
From: Tom Owings
Sent: Monday, May 06, 2013 2:01 PM
To: msg@wolffe.com
Subject: Fwd: Medical Marijuana case decided

Sent from my iPad

Begin forwarded message:

From: Suzanne Bryant <suzanneb@moval.org>
Date: May 6, 2013 11:28:41 AM PDT
To: Council <CityCouncil&SupportStaff@moval.org>
Subject: Medical Marijuana case decided

The opinion in *City of Riverside v. Inland Empire Patient's Health and Wellness Center* was released by the California Supreme Court this morning **upholding the ban by the city.**

"We have consistently maintained that the CUA and the MMP are but incremental steps toward freer access to medical marijuana, and the scope of these statutes is limited and circumscribed. They merely declare that the conduct they describe cannot lead to arrest or conviction, or be abated as a nuisance, as violations of enumerated provisions of the Health and Safety Code. Nothing in the CUA or the MMP expressly or impliedly limits the inherent authority of a local jurisdiction, by its own ordinances, to regulate the use of its land, including the authority to provide that facilities for the distribution of medical marijuana will not be permitted to operate within its borders. We must therefore reject defendants' preemption argument, and must affirm the judgment of the Court of Appeal."

You can review the opinion at the following link:
<http://www.courts.ca.gov/opinions/documents/S198638.PDF>.

-*Suzanne*

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