



Mendocino County

Legislation Details (With Text)

File #: 20-0100 **Version:** 1 **Name:**
Type: Ordinance **Status:** Adopted
File created: 1/23/2020 **In control:** County Counsel
On agenda: 2/4/2020 **Final action:**
Title: Discussion and Possible Action Including Adoption of Urgency Ordinance Extending a Temporary Moratorium on the Cultivation of Industrial Hemp Within the Unincorporated Areas of Mendocino County Pending the Study and Consideration of Land Use and Other Regulations Pertaining to Such Cultivation
(Sponsors: Agriculture and County Counsel)

Sponsors:

Indexes:

Code sections:

Attachments: 1. Ordinance 4458, 2. Ordinance Summary, 3. Staff Report, 4. Affidavit of Publication, 5. 02-03-2020 Nelson Correspondence

Date	Ver.	Action By	Action	Result
2/4/2020	1	Board of Supervisors		
2/4/2020	1	Board of Supervisors	Adopted and Chair is authorized to sign same;	Pass

To: Board of Supervisors

From: Agriculture and County Counsel

Meeting Date: February 4, 2020

Department Contact: Jim Donnelly

Phone: 234-6830

Department Contact: Matthew Kiedrowski

Phone: 234-6885

Item Type: Noticed Public Hearing

Time Allocated for Item: 30 min.

Agenda Title:

Discussion and Possible Action Including Adoption of Urgency Ordinance Extending a Temporary Moratorium on the Cultivation of Industrial Hemp Within the Unincorporated Areas of Mendocino County Pending the Study and Consideration of Land Use and Other Regulations Pertaining to Such Cultivation
(Sponsors: Agriculture and County Counsel)

Recommended Action/Motion:

Adopt Urgency Ordinance extending a temporary moratorium on the cultivation of industrial hemp within the unincorporated areas of Mendocino County pending the study and consideration of land use and other regulations pertaining to such cultivation; and authorize Chair to sign same.

Previous Board/Board Committee Actions:

On February 26, 2019, the Board of Supervisors adopted an urgency ordinance establishing a temporary moratorium on industrial hemp cultivation. On April 9, 2019, the Board of Supervisors adopted an extension

of the moratorium.

Summary of Request:

The purpose of this urgency ordinance is to extend the temporary moratorium adopted by the Board on February 26, 2019, and extended on April 9, 2019, on the cultivation of industrial hemp for commercial purposes or by "Established Agricultural Research Institutions," as defined by California Food and Agricultural Code Section 81000(c), while County staff determines the impact of such unregulated cultivation and reasonable regulations to mitigate such impacts.

Attached to this agenda packet is a staff report discussing the work being proposed to develop and process permanent regulations pertaining to industrial hemp cultivation.

The current urgency ordinance is set to expire on February 24, 2020, unless the Board acts to extend the interim ordinance. Staff is proposing an extension of 12 months, or until February 4, 2021, or up to the point the County approves permanent regulations pertaining to industrial hemp cultivation. This extension will require a 4/5 or better vote of the Board for it to be approved. The legislative findings required by Government Code section 65858 are included in the ordinance. This would be the final extension of the moratorium.

Alternative Action/Motion:

Provide alternative direction

Supervisory District: All

vote requirement: 4/5ths

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:

revenue agreement: N/A

Agreement/Resolution/Ordinance Approved by County Counsel: Yes

CEO Liaison: Darcie Antle, Deputy CEO

CEO Review: Yes

CEO Comments:

FOR COB USE ONLY

Executed By: Lindsey Dunham, Deputy Clerk I

Date: February 5, 2020

Final Status: **Adopted**

Executed Item: **Ordinance** Number: 4458

