

ORDINANCE NO. 2013-0004

Adopted by the Sacramento City Council

February 26, 2013

AN ORDINANCE AMENDING SECTION 17.24.050 OF TITLE 17 OF THE SACRAMENTO CITY CODE (THE ZONING CODE) RELATING TO LOCATION REQUIREMENTS FOR MEDICAL MARIJUANA DISPENSARIES

BE IT ENACTED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

SECTION 1.

- A. Subsection d of footnote 85 of Section 17.24.050 of Title 17 of the Sacramento City Code (the Zoning Code) is amended to read as follows:
- d. Location and Permit Requirements. Except as provided in subsection m of this footnote, the following location requirements apply to all medical marijuana dispensaries and may not be waived or modified by special permit or variance:
 - i. No medical marijuana dispensary shall be established or located within one thousand (1,000) feet, measured from the nearest property lines of each of the affected parcels, of any other medical marijuana dispensary.
 - ii. No medical marijuana dispensary shall be established or located within three hundred (300) feet, measured from the nearest property lines of each of the affected parcels, of any existing residential zone or residential use.
 - iii. No medical marijuana dispensary shall be established or located within six hundred (600) feet, measured from the nearest property lines of each of the affected parcels, of any child care center, child care-family day care home (large or small), youth-oriented facility, church/faith congregation, substance abuse center, movie theater/cinema, or tobacco store.
 - iv. No medical marijuana dispensary shall be established or located within one thousand (1,000) feet, measured from the nearest property lines of each of the affected parcels, of any park or school (public or private K-12). Notwithstanding contrary language in this subsection d, except as otherwise provided by state law, the location requirements for parks or schools (public or private K-12) may be modified by special permit to allow medical marijuana dispensaries to be located six hundred (600) feet or more, measured from the

nearest property lines of each of the affected parcels, from any park or school (public or private K-12).

- B. Except as amended in subsection A, footnote 85 of Section 17.24.050 remains unchanged and in full force and effect.

Adopted by the City of Sacramento City Council on February 26, 2013 by the following vote:

Ayes: Councilmembers Ashby, Cohn, D Fong, Hansen, McCarty, Pannell, Schenirer, Warren and Mayor Johnson

Noes: None.

Abstain: None.

Absent: None

Attest:


Shirley Condolino, City Clerk


Vice Mayor Angelique Ashby

Passed for Publication: January 22, 2013
Published: February 7, 2013
Effective: March 28, 2013