

ORDINANCE No. 188329

Amend marijuana business regulations definition of wholesaler, and use of temporary Certificate of Occupancy (Ordinance; amend Code Sections 14B.130.020 and .070)

The City of Portland ordains:

Section 1. The Council finds:

1. The Oregon voters approved Measure 91 in November, 2014, legalizing the sale and consumption of marijuana, and allowing local governments to adopt time, place and manner regulations for businesses that grow, produce, sell, and transfer marijuana and marijuana items.
2. HB 3400 was enacted by the 2015 Oregon Legislature, and was signed into law by the Governor on June 30, amending Measure 91 to significantly revise the authority of local governments to adopt regulations for marijuana businesses.
3. In November, 2014, the City Council initiated the Portland Cannabis Program in the Office of Neighborhood Involvement (ONI) to manage complaints, community expectations, and respond with authorized enforcement mechanisms as appropriate.
4. On September 30, 2015, the Council adopted Ordinance No. 187359, added license procedures and requirements for marijuana businesses to Portland City Code Chapter 14B.130. As adopted, the definition of Marijuana Businesses licensed and regulated by the City of Portland included Medical Dispensaries, Marijuana Retailers, Marijuana Producers, Marijuana Processors, and Marijuana Wholesalers.
5. The definitions of terms in Portland City Code Chapter 14B.130 ought to maintain consistency with those same terms as defined by the Oregon Liquor Control Commission whenever practicable.
6. The City has an interest in balancing the needs of Portland businesses with public safety, and to that end will modify requirements in order to better strike that balance.

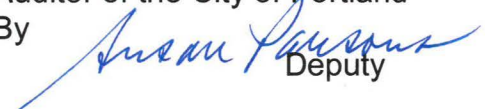
NOW, THEREFORE, the Council Directs:

- a. City Code Chapter 14B.130.020 and .070 are amended as set forth in Exhibit A attached to this ordinance.

Passed by the Council: APR 19 2017

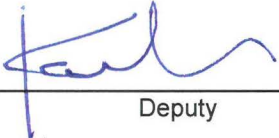
Commissioner Chloe Eudaly
Prepared by: Brandon Goldner
Date Prepared: March 28, 2017

Mary Hull Caballero
Auditor of the City of Portland
By


Deputy

Agenda No. **188329**
ORDINANCE NO.
 Title

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 definition of wholesaler, and use of temporary Certificate of Occupancy

<p>INTRODUCED BY Commissioner/Auditor: Commissioner Eudaly</p>	<p>CLERK USE: DATE FILED <u>APR 04 2017</u></p>
<p>COMMISSIONER APPROVAL</p> <p>Mayor—Finance & Administration - Wheeler</p> <p>Position 1/Utilities - Fritz</p> <p>Position 2/Works - Fish</p> <p>Position 3/Affairs - Saltzman</p> <p>Position 4/Safety - Eudaly <i>CE</i></p>	<p>Mary Hull Caballero Auditor of the City of Portland</p> <p>By:  Deputy</p>
<p>BUREAU APPROVAL</p> <p>Bureau: Office of Neighborhood Involvement <i>David Austin</i></p> <p>Bureau Head: David Austin <i>Amy Archer-Masters, Acting Director</i></p> <p>Prepared by: Brandon Goldner Date Prepared: 03/28/17</p> <p>Impact Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/></p> <p>Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes <input type="checkbox"/> No <input checked="" type="checkbox"/></p> <p><input checked="" type="checkbox"/> City Auditor Office Approval: required for Code Ordinances <i>Toni</i></p> <p><input checked="" type="checkbox"/> City Attorney Approval: required for contract, code, easement, franchise, comp plan, charter <i>Walters</i></p> <p>Council Meeting Date</p>	
<p>ACTION TAKEN: APR 12 2017 PASSED TO SECOND READING APR 19 2017 9:30 A.M.</p>	

AGENDA

TIME CERTAIN
 Start time: _____

Total amount of time needed: _____
 (for presentation, testimony and discussion)

CONSENT *Pulled*

REGULAR
Total amount of time needed: _____
 (for presentation, testimony and discussion)

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:	
	YEAS	NAYS
1. Fritz	1. Fritz ✓	
2. Fish	2. Fish ✓	
3. Saltzman	3. Saltzman ✓	
4. Eudaly	4. Eudaly ✓	
Wheeler	Wheeler ✓	