



Elemental Wellness Center, San José

Title 6 - Enforcement / Title 20 - Zoning
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STATISTICS

- ❖ Over **739,000** transactions processed
- ❖ Over **325** owner/manager/employee background checks
- ❖ Average wage: **\$12-17** per hour (San José's minimum wage at the time was \$10.30)
- ❖ **\$1.74** withheld in payroll taxes
- ❖ **\$291,000** paid in worker's compensation insurance premiums
- ❖ **30%** of collectives offered benefits to their employees - health, dental, vision, holidays, vacation, Employee Assistance Programs
- ❖ Over **500** construction jobs
- ❖ **46** on-site physical inspections, not including sales data review and remote video surveillance monitoring

TITLE 6 - Operations and Regulations
City of San José Medical Marijuana Program

Who Can Operate A Collective?

Owners, managers, and individual staff cannot:

- ❖ Be younger than 21
- ❖ Be on parole/probation for possession, sale, distribution or transportation of controlled substance
- ❖ Have a conviction for crime or moral turpitude
- ❖ Have a misdemeanor/felony in past 10 years involving:
 - Use of violence, force, fear or deception
 - Unlawful possession, sale, manufacture, use, distribution or transportation of a controlled substance
 - Use of money to engage in criminal activity

TITLE 6 - Operations and Regulations
City of San José Medical Marijuana Program

How Must Collectives Operate?

- ❖ Collectives must follow state law and comply with City of San José regulations
- ❖ They are subject to inspection by the City and other authorities at any time
- ❖ They must comply with all security requirements and requirements for cultivation, processing, manufacturing, and transferring medical marijuana, as well as state and local laws
- ❖ Collectives cannot violate the City's Good Neighbor Rules
- ❖ Collectives cannot create a public nuisance
- ❖ There is to be no onsite consumption of medical marijuana

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How Must Collectives Operate?

- ❖ Additionally, the collective cannot have any of the following activities occurring onsite or within 300 feet of their property:
 - A. Disturbance of the peace
 - B. Illegal drug activity
 - C. Public drunkenness
 - D. Drinking in public
 - E. Gambling
 - F. Prostitution
 - G. Sale of stolen goods
 - H. Sale of stolen foods
 - I. Public urination
 - J. Theft
 - K. Assaults
 - L. Batteries
 - M. Acts of vandalism

Minimize Impacts

- ❖ These buffers are as follow:
 - At least 1,000 feet from schools, daycare, community centers, parks or libraries
 - 500 feet from substance abuse/rehab facilities and emergency residential shelter
 - 150 feet from places of religious assembly, adult care facilities, or residential uses*
 - 50 feet from another Collective*

* Measured parcel line to parcel line

Monitor Regulatory Compliance

- ❖ A Collective that is “Registered” in compliance with Title 6 provisions of the Municipal Code may:
 - Dispense in certain zoning districts in San José
 - Grow and manufacture marijuana and marijuana-infused products in certain zoning districts in San José, in Santa Clara County, and in neighboring counties
 - Exchange marijuana and marijuana-infused products with other registered Collectives



ELEMENTAL WELLNESS CENTER DISPENSARY, SAN JOSE