

**ORDINANCE NO. 7-2024**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MCFARLAND AMENDING CHAPTER 19.040 RELATING TO COMMERCIAL CANNABIS RETAIL PERMITS.**

**Section 1. Recitals**

WHEREAS, the City of McFarland (the "City") desires to codify its Municipal Code Chapter related to permitted uses with the commercial cannabis activity ordinance; and

WHEREAS, the City Council desires to amend Section 19.04.040 (d) to set standards for the number of Store Front Retail establishments in the City.

**NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF MCFARLAND DOES ORDAIN AS FOLLOWS:**

**Section 1.** Chapter 19.04.040(d) is hereby added and adopted to read as follows:

(d) The number of commercial cannabis permits authorizing the operation of a retail business requiring a Type-10 State License that may be active or valid in the City at any given time shall not exceed the following:

- (i) one permit for population up to 30,000;
- (ii) two permits for population between 30,001 and 45,000;
- (iii) one additional permit for every additional 15,000 in population, or fraction thereof.

**Section 2. Notice.** The City clerk shall certify to the passage and adoption of this ordinance and shall cause this Ordinance to be posted within 15 days after its passage, in accordance with Section 36933 of the Government Code.

**Section 3. Severability.** If any section, subsection, sentence, clause, phrase, or word of this Ordinance is, for any reason, deemed or held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, or preempted by legislative enactment, such decision or legislation shall not affect the validity of the remaining portions of this Ordinance. The City Council of the City of McFarland hereby declares that it would have adopted this Ordinance and each section, subsection, sentence, clause, phrase, or word thereof, regardless of the fact that any one or more sections, subsections, clauses, phrases, or word might subsequently be declared invalid or unconstitutional or preempted by subsequent legislation.

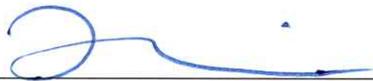
**Section 4. Effective Date.** This Ordinance shall take effect thirty days after its adoption pursuant to California Government Code section 36937.

**Section 5. Certification; Publication.** The City Clerk shall certify the passage and adoption of this Ordinance and shall cause the same to be published or posted according to law.

**INTRODUCED, at** a regular meeting of the City Council of the City of McFarland, California on 3/14/2024, by the following vote:

**PASSED AND ADOPTED** at a regular meeting of the City Council of the City of McFarland on 3/28/2024 by the following vote:

	Aye	Nae	Abstain	Absent
Saul Ayon				✓
Ricardo Cano	✓			
Amador Ayon	✓			
Anita Gonzalez	✓			
María T. Pérez	✓			

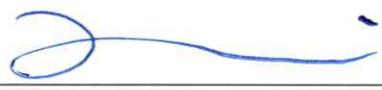
  
Francisca Alvarado, City Clerk

I hereby certify that the foregoing Ordinance was duly and regularly adopted by the City Council of the City of McFarland by a regular meeting thereof held on March 28, 2024.

ATTEST:

  
Saul Ayon, Mayor

APPROVED AS TO FORM:

  
Francisca Alvarado, City Clerk

