



CITY OF MARINA  
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## CERTIFICATE OF THE CITY CLERK

I, ANITA SHARP, DEPUTY CLERK OF THE CITY OF MARINA, CALIFORNIA, do hereby certify that the foregoing is a true and correct copy of the **Argument in Favor of Measure Z**, submitting to the voters at the November 3, 2020, General Municipal Election a Measure amending provisions of the Municipal Code relating to the regulation, permitting and taxation of commercial cannabis businesses, activities and land uses which would repeal Title 19 "Commercial Cannabis Activities," repeal Chapter 5.76 "Cannabis Retailer," add Chapter 5.80 "Commercial Cannabis Business Regulations" and add Chapter 17.47 "Commercial Cannabis Uses.

WITNESS MY HAND AND THE SEAL OF THE CITY OF MARINA

Date: August 13, 2020

\_\_\_\_\_  
Anita Sharp, Deputy City Clerk



## Argument in favor of Measure Z

13AUG '20 11:13AM

In 2018 voters approved cannabis business activity within the City of Marina. Neither a 'YES' nor a 'NO' vote on this new measure will change the allowable use. Rather, this ordinance serves as "house-cleaning" to the existing approved ordinance.

Analysis of the 2018 citizen approved initiative was evaluated by HdL, a third-party company contracted by the City Council. The existing ordinance was determined to be cumbersome and costly to implement. City staff, cannabis business applicants, and the public all expressed concern over the implementation of the ordinance. After a public study session with the Marina Planning Commission and City Council, and a number of public hearings, the Council approved a revised ordinance to be put before the voters.

Changes include:

- A pre-application lottery to limit the number of applications which can be submitted to the City. This lottery will reduce administrative time for City staff and for applicants.
- Adds Parks and Recreation Centers to the 600 foot buffer zone (existing permits are grandfathered)
- Limits signage at Cannabis sites to protect youth
- Provides a temporary moratorium on commercial cultivation and other non-retail uses in the City of Marina until July 2021 to allow the City to consider regulation of these uses.
- Allows the City Council to make certain future changes to the ordinance, exclusive of taxes. Changes to the tax structure would require further voter approval.

Remaining the same:

- Allowing cannabis retailers
- Tax rate
- The validity of the three City Council approved cannabis permits in Marina
- 600 foot buffer zone from Schools and Daycare facilities

The language of this measure has been vetted by the City Attorneys and will help protect the City against unnecessary litigation and strengthen the existing ordinance. Measure Z improves the existing cannabis ordinance while protecting our parks and children.

# APPENDIX D – Required Form Statement

A ballot argument shall not be accepted unless accompanied by the printed name and signature or printed names and signatures of the person or persons submitting it, or, if submitted on behalf of an organization, the name of the organization and the printed name and signature of at least one of its principal officers (Elections Code §§9164, 9283, 9501.5).

**No more than five signatures shall appear** with any argument submitted under this article. In case any argument is signed by more than five persons, the signatures of the first five shall be printed (Elections Code §§9164, 9283, 9501.5).

All arguments concerning measures filed pursuant to this division shall be accompanied by the following form statement, to be **signed by each proponent** of the argument (Elections Code §9600):

"The undersigned proponent(s) or signer(s) of the:

- Primary argument in favor                       Primary argument against
- Rebuttal to argument in favor                       Rebuttal to argument against

ballot measure (insert letter)   Z   at the  Primary  General  Special

election for the   City of Marina    
(jurisdiction – name of district)

to be held on   NOVEMBER 3<sup>RD</sup> 2020   hereby state that this argument is true and  
(Election date)

correct to the best of his/her/their knowledge and belief."

**Signatures of proponents (in order of appearance in the voter information guide):**

- |     |  |  |
|-----|--|--|
| (1) | Printed Name <u>Brian McCarthy</u>       | Title (one) <u>Planning Commissioner</u>               |
|     | Signature <u>[Signature]</u>             | Date <u>8/13/2020</u>                                  |
| (2) | Printed Name <u>David Burnett</u>        | Title (one) <u>PLANNING Commissioner chair</u>         |
|     | Signature <u>[Signature]</u>             | Date <u>8/13/2020</u>                                  |
| (3) | Printed Name <u>Nancy Amadeo</u>         | Title (one) <u>Planning Commissioner</u>               |
|     | Signature <u>[Signature]</u>             | Date <u>8/13/2020</u>                                  |
| (4) | Printed Name <u>Grace Silva-Santella</u> | Title (one) <u>Former Planning Commissioner</u>        |
|     | Signature <u>[Signature]</u>             | Date <u>8/13/2020</u><br><small>(10 year term)</small> |
| (5) | Printed Name <u>Gaely Jablonski</u>      | Title (one) <u>Community Activist</u>                  |
|     | Signature <u>[Signature]</u>             | Date <u>8/13/2020</u>                                  |

**Filer:**

- |     |                                    |  |
|-----|------------------------------------|--|
| (1) | Printed Name <u>Brian McCarthy</u> | Title (one) <u>Planning Commissioner</u> |
|     | Signature <u>[Signature]</u>       | Date <u>8/13/2020</u>                    |

Primary Contact Information: Brian McCarthy 831-915-5292 BRIANMMAD-MARINA@YAHOO.COM