



# Mendocino County

## Legislation Details (With Text)

**File #:** 21-0573      **Version:** 1      **Name:**  
**Type:** Ordinance      **Status:** Consent Agenda  
**File created:** 5/6/2021      **In control:** Planning and Building Services  
**On agenda:** 5/25/2021      **Final action:**  
**Title:** Adoption of Ordinance Amending Mendocino County Code Chapter 6.36 and Chapter 20.243 Regarding Cannabis Facilities

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Ordinance 4491, 2. 01. 05-24-21 For Execution - Final Ordinance, 3. OA\_2021-0001 CLEAN FOR EXECUTION, 4. 02. OA\_2021-0001 (Mendocino) Memo, 5. 03. OA\_2021\_0001 (Mendocino) PlanningCommissionHearingPacket, 6. 04. OA\_2021-0001 (Mendocino) PC\_2021-0003, 7. 05. OA\_2021-0001 (Mendocino) DraftCannabisFacilitiesOrdinance\_RecommendationsPC\_Redline, 8. 06. OA\_2021-0001 (Mendocino) DraftCannabisFacilitiesOrdinance\_CLEAN, 9. 07. Ordinance Summary - OA\_2021-0001 Cannabis Facilities, 10. Proof of Pub (UDJ) GP\_2021-0001 (Cannabis Facilities) BOS 4-19-21, 11. 05-24-21 Thilman Correspondence, 12. 05-24-21 MCA Correspondence, 13. 05-24-21 Powell Correspondence, 14. 05-24-21 Lost Paradise Organics Correspondence

Date	Ver.	Action By	Action	Result
5/25/2021	1	Board of Supervisors		

**To: Board of Supervisors**

**From: Planning and Building Services**

**Meeting Date:** May 25, 2021

**Department Contact:** Sam Vandy Vandewater

**Phone:** 234-6650

**Department Contact:** Ignacio Nash Gonzalez

**Phone:** 234-6650

**Item Type:** Consent Agenda

**Time Allocated for Item:** N/A

**Agenda Title:**

Adoption of Ordinance Amending Mendocino County Code Chapter 6.36 and Chapter 20.243 Regarding Cannabis Facilities

**Recommended Action/Motion:**

Adopt Ordinance amending Mendocino County Code Chapter 6.36 and Chapter 20.243 regarding cannabis facilities; and authorize Chair to sign same.

**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. Intro and waive first reading of this Ordinance took place on April 27, 2021.

**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.

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-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:**

**revenue agreement:** N/A

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

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

**CEO Review:** Yes

**CEO Comments:**

**FOR COB USE ONLY**

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Executed By: Atlas Pearson, Deputy Clerk I

Date: May 28, 2021

Final Status: Adopted

Executed Item Type: Ordinance Number: 4491



