# Medical Cannabis Dispensary

City of Ojai





















# **REVISION NO. 1**

NOTE: These requirements were revised on January 27, 2017, regarding the lottery and subsequent annual applications. Please see the highlighted text for the revisions.



# City of Ojai

# MEDICAL CANNABIS DISPENSARY AND DELIVERY PERMIT SUBMITTAL REQUIREMENTS AND PROCESSING INFORMATION

Regulations and Requirements Governing the City of Ojai's Licensure Program for Delivery Services and Non-Retail, Non-Storefront Dispensaries Providing Medical Cannabis.

#### Purpose:

- On November 15, 2016, the Ojai City Council approved an urgency ordinance regulating the use and cultivation of cannabis and adding a new Chapter 25 to Title 4 of the Ojai Municipal Code. Ojai Municipal Code section 4-25.04, subdivision (b) allows a person to deliver cannabis or cannabinoid preparations within the City for medical use if he or she first obtains a license from the City to do so, under regulations promulgated by the City Manager. Ojai Municipal Code section 4-25.04, subdivision (c) allows a person to operate a medical cannabis non-storefront, non retail dispensary if the person obtains a license from the City for such facility, under regulations promulgated by the City Manager. A licensed medical cannabis non-storefront, non retail dispensary must operate as a medical cannabis delivery or appointment-only service and may not engage in any commercial activities related to recreational cannabis within the City's limits.
- These regulations implement Ojai Municipal Code section 4-25.04 and provide the requirements and standards that medical cannabis delivery and medical cannabis non-storefront, non retail dispensaries must meet. As stated in Ojai Municipal Code section 4-25.04, these licenses and regulations are intended as a temporary measure, notwithstanding any other provision of the Ojai Municipal Code, to ensure the City's residents have safe and reliable access to medical cannabis while the City Council considers a more permanent cannabis policy.
- The City Manager will issue up to 3 licenses for medical cannabis non-storefront, non retail
  dispensaries, to be issued by lottery if more than 3 license applications that meet the
  applicable qualifications are received within the first 30 days after the regulations are
  issued.



# City of Ojai

## **Medical Cannabis Dispensary Regulations**

Issued October 9, 2017 by

City Manager Steven L. McClary

#### OPERATIONAL ISSUES

- 1. All patients and designated primary caregivers must possess a current, valid Medical Marijuana Identification Card issued by the State of California Department of Public Health or the current State of California Department responsible for the Medical Marijuana Identification Card program or must possess a physician's recommendation, issued under California Health and Safety Code section 11362.7, et seq., and California Business and Professions Code section 2525, et seq., and signed by a physician licensed to practice medicine or osteopathy in California, recommending medical cannabis for the patient or the primary caregiver's patient. The City-licensed medical marijuana businesses may only provide medical cannabis to qualified patients and designated primary caregivers, in accord with applicable California and local law.
- 2. The medical cannabis business, medical cannabis store, dispensary, delivery service, cooperative, or collective shall only provide marijuana, cannabis, concentrates, edibles, or any other substance containing any form of tetrahydrocannabinol between the hours of 8:00 a.m. to 7:00 p.m. Monday Sunday local time and shall be closed outside of this time. No additional patients shall enter the facility between 6:30 p.m. and 7 p.m.
- No minors allowed in medical cannabis business unless accompanied by their parent or legal guardian.



December 28, 2017

Shangri La Care Cooperative Inc.. ATTN: Jeffrey D. Kroll - -Director 408 Bryant Circle, Suite G Ojai CA 93023

#### Dear Applicant:

Following a review of your application for Medical Cannabis Dispensary and Delivery Permit, consideration by the City's interview panel, and the background check, the City of Ojai has determined to issue permits to your business for both a Medical Cannabis Appointment-Only Dispensary and a Medical Cannabis Delivery Service. This permit is valid for one year from the date of issuance.

The City has also recently reviewed your premises and determined that you meet the security requirements in place. Please note, the City will continue to monitor for additional needs and improvements, and changes may be made to the requirements at a later date.

To review, the holders of Medical Cannabis Appointment-Only Dispensary and Medical Cannabis Delivery Service permits must abide by the City of Ojai's Cannabis Use and Cultivation Ordinance, Chapter 26 of Title 4 of the Ojai Municipal Code, and the City Manager's regulations adopted under Municipal Code Sections 4-26.01-05. Please note that in addition to receiving your permit for dispensary and delivery, it will also be necessary for you to hold and obtain a City of Ojai business license for your business at its permitted location. Additionally, once the state of California begins issuing/requiring medical cannabis licenses or permits, you will be required to secure all State permits and provide evidence to the City upon receipt of the same. The City of Ojai has only permitted you to operate a medical cannabis appointment-only dispensary and a medical cannabis delivery service. All other medical cannabis business types are prohibited in the City of Ojai. All recreational or adult-use cannabis business types are prohibited in the City of Ojai. Failure to comply with any applicable City or state requirement or to maintain a state cannabis license/permit will result in revocation of your City of Ojai-issued Medical Cannabis Appointment-Only Dispensary and Medical Cannabis Delivery Services permits.

Congratulations. Should you have any questions on this matter, please contact me at 805-646-5581 ext. 101.

Sincerely,

teve McClary, City Manager



Dear Shangri La Care Cooperative

Your Medicinal - Retailer Temporary License has been approved. Please note that temporary licenses are not valid prior to January 1, 2018, and expire after 120 days.

License Record # M10-18-0000182-TEMP

Login to your account and Click HERE to view and print your temporary license.

Title 16 CCR.5039 requires that your license be prominently displayed on the licensed premises where it can be viewed by state or local agencies. If the licensed premises is open to the public, the license shall be displayed in an area that is within plain sight of the public.

If you would like further information about applying for an annual license, please visit the <u>Elearning site</u>.

Thank you,

Bureau of Cannabis Control

# Cannabis growers commit to nearly 600,000 square feet

- By SAUL A. FLORES Needles Desert Star
- 1 hr ago

NEEDLES — A total of 594,363 square feet of cannabis cultivation projects have been approved the Needles City Council as of Jan. 23, 2018.

Rick Daniels, city manager, handed out a chart, during the city council meeting on Jan. 23, that stated the number of cannabis business that have been approved thus far.

According to the chart there are 25 cannabis businesses and 44 cultivation facilities (some cannabis businesses have more than one cultivation facility on their property).

According to the chart there are seven up and running cultivation facilities out of the 44 that were approved.

The status of the other cannabis businesses range from under construction, zone change, lot line adjustment to conditional use permit issued.

The cultivation facilities differ in size from 1,060 to 20,000 square feet while others, the bigger ones, come in at 48,304, 88,000 and 90,000 square feet.

There are three other 'pending approval' cannabis cultivation facilities; the total square footage for all three add up to 37,880.

In talking about electric power allocation, Daniels said, "Our charts have been updated and it indicates that, at this point and time, with all the cultivation sites that have been approved; of the 60 megawatts that we started with there are 20 megawatts still remaining to allocate to other businesses (non-cannabis). So we are in a very good power position in terms of electricity availability."

### California bill seeks to legalize banking for cannabis businesses

#### By Peter Fimrite

California's fast-rising cannabis industry, which has been forced by federal law to conduct almost all its business in cash, got a boost Thursday when legislation was introduced to allow banks to open accounts for people involved in the field.

State Sen. Robert Hertzberg, D-Van Nuys, introduced a bill that would allow California-chartered banks, credit unions and other financial institutions to open checking and savings accounts and issue checks for marijuana retailers.

The proposed law, known as SB930, is an attempt to deal with U.S. Drug Enforcement Administration rules that still classify cannabis as a Schedule I drug, and therefore put banks opening accounts for marijuana businesses in a precarious position.

California and eight other states have legalized adult recreational use of marijuana, but the laws don't trump federal rules that make banks that accept deposits from such businesses liable for penalties. It means cannabis merchants must pay their taxes and employees with huge wads of cash — putting them in the crosshairs of robbers and thieves.

"These businesses handle significant economic activity, yet they are forced to operate under the table and with little government oversight, as if they're a black-market operation," Hertzberg said. His bill "will integrate these businesses into the fabric of the California economy."

Fiona Ma, a member of the California State Board of Equalization, said the bill would authorize privately insured financial firms to open accounts, issue checks and take deposits. It would allow marijuana merchants to pay employees with checks and make electronic and wire payments. Employers could thereby more easily withhold and remit taxes.

Ma said there will probably be a special license and colored checks.

The cannabis industry "is the biggest underground economy we have, so we're trying to bring them into the light, and having some kind of banking is important," Ma said. "Paying your taxes with duffel bags full of cash isn't safe or efficient for anyone involved."

Offices of the California Department of Taxes and Fee Administration, which oversees tax collection, make an exception to take tax payments in cash from marijuana businesses, requiring additional security.

Ma acknowledged there will be some opposition to the bill but that it would ultimately be good for the government because it would "provide a paper trail so the government can make sure everybody is paying their fair share of taxes."

Peter Fimrite is a San Francisco Chronicle staff writer. Email: <u>pfimrite@sfchronicle.com</u> Twitter: <u>@pfimrite</u> LA Daily News: LAPD cracks down on illegal marijuana shops, arresting dozens. But there could be hundreds more NOTE: Excerpts

By Brenda Gazzar | bgazzar@scng.com | Daily News

February 14, 2018 at 2:42 pm

The Los Angeles Police Department has served eight search warrants, including two in the San Fernando Valley, at shops suspected of unlawful marijuana sales so far this year, the agency announced Wednesday.

"However, we do have ongoing challenges with unauthorized establishments — unlawful and illegal clandestine operations — that are out operating either under the guise of medical marijuana or operating as unlawful and illegal cannabis (retailers) throughout the city," Sherman said.

The eight search warrants served were among 18 problematic marijuana retailers identified throughout the city, said Capt. Steve Carmona of LAPD's Gangs and Narcotics Division.

The search warrant investigations have resulted in 35 arrests, he said. Eleven were for maintaining a drug house, two were for possession or sales while armed, one involved a minor selling marijuana, another for possession of controlled substances and one for possession of a firearm. Sixteen arrests were made for operating an unlicensed activity.

They also seized nine firearms, one rifle, eight handguns and seized more than \$56,000 in currency, Carmona said.

About 12 property crimes and 12 violent crimes were attributed to these eight locations, he said.

LAPD has always focused on locations with "significant criminal activity" and that has not changed, Carmona said. However, he said it "could be the case" that certain illicit establishments may be able to hide more easily because people may assume that they are now legal.

Four people were arrested at the shop for various violations. Among the violations, the shop's security guard was not licensed as a guard and was armed, Sherman said.

Three firearms were recovered from the location, including one that had been stolen within the last two months from the community of Panorama City, he said. The person who had the firearm was a convicted felon.

In addition, the shop had a 19-year-old person serving as an employee there selling cannabis. It's unlawful for anyone under the age of 21 to possess or sell cannabis.

"The Los Angeles Police Department is going to continue to identify these locations that we believe create or harbor criminal activity around them, and generate community complaints, relative to quality of life, the business community or residential community," Sherman said.