

**CITY OF WILLOWS  
ORDINANCE NO. 745-2019**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WILLOWS  
AMENDING WILLOWS MUNICIPAL CODE CHAPTERS 9.20.070  
("RETAIL/DISPENSARY CANNABIS BUSINESS LICENSES"), 9.20.071  
("RETAIL/DISPENSARY CANNABIS BUSINESS LICENSE  
APPLICATIONS"), 9.20.074 ("RETAIL/DISPENSARY CANNABIS  
BUSINESS LICENSE FEES AND TAXES"), and 9.20.080 ("GENERAL  
CONDITIONS FOR ALL RETAIL/DISPENSARY CANNABIS LICENSES")  
FOR THE REGULATION OF CANNABIS USE, CULTIVATION, SALES  
AND OTHER CANNABIS ACTIVITIES IN THE CITY OF WILLOWS.**

Adopted by the City Council of the

**CITY OF WILLOWS**

on Date of July 9, 2019

**WHEREAS**, the City Council of the City of Willows adopted Ordinance 736-17 on November 28, 2017 regulating cannabis use, cultivation, sales and other cannabis activities in the City of Willows; and

**WHEREAS**, changes in California law and regulations promulgated thereunder require modification to the regulatory scheme enacted by the City of Willows; and

**WHEREAS**, the City Council desires to modify terms for the operation of a retail cannabis business establishment in the City of Willows;

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF WILLOWS  
DOES ORDAIN** as follows:

1. The above recitals are true and correct, and incorporated herein.
2. Subparagraph (1) of Chapter 9.20.070 of the Willows Municipal Code is hereby amended in its entirety to read:

“(1) The City of Willows authorizes, subject to the conditions set forth in this code, and only in zones in which such sales are permitted uses pursuant to WMC Title 18, the commercial sale of cannabis and cannabis products for medical and nonmedical uses. Such authorization, and any

license issued hereunder, does not include the sale or manufacturing of cannabis or cannabis products at any location other than that for which a license is issued by the city of Willows.

(a) In addition to the requirements established in this Chapter for retail/dispensary cannabis businesses, the delivery of cannabis and cannabis products shall be subject to the following requirements:

(i) Delivery of cannabis and cannabis products to customers at locations within the City of Willows shall be permitted only in conjunction with a cannabis retail establishment that has a physical location and a retail storefront open to the public within the City of Willows.

(ii) A cannabis retail establishment shall not conduct sales exclusively by delivery.

(iii) Conditional Use Permit applications for cannabis retail businesses shall include a statement as to whether the use will include delivery of cannabis and cannabis products to customers located outside the cannabis retail facility.

(iv) If delivery services will be provided, the application shall describe the operational plan and specific extent of such service, security protocols, and how the delivery services will comply with the requirements set forth in this Chapter and state law.

(b) Cannabis businesses that sell or manufacture edible cannabis products shall have a valid Glenn County Health Permit. Permit holders shall comply with health and Safety Code section 13700, et seq., and Glenn County Health permit requirements. Such requirements provide a system of prevention and overlapping safeguards designed to minimize foodborne illness, ensure employee health, demonstrate industry manager knowledge, ensure safe food preparation practices and delineate acceptable levels of sanitation for preparation of edible products.

(c) Drive-through or walk-up window services are prohibited at all retail/dispensary cannabis establishments in the City of Willows.”

3. Subparagraph (5) of Chapter 9.20.070 of the Willows Municipal Code is hereby deleted in its entirety.

4. A new Subparagraph (5) of Chapter 9.20.070 of the Willows Municipal Code is hereby added to read:

“No license shall be issued if the cannabis activity is not a permitted land use in the city. Every licensee shall hold a use permit issued authorizing the retail/dispensary sales of cannabis and cannabis products within the City of Willows.”

5. Subparagraph (6) of Chapter 9.20.070 of the Willows Municipal Code is hereby deleted in its entirety.

4. Subparagraph (2)(a)(ii) of Chapter 9.20.071 of the Willows Municipal Code is hereby deleted in its entirety.

5. Subparagraphs (2)(a) of Chapter 9.20.071 are hereby renumber as follows:

<u>Existing Subparagraph</u>	<u>Renumbered Subparagraph</u>
(iii)	(ii)
(iv)	(iii)
(v)	(iv)
(vi)	(v)
(vii)	(vi)
(viii)	(vii)
(ix)	(viii)
(x)	(ix)
(xi)	(x)
(xii)	(xi)
(xiii)	(xii)
(xiv)	(xiii)
(xv)	(xiv)
(xvi)	(xv)
(xvii)	(xvi)

5. Subparagraph (1)(g) of Chapter 9.20.074 of the Willows Municipal Code is hereby deleted in its entirety and a new subparagraph (1)(g) is adopted to read:

“(g) A cannabis business regulatory fee reasonably calculated to reimburse the city for costs and expenses incurred including, but not limited to, issuance of licenses and maintenance of records, monitoring and inspections, preparation and submittal of reports, collection of and accounting for fees and other monies due the city, auditing, legal expenses, enforcement actions, and other anticipated costs and expenses directly or indirectly related to the licensee’s sales of cannabis and cannabis products in the City of Willows. Such fee shall be due and payable prior to the commencement of business. This cannabis business regulatory fee shall be reviewed and revised at the commencement of each license year and shall be payable at the commencement of each license year.”

All other portions of Chapter 9.20.074 remain unchanged.

6. Subparagraph (1) of Chapter 9.20.080 of the Willows Municipal Code is hereby deleted in its entirety and a new subparagraph (1) is adopted to read:

“(1) Prior to commencing business operations pursuant to a cannabis retail/dispensary business license issued by the City of Willows, the applicant shall hold a Certificate of Authorization issued by the City of Willows. Certificates of Authorization shall be issued only to applicants who hold (1) a Retail/Dispensary Cannabis Sales License issued by the City of Willows, (2) a use permit issued by the City of Willows Planning Commission, and (3) California state-issued A-license and/or M-license.”

This ordinance was introduced at a regular meeting of the City Council of the City of Willows, held on June 11, 2019, and adopted at a regular meeting of the City Council of Willows, held on July 9, 2019, by the following vote, to wit:

AYES, COUNCILMEMBERS: Mello, Vice Mayor Warren, Mayor Hansen

NOES, COUNCILMEMBERS: Flesher, Domenighini

ABSENT COUNCILMEMBERS: None



GARY HANSEN, MAYOR

APPROVED AS TO FORM:

THE CITY ATTORNEY'S OFFICE



ROBERT HUNT, CITY ATTORNEY

ATTEST:



TARA RUSTENHOVEN, CITY CLERK