

Deschutes County Board of County Commissioners

May 2, 2016
Public Hearing

Marijuana Land Use Regulations &
Ordinance 2015-009



HEARING PROCEDURES

- The Board of County Commissioner's decision on this proposal will be based upon the record, the staff report, and the testimony and evidence presented at this hearing.
- The hearing will be conducted in the following order.
 1. Staff will provide a brief report.
 2. Public will be provided opportunity to testify and present evidence.
 3. Staff will be afforded an opportunity to make any closing comments as needed.

BACKGROUND

2015

- August** BOCC hearings to gain public input on new marijuana laws and regulations
- September** BOCC work sessions to develop first draft of marijuana business regulations for Planning Commission consideration and public hearings
- Oct.-Nov.** Planning Commission work sessions, hearings, deliberations, recommendation
- Dec. 2** BOCC public hearings
- Dec. 21** BOCC adopted “Opt-Out” Ordinance 2015-009 to:
Take more time to assess “right to farm” impacts and to consider reasonable regulations (clarified by SB 1598 in 2016 Legislative Session); and
Form a Marijuana Advisory Committee (MAC)

BACKGROUND

Ordinance 2015-009

Prohibited or “Opted Out” of marijuana related land uses in unincorporated Deschutes County including:

Medical Marijuana

- Processing - Products, concentrates, or extracts
- Dispensaries - Selling to a card holder or caregiver

Recreational Marijuana

- Production - Growing
- Processing - Products, concentrates, or extracts
- Retail - Selling to a consumer
- Wholesaling - Selling to person not consumer

USE CATEGORIES

MEDICAL

- DISPENSARY
- PRODUCTION*
- PROCESSING

*Not legal to opt out

RECREATIONAL

- WHOLESALE
- RETAIL
- PRODUCTION
- PROCESSING

AMENDMENTS UNDER CONSIDERATION

- Status of Opt Out Ordinance
- Time, Place, and Manner Regulations
 - Zoning
 - Specific Use Standards
- Marijuana Related Definitions
- Repeal Of Medical Marijuana Dispensary Regulations
- Zoning And Standards For Lands Subject To:
 - Title 19 (Bend)
 - Title 20 (Redmond)
 - Title 21 (Sisters)

RECORD INCLUDES

- **Original Proposal**
- **Planning Commission Recommendations**
- **MAC Recommendations**
- **Public and Agency Comments**

PUBLIC HEARING NEXT STEPS

- **Close Oral Record Today**
- **Written Record Open Until A Date:**
 - **Date and Time Certain; or**
 - **Until Board Decision**

BOARD MEETINGS

- **May 2, 2016 10:00 am-12:00 pm & 1:00-3:00pm**
 - **Public Hearing** to consider the status of Opt Out, and medical and recreational marijuana regulations.

- **May 4, 2016 10:00 am**
 - **Deliberations (decisions)** on status of Opt Out, and medical and recreational marijuana regulations.

PUBLIC TESTIMONY GUIDELINES

- 2-3 minutes per person. Oral and written comments should be concise.
- Clearly state what is being addressed – medical and/or recreation marijuana & specific uses (retail, wholesale, production, processing)
- Comments related to quality of life issues should be specific about what needs to be addressed and state what the specific standard should be to preserve livability.
- The scope of the public hearing will not address Ballot Measure 91.