

Item 11

Sheree Kansas

Subject: FW: Proposed Revisions to Chula Vista Marijuana Ordinance Proposal

From: On Behalf Of Cynara Velazquez

Sent: Tuesday, February 27, 2018 1:43 PM

To: Mike Diaz

Subject: Proposed Revisions to Chula Vista Marijuana Ordinance Proposal

Dear Councilmember Diaz,

On behalf of the organization, Citizens for Public Safety and Safe Access, I have compiled the attached list of concerns regarding the proposed Chula Vista marijuana ordinance.

The first issue we have, I'm guessing, may just be a drafting error. The proposal states that people get landlord authorization if they are entering into a lease, but it don't say anything about if they aren't the owner of the building, but are planning on buying it - its a huge loophole, because this would mean people could apply for properties they don't have access to. This should be revised to say they need owners authorization if the owner isn't the applicant, period. (regardless of whether they are entering into a lease, escrow or other situation).

Also, we continue to be very concerned by the disqualification of applicants that were penalized for marijuana businesses prior to 2015. Prior to 2015, rules regarding marijuana regulations were relatively murky and undefined in many jurisdictions and at the state level. Many marijuana businesses that had operated with at least some level of permission from their local jurisdiction were later fined due to subsequent changes to city code. This does not mean they were a bad operator, simply that the code had changed and they closed after receiving notice from the city. This was a very common scenario, and by excluding them, this could prejudice otherwise good actors.

We are also concerned that the disqualification for criminal activity is overly broad, and excludes people who crimes have been expunged, or people who had a DUI more than ten years in the past. We believe that the expunged felonies, and non-violent misdemeanors and felonies more than 10 years old should not lead to disqualification.

All other issues are listed in the attached document.

Thank You for your work!

Cynara Velazquez

Issues and Proposed Revisions to Chula Vista Ma...