

ATTACHMENT 2: COMPARISON OF NEIGHBORING JURISDICTIONS REGULATION OF MEDICAL MARIJUANA DISPENSARIES

City	Operator Permit	Zoning	Delivery	Testing/Manufacturing	Tax
Alameda	Not Applicable	Prohibited	Prohibited	Prohibited	Not Applicable
Albany	Not Applicable	Prohibited	Prohibited	Prohibited	Not Applicable
Berkeley	<ul style="list-style-type: none"> • Only for business licenses issued for dispensaries, utilizing RFP process. • May provide incidental services including, cultivation (limited to lesser of 200 sq. feet or 25% building sq. ft.), manufacturing, processing and testing 	<ul style="list-style-type: none"> • Allowed in commercial district by right if requirements met • 600 ft. buffer from schools or other lawfully operating dispensaries 	<ul style="list-style-type: none"> • Yes, but cannot be a stand-alone delivery only service 	<ul style="list-style-type: none"> • Testing and manufacturing treated same as non-marijuana use under code 	<ul style="list-style-type: none"> • At least 2% (by weight) of the annual amount of medical cannabis provided to dispensary's members must be provided to very low income members who are Berkeley residents. • \$25 per \$1000 gross receipts for either medical or non-medical cannabis business • If genuine non-profit, taxed at \$25 per square foot up to 3000 square feet, and then taxed at \$10 per square foot for all square feet above 3000 square feet.
Oakland	<ul style="list-style-type: none"> • City Administrator issues no more than eight special business permits limited to non-profits 	<ul style="list-style-type: none"> • 600 ft. buffer from schools, parks, residential zone or another dispensary • Located in either commercial or industrial zone 	<ul style="list-style-type: none"> • May deliver 	<ul style="list-style-type: none"> • Requires permit 	<ul style="list-style-type: none"> • Medical Cannabis taxed at \$50.00 for every \$1000 of gross receipts; or • Non-Medical Cannabis taxed at \$100.00 for every \$1000 of gross receipts.
San Leandro	<ul style="list-style-type: none"> • One Permit issued by City Council 	<ul style="list-style-type: none"> • Industrial or commercial zone • Cannot be within 1000 ft. of school, park, library • Cannot be within 500 ft. of residential zone • Board of Zoning Adjustments issues CUP after dispensary permit issues 	<ul style="list-style-type: none"> • Unknown 	<ul style="list-style-type: none"> • Included in operation of dispensary 	<ul style="list-style-type: none"> • Harborside has voluntarily committed to paying one percent of gross tax receipt, and ten percent of net operating income.