



AGENDA SUMMARY PAGE
RECOMMENDING COMMITTEE MEETING OF: JUNE 5, 2017

DEPARTMENT: CITY ATTORNEY
DIRECTOR: BRADFORD R. JERBIC

☐ Consent ☒ Discussion

SUBJECT:
Bill No. 2017-21 - For possible action. Revises and broadens the current zoning regulations pertaining to medical marijuana cultivation facilities, dispensaries and production facilities to include similar facilities engaged in retail operations pursuant to NRS Chapter 453D. Sponsored by Councilman Bob Coffin (by request)

Fiscal Impact

☐ No Impact ☐ Augmentation Required
☐ Budget Funds Available

Amount:

Funding Source:

Dept./Division:

PURPOSE/BACKGROUND:

This bill will revise and broaden the current zoning regulations pertaining to medical marijuana cultivation facilities, dispensaries and production facilities to include similar facilities engaged in retail operations pursuant to NRS Chapter 453D.

RECOMMENDATION:

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

BACKUP DOCUMENTATION:

1. Bill No. 2017-21
2. Submitted at Meeting - Proposed First Amendment

Motion made by BOB COFFIN to Approve as Do Pass as a First Amendment

Passed For: 2; Against: 0; Abstain: 1; Did Not Vote: 0; Excused: 0

BOB COFFIN, STAVROS S. ANTHONY; (Against-None); (Abstain-CAROLYN G. GOODMAN); (Did Not Vote-None); (Excused-None)

NOTE: MAYOR GOODMAN abstained on Items 6 and 7 as they pertain to medical marijuana, and one of her sons is involved in the industry.

Minutes:

COUNCILMAN ANTHONY declared the Public Hearing open.

COUNCILMAN COFFIN disclosed he was sponsoring this bill per a request from staff.

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PETER LOWENSTEIN, Planning Section Manager, indicated the bill seeks to amend the zoning ordinance to provide revised definitions for marijuana uses that will proactively address the approval of Question 2 in the Nevada General Election in 2016. The Proposed First Amendment seeks to accomplish several things which include creating one land use category for marijuana cultivation facilities, marijuana dispensaries, and marijuana production facilities. It will also revise the description of uses in both medical and retail in Nevada Revised Statute (NRS) 453A and 453D and will revise the minimum distance separation requirements to be in conformance with NRS which MR. LOWENSTEIN listed.

For COUNCILMAN ANTHONY, MR. LOWENSTEIN explained that, presently, the zoning code only applies to medical marijuana. The passing of this bill would introduce the retail element approved by Question 2.

DEPUTY CITY ATTORNEY VAL STEED pointed out that each Councilperson was given a copy of the Proposed First Amendment as referred to by MR. LOWENSTEIN. It has been included as backup.

BOB GRONAUER appeared on behalf of BRIAN BADONE, CW Nevada and JOHN RITTER with TGIG, LLC, and appreciated staff's assistance and who were in support of the Proposed First Amendment.

COUNCILMAN COFFIN asserted he would vote to pass the Proposed First Amendment and noted the sale of regular marijuana is termed retail. MR. LOWENSTEIN confirmed this term matched the State's statute.

COUNCILMAN ANTHONY declared the Public Hearing closed.