



# Mendocino County

## Legislation Details (With Text)

**File #:** 18-2275      **Version:** 1      **Name:**

**Type:** Resolution-Ordinance      **Status:** Approved

**File created:** 11/2/2018      **In control:** Planning and Building Services

**On agenda:** 11/16/2018      **Final action:** 11/16/2018

**Title:** Noticed Public Hearing - Discussion and Possible Action Including Adoption of Resolution Approving and Adopting an Addendum to the Previously Adopted Mitigated Negative Declaration, in Compliance with California Environmental Quality Act Requirements, for Amendments to Chapter 10A.17 Mendocino Cannabis Cultivation Ordinance and Chapter 20.242 Cannabis Cultivation Sites of the Mendocino County Code; Adding Chapter 20.118 "CA" Cannabis Accommodation Combining District and Chapter 20.119 "CP" Commercial Cannabis Prohibition Combining District to the Mendocino County Code; and Rezoning Certain Parcels to Apply the CA and CP Combining Districts; and Introduction and Waive First Reading of an Ordinance Amending Chapter 10A.17 Mendocino Cannabis Cultivation Ordinance and Chapter 20.242 Cannabis Cultivation Sites of the Mendocino County Code; Adding Chapter 20.118 "CA" Cannabis Accommodation Combining District and Chapter 20.119 "CP" Commercial Cannabis Prohibition Combining District to the Mendocino County Code; and Rezoning Certain Parcels to Apply the CA and CP Combining Districts (Sponsors: County Counsel and Planning and Building Services)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Resolution 18-174, 2. Presentation, 3. Staff Memo, 4. Overlay - Staff Supp. Memorandum - 11.pdf, 5. 11-09-18 Hartley Correspondence, 6. CEQA Resolution, 7. CEQA Addendum, 8. Ordinance Redline, 9. Ordinance Summary, 10. Ordinance Clean, 11. Exhibit A, 12. Exhibit B, 13. Exhibit C, 14. Exhibit D, 15. Exhibit E, 16. Exhibit F, 17. Planning Commission Resolution, 18. Public Input Review, 19. MCO Affidavit, 20. MendocinoBeacon Affidavit, 21. FortBraggAdvocateNews Affidavit, 22. 11-3-18 Levine Correspondence, 23. 11-3-18 Carter Correspondence, 24. 11-5-18 Ledford Correspondence, 25. 11-08-18 McMillen Correspondence, 26. 11-08-18 Niderost Correspondence, 27. 11-09-18 Alvarado Correspondence, 28. 11-09-18 Miller Correspondence, 29. 11-09-18 Johnson Correspondence, 30. 11-09-18 Steiner Correspondence, 31. 11-09-18 Engstrom Correspondence, 32. 11-09-18 Hester Correspondence, 33. 11-09-18 Lazaro Correspondence, 34. 11-12-18 Carson Correspondence, 35. 11-12-18 Garza Correspondence, 36. 11-12-18 Miller Correspondence, 37. 11-12-18 Palmer Correspondence, 38. 11-12-18 Taylor Correspondence, 39. 11-12-18 Hock Correspondence, 40. 11-13-18 Cox Correspondence, 41. 11-13-18 Etchell Correspondence, 42. 11-13-18 Jutzy Correspondence, 43. 11-13-18 Anzilotti Correspondence, 44. 11-13-18 Gong Correspondence, 45. 11-14-18 Arnold Correspondence, 46. 11-14-18 Jutzy Correspondence, 47. 11-14-18 Schmuckley Correspondence, 48. 11-15-18 Moss Correspondence, 49. 11-15-18 Little Correspondence, 50. 11-15-18 Moss Correspondence, 51. 11-15-18 Louis Correspondence, 52. 11-15-18 Feen Correspondence

Date	Ver.	Action By	Action	Result
11/16/2018	1	Board of Supervisors		

**To: Board of Supervisors**

**From: Planning and Building Services and County Counsel**

**Meeting Date:** November 16, 2018

**Department Contact:** Matthew Kiedrowski  
**Department Contact:** Jesse Davis

**Phone:** 234-6885  
**Phone:** 234-6650

**Item Type:** Noticed Public Hearing

**Time Allocated for Item:** 2 Hours

**Agenda Title:**

Noticed Public Hearing - Discussion and Possible Action Including Adoption of Resolution Approving and Adopting an Addendum to the Previously Adopted Mitigated Negative Declaration, in Compliance with California Environmental Quality Act Requirements, for Amendments to Chapter 10A.17 Mendocino Cannabis Cultivation Ordinance and Chapter 20.242 Cannabis Cultivation Sites of the Mendocino County Code; Adding Chapter 20.118 "CA" Cannabis Accommodation Combining District and Chapter 20.119 "CP" Commercial Cannabis Prohibition Combining District to the Mendocino County Code; and Rezoning Certain Parcels to Apply the CA and CP Combining Districts; and Introduction and Waive First Reading of an Ordinance Amending Chapter 10A.17 Mendocino Cannabis Cultivation Ordinance and Chapter 20.242 Cannabis Cultivation Sites of the Mendocino County Code; Adding Chapter 20.118 "CA" Cannabis Accommodation Combining District and Chapter 20.119 "CP" Commercial Cannabis Prohibition Combining District to the Mendocino County Code; and Rezoning Certain Parcels to Apply the CA and CP Combining Districts (Sponsors: County Counsel and Planning and Building Services)

**Recommended Action/Motion:**

Adopt Resolution approving and adopting an addendum to the previously adopted Mitigated Negative Declaration, in compliance with California Environmental Quality Act Requirements, for amendments to Chapter 10A.17 Mendocino Cannabis Cultivation Ordinance and Chapter 20.242 Cannabis Cultivation Sites of the Mendocino County Code; adding Chapter 20.118 "CA" Cannabis Accommodation Combining District and Chapter 20.119 "CP" Commercial Cannabis Prohibition Combining District to the Mendocino County Code; and rezoning certain parcels to apply the CA and CP Combining Districts and authorize Chair to sign same; and Introduce and waive first reading of an Ordinance amending Chapter 10A.17 Mendocino Cannabis Cultivation Ordinance and Chapter 20.242 Cannabis Cultivation Sites of the Mendocino County Code; adding Chapter 20.118 "CA" Cannabis Accommodation Combining District and Chapter 20.119 "CP" Commercial Cannabis Prohibition Combining District to the Mendocino County Code; and Rezoning Certain Parcels to Apply the CA and CP Combining Districts.

**Previous Board/Board Committee Actions:**

On October 3, 2017 the Mendocino County Board of Supervisors entered into an agreement with planning consulting firm Michael Baker International to develop a zoning exemption process (overlay) for cannabis cultivation sites. The Board received presentations by Michael Baker International at their January 23, 2018 and June 12, 2018 meetings and gave direction at those times. The Planning Commission reviewed the proposed ordinances and amendments at their meeting of October 18, 2018, and recommended that the proposed changes and new ordinances be adopted by the Board of Supervisors, with modifications and suggestions as specified in the Commission's resolution.

**Summary of Request:**

Representatives from the Consultant Michael Baker International, Department of Planning and Building Services and the County Counsel's Office have prepared the attached agenda packet discussing the proposed additions and changes to the cannabis cultivation ordinances.

**Alternative Action/Motion:**

Provide direction to staff.

**Supplemental Information Available Online at:** N/A

**Fiscal Impact:**

**Source of Funding:** N/A  
**Current F/Y Cost:** N/A

**Budgeted in Current F/Y:** N/A  
**Annual Recurring Cost:** N/A

**Supervisory District:** All

**Vote Requirement:** Majority

**Agreement/Resolution/Ordinance Approved by County Counsel:** Yes

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**CEO Liaison:** Steve Dunncliff, Deputy CEO

**CEO Review:** Yes

**CEO Comments:**

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**FOR COB USE ONLY**

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Final Status: Adopted

Executed By: Karla Van Hagen

Date: NOVEMBER 19, 2018

Executed Item Number: Resolution 18-174