

## ORDINANCE NO. 16-1008

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### **AN ORDINANCE OF THE CITY OF OREGON CITY ADOPTING TIME, PLACE AND MANNER REGULATIONS FOR MARIJUANA BUSINESSES INCLUDING MEDICAL MARIJUANA PROCESSORS AND DISPENSARIES AS WELL AS RECREATIONAL MARIJUANA PROCESSORS, DISPENSARIES, PRODUCERS, WHOLESALERS, AND RETAILERS**

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

**WHEREAS**, the proposed code amendments provide a reasonable regulatory framework for the location and operation of marijuana production, processing, warehousing, laboratories, and retailers as authorized in accordance with state law; and

**WHEREAS**, the proposed regulations will preserve the character and safety of Oregon City's established residential neighborhoods, schools, licensed childcare and daycare facilities and city parks by establishment of minimum separation distances from such areas; and

**WHEREAS**, the proposed regulations are 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; and

**WHEREAS**, the Planning Commission and City Commission, based on the oral and written testimony they received at the public hearings, adopted minor revisions to the amendments; and

**WHEREAS**, the proposed regulations will take effect only when such businesses are allowed to operate in Oregon City.

### **NOW, THEREFORE, OREGON CITY ORDAINS AS FOLLOWS:**

**Section 1.** The Oregon City Municipal Code amendments, as provided in Exhibit 1, are hereby adopted based on the findings contained in the Staff Report.

**Section 2.** This Ordinance shall take effect on December 31, 2016, on the condition that the voters reject Ballot Measure 3-508, lifting the existing ban on marijuana businesses imposed by Ordinance No. 15-1017, during the November 8, 2016 Election.

Read for the first time at a regular meeting of the City Commission held on the 21<sup>st</sup> day of September 2016, and the City Commission finally enacted the foregoing Ordinance this 5th day of October 2016.

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DAN HOLLADAY, Mayor

Attested to this 5th day of October 2016,

Approved as to legal sufficiency:

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Kattie Riggs, City Recorder

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City Attorney

Attachments:  
Exhibit 1 – Municipal Code Amendments