



## Legislation Details (With Text)

**File #:** 16-526      **Version:** 1      **Name:** 1st Reading of Ordinance 16-1010 ban on outdoor cultivation of marijuana  
**Type:** Ordinance      **Status:** Second Reading  
**File created:** 9/13/2016      **In control:** City Commission  
**On agenda:** 9/21/2016      **Final action:**  
**Title:** First Reading of Ordinance No. 16-1010: Adopting a Ban on Outdoor Cultivation of Marijuana  
**Sponsors:** Laura Terway  
**Indexes:**  
**Code sections:**  
**Attachments:** 1. Staff Report, 2. Ordinance No. 16-1010, 3. OCMC Nuisances Code 8.08.040

Date	Ver.	Action By	Action	Result
9/21/2016	1	City Commission	approve on first reading	Pass

First Reading of Ordinance No. 16-1010: Adopting a Ban on Outdoor Cultivation of Marijuana

### **RECOMMENDED ACTION (Motion):**

Approve first reading of Ordinance No. 16-1010, adopting a ban on outdoor cultivation of marijuana.

### **BACKGROUND:**

Staff has completed the final amendments to the proposed time, place and manner regulations for marijuana businesses. The code revisions are based on extensive public outreach, staff research, and input from a variety of sources including the Oregon Liquor Control Commission, League of Oregon Cities, reviews of various other municipal regulations, and City Attorney legal analysis.

The Planning Commission reviewed the draft regulations at the July 11, 2016 work session, and at the July 25, 2016 and August 8, 2016 Planning Commission hearings. Following the public hearing on August 8, 2016 the Planning Commission amended the draft regulations prior to recommending approval to the City Commission.

As a result of the public hearing process, the City Commission provided direction that outdoor cultivation of marijuana (personal or otherwise) should be prohibited for nuisance reasons. Staff prepared two amendments to the Oregon City Municipal Code including an amendment to Nuisance section in Chapter 8.08 (Ord. 16-1010) and Time, Place and Manner Regulations for Marijuana Businesses (Ordinance No. 16-1008).