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## **Correspondence**

### **Meeting of November 9, 2010**

**a. Correspondence**

1. None

**b. eComment**

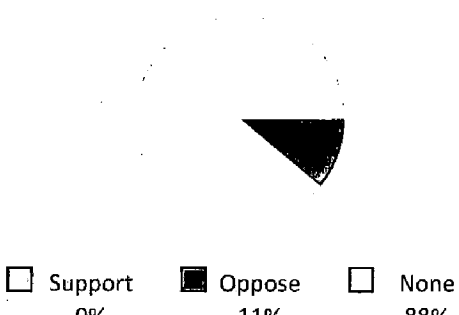
1. See attached

# City of Sacramento

## City Council Meeting





Tuesday, November 09, 2010


### Top Discussion Item

Agenda Item	Position %
<p>16. Estimated Time: 1 hour and 30 minutes Ordinance Amendment: Medical Marijuana Dispensaries (M10-015) (Passed for Publication on 10-26-10, published on 10-29-10, Noticed on 10-27-10)</p> <p>Total Number of Comments: 9</p>	 <p> <input type="checkbox"/> Support 0%                    <input checked="" type="checkbox"/> Oppose 11%                    <input type="checkbox"/> None 88%             </p>

### Public Comments Summary

Opinion	Agenda Item	Support	Oppose	None	Total
—	16. Estimated Time: 1 hour and 30 minutes Ordinance Amendment: Medical Marijuana Dispensaries (M10-015) (Passed for Publication on 10-26-10, published on 10-29-10, Noticed on 10-27-10)	0	1	8	9
✘	18. Estimated Time: 45 minutes City/County/BLT In-Region Municipal Solid Waste (MSW) Disposal; Purchase of Recyclables; and Settlement and Release Agreement [2/3 Votes Required] [To Be Delivered] [Updated on 11-9-10 at 7:55 a.m.]	0	1	0	1
✘	18. Estimated Time: 45 minutes City/County/BLT In-Region Municipal Solid Waste (MSW) Disposal; Purchase of Recyclables; and Settlement and Release Agreement [2/3 Votes Required] [To Be Delivered]	0	1	0	1
Total					11

Po Box 188056 District 3 Sacramento Ca	attempted to have my actions be legal in our city. So I am being punished for following the law?? That doesn't make rational sense and only tells people to go operate illegal businesses and hope they work things out. The Definition should be 10 patients can collectively cultivate without being a dispensary to be in compliance with the Kelley Decision about patient gardens.	
Ryan Landers RPLanders@surewest.net Po Box 188056 District 3 Sacramento Ca	When it was announced in the Sacramento Bee in January 1997, That I was going to try and open a dispensary in Sacramento I have worked with local officials at all levels to make safe access happen. I stepped back from being an operator to work with the officials to make this happen safely and correctly as I knew from the discussions that the money was influencing your thought process of the truth of medical marijuana's need. I knew the vested interest was working against the fight so I stepped back and set to do it right.	None 11/9/2010 
Ryan Landers RPLanders@surewest.net Po Box 188056 District 3 Sacramento Ca	I would like to thank you all for the time you have spent working on this issue. As well I would like to apologize for the time I have taken speaking in excess of my allotted time. I have had the lives and more importantly the deaths of so many thousands of seriously ill patients over the years and that had led to a certain passion for helping the patients needs and city's as well. I did not take this time out of disrespect of you or your time, but the knowledge of the pain and suffering which can be caused to patients in the worst times of their lives. I have appreciated my time and involvement in this process.	None 11/9/2010 
S.R. Wolk srwold@pacbell.net Briarcrest Way District 4 Sacramento CA	Please continue to ensure that marijuana patients have the same access to their medications as people who use more conventional perscription drugs. Personally, I have never seen loitering, drug use, littering, or any other problem associated with the "wellness" center in my neighborhood. I understand the need for some regulation, but no more than for businesses that sell other perscription medication. Thank you.	Oppose 11/9/2010 

Agenda Item	Support	Oppose	None	Total
18. Estimated Time: 45 minutes City/County/BLT In-Region Municipal Solid Waste (MSW) Disposal; Purchase of Recyclables; and Settlement and Release Agreement [2/3 Votes Required] [To Be Delivered]	0	1	0	1
Anonymous	This is to put the council on notice that the public needs to have time to review the 200+/- page document, and it is not even out as of 11/7/10. There is still many yrs left on the existing contract, and with so much development in the green energy it doesn't make common sense to extend the contract at this time, unless there is something hidden going on! There are other cities in the U.S. where the tip fee charged to the city will be 0 due to all of the recycles recovered! Use common sense!			Oppose 11/7/2010 

Agenda Item	Support	Oppose	None	Total
18. Estimated Time: 45 minutes City/County/BLT In-Region Municipal Solid Waste (MSW) Disposal; Purchase of Recyclables; and Settlement and Release Agreement [2/3 Votes Required] [To Be Delivered] [Updated on 11-9-10 at 7:55 a.m.]	0	1	0	1

“Special permit” means any special permit issued by the city pursuant to Title 17 of this code related to the operation of a medical marijuana dispensary.

5.150.030 Medical marijuana dispensary permit required to operate.

- A. No person shall operate a medical marijuana dispensary unless the dispensary has a valid medical marijuana dispensary permit issued pursuant to this chapter.
- B. Neither the obtaining of a dispensary permit nor compliance with the operating standards provided in this chapter shall excuse any violation of this code or state law.

5.150.040 Registered medical marijuana dispensaries.

- A. For purposes of this section a “registered medical marijuana dispensary” means a dispensary: (1) that was properly registered with the city manager pursuant to Ordinance No. 2009-033; and ~~(2) that is operating and has operated continuously at the location for which a dispensary permit is requested since at least October 26, 2010;~~ and (3~~2~~) that is organized and operates as a cooperative or collective within the meaning of this chapter; and (4~~3~~) the owner and operator of which has not been cited or convicted of maintaining a public nuisance or of a public safety violation of state or local law relating to the operation of a medical marijuana dispensary by the city or any governmental law enforcement agency.
- B. An application for a dispensary permit may only be filed by a registered medical marijuana dispensary.
- C. The applicant for the dispensary permit must be the same owner(s) or principal(s) named on the medical marijuana dispensary’s registration as of July 27, 2010, and must be a management member of the registered medical marijuana dispensary. ~~The application must be for the registered dispensary’s location established as of October 26, 2010.~~
- D. Notwithstanding the provisions of Section 5.150.030, a person may continue to operate a registered medical marijuana dispensary without a dispensary permit until February 7, 2011. If an application for a dispensary permit is properly filed, a person may continue to operate that dispensary without a dispensary permit until January 9, 2012, and while the application’s approval is pending.
- E. The authorization to continue to operate a dispensary pursuant to subsection D of this section shall not entitle the applicant to an approval of their dispensary permit application, a determination that the dispensary is a legally established use under the provisions of this code, or legal nonconforming status.