



City of Emeryville

CALIFORNIA

MEMORANDUM

DATE: April 6, 2021
TO: Christine Daniel, City Manager
FROM: Charles S. Bryant, Community Development Director
SUBJECT: **An Ordinance Of The City Council Of The City Of Emeryville Amending Section 5-28.06(d) Of The Emeryville Municipal Code, "Cannabis, Review of Applications – Appeal of Disapprovals and Suspensions" (CEQA Determination: Exempt Pursuant To CEQA Guideline 15061(b)(3))**

RECOMMENDATION

Staff recommends that the City Council adopt the second reading of the above-referenced ordinance, which modifies Section 5-28.06(d) of Chapter 28 of Title 5 of the Emeryville Municipal Code regarding grounds for denial, revocation or suspension of an operator's permit for a cannabis business.

DISCUSSION

The City Council adopted the first reading of the attached ordinance on March 16, 2021 with no changes. The staff report for the March 16, 2021 City Council meeting, which provides a detailed explanation of the amendments to the Municipal Code, is attached for reference (see Attachment 1).

FISCAL IMPACT

The proposed ordinance does not have a direct fiscal impact. The proposed ordinance could have an indirect and positive but unquantifiable fiscal impact if the possibility of revocation or nonrenewal of Operator's Permits incentivizes the timely commencement of cannabis business operations and/or the re-tenanting of properties previously permitted for cannabis uses with active business operations.

PREPARED BY: Chadrick Smalley, Economic Development and Housing Manager

**APPROVED AND FORWARDED TO THE
CITY COUNCIL OF THE CITY OF EMERYVILLE:**

Christine Daniel, City Manager

ATTACHMENTS

- Staff report from March 16, 2021
- Proposed Ordinance