

CITY OF OAKLAND
Agenda Report

FILED
OFFICE OF THE CITY CLERK
OAKLAND

2004 FEB -5 PM 3:07

To: Council President Ignacio De La Fuente and
Members of the City Council
From: Lupe Valdez, City Council Legislative Analyst
Date: February 17, 2004

Re: **AN ORDINANCE AMENDING THE MASTER FEE
SCHEDULE TO ADD A \$400.00 APPLICATION FEE RELATED
TO CHAPTER 5.80 OF THE OAKLAND MUNICIPAL CODE
ENTITLED MEDICAL CANNABIS DISPENSARY PERMIT**

SUMMARY

The proposed Ordinance amends the City Manager Special Activity Permit section of the Master Fee Schedule to add a \$400.00 application fee to the Master Fees Schedule under City Manager Special Activity Permits. The fee was determined pursuant to the establishment of O.M.C. Chapter 5.80 pertaining to medical cannabis dispensary permitting.

BACKGROUND

On February 3, 2004 the City Council adopted a report and Ordinance establishing a Medical Cannabis Dispensary business permit. The report called for the establishment of an application fee and amendment of the Master Fee Schedule.

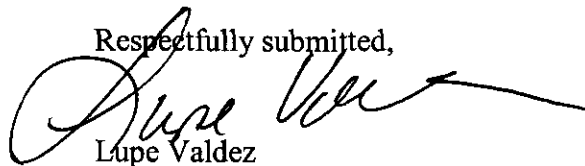
KEY ISSUES AND IMPACTS

The City Council has adopted the establishment of a Medical Cannabis Dispensary business permit for a total of 4 (four) dispensary operations. Individuals interested in receiving a permit must submit an application to the City Manager's office. The City Manager has determined that a \$400.00 application fee to cover administrative staff time to process, evaluate and notice each application should be established. Applicants will also be required to cover the cost of building code inspections, which are already established in the Master Fee Schedule, and County inspection fees.

RECOMMENDATION

Council is requested to approve the Ordinance amending the Master Fee Schedule to add a \$400.00 application fee related to the Medical Cannabis Dispensary business permit established pursuant to O.M.C. Chapter 5.80.

Respectfully submitted,



Lupe Valdez
City Council Legislative Analyst

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ORA/COUNCIL
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**AN ORDINANCE AMENDING THE MASTER FEE SCHEDULE TO ADD
A \$400.00 APPLICATION FEE RELATED TO CHAPTER 5.80 OF THE
OAKLAND MUNICIPAL CODE ENTITLED, MEDICAL CANNABIS
DISPENSARY PERMITS**

WHEREAS, the City Council established a Medical Cannabis Dispensary business permit pursuant to Chapter 5.80 of the Oakland Municipal Code; and

WHEREAS, the City Council has determined that a \$400.00 application fee shall be required of all applicants wishing to obtain a Medical Cannabis Dispensary business permit to cover the cost of processing and noticing; now therefore be it

**RESOLVED THAT THE CITY COUNCIL HEREBY ORDAINS THAT THE
MASTER FEE SCHEDULE SHALL BE AMENDED AS FOLLOWS:**

Section 1. The City Manager Special Permit Activity Section of the Master Fee Schedule hereby is amended to add the following provision:

25. Medical Cannabis Dispensary Permit Application Fee \$400.00

Section 2. The City Council finds and determines that the foregoing recitals are true and correct, are an integral part of this ordinance, and provide findings to support the Ordinance.

Section 3. The Ordinance shall be effective immediately upon final passage if it receives six or more affirmative votes and shall be effective seven days after final passage if it receives five affirmative votes.

In Council, Oakland, California, _____, 2004.

PASSED BY THE FOLLOWING VOTE:

AYES- BROOKS, BRUNNER, CHANG, DE LA FUENTE, NADEL, QUAN, REID
AND WAN.

NOES-

ABSENT-

ABSTENTION-

Attest: _____

CEDA FLOYD
City Clerk and Clerk of the Council
of the City of Oakland, California

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CITY COUNCIL
FEB 17 2004