

**MINUTES  
BOARD OF ZONING APPEALS  
REGULAR MEETING  
AUGUST 7, 2019**

Public Meeting 6:30 P.M.  
100 North Garfield Avenue  
Council Chambers, Room S249  
Meeting Started: 6:30 pm  
Meeting Adjourned: 8:33 pm

<b>Commissioners Present: Chair Williams, Commissioner Nanney, Commissioner Barar, Commissioner Olivas, and Commissioner Wendler</b>
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<b>Commissioner Absent:</b>
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<b>Staff Present: Davie Reyes, Jennifer Paige, Brad Fuller, Guille Nunez, and Julia Garzon</b>
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1. ROLL CALL AND READING OF PROCEDURES
2. PUBLIC HEARINGS

**REGULAR CASES**

- A. APPEAL OF DIRECTOR DECISION THAT THE "CONDITIONAL USE PERMIT: CANNABIS RETAILER" APPLICATION SUBMITTED BY SWEETFLOWER PASADENA, LLC IS INCOMPLETE (PLN2019-00386)

**PRESENTATION BY: Guille Nunez**

<b>Appellant:</b> Artin N. Shaverdian, Nossaman, LLP
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<b>Applicant:</b> Sweetflower Pasadena, LLC
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**PUBLIC COMMENT:**

- Christopher Sutton, with Atrium Group LLC – Against
- Scott W. Carlson – Against
- Chris Berman, with Atrium Group LLC – Against
- Larry Mondragon, with Atrium Group LLC – Against
- Jordan Ferguson, Harvest of Pasadena LLC – In Favor

**THE BOARD OF ZONING APPEALS** ADOPTED THE DETERMINATION THAT THE PROPOSED ACTION IS EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) UNDER SECTION 15061(B)(3) OF THE STATE CEQA GUIDELINES. THIS EXEMPTION APPLIES WHERE IT CAN BE SEEN WITH CERTAINTY THAT THERE IS NO POSSIBILITY THAT THE ACTIVITY IN QUESTION MAY HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT; AND UPHOLD THE PLANNING DIRECTOR DECISION THAT SWEETFLOWER PASADENA, LLC'S "CONDITIONAL USE PERMIT: CANNABIS RETAILER" APPLICATION IS INCOMPLETE, BECAUSE IT DID NOT PROVIDE REQUIRED INFORMATION OF WHICH IT HAD NOTICE, SPECIFICALLY A LOCATION MAP PREPARED BY A LICENSED SURVEYOR.

**COMMISSIONER WENDLER MADE THE MOTION AND WAS SECONDED BY COMMISSIONER BARAR. MOTION CARRIED WITH A 4-1**

Chair Williams: N

Commissioner Nanney: Y

Commissioner Barar: Y

Commissioner Olivas: Y

Commissioner Wendler: Y

3. **PUBLIC COMMENT ON ITEMS NOT ON THE AGENDA**

Chris Sutton, with Atrium Group LLC, expressed a need for a more comprehensive appeal process. As a matter of institutional consistency, the city needs to have a process where a board can review documents pertaining to cannabis and not staff for a consistent and fair process. Mr. Sutton mentioned that policy should be determined by boards and not staff.

4. **ADJOURNMENT** : Chair Williams adjourned the meeting at approximately 8:33 p.m.



Talyn Mirzakhonian, Zoning Administrator



Julia Garzon, Recording Secretary