



City of Missoula, Montana
Item to be Referred to City Council Committee

Committee: Land Use and Planning

Item: Marijuana Land Use Regulation Revision White Paper

Date: September 8, 2021

Sponsor(s): Spencer Starke

Prepared by: Community Development Planning & Innovation

Ward(s) Affected:

<input type="checkbox"/> Ward 1	<input type="checkbox"/> Ward 4
<input type="checkbox"/> Ward 2	<input type="checkbox"/> Ward 5
<input type="checkbox"/> Ward 3	<input type="checkbox"/> Ward 6
<input checked="" type="checkbox"/> All Wards	<input type="checkbox"/> N/A

Action Required:

Direct Community Development Planning and Innovation to prepare an ordinance amending Title 20, the City of Missoula’s Zoning Code, in alignment with the presented “HB-701 (MCA 16.13) WHITE PAPER” and set public hearing process with a November 1, 2021, public hearing at Planning Board, and November 15, 2021, public hearing at City Council.

Timeline and Recommended Motions:

Referral to Land Use Planning committee: September 13, 2021
 Land Use Planning Committee discussion: September 15, 2021
 Council sets public hearing: September 20, 2021

Recommended Motion: Direct Community Development Planning and Innovation to prepare an ordinance amending Title 20, the City of Missoula’s Zoning Code, in alignment with the presented “HB-701 (MCA 16.13) WHITE PAPER” and set public hearing process with a November 1, 2021, public hearing at Planning Board, and November 15, 2021, public hearing at City Council.

Public Hearing: November 15, 2021
 Deadline: [Click or tap here to enter text.](#)

Background:

The recent state legislation, House Bill 701 and MCA 16.13, legalized the cultivation, transport, retail, and possession of adult-use marijuana and marijuana products. The Montana State Department of Revenue will begin accepting applications from existing businesses licensed for medical marijuana to convert to adult-use marijuana business licensure on January 1, 2022. In anticipation of this date, this white paper informs proposed amendments to the City of Missoula Title 20 Zoning Ordinance. New adult-use marijuana business licenses will not be available from the state until July 1, 2023. This white paper examines the history of legalization, the impacts of marijuana related uses on the public health, welfare, and safety, and recommendations for local land use regulations to facilitate the safe implementation of the newly adopted Montana State Legislation legalizing adult use marijuana. Staff recommend that the proposed regulation revisions be applied to both medical marijuana and adult-use marijuana.