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RESOLUTION NO. R-110-19

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COLTON, CALIFORNIA, ADOPTING FEES FOR ADMINISTERING THE COMMERCIAL CANNABIS PERMITTING PROGRAM

WHEREAS, on December 5, 2017, the City Council adopted Ordinance No. O-11-17, establishing permitting procedures for commercial marijuana businesses and adopting a changes of zone to apply marijuana cultivation candidate sites overlay zone to specific parcels within the City of Colton; and

WHEREAS, on February 28, 2018, the City Council adopted Resolution No. R-15-18, establishing Commercial Marijuana Operators Permit (“CMOP”) fees; and

WHEREAS, on May 7, 2019, the City Council approved an ordinance amending Chapter 5.54 of the Colton Municipal Code, establishing permitting procedures for commercial cannabis cultivation, manufacturing, distribution, and testing businesses and adopting a change of zone to apply for cannabis candidate sites (“MCCS”); and

WHEREAS, on November 19, 2019, the City Council conducted the first reading for the adoption of Ordinance No. O-17-19, which amended Chapter 5.54 of the Colton Municipal Code (“Commercial Cannabis Business Ordinance), modifying regulations pertaining to the commercial cannabis permitting process; and

WHEREAS, said Ordinance No. O-17-19, amending Chapter 5.54, necessitates the adoption of corresponding fees to properly implement and administer the cannabis permitting process;

WHEREAS, the City has conducted a nexus analysis of the commercial cannabis permit fees to ensure that said fees accurately reflect the cost of performing services required by the Commercial Cannabis Business Ordinance, as amended; and

WHEREAS, a properly noticed public hearing was conducted on December 3, 2019 to receive public comments on the proposed fees.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Colton does hereby find, determine and declare as follows:

SECTION 1. Revocation of Fees. Resolution No. R-15-18, establishing Commercial Marijuana Operators Permit (“CMOP”) fees, is hereby rescinded.

SECTION 2. Adoption of Fees. The flat fees for the administration of the Commercial Cannabis Business Ordinance are as follows:

- Application Fee:
 - Phase 1: \$2,714.00
 - Phase 2: \$3,000.00

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- Phase 3: \$1,600.00
 - Phase 4: \$ 612.00
- \$7,926.00

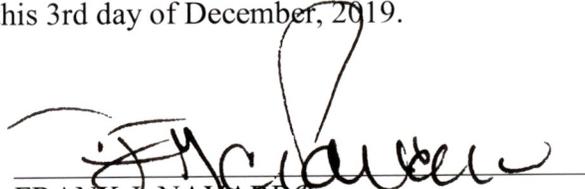
- Live Scan/Background Fee: \$154.82
- Zoning Verification Letter: \$178.98
- Appeal Fee: \$2,101.00

SECTION 3. Supporting Evidence & Study. The adoption of this Resolution is based on all oral and written evidence prepared by and/or presented to the City, including but not limited to, the Fees Nexus Analysis, prepared by the City with input from all affected parties. This study, which documents that the commercial cannabis permit fees do not exceed the cost to the City of providing noted services, is hereby accepted by the City Council.

SECTION 4. CEQA Findings. The City Council hereby finds that, in accordance with the California Environmental Quality Act (“CEQA”) and the CEQA Guidelines, the adoption of this Resolution is exempt from CEQA pursuant to Section 15061(b)(3).

SECTION 5. Effective Date of Resolution. The Mayor shall sign this Resolution and the City Clerk shall attest thereto, and thereafter this Resolution shall take effect immediately.

PASSED, APPROVED, AND ADOPTED this 3rd day of December, 2019.



 FRANK J. NAVARRO
 Mayor

ATTEST:



 CAROLINA R. PADILLA
 City Clerk

Commercial Cannabis Permitting Program

Fee Nexus Analysis: Summary Conclusions and Recommendations

Application Fee Cost Summary

Phase 1	\$ 2,714.00
Phase 2	\$ 3,000.00
Phase 3	\$ 1,600.00
Phase 4	\$ 612.00
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	\$ 7,926.00
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LiveScan/Background Fee	\$ 154.82
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Zoning Verification Letter	\$ 178.98
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Appeal Fee	\$ 2,101.00
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The detailed Fee Nexus Analysis in support of each fee recommendation is available from the Development Services Department upon request.

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STATE OF CALIFORNIA)
COUNTY OF SAN BERNARDINO) ss.
CITY OF COLTON)

CERTIFICATION

I, **CAROLINA R. PADILLA**, City Clerk for the City of Colton, California, do hereby certify that the foregoing is a full, true and correct copy of **RESOLUTION NO. R-110-19**, duly adopted by the City Council of said City, and approved by the Mayor of said City, at its Regular Meeting of said City Council held on the **3th day of December 2019**, and that it was adopted by the following vote, to wit:

AYES:	COUNCILMEMBER	Toro, Cisneros, Koperski, González, Woods, Suchil, Mayor Navarro
NOES:	COUNCILMEMBER	None
ABSTAIN:	COUNCILMEMBER	None
ABSENT:	COUNCILMEMBER	None

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City of Colton, California, this ___ day of _____, ____.

CAROLINA R. PADILLA
City Clerk
City of Colton

(SEAL)