

Good afternoon Kimberly,

In regards to Sec 10-229 (a) (1) (b); The language is a bit confusing and would like to understand the measurement protocol being rolled out for verification of Medical Merihuana Facilities;

Is the measurement process via the "Crows Fly"?

Is the measurement process via the "Road Traveled"?

If it is the "Road Traveled" would this statement be correct: Such distance between the school, child care center, public park, or religious institution and the contemplated location shall be measured along the centerline of the street or streets of address between two fixed points on the centerline determined by projecting straight lines, at the right angles to the centerline, from the primary point of ingress to the school, child care center, public park or religious institution, or from the playground equipment in a public park, and from the primary point of ingress to the contemplated location.

Thank you,

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TOWNSHIP RESPONSE

Assuming "Crows Fly" is intended to mean the shortest distance between a protected property and a proposed facility location, it is not the measurement process.

As stated in the Ordinance Section in question, the measurement is "to be the shortest distance along the centerlines of public streets between property or zoning lines extended to those centerlines."

The statement in the last paragraph of this question (which characterizes the Ordinance measurement as "Road Traveled", is not correct because the measurement is not between primary points of ingress to the protected property and proposed facility location.

Where a protected property or proposed facility location does not front on a public street, the measurement is at the point where the closest boundary line of that property's private access road or drive intersects a public street.