

GLENN MCGOURTY
1st District
Supervisor

MAUREEN
MULHEREN
2nd District
Supervisor

JOHN HASCHAK
3rd District
Supervisor

DAN GJERDE
4th District
Supervisor
Chair

TED WILLIAMS
5th District
Supervisor
Vice-Chair



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

CHRISTIAN M. CURTIS
County Counsel

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MENDOCINO COUNTY BOARD OF SUPERVISORS

ACTION MINUTES – April 27, 2021

BEFORE THE BOARD OF SUPERVISORS
COUNTY OF MENDOCINO - STATE OF CALIFORNIA
FAIR STATEMENT OF PROCEEDINGS
(PURSUANT TO CALIFORNIA GOVERNMENT CODE §25150)

AGENDA ITEM NO. 1 – OPEN SESSION (PLEDGE OF ALLEGIANCE AND ROLL CALL 9:00 A.M.)

Present: Supervisor Glenn McGourty, Supervisor Maureen Mulheren, Supervisor John Haschak, Supervisor Dan Gjerde, and Supervisor Ted Williams. Chair Gjerde presiding.

Staff Present: Carmel J. Angelo, Chief Executive Officer; Janelle Rau, Deputy Chief Executive Officer; Christian M. Curtis, County Counsel; Atlas M.A. Pearson, Deputy Clerk of the Board; Lindsey Daugherty, Deputy Clerk of the Board; and Deena Gera, Deputy Clerk of the Board.

3B) NOTICED PUBLIC HEARING - DISCUSSION AND POSSIBLE ACTION INCLUDING INTRODUCTION AND WAIVE FIRST READING OF AN ORDINANCE AMENDING MENDOCINO COUNTY CODE CHAPTER 6.36 AND CHAPTER 20.243 REGARDING CANNABIS FACILITIES – SPONSOR: PLANNING & BUILDING SERVICES

CONTINUED FROM APRIL 19th, 2021

Presenters: Julia Krog, Assistant Director, Department of Planning and Building Services; Kristin Nevedall, Cannabis Program Manager; and Marylana Bourbonnais Duley, Environmental Health Manager.

BOARD RECESS: 10:39 A.M. – 11:00 A.M.

Board Directive: GENERAL CONSENSUS OF THE BOARD to direct staff to bring back a future agenda item regarding hydrological studies and groundwater requirements for agricultural sites exceeding 1500 gallons of pumped water per day by water well.

Board Directive: GENERAL CONSENSUS OF THE BOARD to direct staff to remove the allowances for small and medium indoor cannabis operations on Rural Residential, Rangeland, and Upland Residential parcels from Appendix A.

Board Directive: GENERAL CONSENSUS OF THE BOARD to direct oak woodlands Ad Hoc to provide a status report on the oak woodlands ordinance to the full board within 60 days.

ADJOURNED TO LUNCH: 1:40 P.M.

RECONVENED IN OPEN SESSION: 3:10 P.M.

Board Directive: GENERAL CONSENSUS OF THE BOARD to direct staff to include the implementation of a tracking log regarding emergency water hauling for cannabis cultivation including information regarding gallonage, hauling company, source of water, and date.

Board Directive: GENERAL CONSENSUS OF THE BOARD to direct staff to include language for a 2 year phase out of water hauling for cannabis cultivation for phase 1 applicants moving into phase 3, with the intent to have all water hauling phased out by the January 1, 2023.

Board Directive: GENERAL CONSENSUS OF THE BOARD to direct staff to come back with a plan to curtail water hauling under phase one and a plan for enforcement regarding water hauling restrictions going forward.

BOARD RECESS: 5:15 P.M. – 5:30 P.M.

Board Directive: GENERAL CONSENSUS OF THE BOARD to uphold Planning Commission recommendation F from the April, 19, 2021 Memo to the Board of Supervisors.

Board Directive: GENERAL CONSENSUS OF THE BOARD to uphold Planning Commission recommendation G from the April, 19, 2021 Memo to the Board of Supervisors.

Board Directive: GENERAL CONSENSUS OF THE BOARD to uphold Planning Commission recommendation H from the April, 19, 2021 Memo to the Board of Supervisors.

Board Directive: GENERAL CONSENSUS OF THE BOARD to uphold Planning Commission recommendation I from the April, 19, 2021 Memo to the Board of Supervisors.

Board Action: Upon motion by Supervisor Williams, seconded by Supervisor McGourty, IT IS ORDERED that the Board of Supervisors refers Chapters Chapter 20.242 - Cannabis Cultivation Sites and 22.18 - Commercial Cannabis Activity Land Use Development Ordinance, as amended, to the Planning Commission and directs the Planning Commission to provide their recommendations as soon as possible but no later than the time period set forward in statute. The motion carried by the following vote:

Aye: 4 – Supervisor McGourty, Supervisor Mulheren, Supervisor Gjerde and Supervisor Williams

No: 1 – Supervisor Haschak

Absent: 0 – None

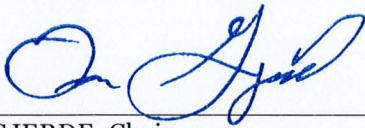
3A) NOTICED PUBLIC HEARING - DISCUSSION AND POSSIBLE ACTION INCLUDING INTRODUCTION AND WAIVE FIRST READING OF AN ORDINANCE ADOPTING MENDOCINO COUNTY CODE CHAPTER 22.18 - COMMERCIAL CANNABIS ACTIVITY LAND USE DEVELOPMENT ORDINANCE AND MAKING CORRESPONDING AMENDMENTS TO CHAPTER 10A.17 - MENDOCINO CANNABIS CULTIVATION ORDINANCE AND CHAPTER 20.242 - CANNABIS CULTIVATION SITES – SPONSOR: PLANNING & BUILDING SERVICES

PUBLIC HEARING CONTINUED TO APRIL 28th, 2021.

AGENDA ITEM NO. 2 – PUBLIC EXPRESSION

CONTINUED TO APRIL 28th, 2021.

THERE BEING NOTHING FURTHER TO COME BEFORE THE BOARD, THE MENDOCINO COUNTY BOARD OF SUPERVISORS ADJOURNED AT 6:15 P.M.



DAN GJERDE, Chair

Attest: ATLAS M.A. PEARSON
Deputy Clerk of the Board



NOTICE: PUBLISHED MINUTES OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS MEETINGS

- Effective March 1, 2009, Board of Supervisors minutes will be produced in “action only” format. As an alternative service, public access to recorded Board proceedings will be available on the Board of Supervisors’ website in indexed audio format
- LIVE WEB STREAMING OF BOARD MEETINGS is now available via the County’s YouTube Channel. If technical assistance is needed, please contact The Mendocino County Executive Office at (707) 463-4441.
- Minutes are considered draft until adopted/approved by the Board of Supervisors
- The Board of Supervisors’ action minutes are also posted on the County of Mendocino website at: www.mendocinocounty.org/government/board-of-supervisors
- To request an official record of a meeting of the Mendocino County Board of Supervisors, please contact the Executive Office at (707) 463-4441
- Please reference the departmental website to obtain additional resource information for the Board of Supervisors and Clerk of the Board: www.mendocinocounty.org/government/board-of-supervisors

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