

**SALINAS PLANNING COMMISSION
RESOLUTION NO. 2021-__**

**Resolution Denying Appeal for of two Commercial Cannabis Business Permits
(CCP 2020-014 and 015) Located at 743 Sanborn Road**

WHEREAS, the City of Salinas has adopted Chapter 5, Article VII of its City Code to allow for the operation of commercial cannabis activity within the City of Salinas; and

WHEREAS, the City accepted applications for commercial cannabis businesses in accordance with the requirements of Chapter 5, Article VII; and

WHEREAS, on August 14, 2020 the Selection Committee of the City of Salinas denied Sanborn Distribution LLC and Sanborn Manufacturing LLC Commercial Cannabis Permit applications for distribution and manufacturing businesses at 743 Sanborn Road per Salinas Municipal Code Section 5-07.07(e); and

WHEREAS, on August 21, 2020, Jennifer S. Rosenthal, Esq., on behalf of the Applicant, filed timely appeals pursuant to Salinas Municipal Code Section 5-07.10 to request Planning Commission reverse the decisions of the Selection Committee to deny Sanborn Distribution LLC and Sanborn Manufacturing LLC Commercial Cannabis Permit applications; and

WHEREAS, on November 18, 2020, the Salinas Planning Commission was scheduled to hold a duly noticed public hearing to consider the appeals, but the appeals were continued at the request of Jennifer S. Rosenthal, Esq. due to timing concerns; and

WHEREAS, on January 20, 2021, the Salinas Planning Commission held a duly noticed public hearing to consider the appeals; and

WHEREAS, the Planning Commission weighed the evidence presented at said public hearing, including the Staff Report which is on file at the Community Development Department; and

NOW, THEREFORE, BE IT RESOLVED by the Salinas Planning Commission that the Commission affirms the Selection Committee denial of the Sanborn Distribution LLC and Sanborn Manufacturing LLC Commercial Cannabis Permit applications for distribution and manufacturing businesses; and

BE IT FURTHER RESOLVED that the Salinas Planning Commission adopts the following findings as the basis for its determination, and that the foregoing recitations are true and correct, and are included herein by reference as findings:

1. The appeal requests have been found to be exempt from the California Environmental Quality Act (CEQA) per Section 21065, because the appeals are not considered a project;
2. The Sanborn Distribution LLC and Sanborn Manufacturing LLC Commercial Cannabis Permit applications for distribution and manufacturing businesses at 743 Sanborn Road were reasonably denied due to the low scores received from the Selection Committee based on the CCP Application Guidelines, an in-person

interview, and submitted application materials. The low scores are related to the location of the businesses in proximity to sensitive uses, qualifications of principles of the business, lack of environmental benefits, and labor and employment practices related to employee wages and benefits.

PASSED AND APPROVED this 20th day of January 2021, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

THIS IS TO CERTIFY that the foregoing is a full, true, and correct copy of a Resolution of the Planning Commission of the City of Salinas, that said Resolution was passed and approved by the affirmative and majority vote of said Planning Commission at a meeting held on January 20, 2021, and that said Resolution has not been modified, amended, or rescinded, and is now in full force and effect.

SALINAS PLANNING COMMISSION

Date: _____

Courtney Grossman
Secretary