



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 - FINAL Special Concurrent Meeting of the Oakland Redevelopment Successor Agency/City Council

Thursday, March 8, 2018

2:00 PM

City Council Chamber, 3rd Floor

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 McElhaney

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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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.