Notice of Public Hearing

City of Tacoma

April 13, 2016

On Tuesday, April 26, 2016, at approximately 5:30 p.m., the City Council will conduct a public hearing on the proposed amendments to the Marijuana Use Regulations, Land Use Regulatory Code, and the Nuisance Code, as recommended by the Planning Commission, and as recommended by staff, concerning the production, processing, researching, and retail sale of marijuana. For additional details, please see the reverse side of this notice.

This hearing will take place in the City Council Chambers on the first floor of the Tacoma Municipal Building, 747 Market Street, Tacoma, Washington. All persons will have an opportunity to present their oral comments at the meeting. Those wishing to submit written comments may do so at the public hearing, or may submit them to the City Clerk’s Office at cityclerk@cityoftacoma.org or 733 Market Street, Room 11, Tacoma, WA 98402, by 4:00 p.m., on Tuesday, April 26, 2016.

Substitute Resolution No. 39418, which set the public hearing date, can be viewed in its entirety on the City’s website at www.cityoftacoma.org/recentlegis by clicking on the link for April 12, 2016, or by requesting a copy from the City Clerk’s Office at (253) 591-5505.

For more information, please contact Mr. Lihuang Wung, Senior Planner, at (253) 591-5682.

Doris Sorum
City Clerk

The City of Tacoma does not discriminate on the basis of disability in any of its programs, activities, or services. To request this information in an alternative format or to request a reasonable accommodation, please contact the City Clerk’s Office at (253) 591-5505. TTY or speech to speech users please dial 711 to connect to Washington Relay Services.
CITY COUNCIL PUBLIC HEARING
April 26, 2016

SUBJECT
Proposed amendments to the regulations associated with marijuana uses, including modifications to the land use regulations contained in the Tacoma Municipal Code (TMC), Title 13 Land Use Regulatory Code, and to the nuisance regulations contained in TMC Title 8 Public Safety.

SUMMARY – LAND USE REGULATORY CODE
The table below summarizes the recommendations relative to the proposed Land Use Regulatory Code Amendments, including the existing regulations, the recommendations finalized by the Planning Commission on April 6, 2016, and the recommendations made by staff of the Planning and Development Services Department. The two sets of recommendations offer alternative approaches on some of the key issues.

<table>
<thead>
<tr>
<th>Existing Regulations</th>
<th>Staff Recommendations</th>
<th>Planning Commission Recommendations</th>
</tr>
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<tbody>
<tr>
<td>Cap on Retail Stores</td>
<td>No maximum number (cap) of retail stores set for the City</td>
<td>Cap at 16 (current State cap for Tacoma)</td>
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</tbody>
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| Buffers from Retail Stores | • 1,000-feet for schools and playgrounds *(per State law, this cannot be modified)*  
• 1,000-feet for other sensitive uses (parks, child care, rec. centers, libraries, game arcades, transit centers, correctional facilities, and rehab centers) | • 1,000-feet for schools and playgrounds  
• 100-feet for transit centers citywide  
• 500-feet for other sensitive uses within the Downtown  
• 1,000-feet for other sensitive uses elsewhere | • 1,000-feet for schools and playgrounds  
• 100-feet for transit centers citywide  
• 500-feet for other sensitive uses citywide |
| Dispersion between Stores | Not required | • 500-feet in Downtown  
• 1,000-feet elsewhere | Not required |
| Medical Endorsement | Not currently addressed *(this is newly established in state law)* | 50% of retail stores are required to have State medical endorsement | 100% of retail stores required to have State medical endorsement |
| Medical Cooperatives | Not currently addressed *(this is a new type of use established in state law)* | Allow Cooperatives, with standard State buffers:  
• 1-mile from retailers *(per State law, this cannot be modified)*  
• 1,000-feet from sensitive uses | Allow Cooperatives, with reduced buffers:  
• 1-mile from retailers  
• 1,000-feet for schools and playgrounds  
• 100-feet for other sensitive uses |

SUMMARY – NUISANCE CODE
The proposed Nuisance Code amendments would keep the regulations consistent with the revised Land Use Code amendments and the Cannabis Patient Protection Act of 2015, while maintaining current provisions to help ensure sufficient authority to address nuisance issues associated with marijuana uses.

BACKGROUND
The State Liquor and Cannabis Board (LCB) is establishing rules and administrative procedures and standards to implement the Cannabis Patient Protection Act of 2015, which establishes regulations for the formerly unregulated aspects of the medical marijuana system and aligns it with the existing Initiative-502 recreational system. The City Council enacted a temporary moratorium in January 2016 on new marijuana retail uses and marijuana cooperatives to allow adequate time for the City’s regulations to be updated. In response, the Planning Commission has developed through a public review process, including a public hearing on March 2, proposed revisions to the City’s Zoning Code.

ADDITIONAL INFORMATION
For more information about the subject, please visit the Planning Division’s website at www.cityoftacoma.org/planning and click on “Marijuana Regulations”.

747 Market Street, Room 345  Tacoma, Washington 98402  (253) 591-5015  www.cityoftacoma.org/planning
Potential Marijuana Business Locations

Commission Recommendation

- Existing Retail Stores (9)
- Transit Centers (5)
- City Sensitive Use Buffers (No Retail) 500'
- State Sensitive Use Buffers 1,000' schools & playgrounds; 100' transit centers; 500' all other sensitive uses

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Potential Marijuana Business Locations

Staff Recommendation

- Existing Retail Stores (9)
- Transit Centers (5)

Existing Retail Store Dispersion: 500' Downtown, 1,000' Outside Downtown

City Sensitive Use Buffers (No Retail): 500' Downtown, 1,000' Outside Downtown

State Sensitive Use Buffers: 1,000' schools & playgrounds; 100' transit centers; Downtown 500', Outside Downtown 1,000' for all other sensitive uses
Existing Retail Marijuana Store Buffers 1 Mile

State Sensitive Use Buffers 1,000' schools & playgrounds; 100' all other sensitive uses

City Boundary