

ORDINANCE NO. 2018-27

(Cannabis Regulation)

The Contra Costa County Board of Supervisors ordains as follows (omitting the parenthetical footnotes from the official text of the enacted or amended provisions of the County Ordinance Code).

SECTION 1. Summary. This ordinance amends Chapter 84-86 of the Ordinance Code to include the unincorporated Knightsen area in the Cannabis Exclusion (-CE) Combining District. This ordinance also amends Chapter 88-28 of the Ordinance Code to provide that a land use permit issued for a vertically-integrated business that includes both storefront retail and commercial cultivation will not count towards the 10-permit limit for commercial cultivation. This ordinance also requires cannabis delivery businesses located outside of unincorporated Contra Costa County to possess a current County health permit. This ordinance will become operative on the effective date of the Contra Costa County Cannabis Business Tax Ordinance only if the tax ordinance is approval by a majority of voters voting on the tax ordinance at the November 6, 2018, general election.

SECTION 2. Section 84-86.204 in Chapter 84-86 of this code is amended to read:

84-86.204 Applicability. The cannabis exclusion (-CE) combining district applies to all property in all zoning districts in the following communities and geographic areas of the county.

- (a) Bethel Island.
- (b) Sandmound Slough.
- (c) Saranap.
- (d) Acalanes Ridge.
- (e) Alamo.
- (f) Contra Costa Centre.
- (g) Knightsen.

(Ord. 2018-27, § 2; Ord 2018-18, § 4.)

SECTION 3. Subsection 88-28.402(c)(4) in Chapter 88-28 of this code is amended to read:

- (4) A permit issued for a vertically-integrated business that authorizes both (A) a storefront retailer under Section 88-28.412, and (B) commercial cultivation under Section 88-38.414, does not count toward the commercial cultivation 10-permit

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limit in subsection (c)(2). Except as specifically provided in the preceding sentence or elsewhere in this Section 88-28.402(c), a permit issued for a vertically-integrated business counts toward the permit limit for each commercial cannabis activity involved in the vertically-integrated business.

(Ord. 2018-27, § 3; Ord 2018-18, § 3.)

SECTION 4. Subsection 88-28.406(b)(2)(A) in Chapter 88-28 of this code is amended to read:

- (A) The business possesses both (i) a current County business license, and (ii) a current County health permit issued under Chapter 413-4 of this code.

(Ord. 2018-27, § 4; Ord 2018-18, § 3.)

SECTION 5. Effective Date and Operative Date; Publication. This ordinance becomes effective, but not operative, 30 days following its adoption by the Board of Supervisors. This ordinance will become operative on the effective date of the Contra Costa County Cannabis Business Tax Ordinance only if the tax ordinance is approved by a majority of voters voting on the tax ordinance at the November 6, 2018, general election. Within 15 days after passage this ordinance shall be published in the East Bay Times, a newspaper published in this County, in a manner satisfying the requirements of Government Code section 25124, with the names of supervisors voting for an against it.

PASSED on _____ by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

ATTEST: DAVID J. TWA _____
Clerk of the Board of Supervisors Board Chair
and County Administrator

By: _____ [SEAL]
Deputy