



Mendocino County

Legislation Details (With Text)

File #: 20-0926 **Version:** 1 **Name:**
Type: Approval **Status:** Agenda Ready
File created: 10/2/2020 **In control:** Planning and Building Services
On agenda: 10/13/2020 **Final action:**
Title: Discussion and Possible Direction to Staff Regarding the Mendocino Cannabis Cultivation Ordinance, Including Possible Changes to Phase Three
(Sponsor: Planning and Building Services)

Sponsors:

Indexes:

Code sections:

Attachments: 1. 1. Phase 3 Cannabis BOS Memo FINAL, 2. 2. Att. A - Current Table 2, 3. 3. Att. B - Draft Revised Table 2, 4. AG & RL Zonings (V3), 5. Phase III Eligible Sites, 6. 10-11-20 MCA Correspondence, 7. 10-11-20 Miller Correspondence, 8. 10-11-20 Jupiter Correspondence, 9. 10-11-20 Rosen Correspondence, 10. 10-11-20 Trillia Correspondence, 11. 10-11-20 Thilman Correspondence (Jen), 12. 10-11-20 Cooperrider Correspondence, 13. 10-11-20 Thilman Correspondence (Jude), 14. 10-11-20 Maxson Correspondence, 15. 10-11-20 Robbers Correspondence, 16. 10-11-20 Buchanan Correspondence, 17. 10-11-20 Bewley Correspondence, 18. 10-11-20 Wheeler Correspondence, 19. 10-13-20 Foley Correspondence, 20. 10-11-20 Jensen Correspondence, 21. 10-11-20 King Correspondence, 22. 10-11-20 Zachreson Correspondence, 23. 10-11-20 Fox Correspondence, 24. 10-11-20 Rodriques Correspondence, 25. 10-11-20 Wasserman Correspondence, 26. 10-11-20 Soko Correspondence, 27. 10-11-20 Dejuan Correspondence, 28. 10-11-20 Lastreto Swami Correspondence, 29. 10-11-20 Hoyle Correspondence, 30. 10-11-20 Haglund Correspondence, 31. 10-12-20 Bennett Correspondence, 32. 10-12-20 Birkas Correspondence, 33. 10-12-20 Bush Correspondence, 34. 10-12-20 CCAG Correspondence, 35. 10-12-20 Clein Correspondence, 36. 10-12-20 Davis Correspondence, 37. 10-12-20 Dragonfly Wellness Correspondence, 38. 10-12-20 Jordan-Ferrari Correspondence, 39. 10-12-20 Flow Kana Correspondence, 40. 10-12-20 Kislak Correspondence, 41. 10-12-20 Landefeld Correspondence, 42. 10-12-20 Laidlaw Correspondence, 43. 10-12-20 Leppert Correspondence, 44. 10-12-20 Manners Correspondence, 45. 10-12-20 Marlin Correspondence, 46. 10-12-20 Lennerth Correspondence, 47. 10-12-20 J. Davis Correspondence, 48. 10-12-20 Martin Correspondence, 49. 10-12-20 Liddy Correspondence, 50. 10-12-20 MCA Talking Points Correspondence, 51. 10-12-20 Nelson Correspondence, 52. 10-12-20 Piziali Correspondence, 53. 10-12-20 Peterson Correspondence, 54. 10-12-20 Powell Correspondence, 55. 10-12-20 Robinson Correspondence, 56. 10-12-20 Sargenti Correspondence, 57. 10-12-20 Scott Ward Company Correspondence, 58. 10-12-20 Wood Correspondence, 59. 10-12-20 Zajac Correspondence, 60. 10-13-20 Lockhart Correspondence, 61. 10-13-20 O'Donnell Correspondence, 62. 10-13-20 AuClair Correspondence, 63. 10-13-20 Cheung Correspondence, 64. 10-13-20 Harness Correspondence, 65. 10-13-20 Henry's Original Correspondence, 66. 10-13-20 Lake Correspondence, 67. 10-13-20 Leef Correspondence, 68. 10-13-20 MCFB Correspondence, 69. 10-13-20 Morford Correspondence, 70. 10-13-20 UCCE Correspondence, 71. 10-13-20 Weibel Correspondence, 72. 10-13-20 Berman Correspondence, 73. 10-13-20 Davis Correspondence, 74. 10-13-20 Diaz Correspondence, 75. 10-13-20 Gray Correspondence, 76. 10-13-20 Soto Farms Correspondence, 77. 3. Att. B - Draft Revised Table 2 (in progress @ meeting)

Date	Ver.	Action By	Action	Result
10/13/2020	1	Board of Supervisors		

To: Board of Supervisors

From: Planning and Building Services

Meeting Date: October 13, 2020

Department Contact: Julia Acker Krog

Phone: 234-6650

Department Contact: Brent Schultz

Phone: 234-6650

Item Type: Regular Agenda

Time Allocated for Item: 3 hours

Agenda Title:

Discussion and Possible Direction to Staff Regarding the Mendocino Cannabis Cultivation Ordinance, Including Possible Changes to Phase Three
(Sponsor: Planning and Building Services)

Recommended Action/Motion:

Discuss the recommendations and provide direction to staff.

Previous Board/Board Committee Actions:

Adoption of Ordinance No. 4381, adopting Chapters 10A.17 and 20.242 to the Mendocino County Code. Adoption of Ordinance No. 4392, making certain amendments to Chapter 10A.17. Adoption of Ordinance No. 4405, making modifications to Chapter 20.242. Adoption of Ordinance No. 4408, making additional amendments to Chapters 10A.17 and 20.242. Adoption of Ordinance No. 4411, making additional amendments to Chapter 10A.17. Adoption of Ordinance No. 4413, making additional amendments to Chapter 10A.17. Adoption of Ordinance No. 4420, making additional amendments to Chapters 10A.17 and 20.242 as well as adding Chapters 20.118 and 20.119 to County Code. Adoption of Ordinance No. 4422, making additional amendments to Chapters 10A.17 and 6.36. Adoption of Ordinance No. 4438, making additional amendments to Chapters 10A.17 and 20.242. Adoption of Ordinance No. 4463, making additional amendments to Chapter 10A.17.

In addition to the Ordinances noted above, the Board has previously given direction to staff on consideration of a discretionary permit process for cannabis cultivation activities on May 14, 2019, December 10, 2019, February 25, 2020 and June 16, 2020.

Summary of Request:

On May 14, 2019, the Board of Supervisors reviewed the recommendations of the Cannabis Ad Hoc Committee and provided direction to staff to transition to Use Permits/Administrative Permits for Phase Three for all cultivation activities and align permit categories with the California Department of Food & Agriculture (CDFA). Staff prepared a Draft Revised Table 2 (Attachment B to the Memorandum for this item) for review and discussion with the Board of Supervisors.

In addition, direction is requested regarding the potential allowance of new cultivation sites in the Range Land (RL) zoning district and potential expansion above 10,000 square-feet of cultivation area. To ensure Phase Three is available on or close to April 1, 2021, Staff recommends any action to incorporate these two items be deferred, even if just temporarily.

Please see the attached memorandum from Staff regarding recommendations for Phase Three, inclusion of RL, and expansion above 10,000 square-feet of cultivation area.

Alternative Action/Motion:

Provide alternate direction.

Supervisory District: All

vote requirement: Majority

Supplemental Information Available Online At: n/a

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: N/A

CEO Liaison: Steve Dunncliff, Deputy CEO

CEO Review: Yes

CEO Comments:

FOR COB USE ONLY

Executed By: Atlas Pearson, Deputy Clerk I

Date: October 14, 2020

Final Status: **Direction Given to Staff**

