

CLARK COUNTY STAFF REPORT

DEPARTMENT: Clark County Council

DATE: October 20, 2020

REQUESTED ACTION:

To consider adoption of a permanent ordinance (1) fixing a scrivener's error; and (2) clarifying the language regarding substance use disorder treatment facilities, as they pertain to the county's marijuana code.

Consent Hearing County Manager

BACKGROUND

On May 6, 2020, the County Council adopted an interim ordinance related to marijuana establishments. The purpose of adopting an interim ordinance, as opposed to a permanent ordinance, was to give the Council time to consider inclusion of language pertaining to substance use disorder (SUD) treatment facilities; specifically, to consider whether to prohibit marijuana establishments from being located within a certain distance of an SUD treatment facility.

Additionally, the ordinance adopting the most recent biannual amendments included a scrivener's error. Significant changes were made to CCC 40.260.115 in July, 2019, lifting the moratorium on marijuana establishments. The scrivener's error made in the biannual code amendment included the use of the code adopted prior to July 2019 (Ord. 2017-07-04) as a basis for the code change rather than the most current code (Ord. 2019-07-01) that went into effect on January 1, 2020.

COUNCIL POLICY IMPLICATIONS

The proposed ordinance for this hearing does the following:

- Remedies the scrivener's error;
- Prohibits marijuana facilities from locating within 500 feet of a licensed substance use disorder treatment facility.

ADMINISTRATIVE POLICY IMPLICATIONS

N/A

COMMUNITY OUTREACH

The County Council discussed these changes during Council Time, which is a public meeting. Additionally, prior to adoption of the most recent permanent ordinance, there were multiple public meetings regarding the marijuana code.

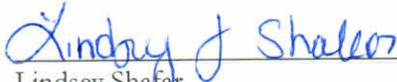
BUDGET IMPLICATIONS

YES	NO	
X		Action falls within existing budget capacity.

		Action falls within existing budget capacity but requires a change of purpose within existing appropriation
		Additional budget capacity is necessary and will be requested at the next supplemental. If YES, please complete the budget impact statement. If YES, this action will be referred to the county council with a recommendation from the county manager.

DISTRIBUTION:

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 Lindsey Shafar
 Senior Policy Analyst

 Kathleen Otto
 Interim County Manager

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APPROVED: _____
CLARK COUNTY, WASHINGTON
BOARD OF COUNTY COUNCILORS

DATE: _____

SR# _____

APPROVED: _____
Kathleen Otto, Interim County Manager

DATE: _____