

Notice of Measure Election City

3-484

SEL 802

rev 01/16 ORS 250.035, 250.041,
250.275, 250.285, 254.095, 254.465

Notice

Date of Notice 6/15/16	Name of City or Cities City of Canby	Date of Election 11/8/2016
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Final Ballot Title The following is the final ballot title of the measure to be submitted to the city's voters. The ballot title notice has been published and the ballot title challenge process has been completed.

Caption 10 words which reasonably identifies the subject of the measure.

IMPOSES CITY TAX ON MARIJUANA RETAILER'S SALE OF MARIJUANA ITEMS

Question 20 words which plainly phrases the chief purpose of the measure.

SHALL THE CITY OF CANBY IMPOSE A THREE PERCENT TAX ON THE SALE OF MARIJUANA ITEMS BY A MARIJUANA RETAILER?

Summary 175 words which concisely and impartially summarizes the measure and its major effect.

Oregon State law permits a City Council to adopt an ordinance imposing up to a three percent tax on the sale of marijuana items within the city by a marijuana retailer. The tax is only on the sale of marijuana items from a marijuana retailer to a consumer for their recreational use. Medical marijuana is not subject to this tax.

Approval of this measure would impose a three percent tax on the sale of marijuana items in the City of Canby by a marijuana retailer. However, this tax would only be collected if the ban on marijuana businesses in Canby is removed.

Explanatory Statement 500 words that impartially explains the measure and its effect.

If the county is producing a voters' pamphlet an explanatory statement must be drafted and attached to this form for:
 → any measure referred by the city governing body; **or**
 → any initiative or referendum, if required by local ordinance. **Explanatory Statement Attached?** Yes No

Authorized City Official Not required to be notarized.

Name Kimberly Scheafer, MMC	Title City Recorder
Mailing Address PO Box 930, Canby, OR 97013	Contact Phone 503.266.0733

By signing this document:
 → I hereby state that I am authorized by the city to submit this Notice of Measure Election; **and**
 → I certify that notice of receipt of ballot title has been published and the ballot title challenge process for this measure completed.

Signature Redacted

Signature

(Handwritten marks)

Date Signed

6-15-16

Measure Explanatory Statement for County Voters' Pamphlet

Important! Please read all instructions before completing this form. This form is to be used when filing a 'Measure Explanatory Statement for County Voters' Pamphlet' with your County Elections office. If a local government is located in more than one county, the county clerk of the county in which the city hall of the city or the administrative office of the local government is located shall be the filing officer for the 'Measure Explanatory Statement for County Voters' Pamphlet'.

Filing Information

Election: Primary 20____ General 20¹⁶____ Special____ Measure #____-____

Ballot Title Caption

IMPOSES CITY TAX ON MARIJUANA RETAILER'S SALE OF MARIJUANA ITEMS

Name of Person responsible for content of 'Explanatory Statement' (as it should appear in the Voters' Pamphlet):

Joseph Lindsay, City Attorney

Name of Jurisdiction/Organization Person is authorized to represent (as it should appear in the Voters' Pamphlet):

City of Canby

CONTACT INFORMATION

Phone: Cell: _____ Work: (503) 266-0754 Home: _____

E-Mail: lindsayj@ci.canby.or.us

SIGNATURE

Signature Redacted

10-15-16

Signature of person responsible for content of 'Explanatory Statement'

Date

MEASURE EXPLANATORY STATEMENT

See attached for 'Measure Explanatory Statement' (500 word/number MAX).

For Office Use only:

County: _____

Word Count (500 max):

Signed? Yes No

Digital copy? Yes No

'Measure Explanatory Statement' attached?

Review Staff Initials:

Yes No

Intake Staff Initials:

3-4184

**EXPLANATORY STATEMENT FOR THE VOTERS PAMPHLET
MEASURE IMPOSING CITY TAX ON MARIJUANA RETAILER'S SALE OF
MARIJUANA ITEMS**

Measure No. _____

Word Total 172 (500 max)

SUMMARY: Oregon State law permits a City Council to adopt an ordinance imposing up to a three percent tax on the sale of marijuana items within the city by a marijuana retailer. The tax is only on the sale of marijuana items from a marijuana retailer to a consumer for their recreational use. Medical marijuana is not subject to this tax.

Approval of this measure would impose a three percent tax on the sale of marijuana items in the City of Canby by a marijuana retailer. However, this tax would only go into effect if the voters allow marijuana businesses to operate in the City of Canby.

A "yes" vote would establish a three percent tax on the retail sale of marijuana items in the City. It would only be collected if marijuana retailers were allowed to do business in Canby. This tax would not apply to the sale of medical marijuana in Canby.

A "no" vote would not impose any city tax on the retail sale of marijuana items in Canby.

RESOLUTION NO. 1243

3-484

A RESOLUTION AUTHORIZING AND DIRECTING THE CITY RECORDER TO CERTIFY TO THE CLACKAMAS COUNTY CLERK A MEASURE SUBMITTING TO THE ELECTORATE FOR THE NOVEMBER 8, 2016 ELECTION, A PROPOSED THREE PERCENT TAX ON THE SALE OF MARIJUANA ITEMS BY A MARIJUANA RETAILER WITHIN THE CITY.

WHEREAS, House Bill 3400 provides that a city council may adopt an ordinance to be referred to the voters that imposes up to a three percent tax on the sale of marijuana items by a marijuana retailer in the area subject to the jurisdiction of the city; and

WHEREAS, the City of Canby City Council adopted Ordinance 1428, which imposes a tax of three percent on the sale of marijuana items by a marijuana retailer in the area subject to the jurisdiction of the city;

NOW THEREFORE, IT IS HEREBY RESOLVED by the City Council of the City of Canby, as follows:

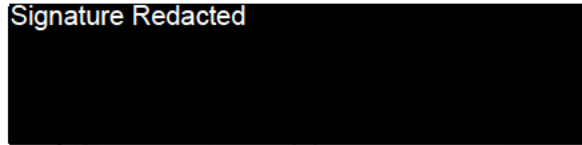
1. An election is hereby called for the purpose of submitting to the qualified voters of the City the question of authorizing a three percent tax on the sale of marijuana items by a marijuana retailer within the City.
2. The City Recorder of the City of Canby is hereby authorized and directed to certify to the Clackamas County Clerk for submission to the voters at the November 8, 2016 election, the Notice of City Measure. Such Notice of City Measure Election is attached to this Resolution in proper form and adopted by the City.
3. The City Recorder of the City of Canby is further authorized and directed to submit a Summary of the Measure to be placed in the voter's pamphlet explaining in clear and concise language the effect of such ballot measure. Such summary is attached to this Resolution in proper form and adopted by the City.
4. The City Recorder, the City Administrator, and the City Attorney are hereby authorized to do all other necessary and proper acts to place the ballot measure before the voters at the November 8, 2016 election.

3-484

This Resolution shall take effect upon adoption.

ADOPTED this 15th day of June 2016, by the Canby City Council.

Signature Redacted



Brian Hodson
Mayor

ATTEST:

Signature Redacted



Kimberly Scheafer, MMC
City Recorder