November 13, 2017

SUBJECT
Second Reading of Zoning Ordinance Amendments Regarding Cannabis Cultivation and Commercial Cannabis Activity

RECOMMENDATION
Waive Second Reading and Adopt the Ordinance to Amend Article 59 of the Zoning Ordinance

BACKGROUND
On October 23, 2017, the City Council introduced and approved amendments to Article 59 of the Zoning Ordinance related to cannabis cultivation and commercial cannabis activity. This is the second reading of that ordinance, as required by law. A link to the October 23 meeting agenda is provided here.

On October 23, the City Council also provided direction on future regulation of cannabis-related activity, and staff will return with proposed regulations in spring 2018.

ANALYSIS
The amendments contained in the Final Ordinance (Attachment 1) repeal Article 59 of the Zoning Ordinance in its entirety and replace it with express provisions limiting indoor cultivation to six cannabis plants, banning all outdoor cultivation, and banning all commercial cultivation, manufacturing, testing, retail and distribution, except for deliveries.

If adopted, this ordinance will be effective 30 days from this action (December 13, 2017).

ALTERNATIVES
The City Council may choose to not adopt the ordinance or reintroduce the ordinance with changes.

FISCAL IMPACT
No fiscal impact is expected with this change.
ENVIRONMENTAL REVIEW
This activity is not a project under CEQA as defined in CEQA Guidelines, Section 15378, because it has no potential for resulting in either a direct or a reasonably foreseeable indirect physical change in the environment.

KIMBRA MCCARTHY
ASSISTANT CITY MANAGER – ADMINISTRATIVE SERVICES

MELISSA STEVENSON DIAZ
CITY MANAGER

ATTACHMENT
  1. Final Zoning Ordinance Amendment