

ORDINANCE 347-2016

AN ORDINANCE AMENDING THE HUBBARD DEVELOPMENT CODE AND DECLARING AN EMERGENCY

WHEREAS, the City of Hubbard deemed it necessary to amend the Hubbard Development Code; and

WHEREAS, on November 10, 2015 the City enacted Ordinance No. 345-2015, which temporarily prohibited the establishment, maintenance or operation of specific marijuana activities as authorized by House Bill 3400 (2015).

WHEREAS, Ordinance No. 345-2015 will expire on August 1, 2016 or upon adoption of zoning and other regulations for marijuana facilities, whichever comes first.

WHEREAS, House Bill 3400 (2015) expressly authorizes local jurisdiction to adopt reasonable zoning and other regulations on all marijuana facilities, including medical marijuana grow sites.

WHEREAS, the City finds the public health, safety and general welfare of the City, its residents, and its visitors requires the adoption of reasonable regulations on marijuana facilities.

WHEREAS, February 16, 2016, the Planning Commission held a public hearing at which time the public was given full opportunity to be present and heard on the matter; and

WHEREAS, on April 12, 2016, the City Council held a public hearing at which time the public was given full opportunity to be present and heard on the matter; and

WHEREAS, notice of the said public hearing was duly given to the public;

NOW THEREFORE THE CITY OF HUBBARD ORDAINS AS FOLLOWS:

Section 1. The City Council of the City of Hubbard does hereby amend the Hubbard Development Code as set forth in Exhibit A of the Staff Report dated April 4, 2016, attached hereto and incorporated herein.

Section 2. The City Council for the City of Hubbard deems and desires it necessary for the preservation of the health, peace and safety of the City of Hubbard that this Ordinance takes effect at once, and therefore, an emergency is hereby declared to exist and this Ordinance shall be in full force and effect from and after its passage and approval.

PASSED and adopted by the City Council of the City of Hubbard on this 14th day of June 2016, by the following votes:

AYES: _____

NAYS: _____

Approved by the Mayor on this 14th day of June, 2016.

James Yonally, Mayor

Attest:

Vickie Nogle, MMC
Director of Administration/City Recorder

Approved by the City Attorney:

Beery Elsner and Hammond LLP