

AN ORDINANCE OF THE CITY COUNCIL OF THE
CITY OF LONG BEACH AMENDING THE LONG BEACH
MUNICIPAL CODE BY AMENDING SECTIONS 5.90.200
AND 5.92.915, ALL RELATING TO THE HOURS OF
OPERATION FOR MEDICAL AND ADULT-USE
MARIJUANA DISPENSARIES

WHEREAS, on September 8, 2020, following a recommendation from the
Budget Oversight Committee (BOC), the Long Beach City Council requested the City
Attorney to draft an Ordinance amending Long Beach Municipal Code Chapter 5.90
("Medical Marijuana Businesses") and Chapter 5.92 ("Adult-Use Cannabis Businesses")
in order to extend the hours of operation for both medical and adult-use cannabis
operations in the City;

NOW, THEREFORE, the City Council of the City of Long Beach ordains as
follows:

Section 1. Section 5.90.200 of the Long Beach Municipal Code is
amended to read as follows:

5.90.200 Prohibited activity.

It shall be unlawful for any person to cause, permit or engage in the
cultivation, possession, distribution, exchange or giving away of Marijuana for
medical or non-medical purposes except as provided in this Chapter. It shall
be unlawful for any person to cause, permit or engage in any activity related
to Medical Marijuana except as provided in this Chapter and pursuant to all
other applicable local and state law. It shall be unlawful for any person to
knowingly make any false, misleading or inaccurate state mentor

1 representation in any form, record, filing or documentation required to be
2 maintained, filed or provided to the City of Long Beach under this Chapter.
3 No Medical Marijuana Dispensary shall be open to or provide Medical
4 Marijuana to qualified patients or employees between the hours of 10:00 p.m.
5 and 9:00 a.m. The City Council may increase these hours of operation but
6 may not decrease them. No person under the age of eighteen(18) shall be
7 allowed on the Property, unless that minor is a Qualified Patient and is
8 accompanied by his or her licensed Attending Physician, parent(s) or
9 documented legal guardian. No Medical Marijuana Dispensary, Management
10 Employee or employee shall cause or permit the sale, dispensing, or
11 consumption of alcoholic beverages on the Property or in the parking area of
12 the property. No dried Medical Marijuana shall be stored at the property in
13 structures that are not completely enclosed, in an unlocked vault or safe, in
14 any other unsecured storage structure, or in a safe or vault that is not bolted
15 to the floor of the property. Medical Marijuana may not be inhaled, smoked,
16 eaten, ingested, or otherwise consumed on the Property, or in the parking
17 areas of the Property or in those areas restricted under the provisions of
18 Health and Safety Code § 11362.79.

19
20 Section 2. Section 5.92.915 of the Long Beach Municipal Code is
21 amended to read as follows:

22 5.92.915 Hours of operation.

23 Dispensaries may only be open to the public between the hours of 8:00
24 a.m. to 10:00 p.m. up to seven (7) days per week. All deliveries of cannabis
25 goods to customers by a Dispensary shall be completed by 10:00 p.m.
26

27 Section 3. The City Clerk shall certify to the passage of this ordinance by
28 the City Council and cause it to be posted in three (3) conspicuous places in the City of

1 Long Beach, and it shall take effect on the thirty-first (31st) day after it is approved by the
2 Mayor.

3
4 I hereby certify that the foregoing ordinance was adopted by the City
5 Council of the City of Long Beach at its meeting of _____, 2020,
6 by the following vote:

7
8 Ayes: Councilmembers: _____

9 _____

10 _____

11 _____

12 Noes: Councilmembers: _____

13 _____

14 Absent: Councilmembers: _____

15 _____

16 Recusal(s): Councilmembers: _____

17 _____

18 _____

19 _____
City Clerk

20
21
22 Approved: _____
(Date)

23 _____
Mayor