

PUBLIC HEARING INITIATION OF A GENERAL PLAN AMENDMENT AND CANNABIS ORDINANCE AMENDMENT

City Council
October 2, 2018



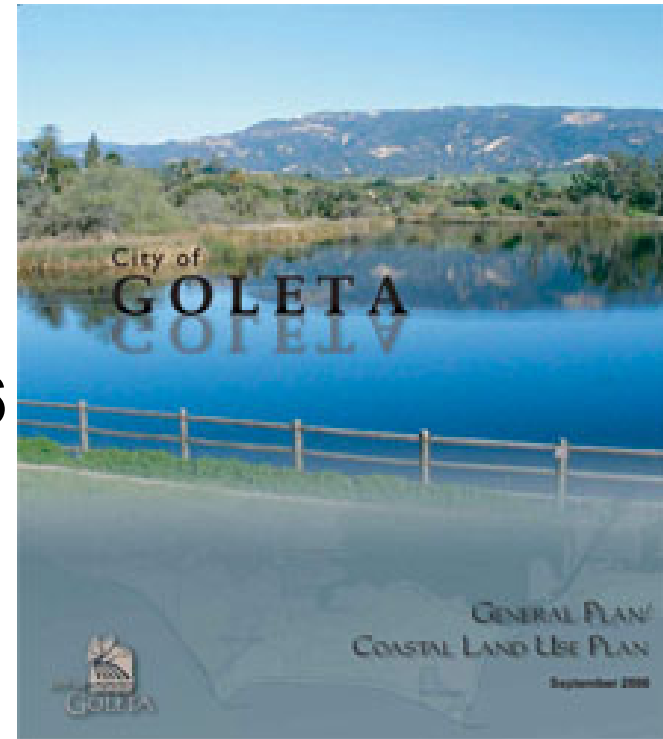
Presentation by:

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General Plan

- A General Plan establishes policy direction for City's growth
- Goleta General Plan adopted in '06
- Amended 16 times



Zoning

- Zoning regulations implement the GP
- Goleta's current zoning was inherited from County upon incorporation-does not reflect the GP
- Other uncoded ZO regs separately adopted (e.g., 7.17.18 Cannabis Land Use Ordinance)

Purpose for Initiation of Amendments

- Early public input
- Affords Council discretion over the initiation of processing of GP / ORD amendment
- Provides staff direction early in process
- In all cases, initiation does not mean or imply that a requested amendment will eventually be approved

City Initiation Process

- GPA Initiation Process: City Council Reso 12-13 requires public hearing by Council resolution prior to processing
- ORD Initiation Process: City Zoning Ordinance requires various initiation scenarios, including by Council resolution

Purpose of Initiation Hearing

- Currently processing Cannabis applications per Council-adopted Ord. No. 18-03
- Staff seeks Council's direction:
 - Cannabis uses allowed in the Land Use Element and clarity regarding uses (Gen Plan)
 - Cannabis use locations and buffers (Ordinance)

Recommendation

- Consider Adopting GP Amendment Initiation Reso
 - Consider Adopting ORD Amendment Initiation Reso
- Or
- Consider Alternative
 - Take no action - process cases w/existing Cannabis Ord. & GP
-
- If Initiation:
 - Budget Appropriation, Workshops, CC Ord Committee, CEQA, PC
 - CC – no adoption
 - CC – adoption

If Initiated, Council to Adopt Resolutions

- General Plan Amendment Initiation Resolution

And / Or

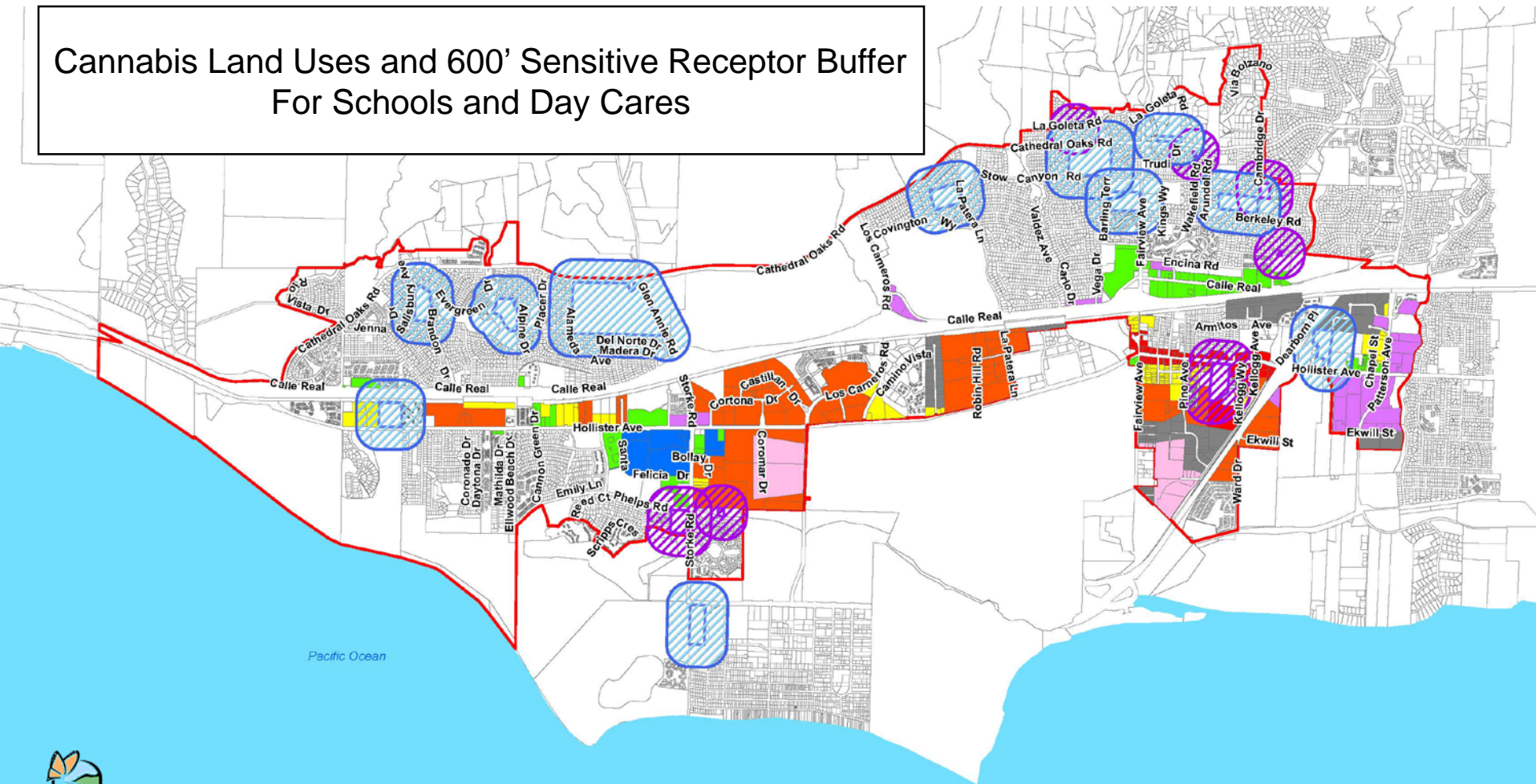
- Cannabis Land Use Ordinance Amendment Initiation Resolution

Supporting Information



Land Use Ordinance Summary









- Accessory Uses
 - Allows for multiple cannabis uses at one location as long as the primary use(s) is allowed in that land use designation
- Non-Storefront Retail
 - Allowed in C-G, I-S, and I-G
- Buffers
 - Non-prohibitive buffers (storefront retail require a Major CUP within 600 feet of schools)
 - 300-foot separation requirement between storefront retail uses

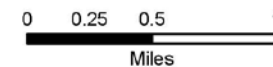
Cannabis Land Uses and 600' Sensitive Receptor Buffer For Schools and Day Cares



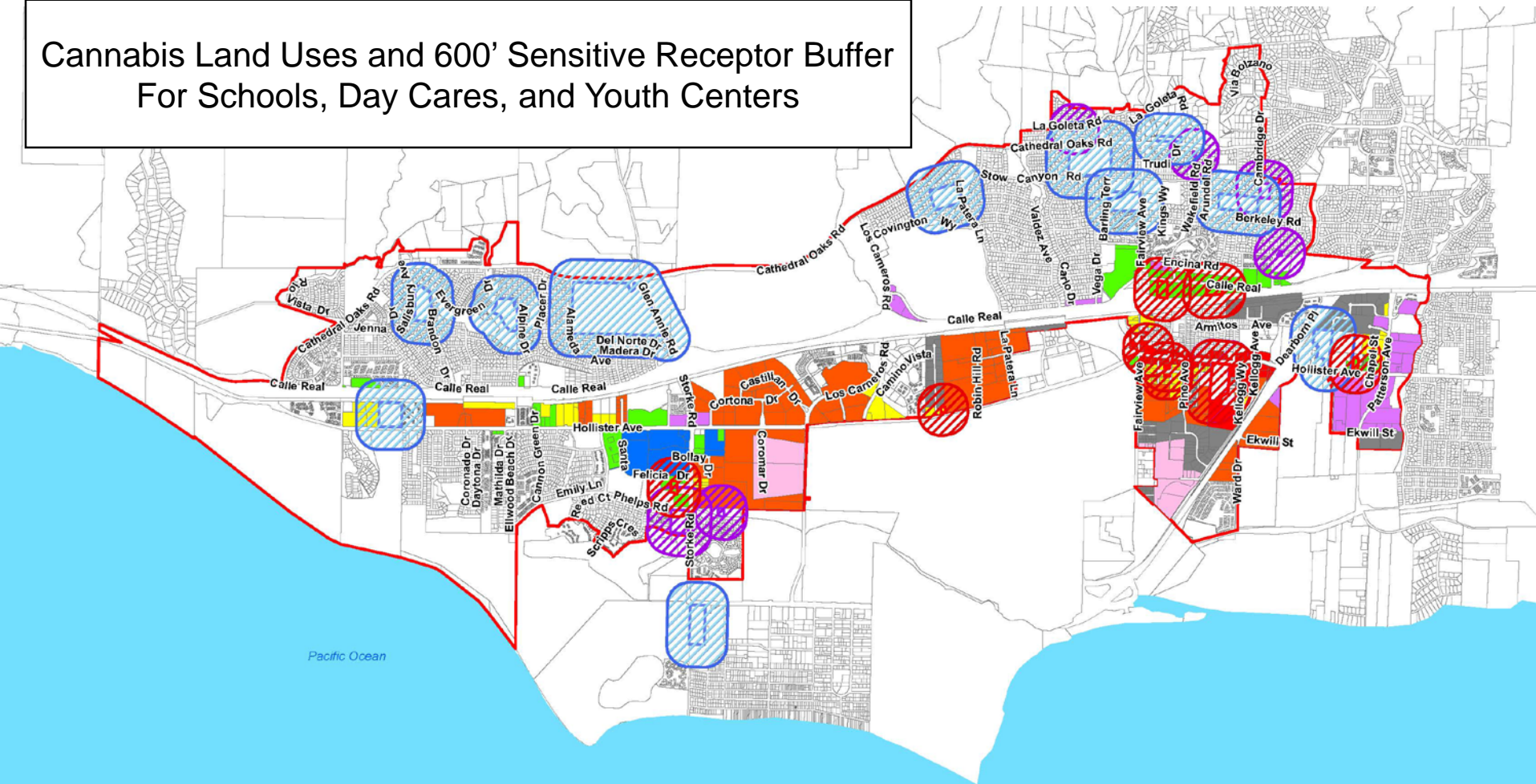
Source: PC/CC Workshop (April 26, 2018)

-  Schools with 600ft. Buffer
-  Day Cares with 600ft. Buffer

-  Regional Commercial (C-R)
-  Old Town Commercial (C-OT)
-  Community Commercial (C-C)
-  General Commercial (C-G)
-  Office and Institutional (I-OI)
-  Service Industrial (I-S)
-  General Industrial (I-G)
-  Business Park (I-BP)



Cannabis Land Uses and 600' Sensitive Receptor Buffer For Schools, Day Cares, and Youth Centers



Source: PC/CC Workshop (April 26, 2018)



Land Use Ordinance

- Allowed Cannabis Uses (Section 5(F))
 - Mirrors Comparable uses in General Plan

TABLE 1: ALLOWED COMMERCIAL CANNABIS USES BY GENERAL PLAN LAND USE DESIGNATION				"P" – Land Use Permit or Coastal Development Permit is Required "MU" -- Minor Conditional Use Permit Required "-" - Use Not allowed				
Uses	Land Use Designations							
	CR	CC	OT	CG	BP	OI	IS	IG
Cannabis Cultivation	See Subclassifications below.							
Indoor Cultivation	-	-	-	-	P	-	P	P
Nursery	-	-	-	-	P	-	P	P
Processor	-	-	-	-	P	-	P	P
Cannabis Distribution	-	-	-	P	-	-	P	P
Cannabis Manufacturing	See Subclassifications below.							
Non-Volatile Solvent Manufacturing	-	-	-	-	P	-	P	P
Volatile Solvent Manufacturing	-	-	-	-	P	-	P	P
Infusions	-	-	-	-	P	-	P	P
Packaging and Labeling	-	-	-	-	P	-	P	P
Cannabis Microbusiness	Allowed based on allowance for primary use if secondary uses are consistent with the Accessory Uses standards below.							
Cannabis Testing	-	-	-	-	P	P	-	P
Cannabis Retailer	See Subclassifications below.							
Storefront	MU ¹	MU ¹	MU ¹	MU ¹	-	-	-	-
Non-Storefront	-	-	-	P	-	-	P	P
1. A Major Conditional Use Permit is required within 600 feet of a school or 100 feet of a residential land use designation.								

General Plan Land Use Designations – Cannabis Uses Consistency Matrix

State License Type	CR	CC	OT	VS	CI	CG	BP	OI	IS	IG	AG	Comparable General Plan Land Use
Cultivation												
Specialty Cottage (outdoor)	-	-	-	-	-	-	-	-	-	-	X	Specialty Agriculture and Floriculture
Specialty Cottage (indoor)	-	-	-	-	-	-	X	-	X	X	-	General Manufacturing – No Noxious Impacts
Specialty Cottage (mixed-light)	-	-	-	-	-	-	-	-	-	-	X	Specialty Agriculture and Floriculture
Specialty Outdoor	-	-	-	-	-	-	-	-	-	-	X	Specialty Agriculture and Floriculture
Specialty Indoor	-	-	-	-	-	-	X	-	X	X	-	General Manufacturing – No Noxious Impacts
Specialty Mixed-Light	-	-	-	-	-	-	-	-	-	-	X	Specialty Agriculture and Floriculture
Small Outdoor	-	-	-	-	-	-	-	-	-	-	X	Specialty Agriculture and Floriculture
Small Indoor	-	-	-	-	-	-	X	-	X	X	-	General Manufacturing – No Noxious Impacts
Small Mixed-Light	-	-	-	-	-	-	-	-	-	-	X	Specialty Agriculture and Floriculture
Medium Outdoor	-	-	-	-	-	-	-	-	-	-	X	Specialty Agriculture and Floriculture
Medium Indoor	-	-	-	-	-	-	X	-	X	X	-	General Manufacturing – No Noxious Impacts
Medium Mixed-Light	-	-	-	-	-	-	-	-	-	-	X	Specialty Agriculture and Floriculture
Nursery	-	-	-	-	-	-	X	-	X	X	-	General Manufacturing – No Noxious Impacts
Large Outdoor (not until 2023)	-	-	-	-	-	-	-	-	-	-	X	Specialty Agriculture and Floriculture
Large Indoor (not until 2023)	-	-	-	-	-	-	X	-	X	X	-	General Manufacturing – No Noxious Impacts
Large Mixed-Light (not until 2023)	-	-	-	-	-	-	-	-	-	-	X	Specialty Agriculture and Floriculture
Processor	-	-	-	-	-	-	X	-	X	X	-	General Manufacturing – No Noxious Impacts
Manufacturing												
Non-Volatile Solvents	-	-	-	-	-	-	X	-	X	X	-	General Manufacturing – No Noxious Impacts
Volatile Solvents	-	-	-	-	-	-	X	-	X	X	-	General Manufacturing – No Noxious Impacts
Infusions	-	-	-	-	-	-	X	-	X	X	-	General Manufacturing – No Noxious Impacts
Packaging and Labeling	-	-	-	-	-	-	X	-	X	X	-	General Manufacturing – No Noxious Impacts
Testing Laboratory	-	-	-	-	-	-	X	X	-	X	-	Research and Development
Retail												
Storefront	X	X	X	-	-	X	-	-	-	-	-	General Merchandise; Apparel and Specialty Stores
Non-Storefront	-	-	-	-	-	X	-	-	X	X	-	General Wholesale Trade
Distributor	-	-	-	-	-	X	-	-	X	X	-	General Wholesale Trade
Microbusiness	-	-	-	-	-	-	-	-	-	-	-	No direct comparison.

Notes: Residential, recreational, and public and quasi-public land use designations not included in the table as there are no appropriate license types for those land use designations. "X" denotes cannabis use consistent with the General Plan land use designation.