



City of Long Beach

Working Together to Serve

Office of the City Attorney

Memorandum

DATE: February 2, 2010

To: Mayor and Members of the City Council

FROM: Robert E. Shannon, City Attorney

SUBJECT: Addendum to Item #30 - Medical Marijuana Ordinance

After further consultation with Long Beach Police officials, the City Attorney's Office and the Police Department recommend the following additions to the Medical Marijuana Ordinance.

These proposed conditions address the issue of patient safety and the need to ensure that Medical Marijuana cultivated by the Collective is the sole product provided to members. In this regard, independent laboratory testing is essential.

Further, the proposed conditions will limit illegal Medical Marijuana commercialization and sale as well as prevent the introduction of marijuana into a Collective by criminal means.

1. Every Medical Marijuana Collective shall maintain, on-site at the Property, cultivation records, signed under penalty of perjury by each Management Member, identifying the location within the City of Long Beach at which the Medical Marijuana was cultivated, and the total number of said plants cultivated at each location;
2. Samples of Medical Marijuana cultivated by the Collective at each location within the City of Long Beach shall be analyzed by an independent laboratory to ensure it is free of pesticides and other contaminants regulated by local, state or federal regulatory or statutory standards;
3. Any Medical Marijuana from which the representative sample tested positive for a pesticide or other contaminant at a level which exceeds the local, state, or federal regulatory or statutory standards shall be destroyed forthwith; and
4. Any Medical Marijuana provided to Collective members shall be properly labeled in strict compliance with state and local laws.

RES:kdh
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cc: Patrick West, City Manager
Suzanne Frick, Assistant City Manager