

ORDINANCE NO. 892

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CATHEDRAL CITY CALIFORNIA AMENDING CHAPTERS 3.48, 5.88, 9.108, AND 13.240 AND SECTION 9.30.030 OF THE CATHEDRAL CITY MUNICIPAL CODE TO SUBSTANTIALLY UPDATE THE CANNABIS TAX, CANNABIS LICENSING AND ZONING REGULATIONS, AND ENFORCEMENT PROVISIONS, INCLUDING THE ADDITION OF AN ODOR CONTROL PLAN AS A CONDITION OF APPROVAL FOR A CANNABIS CONDITIONAL USE PERMIT AND APPLYING THIS REQUIREMENT RETROACTIVELY TO EXISTING CANNABIS BUSINESSES THROUGH THE ANNUAL RENEWAL OF A CANNABIS LICENSE, THE DELETION OF CANNABIS CULTIVATION AS A CONDITIONAL USE WITHIN THE PLANNED COMMUNITY COMMERCIAL ZONING DISTRICT, THE ADDITION OF A 300 FOOT SETBACK FROM ANY CULTIVATION, MANUFACTURING AND DISTRIBUTION SITE TO A PROPERTY ZONED RESORT RESIDENTIAL, AND THE MODIFICATION OF THE PUBLIC NUISANCE REGULATIONS TO ESTABLISH A PROCESS FOR THE ENFORCEMENT OF CANNABIS ODORS TOGETHER WITH MODIFICATIONS TO THE CANNABIS TAX AND CANNABIS LICENSING REGULATIONS TO PROMOTE THE EFFICIENT ADMINISTRATION OF THE CODE, TO REQUIRE LOCAL CANNABIS TAXES BE MADE CURRENT PRIOR TO THE RENEWAL OF A LOCAL LICENSE, TO ADD AN OPERATIONAL REQUIREMENT PRIOR TO THE RENEWAL OF A DISPENSARY LICENSE, AND TO ALLOW TAX PAYMENT AGREEMENTS; AMENDING SECTION 13.58.020 TO ESTABLISH A DEFAULT FINE FOR ADMINISTRATIVE FINES AND TO AUTHORIZE THE CITY COUNCIL TO ESTABLISH DIFFERENT FINES BY RESOLUTION; AND AMENDING SECTIONS 5.82 AND 5.94 AND REPEALING AND RESERVING SECTIONS 1.04.080, 3.24.190, 3.28.990, 5.03.075, 5.08.110, 5.12.350, 5.18.240, 5.19.160, 5.20.200, 5.24.100, 5.30.160, 5.32.360, 5.33.480, 5.34.070, 5.35.130, 5.36.050, 5.38.140, 5.40.100, 5.44.090, 5.48.220, 5.52.220, 5.56.190, 5.60.380, 5.68.110, 5.70.210, 5.72.080, 5.74.060, 5.82.040, 5.94.030, 8.24.090(D), 8.26.190, 8.50.135, 8.57.090, 9.62.130(E), 9.89.160, 11.08.020(E)(5), 11.52.040(E), 11.74.140, 11.80.230, 11.97.190, 11.98.180, AND 14.28.160 TO CONSOLIDATE ADMINISTRATIVE FINES THROUGHOUT THE CATHEDRAL CITY MUNICIPAL CODE IN A SINGLE SECTION.

WHEREAS, the City of Cathedral City ("City") is a municipal corporation and charter city, duly organized under the constitution and laws of the State of California; and

WHEREAS, the City is authorized by California Constitution, Article XI, Section 7 to make and enforce within its limits all local, police, sanitary, and other ordinances and regulations not in conflict with general laws; and

WHEREAS, pursuant to California Constitution, Article XI, Section 5 and Cathedral City City Charter Section 100, the City, as a charter city, has plenary authority to make and enforce within its limits all ordinances and regulations in respect to municipal affairs; and

WHEREAS, pursuant to Business and Professions Code Section 26200(a)(1)–(2), State cannabis laws do not supersede or limit the authority of a city to adopt and enforce local ordinances regulating commercial cannabis-related activities and cannabis-related businesses; and

WHEREAS, the City permits and regulates certain cannabis businesses pursuant to Chapters 5.88 and 9.108 of the Cathedral City Municipal Code and adopted administrative regulations (“Cannabis Regulations”); and

WHEREAS, the City declares persistent cannabis odors offensive to individuals of normal sensitivity and which adversely impact or unreasonably interfere with the use and enjoyment of property a public nuisance and enforces nuisance cannabis odors and other violations of Chapters 5.88 and 9.108 of the Cathedral City Municipal Code through Section 13.80.240 of the Cathedral City Municipal Code; and

WHEREAS, in April 2024, the City began experiencing a higher number of cannabis odor complaints. Between January 1 and March 30, 2024, the City received a total of 38 cannabis odor reports. Between April 1 and December 31, 2024, the City received an additional 904 cannabis odor complaints, including 220 in November 2024 and 501 in December 2024. These complaints frequently cite the interference with the use and enjoyment of their property; and

WHEREAS, the above-mentioned complaints concerning cannabis odors were reported across the City with a large number of complaints occurring in the vicinity of Date Palm Drive and Ramon Road with the balance of complaints pertaining to businesses located off of Perez Road, Kieley Road, Bankside Drive, and Sunair Plaza; and

WHEREAS, Government Code Section 65858 allows cities to protect the public health, safety and welfare by adopting interim emergency moratoria in order to allow time to study whether certain land uses should be allowed, prohibited, or regulated under the City’s municipal code; and

WHEREAS, on January 22, 2025, the City Council adopted Ordinance No. 884, which enacted a forty-five (45) day interim moratorium on the approval or issuance of new licenses, permits, approvals, or other entitlements for grading, building, improvements, and/or use to a cannabis business as more particularly described therein (“Ordinance No. 884”); and

WHEREAS, on February 26, 2025, the City Council extended the moratorium enacted by Ordinance No. 886 for an additional period of ten (10) months and fifteen (15) days pursuant to Government Code Section 65858; and

WHEREAS, since the adoption of Ordinance No. 886, the City has evaluated amendments to the Cannabis Regulations, including those related to zoning, locational requirements, standards, and enforcement provisions, fines and penalties; and

WHEREAS, pursuant to Chapter 2.32 of the Cathedral City Municipal Code, the Cannabis Task Force, as an advisory body to the City Council on cannabis issues, reviewed and discussed a draft ordinance amending the Cannabis Regulations on August 18, 2025; and

WHEREAS, the Planning Commission conducted a noticed public hearing on those amendments to Chapter 9.108 of the Cathedral City Municipal Code on August 20, 2025; and

WHEREAS, the City has complied with the notice and public hearing requirements of Government Code Sections 65858(a) and 65090; and

WHEREAS, the report required by Government Code Section 65858(d) has been prepared and made available to the public at the City Clerk's Office. In addition, the agenda report accompanying this ordinance provides the information required under Government Code section 65858(d).

THEREFORE, THE CITY COUNCIL OF THE CITY OF CATHEDRAL CITY DOES ORDAIN AS FOLLOWS:

SECTION 1. AMENDMENTS TO SECTION 5.88.025 OF THE CITY OF CATHEDRAL CITY MUNICIPAL CODE

Section 5.88.025 of the Cathedral City Municipal Code is amended to update the list of definitions applicable to the City's cannabis regulations. Specifically, this section is amended to: 1) add new definitions describing odor control equipment and odor control plans; 2) add other new cannabis-related definitions; and 3) modify existing definitions, necessary for clarity and the efficient administration of the Cannabis Regulations. All added and revised definitions shall be inserted into Section 5.88.025 in proper alphabetical order. The added and stricken definitions are as follows:

"Commercial cannabis activity" means any activity, recreational or medicinal, including the cultivation, possession, manufacturing, distribution, processing, storing, laboratory testing, packaging, labeling, transportation, delivery, or sale of cannabis and/or cannabis products as provided in this chapter.

"Cultivation" means any activity involving the planting, growing, harvesting, drying, curing, grading, or trimming of cannabis.

"Delivery" means the commercial transfer of cannabis or cannabis products to a customer.

~~"Distribution site" means a facility where cannabis and cannabis products are stored or inspected by a distributor for the purposes of distribution.~~

"Distribution" means the procurement, wholesale, and transport of cannabis and cannabis products between licensees, and may include the storage of packaged goods, coordination of compliance testing, packaging, re-packaging, labeling, re-labeling, and preparation of pre-rolls using previously-processed plant material.

~~"Manufacturing site" means a premises where a manufacturer engages in the manufacture of cannabis products.~~

"Manufacturing" means a cannabis operation that engages in extraction and/or infusion processes, including processing, preparing, holding, storing, packaging, or labeling of cannabis products. Manufacturing also includes any processing, preparing, holding, or storing of components and ingredients. Manufacturing operations may involve the use of chemical solvents, heating, mixing, or other processes.

"Odor control equipment" means any equipment utilized to counteract the distinguishable odor of the cannabis plant.

"Odor control plan" means a written plan prepared by a licensed professional engineer or certified industrial hygienist that describes the odor emitting activities or processes specific to a cannabis business together with a description of the methods used for odor control to ensure that odors are not detected off-site.

"Owner" means any of the following:

1. A person with an aggregate ownership interest of twenty percent or more in the person applying for a license or a licensee, unless the interest is solely a security, lien, or encumbrance.
2. The chief executive officer of a nonprofit or other entity.
3. A member of the board of directors of a nonprofit.
4. An individual who will be participating in the direction, control, or management of a **cannabis facility on behalf of the owner of the license** ~~the person applying for a license.~~

"Testing laboratory" means a facility, laboratory, entity, or site that (i) offers or performs tests of cannabis or cannabis products, (ii) offers no service other than such tests, (iii) sells no products, excepting only testing supplies and materials, (iv) is accredited by any necessary accrediting body that is independent from all other persons involved in the cannabis industry in the state, and (v) is registered with any necessary state agency required by law.

SECTION 2. AMENDMENTS TO SECTION 5.88.040(C)(2) OF THE CITY OF CATHEDRAL CITY MUNICIPAL CODE

Section 5.88.040(C)(2) of the Cathedral City Municipal Code is amended to strike an unnecessary reference to the community development director, as follows:

2. Authorization for the local licensing authority ~~and community development director~~ to seek verification of the information contained within the application and authorization for the chief of police to conduct background checks of the owner(s).

SECTION 3. AMENDMENTS TO SECTION 5.88.050(A) OF THE CITY OF CATHEDRAL CITY MUNICIPAL CODE

Section 5.88.050(A) of the Cathedral City Municipal Code is amended to authorize the chief of police or designee to conduct a background check as part of a transfer or change to the ownership of a license, as follows:

- A. Change of Ownership. Subsequent to the issuance of a local license, the licensee shall report any transfer of ownership in the cannabis business to the local licensing authority on forms prescribed by the local licensing authority and pay the processing fee established by resolution of the city council. A change of ownership that solely involves a previously approved owner no longer being an owner of the cannabis business shall be reported to the local licensing authority within thirty days of the change. A change in ownership that involves adding a new owner to the previously approved ownership must be approved by the local licensing authority in advance. All proposed new owners must submit to a background check conducted by the chief of police **or designee**. The local licensing authority shall approve the change in ownership unless there is good cause to deny the change.

SECTION 4. AMENDMENTS TO SECTION 5.88.055 OF THE CITY OF CATHEDRAL CITY MUNICIPAL CODE

Section 5.88.055 of the Cathedral City Municipal Code is amended to insert new subsections and to reorder the remaining sections to address the payment of local cannabis taxes and to incorporate an operational requirement for the renewal of a dispensary license and to require an odor control plan with the renewal of a local license beginning January 1, 2026, as follows:

- A. A cannabis business that desires to renew its license shall apply for the renewal no less than thirty days prior to the local license's expiration date. If the cannabis business files a renewal application within thirty days prior to expiration, the cannabis business must provide a written explanation detailing the circumstances surrounding the late filing. The local licensing authority may accept or reject such late filing in its discretion. The local licensing authority may elect to administratively continue a local license past its expiration date, provided that the licensee has submitted a renewal application that is pending final action.
- B. An application for renewal shall be submitted on forms provided by the local licensing authority, accompanied by the processing fee established by resolution of the city council. The following information shall be submitted as a part of the renewal application:
 - 1. A current list of the employees, independent contractors, and volunteers working at the licensed premises.
 - 2. Proof that no changes to the ownership of the licensee have occurred since last approved by the local licensing authority.

3. Proof that the licensee is still entitled to the possession and use of the licensed premises.
 4. For dispensaries, proof that commercial cannabis activity is occurring on the premises in accordance with the following:
 - a. For a first renewal application, proof that commercial cannabis activity permitted by the license has been occurring on the premises for the previous month. A tax return submitted pursuant to Section 3.48.080 of this code showing that taxable commercial cannabis activity occurred on the premises shall be sufficient proof.
 - b. For a second and subsequent renewal application, proof that commercial cannabis activity permitted by the license has been occurring on the premises for the previous twelve consecutive months. Tax returns submitted pursuant to Section
 - c. 3.48.080 of this code showing that taxable commercial cannabis activity occurred on the premises shall be sufficient proof.
 - d. The local licensing authority may renew a license not meeting the requirements of subparagraphs a or b above if the renewal application demonstrates unique or extraordinary circumstances that have impacted the ability of the cannabis business to conduct commercial cannabis activity on the premises, including, but not limited to, fire, flood or other act of God resulting in substantial damage to the premises, or a delay in the issuance of necessary licenses, permits or other approvals necessary to conduct the commercial cannabis activity at no fault of the applicant.
 5. For licensees that have ten or more full-time equivalent non-supervisory employees, proof that the licensee has entered into and abided by the terms of a labor peace agreement.
 6. Proof that the cannabis business is not delinquent on the submission of any tax returns or the payment of any taxes due under Chapter 3.48 of this code.
 7. Any other information that the local licensing authority deems necessary to determine whether to renew the local license.
- C. All owners of the cannabis business must be fingerprinted each year at renewal if required in the discretion of the local licensing authority.
- D. The local licensing authority shall renew a local license if the licensee has submitted a complete application and paid the application processing fee, unless the local licensing authority finds that good cause exists to deny the license renewal.
- E. **Local cannabis taxes must be current prior to renewing licensees' local cannabis license. Should a licensee hold multiple licenses within Cathedral City, their taxes for all licenses must be current to renew any one of their licenses.**

- F. **Licensees must be able to prove they have been operational for at least one month prior to the first renewal for any dispensary license by providing a paid tax return and prove they have been operational for 12 months prior to a second and all subsequent renewals for any dispensary license.**
- G. Unless administratively continued pursuant to subsection A, a local license is immediately invalid upon expiration and the cannabis business shall cease operations. If a local license expires, the local licensing authority may approve a renewal of the expired license at any time up to three months from the expiration date of the license. After the license has been expired for three months, the license may not be renewed by the local licensing authority, and the holder of the expired license must apply for and obtain a new cannabis license to resume operations.
- H. **Licenses initially issued on or before January 22, 2025, shall obtain approval of an odor control plan conforming with the requirements of this Chapter and Chapter 9.108 of the Cathedral City Municipal Code as a requirement of local license renewal beginning on January 1, 2026. Any additionally required odor control equipment to meet the requirements of this Chapter shall be installed and operational within 6 months of the local license renewal application date and no later than December 31, 2026. Thereafter, the renewal of any local license shall annually certify the performance of its odor control plan to the requirements of this Chapter and Chapter 9.108 of the Cathedral City Municipal Code.**

SECTION 5. AMENDMENTS TO SECTION 5.88.065 OF THE CITY OF CATHEDRAL CITY MUNICIPAL CODE

Section 5.88.065 of the Cathedral City Municipal Code is amended to strike reference to a cannabis industry worker identification card in subsection (E), to substitute local license authority for the community development director in subsection (O), and to add subsections (W) and (X) to require the submittal and approval of an odor control plan for all cannabis businesses and the installation and maintenance of any odor control systems required as part of an approved odor control plan and to require meteorological (MET) sensors, as follows:

- E. Worker Register. Cannabis businesses must maintain a complete register of all persons that work at the licensed premises or have access to cannabis or cannabis products, whether as an employee, independent contractor, or volunteer. This register must include:
 1. The individual's complete name, address, and last known telephone number;
 2. The individual's hire date and, if applicable date of termination;
 3. ~~A copy of the individual's city-issued cannabis industry worker identification card.~~

The register and required records must be made available for inspection by any city officer or official for purposes of determining compliance with the requirements of this

chapter during standard business hours of the licensed facility or at any other reasonable time.

- O. **Community Relations Designee.** A cannabis business must provide the **local license authority** ~~community development director~~ with the name, phone number, facsimile number, and email address of an on-site community relations representative or staff member or other representative to whom the city can provide notice if there are operating problems associated with the cannabis business or refer members of the public who may have complaints or concerns regarding the cannabis business. The cannabis business shall also provide this contact information to all neighboring businesses located within one hundred feet of the cannabis business, as measured in a straight line without regard to intervening structures, between the front doors of each establishment.
- W. **Odor Control Plan.** A cannabis business shall obtain approval of an odor control plan pursuant to the requirements of Section 5.88.125. All required odor control equipment shall be installed and operational prior to the commencement of operations and shall be maintained in good working order. The licensee shall certify the performance of an odor control plan to the requirements of this Chapter annually with the renewal of a cannabis license.
- X. **Meteorological Sensors.** All cultivation and manufacturing cannabis businesses shall install and maintain an onsite meteorological (MET) system capable of recording wind direction and wind speed and with cloud based data logging made accessible to the City. The MET sensors shall be calibrated annually. All data collected by the MET system shall be maintained and accessible for two years.

SECTION 6. AMENDMENTS TO SECTION 5.88.070(J)(4) OF THE CITY OF CATHEDRAL CITY MUNICIPAL CODE

Section 5.88.070(J)(4) of the Cathedral City Municipal Code is amended to modify the odor control requirements for on-premises consumption on the licensed premises of a dispensary to be internally consistent with other sections of the Cathedral City Municipal Code, as follows:

- 4. **The cannabis business shall specifically address odors caused by the consumption of cannabis in the odor control plan required in Section 5.88.125.** ~~The cannabis business must install and maintain in good working order an odor control system in accordance with Section 9.108.080(A)(1). Odors caused by the consumption of cannabis at the dispensary must not be detectable from any public place. The cannabis business shall submit and abide by a certified odor control plan approved by the local licensing authority as a part of the license application and approval process. The plan shall include the use of a Vapor Phase System utilizing an odor neutralizer, such as Cannabolish or a similarly effective technology.~~

SECTION 7. AMENDMENTS TO SECTION 5.88.075(A) OF THE CITY OF CATHEDRAL CITY MUNICIPAL CODE

Section 5.88.075(A) of the Cathedral City Municipal Code is amended to include an additional operational requirement for the manufacturing of edible cannabis products, as follows:

5. All cannabis manufacturing facilities shall ensure that cannabis is obtained from permitted and licensed cultivation sources and shall implement best practices to ensure that all manufactured cannabis is properly stored, labeled, transported, and inspected prior to distribution at a legally permitted and licensed retailer.

SECTION 8. AMENDMENT TO CHAPTER 5.88 OF THE CATHEDRAL CITY MUNICIPAL CODE TO ADD A NEW SECTION 5.88.125

Chapter 5.88 of the Cathedral City Municipal Code is amended to add a new Section 5.88.125 to create an odor control plan review process.

§ 5.88.125. Odor Control Plan

- A. Purpose and content. Odor control plans are intended to be prepared and designed as performance-based systems for each cannabis business such that cannabis odors are not detected off-site. The odor control plan must specifically identify any administrative controls, engineering controls, process parameters, maintenance requirements, and training necessary to control cannabis odor together with detailed information and specifications on odor control equipment incorporated within the plan.
- B. Application. A cannabis business shall submit and obtain approval of an odor control plan in a form acceptable to the community development director.
- C. Fee. A fee as determined by resolution of the city council to defray the costs and expenses of the city in processing the application shall be paid prior to accepting the application for filing, no part of which fee shall be refundable to applicant.
- D. Decision process. Upon receipt of a completed application as determined by the community development director, an odor control plan shall be reviewed for its ability to effectively mitigate odors from odor generating sources or adequately explain why odor control is not warranted. The community development director may request revisions or modifications to an odor control plan prior to rendering a decision to approve an odor control plan or otherwise place conditions of approval on an application.
- E. Appeals. Decisions of the community development director may be appealed by the applicant to the planning commission by filing a written request along with the established city fee within ten business days of the date of the staff determination. The planning commission shall consider the appeal as a public hearing item. The determination of the planning commission shall be effective ten calendar days after the date of decision unless appealed to the city council, by written appeal filed with the city clerk, whose decision shall be final.

- F. Annual certification. A cannabis business shall certify in a form acceptable to the community development director the performance of its odor control plan to the requirements of this Chapter at the time of its annual license renewal. This annual certification shall further confirm the maintenance of any required odor control equipment.
- G. Amendments. Amendments to an odor control plan shall demonstrate continued system effectiveness and compliance with this Chapter and Chapter 9.108. Amendments to an odor control plan may be required as a result of corrective action taken by a cannabis business in response to enforcement action as set forth in Chapter 13.80. Amendments to an odor control plan may also be required to reflect operational or facility changes, including:
 - a. Modifications to odor control equipment, including the addition or deletion of equipment and changes to the type of odor control equipment; and
 - b. Facility expansions, process changes, tenant improvements, or other activities that alter the generation of cannabis odors.
- H. Installation of odor control equipment. For cannabis businesses established after January 22, 2025, all required odor control equipment shall be installed and operational prior to the commencement of operations. Cannabis businesses established on or before January 22, 2025 shall follow the requirements of Section 5.88.085(H) for the installation of any additionally required odor control equipment.
- I. Maintenance. All required odor control equipment shall maintained in good working order.
- J. Enforcement. Should an odor control plan fail to adequately mitigate cannabis odors to the standards of this section, the cannabis business may be subject to enforcement action for public nuisance cannabis odors as set forth in Chapter 13.80. Failure to comply with, obtain approval of, or maintain an odor control plan as required by this Chapter may be subject to enforcement action.
- K. Prohibition. Vapor phase and misting systems shall not be permitted odor control equipment.

SECTION 9. AMENDMENTS TO SECTION 9.30.030 OF THE CITY OF CATHEDRAL CITY MUNICIPAL CODE

Section 9.30.030 of the City of Cathedral City Municipal Code is amended to strike cannabis cultivation sites as a conditional use within the Planned Community Commercial (PCC) zoning district, as follows:

§ 9.30.030. Conditional uses.

The following uses may be permitted subject to the issuance of a conditional use permit pursuant to Chapter 9.72:

Any use involving outdoor activity or storage except those permitted uses listed in Section 9.30.020, parking appurtenant to other permissible uses;

Auctions;

Automobile repair shops;

Automobile service stations;

Carwashes, limited to self-serve and full-serve only;

Commercial recreation facilities;

~~Cannabis cultivation sites;~~

Cannabis dispensaries;

Cannabis distribution sites;

Cannabis testing laboratories;

Fast-food restaurants and drive-thrus;

Game arcades;

Private clubs and lodges;

Public service facilities and public utility structures;

Retail store—used;

Tattooing establishments (as defined by Chapter 5.34 of this code);

Vehicle rental establishments and used vehicle sales (except used vehicles sold in conjunction with the operation of a manufacturer licensed new vehicle sales dealership) subject to the provisions of Section 9.96.170 pertaining to special provisions applying to miscellaneous uses;

Vocational or trade schools;

Such other similar uses as are approved by the planning commission.

SECTION 10. AMENDMENTS TO SECTION 9.108.070 OF THE CITY OF CATHEDRAL CITY MUNICIPAL CODE

Section 9.108.070 of the City of Cathedral City Municipal Code is amended to modify an existing locational requirement for dispensaries, to add an additional locational requirement for cultivation, manufacturing and distribution sites, and to define how the setback is measured from the Resort Residential zone, as follows:

§ 9.108.070 Locational requirements.

A conditional use permit for a cannabis business shall not be approved unless the proposed cannabis business will be located in a zoning district in which cannabis businesses of the type proposed are conditionally permitted. In addition, a conditional use permit shall not be approved for a cannabis business unless all of the following locational requirements applicable to the type of cannabis business proposed are satisfied:

- A. Dispensaries. No dispensary shall be located:
 - a. Within six hundred feet of a school, day-care center, or youth center; or
 - b. Within two hundred fifty feet of a residential zone.
 - c. Within two hundred fifty feet of the RR (Resort Residential) zone, ~~if the dispensary includes an area for the outdoor consumption of cannabis and cannabis products pursuant to Section 5.88.070(J).~~
- B. Cultivation, Manufacturing and Distribution Sites. No cultivation, manufacturing, or distribution site shall be located:
 - a. Within six hundred feet of a school, day-care center, or youth center; or
 - b. Within three hundred feet of a residential zone; or
 - c. **Within three hundred feet of the RR (Resort Residential) zone.**
- C. All distances specified in this section shall be measured in a straight line, without regard to intervening structures or topography, from the nearest point of the building or structure in which the cannabis business is, or will be located, to the following locations, or until the city limit is reached. If the cannabis business is, or will be located, in a multi-unit building, the distances shall be measured from the nearest point of the suite in which the cannabis business is or will be located.
 - a. Setbacks from schools, day-care centers and youth centers, shall be measured to the nearest property line of the parcel where such use is located.
 - b. Setbacks from residential zones shall be measured to:
 - i. The nearest point of any legally permitted structure located in a residential zone; or
 - ii. If there is land within a residential zone with no legally permitted structure, the measurement shall be to the nearest property line unless the nearest property line is within the public right-of-way, in which case the measurement shall be to the edge of the right-of-way furthest from the proposed cannabis business.
 - c. **Setbacks from the Resort Residential zone shall be measured to the nearest property line of the parcel.**

SECTION 11. AMENDMENTS TO SECTION 9.108.080 OF THE CITY OF CATHEDRAL CITY MUNICIPAL CODE

Section 9.108.080 of the City of Cathedral City Municipal Code is amended to modify the condition of approvals for all cannabis businesses to require an odor control plan and to eliminate redundant language, as follows:

§ 9.108.080. Conditions of approval.

A. All Cannabis Businesses. Every cannabis business conditional use permit shall include the following conditions of approval.

1. **The cannabis business shall submit and obtain approval of an odor control plan meeting the requirements of Chapter 5.88 of the Cathedral City Municipal Code.** When required by the odor control plan, the cannabis businesses must install and maintain ~~an the following odor control equipment or any other equipment which local licensing authority determines has the same or better effectiveness:~~

~~a. An exhaust air filtration system with odor control that prevents internal odors from being emitted externally; or~~

~~b. An air system that creates negative air pressure between the cannabis businesses' interior and exterior so that the odors generated inside the cannabis business are not detectable outside the cannabis business.~~

Should compliance with the odor control plan fail to properly control odor, the local licensing authority may impose additional or modified plan restrictions.

SECTION 12. AMENDMENTS TO SECTION 13.58.020 OF THE CITY OF CATHEDRAL CITY MUNICIPAL CODE

Section 13.58.020 of the City of Cathedral City Municipal Code is amended to establish a default fine for administrative fines and to authorize the City Council to establish different fines by resolution. This revision consolidates various other sections of the Cathedral City Municipal Code that independently set administrative fine amounts while also referencing Chapter 13.58. The changes also set the default fine levels to equal those specified in Cal. Gov. Code §36900.

§ 13.58.020. Administrative fines.

A. ~~Any party to whom an administrative citation is issued, shall be responsible for payment of an administrative fine, the amount of which shall be set forth in the applicable chapter of the municipal code.~~ **Any person issued an administrative citation, under this chapter, for each separate violation shall be subject to: (1) an administrative fine in an amount not to exceed one hundred dollars for the first citation, or such amount as the city council may establish by resolution; (2) an administrative fine in an amount not to exceed two hundred dollars for a second**

citation issued for the same offense within a twelve-month period from the date of the first offense, or such amount as the city council may establish by resolution; and (3) an administrative fine in an amount not to exceed five hundred dollars for a third and any subsequent citation issued for the same offense within a twelve-month period from the date of the first offense, or such amount as the city council may establish by resolution.

- B. If payment of an administrative fine is not paid by the applicable deadline as set forth in Section 13.58.150, the following late fees shall apply and shall be added to the total amount owed by the violator:
 - 1. Zero to thirty days after deadline: no late fee.
 - 2. Thirty-one to sixty days after deadline: late fee equal to fifty percent of the initial underlying administrative fine.
 - 3. Over sixty days after deadline: late fee equal to one hundred percent of the initial underlying administrative fine.
- C. Processing fees actually incurred by the city shall be added to the total amount due and payable on every administrative fine, in addition to the base amount of the fine.

SECTION 13. AMENDMENTS TO SECTIONS 1.04.080, 3.24.190, 3.28.990, 5.03.075, 5.08.110, 5.12.350, 5.18.240, 5.19.160, 5.20.200, 5.24.100, 5.30.160, 5.32.360, 5.33.480, 5.34.070, 5.35.130, 5.36.050, 5.38.140, 5.40.100, 5.44.090, 5.48.220, 5.52.220, 5.56.190, 5.60.380, 5.68.110, 5.70.210, 5.72.080, 5.74.060, 5.82.040, 5.94.030, 8.24.090(D), 8.26.190, 8.50.135, 8.57.090, 9.62.130(E), 9.89.160, 11.08.020(E)(5), 11.52.040(E), 11.74.140, 11.80.230, 11.97.190, 11.98.180, AND 14.28.160 OF THE CITY OF CATHEDRAL CITY MUNICIPAL CODE

Sections 1.04.080, 3.24.190, 3.28.990, 5.03.075, 5.08.110, 5.12.350, 5.18.240, 5.19.160, 5.20.200, 5.24.100, 5.30.160, 5.32.360, 5.33.480, 5.34.070, 5.35.130, 5.36.050, 5.38.140, 5.40.100, 5.44.090, 5.48.220, 5.52.220, 5.56.190, 5.60.380, 5.68.110, 5.70.210, 5.72.080, 5.74.060, 8.24.090, 8.26.190, 8.50.135, 8.57.090, 9.62.130(E), 9.89.160, 11.08.020(E)(5), 11.52.040(E), 11.74.140, 11.80.230, 11.97.190, 11.98.180, and 14.28.160 of the Cathedral City Municipal Code are repealed and reserved for future use. Each of these sections stipulates administrative fines for administrative citations that are proposed to be consolidated in Section 13.58.020.

SECTION 14. AMENDMENTS TO SECTION 5.82.040 OF THE CITY OF CATHEDRAL CITY MUNICIPAL CODE

Section 5.82.040 of the Cathedral City Municipal Code is amended to model the standard language used throughout the Code authorizing the issuance of an administrative citation pursuant to Chapter 13.58.

The city may issue an administrative citation, pursuant to Chapter 13.58, to any person responsible for committing, causing or maintaining a violation of ~~Any person issued an~~

~~administrative citation for violating Sections 5.82.010, 5.82.020 and/or 5.82.030 of this chapter. shall for each violation be subject to: (1) an administrative fine in an amount not to exceed one hundred dollars for the first citation; (2) an amount not to exceed two hundred fifty dollars for a second citation issued for the same offense within a twelve-month period of the date of the first offense; and (3) a fine in an amount not to exceed five hundred dollars for a third and any subsequent citations issued for the same offense within a twelve-month period of the date of the first offense.~~

SECTION 15. AMENDMENTS TO SECTION 5.94.030 OF THE CITY OF CATHEDRAL CITY MUNICIPAL CODE

Section 5.94.030 of the Cathedral City Municipal Code is amended is amended to model the standard language used throughout the Code authorizing the issuance of an administrative citation pursuant to Chapter 13.58

In addition to any other remedy provided for by this code, any violation of the provisions of this chapter by any beverage provider is subject to administrative citation pursuant to Chapter 13.58 of this code. ~~The administrative fine for each violation shall be one thousand dollars or as is otherwise set by resolution of the city council.~~

SECTION 16. AMENDMENTS TO SECTION 13.80.240(J) OF THE CITY OF CATHEDRAL CITY MUNICIPAL CODE

Section 13.80.240(J) of the Cathedral City Municipal Code is amended to modify the definition of cannabis odors that constitute a public nuisance and to incorporate cannabis odor control plans into the response to a nuisance odor. For those cannabis businesses with an approved and compliant odor control plan, the response is a written warning and a requirement to make modifications to an odor control plan within 10 days. The modifications detail potential corrective actions, including the potential for a cannabis odor assessment at the property line. Upon reinspection, if cannabis odors persist, the City may issue an administrative citation and the business may be fined for each and every day a violation persists. The modifications also address businesses that are required to have an odor control plan and have not done so or have otherwise not complied with or maintained an odor control plan. The amendments also reference Chapter 5.88 of the Cathedral City Municipal Code and what constitutes good cause for denying a local license renewal or the suspension or revocation of a local license.

- J. To cause or permit persistent cannabis odors that are offensive to individuals of normal sensitivity and which adversely impact or unreasonably interfere with the use and enjoyment of property, to:
1. Emanate across any property line.
 2. Emanate across a common wall or otherwise be detectable within an adjacent or nearby unit in a multi-tenant building or in a multi-family residential building that is occupied by another.

~~For the purposes of this subsection J, cannabis odors shall be presumed to be persistent, offensive to individuals of normal sensitivity, and adversely impacting or~~

~~unreasonably interfering with the use and enjoyment of property, if the city receives three or more verified complaints from individuals representing separate residences or places of business within the city of a persistent cannabis odor emanating from the subject property within a one-month time span. Nothing in this subsection shall be deemed to require three complaints before the city may initiate enforcement action. The city may determine that a public nuisance exists under this subsection J if less than three complaints are received or even if no complaints are received but city officials or employees notice odor conditions that violate this subsection J.~~

The City may initiate enforcement action either as a result of its direct observation of cannabis odors or in response to the receipt of three or more verified cannabis odor complaints within a one-month time span. Cannabis odor complaints may be verified by meteorological data, direct observation, or any other means that both: 1) establish the presence of nuisance cannabis odors in violation of this subsection; and 2) attribute the cannabis odors to a cannabis business or cannabis businesses. The city council shall establish fines, penalties, and other charges for violation of this subsection by resolution, which may be amended from time to time.

Notwithstanding any other provision of this Chapter, if a cannabis business with an approved odor control plan compliant with Sections 5.88 and 9.108 of the Cathedral City Municipal Code violates this subsection, the City may issue the business a written warning and the licensee shall take corrective action within ten days. The cannabis business shall submit a written statement at the end of the ten day period documenting the corrective actions taken. As part of the corrective action process, the cannabis business shall review and confirm the maintenance of its odor control equipment and shall review and confirm the measures contained within its approved odor control plan are being followed. As part of the corrective action process, the City may require a cannabis business to conduct a cannabis odor assessment using an odor assessment method acceptable to the City. The City may, at its discretion, grant a cannabis business additional time to implement additional corrective actions to mitigate nuisance cannabis odors, including the repair or replacement of cannabis odor control equipment or the installation of additional cannabis odor control equipment or other updates or modifications proposed through an amendment to a cannabis odor control plan. Upon reinspection, if a continued violation is observed, the City may issue the licensee an administrative citation for each day a violation continues.

If a cannabis business required to obtain approval of an odor control plan pursuant to Chapter 5.88 of the Cathedral City Municipal Code both violates this subsection J and fails to obtain approval of, comply with, or maintain an odor control plan, the City may issue an administrative citation. The cannabis business shall have 30 days to take corrective action to fully comply with all requirements of Chapters 5.88 and 9.108 of the Cathedral City Municipal Code. The cannabis business shall be issued an administrative citation for each subsequent month the licensee fails to obtain approval of, comply with, or

maintain an odor control plan. If a permittee receives three administrative citations under this paragraph within a 12-month period, those citations shall constitute good cause for denying a local license renewal or the suspension or revocation of a local license pursuant to Chapter 5.88 of the Cathedral City Municipal Code.

Prior to December 31, 2026, if a cannabis business violates this subsection and has not submitted or received approval of an odor control plan as required by Section 5.88.055(F), the cannabis business, regardless of its license renewal date, shall have 30 days to submit an odor control plan complying with all requirements of Chapters 5.88 and 9.108 of the Cathedral City Municipal Code. The City may issue an administrative citation if a cannabis business in violation of this subsection fails to timely submit or obtain approval of an odor control plan. If a cannabis business violates this subsection based on engaging in cannabis activity that it is not licensed for, the City may issue an administrative citation and the citation shall constitute good cause for denying a local license renewal or the suspension or revocation of a local license pursuant to Section 5.88 of the Cathedral City Municipal Code.

Any person who violates any provision of this subsection is guilty of a misdemeanor.

SECTION 17. AMENDMENTS TO SECTION 3.48.020 OF THE CITY OF CATHEDRAL CITY MUNICIPAL CODE

Section 3.48.020 of the Cathedral City Municipal Code is amended to update the list of definitions applicable to the City's cannabis tax. All revised definitions shall be inserted into Section 3.48.020 in proper alphabetical order. The revised definitions are as follows:

"Cannabis" means all parts of the plant *Cannabis sativa* Linnaeus, *Cannabis indica*, or *Cannabis ruderalis*; whether growing or not; the seeds thereof; the resin, whether crude or purified, extracted from any part of the plant; and every compound, manufacture, salt, derivative, mixture, or preparation of the plant, its seeds, or resin. "Cannabis" also means the separated resin, whether crude or purified, obtained from marijuana. "Cannabis" also means marijuana as defined by Section 11018 of the Health and Safety Code as enacted by Chapter 1407 of the Statutes of 1972. "Cannabis" does not include the mature stalks of the plant, fiber produced from the stalks, oil or cake made from the seeds of the plant, any other compound, manufacture, salt, derivative, mixture, or preparation of the mature stalks (except the resin extracted therefrom), fiber, oil, or cake, or the sterilized seed of the plant which is incapable of germination, **nor paraphernalia used to consume cannabis products**. For the purpose of this chapter, "cannabis" does not mean "industrial hemp" as defined by Section 81000 of the Food and Agricultural Code or Section 11018.5 of the Health and Safety Code.

"Cannabis business" means any person engaged in commercial cannabis activity, including cultivation, possession, manufacture, processing, storing, laboratory testing, labeling, transporting, distribution, or sale of cannabis or a product containing cannabis. **A cannabis**

business does not include any business whose activities are limited exclusively to the production or sale of cannabis accessories.

"Cannabis concentrate" means cannabis that has undergone a process to concentrate the cannabinoid active ingredient, thereby increasing the product's potency. Types of cannabis concentrate include, but are not limited to, hash, butane hash oil, CO2 oil, kief, dry sift, Rick Simpson oil, and rosin. **A cannabis concentrate is not considered food, as defined by Section 109935 of the Health and Safety Code, or a drug, as defined by Section 109925 of the Health and Safety Code.**

"Cannabis cultivation space" means the gross square footage of any building, facility or site, **including any limited access area**, where cannabis cultivation and related activities occur. Cannabis cultivation space includes, without limitation, areas used for growing, planting, seeding, germinating, lighting, warming, cooling, aerating, fertilizing, watering, irrigating, tipping, pinching, cropping, curing or drying cannabis, and areas used for storing products, supplies or equipment related to any such activities. Cannabis cultivation space does not include any part of a building, facility or site where cannabis cultivation and related activities occurs that is used for cannabis business activities that are separately taxed under this chapter.

"Dispensary" means a facility where cannabis, cannabis concentrate, cannabis extracts, and cannabis-infused products **are sold**, ~~or devices for the use of cannabis, cannabis concentrate, cannabis extracts, and cannabis-infused products are offered~~, either individually or in any combination, for retail sale, **and may also include the sale of devices for the use of cannabis, cannabis concentrate, cannabis extracts, and cannabis-infused products**, including an establishment that delivers cannabis and cannabis products as part of a retail sale.

"Gross receipts" except as otherwise specifically provided, means the total amount actually received or receivable from all sales; membership dues; reimbursements; the total amount or compensation actually received or receivable for the performance of any act or service, of whatever nature it may be, for which a charge is made or credit allowed, whether or not such act or service is done as a part of or in connection with the sale of cannabis and cannabis products; the monetary value of in-kind contributions; discounts, rents, royalties, fees, commissions, dividends, and gains realized from trading in stocks or bonds, however designated. Included in "gross receipts" shall be all receipts, cash, credits and property of any kind or nature, without any deduction therefrom on account of the cost of the property sold, the cost of materials used, labor or service costs, interest paid or payable, or losses or other expenses whatsoever, except that the following shall be excluded therefrom: (1) cash discounts allowed and taken on sales; (2) credit allowed on property accepted as part of the purchase price and which property may later be sold, at which time the sales price shall be included as gross receipts; (3) any tax required by law to be included in or added to the purchase price and collected from the consumer or purchaser; (4) such part of the sale price of any property returned by purchasers to the seller as refunded by the seller by way of cash or credit allowances or return of refundable deposits previously included in gross receipts; (5) receipts from investments where the holder of the investment receives only interest and/or dividends, royalties, annuities and gains from the sale or exchange of

stock or securities, provided such items are directly derived exclusively from the investment of capital and not from the sale of property other than financial instruments, or from the provision of services, to any person; (6) receipts derived from the occasional sale of used, obsolete or surplus trade fixtures, machinery or other equipment used by the cannabis business in the regular course of the cannabis business' business; (7) whenever there are included within the gross receipts amounts which reflect sales for which credit is extended and such amount proved uncollectible in a subsequent year, those amounts may be excluded from the gross receipts in the year they prove to be uncollectible; provided, however, if the whole or portion of such amounts excluded as uncollectible are subsequently collected, they shall be included in the amount of gross receipts for the period when they are recovered; (8) receipts of refundable deposits, except that such deposits when forfeited and taken into income of the business shall not be excluded when in excess of one dollar; (9) amounts collected for others where the business is acting as an agent or trustee and to the extent that such amounts are paid to those for whom collected; **(10) credit and debit card processing fees, provided such fees are separately stated and not retained by the cannabis business.** These agents or trustees must provide the finance department with the names and the addresses of the others and the amounts paid to them. This exclusion shall not apply to any fees, percentages, or other payments retained by the agent or trustees.

SECTION 18. AMENDMENTS TO SECTION 3.48.070 OF THE CITY OF CATHEDRAL CITY MUNICIPAL CODE

Section 3.48.070(C) of the Cathedral City Municipal Code is amended to increase the frequency of the requirement to review and report the total amount of revenue raised from the cannabis tax, as follows:

- C. **The city manager or the city manager's designee shall review the cannabis taxes imposed by this chapter on a quarterly basis and convene a meeting and/or publish a report/minutes detailing the total amount of revenue raised from the cannabis tax.** ~~The city manager or the city manager's designee shall annually review the cannabis taxes imposed by this chapter and publish a report detailing the total amount of revenue raised from the cannabis tax.~~

SECTION 19. AMENDMENTS TO SECTION 3.48.080 OF THE CITY OF CATHEDRAL CITY MUNICIPAL CODE

Section 3.48.080 of the Cathedral City Municipal Code is amended to make minor modifications to the returns and remittance requirements for the purpose of clarifying existing requirements and creating internal consistency, as follows:

The tax shall be due and payable as follows:

- A. All cannabis businesses subject to this chapter shall, on or before the last day of the month following the close of each calendar month, or such different reporting period as may be established by the city manager or the city manager's designee, file a tax return with the city manager or the city manager's designee on forms provided by the

city manager or the city manager's designee, of the amount of tax owed for the **reporting period** ~~preceding calendar month~~.

- B. The return shall be filed whether or not taxes are owed during the month.
- C. Each such return shall contain a declaration under penalty of perjury, executed by the cannabis business or authorized agent, that to the best of the signatory's knowledge, the statements in the return are true, correct and complete.
- D. At the time the return is filed, the full amount of the tax owed for the **reporting period** ~~preceding calendar month~~ shall be remitted to the city manager or the city manager's designee.
- E. Returns and accrued tax payments are due immediately upon cessation of business for any reason.
- F. Returns and taxes not received by the city manager or the city manager's designee on or before the due date as provided in this section are delinquent and subject to the penalties imposed under Section 3.48.090.
- G. Returns filed and taxes remitted by mail shall be deemed timely filed only if the envelope or similar container enclosing the returns and taxes is addressed to the city manager or the city manager's designee, has sufficient postage, and bears a United States postmark or a postage meter imprint prior to midnight on the last day for reporting and remitting without penalty. If the envelope or other container bears a postage meter imprint as well as a United States Post Office cancellation mark, the latter shall govern in determining whether the filing and remittance are timely. **If the city manager is provided with credible evidence that a return or payment was deposited in the United States mail on or before the required due date, the city manager may, at their discretion, consider the filing or remittance to have been made on time.**
- H. The city manager or the city manager's designee is not required to send a delinquency or other notice or bill to any person subject to the provisions of this chapter; and failure to send such notice or bill shall not affect the validity of any tax or penalty due under the provisions of this chapter.

SECTION 20. AMENDMENTS TO SECTION 3.48.090 OF THE CITY OF CATHEDRAL CITY MUNICIPAL CODE

Section 3.48.090 of the Cathedral City Municipal Code is amended to make minor modifications for the purpose of clarifying existing requirements, as follows:

- A. Any person who fails or refuses to pay any tax required to be paid pursuant to this chapter on or before the due date shall pay penalties and interest as follows:
 - 1. **A penalty equal to twenty-five percent of the amount of the tax in addition to the amount of the tax, plus interest calculated from the due date on the total unpaid balance, including tax and penalty.**

- ~~1. A penalty equal to twenty five percent of the amount of the tax in addition to the amount of the tax, plus interest on the unpaid tax calculated from the due date of the tax at a rate established by resolution of the city council. ; and~~
 - ~~2. An additional penalty equal to twenty five percent of the amount of the tax if the tax remains unpaid for a period exceeding one calendar month beyond the due date, plus interest on the unpaid tax and interest on the unpaid penalties calculated at the rate established by resolution of the city council.~~
- B. Whenever a check is submitted in payment of a tax and the check is subsequently returned unpaid by the bank upon which the check is drawn, and the check is not redeemed prior to the due date, the cannabis business will be liable for the tax amount due plus penalties and interest as provided for in this section plus **any additional banking fees or charges** ~~any amount allowed under state law.~~
- C. The tax due shall be that amount due and payable from January 1, 2014 or the first date on which the cannabis business first operated in the city, whichever date occurred last, together with applicable penalties and interest calculated in accordance with subsection A of this section.
- D. The city manager may waive the first **penalty** ~~and second penalties of twenty-five percent each imposed upon any person if:~~
1. The person provides evidence satisfactory to the city manager that failure to pay timely was due to circumstances beyond the control of the person and occurred notwithstanding the exercise of ordinary care and the absence of willful neglect, and the person paid the delinquent business tax and accrued interest owed the city prior to applying to the city manager for a waiver.
 2. The waiver provisions specified in this subsection shall not apply to interest accrued on the delinquent tax and a waiver shall be granted only once to the same person or entity during any twenty-four-month period.

SECTION 21. AMENDMENTS TO SECTION 3.48.100(D) OF THE CITY OF CATHEDRAL CITY MUNICIPAL CODE

Section 3.48.100(D) of the Cathedral City Municipal Code is amended to strike reference to a form, as follows:

- D. Whenever the amount of any tax, penalty, or interest has been overpaid, paid more than once, or has been erroneously or improperly collected or received by the city under this chapter, the overpayment may be refunded as provided in subsections (E) and (F), provided a claim in writing under penalty of perjury stating the specific grounds upon which the claim is founded is filed with the city manager or the city manager's designee within three years of the date of payment. ~~The claim shall be on forms available from the city manager or the city manager's designee.~~

SECTION 22. AMENDMENTS TO CHAPTER 3.48 OF THE CITY OF CATHEDRAL CITY MUNICIPAL CODE

Chapter 3.48 of the Cathedral City Municipal Code is amended to add a new Section 3.48.140 for the purpose of regulating tax payment arrangement agreements, as follows:

§ 3.48.140 Tax Payment Arrangements.

The City finds that authorizing tax payment arrangement agreements (“agreements”) with individuals or entities delinquent in cannabis-related tax payments serves the best interests of the City. These agreements offer a practical means of enhancing tax recovery efforts while also affording taxpayers a pathway to financial recovery and future compliance.

- A. The City Manager, or designee, may offer tax payment arrangements to individuals or businesses with outstanding cannabis-related tax obligations.
- B. The City Manager, or designee, shall have the sole authority to negotiate, execute and bind the City into a tax payment arrangement agreements, and any amendments thereto, for the full amount of the taxes owed.
- C. The tax payment arrangement agreement shall be prepared to the satisfaction of the City Manager, or designee. The City Attorney shall review and approve the agreement and any amendments as to form.
- D. Entering into a payment agreement does not prevent the City from pursuing any other methods it deems necessary to recover unpaid taxes.
- E. A single tax payment arrangement agreement may be authorized and maintained per ownership associated with a cannabis license. In the event of a change in ownership, any existing agreement may be deemed void at the sole discretion of the City Manager, or designee.

SECTION 23. CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA)

Adoption of this ordinance is exempt from the requirements of the CEQA and is not considered a project under Division 13 (commencing with Section 21000) of the California Public Resources Code.

SECTION 24. SEVERABILITY

If any chapter, sections, subsections, subdivisions, sentences, clauses, phrases, or portion of this ordinance, is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision will not affect the validity of the remaining portions of this ordinance. The City Council hereby declares that it would have adopted this ordinance, and each chapter, sections, subsections, subdivisions, sentences, clauses, phrases, or portion thereof, irrespective of the fact that any one or more sections, subsections, subdivisions, sentences, clauses, phrases, or portions thereof be declared invalid or unconstitutional.

SECTION 25. POSTING

The City Clerk shall, within fifteen (15) days after passage of this Ordinance, cause it to be posted in at least three (3) designated public places; shall certify to the adoption and posting of this Ordinance; and shall cause this Ordinance and its certification, together with proof of posting, to be entered in the Book of Ordinances of this City.

SECTION 26. MORATORIUM

Urgency Ordinance No. 886, imposing a temporary moratorium on the approval of licenses, permits, approvals, or other entitlements for use, including any modification thereof, for cannabis businesses, within the City of Cathedral City is hereby repealed as of the effective date of this Ordinance.

SECTION 27. CERTIFICATION

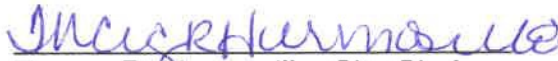
The foregoing Ordinance was approved and adopted at a meeting of the City Council held on the 22nd day of October, 2025, by the following vote:

- Ayes: Councilmembers Carnevale, Lamb and Gutierrez; Mayor Pro Tem Gregory and Mayor Ross
- Noes: None
- Abstain: None
- Absent: None



Nancy Ross, Mayor

ATTEST:



Tracey R. Hermosillo, City Clerk

APPROVED AS TO FORM:



Eric S. Vail, City Attorney