



# City of Sunnyvale

## Agenda Item

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16-0435

Agenda Date: 2/17/2017

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### 2017 COUNCIL STUDY ISSUE

#### **NUMBER**

DPS 17-01

**TITLE** Regulation of Marijuana Cultivation in the City of Sunnyvale for Research and Development and Medical Marijuana Cultivation for Personal Use

#### **BACKGROUND**

**Lead Department:** Public Safety

Support Department(s): Community Development, Office of the City Attorney

#### **Sponsor(s):**

Councilmembers: Griffith, Tara Martin-Milius

#### **History:**

1 year ago: N/A

2 years ago: N/A

#### **SCOPE OF THE STUDY**

##### **What are the key elements of the study?**

The study will examine possible revisions to the current Municipal Code regulations in Title 9 (Public Peace, Safety or Welfare) and Title 19 (Zoning) governing Medical Marijuana Cultivation for Personal Use and the cultivation of Marijuana for Research and Development purposes.

##### **What precipitated this study?**

The study issue arose out of discussion during the April 12, 2016 Council Meeting regarding the proposed prohibition of all medical marijuana activities within the City. Members of the public requested consideration for exceptions to a complete prohibition for personal cultivation and research and development.

**Planned Completion Year:** 2017

#### **FISCAL IMPACT**

##### **Cost to Conduct Study**

Level of staff effort required (opportunity cost): Moderate

Amount of funding above current budget required: \$0

Funding Source: N/A

Explanation of Cost: Staff costs related to research and preparation of the study issue will be

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absorbed by the individual departments.

**Cost to Implement Study Results**

Unknown. Study would include assessment of potential costs.

Explanation of Cost: Potential costs may include operating costs related to staff response for permitting and enforcement.

**EXPECTED PARTICIPATION IN THE PROCESS**

Council-approved work plan: No

Council Study Session: No

Reviewed by Boards/Commissions: Planning Commission

**STAFF RECOMMENDATION**

**Position:** Support

**Explanation:** Pending legislation and potential changes in State regulations support ongoing review of the issue. Planning Commission review is identified pending the outcome of the study and would be limited to the extent that any proposed changes would impact zoning regulations.

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Reviewed By: Melissa Tronquet, Assistant City Attorney

Reviewed By: Walter C. Rossmann, Assistant City Manager

Approved By: Deanna J. Santana, City Manager