

**CITY OF MODESTO
CANNABIS PROGRAM AND PERMIT REVIEW COMMITTEE
RESOLUTION NO. 01-2022**

**RESOLUTION APPROVING A COMMERCIAL CANNABIS TYPE 12
MICROBUSINESS PERMIT FOR VALLEY FIRE HOUSE LLC LOCATED AT
509 WINMOORE WAY**

WHEREAS, on December 12, 2017, the City Council adopted a Commercial Cannabis Ordinance, Ordinance 3684-C.S., that established the City's regulatory framework for commercial cannabis uses, and

WHEREAS, the Ordinance establishes certain standards and criteria that apply to all potential commercial cannabis businesses, and

WHEREAS, on April 13, 2021 the City Council by Resolution No. 2021-132 established the Cannabis Permit Review Committee for the purpose of reviewing and approving commercial non-dispensary and non-delivery cannabis businesses, and

WHEREAS, on March 1, 2022, the Council by Resolution No. 2022-109 expanded the role of the Cannabis Permit Review Committee to advise the Council on all cannabis-related matters and renamed the Committee to the Cannabis Program and Permit Review Committee, and

WHEREAS, Valley Fire House 209 has applied for a Type 12 Microbusiness permit to include cultivation, non-volatile manufacturing and distribution located at 509 Winmoore Way, and

WHEREAS, the application has been reviewed by City staff and the City's cannabis consultant, HdL, and has been determined to be in compliance with the City's cannabis ordinance and applicable State law, and

WHEREAS, the Cannabis Program and Permit Review Committee held a properly noticed public hearing to consider the Valley Fire House Type 12 Microbusiness permit application on June 20, 2022, and

WHEREAS, the City Council desires to issue commercial cannabis business permits to qualified operators at approved locations that comply with state and local laws and regulations, enhance the diversity of the City's economy, mitigate negative impacts, provide a variety of locations and types of cannabis businesses to the community, and best promote the public health, safety, and general welfare of Modesto residents and businesses, and

WHEREAS, the permit is exempt from CEQA under Section 15301 of the CEQA Guidelines, which exempts the reuse of existing facilities.

NOW, THEREFORE, BE IT RESOLVED by the City of Modesto Cannabis Program and Permit Review Committee, that it hereby approves a Commercial Cannabis Type 12 Microbusiness Permit to Valley Fire House LLC, located at 509 Winmoore Way, subject to the following conditions:

1. City staff, with assistance and representation by HdL Companies staff, will be authorized to access the business site / location before, during and after construction of tenant improvements and business operations after giving reasonable notice in order to inspect and document various components of business operations, security systems, inventory access and control procedures, and/or any other points of concern.
2. Valley Fire House LLC staff is required to submit a completed City of Modesto Wastewater Discharge Permit Application form within thirty (30) days of beginning business operations. City staff will conduct ongoing inspections as needed to verify wastewater discharge from the business. Valley Fire House LLC representatives will fully cooperate with City's inspections and inquiries.

The foregoing resolution was introduced at a regular meeting of the Cannabis Program and Permit Review Committee held on the 20th day of June, 2022, by

Committee Member Zwahlen, who moved its adoption, which motion being duly seconded by Chair Escutia-Braaton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Committee Members: Madrigal, Zwahlen, Chair Escutia-Braaton

NOES: Committee Members: None

ABSENT: Committee Members: None

ATTEST: 
Rosa Escutia-Braaton, Chair