

# **RESOLUTION NO. 2010-644**

Adopted by the Sacramento City Council

November 9, 2010

## **A RESOLUTION AMENDING REVENUE SERVICES FEES & CHARGES TO ESTABLISH FEES APPLICATION AND PROGRAM FEES TO IMPLEMENT, MONITOR, AND ENFORCE MEDICAL MARIJUANA DISPENSARIES UNDER SACRAMENTO CITY CODE SECTION 5.150**

### **BACKGROUND**

- A. The City Council has adopted Section 5.150.090 of the Sacramento City Code, requiring any medical marijuana business owner to obtain a permit to operate a medical marijuana dispensary. This permit is in addition to a Title 17 Special Permit which allows medical marijuana dispensaries to locate in certain areas;
- B. Implementation and enforcement of the adopted medical marijuana dispensary ordinance requires additional field and administrative staff for the Code Compliance and Revenue Divisions;
- C. Fees will be imposed for the reasonable regulatory costs to issue the permit, perform investigations, inspections, and the administrative enforcement and adjudication thereof; and
- D. The amount of the fees shall be no more than necessary to cover the reasonable costs of the City, and the manner in which the costs are allocated to the permittee bear a reasonable relationship to the permittee's burdens on, or benefits received from, the City.

### **BASED ON THE FACTS SET FORTH IN THE BACKGROUND, THE CITY COUNCIL RESOLVES AS FOLLOWS:**

- Section 1 The medical marijuana fees set forth in Exhibit A are hereby established and the City of Sacramento Fee and Charge Report is amended to include the fees.
- Section 2 Based on the information presented to it and upon information in the public record, and in compliance with the Public Resources Code Section 21080(b)(8), the City Council finds the fees are for the purpose of meeting operating expenses including employee wage rates and fringe benefits.
- Section 3 Exhibit A is a part of this resolution.

### **Table of Contents:**

Exhibit A – Fees Relating to Regulating Medical Marijuana Dispensaries

Adopted by the City of Sacramento City Council on November 9, 2010 by the following vote:

Ayes: Councilmembers Cohn, Fong, Hammond, McCarty, Sheedy, Waters.

Noes: None.

Abstain: None.

Absent: Councilmembers Pannell, Tretheway, and Mayor Johnson.



Robbie Waters, Vice-Mayor

Attest:

  
Shirley Concolino, City Clerk

**MEDICAL MARIJUANA PERMITTING FEES**

**Fee Name:** Dispensary Permit Application

**Current Fee:** \$0

**Proposed Fee:** \$5,000.00

**Justification:** Recover costs associated with processing high level review (phase 1) application for a medical marijuana dispensary.

**Fee Name:** Dispensary Permit Program

**Current Fee:** \$0

**Proposed Fee:** \$12,600.00

**Justification:** Recover costs associated with regulating medical marijuana dispensaries. The program cost includes resources to: monitor State, Federal and other jurisdictions laws regarding medical marijuana dispensaries; process detailed dispensary permit program applications; and provide proactive compliance enforcement of city code.

**Fee Name:** Dispensary Permit Program Appeal

**Current Fee:** \$0

**Proposed Fee:** \$400.00

**Justification:** Recover costs associated with the appeal process for medical marijuana dispensaries.