



Technical Review Meeting Agenda Item 6.

Subject:

Consideration of the introduction of Bill No. 502 (Medical Marijuana Separation Requirements) to amend Mesquite Municipal Code Section 9-15-8 Location Restrictions and Section 9-8-8 Separation Requirements by inserting language to exempt schools, community facilities, and residential zones, from the separation requirements if they knowingly choose to locate closer to existing medical marijuana establishments.

- Possible Action

Petitioner:

Richard Secrist, Development Services Director

Staff Recommendation:

Introduce Bill No. 502 as Ordinance No. 502, and set the public hearing date for August 9, 2016 at 5:00 p.m.

Fiscal Impact:

None

Budgeted Item:

No

Background:

On August 5, 2014 the City Council approved Ordinance No. 484 establishing zoning regulations for Medical Marijuana Facilities. These regulations included location restrictions or separation requirements from

public or private schools, churches, community facilities, and residential zones.

City staff recently met with MLF Receiverships, Inc. regarding the Barcelona Partners properties. They've been tasked by the Courts to market the properties and pay off creditors. As a part of our discussions, they asked what the properties at 195 Willis Carrier Canyon were being used for. Staff explained that that is where Deep Roots Medical LLC operates its medical marijuana establishments. Hearing that, the next question asked was, "are there required distance separations from things like schools, churches, etc.?"

Staff explained the location restrictions, generally, and we discussed the impact these may have on some of the Barcelona Partners parcels nearby. In light of the questions raised about the impact of these requirements on surrounding residential and commercial properties, staff has reviewed again the language of 9-15-8. In hind-sight now, it appears there may be some loop-holes and inconsistent language staff hopes to correct with this amendment.

Attachments:

Staff Memo
Bill 502