



CITY COUNCIL MEETING AGENDA

**City Council Chambers
4488 Red Bluff St
Shasta Lake, CA 96019**

Tuesday, May 2, 2017

The Brown Act prohibits the Council from taking action on any item not placed on the Agenda in most cases.

The Brown Act requires any non-confidential documents or writings distributed to a majority of the City Council less than 72 hours before a regular meeting to be made available to members of the public at the same time they are distributed.

Should supplemental materials to be evaluated in the decision making process be made available to the members of the legislative body at the meeting, seven (7) copies must be provided to the City Clerk who will distribute them.

Councilmembers are encouraged to contact the City Manager prior to the meeting with questions or concerns regarding any item on the Agenda so that their questions and concerns can be adequately addressed at the meeting.

Agenda packets are available for public review at City Hall, 1650 Stanton Drive, Shasta Lake, CA during normal business hours of 7:00 a.m. to 4:00 p.m. weekdays, excluding holidays.

In Compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please call (530) 275-7407. Notification 48 hours prior to the meeting is requested to enable the City to make reasonable arrangements to ensure accessibility to this meeting (28 CFR 35.102-35.104 ADA Title II).

1.0 6:00 CALL TO ORDER - Regular Session

Statement for the record of Council members present

Pledge of Allegiance

Invocation

2.0 AWARDS AND RECOGNITIONS

3.0 COMMUNICATIONS

3.1 Presentations:

Shop Healthy Shasta Lake Presentation

3.2 Public Comment Period:

This time is set aside for citizens to address the City Council on matters listed on the Consent Agenda as well as other items **not** included on the Regular Agenda. If your comments concern an item noted on the regular agenda, please address the Council when that item is open for public comment. **Each speaker is allocated three (3) minutes to speak.** Speakers may not cede their time. Comments should be limited to matters within the jurisdiction of the City. Council discussion or action cannot be taken on items not listed on the agenda other than to receive comments. Speaker forms are available from the City Clerk, 1650 Stanton Drive, Shasta Lake, on the City's website, or at the back of the meeting hall. If you have documents to present to members of Council, please provide a minimum of seven copies.

3.3 Commission/Committee/Outside Agency Reports

Outside Agency Funding Reports by Shasta Lake Garden Project, Shasta Lake Gateway Library, Shasta Damboree.

4.0 CONSENT AGENDA

NOTICE: The items listed under the Consent Agenda are considered routine business and will be voted on together by one motion unless a Council Member requests a specific item to be removed and discussed separately.

- | | | |
|-----|--|---------|
| 4.1 | Acceptance of the minutes of the regular meeting of April 18, 2017. | Page 4 |
| 4.2 | Resolution accepting the Cash and Investment Report for the period ending March 31, 2017. | Page 6 |
| 4.3 | Ordinance amending the Municipal Code to add Chapter 17.10 to establish zoning for the cultivation, distribution, dispensary, manufacturing, nursery, testing and transport of commercial cannabis within the City of Shasta Lake. | Page 12 |
| 4.4 | Ordinance amending the Municipal Code by adding Chapter 5.05 to regulate the establishment, operation, cultivation, manufacturing, sale, testing and distribution of commercial cannabis. | Page 18 |
| 4.5 | Resolution approving an extension of time for a temporary reduction in building permit fees for new residential dwelling units, residential additions and residential garages/workshops. | Page 31 |

5.0 PUBLIC HEARINGS

6.0 REGULAR BUSINESS AGENDA

- | | | |
|-----|--|---------|
| 6.1 | Discussion and possible direction regarding a proposed Disc Golf Course Project. | Page 36 |
| 6.2 | Discussion and possible action on a Resolution authorizing the Mayor, Vice Mayor, and City Manager, or any combination thereof, to prepare, sign, and submit, on behalf of the City Council, a written argument in support of the Commercial Cannabis Business Tax Measure and a written rebuttal to any argument against the Measure. | Page 52 |

7.0 COUNCIL/STAFF REPORTS/COMMENTS

- | | | |
|-----|---|--|
| 7.1 | <u>Staff Comments/Reports</u> | |
| 7.2 | <u>City Council Comments/Reports</u> <ul style="list-style-type: none">• Brief reports by members of the Council regarding correspondence, events and/or meetings attended, and upcoming meetings/events.• Suggestions for future agenda items.• In compliance with Assembly Bill 1234, Council will report of attendance at conferences/meetings/events where expenses are reimbursed by the City. | |

8.0 ADJOURNMENT

Meetings are broadcast on the Wednesday following the meeting at 6 pm and the following Friday at 2 pm on Charter Channel 181.

Meetings are also available on-line through the City website www.cityofshastalake.org



AGENDA ITEM City Council Meeting

TO: John N. Duckett, Jr., City Manager
FROM: Jessaca Lugo, Community and Economic Development Manager
DATE: 05/02/2017
SUBJECT: Outside Agency Donation Reports FY 2016-2017
FILE NO:

RECOMMENDATION:

Presentations By:

Shasta Lake Garden Project
Shasta Lake Gateway Library
Shasta Damboree

BACKGROUND

The City of Shasta Lake provides annual donations to various outside agencies for services that will be utilized towards the benefit of our community. Council has requested periodically to receive written/verbal reports on the expenditure status of the donated funds. Staff notified various agencies of the schedule council meeting these agencies will have a member report on the status of funding expenditures.

FISCAL IMPACTS:

None

ATTACHMENTS:

None

DISTRIBUTION:

City Council



MEETING OF THE CITY OF SHASTA LAKE
CITY COUNCIL

**MINUTES OF THE REGULAR MEETING
HELD TUESDAY, APRIL 18, 2017 AT THE
CITY COUNCIL CHAMBERS, 4488 RED BLUFF ST, SHASTA LAKE, CALIFORNIA**

- 1.0 **5:45 PM - CITY COUNCIL** – Call to Order
ADJOURN MEETING TO CLOSED SESSION

**CLOSED SESSION PURSUANT TO CALIFORNIA GOVERNMENT CODE SECTION 54956.9,
EXISTING LITIGATION (Subdivision (a) of Section 54956.9)
CASE 186027, Bert Boothroyd vs. City of Shasta Lake, Shasta Lake City Council, DOES 1-50,
inclusive.**

6:00 CALL TO ORDER - Regular Session

Mayor Kern called the regular session to order at 6:00 PM and City Attorney John Kenny announced that during closed session unanimous action was taken to accept dismissal of existing litigation.

Council Members present: Farr, Kern, Morgan, Powell

Council Members absent: Watkins

- 2.0 **AWARDS AND RECOGNITIONS** None

3.0 **COMMUNICATIONS**

3.1 **Presentations:**

Tony Giovaniello, Shasta EDC President – Quarterly Report to Council.

Jeff Tedder, City Engineer - Analysis of the City of Shasta Lake's Diversion of Transfer Water.

3.2 **Public Comment Period:**

Mike Bingham spoke regarding over taxation.

3.3 **Commission and Committee Reports:** None

Outside Agency Funding Reports were given by the Shasta Lake Food Pantry and Shasta Lake Chamber of Commerce.

4.0 **CONSENT AGENDA**

- 4.1 Acceptance of the regular meeting minutes of April 4, 2017.

- 4.2 Action to revise Section 5 of Resolution CC-17- 23 calling for a special municipal election to be held on Tuesday, August 29, 2017 to present to the voters the Ordinance replacing Chapter

3.17 to the Municipal Code, to impose a special tax on commercial cannabis businesses to fund local law enforcement/code enforcement.

4.3 Resolution CC-17-30 to accept 2016-2017 tree trimming contract as complete and to authorize the filing of a notice of completion.

4.5 Check Register Information Item
03/23/2017 Checks, Wires and E-Payments \$122,675.65
03/30/2017 Checks, Wires and E-Payments \$407,992.10
04/06/2017 Checks, Wires and E-Payments \$328,817.84
04/15/2017 Payroll \$132,371.13

Motion/Vote

By motion made/seconded (Farr/Morgan) and carried, the consent agenda was approved.

5.0 PUBLIC HEARINGS: None

5.1 Public Hearing and possible action to conduct first reading of an Ordinance amending the Municipal Code to regulate the establishment, cultivation, dispensary operation, distribution, manufacturing, sale and testing of commercial cannabis as land uses.

5.2 Public Hearing and possible action to conduct the first reading of an Ordinance adding Chapter 5.05 to the Municipal Code to regulate the establishment, operation, cultivation, manufacturing, sale, testing and distribution of commercial cannabis.

Mayor Kern opened the Public Hearing for both 5.1 and 5.2.

Mike Bingham spoke about over-regulating and over-taxing.

Jamie Kerr spoke in favor of the Ordinances.

Gracious Palmer stated that the Ordinances should be brought back at the next meeting for the first reading with the changes that were proposed.

Motion/Vote

By motion made/seconded (Farr/Morgan) and carried, Ordinance CC-17-258 was read by short title only (as amended) and moved to the next reading.

Motion/Vote

By motion made/seconded (Farr/Morgan) and carried, Ordinance CC-17-259 was read by short title only (as amended) and moved to the next reading

6.0 REGULAR AGENDA:

6.1 City Manager John Duckett gave an information update on the State Water Resources Control Board Funding Agreement No. D16-01029 for the Wastewater Treatment Facility.

8.0 ADJOURNMENT

With no further business to come before the City Council, Mayor Kern adjourned the meeting at 8:40 PM.

TONI M. COATES, CMC, City Clerk



Report & Recommendation
Reviewed and Approved

4.2

City Manager

AGENDA ITEM
City Council Meeting

TO: John N. Duckett, City Manager
FROM: Laura Redwine, Finance Director
DATE: April 19, 2017
SUBJECT: Cash & Investment Report for March 31, 2017
FILE NO: F-200-150-015

RECOMMENDATION:

Staff submits for approval the attached Cash & Investment Report for the period ending March 31, 2017.

BACKGROUND:

Effective January 1, 1996, California enacted into law Senate Bills 564 and 866, which outline standards and requirements regarding investment activities for local public agencies. Sound investment policies, conservative management of public funds, and quarterly reporting requirements to the governing body were the main focus of this legislation.

The law requires that the chief fiscal officer submit an investment report to the City Council (governing body) each quarter that consists of the following information:

- issuers (bank or institution)
- type of investment or description
- dollar amount
- interest rate
- market valuation
- percent of each investment within the overall portfolio
- date of maturity

The source of the valuation of each investment is required to be reported to the City Council. Additionally, a statement indicating the agencies ability, or lack thereof, to meet the next six (6) months cash flow requirements is required.

Each of the criteria listed above has been addressed in the attached analysis of the cash and investments that the City held on March 31, 2017. The source of market valuations has been quoted from documents received from the bank or institution that is the issuer of each of the investments. If staff did not receive this information from the bank or institution, market value has been listed as equal to the carrying amount. Additionally, we have indicated whether funds are "restricted" for a particular purpose. Restricted funds are usually the amount of funds required to service the last debt service payment on a loan or funds for special projects (water improvement project and housing rehabilitation).

On an overall basis, the City of Shasta Lake should be able to meet its cash flow requirements for the next six months.

FISCAL IMPACTS:

None

ATTACHMENTS:

- City of Shasta Lake Cash & Investment Report
- Resolution for the approval of the March 31, 2017 Cash & Investment Report
- Cash and Investment Notes

DISTRIBUTION:

City of Shasta Lake City Council
City of Shasta Lake Files

RESOLUTION CC-17-XX

**A CITY OF SHASTA LAKE CITY COUNCIL RESOLUTION ACCEPTING THE
QUARTERLY CASH AND INVESTMENT REPORT FOR THE PERIOD ENDING
MARCH 31, 2017**

WHEREAS, the Chief Fiscal Officer is required under Senate Bills 564 and 866 to provide a quarterly investment report to the City Council, and

WHEREAS, the report includes the issuers, type of investment or description, dollar amount, interest rate, market valuation, the percent of each investment within the overall portfolio, the date of maturity, and

WHEREAS, the source of valuation of each investment has been quoted from documents received from the bank or institution that is the issuer of each of the investments and when not supplied the amount has been listed as equal to the carrying value, and

WHEREAS, on an overall basis, the City of Shasta Lake will be able to meet its cash flow requirements for the next six months.

NOW, THEREFORE BE IT RESOLVED that the Shasta Lake City Council accepts the Quarterly Investment Report for the Period ending March 31, 2017 for review.

PASSED, APPROVED, AND ADOPTED this 2nd day of May, 2017, by the following vote:

AYES:
NOES:
ABSENT:

RICHARD KERN, Mayor

ATTEST:

TONI M. COATES, CMC, City Clerk



Cash Accounts Held at March 31, 2017

TCB Checking Account-The City's checking account at Tri Counties Bank is primarily used to manage the day to day operations of the City.

TCB Tenant Deposit Account-The City's tenant deposit account is used to manage the deposits for all of our customer utility accounts. Deposit funds must be kept in a separate non-interest bearing account.

RBOC Certificate of Deposit (CD)-The Redding Bank of Commerce CD is used as a reserve funding account for the Safe Water Loan. The \$58,000 in this account is equal to one year's debt service for the loan. The Safe Water Loan original debt of \$980,000 was used for the construction of the water treatment plant.

RBOC Checking Account-The Redding Bank of Commerce checking account is used for making debt service payments for the Safe Water Loan. The \$.80 per month "safe water" charge on customer's utility bills gets transferred to this account, as well as interest earnings from the \$250,000 Wells Fargo US Treasury Bond. This bond has an 8.875% yield that totals \$22,187.50 annually. (3,625 customers x \$.80 x 12 = \$34,800 per year, plus the \$22,187.50 equals approximately one year debt service for the Safe Water Loan).

Wells Fargo Advisors CD's (Managed by Chandler)-The Wells Fargo account holds various CD's that were purchased because the interest rate at LAIF had been paying so poorly. The CD's were purchased in \$250,000 blocks so that the investment would be FDIC (Federal Deposit Insurance Corporation) insured. The yield on these CD's range anywhere from 0.5% to 4.19%. A partial amount of these CD's represent the Electric Utility Funds \$5.5 million reserve requirement.



Cash Accounts Held at March 31, 2017

Local Agency Investment Fund (LAIF)-City- LAIF is where the City keeps its idle cash for all funds. It's essentially the City's cash reserves. This sort of account allows the City to deposit and withdraw funds a maximum of 15 transactions per month without fees or penalties.

LAIF-County-The County LAIF account is essentially a reserve fund for the debt service for the USDA sewer loan. This \$5.6 million loan was used to finance the expansion of the wastewater treatment plant. The final payment on the bond is due September 2034.

U.S. Treasury Bond- The \$250,000 Wells Fargo Treasury Bond has an 8.875% yield that totals \$22,187.50 annually. This bond helps fund the debt service for the Safe Water Loan. The Safe Water Loan of \$980,000 was used for the construction of the Water Treatment Plant. This Bond was mentioned in the RBOC CD above. The final payment on the bond is due in 2019.

ORDINANCE NO. 17 – _____

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHASTA LAKE
AMENDING THE CITY OF SHASTA LAKE MUNICIPAL CODE TO ADD
CHAPTER 17.10 TO ESTABLISH ZONING FOR THE CULTIVATION,
DISTRIBUTION ,DISPENSARY, MANUFACTURING, NURSERY, TESTING
AND TRANSPORT OF COMMERCIAL CANNABIS WITHIN THE CITY OF
SHASTA LAKE**

WHEREAS, in 1996, the California electorate approved Proposition 215, the Compassionate Use Act of 1996, which allows a patient, with a doctor’s recommendation, to use cannabis for medical purposes without the fear of prosecution or arrest; and

WHEREAS, in 2003, the California legislature passed Senate Bill 420 (Medical Marijuana Program Act) which amended the Health and Safety Code to permit the establishment of medical cannabis dispensaries for the distribution of cannabis for medical purposes; and

WHEREAS, in 2005 the California Board of Equalization began issuing seller’s permits for sales consisting only of medical cannabis; and

WHEREAS, in 2008 the California Attorney General issued guidelines for the security and non-diversion of cannabis grown for medical use; and

WHEREAS, on October 11, 2015, the Governor signed into law Senate Bill 643, Assembly Bill 266, and Assembly Bill 243, collectively referred to as the Medical Marijuana Regulation and Safety Act (“MMRSA”) further amended on June 27, 2016 as the Medical Cannabis Regulation and Safety Act (“MCRSA”), which established regulations and a state licensing system for medical cannabis cultivation, manufacturing, delivery, and dispensing; and

WHEREAS, the voters of the State of California approved and passed Proposition 64 also known as the Adult Use of Marijuana Act (“AUMA”); and

WHEREAS, Health & Safety Code Section 11362.83 provides that cities are free to adopt and enforce local ordinances that regulate the location, operation, or establishment of medical cannabis dispensaries and cultivation; and

WHEREAS, the City Council of the City of Shasta Lake intends that nothing in this Ordinance shall be deemed to conflict with federal law as contained in the Controlled Substances Act, nor to otherwise permit any activity that is prohibited under that Act or other applicable law; and

WHEREAS, after holding a public hearing, and reviewing the legal status of cannabis under applicable law, the City Council finds that the regulation of cannabis with respect to commercial, medical and recreational uses in dispensaries, distribution, indoor cultivation and nursery facilities, manufacturing facilities, testing facilities, and transportation facilities is necessary to protect the public

health, safety, and welfare by mitigating the adverse secondary effects from the operations of these uses on other land uses within the City; and

WHEREAS, the City of Shasta Lake has a compelling interest in ensuring that cannabis is not distributed in an illicit manner, in protecting the public health, safety and welfare of its residents, visitors and business owners, in preserving the peace and quiet of the neighborhoods in which these uses may operate, and in providing access to cannabis to residents; and

WHEREAS, the proposed Ordinance has been reviewed by City staff in accordance with the Environmental Checklist Form (Appendix G of the CEQA Guidelines) to determine if there would be any possibility that the proposed ordinance would create any significant environmental impacts, and City staff has determined that the establishment of regulations for indoor cannabis cultivation, dispensing, distribution, manufacturing, testing, and transportation and businesses does not meet any of the thresholds contained in the Checklist that would trigger a significant environmental impact, and thus according to the “general rule exemption” (Section 15061(b)(3) of the CEQA Guidelines, projects which have no potential for causing a significant effect on the environment are not subject to CEQA, no further environmental analysis is required for this ordinance; and

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SHASTA LAKE DOES ORDAIN AS FOLLOWS:

SECTION 1: Adopts Text Amendment Z-17-01 amending Title 17 of the Shasta Lake Municipal Code by adding Chapter 17.10 entitled “Cannabis Business Land Use” to read as follows:

CHAPTER 17.10 CANNABIS BUSINESS LAND USE

Sections

17.10.010 - Purpose.

The purpose of this Chapter is to define where cannabis business as a land use can be located within the identified zoning districts as called out in the Land Use Table in Section 17.10.20. For zoning districts not called out in the table it shall be presumed that the business is expressly not permitted or allowed within that zoning district.

17.10.15 - Intent

The intent of this section shall be to insure that cannabis businesses are operated in such a manner as to insure the public health and safety of the residents and businesses of the City of Shasta Lake.

17.10.020 – Land Use Table

The Land Use Table shall be used to determine whether a cannabis business is permitted (P), not permitted (NP), or permitted with a Conditional Use Permit (CUP). If a

Zoning District in Title 17 is not listed in the Land Use Table in this section hen the use is expressly not permitted.

City of Shasta Lake Municipal Code – Zoning Chapter 17.10.20							
Use Type	Land Use Class.	Permit Required					
		R	VC /C-2	CM	ML	M	SGIP-PD/DR
Cultivator	Greenhouse, commercial - A	NP	NP	CUP	P	P	P
Cultivator	Greenhouse, commercial - B	NP	NP	CUP	P	P	P
Cultivator	Greenhouse, commercial - C	NP	NP	CUP	P	P	P
Dispensary	Retail/pharmaceutical	NP	P ¹	NP	NP	NP	NP
Distributor	Warehouse/distributor	NP	P ²	CUP	P	P	P
Manufacturer	Manufacturing/processing (volatile)	NP	NP	NP	NP	NP	NP
Manufacturer	Manufacturing/processing (non-volatile)	NP	NP	CUP	CUP	P	P
Nursery	In Building (Retail)	NP	NP	P/CUP ³	CUP	NP	NP
Testing	Laboratory (No Retail)	NP	CUP	CUP	P	P	P
Transporter	Freight / transport	NP	NP	CUP ⁴	P	P	P

Footnotes

- 1 - Three total dispensaries are permitted; each must be located on Shasta Dam Boulevard or in a previously established location housing an existing dispensary in operation at the time this Ordinance is adopted.
- 2 - Permitted use for distribution only. Must be less than 2000 sq. ft. and have no separate warehouse structure.
- 3 - Permitted use for buildings under 2,000 sq. ft. subject to CUP for buildings over 2000 sq. ft.
- 4 - CUP/for use on parcels no less than 2 acres

Land Use Classifications:

Greenhouse, commercial A - permitted cultivation area: 0 to 5,000 square feet
 Greenhouse, commercial B – permitted cultivation area: 5,001 to 10,000 square feet
 Greenhouse, commercial C – permitted cultivation area: 10,000 to 22,000 square feet

ZONING DISTRICTS	
R	Residential Zoning Districts
VC	Village Commercial
C-2	Community Commercial
CM	Commercial – Light Industrial
DR	Design Review
ML	Light Industrial
M	Industrial
SGIP-PD	Shasta Gateway Industrial Park – Planned Development

17.10.030 - Definitions.

The definitions listed here are applicable throughout the Municipal Code where cannabis is referenced. All definitions are intended to comply with those in the Shasta Lake Municipal Code, State regulations, Business and Professions Code, and in the California Health and Safety Code, and as they may be amended.

- A. **Accessory Building** means a detached building subordinate to and located on the same parcel as a residence, the use of which is incidental to that of the residence. Accessory building does not include any tent, trailer, recreational vehicle, or other vehicle, or any building designed or used for human habitation.
- B. **Applicant** shall mean a person who is required to file an application for a permit or license under this chapter.
- C. **Cannabis** “Cannabis” means all parts of the plant *Cannabis sativa* Linnaeus, *Cannabis indica*, or *Cannabis ruderalis*, whether growing or not; the seeds thereof; the resin, whether crude or purified, extracted from any part of the plant; and every compound, manufacture, salt, derivative, mixture, or preparation of the plant, its seeds, or resin. For purposes of this Section the terms Cannabis and Marijuana shall have the same meaning.
- D. **Cannabis Dispensary** – means a premise where cannabis, cannabis products, or devices for the use of non-medical cannabis or medical cannabis products are offered, either individually or in any combination, for retail sale, including an establishment that delivers, pursuant to Section 19340, cannabis and cannabis products as part of a retail sale.
- E. **Cannabis Manufacturing Site** – means the premises that produces, prepares, propagates, or compounds manufactured cannabis or cannabis products, directly or indirectly, by non-volatile extraction methods, and is owned and operated by a licensee for these activities.
- F. **Cannabis Testing Facility** means a public or private laboratory licensed and certified, or approved by the Bureau of Cannabis Regulation or any other regulatory body controlling testing facilities, to conduct research and analyze cannabis, cannabis products, and cannabis concentrate for contaminants and potency.
- G. **Canopy** means the total combined canopy area for all locations on a property where cannabis is being cultivated, including indoor areas, outdoor areas, or a combination of both, as measured by the horizontal extent of the plant or combination of plants at the widest point and measured in a straight line.
- H. **Commercial Cannabis Business** includes cultivation, possession, manufacture, processing, storing, laboratory testing, labeling, transporting, distribution, delivery, or sale of cannabis, medical cannabis or a cannabis or medical cannabis product, except as related Business and Professions Code Section 19319, and as it may be amended or Health and Safety Code Sections 11362.1 through 11362.45 and as they may be amended.

- I. **Cultivation and/or Cultivate** shall mean the planting, growing, harvesting, drying, processing, or storage of one or more cannabis plants or any part thereof.
- J. **Delivery** means the commercial transfer of cannabis or cannabis products to a customer. "Delivery" also includes the use by a retailer of any technology platform owned and controlled by the retailer, or independently licensed, that enables customers to arrange for or facilitate the commercial transfer by a licensed retailer of cannabis or cannabis products.
- K. **Distribution** means the procurement, sale, and transport of cannabis and cannabis products between licensed entities.
- L. **Distributor** means a person licensed to engage in the business of purchasing cannabis from a licensed cultivator, or cannabis products from a licensed manufacturer, for sale to a licensed dispensary.
- M. **Employee** shall mean any person (whether paid or unpaid) who provides regular labor or regular services for a cannabis business, including but not limited to the location of a cannabis dispensary business.
- N. **Indoor Cultivation Facility** shall mean a facility which is licensed by the City of Shasta Lake and the State of California for the growing of cannabis within an enclosed building for the purposes of wholesale of cannabis to cannabis manufacturing facilities or cannabis dispensaries.
- O. **Manager** shall mean an employee responsible for management and/or supervision of a cannabis dispensary business.
- P. **Mixed Light Cultivation Facility** cultivation using a combination of natural and supplemental artificial lighting at a maximum threshold in a permanent facility in compliance with the State Building Code as determined by the State licensing authority.
- Q. **Non-climbable Fence** means a fence with a smooth exterior surface that is not equipped with steps or other provisions for climbing.
- R. **Nursery** "Nursery" means a commercial cannabis licensee that produces only clones, immature plants, seeds, and other agricultural products used specifically for the planting, propagation, and cultivation of cannabis.
- S. **Primary Caregiver** shall have the same meaning as set forth in Health and Safety Code section 11362.7(f).
- T. **Qualified Patient** shall have the same meaning as set forth in the Health and Safety Code section 11362.7(f).
- U. **School** means any public or private school providing instruction in kindergarten or grades 1 to 12, inclusive, but does not include any private school in which education is primarily conducted in private homes.

- V. **Transporter** means a person who holds a license by the Bureau of Cannabis Regulation to transport cannabis or cannabis products in an amount above a threshold determined by the bureau between licensees that have been issued a license pursuant to this chapter.

17.10.040 – Development Standards

Commercial cannabis businesses shall meet all of the standards for the Zoning District in which they are allowed and located. They shall meet the other development requirements as referenced in that zoning district and found elsewhere in the Municipal Code

17.10.050 - Permits

All commercial cannabis business allowed as shown in Section 17.10.20 are required to obtain a Business License as required by Title 5 - Business License and a Regulatory License as required by Chapter 8.06 - Commercial Cannabis Licenses and Standards.

SECTION 3: Severability: If any provision of this ordinance or the applications thereof to any person or circumstances is held invalid, the remainder of the ordinance and the applications of such provision will remain in effect to the extent permitted by law.

SECTION 3: Effective Date: This ordinance shall be effective thirty (30) days following its second reading and posting as provided for by City Code.

I HEREBY CERTIFY that the foregoing Ordinance was introduced and read at a regular meeting of the City Council of the City of Shasta Lake held on the 18th day of April 18, 2017 and was passed upon second reading at a regular meeting of the City Council of the City of Shasta Lake held on the 2nd day of May, 2017.

PASSED, APPROVED, AND ADOPTED this ____ day of May, 2017 by the following vote:

AYES:

NOES:

ABSENT:

RICHARD KERN, Mayor

ATTEST:

TONI M. COATES, City Clerk

ORDINANCE NO. 17-

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHASTA LAKE
AMENDING TITLE 5 OF THE CITY OF SHASTA LAKE MUNICIPAL CODE BY
ADDING CHAPTER 5.05 TO REGULATE THE ESTABLISHMENT, OPERATION,
CULTIVATION, MANUFACTURING, SALE, TESTING AND DISTRIBUTION OF
COMMERCIAL CANNABIS**

WHEREAS, in 1996, the California electorate approved Proposition 215, the Compassionate Use Act of 1996, which allows a patient, with a doctor's recommendation, to use cannabis for medical purposes without the fear of prosecution or arrest; and

WHEREAS, in 2003, the California legislature passed Senate Bill 420 (Medical Marijuana Program Act) which amended the Health and Safety Code to permit the establishment of medical cannabis dispensaries for the distribution of cannabis for medical purposes; and

WHEREAS, in 2005 the California Board of Equalization began issuing seller's permits for sales consisting only of medical cannabis; and

WHEREAS, in 2008 the California Attorney General issued guidelines for the security and non-diversion of cannabis grown for medical use; and

WHEREAS, on October 11, 2015, the Governor signed into law Senate Bill 643, Assembly Bill 266, and Assembly Bill 243, collectively referred to as the Medical Marijuana Regulation and Safety Act ("MMRSA") further amended on June 27, 2016 as the Medical Cannabis Regulation and Safety Act ("MCRSA"), which established regulations and a state licensing system for medical cannabis cultivation, manufacturing, delivery, and dispensing; and

WHEREAS, the voters of the State of California approved and passed Proposition 64 also known as the Adult Use of Marijuana Act ("AUMA"); and

WHEREAS, Health & Safety Code Section 11362.83 provides that cities are free to adopt and enforce local ordinances that regulate the location, operation, or establishment of medical cannabis dispensaries and cultivation; and

WHEREAS, the City Council of the City of Shasta Lake intends that nothing in this Ordinance shall be deemed to conflict with federal law as contained in the Controlled Substances Act, nor to otherwise permit any activity that is prohibited under that Act or other applicable law; and

WHEREAS, after studying various alternatives for the regulation of cannabis dispensaries, considering input from stakeholders and a public hearing, and reviewing the legal status of cannabis under applicable law, the City Council finds that the regulation of cannabis dispensaries, cultivation facilities, manufacturing facilities, testing facilities, distribution and transportation facilities is necessary to protect the public health, safety, and welfare by mitigating the adverse secondary effects from the operations of these uses; and

WHEREAS, the City of Shasta Lake has a compelling interest in ensuring that cannabis is not distributed in an illicit manner, in protecting the public health, safety and welfare of its residents and businesses, in preserving the peace and quiet of the neighborhoods in which these uses may operate, and in providing access to cannabis to residents.

WHEREAS, the proposed Ordinance has been reviewed by City staff in accordance with the Environmental Checklist Form (Appendix G of the CEQA Guidelines) to determine if there would be any possibility that the proposed ordinance would create any significant environmental impacts, and City staff has determined that the establishment of regulations for indoor cannabis cultivation, manufacturing, testing, distribution, transportation and dispensing businesses does not meet any of the thresholds contained in the Checklist that would trigger a significant environmental impact, and thus according to the “general rule exemption” (Section 15061(b)(3) of the CEQA Guidelines, projects which have no potential for causing a significant effect on the environment are not subject to CEQA, no further environmental analysis is required.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SHASTA LAKE DOES ORDAIN AS FOLLOWS:

SECTION 1 - The City of Shasta Lake Municipal Code shall be amended to add chapter 5.05 to read as follows.

Chapter 5.05 – REGULATION OF COMMERCIAL CANNABIS ACTIVITIES

5.05.010 – Purpose and Intent

It is the purpose and intent of this section to regulate the cultivation, manufacturing, testing, distribution, transportation, and sale of cannabis in order to ensure the health, safety and welfare of the residents of the City of Shasta Lake. The regulations in this article, in compliance with the Compassionate Use Act, the Medical Marijuana Program Act, the Medical Cannabis Regulations and Safety Act, Proposition 64, and the California Health and Safety Code (collectively referred to as “State Law”) do not interfere with the right to use cannabis or medical cannabis as authorized under State Law, nor do they criminalize the possession or cultivation of cannabis or medical cannabis as authorized under State Law. All commercial cannabis business shall at all times be in compliance with current State Law at a minimum.

5.05.020 – Scope of Article

The operating standards established in this article apply to any site, facility, location, use, or business currently operating in the City of Shasta Lake, or which commences operations after the effective date of this Section, that cultivates, distributes, dispenses, stores, sells, exchanges, processes, delivers, or gives away cannabis for medical or recreational purposes. Any dispensary, cultivation facility, manufacturing facility or testing facility shall operate in conformance with the operating standards set forth in this Section of the Municipal Code to assure that the operations of the dispensary, cultivation facility, manufacturing facility, distribution or testing facility are in compliance with California law and to mitigate the adverse secondary effects from its operations.

Persons who cultivate cannabis for their sole personal use, or qualified primary caregivers who cultivate medical cannabis on behalf of their qualified patient(s) may do so in quantities recommended by their physician and in accordance with all state and local regulations without submitting any application or permit. It is hereby declared to be unlawful and a public nuisance may also be deemed to exist if such activity is determined to be related to the cultivation of cannabis and produces:

1. Odors which are disturbing to people residing or present on adjacent or nearby property or areas open to the public.
2. Repeated responses to the property from law enforcement or other code enforcement officers (more than three times in a one-year period).
3. Repeated disruption to the free passage of persons or vehicles in the neighborhood (more than three times in a one-year period) as reported to law enforcement officers or the City Code Enforcement Officer.
4. Any other impact which adversely impacts the health, safety or general welfare of people on adjacent or nearby property or areas open to the public.

Nothing in this Chapter shall be construed as a limitation on the City's authority to abate any nuisance which may exist from the planting, growing, harvesting, drying, processing or storage of cannabis plants or any part thereof from any location.

All cannabis cultivation shall be subject to SLMC Chapter 8.12 (Summary Abatement-Immediately Dangerous Buildings and Conditions), Chapter 8.16 (Abatement of Dangerous Buildings, Substandard Buildings and Public Nuisances) and the State Housing Code (California Health and Safety Code) and other applicable provisions of local and state law.

5.05.030 – Definitions

The definitions in Ordinance Code Section 17.10.030 are incorporated herein as fully set forth and are applicable to this chapter.

5.05.040 – Separation Requirements

- a. No cannabis dispensary, cultivation facility, manufacturing facility, testing facility or any other commercial cannabis business facility may be located within a 900-foot linear footage (from property line to property line) from a school, day care home, recreational center, youth center, library or public park as required by Section 11362.768 of the Health and Safety Code.

5.05.050 – Maximum Number of Dispensaries Permitted Citywide

- a. In no case shall the City of Shasta Lake allow more than three (3) dispensaries to operate within City limits, regardless of the location's compliance with any other Section specified in this Title.
- b. The total number of dispensaries in operation shall be determined based on the number of locations which have been issued a Cannabis Dispensary Permit by the City or are eligible to submit for a Cannabis Dispensary Permit.

- c. Dispensaries already operating with the City's permission in the City of Shasta Lake are deemed permitted to dispense cannabis and cannabis products provided they pay all regulatory fees and taxes and all other requirements and standards of the City of Shasta Lake's regulatory ordinance, zoning ordinance and tax ordinance and as they may be amended.

5.05.060 – Commercial Cannabis Cultivation, Testing, Manufacturing, Distribution and Dispensing Facilities

- a. Commercial cannabis cultivation shall be limited to indoor or mixed-light only.
- b. Cannabis manufacturing facilities shall not be permitted to use volatile solvents in the manufacturing process as defined in the California Health and Safety Code 11362.3(d) and as further defined in the California Health and Safety Code 11362.775(b)(1)(A) and as they may be amended.
- c. Cannabis cultivation, manufacturing or testing facilities shall not contain an exhibition or product sales area or allow for retail distribution of products at that location.
- d. Cannabis cultivation, manufacturing, dispensary, testing and distribution facilities shall be required to provide an air treatment system that ensures off-site odors shall not result from its operations. This requirement at a minimum means that the facility shall be designed to provide sufficient odor absorbing ventilation and exhaust systems so that any odor generated inside the location is not detected outside the building, on adjacent properties or public rights-of-way, or within any other unit located within the same building as the facility, if the use occupies only a portion of a building.

5.05.070 – Commercial Cannabis Business Permit Required

- a. It shall be unlawful for any person, association, partnership or corporation to engage in, conduct or carry on, in or upon any premises within the City cannabis business without a Commercial Cannabis Business Permit. A cannabis business shall register and obtain a Commercial Cannabis Business Permit from the City of Shasta Lake prior to operation. The Applicant shall pay a non-refundable fee in an amount established by the City Council.
- b. A copy of the Commercial Cannabis Business Permit shall be displayed at all times in a place visible to the public.
- c. A Commercial Cannabis Business Permit shall be valid for one (1) year, unless sooner revoked. No permit granted herein shall confer any vested right to any person or business for more than the above-referenced period.
- d. All owners shall comply with California residency requirements as defined in Business and Professions code 26054.1(a)(b).

5.05.080 – Commercial Cannabis Business Permit

- a. A Commercial Cannabis Business Permit shall not be issued to an individual or a business entity associated with an individual, who has violated California Health & Safety Code Section 11590 and its provisions.
- b. The Commercial Cannabis Business Permit shall be issued to the specific person or persons listed on the Cannabis Permit Application.
- c. A Commercial Cannabis Business Permit does not transfer with the land and does not transfer with the transfer of the property.

5.05.090 – Commercial Cannabis Business Permit Application Submission Process

- a. The Development Services Director or his/her designee will prepare cannabis application forms and a related administrative policy. Each Applicant interested in operating pursuant to this Section may submit an application together with a non-refundable processing fee in an amount established by the City Council.
- b. The initial application period shall be 30 calendar days from the date the applications are released. Should the thirtieth day fall on a day when City Hall is closed, the application period shall be extended to the next open day at 4:00 p.m. Following the application period, the Director or his/her designee shall stop accepting applications and review all applications received.
- c. The Director or his/her designee shall determine whether each application received demonstrates compliance with the minimum requirements to be eligible to be entered into the selection process. These requirements include:
 - 1. Application was submitted during the application period
 - 2. Application is filled out completely.
 - 3. Application fee is paid
 - 4. The location indicated on the application meets the zoning criteria established in 17.10.020.
 - 5. The location indicated on the application meets the separation criteria established in 5.05.040.
 - 6. A planning and/or building permit with a receipt proving payment for processing from the City of Shasta Lake Planning Department for the property location the commercial cannabis business will occupy.
 - 7. A notarized signature from the property owner authorizing the location to be used for commercial cannabis business activity.
 - 8. Authorization from the Management Association / CC&R's that a cannabis business use is allowed on that parcel (if applicable)
 - 9. Business Owner(s) / Applicant(s) referenced on the application completes Live Scan background check.
 - 10. There may be no change in applicant/business owner from the one(s) listed on the Commercial Cannabis Business Permit Application. The application must identify individual owner(s) as defined in the MCRSA 19320(b)(1. et. seq.) as may be amended.

11. All other application documents required in the City's application package instructions, the MCRSA, Proposition 64 and any other applicable regulations as they may be amended.
12. Photographs of the exterior of the building including the entrance(s), exit(s), street frontage(s) and parking area;
13. If the property is being rented, leased or purchased under contract, the lease agreement term, name of lessor or equivalent, shall be provided by a notarized signed affidavit of the property owner.
14. The name and address of the applicant's current Agent for Service of Process;
15. A copy of the applicant's Board of Equalization Seller's Permit;
16. A copy of the commercial cannabis business Operating Standards, listed in Section 5.05.130 and Section 05.05.140 if applicable containing a statement dated and signed by the Business Owner stating that under penalty of perjury that they read, understand and shall ensure compliance with the aforementioned operating standards.
17. Provide a statement, signed by the applicant under penalty of perjury, that the information provided is complete, true, and accurate.
18. Release of the City of Shasta Lake from all liability associated with the commercial cannabis business. Such a release includes indemnifying the City of Shasta Lake for claims, damages and injuries that may arise as a result of the commercial cannabis business.

5.05.100 – Commercial Cannabis Business Permit Application Selection Process

- a. The Director or his/her designee will evaluate the applications received and make a determination on the eligibility of each application. The Director of Development Services shall confer with law enforcement on the background checks of the listed managers, employees and volunteers. Each application that is complete and in compliance with chapter shall be placed on the "Qualified Commercial Cannabis Business Application List" and shall be notified in writing that they are a "Qualified Commercial Cannabis Business Applicant".
- b. Qualified Applicants will appear on the "Qualified Applicant List" in the order that they are selected during the independent selection process. The Development Services Department shall maintain the "Qualified Application List".
- c. A Qualified Commercial Cannabis Business applicant must submit a written request each year to maintain its status on the "Qualified Application List".
- d. All Cannabis applications received after the initial application period will be reviewed for completeness and compliance with this Chapter. If the application qualifies, it will be placed on a "Waitlist" in the order it is received. Applicants placed on the "Waitlist" shall be notified in writing of their "Waitlist" status.
- e. Cannabis applications placed on the "Waitlist" will be moved to the "Qualified Applicant List" when the number of applicants on the "Qualified Applicant List" falls below 20 (twenty) and will be notified of the change in writing.

- f. The Director of Development Services or his/her designee, after receiving the application and aforementioned information, will grant the permit if they find:
 - 1. The required fee has been paid.
 - 2. The application conforms in all respects to the provisions of this Chapter.
 - 3. The applicant has not knowingly made a material misrepresentation in the application.
 - 4. The applicant has fully cooperated in the investigation and background checks required by this Section.
 - 5. The applicant has not had a commercial cannabis business license or other similar license or permit denied or revoked for cause by this City or any other city in the state within the last five (5) years prior to the date of the application.
 - 6. The commercial cannabis business, as proposed by the applicant would comply with all applicable laws including, but not limited to, health, zoning, fire and safety requirements.
 - 7. The applicant has demonstrated compliance with all aspects of the Medical Marijuana Regulation and Safety Act (MCRSA) and any other applicable requirements contained in the California Health and Safety Code.
- g. After all tenant improvements have been finalized by the commercial cannabis business owner, the Director of Development Services or his/her designee shall perform an inspection of the cannabis business location to confirm compliance with this Section and issue a report to the Director of Development Services to ensure compliance with the submitted application.
- h. If any of the items listed in the application process are not met, the Director shall notify the applicant of the deficiency within 10 days, after which the applicant will have 10 days from receipt of notice to correct the deficiency. If the deficiency is not corrected within 10 days, the Director may deny the permit and notify the applicant of this determination in writing within 10 calendar days following the Director's decision after which the applicant can appeal the decision in accordance with 5.05.120 (Appeal of Denial of Permit Reference).

5.05.110 – Cannabis Permit Annual Renewal

- a. Applications for the renewal of a permit shall be filed with the Director of Development Services at least sixty (60) calendar days before the expiration of the current permit. Any permittee allowing their permit to lapse or which permit expired during a suspension shall be required to submit a new application, pay the corresponding original application fees and be subject to all aspects of the selection process.
- b. Any person desiring to obtain a renewal of their respective permit shall file a written application under penalty of perjury on the required form with the Director of Development Services who will conduct a review. The application shall be accompanied by a nonrefundable filing fee established by the City Council to defray the cost of the review required by this Section. An applicant shall be required to update the information contained in their original permit application and provide any new and/or additional information as may

be reasonably required by the Director of Development Services in order to determine whether said permit should be renewed.

5.05.120 – Appeal of Denial of Permit

- a. The Development Services Director, in consultation with law enforcement, Building Official and Shasta Lake Fire Protection District, will review all Commercial Cannabis Business applications, and all other relevant information, and determine if a permit should be granted. If the Development Services Director determines that the permit shall not be granted, the reasons for denial shall be provided in writing to the applicant. The applicant shall have fourteen (14) calendar days from the date of the receipt of the written denial to correct the reasons for denial and request in writing reconsideration of permit issuance. Following review of the amended permit application, the Development Services Director will approve or deny the permit by providing written notice to the applicant.
- b. An applicant who disagrees with the Development Services Director's decision may appeal such decision to the Shasta Lake Planning Commission by submitting a written appeal within five (5) calendar days from receipt of the written denial pursuant to the requirements of Shasta Lake Municipal Code Section 17.92.050(G). A decision of the Planning Commission may be appealed to the City Council if the appeal is submitted in writing to the City Clerk within five (5) calendar days following the Planning Commission's action.

5.05.130 – Operational Standards for All Commercial Cannabis Business Activities

- a. Interior and exterior locations of the business property shall be monitored as all times by closed circuit cameras for security purposes. The cameras and recording system shall be of adequate quality, color rendition and resolution to allow the sufficient identification of any individual committing a crime on location premises. All controlled access areas, security rooms and all points of ingress/egress to limited access areas and all point of sale (POS) areas must have fixed camera coverage capable of identifying activity occurring within a minimum of twenty (20) feet. Camera video recordings shall be maintained unaltered in a secure onsite location for a period of not less than fourteen (14) days, and be available for inspection at any time.
- b. Recordings shall be maintained, unaltered, for a period of not less than fourteen (14) days and shall be stored digitally. The City of Shasta Lake or law enforcement may request the recordings in connection with an investigation. If the recordings are not voluntarily provided, the City or law enforcement may seek a warrant or court order for the recordings.
- c. A commercial cannabis business entity that remains inoperative for more than ninety (90) days shall be deemed "abandoned" and the permit shall be forfeited. A business may temporarily suspend operations for a period of time as may be reasonably required to affect upgrades, modifications, repairs, or other property issue mitigations as approved by the Development Services Director or his or her designee.
- d. Establish and participate in a track and trace system for reporting the movement of commercial cannabis throughout the distribution chain.

- e. Register with the Department of Pesticide Regulation if using any pesticides.
- f. Comply with all State regulations regarding testing, labeling and storage of all cannabis products.
- g. Meet all State and local regulations for the disposal of all cannabis materials and materials used in conjunction with processing, distributing and cultivating of cannabis.
- h. Conform to all State regulations requiring the use of appropriate weighing devices.
- i. Conform to all State and local regulations regarding water usage.
- j. All electrical and plumbing must comply with State and local regulations.
- k. Comply with all State insurance and security bond regulations.
- l. The commercial cannabis business shall have a centrally-monitored fire and burglar alarm system which shall include all perimeter entry points and perimeter windows.
- m. Meet all State deadlines for applying for a State license and receive a State license within six (6) months after the date the State begins issuing licenses. This may be waived if the State has longer delays in issuing licenses of the type the commercial cannabis business seeks.

5.05.140 – Additional Operational Standards for Dispensaries

- a. If required by the State, at all times the cannabis dispensary is open, the dispensary shall provide at least one security guard who is licensed, possesses a valid Department of Consumer Affairs “security guard card”, and has a valid City of Shasta Lake Business License.
- b. The security guard and cannabis dispensary personnel shall monitor the site and the immediate vicinity of the site to assure that patrons immediately leave the site and do not consume cannabis in the vicinity of the dispensary or on the property or in the parking lot.

1. Signage

- i. All exterior signage shall conform with existing zoning requirements. The existing dispensary signage is ‘grandfathered’ in as of April 1, 2017. Any additional signage modifications shall comply with existing zoning.
- ii. The following information shall be provided on a sign posted in a conspicuous location inside the cannabis dispensary:
 - a) Smoking, ingesting or consuming cannabis on this property or within 100 feet of the business is prohibited.

- b) No one under the age of 21 shall be allowed to enter this facility unless they are a qualified patient or a primary caregiver and they are in the presence of their parent or legal guardian.
- c) The City of Shasta Lake has not tested or inspected any cannabis product for pesticides, or other regulated contaminants, distributed at this location.
- c. No recommendations from a doctor for medical cannabis shall be issued on-site.
- d. Each dispensary owner shall establish minimum training standards for all employees.
- e. There shall be no on-site sales of alcohol or tobacco products, and no on-site consumption of food, alcohol, tobacco or cannabis by patrons without prior written approval from the City.
- f. Drive through sales must be approved in writing by the City prior to implementing.
- g. The dispensary shall comply with State Department of Health requirements pertaining to use of commercial kitchen facilities for the cannabis operations.
- h. Hours of operation shall be limited to: Monday -- Sunday 10 a.m. – 8 p.m.
- i. All employees of the dispensary must wear photo identification badges clearly identifying them as employees at all times when on duty. Badges must have frontal face picture, be at least 2”X2” and of passport picture quality. Alternatively, employees must at all times on the premises wear an employer furnished uniform and name badge which clearly identifies them as an employee, and distinguishes them from customers and others.
- j. No one under 18 years of age shall be permitted to enter a dispensary unless such person is a qualified patient and is accompanied by his or her Primary Caregiver, licensed Attending Physician, parent(s) or documented legal guardian.
- k. Any commercial cannabis dispensary already in compliance and permitted by the City of Shasta Lake will be considered selected and continue to operate under the regulations of this ordinance, provided however, that in order to continue operating such commercial cannabis business must apply for a Commercial Cannabis Business Permit pursuant to this Chapter and otherwise meet all other conditions and requirements of this Chapter imposed on newly established commercial cannabis businesses. Only three such facilities exist in the City of Shasta Lake.

5.05.150 – Deliveries

- a. Deliveries may be made from a licensed dispensary or retail outlet.
- b. All employees who deliver cannabis must have a valid identification card at all times while the delivery is being made.
- c. Deliveries may only take place during normal business hours of the dispensary or retail outlet.

- d. A customer requesting delivery shall maintain a physical or electronic copy of the delivery request and shall make it available upon request by the licensing authority and law enforcement officers.
- e. A dispensary or retail outlet shall maintain a list of all deliveries, including the address delivered to, the amount and type of product delivered and any other information required by the State.
- f. A cannabis business shall only deliver cannabis in aggregate amounts tied to its members' needs. A cannabis business shall ensure compliance with State law limits as they regard cannabis and cannabis products.
- g. A manifest with all information required in this section must accompany any delivery person or delivery method at all times during the delivery process and delivery hours.

5.05.160 – Maintenance of Records

- a. A Cannabis Dispensary shall maintain records at the location accurately and truthfully documenting:
 - 1. The full name, address, and telephone number(s) of the owner, landlord, and/or lease of the location;
 - 2. The full name, address, and telephone number(s) of all members who are engaged in the management of the dispensary.
 - 3. Medical Cannabis Dispensaries shall maintain the full name, address and telephone number(s) of all patient members to whom the business provides medical cannabis, and a copy of a physician-issued recommendation card for all patient members.
 - 4. All receipts of the dispensary, including but not limited to: all contributions, reimbursements, and reasonable compensation, whether in cash or in kind, and all expenditures incurred by the dispensary.
- b. These records shall be maintained for a period of seven (7) years and shall be made available by the dispensary to the law enforcement and/or Code Enforcement Officials upon request.

5.05.170 – Inspection and Enforcement Responsibilities

City Code Enforcement Officials may enter and inspect the location of any commercial cannabis business between the normal business hours to ensure compliance with this Section. In addition, law enforcement may enter and inspect the location of any cannabis business and the recordings and records maintained as required by this Section, except that the inspection and copying of private medical records shall be made available to law enforcement only pursuant to a properly executed search warrant, subpoena, or court order. A person engaging in commercial cannabis business without a permit and associated unique identifiers required by this chapter shall be subject to civil penalties of up to twice the amount of the permit fee for each violation, and the department, state or local authority, or court may order the destruction of cannabis associated with that violation. A violator shall be responsible for the cost of the destruction of cannabis associated with his or her violation, in addition to any amount covered

by a bond required as a condition of licensure. Each day of operation shall constitute a separate violation of this section.

5.05.180 - Fees.

All Cannabis Operations shall pay applicable fees and taxes, which may include one or more of the following.

- a. Application Fee. The Business Applicant shall submit a non-refundable fee to cover the cost of processing an application for the commercial cannabis business.
- b. Business License Fee. The Business Owner shall at all times maintain a current and valid business certificate and pay all business taxes required by the Shasta Lake Municipal Code.
- c. Regulatory License Fee. The Business Owner shall pay an annual regulatory license fee ("Regulatory Fee") to cover the costs of anticipated enforcement relating to the Cannabis Operation. The amount of the fee shall be set by Resolution of the City Council and be supported by the estimated additional costs of enforcement and monitoring associated with the Cannabis Operation. The Regulatory Fee shall be due and payable prior to opening for business and thereafter on or before the anniversary date. The Regulatory Fee may be amended from time to time based upon actual costs.

5.05.190 – Violation and Enforcement

Each and every violation of this Section shall constitute a separate violation and shall be subject to all remedies and enforcement measures authorized by the Municipal Code. Additionally, as a nuisance per se, any violation of this article shall be subject to injunctive relief, revocation of the business's Commercial Cannabis Business Permit, disgorgement and payment to the City of any and all monies unlawfully obtained, costs of abatement, costs of investigation, attorney fees, and any other relief or remedy available at law or equity. The City may also pursue any and all remedies and actions available and applicable under local and state laws for any violations committed by the cannabis business and persons related or associated with the cannabis business.

SECTION 2 - SEVERABILITY

If any section, subsection, sentence, clause, or phrase of this ordinance is for any reason held to be invalid or unconstitutional by a decision of any court of any competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance. The City Council hereby declares that it would have passed this ordinance, and each and every section, subsection, sentence, clause and phrase thereof not declared invalid or unconstitutional without regard to whether any portion of the ordinance would be subsequently declared invalid or unconstitutional.

SECTION 3 - EFFECTIVE DATE

After its adoption, this ordinance shall be in full force and effect as provided by law.

I HEREBY CERTIFY that the foregoing Ordinance was introduced at a regular meeting of the City Council of the City of Shasta Lake held on the 18th day of April, 2017 and was passed upon second reading at a regular meeting of the City Council held on the 2nd day of May, 2017.

PASSED, APPROVED, AND ADOPTED THIS 2nd day of May, 2017 by the following vote:

AYES:

NAYS:

ABSENT:

RICK KERN, Mayor

Attest:

TONI M. COATES, CMC, City Clerk



Report & Recommendation
Reviewed and Approved

4.5

City Manager

AGENDA ITEM City Council Meeting

TO: John N. Duckett, Jr., City Manager
City Council

FROM: Farhad Mortazavi, Development Services Director

DATE: April 4, 2017

SUBJECT: Extension of Temporary Reduction of Building Permit Fees

FILE NO.: B-300-200-000

RECOMMENDATION:

Staff recommends that City Council adopt the proposed Resolution approving an extension of time for a temporary reduction in building permit fees for 2017.

BACKGROUND:

On July 20, 2010, City Council adopted Resolution CC 10-69 revising several building and planning permit fees. This action included a temporary reduction in permit fees for new residential construction, residential additions, and residential garages/workshops through January 20, 2012. These fee reductions were subsequently extended by City Council, first through July 20, 2013, and then again through January 1, 2015, and 2016, and most recently through January 1, 2017 as follows:

New Dwelling Units:	75% of fee charged
Additions, Garages and Workshops:	50% of fee charged

The fee schedule includes an inflation factor to annually increase or decrease the fees on January 1 of each year based on the "*Employee Cost Index (ECI) for State and Local Government Employees, Total Compensation*" as released by the United States Department of Labor's Bureau of Labor Statistics. The adjustment effective January 1, 2016, was at 1.0%.

The complete Fee Schedule for 2017 is attached. The ECI for 2017 is project at 1.2%. The Schedule shows New Residential Construction; Additions; and Garages/Workshops at the proposed reduced fee.

FISCAL IMPACTS:

Reducing permit fees will result in increased subsidies from the General Fund.

RECOMMENDATION

Staff recommends City Council extend the temporary reduction in building permit fees through January 1, 2018.

ATTACHMENTS:

Proposed Resolution
Complete Fee Schedule for 2017

RESOLUTION CC 17-

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHASTA LAKE APPROVING AN
EXTENSION OF TIME FOR A TEMPORARY REDUCTION IN BUILDING PERMIT FEES FOR NEW
RESIDENTIAL DWELLING UNITS, RESIDENTIAL ADDITIONS AND
RESIDENTIAL GARAGES/WORKSHOPS**

WHEREAS, on July 20, 2010, City Council adopted a revised permit fee schedule, which included a temporary reduction in building permit fees for new residential dwelling units, residential additions and residential garages and workshops; and

WHEREAS, the reduced fees were extended four times: first through July 20, 2013, then through January 1, 2015, and 2016; and more recently through January 1, 2017.

WHEREAS, City Council desires to further extend the time period for temporary reduced fees.

NOW, THEREFORE, BE IT RESOLVED, the City Council of the City of Shasta Lake does hereby resolve the following permit fees for new residential dwelling units, residential additions and residential garages/workshops shall be charged through **February 1, 2018**:

New Dwelling Units:	75% of fee charged
Additions, Garages and Workshops:	50% of fee charged

PASSED, APPROVED AND ADOPTED this 2nd day of May 2017 by the following vote:

AYES:

NOES:

ABSENT:

RICK KERN, Mayor

ATTEST:

TONI M. COATES, CMC
City Clerk

**New Construction Single
Family Residential**

	2013 (100%) 1.8% ECI	2013 (75%)	2014 (100%) 0.8% ECI	2014 (75%)	2015 (100%) 0.9% ECI	2015 (75%)	2016 (100%) 1.0% ECI	2016 (75%)	2017 (100%) 1.2% ECI	2017 (75%)
Square Footage										
1 - 600										
601 - 1,200	\$ 1,994	\$ 1,496	\$ 2,010	\$ 1,508	\$ 2,028	\$ 1,521	\$ 1,896	\$ 1,421	\$ 1,919	\$ 1,439
1,201 - 1,400	\$ 2,084	\$ 1,563	\$ 2,101	\$ 1,575	\$ 2,119	\$ 1,590	\$ 2,040	\$ 1,530	\$ 2,064	\$ 1,548
1,401 - 1,800	\$ 2,238	\$ 1,678	\$ 2,255	\$ 1,692	\$ 2,276	\$ 1,707	\$ 2,289	\$ 1,717	\$ 2,316	\$ 1,737
1,801 - 2,000	\$ 2,326	\$ 1,745	\$ 2,345	\$ 1,759	\$ 2,366	\$ 1,774	\$ 2,380	\$ 1,784	\$ 2,409	\$ 1,807
2,001 - 2,400	\$ 2,542	\$ 1,906	\$ 2,562	\$ 1,922	\$ 2,585	\$ 1,939	\$ 2,601	\$ 1,950	\$ 2,632	\$ 1,974
2,401 - 2,600	\$ 2,629	\$ 1,972	\$ 2,651	\$ 1,988	\$ 2,674	\$ 2,006	\$ 2,690	\$ 2,018	\$ 2,722	\$ 2,042
2,601 - 3,000	\$ 2,783	\$ 2,087	\$ 2,805	\$ 2,104	\$ 2,831	\$ 2,123	\$ 2,848	\$ 2,136	\$ 2,882	\$ 2,162
3,001 - 3,200	\$ 2,872	\$ 2,154	\$ 2,895	\$ 2,171	\$ 2,921	\$ 2,191	\$ 2,938	\$ 2,204	\$ 2,973	\$ 2,230
3,201 - 3,600	\$ 3,025	\$ 2,269	\$ 3,050	\$ 2,287	\$ 3,077	\$ 2,308	\$ 3,096	\$ 2,322	\$ 3,133	\$ 2,350
Over 3,601 - Additional cost per 200 square feet =	\$ 236	\$ 177	\$ 238	\$ 179	\$ 240	\$ 180	\$ 242	\$ 181	\$ 245	\$ 184

Additions

	2013 (100%) 1.8% ECI	2013 (50%)	2014 (100%) 0.8% ECI	2014 (50%)	2015 (100%) 0.9% ECI	2015 (50%)	2016 (100%) 1.0% ECI	2016 (50%)	2017 (100%) 1.2% ECI	2017 (50%)
Square Footage										
1 - 600	\$ 946	\$ 473	\$ 953	\$ 477	\$ 962	\$ 481	\$ 968	\$ 484	\$ 980	\$ 490
601 - 1,200	\$ 1,800	\$ 900	\$ 1,814	\$ 907	\$ 1,830	\$ 915	\$ 1,842	\$ 920	\$ 1,864	\$ 932
1,201 - 1,400	\$ 1,889	\$ 945	\$ 1,905	\$ 952	\$ 1,922	\$ 960	\$ 1,933	\$ 967	\$ 1,956	\$ 978
1,401 - 1,800	\$ 2,011	\$ 1,005	\$ 2,027	\$ 1,013	\$ 2,045	\$ 1,022	\$ 2,057	\$ 1,028	\$ 2,082	\$ 1,041
1,801 - 2,000	\$ 2,098	\$ 1,049	\$ 2,115	\$ 1,057	\$ 2,134	\$ 1,067	\$ 2,147	\$ 1,073	\$ 2,173	\$ 1,087
2,001 - 2,400	\$ 2,218	\$ 1,109	\$ 2,236	\$ 1,118	\$ 2,256	\$ 1,128	\$ 2,270	\$ 1,135	\$ 2,297	\$ 1,149
2,401 - 2,600	\$ 2,370	\$ 1,185	\$ 2,389	\$ 1,194	\$ 2,410	\$ 1,205	\$ 2,425	\$ 1,212	\$ 2,454	\$ 1,227
2,601 - 3,000	\$ 2,491	\$ 1,246	\$ 2,511	\$ 1,255	\$ 2,533	\$ 1,267	\$ 2,549	\$ 1,275	\$ 2,580	\$ 1,290
3,001 - 3,200	\$ 2,581	\$ 1,290	\$ 2,601	\$ 1,301	\$ 2,625	\$ 1,312	\$ 2,640	\$ 1,320	\$ 2,672	\$ 1,336
3,201 - 3,600	\$ 2,702	\$ 1,351	\$ 2,723	\$ 1,362	\$ 2,748	\$ 1,374	\$ 2,764	\$ 1,382	\$ 2,792	\$ 1,399
Over 3,601 - Additional cost per 200 square feet =	\$ 298	\$ 149	\$ 301	\$ 150	\$ 303	\$ 151	\$ 305	\$ 153	\$ 309	\$ 155

Garages, Workshops

	2013 (100%)	2013 (50%)	2014 (100%)	2014 (50%)	2015 (100%)	2015 (50%)	2016 (100%)	2016 (50%)	2017 (100%)	2017 (50%)
Square Footage	1.8% ECI		0.8% ECI		0.9% ECI		1.0% ECI		1.2% ECI	
1 - 300	\$ 352	\$ 176	\$ 355	\$ 178	\$ 358	\$ 179	\$ 360	\$ 180	\$ 364	\$ 182
301 - 600	\$ 704	\$ 352	\$ 710	\$ 355	\$ 716	\$ 358	\$ 721	\$ 360	\$ 730	\$ 365
601 - 1,000	\$ 989	\$ 495	\$ 997	\$ 499	\$ 1,006	\$ 503	\$ 1,012	\$ 506	\$ 1,024	\$ 512
1,001 - 1,200	\$ 1,112	\$ 556	\$ 1,121	\$ 560	\$ 1,131	\$ 565	\$ 1,137	\$ 568	\$ 1,151	\$ 576
1,201 - 1,400	\$ 1,154	\$ 577	\$ 1,164	\$ 582	\$ 1,174	\$ 587	\$ 1,181	\$ 591	\$ 1,195	\$ 598
1,401 - 1,600	\$ 1,199	\$ 600	\$ 1,209	\$ 604	\$ 1,220	\$ 610	\$ 1,227	\$ 614	\$ 1,242	\$ 621
1,601 - 1,800	\$ 1,258	\$ 629	\$ 1,268	\$ 634	\$ 1,280	\$ 640	\$ 1,287	\$ 644	\$ 1,302	\$ 651
1,801 - 2,000	\$ 1,368	\$ 684	\$ 1,379	\$ 690	\$ 1,392	\$ 696	\$ 1,400	\$ 700	\$ 1,417	\$ 709
Over 2,000 - additional cost per 200 square feet =	\$ 204	\$ 102	\$ 205	\$ 103	\$ 207	\$ 104	\$ 208	\$ 105	\$ 210	\$ 105



Report and Recommendations
Reviewed and Approved

City Manager

AGENDA ITEM City Council Meeting

TO: John N. Duckett, Jr., City Manager

FROM: Jessaca Lugo, Community and Economic Development Manager

DATE: March 20, 2017

SUBJECT: Summit City Disc Golf Course Project – Discussion and Council Direction

FILE NO: New

RECOMMENDATION:

Staff requests that the City Council provide direction on a proposed Disc Golf Course project to be located on the City of Shasta Lake owned parcel (006-790-015) located adjacent to Polf Park.

BACKGROUND

The City of Shasta Lake Parks and Recreation Commission conducted a special meeting on February 27, 2017 to discuss the concept of developing a Disc Golf Course in the City of Shasta Lake. The original site that was discussed was the parcel located south of Bizz Johnson Baseball Fields (Shasta Dam Area Little League “SDALL”). Stakeholders from SDALL were concerned with the course being located so close to the ball fields. After further discussion the commission discussed placing the course on the City owned parcel across the street. SDALL was in favor of this concept as long as parking did not take away from the Little League ball field users.

Project Location:

The proposed property is located in the northwest side of the city (Exhibit 1). The parcel is north of Polf Park across Shasta Dam Boulevard, and has an elevation change from 916’ – 1112’ above sea-level APN 006-790-015-000 (Exhibit 2). It has two ridges running north and south through the property that are split by a gravel road with a turn around that was put in some time ago. The course will start at 926’ and climb to 1090’ elevation. There is a 14” water line through the north side of the parcel and a storage tank to the east along the Toyon property boundary line. The course will utilize 40 acres of the 87 total acreage of the parcel and only disturb 5.3 surface acres of the 40. The City of Shasta Lake purchased this parcel in 1998 from the California State Lands Commission for \$275,000 (Land Area of 108.85 acres), there has been no solid project proposal for the site since the purchase.

Vegetation:

The property has steep hillsides with sloping valleys and hill tops. There are small to large Digger pine trees as well as medium sized Live oaks and a few white oaks. There is a grove of Eucalyptus trees that runs across the gravel road and to the top of the ridge to the west (Exhibit 3, 4). The Manzanita is somewhat thick with small to large ones throughout the property. Most of the property is covered with underbrush like the Toyon bush, Buckbrush, Poison oak, and Wild black berries (Exhibit 5, 6). The city had Western Shasta Resource Conservation District remove the underbrush a few years ago over the 14” water line (Exhibit 7).

Disc Golf:

Played much like regular Golf except using a disc. Players keep track of their score and try to par the course or better. PDGA <http://www.pdga.com/> and Wikipedia https://en.wikipedia.org/wiki/Disc_golf give a very good over view of the game and what is needed to play. There are five Disc golf courses in the Redding area (Exhibit 8). There are 32 courses in California that would have the same qualities as the Summit City course. Many which have had PDGA tournaments held at their locations. On average on a sunny day there could be as many as 150-250 people who come to play with ages ranging from 9 years to 70 years old.

Tournaments could bring as many as 200 or more players from the surrounding states winning as much as \$4,000 in other tournaments in California (Exhibit 9).

Proposed Summit City Disc Golf Course:

The course could have two phases. The first phase would utilize parking and restrooms at Polf Park and signs installed on Shasta Dam Boulevard to warn of pedestrian traffic ahead. Install temporary 18 hole disc golf course on APN 006-790-015-000 for public use. Utilizing 43 acres of the parcel and clearing 5.3 acres of underbrush for fairway locations.

After the course has been played by the public (time to be determined), the City will adjust the course based on feedback from players or leave as is, and eventually make the course permanent. Once the course is made permanent concrete Tee pads and Baskets will be installed. Concrete Tee Pads are 5' X 9'6" on flat ground with minimal grading (1/4 CY) at each tee, materials supplied by the city and installed by volunteers (Exhibit10). Baskets for each hole would be purchased by the city and installed by volunteers (Exhibit 11). Signs would be made for each tee with description and distance by a sign shop with high quality materials to last a min. of 5 years before replacement or repair (Exhibit 12). An entrance sign to be made with the course layout and any disclaimers for playing on the property (injury and/or accessibility).

Potential projects down the road may include and a 2 mile mountain bike course to cover the rest of the property Expand parking and possible restrooms, however due to the cost of these types of improvements, it is not being included in this project.

Maintenance:

Once installed the only maintenance would be once or twice a week walk the course to make sure trash was not becoming a problem. Have one garbage can close to the start.

Cost: TBD

City Council Direction:

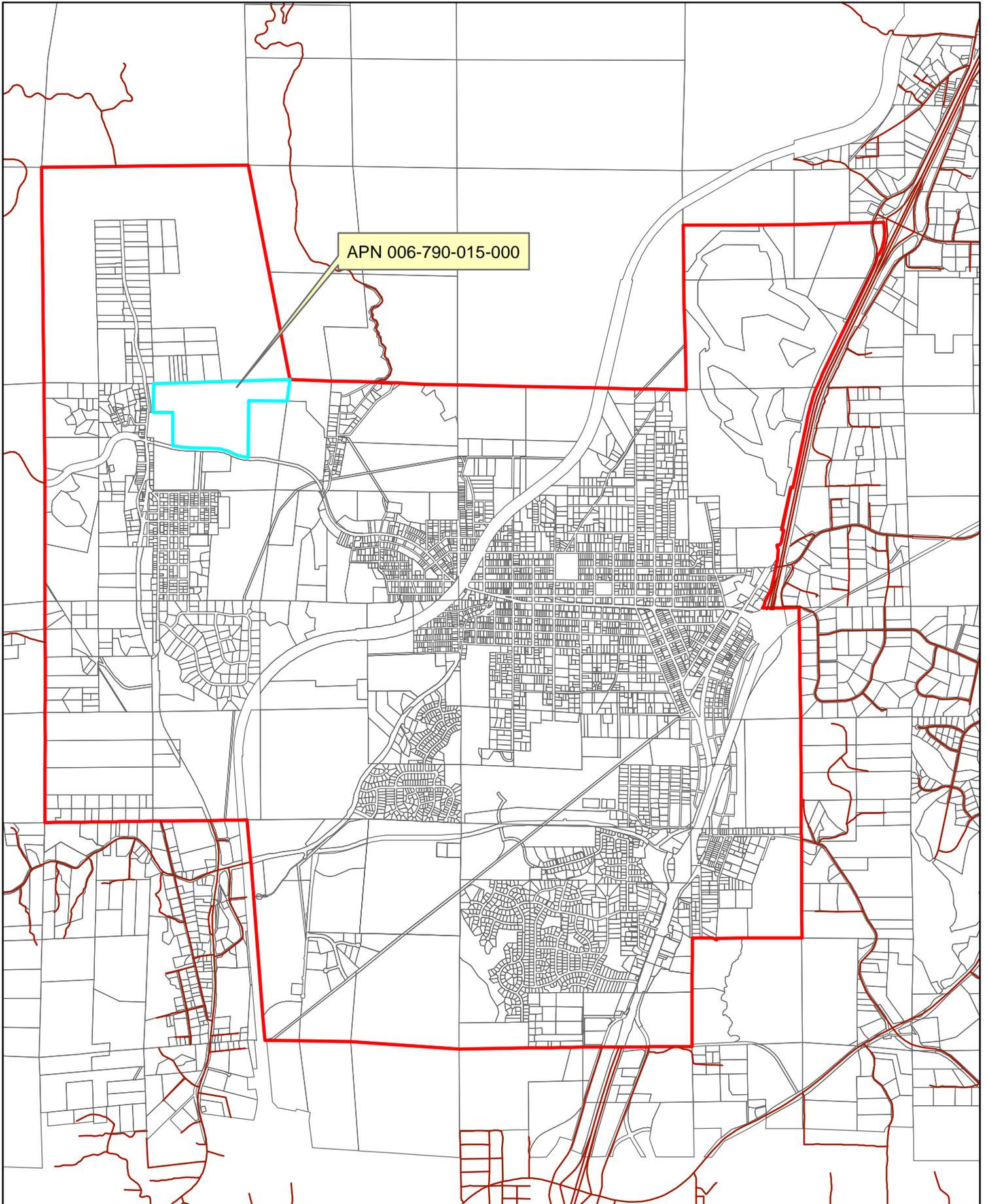
1. Do not proceed with project (no further action)
2. Direct staff to proceed with project.
 - a. Development Services or designee: Prepare CEQA documents. Make proposed zoning changes and amendments to current zoning for golf course. Present to Planning Commission for project approval.
 - b. Present plans to Parks and Recreation Commission.
 - c. Present final plans to City Council for final approval.

FISCAL IMPACTS:

Potentially a supplemental appropriation from Park Impact Free Fund or General Fund

ATTACHMENTS: Exhibits Attached

DISTRIBUTION: City Council



APN 006-790-015-000

EXHIBIT 1



EXHIBIT 2

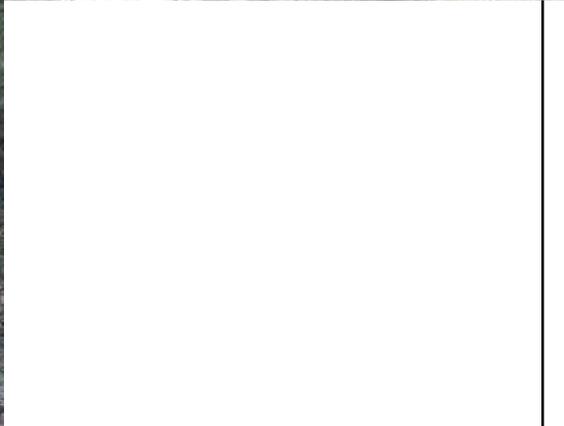


EXHIBIT 3

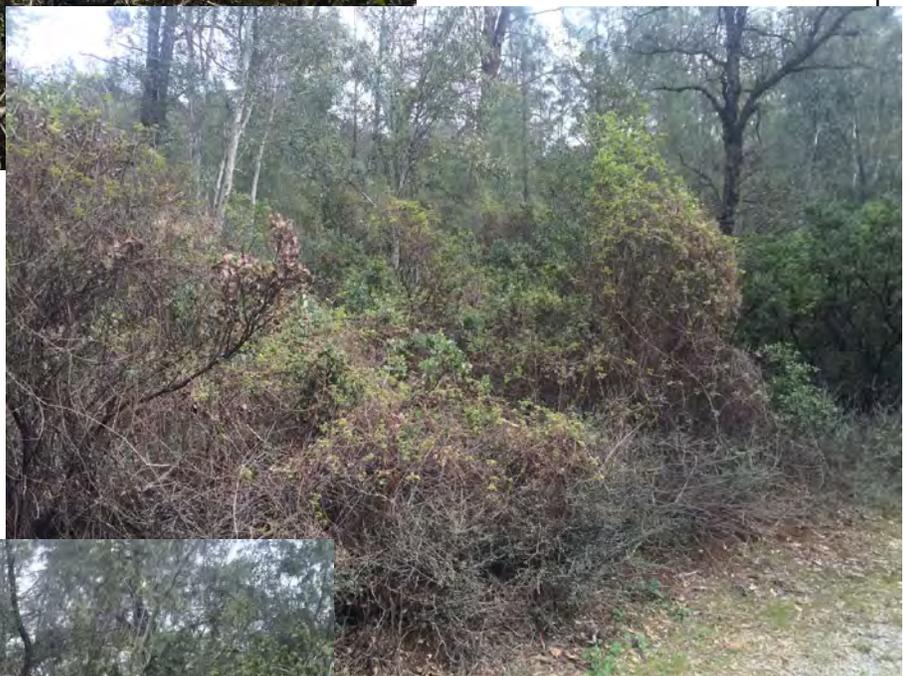


EXHIBIT 4



EXHIBIT 5



EXHIBIT 6



EXHIBIT 7

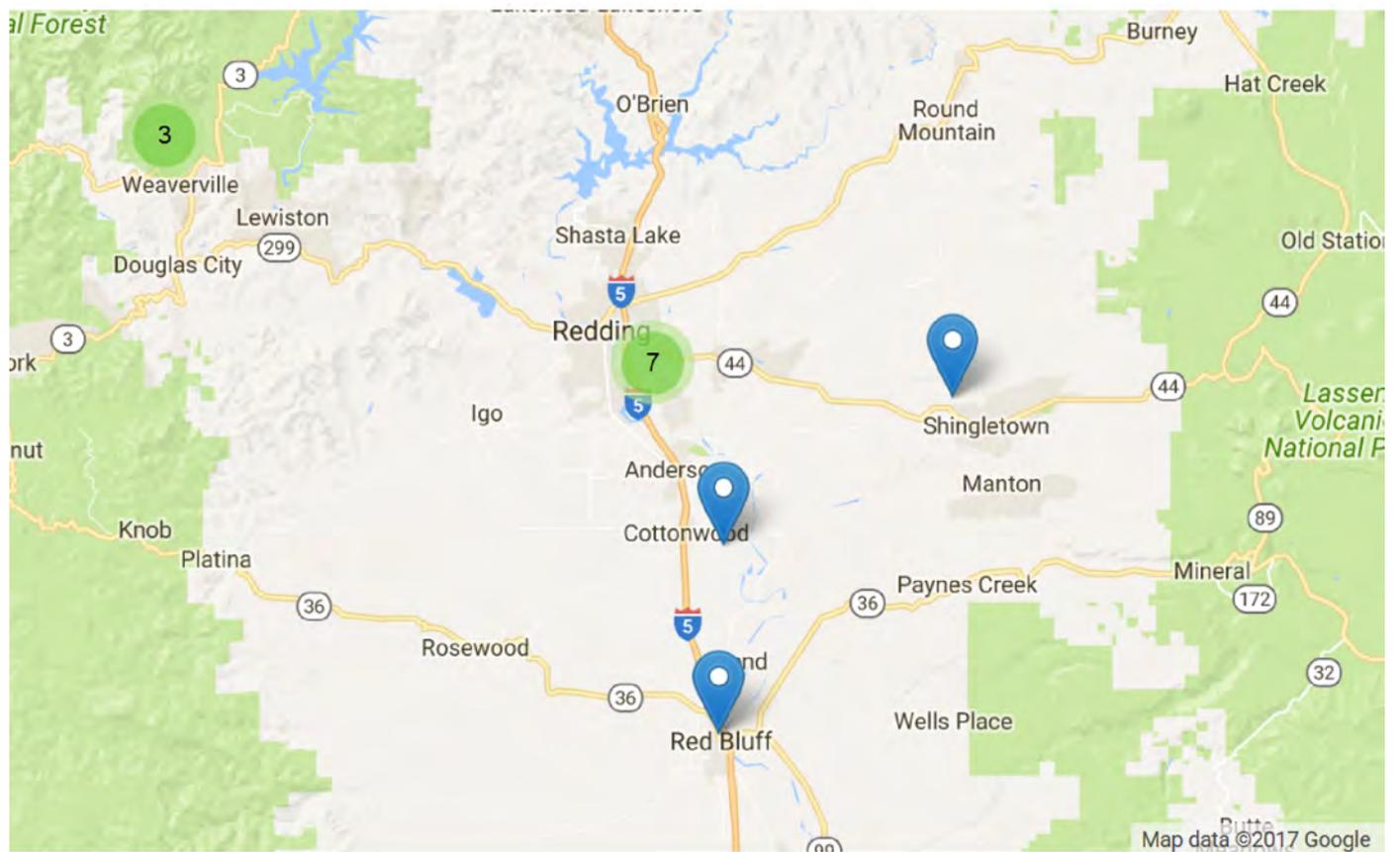
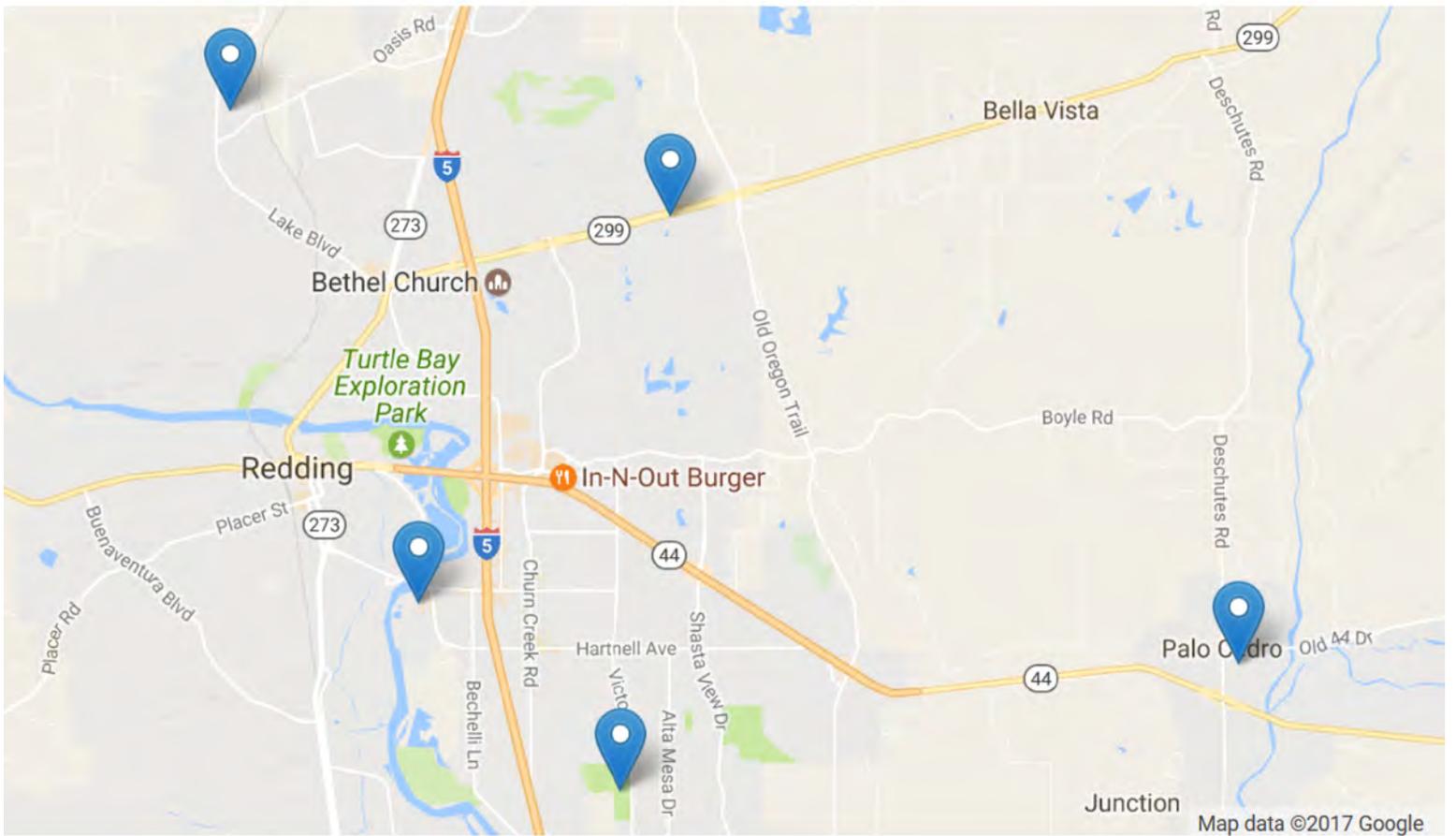


EXHIBIT 8

TOURNAMENT

St. Patrick's Classic

HOSTED BY
Final 9 Sports

Fri-Sun, March 17-19, 2017 at Shady Oaks Park in Sacramento (Orangevale), California
Pro-only A-tier · PDGA sanctioned singles tournament

About Register Registered Players 170 / 180 Pictures 1 Videos Comments

Register online · 10 spots available · Registration ends March 15, 2017 at 12:00am PST

Player information

Registrant name

Enter the full name of the registrant (first and last).

Division

choose

Pro

MPO · Open + \$129.00

MPM · Master [age 40+] + \$109.00

MPG waitlist · Grandmaster [age 50+] + \$109.00

MPS · Senior Grandmaster [age 60+] + \$109.00

Pro Women

FPO · Open Women + \$129.00

FPM waitlist · Master Women [age 40+] + \$109.00

FPG · Grandmaster Women [age 50+] + \$109.00

PDGA number

Additional items

T-shirt size

Select shirt size

Preferred Tee Time

Select preferred tee time

Email address

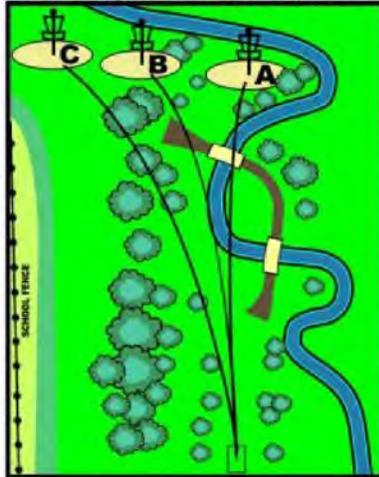
We will send a registration confirmation to this address entered.

SHADY OAKS DISC COURSE

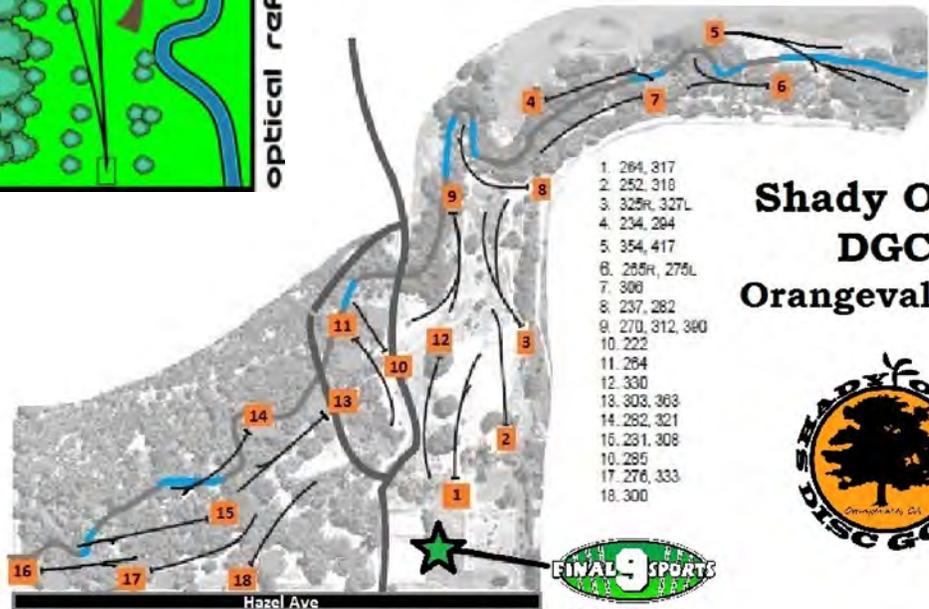
HOLE 6

- 3-HOLE PLACEMENT
- CHECK WASHER FOR CURRENT POSITION

A-278 FT.
B-276 FT.
C-298 FT.



optical refreshments inc.



1. 264, 317
2. 252, 318
3. 325R, 327L
4. 234, 284
5. 354, 417
6. 285R, 275L
7. 308
8. 237, 282
9. 270, 312, 340
10. 222
11. 284
12. 330
13. 303, 363
14. 282, 321
15. 231, 308
16. 285
17. 276, 333
18. 300

**Shady Oaks
DGC
Orangevale, CA**



Creek is OB

EXHIBIT 9



EXHIBIT 10



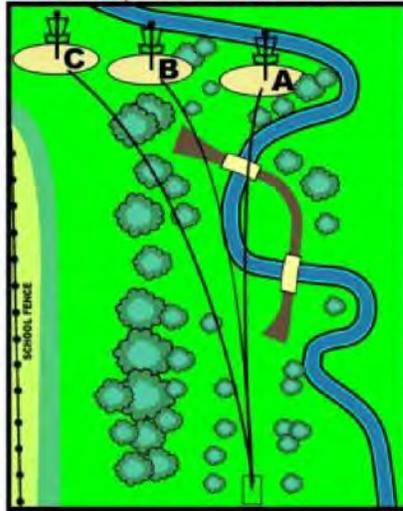
EXHIBIT 11

SHADY OAKS DISC COURSE

HOLE 6

- 3-HOLE PLACEMENT
- CHECK WASHER FOR CURRENT POSITION

A-278 FT.
B-276 FT.
C-298 FT.



optical refreshments inc.

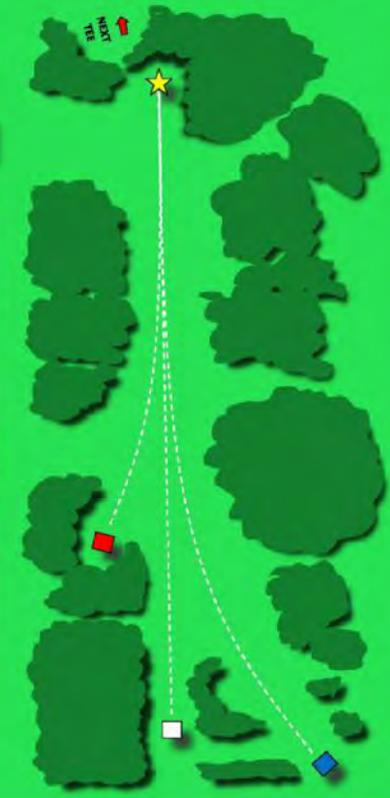
Flying Armadillo Disc Golf Club

2

PAR 3
300'
 - 15'

PAR 3
275'
 - 17'

PAR 3
200'
 - 14'



Tee Signs

All 18 of the New Auburn Tee Signs are installed!
 It was only possible due to the following donations:

- \$1,000 for the Frames = anonymous donor
- \$400 for the Sign Supplies = Ken Mavurick

\$270 for Printing the Signs = CJ, owner of Infnit Graphx

Special thanks to the people who helped Ken with this project:

- Jesse Reed was there every step of the way, he painted the frames himself.
- J Rock Turk for welding the frames to the existing backings.

DJ for helping proof reading the signs and helping with some of the installation.

And last but not least, Club President Richard for allowing it to happen!

Additional supporters include Auburn Recreation District (ARD) and Bear River Web Design.

Here are the 18 signs:

HOLE #1
A - 331'
B - 334'
C - 383'
D - 410' Par 3

ARD
 Sign By: Mavurick

HOLE #2
A - 223'
B - 281'
C - 295'
D - 345' Par 3

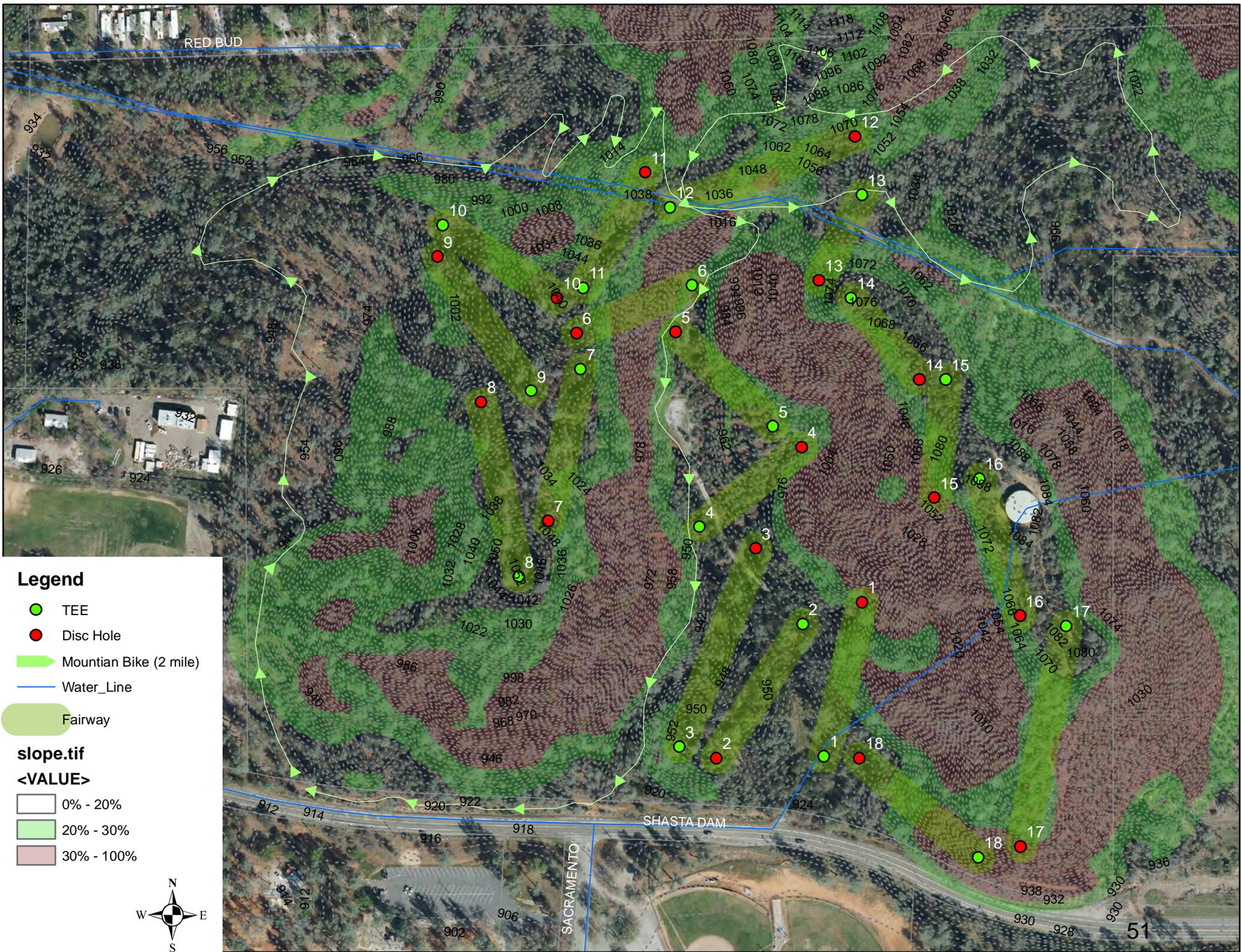
ARD
 Sign By: Mavurick

HOLE #3
A - 164'
B - 185'
C - 196'
D - 218'
E - 271' Par 3

ARD
 Sign By: Mavurick



EXHIBIT 13



Legend

- TEE
- Disc Hole
- Mountain Bike (2 mile)
- Water_Line
- Fairway

slope.tif
<VALUE>

- 0% - 20%
- 20% - 30%
- 30% - 100%





Report & Recommendation
Reviewed and Approved

6.2

City Manager

AGENDA ITEM
City Council Meeting

TO: City Council
FROM: John N. Duckett, Jr., City Manager
DATE: April 19, 2017
SUBJECT: Ballot Measure Arguments and Rebuttals
FILE NO: New

RECOMMENDATION:

Staff recommends that the City Council authorize the Mayor, Vice Mayor, and City Manager (or any combination thereof), acting on behalf of the City Council, to prepare, sign, and submit a written argument in favor of the Commercial Cannabis Business Tax Measure and submit the corresponding written rebuttal to any argument against the Measure.

BACKGROUND:

City Council has taken formal action to submit to the voters an Ordinance approving and implementing a Commercial Cannabis Business Tax. Upon the request of the City Clerk, the County Registrar of Voters has prepared a Special Election Timeline, in compliance with California Elections Code, for the special election to be held on August 29, 2017.

The deadline for primary arguments (limited to 300 words) supporting or opposing the Measure is May 15, 2017. Rebuttal arguments (limited to 250 words) have a deadline of May 25, 2017.

FISCAL IMPACTS:

None

ATTACHMENTS:

Proposed Resolution

RESOLUTION CC-17-XX

A CITY OF SHASTA LAKE CITY COUNCIL RESOLUTION AUTHORIZING THE MAYOR, VICE MAYOR, AND CITY MANAGER, OR ANY COMBINATION THEREOF, TO PREPARE, SIGN, AND SUBMIT, ON BEHALF OF THE CITY COUNCIL, A WRITTEN ARGUMENT IN SUPPORT OF THE COMMERCIAL CANNABIS BUSINESS TAX MEASURE TO BE VOTED ON BY THE VOTERS AT THE SPECIAL ELECTION ON AUGUST 29, 2017, AND AUTHORIZES THE MAYOR, VICE MAYOR, AND CITY MANAGER, OR ANY COMBINATION THEREOF, TO PREPARE, SIGN, AND SUBMIT WRITTEN REBUTTAL TO ANY ARGUMENT AGAINST THE MEASURE

WHEREAS, the City of Shasta Lake City Council has called for a Special Election (Resolution CC-17-23) to be held on August 29, 2017 to place before the voters an Ordinance imposing taxes on Commercial Cannabis Businesses; and

WHEREAS, the deadline for filing arguments (300 word limit) for or against the measure is May 15, 2017; and

WHEREAS, the deadline for filing rebuttal arguments (250 word limit) is May 25, 2017; and

WHEREAS, all arguments and rebuttals shall be filed in accordance with California Elections Code; and

WHEREAS, prior to the deadline of May 25, 2017, the City Attorney shall prepare an impartial analysis of the Measure pursuant to Section 9280 of the Elections Code.

NOW, THEREFORE BE IT RESOLVED that the Shasta Lake City Council hereby authorizes the Mayor, Vice Mayor and City Manager (or any combination thereof), acting on behalf of the City Council, to prepare, sign, and submit a written argument in support of the Commercial Cannabis Business Tax Measure and a written rebuttal to any argument against the Measure.

PASSED, APPROVED, AND ADOPTED this 2nd day of May, 2017, by the following vote:

**AYES:
NOES:
ABSENT:**

RICHARD KERN, Mayor

ATTEST:

TONI M. COATES, CMC, City Clerk