

CARRE BROWN
1st District
Supervisor

JOHN MCCOWEN
2nd District
Supervisor

**GEORGEANNE
CROSKEY**
3rd District
Supervisor
Vice-Chair

DAN GJERDE
4th District
Supervisor

DAN HAMBURG
5th District
Supervisor
Chair

CARMEL J. ANGELO
Chief Executive Officer/
Clerk of the Board



KATHARINE L. ELLIOTT
County Counsel

COUNTY ADMINISTRATION CENTER
501 Low Gap Road, Room 1070
Ukiah, CA 95482
(707) 463-4441 (t)
(707) 463-5649 (f)
cob@mendocinocounty.org

MENDOCINO COUNTY
BOARD OF SUPERVISORS
BOARD OF SUPERVISORS AGENDA
REGULAR MEETING
November 16, 2018 - 9:00 AM
BOARD CHAMBERS, ROOM 1070
COUNTY ADMINISTRATION CENTER

Following the posting of the Agenda, all agenda item supporting documentation, including any material submitted to the Clerk after distribution of the Agenda packet, is available for public review through the Executive Office, 501 Low Gap Road, Room 1010, Ukiah, CA 95482 during regular business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday.

Persons wishing to file documentation on any agenda item for the official record must submit ten (10) copies of each document to the Executive Office.

Members of the public are advised that all cell phones or electronic devices are to be silenced upon entering the Board Chambers.

1. OPEN SESSION (9:00 A.M.)**1a) Roll Call****1b) Pledge of Allegiance****2. PROCLAMATIONS**

Items in this section are automatically adopted unless specifically pulled by a Supervisor. Proclamations may be presented or commented on as needed.

3. PUBLIC EXPRESSION

Members of the public are welcome to address the Board on items not listed on the agenda, but within the jurisdiction of the Board of Supervisors. The Board is prohibited by law from taking action on matters not on the agenda, but may ask questions to clarify the speaker's comment. The Board limits testimony on matters not on the agenda to 3 minutes per person and not more than 10 minutes for a particular subject at the discretion of the Chair of the Board.

Individuals wishing to address the Board under Public Expression are welcome to do so throughout the meeting. To best facilitate these items, please review and complete the public comment/speaker form available at the back of the Boardroom and present to the Clerk. If you wish to submit written comments, please provide 10 copies to the Executive Office staff, located in the County Administration Center, Room 1010. All meetings are tape-recorded, so speakers are reminded to announce their names as they approach the podium.

Public Expression**4. CONSENT CALENDAR**

The Consent Calendar is considered routine and non-controversial and will be acted upon by the Board at one time without discussion. Any Board member may request that any item be removed from the Consent Calendar for individual consideration.

See section at the end of this document for the full listing of Consent items.

5. COUNTY EXECUTIVE OFFICE AND DEPARTMENTAL MATTERS

- 5a) Noticed Public Hearing - Discussion and Possible Action Including Adoption of Resolution Approving and Adopting an Addendum to the Previously Adopted Mitigated Negative Declaration, in Compliance with California Environmental Quality Act Requirements, for Amendments to Chapter 10A.17 Mendocino Cannabis Cultivation Ordinance and Chapter 20.242 Cannabis Cultivation Sites of the Mendocino County Code; Adding Chapter 20.118 "CA" Cannabis Accommodation Combining District and Chapter 20.119 "CP" Commercial Cannabis Prohibition Combining District to the Mendocino County Code; and Rezoning Certain Parcels to Apply the CA and CP Combining Districts; and Introduction and Waive First Reading of an Ordinance Amending Chapter 10A.17 Mendocino Cannabis Cultivation Ordinance and Chapter 20.242 Cannabis Cultivation Sites of the Mendocino County Code; Adding Chapter 20.118 "CA" Cannabis Accommodation Combining District and Chapter 20.119 "CP" Commercial Cannabis Prohibition Combining District to the Mendocino County Code; and Rezoning Certain Parcels to Apply the CA and CP Combining Districts**
(Sponsors: County Counsel and Planning and Building Services)

Recommended Action:

Adopt Resolution approving and adopting an addendum to the previously adopted Mitigated Negative Declaration, in compliance with California Environmental Quality Act Requirements, for amendments to Chapter 10A.17 Mendocino Cannabis Cultivation Ordinance and Chapter 20.242 Cannabis Cultivation Sites of the Mendocino County Code; adding Chapter 20.118 "CA" Cannabis Accommodation Combining District and Chapter 20.119 "CP" Commercial Cannabis Prohibition Combining District to the Mendocino County Code; and rezoning certain parcels to apply the CA and CP Combining Districts and authorize Chair to sign same; and Introduce and waive first reading of an Ordinance amending Chapter 10A.17 Mendocino Cannabis Cultivation Ordinance and Chapter 20.242 Cannabis Cultivation Sites of the Mendocino County Code; adding Chapter 20.118 "CA" Cannabis Accommodation Combining District and Chapter 20.119 "CP" Commercial Cannabis Prohibition Combining District to the Mendocino County Code; and Rezoning Certain Parcels to Apply the CA and CP Combining Districts.

Attachments:

Presentation
Staff Memo
Overlay - Staff Supp. Memorandum - 11.15
11-09-18 Hartlev Correspondence
CEQA Resolution
CEQA Addendum
Ordinance Redline
Ordinance Summary
Ordinance Clean
Exhibit A
Exhibit B
Exhibit C
Exhibit D
Exhibit E
Exhibit F
Planning Commission Resolution
Public Input Review
MCO Affidavit
Mendocino Beacon Affidavit
Fort Bragg Advocate News Affidavit
11-3-18 Levine Correspondence
11-3-18 Carter Correspondence
11-5-18 Ledford Correspondence
11-08-18 McMillen Correspondence
11-08-18 Niderost Correspondence
11-09-18 Alvarado Correspondence
11-09-18 Miller Correspondence
11-09-18 Johnson Correspondence
11-09-18 Steiner Correspondence
11-09-18 Engstrom Correspondence
11-09-18 Hester Correspondence
11-09-18 Lazaro Correspondence
11-12-18 Carson Correspondence
11-12-18 Garza Correspondence
11-12-18 Miller Correspondence
11-12-18 Palmer Correspondence
11-12-18 Taylor Correspondence
11-12-18 Hock Correspondence

11-13-18 Cox Correspondence
11-13-18 Etchell Correspondence
11-13-18 Jutzv Correspondence
11-13-18 Anzilotti Correspondence
11-13-18 Gona Correspondence
11-14-18 Arnold Correspondence
11-14-18 Jutzv Correspondence
11-14-18 Schmucklev Correspondence
11-15-18 Moss Correspondence
11-15-18 Little Correspondence
11-15-18 Moss Correspondence
11-15-18 Louis Correspondence
11-15-18 Feen Correspondence

**5b) Discussion and Possible Action Regarding Cannabis Ad Hoc Committee Proposed Recommendations and Discussion Points
(Sponsor: Cannabis Ad Hoc Committee (Supervisors McCowen and Hamburg))**

Recommended Action:

Receive Cannabis Ad Hoc Committee proposed recommendations and discussion points; and provide direction as necessary.

Attachments:

[Ad Hoc Recommendations](#)
[Revised Ad Hoc Recommendations](#)
[Chapter 20.242](#)
[Chapter 10A.17](#)
[11-15-18 Cobb Correspondence \(1\)](#)
[11-15-18 Cobb Correspondence \(2\)](#)
[11-15-18 Farm Bureau Correspondence](#)
[11-15-18 Powell Correspondence](#)
[11-16-18 O'Neill Correspondence](#)
[11-15-18 Nelson Correspondence](#)
[11-14-18 Dejuan Correspondence](#)
[11-13-18 Rawlins Correspondence](#)
[11-13-18 Vodopals Correspondence](#)
[11-12-18 Tillev Correspondence](#)
[11-7-18 Calonico Correspondence](#)
[10-31-18 Mendocino Action Committee Correspondence](#)
[11-2-18 Marianchild Correspondence](#)
[11-14-18 Marianchild Correspondence](#)

5c) Discussion and Possible Action Including Adoption of Resolution Approving and Adopting an Addendum to the Previously Adopted Mitigated Negative Declaration, in Compliance with California Environmental Quality Act Requirements, for Amendments to Chapter 10A.17 of the Mendocino County Code; and Introduction and Waive First Reading of an Ordinance Amending Chapter 6.36 - Cannabis Facilities Businesses and Chapter 10A.17 - Mendocino Cannabis Cultivation Ordinance

(Sponsors: County Counsel and Agriculture)

Recommended Action:

Adopt Resolution approving and adopting an addendum to the previously adopted Mitigated Negative Declaration, in compliance with California Environmental Quality Act requirements, for amendments to Chapter 10A.17 of the Mendocino County Code; authorize Chair to sign same; and introduce and waive first reading of Ordinance amending Chapter 6.36 - Cannabis Facilities Businesses and Chapter 10A.17 - Mendocino Cannabis Cultivation Ordinance.

Attachments: [Staff Memorandum](#)
 [Relevant California Codes](#)
 [CEQA Resolution with Addendum](#)
 [Ordinance - Redline](#)
 [Ordinance - Clean](#)
 [Ordinance Summary](#)
 [11-16-18 Evster Correspondence](#)

6. BOARD OF SUPERVISORS AND MISCELLANEOUS

7. BOARD OF DIRECTORS MATTERS

The Mendocino County Board of Supervisors meets concurrently as the Board of Directors of the: In-Home Supportive Services Public Authority Governing Board; Mendocino County Air Quality Management District; Mendocino County Public Facilities Corporation; and the Mendocino County Water Agency.

8. MODIFICATIONS TO AGENDA

Items added to the agenda subsequent to agenda publication, up to 72 hours in advance of the meeting, pursuant to Government Code section 54954.

9. CLOSED SESSION

Any public reports of action taken in the closed session will be made in accordance with Government Code sections 54957.1.

10. COMMUNICATIONS RECEIVED AND FILED

Communications received and filed are retained by the Clerk throughout the Board proceedings. To review items described in this section, please contact the Executive Office staff in Room 1010.

4. CONSENT CALENDAR - CONTINUED

The Consent Calendar is considered routine and non-controversial and will be acted upon by the Board at one time without discussion. Any Board member may request that any item be removed from the Consent Calendar for individual consideration.

ADJOURNMENT**Additional Meeting Information for Interested Parties**

The Board of Supervisors complies with ADA requirements and upon request, will attempt to reasonably accommodate individuals with disabilities by making meeting material available in appropriate alternative formats (pursuant to Government Code Section 54953.2). Anyone requiring reasonable accommodation to participate in the meeting should contact the Executive Office by calling (707) 463-4441 at least five days prior to the meeting.

If you wish to address the Board on any matter on the agenda, please review and complete the public comment/speaker form available at the back of the Board Chambers. If you wish to submit documentation, please email your documentation to bos@mendocinocounty.org; or submit a hard copy to the Executive Office at least 5 business days in advance of the meeting.

A copy of the Agenda Packet is available for public review in the Executive Office, Room 1010. Proposed actions and supporting documents are considered draft until acted upon by the Board.

Additional information on specific agenda items may be obtained by contacting the sponsoring departments. Contact information for County departments may be obtained at www.mendocinocounty.org/departments.htm.

Board proceedings are broadcast on the local Public Access Channel to accommodate greater public access; tune in at the corresponding Open Session time as posted on the front page of the Agenda.

LIVE WEB STREAMING OF BOARD MEETINGS: <https://mendocino.legistar.com>, or visit the County YouTube channel. For technical assistance, please contact the Clerk of the Board at (707) 463-4441.

Please reference the departmental website to obtain additional resource information for the Board of Supervisors: www.mendocinocounty.org/bos.

Thank you for your interest in the proceedings of the Mendocino County Board of Supervisors.