

## **DRAFT CONDITIONS OF APPROVAL**

**MEETING DATE:** February 11, 2020

**TITLE:** Conditional Use Permit Time Extension for a Cannabis Cultivation Facility

**CASE NO:** CUP 38-17

**PREPARED BY:** Patricia M. Villagomez, Assistant Planner

**REVIEWED BY:** Rebecca Deming, Community Development Director

### **Conditions of Approval**

1. The extension of time for CUP 38-17 is subject to the (1) year expiration provisions of the City's Zoning Ordinance, as provided in Section 17.76.070 and will expire on February 13<sup>th</sup>, 2021.
2. The applicant may request an extension of time for CUP 38-17 per the City's Zoning Ordinance Sections 17.76.090. Upon filing a time extension(s) at least 30 (thirty) days prior to expiration of the project the Planning Commission may grant said time extension for good cause not to exceed twelve (12) months.
3. The applicant/developer shall comply with all original conditions of approval from the original Conditional Use Permit entitlement (CUP 38-17).
4. Applicant/Developer shall indemnify, protect, hold harmless and defend, with counsel selected by the City, the City and any agency or instrumentality thereof, and/or any of its officers, employees and agents from any and all claims, actions, or proceedings, including those involving environmental issues, against the City to attack, set aside, void, annul, and/or seek monetary damages resulting from an approval of the City, or any agency or instrumentality thereof, advisory agency, appeal board or legislative body including actions approved by the voters of the City, concerning the entitlement application. City shall promptly notify both the Applicant/Developer and landowner of any claim, action, or proceeding to which this condition is applicable and shall further cooperate fully in the defense of the action. The City reserves its right to take any and all action the City deems to be in the best interest of the City and its citizens in regard to such defense.

5. All development on the Project Site shall be in compliance with all applicable provisions of the City's Municipal Code as well as all applicable provisions of the adopted Building and Fire Codes. All new construction shall obtain a building permit and comply with the requirements of the Planning, Building, and Fire Departments.