

CITY OF FIFE, WASHINGTON

ORDINANCE NO. 1765

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FIFE, PIERCE COUNTY, WASHINGTON, EXTENDING EXISTING MORATORIUM ON MEDICAL MARIJUANA COLLECTIVE GARDENS, SETTING A PUBLIC HEARING, AND DECLARING THIS ORDINANCE A PUBLIC EMERGENCY ORDINANCE AND THUS EFFECTIVE IMMEDIATELY**

WHEREAS, on August 9, 2011, the City Council passed Emergency Ordinance 1750, enacting a 6 month moratorium on medical marijuana collective gardens; and

WHEREAS, that moratorium is set to expire on January, 26 2012; and

WHEREAS, RCW 35A.63.220 and RCW 36.70A.390 authorize the City to adopt moratoria; and

WHEREAS, the City needs more time to finish analyzing the potential impacts of medical marijuana collective gardens and develop appropriate zoning regulations; and

WHEREAS, the extending of a moratorium on medical marijuana collective gardens is necessary to protect the public health, safety or welfare and is a legitimate exercise of the City's police power; and

WHEREAS, a public hearing was held on January 24, 2012; and

WHEREAS, the immediate enactment of a moratorium on collective gardens is necessary to protect the public health, safety or welfare and is a legitimate exercise of the City's police power; now therefore,

THE CITY COUNCIL OF THE CITY OF FIFE, PIERCE COUNTY, WASHINGTON DO ORDAIN AS FOLLOWS:

Section 1. The moratorium on medical marijuana collective gardens, passed as Emergency Ordinance 1750 on August 9, 2011, is hereby extended until July 24, 2012.

Section 2. Medical marijuana collective gardens continue to be designated as prohibited uses in the City of Fife.

EMERGENCY ORDINANCE

Section 3. Each and every provision of this Ordinance shall be deemed severable. If any provision of this Ordinance should be deemed to be unconstitutional or otherwise contrary to law by a court of competent jurisdiction, then it shall not affect the validity of the remaining sections so long as the intent of the Ordinance can be fulfilled without the illegal section.

Section 4. This Ordinance is hereby designated a Public Emergency Ordinance necessary for the protection of public health, safety, public property or the public peace and shall be effective upon adoption.

Introduced the 24<sup>th</sup> day of January, 2012.

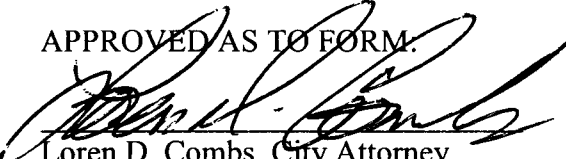
Passed unanimously by the full Council on the 24<sup>th</sup> day of January 2012.

  
David K. Zabel, City Manager

ATTEST:

  
Carol Etgen, City Clerk

APPROVED AS TO FORM.

  
Loren D. Combs, City Attorney

Published: January 27, 2012  
Effective Date: January 24, 2012

Received Finance Dept

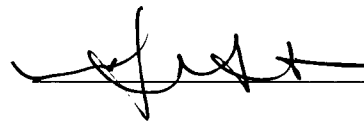
FEB 06 2012

City of Fife

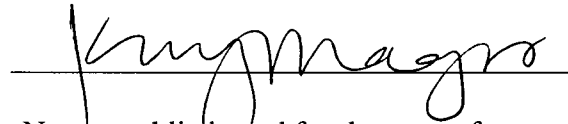
AFFIDAVIT OF PUBLICATION  
STATE OF WASHINGTON  
COUNTY OF PIERCE

I, Jesi Wells, being first duly sworn, on oath, says that she is the legal clerk of The News Tribune, a daily newspaper, published in Tacoma, Pierce County, Washington, and of general circulation in said state, and having a daily circulation of over 96000 copies. That said newspaper is now and at all times hereinafter mentioned as a legal newspaper as defined by the laws of the state, duly approved by the Superior Court of Pierce County, Washington. That the advertisement, of which the attached is a printed copy as it was published in the regular issue of said newspaper, was published 1 time(s), commencing on the 27<sup>th</sup> day of January 2012 and ending on the 27<sup>th</sup> day of January 2012.

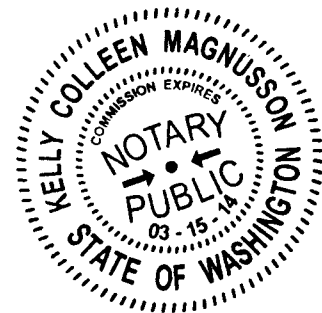
Ad number 1291012  
ACCT# 220218AIM CITY OF FIFE



Subscribed to and sworn before me on this  
27<sup>th</sup> day of January 2012.



Notary public in and for the state of  
Washington, residing in Pierce County.  
1950 So. State St. Tacoma, WA 98405



# Ad Order Confirmation

**Ad Order Number** 0001291012  
**PO Number** ORD 1765  
**Customer Account** 220218AIM  
**Customer** CITY OF FIFE  
ACCOUNTS PAYABLE,5411 23RD ST E,  
FIFE WA 98424-2061 USA

**Phone Number** 253-922-2489  
**Phone Number 2**  
**Customer Fax**

**Payment Method**  
**Total Amount** \$89.95  
**Payment Amt** \$0.00  
**Amount Due** \$89.95

**Ad Number** 0001291012-01  
**Sales Rep.** legals  
**Blind Box**  
**Tear Sheets** 3  
**Proofs** 0  
**Ad Size** 1.0 X 15 Li  
**Invoice Text:** ORD 1765  
**Affidavits** 1  
**Placement** Legal  
**Position** Legals-001

Product	Start Date	Stop Date	# Inserts
The News Tribune	1/27/2012	1/27/2012	1

NOTICE OF ORDINANCES PASSED BY  
THE CITY OF FIFE  
ORDINANCE NO 1765  
AN ORDINANCE OF THE CITY COUNCIL OF THE  
CITY OF FIFE, PIERCE COUNTY, WASHINGTON  
EXTENDING EXISTING MORATORIUM ON  
MEDICAL MARIJUANA COLLECTIVE GARDENS  
SETTING A PUBLIC HEARING AND DECLARING  
THIS ORDINANCE A PUBLIC EMERGENCY  
ORDINANCE AND THUS EFFECTIVE  
IMMEDIATELY.  
A complete copy of the ordinances on the City of  
Fife website, www.cityoffife.org.  
Carol Etgen  
City Clerk