



# **Cannabis Policy**

**Proposed Code Amendments**

**Rules Committee meeting  
Sept 24, 2025**

**(cont'd from June 30, 2025 Rules Committee meeting)**

# CITY COUNCIL PRIORITY



# OVERVIEW

- Recap of June Rules Committee meeting policy questions and feedback
- Updated regional context and setback comparisons
- Updated eligible locations maps
- Recommended code changes
- Feedback from Committee
- Recommendations

# RECAP OF JUNE RULES COMMITTEE FEEDBACK

- Is there interest in allowing more dispensary operating permits? If so, how many?
  - Yes. Committee didn't identify how many.
- Is there interest in expanding the eligible locations map?
  - Yes. Committee also expressed sensitivity to youth receptors.
- Is there interest in eliminating the requirement for a CUP?
  - No
- Is there interest in allowing other use types?
  - No

# OTHER FOLLOW-UP FROM JUNE MEETING

## **Lounges:**

Oakland and Berkeley are the only cities in Alameda County to allow on-site consumption.

## **Tax Apportionment:**

The California Department of Tax and Fee Administration provides the “point of sale” for delivery of cannabis is the address of the delivery.

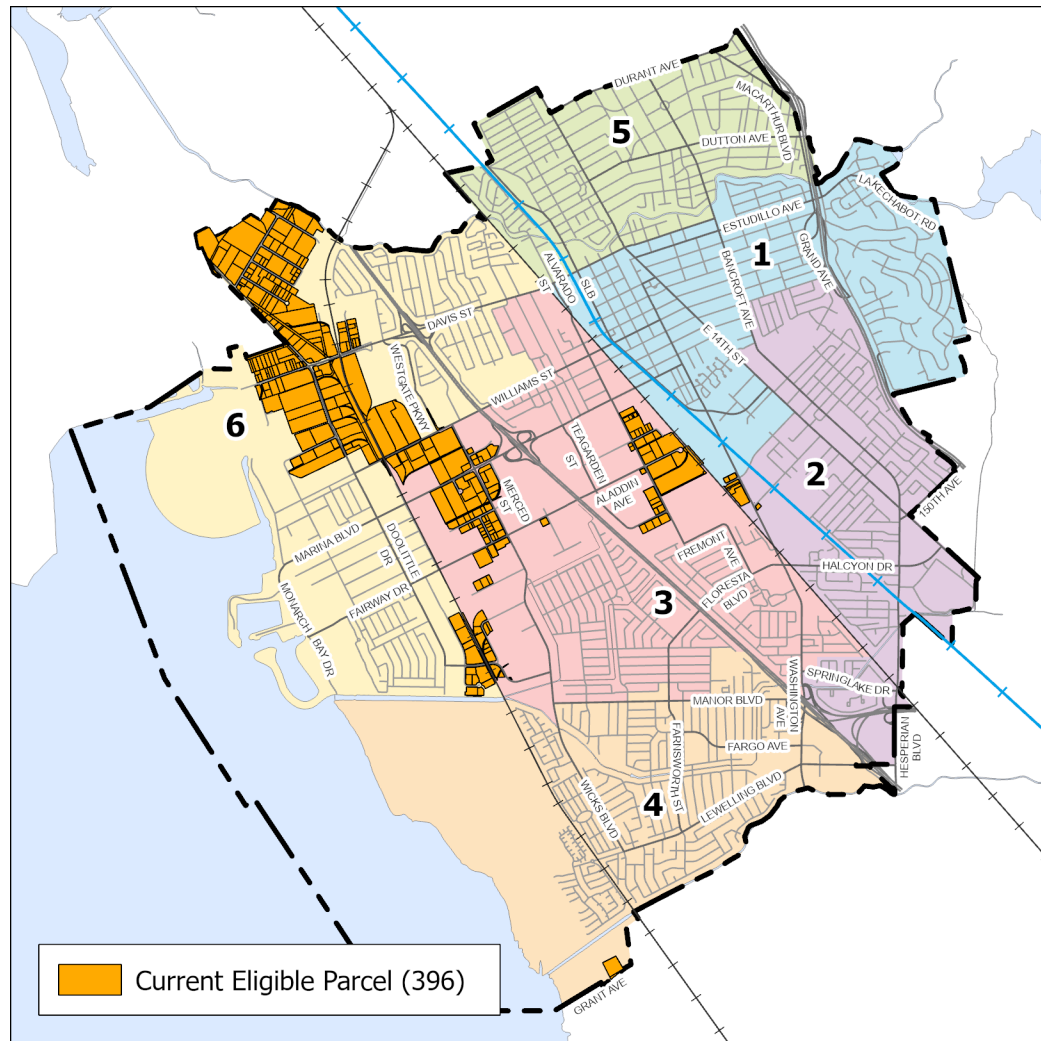
City of Los Angeles adopted a local ordinance requiring cannabis deliveries from outside city limits to:

- register with the Police Department,
- show proof of license, and
- payment of the city’s business license tax.

Enforcement is extremely challenging:

- Requires close coordination with District Attorney’s office, SLPD, Finance Dept, and likely outside consultants to investigate and enforce (in addition to BCC and CDTFA).
- Limitations in accessing records from businesses outside of City jurisdiction.

# CURRENTLY ELIGIBLE PARCELS BASED ON EXISTING SETBACKS AND ZONING



Cannabis Dispensary Regulations, Alameda County Jurisdictions											
Jurisdiction	Dispensary Restrictions & Setbacks from Sensitive Uses										
	Residential Zones	Schools	Houses of Worship	Parks/ Playgrounds/ Rec Centers	Youth Centers	Library	Child Care/ Day Care	Drug Recovery Facility	Other Dispensary	Permit Type Required for Dispensary	Number Currently Allowed by Code*
Unincorporated Alameda Co.	N/A	1,000'	N/A	1,000'	N/A	N/A	1,000'	1,000'	1,000'	Use Permit	5
Alameda	N/A	1,000'	N/A	N/A	600'	N/A	600'	N/A	5,280'	Use Permit	4
Berkeley	N/A	600' Elem 1,000' Middle/ High	N/A	600'	N/A	N/A	N/A	N/A	600'	Zoning Certificate	7
Emeryville	N/A	250'	250'	250'	N/A	N/A	250'	N/A	N/A	Use Permit	4
Hayward	N/A	1,000'	N/A	600'	600'	600'	600'	N/A	500'	Use Permit	3
Oakland	N/A	600'	N/A	N/A	600'	N/A	600'	N/A	N/A	Cannabis Dispensary Permit	26
Union City	100'	100'	N/A	100'	100'	100'	100'	N/A	N/A	Commercial Cannabis Permit	3
San Leandro (existing)	500'	1,000'	1,000'	1,000'	1,000'	1,000'	1,000'	N/A	N/A	Use Permit	4
San Leandro (proposed)	N/A	600'	N/A	600'	600'	N/A	600'	N/A	N/A	Use Permit	4
Albany	not allowed										
Dublin	not allowed										
Fremont	not allowed										
Livermore	not allowed										
Newark	not allowed										
Piedmont	not allowed										
Pleasanton	not allowed										
*May not reflect number presently open for business											

# EXISTING REGIONAL CONTEXT

San Leandro Zoning Districts that allow a Cannabis Dispensary with a CUP:

- Industrial Zones
- IG - Industrial General
  - IG (AU) - Industrial General (Assembly Overlay)
  - IP - Industrial Park
  - IT - Industrial Transition

- Commercial Zones
- CC - Commercial Community

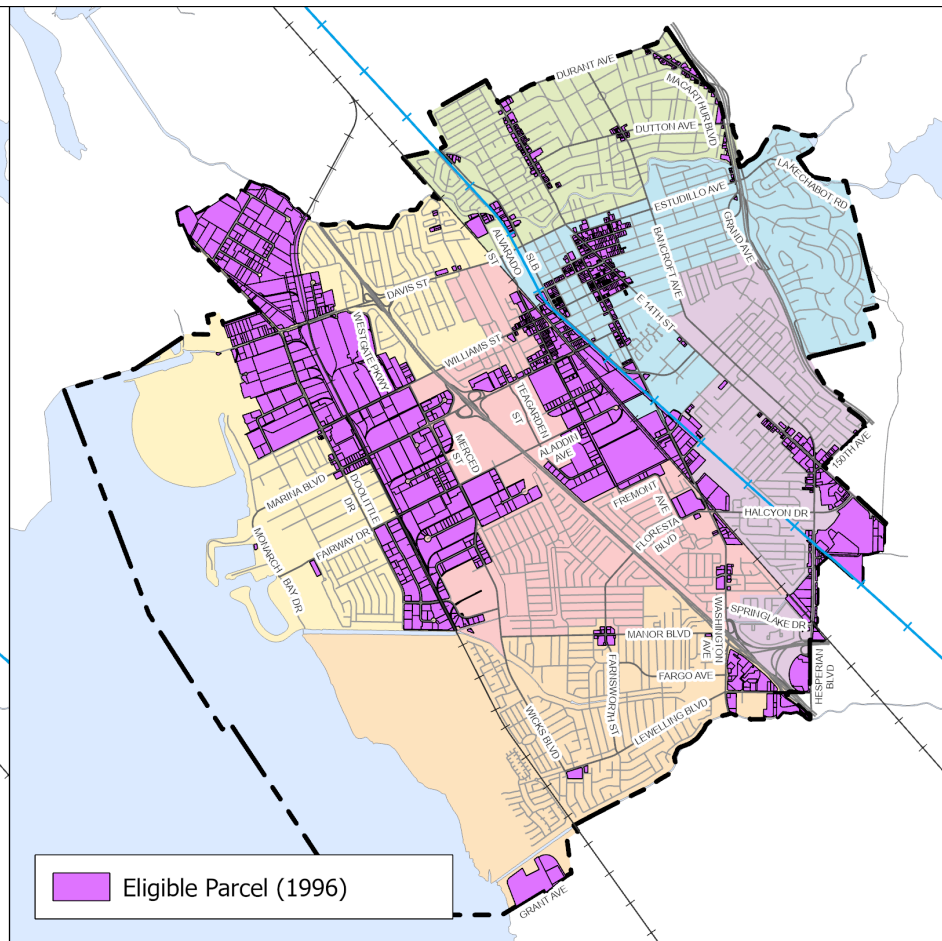
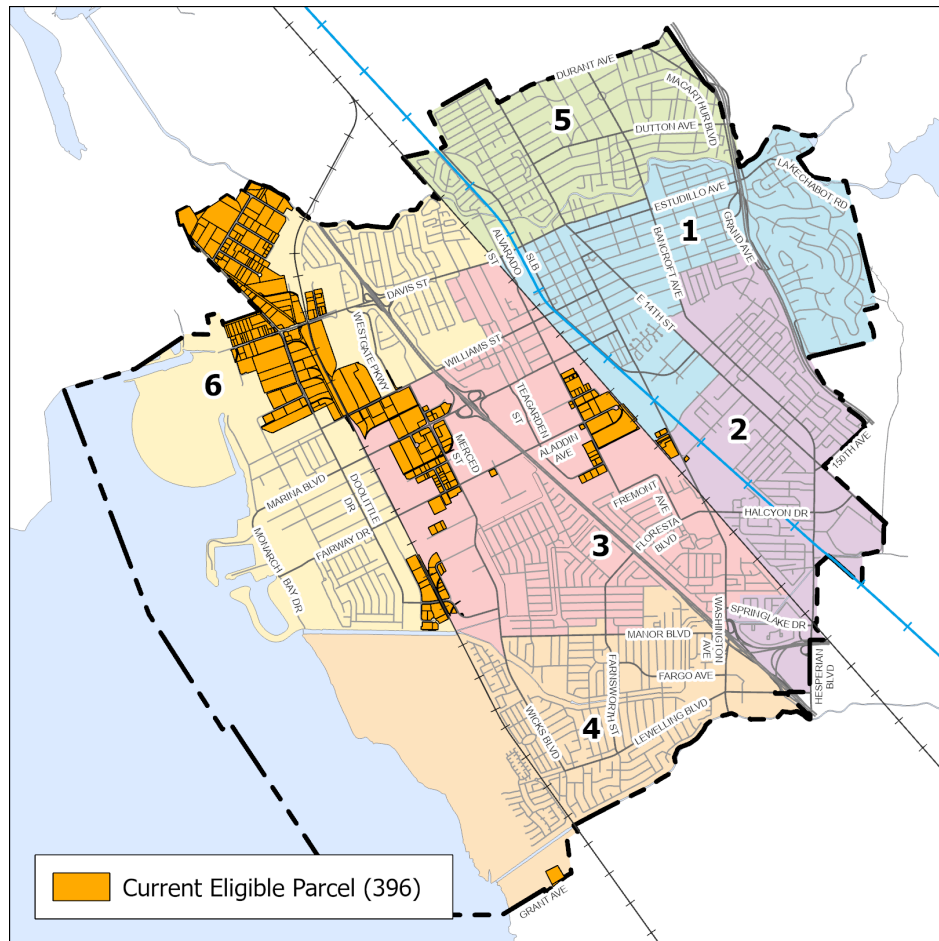
## STAFF RECOMMENDATION (CONT'D)

- Align zoning code with Municipal Code to allow cannabis dispensaries as a conditionally permitted use in all commercial and industrial zones, subject to 600-foot setbacks
- Codify clearer definition of Youth Center, using City of Alameda definition:

*"Youth centers" means any public or private facility that is exclusively used to host recreational or social activities for minors (under eighteen (18) years of age), such as, private youth membership organizations or clubs, social service teenage club facilities, or amusement facilities. "Youth centers" does not include any building, location, or facility where any programs, activities, or services: (a) are offered at private residences, (b) involve martial arts/combat sports, cultural or similar education, or physical fitness, or (c) are offered for fewer than five hours per day each day the building, location, or facility is open. Notwithstanding the foregoing, youth centers shall also mean any facility determined by the Recreation and Parks Department to be a recreation center in a city park."*



## EXISTING MAP VS. RECOMMENDED MAP COMPARISON\*



# RECOMMENDATIONS

- Provide feedback regarding staff recommendations





# QUESTIONS?