



**COUNCIL PRESIDENT PRO TEM KEVIN L. FAULCONER
CITY OF SAN DIEGO
SECOND DISTRICT**

M E M O R A N D U M

DATE: March 18, 2010

TO: Councilmember Todd Gloria

FROM: Council President Pro Tem Kevin L. Faulconer

SUBJECT: Medical Marijuana Land Use Considerations

In recent months the City of San Diego has seen an increase in the number of medical marijuana dispensaries. Many of the District Two communities have voiced strong concerns regarding the dispensaries and have offered me zoning ordinance suggestions. I recommend that the below items be considered for inclusion in the new ordinance.

- The new ordinance be retroactive
- The discretionary process for all dispensaries be a Process Four
- Allowable zones
 - IL-3 - Industrial Light 3 allows a mix of light industrial, office, and commercial uses
 - IS – Industrial Small Lot accommodates small and medium sized industrial and commercial activities within urbanized areas
- CUP
 - All dispensaries require a CUP which must be renewed every two years
 - Dispensary must be a nonprofit prior to applying for a CUP
- Add parks and places of worship to the list of distance requirement areas
- Increase distance from another dispensary to 1000 feet
- Create cost recovery for all costs associated with dispensaries including enforcement/auditing of this zoning ordinance.

The above considerations are only for legally operating dispensaries. I continue to support law enforcement action against those dispensaries operating illegally.

cc: Honorable Mayor Jerry Sanders
City Attorney Jan Goldsmith
Policy Advisor Phil Rath