



MENDOCINO COUNTY BOARD OF SUPERVISORS
ONLINE AGENDA SUMMARY

BOARD AGENDA # 6(b)

- Arrangements for public hearings and timed presentations must be made with the Clerk of the Board in advance of public/media noticing
- Agenda Summaries must be submitted no later than *noon* Monday, 15 days prior to the meeting date (along with electronic submittals)
- Send 1 complete original single-sided set and 1 photocopy set – Items must be signed-off by appropriate departments and/or Co. Co.
Note: If individual supporting document(s) exceed 25 pages each, or are not easily duplicated, please provide 7 hard-copy sets)
- Transmittal of electronic Agenda Summaries, records, and supporting documentation must be emailed to: bosagenda@co.mendocino.ca.us
- Electronic Transmission Checklist: Agenda Summary Records Supp. Doc. If applicable, list other online information below
- Executed records will be returned to the department within one week. *Arrangements for expedited processing must be made in advance*

TO: Board of Supervisors **DATE:** April 12, 2015

FROM: Marijuana Ad Hoc Committee **MEETING DATE:** April 18, 2015

DEPARTMENT RESOURCE/CONTACT: John McCowen **PHONE:** 463-4363 Present On Call
Tom Woodhouse **PHONE:** 463-4441 Present On Call

Consent Agenda Regular Agenda Noticed Public Hearing Time Allocated for Item: 3 hrs.

■ **AGENDA TITLE: Discussion and Possible Direction to Staff Regarding Potential Changes to Mendocino County’s Medical Marijuana Cultivation Regulation**

■ **PREVIOUS BOARD/BOARD COMMITTEE ACTIONS:** October 26, 2015: the Board held a Special Meeting on the 2015 State legislative medical marijuana regulatory package; November 3, 2015: the Board appointed Supervisors McCowen and Woodhouse to an ad hoc committee to review Mendocino County’s 9.31 Medical Marijuana Cultivation Regulation Ordinance and report to the Board with recommended changes; December 15, 2015: the Board adopted a 9.31 Ordinance Revision Timeline; March 15, 2016: The Ad Hoc Committee presented a draft cultivation chart and numerous recommendations for updated medical marijuana regulations for Mendocino County. The Board tentatively endorsed most of the recommendations and gave direction for some changes and additional information.

■ **SUMMARY OF REQUEST:** The State Medical Marijuana Regulation and Safety Act, adopted in 2015, provides for a comprehensive regulatory framework, including license categories for cultivation; nursery; manufacturer; testing; dispensary; distribution; and transportation. When fully implemented, except for limited exceptions for qualifying patients and primary caregivers, the above marijuana related activities will be defined as “commercial cannabis activity” and will require state licenses which will be issued beginning on or after January 1, 2018. State licensees operating in Mendocino County must first obtain a license or permit from the County. Mendocino County currently has regulations in place for cultivation but does not otherwise have formal regulations for related activities. In order to protect the general public health, safety and welfare; limit harmful environmental impacts; and to encourage the transition to a legally compliant and regulated cannabis industry; it is recommended that the Board give additional direction on revisions to Mendocino County’s existing Medical Marijuana Cultivation Regulation (9.31 ordinance) and development of additional regulations as deemed necessary.

On March 15, 2016, the Marijuana Ad Hoc Committee brought forward recommendations regarding revisions to the 9.31 ordinance. The Board agreed on numerous recommendations which were incorporated into the revision. As the Ad Hoc works to finalize the revision to 9.31, additional topics require Board discussion and direction. The Ad Hoc committee and County staff will present information on a number of areas, including: County permit exemptions, indoor cottage permit, nursery program, track and trace, zoning and land use, local jurisdiction and local taxation. The Board is asked to consider public comment; review and discuss the information presented and give direction concerning proposed revisions as the Board deems appropriate.

BOARD ACTION (DATE: _____): Approved Referred to _____ Other _____

RECORDS EXECUTED: Agreement: _____ Resolution: _____ Ordinance: _____ Other _____



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■ SUPPLEMENTAL INFORMATION AVAILABLE ONLINE AT:

■ ADDITIONAL INFORMATION ON FILE WITH THE CLERK OF THE BOARD (CHECKED BY COB IF APPLICABLE):

FISCAL IMPACT:			
Source of Funding	Current F/Y Cost	Annual Recurring Cost	Budgeted in Current F/Y
n/a	n/a	n/a	Yes <input type="checkbox"/> No <input type="checkbox"/>

■ SUPERVISORIAL DISTRICT: 1 2 3 4 5 All ■ VOTE REQUIREMENT: Majority 4/5ths

■ RECOMMENDED ACTION/MOTION: Provide direction to staff regarding potential changes to Mendocino County's Medical Marijuana Cultivation Regulation.

■ ALTERNATIVES: Provide alternative direction.

■ CEO REVIEW (NAME): Alan D. Flora, Assistant CEO PHONE: 463-4441

RECOMMENDATION: Agree Disagree No Opinion Alternate Staff Report Attached

BOARD ACTION

- Approved _____
- Records Executed _____

Date of Meeting _____

- Referred to _____
- Other _____