

WHEN RECORDED RETURN TO:

City of Tolleson
ATTN: Crystal Zamora, City Clerk
9555 West Van Buren Street
Tolleson, Arizona 85353

ORDINANCE NO. 577 N.S.

AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF THE CITY OF TOLLESON, ARIZONA, AMENDING THE CITY ZONING ORDINANCE, CHAPTER 12, LAND USE, ARTICLE 12-4, ALLOWING MEDICAL MARIJUANA DISPENSARY IN COMMERCIAL (C-2) ZONING AS A PERMITTED USE AND AMENDING REQUIREMENTS FOR MEDICAL MARIJUANA DISPENSARY AND CULTIVATION FACILITIES RELATING TO SPACING REQUIREMENTS.

WHEREAS, medical marijuana facilities are highly regulated by state licensing laws and they have demonstrated that they can be operated without negative effects on the public at large and they do provide a necessary medical service to residents who qualify for medical marijuana cards;

WHEREAS, medical marijuana facilities provide substantial tax revenues in the cities where they are located and serve as significant economic development projects for host cities; and

WHEREAS, the City's Planning and Zoning Commission held a meeting on October 24, 2017 and recommended the zoning change as reflected in this Ordinance.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF TOLLESON, ARIZONA, as follows:

Section 1. Section 12-4-41(B) is amended by adding the following:

12-4-41 PERMITTED USES

(B) In the C-2 District, the following additional uses including the above uses in division (A) 1-11, excepting R-2 uses, are permitted in buildings with exterior walls and roof systems of materials approved and accepted by the International Building Code:

...

(14) MEDICAL MARIJUANA DISPENSARY, SUBJECT TO THE REQUIREMENTS OF §12-4-154;

Section 2. Section 12-4-154 is amended to read as follows:

12-4-154 MEDICAL MARIJUANA USES

The following minimum requirements shall apply to all medical marijuana dispensary and medical marijuana cultivation location uses permitted under A.R.S. § 36-2801 et seq. (the "Act"), § 12-4-41 and § 12-4-61:

...

(C) A medical marijuana dispensary or medical marijuana cultivation location shall meet the following minimum separation requirements, measured in a straight line from the closest boundary of the parcel containing the medical marijuana dispensary or medical marijuana cultivation location to the closest property boundary of the parcel containing any existing uses listed below:

- (1) ~~1,000 feet~~ ONE MILE from any other medical marijuana dispensary or medical marijuana cultivation location.

Section 3. The Mayor, the City Manager, the City Clerk and the City Attorney are hereby authorized and directed to take all steps and to execute all documents necessary to carry out the purpose and intent of this Ordinance.

PASSED AND ADOPTED by the Mayor and City Council of the City of Tolleson, Arizona, this 14th day of November, 2017.



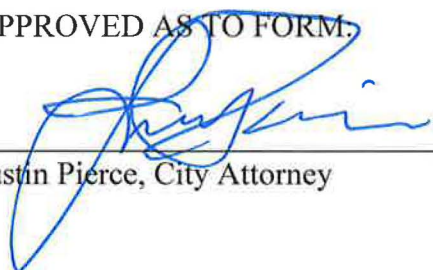
Anna Tovar, Mayor

ATTEST:



Crystal Zamora, City Clerk

APPROVED AS TO FORM:



Justin Pierce, City Attorney