

ATTACHMENT 7

CHAPTER VI. MEDICAL MARIJUANA DISPENSARIES AND CULTIVATION

Section 9-494. Medical Marijuana Dispensary Permit *and* **Section 9-495. Medical Marijuana Cultivation Permit**

- Follow Chapter regulations
- Allow reasonable inspections by City
- Maintain contact information with City
- Transferable if new permit

Section 9-496. Applications for Medical Marijuana Dispensary and Cultivation Permits

- Address
- Site and floor plan
- Security plan (cameras / alarms / secure entrances / lighting)
- Names and addresses of manager and owners
- Non-profit status
- Further information deemed necessary by City CEO

Section 9-497. Obligation of Medical Marijuana Dispensary and/or Cultivation Operation

- Allow reasonable inspections by City
- Indemnify City
- Insurance
- Defend City if legal action

Section 9-498. Review of Permit Applications

- Appropriate location
- Applicant must be primary caregiver, qualified patient or legal representative
- No history of unlawful, fraudulent, unfair, or deceptive business acts or practices

Section 9-499. Action on Applications for Permits

- Decision in 60 days
- Granted if meet all requirements of Chapter

Section 9-500. General Operating Standards and Restrictions

- Security (security guard / security cameras / alarm system / secure entrances)
- Authorize inspections by City
- Records (identification / inventory / deliveries / finances / live scan / insurance)
- Employees (certain felony restrictions / ID card and live scan for all / MMP ID card for owners & managers)
- Volume (limited to member needs)
- Only Medical Marijuana (and related products)
- No Recommendations On-site
- Signage (mandatory signs posted)
- No Alcohol
- No Lounge or Cafe
- Quality control (possibly disclose percentage level of certain compounds)
- Labeling (warning labels / date / weight / no packaging attractive to minors)
- Edibles
- Signage
- Employee Training
- Supply (only from members)
- Operating Hours for Medical Marijuana Dispensary (7am to 10pm)
- Use Restrictions (no smoking onsite)

- No Minors
- Odors (air treatment system / no off-site smell)
- Insurance
- Site management (business to monitor nuisance activities / written rules)
- Non-profit
- Delivery of Medical Marijuana (MMP ID card on deliverers / receipts / records)
- Hospice, etc. exemptions

Section 9-501. Medical Marijuana Cultivation Standards and Quality Control
City authorized (but not required) to create City Office of Cultivation Standards and Quality Control

- Cultivation Standards (model guidelines / publicize adherence)
- Quality Control (testing standards / publicize results)
- Labeling.
- Pesticides and Contaminants.

Section 9-502. Fees

- Fees (cost recovery)
- State Board of Equalization Seller's Permit Required.

Section 9-503. Location Restrictions

- 1000 feet from schools, libraries, youth centers
- 200 feet from residential zone (can apply for minor CUP)
- Only commercial or industrial zones
- 1000 feet from each other

Section 9-504. Suspension and Revocation.

- Failure to follow Chapter requirements
- Cease operations for 180 days
- Change ownership without new permit
- Failure to maintain security camera records
- Failure to allow City inspections

Section 9-505. Violations and Penalties.

- Misdemeanor

Section 9-506. Public Nuisance.

- Abatement and injunctions

Section 9-507. Appeals

- Pursuant to local code

Section 9-508. Prohibited Operations and Nonconforming Use

- Follow California law
- No nonconforming use authorized

Section 9-509. Severability

Section 9-510. Amendment

- To further purposes of Chapter the ordinance may be amended

Section 9-511. Consistency with Statewide Regulation of Marijuana

- Statewide change in law to be accommodated as much as possible