

Marijuana Uses and Playground Buffers

Planning and Development Services

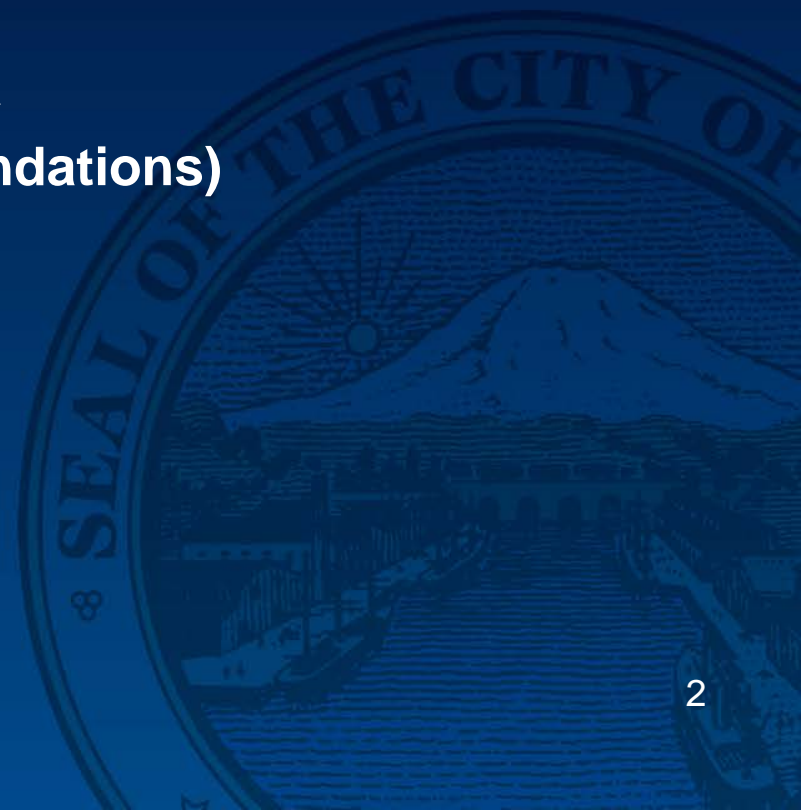
Planning Commission

June 21, 2017



Agenda / Objectives

- **Review the City Council's Request**
(Resolution No. 39742, June 6, 2017)
- **Determine the Path Forward**
- **Develop the Scope of Work**
(Findings of Fact and Recommendations)



Resolution No. 39742 (the “what”)

- Requesting the Planning Commission to consider interim regulations concerning marijuana use buffers
- Adding local definitions of “Playground” and “Recreation center or facility” that include ownership by a metropolitan parks district

Resolution No. 39742 (the “what”)

- TMC 13.06.565.B.3.

For purposes of this Section and the standards applicable to state-licensed marijuana uses, the terms and definitions provided in WAC 314-55 shall apply except for the following definitions:

(a) "Playground" means a public outdoor recreation area for children, usually equipped with swings, slides, and other playground equipment, owned and/or managed by a city, county, state, or federal government, or a metropolitan parks district.

(b) "Recreation center or facility" means a supervised center that provides a broad range of activities and events intended primarily for use by persons under twenty-one years of age, owned and/or managed by a charitable nonprofit organization, city, county, state, or federal government, or a metropolitan parks district.

Resolution No. 39742 (the “why”)

- To address the gap between the intent and definitions
- Per the Council Consideration Request (CCR) from Deputy Mayor Thoms
- To alleviate permitting problems
- To provide temporary protective measures until State corrects the definitions

Path Forward

1. Option 1 – Interim Regulations Process
2. Option 2 – Code Amendment Process



1. Interim Regulations Process

(per TMC 13.02.055)

Step	Time	Action
1	June 6, 2017	City Council initiated the process
2	June 21, 2017	Planning Commission review
3	July 19, 2017	Planning Commission recommendations, with the Environmental Checklist
4	August-September 2017	<ul style="list-style-type: none"> • City Council public hearing • City Council enacting Interim Regulations, effective for 12 months
5	September 2017 – September 2018	<ul style="list-style-type: none"> • State rule-making, correcting the definitions • Planning Commission develops permanent regulations, with a public hearing and the Environmental Checklist • City Council adopts permanent regulations, with a public hearing • ALT. – Let the interim regulations expire
6	August-September 2018 (If needed)	City Council extends the interim regulations for 6 months (with a public hearing)

2. Code Amendment Process (per TMC 13.02.045)

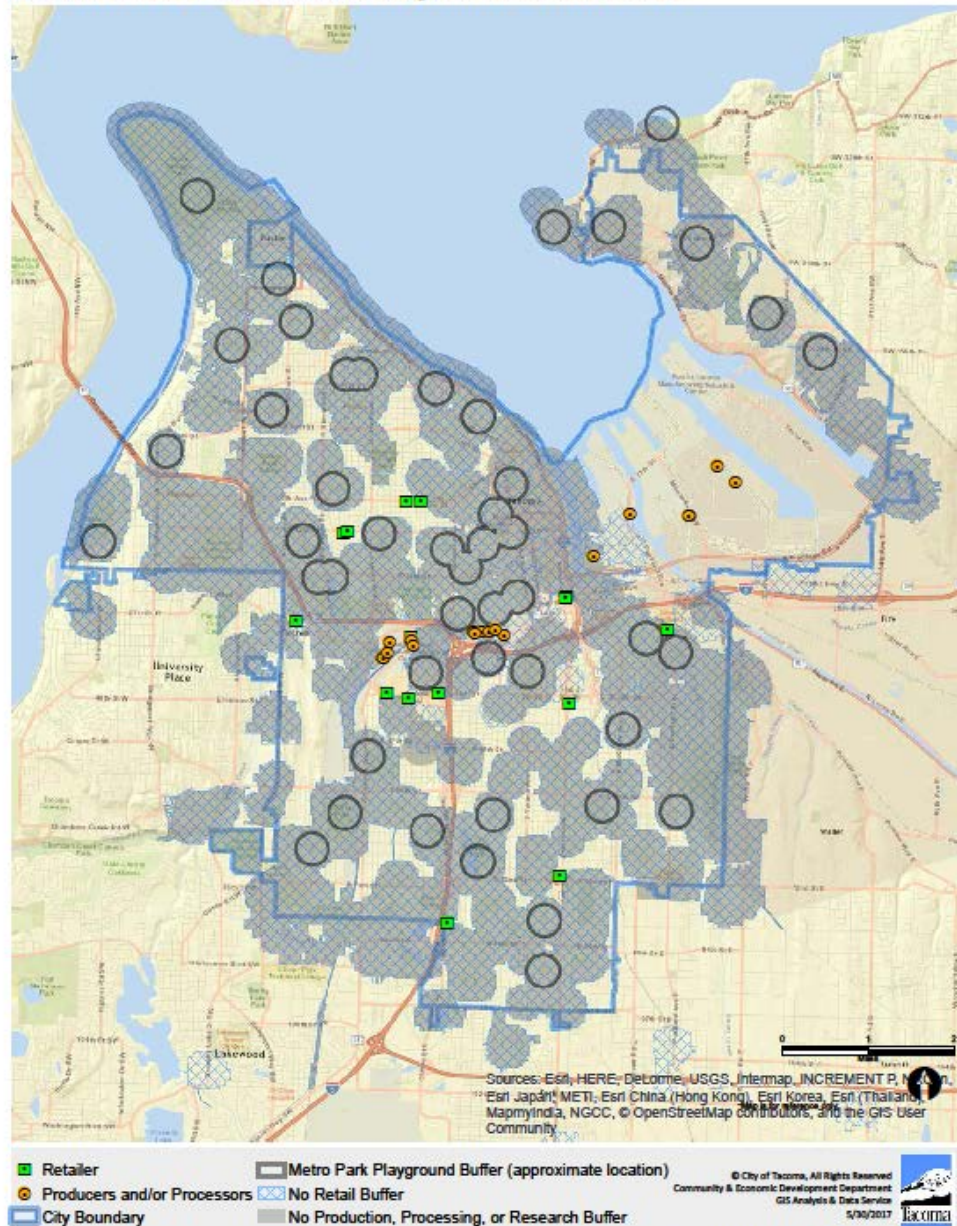
Step	Time	Action
1	June 6, 2017	City Council initiated the process
2	June 21, 2017	Planning Commission review
3	July-September 2017	Planning Commission proposes code amendment, with a public hearing and the Environmental Checklist
4	October 2017	City Council adopts code amendment, with a public hearing
5	October 2017 –	<ul style="list-style-type: none"> • State rule-making, correcting the definitions • Planning Commission proposes code amendment, with a public hearing and the Environmental Checklist • City Council adopts code amendment, with a public hearing • ALT. – Code Cleanup as part of the 2018 Amendment

Findings of Fact

- There is a need for clarifying the definitions
- There is no impact to existing or prospective marijuana businesses

Sensitive Use Buffers (As of May 24, 2017)

Locations of Current Marijuana Businesses



Nest Steps

- **Path Forward – Option 1 or Option 2?**
- **July 19 (tentative): Planning Commission develops recommendations**

