

**Land Use Amendments
Florence City Code Title 10**

FCC 10-1-4

Florence City Code Title 10, Chapter 1, Section 4 is amended to insert the following definitions, in alphabetical order:

MEDICAL MARIJUANA FACILITY	A medical marijuana dispensary business required to register with the Oregon Health Authority under ORS 475.314.
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FCC 10-4-12

Florence City Code Title 10, Chapter 4, Section 12 is amended to add a new subsection I as follows:

FCC 10-4-12-I Medical Marijuana Facilities

1. A medical marijuana facility use is only permitted conditionally. Where the medical marijuana facility use is not listed among the uses permitted conditionally in a particular zoning district, the medical marijuana facility use is not permitted in that zoning district.
2. Prior to submitting an application for a medical marijuana facility conditionally permitted use, the applicant shall attend a pre-development meeting with Community Development staff. In addition, prior to submitting the conditional use permit, the applicant shall submit a zone verification request for the development site to determine whether the proposed development site complies with the necessary setback requirements for a medical marijuana facilities use.
3. A medical marijuana facility must be separated from the following by a minimum of the listed distance:
 - a. 175 feet from residential zones.
 - b. 200 feet from Highway 126
 - c. 200 feet from intersection of Highway 101 and 126
 - d. 500 feet from Siuslaw Bridge
 - e. 500 feet from public libraries.
 - f. 400 feet from public parks.
 - g. 500 feet from child care facilities licensed by the Oregon Department of Education (registered family child care homes, certified family child care homes, and certified child care centers).
 - h. 1000 feet from public or private elementary, secondary or career school attended primarily by minors.

Distance is measured in a straight line between the two closest points on the boundary lines of the lots where the uses are located. The distance limitations are based upon the uses surrounding the proposed medical marijuana facility location at the time the facility's conditional use application is deemed complete.

4. A medical marijuana facility shall:
 - a. Not be a home occupation.
 - b. Not locate in a building that also contains a dwelling.
 - c. Only locate in a permanent building and shall not locate in a temporary or movable structure, such as a trailer, cargo container or motor vehicle.
 - d. Locate in a separate, detached structure. The facility shall not co-locate in a structure that also contains another use.
 - e. Not have a drive-up window or walk-up window.
 - f. Provide exterior lighting after sunset during business hours to light the public entrance to the facility. The lighting shall be positioned so as to not negatively impact the picture quality of any video surveillance system used by the facility.
 - g. Provide overhead lighting after sunset during business hours for any on-site parking area.
 - h. Have only one public entrance and the single public entrance shall face a public street.
5. A medical marijuana facility must have a current and active registration to conduct business as a facility from the Oregon Health Authority and must have a current City business license.

FCC 10-15-3 Commercial District

Florence City Code Title 10, Chapter 15, Section 3 is amended to insert the following conditionally permitted use to the existing list of conditionally permitted uses:

Medical marijuana facility.

FCC 10-16-3 Highway District

Florence City Code Title 10, Chapter 16, Section 3 is amended to add a new subsection F to the list of conditionally permitted uses, as follows:

F. Medical marijuana facility.

FCC 10-25-3 Professional Office/Institutional Zoning District

Florence City Code Title 10, Chapter 25, Section 3 is amended to add a new subsection 6 to the list of conditionally permitted uses that are not required to contain a residential component, as follows:

6. Medical marijuana facility.

FCC 10-27-3 Mainstreet District

Florence City Code Title 10, Chapter 27, Section 3 is amended to add a new subsection M to the list of conditionally permitted uses, as follows:

- M. Medical marijuana facility.

FCC 10-30-3 North Commercial District

Florence City Code Title 10, Chapter 30, Section 3 is amended to insert, in alphabetical order, the following conditionally permitted use to the existing list of conditionally permitted uses:

- Medical marijuana facility.