

**CITY OF CUPERTINO
NOTICE OF PUBLIC HEARING ON PROPOSED ORDINANCE RELATED TO
MEDICINAL AND ADULT USE (RECREATIONAL) MARIJUANA IN THE CITY OF
CUPERTINO**

NOTICE IS HEREBY GIVEN pursuant to California Government Code section 65090 et seq., that the Cupertino City Council will conduct a public hearing on an ordinance that (1) establishes regulations regarding adult use (recreational) and medicinal marijuana by adding a new Chapter in Title 10, Public Peace, Safety and Morals, Chapter 10.84, Medicinal and Adult Use of Marijuana, (2) amends Chapter 19.08, Definitions to repeal definitions related to Marijuana, and (3) amends Chapter 19.98, Medical Marijuana to reference the newly established Chapter 10.84. (MCA-2017-04)

Hearing Date: December 5, 2017
Time: 6:45 p.m.
Location: Council Chambers, Cupertino Community Hall
10350 Torre Avenue, Cupertino CA

The state recently adopted Medicinal and Adult-Use Cannabis Regulation and Safety Act (MAUCRSA) which effectively repealed the Medical Cannabis Regulation and Safety Act (MCRSA) and incorporated some of its provisions into the licensing provisions of the Control, Regulate and Tax Adult Use of Marijuana Act (AUMA) or Proposition 64). The proposed ordinance responds to these legal developments and clarifies local rules and regulations regarding the prohibited and allowable cannabis activities in the city of Cupertino.

The Cupertino Planning Commission reviewed the item on November 14, 2017 and recommended approval of the proposed ordinance with revisions on a 4-0-1(Sun absent) per Resolution #6841. The Planning Commission recommended that revisions be made to the proposed ordinance to disallow deliveries of adult use (recreational) marijuana within the City. In addition, it recommended that staff present options to the City Council for its consideration for the establishment of a registration process for regulating and inspecting sites where indoor cultivation of marijuana for personal use is proposed.

Environmental Recommendation: Categorically Exempt. This action is categorically exempt as there is no potential it will cause a significant effect on the environment and/or any project would be exempt under relevant provisions of CEQA guidelines, Section 15061(b)(3) and 15354.

Copies of applicable ordinances, council reports and environmental documents pertaining to the ordinance are available from the Office of the City Clerk and the Community Development Department, 10300 Torre Avenue, Cupertino, California, 95014. These records may also be accessed through the City of Cupertino's website at <http://www.cupertino.org>. Interested parties may attend the public hearing or submit written comments. If you challenge the action of the City Council in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the City of Cupertino at, or prior to, the public hearing.

IMPORTANT NOTICE: Please be advised that pursuant to Cupertino Municipal Code 2.08.100 written communications sent to the Cupertino City Council, Commissioners or City staff concerning a matter on the agenda are included as supplemental material to the agenda item. These written communications are accessible to the public through the City's website and kept in packet archives. You are hereby admonished not to include any personal or private information in written communications to the City that you do not wish to make public; doing so shall constitute a waiver of any privacy rights you may have on the information provided to the City.

CITY OF CUPERTINO

/GRACE SCHMIDT/

CITY CLERK

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