

ORDINANCE NO. _____

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA BARBARA AMENDING THE MUNICIPAL CODE TO ESTABLISH REVISED REGULATIONS FOR THOSE STOREFRONT MEDICAL MARIJUANA DISPENSARIES PERMITTED UNDER CITY ORDINANCE NO. 5449 AS ADOPTED ON MARCH 25, 2008.

THE COUNCIL OF THE CITY OF SANTA BARBARA DOES ORDAIN AS FOLLOWS:

SECTION ONE. Dispensaries Permitted Under City Ordinance No. 5449. Notwithstanding Section Two of City Ordinance No. 5526, as adopted on June 29, 2010 and Santa Barbara Municipal Code section 28.80.050, those dispensaries which are being operated in a manner consistent with state law and which were permitted by the City under City Ordinance No. 5449 (as adopted by the City Council on March 25, 2008) may, despite a non-conforming location, remain as a legal non-conforming use at such permitted locations for a period of four (4) years after the effective date of City Ordinance No. 5526 provided that:

1. the day-to-day operation of the non-conforming dispensary is consistent with dispensary operational requirements of Chapter 28.80, as such requirements were enacted by City Ordinance No. 5526, and;
2. the operation of the non-conforming dispensary is not discontinued for a period of time in excess of thirty (30) consecutive days.

SECTION TWO. Those provisions of Santa Barbara Municipal Code Chapter 28.80 not inconsistent with this ordinance shall remain in full force and effect with respect to the storefront dispensaries permitted by Santa Barbara Municipal Chapter 28.80 (as presently codified) by City Ordinance No. 5526.