



Cannabis Regulations Public Hearing

Town of Mammoth Lakes

Town Council

March 13, 2018

Process Overview

- ▶ November 2016 - February 2018 - Draft cannabis regulatory framework
- ▶ February 6th - Workshop with the Town Council to review the draft cannabis regulatory framework
- ▶ February 7th & 21st - Town Council review and consideration of the cannabis tax ballot measure
- ▶ February 28th - PEDC consideration of the cannabis regulations (*PEDC recommended adoption of the regulations by a vote of 3-0*)
- ▶ March 13th - Town Council consideration of the cannabis regulations

Repeal of the Cannabis Moratorium (Ordinance 17-09)

- ▶ Adopted by Town Council in October 2017
- ▶ The repeal will allow new and existing cannabis businesses to pursue approval of a new use permit or an amendment to an existing use permit for commercial cannabis activities.

Urgency Ordinance

- ▶ Necessary in order to promote the immediate preservation of the public peace, health, and safety of the Town and its residents
- ▶ Requires 4/5 vote by the Town Council
- ▶ Allows the regulations to go into effect immediately
 - Will allow existing cannabis businesses to pursue temporary State licensing for adult-use cannabis activities

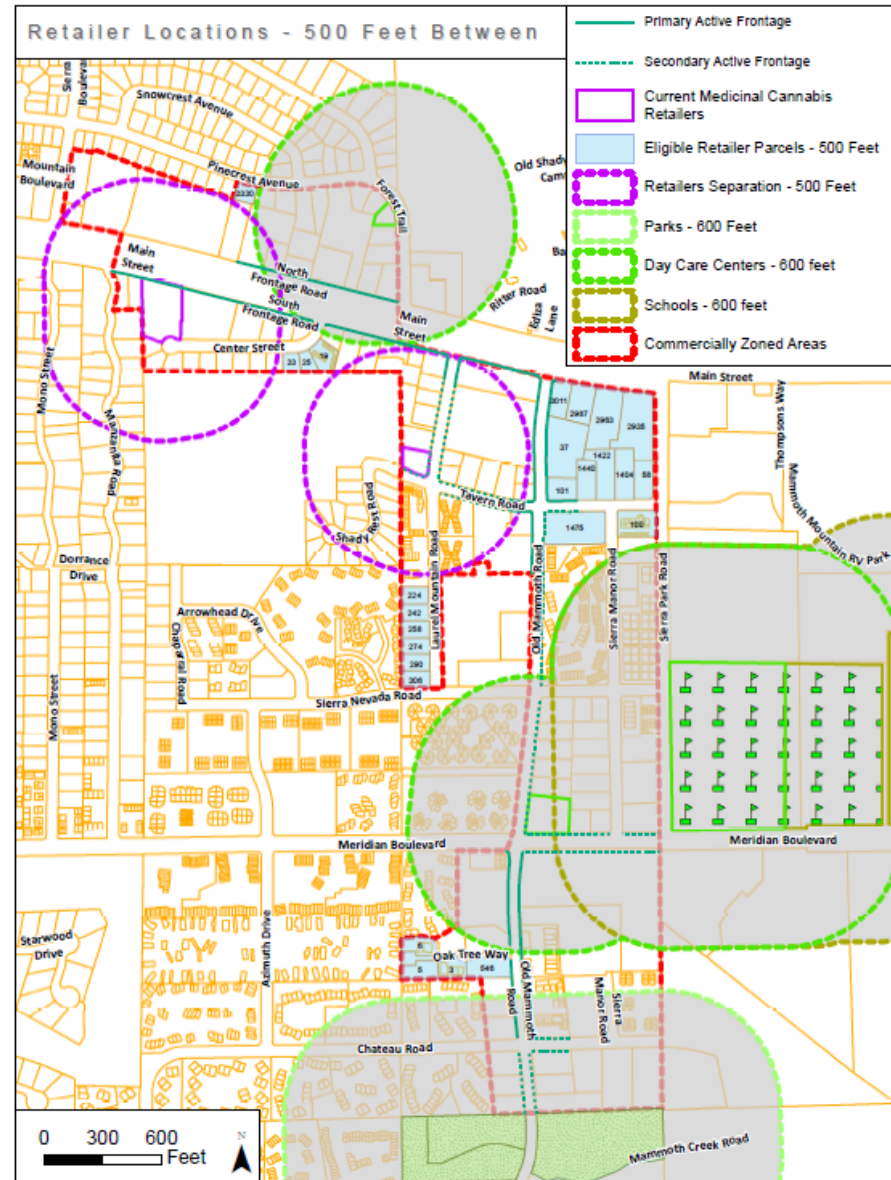
Changes to the Cannabis Regulations Since the February 6th Town Council Workshop

- ▶ Provided use classifications for all commercial cannabis activities
- ▶ Provided definitions for cannabis terms
- ▶ Provided references to the relevant sections of the State regulations throughout
- ▶ Made the changes requested by the Town Council at the February 6th workshop
- ▶ Changed the separation requirement between cannabis retailers to 250 feet, rather than 500 feet (*PEDC Recommendation*)

Cannabis Retailers - Separation Requirement

500 foot separation

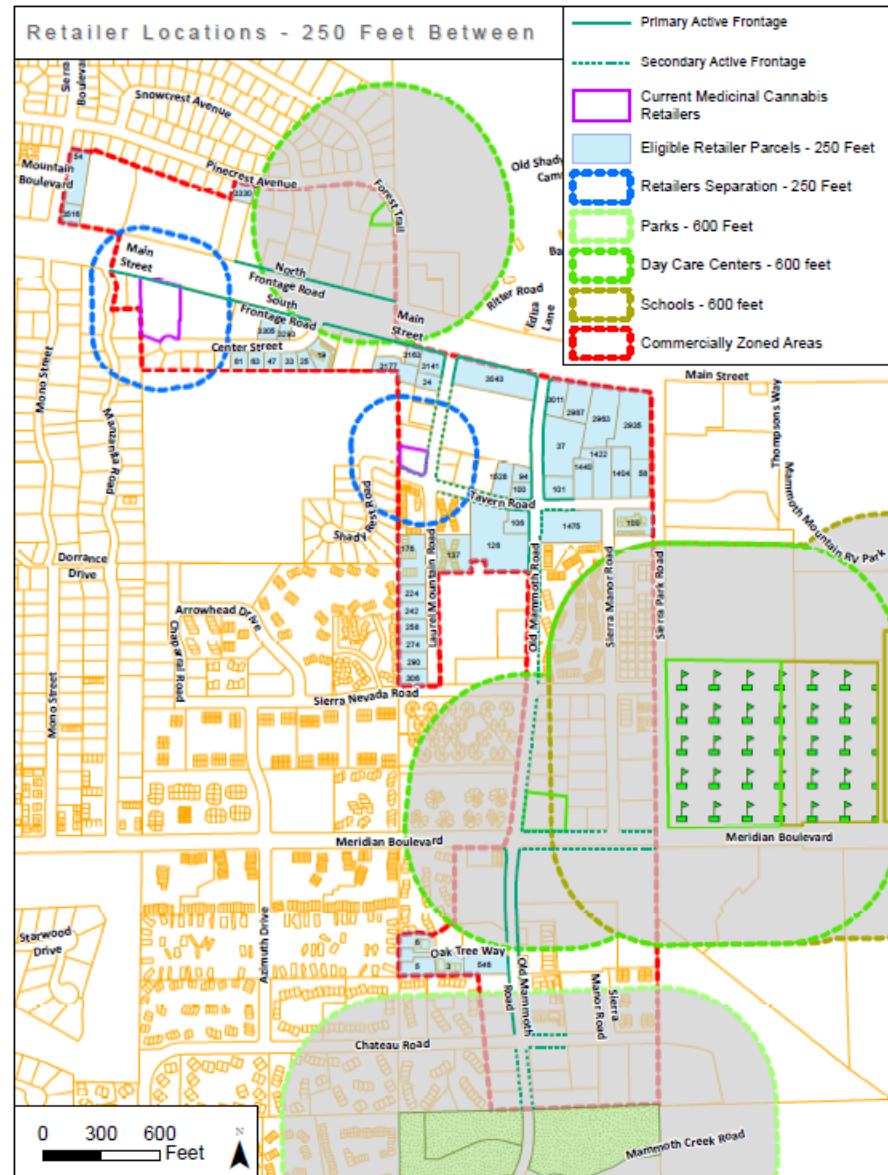
- 28 eligible parcels (includes the existing 2 cannabis dispensaries)



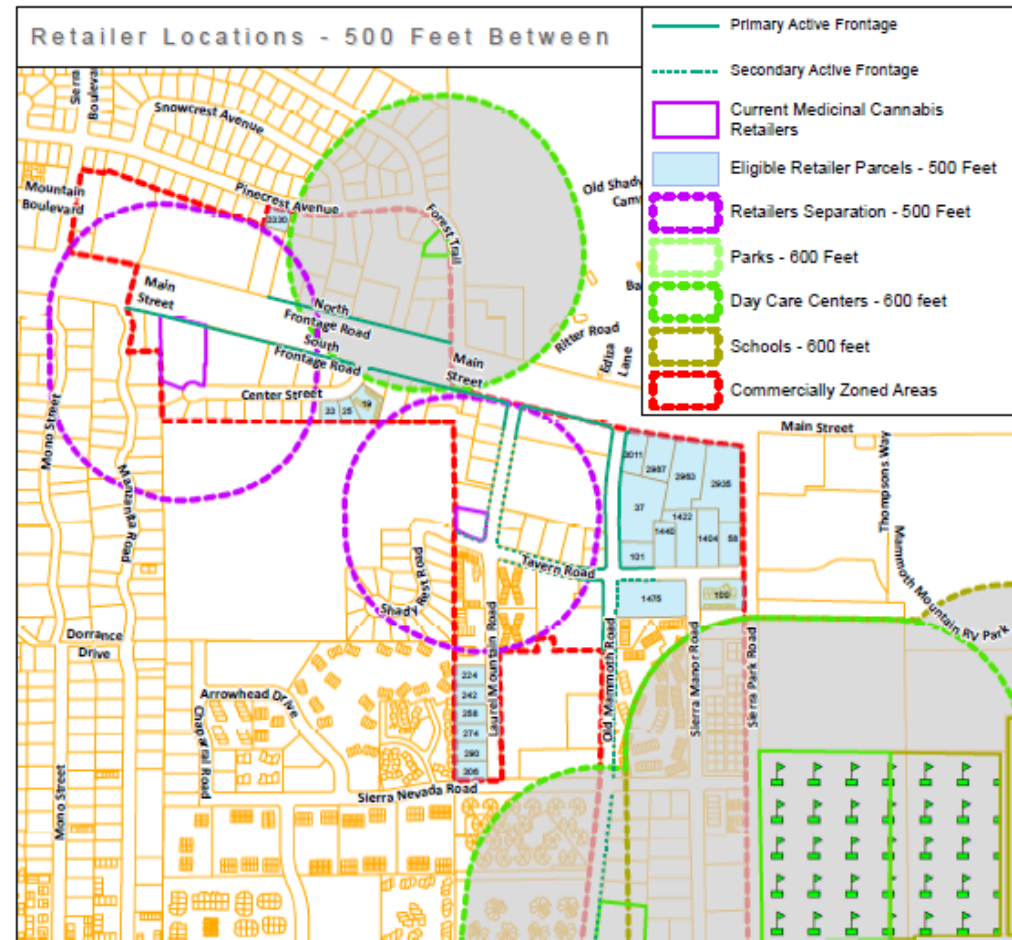
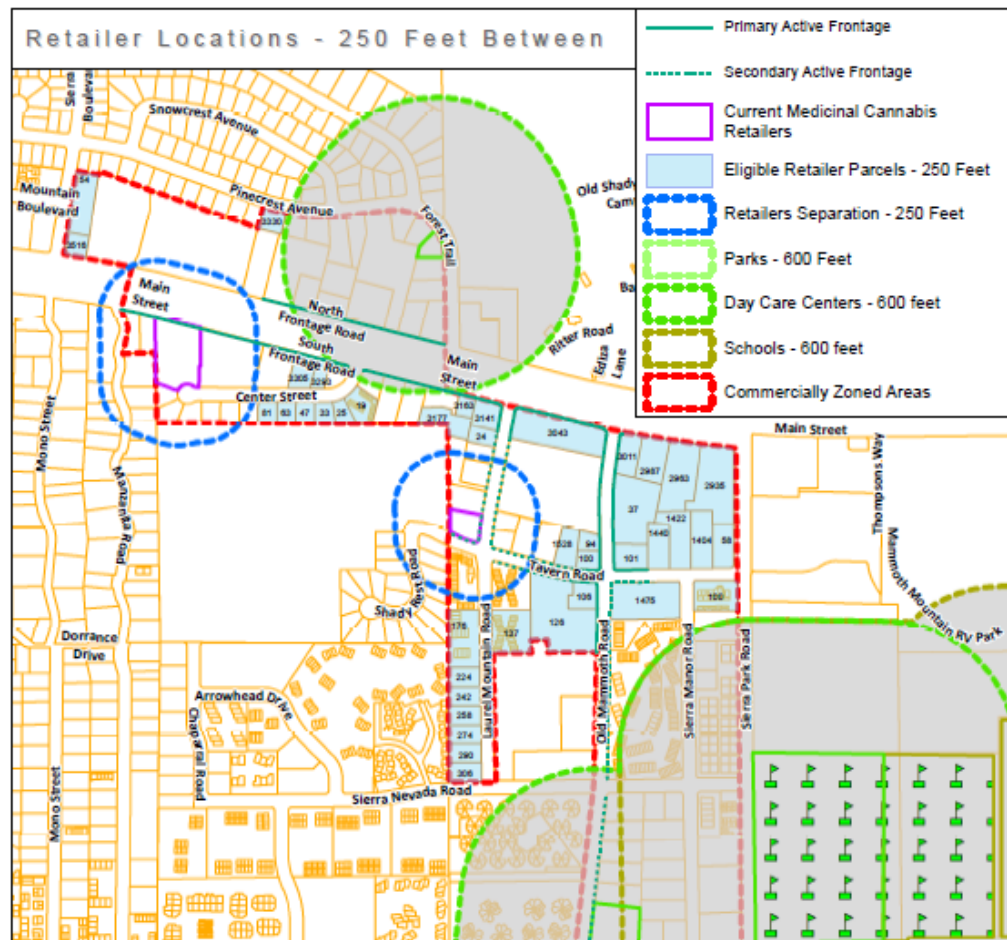
Cannabis Retailers - Separation Requirement

250 foot separation

- 47 eligible parcels (includes the existing 2 cannabis dispensaries)



Discussion Question – Should the separation requirement between cannabis retailers be 250 feet as recommended by the Commission or 500 feet?



Staff Recommendation

Introduce, read by title only, and adopt the urgency ordinance, making the required CEQA and Municipal Code findings, and approving Zoning Code Amendment 17-001 as recommended by the Planning and Economic Development Commission, repealing and readopting Chapter 5.38 of the Municipal Code, and repealing the cannabis moratorium (Ordinance 17-09).

Required Findings

- a. It is necessary for the ordinance to be an urgency ordinance in order to promote the immediate preservation of the public peace, health, and safety of the Town and its residents;
- b. The proposed amendments are internally consistent with all other provisions of the General Plan and any applicable specific plan or master plan;
- c. The proposed amendments would not be detrimental to the public interest, health, safety, convenience, or welfare of the town;
- d. The proposed amendments are in compliance with the provisions of the California Environmental Quality Act (CEQA); and
- e. The proposed amendments are internally consistent with other applicable provisions of the Zoning Code.