

ORDINANCE NUMBER 52-16

MORATORIUM ON MEDICAL CANNABIS COOPERATIVES

WHEREAS, on April 29, 2011 Engrossed Second Substitute Senate Bill 5073 (Medical Cannabis Act) was signed into law by Governor Christine Gregoire; and

WHEREAS, the Medical Cannabis Act was superseded by the Cannabis Patient Protection Act signed by Governor Jay Inslee on April 24, 2015; and

WHEREAS, effective July 1, 2016, RCW 69.51A was revised under the Cannabis Patient Protection Act with respect to the regulation of medical cannabis; and

WHEREAS, the Cannabis Patient Protection Act repealed Collective Gardens and replaced them with "Cooperatives"; and

WHEREAS, Mason County is currently amending its zoning code to remove Collective Gardens; and

WHEREAS, the County's current zoning regulations do not address Cooperatives and would need adequate time to consider any and all necessary regulations.

NOW THEREFORE, the Mason County Board of Commissioners hereby ordain as follows:

- I. MORATORIUM ENACTED. Pursuant to the provisions of RCW 36.70A.390, a zoning moratorium is hereby enacted in Mason County prohibiting the establishment, maintenance or continuation of any Cooperative. Cooperatives as established under RCW 69.51A allow qualifying patients or designated providers to share responsibility for acquiring and supplying the resources needed to produce and process marijuana only for the medical use of the members of the cooperative.
- II. PLANNING ADVISORY COMMISSION. This Ordinance may be referred to the Planning Advisory Commission for its review and recommendation in the development regulations for Mason County.
- III. WASHINGTON STATE DEPARTMENT OF COMMERCE. Pursuant to RCW 36.70A.106, this Ordinance shall be transmitted to the Washington Department of Commerce as required by law.
- IV. 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.

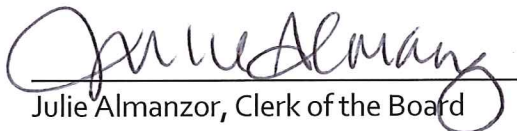
V. TERMINATION OF MORATORIUM. This moratorium shall be in force and effect for six (6) months terminating on **December 28, 2016** unless extended by the Board of County Commissioners.

DATED this 16 day of August, 2016.

Board of Commissioners
Mason County, Washington

BOARD OF COUNTY COMMISSIONERS
MASON COUNTY, WASHINGTON

ATTEST:


Julie Almanzor, Clerk of the Board


Terri Jeffreys, Chair

APPROVED AS TO FORM:


Tim Whitehead, Chief DPA


Tim Sheldon, Commissioner


Randy Neatherlin, Commissioner