

File No. 231077

Committee Item No. 2

Board Item No. 30

## COMMITTEE/BOARD OF SUPERVISORS

### AGENDA PACKET CONTENTS LIST

Committee: Public Safety and Ngbh Services

Date: Nov. 9, 2023

Board of Supervisors Meeting:

Date: Nov. 28, 2023

#### Cmte Board

- Motion
- Resolution
- Ordinance
- Legislative Digest
- Budget and Legislative Analyst Report
- Youth Commission Report
- Introduction Form
- Department/Agency Cover Letter and/or Report
- MOU
- Grant Information Form
- Grant Budget
- Subcontract Budget
- Contract / DRAFT Mills Act Agreement
- Form 126 – Ethics Commission
- Award Letter
- Application
- Public Correspondence

#### OTHER

- Office of Cannabis Presentation – November 9, 2023
- Pres Action 30-Day Waiver Memo – October 24, 2023
- Referral to Depts FYI – October 25, 2023
- \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_

Prepared by: John Carroll

Date: Nov. 3, 2023

Prepared by: John Carroll

Date: Nov. 22, 2023

Prepared by: \_\_\_\_\_

Date: \_\_\_\_\_

1 [Police Code - Cannabis Events]

2

3 **Ordinance amending the Police Code to extend the end date of the Cannabis Event**  
4 **Pilot Program from December 31, 2023, to December 31, 2026.**

5 NOTE: **Unchanged Code text and uncodified text** are in plain Arial font.  
6 **Additions to Codes** are in *single-underline italics Times New Roman font*.  
7 **Deletions to Codes** are in *strikethrough italics Times New Roman font*.  
8 **Board amendment additions** are in double-underlined Arial font.  
9 **Board amendment deletions** are in ~~strikethrough Arial font~~.  
10 **Asterisks (\* \* \* \*)** indicate the omission of unchanged Code  
11 subsections or parts of tables.

9

10 Be it ordained by the People of the City and County of San Francisco:

11 Section 1. Article 16 of the Police Code is hereby amended by revising Section  
12 1621.5, to read as follows:

13 **SEC. 1621.5. EVENTS.**

14 \* \* \* \*

15 (k) Pilot Program. Prior to January 1, ~~2020~~2027, the Director may issue Cannabis Event  
16 Permits only in connection with events that meet all the following criteria:

- 17 (1) The event has previously been held on a regular basis;
- 18 (2) The event, in prior years, has received a City-issued permit; and
- 19 (3) At the event, in prior years, there has been significant unregulated cannabis sales or  
20 consumption, which the Director determines could be reduced or eliminated at the event by  
21 the issuance of a Cannabis Events Permit. *Except as stated in the following paragraph, the*  
22 *restrictions imposed by this subsection (k) on the operation of this Section 1621.5 shall*  
23 *become inoperative on January 1, ~~2020~~2027. On or after that date, the City Attorney is authorized*  
24 *to cause this subsection (k) of Section 1621.5 to be removed from the Police Code.*

25

1           ~~The Director may extend the pilot program set forth in this subsection (k) one or more times, up to~~  
2           ~~December 31, 2023, such that no Cannabis Event Permit may issue except as provided under this~~  
3           ~~subsection (k) prior to the date the Director’s extension of the pilot program, if any, ends. The Director~~  
4           ~~may extend the pilot program as provided herein onexly upon the Director’s written determination that,~~  
5           ~~in light of other duties imposed on the Office of Cannabis, the Office lacks sufficient resources to~~  
6           ~~process additional Cannabis Event Permit applications or to otherwise effectively regulate cannabis-~~  
7           ~~related events.~~

8           \* \* \* \*

9           Section 2. Effective Date; Retroactivity.

10           (a) This ordinance shall become effective 30 days after enactment. Enactment occurs  
11           when the Mayor signs the ordinance, the Mayor returns the ordinance unsigned or does not  
12           sign the ordinance within ten days of receiving it, or the Board of Supervisors overrides the  
13           Mayor’s veto of the ordinance.

14           (b) Upon the effective date of this ordinance, the ordinance shall be retroactive to  
15           January 1, 2024.

16  
17           Section 3. Scope of Ordinance. In enacting this ordinance, the Board of Supervisors  
18           intends to amend only those words, phrases, paragraphs, subsections, sections, articles,  
19           numbers, punctuation marks, charts, diagrams, or any other constituent parts of the Municipal  
20           Code that are explicitly shown in this ordinance as additions, deletions, Board amendment  
21           additions, and Board amendment deletions in accordance with the “Note” that appears under  
22           the official title of the ordinance.

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APPROVED AS TO FORM:  
DAVID CHIU, City Attorney

By: /s/ Sarah Crowley  
SARAH CROWLEY  
Deputy City Attorney

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# San Francisco Office of Cannabis

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Public Safety & Neighborhood Services Committee  
11/09/2023



**SAN FRANCISCO  
OFFICE OF CANNABIS**



**Office of Cannabis  
City and County of San Francisco**  
49 South Van Ness Suite 660, San Francisco, CA 94105  
(628) 652 - 0420  
officeofcannabis@gov.org  
<https://sf.gov/departments/office-cannabis>

# Pilot Program

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Section 1621.5(k)



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# Temporary Events: Pilot Program

- Pilot Program requires:
  - The event had previously been held on a regular basis
  - The event, in prior years, had received a City-issued permit
  - The event had significant unregulated cannabis sales or consumption
- Currently set to expire December 31, 2023

# Requirements from the State

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- These events still need to abide by State regulations
  - 2 State licenses
    - (§15600 - 15601)
  - Age restrictions
    - (§15602(a))
  - Obscuring public visibility
    - (§15603(b))
  - Security requirements
    - (§15601(h))
  - Transportation requirements
    - (§15602(g))
  - Designated retail area
    - (§15602(b))
  - Limited access areas
    - (§15601(n))
  - Designated on site storage
    - (§15602(h))

# Practical Effects of State Regulations

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- Cost prohibitive for event organizers (especially small and mid-sized events)
  - Fencing, mesh coverage to obscure public visibility, security personnel
- Time intensive process
  - Identifying a viable location is very challenging
- **Overall, State regulations favor large, outdoor events**
  - These events have both the space and funding required

# OEWD Working with OOC to Identify Potential Sites

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- Cannabis events as a potential economic recovery tool
  - Benefits for local cannabis businesses, cannabis tourism, and arts/culture/entertainment sector
- Working with OOC to identify potential locations that could meet state and local requirements
- Exploring approaches to stakeholder engagement to source locations/event types that are of interest to industry leaders

# Thank You!

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## **Contact Information:**

officeofcannabis@sfgov.org

(628) 652-0420

## **San Francisco Office of Cannabis**

49 South Van Ness, Suite 660

San Francisco, California 94103



**SAN FRANCISCO**  
**OFFICE OF CANNABIS**



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President, District 3  
BOARD of SUPERVISORS



City Hall  
1 Dr. Carlton B. Goodlett Place, Room 244  
San Francisco, CA 94102-4689

Tel. No. 554-7450  
Fax No. 554-7454  
TDD/TTY No. 544-6546

Aaron Peskin

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**PRESIDENTIAL ACTION**

Date: 10/24/23

To: Angela Calvillo, Clerk of the Board of Supervisors

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Madam Clerk,

Pursuant to Board Rules, I am hereby:

Waiving 30-Day Rule (Board Rule No. 3.23)

File No. 231077 Mandelman  
(Primary Sponsor)

Title. Ordinance amending the Police Code to extend the end date of the  
Cannabis Event Pilot Program from December 31, 2023, to December 31, 2024.

Transferring (Board Rule No 3.3)

File No. \_\_\_\_\_  
(Primary Sponsor)

Title. \_\_\_\_\_

From: \_\_\_\_\_ Committee

To: \_\_\_\_\_ Committee

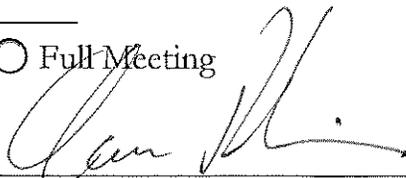
Assigning Temporary Committee Appointment (Board Rule No. 3.1)

Supervisor: \_\_\_\_\_ Replacing Supervisor: \_\_\_\_\_

For: \_\_\_\_\_ Meeting  
(Date) (Committee)

Start Time: \_\_\_\_\_ End Time: \_\_\_\_\_

Temporary Assignment:  Partial  Full Meeting

  
\_\_\_\_\_  
Aaron Peskin, President  
Board of Supervisors

BOARD of SUPERVISORS



City Hall  
1 Dr. Carlton B. Goodlett Place, Room 244  
San Francisco 94102-4689  
Tel. No. (415) 554-5184  
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TDD/TTY No. (415) 554-5227

## MEMORANDUM

TO: William Scott, Police Chief  
Nikesh Patel, Director, Office of Cannabis

FROM: John Carroll, Assistant Clerk, Public Safety and Neighborhood Services  
Committee, Board of Supervisors

DATE: October 25, 2023

SUBJECT: LEGISLATION INTRODUCED

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The Board of Supervisors' Public Safety and Neighborhood Services Committee has received the following proposed legislation, introduced by Supervisor Mandelman on October 17, 2023:

**File No. 231077**

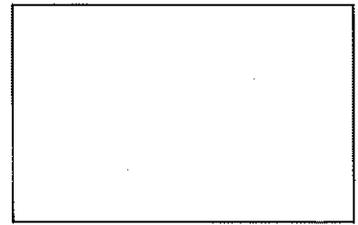
**Ordinance amending the Police Code to extend the end date of the Cannabis Event Pilot Program from December 31, 2023, to December 31, 2026.**

If you have any comments or reports to be included with the file, please forward them to me at the Board of Supervisors, City Hall, Room 244, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102.

C:  
Offices of Chair Stefani and Supervisor Mandelman  
Lisa Ortiz, Police Department  
Lili Gamero, Police Department  
Rima Malouf, Police Department  
Diana Oliva-Aroche, Police Department  
Jeremy Schwartz, Office of Cannabis

**Introduction Form**

*(by a Member of the Board of Supervisors or the Mayor)*



I hereby submit the following item for introduction (select only one):

- 1. For reference to Committee (Ordinance, Resolution, Motion or Charter Amendment)
- 2. Request for next printed agenda (For Adoption Without Committee Reference)  
*(Routine, non-controversial and/or commendatory matters only)*
- 3. Request for Hearing on a subject matter at Committee
- 4. Request for Letter beginning with "Supervisor [ ] inquires..."
- 5. City Attorney Request
- 6. Call File No. [ ] from Committee.
- 7. Budget and Legislative Analyst Request (attached written Motion)
- 8. Substitute Legislation File No. [ ]
- 9. Reactivate File No. [ ]
- 10. Topic submitted for Mayoral Appearance before the Board on [ ]

The proposed legislation should be forwarded to the following (please check all appropriate boxes):

- Small Business Commission     Youth Commission     Ethics Commission
- Planning Commission     Building Inspection Commission     Human Resources Department

General Plan Referral sent to the Planning Department (proposed legislation subject to Charter 4.105 & Admin 2A.53):

- Yes                       No

*(Note: For Imperative Agenda items (a Resolution not on the printed agenda), use the Imperative Agenda Form.)*

Sponsor(s):

Mandelman

Subject:

[Police Code - Cannabis Events]

Long Title or text listed:

[Police Code - Cannabis Events]

Ordinance amending the Police Code to extend the end date of the Cannabis Event Pilot Program from December 31, 2023, to December 31, 2026.

Signature of Sponsoring Supervisor: