

CITY OF MONROE
RESOLUTION NO. 003/2017

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MONROE, WASHINGTON, AUTHORIZING AND DIRECTING THE MAYOR TO NOTIFY THE WASHINGTON STATE LIQUOR AND CANNABIS BOARD OF THE CITY'S OPPOSITION TO THE ISSUANCE OF PROPOSED MARIJUANA LICENSE NO. 422328-7A, AND TO REQUEST AN ADJUDICATIVE HEARING BEFORE ANY FINAL ACTION ON SAID LICENSE APPLICATION IS TAKEN

WHEREAS, on or about January 9, 2017, the City received notification from the Washington State Liquor and Cannabis Board (WSLCB) that an application had been filed seeking a state license to operate a marijuana retailer business at 14697 Chain Lake Road, Suite A in Monroe; and

WHEREAS, on April 21, 2015, the City adopted Ordinance No. 004/2015, establishing a zoning regulation prohibiting the establishment of marijuana-related uses, including but not limited to marijuana retailers, in every zoning district of the City, and said prohibition is now codified at Chapter 18.70 MMC; and

WHEREAS, Chapter 5.02 MMC prohibits the issuance of a City business license for any business activity that is noncompliant with federal law; and

WHEREAS, the retail sale of marijuana is in violation of the federal Controlled Substances Act, and accordingly could not be licensed under Chapter 5.02 MMC; and

WHEREAS, the retail sale of marijuana at the location specified in the above-referenced WSLCB license application would create numerous negative secondary community impacts, would subvert and contradict the City's community vision and economic development strategy for the underlying North Kelsey Area, and would not be in the best interests of the public welfare, health and safety; and

WHEREAS, in accordance with RCW 69.50.331, the City Council desires to formally object to issuance of the proposed license and to request an adjudicative hearing before the WSLCB takes final action on the license application.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF MONROE, WASHINGTON, HEREBY RESOLVES AS FOLLOWS:

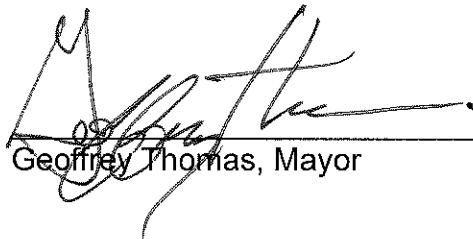
Section 1. Findings. The above recitals, together with the content of Agenda Bill No. 17-014, are hereby adopted by the City Council as findings in support of this resolution.

Section 2. Objection to Retail Marijuana License Application. In accordance with RCW 69.50.331(7) and WAC 314-55-160, the City Council hereby opposes issuance of WSLCB marijuana retailer license No. 422328-7A and requests an adjudicative hearing before final action is taken on the subject application. Consistent with this resolution, the Mayor is hereby authorized and directed to: (i) work with the Police Chief to investigate further potential grounds upon which to oppose the subject license; (ii) sign and forward to the WSLCB a letter detailing the City's objections to issuance of the subject license together with any additional information as the Mayor may deem necessary or appropriate; and (iii) at the Mayor's discretion, request from the WSLCB an extension of the time period for submitting written objections.

Section 3. Effective Date. This resolution shall take effect immediately upon passage.

ADOPTED by the City Council of the City of Monroe, at its regular meeting thereof, and APPROVED by the Mayor this 17th day of January, 2017.

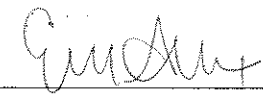
CITY OF MONROE, WASHINGTON



Geoffrey Thomas, Mayor

(SEAL)

ATTEST:



Elizabeth M. Smoot, MMC, City Clerk