

Sec. 24-165. - Medical marihuana facility and medical marihuana grow operation.

- (a) Medical marihuana facility shall be subject to the following requirements.
- (1) Primary caregivers and/or qualified patients at the facility must be legally registered by the Michigan Department of Community Health (MDCH) to assist qualified patients with the medical use of marihuana in accordance with the Michigan Medical Marihuana Act, as amended.
 - (2) The facility shall not be allowed within 500 feet of an educational institution, nursery school, or child care center, or another medical marihuana facility or medical marihuana grow operation.
 - (3) The facility shall be available for inspection, during business hours, by the city manager or the city Manager's designee to confirm the facility is operating in accordance with all applicable laws, including state law and city ordinances.
 - (4) The facility shall open no earlier than 8:00 a.m. and close no later than 8:00 p.m.
 - (5) The facility shall not be permitted to have drive-thru facilities.
 - (6) No use of medical marihuana at the facility.
 - (7) No patients shall be allowed in facility after hours.
 - (8) The parking requirements for a facility shall be consistent with the parking requirements for medical clinics.
 - (9) A security plan and floor plan shall be submitted with applications for a facility. The facility shall identify the number of plants, chemical storage, space and other critical aspects of the layout. The security and floor plan shall be a confidential document by the city exempt from disclosure under the Freedom of Information Act.
 - (10) A waste disposal plan shall be included with all applications for a facility detailing plans for chemical disposal and plans for plant waste disposal.
- (b) Any medical marihuana grow operation, in addition to the requirements of subsection (a), shall comply with the following requirements:
- (1) The grow operation shall be in compliance with fire protection Code.
 - (2) The grow operation shall receive OSHA/MIOSHA certifications regarding safety of environment for facility's caregivers.
 - (3) The grow operation shall obtain MDEQ and City of Detroit approval regarding discharge of growing by-products into the city sewer system.
 - (4) The following shall be prohibited:
 - a. Storage of toxic, flammable or hazardous materials;
 - b. Discharge of any toxic, flammable or hazardous materials into city sewer system;
 - c. No residential uses within the same building/structure;
 - d. No outdoor storage.
 - e. No minors in the facility without a parent and/or guardian.
 - (5) The grow operation shall open no earlier than 8:00 a.m. and close no later than 8:00 p.m., except staff may be at the operation necessary to attend to the grow operation.
 - (6) The parking requirements for a grow operation in M-1 and M-2 Districts shall be consistent with the parking requirements for manufacturing facilities.
 - (7) A security plan and floor plan shall be submitted with applications for a grow operation shall identify the number of plants, chemical storage, space and other critical aspects of the layout. The security and floor plan shall be a confidential document by the city exempt from disclosure under the Freedom of Information Act.

- (8) A waste disposal plan shall be included with all applications for a grow operation detailing plans for chemical disposal and plans for plant waste disposal.

(Ord. No. 1087, § 8.25, 3-8-10; Ord. No. 1096, Pt. I, 8-23-10)