



# City of Encinitas

Office of  
The Mayor

May 24, 2019

The Honorable Phillip Ting  
State Capital Building, Room 6026  
Sacramento, CA 95814

*Catherine S. Blakespear*  
Mayor

**RE: AB 1356 (Ting) Cannabis: Local Jurisdiction: Retail Commercial Cannabis Activity**  
**Notice of OPPOSITION**

Dear Assemblymember Ting:

*Jody Hubbard*  
Deputy Mayor

The City of Encinitas respectfully opposes AB 1356 (Ting). Under this bill, local jurisdictions where more than 50 percent of the voters approved of Proposition 64 would be required to issue a minimum number of licenses authorizing retail cannabis activity within that jurisdiction. Under the most recent amendment, the bill requires these cities to issue a minimum of one retail cannabis license for every six liquor licenses, or one retail cannabis license for every 15,000 residents.

*Kellie Shay Hinze*  
Council Member

Existing law states that local jurisdictions have the ability to adopt and enforce local ordinances to regulate cannabis businesses, under both the Medicinal and Adult-Use Cannabis Regulation and Safety Act and Proposition 64. AB 1356 effectively removes local governments' ability to regulate cannabis retail shops and undermines the foundation of local control which negates the primary purpose of California's dual State and local licensing structure.

*Tony Kranz*  
Council Member

The mandated land use standard requiring a 1-to-6 ratio of cannabis related shops to liquor licenses or one shop to 15,000 residents are arbitrary given that there is no correlation between establishments operating under a liquor license to the number of residents that voted for Proposition 64.

*Joe Mosca*  
Council Member

In seeking to eliminate local government authority to ban or regulate retail commercial cannabis businesses, AB 1356 would ultimately strip cities and counties of the ability to decide what is appropriate for their communities - a premise that directly contravenes the framework understood by the voters when approving Proposition 64.

For these reasons, the City of Encinitas opposes AB 1356.

Sincerely,

Catherine S. Blakespear  
Mayor

*Karen P. Brust*  
City Manager

CC: Senator Patricia Bates  
Assembly Member Tasha Boerner Horvath  
JGC Governmental Relations  
Catherine Hill, League of California Cities  
Encinitas Mayor and Council Members  
Encinitas City Manager, Karen P. Brust