



# Mendocino County

## Legislation Text

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File #: 20-0670, Version: 1

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**To: Board of Supervisors**

**From: Planning and Building Services**

**Meeting Date:** August 4, 2020

**Department Contact:** Chevon Holmes

**Phone:** 707-234-6650

**Department Contact:** Brent Schultz

**Phone:** 707-234-6650

**Item Type:** Noticed Public Hearing

**Time Allocated for Item:** 5 minutes

**Agenda Title:**

Noticed Public Hearing - Discussion and Possible Action Including Adoption of an Ordinance Rezoning (R\_2019-0014 - the Fracchia Road and Bisby Avenue Neighborhoods) Twenty-nine (29) Legal Parcels, Totaling 129.64± Acres, Adding a Commercial Cannabis Prohibition (CP) Combining District to the Current Zoning Designations of Rural Residential (RR), Agricultural (AG) and Rangeland (RL)  
(Sponsor: Planning and Building Services)

**Recommended Action/Motion:**

Adopt an Ordinance rezoning (R\_2019-0014 - the Fracchia Road and Bisby Avenue Neighborhoods) twenty-nine (29) legal parcels, totaling 129.64± acres, to add a Commercial Cannabis Prohibition (CP) Combining District to parcels currently zoned RR, AG and RL; and authorize Chair to sign same.

**Previous Board/Board Committee Actions:**

Adoption of Ordinance No. 4420 on December 4, 2018, making amendments to Chapters 10A.17 and 20.242 as well as adding Chapters 20.118 and 20.119 to County Code.

**Summary of Request:**

A Rezone to add a Commercial Cannabis Prohibition Combining District over twenty-nine (29) separate parcels (APNs: 185-050-06, 185-050-07, 185-050-08, 185-090-07, 185-100-02, 185-100-06, 185-100-07, 185-100-08, 185-100-09, 185-100-11, 185-100-12, 185-100-13, 185-100-14, 185-100-19, 185-100-20, 185-100-25, 185-100-27, 185-100-28, 185-100-29, 185-100-31, 185-100-36, 185-100-37, 185-100-39, 185-100-40, 185-100-44, 185-100-47, 185-100-48, 185-100-49, 185-100-50) totaling 129.64± acres to prohibit commercial cannabis operations per Mendocino County Code Chapter 20.119. On April 16, 2020, the Planning Commission recommended that the Board of Supervisors approve the rezoning (R\_2019-0014), finding that: 1) the proposed rezone is statutorily exempt from review under CEQA pursuant to Article 5, Section 15061(b)(3); and 2) the proposed project is consistent with the Rural Residential, Rangeland and Agricultural General Plan Land Use Designations; and 3) the proposed project is consistent with Mendocino County Code Chapter 20.119. See attached Ordinance, Staff memo, Planning Commission Report and Resolution.

**Alternative Action/Motion:**

Deny the rezone and provide direction to staff.

**Supervisory District:** District 5

**vote requirement:** Majority

**Supplemental Information Available Online At:**

[<https://www.mendocinocounty.org/government/planning-building-services/public-notices>](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:** N/A

**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:** AUGUST 6, 2020

**Final Status:** Adopted

**Executed Item Type:** Ordinance **Number:** 4465

