



CITY COUNCIL AGENDA REPORT

MEETING DATE: JANUARY 19, 2016

ITEM NUMBER: **OB-1**

SUBJECT: SECOND READING OF ORDINANCE NO. 16-01 FOR CODE AMENDMENT CO-15-06: AN AMENDMENT TO TITLE 13 OF THE COSTA MESA MUNICIPAL CODE RELATED TO CULTIVATION OF MARIJUANA AND/OR MEDICAL MARIJUANA

DATE: JANUARY 8, 2016

FROM: PLANNING DIVISION/DEVELOPMENT SERVICES DEPARTMENT

PRESENTATION BY: MINOO ASHABI, PRINCIPAL PLANNER

**FOR FURTHER INFORMATION CONTACT: MINOO ASHABI, AIA (714) 754-5610
minoo.ashabi@costamesaca.gov**

RECOMMENDATION

Give second reading to Ordinance 16-01 to adopt Code Amendment CO-15-06 amending Costa Mesa Municipal Code Title 13, Chapter I definitions and enforcement, Chapter IV City Wide Land Use, and adding new Article 20 to Chapter IX, Special Land Use Regulations.

BACKGROUND

On January 5, 2016 the City Council gave first reading to Ordinance No. 16-01 by a 5-0 vote. This code amendment is in response to AB 243, AB 266 and SB 643 that were signed into law by Governor Jerry Brown on October 9, 2015 related to regulation of medical marijuana. It was determined that a new ordinance would need to be adopted and in effect by March 1, 2016 in order to allow the City to prohibit or otherwise regulate this use. Should the City fail to have an ordinance in effect by March 1, 2016, regulation of marijuana cultivation within the City will be permitted and regulated by the state. Under the current state law, the City will be unable to thereafter regulate or prohibit marijuana cultivation.

MINOO ASHABI, AIA
Principal Planner

GARY ARMSTRONG, AICP
Economic and Development Services
Director

Attachment: [Ordinance No. 16-01](#)