

**EXHIBIT A**

**ORDINANCE NO. 107**

**AN ORDINANCE TO IMPOSE A MORATORIUM ON THE ISSUANCE OF PERMITS,  
LICENSES OR APPROVALS FOR THE SALE OR DISPENSATION OF MEDICAL  
MARIJUANA**

**THE CHARTER TOWNSHIP OF SOUTH HAVEN ORDAINS:**

**Section 1.     Findings:**

In accordance with the Michigan Zoning Enabling Act, 2006 P.A. 110, as amended (the "MZEA"), and the Charter Township Act, 359 PA 1947, as amended (the "Act"), the Charter Township of South Haven (the "Township") has determined that:

1.     When the Township adopted its Zoning Ordinance and its Code of Ordinances, the Initiated Law 1 of 2008, the Michigan Medical Marihuana Act, was not contemplated.
2.     Pursuant to the MZEA and the Act, the Township has the authority to establish reasonable regulations to control the sale and dispensation of medical marijuana in order to protect the public health, safety and welfare and in a manner consistent with the Michigan Medical Marihuana Act.
3.     The Township desires to consider the best way to address the Michigan Medical Marihuana Act in order to protect the public health, safety, and welfare of Township residents.
4.     Imposing a moratorium, on a limited temporary basis, is reasonable and necessary in order to allow time for review of and potential amendments to the Township's Code, including its Zoning Ordinance.
5.     A moratorium should be imposed upon the issuance of any and all permits, licenses and approvals for any property subject to or under the jurisdiction of the Township ordinances for the sale and dispensation of medical marijuana for six (6) months or until an amendment to the Township's ordinances, whichever occurs first.

**Section 2. Moratorium.**

A moratorium is hereby imposed upon the issuance of any and all permits, licenses or approvals for any property subject to or under the jurisdiction of the Township's ordinances for the sale or dispensation of medical marijuana, so long as this ordinance is in effect.

**Section 3. Term of Ordinance.**

The moratorium imposed by this ordinance shall remain in effect for (i) six (6) months following the effective date of this ordinance, or (ii) until amendments to the Township's ordinances related to the sale or dispensation of medical marijuana become effective, whichever occurs first. Prior to the expiration of the six (6) month moratorium, the Township may, by resolution, extend the moratorium for an additional six (6) months to allow sufficient time to complete amendments to the ordinances. A notice of extension shall be published in a newspaper of general circulation following adoption of such resolution.

**Section 4. Validity and Severability.**

Should any portion of this Ordinance be found invalid for any reason, such holding shall not be construed as affecting the validity of the remaining portions of this Ordinance.

**Section 5. Repealer Clause.**

Any ordinances or parts of ordinances in conflict herewith are hereby repealed only to the extent necessary to give this Ordinance full force and effect.

**Section 6. Effective Date.**

This ordinance shall become effective immediately upon publication.

Approved this 11<sup>th</sup> day of May, 2011.

Brenda Bertorelli  
Brenda Bertorelli, Clerk

Ross Stein  
Ross Stein, Supervisor