



Mendocino County

Legislation Details (With Text)

File #: 20-0670 **Version:** 1 **Name:**
Type: Approval **Status:** Agenda Ready
File created: 7/21/2020 **In control:** Planning and Building Services
On agenda: 8/4/2020 **Final action:**
Title: Noticed Public Hearing - Discussion and Possible Action Including Adoption of an Ordinance Rezoning (R_2019-0014 - the Fracchia Road and Bisby Avenue Neighborhoods) Twenty-nine (29) Legal Parcels, Totaling 129.64± Acres, Adding a Commercial Cannabis Prohibition (CP) Combining District to the Current Zoning Designations of Rural Residential (RR), Agricultural (AG) and Rangeland (RL)
(Sponsor: Planning and Building Services)

Sponsors:

Indexes:

Code sections:

Attachments: 1. Ordinance 4465, 2. 00. BOS Notice-Final, 3. 1. BOS Memo-Final, 4. 2. R_2019-0014 Att. A - Ordinance, 5. 3. Att. B - R_2019-0014 (Mack) PC Packet, 6. 4. Att. C - Resolution Number PC_2020-0003, 7. Proof of Pub R_2019-0014 (Fracchia Road & Bisby Ave Neighborhoods) BOS 8-4-20, 8. 07-27-20 Mack Correspondence, 9. 07-31-20 Butler Correspondence, 10. 08-02-20 Miller Correspondence, 11. 08-02-20 Doeding Correspondence, 12. 08-03-20 Fracchia Correspondence, 13. 08-04-20 Dunn Correspondence, 14. 08-04-20 Niderost Correspondence, 15. 07-28-20 Brown Correspondence, 16. 07-28-20 T. Fracchia Correspondence, 17. 07-30-20 Anzilotti Correspondence, 18. 08-03-20 Engstrom Correspondence, 19. 08-03-20 Jutzy Correspondence, 20. 08-03-20 O'Brien Correspondence

Date	Ver.	Action By	Action	Result
8/4/2020	1	Board of Supervisors		

To: Board of Supervisors

From: Planning and Building Services

Meeting Date: August 4, 2020

Department Contact: Chevon Holmes

Phone: 707-234-6650

Department Contact: Brent Schultz

Phone: 707-234-6650

Item Type: Noticed Public Hearing

Time Allocated for Item: 5 minutes

Agenda Title:

Noticed Public Hearing - Discussion and Possible Action Including Adoption of an Ordinance Rezoning (R_2019-0014 - the Fracchia Road and Bisby Avenue Neighborhoods) Twenty-nine (29) Legal Parcels, Totaling 129.64± Acres, Adding a Commercial Cannabis Prohibition (CP) Combining District to the Current Zoning Designations of Rural Residential (RR), Agricultural (AG) and Rangeland (RL)
(Sponsor: Planning and Building Services)

Recommended Action/Motion:

Adopt an Ordinance rezoning (R_2019-0014 - the Fracchia Road and Bisby Avenue Neighborhoods) twenty-nine (29) legal parcels, totaling 129.64± acres, to add a Commercial Cannabis Prohibition (CP) Combining District to parcels currently zoned RR, AG and RL; and authorize Chair to sign same.

Previous Board/Board Committee Actions:

Adoption of Ordinance No. 4420 on December 4, 2018, making amendments to Chapters 10A.17 and 20.242 as well as adding Chapters 20.118 and 20.119 to County Code.

Summary of Request:

A Rezone to add a Commercial Cannabis Prohibition Combining District over twenty-nine (29) separate parcels (APNs: 185-050-06, 185-050-07, 185-050-08, 185-090-07, 185-100-02, 185-100-06, 185-100-07, 185-100-08, 185-100-09, 185-100-11, 185-100-12, 185-100-13, 185-100-14, 185-100-19, 185-100-20, 185-100-25, 185-100-27, 185-100-28, 185-100-29, 185-100-31, 185-100-36, 185-100-37, 185-100-39, 185-100-40, 185-100-44, 185-100-47, 185-100-48, 185-100-49, 185-100-50) totaling 129.64± acres to prohibit commercial cannabis operations per Mendocino County Code Chapter 20.119. On April 16, 2020, the Planning Commission recommended that the Board of Supervisors approve the rezoning (R_2019-0014), finding that: 1) the proposed rezone is statutorily exempt from review under CEQA pursuant to Article 5, Section 15061(b)(3); and 2) the proposed project is consistent with the Rural Residential, Rangeland and Agricultural General Plan Land Use Designations; and 3) the proposed project is consistent with Mendocino County Code Chapter 20.119. See attached Ordinance, Staff memo, Planning Commission Report and Resolution.

Alternative Action/Motion:

Deny the rezone and provide direction to staff.

Supervisory District: District 5

vote requirement: Majority

Supplemental Information Available Online At:

<https://www.mendocinocounty.org/government/planning-building-services/public-notices>

Fiscal Details:

source of funding: N/A

current f/y cost: N/A

annual recurring cost: N/A

budget clarification: N/A

budgeted in current f/y: N/A

if no, please describe: N/A

revenue agreement: N/A

Agreement/Resolution/Ordinance Approved by County Counsel: Yes

CEO Liaison: Steve Dunningcliff, Deputy CEO

CEO Review: Yes

CEO Comments:

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Executed By: Atlas Pearson, Deputy Clerk I

Date: AUGUST 6, 2020

Final Status: Adopted

Executed Item Type: Ordinance Number: 4465



