

December 2020

Medical Marihuana Application Review Status Update

A Process that follows the ordinance as approved by the voters that is fair, transparent and has integrity.

Conditional Approvals to be announced in January 2021 for some Grower and Processor Applicants as well as the top 5 Provisioning Centers Scored Applicants for the Cesar Chavez Overlay District.

Application Status	Number of Applicants as of December 18, 2020	Review Phase
Grower	8	6 in Phase 4 2 in Phase 1
Processor	3	2 in Phase 4 1 in Phase 1
Secure Transporter	1	Application Denied
Safety Compliance	0	
Provisioning – Cesar Chavez	17	17 in Phase 4
Provisioning – Downtown	23	23 in Phase 2 and 3
Provisioning – Non Overlay	48	41 Ready for Phase 2 7 in Phase 2 and 3
Provisioning – Walton Blvd	15	Ready for Phase 2

Reviewer	Reviews Completed	Under Review	Ready for Review
Financial Advisor	6 Grower, 2 Processor, 17 Cesar Chavez & 23 Downtown	7 Non Overlay	
Income Tax	6 Grower, 2 Processor, 17 Cesar Chavez & 23 Downtown		48 Non Overlay
Marihuana Regulations (50 th District Court & Liability Insurance)	6 Grower, 2 Processor & 17 Cesar Chavez	23 Downtown	
Treasury	6 Grower, 2 Processor & 17 Cesar Chavez	23 Downtown	



Office of the City Clerk
Garland S. Doyle
Interim City Clerk
(248) 758-3200

<http://pontiaccityclerk.com/medical-marihuana>

Reviewer	Reviews Completed	Under Review	Ready for Review
Code Enforcement	6 Grower, 2 Processor & 17 Cesar Chavez	23 Downtown	
Planning	6 Grower, 2 Processor & 17 Cesar Chavez	23 Downtown	
City Clerk	6 Grower, 2 Processor & 17 Cesar Chavez	23 Downtown	
DPW	3 Grower, 2 Processor & 17 Cesar Chavez	3 Grower	23 Downtown
Security		6 Grower, 2 Processor & 17 Cesar Chavez	

Compliance	Reviews Completed	Under Review	Ready for Review
Legal Advisor			6 Grower, 2 Processor & 17 Cesar Chavez
Planning Advisor		6 Grower, 2 Processor & 17 Cesar Chavez	

Unresolved Issues

1. The Planning Commission has not made a recommendation to the City Council about the proposed zoning map amendment to allow grower and processor facilities to locate outside of the Walton Blvd and Cesar Chavez Overlay Districts. The text amendment was submitted in January 2020. It has been seven months and still no action by the Planning Commission.

The Clerk will not be able to issue any grower or processor licenses outside of the Walton Blvd. & Cesar Chavez Overlay Districts until Ordinance 2363 the zoning ordinance for Medical Marihuana is amended. Conditional rezoning addresses non-conforming zoning issues. Conditional rezoning does not address the licensing statute in the zoning ordinance. The Clerk is obligated to follow ordinances as they are written. The Clerk will continue to review applications not affected by this issue.

2. The Planning Commission has not made a recommendation to the City Council about the proposed zoning text amendment regarding Hidden River being designated as a park. The text amendment was submitted in August of 2019. It is been over a year and still no action by the Planning Commission.

Phases

Type of Review

What happens during the review phase?

Review Phase 1

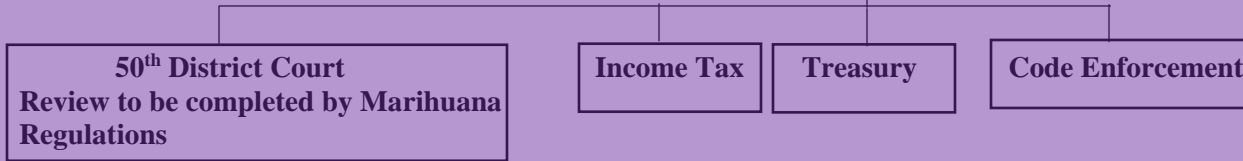
Content Review

Clerk staff will review application to make sure all information and exhibits have been submitted

Review Phase 2

Default Review

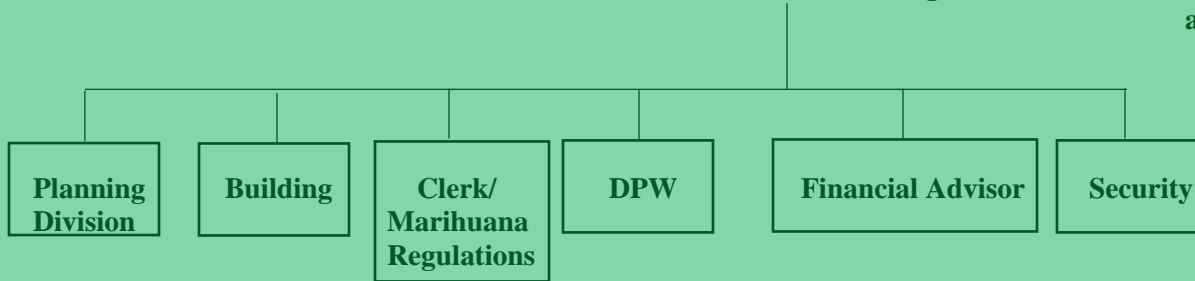
Staff from each department/division checks the applicant name and stakeholders to ensure they are not in default with the city



Review Phase 3

Evaluation and/or Scoring Review

Evaluates and/or scores the relevant section of application



Review Phase 4

Compliance Review

Ensures that standards have been consistently applied by reviews



Regulations

Review Phase 5 Background Check

Review Phase 6 Conditional Approval or Application Denial

If applicant receives conditional approval, they advance to Phase 7

PROCESS FOR APPEAL

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graph TD; A[Pontiac City Clerk issues denial letter.] --> B[Applicant submits written appeal to Pontiac City Clerk within 14 days.]; B --> C[Applicant can present additional clarifying information or evidence that the applicant believes should be considered in assessing its application.]; C --> D[Hearing officer conducts hearing on appeal and makes recommendation to Pontiac City Clerk, who makes a decision on the matter.]; D --> E[Applicant may submit further written appeal to medical marihuana commission within 30 days.];
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Pontiac City Clerk issues denial letter.

Applicant submits written appeal to Pontiac City Clerk within 14 days.

Applicant can present additional clarifying information or evidence that the applicant believes should be considered in assessing its application.

Hearing officer conducts hearing on appeal and makes recommendation to Pontiac City Clerk, who makes a decision on the matter.

Applicant may submit further written appeal to medical marihuana commission within 30 days.

Review Phase 7 Site Plan Approval and/if necessary Special Exemption Approval

Review Phase 8

Certificate of Compliance/Occupancy from Building and Fire

Review Phase 9

Clerk issues a permit provided you have been issued your pre-qualification from the State of Michigan

Staff and/or Reviewer Completed & Signed Forms

Name	Office/Department	Confidentiality and Non-Disclosure	Conflict of Interest
Garland Doyle	City Clerk	Yes	Yes
Jonathan Starks	City Clerk	Yes	Yes
Robert Huth, Jr. Esq Kirk, Huth, Lange, and Badalamenti, PLC	Legal Advisor to the City Clerk	Yes	Yes
Sherman Taylor, JD CPA SRT Consulting, LLC	Financial Advisor to the City Clerk	Yes	Yes
Jill Bahm, AICP Giffels-Webster	Planning Advisor to the City Clerk	Yes	Yes
Brian Stair Global Alliance Protective Group, LLC	Security Consultant to the City Clerk	Yes	Yes
John Fraser, Esq. Grewal Law PLLC	Hearing Officer	Yes	Yes
Vern Gustafsson	Planning	Yes	Yes
Mike Wilson	Building	Yes	Yes
Dan Ringo	DPW	Yes	Yes
Patrick Brzozowski	Code Enforcement	Yes	Yes
Sekar Bawa	Treasury	Yes	Yes
Larry Kosofsky	Income Tax	Yes	Yes