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City of Riverside  
City Clerk's Office

**IMPARTIAL ANALYSIS BY CITY ATTORNEY  
City of Riverside Measure A**

Currently, storefront and mobile marijuana dispensaries are illegal in the City of Riverside. If approved by a majority of the voters, this Measure would change the Riverside Municipal Code to allow storefront and mobile marijuana dispensaries to operate in the City.

This Measure would rescind the City of Riverside's prohibition of storefront and mobile marijuana dispensaries and instead provide a process whereby specified medical marijuana providers associations are allowed by the City subject to an application process, zoning restrictions, and procurement of a business tax certificate. This Measure would rescind the ban on facilities where marijuana is made available for medical purposes and eliminate the prohibition on mobile delivery of marijuana and marijuana-infused products from mobile marijuana dispensaries. The Measure would allow medical marijuana providers associations to operate in the Business and Manufacturing Park zone, General Industrial zone, and Commercial General zone.

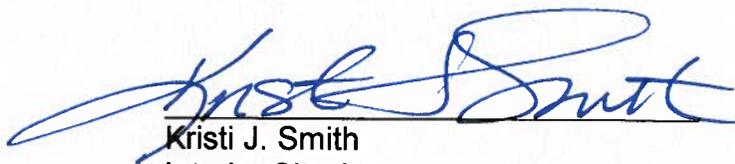
Currently, Riverside Municipal Code Section 19.150.020 states: "Any use which is prohibited by state and/or federal law is also strictly prohibited." This Measure would additionally delete the zoning requirement that City zoning uses must not conflict with federal law.

This Measure would provide Preferred Status to medical marijuana provider associations that (1) operated in the City prior to the City's enactment of its mobile marijuana dispensary ban; (2) operated in compliance with the Compassionate Use Act ("CUA"), the Medical Marijuana Program ("MMP"), and the California Attorney General guidelines; and (3) filed a lawsuit against the City of Riverside challenging the legality of the City's mobile marijuana dispensary ban prior to October 16, 2013. Those qualifying for Preferred Status would be given priority to operate within the City. The stated intent of the medical marijuana provider associations would be 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 CUA and MMP.

This Measure would establish a formula for the number of medical marijuana provider associations that shall be recognized in the City. This 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. This Measure would prohibit dispensary operations within 1000 feet of a school, but that distance requirement does not apply to home schools, vocational or professional institutions of higher education, including colleges and universities.

This Measure was placed on the ballot by a petition signed by the requisite number of voters. This impartial analysis is hereby submitted to the elections official in conformance with Section 9280 of the Elections Code of the State of California.

Dated: March 10, 2015



Kristi J. Smith  
Interim City Attorney

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