



# City of Santa Rosa

## Legislation Details

|                      |  |                      |   |                      |   |
|----------------------|--|----------------------|---|----------------------|---|
| <b>File #:</b>       | 17-1048  | <b>Version:</b>      | 1 | <b>Name:</b>         | Cannabis City Code Text & Budget Amendments |
| <b>Type:</b>         | CC- Public Hearing   | <b>Status:</b>       |   | <b>Agenda:</b>       | Agenda Ready                                |
| <b>File created:</b> | 11/21/2017   | <b>In control:</b>   |   | <b>City Council:</b> | City Council                                |
| <b>On agenda:</b>    | 12/12/2017   | <b>Final action:</b> |   | <b>Date:</b>         | 12/12/2017                                  |
| <b>Title:</b>        | PUBLIC HEARING - COMPREHENSIVE CANNABIS ORDINANCE AND CANNABIS PROGRAM IMPLEMENTATION - CITY CODE TEXT AMENDMENTS AND FY17-18 BUDGET AMENDMENT - REZ17-002 |                      |   |                      |   |

**BACKGROUND:** On January 19, 2016, the City Council directed staff (7-0) to prepare comprehensive regulations for cannabis uses. In addition, the Council reconvened the Cannabis Policy Subcommittee. On November 9, 2017, the Planning Commission held a public hearing and recommended the City Council approve (5-0) a Draft Comprehensive Cannabis Ordinance which includes the following components: Amending Section 20-23.030, Table 2-6 (Allowed Land Uses and Permit Requirements for Commercial Zoning Districts), Section 20-24.030, Table 2-10 (Allowed Land Uses and Permit Requirements for Industrial Districts), Section 20-36.040, Table 3-4 (Automobile and Bicycle Parking Requirements by Land Use Type), Repealing and replacement of Chapter 20-46 (Medical Cannabis Cultivation) with Chapter 20-46 (Cannabis), Amending Section 20-70.020 (Definitions), Repeal of Chapter 10-40 Medical Cannabis Dispensaries, and adoption of exemption findings pursuant to the California Environmental Quality Act. These amendments would allow for both medical and adult use cannabis for personal and commercial purposes.

In addition, the Council will consider amending Fiscal Year 17-18 position allocations for various departments by increasing appropriations for staffing and related costs totaling \$931,000 from General Fund revenue generated by the City's Cannabis Business Tax and by Cannabis permit and inspection fees to support effective implementation of the City's Cannabis Program.

**RECOMMENDATION:** It is recommended by the Planning Commission, that the City Council, by ordinance, enact comprehensive regulations for cannabis through the amendment of Santa Rosa City Code Section 20-23.030, Table 2-2 (Allowed Land Uses and Permit Requirements for Residential Zoning Districts), Section 20-23.030, Table 2-6 (Allowed Land Uses and Permit Requirements for Commercial Zoning Districts), Section 20-24.030, Table 2-10 (Allowed Land Uses and Permit Requirements for Industrial Districts), Section 20-36.040, Table 3-4 (Automobile and Bicycle Parking Requirements by Land Use Type), Section 20-70.020 (Definitions), the repeal and replacement of Chapter 20-46 (Medical Cannabis Cultivation) with Chapter 20-46 (Cannabis), the repeal of Chapter 10-40 (Medical Cannabis Dispensaries) and the adoption of exemption findings pursuant to the California Environmental Quality Act (CEQA).

It is further recommended that the City Council, by resolution, implement the City's Cannabis Program to ensure effective permitting, outreach/education, monitoring, taxation and enforcement by amending Fiscal Year 2017-18 position allocations for various departments of 7.0 FTE staff members, increasing appropriations for staffing and related costs, for a total of \$931,000 from anticipated FY 17-18 Cannabis Business Tax and General Fund revenue from cannabis business taxes, permit and inspection fees. (5/7 vote)

**Sponsors:** Planning and Economic Development, Planning Commission

**Indexes:** Exempt Project

**Code sections:**

**Attachments:** 1. Staff Report, 2. Attachment 1 - Cannabis Permit Activity Update - September 12, 2017, 3. Attachment 2 - Comprehensive Land Use Policy Chart dated November 15 2017, 4. Attachment 3 - Study of Potential Cannabis Dispensary Locations dated November 15 2017, 5. Attachment 4 -

Correspondence (In Favor), 6. Attachment 5 - Correspondence (Opposed), 7. Attachment 6 - Correspondence (Commercial Cannabis) 20 MB, 8. Attachment 7 - Planning Commission Minutes - November 9, 2017 (Draft) -To be approved 11.30.17, 9. Attachment 8 – Planning Commission Resolution 11859 (with Exhibit A) -Unsigned, 10. Ordinance, 11. Resolution, 12. Presentation

| Date       | Ver. | Action By    | Action  | Result |
|------------|------|--------------|---|--------|
| 12/12/2017 | 1    | City Council | to waive reading of the text and introduce as amended | Pass   |
| 12/12/2017 | 1    | City Council | to waive reading of the text and adopt                | Pass   |