

**RESOLUTION NO. 2023 -**

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY, CALIFORNIA  
APPROVING THE CANNABIS BUSINESS DEVELOPMENT AGREEMENTS WITH MR. NICE  
GUY, ELEMENT 7 AND NC INVESTMENT GROUP.**

**WHEREAS**, the City Council previously adopted an ordinance to add Chapter 9.60 to National City Municipal Code ("NCMC") to permit limited commercial cannabis activity; and

**WHEREAS**, on November 9, 2021 the City Council adopted Application Procedures and Guidelines (the "Guidelines") governing the issuance of commercial cannabis licenses; and

**WHEREAS**, Section 9.60.100 of the City of National City Municipal requires that prior to operating in the City of National City and as a condition of issuance of a regulatory permit, the operator of each cannabis facility shall enter into a development agreement with the City which shall include terms and conditions including community benefits and other terms and conditions that will protect and promote the public health, safety and welfare; and

**WHEREAS**, the City has approved the Development Agreements with the top three applicants (Shryne Group, Off the Charts and Sessions by the Bay); and

**WHEREAS**, staff has completed all appeals and no changes to the ranking of cannabis applicants were necessary; and

**WHEREAS**, staff has reached agreement with the final qualified applicants (Mr. Nice Guy, Element 7 and NC Investment Group) on the terms and conditions of the Development Agreements.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF NATIONAL CITY, CALIFORNIA, DOES RESOLVE, DECLARE, DETERMINE, AND ORDER AS FOLLOWS:**

**Section 1:** That the City Council hereby approves the Development Agreements with Mr. Nice Guy, Element 7 and NC Investment Group, which are attached as Exhibits A, B and C to the Agenda Report.

**Section 2:** That the City Council authorizes the City Manager to execute the Development Agreements.

**Section 3:** That the City Clerk shall certify to the passage and adoption of this Resolution and enter it into the book of original Resolutions.

**PASSED and ADOPTED this 20th day of June, 2023.**

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Ron Morrison, Mayor

**ATTEST:**

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Shelley Chapel, MMC, City Clerk

**APPROVED AS TO FORM:**

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Barry J. Schultz, City Attorney