

Cannabis Regulatory Commission

Regular Meeting

Thursday, August 1, 2019, 6:30 pm
Council Chambers, City Hall, One Frank H. Ogawa Plaza

AGENDA

Members:

Lanese Martin	District 1	Frank Tucker	District 7
Chang Yi	District 2	Jeff Hutcher	At Large
Zachary Knox	District 3	Stephanie Floyd-Johnson	Mayor
Vacant	District 4	Vacant	City Auditor
Claudia Mercado	District 5	Greg Minor	City Administrator
Joshua Chase	District 6		

Available on-line at: <https://www.oaklandca.gov/boards-commissions/cannabis-regulatory-commission>

MEETING AGENDA

- A. Roll Call and Determination of Quorum
- B. Open Forum / Public Comment
- C. Review of the Pending List and Additions to Next Month's Agenda
 - *Information on Private Use of Cannabis (since May 2019)*
- D. Approval of the Draft Minutes from the Cannabis Regulatory Commission meetings of May and June 2019.
- E. Reports for Discussion and Possible Action
 - 1. Implementation of Temporary Cannabis Events
 - 2. Transfer of Cannabis Permits
 - 3. Oakland Made/Owned Appellation
 - 4. Equity Made/Owned Appellation
 - 5. Quarterly vs. Yearly Reporting to City Council
 - 6. Workforce Development Programs
- F. Announcements
 - 1. Update on Cannabis Permitting Process
- G. Adjournment

Persons may speak on any item appearing on the agenda; however, a Speaker Card must be filled out and given to a representative of the Cannabis Regulatory Commission. Multiple agenda items cannot be listed on one speaker card. If a speaker signs up to speak on multiple items listed on the agenda, the Chairperson may rule that the speaker be given an appropriate allocation of time to address all issues at one time (cumulative) before the items are called. All speakers will be allotted 3 minutes or less – unless the Chairperson allots additional time.

♿ This meeting is wheelchair accessible. In compliance with the Americans with Disabilities Act, if you need special assistance to participate the meetings of the Cannabis Regulatory Commission, please contact the Office of the City Clerk (510) 238-3612. Notification two full business days prior to the meeting will enable the City of Oakland to make reasonable arrangements to ensure accessibility. In compliance with Oakland's policy for people with chemical sensitivities, please refrain from wearing strongly scented products to events.

Questions or concerns regarding this agenda, or to review any agenda-related materials, please contact the Cannabis Regulatory Commission at (510) 238-6370.

Cannabis Regulatory Commission

Regular Meeting

Thursday, May 2, 2019

Council Chambers, City Hall, One Frank H. Ogawa Plaza

MINUTES

Members:

Lanese Martin	District 1	Frank Tucker	District 7
Chang Yi	District 2	Jeff Hutcher	At Large
Zach Knox	District 3	Stephanie Floyd-Johnson	Mayor
Jin Jack Shim	District 4	Vacant	City Auditor
Matt Hummel	District 5	Greg Minor	City Administrator
Derreck Johnson	District 6		

Available on-line at: <https://www.oaklandca.gov/boards-commissions/cannabis-regulatory-commission>

MEETING AGENDA

A. Roll Call and Determination of Quorum

Present: Martin, Yi, Knox, Shim, Hummel, Johnson, Floyd-Johnson, Minor

Absent: Tucker, Hutcher

B. Open Forum / Public Comment

Members of the public spoke regarding the dispensary permitting process, proposals to amend cannabis taxation rates, challenges with finding space for cannabis manufacturing, and issues obtaining a special event permit for temporary cannabis events.

C. Review of the Pending List and Additions to Next Month's Agenda

- *Annual Report (since September 2017; draft presented in March 2019)*
- *City of Oakland and Equity Owned/Made Appellations (since March 2019)*

Chair Yi offered that Oakland vs. Equity Owned Appellations should be two separate topics. Vice-Chair Knox made this a motion, seconded by Member Shim and it was approved by consensus.

Member Hummel asked that the topic of information re the private use of cannabis be placed on the pending list. Member Hummel also suggested having the Decriminalize Nature group speak to the CRC re their efforts to decriminalize entheogenic plants. Member Minor asked if this was beyond the scope of the CRC. Member Hummel moved to reach out to the group to see about scheduling. Vice-Chair Knox seconded the motion and it was approved by consensus.

Persons may speak on any item appearing on the agenda; however, a Speaker Card must be filled out and given to a representative of the Cannabis Regulatory Commission. Multiple agenda items cannot be listed on one speaker card. If a speaker signs up to speak on multiple items listed on the agenda, the Chairperson may rule that the speaker be given an appropriate allocation of time to address all issues at one time (cumulative) before the items are called. All speakers will be allotted 3 minutes or less – unless the Chairperson allots additional time.

♿ This meeting is wheelchair accessible. In compliance with the Americans with Disabilities Act, if you need special assistance to participate in the meetings of the Cannabis Regulatory Commission, please contact the Office of the City Clerk (510) 238-3612. Notification two full business days prior to the meeting will enable the City of Oakland to make reasonable arrangements to ensure accessibility. In compliance with Oakland's policy for people with chemical sensitivities, please refrain from wearing strongly scented products to events.

Questions or concerns regarding this agenda, or to review any agenda-related materials, please contact the Cannabis Regulatory Commission at (510) 238-6370.

Member Floyd-Johnson moved to invite OPD to next month's meeting to discuss implementation of temporary cannabis events. Vice-Chair Knox seconded the motion and it was approved by consensus.

Member Minor proposed scheduling a discussion regarding the issue of transferring of cannabis permits. Chair Yi moved to agendaize this at next month's meeting. Vice-Chair Knox seconded the motion and it was approved by consensus.

D. Approval of the Draft Minutes from the Cannabis Regulatory Commission meetings of March and April 2019.

Member Floyd-Johnson moved to approve the minutes as drafted. Vice-Chair Knox seconded the motion and it was approved by consensus with Member Martin abstaining.

E. Reports for Discussion and Possible Action

1. City Attorney Frequently Asked Questions (FAQ) Regarding the 2004 Oakland Cannabis Regulation and Revenue Ordinance ("Measure Z"), and the Authority and Duties of the Cannabis Regulatory Commission

Members digested the City Attorney's report and discussed the pros and cons of pursuing a ballot initiative to clarify and/or expand their authority. Member Martin expressed concern re CRC not reporting enough to City Council and moved to agendaize a discussion on reporting quarterly to the City Council. Member Shim seconded the motion and it passed by consensus.

Member Yi moved to recommend that the city council draft a ballot initiative that replaces measure z to expand private adult cannabis uses offenses as well as recreational uses and offenses. No one seconded the motion.

2. CRC's 2016-2018 Annual Report

Member Martin moved for finalizing the report, provided it highlights tax rates as an outstanding issue and includes the CRC's recent motion on use of tax revenue. Member Shim seconded the motion and it passed by consensus.

3. 2019 State Cannabis Legislation

Members and members of the public spoke regarding various state legislative proposals before Member Hummel moved to follow the recommendations made by James Anthony, including supporting passage of the following Assembly Bills: 37, 286 1465, 228, 286, 404, 717 858, 1356, 1417, and 1465 as well as the following Senate Bills 67, 203, 595, 34, 475, 625, and 627 and oppose AB 3 and AB 1296. Member Floyd-Johnson seconded the motion and it approved by consensus with Chair Yi abstaining.

F. Announcements

1. Update on Cannabis Permitting Process.
2. City Council Finance Committee review of cannabis tax rates rescheduled for May 14, 2019

Member Minor provided an update on the permitting process, pending city council consideration of tax item, and RFQ for technical assistance consultant for City's equity program.

G. Adjournment

Cannabis Regulatory Commission

Regular Meeting

Thursday, June 6, 2019, 6: 30 pm
Council Chambers, City Hall, One Frank H. Ogawa Plaza

MINUTES

Members:

Lanese Martin	District 1	Frank Tucker	District 7
Chang Yi	District 2	Jeff Hutcher	At Large
Zach Knox	District 3	Stephanie Floyd-Johnson	Mayor
Jin Jack Shim	District 4	Vacant	City Auditor
Matt Hummel	District 5	Greg Minor	City Administrator
Derreck Johnson	District 6		

Available on-line at: <https://www.oaklandca.gov/boards-commissions/cannabis-regulatory-commission>

MEETING AGENDA

A. Roll Call and Determination of Quorum

Present: Yi, Knox, Hummel, Johnson, Minor
Absent: Martin, Shim, Tucker, Hutcher, Floyd-Johnson

No meeting took place due to lack of quorum, however, some members of the public that were present offered public comment.

B. Open Forum / Public Comment

Members of the public spoke regarding the issue of transferability of permits, particularly for equity applicants.

C. Review of the Pending List and Additions to Next Month's Agenda

- *Information on Private Use of Cannabis (since May 2019)*

D. Approval of the Draft Minutes from the Cannabis Regulatory Commission meeting of May 2019.

E. Reports for Discussion and Possible Action

1. Implementation of Temporary Cannabis Events
2. Transfer of Cannabis Permits
3. Oakland Made/Owned Appellation
4. Equity Made/Owned Appellation
5. Quarterly vs. Yearly Reporting to City Council

Persons may speak on any item appearing on the agenda; however, a Speaker Card must be filled out and given to a representative of the Cannabis Regulatory Commission. Multiple agenda items cannot be listed on one speaker card. If a speaker signs up to speak on multiple items listed on the agenda, the Chairperson may rule that the speaker be given an appropriate allocation of time to address all issues at one time (cumulative) before the items are called. All speakers will be allotted 3 minutes or less – unless the Chairperson allots additional time.

♿ This meeting is wheelchair accessible. In compliance with the Americans with Disabilities Act, if you need special assistance to participate in the meetings of the Cannabis Regulatory Commission, please contact the Office of the City Clerk (510) 238-3612. Notification two full business days prior to the meeting will enable the City of Oakland to make reasonable arrangements to ensure accessibility. In compliance with Oakland's policy for people with chemical sensitivities, please refrain from wearing strongly scented products to events.

Questions or concerns regarding this agenda, or to review any agenda-related materials, please contact the Cannabis Regulatory Commission at (510) 238-6370.

F. Announcements

1. CRC's 2016-2018 Annual Report scheduled for June 11th CED Committee
2. Update on Cannabis Permitting Process

G. Adjournment

CANNABIS REGULATORY COMMISSION

ITEM E-2

5.02.070 - Transfer of permits.

No permit in this Chapter required shall be transferable, nor apply to any premises other than those originally specified as the location of the thing permitted, except upon written permission of the City Administrator, or other official originally granting such permit, granted upon written application by the transferor, made in the same manner as may be required in the instance of the original application for such permit.

(Ord. No. 13421, § 4, 3-28-2017; prior code § 5-2.06)

CANNABIS REGULATORY COMMISSION

ITEM F-1

2018-2019 CANNABIS PERMIT LOG

NEW ANNUAL PERMITS BY BUSINESS TYPE	GENERAL NOT INCUBATING	INCUBATOR	EQUITY	TOTAL
Dispensary	0	1	1	2
Delivery	14	2	26	42
Cultivator (Indoor)	0	2	2	4
Cultivator (Outdoor)	0	0	0	0
Distributor	2	8	9	19
Mfg. Volatile	0	1	0	1
Mfg. Non-Volatile	1	1	6	8
Transporter	1	0	3	4
Lab Testing	0	0	0	0
GRAND TOTALS	18	15	47	80

7/11/2019

LOCALLY AUTHORIZED FOR TEMPORARY STATE LICENSE

	Delivery	Distribution	Cultivation	Lab Testing	Mfg. V	Mfg. NV	Transport	
EQUITY	122	109	50	3	10	64	11	369
INCUBATORS	56	84	63	2	32	72	1	310
GENERALS	7		1	0	0	4		12
TOTALS:	185	193	114	5	42	140	12	691

12/31/2018

	TOTALS	PENDING
Total Complete & Incomplete Applications	1523	103
Total Complete Applications	1420	
Complete General Applications	579	
Equity Applications based on residency	719	
Equity Applications based on conviction	122	
Incubators	350	
Interested in Incubating	20	
Complete Application with property	1059	
Complete Application without property (Equity)	312	
Complete Applicants without property (General)	49	
	1420	

COMPLETED APPLICATIONS BY BUSINESS TYPE	GENERAL	INCUBATOR*	INTERESTED IN INCUBATING*	EQUITY
Delivery	138	66	4	217
Cultivator (Indoor)	123	65	12	130
Cultivator (Outdoor)	5	4	0	37
Distributor	136	96	2	205
Mfg. Volatile	64	49		44
Mfg. Non-Volatile	99	62	2	149
Transporter	9	4	0	44
Lab Testing	5	4	0	15
GRAND TOTALS	579	350	20	841

*These numbers are part of the General Total