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AUG 22 2016

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REGISTRAR OF VOTERS

CITY ATTORNEY IMPARTIAL ANALYSIS

San Bernardino Medical Cannabis Restrictions and Limitations Act

Proponent: Katharine Redmon

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This measure is an initiative that would regulate medical marijuana businesses in the City of San Bernardino. This measure was proposed by citizens' petition. Two other measures were placed on the ballot, one also by citizens' petition, the other by the Mayor and Common Council as a proposition.

This ballot measure would regulate medical marijuana businesses by establishing a regulatory permit process. The ballot measure would establish a registration system and would require the City to grant permits meeting the requirements of the measure. If there at least twenty applicants, the City will be required to grant at least twenty permits.

The Mayor and Common Council would be authorized to establish fees to cover the cost of implementing the provisions of the ballot measure. The proposition would also establish a tax of five percent (5%) on gross receipts.

Medical Marijuana Businesses would be:

- *Restricted to Commercial zones CG-1 and CR-2 and Industrial zone OIP;
- *Located 600 feet from schools;
- *Located 250 feet from churches;

Dispensaries would be required to be located at least 250 feet from any other dispensary.

Medical marijuana businesses would be required to follow operating standards, including:

- *Having at least one security guard on-site;
- *Must not sell alcohol products;
- *All employees must go through mandatory training;
- *Delivery would be permitted;
- *Must only operate between 9:00 a.m. and 11 p.m.

If this initiative measure and either or both the competing Council measure and other initiative measure are approved by a majority of the voters, only the measure that receives the most votes will become effective.

Furthermore, if this measure is approved, the Council would be not authorized to amend or repeal the measure without voter approval.

This measure must be approved by a majority of the voters and must receive a higher number of votes than the competing measures. A “yes” vote is a vote in favor of adopting the voter initiative to regulate medical marijuana businesses. A “no” vote is a vote against permitting and regulating medical marijuana businesses in the City of San Bernardino.

/s/ Gary D. Saenz, City Attorney