



Proposed Ordinance Establishing Distance Restrictions on the Licensure of Certain Marijuana Businesses

City Council, June 19, 2017

Background

- Two study sessions (April 24, May 22) presented potential locations of marijuana businesses in the City, status of current licensing and applications, existing distance restrictions, and effects of current and potential distance restrictions
- State law authorizes enactment distance restrictions for medical marijuana businesses and time, place, and manner restrictions for retail marijuana businesses



Purpose of Ordinance

- To preserve diversity of commercial products and services
- To preserve the diversity of land uses in the City
- To prevent the undue concentration and oversaturation of certain marijuana businesses within certain parts of the City
- Ensure reasonable protection of pending applicants' expectations



Restriction

- Restricts acceptance of applications and issuance of licenses for retail and medical stores within 1,000' of property with a licensed premises:
 - For which a license has issued and remains valid;
or
 - For which an application has been submitted and deemed complete by the City Clerk until finally disposed
- Measured from property line



Exceptions

- Renewal applications
- Pending applications deemed complete as of the effective date of the ordinance
- Applications for new licenses of the same type for the same business premises required by certain events like the sale or transfer of a business or change in ownership, financial structure, investors, etc. (because licenses are not transferable or assignable)



Co-located Businesses

- Co-located businesses treated as one licensed premises for this section as to licensure and measurement
 - Immediately adjacent, virtually separated
 - Same ownership





Questions?

