

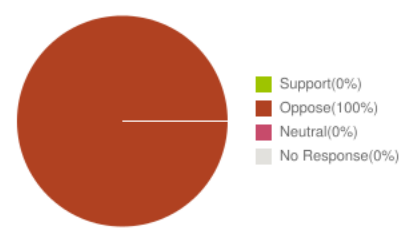
City Council Hybrid Meeting (Closed Session - 5:00 PM and Open Session - 6:00 PM)
09-26-23 17:00

Agenda Name	Comments	Support	Oppose	Neutral
n) REPORT 23-0528 ADOPTION OF AN ORDINANCE AMENDING TITLE 17 OF THE HERMOSA BEACH MUNICIPAL CODE RELATED TO CANNABIS DELIVERY AND DETERMINATION THE ORDINANCE IS EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) (Community Development Director Carrie Tai)	3	0	3	0

Sentiments for All Agenda Items

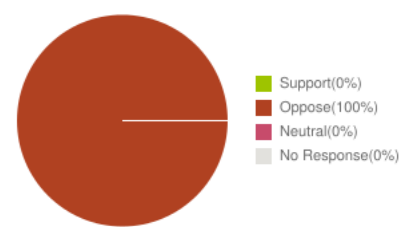
The following graphs display sentiments for comments that have location data. Only locations of users who have commented will be shown.

Overall Sentiment



Agenda Item: eComments for n) REPORT 23-0528 ADOPTION OF AN ORDINANCE AMENDING TITLE 17 OF THE HERMOSA BEACH MUNICIPAL CODE RELATED TO CANNABIS DELIVERY AND DETERMINATION THE ORDINANCE IS EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA)
(Community Development Director Carrie Tai)

Overall Sentiment



Michele Hampton
Location: 90254, Hermosa Beach
Submitted At: 11:30am 09-26-23

Please pull this item from consent for further discussion.

I want the city council and city manager to show us, the residents and community of Hermosa Beach, a map of what the Commercial Zone is.
What the boundaries of the commercial zone are made up of so we can see the scope of where the delivery of cannabis would possibly be.

Also I want to know if all the businesses in the commercial zone have been informed of this ordinance? Don't tell me that they can just look at the city website. That is not good enough. Each and every business, in the commercial zone, should have been informed and have a say on how this would affect their business. If these businesses haven't been informed, then let's get our city council and city manager to reach out to all of these businesses. Walk to every business and talk to them and hand them a letter stating what this ordinance means.

Our businesses are what keeps our city exciting. Great restaurants, locally owned small business along with the beach lifestyle. People come from all over the world to visit our town. Don't ruin our commercial zone with something that we do not need.

Also, per California law, a person cannot "open a food package containing cannabis in public and cannot vape, eat, smoke, or consume it. This includes sidewalks, residential and business areas, and parks". So why the push to allow deliveries to businesses in the commercial zones or on the Plaza or Pier avenue?

Another point, what would stop individuals that are having cannabis deliveries from dealing these goods to people inside or outside these businesses.

This will only lead to more bad situations on lower Pier and then spill out to the strand and beach. We don't need this in our community. There are no benefits.

If someone wants cannabis let them go to a local dispensary.

You, the city council, work for us the city residents. Your community that voted you in. This is not about what you want.

Heidi J. Swan

Location:

Submitted At: 4:23pm 09-23-23

Let's pull this from Consent and allow more public discussion. More information has come forward.

Hermosa Beach should follow the language and laws of the state -run organization for licensing and regulating cannabis in California, the Department of Cannabis Control. In the last meeting, City Council was provided mischaracterized information that "mobile cannabis dispensaries" is a commonly used term. It is not. If it is commonly used, why doesn't the Dept of Cannabis Control use it? Because the term the Dept of Cannabis Control uses is "Non-storefront retailer (delivery only)." This language is clear.

The DCC also says it is illegal to use THC in public and in restaurants and bars. Had City Council been aware of the DCC's mandates, I'm sure some members would not have voted to allow deliveries in the commercial zone.

Why doesn't California provide permits so that alcohol and THC can be sold or used in the same establishment? Because the two used together will make a person far more intoxicated.

How do we expect impaired people to get home? Even with Uber and other ridesharing, too many impaired drivers are still getting behind the wheel. With kids on electric bikes at all hours of the day and night, this endangers everyone. Let's keep our roads safe. Let's not go against California law and put permits at risk. Let's update the legacy language "mobile cannabis dispensary": to "Non-storefront retailer (delivery only)"

We need a new draft of this ordinance.

Carolyn Petty

Location:

Submitted At: 7:44pm 09-22-23

Please pull this item from consent for further discussion. The deliberations included incorrect information and this impacted the vote.

The reason items come for a second reading is to ensure a thorough vetting of the facts and discussion. When additional information comes to light after the first reading, the item should be brought back for further discussion. I want to point out that this is precisely why zoning changes do not occur after a single hearing.

The City Attorney said that the term “mobile cannabis dispensaries” is a widely used term. That is a mischaracterization and should be further researched, because conflating delivery and dispensing is not good.

The department of Cannabis Control defines delivery as “Non-Storefront Retailer” A non-storefront retailer sells cannabis goods to customers only through delivery. This is the definition that should be used, not the current definition that is being used simply because it is a legacy definition. This legacy definition should be updated and corrected to align with the definition provided by the agency.

Also, in terms of legalizing it in the commercial zones, Councilmembers Jackson and Massey specifically said it was legal to have it delivered to a bar on Pier. That is a mischaracterization. Cannabis and alcohol cannot be sold or consumed in the same location. By the City Council opening the door by permitting deliveries in the commercial zone, which includes the plaza, we actually put businesses at risk of losing their license. Why would we do that and why is that in the best interest of our business owners?

This was never made clear in the deliberations. Rather, it was said numerous times the delivering cannabis to the commercial zone in the plaza was perfectly legal.

Also, per California law, a person cannot “open a food package containing cannabis in public and cannot vape, eat, smoke, or consume it. This includes sidewalks, residential and business areas, and parks”. So why the push to allow deliveries to businesses in the commercial zones or on the Plaza or Pier avenue?

Most importantly, it is illegal to consume cannabis in areas where smoking is not allowed. Especially important because public smoking is illegal in Hermosa Beach, and that absolutely includes the plaza.

This directly contradicts statements during deliberations that delivery to the Plaza is legal.

In terms of hotels, most hotels do not allow guests to use cannabis in their hotel rooms. This is another reason why it is nonsensical to allow delivery in the commercial zones. What hotel operators have lobbied for marijuana to be delivered to their hotel? The answer is none.

Please reopen the public hearing.