Overview

- Purpose
- Background
- Key Issues
- Recommendations
  - Planning Commission
  - Staff
- Next Steps
Recent State Regulatory History

- State Initiative No. 692 (1998)
- State Initiative 502 (November 2012)
- Liquor Control Board Rules (November 2013)
- Cannabis Patient Protection Act (July 2015)
- Liquor and Cannabis Board Rules (2015-2016)
Cannabis Patient Protection Act

- Effective July 2015
  - Some parts become effective as of July 2016
- Integration of medical marijuana market into established recreational system
- Similar state application process, but with preferences
- Medical Endorsement for retailers
- Similar siting restrictions, but with local flexibility
- Removes “collective gardens,” but creates “cooperatives”
Recent Local Regulatory History

- Tacoma Initiative No. 1 (2011)
- Nuisance Code Regulations (2012)
- Interim Zoning Regulations (2013)
- Interim Regulations extended (September 2014)
- Permanent Zoning Regulations (February 2015)
- Temporary Moratorium (January 2016)
- Proposed Zoning Code Amendments (May 2016)
Current Situation

- Temporary Moratorium on new retail stores and cooperatives
- Tacoma has 9 retail recreational marijuana stores and approximately 30 collective gardens
- Tacoma’s allocation for retail stores has been raised to 16 total stores by the State
- State is licensing additional stores but City licenses are not being granted
- State is granting medical endorsements to existing stores
- Per State law effective July 1, 2016
  - Collective gardens will be prohibited and must close or obtain licenses to operate as retail stores
  - Retail stores can sell medical marijuana with a State medical endorsement
  - Cooperatives will be allowed
Key Zoning Issues

- Cap on Retail Stores (Maximum Number)
- Buffers from Retail Stores
- Dispersion between Retail Stores
- Medical Endorsement
- Medical Cooperatives
Nuisance Code Amendments

- Companion amendments to the Nuisance Code (TMC 8.30)
- Removes references to collective gardens
- Maintains current provisions to help with enforcement of public nuisance issues
  - Unlicensed operators
  - Public smoking or ingesting
  - Odor
  - Operating inconsistent with other state or local standards
# Recommendations

<table>
<thead>
<tr>
<th></th>
<th>Existing Regulations</th>
<th>Staff Recommendations</th>
<th>Planning Commission Recommendations</th>
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<tbody>
<tr>
<td><strong>Cap</strong></td>
<td>No cap</td>
<td>Cap at 16 (current State cap for Tacoma)</td>
<td>No local cap</td>
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| **Buffers**      | 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**   | Not required          | 500-feet in Downtown  
& 1,000-feet elsewhere | Not required |
| **Medical Endorsement** | Not currently addressed (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 |
| **Cooperatives** | Not currently addressed (Newly 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 |
Recommended Amendments

Staff Recommendation

Potential Marijuana Business Locations
Recommended Amendments

Commission Recommendation

Potential Marijuana Cooperative Locations
Potential Marijuana Cooperative Locations

Staff Recommendation
Next Steps

- April 26  Study Session
- April 26  Public Hearing
- May 3  Study Session
- May 10  First Reading of Ordinance
- May 24  Final Reading of Ordinance
- June 5  Regulations Effective; Moratorium Terminated