



MARIJUANA LAND USE IN CLACKAMAS COUNTY: *Overview of Regulation Status and Process* UPDATED August 26, 2015

In November 2014, Oregon voters approved Measure 91, legalizing the use of marijuana for personal recreational use. In 2015, the State Legislature approved five bills that amend and provide regulations related to recreational and medical marijuana. Following is information about the steps Clackamas County has taken and is planning to take to implement the law through its land use regulations, with additional background information on the state law and options available to the county.

THE COUNTY'S ACTIONS SO FAR

- On April 16, 2015, the Board of County Commissioners (BCC) adopted a time/place/manner ordinance for marijuana facilities in the county:
<http://www.clackamas.us/bcc/documents/businesspackets/bcc20150416a.pdf>
- At a July 21, 2015, study session, the Board of County Commissioners agreed to
 - proceed with the process of considering new or amended land use regulations for recreational and medical marijuana facilities, to be effective by January 2016, and
 - establish an advisory task force of people representing various stakeholder interests to review and discuss key land use issues related to marijuana.
- The community/industry Marijuana Land Use Regulations Advisory Task Force met on August 12, 19 and 26 to discuss policy issues. Meeting audio recordings, agendas, handouts and summaries are at www.clackamas.us/planning/marijuana.html.
- On August 24 the County Planning Commission held a study session to discuss possible marijuana land use regulations.

FOR MORE AND UPDATED INFORMATION:

[Marijuana Land Use Laws and Regulations \(www.clackamas.us/planning/marijuana.html\)](http://www.clackamas.us/planning/marijuana.html),
email sharig@clackamas.us or call 503-742-4523

To give input:

Interested members of the public who would like to comment on marijuana land use regulations in Clackamas County are welcome and encouraged to do so in writing:

- By email to: sharig@clackamas.us
- By mail to: Shari Gilevich, Planning & Zoning Division, 150 Beaver Creek, Oregon City, OR 97045

The public is also welcome to attend any of the upcoming public meetings and provide verbal testimony at public hearings. Meeting recordings, agendas and materials are available at

www.clackamas.us/planning/marijuana.html.

UPCOMING COUNTY MEETINGS

- Board of County Commissioners Policy Session on Marijuana Land Use Issues (*no public testimony*) – 9:30-11 a.m., Wednesday, Sept. 9; BCC Hearing Room, Public Services Building 4th floor
- Board of County Commissioners Business Meeting, discussion on marijuana land use issues (*public testimony permitted*) – 6 p.m., Thursday, Sept. 24; BCC Hearing Room, Public Services Building 4th floor
- Planning Commission Study Session (*no public testimony*)-- 6:30 p.m., Monday, Oct. 12; Development Services Bldg Auditorium, 150 Beavercreek, Oregon City
- Planning Commission Public Hearing (*public testimony permitted*) -- 6 p.m., Monday, Oct. 26; location TBD
- Planning Commission Public Hearing, continued if necessary (*public testimony permitted*) – 6 p.m., Monday, Nov. 2; location TBD
- Board of County Commissioners Planning Session (*no public testimony*)-- 1:30-3:30 p.m., Tuesday, Nov. 10; BCC Hearing Room, Public Services Building 4th floor
- Board of County Commissioners Public Hearing (*public testimony permitted*)-- 9:30 a.m., Monday, Nov. 23; BCC Hearing Room, Public Services Building 4th floor
- Board of County Commissioners Public Hearing (*public testimony permitted*)-- 9:30 a.m., Wednesday, Dec. 2; BCC Hearing Room, Public Services Building 4th floor

STATE LAW

Recreational marijuana became legal for personal use in Oregon on *July 1, 2015*.

The Oregon Liquor Control Commission (OLCC) is required to adopt administrative rules by *Jan. 1, 2016*, to administer and implement the law to regulate recreational marijuana purchase, sale, production, processing, transportation and delivery. The OLCC will begin receiving license applications by *Jan. 4, 2016*, to produce, process, wholesale and retail recreational marijuana.

State law gives the county the authority to adopt “reasonable regulations” regarding recreational marijuana use. The law defines four categories of recreational marijuana uses:

- *Production* -- manufacture, planting, cultivation, growing or harvesting of marijuana in Oregon
- *Processing* -- processing, compounding or conversion of marijuana into cannabinoid products, concentrates, or extracts; excluding packaging or labeling
- *Wholesaling* -- purchasing marijuana items in Oregon for resale to a person other than a consumer in Oregon
- *Retail/dispensary* -- selling marijuana items to a consumer in Oregon