

ORDINANCE NO. 2017-0020

Adopted by the Sacramento City Council

March 7, 2017

AN ORDINANCE AMENDING SECTION 17.228.127 OF THE SACRAMENTO CITY CODE, RELATING TO MARIJUANA CULTIVATION

BE IT ENACTED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

SECTION 1.

The city council finds the following:

1. As amended by this ordinance, the Planning and Development Code complements, supports, and facilitates the implementation of the goals, policies, and other provisions of the general plan and the city's specific plans and transit village plans; and
2. The amendments in this ordinance promote the public health, safety, convenience, and welfare of the city.

SECTION 2.

- A. Subsection A of section 17.228.127 of the Sacramento City Code (Marijuana cultivation) is amended to read as follows:
 - A. Marijuana cultivation may only be established in the A, C-2, C-4, M-1, M-1(S), M-2, and M-2(S) zones as follows:
 1. Except as provided in subsection 2, a conditional use permit approved by the zoning administrator is required.
 2. A conditional use permit approved by the planning and design commission is required where the cultivation site is within 600 feet of:
 - a. A park identified as a neighborhood park or community park in the city's most recently adopted Parks and Recreation Master Plan; or
 - b. A park not yet identified in the city's most recently adopted Parks and Recreation Master Plan.

3. The decision-maker may approve a conditional use permit for marijuana cultivation based on the findings set forth in section 17.808.200.C and the following:
 - a. The proposed marijuana cultivation will not adversely affect the peace or general welfare of the surrounding neighborhood; and
 - b. The proposed marijuana cultivation will not result in undue concentration of marijuana cultivation establishments.

B. Except as amended by subsection A above, all provisions of section 17.228.127 remain unchanged and in full effect.

Adopted by the City of Sacramento City Council on March 7, 2017, by the following vote:

Ayes: Members Ashby, Carr, Guerra, Hansen, Harris, Jennings, Schenirer, Warren, and Mayor Steinberg

Noes: None

Abstain: None

Absent: None

Attest:

The presence of an electronic signature certifies that the foregoing is a true and correct copy as approved by the Sacramento City Council.

Passed for Publication: February 14, 2017

Published: February 17, 2017

Effective: April 6, 2017