



# City of Oakland

Office of the City Clerk  
Oakland City Hall  
1 Frank H. Ogawa Plaza  
Oakland, California 94612  
LaTonda Simmons, City  
Clerk

## Meeting Minutes - DRAFT Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council

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Thursday, March 8, 2018

2:00 PM

City Council Chamber, 3rd Floor

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### 1 PLEDGE OF ALLEGIANCE

*The Concurrent Meeting of the Oakland City Council and Successor Redevelopment Agency was held on the above date. Opening with the Pledge of Allegiance, the meeting was convened at 2:09 p.m.*

### 2 ROLL CALL / CITY COUNCIL

**Excused** 2 - Desley Brooks, and Lynette McElhaney

**Present** 6 - Annie Campbell Washington, Noel Gallo, Abel J. Guillén, Dan Kalb, Rebecca Kaplan, and Laurence E. Reid

### 3 OPEN FORUM / CITIZEN COMMENTS (Time Available: 15 Minutes)

*2 speakers spoke during Open Forum.*

### 4 ACTIONS ON SPECIAL ORDERS OF THE DAY

(Ceremonial Presentations, Reports/Presentations From The Mayor, Council Acknowledgements/Announcements):

*President Pro Tem Guillen took a point of personal privilege and requested that the meeting be adjourned in memory of David Kramer*

*Council President Reid took a point of personal privilege and requested that the meeting be adjourned in memory of Michelle Hill*

- 5 Subject: Restricting The Issuance Of Cannabis Permits At Properties With Residential Tenants  
From: Councilmember Kaplan, Office Of The Mayor And Office Of The City Administrator  
Recommendation: Adopt An Ordinance Amending Chapters 5.80 And 5.81 Of The Oakland Municipal Code To Restrict Or Prohibit Approval And/Or Permitting Of Cannabis Businesses At Locations (A) Where "Work/Live" Type Uses, As Defined In Chapters 5.80 And 5.81, Existed As Of March 6, 2018 Or (B) Where Residential Uses Existed As Of March 6, 2018  
[18-0241](#)

**Attachments:** [View Report](#)  
[View Supplemental Report 3-8-2018](#)

***Councilmember Kaplan made a motion, seconded by Councilmember Kalb to approve the ordinance with the following amendments:***

***5.81.150 - Restrictions on Approvals for Properties Used for Work/Live or Residential Purposes***

***A. No permit or local authorization shall be issued under OMC Chapters 5.80 or 5.81 to a cannabis applicant at premises where either:***

***1. Work/Live use existed as of March 6, 2018; or 2. Residential use existed as of March 6, 2018. In both the foregoing, this applies irrespective of any subsequent reconfiguration of the premises; or***

***2. Residential use existed as of March 6, 2018.***

***B. A permit or local authorization may be issued under OMC Chapters 5.80 or 5.81 to a cannabis applicant utilizing different premises within a parcel of land that also contains Work/Live or residential uses, so long as the cannabis applicant mitigates potential impacts, if possible, as directed by the City***

***Administrator, Fire Marshall, and/or Building Official, including any mitigations required by the Fire Marshall and/or the Building Office, and so long as volatile manufacturing may only take place in a separate building with approval of the Fire Marshall and Building Official and under such mitigations as they or the City Administrator may require.***

***C. The City Administrator may develop further guidelines and operating standards to implement this section***

***There were 19 speakers on this item***

**A motion was made that this matter be Approved On Introduction and Scheduled for Final Passage to go before the \* Concurrent Meeting of the Oakland Redevelopment Successor Agency and the City Council, to be heard 3/20/2018. The motion carried by the following vote:**

**Excused:** 2 - Brooks, and McElhanev

**Aye:** 6 - Campbell Washington, Gallo, Guillén, Kalb, Kaplan, and Reid

**NO VOTE:** 0

## **CONTINUATION OF OPEN FORUM**

*There being no further business, and upon the motion duly made, the Council adjourned the meeting in memory of David Kramer and Michelle Hill at 3:06 p.m.*

## **ADJOURNMENT OF COUNCIL SESSION**

**(Meeting Shall Conclude No Later Than 12:00 A.M., Unless Extended By Majority Vote Of The Council)**

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### **Office of the City Clerk - Agenda Management Unit**

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**MATERIALS RELATED TO ITEMS ON THIS AGENDA SUBMITTED TO THE CITY COUNCIL AFTER DISTRIBUTION OF THE AGENDA PACKETS MAY BE VIEWED IN THE OFFICE OF THE CITY CLERK, 1 FRANK H. OGAWA PLAZA, 1ST AND 2ND FLOOR, OAKLAND, CA 94612 FROM 8:30 A.M. TO 5:00 P.M.**