IMPACT STATEMENT

Legislation title: * Amend regulations for marijuana retailers and medical dispensaries to include prohibit marijuana sales at drive-thru or walk up windows.(Ordinance; amend Section 14B.130.080 (B)(3))

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Purpose of proposed legislation and background information:

On September 30th, 2016, Council adopted Ordinance No. 187259, adding license procedures and requirements for marijuana businesses to Portland City Code Chapter 14B.130, to reasonably regulate the marijuana industry and provide mechanisms for communicating with state agencies about siting of marijuana businesses. Portland City Code 14B.130 does not currently explicitly address the sale of marijuana or marijuana items from drive-through or walk up windows. However, the Code provisions regulating the sale of marijuana address such aspects as restricted entry onto licensed premises, sales upon licensed premises, and prohibitions upon vendor carts, temporary structures or locations other than the licensed premises. Conducting transactions outside the licensed premises does not comport with the intent of the Code regarding a secure, enclosed business environment for the operations of Marijuana Dispensaries and Retailers.

The proposed amendment to Chapter 14B.130 will explicitly prohibit drive thru facilities or walk up windows at Marijuana Businesses.

Financial and budgetary impacts:

None. There are currently no known locations that are conducting business through drive-thru or walk-up windows in Portland.

Community impacts and community involvement:

This change is made with the intent that Council's intent and the community's expectations are reflected in the language of the regulatory code.

187611

Budgetary Impact Worksheet

Does this action change appropriations?

☐ **YES**: Please complete the information below.
☒ **NO**: Skip this section

Fund	Fund Center	Commitment Item	Functional Area	Funded Program	Grant	Sponsored Program	Amount