

BALLOT TITLE

AN INITIATIVE MEASURE TO RESCIND THE CITY OF RIVERSIDE'S BAN ON STOREFRONT AND MOBILE MARIJUANA DISPENSARIES.

BALLOT SUMMARY

This initiative measure seeks to rescind the City of Riverside's prohibition of storefront and mobile marijuana dispensaries, including collectives and cooperatives, as defined by the City, contained in Title 9 (Peace, Safety and Morals) and 19 (Zoning) of the Riverside Municipal Code, and replace it with a process whereby certain "medical marijuana providers associations" ("associations") are recognized by the City subject to an application process, zoning restrictions, and procurement of a business tax certificate. Specifically, the initiative measure rescinds the ban on facilities where marijuana is made available for medical purposes and eliminates the prohibition on delivery of marijuana and marijuana-infused products from mobile marijuana dispensaries.

The initiative measure also deletes the zoning requirement that City zoning uses must not conflict with federal law.

The stated intent of these associations is to provide education, referral, or network services, and to facilitate/assist in the lawful production, acquisition, and provision of medical marijuana to qualified patients within the terms of the Compassionate Use Act ("CUA") and the Medical Marijuana Program ("MMP").

The initiative measure establishes a formula for the number of associations that shall be recognized in the City. The initiative measure provides that recognized associations shall be limited to one (1) per thirty thousand (30,000) residents based on population figures promulgated by the California Department of Finance.

"Preferred status" is afforded to associations that operated in the City prior to the City's enactment of its mobile marijuana dispensary ban; operated in compliance with the CUA, MMP, and the California Attorney General guidelines; and commenced a legal challenge in court against the legality of the City's mobile marijuana dispensary ban prior to October 16, 2013. Those qualifying for preferred status are given priority with regard to qualifying to become recognized to operate within the City.

With respect to zoning restrictions, the initiative measure permits associations solely in the Business & Manufacturing Park Zone, General Industrial Zone, and Commercial General Zone. The initiative measure provides that recognized associations not operate within one thousand (1,000) feet of another recognized association or a public or private nursery or K-12 school.

Association cultivation of marijuana shall be concealed from the public and not create any offensive impacts disturbing to people of normal sensitivity.

CERTIFICATION

This ballot title and summary are hereby submitted to the elections official in conformance with Section 9203 of the Elections Code of the State of California.

Dated: November 4, 2013



Gregory P. Priamos
City Attorney

Attest:



Colleen J. Nicol
City Clerk