

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.