

**RESOLUTION NO. 2021-009**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, ESTABLISHING THE MAXIMUM NUMBER OF COMMERCIAL CANNABIS BUSINESSES PERMITTED TO OPERATE IN THE CITY AND BUFFERS FROM SENSITIVE USES**

**WHEREAS**, The City Council has voted to allow commercial cannabis businesses to operate within the City and the requirements of the City's commercial cannabis business program are codified in Chapter 6.420, "Commercial Cannabis Businesses," of the San Buenaventura Municipal Code ("Municipal Code"); and,

**WHEREAS**, In accordance with Sections 6.420.220 and 6.420.370 of the Municipal Code, the City Council shall establish by resolution the maximum number of each type of commercial cannabis business that may be issued a cannabis business permit as well as the minimum buffer distance a commercial cannabis business must be located from any sensitive uses.

NOW, THEREFORE, the City Council of the City of San Buenaventura does hereby resolve, find, determine and order as follows:

**SECTION 1: MAXIMUM NUMBER OF PERMITTED COMMERCIAL CANNABIS BUSINESSES.** Pursuant to Section 6.420.220 of the Municipal Code, the following maximum number of Commercial Cannabis Businesses, as defined in Section 6.420.030 of the Municipal Code, may be permitted:

- A. Storefront or Non-Storefront Retailers and Microbusinesses. A maximum of five (5) Storefront or Non-Store Front Retailers or Microbusinesses, as defined in Section 6.420.030 of the Municipal Code, may be issued a cannabis business permit pursuant to the application process established in Section 6.420.230.
- B. Manufacturers, Distributors, and Testing Laboratories. A maximum of ten (10) Manufacturers, Distributors, or Testing Laboratories, as defined in Section 6.420.030 of the Municipal Code, may be issued a cannabis business permit pursuant to the application process established in Section 6.420.230.

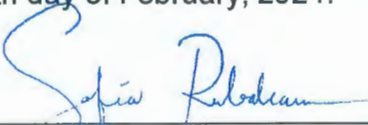
This Resolution is only intended to create a maximum number of Commercial Cannabis Businesses that may be issued permits to operate in the City under each category. Nothing in this Resolution mandates that the City issue any or all authorized cannabis business permits.

SECTION 2: SENSITIVE USE BUFFER ZONES. Pursuant to Section 6.420.370 of the Municipal Code, the following sensitive use buffer zones are established, and each Commercial Cannabis Business must comply with these requirements:

- 1) The front door of any Commercial Cannabis Business shall not be closer than six hundred (600) feet from any parcel containing any elementary, middle, or high school, (whether public, private, or charter) in existence at the time Section 6.420.370 of the Municipal Code was adopted, unless the State licensing authority specifies a greater radius.

SECTION 3: EXEMPTION FROM CALIFORNIA ENVIRONMENTAL QUALITY ACT. The City Council further finds that the enactment of these regulations pursuant to this Resolution is determined to be exempt under Section 15061(b)(3) of Title 14 of the California Code of Regulations (the "State CEQA Guidelines") in that its adoption merely establishes limitations on the City's commercial cannabis business permit program. It can therefore be foreseen that the enactment of this ordinance does not have the potential to result in significant effects on the environment.

PASSED AND APPROVED this 8th day of February, 2021.

  
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Sofia Rubalcava, Mayor

ATTEST:

  
\_\_\_\_\_  
Antoinette M. Mann, MMC, CRM  
City Clerk

APPROVED AS TO FORM  
GREGORY G. DIAZ, City Attorney

BY:  2/16/21  
Megan Lorenzen Date  
Assistant City Attorney

CERTIFICATION

STATE OF CALIFORNIA )  
COUNTY OF VENTURA ) SS.  
CITY OF SAN BUENAVENTURA )

I, ANTOINETTE M. MANN, City Clerk of the City of San Buenaventura, DO HEREBY CERTIFY that the foregoing is a full, true, and correct copy of Resolution No. 2021-009 which was duly and regularly passed and adopted by said City Council at a regular meeting held February 8, 2021, by the following vote:

AYES: Councilmembers Brown, Halter, Friedman, and Deputy Mayor Schroeder\*

NOES: Councilmember Johnson and Mayor Rubalcava

ABSENT: None

\*Councilmember position vacant.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City of San Buenaventura, California.

  
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Antoinette M. Mann, City Clerk  
City of San Buenaventura, California

  
\_\_\_\_\_  
Date Attested

