

**RESOLUTION NO. 2019-60**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COACHELLA APPROVING CONDITIONAL USE PERMIT NO. CUP 298 TO CONVERT AN EXISTING COMMERCIAL TENANT SPACE INTO A RETAIL CANNABIS MICROBUSINESS WITH APPROXIMATELY 400 SQUARE FEET OF RETAIL CANNABIS SHOWROOM DISPLAY, 265 SQUARE FEET FOR CANNABIS DISTRIBUTION AND MANUFACTURING USES, AND 455 SQUARE FEET FOR AN INDOOR CANNABIS LOUNGE THAT INCLUDES ON-SITE CONSUMPTION OF CANNABIS PRODUCTS IN THE CG-RC (GENERAL COMMERCIAL – RETAIL CANNABIS OVERLAY) ZONE LOCATED AT 85-955 GRAPEFRUIT BOULEVARD, SUITE #1; NICHOLAS MEZA, APPLICANT.**

**WHEREAS**, Nickolas Meza (on behalf of Coachella Smoke Company) filed an application for Conditional Use Permit No. 298 to convert an existing commercial tenant space into a retail cannabis microbusiness. The project proposes approximately 400 square feet of retail cannabis showroom display, 265 square feet for cannabis distribution and manufacturing uses, and 455 square feet for an indoor cannabis lounge that includes on-site consumption of cannabis products on a parcel located at the northwest corner of Grapefruit Blvd. and 7<sup>th</sup> Street, Assessor's Parcel No. 778-100-013 ("Project"); and,

**WHEREAS**, the Planning Commission conducted a duly noticed public hearing on CUP No. 298 on October 16, 2019 at the Coachella Permit Center, 53-990 Enterprise Way, Coachella, California and recommended that the City Council approve CUP 298; and,

**WHEREAS**, the Applicant and members of the public were present and were afforded an opportunity to testify regarding the Project; and,

**WHEREAS**, the City Council conducted a duly noticed public hearing on CUP No. 298 on November 13, 2019 at Coachella City Hall, 1515 6<sup>th</sup> Street, Coachella, California and took public testimony regarding the project; and,

**WHEREAS**, the Project is permitted pursuant to Chapter 17.38 of the Coachella Municipal Code, and the attendant applications for a Conditional Use Permit and a Change of Zone to allow the Project; and,

**WHEREAS**, the proposed use is necessary or desirable for the development of the community, is consistent with the objectives of the City's General Plan, and is not detrimental to the existing uses or the uses specifically permitted in the zone in which the proposed use is to be located; and,

**WHEREAS**, the proposed site is adequate in size and shape to accommodate the proposed development; and,

**WHEREAS**, the site for proposed use relates properly to streets which are designed to

carry the type and quantity of traffic to be generated by the proposed use; and,

**WHEREAS**, the proposed project is exempt from the California Environmental Quality Act, as amended; and,

**WHEREAS**, the conditions as stipulated by the City are necessary to protect the public health, safety and welfare of the community.

**NOW, THEREFORE, BE IT RESOLVED**, that the City Council of the City of Coachella, California does hereby approve Conditional Use Permit No. 298, subject to the findings listed below and the attached Conditions of Approval for the Coachella Smoke Microbusiness (contained in “Exhibit A” and made a part herein).

**Findings for Conditional Use Permit No. 298**

1. The Project is consistent with the goals, objectives, policies, and implementation measures of the Coachella General Plan 2035. The site has a Downtown Center land use designation that allows for the proposed development. The proposed uses on the site are in keeping with the policies of the Downtown Center land use classification and the Project is internally consistent with other General Plan policies for this type of development.

2. The Project is in compliance with the applicable land use regulations and development standards of the City’s Zoning Code. The site plans proposes a cannabis microbusiness including an indoor cannabis lounge where cannabis products will be sold and consumed. The Project complies with applicable CG-CO (General Commercial-Cannabis Overlay) zoning standards as proposed.

3. Every use, development of land and application of architectural guidelines and development standards shall be considered on the basis of the suitability of the site for a particular use or development intended, and the total development, including the prescribed development standards, shall be so arranged as to avoid traffic congestion, ensure the protection of public health, safety and general welfare, prevent adverse effects on neighboring property and shall be in accord with all elements of the general plan. The Project site is within the Downtown Center land use designation of the City’s general plan. This category provides for a broad spectrum of commercial and residential land uses. The proposed uses are compatible with existing adjacent land uses.

4. The City has determined that the project is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15303 (C) that exempts the conversion of existing small structures from one use to another where only minor modifications are made to the exterior of the structure.

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**PASSED, APPROVED and ADOPTED** this 13<sup>th</sup> day of November 2019.

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Steven A. Hernandez  
Mayor

**ATTEST:**

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Angela M. Zepeda  
City Clerk

**APPROVED AS TO FORM:**

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Carlos Campos  
City Attorney

STATE OF CALIFORNIA            )  
COUNTY OF RIVERSIDE        ) ss.  
CITY OF COACHELLA            )

**I HEREBY CERTIFY** that the foregoing Resolution No. 2019-60 was duly adopted by the City Council of the City of Coachella at a regular meeting thereof, held on the 13<sup>th</sup> day of November 2019 by the following vote of Council:

AYES:

NOES:

ABSENT:

ABSTAIN:

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Andrea J. Carranza, MMC  
Deputy City Clerk