

**From:** Mike Haus <[westfallforall@gmail.com](mailto:westfallforall@gmail.com)>  
**Date:** December 5, 2020 at 11:06:22 AM EST  
**To:** "Markee, Kimberly" <[kmarkee@waterfordmi.gov](mailto:kmarkee@waterfordmi.gov)>  
**Subject: Medical Marihuana Facility License Ordinance Question**

Hello,

Relative to section 10-301 (b)(1) under waterford medical marihuan ordinance 2020-006 it states the following is required for submission:

-Copy of the application filed and prequalified under the rules as satisfying the requirements of MCL 333.27401(1) in the act and the rules of the corresponding state license.

Your response to the following questions are appreciated:

1.) Is the standard prequalification letter issued to prequalified applicants acceptable for submission?

- The letter of applicants prequalified status from the state defines that the applicant has satisfied the requirements of MCL 333.2740(1)

2.) If the prequalification letter is not sufficient for the township, and the full state application is required

a.) How does the township plan to address the differential and insure fairness of review between the amount of information which would be submitted, considering those prequalified recently have only one year of records vs those prequalified earlier having three years worth of documents?

b.) What is the township looking for to require such a large amount of documentation from applicants if they already have been vetted by the state?

c.) How will the township manage literally thousands of physical papers submitted?

d.) What relevance does a full state application submission have as much of the information will be outdated or not current ? (ie, marital status of applicant, entity structure, financial records, tax statements from years past, assets if used in prequal, etc)

e.) If the applicants states prequalified application information is actually required, what order would the township like this submitted, and does the township require both the supplemental applicant sections and the entity sections?

Thank you for your response and consideration of accepting only a prequalification document for the state, as the MRA is the governing agency in this matter.

Regards,

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## **TOWNSHIP RESPONSES**

1.) A letter or other written documentation from the State (MRA) confirming that a state application has been prequalified is required but that alone is not sufficient to satisfy the Township License Application requirement in Ordinance Section 10-301(b)(1). As explained in the Township's Responses to the P. Givens 12-5-20 questions that have been posted:

(a) Ordinance Section 10-301(b)(1), does not require filing of the attachments (described as Supporting Documents) to the Applicant Entity or Sole Proprietor Prequalification Application filed with the Marijuana Regulatory Agency, just those Application forms with all Attestations and Disclosures. However, some of those Supporting Documents must be filed to satisfy Ordinance Sections 10-301(b)(2)a and b for an Entity Applicant, or 10-301(b)(3)b for a Sole Proprietor Applicant, and may be documents that should be filed in providing the information required by Ordinance Sections 10-301(b)(13) and (18).

(b) Under Ordinance Section 10-301(b)(1), any Supplemental Individual or Entity Prequalification Application forms (with all Attestations and Disclosures) submitted in support of an Applicant Entity or Sole Proprietor Prequalification Application must be filed. Except for criminal history documents that are required filings by Ordinance Section 10-301(b)(3)b, the attachments (Supporting Documents) to those forms do not need to be filed.

2.) Township Responses to Questions 2 (a), (b), (c), and (d) are not required to provide guidance on the Ordinance requirements to apply for a license.

2.e.) The Ordinance does not mandate the order of the documents required by Section 10-301(b)(1). They are all to be included in attachment (1) to the Application form. Putting the Applicant Entity or Sole Proprietor Prequalification Application directly behind the state/MRA prequalification letter/documentation followed by any Supplemental Application forms is the suggested approach.

As noted above, any Supplemental Individual or Entity Prequalification Application forms (with all Attestations and Disclosures) submitted in support of an Applicant Entity or Sole Proprietor Prequalification Application must be filed.