REGISTERED QUALIFYING PATIENT
CULTIVATION OF MEDICAL MARIJUANA

CITY OF GOODYEAR
ZONING REGULATIONS
January 24, 2011

The City of Goodyear City Council has adopted an amendment to the City's Zoning Ordinance which regulates the cultivation of medical marijuana by registered **Designated Caregivers** and registered **Qualifying Patients.**

Medical Marijuana Qualifying Patient Cultivation is defined in Article 2 the City's Zoning Ordinance as the cultivation of marijuana by a registered Qualifying Patient which is conducted as an accessory use to the primary residence of the registered Qualifying Patient and in conformance with the standards in Article 4-2-13.

Article 4-2-13 states that cultivation of medical marijuana by a registered Qualifying Patient is permitted in all residential zoning districts as a permitted accessory use to the primary residence, provided the primary residence of the registered Qualifying Patient is more than twenty-five (25) miles from registered medical marijuana dispensary and the cultivation is done in conformance with the development standards specified in the Zoning Ordinance.

The Development Standards for cultivation of medical marijuana by a registered Qualifying Patient state that:

1. All cultivation must be conducted in conformance with the provisions of A.R.S. §36-2801, et. seq. and any rules adopted by the Arizona Department of Health Services pursuant said statutes.
2. Cultivation shall only be conducted at the primary residence of a registered Qualifying Patient provided the residence is more than twenty-five (25) miles from an operating registered medical marijuana dispensary.
3. All cultivation must be conducted in an enclosed, locked facility such as a closet, room greenhouse or other building that does not exceed fifty (50) square feet.
4. All cultivation must be conducted in a manner so that it is not detectable from the exterior of the building in which the cultivation takes place.

A permit is not required to establish cultivation of medical marijuana by a registered Qualifying Patient, but the cultivation still must be conducted in compliance with the City's Zoning Ordinance and is subject to inspection for zoning compliance. Once a medical marijuana dispensary has been established within 25 miles of the residence at which cultivation is being done by a registered Qualifying Patient, such cultivation will no longer be allowed under the Zoning Ordinance and will have to be discontinued.

Any questions regarding the Zoning Ordinance regulations for medical marijuana dispensaries and cultivation locations should be directed to the City of Goodyear Planning & Zoning Division by phone by calling 623-932-3005 or by email sent to **gycdev@goodyearaz.gov.**