



The Gateway of Michigan

Marihuana Establishment Application Packet

Resources

1. New Buffalo Township Zoning Ordinance provisions related to Marihuana Establishments – full ordinance found at www.newbuffalotownship.org
2. New Buffalo Township Marihuana Establishment Application
3. New Buffalo Township Special Land Use Application
4. New Buffalo Township Escrow Policy and Acknowledgement Form
5. Marihuana Establishment Waiver Agreement (if necessary)

Parcel Criteria

- Must be located within the designated Marihuana Overlay District
- Must be zoned C-1, C-2 or Industrial
- May not be located within 1,000 feet of an existing public or private K-12 school; a church; a licensed daycare center; or public library
- May not be on a parcel that abuts the R-1, R-2, or MR zoning districts
- Marihuana Establishment may not be located within 150 feet of a one-family or multiple-family dwelling unless the owner of the dwelling signs a waiver of this requirement
- Setback requirement for C-1 & C-2 – 30-foot front; 10-foot sides; 10-foot rear. Setback requirement for Industrial – 40-foot front; 15-foot sides; 40-foot rear

Application Process

1. Applicants submit New Buffalo Township Marihuana Establishment Application including:
 - Application Fee
 - Photocopy of a valid, unexpired driver's license or state issued identification card for all owners, directors, and officers of the applicant entity
 - Location map of the proposed marihuana establishment and surrounding area that identifies the relative locations and distances to any existing public or private K-12 school; church; licensed daycare center; public library; one-family or multi-family dwellings
 - Copy of all documents submitted by the applicant to the Department of Licensing and Regulatory Affairs (LARA) / Cannabis Regulatory Agency (CRA) in connection with the application for state operating license under the MMFLA or MRTMA, including documents submitted for prequalification
 - Copy of all documents issued by LARA indicating the applicant has been prequalified for a state operating license under MMFLA or MRTMA
 - For establishments proposing co-location with another establishment: a copy of a diagram, floorplan, or other illustration identifying the locations of each

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establishment's distinct and identifiable area on the property, its entrance(s) and exit(s), its inventory, its record keeping, and its point-of-sale operations (if applicable)

Non-individual applicants must submit the documents above and all of the following:

- Articles of incorporation or organization
 - Internal Revenue Service EIN confirmation letter
 - Copy of the operating agreement of the applicant, if a limited liability company
 - Copy of the partnership agreement, if partnership
 - Name and addresses of the beneficiaries, if a trust
 - Copy of the bylaws or shareholder agreement, if a corporation
2. After receipt of complete application and required attachments, the applicant must (1) obtain Special Land Use permit from the New Buffalo Township Planning Commission within 12 months, and (2) receive all required operating licenses and approval from LARA/CRA within 18 months.
 3. After receipt of all of the above the New Buffalo Township Board will consider approval of the Special Land Use permit based on the recommendations of the New Buffalo Township Planning Commission.
 4. The Special Land Use permit shall be recorded with the Berrien County Register of Deeds Office at the applicant's expense and copy of the recorded document returned to New Buffalo Township.