

CLARK COUNTY BOARD OF COMMISSIONERS
ZONING / SUBDIVISIONS / LAND USE
AGENDA ITEM

Petitioner: Nancy A. Amundsen, Director, Department of Comprehensive Planning

Recommendation: ORD-21-900020: Conduct a public hearing on an ordinance to add regulations for a Cannabis Distributor in the Clark County Unified Development Code (Title 30), and direct staff accordingly. (For possible action)

FISCAL IMPACT:

None by this action.

BACKGROUND:

In an effort to align cannabis uses with Nevada Revised Statutes requirements, the use of a Cannabis Distributor and associated definition, conditions, and regulations should be added to Title 30.

Staff recommends the Board conduct a public hearing.

[Bracketed] and/or ~~strikethrough~~ material is that portion being deleted or amended
Underlined material is that portion being added

BILL NO. 2-3-21-3

SUMMARY - An Ordinance to amend the Unified Development Code to add Distributor to Cannabis Establishment and make corrections and clarifications as appropriate. (T30-21-900020)

ORDINANCE NO. _____
(of Clark County, Nevada)

AN ORDINANCE TO AMEND THE UNIFIED DEVELOPMENT CODE TITLE 30, CHAPTERS 30.08, 30.44, AND 30.60, SECTION 30.08.030, AND TABLES 30.44-1 AND 30.60-1 TO ADD DISTRIBUTOR TO CANNABIS ESTABLISHMENT AND MAKE CORRECTIONS AND CLARIFICATIONS AS APPROPRIATE; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO.

THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF CLARK, STATE OF NEVADA, DOES
HEREBY ORDAIN AS FOLLOWS:

SECTION 1. Title 30, Chapter 30.08, Section 30.08.030 of the Clark County Code is hereby amended to read as follows:

Cannabis Establishment, Medical or Retail	“Cannabis Establishment, Medical or Retail” means one of the following cannabis related uses as defined and regulated per NRS Chapter 678A:
1.	“Cultivation Facility” shall have the meaning ascribed to “Cannabis Cultivation Facility”.
2.	“Dispensary” shall have the meaning ascribed to a “Medical Cannabis Dispensary”.
3.	“Independent Testing Laboratory” shall have the meaning ascribed to “Cannabis Testing Facility”.
4.	“Production Facility” shall have the meaning ascribed to a “Cannabis Production Facility”.
5.	“Cannabis Retail Store” shall have the meaning ascribed to “Adult-use Cannabis Retail Store”.
6.	“Distributor” shall have the meaning ascribed to “Adult-use Cannabis Distributor”.

SECTION 2. Title 30, Chapter 30.44, Table 30.44-1 of the Clark County Code is hereby amended to read as follows:

Table 30.44-1 Global Use Table

Uses	SLUCM CODE	Residential Districts						Commercial Districts						Manufacturing/Industrial Districts						Manufacturing/Commercial Districts					
		R-U	R-A	RE	R-D	R-1	R-T	R-2	RUD	R-3	R-4	R-5	CRT	C-P	C-1	C-2	M-D	M-1	M-2	O-S	H-2	P-F	RVP	U-V	H-1
Cannabis Establishment, Medical or Retail	<u>6510</u>																								
<i>Distributor</i>																									

Special Use Subject to: (these conditions cannot be waived or varied except as specified below)

1. Must maintain the following minimum separations (Separations shall be measured from the front door of the proposed establishment to the nearest property line of the respective use):
 - A. 1,000 feet from a school.
 - B. 300 feet from a community facility.
2. Shall not be located within the Las Vegas Boulevard Gaming Corridor, or within 1,500 feet of a nonrestricted gaming property as measured from the front door of the proposed establishment to the nearest property line.

NOTE: The applicant shall provide evidence certified by a professional land surveyor licensed in the State of Nevada that demonstrates conformity with the separation requirements.

SECTION 3. Title 30, Chapter 30.60, Table 30.60-1 of the Clark County Code is hereby amended to read as follows:

TABLE 30.60-1 Schedule of Parking Requirements	
USES	Parking spaces required per dwelling unit (unit), square footage (sq. ft.) of gross floor area, or as otherwise listed (":" indicates "per")
TECHNICAL USES	
Cannabis Establishments: <u>Distributor</u> , <u>Independent Testing</u> <u>Laboratory</u> , <u>Cultivation</u> and <u>Production Facilities</u>	1 : employee of the shift with the greatest number of employees

SECTION 4. If any section of this ordinance or portion of thereof is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not invalidate the remaining parts of this ordinance.

SECTION 5. All ordinances, parts of ordinances, chapters, sections, subsections, clauses, phrases or sentences contained in the Clark County Code in conflict herewith are hereby repealed.

SECTION 6. This ordinance shall take effect and be in force from and after its passage and the publication thereof by title only, together with names of the County Commissioners voting for or against its passage, in a newspaper published in and having a general circulation in Clark County, Nevada, at least once a week for a period of two (2) weeks and shall be effective on and from the fifteenth day after passage. A land use application approved prior to the effective date of this ordinance may be developed per the plans approved with the application.

PROPOSED on the _____ day of _____, 2021

INTRODUCED By : _____

PASSED on the _____ day of _____, 2021

VOTE:

AYES: _____

NAYS: _____

ABSTAINING:

ABSENT:

BOARD OF COUNTY COMMISSIONERS
CLARK COUNTY, NEVADA

By _____
MARIYN K. KIRKPATRICK Chair

ATTEST:

LYNN MARIE GOYA, County Clerk

This ordinance shall be in force and effect from and after the _____ day of _____, 2021.