



CITY OF POMONA COUNCIL REPORT

December 17, 2018

To: Honorable Mayor and Members of the City Council

From: Linda Lowry, City Manager

Subject: **Discussion on Consideration of an Ordinance to Regulate Commercial Cannabis Businesses and Further Council Direction on a Draft Ordinance and Related Policies**

SUMMARY

Recommendation – That the City Council review the information provided with this report and the progress so far on drafting an ordinance to regulate commercial cannabis businesses and provide direction to staff on moving forward with and ordinance that can be referred to the Planning Commission for consideration.

EXECUTIVE SUMMARY

The City Council has discussed policy considerations to incorporate into a commercial cannabis regulation ordinance. There are numerous pending that issues require further Council discussion and direction.

DISCUSSION

Application Review, Scoring and Selection Process: At the October 1, 2018 City Council meeting, there was a directive to combine the terms and provisions of the application and selection process proposed for a draft ordinance to regulate commercial cannabis businesses in a format that summarizes the major points, so the information would be easier to follow for any reader. That information is contained in the Staff Report that was intended to be discussed as the October 15, 2018 City Council Meeting, and is provided here as **Attachment 1**. It is a summary of the application process, as well as a road map to the proposed screening, scoring and selection process. An enumerated list of grounds for disqualification is also provided for City Council consideration.

The Council has discussed eleven (11) major policy considerations on an on-going basis for the regulation of commercial cannabis activities. The policy considerations are color-coded (green = consensus; red = no consensus) in the text of the draft ordinance (Attachment 3) as follows (to the

extent possible), and are briefly described below.

- Clear consensus, and/or majority agreement (in green) – These provisions have Council consensus or majority support and have been incorporated into the draft ordinance;
- No clear consensus yet (in blue) – The Councilmembers have provided varying opinions on these provisions. These provisions need further Council discussion and are identified in the draft ordinance to present provisions that are either recommended by the City Attorney's office and/or submitted to the City Council for direction and modification;
- Administrative provisions with no real policy impacts.

Checklist: Staff and the City Council have been using a checklist to track the Council's opinions and level of consensus on facets of the draft ordinance. Said checklist is attached hereto as **Attachment 2**.

Location Considerations: For Council's reference, the list of sensitive uses sites previously considered is provided (**Attachment 4**), and a Citywide overview of the distance requirements mandated by the State and as desired by the City Council (**Attachment 5**). Radius maps by Council District will be available for discussion.

CONCLUSION

The Interim City Attorney will facilitate further discussions on those policy considerations that require further clarification; to discuss a draft ordinance, and answer any questions City Council members have; and to take direction as a result of any discussions resulting from this study session. When Council reaches a consensus on the desired regulations, the necessary Zoning Ordinance amendments will be referred to the Planning Commission for its review recommendation and then brought back to Council for adoption.

Attachments:

- 1) **October 15, 2018 Staff Report**
- 2) **"Checklist" - Consideration of Terms and Provisions for Incorporation into a Draft Ordinance Regulating Commercial Cannabis Activities**
- 3) **Draft Ordinance Provisions**
- 4) **List of Sensitive Use Sites (as of June 15, 2018)**
- 5) **Citywide Overview Radius Distance Maps**