



Memorandum

TO: CITY COUNCIL

FROM: Councilmember Kansen Chu

SUBJECT: MEDICAL MARIJUANA
ENFORCEMENT

DATE: December 5, 2013

APPROVED:

12/5/13

Recommendations:

1. Expand the areas of enforcement to address Medical Marijuana establishments and increase the distance requirements with the following break-downs:
 - a. One mile from public and private schools, child daycare centers, community/recreation centers, churches with child daycare centers, parks, libraries and other Medical Marijuana establishments;
 - b. Half a mile from residential uses; and
 - c. 1,000 feet from substance abuse rehabilitation centers.
2. Move forward with the Regulatory Ordinance as approved during the September 13, 2011 City Council meeting.

Background:

The health and safety of our community is important to me. I have received many complaints throughout the year concerning Medical Marijuana establishments in my district. These repeated concerns are regarding the close proximity to schools, residential areas, locations where youth and families congregate, and the number of collectives and dispensaries.

As the largest city in Santa Clara County, better regulation is needed to prevent the illegal use of marijuana from youth and safety risks to the public. Therefore, my recommendations to increase the distance requirements and proceed with the Regulatory Ordinance will protect our children and families from potential nuisance and threat in the community. This prevention method benefits the community as a whole.

It is vital that we continue to stress the need for improving the health and safety in San José as one of the top priorities.