

Secord Township Monthly Meeting *Approved*

September 21, 2022

10:00 am

Meeting was called to order by Supervisor Joel Vernier at 10:00 am with everyone standing reciting the Pledge of allegiance.

Roll Call:

Supervisor Joel Vernier Present

Treasurer Cheryl Parmer Present

Clerk Karen Gawron Present

Trustee Maria Alward Absent/Excused

Trustee Martin Holmes Present

16 registered interested residents in attendance

Minutes of August 17, 2022 regular meeting(s) minutes were reviewed.

Motion by to accept minutes Vernier/ Holmes All ayes. M/C

Consent Agenda/Changes to Agenda: Add 2 Guest Commissioner Mike S. & Rose Pest Ashley if they show up before meeting is adjourned

Guest:

Public Comment: 1 resident commented

Treasurer's Report:

General Fund	\$833,055.00
Fire Fund	121,943.04
Garbage Fund	60,502.55
Weed Control Fund	351,220.01
Mosquito Fund	47,533.00
Road Fund	<u>251,673.18</u>
Total Funds	\$1,665,926.78

Motion to receive & file treasurers report Vernier/ Holmes All Ayes M/C

Bills To Be Paid: Clerk Karen Gawron presented bills General Fund \$ 60,627.34 Fire \$2,312.26 Payroll \$11,512.20

Motion by to pay the bills as presented Parmer/ Vernier All Ayes M/C

Correspondence Received: Clerk Karen Gawron received Blight complaint letter and have been turned over to Ordinance Officer for action, Lake Weed Report, charter-new channels Meeting Minutes from Planning & Fire Board Meeting Minutes August,2022.

Reports

Planning Commission: P. Sawka reported. Next Zoning Meeting October 12 ,22 10:00 am

Fire Board: M. Holmes reported 12 runs; all Medical. Spaghetti Fund raiser collected \$2,659.00.

Next Meeting October 10, 2022 10:00 am.

Fire Chief: Chief Fred Shavers reported NO burning in Ditches. Residents will be fined. Training with Billings. Will be at the Gladwin Fire Hall for Training. Released one person from fire fighter duty.

Road Committee: Ken Douglas is new on the Road Committee.

Constable: All is Well

Zoning Administrator: 9 Permits. 4 Pole Barns, 1 Garage, 2 to Variance Board, 2 fences

Ordinance Officer: Timothy Diehl had 2 complaints and they are resolved.

Well and Septic: Alward Absent. Vernier reported Some approved, some inspections not approved.

Supervisor Comments: Weeds/Trees/Garbage issues

Other Business:

Fire Millage Language Change:

Secord Township

Fire Millage Renewal Proposal

This millage proposal would allow Secord Township to renew its previously authorized levy of one and one quarter (1.25) mil on taxable value in the Township of Secord, County of Gladwin for the purpose of the department operations and equipment funding. The present authorized levy expires 1/2023

Shall the Township of Secord, Gladwin County Michigan renew the existing millage of one and one quarter (1.25) mil in the limitation on the total amount of general ad valorem taxes which may be imposed for all purposed upon real and personal property in the Township, as provided in Article 9, Section 6 of the Michigan Constitution of 1943, as amended, for a period of 6 years (2023 through 2028) inclusive, which levy would provide an estimated revenue to the Township for the Fire Dept. of \$130,244.00 in its first calendar year if approved and levied for the purpose of providing for fire operations and equipment funding?

Motion to Road Millage Language Change Holmes/Verner

Roll Call:

Supervisor Joel Vernier

Clerk Karen Gawron

Treasure Cheryl Parmer

Trustee Maria Alward (Absent)

Trustee Martin Holmes

Four Ayes M/C

Road Millage Language change:

Secord Township

Road Millage Renewal Proposal

This millage proposal would allow the Township to renew its previously authorized millage and levy up to two and one quarter (2.25) mils on all taxable value in the Township of Secord for the purpose of construction and maintenance of roads and public rights of way in the Township. The present authorized levy expires in 1/2023. Revenue from this millage will be disbursed to the Gladwin County Road Commission, which shall perform the construction and maintenance.

Shall the Township of Secord, Gladwin County Michigan renew the existing millage of up to two and one quarter (2.25) mil in the limitation on the total amount of general ad valorem taxes which may be imposed for all purposed upon real and personal property in the Township, as provided in Article 9, Section 6 of the Michigan Constitution of 1943, as amended, for a period of 6 years (2023 through 2028) inclusive, which levy would provide an estimated revenue to the Township for road construction and maintenance of \$234,439.00 in its first year if approved and levied in full in roads and public right of ways within the Township?

Motion to Road Millage Language Change Holmes/Verner

Roll Call:

Supervisor Joel Vernier

Clerk Karen Gawron

Treasure Cheryl Parmer

Trustee Maria Alward (Absent)

Trustee Martin Holmes

Four Ayes M/C

M.H. or F.S.- Rescue Truck 309 Repairs: Grayling for repairs on Carburetor. Switching truck to Recreation fuel

Motion

M. Shaefer -Website Presentation: A few current website issues. Suggested a contract with a statement of work Board requested additional information in order to make a decision on the plan of action.

Medical Mar. Ordinance Approval

TOWNSHIP OF SECORD COUNTY OF GLADWIN, STATE OF MICHIGAN ORDINANCE NO. 9:23 ADOPTED: September 21, 2022 EFFECTIVE: October 28, 2022

MEDICAL MARIHUANA FACILITIES ORDINANCE

An ordinance to provide a title for the ordinance; to define words; to authorize the operation of and provide regulations for medical marihuana facilities in Secord Township pursuant to Public Act 281 of 2016, as may be amended; to provide for an annual fee; to provide penalties for violation of this ordinance; to provide for severability; to repeal all ordinances or parts of ordinances in conflict therewith and to provide an effective date.

THE TOWNSHIP OF SECORD IN GLADWIN COUNTY, MICHIGAN ORDAINS:

SECTION I TITLE

This ordinance shall be known as and may be cited as the Secord Township Medical Marihuana Facilities Ordinance.

SECTION II DEFINITIONS

Words used herein shall have the definitions as provided for in PA 281 of 2016, as may be amended.

SECTION III

AUTHORIZED MEDICAL MARIHUANA FACILITIES

1. The following medical marihuana facilities may be authorized to operate within the Township by the holder of a state operating license, subject to compliance with PA 281 of 2016, as may be
2. amended, the Rules promulgated thereunder and this ordinance Not more than six (6) grower(s) shall be authorized in the Township, which number shall include all of the following Class A, Class B and Class C growers authorized in the Township:
 1. Not more than _two Class A growers (500 marihuana plants) may be authorized in the Township.
 2. Not more than _two Class B growers (1,000 marihuana plants) may be authorized in the Township.
 3. Not more than _two Class C growers (1,500 marihuana plants) may be authorized in the Township.
2. b) NO processor shall be authorized in the Township.
3. c) NO provisioning center shall be authorized in the Township.
4. d) NO safety compliance facility shall be authorized in the Towns
5. e) NO secure transporter shall be authorized in the Township.

2. On and after October 21, 2022 the Township shall accept applications for authorization to operate a medical marihuana facility within the Township. Application shall be made on a Township form and must be submitted to the Township Supervisor and/or other designee of the Township Board (hereinafter referred to as "Supervisor"). Once the Supervisor receives a complete application including the initial annual medical marihuana facility fee, the application shall be time and date stamped. Complete applications shall be considered for authorization in consecutive time and date stamped order. Upon consideration, if the facility type authorization is available within the number specified above, then the applicant shall receive conditional authorization to operate such medical marihuana facility within the Township. Once the limit on the number of an authorized facility is conditionally reached, then any additional complete applications shall be held in consecutive time and date stamped order for future conditional authorization. Any applicant waiting for future conditional authorization may withdraw their submission by written notice to the Supervisor at any time and receive refund of the initial annual medical marihuana fee submitted.

3. Within thirty days from conditional authorization from the Township or from December 15, 2017, whichever is later, the conditionally authorized applicant must submit proof to the Supervisor that the applicant has applied for prequalification from the state for a state operating license or has submitted full application for such license. If the applicant fails to submit such proof, then such conditional authorization shall be canceled by the Supervisor and the conditional authorization shall be available to the next applicant in consecutive time and date stamped order as provided for in Section III (2) herein.

4. If a conditionally authorized applicant is denied prequalification for a state operating license or is denied on full application for a state operating license, then such conditional authorization will be canceled by the Supervisor and the conditional authorization shall be available to the next applicant in consecutive time and date stamped order as provided for in Section III (2) herein.

5. A conditionally authorized applicant shall receive full authorization from the Township to operate the medical marihuana facility within the Township upon the applicant providing to the Supervisor proof that the applicant has received a state operating license for the medical marihuana facility in the Township and the applicant has met all other requirements of this ordinance for operation including but not limited to any zoning approval for the location of the facility within the Township.

6. If a conditionally authorized applicant fails to obtain full authorization from the Township within one year from the date of conditional authorization, then then such conditional authorization shall be canceled by the Supervisor and the conditional authorization shall be available to the next applicant in consecutive time and date stamped order as provided for in Section III (2) herein. The Township Board shall have authority to extend the deadline to obtain full authorization for up to an additional six months on written request of the applicant, within thirty days prior to cancellation, upon the reasonable discretion of the Township Board finding good cause for the extension.

SECTION IV

GENERAL REGULATIONS REGARDING AUTHORIZED MEDICAL MARIHUANA FACILITIES

1. An authorized medical marihuana facility shall only be operated within the Township by the holder of a state operating license issued pursuant to PA 281 of 2016, as may be amended, and the Rules promulgated thereunder. The facility shall only be operated as long as the state operating license remains in effect.

2. Prior to operating an authorized medical marihuana facility within the Township pursuant to a state operating license, the facility must comply with all Township zoning ordinance regulations. The facility shall only be operated as long as it remains in compliance with all Township zoning ordinance regulations.

3. Prior to operating an authorized medical marihuana facility within the Township pursuant to a state operating license, the facility must comply with all Township construction and building ordinances, all other Township ordinances specifically regulating medical marihuana facilities, and generally applicable Township police power ordinances. The facility shall only be operated as long as it remains in compliance with all such ordinances now in force or which hereinafter may be established or amended.

4. An authorized medical marihuana facility shall consent to inspection of the facility by Township officials and/or by the County Sheriff's Department, upon reasonable notice, to verify compliance with this ordinance.

5. If at any time an authorized medical marihuana facility violates this ordinance the Township Board may request that the state revoke or refrain from renewing the facility's state operating license. Once such state operating license is revoked or fails to be renewed, the Supervisor shall cancel the Township authorization and the authorization shall be available to the next applicant in consecutive time and date stamped order as provided for in Section III (2) herein.

6. It is hereby expressly declared that nothing in this ordinance be held or construed to give or grant to any authorized medical marihuana facility a vested right, license, privilege or permit to continued authorization from the Township for operations within the Township.

7. The Township expressly reserves the right to amend or repeal this ordinance in any way including but not limited to complete elimination of or reduction in the type and/or number of authorized medical marihuana facilities authorized to operate within the Township.

SECTION V ANNUAL MEDICAL MARIHUANA FACILITY FEE

There is hereby established an annual nonrefundable Township medical marihuana facility fee in the amount of \$5,000 for each authorized medical marihuana facility within the Township,

to help defray administrative and enforcement costs associated therewith. An initial annual medical marihuana facility fee of \$ 5,000.00 shall be payable at the time of application for Township authorization and thereafter the same amount shall be payable each year by the anniversary of the date of full Township authorization to operate the medical marihuana facility.

SECTION VI VIOLATIONS AND PENALTIES

1. Any person who disobeys, neglects or refuses to comply with any provision of this ordinance or who causes, allows or consents to any of the same shall be deemed to be responsible for the violation of this ordinance. A violation of this ordinance is deemed to be a nuisance per se.

2. A violation of this ordinance is a municipal civil infraction, for which the fines shall not be less than \$100 nor more than \$500 for the first offense and not less than \$250 nor more than \$1,000 for subsequent offenses, in the discretion of the Court. For purposes of this section, "subsequent offenses" means a violation of the provisions of this ordinance committed by the same person within 12 months of a previous violation of the same provision of this ordinance for which said person admitted responsibility or was adjudicated to be responsible. The foregoing sanctions shall be in addition to the rights of the Township to proceed at law or equity with other appropriate and proper remedies. Additionally, the violator shall pay costs which may include all expenses, direct and indirect, which the Township incurs in connection with the municipal civil infraction.

3. Each day during which any violation continues shall be deemed a separate offense.

4. In addition, the Township may seek injunctive relief against persons alleged to be in violation of this ordinance, and such other relief as may be provided by law.

5. This ordinance shall be administered and enforced by the Ordinance Enforcement Officer of the Township or by such other person (s) as designated by the Township Board from time to time.

SECTION VII SEVERABILITY

The provisions of this ordinance are hereby declared to be severable. If any clause, sentence, word, section or provision is hereafter declared void or unenforceable for any reason by a court of competent jurisdiction, it shall not affect the remainder of such ordinance which shall continue in full force and effect. The provisions herein shall be construed as not interfering or conflicting with the statutory regulations for licensing medical marihuana facilities pursuant to PA 281 of 2016, as may be amended.

SECTION VIII REPEAL

All ordinance or parts of ordinances in conflict herewith are hereby repealed.

Motion to approve Medical Marihuana Ordinance Holmes/Parmer All Ayes M/C

Budget:

Motion to approve Budget 2022-2023 Changes Vernier/Holmes

Roll Call:

Supervisor Joel Vernier

Clerk Karen Gawron

Treasure Cheryl Parmer

Trustee Maria Alward Absent

Trustee Martin Holmes

Four Ayes M/C

L-4029:

Motion to approve L-4029: Vernier/Holmes

Roll Call:

Supervisor Joel Vernier

Clerk Karen Gawron

Treasure Cheryl Parmer

Trustee Maria Alward Absent

Trustee Martin Holmes

Four Ayes M/C

J. Vernier- State of the Bay Conference

Motion to approve Joel Vernier attendance to the State of the Bay Conference. Will need a resolution for future meetings not approved by board on 7/15/2015. Vernier/Gawron All Ayes M/C

Public Comment: 5 resident comments on Air B&B /Resolution/ Permits

Motion to Adjourn by Vernier/ Holmes@ 11:25 am All Ayes M/C

Next Meeting October 19, 2022 @ 10:00 am

Karen Gawron
Clerk

Minutes prepared by P. Sawka Deputy Clerk