

4/25/16

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Sponsor: Gossett *J Gossett*

Proposed No.: 2016-0234

LG → R Dunn accepted as friendly.

1 **AMENDMENT TO PROPOSED ORDINANCE 2016-0234, VERSION 1**

2 On page 1, beginning on line 6, strike lines 6 through 53, and insert:

3 **"SECTION 1. Findings:**

4 A. King County has authority, under constitutional police powers, home rule
5 authority and the Washington state Growth Management Act, chapter 36.70A RCW ("the
6 GMA"), to establish a moratorium on establishment of certain classifications of land uses
7 and to preclude the acceptance of related development applications while the county
8 studies the impacts of those land uses.

9 B. In 1990, the Washington state Legislature adopted the GMA in order to, in
10 part, facilitate the preservation of rural character.

11 C. The King County Comprehensive Plan ("the KCCP"), as updated in June 2014
12 by Ordinance 17842, defines "rural growth" as "growth that is scaled to be compatible
13 with and maintains the traditional character of the Rural Area."

14 D. On November 6, 2012, the voters of the state of Washington passed
15 Washington state Initiative Measure No. 502, providing a framework under which a
16 limited number of recreational marijuana businesses were authorized to produce, process
17 and retail under a state licensing system.

18 E. In response to Initiative 502, King County adopted ordinances 17710 and
19 17841 to regulate recreational marijuana producers, processors and retail businesses
20 within unincorporated King County.

21 F. Over the past several years, specific concerns have been raised within the
22 community regarding the proliferation and operation of marijuana uses in unincorporated
23 King County.

24 G. In July 2015, Chapter 70, Laws of Washington 2015 incorporated distribution
25 of medical marijuana products into the recreational marijuana regulatory system.

26 H. In July 2015, Chapter 4, Laws of Washington 2015 2nd Special Session
27 further clarified the recreational marijuana regulatory system.

28 I. Chapter 70, Laws of Washington 2015 requires the Washington state Liquor
29 and Cannabis Board ("WSLCB") to establish standards for medical marijuana
30 endorsements within the recreational system and has lead the WSLCB to accept a large
31 number of applications for additional producer and processor licenses and additional
32 retail license applications.

33 J. As a result of the state acts and standards, King County has received notice that
34 many additional license applications have been submitted to the WSLCB for marijuana
35 producers and processors seeking to become established in rural and agriculturally zoned
36 areas of unincorporated King County, leading to increased concerns that King County's
37 adopted zoning regulations neither adequately comply with the KCCP policies to
38 preserve rural character, nor sufficiently address the impacts and proliferation of these
39 businesses in unincorporated King County.

40 K. King County has also received notice that many additional license
41 applications have been submitted to the WSLCB for marijuana retailers seeking to locate
42 in urban areas of unincorporated King County, leading to increased concerns that King
43 County's adopted zoning regulations neither sufficiently address the impact of retailer
44 density in close proximity to low income residential areas nor assure patients access to
45 medical marijuana.

46 L. Because of the state acts and standards, and the increased concerns with King
47 County's adopted regulations for unincorporated areas, the County is currently reviewing
48 whether the regulations for marijuana uses should be modified.

49 M. Acceptance of additional development applications proposing new marijuana
50 uses may allow development that is incompatible with nearby existing land uses in
51 unincorporated King County.

52 N. It is in the public interest to establish a zoning moratorium on marijuana uses
53 for a six-month period in order to investigate whether additional regulations are
54 necessary.

55 O. It is necessary that this ordinance go into effect immediately in order to avoid
56 the establishment of a potentially large number of additional marijuana producers and
57 processors in the interval before executive signature."

58

59 On page 3, line 55, after "RCW 69.50.101(x);" delete "and"

60

61 On page 3, line 56, after "RCW 69.50.101(y)" insert "; and"

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C. "Marijuana retailer" is as defined by RCW 69.50.101(bb)"

4/25/16

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Sponsor: Dembowski, Gossett

Proposed No.: 2016-0234

R Dem → passed 9-0

1 **TITLE AMENDMENT TO PROPOSED ORDINANCE 2016-0234, VERSION 1**

2 On page 1, beginning on line 1, strike lines 1 through 4 and insert

3 "AN ORDINANCE declaring a four-month moratorium on
4 the acceptance of applications for or the establishment or
5 location of marijuana producers, marijuana processors and
6 marijuana retailers; and declaring an emergency."

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8 **EFFECT: *Conforms the title to the amendments made by Amendments 1 and 2.***