

ORDINANCE NO. 16-1010

AN ORDINANCE OF THE CITY OF OREGON CITY ADOPTING A BAN ON OUTDOOR CULTIVATION OF MARIJUANA

WHEREAS, the City of Oregon City has worked extensively with residents, businesses, agencies and public advisory groups to develop reasonable time, place and manner regulations for marijuana businesses and personal cultivation; and

WHEREAS, the proposed regulations will allow personal marijuana use and indoor cultivation in accordance with the adopted laws and policies of the Oregon Liquor Control Commission and Oregon Health Authority; and

WHEREAS, the proposed regulations assure that personal marijuana cultivation does not interfere with the character and safety of Oregon City's established residential neighborhoods by creating an attractive nuisance; and

WHEREAS, the proposed ban on outdoor personal cultivation of marijuana is consistent with Statewide Planning Goals, the Goals and Policies of the Oregon City Comprehensive Plan, and Municipal Code; and

WHEREAS, notice was provided in accordance with the requirements for a legislative action; and

WHEREAS, the Planning Commission and the City Commission both held publicly noticed work sessions and public hearings on the proposed amendments.

NOW, THEREFORE, OREGON CITY ORDAINS AS FOLLOWS:

Section 1. Outdoor cultivation of marijuana is hereby declared a Nuisance affecting peace and safety.

Section 2. The amendments to Section 8.08.030 of the Oregon City Municipal Code, as provided in Exhibit 1, are hereby adopted.

Section 3. This ordinance shall be effective from and after 30 days following its adoption by the Commission and approval by the Mayor

Read for the first time at a regular meeting of the City Commission held on the 21st day of September 2016, and the City Commission finally enacted the foregoing ordinance this 19th day of October 2016.

DAN HOLLADAY, Mayor

Attested to this 19th day of October 2016,

Approved as to legal sufficiency:

Kattie Riggs, City Recorder

City Attorney

Attachment:
Exhibit 1 – Oregon City Municipal Code Nuisance
Code 8.08.040