



Mendocino County

Legislation Details (With Text)

File #: 21-0516 **Version:** 1 **Name:**
Type: Ordinance **Status:** Agenda Ready
File created: 4/20/2021 **In control:** Planning and Building Services
On agenda: 4/27/2021 **Final action:**
Title: 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 (continued from April 19, 2021)
(Sponsor: Planning & Building Services)

Sponsors:

Indexes:

Code sections:

Attachments: 1. 02. OA_2021-0001 (Mendocino) Memo, 2. 03. OA_2021_0001 (Mendocino) PlanningCommissionHearingPacket, 3. 04. OA_2021-0001 (Mendocino) PC_2021-0003, 4. 05. OA_2021-0001 (Mendocino) DraftCannabisFacilitiesOrdinance_RecommendationsPC_Redline, 5. 06. OA_2021-0001 (Mendocino) DraftCannabisFacilitiesOrdinance_CLEAN, 6. 07. Ordinance Summary - OA_2021-0001 Cannabis Facilities, 7. Proof of Pub (UDJ) GP_2021-0001 (Cannabis Facilities) BOS 4-19-21, 8. 04-17-21 Powell Correspondence, 9. 04-18-21 CBAMC Correspondence, 10. 04-18-21 CCAG Correspondence, 11. 04-18-21 Clein Correspondence, 12. 04-18-21 Dykema Correspondence, 13. 04-18-21 MCA Correspondence, 14. 04-18-21 Golden Correspondence, 15. 04-19-21 Doughty Correspondence, 16. 04-25-21 MCA_Facilities Amendment Correspondence, 17. 04-25-21 Rodriques Correspondence, 18. 04-26-21 Adams Correspondence, 19. 04-25-21 Alvarado Correspondence, 20. 04-25-21 Beatty Correspondence, 21. 04-25-21 MCA Microbusiness Recommendations Correspondence, 22. 04-27-21 Mendocino Environmental Center Correspondence

Date	Ver.	Action By	Action	Result
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To: Board of Supervisors

From: Planning and Building Services

Meeting Date: April 27, 2021

Department Contact: Sam Vandy Vandewater

Phone: 234-6650

Department Contact: Ignacio Nash Gonzalez

Phone: 234-6650

Item Type: Noticed Public Hearing

Time Allocated for Item: 60 minutes

Agenda Title:

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 (continued from April 19, 2021)
(Sponsor: Planning & Building Services)

Recommended Action/Motion:

Introduce and waive first reading of an ordinance amending Mendocino County Code Chapter 6.36 and

Chapter 20.243 regarding cannabis facilities.

Previous Board/Board Committee Actions:

Adoption of Ordinance 4394 (Cannabis Facilities Ordinance) adding Chapters 6.36 and 20.243 to the Mendocino County Code on October 17, 2017 followed by the adoption of Ordinance 4410 on March 27, 2018 amending the Cannabis Facilities Ordinance to its current language. On September 17, 2019, Planning & Building staff were directed to further amend the Cannabis Facilities Ordinance, which was reiterated at the Board of Supervisor's January 25, 2021 meeting.

Summary of Request:

Through the Non-Cultivation Working Group (NCWG), a number of issues regarding the Cannabis Facilities Ordinance, including both Chapter 6.36 and Chapter 20.243, were identified for discussion amongst the group. The recommendations of the NCWG were presented to the Board of Supervisors for consideration and who subsequently provided direction for County Staff to make some of the recommended changes. While working to incorporate said direction from the Board regarding the Cannabis Facilities Ordinance, Planning & Building Services (PBS) Staff identified additional language in the County Code for revision to provide a more streamlined approach to cannabis facilities permit processing. The Ordinance Amendment includes changes recommended by the Planning Commission, as well as a recommendation to the Board of Supervisor to further discuss farm tours of parcels without frontage on a public road.

Proposed amendments include the removal of church as a sensitive receptor, revisions to the manufacturing use type to allow for shared-use facilities, revisions to the retail use type to clarify existing regulations and add regulations for cannabis tourism, lodging, farm tours and farmer's markets, revisions to the zoning table for manufacturing and distributor uses, the addition and modification of definitions to better align with State regulations, and the elimination of obsolete sections.

Alternative Action/Motion:

Provide direction to staff.

Supervisory District: All

vote requirement: Majority

Supplemental Information Available Online At:

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

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:

revenue agreement: N/A

Agreement/Resolution/Ordinance Approved by County Counsel: Yes

CEO Liaison: Steve Dunicliff, Deputy CEO

CEO Review: Yes

CEO Comments:

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Executed By: Atlas Pearson, Deputy Clerk I

Final Status:Continued

Date: APRIL 28, 2021

