

RESOLUTION NO. 21-63

**RESOLUTION OF THE CITY OF MADERA INITIATING TEXT AMENDMENT TO THE
ZONING REGULATIONS OF THE MADERA MUNICIPAL CODE RELATING TO
CANNABIS AS AUTHORIZED UNDER CODE SECTION §10-3.1502**

WHEREAS, on May 20, 2020, City of Madera City Council (Council) approved a contract with HdL Companies for cannabis consultant services to develop a regulatory program to allow, permit, regulate and tax commercial cannabis businesses; and

WHEREAS, on July 15, 2020, the Council approved placing a ballot measure on the November 3, 2020 General Municipal Election; and

WHEREAS, the citizens of the City approved Measure R with a 67 percent approval rating in the November 3, 2020 General Municipal Election; and

WHEREAS, the Council held workshops on January 6, 2021, January 20, 2021, and April 2021 to discuss cannabis; and

WHEREAS, Madera Municipal Code Section §4-15.02 prohibits commercial cannabis activities, including delivery, in the City; and

WHEREAS, the City has been working towards drafting a cannabis regulatory ordinance; and

WHEREAS, the City has also been preparing appropriate cannabis related procedures; and

WHEREAS, the Council wishes to consider an ordinance to allow for cannabis in certain zones consistent with the regulatory ordinance; and

WHEREAS, under Madera Municipal Code Section 10-3.1502 initiation of amendments to the Zoning Regulations in Title X, Chapter 3, may be made by the Council by resolution and referred to the Planning Commission for public hearing and recommendations.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Madera, as follows:

1. The above recitals are true and correct.
2. The Council hereby initiates a zoning text amendment ("ordinance") to the City's Municipal Code to allow for cannabis in certain zones consistent with the regulatory ordinance that Council will also be considering.

3. Staff is directed to prepare the ordinance amending the Zoning Regulations of the Madera Municipal Code referenced above.
4. Staff is further directed to refer said ordinance to the Planning Commission for Public Hearing and recommendation as required by the Madera Municipal Code.
5. This resolution is effective immediately upon adoption.

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PASSED AND ADOPTED by the City Council of the City of Madera this 12th day of May 2021 by the following vote:

AYES: Mayor Garcia, Councilmembers Gallegos, Rodriguez, Montes, Evans, and Villegas.

NOES: None.

ABSTENTIONS: None.

ABSENT: District 5 is currently vacant.

APPROVED:



SANTOS GARCIA, Mayor

ATTEST:



ALICIA GONZALES, City Clerk

