



## **Frequently Asked Questions**

### **Commercial Cannabis Business (CCB) Permit**

#### **Preliminary Approvals**

<http://www.fresno.gov/cannabis>

**September 14, 2021**

**The Fresno Municipal Code (FMC) can be found here:**

[https://library.municode.com/ca/fresno/codes/code\\_of\\_ordinances?nodeId=MUCOCHFRCA](https://library.municode.com/ca/fresno/codes/code_of_ordinances?nodeId=MUCOCHFRCA)

1. Who can file an appeal?
  - a. The approved Applicant, the Mayor, or the Councilmember for that District.
2. When must an appeal be filed by?
  - a. September 23, 2021
3. If I did not get preliminary approval or if my application was rejected based on the scoring process can I appeal?
  - a. No, only an application approval can be appealed.
4. What happens if a preliminary approval is appealed?
  - a. A Council Hearing will be set where the Councilmembers will vote to approve or deny the application. Applicants may participate in the public hearing. (See FMC 9-3317(c))
5. Can an applicant granted preliminary approval communicate with an elected official or Planning Commissioner?
  - a. No, except in the public hearing process. Communications concerning cannabis applications with the elected officials and Planning Commissioners are prohibited until the permit and CUP process is complete. Preliminary approvals issued by the City are not yet final and the permitting process is still ongoing. As such, FMC 9-3316(g) still applies to communications between applicants and elected officials.
6. Can an applicant not selected for a preliminary approval communicate with an elected official or Planning Commissioner?

- a. If the application remains open, communications concerning cannabis applications with elected officials and Planning Commissioners are prohibited until the permit and CUP process is complete.
- 7. I did not receive preliminary approval. Can I find out why? Will the City send out final scores for Phase III?
  - a. The City will not respond to any requests seeking information only that do not seek production of an existing public record pursuant to California Government Code § 6253(b). You may send the Fresno City Attorney's Office a Public Records Act request pursuant to the California Government Code (<http://www.fresno.gov/pr>). In addition, please refer to the information and links provided on the City's website, City Manager's Office - Office of Cannabis Oversight page (<http://www.fresno.gov/cannabis>).
- 8. If an applicant with preliminary approval is not successful at obtaining a final approved Commercial Cannabis Business Permit, will another applicant in this application round be selected for preliminary approval instead?
  - a. This decision will be at the City Manager's discretion.