

ORDINANCE NO.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIVERSIDE, CALIFORNIA, AMENDING CHAPTER 5.77 OF THE RIVERSIDE MUNICIPAL CODE REGARDING CANNABIS TESTING LABORATORIES.

The City Council of the City of Riverside does ordain as follows:

Section 1: Chapter 5.77.150 of the Riverside Municipal Code is hereby repealed in its entirety and replaced with the following:

5.77.150 Delivery.

Only those persons or entities licensed by the state for delivery of marijuana may deliver to testing laboratories.

Section 2: Chapters 5.77.160 and 5.77.170 are hereby added to the Riverside Municipal Code as follows:

5.77.160 Public Nuisance.

Any use or condition caused, or permitted to exist in violation of this Chapter, and each and every violation of the provisions of this Chapter shall be and are hereby declared to be deemed unlawful and a public nuisance and may be summarily abated by the City.

5.77.170 Penalties.

In addition to any other enforcement permitted by State law, a civil action for injunctive relief and civil penalties pursuant to Chapter 1.17 of this Code may be brought against any person or entity that violates this Chapter. In any civil action brought pursuant to this Chapter, a court of competent jurisdiction may award reasonable attorney's fees and costs to the prevailing party.

Section 3: The City hereby finds that this ordinance is not subject to review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines sections 15060, subdivision (c)(2) (the activity will not result in a direct or reasonably foreseeable indirect physical change in the environment) and 15061, subdivision (b)(3) (there is no possibility the activity in question may have a significant effect on the environment). In addition to the foregoing general exemptions, the City Council further finds that this ordinance is categorically exempt from review under CEQA under the Class 8 Categorical Exemption (regulatory activity to assure the protection of the environment), CEQA Guidelines section 15308.

1 ADOPTED by the City Council this _____ day of _____, 2018.

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Mayor of the City of Riverside

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Attest:

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City Clerk of the City of Riverside

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I, Colleen J. Nicol, City Clerk of the City of Riverside, California, hereby certify that the foregoing ordinance was duly and regularly introduced and adopted at a meeting of the City Council on the _____ day of _____, 2018, by the following vote, to wit:

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Ayes:

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Noes:

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Absent:

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Abstain:

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IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City of Riverside, California, this _____ day of _____, 2018.

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City Clerk of the City of Riverside

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18-0636 KJS 05/01/18