

**CITY OF PONTIAC**  
**ORDINANCE NO. # 2428**

AN EMERGENCY ORDINANCE DECLARING A MORATORIUM ON THE ISSUANCE OF ADULT-USE MARIHUANA PERMITS AND SUSPENDING CITY ORDINANCES #2406 AND #2407

THE CITY OF PONTIAC ORDAINS: that in order to protect the health, safety and welfare of its citizens, this Moratorium on the issuance of permits under the City's Adult-Use Marijuana Ordinance #2406 and its companion Zoning Ordinance #2407 is hereby enacted, and implementation of both ordinances shall be suspended pending the results of the February 27, 2024 primary election.

WHEREAS, Ordinance #2406 was adopted by the Pontiac City Council on April 4, 2023 allowing adult-use marihuana establishments to operate in the City of Pontiac; and

WHEREAS, On November 7, 2023 City Council amended the City's Adult-Use Marihuana Ordinance via Ordinance #2424; and

WHEREAS, Ordinance #2424 is currently the subject of a referendum challenge, with the question to appear on the ballot for the Presidential primary election to be held February 27, 2024; and

WHEREAS, the regulation of marihuana in Pontiac is undertaken in accordance with the Michigan Regulation and Taxation of Marihuana Act, MCL 333.27951 et. seq., to protect the public health, safety, and welfare of residents by setting forth the manner in which marihuana businesses can be operated through reasonable regulations related to noise, odor, air and water quality, food safety, public safety, security for the establishments and personnel, and other health and safety concerns; and

WHEREAS, the City's ability to evaluate applications under the ordinance depends on the results of the referendum ballot question to be determined at the upcoming February 27, 2024 election, and

WHEREAS, the City must take immediate action to suspend the processing of applications while the ballot question is pending.

IT IS HEREBY ORDAINED that the City shall suspend implementation of Ordinances #2406 and #2407 effective immediately under authority of City Charter Section 3.112(e), allowing time for the City to ascertain the results of the voters' decision to either adopt or reject the ballot question; and

FURTHER ORDAINED that this Moratorium shall terminate upon certification of the February 27, 2024 election results.

Adopted and Effective: December 12, 2023  
Garland S. Doyle  
City Clerk