



STAFF REPORT

Report To: Board of Supervisors

Meeting Date: May 18, 2017

Staff Contact: Hope Sullivan, Planning Manager

Agenda Title: For Possible Action: To provide direction to staff regarding the preparation of an ordinance to address permitting of Recreational Marijuana Establishments in Carson City, including provisions for zoning and business license requirements. (Hope Sullivan, hsullivan@carson.org)

Staff Summary: On May 8, 2017, the Nevada Department of Taxation released temporary regulations regarding recreational Marijuana Establishments. The temporary regulations allow businesses to start selling recreational marijuana as soon as July 1, 2017. The temporary regulations allow medical marijuana establishments that have a registration certificate, are operating, and are in good standing to apply for a recreational marijuana establishment temporary license no later than May 31, 2017. Staff is recommending that the City prepare regulations and a fee schedule that mirrors the regulations that currently exist for Medical Marijuana Establishments. Staff is seeking direction from the Board so that staff can begin drafting regulations responsive to the State's action.

Agenda Action: Other/Presentation

Time Requested: 30 minutes

Proposed Motion

The Board may, by motion, provide direction to staff regarding certain regulations for recreational Marijuana Establishments to assist staff in preparing appropriate ordinances to bring back for review and action.

Board's Strategic Goal

Economic Development

Previous Action

On January 18, 2017, the Board adopted Ordinance 2017-3 declaring a moratorium on the processing of planning or other applications for construction or operation of new marijuana establishments. This moratorium was intended to allow the City time to evaluate the implications of the regulations adopted by the Nevada Department of Taxation and consider other impacts of recreational Marijuana Establishments.

Background/Issues & Analysis

The temporary State regulations allow Medical Marijuana Establishments that have registration certificates, are in operation, and are in good standing to apply for a recreational Marijuana Establishment temporary license. Currently, Carson City has a moratorium in place that prohibits the processing of applications or construction permits for recreational Marijuana Establishments. Currently approved facilities within the City are: three facilities that are cultivation only, one facility that is production only, and four facilities that have both cultivation and production.

The existing regulations for Medical Marijuana Establishments provide locational criteria as well as operational criteria. The use may only be established upon obtaining a Special Use Permit. Staff finds that the existing

regulations for Medical Marijuana Establishments seem to be adequate, and would suggest that regulations for recreational Marijuana Establishments mirror those.

Attachments:

- 1. Regulations Adopted by the Nevada Tax Commission
- 2. Section 1.20: Medical Marijuana Establishments of the Carson City Development Standards
- 3. A map showing the location of approved Medical Marijuana Establishments

Applicable Statute, Code, Policy, Rule or Regulation

CCMC 18.02.075: Zoning Code Amendments

Financial Information

Is there a fiscal impact? Yes No

If yes, account name/number: N/A

Is it currently budgeted? Yes No

Explanation of Fiscal Impact: N/A

Alternatives

- 1. Provide direction to staff regarding particular aspects of recreational Marijuana Establishment regulations that would be appropriate for Carson City to assist in the preparation of a draft ordinance.
- 2. Direct staff to prepare an ordinance to prohibit recreational Marijuana Establishments in Carson City.

Board Action Taken:

Motion: _____

- 1) _____
- 2) _____

Aye/Nay

(Vote Recorded By)