
I-502 Recreational Marijuana

BOCC Work Session
August 21, 2013



Axel Swanson
Senior Policy Analyst

I-502 Recreational Marijuana

- Purpose

- Brief the Board on the status of I-502 implementation
- Get Board direction on how to proceed



I-502 Recreational Marijuana

■ Background

- I-502 approved by voters November 2012, makes use and possession legal and sets up state regulatory system for growth, distribution and sales.
- Still illegal under Federal Controlled Substances Act.
- Federal government maintains right to prosecute state-authorized marijuana users.
- Federal government cannot require states to enforce federal law, but can prosecute violations or deny grants.
- DEA letter to Clark County, January 2012.



I-502 Recreational Marijuana

- State implementation and timeline
 - Draft rules (WACs); Three-tiered approach by Dec. 1
 - WSLCB Licensing (growing, distribution, retail)
 - Enforcement (RCW/WAC)
 - Taxes (Taxed at all levels)
 - State licenses
 - State to offer 30-day window to apply this fall.
 - County to receive estimated 8 retail licenses via lottery. Currently no limit for grow and distribution licenses.



I-502 Recreational Marijuana

- State implementation and timeline, continued...
 - Development Standards
 - 1000 FT buffers for schools, playgrounds, parks, public transit, etc...
 - Strict advertising, traceability and security requirements
 - Indoor and outdoor growing allowed
 - WSLCB to notify local jurisdictions of all applications a accept comments and requests for hearings
 - State Liquor Control Board may issue licenses regardless of local zoning

I-502 Recreational Marijuana

- Clark County history
 - County does not have zoning requirements to allow siting of marijuana-related facilities.
 - Board adopted temporary 6 month moratorium on such facilities on August 13, 2013.
 - Staff is forming work group to develop detailed recommendations to address such facilities.



I-502 Recreational Marijuana

- Zoning and development standards
 - Model code language being developed.
 - No application, development review or permit fee.
 - Ordinance language contains location, development and performance standards.
 - If standards aren't met, code enforcement.
 - In which zones can they be allowed?



I-502 Recreational Marijuana

- Work program update
 - Need to assign members of group and hold initial meeting
 - Draft ordinance using buffer map
 - PC work session/hearing November
 - Board work session/hearing January
 - Meeting with NACCC December



I-502 Recreational Marijuana

- Board direction
- Questions?

