

Government Code Section 65858(d) Written Report

On October 17, 2017, the City Council adopted Interim Ordinance No. 17-0025-U, which prohibited all commercial cannabis activity in the Coastal Zone and allowed indoor cannabis cultivation consistent with State law. Interim Ordinance No. 17-0025-U is set to expire on December 1, 2017, unless extended.

Government Code Section 65858(d) requires, 10 days prior to extending an interim ordinance, that the City Council issue a written report regarding the measures the City has taken to alleviate the condition that led to the adoption of the interim ordinance. In compliance with Government Code Section 65858(d), the City Council hereby issues this report.

The City has taken the following measures to alleviate the condition that led to the adoption of the interim ordinance. The State may start issuing licenses for commercial cannabis activity to cannabis businesses on January 1, 2018. If local jurisdictions do not retain local control by adopting an ordinance by January 1, 2018, these State licenses may allow commercial cannabis activity without first obtaining approval from the local jurisdiction. In order to address regulations related to Cannabis businesses, the City has implemented standards that prohibit commercial cannabis activity and uses, medical and non-medical, and allow limited indoor cultivation of cannabis at private residences. The regulations also prohibit the delivery of cannabis and cannabis products, which originate and terminate in the City. The City has adopted these regulations by Ordinance Nos. 17-0024 for the Municipal Code and Ordinance No. 17-0025 for the Local Coastal Program. Because the Coastal Commission will not take action on the Local Coastal Program amendment in Ordinance No. 17-0025 by January 1, 2018, Urgency Ordinance No. 17-0025-U maintains local control in the Coastal Zone of the City until Coastal Commission takes action. The City continues to research and explore the possibility of further cannabis regulations allowing certain commercial cannabis activities in the future at the direction of the City Council.