

18.42.057 - Cannabis, Retail

This Section establishes standards for retail cannabis uses, where allowed by Article 2 (Zoning Districts and Allowable Land Uses). These standards apply in addition to other provisions of the Municipal Code, including but not limited to Chapter 9.30 (Cannabis Businesses).

A. Limitation on location. The design, location, size and operating characteristics of the retail cannabis use shall be compatible with the existing and future land uses in the vicinity, and, specifically, with any church, park, hospital, nonprofit organization or residential use within 200 feet of the cannabis manufacturing use. Further, the cannabis manufacturing use shall not be located within 600 feet of any school, day care center, or youth center.

B. Limitation on quantity. The maximum quantity of retail cannabis uses shall be determined by Council resolution. Permit applications shall be reviewed and approved on a first-come, first-served basis. The City shall maintain a waiting list for new permits, once all authorized permits are awarded.

C. Operating standards. Retail cannabis uses shall comply with all of the following operating standards:

1. Limitations on use. A retail cannabis use shall comply with the following limitations:

- a. No cannabis shall be grown or cultivated on the property of the retail cannabis use.
- d. No cannabis or cannabis product shall be smoked, ingested, or otherwise consumed on the property.
- c. Cannabis retail uses may provide a delivery service as permitted and regulated by the State. Public access to a physical location is not required. A delivery service without a storefront component will count toward the maximum quantity of retail cannabis uses established by Council, pursuant to 18.42.055(B).

2. Security. A retail cannabis use shall provide adequate security on the premises, including lighting and alarms, for the safety of employees and visitors and to minimize the potential for criminal activity, including theft and unauthorized entry.

3. Employee register. A retail cannabis use shall maintain a current register of the names of all employees currently employed by the use, and shall provide the Chief of Police with the name, phone number, and email of an on-site community relations staff person to whom one can provide notice if there are operating problems associated with the retail cannabis use. The register and contact information shall be current and up-to-date at all times.

4. Off-site effects. No obnoxious odor or fumes shall be emitted that are perceptible without instruments by a reasonable person at the property line of the site.

6. State law. A retail cannabis use shall meet all State law requirements for cannabis sales, including all State law operating criteria.

7. Compliance with the cannabis business ordinance. As a condition of approval, the applicant shall comply with all the requirements of the Municipal Code, including but not limited to Chapter 9.30 (Cannabis Businesses). Such compliance will be confirmed in writing by the Police Chief prior to issuance of a business license for the facility.

D. Required findings. In order to approve a Use Permit for a retail cannabis use, the Planning Commission must make the following findings:

- 1. The retail cannabis use is compatible with the existing and future land uses in the vicinity, and, specifically, with any church, park, hospital, nonprofit organization or residential use within 200 feet of the cannabis manufacturing use; and
- 2. The retail cannabis use will not be located within 600 feet of any school, day care center, or youth center.