

FACT SHEET RE: NOVEMBER 8, 2022 ELECTION

BALLOT PROPOSAL LANGUAGE FOR INITIATORY PETITION TO AMEND THE CITY OF THE VILLAGE OF CLARKSTON'S CHARTER

This Fact Sheet is provided by the City of the Village of Clarkston City Council to educate and inform the voters in the City of the basic language of this ballot proposal. It is recommended city voters review the entire proposal for themselves to be informed. The full language of the charter amendment can be found on the City's website:

<https://mi-villageofclarkston.civicplus.com/DocumentCenter/View/1471/Clarkston-Cares-Petition-language-11-08-2022>

1. Currently the City has opted to not allow medical marijuana facilities pursuant to state law within the City of the Village of Clarkston. This amendment, if adopted, would end the City's prohibition of medical marijuana facilities as stated and establish a local licensing system and regulatory provisions for medical marijuana facilities to operate within the City.

2. The ballot proposal is below consisting of 2 explanatory captions proposed by the City and the ballot proposal of petitioner's.

TURN PAGE FOR MORE INFORMATION



City
Medical Marihuana Proposal
Medical Marihuana Proposal
Explanatory Caption
This amendment would authorize two (2) provisioning centers within the City and create regulations for the facilities by adding a new Chapter 16 to the City Charter.
Further, this provision would authorize marihuana facilities to operate between the hours of 9 AM to 9 PM Monday through Sunday. It would not permit recreational marihuana sales to any adult but does allow Commercial Medical Marihuana sales under the Medical Marihuana Facilities Licensing Act to qualified patients.
This proposed charter amendment, if adopted, would end the City's prohibition of medical marihuana facilities and establish a local licensing system and regulatory provisions for medical marihuana facilities to operate within the City.
Shall the proposal be adopted?
<input type="checkbox"/> Yes
<input type="checkbox"/> No

1. The first explanatory caption includes the statement explaining to the voters this amendment would authorize and mandate two (2) medical marijuana provisioning centers within the City and create a new Chapter 16 of the City charter.

2. The second explanatory caption mandates the hours of operation for these medical marijuana facilities are from 9 AM to 9 PM Monday through Sunday. This charter amendment does not permit recreational marijuana to operate within the City.

3. The charter amendment prepared by the Petitioners for the November 8, 2022 election consists of the third paragraph on the ballot. The third paragraph is in fact the language of the amendment as proposed, which consists of 33 words.

3. Only persons who are licensed by the State of Michigan for the use of medical marijuana or their caregivers are allowed to purchase medical marijuana from a medical marijuana provisioning center.

4. This ballot initiative petition originated from a Livonia based committee formed, according to state records, on June 1, 2022 and the petitions were circulated by 3 circulators, two residents of California and one from Texas.

5. This amendment provides within 30 days of the effective date of this article, if it passes, the City Council must enact all ordinances and resolutions necessary to facilitate operation of this article, but no ordinance or resolution shall limit or restrict the application of the provisions of this article.

6. This amendment provides on the 10th day after the effective date of this article the City Clerk shall begin to accept applications for provisional licenses. This initial application window shall close at 5 PM on the 10th day after it opens. If the City fails to make an application form available upon the opening of this initial application window, local applicants may submit their own application during the initial application window, entitled "MJ Facility Applicant".

7. The charter amendment provides that the City may "charge an application fee no greater than \$100 and charge a fee no greater than \$5,000" for the renewal of either a provisional license or a full city license authorization.

8. The charter amendment provision establishes the application process which the City must follow in the granting of the two licenses.

9. The charter amendment provides the City is allowed to promulgate rules provided they do not conflict with the provisions of this amendment.

10. The charter amendment effective date shall become effective immediately upon certification by the Oakland County Board of Canvassers or the appropriate controlling body for certification of election results under state law.

The full language of the charter amendment can be found on the City's website (<https://mi-villageofclarkston.civicplus.com/DocumentCenter/View/1471/Clarkston-Cares-Petition-language-11-08-2022>) the City offices and will be posted at the polling place for the voters to review.

Respectfully submitted,

Thomas J. Ryan
City of the Village of Clarkston City Attorney