

# MEDICAL MARIJUANA ORDINANCE PUBLIC MEETING

June 7, 2010, 6:00 p.m. – 8:00 p.m.

City Hall – Council Chambers

## AGENDA

Meeting Purpose Hold the first of two community meetings to ensure public participation, present the framework for the draft ordinances, collect public comment/input, and answer questions.

1. Opening Remarks
2. Review Council Referral
3. Key features of the Draft Ordinances (Legal Framework, Operational and Land Use)
  - a. Question #1: What are your thoughts on the key features of the City's Draft Medical Marijuana Ordinance?
  - b. Question #2: Are there any missing features in the current Draft Ordinance you would like to see addressed?
  - c. Question #3: What questions do you have about the schedule and the opportunities for public input?
4. Public Comment
5. Review Schedule
6. Adjournment

### Community Outreach Schedule

Date	Topic	Location
June 7 (6 p.m.-8 p.m.)	Community outreach meeting scheduled to present key features of the proposed ordinances	City Hall, Council Chambers
June 15 Evening Meeting	City Council review of staff report , urgency ordinances and summary of public input	City Hall, Council Chambers
July 20 (6 p.m.-8 p.m.)	Community outreach meeting scheduled to present key features of the proposed regular ordinances	Roosevelt Community Center 901 East Santa Clara Street   San Jose, CA
August 3	First Reading of Medical Marijuana Ordinance and possible consideration of a ballot measure for Marijuana Tax	City Hall, Council Chambers
August 17	Second Reading of Medical Marijuana Ordinance	City Hall, Council Chambers
September 17, 2010	Ordinance in effect	

This meeting will be facilitated by Dr. Shawn Spano. Dr. Spano specializes in dialogue facilitation and communication education.

## MEDICAL MARIJUANA COUNCIL REFERRAL

- A draft ordinance establishing regulations for the control and taxation of [cooperatives] and reflecting principles 1, 2, and 4 outlined in the Joint Memorandum dated March 25, 2010 from Mayor Reed and Vice Mayor Chirco:

*Principle 1:* San Jose recognizes that California law allows a patient's primary care giver to cultivate and possess marijuana for the personal medical purposes of the patient upon the recommendation of a physician;

*Principle 2:* San Jose will follow the guidance of the California Attorney General and the United States Attorney General in criminal enforcement of the laws regarding medicinal use of marijuana.

*Principle 4:* Individuals or entities that cultivate or distribute marijuana for profit are operating illegally under state law and are illegal under San Jose municipal code.

- A community outreach plan; and,
- An analysis for Council consideration about the process for placing the issue on the November 2, 2010 ballot asking for Citywide support for the restricted zoning of medical marijuana collectives/cooperatives in San José according to State law by taxing them at 3% per \$1,000 gross receipts including the allowance for indexing for inflation.