



# Marijuana Business Licensing Ordinance

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An outline of the significant aspects of the proposed ordinance.

# Application Process

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- Letter of intent must be submitted before an application is filed.
- A pre-application meeting is held. Allows the City and the applicant to discuss the proposed business and the licensing process in more detail.
- Application is filed with the City Clerk.



# Licensing Process

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- City Clerk forwards complete application to Marijuana Authority (hearing officer appointed by City Council).
- Applications for new licenses require a public hearing (for other applications a hearing is optional).
- Notice of any hearing is posted on the property and published in newspaper.



# Licensing Process

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For new licenses, applicants must establish they meet minimum qualifications and prove that the business is desired by the inhabitants of the neighborhood, they are fit to hold the license, and that they are prepared to operate the business in compliance with the law.



# Licensing Process

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## Licenses available:

- **Medical Marijuana Center and Retail Marijuana Store** – both sell products directly to consumers.
- **Optional Premises Cultivation Operation and Retail Marijuana Cultivation Facility** both grow marijuana to sell to other licensed businesses. They may not sell to consumers.
- **Medical Marijuana Infused Products Manufacturer and Retail Products Manufacturer** both manufacture, prepare, and package marijuana products. May not sell to consumers.
- **Retail Marijuana Testing Facility** analyzes and certifies the safety and potency of marijuana.

# Licensing Process

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- License Terms and Renewals
  - Licenses valid for one year
  - Renewal applications required to be filed at least 45 days prior to license expiration.
  - Late filings may be received – up to the date of expiration – with the payment of a late fee.
  - No renewal after license expires. Applicant must file for new license.



# Licensing Terms

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- Each license separate and must be operated on separate premises (which can occur in the same building as long as physically separated).
- A license is valid only for the owner named on the license, the type of business listed on the license, and the location for which the license was issued. No transfers permitted.



# Operational Requirements

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- No consumption of alcohol or marijuana on any licensed premise.
- People under 21 not permitted to enter premises (unless a MMJ patient with a valid registry card who is at least 18).
- Electronic identification scanner required.
- All activity to occur indoors and not be visible from the exterior.





# Operational Requirements

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- Hours of operation
  - Retail Marijuana Stores: 8 am – 10 pm
  - Medical Marijuana Centers: 8 am – 7 pm
  - All others – 24/7
- Sales to consumers must be direct and must take place within the licensed premises (no deliveries/drive-throughs).
- Public not permitted access to cultivation, manufacturing, or testing facilities.



# Operational Requirements

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- Business manager or owner required to be present during all operation of the business
- Business bank accounts must not be commingled with any other accounts.



# Covered by State Law

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- Individuals prohibited from holding license
- Security systems/Lock standards
- Waste disposal
- Surveillance systems
- Health and safety regulations
- Pesticides
- Transport
- Inventory tracking
- Packaging and labeling
- Advertising

