



Legislation Details (With Text)

**File #:** 21-262      **Version:** 1      **Name:**

**Type:** Public Hearing/General Business      **Status:** Agenda Ready

**File created:** 2/5/2021      **In control:** City Council and Authorities Concurrent

**On agenda:** 2/23/2021      **Final action:**

**Title:** Action on a Written Petition Submitted by Councilmember Becker Requesting a Discussion on Amending of Section 18.102.010 (“Commercial Marijuana Activity Prohibited”) of Chapter 18.102 (“Regulation of Marijuana”) of Title 18 (“Zoning”) of “The Code of the City of Santa Clara, California” on removing the ban on all Commercial Cannabis Activity

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Council Policy 030, 2. Writttten Petition dated February 3, 2021 from Councilmember Becker, 3. POST MEETING MATERIAL, 4. ECOMMENTS

Date	Ver.	Action By	Action	Result
2/23/2021	1	City Council and Authorities Concurrent	Approved	Fail

**REPORT TO COUNCIL**

**SUBJECT**

Action on a Written Petition Submitted by Councilmember Becker Requesting a Discussion on Amending of Section 18.102.010 (“Commercial Marijuana Activity Prohibited”) of Chapter 18.102 (“Regulation of Marijuana”) of Title 18 (“Zoning”) of “The Code of the City of Santa Clara, California” on removing the ban on all Commercial Cannabis Activity

**COUNCIL PILLAR**

Enhance Community Engagement and Transparency

**BACKGROUND**

Council Policy 030 - Adding an Item on the Agenda (Attachment 1) sets forth the procedure for written petitions. Members of the City Council shall use the Council Item Request Form to submit a written request for inclusion of an item on a future City Council agenda. Per the policy, the written request will be submitted on the agenda, in the form substantially provided by the requestor without any staff analysis, including fiscal review, legal review and policy review. If a simple majority of the City Council supports further study of the request, then a full staff analysis shall be prepared within thirty (30) days, unless otherwise directed by the City Council.

**DISCUSSION**

The City Clerk’s Office has received a Written Petition for Council consideration from Councilmember Becker dated February 3, 2021 (Attachment 2) requesting a discussion on amending of Section 18.102.010 (“Commercial Marijuana Activity Prohibited”) of Chapter 18.102 (“Regulation of

Marijuana”) of Title 18 (“Zoning”) of “The Code of the City of Santa Clara, California” on removing the ban on all Commercial Cannabis Activity.

### **FISCAL IMPACT**

There is no fiscal impact other than administrative staff time.

### **PUBLIC CONTACT**

Public contact was made by posting the Council agenda on the City’s official-notice bulletin board outside City Hall Council Chambers. A complete agenda packet is available on the City’s website and in the City Clerk’s Office at least 72 hours prior to a Regular Meeting and 24 hours prior to a Special Meeting. A hard copy of any agenda report may be requested by contacting the City Clerk’s Office at (408) 615-2220, email [clerk@santaclaraca.gov](mailto:clerk@santaclaraca.gov) <<mailto:clerk@santaclaraca.gov>>.

### **ALTERNATIVES**

1. Direct staff to agendize.
2. Note and file this report and take no further action.
3. Any other alternative as approved by Council.

### **RECOMMENDATION**

Staff has no recommendation and is seeking Council direction.

Reviewed by: Nora Pimentel, Assistant City Clerk

Approved by: Deanna J. Santana, City Manager

### **ATTACHMENTS**

1. Council Policy 030
2. Written Petition dated February 3, 2021 from Councilmember Becker