



*City of Novato
Public Safety & Enforcement*

CITY OF NOVATO

Core Values - Community Priorities



Public Safety



Environmental
Protection



Neighborhood
and Land Use
Protection



Access by
Youth

ENFORCEMENT
PRINCIPLES



GUIDING PRINCIPLES

TRANSPARENT

- Rules clearly articulate expectations of Licensees
- Licensee operations open for inspection/monitoring

SYSTEMATIC

- Rules leverage technology
- Planned, methodical, repeatable

OPERABLE

- Ability to integrate into current business processes
- Ability to be monitored and enforced by the City

DEFENSIBLE

- Rules grounded in law and can be defended at hearing
- Licensees reasonably assured they are compliance if rules are followed



*Identifying
Enforcement Priorities*

ENFORCEMENT PRIORITIES

1

Public Health
and Safety

2

Preventing
diversion to
minors

3

Preventing
gang and
cartel
involvement

4

Preventing
diversion out
of state

5

Transparent
oversight

REGULATIONS PROTECTING PUBLIC SAFETY

Production management

Restrictions on purchase amounts

Restrictions on hours of operation

Restriction on edibles

Video surveillance requirements of entire premises

METRC requirements (State Track n Trace)

No sales outside the license premises

REGULATIONS PROTECTING PUBLIC SAFETY (cont.)

Controlled waste removal

Production limits

Mandatory testing – potency, homogeneity, residual solvents, and microbial

Manufacturing best practices – fire protection systems, flammable gas detection devices, NFPA C1-D1 hazardous location classification

Delivery/distribution best practices – scheduled deliveries, product carrying limits, GPS in vehicles

REGULATIONS PROTECTING MINORS

Child Resistant Packaging

Extensive Labeling

Advertising

Waste removal

Production limits

Enforcement/Underage Compliance Checks

MAINTAINING REGULATORY ACCOUNTABILITY

BUSINESS MENTORING

EFFECTIVE COLLABORATION WITH STAKEHOLDERS

VALUE OF VOLUNTARY COMPLIANCE

ISSUES TO CONSIDER

1

Unpermitted
construction
activity

2

Access
control
requirements

3

Inventory
control
procedures

4

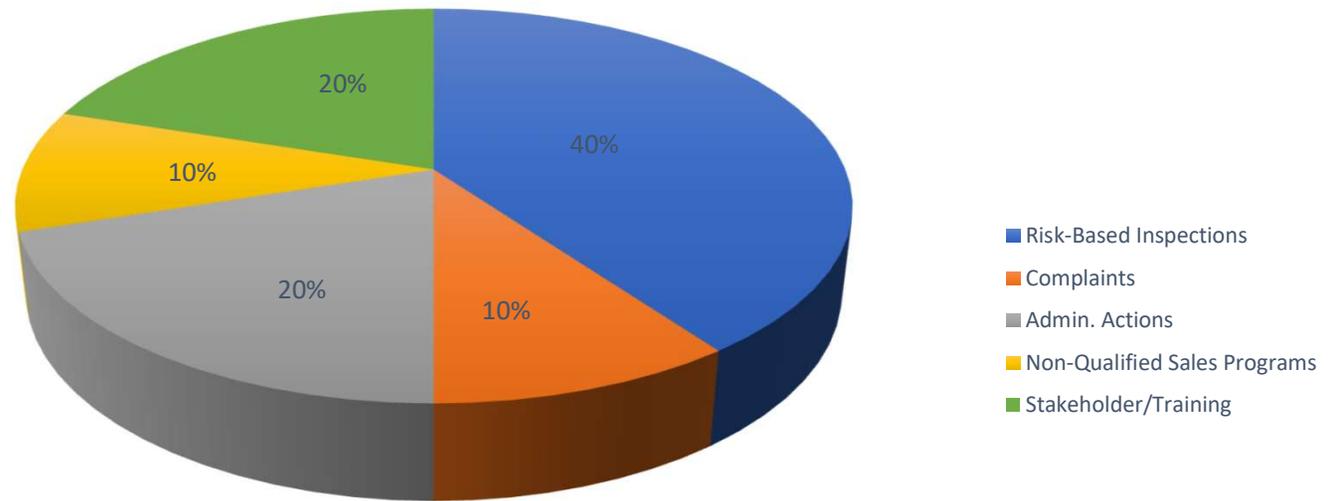
Record
reporting/
retention
requirements

5

Noise, smell,
light, traffic,
and parking



Enforcement Activities



ENFORCEMENT ACTIVITY PER PERMIT	STAFF INVOLVED	TOTAL HOURS	PERCENTAGE
Risk-Based Inspections (RBIS)	Sworn /Non-sworn	20 hrs.	40%
Complaints	Sworn /Non-sworn	5 hrs.	10%
Administrative Actions / Operator Permit Renewal and Background Checks*	Sworn /Non-sworn	10 hrs.	20%
Non-Qualified Sales Programs	Sworn / Non-sworn	5 hrs.	10%
Stakeholder Meetings	Sworn /Non-sworn	10 hrs.	20%

FIELD ENFORCEMENT STRUCTURE

1

On-site
Inspections

2

Off-site
Inspections

ADDRESSING
THE BLACK
MARKET



ENFORCEMENT STRATEGIES FOR BLACK-MARKET

- ✓ Create an industry in the community to provide consumer options
- ✓ Educate consumers to only purchase from legal market
- ✓ Create a cannabis tax that will subject illegally activities to the tax
- ✓ Establish a complaint line for citizens to notify law enforcement
- ✓ Dedicate funding from new cannabis tax to eradicate illegal activity
- ✓ January 1, 2019 Cooperative and Collective model goes away

PERSONAL CULTIVATION ISSUES

- ✓ Grants person right to cultivate (indoor) up to six (6) plants
- ✓ Can be subject to reasonable local regulations
- ✓ Can prohibit outdoor cultivation
- ✓ The primary use of the property must be for a residence
- ✓ Must comply with building and construction code
- ✓ Use of gas products or generators for cultivation are prohibited
- ✓ Any structure used must be secure and fully enclosed
- ✓ Must have written consent of the property owner





Conducting Inspections
TRACK AND TRACE

Metrc™ CAPABILITIES

- ✓ Track and record a chain of custody from “Seed” to “Sale”
- ✓ Provide state with inspection process tools necessary to complete on-site validation of inventory
- ✓ Provide mechanism to produce standardized manifests for transportation of marijuana within California- law enforcement priority
- ✓ Tracks both Medical and Retail Cannabis Inventory within closed regulatory system





DATA AND REPORT MANAGEMENT

ADMINISTRATIVE TOOLS

1

Demand
for
records

2

Admin
holds

3

Voluntary
surrenders

4

Order of
destructions

5

Summary
suspensions

6

Verbal/
written
warnings

7

Fines,
denials, and
revocations

BALANCED APPROACH TO OVERSIGHT

MONITOR: The progress

MEASURE: The results

MODIFY: The rules as needed

KEY TAKEWAYS

1. Set enforcement priorities
2. Prioritize inspection activities
3. Develop an investigative plan
4. Identify resources
5. Collaborate with strategic partners
6. Engage in enforcement activities
7. Utilize available resources
8. Take appropriate action
9. Use available administrative tools
10. Monitor – Measure – Modify
11. Reassess risk based criteria

Hdl



Thank you!