

9. Recommendation as submitted by Supervisors Kuehl and Hahn: Direct the Chief Executive Officer to conduct stakeholder engagement with community members from each Supervisorial District to assist the County in reviewing appropriate medical and commercial cannabis regulations and best practices, and to identify additional opportunities for community outreach and engagement throughout the County; coordinate with all affected County Departments including, but not limited to, County Counsel, Sheriff, District Attorney, Public Defender, Alternate Public Defender, Regional Planning, Public Health, Agricultural Commissioner/Weights and Measures, Public Works, Fire, Treasurer and Tax Collector, Consumer and Business Affairs, as well as the Assessor, to: (Relates to Agenda No. 3)
- A. Prepare any necessary amendments to current ordinances, as well as environmental reviews required by the California Environmental Quality Act (CEQA) including, but not limited to, amendments to County Codes Title 22 - Zoning Code, Title 8 - Consumer Protection, Business and Wage Regulations, and Title 7 - Business Licenses, to allow, license and appropriately regulate and enforce the cultivation, transportation, distribution, processing, manufacturing, testing, retail sale, and delivery of medical and commercial (recreational) cannabis in unincorporated County areas;
 - B. Incorporate into any current or amended ordinances, requirements and best practices for regulating medical and commercial cannabis including, but not limited to, the following:
 - i. Best practices for land use which limit and/or address any impacts to blight and the health and safety of County neighborhoods and that also adhere to previous County recommendations regarding equitable development including but not limited to:
 - a. Consideration of buffers from sensitive uses such as schools, daycare facilities, off-site alcohol sales, parks and recreational centers, residential neighborhoods, etc.;
 - b. Minimum spacing requirements or numerical limitations to prevent over-concentration, excessive exposure and access to both cannabis businesses and advertising;
 - c. Consideration of environmental impacts as described in the Chief Executive Officer's report dated November 15, 2016;

- d. Frontage requirements to maintain community character and maximize safety;
 - e. Recommendations that minimize impacts on public health, safety, and quality of life, and maximize transition from an illicit and unregulated cannabis market to a regulated market, with any such regulations to prohibit outdoor commercial cultivation in all zones, permit cultivation, distribution, and manufacturing in industrial and commercial manufacturing zones, and permit all other associated medical and commercial cannabis related enterprises in zones C-3 or higher and reflect a careful evaluation of potential impacts to existing Community Standards Districts (CSD) and community plans, and the Director of Planning may also consider and recommend other zoning options that more effectively achieve the Board's desired outcomes;
- ii. Regulations and best practices that promote positive benefits to local communities, especially those disproportionately impacted by historical enforcement policies that concentrated criminal justice consequences in poor communities of color despite similar rates of drug use and sales in other communities, including opportunities for local worker hire requirements where feasible and other programs that give back to local communities;
 - iii. Regulations and best practices that minimize the illicit and unregulated cannabis market including, but not limited to, development standards and licensing requirements designed to reduce opportunities for crime, such as minimum security requirements, proscribed hours of operation, usage of security cameras, and other appropriate regulations to prevent crime, diversion of cannabis to illicit and unregulated markets and use by underage minors;
 - iv. Regulations and best practices to promote sustainable businesses with limited impact on the environment, including mandates to achieve the lowest feasible energy and water consumption by utilizing methods such as renewable energy, energy efficient lighting, techniques to reduce overall lighting requirements, and water recycling;
 - v. Regulations and best practices with respect to licensing, permitting, and/or registering of cannabis businesses to promote

compliance and compatibility with surrounding uses and limit the over-commercialization and monopolization of cannabis businesses, including, but not limited to, a possible cap on the number of business licenses issued within any one community, supervisorial district and/or countywide, with recommendations regarding the number of business licenses taking into account the lowest and highest licensee revenue and cost estimates derived by the Marijuana Policy Group, as reported by the Chief Executive Officer on November 15, 2016, and should also consider alcohol regulatory systems as a potential model;

- vi. Regulations which put into place an appropriate County governance model to implement, oversee, and enforce the regulatory program or otherwise appropriately control the impacts of legal cannabis business activity; and
 - vii. Regulations and best practices for consumer protection including, but not limited to, product labeling and testing;
- C. Schedule a series of multilingual and culturally competent town halls in each supervisorial district that include community members, business owners, community groups, public health experts, cannabis advocates, and industry associations, to obtain feedback on regulations and best practices, and to identify additional opportunities for community outreach and engagement;
- D. Develop for the Board's consideration an appropriate ordinance and ballot measure to tax commercial cannabis with the goal of protecting public health and safety and minimizing the illicit and unregulated cannabis market while fostering a regulated legal marketplace which, at a minimum, generates net-new revenues to cover costs incurred by the county needed to regulate the industry;
- E. Deploy a robust data collection program to monitor cannabis usage rates, especially among youth, crime rates associated with cannabis; traffic incidents and other injuries involving cannabis; cannabis cultivation and sales; cannabis abuse treatment; cannabis-related criminal reclassification, retroactive resentencing and diversion implementation; employment and job statistics; energy and water usage and other environmental effects of cannabis businesses; and all other data indicators necessary or desirable to measure any effects of legal cannabis on County residents and the effectiveness of the County's regulatory program;

- F. Develop appropriate safety and educational protocols for County employees who will be directly involved in cannabis businesses, including, at a minimum, training modules that provide appropriate safety information to County employees as well as those involved in cannabis businesses, to ensure that all County and industry personnel are aware of, can identify, can appropriately respond to, and can avoid any risks and hazards unique to the cannabis industry; and

Direct the Chief Executive Officer, in coordination with affected County Departments, to:

- A. Work with local cities to promote uniformity of regulations and best practices within the entire County, with the goal of preventing impacts to any one city or unincorporated community from cannabis businesses in nearby cities or communities, and/or disparate impact and overconcentration of cannabis businesses in economically disadvantaged communities, which can include hosting a symposium with experts in the field, including representatives from the states of Colorado and Washington; and
- B. Advocate that the State of California and the Federal government develop effective statutes and regulations at the State and Federal levels concerning the legal use of cannabis including, but not limited to, statutes and regulations that address problems associated with the disproportionately high use of cash in cannabis businesses;

Also, take the following additional actions:

Instruct the Director of Public Health, in coordination with the Chief Executive Officer, and in partnership with community groups, schools, and other stakeholders, to develop education and prevention campaigns to deter young people from consuming cannabis and to educate all people about documented and validated potential effects stemming from the use of cannabis;

Instruct the Director of Personnel, in coordination with the Chief Executive Officer and County Counsel, to evaluate current drug use policies for County employees, and report back to the Board in writing on recommended policy changes, if any; request that the Sheriff and the District Attorney, in consultation with the Public Defender, Alternate Public Defender and the Civilian Oversight Commission, to report back to the Board in writing on best practices used across the country for methods of identifying and evaluating when drivers are held to be legally under the influence of cannabis with particular attention paid to methods that go beyond simply measuring the level of THC in the bloodstream;

Instruct County Counsel, in coordination with the Chief Executive Officer, the Director of Planning, the Treasurer and Tax Collector, and request the Sheriff and District Attorney to report back to the Board in writing on the current number and operations of cannabis dispensaries, the current enforcement policies for detecting and eliminating illicit dispensaries, and strategies for bringing them into compliance with upcoming regulations;

Authorize the Chief Executive Officer to enter into contracts with consultants, as necessary, provided funds are budgeted and contracts are approved as to form by County Counsel, for the purposes of carrying out the above-mentioned directives;

Authorize the Director of Planning to enter into contracts with consultants to conduct any necessary environmental review and zoning or land use studies related to this motion, provided funds are budgeted and contracts are approved as to form by County Counsel; and

Direct the Chief Executive Officer to coordinate with all affected County Departments to report back to the Board with a written status on a quarterly basis, or on a more frequent basis as determined by the Chief Executive Officer; work with Departments to determine budget impacts of the directives contained in this motion; and formally establish the Office of Marijuana Management (OMM) within the Chief Executive Officer, with reporting responsibilities to the Chief Executive Officer, allocate necessary resources and positions required for the unit through existing budgeted resources to allow the OMM to carry out the duties set forth in this motion, and report back to the Board in writing within 60 days with a recommendation for ongoing new or transferred County positions and budgetary resources required for the unit. (17-0724)

This item was taken up with Item No. 3.

Hal Lewis, Kathleen Villarreal, Jonatan Cvetko, Cat Packer, Dr. Genevieve Clavreul, Wayne Spindler, Darrell Kruse and Arnold Sachs addressed the Board.

Joe Nicchitta, Coordinator, Office of Marijuana Management, Chief Executive Office, Norayr Zurabyan, Deputy County Counsel, Richard Bruckner, Director of Planning, Sachi A. Hamai, Chief Executive Officer, Dr. Barbara Ferrer, Director of Public Health and Mary Wickham, County Counsel, addressed the Board and responded to questions.

Supervisor Solis made a friendly amendment to Supervisors Kuehl and

Hahn's joint motion (Item No. 9) to instruct County Counsel to work with the District Attorney to close at least the 70 dispensaries that the Chief Executive Office has documented in unincorporated Los Angeles County and report back to the Board in 30 days; and authorize the Chief Executive Officer to reallocate the resources necessary to implement the strategies. Supervisors Kuehl and Hahn accepted Supervisor Solis' friendly amendment.

Supervisor Ridley-Thomas made an amendment to Supervisor Solis' motion (Item No. 9) to instruct County Counsel to work with the District Attorney and Sheriff on a plan to close all unlicensed medical marijuana dispensaries and report back to the Board in two weeks at the meeting of February 21, 2017.

After discussion, and duly carried by the following vote, Agenda Item No. 3 was approved; and Agenda Item No. 9 was approved as amended to instruct County Counsel to work with the District Attorney and Sheriff on a plan to close all unlicensed medical marijuana dispensaries and report back to the Board in two weeks at the meeting of February 21, 2017, and authorized the Chief Executive Officer to reallocate the resources necessary to implement the strategies:

Ayes: 5 - Supervisor Solis, Supervisor Kuehl, Supervisor Hahn, Supervisor Barger and Supervisor Ridley-Thomas

Attachments: [Motion by Supervisors Kuehl and Hahn](#)
[Motion by Supervisor Solis](#)
[Presentation](#)
[Report](#)
[Video I](#)
[Video II](#)
[Video III](#)

10. Recommendation as submitted by Supervisor Kuehl: Waive the \$1,250 fee for use of the County Bandwagon, excluding the cost of liability insurance, for the Dignity Health Northridge Hospital's Center for Assault Treatment Services' 15th Annual Victory for Victims Walk/Run at Lake Balboa at Woodley Park, to be held April 22, 2017. (17-0642)

On motion of Supervisor Solis, seconded by Supervisor Barger, this item was approved.

Ayes: 5 - Supervisor Solis, Supervisor Kuehl, Supervisor Hahn, Supervisor Barger and Supervisor Ridley-Thomas

Attachments: [Motion by Supervisor Kuehl](#)