



**Contra  
Costa  
County**

To: Board of Supervisors  
From: John Kopchik, Director, Conservation & Development Department  
Date: April 28, 2020

Subject: Update on Status of Commercial Cannabis Land Use Permit Applications for Retail Storefront and Cultivation as Selected by the Board

**RECOMMENDATION(S):**

ACCEPT update on the commercial cannabis land use permit applications received for storefront retail and commercial cultivation in response to the invitations approved by the Board on December 10, 2019.

**FISCAL IMPACT:**

None.

**BACKGROUND:**

At the Board of Supervisors public meeting on December 10, 2019, in accordance with Section 88-28.404 of the County Code, the Board selected a total of eleven proposals for numerically-limited commercial cannabis activities to invite to apply for a land use permit. Of this total, four proposals were invited to apply for land use permits for retail storefront and seven for commercial cannabis cultivation. Invitees were given until March 9, 2020 to submit land use permit applications to the Department of Conservation and Development. Staff committed to reporting back to the Board after the March 9 deadline on applications received and this report is for that purpose.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY

☐ RECOMMENDATION OF BOARD

ADMINISTRATOR

COMMITTEE

Action of Board On: **04/28/2020** ☒ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

**VOTE OF SUPERVISORS**

AYE: John Gioia, District I Supervisor  
Candace Andersen, District II Supervisor  
Diane Burgis, District III Supervisor  
Karen Mitchoff, District IV Supervisor  
Federal D. Glover, District V Supervisor

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: April 28, 2020

David Twa, County Administrator and Clerk of the Board of Supervisors

By: Stephanie Mello, Deputy

Contact: Ruben Hernandez,  
925-674-7785

cc:

## BACKGROUND: (CONT'D)

Of the four invitees for retail storefront land use permit applications, applications from all four were received by the deadline. Of the seven invitees for commercial cultivation, five land use permit applications were received by the deadline. Land use permit applications were ***not*** received for two of the proposals invited to apply: Element 7 - Chestnut Street in Brentwood and Element 7 - Willow Way in Byron. The attached table provides additional detail on the land use permit applications received.

Staff will continue to review and evaluate the nine applications received and perform the work necessary for these proposals to be individually considered at future public hearings.

For certain commercial cannabis activities that are numerically-limited by the County's Ordinance, the RFP process did not result in accepted applications that would hit the caps. Even if each of the nine applications received is approved for a land use permit, the Ordinance allows for an additional five sites for commercial cultivation and two sites for manufacturing in an agricultural zone. As stated in the December 10, 2019 board order, staff will provide a recommendation to the Board by the end of 2020 regarding a process for accepting applications for these commercial cannabis activities. Until otherwise directed by the Board, staff will not accept additional proposals for these activities.

## CONSEQUENCE OF NEGATIVE ACTION:

None.

## ATTACHMENTS

Cannabis LUP Table