



AGENCY: City Council
MEETING DATE: April 25, 2022
DEPARTMENT: City Manager
PREPARED BY: David Spaur
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AGENDA ITEM SUMMARY

TITLE:

Receive and File Written Report Pursuant to Government Code Section 65858(d) on Behalf of the City Council Describing the Measures Taken to Date to Alleviate the Condition Which Led to the Adoption of Urgency Ordinance 972-2021

ISSUE:

Pursuant to Government Code Section 65858(d), this report was due ten days prior to the expiration of the City's last moratorium on approval of applications and permits for cannabis dispensaries.

ANALYSIS:

The following measures have taken place since the adoption of the original moratorium ordinance (Urgency Ordinance 972-2021): (1) The Planning Commission has made significant revisions to the original ordinance; and (2) The City Council has directed staff to make changes to the Planning Commission's recommended cannabis ordinance.

The Planning Commission, at their March 23, 2022 meeting, made a recommendation to the City Council to accept revisions made by the Planning Commission and to consider adoption of the Cannabis Ordinance.

The City Council, at their March 28, 2022 meeting, directed staff to make changes to the proposed cannabis ordinance to include regulations on location requirement, limit on cannabis businesses in the Central Business District, buffer around sensitive uses, fire sprinkler requirement for microbusiness, green energy requirement, definition and quantification of accessory uses, minor use permit requirement, microenterprise regulations, and hours of operation.

These revisions will be incorporated into a new proposed ordinance scheduled for a public hearing and introduction on May 23, 2022, with adoption on June 13, 2022.

Staff considered the expiration of the 45-day moratorium and the creation of a window between the sunset date of the moratorium on April 14, 2022 and the adoption of Ordinance 979-2022 possibly on June 13, 2022. After careful consideration, it was decided to recommend a new 45-day urgency ordinance until adoption of Ordinance 979-2022. That proposed urgency ordinance, No. 981-2022, is Item 8D on tonight's agenda.

RECOMMENDED ACTION:

Receive and file this report.

ALTERNATIVE ACTION(S):

Do not accept this report and provide staff further direction.

FISCAL IMPACT:

There is no identifiable fiscal impact at this time.

CONSISTENCY:

The report is consistent with the current process and will remain consist with the process for adoption going forward.

GREENHOUSE GAS EMISSIONS IMPACT:

N/A.

IMPLEMENTATION/TIMEFRAMES:

N/A

ATTACHMENTS:

N/A

NOTIFICATION:

N/A