

**ORDINANCE NO. 1068**

**AN ORDINANCE OF THE CITY OF RAINIER  
AMENDING ORS No. 1067  
BUSINESS LICENSE REGULATIONS FOR  
MARIJUANA FACILITIES**

**NOW THEREFORE, BASED ON THE FOREGOING, THE CITY OF RAINIER  
ORDAINS AS FOLLOWS:**

Whereas, the voters adopted Measure 91 in November 2014, legalizing the growing, distribution, possession and use of recreational marijuana in certain amounts for people aged 21 or older and directs the Oregon Liquor Control Commission to license the retail sale of marijuana;

Whereas, the Legislature enacted Senate Bill 460 (2015) to allow medical marijuana dispensaries to sell limited marijuana retail product starting October 1, 2015;

Whereas, the issue of whether a local government believes a certain type of business should operate within its jurisdictional limits is a local government decision, the enforcement of which is subject to the general and police powers of that jurisdiction;

Whereas, the City Council wants to provide business license regulations for marijuana dispensaries in the city to protect and benefit the public health, safety and welfare of existing and future residents and businesses in the city;

Whereas, the City of Rainier has set the following marijuana facility regulations as described in ORS 1067 pages one through eleven;

Whereas, the City of Rainier is hereby amending ORS 1067, page 1, Definitions, #2, Marijuana Facility; to add the following language **“marijuana dispensary facilities can not exceed 1,600 square feet in size. The 1,600 square footage measurement includes all useable space, restrooms, store rooms, office and show rooms, etc.”**

Whereas, the City of Rainier is hereby amending ORS 1067, page 6, Standards of Operation, # 4. "If marijuana facilities are located with-in **1,000** feet of a church they must be closed on Christmas, Christmas Eve, Sundays and closed by 6:00 PM on Wednesdays".

Whereas, the City of Rainier is hereby amending ORS 1067, page 6, Standards of Operation, # 5. "Marijuana facilities can remain open on Sundays and Wednesdays after 6:00 PM with written approval of the church that is with-in **1,000** feet of facility. If approval is given for Sundays and Wednesdays written notice must be submitted to The City of Rainier. If written approval is given by the adjoining church it can be revoked at anytime with 30 days notice".

ENACTED THIS 2nd day of November, 2015, by the City Council of the City of Rainier and signed by the Mayor on the 2nd day of November, 2015.

CITY OF RAINIER

BY: \_\_\_\_\_

Jerry Cole, Mayor

ATTEST:

BY: \_\_\_\_\_

Debra Dudley,  
City Administrator/ Finance Director/ City Recorder