



# **CITY COUNCIL STUDY SESSION REPORT**

MEETING DATE: MARCH 10, 2015

ITEM NUMBER: 1

**SUBJECT:** REVIEW OF DRAFT ORDINANCE REGARDING A CITY MEASURE TO ESTABLISH REGULATION OF MEDICAL MARIJUANA BUSINESSES

**DATE:** MARCH 3, 2015

**FROM:** CHIEF EXECUTIVE OFFICE

**PRESENTATION BY:** RICHARD L. FRANCIS, ASSISTANT CHIEF EXECUTIVE OFFICER  
CHRIS NEUMEYER, DEPUTY CITY ATTORNEY

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## **RECOMMENDATION:**

Provide direction regarding the draft ordinance for a city-sponsored proposal to establish regulation of medical marijuana businesses.

## **BACKGROUND:**

At the November 18, 2014 City Council meeting, staff presented two ballot initiatives that had qualified for placement on the local ballot regarding medical marijuana. Pursuant to Elections Code Section 9212, the City Council directed staff to generate a report regarding the impacts of each proposed initiative.

The City Council met on December 16, 2014 to discuss the report. Subsequently, the Council approved the consideration of a city-sponsored proposal to establish regulation of medical marijuana dispensaries, and directed staff to develop a draft ordinance. The City Council will vote in or around June 2016 to place the two proposed ballot initiatives on the November 2016 ballot.

## **ANALYSIS:**

The draft ordinance has been prepared by the City Attorney for review. Changes will be incorporated into the final version of the ordinance that are reflective of City Council requests. The City Council may provide staff with further direction as to the process to present the ordinance or consider other alternatives.

## **ALTERNATIVES CONSIDERED:**

The City Council may elect not to proceed with the city-sponsored ordinance.

**LEGAL REVIEW:**

Legal counsel has reviewed the draft ordinance and approved as to form.

**CONCLUSION:**

The Elections Code mandates the process for proceeding with a ballot measure. Staff requests that Council provide direction regarding the draft ordinance as a part of the process, and the scheduling of additional study session meetings.

  
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RICHARD L. FRANCIS  
Assistant Chief Executive Officer

  
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THOMAS R. HATCH  
Chief Executive Officer

  
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THOMAS DUARTE  
City Attorney

Attachment: [Draft Ordinance](#)

- cc:
- Chief Executive Officer
  - Assistant Chief Executive Officer
  - Director of Economic & Development/Deputy CEO
  - City Attorney
  - Public Services Director
  - Transportation Services Manager
  - City Engineer
  - City Clerk
  - Staff (4)
  - File (2)