

**ORDINANCE NO. 2019-19**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HESPERIA, CALIFORNIA, AMENDING TITLE 5, CHAPTER 5.50 OF THE HESPERIA MUNICIPAL CODE, RELATED TO COMMERCIAL CANNABIS REGULATIONS**

**WHEREAS**, the City of Hesperia has the authority and responsibility to regulate businesses to protect the public health, safety, and welfare; and

**WHEREAS**, Title 5 of the Hesperia Municipal Code contains regulations related to commercial cannabis operations; and

**WHEREAS**, the City cannabis program has been in place for two years; and

**WHEREAS**, staff continues to review the program to ensure that the program is the most effective and efficient it can be and complies fully with any state regulations; and

**WHEREAS**, several updates to the current regulations are required to continue to administer the program, including increasing the hours of operations, clarifying what constitutes a location, clarifying the requirement for a ventilation system, updating the requirement for record keeping related to audits, and modifying the language concerning cease of operations, denial and revocations; and

**WHEREAS**, all legal prerequisites to the adoption of this Ordinance have occurred.

**NOW THEREFORE, THE HESPERIA CITY COUNCIL DOES ORDAIN AS FOLLOWS:**

Section 1. All of the facts set forth in the forgoing recitals are true, correct and are adopted as findings.

Section 3. Title 5, Chapter 5.50 of the Hesperia Municipal Code is hereby amended as set forth in Exhibit "A", attached hereto.

Section 6. This Ordinance shall take effect on January 17, 2020.

Section 7. The City Council of the City of Hesperia hereby declares that should any provision, section, paragraph, sentence, or word of this Ordinance hereby adopted be rendered or declared invalid by any final court action in a court of competent jurisdiction, or by any reason of any preemptive legislation, the remaining provisions, sections, paragraphs, sentences, and words shall remain in full force and effect.

Section 8. The City Clerk shall certify to the adoption of the Ordinance and shall cause the same to be posted in three (3) public places within the City of Hesperia pursuant to the provisions of Resolution 93-78.

**ADOPTED AND APPROVED** this 17<sup>th</sup> Day of December, 2019

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Larry Bird, Mayor

ATTEST \_\_\_\_\_  
Melinda Sayre, City Clerk