

Notice of Measure Election

City

2016 AUG 22 PM 04:11:00
3-208 SEL 802
rev 01/16 ORS 250.035, 250.041,
250.275, 250.285, 254.095, 254.465

Notice

Date of Notice

August 22, 2016

Name of City or Cities

City of Oregon City

Date of Election

November 8, 2016

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.

Prohibits certain marijuana registrants and licensees in Oregon City.

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

Shall Oregon City prohibit medical marijuana processors, medical marijuana dispensaries, recreational marijuana producers, processors, wholesalers, and retailers in Oregon City?

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

State law allows operation of registered medical marijuana processors, medical marijuana dispensaries and licensed recreational marijuana producers, processors, wholesalers, and retailers. State law provides that a city council may adopt an ordinance to be referred to the voters to prohibit the establishment of any of those registered or licensed activities.

Approval of this measure would prohibit the establishment and operation of medical marijuana processors, medical marijuana dispensaries, recreational marijuana producers, processors, wholesalers, and retailers within the area subject to the jurisdiction of the city. However, state law would allow the continued operation of processors and dispensaries already registered – or in some cases, that have applied to be registered – that have successfully completed a land use review. This measure will not affect personal recreational and medical use of marijuana.

If this measure is approved, the city will be ineligible to receive distributions of state marijuana tax revenues and will be unable to impose a local tax or fee on the production, processing or sale of marijuana or any product into which marijuana has been incorporated.

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

Kattie Riggs

Title

City Recorder / Elections Officer

Mailing Address

P.O. Box 3040, Oregon City, OR 97045

Contact Phone

503-496-1505

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

August 22, 2016

Signature

Date Signed

2016 AUG 22 PM 04:11:48

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 # 3 - 508

Ballot Title Caption

Prohibits certain marijuana registrants and licensees in Oregon City.

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

Kattie Riggs, City Recorder

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

City of Oregon City

CONTACT INFORMATION

Phone: Cell: _____ Work: (503) 657-0891 Home: _____

E-Mail: recorder@orcite.org

SIGNATURE

Signature Redacted



8/22/16
Date

Signature of person responsible for content of 'Explanatory Statement'

MEASURE EXPLANATORY STATEMENT

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

For Office Use only:

County: _____

Signed? Yes No

'Measure Explanatory Statement' attached?

Yes No

Intake Staff Initials:

Word Count (500 max):

Digital copy? Yes No

Review Staff Initials:

Measure Explanatory Statement for County Voters'
Pamphlet

3-508

2016 AUG 22 PM04:11:52

Approval of this measure would prohibit the establishment and operation of marijuana businesses within the city.

ORS 475B.400 to 475B.525 provides that the Oregon Health Authority will register medical marijuana processors and medical marijuana dispensaries. Medical marijuana processors compound or convert marijuana into concentrates, extracts, edible products, and other products intended for human consumption and use. Medical marijuana dispensaries facilitate the transfer of marijuana and marijuana products between patients, caregivers, processors, and growers.

ORS 475B.005 to 475B.399 provides that the Oregon Liquor Control Commission will license recreational marijuana producers (those who manufacture, plant, cultivate, grow or harvest marijuana), processors, wholesalers, and retailers.

ORS 475B.800 authorizes cities to ban any or all of those marijuana entities within the city by adopting an ordinance and referring it to the voters at a statewide general election. The Oregon City Commission has adopted an ordinance prohibiting the establishment of all marijuana businesses within the city and, as a result, has referred this measure to the voters.

If approved, this measure would prohibit medical marijuana processors, medical marijuana dispensaries as well as recreational marijuana producers, processors, wholesalers, and retailers within the city. Medical marijuana processors and medical marijuana dispensaries that were registered with the state before the city council adopted the ordinance, and medical marijuana dispensaries that had applied to be registered on or before July 1, 2015, can continue operating in the city even if this measure is approved, if those entities have successfully completed a local land use application process.

Approval of this measure has revenue impacts. Currently, ten percent of state marijuana tax revenues will be distributed to cities to assist local law enforcement in performing their duties under ORS 475B.760(2). If approved, this measure would make the city ineligible to receive distributions of state marijuana tax revenues.

Currently, under ORS 475B.345, a city may impose up to a three percent tax on the sale of marijuana items by a marijuana retailer in the city. However, if this measure is approved and Oregon City prohibits the establishment of any marijuana business, the city will not be able to impose a local tax or fee on those activities.

I'm the person submitting this Measure Explanatory Statement for the City of Oregon City.

Signature Redacted

8/22/16

Kattie Riggs, Election Official and City Recorder for the City of Oregon City