Notice of Measure Election

3-481

SEL 802

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

City

Notice								
Date of Notice	Name of City or Cities		Date of Election					
7/8/2016	0							
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 Gladstone								
Question 20 words which plainly p	hrases the chief purpose of the me	easure.						
Shall Gladstone prohibit medical marijuana processors, medical marijuana dispensaries, recreational marijuana producers, processors, wholesalers, and retailers in the City?								
Summary 175 words which concise	ly 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 of medical marijuana processors, medical marijuana dispensaries, recreational marijuana producers, processors, wholesalers, and retailers within the city. 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 sale of marijuana items by a marijuana retailer.								
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 Title Jacque M. Betz Interim Assistant City Administrator								
Mailing Address		Contact Phone						
525 Portland Ave, Gladstone	, OR 97027	503-557-2766						
By signing this document: → I hereby state that I am authoria → I certify that notice of receipt of			ocess for this measure					

completed.
Signature Redacted

uly 14, 2016 Date Signed

CLACKAMAS COUNTY

EXPLANATORY STATEMENT FOR COUNTY VOTERS' PAMPHLET

[THIS INTERACTIVE FORM CAN BE FILLED IN ON-LINE]

ELECTION DATE

November 8, 2016

November 8, 2016

BALLOT TITLE CAPTION

Prohibits certain marijuana registrants and licensees in Gladstone

NAME OF PERSON RESPONSIBLE FOR CONTENT OF STATEMENT

Jacque M. Betz, Interim Assistant City Administrator

NAME OF ORGANIZATION PERSON REPRESENTS, IF ANY

City of Gladstone

 TELEPHONE (HOME)
 TELEPHONE (WORK)

 503-557-2766
 503-557-2766

 FAX NUMBER
 E-MAIL ADDRESS

 503-557-2768
 betz@ci.gladstone.or.us

Approval of this measure would prohibit the establishment of certain marijuana facilities 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.

A city council may adopt an ordinance prohibiting the establishment of any of those entities within the city, but the council must refer the ordinance to the voters at a statewide general election. The City of Gladstone council has adopted an ordinance prohibiting the establishment of marijuana facilities 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, and recreational marijuana producers, processors, wholesalers, and retailers within the city.

Approval of this measure has revenue impacts. Currently, ten percent of state marijuana tax revenues will be distributed to cities on a per capita basis to assist local law enforcement in performing their duties under ORS 475B.760(2). In subsequent years, such revenues will be distributed based on the number of marijuana facilities located in the jurisdiction. 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, a city that adopts an ordinance prohibiting the establishment of medical marijuana processors, medical marijuana dispensaries, or recreational marijuana producers, processors, wholesalers, or retailers may not impose a local tax or fee on the sale of marijuana times by a marijuana retailer. Approval of this measure would therefore prevent a city from imposing a local tax.

The total word / number count may not exceed 500 words / numbers. Signature Redacted	Word / number count total:
Signature Redacted	() 1 1 20011
SIGNATURE OF FERSON RESPONSIBLE FOR CONTENT OF STATEMENT	July 14, JULG

EXPLANATORY STATEMENT: 3-481

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OREGONIAN MEDIA GROUP

1515 SW 5th Ave, Suite 1000 Portland, OR 97201-5615

Affidavit of Publication

Signature Redacted Principal Clerk of the Publisher Subscribed and sworn to before me this date: 1st day of July ,2016 Signature Redacted Notary Public for Oregon My commission expires 14th day of April ,20 20 Ad Order Number: 0003774303 City of Gladstone A notice is hereby given that on November8, 2016, a General Election will be conducted by mail in the County of Clackamas County, Oregon, at which time will be submitted to qualified voters of the City of Gladstone the following question:CAPTION: Prohibits certain marijuana registrants and licensees in GladstoneQUESTION: Shall Gladstone prohibit medical marijuana prosessors, medical marijuana dispensaries, recreational marijuana producers, processors, wholesalers, and retailers in the City?SUMMARY: State law allows operation of registered medical marijuana processors, medical marijuana producers, processors, wholesalers, and retailers within the city. If this measure is	I, Gerald Brickel being first duly sworn depose and say that I am the Principal Clerk Of The Publisher of The Oregonian, a newspaper of general circulation, published at Portland, in Multnomah County, Oregon; that I know from my personal knowledge that the advertisement, a printed copy of which is hereto annexed, was published in the entire issue of said newspaper in the following issues:
Principal Clerk of the Publisher Subscribed and sworn to before me this date: 1st day of July ,2016. Signature Redacted OFFICIAL STAMP CHRISTINE DAWN CASSEL NOTARY PUBLIC - OREGON COMMISSION NO, 949548 MY COMMISSION NO, 949548 MY COMMISSION EXPIRES APRIL 14, 2020 My commission expires 14th day of April ,20 20. Ad Order Number: 0003774303 City of Gladstone A notice is hereby given that on November8, 2016, a General Election will be conducted by mail in the County of Clackamas County, Oregon, at which time will be submitted to qualified voters of the City of Gladstone the following question: CAPTION: Prohibits certain marijuana registrants and licensees in GladstoneQUESTION: Shall Gladstone prohibit medical marijuana processors, medical marijuana dispensaries, recreational marijuana producers, processors, wholesalers, and retailers in the City?SUMMARY: 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 of medical marijuana processors, medical marijuana	6/30/2016
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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 sale of marijuana items by a marijuana retailer. This ballot title was received by the City Recorder of the City of Gladstone on Wednesday, June29, 2016. An elector may file a petition for review of this ballot title with the Circuit Court of Clackamas County no later than5 p.m. on July 5, 2016. Any elector who files a petition to review the ballot title must notify the City Recorder in writing that the petition has been	Approval of this measure would prohibit the establishment of medical marijuana processors, medical marijuana dispensaries, recreational marijuana producers, processors, wholesalers, and retailers within the city. 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 sale of marijuana items by a marijuana retailer. This ballot title was received by the City Recorder of the City of Gladstone on Wednesday, June29, 2016. An elector may file a petition for review of this ballot title with the Circuit Court of Clackamas County no later than5 p.m. on July 5, 2016.

OREGONIAN MEDIA GROUP

1515 SW 5th Ave, Suite 1000 Portland, OR 97201-5615

Affidavit of Publication

I, <u>Chris Tjaden</u> Publisher of The Oregonian, a news know from my personal knowledge entire issue of said newspaper in the 7/6/2016	paper of general ci that the advertiser		Portland, in Multno	omah County, (Oregon; that I
Signature Redacted Principal Clerk of the Publisher	his date: 7th	day of	Júly		2016
Signature Redacted Notary Public for Oregon	nis date:	day or	outy	,	2010
My commission expires 12th Ad Order Number: 0003774683	day of	March	,20 19	2005	OFFICIAL STAMP GERALD MILES BRICKEL NOTARY PUBLIC - OREGON COMMISSION NO. 937341 ION EXPIRES MARCH 12, 201
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