

# Notice of Measure Election

**SEL 802**

rev 01/16 ORS 250.035, 250.041,  
250.275, 250.285, 254.095, 254.465

City

## Notice

**Date of Notice**

6/22/16

**Name of City or Cities**

Central Point

**Date of Election**

November 8, 2016

**Final Ballot Title** The following is the final ballot title of the measure to be submitted to the city's voters. The ballot title notice has been published and the ballot title challenge process has been completed.

**Caption** 10 words which reasonably identifies the subject of the measure.

Prohibits Certain Medical Marijuana Registrants in City of Central Point.

**Question** 20 words which plainly phrases the chief purpose of the measure.

SHALL CITY OF CENTRAL POINT PROHIBIT MEDICAL MARIJUANA PROCESSORS AND MEDICAL MARIJUANA DISPENSARIES IN CITY LIMITS

**Summary** 175 words which concisely and impartially summarizes the measure and its major effect.

State law allows operation of registered medical marijuana processors and registered medical marijuana dispensaries. State law provides that a city council may adopt an ordinance to be referred to the voters to prohibit the establishment of either or both of those registered activities.

Approval of this measure would prohibit the establishment and operation of medical marijuana processors and medical marijuana dispensaries within the area subject to the jurisdiction of the City of Central Point.

If this measure is approved, the city will be ineligible to receive distributions of state marijuana tax revenues and will be unable to impose a local tax or fee on the production, processing or sale of marijuana or any product into which marijuana has been incorporated.

**Explanatory Statement** 500 words that impartially explains the measure and its effect.

If the county is producing a voters' pamphlet an explanatory statement must be drafted and attached to this form for:

→ any measure referred by the city governing body; or

→ any initiative or referendum, if required by local ordinance.

**Explanatory Statement Attached?**

Yes

No

**Authorized City Official** Not required to be notarized.

**Name**

Deanna Casey

**Title**

City Recorder

**Mailing Address**

140 S. 3rd Street, Central Point OR 97502

**Contact Phone**

541-423-1026

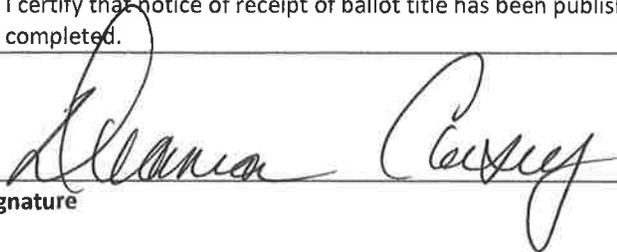
*By signing this document:*

→ I hereby state that I am authorized by the city to submit this Notice of Measure Election; and

→ I certify that notice of receipt of ballot title has been published and the ballot title challenge process for this measure completed.

Signature

Date Signed



6/22/16

# Request for Ballot Title

## Preparation or Publication of Notice

SEL 805

rev 01/16  
OAR 165-014-0005

No later than the **80<sup>th</sup> day before an election**, a governing body that has referred a measure must prepare and file with the local elections official the text of the referral for ballot title preparation or the ballot title for publication of notice of receipt of ballot title. This form may be used to file the text of the referral and request the elections official begin the ballot title drafting process or file a ballot title and request the elections official publish notice of receipt of ballot title.

### Filing Information

**Election Date**

November 8, 2016

**Authorized Official**

Elections Official Deanna Casey

**Contact Phone**

541-423-1026

**Email Address**

deanna.casey@centralpointoregon.gov

### Referral Information

**Title, Number or other Identifier**

Prohibits Certain Medical Marijuana Registrants in the City of Central Point

**This Filing is For**

Drafting of Ballot Title Attach referral text.

Publication of Notice Ballot title below.

### Ballot Title Additional requirements may apply

**Caption** 10 words which reasonably identifies the subject of the measure.

Prohibits Certain Medical Marijuana Registrants in City of Central Point

**Question** 20 words which plainly phrases the chief purpose of the measure.

Shall City of Central Point Prohibit Medical Marijuana Processors and Medical Marijuana Dispensaries in City Limits

**Summary** 175 words which concisely and impartially summarizes the measure and its major effect.

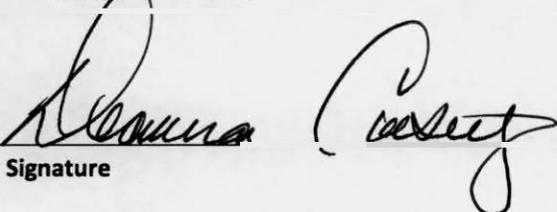
State allows operation of registered medical marijuana processors and registered medical marijuana dispensaries. State law provides that a city council may adopt an ordinance to be referred to the voters to prohibit the establishment of either or both of those registered activities.

Approval of this measure would prohibit the establishment and operation of medical marijuana processors and medical marijuana dispensaries within the area subject to the jurisdiction of the City of Central Point.

If this measure is approved, the City will be ineligible to receive distributions of state marijuana tax revenues and will be unable to impose a local tax or fee on the production, processing or sale of marijuana or any product into which marijuana has been incorporated.

*By signing this document:*

→ I hereby state that I am authorized by the county or city governing body to submit this Request for Ballot Title – Preparation or Publication of Notice.

  
Signature

6/22/16  
Date Signed

**EXHIBIT A**

**BALLOT TITLE:**

**PROHIBITS CERTAIN MEDICAL MARIJUANA REGISTRANTS IN  
CITY OF CENTRAL POINT**

**QUESTION:**

**SHALL CITY OF CENTRAL POINT PROHIBIT MEDICAL MARIJUANA  
PROCESSORS AND MEDICAL MARIJUANA DISPENSARIES IN CITY LIMITS**

**SUMMARY:**

State law allows operation of registered medical marijuana processors and registered medical marijuana dispensaries. State law provides that a city council may adopt an ordinance to be referred to the voters to prohibit the establishment of either or both of those registered activities.

Approval of this measure would prohibit the establishment and operation of medical marijuana processors and medical marijuana dispensaries within the area subject to the jurisdiction of the City of Central Point.

If this measure is approved, the city will be ineligible to receive distributions of state marijuana tax revenues and will be unable to impose a local tax or fee on the production, processing or sale of marijuana or any product into which marijuana has been incorporated.

## EXHIBIT B

### EXPLANATORY STATEMENT

Approval of this measure would prohibit the establishment and operation of certain registered medical marijuana activities within the city.

The Oregon Medical Marijuana Act, as amended by the Legislature in 2015, provides that the Oregon Health Authority will register medical marijuana processors and medical marijuana dispensaries. Medical marijuana processors compound or convert marijuana into concentrates, extracts, edible products, and other products intended for human consumption and use. Medical marijuana dispensaries facilitate the transfer of marijuana and marijuana products between patients, caregivers, processors, and growers.

A city council may adopt an ordinance prohibiting the establishment of any of these entities within the city, but the council must refer the ordinance to the voters at a statewide general election. The City of Central Point city council has adopted an ordinance prohibiting the establishment of registered medical marijuana processors and registered medical marijuana dispensaries within the city and, as a result, has referred this measure to the voters.

If approved, this measure would prohibit registered medical marijuana processors and registered medical marijuana dispensaries within the city. Medical marijuana processors and medical marijuana dispensaries that were registered with the state before the city council adopted the ordinance, and medical marijuana dispensaries that had applied to be registered on or before July 1, 2015, can continue operating in the city even if this measure is approved, if those entities have successfully completed a local land use application process. However, there are currently no such medical marijuana dispensaries within City.

Approval of this measure has revenue impacts. Currently, ten percent of state marijuana tax revenues will be distributed to cities to assist local law enforcement in performing their duties under Measure 91. If approved, this measure would make the city ineligible to receive its share of the ten percent of the distributions of state marijuana tax revenues.

Currently, under the 2015 legislation, a city may impose up to a three percent tax on the sale of marijuana items by a marijuana retailer in the city. However, a city that adopts an ordinance prohibiting the establishment of medical marijuana processors, medical marijuana dispensaries, or recreational marijuana producers, processors, wholesalers, or retailers may not impose a local tax or fee on the production, processing or sale of marijuana or any product into which marijuana has been incorporated. Approval of this measure would therefore prevent the city from imposing a local tax on those activities.