



# City of Port Hueneme

## NOTICE OF INTENT TO ADOPT

At the regular meeting of April 5, 2021, the City Council of the City of Port Hueneme held a public hearing and introduced for first reading the following Ordinance:

### **NOTICE OF PUBLIC HEARING BY THE CITY COUNCIL OF THE CITY OF PORT HUENEME TO CONSIDER APPROVAL OF DEVELOPMENT PERMIT/CONDITIONAL USE PERMIT PHCU-885 AND DEVELOPMENT AGREEMENT PHDA-886, TO OPERATE A CANNABIS DISPENSARY, LOCATED AT 455 W. CHANNEL ISLANDS BLVD.**

#### Summary

**NOTICE IS HEREBY GIVEN** that on April 19, 2021 at 6:30 p.m., or soon thereafter, broadcast from the City Hall Council Chamber, located at 250 North Ventura Road, Port Hueneme, CA 93041, the City Council of the City of Port Hueneme will consider adoption of said ordinance for an application by Robert DiVito, doing business as PH Investments Group, LLC, DBA Element 7 Port Hueneme, 645 W. 9<sup>th</sup> Street, #110-631, Los Angeles, CA 90015, for a Development Agreement which will regulate the operation of a cannabis dispensary by the applicant, and will set forth certain rights and obligations of both parties relating thereto, including the right of the City to receive certain revenues. The Development Agreement requires that the facility be operated in accordance with all applicable laws of the State of California and all applicable ordinances of the City. The Development Agreement requires the applicant's compliance with the Development Agreement, including payment of the City's revenues, be reviewed on an annual basis. If the applicant is found by the City not to be in compliance with the Development Agreement, a variety of remedies are available to the City, up to and including revoking the applicant's right to operate the cannabis facility.

A copy of the ordinance is available for viewing in the City Clerk's Office or can be requested to be sent electronically, and written comments can be submitted to the address notated above prior to 5:00 p.m. on the stated meeting date.

**ENVIRONMENTAL REVIEW:** Categorically Exempt from the California Environmental Quality Act (CEQA) by operation of Section 15301 of the State CEQA Guidelines (Class 1 consists of the operation, repair, maintenance, permitting, leasing, licensing, or minor alteration of existing public or private structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of use beyond that existing at the time of the lead agency's determination).

**ADDITIONAL INFORMATION** on this project may be obtained by contacting the Department of Community Development, City of Port Hueneme, 250 North Ventura Road, California 93041, telephone (805) 986-6500. Be advised, if you challenge the actions taken on the project described in this Notice in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this Notice, or in written correspondence delivered to the Department of Community Development of the City of Port Hueneme at, or prior to, the public hearing.

In compliance with the Americans with Disabilities Act, if you need special assistance to participate at this meeting, please contact the office of the City Clerk, at (805) 986-6501, or the California TDD Relay Service. Notification at least 48 hours prior to the meeting will enable the City to make reasonable arrangements to allow participation.

Kristy Buxkemper, City Clerk / Date: April 9, 2021