

1 [Approval of a 220-Day Extension for Planning Commission Review of Medical Cannabis
2 Dispensaries (File No. 161229)]

3 **Resolution extending by 220 days the prescribed time within which the Planning**
4 **Commission may render its decision on an Ordinance (File No. 161229) amending the**
5 **Planning Code to allow Medical Cannabis Dispensaries to be located on the second**
6 **story and above in zoning districts in which they are permitted; affirming the Planning**
7 **Department’s California Environmental Quality Act determination; making findings of**
8 **consistency with the General Plan, and the eight priority policies of Planning Code,**
9 **Section 101.1; and making a finding of public necessity, convenience, and welfare**
10 **under Planning Code, Section 302.**

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12 WHEREAS, On November 8, 2016, Supervisor Campos introduced legislation
13 amending the Planning Code to exempt certain designated historic landmarks from obtaining
14 conditional use authorization to remove certain Production, Distribution, and Repair,
15 Institutional Community, and Arts Activities uses, and providing replacement space for such
16 uses; and affirming the Planning Department’s California Environmental Quality Act
17 determination; and making Planning Code, Section 302, findings, and making findings of
18 consistency with the General Plan, and the eight priority policies of Planning Code,
19 Section 101.1; and

20 WHEREAS, On or about December 13, 2016, the Clerk of the Board of Supervisors
21 referred the proposed ordinance to the Planning Commission; and

22 WHEREAS, The Planning Commission shall, in accordance with Planning Code
23 Section 306.4(d), render a decision on the proposed Ordinance within 90 days from the date
24 of referral of the proposed amendment or modification by the Board to the Commission; and
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1 WHEREAS, Failure of the Commission to act within 90 days shall be deemed to
2 constitute disapproval; and

3 WHEREAS, The Board, in accordance with Planning Code, Section 306.4(d) may, by
4 Resolution, extend the prescribed time within which the Planning Commission is to render its
5 decision on proposed amendments to the Planning Code that the Board of Supervisors
6 initiates; and

7 WHEREAS, Supervisor Ronen has requested additional time for the Planning
8 Commission to review the proposed Ordinance; and

9 WHEREAS, The Board deems it appropriate in this instance to grant to the Planning
10 Commission additional time to review the proposed Ordinance and render its decision; now,
11 therefore, be it

12 RESOLVED, That by this Resolution, the Board hereby extends the prescribed time
13 within which the Planning Commission may render its decision on the proposed Ordinance for
14 approximately 220 additional days, until October 19, 2017.

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