From:	Jim Nugent
To:	Dept. Mayors Office; Grp. City Council and City Web Site; Dept. City Clerk; Benjamin Brewer; Cassie Tripard
Cc:	Dept. Attorney
Subject:	FW: Marijuana zoning code amendment
Date:	Thursday, November 18, 2021 3:39:27 PM

From: Kelleen Roseboom <RoseboomK@ci.missoula.mt.us> **On Behalf Of** Attorney Admin
Sent: Thursday, November 18, 2021 2:02 PM
To: Jim Nugent <NugentJ@ci.missoula.mt.us>; Susan Aaberg <AabergS@ci.missoula.mt.us>; Ryan Sudbury <SudburyR@ci.missoula.mt.us>
Cc: Amanda Lavoie <LavoieA@ci.missoula.mt.us>
Subject: FW: Marijuana zoning code amendment

From: jeanette@bigsky.net <jeanette@bigsky.net>
Sent: Thursday, November 18, 2021 1:40 PM
To: Attorney Admin <ADepartment@ci.missoula.mt.us>
Cc: Charmell Owens <OwensC@ci.missoula.mt.us>; Julie Merritt <MerrittJ@ci.missoula.mt.us>; Sandra Vasecka <VaseckaS@ci.missoula.mt.us>; Benjamin Brewer <BrewerB@ci.missoula.mt.us>
Subject: Fw: Marijuana zoning code amendment

Hi Jim,

Hoping you remember me from working across the hall in the Finance office!

After a pleasant telephone conversation with Charmell Owens, Code Compliance Supervisor, and with her encouragement I'm emailing you in regards to my concerns about marijuana zoning currently under scrutiny. Would very much like to see marijuana growing, cultivating, selling banned in residential neighborhoods as a "home occupation" business. In my humble opinion, these businesses should not be allowed to operate in residential neighborhoods or from a residence. Would like to know, also, if existing marijuana growing operations inside the city limits will be "grandfathered" in.

Thanks, Jim, for letting me bring this to your attention.

Jeanette Copeland
1832 Montana St
Missoula MT 59801
jeanette@bigsky.net
406-728-2895

From: Charmell Owens
Sent: Monday, November 15, 2021 9:09 PM
To: Julie Merritt
Cc: jeanette@bigsky.net ; Sandra Vasecka ; Benjamin Brewer
Subject: Re: Marijuana zoning code amendment

Thank you for the conversations this evening, Jeanette and Julie. I'm looping in the rest of those cc'd here.

I spoke with Jeanette this evening and she does not want to make a formal complaint or have anything investigated at this point.

She will contact me at the point where she does want to pursue something which would likely be in tandem with the City-County Health Dept on nuisance odor complaints.

She did however express that the intent of her letter was to ask City Council and Commissioners to consider removing home based marijuana occupations from residential neighborhoods.

She also wanted clarification about whether current home based marijuana occupations would be grandfathered in. Julie said she would look into this further.

Jeanette, you have my contact info so please feel free to call in a formal complaint when you feel the time is right for you to do so. That number is 552-6630.

I hope you all have a wonderful evening.

Charmell Owens
Code Compliance Supervisor
City of Missoula
235 Ryman
Missoula MT 59802
(406) 552-2830
Owensc@ci.missoula.mt.us

From: Julie Merritt <MerrittJ@ci.missoula.mt.us>
Sent: Monday, November 15, 2021 7:15:31 PM
To: Charmell Owens <OwensC@ci.missoula.mt.us>
Cc: jeanette@bigsky.net <jeanette@bigsky.net>; Sandra Vasecka <VaseckaS@ci.missoula.mt.us>; Benjamin Brewer <BrewerB@ci.missoula.mt.us>
Subject: RE: Marijuana zoning code amendment

Charmell

After a conversation with staff at committee meetings, I understand that while home growing operations are currently compliant in this residential area, the operation must not cause a nuisance. I am requesting that your office investigate this situation and determine if

the condition described by Ms. Copeland is indeed a nuisance.

Thanks for your time and let me know if there are any questions.

Thanks

Julie Merritt
City Council Ward 6

From: Julie Merritt <MerrittJ@ci.missoula.mt.us>
Sent: Wednesday, October 20, 2021 11:50 AM
To: Benjamin Brewer <BrewerB@ci.missoula.mt.us>; Charmell Owens <OwensC@ci.missoula.mt.us>; lmoua@ci.missoula.mt.us
Cc: jeanette@bigsky.net; Sandra Vasecka <VaseckaS@ci.missoula.mt.us>
Subject: Fwd: Marijuana zoning code amendment

Hi!

Can you help me understand how both the current regulations and the proposed regulations would affect the situation Ms. Copeland describes below? This area is currently zoned RM 2.7 so I am having a hard time understanding how a home growing operation would be in compliance under the current regs but I need clarification on that point. Regarding the proposed regs we have been discussing, I am hopeful that this type of situation would not be 'grandfathered' in. Can you help me understand what will happen to any existing home growing operations under the new rules as they are currently proposed?

Thanks

Julie Merritt
City Council Ward 6

From: jeanette@bigsky.net <jeanette@bigsky.net>
Sent: Tuesday, October 19, 2021, 3:37 PM
To: Grp. City Council and City Web Site
Cc: bcc@missoulacounty.us; Benjamin Brewer
Subject: Marijuana zoning code amendment

My name is Jeanette Copeland and I have lived at 1832 Montana St for 28 years, long before this area was annexed into the city. Behind me at 1831 Idaho St is a medical marijuana grower. The property is a residence but he has a Quonset hut, allegedly with required ventilation filters, in the back area of the property. More days than not, the nauseous smell of pot drifts over into my backyard, and into my house if I have windows open. I find the smell of it very nauseous as it reminds me of when I was having chemo treatments and how sick the

chemo treatments made me feel, same queasiness. After talking with the owner of this "business", to no avail, I've reached out to the Missoula Police Dept., Quality of Life Officer, and my Councilperson but have been told it's legal and there's nothing that they can do.

Upon reading the front page article (Oct 14) on the marijuana tax, I find there, indeed, might be something that can be done! Missoula City Planning is looking into amending city zoning code that would BAN home cultivation or manufacturing as a legally allowed home occupation, saying the change would increase safety and preserve the neighborhood character. To this, I say YES, YES, YES! My neighborhood is, I believe, a mixed use area but is mostly residential. I have neighbors with young children who have told me they don't like the idea of a marijuana business as a neighbor, and also don't like the smell of it wafting through the neighborhood. Please follow through with this zoning amendment as it would improve my and my neighbors quality of life in many ways. Marijuana growing/selling businesses DO NOT belong in residential neighborhoods and never should have been allowed in the first place. Now is an opportunity to correct this error.

Thank you for your attention to this issue.

Jeanette Copeland
1832 Montana St
Missoula MT 59801
jeanette@bigsky.net
406-728-2895

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www.avast.com