



Legislation Details (With Text)

File #:	20-0385	Version:	1	Name:	CD1 - Location Amendment for Retail Adult-Use Cannabis
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File created:	4/27/2020	In control:		In control:	City Council
On agenda:	5/5/2020	Final action:		Final action:	5/5/2020
Title:	Recommendation to request City Attorney to work with the Development Services Department to amend location requirements in the Long Beach Municipal Code 5.92.420 - Location requirements.				
Sponsors:	COUNCILWOMAN MARY ZENDEJAS, FIRST DISTRICT, COUNCILMEMBER REX RICHARDSON, NINTH DISTRICT				
Indexes:					
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Attachments:	1. 050520-R-24sr.pdf				

Date	Ver.	Action By	Action	Result
5/5/2020	1	City Council	approve recommendation	Pass

Recommendation to request City Attorney to work with the Development Services Department to amend location requirements in the Long Beach Municipal Code 5.92.420 - Location requirements.

Request the City Attorney to work with the Development Services Department to amend location requirements in the Long Beach Municipal Code **5.92.420 - Location requirements**, to read as follows:

A. Except as otherwise provided for in this Chapter, a premises shall comply with zoning districts in [Title 21 <https://library.municode.com/ca/long_beach/codes/municipal_code?nodeId=TIT21ZO>](https://library.municode.com/ca/long_beach/codes/municipal_code?nodeId=TIT21ZO) (Zoning Ordinance) of this Code, Specific Plans, or Planned developments, and a premises shall not be located:

1. Within a one thousand-foot (1,000') radius of a public or private school (as defined in California Health and Safety Code Section 11362.768(h)).
2. Within a one thousand-foot (1,000') radius of a public beach.
3. Within a six hundred-foot (600') radius of a public park, public library, or day care center.
4. A Dispensary shall not be within a one thousand-foot (1,000') radius of any other Dispensary.
- 5. Within a building which contains a dwelling unit. Only for non-retail licenses, retail dispensaries are exempt from this section.**
6. Within a dwelling unit within any zoning district.

DISCUSSION

As Long Beach grows, mixed-use buildings are providing much needed retail and living

space throughout the City, especially in Downtown. With the blending of work and living space, it is necessary for Long Beach to amend its zoning provision and allow for the option of adult-use cannabis to be sold within these retail/residential buildings.

The requested action will allow for the possibility of existing, permitted adult-use retail locations to relocate to mixed-use buildings. It does not seek to remove the community or leadership's ability to approve or reject the permit application of these retailers. The purpose of this change is to align Long Beach's code with California's and to allow for more flexibility in community planning.

This matter has been reviewed by Budget Manager Grace H. Yoon on April 23, 2020.

This recommendation requests the City Attorney to work with the Development Services Department to amend location requirements in the Long Beach Municipal Code for Retail Adult-Use Cannabis. The requested action is anticipated to require moderate level of staff hours beyond the budgeted scope of duties and is expected to have moderate impact on existing City Council priorities. Given current conditions dealing with COVID-19 matters, the timing of a response to this request would be prioritized accordingly.

Approve recommendation.

COUNCILWOMAN ZENDEJAS
FIRST DISTRICT

COUNCILMEMBER RICHARDSON
NINTH DISTRICT