



City of Morro Bay

Community Development Department
955 Shasta Ave
Morro Bay, CA 93442
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www.morro-bay.ca.us

PERSONAL CANNABIS CULTIVATION PERMIT APPLICATION

Case Number:

Pursuant to Morro Bay Municipal Code Chapter 9.06

- This document is intended to provide minimum application requirements for a Personal Cannabis Cultivation Permit. Some applications may require additional information not listed here, as determined by the project planner within 30 days of application submittal.
- You are responsible for the accuracy and completeness of all application materials. Incorrect or incomplete information may result in delay or denial of you application
- All application materials become the property of the City of Morro Bay and are subject to public review.
- All applications materials must be clear and legible. Faxes, poor reproductions, and cluttered or confusing drawings will not be accepted.

Applicant Name: _____

Assessor's Parcel Number (APN): _____

Applicant Address: _____ City: _____ State: _____ Zip: _____

Applicant Phone number: _____ Email: _____

In the event the applicant is not the legal owner of the subject property contemplated by this application, the application must be accompanied with a "PERSONAL CANNABIS CULTIVATION PERMIT APPLICATION CONSENT OF LANDOWNER STATEMENT" stating and acknowledging personal cannabis cultivation activity will be conducted on the subject property contemplated by this application and containing the signature from the legal owner of the property. See consent of landowner form provided at the end of this application form.

PROPERTY OWNER:

Property Owner: _____

Property Address: _____ City: _____ State: _____ Zip: _____

Property Owner Phone Number: _____ Email: _____

Acceptance of this application does not imply approval/authorization of this request, I realize that this application may be denied or that conditions may be attached to this approval to assure compliance with applicable Municipal Code requirements.

Applicant's signature: _____ Date: _____

Property Owner's signature: _____ Date: _____

Notice to All Applicants:

1. All Forms must be completely filled out and signed, all fees must be paid, and supplemental information provided before the application will be deemed complete and processed. Supplemental information that must be with this application form is listed above.
2. Filing fees are non-refundable.
3. Submitting an application is not a guarantee of approval. Permit approval is contingent on meeting requirements of Chapter 9.06 of the Morro Bay Municipal Code.

Personal Cannabis Cultivation Permit Submittal Requirements

General Requirements

3 sets of plans with minimum 8.5" x 11" dimension.

Note: these are the minimum submittal requirements. Additional information may be required to fully evaluate your application following initial review by staff.

Site Plan (need not be to scale):

- Date of preparation
- Project address
- Assessor's Parcel Number (APN)
- Name, address, telephone number of the owner, applicant (if different from owner) and the person responsible for the preparation of the plans.
- Lot area
- Existing/proposed setbacks from structures and outdoor cultivation areas to the property line
- Existing dimensioned site conditions (a hand sketch is acceptable) including:
 - floor plan of the residence identifying the use of each room
 - Any fully enclosed and secure accessory structure used for cultivation at the cultivation site
 - Any outdoor area to be used for cultivation at the cultivation site
- Decks and patios
- Natural features
- Fencing and gate location

Itemized list: of measures taken to comply with the provisions of Chapter 9.06 of the Morro Bay Municipal Code, including identification and description of lighting and equipment to be used for the cannabis cultivation at the residence. Methodology for securing the cultivation area.

Operational Requirements for Personal Cannabis Cultivation, per section 9.06.030 of the Morro Bay Municipal Code:

Sec. 9.06.030 - Personal cannabis cultivation.

- A. Prohibition. Cannabis cultivation is prohibited in all zones of the city. No person shall engage in the cultivation of cannabis in the city for any purpose.
- B. Limited Exemption. The prohibition on cannabis cultivation in above subsection (A) does not apply to the indoor cultivation of cannabis, and the outdoor cultivation of up to two (2) plants, at a private residence, conducted both pursuant to a valid and current permit as provided for in this chapter, as well as with complete adherence to the following regulations:
 - 1. Six plants total. Total cultivation is limited to no more than six (6) living cannabis plants at any one time.
 - 2. Two plants outdoors. Two (2) of the six (6) living plants that may be cultivated, at any one time, may be cultivated outdoors, if the outdoor cultivation is no less than ten (10) feet from the property line of the cultivation site.

3. Indoor cultivation. Indoor cultivation shall occur entirely within a private residence or within an accessory structure to a private residence located upon the grounds of a private residence that is fully enclosed and secure.
4. Locked space. The six (6) living plants and any cannabis produced by the plants in excess of 28.5 grams shall be kept within a locked space, inaccessible to minors and trespassers, located either within the private residence or upon the grounds of the private residence. A locked space for purposes of outdoor cultivation means a locked and secure enclosure completely surrounding the cultivation site which renders the cultivation site inaccessible to minors and trespassers (e.g., a secured and locked garden fence, or a secured and locked backyard fence).
5. Visibility. The six (6) living plants (whether grown indoors or outdoors) and any cannabis produced by the plants in excess of 28.5 grams shall not be visible from any public right of way, or in any manner be visible by normal unaided vision from a place regularly accessible to the general public.
6. Odor.
 - a. The odor resulting from all cannabis cultivation shall not be detectable by human senses from any neighboring property or public right of way.
 - b. As necessary (which final determination shall be made by the Director), to ensure that no odor resulting from cannabis cultivation shall be detectable by human senses from any neighboring property or public right of way, all cultivation will occur indoors and/or a cannabis cultivation site shall install and continuously operate a functioning ventilation and filtration system which complies with all applicable building code regulations, including obtaining all required permits and approvals.
7. Nuisance Activity. Cultivation shall not result in a nuisance or adversely affect the health, welfare, or safety of the resident or nearby residents by creating dust, glare, heat, noise, noxious gases, odors, smoke, traffic, vibration, or other impacts, or be hazardous due to use or storage of materials, processes, products or waste.
8. Fire Extinguisher. A working portable fire extinguisher, which complies with the regulations and standards adopted by the state fire marshal and applicable law, shall be kept in the same room as indoor cannabis cultivation.
9. Electricity.
 - a. The collective draw from all electrical appliances at the cannabis cultivation site shall not exceed the maximum rating of the approved electrical panel for the private residence where the cannabis is being cultivated.
 - b. The maximum rating shall be as established in the manufacturer specifications for the approved electrical panel.
10. Lighting. Any lighting fixture or combination of lighting fixtures used for cannabis cultivation shall:
 - a. not exceed the rated wattage and capacity of the circuit breaker; and
 - b. shall be shielded so as to completely confine light and glare to the interior of the private residence or fully enclosed accessory structure.
11. Private Residence. Any private residence used for cultivation shall:
 - a. include a fully functional and usable kitchen, as well as bathroom and bedroom areas, for use by the permit holder; and

b. shall not be used primarily or exclusively for cannabis cultivation.

12. Garage. Cultivation shall not displace required parking in a garage.

C. Additional Regulations. Further rules, regulations, procedures, and standards for the administration and implementation of this chapter may be adopted from time to time either by resolution or ordinance of the City Council, or by the Director (upon authorization by resolution of the City Council).

CERTIFICATION:

I hereby certify that the statements furnished above and in the attached exhibits present the data and information required for this evaluation to the best of my ability; and that the facts, statements, and information presented are true and correct and that I have inspected the proposed cultivation site, and the proposed cultivation site meets the requirements of Chapter 9.06 of the Morro Bay Municipal Code, state law and any other applicable chapters of the Morro Bay Municipal Code, including but not limited to health, safety and welfare requirements to the best of my knowledge and belief.

Date

Signature

For:

Personal Cannabis Cultivation Permit Consent of Landowner Statement

Consent for: Personal Cannabis Cultivation Permit

Site location:

Property owner:

Day phone:

Address:

City:

Zip code:

Person authorized to act as Agent/Applicant:

Applicant/Agent:

Day phone:

Address:

City:

Zip code:

I/We, the undersigned owner(s) of record of the fee interest in the above noted land for which an application for a permit, business license or other City entitlement is being requested, do certify that:

Personal Cannabis Cultivation Permit: Such application may be filed and processed with my/our full consent. The applicant is authorized to act as our agent in all contacts with the City in connection with this matter. I/We hereby grant the City of Morro Bay or any of its authorized agents the right to enter upon the land described herein at any time during normal business hours for the purposes of site inspection in advance of City action on the Personal Cannabis Cultivation Permit, including continuing compliance with any conditions of approval.

I certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Property owner signature

Date