

CITY OF MERCED
Planning Commission

Resolution #3059

WHEREAS, the Merced City Planning Commission at its regular meeting of December 9, 2015, held a public hearing and considered **Zoning Ordinance Amendment #15-01**, initiated by the City of Merced. This application involves changes to the Merced Zoning Ordinance (Title 20 of the Merced Municipal Code) which would add Chapter 20.84, “Medical Marijuana and Cultivation” to the Merced Municipal Code prohibiting all commercial medical marijuana/cannabis uses and activities, including delivery, in all zones and all specific plan areas in the City of Merced and prohibiting the cultivation of any amount of marijuana/cannabis for medical use by a qualified patient or primary caregiver in all zones and specific plan areas in the City of Merced; and,

WHEREAS, the Merced City Planning Commission considered Findings A through E of Staff Report #15-23; and,

NOW THEREFORE, after reviewing the City’s Draft Environmental Determination, and discussing all the issues, the Merced City Planning Commission does resolve to hereby recommend to City Council adoption of a Categorical Exemption regarding Environmental Review #15-33, and approval of Zoning Ordinance Amendment #15-01, modified as follows:

Allow medical marijuana dispensaries in certain commercial zones (they deferred to staff to determine which zones), allow deliveries to begin at dispensaries within those commercial zones and to end in any zone within the City, and allow the cultivation of up to 12 medical marijuana plants for personal use (equivalent to Merced County’s regulations), with no commercial cultivation of marijuana.

Upon motion by Commissioner Padilla, seconded by Commissioner Smoot, and carried by the following vote:

AYES: Commissioners Smoot, Smith, McLeod, Dylina, Padilla, and
Acting Chairperson Baker
NOES: None
ABSENT: Commissioner Colby
ABSTAIN: None

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December 9, 2015

Adopted this 9th day of December 2015



Chairperson, Planning Commission of
the City of Merced, California

ATTEST:



Secretary

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