



Legislation Details

File #: 23-439 **Version:** 1 **Name:**

Type: Public Hearing Item **Status:** Agenda Ready

File created: 5/11/2023 **In control:** Planning Commission

On agenda: 6/7/2023 **Final action:** 6/7/2023

Title: SUBJECT: Zoning Ordinance Amendment #23-01, initiated by the City of Merced. This application involves changes to the Merced Zoning Ordinance (Title 20 of the Merced Municipal Code) which would amend Merced Municipal Code Section 20.44.170 (Regulation of Commercial Cannabis Activities - Commercial Cannabis Business Permit Required). This amendment would increase the maximum number of retail cannabis dispensaries allowed within the City from five to up to ten, add a new section allowing Council consideration of alternative sites for retail cannabis business applications under appeal, include local ownership requirements for cannabis retail permits issued after November 3, 2021, and various other amendments.

ACTION: **PLANNING COMMISSION:**
Recommendation to City Council
1) Environmental Review #23-12 (Categorical Exemption)
2) Zoning Ordinance Amendment #23-01

CITY COUNCIL:
Approve/Disapprove/Modify
1) Environmental Review #23-12 (Categorical Exemption)
2) Zoning Ordinance Amendment #23-01

SUMMARY

The City is proposing modifications to the City's current cannabis ordinance found under Merced Municipal Code Section 20.44.170 - Regulations of Commercial Cannabis Activities - Commercial Cannabis Business Permit Required. During the City Council meeting of March 20, 2023, the Council discussed potential modifications to the ordinance and directed staff to modify various sections of the ordinance. This ordinance amendment would increase the number of retail cannabis permits from 5 to up to 10, allow Council to consider alternative sites for retail cannabis business permit applications under appeal, include local ownership requirements for cannabis retail permits issued after November 3, 2021, and other minor procedural clarifications and modifications.

RECOMMENDATION

Planning staff recommends that the Planning Commission recommend approval to the City Council of Environmental Review #23-12 (Categorical Exemption) and Zoning Ordinance Amendment #23-01 as outlined in Exhibit B of the Draft Resolution #4113, subject to the findings/considerations in Exhibit A of the Draft Resolution at Attachment A.

Sponsors:

Indexes:

Code sections:

Attachments: 1. Attachment A - Draft Planning Commission Resolution, 2. Attachment B - Categorical Exemption.pdf, 3. Attachment C - Presentation.pdf

Date	Ver.	Action By	Action	Result
6/7/2023	1	Planning Commission	recommended for approval	Pass