



Kriss Worthington

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CONSENT CALENDAR

July 16, 2013

To: Honorable Mayor and Members of the City Council
 From: Councilmember Kriss Worthington
 Subject: Refer Cannabis Commission September Presentation to Agenda Committee

RECOMMENDATION

Request to reschedule Medical Cannabis Commission presentation to September agenda.

FISCAL IMPACTS OF RECOMMENDATION

None

BACKGROUND

Due to a previous vote by the Council, the Medical Cannabis Commission is scheduled to present their item in October, but have requested to reschedule the presentation for September. In order to make this change, the Council must vote again.

Recent cases regarding code enforcement on medical cannabis collection have made it apparent that Berkeley needs to update our regulations.

The Medical Cannabis Commission has put forth the following recommendations:

1. Adopt first reading of an Ordinance amending Berkeley Municipal Code (BMC) Section 12.26.030, which will amend “three existing definitions (‘medical cannabis collective’, ‘medical cannabis dispensary’ and ‘medical cannabis organization’) in order to clarify the distinction between the various types of medical cannabis organizations. Additionally, a new definition, ‘medical cannabis cooperative,’ is recommended so that all medical cannabis organization options permitted by the State are reflected in the City’s ordinance.”
2. Adopt first reading of an Ordinance adding to the BMC by creating a new Chapter 12.27, which provides “specific regulations for dispensaries, as called for in Measure T.” This includes the Medical Cannabis Commission’s recommendations (Alternative A), which states that “in order to prevent unauthorized entry during non-business hours, a Dispensary shall either secure all exterior windows and roof hatches from the inside with bars, retractable, folding or sliding metal gates, or metal rollup or accordion doors, or provide at least one security guard during those hours.”

3. Adopt a Resolution establishing a ranking process for the selection of additional medical cannabis dispensaries in Berkeley.

4. Refer to the Planning Commission an amendment to BMC Section 23E.16.070 to increase the number of dispensaries permitted from four to six.

All of these recommendations are explained in more detail in the Commission's original item.

CONTACT PERSON

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