



# City of Fort Bragg

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## Meeting Minutes Public Safety Committee

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Monday, June 26, 2017

8:30 AM

Town Hall, 363 N. Main Street

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### Special Meeting

#### MEETING CALLED TO ORDER

Committee Member Peters opened the Meeting at 8.33a.m.

#### ROLL CALL

**Present:** 7 - Lindy Peters, Bernie Norvell, Linda Ruffing, Fabian Lizarraga, Marie Jones, Scott Perkins and Lesley Bryant

**Absent:** 2 - Steve Orsi and Tom Varga

#### PUBLIC COMMENTS ON NON-AGENDA ITEMS

#### CONDUCT OF BUSINESS

[17-342](#) Receive Report and Provide Recommendation Regarding Retail Cannabis Uses, Personal Cultivation and Commercial Cultivation Uses in Fort Bragg

Scott Perkins presented the Staff Report indicating the seven topics that would need to be considered by the Committee and recommendations that would be presented to the City Council.

Marie Jones clarified several points regarding primary and secondary uses, what the current guidelines are for permits for indoor cultivation, and what constitutes a residential building.

Both Committee Members asked questions regarding delivery of products, the risk of any criminal activity associated with delivery, what rights landlords have regarding not allowing cultivation.

After discussing the different possibilities for retail types, both Committee Members stated they would recommend a use permit for storefront retail, but would not recommend a permit for non-storefront. As to the storefront with onsite consumption, both Committee Members were concerned with the the second hand smoke and odor issue. If an exhaust system could be proven to elimintate the odor, then the issue could be revisited.

Zoning and permitting issues were raised as to the storefront retail permits. Both Committee Members recommended the staff recommendation in the staff report as well as the recommendation for storefront with onsite consumption . As far as proximity to sensitive uses the ordinance would need to be consistent for both retail and warehouse locations. Would parks and churches be added to the verbiage of "where children congregate", seeing as the Guest House is now considered a park?

Odor and smoke issues are already covered in the Municipal Code for medical marijuana cultivation, and any other issues would depend on the use permit. This may fall into the public

nuisances area for apartments that are above any retail facility. Security for each facility would be dependant on the type of use permit, and the operations for each facility.

Personal cultivation can be regulated by local governments, but none of the "reasonable regulations" that were stated in the staff report have been tested in other jurisdictions. Inspections could be required, but would the Health Dept. perform the inspections in addition to the Fire Dept. and Building Dept.?

Commercial cultivation was discussed in the industrial areas, but with the lack of City water supply from Airport Road north, there would be additional costs to provide water to those parcels. One possibility would be the Mill Site.

Public comments were heard from Simeon Evans, Jude Thilman, Kristy Tanquay, Jason Magnone and Laura Welter

Committee Member Peters ended the meeting by saying there did not seem to be a lot of public interest in this topic. 500 people had been emailed information of the meeting, but he was surprised how few people had attended the meeting.

## **MATTERS FROM COMMITTEE / STAFF**

None to report

## **ADJOURNMENT**

**Committee Member Peters adjourned the meeting at 10:28a.m.**