

# Notice of Measure Election

City

3-481

SEL 802

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

<b>Notice</b>		
<b>Date of Notice</b> 7/8/2016	<b>Name of City or Cities</b> Gladstone	<b>Date of Election</b> 11/8/16
<b>Final Ballot Title</b> 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.		
<b>Caption</b> 10 words which reasonably identifies the subject of the measure.		
Prohibits certain marijuana registrants and licensees in Gladstone		
<b>Question</b> 20 words which plainly phrases the chief purpose of the measure.		
Shall Gladstone prohibit medical marijuana processors, medical marijuana dispensaries, recreational marijuana producers, processors, wholesalers, and retailers in the City?		
<b>Summary</b> 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 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.		
<b>Explanatory Statement</b> 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.		
		<b>Explanatory Statement Attached?</b> <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
<b>Authorized City Official</b> Not required to be notarized.		
<b>Name</b> Jacque M. Betz	<b>Title</b> Interim Assistant City Administrator	
<b>Mailing Address</b> 525 Portland Ave, Gladstone, OR 97027	<b>Contact Phone</b> 503-557-2766	
<i>By signing this document:</i> → 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

July 14, 2016  
Date Signed

CCE-24

ORS 251.355

**CLACKAMAS COUNTY  
EXPLANATORY STATEMENT FOR COUNTY VOTERS' PAMPHLET**

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

ELECTION DATE November 8, 2016		MEASURE NUMBER <b>3-481</b>	
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	
FAX NUMBER 503-557-2768		E-MAIL ADDRESS 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 items 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. Word / number count total: \_\_\_\_\_

Signature Redacted

*July 14, 2016*  
DATE

\_\_\_\_\_  
SIGNATURE OF PERSON RESPONSIBLE FOR CONTENT OF STATEMENT

**EXPLANATORY STATEMENT: 3-481**

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

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# OREGONIAN MEDIA GROUP

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

## Affidavit of Publication

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:

6/30/2016

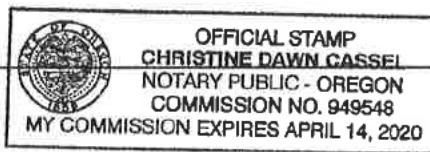
Signature Redacted

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, 2020.

Ad Order Number: 0003774303

### City of Gladstone

A notice is hereby given that on November 8, 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 Gladstone **QUESTION:** 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 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, June 29, 2016. An elector may file a petition for review of this ballot title with the Circuit Court of Clackamas County no later than 5 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 filed no later than 5:00 PM on the next business day following the day the petition is filed.

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

## Affidavit of Publication

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7/6/2016

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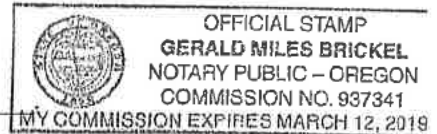
Principal Clerk of the Publisher

Subscribed and sworn to before me this date: 7th day of July, 2016

Signature Redacted

Notary Public for Oregon

My commission expires 12th day of March, 2019



Ad Order Number: 0003774683

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A notice is hereby given that on November 8, 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 Gladstone **QUESTION:** 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.

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