

2021-2022 BUILDING AND FIRE PERMITTING COMPLIANCE PLAN FOR CANNABIS OPERATORS

120 DAY LOCAL AUTHORIZATION FOR A PROVISIONAL STATE LICENSE

PURPOSE OF COMPLIANCE PLAN

The intent of this compliance plan is to balance, on the one hand, the City's need to ensure cannabis permit operators diligently finalize all building and fire permitting requirements needed to obtain a City of Oakland cannabis permit, and, on the other hand, cannabis operators' need for a fair and predictable working relationship with the City and reduced barriers of entry into the regulated market.

OUTCOMES AT END OF 120 DAY PERIOD

At the expiration of 120 days, one of the following scenarios will take place.

- Scenario 1: If Applicant has finalized all building and fire permitting requirements, and obtained approvals from all other required agencies, including but not limited to EBMUD and the Oakland Police Department, and paid all applicable City fees, the Special Activity Permits Division will issue Applicant a cannabis permit.
- Scenario 2: If Applicant has satisfied all Compliance Plan milestones but still has not completed all building and fire permitting requirements, the City of Oakland shall extend local authorization for additional period(s) of time until Applicant obtains a cannabis permit.
- Scenario 3: If Applicant has failed to comply with the below milestones, the City of Oakland will proceed with scheduling an administrative hearing to revoke Applicant's local authorization to conduct commercial cannabis activity unless good cause, including but not limited to, a delay in City processing, is shown by Applicant. In such case, the City may provide local authorization for an additional period of time. Good cause shall be determined by the City of Oakland in its review of Applicant's explanation of why they have not satisfied the below milestones.

COMPLIANCE PLAN MILESTONES

1. If not completed already, apply for a Certificate of Occupancy and schedule a Field Check Inspection with the Building and Fire Prevention Bureaus within five (5) days from this agreement, which is the date by which both the applicant and the City have signed this agreement. The date of the actual inspection will be determined by the Building and Fire Prevention Bureaus.
2. Schedule a security inspection with the Oakland Police Department within thirty (30) days from this agreement by emailing cannabisapp@oaklandca.gov to request a security inspection. The date of the actual inspection will be determined by the Oakland Police Department.
3. Comply with all requirements outlined in any Correction Notice, Notice of Violation, Inspection Report, and/or any other notice issued by the Bureaus of Building and Fire Prevention in regard to a violation of the California Building Standards Code (California Code of Regulations, Title 24) and any local Oakland amendments to said regulations, including but not limited to Title 15 of the Oakland Municipal Code. Timing on this compliance will vary depending on the complexity of the initial notices and any successive notices.
4. Submit any required plans within thirty (30) days from EITHER the date of this agreement OR completion of the Field Check referenced above for all cannabis operators other than extraction operators, whichever is later. Extraction operators shall submit any required plans within forty-

five (45) days from EITHER the date of this agreement OR the completion of the Field Check, whichever is later. Again, the date of this agreement is the date by which both the applicant and the City have signed this agreement.

5. Apply for any required building and fire permits within five business days of receiving plan approvals.
6. Complete work and schedule inspections for final approvals within the remainder of the 120-day Compliance Plan period OR as prescribed by the permit(s) issued by the Bureaus of Building and Fire Prevention if said date is later.
7. Providing a monthly update before the fifth day of each month until the operator obtains a City of Oakland cannabis permit to cannabisapp@oaklandca.gov regarding the operators' progress towards completing the above milestones.

By Signing Below, Applicant agrees to comply with the above milestones. Further, this Compliance Plan does not supersede or relieve the Applicant of any responsibilities that he/she may be subject to pursuant to a separate compliance plan entered into by the Bureau of Building and/or Fire Prevention.

TO BE COMPLETED BY APPLICANT:

[DATE]

[PLEASE PRINT APPLICANT'S NAME AND PROVIDE A SIGNATURE]

[APPLICANT PERMIT TYPE(S)]

[BUSINESS ADDRESS]

TO BE COMPLETED BY CITY OF OAKLAND:

By Signing Below, the City of Oakland agrees to locally authorize the above applicant's permit applications to conduct commercial cannabis activity for 120 days while they comply with the above requirements.

GREG MINOR
Assistant to the City Administrator

DATE

Courtesy Copy to be sent to:
Property Owner;
Building and Fire Prevention Bureaus