

10.60.160 - MEDICAL MARIJUANA DISPENSARIES.

- A. Except where the context otherwise requires, the definitions given in this subsection govern the construction of this section:
1. "Identification card" is a document issued by the State Department of Health Services which identifies a person authorized to engage in the medical use of marijuana and the person's designated primary caregiver, if any.
 2. "Marijuana" means all parts of the Cannabis Sativa plant, whether growing or not, including but not limited to: the leaves; the flowers; the stems; the seeds thereof; the resin extracted from any part of the plant; every compound, manufacture, salt, derivative, mixture or preparation of the plant, its seeds or resin. The term shall include marijuana infused in foodstuffs. The term shall not include fiber produced from the stalks, oil or cake made from the seeds of the plant or any other compound, manufacture, salt derivative, mixture or preparation of the mature stalks (except resin extracted therefrom).
 3. "Medical marijuana dispensary" is any facility or location where medical marijuana is cultivated or made available to and/or distributed by any of the following: a qualified patient, a person with an identification card, or a primary caregiver. Each of these terms is defined herein and shall be interpreted in strict accordance with California Health and Safety Code Sections 11362.5 and 11362.7 et seq. as such sections may be amended from time to time.
 4. "Primary caregiver" is the individual, designated by a qualified patient or by a person with an identification card, who has consistently assumed responsibility for the housing, health, or safety of that patient or person.
 5. "Qualified patient" is a person who is entitled to the protections of California Health and Safety Code Section 11362.5, but who does not have an identification card issued by the State Department of Health Services.
- B. Medical marijuana dispensaries shall be a prohibited use in all zones of the City.

(§ 2, Ord. 2114, eff. June 20, 2008)