



## COUNTY OF MENDOCINO

### DEPARTMENT OF PLANNING AND BUILDING SERVICES

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## MEMORANDUM

**DATE:** MARCH 27, 2018

**TO:** BOARD OF SUPERVISORS

**FROM:** MARY LYNN HUNT, CHIEF PLANNER  
MATTHEW KIERDROWSKI, DEPUTY COUNTY COUNSEL

**SUBJECT:** OA\_2018-0003- AMENDMENT TO THE MENDOCINO COUNTY CODE  
SECTION 20.243 CANNABIS FACILITIES – EXCEPTIONS AS IS RELATED TO  
MANUFACTURING WITHIN AGRICULTURAL PRESERVES AND WILLIAMSON  
ACT CONTRACTS AND THE AMENDMENT OF POLICIES AND  
PROCEDURES FOR AGRICULTURAL PRESERVES AND WILLIAMSON ACT  
CONTRACTS

The Mendocino County Board of Supervisors has directed staff to amend the Mendocino County Code Chapter 20.243.070 Cannabis Facilities (CFC) Exceptions Zoning Ordinance (Mendocino County Code, Title 20, Division I), which is administered by the Department of Planning and Building Services. The amendment would apply to all unincorporated inland areas within Mendocino County. The areas not included are, the city limits of Ukiah, Fort Bragg, Willits and Point Arena, and is not applicable to those areas within the designated Coastal Zone Areas of the County. Also to be amended is the Williamson Act Policies and Procedures to address cannabis manufacturing and distribution as part of the Exception criteria.

Planning Staff addressed the Board directives in the Planning Commission staff report for Planning Commission review. The staff report prepared for the Planning Commission is attached to this agenda packet. The Planning Commission held a public hearing on March 1, 2018. At that hearing the Planning Commission solicited public comments and made recommendations to the Mendocino County Board of Supervisors regarding Ordinance Amendment OA\_2018-0003 and the related CEQA-General Rule Exemption.

**ENVIRONMENTAL DETERMINATION:** Consistent with the California Environmental Quality Act (CEQA) determination for CFC, Staff recommends applying Section 15061(b)(3)- General Rule Exemption to this action, as the proposed action do not have the potential to cause a significant effect on the environment, and is therefore not subject to CEQA. These amendments apply only to areas that have been previously disturbed.

**RECOMMENDATION FOR THE BOARD OF SUPERVISORS:** Adopt Ordinance Amendment No. OA\_2018-0003, in the form attached to this agenda packet which will modify the inland zoning ordinance of Chapter 20 of the Mendocino County Code specifically section 20.243.070, finding that the actions proposed do not have the potential to cause a significant effect on the environment, and is therefore not subject to CEQA pursuant to the General Rule Exemption of Section 15061(b)(3) of the CEQA Guidelines. Adopt Resolution amending the Policies and Procedures for Agricultural Preserves and Williamson Act Contracts. Please see the agenda summary for a recommended motion.

**ATTACHMENTS:**

1. OA\_2018-0003 Planning Commission Staff Report
2. OA\_2018-0003 Planning Commission Resolution
3. OA\_2018-0003 Ordinance Redline Version
4. OA\_2018-0003 Ordinance Final Version
5. OA\_2018-0003 Policies and Procedures for Agricultural Preserves and Williamson Act Contracts Redline Version
6. OA\_2018-0003 Policies and Procedures for Agricultural Preserves and Williamson Act Contracts Board of Supervisors Resolution