

RESOLUTION NO. 19-153

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS DESIGNATING THE DEPARTMENT OF PLANNING AND BUILDING SERVICES AS THE DEPARTMENT TO ADMINISTER CHAPTER 10A.17 OF THE MENDOCINO COUNTY CODE, THE MENDOCINO CANNABIS CULTIVATION ORDINANCE

WHEREAS, on April 4, 2017, the Board of Supervisors adopted Ordinance Number 4381, adding Chapters 10A.17 and 20.242 to the Mendocino County Code, referred to as the Medical Cannabis Cultivation Regulation, which was subsequently renamed the Mendocino Cannabis Cultivation Regulation; and

WHEREAS, section 10A.17.020 defines the terms "Agricultural Commissioner" or "Agricultural Commissioner's Office" or the "Department of Agriculture" as meaning "the Mendocino County Department of Agriculture or the authorized representatives thereof, or such other department, division, or representative as designated by the Board of Supervisors"; and

WHEREAS, in order to streamline the permit process under Chapter 10A.17, the Board of Supervisors desires to designate the Mendocino County Department of Planning and Building Services to administer the permit program created by Chapter 10A.17.

NOW, THEREFORE, BE IT RESOLVED that the Mendocino County Board of Supervisors does designate the Department of Planning and Building Services as the department of the County to administer Chapter 10A.17, such that when the terms "Agricultural Commissioner's Office" or "Department of Agriculture" are used, they shall mean the "Department of Planning and Building Services," and when the term "Agricultural Commissioner" is used, it shall mean the "Director of the Department of Planning and Building Services"; provided, however, that:

1. The terms "Agricultural Commissioner's Office" or "Department of Agriculture" in the following sections and paragraphs shall still refer to the Agricultural Commissioner: section 10A.17.110, paragraphs (J) and (N); and section 10.17.120;
2. Application fees under Chapter 10A.17 shall remain those set by the County's Master Fee Policy, and the Chief Executive Officer is hereby directed to amend the Master Fee Policy to update relevant fees consistent with this resolution; and

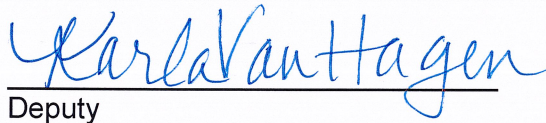
3. Inspections pursuant to the provisions of Chapter 10A.17 may be performed by the appropriate staff of the Agricultural Commissioner's Office, working in coordination with the Department of Planning and Building Services.

The foregoing Resolution introduced by Supervisor McCowen, seconded by Supervisor Williams, and carried this 26th day of March, 2019, by the following vote:

AYES: Supervisors Brown, McCowen, Haschak, Gjerde, and Williams
NOES: None
ABSENT: None

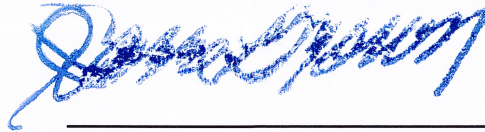
WHEREUPON, the Chair declared said Resolution adopted and SO ORDERED.

ATTEST: CARMEL J. ANGELO
Clerk of the Board


Deputy

APPROVED AS TO FORM:
KATHARINE L. ELLIOTT
County Counsel

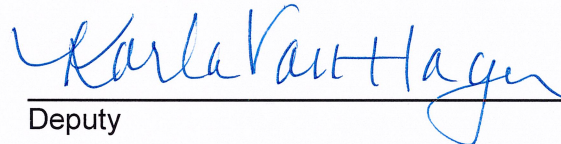




CARRE BROWN, Chair
Mendocino County Board of Supervisors

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

BY: CARMEL J. ANGELO
Clerk of the Board


Deputy