

RESOLUTION NO. 2020-016

A RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF PACIFICA FINDING THAT OPERATION OF A CANNABIS RETAIL OPERATION AT 2110 PALMETTO AVENUE (APN 016-182-360) AUTHORIZED BY MARIJUANA USE PERMIT MUP-1-18 (FILE NO. 2018-022) IS IN FULL COMPLIANCE WITH THE REQUIREMENTS OF ARTICLE 48 OF CHAPTER 4 OF TITLE 9 OF THE PACIFICA MUNICIPAL CODE, AND FINDING THE ANNUAL REVIEW EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA).

WHEREAS, the City Council of the City of Pacifica adopted Resolution No. 52-2018 to deny an appeal and uphold the Planning Commission's approval of Marijuana Use Permit MUP-1-18 (File No. 2018-022) for a Cannabis Retail Operation at 2110 Palmetto Avenue (APN 016-182-360), subject to conditions of approval, at a duly noticed public hearing on November 13, 2018; and

WHEREAS, Condition No. 29 of Exhibit A of Resolution No. 52-2018 of the City Council of the City of Pacifica requires the Planning Commission to perform a single annual review of the cannabis retail operation authorized by Marijuana Use Permit MUP-1-18 commencing not less than one year but not more than two years from the issuance of the Cannabis Public Safety License; and

WHEREAS, the Chief of Police issued a Cannabis Public Safety License for the subject cannabis retail operation on November 29, 2018; and

WHEREAS, the Planning Commission of the City of Pacifica did hold a duly noticed public hearing on October 19, 2020, to conduct an annual review of Marijuana Use Permit MUP-1-18, at which time it considered all oral and documentary evidence presented, and incorporated all testimony and documents into the record by reference.

NOW, THEREFORE BE IT RESOLVED, the Planning Commission of the City of Pacifica does hereby find as follows:

1. This annual review is not a "project" pursuant to § 15378 of the California Environmental Quality Act (CEQA) Guidelines because it has no potential for resulting in either a direct physical change in the environment, or a reasonably foreseeable indirect physical change in the environment.
2. The operation of a Cannabis Retail Operation at 2110 Palmetto Avenue (APN 016-182-360) is in full compliance with the requirements of Article 48 of Chapter 4 of Title 9 of the Pacifica Municipal Code.

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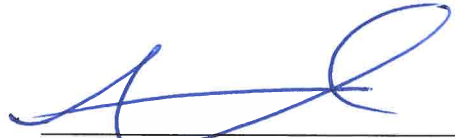
PASSED AND ADOPTED at a regular meeting of the Planning Commission of the City of Pacifica, California, held on the 19th day of October 2020.

AYES, Commissioners: BERMAN, BIGSTYCK, FERGUSON, GODWIN, HAUSER,
NIBBELIN

NOES, Commissioners: N/A

ABSENT, Commissioners: LEAL

ABSTAIN, Commissioners: N/A



John Nibbelin, Chair

ATTEST:



Tina Wehrmeister, Planning Director

APPROVED AS TO FORM:



Michelle Kenyon, City Attorney