

SUMMARY OF ORDINANCE FOR PUBLICATION (GOVERNMENT CODE §36933)

Title:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF INDUSTRY, CALIFORNIA, ADDING CHAPTER 9.94 (RECREATIONAL MARIJUANA) TO ARTICLE IX (MISCELLANEOUS) OF TITLE 9 (PUBLIC PEACE, MORALS, AND WELFARE) OF THE CITY OF INDUSTRY MUNICIPAL CODE AND ADOPTING A NOTICE OF EXEMPTION REGARDING SAME

Date of Introduction: August 10, 2017

Date Scheduled for Adoption: August 24, 2017

Ordinance Summary:

The City's Municipal Code ("Code") is silent on recreational marijuana, however, on November 8, 2016, the voters passed Proposition 64, the Control, Regulate and Tax Adult Use of Marijuana Act ("AUMA"). The AUMA makes it lawful for individuals 21 years of age and older, to possess, process, transport, purchase, obtain, or give away, to persons 21 years of age or older, without any compensation whatsoever, up to 28.5 grams of marijuana in the form of concentrated cannabis, or not more than eight grams of marijuana in the form of concentrated cannabis contained in marijuana products; allows individuals 21 years of age and older, to possess, plant, cultivate, harvest, dry or process not more than six living marijuana plants and possess the marijuana produced by the plants; and allows individuals 21 years of age and older, to smoke or ingest marijuana or marijuana products.

The proposed ordinance prohibits the commercial cultivation, processing, manufacturing, laboratory testing, labeling, storing and the wholesale and retail distribution of marijuana in the City. As permitted under the AUMA, the ordinance also prohibits outdoor cultivation in all zones of the City, including residential areas. Indoor, personal cultivation is allowed in private residences, as required under the AUMA. The AUMA allows the City to adopt regulations concerning personal cultivation. Under the proposed ordinance, the City can adopt those regulations via resolution.

Statements in this summary are intended as a summary description of the contents of the Ordinance. There are significant portions of the Ordinance that are not described herein. In the event there is any inconsistency between the contents of this summary and the Ordinance, the provisions of the Ordinance shall prevail.

The Ordinance is available for inspection at City of Industry City Hall, 15625 E. Stafford Street, Suite 100, City of Industry, California.

Dated: August 18, 2017

**Diane M. Schlichting
Chief Deputy City Clerk**