



CITY OF ALISO VIEJO
COMMUNITY DEVELOPMENT DEPARTMENT
 PLANNING SERVICES DIVISION
 12 JOURNEY, SUITE 100
 ALISO VIEJO, CA 92656
 Phone: (949) 425-2525

Indoor Marijuana Cultivation Permit Application

FORM PS-420

PART 1 – MUST BE COMPLETED FOR ALL PERMITS/APPROVALS

1. Application Type: Indoor Marijuana Cultivation Permit (AVMC Section 15.40) Time Limits: Please allow up to fifteen (15) working days to process this application.	Fee Amount: See fee schedule. Amount Paid: _____
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2. Project Address / Location:	Project Case No. For City Use Only
Parcel Size:	Assessor's Parcel Number:
Zone:	Land Use Designation:

3. Property Owner: Name: _____ Company/Corporation: _____	4. Applicant: (if different from property owner) Name: _____ Company/Corporation: _____
Address: _____	Address: _____
City: _____ State: _____ Zip: _____ Email: _____	City: _____ State: _____ Zip: _____ Email: _____
Telephone: _____ Telephone: _____	Telephone: _____ Telephone: _____

5. CERTIFICATION:
 The information provided with this application is true and correct to the best of my knowledge and belief. I have read and understand the City of Aliso Viejo's requirements for an Indoor Marijuana Cultivation Permit, and I acknowledge that I am personally responsible to make myself aware of and to comply with all applicable laws and regulations of the City, the State of California, and the United States of America with respect to the subject matter of this application. I am the owner of the above property or have the owner's permission to cultivate marijuana in accordance with an Indoor Marijuana Cultivation Permit should I be issued a permit, as evidenced by the owner's written and notarized consent to file this application; that the above property is my primary, legal residence as required under the City's Municipal Code; and that I have no other pending or active Indoor Marijuana Cultivation Permit for any other property in California. I understand that verification of property ownership or of interests in the property may be required. (Before signing, please see additional information attached to this application.)

I hereby agree to protect, defend with counsel acceptable to the City, indemnify, and hold harmless the City, its officers, employees, and agents from any claim, action, or proceeding against the City, its officers, employees, or agents that is brought in connection with this application or the activities that are the subject of this application at the project address listed above or any other law, permit or regulation in order to attack, set aside, void, annul, or seek to impose liability on the City for granting the approval granted by the application, which action is brought, for any monetary claims (including, but not limited to, fines, fees, penalties and attorneys' fees).

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. I also declare under penalty of perjury under the laws of the State of California that I will comply with the standards identified on page 3 of the application.

* A notary public must certify the identity of the Applicant and Property Owner (if different from the Applicant) on page 4.

Applicant (Print): _____ Title: _____

Signature*: _____ Date: _____

Property Owner (Print): _____ Title: _____

Signature*: _____ Date: _____

Approved By:		
Print Name:	Signature:	Date:



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PART 2 – SUPPLEMENTAL INFORMATION

All items are required to be submitted unless otherwise approved by the Community Development Director

File in person; do not mail. Application must be complete and typed or hand written legibly. Attach additional sheets if necessary.

Letters of Approval/Authorization

- If the Applicant is not the Property Owner, the Applicant shall provide written authorization from the Property Owner authorizing the Applicant to submit on his/her behalf. Tenants can cultivate only with the prior express written consent of the property owner provided to the City on a City form. A residence must be occupied full-time by the person cultivating the recreational marijuana and must have a fully functioning kitchen, bedroom, bathroom not being used for cultivation.

Site Plan (8½" x 11"), including:

- Workable scale
- North arrow
- Property lines
- Adjacent streets, alleys and properties
- Location of any existing and/or new structures
- Street address and assessor's parcel number(s)
- Name of Applicant

Interior Floor Plan (8 ½" x 11"):

- An Interior Floor Plan shall show the area to be used for indoor cultivation, with all rooms clearly labeled and the dimensions of the indoor cultivation area indicated. The floor plan shall also identify the type, location, and wattage of lamps and electrical service used for cultivation.



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PART 3 – CITY OF ALISO VIEJO REGULATIONS

City of Aliso Viejo Marijuana (Cannabis) Regulations

The limited home cultivation of marijuana on a parcel with an approved private residence shall only be conducted within the Applicant's residence or within a fully enclosed and secure accessory structure on the same lot as the Applicant's residence. Such cultivation shall be in compliance with the following City standards:

1. The primary use of the property shall be for a residence. Marijuana cultivation is prohibited as a home occupation.
2. Marijuana cultivation shall be limited to six (6) marijuana plants per private residence, regardless of whether the marijuana is cultivated inside the residence or in a fully enclosed and secure structure. The limit of six (6) plants per private residence shall apply regardless of how many individuals reside at or in the private residence.
3. The lighting and electrical used for the cultivation shall not exceed the applicable provisions of the California Code of Regulations Title 24, as adopted and amended by the Aliso Viejo Municipal Code.
4. The use of gas products (CO₂, butane, propane, natural gas, etc.) or generators for cultivation of marijuana is prohibited.
5. Any structure or residence used for the cultivation of marijuana must have a ventilation and filtration system installed that prevents marijuana plant odors from exiting the structure and shall comply with all applicable provisions of the California Code of Regulations as adopted and amended by the Aliso Viejo Municipal Code.
6. Any proposed accessory structure, or any change to mechanical, electrical, structural or plumbing facilities to existing structures, to be constructed for the purposes of growing up to six (6) marijuana plants must be approved by the Planning and Building Departments prior to construction and must meet all requirements of the Aliso Viejo Municipal Code and the California Code of Regulations.
7. If a fully enclosed and secure accessory structure is to be used for the cultivation of marijuana and it is located in the rear yard area of the parcel, the structure must comply with the current minimum applicable setback of the underlying zone or a setback of three feet (3'0"), whichever is greater. If the structure is made of combustible material (e.g., wood or plastic), the structure must comply with the current minimum applicable setback of the underlying zone or a setback of five feet (5'0"), whichever is greater. The yard where the fully enclosed and secure accessory structure is maintained must be enclosed by a solid fence at least five feet (5'0") in height (but in no event lower than the maximum allowed fence height for the underlying zone). This provision shall not apply to cultivation occurring entirely in a garage.
8. Adequate mechanical locking or electronic security systems must be installed as part of the fully enclosed and secure accessory structure or residence prior to the commencement of cultivation.
9. The residential structure shall remain at all times the applicant's primary, legal residence, with legal and functioning cooking, sleeping, and sanitation facilities with proper ingress and egress. No room that is used for cooking, sleeping, or sanitation may be used for marijuana cultivation.
10. There shall be no exterior evidence of the marijuana cultivation from any public right of way or other public property.
11. The marijuana cultivation area, whether in a fully enclosed and secure accessory structure or residence, shall not be accessible to persons under 21 years of age.
12. A portable fire extinguisher shall be kept in the fully enclosed and secure accessory structure or residence used for cultivation of marijuana. If cultivation occurs in a residence, the portable fire extinguisher shall be kept in the same room as where the cultivation occurs.



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A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

STATE OF CALIFORNIA

COUNTY OF _____

On _____, _____, before me, _____
 (here insert name and title of the officer)

personally appeared _____,
 who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he/she executed the same in his/her authorized capacity, and that by his/her signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

 Signature (Seal)

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

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