

Attachment 1

PLANNING COMMISSION RESOLUTION NO. 2025-**

RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF WHEATLAND RECOMMENDING THE WHEATLAND CITY COUNCIL APPROVE AN ORDINANCE AMENDING SECTION 18.09 OF THE WHEATLAND MUNICIPAL CODE RELATED TO CANNABIS CONSUMPTION

WHEREAS, the City of Wheatland adopted Ordinance No. 486, which prohibits commercial cannabis activities and regulates limited indoor personal cultivation within the City limits; and

WHEREAS, the Department of Cannabis Control notified the City that the Wheatland Municipal Code does not discuss nor prohibit on-site cannabis consumption within the City limits; and

WHEREAS, to reinforce the City's policy direction, the proposed amendment to Section 18.09 of the Wheatland Municipal Code prohibits on-site cannabis consumption within the City limits, excluding on-site consumption at private residences; and

WHEREAS, the City of Wheatland, as lead agency, has determined the project is determined to be exempt from environmental review pursuant to the provisions of the California Environmental Quality Act (CEQA) Guidelines; and

WHEREAS, the Wheatland Planning Commission duly gave notice of a public hearing as required by law and on October 7, 2025, duly held a public hearing, received and considered evidence, both oral and documentary.

NOW, THEREFORE, BE IT RESOLVED AND DETERMINED, that the Wheatland Planning Commission hereby makes the following findings and recommendation to the City Council for approval of the proposed amendment to Section 18.09 of the Wheatland Municipal Code related to on-site cannabis consumption, as set forth in Exhibit A, which is attached hereto and incorporated by reference:

- A. The Planning Commission has conducted a duly noticed public hearing in accordance with the law and now desires to approve the proposed ordinance amending Section 18.09 of the Wheatland Municipal Code.
- B. The Planning Commission has evaluated the proposed amendment and the City's General Plan and has determined that the proposed ordinance amending Section 18.09 of the Wheatland Municipal Code is consistent with the General Plan.
- C. The Planning Commission has determined that, pursuant to the California Environmental Quality Act, and after full consideration of the administrative record, the proposed Ordinance amending Section 18.09 of the Wheatland Municipal Code is exempt from environmental review pursuant to the California Environmental Quality Act (CEQA) Guidelines.

- D. The Planning Commission finds it necessary to pass and implement the proposed amendments to Section 18.09 of the Wheatland Municipal Code which will promote and protect the public health, safety, comfort, convenience and general welfare of the residents within the city.

NOW, THEREFORE, BE IT FURTHER RESOLVED AND DETERMINED, that the Wheatland Planning Commission does hereby recommend that the Wheatland City Council APPROVE the Amendment to Section 18.09 of the Wheatland Municipal Code related to on-site cannabis consumption, as set forth in Exhibit A, which is attached hereto and incorporated by reference.

* * * * *

I HEREBY CERTIFY that the foregoing recommendation was passed and adopted by the City of Wheatland Planning Commission, at a regular meeting thereof, held on the 7th day of October 2025 by following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

APPROVED:

Planning Commission Chairperson

ATTEST:

Lisa Thomason, City Clerk