

Resolution Number PC_2018-0001

County of Mendocino
Ukiah, California
February 1, 2018

OA_2018-0001

RESOLUTION OF THE PLANNING COMMISSION, COUNTY OF MENDOCINO, STATE OF CALIFORNIA, MAKING ITS REPORT AND RECOMMENDATION TO THE MENDOCINO COUNTY BOARD OF SUPERVISORS REGARDING A PROPOSED AMENDMENT TO THE MENDOCINO COUNTY CODE SECTION 20.242.040 – EXISTING MEDICAL CANNABIS CULTIVATION SITES, AS IT RELATES TO EXPANSION ON PARCELS WITHIN THE RANGELAND ZONING DISTRICT

WHEREAS, the County of Mendocino desires to amend the medical cannabis cultivation regulations within the unincorporated areas of Mendocino County;

WHEREAS, County Staff has, pursuant to the direction of the Board of Supervisors of Mendocino County, prepared an amendment to the regulations in the revisions of Mendocino County Code: Chapter 20.242.040 Existing Medical Cannabis Cultivation Sites, specifically 20.242.040(B) Table 1 and 20.242.040(D), a form of which is attached to this Resolution as Exhibit A and incorporated herein by this reference (the "Project"); and

WHEREAS, section 15164 of the California Environmental Quality Act Guidelines (Title 14, Cal. Code Regs., section 15000 *et seq.*; "CEQA Guidelines") provides that an addendum to a previously adopted MND may be prepared if only minor technical changes or additions to the project are necessary or none of the conditions described in CEQA Guidelines section 15162 calling for the preparation of a subsequent environmental impact report or mitigated negative declaration have occurred; and

WHEREAS, County staff has prepared an Addendum to the adopted Mitigated Negative Declaration related to the proposed ordinance amendment, which is attached to this resolution as Exhibit B and incorporated herein by this reference ("Addendum"), and which determines that none of the conditions described in CEQA Guidelines section 15162 will occur; and

WHEREAS, in accordance with applicable provisions of law, the Planning Commission held a public hearing on, February 1, 2018, at which time the Planning Commission heard and received all relevant testimony and evidence presented orally or in writing regarding the Addendum and the Project. All interested persons were given an opportunity to hear and be heard regarding the Addendum and the Project; and

WHEREAS, the Planning Commission has had an opportunity to review this Resolution and finds that it accurately sets for the intentions of the Commission regarding the Addendum and the Project.

NOW, THEREFORE, BE IT RESOLVED, that the Planning Commission, based on the evidence in the record, hereby recommends that the Board of Supervisors approve the Project and the Addendum related thereto, making the findings required by CEQA Guidelines section 15164.

BE IT FURTHER RESOLVED that the Planning Commission designates the Secretary as the custodian of the documents and other material which constitutes the record of proceedings upon which the Planning Commission decision herein is based. These documents may be found at the office of the County of Mendocino Planning and Building Services, 860 North Bush Street, Ukiah, CA 95482.

I hereby certify that according to the Provisions of Government Code Section 25103 delivery of this document has been made.

ATTEST: VICTORIA DAVIS
Commission Services Supervisor

By: Victoria Davis

BY: IGNACIO GONZALEZ
"Interim" Director

[Signature]

MADELIN HOLTKAMP, Chair
Mendocino County Planning Commission

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