

Submitted by: Assembly Member Demboski
Assembly Chair Traini
Assembly Member Hall
Reviewed by: Office of the Ombudsman
Prepared by: Assembly Counsel
For reading: February 23, 2016

**ANCHORAGE, ALASKA
AO NO. 2016-27**

AN ORDINANCE OF THE ANCHORAGE MUNICIPAL ASSEMBLY AMENDING ANCHORAGE MUNICIPAL CODE CHAPTER 2.40 TO PROVIDE FOR NEIGHBORHOOD RESPONSIBILITY PLANNING FOR MARIJUANA ESTABLISHMENTS.

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2 THE ANCHORAGE ASSEMBLY ORDAINS:
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4 **Section 1.** Anchorage Municipal Code section 2.40.050 is hereby amended to read as
5 follows (*language indicating no amendment is included for context only and other subsections*
6 *not affected are not set out*):
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8 **2.40.050 - Functions.**

9 Community councils shall have the following advisory functions:
10 *** **

11 E. Receive and review notices to community councils from municipal departments
12 including notice under:

- 13
14 1. Section 2.30.120.C. (alcohol beverage control board license
15 applications);
16
17 2. Section 10.55.030 (permits for teen nightclubs and cultural performance
18 venues);
19
20 3. Section 21.03.020.H. (land use proposals);
21
22 4. Section 24.35.020 (national security road closures);
23
24 5. Section 25.30.025.E. (disposal of municipal land requiring voter
25 approval);
26
27 6. AMC chapter 10.80 or AMC title 21 (new code) for marijuana
28 establishment license or land use.

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30 7 [6]. Other code provisions deemed appropriate by a municipal department.
31 *** **

32 (GAAB 5.75.040; AO No. 2014-3(S), § 1, 2-11-14)
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35 **Section 2.** Anchorage Municipal Code section 2.40.060 is hereby amended to read as
36 follows (*subsections not affected are not set out*):
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1 **2.40.060 - Municipal responsibilities to community councils.**
2

3 *** *** ***
4 B. On and after January 1, 2014, land use notice to community councils shall meet
5 or exceed the requirements for community council notice specified in municipal
6 code 21.03.020.H and summarized in Table 21.03-1. Additional community
7 engagement shall include:
8

9 1. Neighborhood responsibility planning for marijuana establishments.
10 Assembly issuance of special land use permits for marijuana
11 establishments under AMC title 21 and the related licensing and
12 regulation of marijuana establishments under AMC chapter 10.80 require
13 engagement by the community council. To assist with neighborhood
14 engagement, these guidelines provide community councils and
15 marijuana establishments assistance in fostering a mutually beneficial
16 relationship for the community. As soon as practicable, applicants
17 intending to locate a State of Alaska licensed marijuana establishment
18 within a community council district, and the duly authorized
19 representative(s) of the community council will engage in neighborhood
20 responsibility planning, and endeavor to:
21

22 a. Establish a point of contact for each licensed marijuana
23 establishments, with the name and contact information, including
24 an after-hours contact for community alerts and assistance.
25

26 b. Establish the community council's preferred method of
27 communication, including a designated point of contact, and
28 contact information.
29

30 c. Develop a schedule of mutual engagement and outreach to the
31 community council and immediate residents and property owners
32 (within 1000 feet of the establishment), to be not less than
33 annually, to touch base and mitigate any potential issues.
34

35 d. Develop a resolution process which outlines how problems and
36 issues of mutual concern will be brought forward and addressed
37 by the marijuana establishment, community council, residents,
38 and/or other businesses.
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40 e. Identify and designate two individuals authorized to speak on
41 behalf of the licensed marijuana establishment at community
42 council meetings.

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- f. Encourage community council member participation by the licensed marijuana establishment and identify the preferred months for the licensed marijuana business to attend by representative.
- g. Address other matters of concern identified by either the applicant or the council.
- h. Develop a memorandum of understanding, to include all items discussed, the detail on items concluded, the plan for any items still in progress, and the schedule for periodic review and update of the memorandum of understanding.

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(GAAB 5.75.050; AO No. 2003-75, § 3, 7-22-03; AO No. 2014-3(S), § 1, 2-11-14)

Section 3. This ordinance shall become effective immediately upon passage and approval by the Assembly.

PASSED AND APPROVED by the Anchorage Assembly this _____ day of _____, 2016.

Chair of the Assembly

ATTEST:

Municipal Clerk