

## REPORT TO THE CITY COUNCIL

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**DATE:** July 18, 2017

**TITLE:** Second Reading and Adoption of an Ordinance Approving Development Agreement No. 01-17 with Desert Grow, LLC (APN 665-040-017)

**Prepared by:** Benjamin Torres, Associate Planner

**Reviewed by:** Scott Taschner Senior Planner; and  
Daniel Porras, Community Development Director

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### **RECOMMENDATION**

**Approve Second Reading, read by title and adopt an Ordinance of the City Council approving Development Agreement No. 01-17 for the development of a medical marijuana cultivation facility.**

### **BACKGROUND**

The Ordinance (Exhibit 2) was introduced and approved for first reading by the City Council on July 05, 2017. The Ordinance shall take effect thirty (30) days after its second reading. As requested previously, the staff report and Final Draft Conditions of Approval have been attached for reference (Exhibit 3 & 4).

### **FISCAL IMPACT**

The proposed cultivation facility will utilize 17,740 square feet for the cultivation of medicinal marijuana and will annually contribute \$25 per square foot for the first 3,000 square feet (\$75,000), and then \$10 per square foot for the remaining space (\$147,400); for a total annual medicinal marijuana cultivation tax of **\$222,400** once it opens. In addition, the proposed project will be subject to the City's Public Art Contribution requirement pursuant to Section 17.60.030. These contributions will provide funding to support the acquisition and installation of public art.

### **EXHIBITS:**

- 1) Ordinance Approving Development Agreement with Desert Grow, LLC
- 2) Development Agreement No. 01-17, Map and Legal Description
- 3) City Council Staff Report from July 5, 2017
- 4) Final Draft Conditions of Approval