_\_

Event Organizer License Number: \_\_\_\_\_

Name: \_\_\_\_\_

Mailing Address: \_\_\_\_\_

City State Zip: \_\_\_\_\_

Phone Number: \_\_\_\_\_

Email Address: \_\_\_\_\_

### Temporary Marihuana Event Application Information

Event Name: \_\_\_\_\_

Event Date(s) and Time(s): \_\_\_\_\_

Event Location: **M95 Motocross Track/Golf Driving Range**

Estimated Attendants per Day: \_\_\_\_\_

Contact Phone Number Throughout Event: \_\_\_\_\_

\_\_\_\_\_  
APPLICANT SIGNATURE

\_\_\_\_\_  
DATE

**THIS SECTION TO BE COMPLETED BY REPUBLIC TOWNSHIP**

Conditional Use approved / denied by Planning Commission on \_\_\_\_\_  
Reason: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Application approved / denied by Township Board on \_\_\_\_\_  
Reason: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Additional Conditions: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**FEES:**

- Permit Application fee (none refundable) \$ \_\_\_\_\_
- Conditional Use Permit Application fee (none refundable) \$ \_\_\_\_\_
- Event fee per Day \$ \_\_\_\_\_
- Vendor fee per Vendor \$ \_\_\_\_\_ X \_\_\_\_\_ = \$ \_\_\_\_\_
- Other \_\_\_\_\_ \$ \_\_\_\_\_
  
- Total \$ \_\_\_\_\_

*If the permit holder or vendor withdraws from the event prior to the first day of the event, the event organizer may request a refund for a portion of the fees paid to cover enforcement and compliance costs.*

\_\_\_\_\_  
Township Supervisor \_\_\_\_\_  
Date

\_\_\_\_\_  
Township Clerk \_\_\_\_\_  
Date

Copy of completed application to:

- Applicant
- Township Clerk

## TEMPORARY MARIHUANA EVENT ORDINANCE REQUIREMENTS

### **Section 6. Application and Operational Requirements for Special Marihuana Establishments.**

**1. Temporary Marihuana Event Permit Application Requirements.** An application for a temporary marihuana event permit shall be submitted to the Township at least 120 days before the first day of the temporary marihuana event. Applications for Temporary Marihuana Event Permits shall submit the following information, at a minimum:

- a. A copy of the applicant's currently valid marihuana event organizer permit;
- b. The address, legal description and proof of ownership of the site at which the proposed event is to be conducted. Where ownership is not vested in the prospective licensee, the prospective licensee must submit a copy of a binding and notarized written agreement from the landowner authorizing the use of the site for the event.
- c. The date or dates and hours during which the proposed event is to be conducted.
- d. An estimate of the maximum number of attendants expected at the event for each day it is conducted, along with a detailed explanation of the evidence of admission that will be used and of the sequential numbering or other method which will be used for accounting of attendants.
- e. A diagram of the physical layout of the temporary marihuana event which clearly indicates all items required by the Department as well as the applicant's plans to provide for and location of:
  - i. Adequate ingress to and egress from the premises for the orderly flow of traffic onto and off of the premises;
  - ii. Adequate parking area sufficient to accommodate all motor vehicles, with at least one automobile space for every four (4) attendants, and located entirely off of all public rights of way;
  - iii. Police, fire, and other security protection;
  - iv. Food and water supply facilities;
  - v. Health and sanitation facilities;
  - vi. Medical facilities and services including emergency vehicles and equipment;
  - vii. Vehicle access and parking facilities;
  - viii. Camping and trailer facilities;
  - ix. Lighting facilities;
  - x. Communications facilities;
  - xi. Noise control and abatement;
  - xii. Facilities for clean-up and disposal of all waste; and
  - xiii. Insurance and bonding arrangements.

f. Public liability insurance with limits of not less than One Hundred Thousand and no/100 (\$100,000.00) Dollars, or such other figure as shall be established from time to time by resolution of the Township Board, and property damage insurance with a limit of not less than Twenty-Five Thousand and no/100 (\$25,000.00) Dollars or such other amount determined from time to time by resolution of the Township Board, from a company or companies approved by the Commissioner of Insurance of the State of Michigan, which insurance shall insure liability for death or injury to person or damage to property which may result from the conduct of the event, or conduct incident thereto and which insurance shall remain in full force and effect in the specified amounts for the duration of the license.

g. An executed agreement with a licensed septage waste servicer for the proper, effective, and frequent removal of liquid wastes from the premises as may be needed to prevent a nuisance or threat to the public health.

h. Non-refundable application fee as set by Township Board resolution.

i. Any other information reasonably requested by the Township to be relevant to the processing or consideration of the Application.

j. Any material submitted to the Department for a temporary marihuana event license under Rule 62 or other applicable rule from the Department.

k. The applicant may expressly incorporate by reference information or documentation contained in its event organizer permit application.

**2. Temporary Marihuana Event Permit Operational Requirements.** In addition to other applicable operational requirements, a temporary marihuana event which has been issued a permit under this ordinance shall comply with the following operational requirements:

a. *Water Supply.* Provide sufficient potable water for drinking, cooking, washing and other water-using facilities for peak demand conditions, in accordance with all applicable state and local statutes, rules, and regulations.

b. *Restroom Facilities.* Provide sufficient toilet facilities or portable toilets, hand washing stations, and drinking water facilities. The number and type of facilities required shall be determined, on the basis of the number of prospective attendants, and all required permits shall be obtained in accordance with all applicable state and local statutes, rules, and regulations.

c. *Food Service.* Food service made available on the premises shall be legally prepared in accordance with Marquette County Health Department rules.

d. *Medical Facilities.* If the event is not readily and quickly accessible to adequate existing medical facilities, provide such facilities, including first aid stations, cooling tents, or facilities, on the premises of the event.

e. *Liquid Waste Disposal.* Provide for liquid waste disposal in accordance with all the rules and regulations established by the Marquette County Health Department and any other applicable provision of state or local law. If liquid waste retention and disposal requires septage waste servicers, they shall be licensed in accordance with applicable rules and regulations, and any other applicable provision of state or local law.

f. *Solid Non-Marihuana Waste Disposal.* Provide for solid waste storage on, and removal from, the premises in accordance with applicable provision of state or local law, including the rules and regulations of the Marquette County Health Department. Storage shall be in approved, covered, fly-tight and rodent-proof containers, provided in sufficient quantity to accommodate the number of attendants. The permit holder shall implement effective control measures to minimize the presence of rodents, flies, roaches and other vermin on the premises. Poisonous materials, such as insecticides or rodenticides shall not be used in any way so as to contaminate food, equipment, or otherwise constitute a hazard to the public health. Solid waste containing food waste shall be stored so as to be inaccessible to vermin. The premises shall be kept in such condition as to prevent the harborage or feeding of vermin.

g. *Access and Traffic Control.* Provide ingress to and egress from the premises so as to insure the orderly flow of traffic onto and off of the premises.

h. *Parking.* Provide traffic controls necessary to direct traffic onto the premises parking areas so that the public rights of way remain free. No vehicles shall be parked upon the public rights of way.

i. *Noise.* No person shall cause or create any unreasonable noise that would offend a reasonable person of normal sensitivities or disrupt the reasonable conduct of basic human activities, such as conversing or sleeping in any office, hotel, motel, hospital, or residence.

j. *Operating Hours.* Marihuana Establishments at the Temporary Event must comply with the operating hour requirements of this Ordinance, unless different operating hours are explicitly approved by the Township Board on the Temporary Event Permit.

# REPUBLIC TOWNSHIP ZONING ORDINANCE

## Section 424 Recreational Marihuana Establishments

### Purpose

- A. It is the intent of this ordinance to authorize the establishment of several types of Recreational Marihuana Establishments in the Township of Republic and provide for the adoption of reasonable restrictions to protect the public health, safety and general welfare of the community at large; retain the character of neighborhoods; and mitigate potential impacts on surrounding properties and persons.
- B. Nothing in this ordinance is intended to grant immunity from criminal or civil prosecution, penalty or sanction for the cultivation, manufacturing, possession, use sale or distribution of marihuana, in an form, that is not in compliance with the Michigan Regulation and Taxation of Marihuana Act, Initiated Law 1 of 2018 (MRTMA) and all other applicable rules promulgated by the State of Michigan.
- C. As of the effective date of this ordinance, marihuana remains classified as a Schedule 1 controlled substance under the Federal Controlled Substances Act, 21 U.S.C. Sec 801 et seq., which makes it unlawful to manufacture, distribute or dispense marihuana. Nothing in this ordinance is intended to grant immunity from any criminal prosecution under federal laws.

### Definitions

Conditional Use Permit means a permit issued by the Planning Commission to a person or persons intending to undertake the operation of a use upon land or within a structure or building specifically identified in the affected zoning district under conditional uses authorized by permit. These conditional uses possess unique characteristics and are found to be not injurious to the health, safety, convenience, and general welfare of the Township's inhabitants.

Marihuana Establishment means one of the following:

- a. "Marihuana grower," as that term is defined in the MRTMA; and
- b. "Marihuana microbusiness," as that term is defined in the MRTMA; and
- c. "Marihuana processor," as that term is defined in the MRTMA; and
- d. "Marihuana retailer," as that term is defined in the MRTMA; and
- e. "Marihuana secure transporter," as that term is defined in the MRTMA; and
- f. "Marihuana safety compliance facility," as that term is defined in the MRTMA; and
- g. "Excess Marihuana Grower" as that term is defined by the Department or as may be defined in the MRTMA;
- h. "Marihuana Event Organizer" as that term is defined by the Department or as may be defined in the MRTMA;
- i. "Temporary Marihuana Event" as that term is defined by the Department or as may be defined in the MRTMA;

- j. “Designated Consumption Establishment” as that term is defined by the Department or as may be defined in the MRTMA;

Marihuana Establishment Permit means a current and valid permit for a Marihuana Establishment issued under the Republic Township Ordinance Authorizing and Permitting Recreational Establishments which shall be granted to a Permit Holder limited to a specific Permitted Premises and a specific Permitted Property. Said Permit shall be in addition to the Conditional Use Permit required to be obtained under this Zoning Ordinance.

**Conditional Use Standards (Also refer to Article VII)**

A Marihuana Establishment, in accordance with the provisions of state law, may be permitted through the issuance of a conditional use permit pursuant to Article VII in certain Zoning Districts, provided that:

- a. Any uses or activities found by the State of Michigan or a court with jurisdiction to be unconstitutional or otherwise not permitted by State law may not be permitted by Republic Township. In the event that a court with jurisdiction declares some or all of this article invalid, then Republic Township may suspend the acceptance of applications for conditional use permits pending the resolution of the legal issue in question.
- b. An application for a Conditional Use Permit shall be filed simultaneously with an application for a Republic Township Marihuana Establishment Permit.
- c. The use or facility must be at all times in compliance with all other applicable laws and ordinances of Republic Township.
- d. Republic Township may suspend or revoke a conditional use permit based on a finding that the provisions of the conditional use standards in this section, all other applicable provisions of this zoning ordinance, Republic Township’s Recreational Marihuana Establishments Ordinance or the terms of the conditional use permit and approved site plan are not met.
- e. A Marihuana Establishment, or activities associated with the licensed growing, processing, testing, transporting, sales, consumption of marihuana or hosting marihuana events, shall not be permitted as a home business or accessory use nor may they include accessory uses except as otherwise provided in this ordinance.
- f. Signage requirements for marihuana facilities, unless otherwise specified, are as provided in the Article V.

**Alcoholic Beverages.** Prohibited unless special permit is granted by the Township and the State of Michigan

**Smoking & Tobacco.** Using tobacco and e-cigarette products is prohibited in Township structures.

**Pets.** Pets are allowed except in structures and playground areas. Pets must be restrained on a 6 foot or retractable leash. People in charge of or in control of pets on park property must clean-up and remove excrement deposited by a pet.

**It Is Unlawful To:**

1. Destroy, deface, or damage Township property.
2. Decorations, if used, will be put up with tape only, no nailing, stapling or tacking will be allowed inside or on the outside of structures. Decorations must be removed before leaving the facility.
3. Have fires except in permanent charcoal grills. Portable gas grills are allowed.
4. Hunt or trap on Township property.
5. Peddle on Township lands.
6. Litter or pollute any Township property.
7. Cut or remove wood, plants, or flowers.
8. Play music or sound devices loud enough to disturb the peace and quiet of other people.
9. Drive or park motorized vehicles except in designated entry roads or parking areas.
10. Operate bicycles, scooters or similar non-motorized vehicles in parks except on entry roads, parking lots, designated bikeways or paved trails.
11. Leave vehicles unattended either overnight or in non-designated areas.
12. Exhibit threatening, abusive, menacing, profane or indecent language or conduct under circumstances reasonably calculated to provoke a breach in the peace or provoke another to fight.
13. Post or exhibit advertising materials unless authorized by the Township.
14. Discharge fireworks.
15. Dump household, domestic or any other type of waste in the Township Receptacles or on Township property.
16. Possess illegal weapons on Township property.

Signature: \_\_\_\_\_ Date: \_\_\_\_\_

**Township facilities are built and furnished with public funds of its taxpayers. Township officials, being aware they are custodians of taxpayers' property, have formulated the above rules for all users.**

**Users shall also comply with federal, state and local ordinances.**

**To ensure proper use, the facility may be monitored through physical inspection and/or video surveillance.**



# REPUBLIC TOWNSHIP

## Indemnification and Hold Harmless Agreement

In exchange for the use of the property of **Republic Township**, the undersigned hereby agrees to defend, indemnify and hold harmless **Republic Township** as well as its elected and appointed officials, trustees, commissioners, officers, agents, employees, board members, committee members, volunteers, and others acting on behalf of **Republic Township** from and against any and all personal injuries or death, losses, property damages, liabilities, deficiencies, claims, actions, suits, proceedings, judgments, settlements, interest, awards, penalties, fines, costs or expenses of any kind (including, without limitation, attorneys' fees, consultants' fees, and experts' fees) which may arise out of, relate to, or otherwise be connected or associated in any way with the undersigned's use of the property of **Republic Township** pursuant to or in accordance with the **attached Use Agreement**.

### CONTACT INFORMATION

Contact Name: \_\_\_\_\_

Organization Name (if applicable): \_\_\_\_\_

Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

Phone: \_\_\_\_\_

E-mail: \_\_\_\_\_