

The new “Commercial Cannabis Establishments” category of specific uses within SFCC Section 14-6.1-1 (table of permitted uses), stipulates specific definitions and uses in zoning districts as “permitted use”, “special use permit”, “accessory use”, and “prohibited use”.

Please Note:

- **Consumption areas are not currently allowed within the City of Santa Fe.**
- **Cannabis for commercial business is not allowed in any residential districts.**

Commercial Cannabis Establishments are divided into two classes for Production:

### **1. Cannabis Producer:**

A business conducted by a person licensed to cultivate cannabis, including the planting, growing, harvesting, drying, curing, grading, or trimming of cannabis, provided that the person may possess two hundred and one (201) total mature cannabis plants or more at any one time.

- **Permitted indoors: I-1 and I-2**
- **Permitted indoors or outdoors with Special Use Permit: C-2 and BIP**

### **2. Cannabis Producer Microbusiness:**

A small business conducted by a person licensed to cultivate cannabis at a single location, including the planting, growing, harvesting, drying, curing, grading, or trimming of cannabis, provided that the person may not possess more than two hundred (200) total mature cannabis plants at any one time.

- **Permitted indoors: C-2, I-1, I-2, BIP, SC-1, SC-2 and SC-3**
- **Outdoors with Special Use Permit**

**\*\*Hydroponics and Aquaponics** are both listed in the permitted use table as a special use permit. A special use permit must be obtained to produce cannabis in these manners.

Commercial Cannabis Establishments are divided into two classes for Manufacturing:

**1. Cannabis Manufacturing, Heavy:**

A use that involves compounding, blending, extracting, infusing, packaging, or otherwise preparing a cannabis product using volatile solvents, e.g., butane, heptane, hexane, or propane.

- **Permitted indoors in I-1, I-2 and BIP**

**2. Cannabis Manufacturing, Light:**

A use that involves compounding, blending, extracting, infusing, packaging, or otherwise preparing a cannabis product using mechanical methods, nonvolatile solvents, or no solvents.

- **Permitted in C-2, BCD, I-1, I-2 and BIP**

Commercial Cannabis Establishments are divided into two categories for Cannabis research and testing laboratories:

**1. Cannabis Research Laboratory:**

A facility that produces or possesses cannabis or cannabis products for the purpose of studying cannabis cultivation, characteristics, or uses, provided that a cannabis research laboratory that conducts heavy cannabis manufacturing activities shall be classified as “cannabis manufacturing, heavy.”

- **Permitted in C-2, BCD, I-1, I-2 and BIP**

**2. Cannabis Testing Laboratory:**

A facility where cannabis products are sampled, collected, and tested, provided that a cannabis testing laboratory that conducts heavy cannabis manufacturing activities shall be classified as “cannabis manufacturing, heavy.”

- **Permitted in C-2, BCD, I-1, I-2 and BIP**

Commercial Cannabis Establishments include one category for Cannabis Retail:

**1. Commercial Cannabis Retailer:**

A business conducted by a person that is licensed to sell cannabis products directly to consumers who are twenty-one years of age or older.

- **Permitted in C-2, BCD, I-1, I-2, BIP, SC-1, SC-2, SC-3, and MU (limited to hours of operation from 7:00 AM to 10:00 PM in MU districts only)**

The Commercial Cannabis Retailer use is only permitted if it is NOT located within three hundred (300) feet of an existing school or daycare center;

New commercial cannabis retailer would only be permitted if is NOT located within a four hundred (400) foot distance of another cannabis retailer.

All commercial cannabis retailers are limited to hours of operation from 7:00 AM to 12:00 AM (midnight).

Obtaining a cannabis business license:

In order to open a cannabis business within the City of Santa Fe, you will need to be licensed by the State of New Mexico and the City of Santa Fe.

To apply for the State License please go to their website.

To apply for your City of Santa Fe business license, please go to [www.santafebizreg.com](http://www.santafebizreg.com). A zoning verification letter must be attached to the business license application for processing.

To request a zoning verification letter from the City of Santa Fe's Land Use office please check their website at [https://www.santafenm.gov/current\\_planning](https://www.santafenm.gov/current_planning) for the current process. Zoning verification letters cost \$75 per letter/address. Payment must be received prior to issuance of the letter. For Cannabis businesses please include the Cannabis Zoning Verification Application available at [https://www.santafenm.gov/application\\_forms\\_and\\_fees](https://www.santafenm.gov/application_forms_and_fees).