

Land Use Planning Division

September 18, 2015

To: Adam Barber, Senior Land Use Planner
From: Rithy Khut, Land Use Planner
Re: Current and potential regulation of licensed marijuana facilities in different zones throughout unincorporated Multnomah County

SUMMARY

The table below shows the current and potential regulation of licensed marijuana facilities in different zones throughout Multnomah County as of September 16, 2015.

Key: P – Permitted by state law (P) – Permitted by county, if current county land use regulations are applied, as limited by state law
U – Unregulated by state law (X) – Prohibited by county, if current county land use regulations are applied, as limited by state law
X – Prohibited by state law

Yellow boxes are set by state law; White boxes are at the discretion of the county

	West Hills / Sauvie Island/ Multnomah Channel / East of Sandy River / West of Sandy River		West Hills / Sauvie Island/ Multnomah Channel / East of Sandy River	West of Sandy	West Hills / Sauvie Island/ Multnomah Channel / East of Sandy River	West of Sandy	West Hills	Sauvie Island / Multnomah Channel	East of Sandy River / West of Sandy River	West of Sandy
	EFU	CFU	MUA-20		RR		Burlington RC (BRC)	RC	Springdale RC (SRC) / Pleasant Home (RC-PH) / Orient-Commercial Industrial (OCI)	Orient - Residential (OR)
Type of License										
Recreational										
Production/Grow	P (P)	P ¹ (P)	U (P)	U (P)	U (P)	U (P)	U (P)	U (P)	U (P)	U (P)
Processing	P ² (P)	U (X)	U (P)	U (P)	X/U ³ (P)	X/U ³ (P)	U (P)	U (P)	U (X)	X/U ³ (X)
Wholesaling	P (P)	U (X)	U (P)	U (P)	X/U ³ (P)	X/U ³ (P)	U (P)	U (P)	U (P)	X/U ³ (P)
Retail ⁵	X (X)	X (X)	U (P)	U (X)	X/U ³ (P)	X/U ³ (X)	U (P)	U (P)	U (P)	X/U ³ (X)
Medical										
Production/Grow ⁴	X (X)	X (X)	U (X)	U (X)	U (X)	U (X)	U (X)	U (X)	U (X)	U (X)
Processing	X (X)	X (X)	U (X)	U (X)	X/U ³ (X)	X/U ³ (X)	U (X)	U (P)	U (X)	X/U ³ (X)
Dispensary ⁵	X (X)	X (X)	U (P)	U (X)	X/U ³ (P)	X/U ³ (X)	P (P)	P (P)	P (P)	X/U ³ (X)

¹ HB 3400A - Section 14 (3) – County may allow the production of marijuana as a farm use on land zoned for farm or forest use
² 215.283(1)(r) allows for a facility for the processing of farm crops, if farm operation provides at least one-quarter of the farm crops and is less 10,000 square feet of floor area.
³ The County needs to determine whether RR zones are considered Farm/Forest or if they fit the definition of an area zoned exclusively for residential use
⁴ The production/growing of Medical Marijuana could be allowed as a home occupation subject to the standards that apply to all home occupations
⁵ Retail Marijuana and Medical Marijuana Dispensaries may not be located within 1,000 of a public, private, or parochial elementary, or secondary school.

- Definitions:
- **Production** means the manufacture, planting, cultivation, growing or harvesting of marijuana in Oregon
 - **Processing** means the processing, compounding, or conversion of marijuana into cannabinoid products, concentrates or extracts; excludes packaging or labeling
 - **Wholesaling** means purchasing marijuana items in Oregon for resale to a person other than a consumer in Oregon
 - **Retail/dispensary** means selling marijuana items to a consumer in Oregon