

# MOTION

18A

**I MOVE** that the matter of Rules, Elections, and Intergovernmental Relations Committee Report relative to amendments to the City's cannabis procedures, and cannabis social equity in-lieu fee and fee deferral, Item 18 on today's Council Agenda (C.F. 14-0366-S5), BE AMENDED to ADOPT and include the following recommendations as part of Recommendation No. 1 and DELETE Recommendation No. 4:

1a. Clarify that at any point in the application process, DCR may deny an application for any of the reasons specified in LAMC Sec. 104.06(a)(1).


1b. Clarify that DCR shall not process an application if the proposed business premises is located in a geographical area of undue concentration unless the City Council finds or is deemed to have found the application would serve public convenience or necessity.

1c. Provide that an appeal of DCR's determination that an applicant is not eligible for processing pursuant to Sec. 104.07 or 104.08 shall be heard and decided by an administrative hearing officer rather than the Cannabis Regulation Commission. This type of appeal hearing shall be conducted in the same manner as other administrative hearings under LAMC Sec 104 and the hearing officer's decision shall be final.

1d. Amend LAMC Sec. 104 et seq. as necessary to permit DCR, at its discretion, to provide a Sec. 104.08 applicant local authorization for a temporary state cannabis license prior to DCR determining that the applicant is eligible for processing pursuant to Sec. 104.08. This local authorization shall enable an applicant to engage in commercial cannabis activities at its business premises provided it meets all conditions imposed by DCR. This may include local limited immunity for Phase II applicants as well.

1e. REQUEST the City Attorney to add an urgency clause to the pending ordinance requests.

PRESENTED BY:

  
HERB J. WESSON, JR.  
Councilmember, 10th District

SECONDED BY:



October 30, 2018

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OF THE  
CITY CLERK

