

RESOLUTION NO. 17-178

Resolution Of The City Council Of The City Of Emeryville Authorizing The Police Chief To Issue A Dispensary/Retail Permit To Rochambeau, Inc.

WHEREAS, Section 5-28.07(b) of the Emeryville Municipal Code provides that no Dispensary/Retailer permit, as that term is used in Section 5-28.04(b)(4), shall issue until the City Council adopts regulations establishing issuance of such permit; and

WHEREAS, on September 5, 2017, the City Council adopted Resolution No. 17-135 adopting regulations governing the issuance of a Dispensary/Retailer permit as that term is used in Section 5-28.04(b)(4) of the Emeryville Municipal Code; and

WHEREAS, pursuant to the procedures set forth in Resolution No. 17-135, the City Council adopted Resolution No. 17-136 authorizing the City Manager to release a Request for Qualifications (RFQ) to cannabis businesses; and

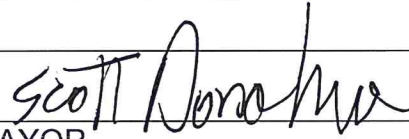
WHEREAS, the City received seven submittals in response to the issued RFQ, including a submittal from Rochambeau, Inc.; now, therefore, be it

RESOLVED, that the City Council of the City of Emeryville hereby finds that, based upon its submittal received on October 6, 2017, evidence presented during the oral interview with staff on October 19, 2017, the staff report, and public comment, Rochambeau, Inc. is qualified to hold a permit for a storefront dispensary/retail cannabis business because their proposed business will advance the goals of the City as articulated in the RFQ, and will not be detrimental to the public health, safety and welfare; and be it further

RESOLVED, that the City Council of the City of Emeryville hereby authorizes the Police Chief to issue a dispensary/retail permit to Rochambeau, Inc., or its successor-in-interest, provided its successor-in-interest includes: Timothy Schick, Sean Christopher Luse, Etienne Fontan, Michael David Sautman, and Roger L. LaChance as owners and/or key employees. The Police Chief may impose permit conditions as may be necessary to ensure that the business is operated in a manner consistent with Rochambeau, Inc.'s submittal received October 6, 2017, and the supplemental information submitted to the City.

ADOPTED by the City Council of the City of Emeryville at a special meeting held Tuesday, November 21, 2017 by the following vote:


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| AYES: | <u>4</u> | Mayor Donahue, Vice Mayor Bauters and Council Members Martinez and Medina |
| NOES: | <u>1</u> | Council Member Patz |
| ABSTAIN: | <u>0</u> | |
| ABSENT: | <u>0</u> | |



MAYOR

ATTEST:

APPROVED AS TO FORM:



DEPUTY CITY CLERK



CITY ATTORNEY