

**CITY OF CLEARLAKE**  
**ORDINANCE NO. 264-2022**  
**AN UNCODIFIED ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CLEARLAKE**  
**APPROVING A DEVELOPMENT AGREEMENT (DA 2022-01) WITH**  
**CLEARLAKE HARVEST COMPANY, LLC FOR PROPERTY LOCATED AT 2250 OGULIN CANYON ROAD, CLEARLAKE,**  
**CA, FURTHER DESCRIBED AS ASSESSOR'S PARCEL NUMBER 010-044-19-000**

**WHEREAS**, the State of California enacted California Government Code Sections 65864, etc. to authorize municipalities to enter into Development Agreements with those having an interest in real property to strengthen the public planning process, encourage private participation in comprehensive planning, and reduce the economic risk of development in connection with the development of real property within their jurisdiction; and

**WHEREAS**, Clearlake Harvest Company, LLC., (**APPLICANT**) who intends to operate commercial cannabis operation (*Cannabis Cultivation, Processing, Manufacturing, Distribution, Retail Delivery – Delivery Only and Nursery*) at subject property, located at 2250 Ogulin Canyon Road, further described as Assessor Parcel Number 010-044-19-000; City of Clearlake, County of Lake, State of California (“Site”) that is the subject of this agreement; and

**WHEREAS**, the APPLICANT presently intends to develop a Commercial Cannabis Operation (*Cannabis Cultivation, Processing, Manufacturing, Distribution, Retail Delivery – Delivery Only and Nursery*) on the site consistent with the California Cannabis Laws, the City’s Municipal Code, and Project Approvals (known as the “Project”); and

**WHEREAS**, the Planning Commission of the City of Clearlake approved Conditional Use Permit Applications CUP 2021-28 through CUP 2021-32 to allow a Commercial Cannabis Operation (*Cannabis Cultivation, Processing, Manufacturing, Distribution, Retail Delivery – Delivery Only and Nursery*) on May 24th, 2022 and;

**NOW THEREFORE**, the City Council of the City of Clearlake does hereby ordain as follows:

**SECTION 1.** After conducting duly noticed hearings before the City Council on July 7, 2022, and after independent review and consideration, the City Council approves the execution of the Development Agreement, hereby adopted as Exhibit A to this Ordinance.

**SECTION 2.** **Severability.** If any provision of this ordinance or the application thereof to any person or circumstance is held invalid, the remainder of the ordinance and the application of such provision to other persons or circumstances shall not be affected thereby.

**SECTION 3.** **Execution.** The Mayor shall sign, and the City Clerk shall attest to the passage of this Ordinance. The City Clerk shall cause the same to be published once in the official newspaper within fifteen (15) days after its adoption.

I hereby certify that the foregoing Ordinance was PASSED, APPROVED and ADOPTED this 21<sup>st</sup> day of July 2022.

**AYES:** Mayor Slooten, Vice Mayor Perdock, Councilmembers Overton, Claffey and Cremer  
**NOES:** None  
**ABSENT OR NOT VOTING:** None



**Dirk Slooten, Mayor**

**Attest:**   
**Melissa Swanson, City Clerk**

