

**CITY OF COSTA MESA
NOTICE OF PUBLIC HEARING**

NOTICE IS HEREBY GIVEN that a public hearing will be held by the Costa Mesa City Council at its regular meeting at City Hall Council Chambers, 77 Fair Drive, Costa Mesa, California and virtual locations on **Tuesday, August 1, 2023 at 7:00 P.M.**, or as soon as possible thereafter, to consider:

Application No.: PA-22-04

Applicant/Agent: Tri-Harmony Properties, LLC/Dan Zaharoni on behalf of DBO Investments CM dba From the Earth

Site Address: 2790 Harbor Blvd. Suites 107, 109, and 115

Zone: C1 (Local Business District)

Description: Planning Application 22-04 is a request for a Conditional Use Permit to allow a retail cannabis storefront use with delivery in three contiguous first floor tenant suites (107, 109, and 115) totaling 2,157 square feet within an existing three-story commercial building located at 2790 Harbor Boulevard. The proposed use would be subject to Costa Mesa's regulations, conditions of approval, and State regulations. For additional information regarding the City's cannabis regulations, please visit the City's website at www.costamesaca.gov/cannabis

The City's Planning Commission denied the request at its May 22, 2023 meeting on a 5-2 vote. Subsequent to the Planning Commission's denial, the decision was appealed by the applicant to the City Council.

Environmental Determination: The project is exempt from the provisions of the California Environmental Quality Act (CEQA) per CEQA Guidelines Section 15301 (Class 1), Existing Facilities.

Public Comments:

Members of the public wishing to participate in the meeting may find instructions to participate on the agenda. Members of the public may also submit written comments via email to the City Clerk at cityclerk@costamesaca.gov and they will be provided to the City Council, made available to the public, and will be part of the meeting record. Any written communications, photos, or other materials for copying and distribution to the City Council that are 10 pages or less, can be e-mailed to cityclerk@costamesaca.gov, submitted to the City Clerk's Office on a flash drive, or mailed to the City Clerk's Office. Kindly submit materials to the City Clerk **AS EARLY AS POSSIBLE, BUT NO LATER THAN 12:00 p.m.** on the day of the hearing, **August 1, 2023**. All materials, pictures, PowerPoints, and videos submitted for display at a public meeting must be previously reviewed by staff to verify appropriateness for general audiences. No links to YouTube videos or other streaming services will be accepted, a direct video file will need to be emailed to staff prior to each meeting in order to minimize complications and to play the video without delay. The video must be one of the following formats, .mp4, .mov or .wmv. Only one file may be included per speaker for public comments. Please note that materials submitted by the public that are deemed appropriate for general audiences will not be redacted in any way and will be posted online as submitted, including any personal contact information. For further assistance, contact the City Clerk's Office at (714) 754-5225. The City Council agenda and related documents may also be viewed on the City's website at <http://costamesaca.gov>, 72 hours prior to the public hearing date. **IF THE AFOREMENTIONED ACTION IS CHALLENGED IN COURT**, the challenge may be limited to only those issues raised at the public hearing described in the notice, or in written correspondence delivered to the City Council at, or prior to, the public hearing.

Brenda Green, City Clerk, City of Costa Mesa

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