



Contra Costa County Cannabis Ordinance



County File #ZT18-0003 and RZ18-3242

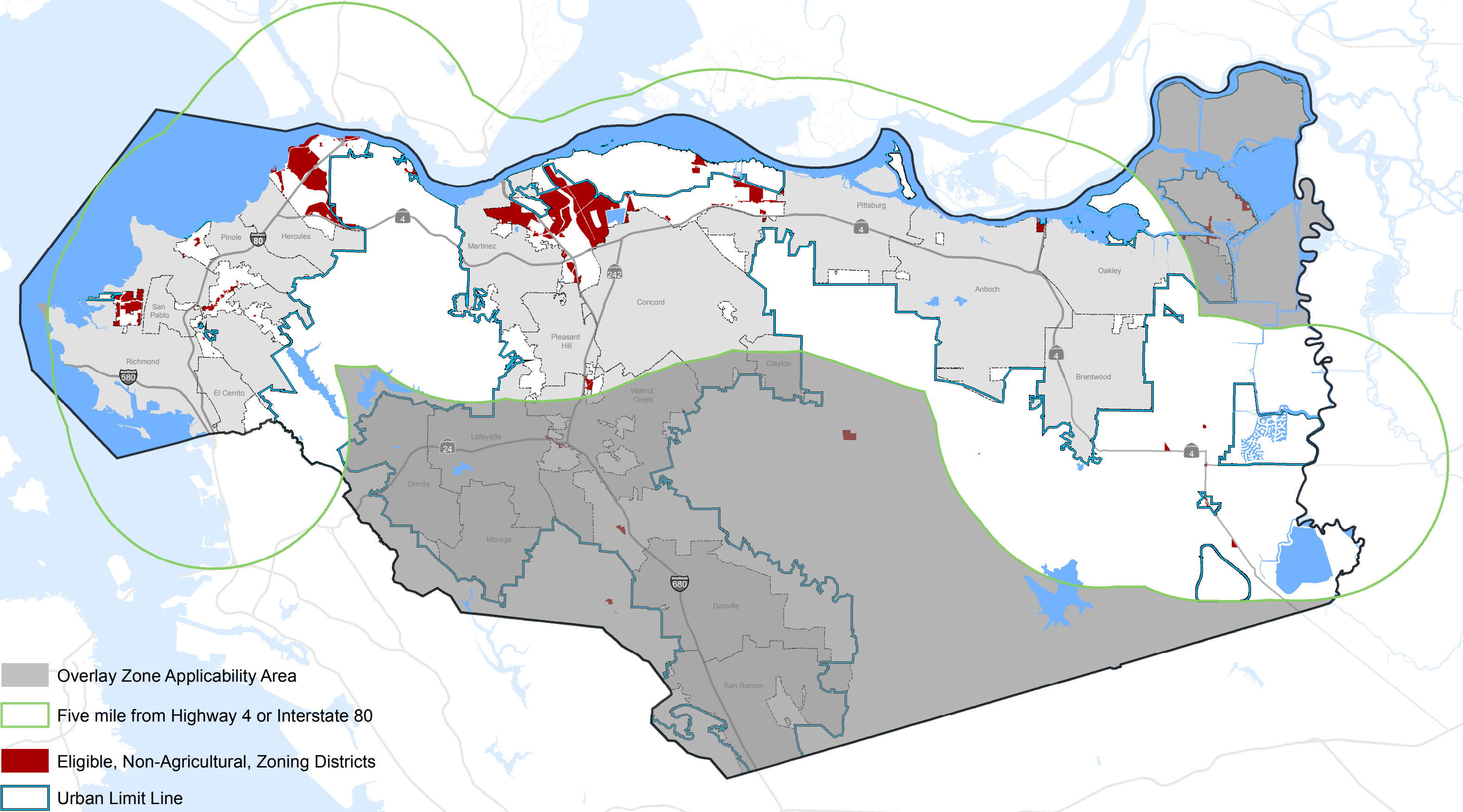
Board of Supervisors

June 26, 2018

Ordinances Background

- ▶ Ordinances Prepared in accordance with the Framework for Regulating Cannabis in the Unincorporated Area of the County as approved by the Board on April 24, 2018.
- ▶ Ordinances would become operative upon approval of Cannabis Tax measure by County voters
- ▶ Request for Proposal (RFP) and review process will be prepared by DCD and presented to the Board for approval later this year
- ▶ Ordinances recommended for approval by Planning Commission on May 23, 2018 with recommended changes

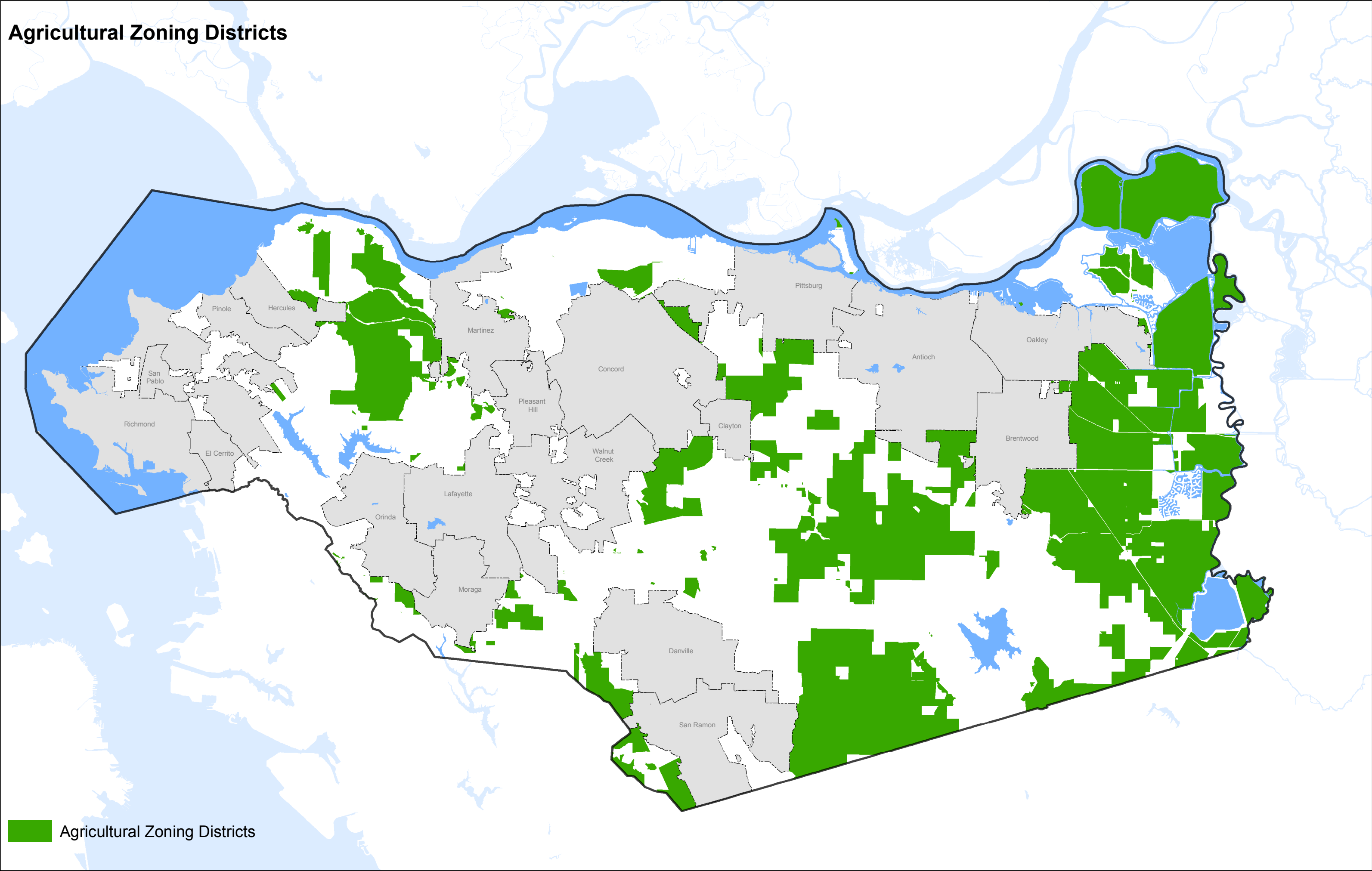
Potential Exclusion of Certain Non-Agricultural Zoning Districts



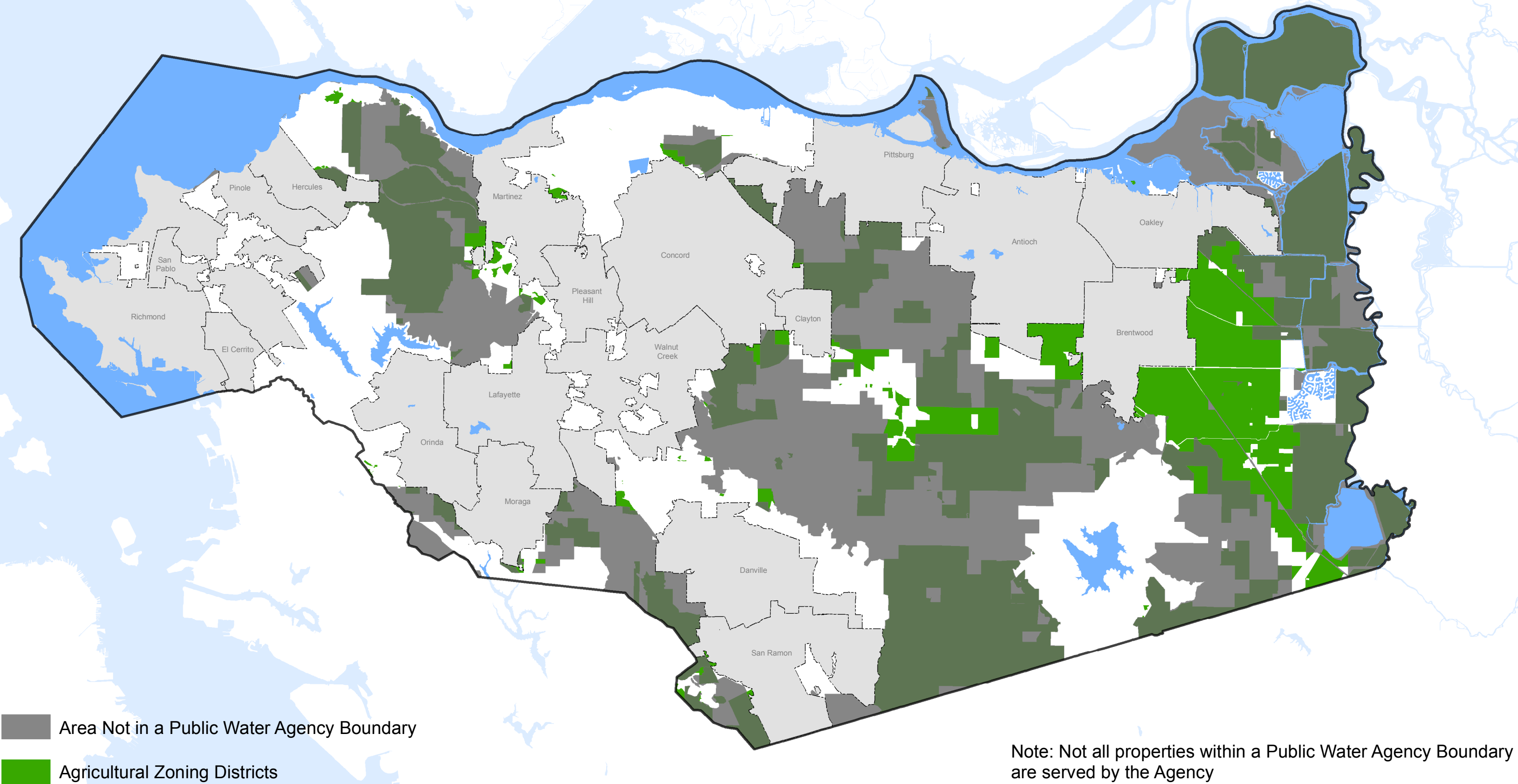
County Planning Commission Recommendation

- ▶ Ordinances heard by County Planning Commission on May 23, 2018
- ▶ Ordinances recommended unanimously by Planning Commission with changes to ordinance language related water service requirements for commercial cultivation
- ▶ Staff has prepared options for the Board with relation to the Planning Commission recommendation

Agricultural Zoning Districts



Public Water Agency Boundaries and Agricultural Zoning Districts



Ordinance Options related to Water Service for Commercial Cultivation

- ▶ **Planning commission recommendation:** Accept the planning commission recommendation which would allow either water from a retail water supplier or ground water from a demonstrated sustainable source.
- ▶ **Alternative A:** Adopt a modified version of the requirement that was in the original Framework. Under this approach, the cultivator would still be required to be served by a retail water supplier, but groundwater could be used during periods of time when the public water agency water would not be available, provided the sustainability of the ground water can be demonstrated.
- ▶ **Alternative B:** Adopt an approach intermediate between the Planning Commission recommendation and Alternative A that involves setting a cap on operations not served by a retail water supply. Under this option, ground water from a demonstrated sustainable source could be used as an alternative to water from a retail water supplier, but only by a limited number of the 10 commercial cannabis businesses to be permitted. If this option is selected staff, would recommend that the limit on operations not served by public water be set at two (2).
- ▶ Staff recommends Alternative A because it is closest to the original Framework and would most carefully limit cannabis cultivation operations during this initial period for permitting commercial cannabis when we are measuring the efficacy of the new regulations.

Cannabis Delivery from Outside County

- ▶ Ordinance regulates cannabis deliveries from outside County
- ▶ Deliveries from outside the County will be permitted subject to specific regulations including
 - ▶ Delivery business is licensed and authorized
 - ▶ The business possesses a County business license
 - ▶ Employees must be able to produce specific documentation as needed by County law enforcement
 - ▶ Vehicles used to deliver cannabis and cannabis products must be owned by the business.
 - ▶ Drivers who deliver cannabis and cannabis products on behalf of the business must be employed by the business
 - ▶ Business shall ensure that its employees who deliver cannabis or cannabis products require customers to show State-issued identification at the time a delivery is made and business shall ensure that its employees deliver cannabis and cannabis products only (i) to persons who are 21 years of age or older, or (ii) to persons who are 18 years of age or older and either possess a physician's recommendation, or are primary caregivers

QUESTIONS?