

**AGENDA SPECIAL MEETING ANTIOCH CITY COUNCIL
CANNABIS STANDING COMMITTEE
COUNCIL MEMBERS WILSON AND TORRES-WALKER
WEDNESDAY, MAY 19, 2021
3:00 P.M.**

Special Meeting
3:00 P.M.

May 19, 2021
Meeting Conducted Remotely

The City of Antioch, in response to the Executive Order of the Governor and the Order of the Health Officer of Contra Costa County concerning the Novel Coronavirus Disease (COVID-19), held the Cannabis Standing Committee meeting live stream (at www.antiochca.gov/csc/meeting/). The Cannabis Standing Committee meeting was conducted utilizing Zoom Audio/Video Technology.

1. ROLL CALL

Mayor Pro Tem/Committee Chair Wilson called the meeting to order at 3:04 P.M. City Attorney Smith called the roll.

Present: Mayor Pro Tem/Committee Chair Wilson and Council/Committee Member Torres-Walker

Staff: City Attorney, Thomas Lloyd Smith
City Manager, Ron Bernal
Outside Legal Counsel, Ruthann Ziegler
Director of Economic Development, Kwame Reed
Director of Community Development, Forrest Ebbs
Minutes Clerk, Kitty Eiden

2. PLEDGE OF ALLEGIANCE

Mayor Pro Tem/Committee Chair Wilson led the Pledge of Allegiance.

3. INTRODUCTIONS

City Attorney Smith gave introductory comments and discussed parliamentary procedures.

4. PUBLIC COMMENT ON UNAGENDIZED ITEMS – None

5. APPROVAL OF CANNABIS STANDING COMMITTEE SPECIAL MEETING MINUTES FOR JANUARY 15, 2021.

On motion by Mayor Pro Tem/Committee Chair Wilson, seconded by Council/Committee Member Torres-Walker the Cannabis Standing Committee unanimously approved the minutes for January 15, 2021.

6. APPROVAL OF CANNABIS STANDING COMMITTEE SPECIAL MEETING MINUTES FOR APRIL 22, 2021.

On motion by Mayor Pro Tem/Committee Chair Wilson, seconded by Council/Committee Member Torres-Walker the Cannabis Standing Committee unanimously approved the minutes for April 22, 2021.

7. PROPOSED CHANGES TO CANNABIS BUSINESS ORDINANCE RELATING TO LOCATION AND TYES OF CANNABIS BUSINESSES (ANTIOCH MUNICIPAL CODE SECTIONS 9-5.203, 9-5.9801, AND 9-5.3845)

City Attorney Smith and Outside Legal Counsel Ziegler presented the staff report dated May 19, 2021 recommending the Cannabis Committee review the proposed ordinance and provide direction to staff.

Director of Economic Development Reed displayed the map of the cannabis overlay districts (CB 1-6).

A. Public Comment

Hugh Henderson, representing commercial property owners in Antioch, spoke on behalf of expanding the cannabis business overlay. He discussed vandalism occurring on their property and noted that they remained dedicated to revitalization, growth, and job creation in Antioch. He requested the Committee support expansion of the overlay.

B. Discussion and Direction to staff

In response to Council/Committee Member Torres-Walker, Mayor Pro Tem/Committee Chair Wilson stated that CB1, CB2 and CB 3 were in District 1 and CB4 was in District 2.

Outside Legal Counsel Ziegler confirmed that type 7 license for manufacturing with volatile solvents would be allowed in CB1, CB3 and CB5. She explained that the state had numerous regulations on manufacturing licenses related to air, building, security, types of processes etc. She noted they would also be subject to the City and Fire Marshal controls.

City Attorney Smith added that there was a provision that type 7 licenses would not be allowed in multi-tenant buildings.

Outside Legal Counsel Ziegler commented that the City had a great deal of discretion. She reported an application for a cannabis business with a type 7 license for the Wilbur Avenue area was in the review process.

Council/Committee Member Torres-Walker stated she believed the type 14 license for temporary events may provide an opportunity for individuals who did not want to drive to San Francisco to celebrate 420. She questioned if there was community education/engagement process for type 7 licenses as it related to the potential impacts.

City Attorney Smith responded that they had not been engaged in active education; however, they may want to explore whether that was a role for the City or business.

Mayor Pro Tem/Committee Chair Wilson stated an educational component was discussed early in the process and suggested that it be brought back as a future agenda item.

Council/Committee Member Torres-Walker reiterated that she was speaking specifically to providing an educational component for type 7 licenses to help nearby residents and businesses understand what was involved and to inform them of the safety component.

Director of Community Development Ebbs explained the 600-foot separation requirement was established to separate the active cannabis use from sensitive uses and from a legal standpoint it was from the property line. He reported the Planning Commission was considering an application later this evening involving the former K-Mart building and that property line would be within 600-feet separation requirement, so a variance and variance findings were provided. He clarified that it was his understanding that a proposal for a cannabis business on Wilbur Avenue near the sports complex was no longer going forward.

On motion by Mayor Pro Tem/Committee Chair Wilson, seconded by Council/Committee Member Torres-Walker the Cannabis Standing Committee unanimously moved to forward the proposed amendment to the Cannabis Business Ordinance for CEQA analysis, Planning Commission and City Council review and approval.

7. ADJOURNMENT

On motion by Council/Committee Member Torres Walker, seconded by Mayor Pro Tem/Committee Chair Wilson the Committee adjourned the meeting a 3:37 P.M.

Respectfully submitted:

Kitty Eiden

KITTY EIDEN, Minutes Clerk