

**RESOLUTION R21-04-08**

**A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF EL MIRAGE, MARICOPA COUNTY, ARIZONA, AMENDING THE ZONING CODE OF EL MIRAGE ARIZONA BY ADOPTING A NEW CHAPTER 154.091 MARIJUANA REGULATIONS TO THE ZONING CODE USAGE VOLUME 2.**

**WHEREAS**, this Resolution has been properly noticed for public hearing pursuant to the requirements of El Mirage Zoning Ordinance and the statutes of the State of Arizona set forth in A.R.S. § 9-462.03, A.R.S. § 9-462.04, and necessary hearings have been completed; and,

**WHEREAS**, the City of El Mirage has no zoning code or standards to regulate recreational marijuana operations; and,

**WHEREAS**, the Planning Commission reviewed and recommended approval on March 9, 2021, of the proposed Zoning Text Amendments, creating a new Chapter 154.091 Marijuana Regulation; and,

**WHEREAS**, the City Council desires to adopt Resolution R21-04-08 on April 6, 2021, to adopt a newly created Chapter 154.091 Marijuana Regulations to the El Mirage, Arizona Zoning Code: Land Usage Volume 2; and,

**WHEREAS**, the city seeks to protect and enhance public health, safety, and welfare by establishing a zoning code and standards to regulate marijuana operations as defined by the Arizona State Department of Health Service;

**NOW, THEREFORE**, be it resolved, by the Mayor and Council of the City of El Mirage, Arizona, as follows:

Section 1. That the Zoning Code of El Mirage, Arizona Zoning Code: Land Usage Volume 2, is hereby amended by adding a new Chapter §154.091 Marijuana Regulations which is newly adopted and removing a definition in Chapter §154.020 Definition of Terms (B), and made part of this Resolution as set forth in the attached Exhibit A; and,

Section 2 That the Zoning Code of El Mirage, Arizona Zoning Code: Land Usage Volume 2, is hereby amended by revising Chapter 154.052 Permitted Uses By Zone which is revised and made part of this Resolution as set forth in the attached Exhibit B.

**PASSED AND ADOPTED** this 6th day of April 2021.

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Alexis A. Hermosillo, Mayor

ATTEST:

APPROVED AS TO FORM:

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Sharon Antes, City Clerk

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Justin Pierce, City Attorney