



# CITY OF HAYWARD

Hayward City Hall  
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## Cover Memo

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**File #:** PH 19-020, **Version:** 1

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**DATE:** March 19, 2019

**TO:** Mayor and City Council

**FROM:** Development Services Director

### **SUBJECT**

Application to Amend Chapter 10, Article 1 (Zoning Ordinance), Section 10-1.3603(B) related to a Proposed Modification of the Required Setbacks for Commercial Cannabis Businesses from Certain Sensitive Land Uses; and Chapter 10, Article 1 (Zoning Ordinance), Section 10-1.3607(C).1 Related to a Reduction of the Overconcentration Buffer from 1,000 feet to 500 feet for Commercial Cannabis Retail Dispensaries of the Hayward Municipal Code in the City of Hayward, Requiring the Introduction of an Ordinance and the Adoption of a Resolution Approving Zoning Text Amendment Application No. 201900727

### **RECOMMENDATION**

That the City Council approves the proposed Zoning Text Amendments to Chapter 10, Article 1, Section 10-1.3600, Cannabis, of the Hayward Municipal Code related to the setback requirements for commercial cannabis businesses and the over-concentration buffer for retail dispensaries in the City of Hayward by introducing an Ordinance (Attachment II) and adopting the Resolution (Attachment III) with the required findings and environmental review.

### **SUMMARY**

Pursuant to HMC Section 10-1.3600, the City requires a 1,000-foot separation between commercial cannabis retail dispensaries and a 600-foot separation between all commercial cannabis businesses and sensitive land uses, including schools, day care centers and youth centers. The proposed text amendments would reduce the over-concentration buffer between retail dispensaries from 1,000 feet to 500 feet and additionally provide the Planning Commission the ability to reduce the 600-foot buffer for commercial cannabis uses from sensitive land uses, if two additional findings are made.

### **ATTACHMENTS**

Attachment I	Staff Report
Attachment II	Ordinance
Attachment III	Resolution
Attachment IV	Cannabis Land Use Maps
Attachment V	Planning Commission Draft Minutes 2/28/19