



San Diego City Attorney Jan I. Goldsmith

NEWS RELEASE

FOR IMMEDIATE RELEASE: September 27, 2013

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CITY ATTORNEY FILES COMPLAINT AGAINST DISPENSARY OPERATOR & PROPERTY OWNER TO SHUT DOWN

San Diego, CA: On Thursday, September 26, 2013, the San Diego City Attorney's Office Code Enforcement Unit filed a civil complaint in San Diego Superior Court to shut down a marijuana dispensary that is operating illegally under the current City of San Diego zoning laws.

Central Wellness Collective, located at 2621 El Cajon Boulevard, continued to operate despite a Notice and Order issued by the City's Code Enforcement Services Unit in July of this year directing it to immediately cease operating.

As outlined in the complaint for civil injunction (attached), marijuana dispensaries are not a permitted use anywhere in the City of San Diego pursuant to city zoning laws. Inspections of the interior of the dispensary revealed marijuana displayed in glass jars and glass cabinets, a menu board listing the types of marijuana available for sale, and building code violations. The complaint also alleges that the property owners, defendants Malcolm Family Properties LLC and its Managers are strictly liable by allowing a dispensary to operate on the property illegally.

"The City Attorney's Office began renewing its enforcement action on dispensaries," said City Attorney Jan Goldsmith. "The municipal code does not permit dispensaries in any zone and we will enforce the law to close their operation."

Previous concerns by citizens and business owners, and altercations in the parking lot of the restaurant adjacent to Central Wellness Collective, have been documented.

<http://www.cbs8.com/story/23436386/business-owner-says-next-door-dispensary-creating-problems>

[The City Attorney's Code Enforcement Unit](#) addresses nuisance properties and code violations throughout San Diego. The Unit works in partnership with the City's Code Enforcement Services Unit, the San Diego Police Department, and the community to identify and aggressively address code violations and nuisance properties. Community members can report property violations to Code Enforcement Services at 619-236-5500.

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