

City of Palmer, Alaska
Special City Council Meeting
August 12, 2020, at 6:00 PM
City Council Chambers
231 W. Evergreen Avenue, Palmer
www.palmerak.org

AGENDA

A. CALL TO ORDER

B. ROLL CALL

C. PLEDGE OF ALLEGIANCE

D. APPROVAL OF AGENDA

E. AUDIENCE PARTICIPATION

F. PUBLIC HEARING

- 1. **Ordinance No. 20-008:** Repealing Palmer Municipal Code Chapter 5.32 Marijuana Businesses, Prohibiting the Operation of Marijuana Cultivation Facilities, Marijuana Manufacturing Facilities, Marijuana Testing Facilities, and Retail Marijuana Stores Pursuant to AS 17.38.110 Local Control, but Not Restricting Industrial Hemp as Defined Herein.....Page 3

G. RECORD OF ITEMS PLACED ON THE TABLE

H. COUNCIL MEMBER COMMENTS

I. ADJOURNMENT

**City of Palmer
Ordinance No. 20-008**

Subject: Repealing Palmer Municipal Code Chapter 5.32 Marijuana Businesses, Prohibiting the Operation of Marijuana Cultivation Facilities, Marijuana Manufacturing Facilities, Marijuana Testing Facilities, and Retail Marijuana Stores Pursuant to AS 17.38.110 Local Control, but Not Restricting Industrial Hemp as Defined Herein

Agenda of: August 11, 2020 – Introduction
August 12, 2020 – Public Hearing

Council Action: **Adopted** **Amended:** _____
 Defeated




Originator Information:

Originator: Council Member Valerius and Council Member S. Combs

Department Review:

Route to:	Department Director:	Signature:	Date:
_____	Community Development	_____	_____
_____	Finance	_____	_____
_____	Fire	_____	_____
_____	Police	_____	_____
_____	Public Works	_____	_____

Approved for Presentation By:

	Signature:	Remarks:
City Manager		_____
City Attorney		_____
City Clerk		_____

Certification of Funds:

Total amount of funds listed in this legislation: \$ _____

This legislation (√):

- Creates revenue in the amount of: \$ _____
- Creates expenditure in the amount of: \$ _____
- Creates a saving in the amount of: \$ _____
- Has no fiscal impact

Funds are (√):

- Budgeted Line item(s): _____
- Not budgeted _____

Director of Finance Signature: _____

Attachment(s):

- Ordinance No. 20-008

Summary Statement/Background:

As the Council has received a Referendum Ordinance on this topic that will be placed on the 2020 ballot, it is prudent of the City Council to be proactive on repealing PMC 5.32. When marijuana businesses were initially prohibited within City Limits, the marijuana industry was new to Alaska and there were many uncertainties. Years have passed and it is evident that this industry has adapted to normal, everyday life without causing disruption. It has also created large, additional tax income to the areas that allow marijuana business. In these uncertain times, it is imperative that the City of Palmer find additional revenue streams. Allowing marijuana businesses within City limits would be beneficial for economic growth, along with adding jobs to our community.

If passed, the City Council could work together with Planning & Zoning to create a plan moving forward – this could consist of limiting the zones in which these businesses could establish. Further discussion by the Council could formulate success for this industry and the City in the future.

LEGISLATIVE HISTORY

Introduced by: Council Members Valerius and S. Combs
Date: August 11, 2020
Public Hearing: August 12, 2020
Action:
Vote:

Yes:	No:

CITY OF PALMER, ALASKA
Ordinance No. 20-008

An Ordinance of the Palmer City Council Repealing Palmer Municipal Code Chapter 5.32 Marijuana Businesses, Prohibiting the Operation of Marijuana Cultivation Facilities, Marijuana Manufacturing Facilities, Marijuana Testing Facilities, and Retail Marijuana Stores Pursuant to AS 17.38.110 Local Control, but Not Restricting Industrial Hemp as Defined Herein

THE CITY OF PALMER, ALASKA, ORDAINS:

Section 1. Classification. This ordinance shall be permanent in nature and shall be incorporated into the Palmer Municipal Code.

Section 2. Severability. If any provisions of this ordinance or application thereof to any person or circumstances are held invalid, the remainder of this ordinance and the application to the other persons or circumstances shall not be affected thereby.

Section 3. Palmer Municipal Code is hereby amended to read as follows (new language is underlined and deleted language is stricken):

~~5.32.020 — Marijuana businesses prohibited:~~

~~A. Marijuana businesses are prohibited.~~

~~B. The prohibition contained in subsection (A) of this section shall not apply to or restrict any business, act, or commerce relating to the growing or processing of industrial hemp otherwise authorized by state or federal law, whether authorized by AS 17.38 or any other provision of state or federal law; nor shall the prohibition contained in subsection (A) of this section preclude issuance of a license or registration required for industrial hemp-related business or commerce to a qualified person or entity.~~

Section 4. Effective Date. Ordinance No. 20-008 shall take effect upon adoption by the city of Palmer City Council.

Passed and approved this ____ day of _____, 2020.

Edna B. DeVries, Mayor

Norma I. Alley, MMC, City Clerk