City of Glendale

Proposition 64: The Adult Use of Marijuana Act
Prop. 64 – Why Are We Having This Meeting?

- Prop. 64 was approved by California voters and is now State law

- In the coming year, the Glendale City Council will have to make a decision to either continue the current prohibition on marijuana-related activities and uses

  --OR--

- Assemble, analyze and adopt a local enforcement scheme to allow some limited activities and uses

- Mayor & City Council want to know what YOU think about this issue
About Prop. 64

- Placed on the November 8, 2016 California Ballot

- Proposition 64, or the Adult Use of Marijuana Act, legalizes recreational marijuana under state law and establishes certain sales and cultivation taxes.

- Approved by California Voters and effective as of November 9, 2016

**State Election Results**
- Yes – 57.13% (7,979,041)
- No – 42.87% (5,987,020)

**Glendale Election Results**
- Yes – 54% (22,302)
- No – 46% (18,787)
Prop. 64 – Glendale Voting Overview

- **Glendale Election Results**
  - Yes – 54% (22,302)
  - No – 46% (18,787)
States where marijuana has been legalized for commercial and medical use:


States where marijuana has been legalized for medical use:

Prop. 64: What is Legal?

- Indoor cultivation of up to 6 plants per residence and keeping the harvest
- Public possession of up to 28.5 grams of cannabis or 8 grams of concentrated cannabis
- Buying licensed, commercial marijuana*
- Licensed retailers selling recreational marijuana*

*2018

Click Here To View Detailed Excerpts From Prop 64
Prop. 64: What is Illegal?

- The possession or use of marijuana by anyone under the age of 21
- Consuming marijuana or marijuana products in any public place
- Consuming marijuana in a vehicle or driving under the influence of marijuana
- Buying or selling unlicensed marijuana

Click Here To View Detailed Excerpts From Prop 64
The Glendale Municipal Code & Prop. 64

- **Glendale Municipal Code section 9.10.020 prohibits:**
  - A medical marijuana dispensary or marijuana dispensary;
  - Marijuana cultivation (indoor and outdoor) [Note: Under Prop. 64, indoor cultivation of up to 6 plants per residence is now permitted];
  - Marijuana processing; and
  - Delivery or distribution of marijuana or medical marijuana products.

  
  
  Click here to view Glendale Municipal Code 9.10.020

- **Glendale Municipal Code section 30.10.070 N prohibits the above uses, as defined in Section 9.10.020, in all zoning districts within the City.**

  
  
  Click here to view Glendale Municipal Code 30.10.070
Prop. 64 Resources

Below is a list of links to state and federal government agencies containing information regarding their official positions on marijuana:

- Department of Justice - Cole Memo
- Food and Drug Administration
- National Institute on Drug Abuse
- Office of National Drug Control Policy
- U.S. National Library of Medicine
- Substance Abuse and Mental Health Services Administration
- National Cancer Institute
- Public Policy Institute of California – Regulating Marijuana in California
- Public Policy Institute of California – California’s Marijuana Majority
FAQ

Below are answers to commonly asked questions regarding Prop. 64

▪ Q: Does federal law recognize the legality of recreational marijuana?

▪ A: No. Marijuana is still considered an illegal drug by the federal government. Based on the Cole Memo issued in 2013, the official Department of Justice policy has been not to interfere with marijuana cultivation/distribution/use in states that have legalized marijuana, with the exception of certain factors, including distribution of marijuana to minors and the involvement of gangs and cartels. That being said, this is simply policy and subject to change at any point under the new federal administration.

Click Here To View Our Full Online FAQ
Q: Will the use of recreational marijuana fall under the same rules and restrictions as cigarettes and/or alcohol?

A: Yes, individuals age 21 and over may not smoke or ingest marijuana or marijuana products in any public place. “Public place” is not defined by the Adult Use of Marijuana Act (Proposition 64). Additionally, smoking marijuana or marijuana products within 1,000 feet of a school, day care center, or youth center is not allowed except in a private residence and only if such smoking is not detectable by others on the grounds of the school, day care center, or youth center while children are present. (Health & Safety § 11362.3)
FAQ

• Q: Can individuals now legally use marijuana at work?

• A: Despite the legalization of the recreational use of marijuana, employers are still allowed to maintain a drug-free workplace. Marijuana is still illegal under federal law, and employers can rely on this to support such policies and standards.
FAQ

Q: How can individuals obtain a license to grow, transport, or sell marijuana commercially?

A: The retail sale, cultivation, and delivery of marijuana will require a state-issued license and are currently prohibited by ordinance within the City of Glendale. Potential changes to the Glendale Municipal Code may be considered by City Council sometime in 2017 after receiving feedback from the public.
FAQ

▪ Q: When can individuals begin legally purchasing recreational marijuana from a licensed retail store?

▪ A: The State of California is currently in the process of developing a licensing mechanism for marijuana retailers, and does not anticipate being ready to issue licenses until sometime in 2018. The City of Glendale is not at risk of losing the ability to ban marijuana businesses so long as it adopts an ordinance expressly banning or regulating marijuana businesses before the state begins to issue these licenses.
Q: Can individuals sell the marijuana they have personally cultivated in their private residence to friends, family, and licensed stores when they eventually open?

A: No. Personal cultivation is only meant to provide marijuana for the person cultivating the product. It can be given away, but it may not be sold.
Recreational marijuana is now legal in California barring a change in federal enforcement practices.

We want YOUR feedback on recreational marijuana. Your answers will help provide the City of Glendale insight and guidance.

Click the image below to start the survey. We thank you in advance for your feedback!
Prop. 64 – Next Steps

- Take the survey; tell us what you think

- Mayor & City Council consideration will occur in summer/fall 2017, depending on:
  - Public input;
  - Input from State, regional and local law enforcement;
  - Maturation of the State of California’s regulatory scheme; and
  - Changes in federal enforcement posture.

- City of Glendale’s website portal will remain active and additional public meetings may be scheduled