

INITIATIVE PETITION

Petersburg Borough, Alaska

We, the undersigned residents of Petersburg and duly qualified voters of the Borough, request the following Initiative be placed on the next General or Special Election Ballot

AN ORDINANCE OF THE PETERSBURG BOROUGH SUBMITTING TO THE QUALIFIED VOTERS OF THE PETERSBURG BOROUGH THE QUESTION OF PROHIBITING THE SALE AND IMPORTATION FOR SALE OF MARIJUANA AND ANY MARIJUANA PRODUCT AND THE OPERATION OF ANY MARIJUANA ESTABLISHMENT, INCLUDING ALL OF THE FOLLOWING LICENSE TYPES: RETAIL MARIJUANA STORE, MARIJUANA CULTIVATION FACILITY, MARIJUANA PRODUCT MANUFACTURING FACILITY AND MARIJUANA TESTING FACILITY, WITHIN THE PETERSBURG BOROUGH, ON A MUNICIPAL ELECTION BALLOT

Purpose: The purpose of this ordinance is to submit to the voters of the Petersburg Borough the question of whether the Petersburg Borough should prohibit the sale and importation for sale of marijuana and any marijuana product and the operation of any marijuana establishment, including all of the following license types: retail marijuana store, marijuana cultivation facility, marijuana product manufacturing facility and marijuana testing facility, within the Petersburg Borough.

Substantive Provisions:

The Petersburg Borough Ordains as follows:

A) The question of whether or not to prohibit the sale and importation for sale of marijuana and any marijuana product and the operation of any marijuana establishment, including all of the following license types: retail marijuana store, marijuana cultivation facility, marijuana product manufacturing facility and marijuana testing facility, within the Petersburg Borough (AS17.38.110(a)) shall be submitted to the qualified voters of the Petersburg Borough on a municipal election ballot; and

B) The proposition to be submitted to the voters shall read substantially as follows:

Shall the Petersburg Borough adopt a local option to prohibit the sale and importation for sale of marijuana and any marijuana product; and the operation of any marijuana establishment, including all of the following license types: retail marijuana store; marijuana cultivation facility, marijuana product manufacturing facility, and marijuana testing facility?

☐ YES
☐ NO

A "YES" vote would prohibit the sale and importation for sale of marijuana and any marijuana product and the operation of commercial marijuana establishments, including all of the following license types: retail marijuana store, marijuana cultivation facility, marijuana product manufacturing facility and marijuana testing facility within the Petersburg Borough.

A "NO" vote would allow for the sale and importation for sale of marijuana and any marijuana product and the operation of commercial marijuana establishments, including all of the following license types: retail marijuana store, marijuana cultivation facility, marijuana product manufacturing facility and marijuana testing facility within the Petersburg Borough.

Authorized License Activities:

A licensed 'retail marijuana store' is authorized to purchase marijuana and marijuana products from marijuana cultivation and product manufacturing facilities, to sell marijuana and marijuana products to consumers, to store marijuana and marijuana products on the licensed premises, and, with prior approval of the state board, to permit consumption of marijuana or marijuana product purchased on the licensed premise, in an area so designated on the licensed premises.

A licensed 'marijuana cultivation facility' is authorized to cultivate, prepare, store, package and label marijuana, to sell marijuana to a licensed retail marijuana store, cultivation facility or product manufacturing facility, to provide samples for the purposes of negotiating a sale, to transport marijuana, and to provide samples for testing to a licensed marijuana testing facility or to conduct in-house testing.

A licensed 'marijuana product manufacturing facility' is authorized to purchase marijuana from a licensed marijuana cultivation or product manufacturing facility, to extract marijuana concentrate, to manufacture, process, package, label and store marijuana product, to sell and distribute marijuana extract or a product to a licensed retail marijuana store or other licensed product manufacturing facility, to provide and transport samples, to conduct in-house testing, and to transport marijuana.

A licensed 'testing facility' is authorized to test, analyze and certify the potency and content of marijuana and marijuana products.

Classification and Severability: This ordinance is of a permanent nature if approved by the electors and shall be codified in the Petersburg Borough Code. If any provision of this ordinance or any application to any person or circumstance is held invalid, the remainder of the ordinance and application to any person and circumstances shall not be affected.

Effective Date: This ordinance, if approved by the voters, shall become effective immediately upon the certification of the municipal election results.

Date of Issuance of Initiative Petition: July 1, 2016, by the Clerk for the Petersburg Borough. All signatures on this petition shall be secured and submitted to the Borough Clerk within 90 days from the date of issuance.

Debra K. Thompson, Borough Clerk