

KAREN E. KALFAYAN
City Clerk

CITY OF LOS ANGELES
CALIFORNIA



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When making inquiries relative to this
matter, please refer to the Council File
No.

April 17, 2008

Honorable Members of the City Council
Room 395, City Hall
Los Angeles, CA 90012

Attention: Planning and Land Use Management Committee

**SUBJECT: DRAFT OF ORDINANCE ESTABLISHING REGULATIONS REGARDING
MEDICAL MARIJUANA COLLECTIVES IN THE CITY
COUNCIL FILE NO. 08-0923**

Honorable Members:

In response to the City Attorney's transmittal of the above-mentioned draft ordinance dated April 14, 2008, please consider the following comments with respect to the responsibilities of the City Clerk.

Section 45.19.6.2 of the ordinance references registration for a medical marijuana collective certificate, and implies that the application and certificate will be administered by the City Clerk's Office. The ordinance says that the City Clerk would be tasked with ensuring that all requirements of the Article are met. This includes Municipal Code provisions, exterior signage, building requirements, zoning requirements, and other areas in which the City Clerk has no knowledge. The Departments enforcing this ordinance have greater knowledge, understanding, and expertise than the Office of the City Clerk when it relates to analyzing the enforcement codes that would apply to this issue. Therefore, it is the City Clerk's opinion that the creation of the application, development of criteria and administration of certificates would most appropriately fall under the purview of those Departments involved with the enforcement of this ordinance.

In the event that any additional responsibilities for the City Clerk are also being considered with respect to this ordinance, we look forward to participating in additional dialogue regarding anticipated resource and workload impacts, as necessary.

As always, I am available for any additional questions that you may have.

Sincerely,

Karen E. Kalfayan
City Clerk

KEK:CD:SD

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PLANNING & LAND
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