

## Land Use Planning Division

November 30, 2015

**To:** Adam Barber, Senior Land Use Planner

**From:** Rithy Khut, Land Use Planner

**Re:** **Summary of Oregon Liquor Control Commission rules that relate to Multnomah County's zoning code**

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### SUMMARY

The document provides a brief summary of Oregon Liquor Control Commission rules that relate to land use requirements in Multnomah County's Zoning Code.

***Note: House Bill 3400, Section 33: Land Use allows local jurisdictions to apply "reasonable regulations" on producers, processors, wholesalers and retailers.***

#### Location and Siting Standards

- Retail
  - Cannot be located within 1,000 feet a public elementary or secondary school or a private or parochial elementary or secondary school
  - Cannot be located in an area that is zoned exclusively for residential use
- Processing
  - Cannot be located in an area that is zoned exclusively for residential use

#### Building Standards

- Retail
  - Must be enclosed on all sides by permanent walls and doors
- Processing
  - Must be enclosed on all sides by permanent walls and doors
- Wholesale
  - Must be enclosed on all sides by permanent walls and doors
- Production
  - Must effectively prevent public access and obscure from public view all areas of marijuana production
  - "Indoor Production" means producing marijuana in any manner utilizing artificial lighting on mature marijuana plants
    - Must fully enclose indoor production on all sides so that no aspect of the production area is visible from the exterior
  - Outdoor Production means producing marijuana in an expanse of open or cleared ground; or in a greenhouse, hoop house or similar non-rigid structure that does not utilize any artificial lighting on mature marijuana plants
    - Must erect a solid wall or fence on all exposed sides of an outdoor production area that is at least eight (8) feet high

#### Time Standards

- Retail
  - Can only sell to consumers between the hours of 7:00 a.m. and 10 p.m. local time

### Other Standards

- Production
  - Water Right
    - Must show a water right permit or certificate number
- All (Retail, Process, Wholesale, Production)
  - Video Surveillance
    - Must have within 15 feet outside of all points of entry and exit
  - Lighting
    - None
  - Odor
    - None
  - Signage
    - Minimum 12" x 12" signs posted at areas of ingress or egress

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