

ORDINANCE NUMBER 32-14

ADOPTION OF A MORATORIUM ON THE PRODUCTION AND PROCESSING OF RECREATIONAL MARIJUANA IN ALL ZONING DISTRICTS WITH THE EXCEPTION OF AGRICULTURAL RESOURCE LANDS AND INDUSTRIALLY ZONED DISTRICTS AS ESTABLISHED IN ORDINANCE #62-13, AND SETTING A PUBLIC HEARING PURSUANT TO RCW 36.70A.390

WHEREAS, the Board of County Commissioners (“Commissioners”) adopted Ordinance #62-13 on November 12, 2013 adding Chapter 17.17 to the Mason County code allowing licensed producers, processors and retailers of recreational marijuana as permitted uses in some zoning districts; and

WHEREAS, the Commissioners are seeking to consider amendments to Chapter 17.17 in response to citizen concerns over the establishment of businesses that produce and process marijuana in or near residential areas; and

WHEREAS, RCW 36.70A.390 allows for the Commissioners to adopt a moratorium, whether or not a recommendation has been received from the Planning Commission, for a period of six months; and

WHEREAS, the Commissioners direct the Planning Advisory Commission to make recommendations for amendments to Chapter 17.17 as it relates to the production and processing of marijuana in all affected zoning districts;

WHEREAS, RCW 36.70A.390 requires that a public hearing be held within sixty (60) days of the adoption of this moratorium; and

NOW THEREFORE, BE IT HEREBY ORDAINED, that the Board of Commissioners of Mason County hereby ordain as follows:

SECTION 1. Moratorium Enacted. Pursuant to the provisions of RCW 36.70A.390, a zoning moratorium is hereby enacted in Mason County prohibiting the production and processing of marijuana, as allowed under RCW 69.50 (as amended) Chapter 314-55 WAC, in all zoning districts with the exception of Agricultural Resource Lands and Industrially zoned districts effective from the date of this Ordinance.

SECTION 2. Public hearing. A public hearing is set for **July 22, 2014 at 6:30 p.m.** in accordance with RCW 36.70A.390 to consider public testimony on the establishment of this Moratorium.

SECTION 3. Planning Advisory Commission. This Ordinance directs the Planning Advisory Commission to review and make recommendations to the Commissioners amendments to

Chapter 17.17 taking into consideration citizen concerns over the establishment of businesses that produce and process marijuana in all zoning districts and potential resource designated lands in Mason County.

SECTION 4. Washington Department of Commerce. Pursuant to RCW 36.70A.106, this Ordinance shall be transmitted to the Washington Department of Commerce as required by law.

SECTION 5. Findings of Fact. The Board of County Commissioners hereby adopts the recitals set forth above as their Findings of Fact as required by RCW 36.70A.390.

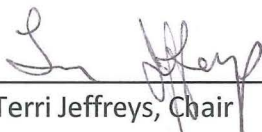
SECTION 6. Termination of Moratorium. This moratorium shall be in force and effect for six (6) months from the date below, and terminating on **January 1, 2015** unless extended by the Board of County Commissioners.

Dated this 1 day of July, 2014

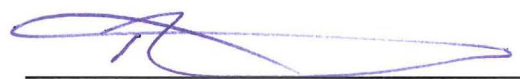
BOARD OF COUNTY COMMISSIONERS
MASON COUNTY, WASHINGTON

ATTEST:


Clerk of the Board


Terri Jeffreys, Chair

APPROVED AS TO FORM:


Tim Whitehead, Chief DPA


Tim Sheldon, Commissioner


Randy Neatherlin, Commissioner