

Attachment D- Planning Commission Summary

REPORT OF PLANNING COMMISSION ACTION June 07, 2018

ITEM NO: 9	
	DISTRICT NO.:
SUBJECT:	
Application #:	Z-TA-2-18
Location:	Citywide
Proposal:	Modify Sections 623 and 627 of the Zoning Ordinance related to the operating hours for the nonprofit medical marijuana dispensary
Applicant:	City of Phoenix Planning Commission
Owner:	City of Phoenix Planning Commission
Representative:	City of Phoenix Planning Commission

ACTIONS:

Staff Recommendation: Approval, per Exhibit A of the Staff Report.

Village Planning Committee (VPC) Recommendation:

Ahwatukee Foothills 5/21/2018 No Quorum.

Alhambra 5/22/2018 Approval, per the staff recommendation. Vote: 7-1.

Camelback East 6/5/2018 Approval, per the staff recommendation. Vote 6-5.

Central City 5/14/2018 Approval, per the staff recommendation. Vote: 14-0 (2 abstentions).

Deer Valley 5/10/2018 No Quorum.

Desert View 6/5/2018 Approval, per the staff recommendation. Vote: 6-2.

Encanto 6/4/2018 Approval, per the staff recommendation. Vote 9-3 (1 abstention).

Estrella 5/22/2018 No Quorum.

Laveen 5/14/2018 Approval, per the staff recommendation. Vote: 7-1.

Maryvale 5/9/2018 Denial. Vote: 5-4.

North Gateway 5/10/2018 Approval, per the staff recommendation. Vote: 5-0.

North Mountain 5/16/2018 No Quorum.

Paradise Valley 6/4/2018 Approval, per the staff recommendation. Vote: 12-1.

Rio Vista 5/8/2018 Approval, per the staff recommendation with additional conditions. Vote: 3-2.

South Mountain 5/8/2018 Approval, per the staff recommendation. Vote: 14-1.

Planning Commission Recommendation: Approval, per the staff recommendation.

Motion Discussion: N/A

Motion details – Commissioner Katsenes made a MOTION to approve Z-TA-2-18, per the staff recommendation.

Maker: Katsenes

Second: Shank

Vote: 7-0

Absent: Heck

Opposition Present: No

Findings:

1. The proposal is consistent with goals in the General Plan.
2. Based on the numerous reviews of existing non-profit medical marijuana dispensaries, there are not significant public safety issues or detrimental effects from these establishments, including the ones with extended operating hours.
3. Staff recommends a modification to the operating hours from 7:00 p.m. to 10:00 p.m. to be consistent with the State regulations.

Proposed Language:

Amend Section 623.D (Commercial C-2 District – Intermediate Commercial) by amending paragraph 124.i to read as follows:

124. Nonprofit medical marijuana dispensary facility, subject to the following conditions and limitations; failure to comply with the below regulations and requirements is subject to revocation per Section 307.

- i. Shall have operating hours not earlier than 8:00 a.m. and not later than 710:00 p.m.

Amend Section 627.D (Industrial A-1 District – Light Industrial District) by amending paragraph 92.h to read as follows:

92. Medical marijuana dispensary facility, subject to the following conditions and limitations; failure to comply with the below regulations and requirements is subject to revocation per Section 307.

- h. Shall have operating hours not earlier than 8:00 a.m. and not later than 710:00 p.m.

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