

**PROCEEDINGS
OF THE MEETING BETWEEN THE CITY COUNCIL
& THE PLANNING COMMISSION OF THE CITY OF LOWELL
TUESDAY, JANUARY 22, 2019, 5:30 P.M.**

1. CALL TO ORDER; PLEDGE OF ALLEGIANCE; ROLL CALL.

The Meeting was called to order at 5:30 p.m. by Mayor DeVore and City Clerk Susan Ullery called roll.

Present: Councilmember Chambers, Councilmember Salzwedel, Councilmember Canfield, Councilmember Yankovich and Mayor DeVore.

Absent: None.

Also Present: City Manager Mike Burns, City Clerk Susan Ullery, Police Chief Steve Bukala, Williams and Works Planner Andy Moore, City Attorney Dick Wendt and Attorney Jessica Wood with Dickinson Wright.

Present for the Planning Commission:

Chair Barker, Commissioner Breimayer, Commissioner Cadwallader, Commissioner Chambers, Commissioner Plank, and Commissioner Schrauben.

Absent: Commissioner Ellis.

2. APPROVAL OF THE AGENDA.

IT WAS MOVED BY SALWEDEL and seconded by CHAMBERS to approve the agenda as written.

YES: Councilmember Canfield, Councilmember Chambers, Councilmember Salzwedel, Councilmember Yankovich and Mayor DeVore.

NO: None.

ABSENT: None.

MOTION CARRIED

3. CITIZEN COMMENTS FOR ITEMS NOT ON THE AGENDA.

There was none.

4. REGULATION OF RECREATIONAL MARIHUANA.

City Manager Michael Burns stated we are at the starting point now that the City of Lowell voted to opt in for recreational marihuana. We now know more what we can and cannot do, what the law allows and does not allow. We need to start thinking of zoning requirements, areas where we want to allow the marihuana facilities and how many we want to allow. There are some areas we are thinking about and want to share those with you. Burns then turned it over to Attorney Dick Wendt.

City Attorney Dick Wendt stated there doesn't need to be any decisions made tonight, there is a fair amount of time. LARA State agency has a year as of last November to come up with their own rules and regulations, many of which will have an impact on this community since the City of Lowell opted in. There is a lot to this, so it might be helpful to think of this in two categories. First, Zoning regulations as there are a whole variety of zoning considerations. Second, Regulatory requirements, which may not have anything to do directly with zoning although they do intersect. Defining what a public place is in the

regulatory requirements is important. Attorney Jessica Wood gave several points of advice and explanation where questions were raised.

The Councilmembers and Commissioners had a lengthy discussion and referenced Andy Moore with William & Work's memorandum on Recreational Marihuana Planning/Zoning Considerations. Moore presented the Zoning Map and explained what are eligible properties for marihuana facilities. It was a general consensus by the City Council and the Commissioners to adopt both a Zoning Ordinance and a Regulatory Ordinance that the Attorney will draft and bring back along with a more detailed map of where Recreational Facilities will be restricted. Andy Moore with Williams & Works will draft the map. Next Planning Commission meeting will be held February 11, 2019 at 7:00.

5. **ADJOURNMENT.**

IT WAS MOVED BY SALZWEDEL and seconded by YANKOVICH to adjourn the meeting at 6:54 p.m.

YES: 5

NO: None

Absent: None.

MOTION CARRIED.

DATE:

APPROVED:

Mike DeVore, Mayor

Susan Ullery, City Clerk