



REPORT TO:
STILLWATER PLANNING COMMISSION No. TXT18-04

ISSUED BY THE DEVELOPMENT SERVICES DEPARTMENT - STILLWATER, OKLAHOMA

Date of Meeting: September 11, 2018

Subject: Text Amendment, Medical Marijuana

Purpose of Report: To provide additional zoning districts for specific medical marijuana facilities.

Background: In 2018, State Question 788 authorizing medical marijuana in Oklahoma was approved. With this approval, municipalities are authorized to establish local regulations under zoning authority to regulate medical marijuana facilities.

The Planning Commission and City Council held public hearings on the medical marijuana text. After the 1st reading of the ordinance, an issue arose that was not addressed in the text amendment.

Processing Track:

Applicant – City of Stillwater

Planning Commission – September 11, 2018

City Council - September 17, 2018

Applicable City Plans/Policies:

Land Development Code

- Article V, Use Categories and Limitations, Division 1, Section 23-96 Definitions
- Article V, Use Categories and Limitations, Division 3, New Section 23-115 Medical Marijuana
- Article VI Land Use Classifications, Division 5, Section 23-160 IL Light Industrial District, Section 23-161 IG General Industrial District

Discussion: Commercial grower operations can be either indoor or outdoor. The proposed text that has been through Planning Commission and City Council only provided for outdoor commercial growers in the Agriculture zoning district.

The additional text, as indicated by highlight, states that commercial growers can be indoor or outdoor. It further provides for indoor commercial growers to locate in the industrial zoning districts.

Findings:

1. Medical marijuana was approved by voters for Oklahoma.
2. Medical marijuana legislation authorizes municipalities to regulate facilities.
3. Zoning districts are established with individually identified uses as permitted by right or permitted with a Specific Use Permit.
4. With adoption of this text amendment, medical marijuana facilities will be allowed inside Stillwater City Limits.

5. Zoning regulations for medical marijuana are in line with regulations of other uses within Stillwater.
6. Additional considerations for the location of medical marijuana facilities are provided.

Alternatives:

1. Accept findings and recommend the City Council approve the text amendment as presented.
2. Accept findings and recommend the City Council approve the text amendment with identified changes.
3. Find that the text amendment is not an appropriate based upon the impacts to the surrounding vicinity and do not recommend that the City Council approve the text amendment
4. Find that additional information or discussion is needed prior to making a recommendation and table the request to a certain date.

Prepared by: Paula J. Dennison, DS
Date of Preparation: August 28, 2018
Attachments: Amended Ordinance 3416