

**CITY OF CLOVERDALE**

**CITY COUNCIL**

**RESOLUTION NO. 34-2019**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CLOVERDALE  
AWARDING A COMMERCIAL CANNABIS DISPENSARY PERMIT TO  
CLOVERDALE WELLNESS (FORMERLY CALIFORNIA WELLNESS)**

**WHEREAS**, in 2017 the City Council adopted Ordinance 715-2017, adding Chapter 18.15 to the Cloverdale Municipal to allow and regulate certain commercial cannabis uses within the City; and

**WHEREAS**, Section 18.15.050 sets forth that up to two commercial cannabis permits for dispensary operations may be issued by the City Council following an open application period and review of applications by City staff and recommendations by the city manager and consideration by the Council at a noticed public hearing; and

**WHEREAS**, the City held an open application period for the available commercial cannabis dispensary permits and received three written proposals that were reviewed and scored by senior City staff; and

**WHEREAS**, on March 27, 2018 the City Council adopted a Resolution awarding one dispensary permit; and

**WHEREAS**, the Council formerly closed the initial dispensary RFP process by a roll-call vote on April 24, 2018, which started the 12-month period in which the Council could consider minimally qualified applications from the prior application process for submittal to the City Council prior to opening a new application process; and

**WHEREAS**, on April 10, 2019, the City Council discussed Cloverdale's Commercial Cannabis Dispensary Permit Issuance Process and reviewed options for the Issuance of additional Cannabis Dispensary Permits; and

**WHEREAS**, the City Council directed staff City staff to limit the RFP process to include only the two existing applicants from the initial RFP process (per CMC section 18.15.050(C)(2)); and

**WHEREAS**, the City Council as part of the properly noticed public hearing on May 22, 2018, at which the applications were considered; and

**WHEREAS**, the City Council desires to award commercial cannabis dispensary permits to individuals and operations that will achieve compliance with local and state regulations, enhance and diversify the local economy, mitigate potential negative impacts, and best promote the public health, safety, and general welfare of Cloverdale residents and businesses.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Cloverdale does hereby find, determine, and declare as follows:

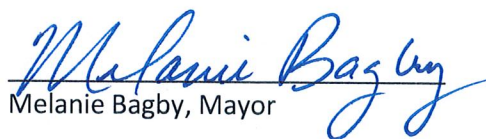
1. The foregoing recitals are true and correct and are hereby incorporated by reference.
2. Pursuant to Chapter 18.15 of the Cloverdale Municipal Code, the Council finds that Cloverdale Wellness (formerly California Wellness) has met all minimum requirements of the Request for Proposal process related to a commercial cannabis dispensary permit from the City of Cloverdale.
3. The City Council hereby authorizes the City Manager to issue a commercial cannabis dispensary permit to Cloverdale Wellness, located at 124 South Cloverdale Boulevard, upon confirmation that all requirements of the Cloverdale Municipal Code have been met and subject to Finding No. 4 below, to operate a commercial cannabis dispensary according to all requirements of Municipal Code Chapter 18.15 and applicable state laws and regulations.
4. The commercial cannabis dispensary permit shall contain appropriate conditions to ensure full compliance with Municipal Code Chapter 18.15 and state laws and regulations, including but not limited to:
  - a. No commercial cannabis dispensary operations may commence at the permitted location until the business has obtained all required state licenses; and
  - b. No commercial cannabis dispensary operations may commence at the permitted location until City staff confirms that all requirements of Municipal Code Chapter 18.15 have been met; and
  - c. The commercial cannabis dispensary permit may expire in six months if the business is not fully operational, pursuant to Municipal Code Section 18.15.050(H); however, the City Manager is authorized to extend the time period for startup if permittee can establish substantial evidence of progress toward establishing a fully operational business.
5. This Resolution shall become effective immediately upon its passage and adoption.

The foregoing Resolution No. 34-2019 was duly introduced and duly adopted by the City Council of the City of Cloverdale at its regular meeting held on the 22<sup>nd</sup> day of May 2019, by the following roll call vote:

Ayes: (3) Councilmember Turner, Vice Mayor Wolter and Mayor Bagby  
Noes: (0) None  
Absent: (1) Councilmember Cruz  
Abstain: (1) Councilmember Brigham

APPROVED:

ATTEST:

  
Melanie Bagby, Mayor

  
Maria McArthur, Interim City Clerk