

REPORT TO CITY COUNCIL

DATE: SEPTEMBER 27, 2006

TO: HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL

FROM: GREG RAMIREZ, CITY MANAGER

**BY: CRAIG STEELE, CITY ATTORNEY
LOUIS CELAYA, ASSISTANT TO THE CITY MANAGER**

**SUBJECT: ADOPTION OF A TEMPORARY MORATORIUM ON THE
ESTABLISHMENT OF MARIJUANA DISPENSARIES IN THE CITY**

A proposed moratorium on the establishment of marijuana dispensaries in the City was presented to the City Council for consideration on September 27, 2006. The proposed moratorium was presented both as an urgency ordinance, to take effect immediately upon adoption, and a traditional ordinance, to take effect after first and second reading.

The Ordinances call for an interim moratorium for at least 45 days prohibiting the establishment of marijuana dispensaries throughout the City while the City undertakes a study and planning process to determine whether such uses should be permitted and, if so, under what conditions and standards. During that 45-day period, the City Council will hold a public hearing to determine whether to extend the moratorium or allow it to expire. Ultimately, the moratorium has a maximum life of 2 years after adoption.

At their meeting on September 27, 2006, the City Council adopted urgency Ordinance No. 06-338U, which immediately went into effect upon adoption, and introduced non-urgency Ordinance No. 06-338.

The attached Ordinance is respectfully submitted for City Council approval.

RECOMMENDATION

It is recommended the City Council adopt Ordinance No. 06-338.

Attachment: Ordinance No. 06-338