



# *Ordinance*

OFFICE OF THE  
MAYOR  
CITY OF SAN LUIS

**No. 410**

**AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF THE CITY OF SAN LUIS, ARIZONA AMENDING THE SAN LUIS CITY CODE SECTION 152.225 REGARDING MEDICAL MARIJUANA AND MARIJUANA ESTABLISHMENT USES BY AMENDING SUBSECTIONS 152.225(G) AND 152.225(H); REPEALING ANY CONFLICTING PROVISIONS; AND PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.**

**WHEREAS**, the City of San Luis ("City") seeks to protect public health, safety, and welfare by enacting reasonable regulations;

**NOW, THEREFORE, BE IT ORDAINED** by the Mayor and City Council of the City of San Luis, Arizona, as follows:

**Section 1.** Subsections 152.225(G) and 152.225(H) of the City Code regarding medical marijuana and marijuana establishment uses are hereby amended to read as follows:

(G) Marijuana establishments and dual licensees who operate both a nonprofit medical marijuana dispensary and marijuana establishment cooperatively in a shared location shall comply with all of the provisions of §§152.225 (A) through (F) and such provisions shall specifically apply to marijuana establishments and/or dual licensees as they do to medical marijuana dispensaries.

(H) Any cultivation by a marijuana establishment shall be in compliance with §§152.225(D) and (E). Any cultivation not associated with a marijuana establishment or with a medical marijuana dispensary is prohibited, and only one offsite cultivation location shall be permitted for each medical marijuana dispensary or marijuana establishment with which it is associated.

**Section 2.** Providing for Repeal of Conflicting Ordinances.

All ordinances and parts of ordinances in conflict with the provisions of this ordinance or any part of the Code adopted herein by reference are hereby repealed.

**Section 3.** Providing for Severability.

If any section, subsection, sentence, clause, phrase or portion of this ordinance or any part of the Code adopted herein by reference, is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions thereof.

**Section 4.** Declaring an Emergency

Whereas the Arizona Department of Health Services (“ADHS”) will accept early applications at the latest on March 9, 2021, for Marijuana Establishment Licenses from applicant entities seeking to operate in a county with fewer than two registered Nonprofit Medical Marijuana Dispensaries; without declaring an emergency, this ordinance will become effective on March 12, 2021; it is necessary for the preservation of the peace, health and safety of the City of San Luis, Arizona, an emergency is declared to exist. This ordinance shall become immediately operative and in force from and after the date of the posting of this ordinance.

**PASSED, ADOPTED and APPROVED** by the Mayor and City Council of the City of San Luis, Yuma County, Arizona this \_\_\_\_day of February 2021

\_\_\_\_\_  
Gerardo Sanchez, Mayor

**ATTEST:**

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Sonia Cornelio, City Clerk

\_\_\_\_\_  
Kay Marion Macuil, City Attorney