

SECTION 9428.04. MEDICAL MARIJUANA DISPENSARY PROHIBITED.

It is unlawful for any person or entity to own, manage, conduct, or operate any **medical marijuana** dispensary or to participate as an employee, contractor, agent or volunteer, or in any other manner or capacity, in any **medical marijuana** dispensary in the City of Downey. (Added by Ord. 1288, adopted 8-9-11)

SECTION 9428.02. INTENT AND PURPOSE.

It is the intent of these regulations to prohibit medical marijuana dispensaries in order to protect public health, safety, and welfare; and to avoid adverse secondary impacts that are derived by the operation of said dispensaries. (Added by Ord. 1288, adopted 8-9-11)

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SECTION 9138. "I" DEFINITIONS.

Definitions from the Downey City Municipal Code

Identification Card: A document issued by the State Department of Health Services which identifies a person authorized to engage in the **medical** use of **marijuana** and the person's designated primary caregiver, if any. (Amended by Ord. 1288, adopted 8-9-11)

Medical Marijuana: **Marijuana** used for **medical** purposes where

that **medical** use is deemed appropriate and has been recommended by a physician who has determined that the person's health would benefit from the use of **marijuana** in the treatment of cancer, anorexia, AIDS, chronic pain, spasticity, glaucoma, arthritis, migraine, or any other serious **medical** condition for which **marijuana** is deemed to provide relief as defined in subsection (h) of Health and Safety Code Section 11362.7.

Medical Marijuana Dispensary or Dispensary: Any facility or location where **medical marijuana** is made available to and/or distributed by or to three (3) or more of the following: a qualified patient, a person with an identification card, or a primary caregiver. Each of these terms is defined herein and shall be interpreted in strict accordance with California Health and Safety Code Sections 11362.5 and 11362.7 et seq., as such sections may be amended from time to time.