

**CLERK OF THE BOARD OF SUPERVISORS
EXHIBIT/DOCUMENT LOG**

MEETING DATE & AGENDA NO. 05/24/2022 #21

STAFF DOCUMENTS (Numerical)

No.	Presented by:	Description:
1	County Staff	Powerpoint

2

3

4

PUBLIC DOCUMENTS (Alphabetical)

No.	Presented by:	Description:
A	NA	

B

C

D

E

F

G

ITEM #21

SHERIFF - REQUEST TO ADOPT AN ORDINANCE
AND RESOLUTION AMENDING FEES
ADMINISTERED BY THE SHERIFF'S DEPARTMENT

MAY 24, 2022

HOLLY PORTER
DEPUTY CHIEF ADMINISTRATIVE OFFICER
PUBLIC SAFETY GROUP EXECUTIVE OFFICE

JESSICA MARTY
LICENSING SUPERVISOR
SHERIFF'S DEPARTMENT

JENNIFER HARMON
CRIME LABORATORY DIRECTOR
SHERIFF'S DEPARTMENT

Law Enforcement Regulated Licenses and Permits, And Fees for Documents and Services


Fee - Increases (35)

• Adult Entertainment Employee License	• Explosives Permit	• Solicitor's License
• Adult Entertainment Establishment License	• Fingerprint Services	• Swap Meet License
• Amusement Devices/ Establishments	• Firearms Dealer Permit	• Taxicabs and Taxicab Operators (Driver ID card)
• Amusement Rides	• Fireworks Permit	• Taxicabs and Taxicab Operators (Amendments and Changes to Driver ID card)
• Bath House	• Fortune Telling License	• Taxicabs and Taxicab Operators (Inspection)
• Carnival or Circus License	• Junk Yards or Motor Vehicle Wrecking Yards License	• Taxicabs and Taxicab Operators (Operators License)
• Casino Party License	• Merchandise Coupon Distributor	• Teenage Public Dances
• Cannabis Facility Operating Certificates	• Outdoor Assembly License	
• Cannabis Facility Operation Certificate Modification	• Outdoor Assembly Manager Registration	
• Cannabis Facility Operation Certificate (Fee for Transfer of Staff/Corporation Name)	• Pawnbroker or Secondhand Dealer License	
• Concealed Weapons License	• Permanent Amusement Rides and Go-Card Centers Permit	
• Entertainment Establishment License	• Police Clearance Letter	
• Entertainment Establishment Manager Registration	• Public Dance License	
	• Public Dance Manager Registration	
	• Security Alarm Systems Permit	

Fee – No Change (10)

- Bingo
- Blaster's ID Card
- Blaster's Permit
- Charitable Solicitor Registration
- Concealed Weapons License Amendment
- Copies of Crime Lab Reports
- Copies of Evidence Photos
- Copies of Reports
- Massage Establishment Records Searches

Law Enforcement Regulated Licenses and Permits, And Fees for Documents and Services (Continued)



COUNTY OF SAN DIEGO
LAND USE AGENDA ITEM

BOARD OF SUPERVISORS
DATE: October 6, 2021 and October 20, 2021
TO: Board of Supervisors
SUBJECT: AMENDMENT TO THE CODE OF REGULATORY ORDINANCES AND THE ZONING ORDINANCE TO FACILITATE ONGOING OPERATIONS OF FIVE EXISTING MEDICAL, MARIJUANA, COLLECTIVE FACILITIES AND UPGRADE ON THE SOCIALLY EQUITABLE CANNABIS PROGRAM DEVELOPMENT (0662021 - FIRST READINGS: 10/29/2021 - SECOND READING: (DISTRICTS: ALL)

01

OVERVIEW
On January 27, 2021 (4), the Board of Supervisors (Board) directed staff to develop a Socially Equitable Cannabis Program (Program) and increase enforcement of unpermitted and unlicensed cannabis facilities. Since that time, staff has begun work on the Program, while various County of San Diego (County) teams have increased enforcement of unpermitted cannabis facilities.

On June 9, 2021 (2), the Board directed staff to develop ordinance amendments that will allow the five existing dispensaries within the unincorporated region to (1) sell cannabis for adult use, (2) operate past their sunset date of April 14, 2022, (3) sell edible and drinkable cannabis products, (4) sell branded merchandise, (5) expand by up to 10,000 square feet, and (6) transfer business licenses among existing permit holders. As the County teams continue their enforcement against unpermitted cannabis facilities, the proposed ordinance amendments will increase access to licensed cannabis facilities in the unincorporated area. The ordinance amendments being considered today will allow cannabis customers to access legal cannabis at the five existing dispensaries in the unincorporated area, while the larger, more comprehensive Program is developed over the next two years.

The proposed updates to the County's Code of Regulatory Ordinances (Regulatory Code) and the San Diego County Zoning Ordinance (Zoning Ordinance) for Board consideration today implement the Board direction from June 9, 2021, related to the five existing dispensaries.

Additionally, today's actions include an update for the Board on the overall Program's development, including an update from Planning & Development Services (PDS) on future Zoning Ordinance amendments, an update on work by the Office of Equity and Racial Justice developing the Social Equity component of the Program, and work by the Finance and General Government Group developing the County's Cannabis Taxation Program.

Legistar v1.0



The Sheriff's Department performed a fee study to establish the cost of several types of Operating Certificate transfers:

- Initial Application
- Renewal Application
- Modification of Ownership or Corporation Name
- Modification of Activities: Cultivation, Manufacturing, etc.

Fines Collected For Chemical Testing Involving DUIs

Current Practice

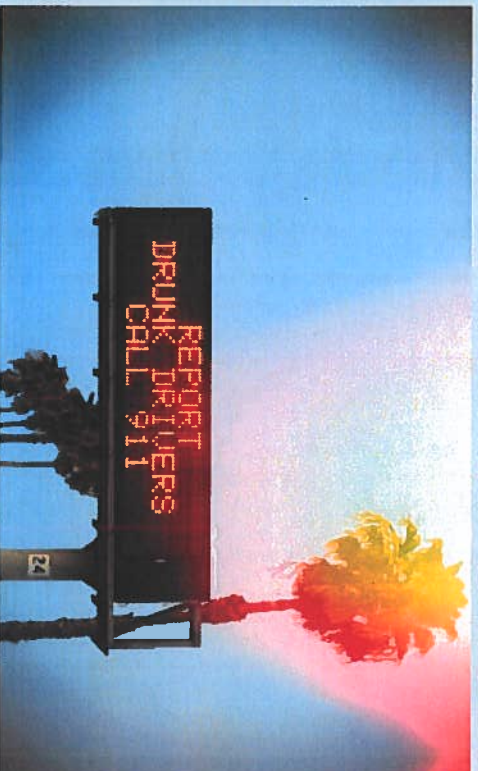
Per Penal Code, permits the collection of \$50 to pay for the cost of drug and/or alcohol testing

Requested Authority

Per Penal Code, authorize an additional penalty of \$50, upon defendants convicted of driving under the influence of alcohol and/or drugs, in instances where the defendant has the ability to pay

"Ability to Pay" means the overall capability of the defendant to pay the additional penalty authorized by this subdivision, taking into consideration all of the following:

- (1) Present financial obligations, including family support obligations, and fines, penalties, and other obligations to the court.*
- (2) Reasonably discernible future financial position over the next 12 months.*
- (3) Any other factor or factors that may bear upon the defendant's financial ability to pay the additional penalty.*
- (c) The Department of Justice shall promulgate rules and regulations to implement the provisions of this section.*



Recommendations

1. Waive Board Policy B-29, Fees, Grants and Revenue Contracts, Department Responsibility for Full Cost Recovery related to Concealed Weapons License.

2. Approve the introduction of the Ordinance (first reading), read title, and waive further reading of the Ordinance:

AN ORDINANCE TO AMEND SECTION SECTIONS 21.102 AND 21.1901 OF THE SAN DIEGO COUNTY CODE OF REGULATORY ORDINANCES RELATING TO SHERIFF'S DEPARTMENT FEES

If, on May 24, 2022, the Board takes action as recommended above, then on June 14, 2022, consider and adopt (second reading):

AN ORDINANCE TO AMEND SECTIONS 21.102 AND 21.1901 OF THE SAN DIEGO COUNTY CODE OF REGULATORY ORDINANCES RELATING TO SHERIFF'S DEPARTMENT FEES

3. Adopt a Resolution entitled:

A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO RELATING TO FINES COLLECTED FOR CHEMICAL TESTING FOR DRUG AND ALCOHOL SUBSTANCES

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