



RESOLUTION NO. 38992

1 A RESOLUTION relating to land use regulations associated with Initiative 502;
2 setting Tuesday, September 16, 2014, as the date for a public hearing on
3 the proposed six-month extension of the interim land use regulations
4 concerning the production, processing, and retail sale of recreational
5 marijuana.

6 WHEREAS Initiative 502 (“I-502”), approved by Washington voters in
7 November 2012, provides a framework for licensing and regulating the production,
8 processing, and retail sale of recreational marijuana, and

9 WHEREAS the Washington State Liquor Control Board (“WSLCB”) was
10 tasked with establishing rules and procedures to implement I-502 and determine a
11 “maximum number of retail outlets that may be licensed in each county,” and

12 WHEREAS the WSLCB was scheduled to release the rules and
13 procedures and begin accepting applications for all license types in November
14 2013, and

15 WHEREAS, on November 5, 2013, the City Council enacted interim land
16 use regulations concerning the production, processing, and retail sale of
17 recreational marijuana, which regulations are in effect from November 17, 2013,
18 through November 16, 2014, and

19 WHEREAS the interim regulations were intended to provide policy and
20 regulatory guidance to facilitate the review of marijuana license applications
21 expected to come forward in December 2013, provide adequate time for the City
22 to evaluate the operations and impacts of the licensed marijuana businesses, and
23 allow the state to rectify outstanding issues with the existing, largely unregulated
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1 medical marijuana system, before deliberating a permanent local regulatory
2 resolution, and

3 WHEREAS the WSLCB began issuing marijuana production and
4 processing licenses in March 2014 and marijuana retailing licenses in July 2014,
5 and

6 WHEREAS, as of August 2014, the state has issued three retail licenses
7 and three production/processing licenses within the City, and

8 WHEREAS, while the Washington State Legislature deliberated potential
9 changes to address the medical marijuana industry in 2014, it did not adopt any
10 changes, and

11 WHEREAS, considering the early stages of recreational marijuana
12 licensing and operation in the City, the unresolved issues regarding medical
13 marijuana at the state level, and the unresolved conflicts between I-502 and
14 federal law, it is premature to develop a permanent regulatory resolution, and

15 WHEREAS it is in the best interests of the City to keep the interim
16 regulations in effect upon their expiration in November 2014, and

17 WHEREAS, pursuant to RCW 36.70A.390 and Tacoma Municipal
18 Code 13.02.055, interim regulations may be renewed for an unlimited number of
19 six-month intervals, and prior to each renewal, the City Council shall conduct a
20 public hearing, with findings of fact made to support each renewal; Now,

21 Therefore,
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BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TACOMA:

Section 1. That a public hearing on the proposed six-month extension of the interim land use regulations concerning the production, processing, and retail sale of recreational marijuana shall be held before the City Council in the Council Chambers on the first floor of the Tacoma Municipal Building, 747 Market Street, Tacoma, Washington, on Tuesday, September 16, 2014, at approximately 5:30 p.m. or as soon thereafter as the same may be heard.

Section 2. That the Clerk of the City of Tacoma shall give proper notice of the time and place of said hearing.

Adopted _____

Mayor

Attest:

City Clerk

Approved as to form:

City Attorney