

### Carmel Valley Ranch PG

Carmel Valley CPB has not made any recommendations on MM as a board. The votes I have made at CPC presume that residents in Carmel Valley and Pacific Highlands Ranch would generally not want to have MM storefronts in our shopping centers because they're so close to housing, parks and schools. And MM is not yet on par with alcohol in terms of community acceptance and regulation, generally.

### City Heights PG

The City Heights Area Planning Committee declined to offer a motion on Medical M/J. In the Chair's opinion, the body supports a system that provides access by patients who have a legal prescription and reasonable preventatives against any who do not have a legal prescription.

### College Planning PG

At our February 10 meeting, we had Stephen Whitburn from the Medical Marijuana Task Force speak in favor of their recommendations, and Marcie Beckett and Scott Chipman from Pacific Beach speak in opposition. Afterward, we adopted the following recommendations:

- 1) Motion - Limit the maximum number of dispensaries in San Diego to a maximum of one per council district. (Passed by a vote of 13-5)
- 2) Motion - Establish an annual dispensary permit fee, on a per capita per dispensary basis, to be used for monitoring and regulation of the dispensaries. (Passed on a vote of 16-1-1)
- 3) Motion - Increase the proposed community review permit process to a minimum of Process 4 for all dispensaries which would require local community approval for each dispensary. (Passed by a vote of 15-2-1).

### Downtown PG

The Centre City Advisory Committee (CCAC) supports the Medical Marijuana Task Force recommendations for dispensing collectives and cooperatives regarding permitting, security, lighting, hours of operation and signage – except that we recommend increasing the distance radius from other dispensaries to 1000 feet.

The CCAC, however, believes the task force recommendations are insufficient. We recommend the following additions:

- Require background checking on any individual who will be involved in the operation of any dispensary.
- Adopt appropriate zoning restrictions so as to limit the neighborhoods in which dispensaries may exist.
- Establish a cap on the number of dispensaries which are permitted in any geographic area of the city.
- Adopt a fee schedule for initial application and annual renewal as a mechanism for recovering costs associated with enforcement requirements.
- Conduct a careful and thorough consideration of the actions taken by the Los Angeles City Council in its planning for dispensary regulations.

At our meeting on Dec 9, 2009, the CCAC heard from Alex Kreit, the chairman of the Medical Marijuana Task Force, and Asst Police Chief Cesar Solis. It led to a spirited discussion with some members leaning toward a ban or moratorium on store front sales while others were inclined to

support the task force recommendations as a way to slow the rapid growth in the number of dispensaries. We opted to postpone a vote until our January meeting, giving members time to study and better understand the issue.

At our meeting on Jan 20, 2010, we learned that the Los Angeles City Council had voted that same day on regulations for marijuana dispensaries. The proposed LA regulations dealt with many of the concerns of CCAC members. We voted unanimously to recommend the San Diego City Council to supplement the task proposal with the above additions.

#### Eastern PG

1. Motion: Use process 2 for dispensaries with up to 10 member. Use process 3 for over 11. Approved 8-1-2.
2. Motion: Limit all locations to 1000 feet from schools and distances recommendations made by the Task Force. Approved 5-4-2
3. Motion: Facilities in neighborhood 1/2 mile, approximately 5 to 6 blocks apart. Approved 8-1-2.
4. Motion: Board voted to PASS on making any recommendation within city on limiting the number of licensed facilities. Approved 8-2-1
5. Motion: Person should only allowed to be registered one collective at a time. Approved 7-2-2,

#### La Jolla PG

We heard this back in December as our meeting slipped in neatly between the task force's completion and the city council hearing. We have not gone back to revisit this issue.

La Jolla Community Planning Association

Approved Motion:

Motion to deny acceptance of the report: "Recommendations from the Medical Marijuana Task Force," based on the provision regarding distance requirements, does not allow sufficient distance between dispensaries, ("Distance Requirements to be placed on dispensing collectives and cooperatives"). 9-2-1.

#### Miramar Ranch North PG

MRNPG discussed and made to two motions regarding the Medical Marijuana at our meeting last night.

- 1) Motion to recommend against the Medical Marijuana Task Force recommendations (8-0).
  - a. *Editorial: The discussion centered around the normal planning process for land use regulation was not followed.*
- 2) Motion to recommend the city adopt a moratorium on allowing this type of land use within the city (8-0).

a. *Editorial: The discussion on the moratorium took several directions; to many it appears that commercial dispensaries do not comply with the Attorney General's option and there were issues regarding a poorly written proposition. We discussed the LA ordinance and there was an interesting comment. Why would we want to follow LA on anything.*

#### Mira Mesa PG

Leo- Mira Mesa has briefly discussed this a couple times. Since it is not an issue in our community there was not much interest and there were no motions.

#### Mission Valley PG

Mission Valley is not making a recommendation.

#### Normal Heights PG

Discussed the issue at its February meeting; did not pass motion. Will consider it again at its March meeting.

#### North Bay PG

North Bay Community Planning Group has not taken a position on Medical Marijuana as of yet. It will be on our March agenda.

#### North Park PG

**MOTION:** To support the medical marijuana task force's recommendations to the City Council that they act swiftly to implement and enforce the task force's recommendations with the following changes: that they require a Process 3 or 4 CUP, that they not be located within 1000 feet of each other, that all existing licensed dispensaries have to comply with the new ordinances, that they install signage indicating type of business, that they are required to be a certified nonprofit, that the ordinance adds a 1000-foot distance requirement from parks, and that a moratorium on further dispensaries is enacted immediately. (14-0-1)

#### Ocean Beach PG

At its December 2, 2009 general meeting, the Ocean Beach Community Planning Board voted to approve the following motion regarding Item 337: "Report from the Medical Marijuana Task Force", which is on your Tuesday, December 8<sup>th</sup> agenda.

- 1.) Approve to support the recommendations of Medicinal Marijuana Task Force, provided that all dispensaries are required to obtain a use permit through a Process 4 or higher.

The motion was approved by a 12-0-0 vote.

#### Old Town CPG

The OTSDCPG endorses the recommendations of the Medical Marijuana Task Force with the specific understanding that: 1) tourist & entertainment, 2) historic nature of Old Town, and 3) recreation areas of San Diego be taken into consideration when determining from which locations dispensaries should be excluded.

#### Otay Nestor PG

At our March 10th meeting we approved a motion to support the Medical Marijuana Task Force recommendations with the following changes:

Collectives with fewer than 100 members must obtain a use permit through a Process 4.

Collectives with 100 or more members must obtain a use permit through a Process 5.

(Passed by a vote of 11-5)

#### Pacific Beach PG

Pacific Beach Planning Group Motion:

Send a letter to the Mayor, the City Council, and the Medical Marijuana Task Force in support of CPC's recommendation to prohibit marijuana storefront sales.

Passed 8-2-0

Two dissenting votes were based on the legality of our group prohibiting land use.

#### Pennisula (Point Loma) PG

Will be hearing the item at its April meeting

#### Rancho Bernardo PG

The RBCPB has not yet docketed consideration of the medical marijuana questions, so please show us as deferred or a similar designation. Will be hearing it at the April meeting.

#### Rancho Penasquitos PG

The Rancho Penasquitos Planning Board has not yet decided whether it will schedule this issue for discussion.

#### Sabre Springs PG

The planning group had lots of questions and there was lots of discussion about this item. It went back and forth about whether to accept the report or wait until there was more information.

There was general consensus that there are still pieces of the puzzle that need to be filled in and there was concern that there are no teeth in the recommendations. For example, the group would like to know what the licensing and enforcement requirements will be before accepting any recommendations.

Group members generally had the following comments: that there not be any dispensaries, collectives, and cooperatives in residential zones; that there be safe zones around schools to protect school children; that churches and places of religious worship be included in the distancing requirements; and that dispensaries, collectives, and cooperatives have their own standalone zoning category. The group decided not to vote on this particular item until more information, such as licensing, operational, and enforcement requirements, was available.

#### San Ysidro PG

At this time we have no official recommendations.

At last week's planning group meeting we had a discussion with a member of the MMTF. No motions were heard that night though we discussed many potential motions and recommendations.

At next month's (March) meeting we will probably add this to our agenda and because of the nature of the topic may require a special meeting to allow time to thoroughly discuss the issues.

#### Sierra Mesa PG

After a great presentation by Pastor Wayne Riggs, Serra Mesa resident and member of the Medical Marijuana Task Force, SMPG voted 8-1 in favor of supporting the Task Force Recommendations at our January 21, 2010 meeting.

#### Skyline-Paradise Hill PG

Skyline/Paradise Planning group has presented MMD at our February meeting as an information item. At March meeting it will be an action item. We will be having the following as part of our discussion:

#### PALAVA TREE

Mr. Steve Wilson DDA Assistant Chief, Major Narcotics Division

We presently waiting for a response from the Assistant Chief of Police Captain Cesar A. Solis.

#### Southeastern PG

Support the Task Force recommendation, with the following changes:

- That there be a limit per Council District as to the number of dispensaries that may be in each district (i.e., no more than 10 per district);
- That there be a "lottery" or some way to distribute these limited number of licenses (similar to the finite number of taxicab licenses);
- That criminal background checks be mandate to prevents convicted criminals from operating dispensaries;
- That the allowable distance between dispensaries be 1,000 feet, not the Task Force's recommended 500 feet (which is about one per City block);
- That the dispensaries not sell marijuana paraphernalia (not be "head shops" in appearance);
- That the Task Force recommendation that a dispensary be 1,000 feet or more from schools and youth facilities also include that they be that distance away from CHURCHES and PARKS;
- That the hours of operation be 9:00 a.m. to 6:00 p.m.;
- That the dispensaries not be allowed to sell marijuana via the Internet; and
- That the process for getting a medical marijuana dispensary license be a full Process 5, so that each and every application goes before City Council for approval.

Passed 8-3-0.

## Tierrasanta PG

The Tierrasanta community council wants to go on record that the Tierrasanta community is not in support of marijuana storefronts in our community. The fact is that the storefronts are being used for marijuana sales to not only the people who need it medically, but to the user. And when the line is crossed the next thing is the drug is then given to our children and it becomes out of control. The SDPD is against it, and they have had numerous other criminal activity at these storefronts. We don't want this in our community.

The city should not allow any marijuana storefronts and we will fight against them. This is not what we want our community/city known for. We request you place a full ban on marijuana storefronts.

For the Tierrasanta Community Council, Approved December 16, 2009

## Torrey Hills PG

The THCPB has not taken any action and has none scheduled.

## Torrey Pines PG

Resolution: The Torrey Pines Community Planning Board recommends that dispensing cooperatives and collectives must obtain a use permit through **Process Level 3** as described in Chapter 11 of the San Diego Municipal Code for dispensing cooperatives and collectives with less than 100 members and dispensing cooperatives and collectives with more than 100 members must obtain a use permit through **Process level 4** as described in Chapter 11 of the San Diego Municipal Code. Furthermore, **all existing dispensaries must comply with the new ordinances.**  
**Motion Passed (11-2)**

Resolution: The Torrey Pines Community Planning Board recommends that dispensing cooperatives and collectives be allowed **to locate ONLY** in the following zones under the City of San Diego Municipal Code: **Industrial –Park (IP), Industrial–Light (IL) and Industrial – Heavy (IH).**  
**Motion Failed (5-8)**

Alternative Resolution: The Torrey Pines Community Planning Board recommends adoption of the Marijuana Task Force proposed zoning for medical marijuana dispensing cooperatives and collectives within San Diego.  
**Motion Passed (7-6)**

Resolution: The Torrey Pines Community Planning Board recommends that dispensing cooperatives and collectives within the Torrey Pines Community shall not be located within a 1,000 foot radius of schools, playgrounds, libraries, **licensed** child care facilities, **licensed** youth facilities, including but not limited to youth hostels, youth camps, youth clubs, etc., **public parks and places of religious worship.** Furthermore, dispensing cooperatives and collectives within the Torrey Pines Community shall not be located within **1,000-foot radius** of other dispensing cooperatives and collectives.  
**Motion Passed (12-1)**

Resolution: The Torrey Pines Community Planning Board recommends that the City require dispensing collectives and cooperatives to submit as part of their application for a conditional use permit (CUP), evidence that they are incorporated as statutory cooperatives or bona fide nonprofit corporations. **Furthermore, as part of the City**

**application process, the San Diego City Police Department or similar agency should perform a Criminal Background Check. Said background check(s) should include all principals, owners or financial backers, and employees of dispensing collectives and cooperatives.**

**Motion Passed (12-1)**

Resolution: The Torrey Pines Community Planning Board recommends that the City of San Diego require medical marijuana cooperatives and collectives to have adequate and operable security systems that include security cameras and alarms and must have a licensed security guard to be present at all times during business hours.

**Motion Passed (10-2)**

Resolution: The Torrey Pines Community Planning Board recommends that the City of San Diego require medical marijuana cooperatives and collectives within the Torrey Pines Community shall not be located within **a 1,000 foot radius of residential property line(s)**. The Torrey Pines Board is recommending that the same City Standard that apply to Adult Entertainment facilities be applied to medical marijuana cooperatives and collectives.

**Motion Passed (6-4-1)**

#### Uptown Planners PG

Uptown Planners passed a motion which stated: "The City of San Diego should establish a conditional use permit (CUP) process by which medical marijuana dispensaries may operate. Applications for such a CUP would be reviewed under a Process Two procedure." (Vote 15-0-1)

Note: The special Process Two procedure was recommended to lower the application costs for the non-profit collaborative or cooperative organizations.