



County of Santa Barbara Timeline of Public Meetings For the Development of a Cannabis Permitting and Licensing Program January 2017- May 2019

2016

January 5, 2016:

Board of Supervisors Meeting (Santa Barbara) – [Hearing](#) to consider the recommendations of the County and Montecito Planning Commissions to approve Case Number 15ORD-00000-00018, which would add a new Article X, titled "Medical Marijuana Regulations," to Chapter 35, Zoning, of the Santa Barbara County Code, to implement regulations to prohibit medical marijuana cultivation and delivery with a limited exemption for marijuana cultivation for personal medical use, as follows:

- a) Make the findings for approval, including California Environmental Quality Act (CEQA) findings;
- b) Determine that the adoption of the proposed Ordinance is exempt from CEQA pursuant to Section 15061(b)(3) of the Guidelines for Implementation of CEQA; and
- c) Adopt an Ordinance, Case Number 15ORD-00000-00018, adding a new Article X, titled "Medical Marijuana Regulations" to Chapter 35, Zoning, of the Santa Barbara County Code, to implement new regulations regarding medical marijuana cultivation and delivery within the unincorporated areas of Santa Barbara County.

Action:

A motion was made by Supervisor Carbajal, seconded by Supervisor Farr, that this matter be Set for a hearing, as follows: January 19, 2016 in Santa Barbara. **Motion carried by unanimous vote of 5-0.**

January 19, 2016:

Board of Supervisors Meeting (Santa Barbara) – [Hearing](#) to consider the recommendations of the County and Montecito Planning Commissions to approve Case Number 15ORD-00000-00018, which would add a new Article X, titled "Medical Marijuana Regulations," to Chapter 35, Zoning, of the Santa Barbara County Code, to implement regulations to prohibit medical marijuana cultivation and delivery with a limited exemption for marijuana cultivation for personal medical use, as follows:

- a) Make the findings for approval, including California Environmental Quality Act (CEQA) findings;
- b) Determine that the adoption of the proposed Ordinance is exempt from CEQA pursuant to Section 15061(b)(3) of the Guidelines for Implementation of CEQA; and
- c) Adopt an Ordinance, Case Number 15ORD-00000-00018, adding a new Article X, titled "Medical Marijuana Regulations" to Chapter 35, Zoning, of the Santa Barbara County Code, to implement new regulations regarding medical marijuana cultivation and delivery within the unincorporated areas of Santa Barbara County.

Action:

Received and filed staff presentation and conducted public hearing. A motion was made by Supervisor Wolf, seconded by Supervisor Adam, that this matter be acted on as follows: a) Approved b) Approved;

and c) Adopted the Ordinance amended as follows: 1) Added the "Severability Clause" at new Section 4 as reflected on the slide presented by County Counsel at the hearing on January 19, 2016. 2) Deleting the "Delivery Ban" wherever stated in the Ordinance. 3) Adding the "Delayed Operative Date" at Section 3, to read "to be in force upon 120 days from the date of its passage" as reflected on the slide presented by County Counsel at the hearing on January 19, 2016; and 4) Adding an exemption for medical marijuana cultivation locations already existing on January 19, 2016, if they are legal under California state law; these would become legal nonconforming uses. ORDINANCE NO. 4954 Further directed staff to include this matter as a priority in the Planning and Development Department FY 2016-17 Workplan. **The motion carried by a unanimous vote of 5-0.**

2017

February 14, 2017:

Board of Supervisors Meeting (Santa Maria) - [Hearing](#) to consider recommendations regarding marijuana regulations and the impacts of Proposition 64, as follows:

- a) Receive and file a presentation on impacts related to the passage of Proposition 64;
- b) Direct staff to return to the Board with an Urgency Ordinance to prohibit cultivation and other marijuana activities while staff develops an Ordinance to prohibit or regulate marijuana, and/or;
- c) Provide direction to staff on additional information or actions for future consideration, including, but not limited to the following:
 - i) Develop an Ordinance prohibiting certain types of State marijuana licenses in the unincorporated area of Santa Barbara County; and/or
 - ii) Amend the County's Zoning Ordinances to require zoning permits for cultivation, manufacturing, retail and/or delivery of marijuana; and/or
 - iii) Develop an Ordinance for local business licenses for certain types of State marijuana licenses in the unincorporated area of Santa Barbara County; and/or
 - iv) Develop an Ordinance to tax marijuana and/or marijuana activities within the County, subject to voter approval; and/or v) Establish and appoint members of the Board of Supervisors to a temporary, advisory ad hoc subcommittee on marijuana regulation and taxation; and/or
 - vi) Provide other direction to staff as appropriate; and
- d) Find that the proposed actions are administrative activities of the County, which will not result in direct or indirect changes to the environment and are therefore not a "project" as defined for the purposes of the California Environmental Quality Act (CEQA) under State CEQA Guidelines Section 15378(b)(5).

Action:

1. Received and filed staff presentation and conducted public hearing. A motion was made by Supervisor Adam, seconded by Supervisor Wolf, that this matter be acted on as follows: a) Received and filed. b) Directed staff to return to the Board with an Urgency Ordinance to prohibit non-medical marijuana cultivation and other marijuana activities while staff develops an Ordinance to prohibit or regulate marijuana. **Motion carried by a vote of 4-1, with Williams voting no.**
2. A motion was made by Supervisor Williams, seconded by Supervisor Adam, that this matter be acted on as follows: c) v) Directed the establishment of a short term, advisory ad-hoc subcommittee consisting of Supervisors Williams and Lavagnino. The purpose of the

subcommittee is to assist staff in the development of a permanent Ordinance related to the regulation of medicinal and recreational marijuana. The subcommittee is not a Brown Act body and is directed to report to the Board monthly or as practical. **Motion carried by a vote of 4-1, with Wolf voting no.**

3. A motion was made by Supervisor Williams, seconded by Supervisor Lavagnino, that this matter be acted on as follows: c) vi) Directed staff to return to the Board within 45 days for the establishment of a limited term baseline registry program that will include the following: A Fee Schedule as can be completed. To recognize and certify that existing medical commercial uses including but not limited to cultivation are in compliance with existing ordinances and regulations. To include any operations that are not currently commercial but have a site and intent for growing and/or manufacturing. To include information on the type of production - indoor, outdoor or both, volume of production, how product is distributed, where product is sold and dates of production. This registry is to expire upon the adoption of a permanent Ordinance. No further action taken. **Motion carried by a vote of 4-1, with Wolf voting no.**

4. A motion was made by Supervisor Wolf, seconded by Supervisor Adam, that this matter be acted on as follows: d) Approved. The motion carried by a unanimous 5-0 vote to direct staff to return to the Board with an Urgency Ordinance to prohibit cultivation and other marijuana activities while staff develops an Ordinance to prohibit or regulate marijuana, and/or; c) Provide direction to staff on additional information or actions for future consideration, including, but not limited to the following:
 - i) Develop an Ordinance prohibiting certain types of State marijuana licenses in the unincorporated area of Santa Barbara County; and/or
 - ii) Amend the County's Zoning Ordinances to require zoning permits for cultivation, manufacturing, retail and/or delivery of marijuana; and/or
 - iii) Develop an Ordinance for local business licenses for certain types of State marijuana licenses in the unincorporated area of Santa Barbara County; and/or
 - iv) Develop an Ordinance to tax marijuana and/or marijuana activities within the County, subject to voter approval; and/or
 - v) Establish and appoint members of the Board of Supervisors to a temporary, advisory ad hoc subcommittee on marijuana regulation and taxation; and/or
 - vi) Provide other direction to staff as appropriate.

March 21, 2017:

Board of Supervisors Meeting (Santa Barbara) – [Admin Agenda to Set a Hearing](#) to consider recommendations regarding an extension of the Nonmedical Marijuana Interim Urgency Ordinance

Action:

Item pulled from Consent Agenda to be read into the record. **Motion carried by unanimous vote of 5-0 to Set Hearing; no public comment.**

April 4, 2017:

Board of Supervisors Meeting (Santa Barbara) – [Hearing](#) to consider recommendations regarding an interim Urgency Ordinance for nonmedical marijuana, as follows:

- a) Adopt the Nonmedical Marijuana Interim Urgency Ordinance imposing a temporary moratorium on

any activities associated with the Adult Use of Marijuana Act (AUMA), including the cultivation, distribution, transportation, storage, manufacturing, processing, and selling of nonmedical marijuana, nonmedical marijuana products, and industrial hemp, and on outdoor cultivation (Case No. 17ORD-00000-00004);

b) Determine that the Nonmedical Marijuana Interim Urgency Ordinance is not subject to the requirements of the California Environmental Quality Act (CEQA), pursuant to CEQA Guidelines sections 15061(b)(3) as it has no potential for causing a significant impact on the environment, and 15308 as a regulatory action that will protect the environment; and

c) Direct staff to return to the Board of Supervisors on May 2, 2017, with a written report pursuant to Government Code section 65858(d) and consideration of an extension of the Nonmedical Marijuana Interim Urgency Ordinance for up to 22 months and 15 days pursuant to Government Code section 65858(b).

Action:

Received and filed staff presentation and conducted public hearing. A motion was made by Supervisor Lavagnino, seconded by Supervisor Adam, that this matter be acted on as follows: a) Adopted; ORDINANCE NO. 4992 b) Approved; and c) Directed. **Motion carried by unanimous vote of 5-0.**

April 4, 2017:

Board of Supervisors Meeting (Santa Barbara) – [Hearing](#) to consider recommendations regarding a proposed Ordinance establishing a Non-Personal Cannabis Cultivation and Related Operations Registry Program.

a) Consider the introduction (first reading) of an “Ordinance of the County of Santa Barbara, establishing a limited term non-personal cannabis cultivation and related operations registry program within the unincorporated areas of Santa Barbara County” and waive further reading of the Ordinance;

b) Set a hearing on the Administrative Agenda of April 11, 2017 to consider adoption (second reading) of an “Ordinance of the County of Santa Barbara, establishing a limited term non-personal cannabis cultivation and related operations registry program within the unincorporated areas of Santa Barbara County;” and

c) Receive and provide comments on the Registration Form to implement the Registry Program.

Action:

Received and filed staff presentation and conducted public hearing. A motion was made by Supervisor Lavagnino, seconded by Supervisor Williams, that this matter be acted on as follows:

a) and b) Read title, waived further reading of the Ordinance. Introduction approved; adoption (second reading) set for April 11, 2017 on the Administrative Agenda in Santa Maria;

c) Directed staff to amend the Registration Form per direction of the Board based on comments at the hearing of April 4, 2017 and further directed staff to include the amended Form as an attachment to the Board Letter at the April 11, 2017 meeting. **Motion carried by a vote of 4-1, with Wolf voting no.**

April 11, 2017:

Board of Supervisors Meeting (Santa Maria) – [Consent Agenda to Consider recommendations](#) regarding a proposed Ordinance establishing a Non-Personal Cannabis Cultivation and Related Operations Registry Program.

Action:

Item pulled from [Consent Agenda](#) to be read into the record. A motion was made by Supervisor Lavagnino, seconded by Supervisor Williams, that this matter be acted on as adopted, as follows: Consider and approve the adoption (second reading) of an "Ordinance of the County of Santa Barbara, establishing a limited term non-personal cannabis cultivation and related operations registry program within the unincorporated areas of Santa Barbara County. **Motion carried 4-1, with Wolf voting no.**

April 25, 2017:

Public Community Meeting (Santa Barbara) – First of three public meetings of the **Ad Hoc Committee on Cannabis Operations** of the Board of Supervisors consisting of two Supervisors and staff from the departments of Planning & Development, Sheriff, County Counsel, District Attorney, Ag Commissioner, CEO, and Public Health/Environmental Health. The Board designated First District Supervisor Das Williams and Fifth District Supervisor Steve Lavagnino to lead the Ad Hoc. By definition and by law, an ad hoc committee of the Board is temporary and created for specific task and ceases to exist after six months. The Ad Hoc held three meetings between April and September 2017: April 25, June 30, and August 25.

May 2, 2017:

Board of Supervisors Meeting (Santa Barbara) – [Hearing](#) to consider recommendations regarding an extension of the Nonmedical Marijuana Interim Urgency Ordinance that the Board of Supervisors adopted on April 4, 2017, as follows:

- a) Receive and file a report that describes the measures taken to alleviate the condition which led to the adoption of the Nonmedical Marijuana Interim Urgency Ordinance, pursuant to Government Code section 65858(d); and
- b) Adopt the urgency Ordinance which extends the Nonmedical Marijuana Interim Urgency Ordinance by 22 months and 15 days, thereby extending the temporary moratorium on any activities associated with the Adult Use of Marijuana Act (AUMA), including the cultivation, distribution, transportation, storage, manufacturing, processing, and selling of nonmedical marijuana, nonmedical marijuana products, and industrial hemp, and on personal outdoor cultivation (Case No. 17ORD-00000-00004).

Action: Received and filed staff presentation and conducted public hearing. A motion was made by Supervisor Lavagnino, seconded by Supervisor Adam, that this matter be acted on as follows: a) Received and filed; b) Adopted. ORDINANCE NO. 4995 c) Approved; and d) Directed. Motion carried by a unanimous vote of 5-0.

June 30, 2017:

Public Community Meeting (Santa Maria) – Second of three public meetings of the **Ad Hoc Committee on Cannabis Operations** of the Board of Supervisors.

July 11, 2017:

Board of Supervisors Meeting (Santa Barbara) – [Hearing](#) to consider recommendations regarding a [status report on the Ad Hoc Subcommittee on Cannabis Operations](#) and discussion of conceptual cannabis licensing and land use permitting options, as follows:

- a) Receive and file a report on cannabis licensing types, land use options and the status of the Ad Hoc Subcommittee on Cannabis;
- b) Provide direction to staff on conceptual licensing and land use options;
- c) Direct staff to provide an update to the Board in November on the status of local cannabis

regulations including potential business licenses; and
d) Provide other direction to staff.

Action:

Received and filed staff presentation and conducted public hearing. A motion was made by Supervisor Lavagnino, seconded by Supervisor Adam, that this matter be acted on as follows: a) Received and filed; b) i and ii) Directed; c) Directed staff to return to the Board on September 19, 2017 in Santa Maria. Further directed staff to schedule the hearing to occur in the afternoon prior to the previously scheduled Evening Public Meeting on EIR; and d) Approved. **Motion carried by a unanimous vote of 5-0.**

July 26, 2017:

Public Community Meeting (Santa Barbara)– Hosted by Long Range Planning, Planning & Development, Environmental Scoping meeting for Notice of Preparation of an EIR

July 27, 2017:

Public Community Meeting (Santa Maria) – Hosted by Long Range Planning, Planning & Development, Environmental Scoping meeting for Notice of Preparation of an EIR

August 16, 2017:

Montecito Planning Commission – Staff Update on the Cannabis Land Use Ordinance Amendments and Licensing Program from Planning & Development, CEO Office and Ag Commissioner. [Documents](#) [Video](#)

August 25, 2017:

Public Community Meeting (Carpinteria) – Third of three public meetings of the **Ad Hoc Committee on Cannabis Operations** of the Board of Supervisors.

September 13, 2017:

County Planning Commission Meeting - Staff update on the Cannabis Land Use Ordinance and Licensing Program. [Documents](#), including staff presentation, public comment, CEQA. [Video](#)

September 19, 2017:

Board of Supervisors Meeting (Santa Maria) – [Hearing](#) to consider recommendations regarding a status report on the Ad Hoc Subcommittee on Cannabis Operations and discussion of conceptual cannabis licensing and land use permitting options, as follows:

- a) Receive and file a report on cannabis licensing types, land use options and the status of the Ad Hoc Subcommittee on Cannabis;
- b) Provide direction to staff on conceptual licensing and land use options;
- c) Direct staff to provide an update to the Board in November on the status of local cannabis regulations including potential business licenses;
- d) Provide other direction to staff

Action:

Received and filed staff presentation and conducted public hearing. A motion was made by Supervisor Lavagnino, seconded by Supervisor Adam, that this matter be Acted on as follows: a) Received and filed; b) Directed staff to incorporate Board comments on conceptual licensing and land use options that were provided at the September 19, 2017 meeting and to return to the Board at the next scheduled update;

c) Directed; d) Directed staff to disband the Ad Hoc Subcommittee on Cannabis Operations; and e) Approved. **The motion carried by a unanimous vote of 5-0.**

October 12, 2017:

Public Meeting - Hosted by Planning & Development to review and receive public comment on the Draft PEIR Cannabis Land Use Ordinance and Licensing Program.

October 17, 2017:

Board of Supervisors Meeting (Santa Barbara) - [Hearing](#) to consider the recommendations of the County Planning Commission to amend Article X, Medical Marijuana Regulations, of Chapter 35, Zoning, of the Santa Barbara County Code to terminate the exemption from the prohibition of medical marijuana cultivation for medical marijuana cultivation locations that existed as of January 19, 2016, and to include a process to determine whether such medical marijuana cultivation locations are considered as legal, nonconforming operations, as follows:

- a) Make the findings for approval, including California Environmental Quality Act (CEQA) findings, of the proposed Ordinance;
- b) Determine that the adoption of this Ordinance is categorically exempt from CEQA pursuant to Section 15061(b)(3) of the Guidelines for Implementation of State CEQA; and
- c) Adopt an Ordinance (Case No. 17ORD-00000-00007) amending Article X, Medical Marijuana Regulations, of Chapter 35, Zoning, of the Santa Barbara County Code.

Action:

Received and filed staff presentation and conducted public hearing. A motion was made by Supervisor Williams, seconded by Supervisor Lavagnino, that this matter be acted on as follows: a) through c) No action taken. Directed staff to return to the Board on November 14, 2017 with options for a land use/planner consult process, non-appealable if possible and for factual response letters on the status of existing medical cannabis cultivations that could be provided by the County, after consultation with the State. **The motion carried by a vote of 4-1, with Wolf voting no.**

October 17, 2017:

Public Meeting - Hosted by Planning & Development to review and receive public comment on the Draft PEIR Cannabis Land Use Ordinance and Licensing Program.

October 18, 2017:

Montecito Planning Commission [Meeting](#) – Staff Update on the Cannabis Land Use Ordinance Amendments and Licensing Program. [Video](#)

October 25, 2017:

County Planning Commission Meeting - Update on the Cannabis Land Use Ordinance Amendments and Licensing Program. [Documents](#)

November 14, 2017:

Board of Supervisors Meeting (Santa Maria) - [Hearing](#) to consider recommendations regarding State Cannabis Licensing Options and Amendments to Article X, Chapter 35 Zoning Ordinance, as follows: Regarding options for providing a Letter of Authorization for Temporary State Cannabis Licenses:

- a) Receive requested information on, consider options for, and provide direction to staff for temporary business licensing and land use permitting that conforms with requirements for local authorization of applications for Temporary Cannabis Licenses;

b) Determine, pursuant to the California Environmental Quality Act (CEQA) Guidelines 15378(b)(5), that the above actions are not a project subject to CEQA review because they are administrative activities that will not result in direct or indirect physical changes in the environment; and Regarding amending Article X of Chapter 35 of the County Code:

c) Consider the recommendations of the County Planning Commission to approve Case No. 17ORD-00000-00007 that would amend Article X, Medical Marijuana Regulations, of Chapter 35, Zoning, of the Santa Barbara County Code to terminate the exemption from the prohibition of medical marijuana cultivation for medical marijuana cultivation locations that existed as of January 19, 2016, as follows:

i) Make the findings for approval, including California Environmental Quality Act (CEQA) findings, of the proposed Ordinance; |

ii) Determine that the adoption of this Ordinance is categorically exempt from CEQA pursuant to Section 15061(b)(3) of the State CEQA Guidelines; and

iii) Adopt an Ordinance (Case No. 17ORD-00000-00007) amending Article X, Medical Marijuana Regulations, of Chapter 35, Zoning, of the Santa Barbara County Code.

Action:

1. Received and filed staff presentation and conducted public hearing. A motion was made by Supervisor Williams, seconded by Supervisor Lavagnino, that this matter be acted on as follows: a) and b) Provided conceptual direction to staff to return at a Special Meeting on December 14, 2017 with recommendations for action as reflected in Option 1 on page 3 of the County Executive Office Board Letter dated November 14, 2017 with respect to a Letter of Authorization (LOA) and the receipt of a sworn affidavit, including a request for voluntary information including but not limited to odor control and owner consent as well as the attachment that would be attached. **The motion carried by a vote of 3-2, with Wolf and Adam voting no.**
2. A motion was made by Supervisor Williams, seconded by Supervisor Lavagnino, that this matter be acted on as follows: c) i) Adopted findings. ii) Approved. iii) Adopted. **ORDINANCE NO. 5019. Motion carried by a unanimous vote of 5-0.**
3. A motion was made by Supervisor Williams, seconded by Supervisor Lavagnino, that this matter be acted on as follows: Regarding State Annual (non-temporary Licenses in Coastal Areas only) conceptually moved Option 2 as reflected on Page 4 and 5 of County Executive Office Board Letter dated November 14, 2017. Directed staff to return at the Special Meeting on December 14, 2017 or as appropriate with recommendations for approval. No further action taken. **Motion carried by a unanimous vote of 5-0.**

November 15, 2017:

Montecito Planning Commission Meeting - Cannabis Land Use Ordinance Amendments and Licensing Program Update. [Documents](#) [Video](#)

December 6, 2017:

County Planning Commission [Meeting](#) - Cannabis Land Use Ordinance Amendments and Licensing Program Update. [Video](#)

December 14, 2017:

Special Meeting of the Board of Supervisors Meeting (Santa Barbara) – HEARING TIME: 10 a.m. - 5:15

p.m. (7 HRS. 15 MIN.)

[Hearing](#) to consider recommendations regarding an update on issues related to taxation options, ballot measure and potential cannabis regulations, as follows:

- a) Receive and file a report that analyzes economic and tax revenue options of potential cannabis activities in unincorporated Santa Barbara County, and i) Provide direction to staff to develop a gross receipts tax as recommended by the staff as follows:
 - 1) 2% gross receipts tax on nurseries and distributors;
 - 2) 4% gross receipt tax on all cultivators;
 - 3) 6% gross receipts tax on manufacturers and retailers;
 - 4) Cap any gross receipts tax at 8%; or ii) Provide other direction to staff on taxation methods;
- b) Provide direction to staff to develop a ballot measure for cannabis taxation including:
 - i) Creation of required documents for a June 2018 Primary Election ballot; or
 - ii) Creation of required documents for a November 2018 General Election ballot; and
 - iii) Development of a measure for General revenue purposes; or
 - iv) Development of a measure for Specific revenue purposes; and
 - v) Condition cannabis Business Licenses and Land Use Permitting on voter approval of a cannabis tax measure; or
 - vi) Provide other direction to staff on a cannabis tax ballot measure;
- c) Receive and file an update on cannabis banking related issues and the method of processing the proposed business licenses;
- d) Receive and file an update and provide direction to staff on options regarding staffing and methods for implementing compliance and enforcement with local cannabis regulations;
- e) Receive and file an update on the health impacts of cannabis consumption;
- f) Receive and file an update on the State emergency regulations published on November 16, 2017 by the three State cannabis licensing authorities;
- g) Pursuant to Board direction on November 14, 2017 regarding Temporary State Licenses consider the following actions:
 - i) Take no action and thereby do not authorize any response to the State for Temporary State License requests; or
 - ii) Direct staff to provide a letter as the County's response to the State for Temporary State License requests for cannabis cultivation; or
 - iii) Other direction to staff as appropriate;
- h) Pursuant to Board direction on November 14, 2017 regarding processing applications for Annual (non-temporary) State Licenses during the "transition period" for Coastal and Inland areas, receive an update and direct staff to include this process when a final Ordinance returns for Board consideration; and
- i) Receive an update on the conceptual cannabis licensing and land use permitting options discussions conducted by the Board on September 19, 2017.

Action:

1. A motion was made by Supervisor Hartmann, seconded by Supervisor Lavagnino, that this matter be acted on as follows: a) ii) Received and filed. Directed staff to return on January 9, 2018 with recommendations for taxation rates, revenue options and to receive other direction as appropriate. No further action taken; b) i) through vi) Directed staff to return on January 9, 2018 with recommendations for the placement of a ballot measure on the June 5, 2018 Statewide

Direct Primary Election; c) through f) Received and filed; h) No action taken; and i) Received and filed. The motion carried by a vote of 4-0, with Williams absent.

2. Received and filed staff presentation and conducted public hearing. A motion was made by Supervisor Williams, seconded by Supervisor Hartmann, that this matter be acted on as follows:
g) ii) Approved letter regarding State Temporary Licensing included as 'Attachment C' of the County Executive Office Board Letter dated December 14, 2017, as amended at the hearing of December 14, 2017. Further directed staff to include the 'Affidavit' presented at the hearing as an attachment to the letter. No further action taken. The motion carried by a vote of 4-1, with Wolf voting no.
3. A motion was made by Supervisor Lavagnino, seconded by Supervisor Williams, that this matter be acted on as follows: j) Approved. Motion carried by a unanimous vote of 5-0.

2018

January 3, 2018:

Montecito Planning Commission [Meeting](#) - Presentation and a recommendation on adoption to the Board and County Planning Commission on the Cannabis Land Use Ordinance Amendments and Licensing Program and associated Final EIR. [Video](#)

January 9, 2018:

Board of Supervisors Meeting - **POSTPONED due to Montecito Debris Flow.**

January 10, 2018:

County Planning Commission [Meeting](#) - Presentation and recommendation on adoption to the Board on the Cannabis Land Use Ordinance Amendments and Licensing Program Update and associated Final EIR. [Video](#)

January 12, 2018:

Special Meeting of the Board of Supervisors Meeting - **Due to ongoing emergency response, the Special Meeting of the Board added for January 12, 2018 was canceled.** All agenda items were moved to the agenda of Tuesday, January 23, 2018.

January 23, 2018:

Board of Supervisors Meeting (Santa Barbara) – [Hearing](#) to consider recommendations regarding taxation of Cannabis-related operations and additional options and operational issues, as follows:

- a) Consider options for taxation rates and provide direction to staff for inclusion in a June 2018 ballot measure;
- b) Provide direction to staff for the following:
 - i) Development of a measure for General revenue purposes; or
 - ii) Development of a measure for Specific revenue purposes; and conceptual direction on the specific uses and conditions for the revenue;
- c) Direct staff to return on January 30, 2018 with a taxation Ordinance and ballot measure on cannabis-related operations;
- d) Receive and file a presentation on additional cannabis revenue banking, treasury and accounting

issues; and

- e) Provide any other conceptual direction to staff

Action:

1. Received and filed staff presentation and conducted public hearing. A motion was made by Supervisor Lavagnino, seconded by Supervisor Hartmann, that this matter be acted on as follows: Approved Cannabis Tax Rate Option 2 - Revised, as reflected on page 8 of County Executive Office presentation dated January 23, 2018 amended as follows: Directed that the Gross Receipts Tax on Manufacturer License Types be 3%. **Motion carried by a vote of 4-1, with Wolf voting no.**
2. A motion was made by Supervisor Lavagnino, seconded by Supervisor Hartmann, that this matter be acted on as follows: a), b) and c) Directed staff to return on February 6, 2018 in Santa Barbara with recommendations as follows: Options for June 8, 2018 Ballot Measure including a tax for general revenue purposes, or a tax for specific revenue purposes and to provide information regarding both a Countywide measure and one that would include only the unincorporated area of the County. Further directed staff to schedule the Cannabis EIR and Land Use Ordinance matter in advance of the Cannabis Tax and Ballot Measure discussion. d) Received and filed. e) No further action taken. f) Approved. **Motion carried by a unanimous vote of 5-0.**

January 24, 2018:

County Planning Commission [Meeting](#) - Presentation and a recommendation on adoption to the Board on the Cannabis Land Use Ordinance Amendments and Licensing Program Update and associated Final EIR. [Video](#)

February 6, 2018:

Board of Supervisors Meeting (Santa Barbara) – [Hearing](#) to consider the recommendations of the County and Montecito Planning Commissions regarding Case Nos. 17ORD-00000-00004, 17ORD-00000-00009, and 17ORD-00000-00010 that would amend, respectively the County Land Use and Development Code (LUDC), the Montecito Land Use and Development Code (MLUDC), and the Article II Coastal Zoning Ordinance (CZO), to establish regulations for cannabis; to consider the recommendation of the County Planning Commission to approve Case No. 18ORD-00000-00001 amending and partially rescinding Article X, Medical Marijuana Regulations; to consider the recommendation of the Agricultural Advisory Preserve Committee to approve Case No. 17ORD-00000-00019 for amendments to the Uniform Rules for Agricultural Preserves and Farmland Security Zones; and to submit a Resolution transmitting Case No. 17ORD-00000-00010 (CZO) to the Coastal Commission, as follows:

- a) California Environmental Quality Act (CEQA):

- i) Determine that the adoption of the Coastal Zoning Ordinance amendments, Case No. 17ORD-00000-00010, is exempt from CEQA pursuant to CEQA Guideline section 15265;

- ii) Make the required findings for approval for the proposed Ordinances and Resolutions, including CEQA findings and the statement of overriding considerations; and

- iii) Certify the Cannabis Land Use Ordinance and Licensing Program Final Programmatic Environmental Impact Report (Case No. 17EIR-00000-00003, State Clearinghouse No. 2017071016) and the associated revision letter for Case Nos. 17ORD-00000-00004, 17ORD-00000-00009, 17ORD-00000-00019, and 18ORD-00000-00001, and adopt the mitigation monitoring and reporting program as incorporated in the above referenced Ordinances pursuant to the State CEQA Guidelines;

- b) Santa Barbara County Code Amendments:

- i) Adopt an Ordinance (Case No. 17ORD-00000-00004) amending Section 35-1 of the Santa Barbara County Land Use and Development Code, of Chapter 35, Zoning, of the County Code;
- ii) Adopt an Ordinance (Case No. 17ORD-00000-00010) amending Section 35 of the Santa Barbara County Coastal Zoning Ordinance, of Chapter 35, Zoning, of the County Code;
- iii) Adopt an Ordinance (Case No. 17ORD-00000-00009) amending Section 35-2 of the Santa Barbara County Montecito Land Use and Development Code, of Chapter 35, Zoning, of the County Code; and
- iv) Adopt a Resolution and an Ordinance (Case No. 17ORD-00000-00019) amending the Santa Barbara County Uniform Rules for Agricultural Preserves and Farmland Security Zones;
- c) Article X Amendment and Partial Rescission:
 - i) Adopt an Ordinance (Case No. 18ORD-00000-00001) amending and partially rescinding Article X, Medical Marijuana Regulations, of Chapter 35, Zoning, of the County Code;
 - d) Resolution Transmitting Case No. 17ORD-00000-00010 Coastal Zoning Ordinance to the Coastal Commission:
 - i) Adopt a Resolution transmitting Case No. 17ORD-00000-00010 Coastal Zoning Ordinance to the Coastal Commission for certification by the California Coastal Commission as an amendment to Santa Barbara County's certified Local Coastal Program;
 - ii) Find that transmittal of the Resolution is an administrative activity of the County, which will not result in direct or indirect physical changes in the environment and is therefore not a "project" as defined for purposes of the California Environmental Quality Act (CEQA) under State CEQA Guidelines Section 15378(b)(5); and
 - iii) Direct the Planning and Development Department to transmit the adopted Resolution to the Executive Director of the Coastal Commission.

Action:

1. Received and filed staff presentation and conducted public hearing. A motion was made by Supervisor Lavagnino, seconded by Supervisor Hartmann, that this matter be acted on as follows: Conceptually approved County Planning Commission recommendations set forth in the memo dated January 31, 2018 as amended at the hearing by the Board of Supervisors and referenced in the chart labeled "Motion Attachment A dated February 6, 2018." **Motion carried by a vote of 4-1, with Adam voting no.**
2. A motion was made by Supervisor Lavagnino, seconded by Supervisor Hartmann, that this matter be acted on as follows: a) i through iii) Approved and certified; b) i through iv) Acted on as amended in Motion Attachment A dated February 6, 2018 as presented to the Board of Supervisors at the hearing of February 6, 2018 including additional amendments as follows: Footnote (2) on Page 40 of Attachment 2, Land Use Development Code to read as follows: "The cannabis operation shall not be located within 750 feet from a school providing instruction in kindergarten or any grades one through 12, day care center, or youth center. The distance specified in this section shall be the horizontal distance measured in a straight line from the property line of the lot on which the sensitive receptor is located to the premise property, without regard to intervening structures"; and Add a new Sub-Section 13. on Page 5 of Attachment 3, Coastal Zoning Ordinance, to read as follows: "Cannabis, Distribution, subject to the provisions of Section 35-144U." i) Adopted; ORDINANCE NO. 5022 ii) Adopted; ORDINANCE NO. 5023 iii) Adopted; ORDINANCE NO. 5024 iv) Continued to March 13, 2018; c) i) Adopted; and ORDINANCE NO. 5025 d) i) through iii) Acted on as follows: i) Adopted; RESOLUTION NO. 18-31 ii)

Approved; and iii) Directed. Further directed staff to return on March 13, 2018 for consideration of Uniform Rules Amendments and to consider capping retail permits to 8 with a maximum of two per district. **Motion carried by a vote of 4-0, with Adam notes as absent.**

February 6, 2018:

Board of Supervisors Meeting (Santa Barbara) – [Hearing](#) to consider recommendations regarding Cannabis Tax Ballot Measure (4/5 Vote Required), as follows:

- a) Consider the adoption (Second Reading) of an Ordinance adding Chapter 50A to the Santa Barbara County Code, Imposing a Tax on Cannabis Operations; and
- b) Consider the adoption of a Resolution proposing to impose a tax on cannabis operations, submitting the proposed Ordinance and ballot language to the electorate for approval, and requesting and ordering consolidation with the June 5, 2018 Primary Election.

Action:

1. A motion was made by Supervisor Hartmann, seconded by Supervisor Williams, that this matter be Acted on as follows: a) Adopted. ORDINANCE NO. 5026 b) Adopted. RESOLUTION NO. 18-32 c) Approved. Motion carried by a vote of 4-1, with Adam voting no.
2. A motion was made by Supervisor Lavagnino, seconded by Supervisor Wolf, that this matter be acted on as follows: Approved Option 1 as follows: a) Received and filed report. Directed that the proposed tax be a General Tax and that it be applicable only to the unincorporated areas of the County. b) and c) Read title, waived further reading of the ordinance. Introduction approved amended as follows: Delete Section 50 A-1,a)7 regarding cap on gross receipts. Adoption (second reading) set for February 13, 2018 on the administrative agenda in Santa Maria. d) i) and ii) Set for February 13, 2018 on the administrative agenda in Santa Maria. e) Appointed Supervisor Williams and Supervisor Lavagnino. f) Approved. Motion carried by a vote of 4-1, with Adam voting no.

February 13, 2018:

Board of Supervisors Meeting (Santa Barbara) – ([Consent Agenda; Second Reading](#)) Hearing to consider recommendations regarding Cannabis Tax Ballot Measure (4/5 Vote Required), as follows: a) Consider the adoption (Second Reading) of an Ordinance Adding Chapter 50A to the Santa Barbara County Code, Imposing a Tax on Cannabis Operation.

NOTE: This item was pulled from Consent Agenda to be read into the record. No public comment.

Action:

A motion was made by Supervisor Hartmann, seconded by Supervisor Williams, that this matter be Acted on as follows: a) Adopted. ORDINANCE NO. 5026 b) Adopted. RESOLUTION NO. 18-32 c) Approved. **Motion carried by a vote of 4-1, with Adam voting no.** [Video \(starts 12:14\)](#)

February 27, 2018:

Board of Supervisors Meeting (Santa Barbara) – [Hearing](#) to consider recommendations regarding authorization to submit a direct argument in favor of the Cannabis Operations Tax Ballot Measure and authorization to direct argument authors to provide a rebuttal if needed, as follows:

- a) Under Elections Code Section 9162(a), authorize and direct the Chair to sign and submit to the

Elections Official on behalf of the Board of Supervisors, a direct argument in favor of the Cannabis Operations Tax Ballot Measure for the June 5, 2018 Primary Election Ballot before February 28, 2018;

b) Under Elections Code 9167(a) authorize Supervisors Lavagnino and Williams to prepare, sign and submit to the Elections Official rebuttal arguments on behalf of the Board of Supervisors or authorize in writing any other person or persons to prepare, submit or sign the rebuttal arguments between March 2 and March 12, 2018, if necessary; and

c) Determine that the above actions are not a project under the California Environmental Quality Act (CEQA) pursuant to Section 15378(b)(4) of the CEQA Guidelines because they consist of the creation of government funding mechanisms which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment.

Action:

Received and filed staff presentation and conducted public hearing. A motion was made by Supervisor Lavagnino, seconded by Supervisor Williams, that this matter be acted on as follows: a) Approved and Authorized; Chair to execute; b) Authorized; and c) Approved. **Motion carried by a vote of 4-0, with Adam abstaining.**

March 20, 2018:

Board of Supervisors Meeting (Santa Barbara) - [Hearing](#) to consider recommendations regarding a Cannabis Business License Ordinance and Cannabis Cultivation Cap Options, as follows:

- a) Consider the introduction (First Reading) of an Ordinance adding Chapter 50 to the Santa Barbara County Code, Establishing a Commercial Cannabis Business License;
- b) Read title: "An Ordinance Adding Chapter 50, Licensing Of Commercial Cannabis Operations, To The Santa Barbara County Code," and waive reading of the Ordinance in full;
- c) Receive and consider options from staff and provide direction, as necessary, on the establishment of cultivation caps or limits;
- d) Receive an update on state temporary medical cannabis cultivation licenses in Santa Barbara County;
- e) Set a hearing on the Administrative Agenda for April 3, 2018 to consider the adoption (Second Reading) of an Ordinance Adding Chapter 50 to the Santa Barbara County Code, Licensing of Commercial Cannabis Operations; and
- f) Make the required California Environmental Quality Act (CEQA) findings and determine for the purposes of CEQA that:
 - i) These actions are within the scope of the Cannabis Land Use Ordinance and Licensing Program, and the Cannabis Land Use Ordinance and Licensing Program Final Programmatic Environmental Impact Report (PEIR) [Case No. 17EIR-00000-00003, State Clearinghouse No. 2017071016] adequately describes this activity for the purposes of CEQA; and
 - ii) Pursuant to CEQA Guidelines section 15162(a), after considering the PEIR certified by the Board of Supervisors on February 6, 2018, that no subsequent EIR or Negative Declaration is required because:
 - i) no substantial changes are proposed which require major revisions of the PEIR;
 - ii) no substantial changes have occurred with respect to the circumstances under which the Ordinance is undertaken which require major revisions of the PEIR; and
 - iii) no new information of substantial importance concerning the Ordinance's significant effects or mitigation measures, which was not known and could not have been known with the exercise of reasonable diligence at the time that the PEIR was certified, has been received.

Action:

1. Received and filed staff presentation and conducted public hearing. A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, that this matter be acted on as follows: Conceptually directed staff to amend the Ordinance as follows: Section 50-2 d), to include 'flowering plant' in the definition of a mature plant; Section 50-5, to clarify 'indoor residential cultivation'; and Section 50-10, to provide for either the preparation of an Energy Conservation Plan or the purchase of a Renewable Energy Choice Program. Directed staff to return for the introduction (first reading) of the Ordinance on April 10, 2018 in Santa Maria. **Motion carried by a vote of 4-1, with Adam voting no.**

2. A motion was made by Supervisor Williams, seconded by Supervisor Lavagnino, that this matter be acted on as follows: Conceptually directed staff as follows: To initiate a cap of zero outdoor cultivation business license permits in the Coastal Zone; To include an acreage cap of 186 acres of licensed cultivation in the Carpinteria Overlay; To provide an annual report based on monitoring; and That staff return as appropriate with recommendations regarding an appeals process and options to prevent gaps in compliance for existing temporary license cultivators. Directed staff to return on April 10, 2018 in Santa Maria. **Motion carried by a vote of 4-1, with Adam voting no.**

March 20, 2018:

Board of Supervisors Meeting (Santa Barbara) - [Hearing](#) to consider recommendations regarding Cannabis Amendments to the Santa Barbara County Uniform Rules for Agricultural Preserves and Farmland Security Zones, as follows:

- a) Consider options for amending the Santa Barbara County Uniform Rules for Agricultural Preserves and Farmland Security Zones (Uniform Rules) to address cannabis uses and development allowed pursuant to the Cannabis Land Use Ordinance and Licensing Program on lands subject to agricultural preserve contracts;
- b) Make the required findings for approval of amendments to the Uniform Rules, including California Environmental Quality Act (CEQA) findings;
- c) Adopt a Resolution (Case No. 17ORD-00000-00019) amending the Uniform Rules; and
- d) Determine for the purposes of CEQA that:
 - i) Approval of the amendments to the Uniform Rules (Case No. 17ORD-00000-00019) is within the scope of the Cannabis Land Use Ordinance and Licensing Program, and the Cannabis Land Use Ordinance and Licensing Program Final Programmatic Environmental Impact Report (PEIR) [Case No. 17EIR-00000-00003, State Clearinghouse No. 2017071016] adequately describes this activity for the purposes of CEQA; and
 - ii) Pursuant to CEQA Guidelines section 15162(a), after considering the PEIR certified by the Board of Supervisors on February 6, 2018, that no subsequent EIR or Negative Declaration is required because: i) no substantial changes are proposed which require major revisions of the PEIR; ii) no substantial changes have occurred with respect to the circumstances under which the Ordinance is undertaken which require major revisions of the PEIR; and
 - iii) no new information of substantial importance concerning the Ordinance's significant effects or mitigation measures, which was not known and could not have been known with the exercise of reasonable diligence at the time that the PEIR was certified, has been received.

Action:

1. Received and filed staff presentation and conducted public hearing. A motion was made by Supervisor Adam, seconded by Supervisor Lavagnino, that this matter be acted on as follows: Conceptually approved the 4th Option, 'Cannabis Defined as Agriculture and Allowed as a Principle Use', as reflected on Page 12 of Planning and Development presentation dated March 20, 2018. Continued the matter to May 1, 2018 in Santa Barbara. Further directed staff to return on May 1, 2018 in Santa Barbara with recommendations to revise the County Right to Farm Ordinance regarding an exemption for cannabis. **Motion carried by a vote of 4-1, with Wolf voting no.**
2. A motion was made by Supervisor Adam, seconded by Supervisor Lavagnino, that this matter be acted on as follows: Conceptually directed staff to include a requirement that 10 percent of processed product shall originate on site. Continued to May 1, 2018 in Santa Barbara. **Motion carried by a vote of 4-1, with Wolf voting no.**

April 10, 2018:

Board of Supervisors Meeting (Santa Maria) – [Hearing](#) to consider recommendations regarding the adoption of an Ordinance adding Chapter 50 establishing a Commercial Cannabis Business License, as follows:

- a) Consider the introduction (First Reading) of an Ordinance of the Board of Supervisors of the County of Santa Barbara adding Chapter 50 to the Santa Barbara County Code, Establishing a Commercial Cannabis Business License;
- b) Read title: “An Ordinance Adding Chapter 50, Licensing of Commercial Cannabis Operations, to The Santa Barbara County Code,” and waive reading of the Ordinance in full;
- c) Receive and consider options from staff and provide direction, as necessary, on the establishment of a policy for continued operational compliance for cannabis operations during the permit and license application process (Transition Period);
- d) Receive an update on cannabis permitting, licensing and compliance staffing in Santa Barbara County;
- e) Provide any other direction as necessary;
- f) Set a hearing on the Administrative Agenda for May 1, 2018, to consider the adoption (Second Reading) of an Ordinance Adding Chapter 50, Licensing of Commercial Cannabis Operations, to the Santa Barbara County Code; and
- g) Make the required California Environmental Quality Act (CEQA) findings and determine for the purposes of CEQA that:
 - i) These actions are within the scope of the Cannabis Land Use Ordinance and Licensing Program, and the Cannabis Land Use Ordinance and Licensing Program Final Programmatic Environmental Impact Report (PEIR) [Case No. 17EIR-00000-00003, State Clearinghouse No. 2017071016] adequately describes this activity for the purposes of CEQA; and
 - ii) Pursuant to CEQA Guidelines section 15162(a), after considering the PEIR certified by the Board of Supervisors on February 6, 2018, that no subsequent EIR or Negative Declaration is required because:
 - i) no substantial changes are proposed which require major revisions of the PEIR;
 - ii) no substantial changes have occurred with respect to the circumstances under which the ordinance is undertaken which require major revisions of the PEIR; and
 - iii) no new information of substantial importance concerning the ordinance’s significant effects or mitigation measures, which was not known and could not have been known with the exercise of reasonable diligence at the time that the PEIR was certified, has been received.

Action:

Received and filed staff presentation and conducted public hearing. A motion was made by Supervisor Lavagnino, seconded by Supervisor Hartmann, that this matter be acted on as follows: a) and b) Read title, waived further reading of the Ordinance. Introduction approved; adoption (second reading) set for May 1, 2018 in Santa Barbara on the Administrative Agenda; c) Approved Option 1A as reflected on pages 5 and 6 of County Executive Office Board Letter dated April 10, 2018; d) Received and filed; e) No further action taken; f) Set for May 1, 2018 in Santa Barbara on the Administrative Agenda; and g) i and ii) Approved. **Motion carried by a vote of 3-2, with Wolf and Adam voting no.**

May 1, 2018:

Board of Supervisors Meeting – [Hearing](#) to consider recommendations regarding the adoption of an Ordinance adding Chapter 50 establishing a Commercial Cannabis Business License, as follows:

a) Consider the adoption (Second Reading) of an Ordinance of the Board of Supervisors of the County of Santa Barbara adding Chapter 50 to the Santa Barbara County Code, establishing a Commercial Cannabis Business License; and

b) Make the findings and determine for the purposes of the California Environmental Quality Act (CEQA) that:

i) These actions are within the scope of the Cannabis Land Use Ordinance and Licensing Program, and the Cannabis Land Use Ordinance and Licensing Program Final Programmatic Environmental Impact Report (PEIR) [Case No. 17EIR-00000-00003, State Clearinghouse No. 2017071016] adequately describes this activity for the purposes of CEQA; and

ii) Pursuant to CEQA Guidelines section 15162(a), after considering the PEIR certified by the Board of Supervisors on February 6, 2018, that no subsequent EIR or Negative Declaration is required because:

i) no substantial changes are proposed which require major revisions of the PEIR;

ii) no substantial changes have occurred with respect to the circumstances under which the Ordinance is undertaken which require major revisions of the PEIR; and

iii) no new information of substantial importance concerning the Ordinance's significant effects or mitigation measures, which was not known and could not have been known with the exercise of reasonable diligence at the time that the PEIR was certified, has been received.

Action:

A motion was made by Supervisor Lavagnino, seconded by Supervisor Hartmann, that this matter be Acted on as follows: a) Adopted. ORDINANCE NO. 5037 b) i) and ii) Approved. **Motion carried by a vote of 4-1, with Adam voting no.**

May 8, 2018:

Board of Supervisors Meeting (Santa Maria) – [Hearing](#) to consider recommendations regarding Cannabis Business Licensing Fee Ordinance, as follows:

a) Consider the introduction (First Reading) of an Ordinance of the Board of Supervisors of the County of Santa Barbara establishing a Cannabis Business Licensing Fee Schedule;

b) Read title: "An Ordinance Establishing the Cannabis Licensing Fee," and waive reading the Ordinance in full;

c) Set a hearing on the Administrative Agenda for May 15, 2018, to consider the adoption (Second Reading) of an Ordinance Establishing a Cannabis Business Licensing Fee Schedule; and

d) Find that the adoption of the Ordinance to establish the cannabis business licensing fees is exempt

from CEQA review pursuant to 14 CCR 15273 and Public Resources Code Section 21080, subdivision (b)(8)(A) and (B), in that the fees will be used for operating expenses and for the purchase of supplies, equipment and materials.

Action:

Received and filed staff presentation and conducted public hearing. A motion was made by Supervisor Lavagnino, seconded by Supervisor Hartmann, that this matter be acted on as follows: a) and b) Read title, waived further reading of the ordinance. Introduction approved. Adoption (second reading) set for May 15, 2018 in Santa Barbara on the Administrative Agenda. c) and d) Set for May 15, 2018 in Santa Barbara on the Administrative Agenda. Directed staff to request that the Treasurer Tax Collector provide an update to the Board on issues related to banking as appropriate. **Motion carried by a vote of 3-1, with Adam voting no and Wolf abstaining.**

May 15, 2018:

Board of Supervisors Meeting (Santa Barbara) – [Hearing](#) to consider recommendations regarding Cannabis Business Licensing Fee Ordinance, as follows:

- a) Consider the adoption (Second Reading) of an Ordinance of the Board of Supervisors of the County of Santa Barbara establishing a Cannabis Business License Fee; and
- b) Find that the adoption of the Ordinance to establish the cannabis business licensing fees is exempt from California Environmental Quality Act (CEQA) review pursuant to 14 CCR 15273 and Public Resources Code Section 21080, subdivision (b)(8)(A) and (B), in that the fees will be used for operating expenses and for the purchase of supplies, equipment, and materials.

Action:

A motion was made by Supervisor Hartmann, seconded by Supervisor Williams, that this matter be Acted on as follows: a) Adopted. ORDINANCE NO. 5041 b) Approved. **The motion carried by a vote of 4-1, with Adam voting no.**

June 11 – 13 - 15, 2018:

Board of Supervisors [Budget Hearing](#) (Santa Barbara) - The Recommended FY 18-19 Budget included funding Cannabis enforcement and compliance.

[Budget Hearing Materials](#) FY 2018-19

[Budget Summary](#) (Cannabis Expansions, page 23)

June 19, 2018:

Board of Supervisors Meeting (Santa Maria) – [Set a hearing](#) to consider recommendations regarding a proposed amendment to the Planning and Development Fee Ordinance for Cannabis Appeals, as follows:

- a) Approve the introduction (first reading) of an Ordinance amending fees for Planning and Development Department services;
- b) Read the title “An Ordinance Amending Ordinance 4991- An Ordinance of the Board of Supervisors of The County of Santa Barbara Establishing Fees for Planning and Development Department Services” and waive reading of the Ordinance in full; and
- c) Continue to the Administrative Agenda of July 10, 2018 to consider recommendations, as follows:
 - i) Consider and approve the adoption (second reading) of an Ordinance amending fees for Planning and Development services.

Action:

A motion was made by Supervisor Adam, seconded by Supervisor Hartmann, that this matter be Set for a hearing, as follows: July 3, 2018 in Santa Barbara. **Motion carried unanimously 5-0.**

July 3, 2018:

Board of Supervisors Meeting (Santa Barbara) – [Hearing](#) to consider recommendations regarding a proposed amendment to the Planning and Development Fee Ordinance for Cannabis Appeals, as follows:

- a) Approve the introduction (first reading) of an Ordinance amending fees for Planning and Development Department services;
- b) Read the title “An Ordinance Amending Ordinance 4991- An Ordinance of the Board of Supervisors of The County of Santa Barbara Establishing Fees for Planning and Development Department Services” and waive reading of the Ordinance in full; and
- c) Continue to the Administrative Agenda of July 10, 2018 to consider recommendations, as follows:
 - i) Consider and approve the adoption (second reading) of an Ordinance amending fees for Planning and Development services;

Action:

A motion was made by Supervisor Wolf, seconded by Supervisor Lavagnino, that this matter be Continued, as follows: July 10, 2018 in Santa Maria. **Motion carried unanimously 5-0.**

July 10, 2018:

Board of Supervisors Meeting (Santa Maria) – [Hearing](#) to consider recommendations regarding a proposed amendment to the Planning and Development Fee Ordinance for Cannabis Appeals, as follows:

- a) Consider and approve the adoption (second reading) of an Ordinance amending fees for Planning and Development services

Action:

No action taken. Directed staff to return to the Board as appropriate with a report/update on appeals.

October 22, 2018:

Special Board of Supervisors Meeting (Santa Barbara) - [Hearing](#) to consider recommendations regarding the California Coastal Commission’s certification with modifications of an amendment to the Implementation Plan (IP) component of the County’s Local Coastal Program (LCP) regarding the Cannabis Land Use Ordinance, as follows:

- a) Receive notice of the California Coastal Commission’s certification with four suggested modifications of an amendment to the County’s Local Coastal Program (California Coastal Commission Case No. LCP-4-STB-18-0039-1-Part C Cannabis Regulations);
- b) Adopt a Resolution acknowledging receipt of the California Coastal Commission’s Resolution of conditional certification, including any terms or modifications suggested for final certification, accepts and agrees to any such terms and modifications and takes whatever formal action is required to satisfy the terms and modifications, agrees to issue Coastal Development Permits for the total area included in the certified Local Coastal Program, and adopts the Local Coastal Program Amendment with the suggested modification;

c) Determine that the Board of Supervisors' action is not subject to the California Environmental Quality Act (CEQA) pursuant to Public Resources Code Section 20180.9. In addition, the changes proposed through the Local Coastal Program Amendment for the Coastal Zoning Ordinance (17ORD-00000-00010) are exempt from CEQA pursuant to the State CEQA Guidelines section 15265; and

d) Direct the Planning and Development Department to transmit the adopted Resolution to the Executive Director of the California Coastal Commission.

Action:

Received and filed staff presentation and conducted public hearing. A motion was made by Supervisor Lavagnino, seconded by Supervisor Hartmann, that this matter be Acted on as follows: a) Received; b) Adopted; RESOLUTION NO. 18-272 c) Approved; and d) Directed. **Motion carried by a vote of 4-0, with Adam noted as absent.**

November 13, 2018:

Board of Supervisors Meeting (Santa Maria) - [Hearing](#) to consider recommendations regarding an update on Cannabis Compliance, Enforcement and Taxation, as follows:

- a) Receive an update on the status of cannabis land use permitting, business licensing, enforcement against unlicensed operators and State licensing; and
- b) Adopt a Resolution authorizing the Sheriff's Office to access state and federal level criminal history checks for cannabis business license applicants as required by Section 50-11 of the Cannabis Business License Ordinance.

Action:

1. Received and filed staff presentation and conducted public hearing. A motion was made by Supervisor Hartmann, seconded by Supervisor Adam, that this matter be acted on as follows: Directed staff to calculate the staffing consequences to the Planning and Development Department Work Program necessary to examine allowing for and potential locations of a testing facility in the County. **Motion carried by a vote of 4-1, with Wolf voting no.**
2. A motion was made by Supervisor Adam, seconded by Supervisor Hartmann, that this matter be acted on as follows: a) Received and filed; b) Adopted. RESOLUTION NO. 18-292 c) Approved. **Motion carried by a unanimous 5-0 vote.**

December 4, 2018:

Board of Supervisors Meeting (Santa Maria) - [Hearing](#) to consider recommendations regarding an amendment to Chapter 50 of the County Code, Licensing of Cannabis Operations to make it effective in the Coastal Zone. Zone, as follows:

- a) Consider the introduction (First Reading) of an amendment to Ordinance No. 5037 that added Chapter 50 to the County Code to make Chapter 50 operational in the Coastal Zone;
- b) Read title, "An Ordinance Amending Ordinance No. 5037 Which Added Chapter 50, Licensing of Commercial Cannabis Operations, to the Santa Barbara County Code," and waive reading of the Ordinance in full;
- c) Set a hearing on the Administrative Agenda for December 11, 2018, to consider the adoption (Second Reading) of an amendment to the Cannabis Business Licensing Ordinance;
- d) Determine for the purposes of CEQA that:
 - i) These actions are within the scope of the Cannabis Land Use Ordinance and Licensing Program, and

the Cannabis Land Use Ordinance and Licensing Program Final Programmatic Environmental Impact Report (PEIR) [Case No. 17EIR-00000-00003, State Clearinghouse No. 2017071016] adequately describes this activity for the purposes of CEQA;

ii) Pursuant to CEQA Guidelines section 15162(a), after considering the PEIR certified by the Board of Supervisors on February 6, 2018, that no subsequent EIR or Negative Declaration is required because: i) no substantial changes are proposed which require major revisions of the PEIR; ii) no substantial changes have occurred with respect to the circumstances under which the Ordinance is undertaken which require major revisions of the PEIR; and iii) no new information of substantial importance concerning the Ordinance's significant effects or mitigation measures, which was not known and could not have been known with the exercise of reasonable diligence at the time that the PEIR was certified, has been received; On the December 11, 2018 Administrative Agenda:

a) Adopt (Second Reading) the amendment to Ordinance No. 5037 which added Chapter 50 to the County Code to make Chapter 50 operational in the Coastal Zone;

b) Read title, "An Ordinance Amending Ordinance No. 5037 Which Added Chapter 50, Licensing of Commercial Cannabis Operations, to the Santa Barbara County Code," and waive reading the Ordinance in full;

c) Determine for the purposes of CEQA that:

i) These actions are within the scope of the Cannabis Land Use Ordinance and Licensing Program, and the Cannabis Land Use Ordinance and Licensing Program Final Programmatic Environmental Impact Report (PEIR) [Case No. 17EIR-00000-00003, State Clearinghouse No. 2017071016] adequately describes this activity for the purposes of CEQA; and

ii) Pursuant to CEQA Guidelines section 15162(a), after considering the PEIR certified by the Board of Supervisors on February 6, 2018, that no subsequent EIR or Negative Declaration is required because: i) no substantial changes are proposed which require major revisions of the PEIR; ii) no substantial changes have occurred with respect to the circumstances under which the Ordinance is undertaken which require major revisions of the PEIR; and iii) no new information of substantial importance concerning the Ordinance's significant effects or mitigation measures, which was not known and could not have been known with the exercise of reasonable diligence at the time that the PEIR was certified, has been received.

Action:

Received and filed staff presentation and conducted public hearing. A motion was made by Supervisor Lavagnino, seconded by Supervisor Hartmann, that this matter be acted on as follows: a) and b) Read title, waived further reading of the ordinance. Introduction approved; adoption (second reading) set for December 11, 2018 in Santa Barbara on the Administrative Agenda. c) and d) i and ii) Set for December 11, 2018 in Santa Barbara on the Administrative Agenda. **Motion carried by a unanimous 5-0 vote.**

December 11, 2018:

Board of Supervisors Meeting (Santa Barbara) - [Second reading](#) to consider recommendations regarding an amendment to Chapter 50 of the County Code, Licensing of Cannabis Operations to make it effective in the Coastal Zone, as follows:

a) Adopt (Second Reading) the amendment to Ordinance No. 5037 which added Chapter 50 to the County Code to make Chapter 50 operational in the Coastal Zone;

b) Read title, "An Ordinance Amending Ordinance No. 5037 Which Added Chapter 50, Licensing of Commercial Cannabis Operations, to the Santa Barbara County Code," and waive reading the Ordinance in full;

c) Determine for the purposes of the California Environmental Quality Act (CEQA) that: i) These actions are within the scope of the Cannabis Land Use Ordinance and Licensing Program, and the Cannabis Land Use Ordinance and Licensing Program Final Programmatic Environmental Impact Report (PEIR) [Case No.

17EIR-00000-00003, State Clearinghouse No. 2017071016] adequately describes this activity for the purposes of CEQA; and ii) Pursuant to CEQA Guidelines section 15162(a), after considering the PEIR certified by the Board of Supervisors on February 6, 2018, that no subsequent EIR or Negative Declaration is required because: i) no substantial changes are proposed which require major revisions of the PEIR; ii) no substantial changes have occurred with respect to the circumstances under which the Ordinance is undertaken which require major revisions of the PEIR; and iii) no new information of substantial importance concerning the Ordinance's significant effects or mitigation measures, which was not known and could not have been known with the exercise of reasonable diligence at the time that the PEIR was certified, has been received.

Action:

A motion was made by Supervisor Wolf, seconded by Supervisor Hartmann, that this matter be Acted on as follows: a) Adopted. ORDINANCE NO. 5066 b) and c) i) and ii) Approved. **Motion carried by a unanimous 5-0 vote.**

2019

January 29, 2019:

Board of Supervisors Meeting (Santa Barbara) – [Hearing](#) to consider recommendations regarding options for Cannabis Regulatory Amendments and Authorization of California Environmental Quality Act (CEQA) Compliance for State Provisional Annual Licenses, as follows:

- a) Review areas for potential amendment to the County's current cannabis permitting and licensing regulations, as previously requested by the Board;
- b) Provide conceptual direction on possible amendments to Chapter 35, Section 35-1 [Land Use and Development Code (LUDC)], Article II [Coastal Zoning Ordinance (Article II)], and the Santa Barbara County Uniform Rules for Agricultural Preserves and Farmland Security Zones, as well as Chapter 50 (Licensing of Commercial Cannabis Operations), of the County Code, to improve the effectiveness of the cannabis regulatory system;
- c) Authorize the County Executive Office to notify State Cannabis Licensing Authorities that compliance with CEQA is underway for applications for provisional licenses pursuant to California Business and Professions Code Section 26050.2, if:
 - i) The applicant holds an active State temporary cannabis license for the same site and cannabis activity which are the subject of the State Provisional Annual cannabis license application; and
 - ii) The applicant for a State annual cannabis license has engaged in the land use permitting process set forth in the LUDC or Article II (as applicable) by having: (a) a permit application accepted for processing by Planning and Development and paid the requisite permit processing fees; or (b) received the requisite cannabis permit and applied for, but not yet obtained, the corresponding Business License; and
- d) Determine, pursuant to CEQA Guidelines 15378(b)(5), that the above actions are not a project subject to CEQA review because they are administrative activities that will not result in direct or indirect physical changes in the environment.

Action:

Received and filed staff presentation and conducted public hearing. A motion was made by Supervisor Williams, seconded by Supervisor Hart, that this matter be acted on as follows: a) Reviewed and

considered potential amendments; b) Provided conceptual direction to staff on potential amendments to regulations as reflected on page 3 of County Executive Office presentation dated January 29, 2019; Further directed staff to explore further restrictions on smaller AGI Zoning in the inland zone districts; and For permit applications, to require noticing of all properties within an EDRN (Existing Developed Rural Neighborhood) for commercial cannabis cultivation on lots located in an EDRN or that require the use of a roadway in an EDRN. c) i and ii) Approved. d) Approved. **Motion carried by a vote of 4-0; Adam noted as absent.**

February 26, 2019:

Board of Supervisors Meeting (Santa Barbara) – Set a [Hearing](#) to consider recommendations regarding the Planning Commission (Commission) recommended Ordinance amending the County Land Use and Development Code (LUDC) (Case No. 17ORD-00000-00005), Section 35-1 of Chapter 35, Zoning, of the Santa Barbara County Code, to address permitting requirements for hoop structures and shade structures, as follows:

- a) Make the required findings for approval, including California Environmental Quality Act (CEQA) findings and Statement of Overriding Considerations;
- b) Certify the Hoop Structures Ordinance Amendment Program Environmental Impact Report (17EIR-00000-00004) (State Clearinghouse No. 2017101040), as modified by the EIR Revision Document RV 01 dated March 12, 2019; and
- c) Adopt an Ordinance amending the LUDC (Case No. 17ORD-00000-00005), Section 35-1 of Chapter 35, Zoning, of the Santa Barbara County Code, to address permitting requirements for hoop structures and shade structures.

Action:

A motion was made by Supervisor Williams, seconded by Supervisor Hart, that this matter be set for a hearing, as follows: March 12, 2019 in Santa Maria. **Motion carried by a unanimous 5-0 vote.**

March 12, 2019:

Board of Supervisors Meeting (Santa Maria) – [Hearing](#) to consider recommendations regarding the Planning Commission (Commission) recommended Ordinance amending the County Land Use and Development Code (LUDC) (Case No. 17ORD-00000-00005), Section 35-1 of Chapter 35, Zoning, of the Santa Barbara County Code, to address permitting requirements for hoop structures and shade structures, as follows:

- a) Make the required findings for approval, including California Environmental Quality Act (CEQA) findings and Statement of Overriding Considerations;
- b) Certify the Hoop Structures Ordinance Amendment Program Environmental Impact Report (17EIR-00000-00004) (State Clearinghouse No. 2017101040), as modified by the EIR Revision Document RV 01 dated March 12, 2019; and
- c) Adopt an Ordinance amending the LUDC (Case No. 17ORD-00000-00005), Section 35-1 of Chapter 35, Zoning, of the Santa Barbara County Code, to address permitting requirements for hoop structures and shade structures.

Action:

1. A motion was made by Supervisor Williams, seconded by Supervisor Hart, that this matter be acted on as follows: Conceptually directed staff regarding the Planning Commission recommendations as follows: Exempt hoop structures 20 feet and under except in the two

overlay zones - the design overlay in the Santa Ynez Valley and the Critical Viewshed Corridor on the Gaviota Coast where the 4,000 and 20,000 square foot triggers would apply for a zoning clearance or land use permit; On slopes of 30% or under; Maintain a creek setback of 100 feet in the rural area and 50 feet in the urban area; Meet the historic cultivation criteria of one in the last three years; Upon permit trigger, the first 20,000 square feet require a Zoning Clearance and above 20,000 square feet will require a Land Use Permit; Inclusive of development standards and planning permit requirements as reflected in the draft ordinance. **Motion carried by a vote of 3-2, with Adam and Lavagnino voting no.**

2. A motion was made by Supervisor Hartmann, seconded by Supervisor Williams, that this matter be continued, as follows: a) through c) Continued to April 9, 2019 on the Departmental Agenda in Santa Maria. **Motion carried by a unanimous 5-0 vote.**

March 19, 2019:

Board of Supervisors Meeting (Santa Barbara) – [Hearing](#) to consider recommendations regarding an amendment to Chapter 50 - Licensing of Commercial Cannabis Operations Ordinance, as follows:

- a) Set a hearing on the Departmental Agenda to consider the introduction (First Reading) of an Ordinance Amending Chapter 50 of the Santa Barbara County Code, Licensing of Commercial Cannabis Operations; and (Set a hearing for April 2, 2019. Time estimate: 3 hours)
- b) After consideration of the Final Programmatic Environmental Impact Report (PEIR) and associated revision letter, State Clearinghouse No. 2017071016, that the Board of Supervisors certified on February 6, 2018, determine pursuant to 14 CCR Section 15162(a) that no subsequent EIR or Negative Declaration is required for this Ordinance amendment because: i) no substantial changes are proposed which require major revisions of the PEIR; ii) no substantial changes have occurred with respect to the circumstances under which the Ordinance is undertaken which require major revisions of the PEIR; and iii) no new information of substantial importance concerning the Ordinance's significant effects or mitigation measures, which was not known and could not have been known with the exercise of reasonable diligence at the time that the PEIR was certified, has been received; and That the Board on the Departmental Agenda of April 2, 2019: a) Consider the introduction (First Reading) of an Ordinance of the Board of Supervisors of the County of Santa Barbara amending Chapter 50 of the Santa Barbara County Code, Licensing of Commercial Cannabis Operations; b) Read title: "An Ordinance Amending Chapter 50, Licensing of Commercial Cannabis Operations, of The Santa Barbara County Code," and waive reading of the Ordinance in full; c) Set a hearing on the Administrative Agenda for April 9, 2019 to consider the adoption (Second Reading) of an Ordinance Amending Chapter 50 of the Santa Barbara County Code, Licensing of Commercial Cannabis Operations; and d) Make the required California Environmental Quality Act (CEQA) findings and determine for the purposes of CEQA that: i) These actions are within the scope of the Cannabis Land Use Ordinance and Licensing Program, and the Cannabis Land Use Ordinance and Licensing Program Final Programmatic Environmental Impact Report (PEIR) [Case No. 17EIR-00000-00003, State Clearinghouse No. 2017071016] adequately describes this activity for the purposes of CEQA; and ii) Pursuant to CEQA Guidelines section 15162(a), after considering the PEIR certified by the Board of Supervisors on February 6, 2018, that no subsequent EIR or Negative Declaration is required because: i) no substantial changes are proposed which require major revisions of the PEIR; ii) no substantial changes have occurred with respect to the circumstances under which the Ordinance is undertaken which require major revisions of the PEIR; and iii) no new information of substantial importance concerning the Ordinance's significant effects or mitigation measures, which was not known and could not have been known with the exercise of reasonable

diligence at the time that the PEIR was certified, has been received; and That the Board on Administrative Agenda of April 9, 2019: a) Consider adoption (Second Reading) of an Ordinance of the Board of Supervisors of the County of Santa Barbara amending Chapter 50 to the Santa Barbara County Code, Licensing of Commercial Cannabis Operations; and b) Make the required CEQA findings and determine for the purposes of CEQA that: i) These actions are within the scope of the Cannabis Land Use Ordinance and Licensing Program, and the Cannabis Land Use Ordinance and Licensing Program Final Programmatic Environmental Impact Report (PEIR) [Case No. 17EIR-00000-00003, State Clearinghouse No. 2017071016] adequately describes this activity for the purposes of CEQA; and ii) Pursuant to CEQA Guidelines section 15162(a), after considering the PEIR certified by the Board of Supervisors on February 6, 2018, that no subsequent EIR or Negative Declaration is required because: i) no substantial changes are proposed which require major revisions of the PEIR; ii) no substantial changes have occurred with respect to the circumstances under which the Ordinance is undertaken which require major revisions of the PEIR; and iii) no new information of substantial importance concerning the Ordinance's significant effects or mitigation measures, which was not known and could not have been known with the exercise of reasonable diligence at the time that the PEIR was certified, has been received.

Action:

A motion was made by Supervisor Hartmann, seconded by Supervisor Hart, that this matter be acted on as follows: a) Set Hearing on the Departmental agenda on April 2, 2019; and b) Approved. **Motion carried by a vote of 4-0, with Adam absent.**

April 2, 2019:

Board of Supervisors Meeting (Santa Barbara) – [Hearing](#) to consider recommendations regarding an amendment to Chapter 50 - Licensing of Commercial Cannabis Operations Ordinance, as follows: (Refer to March 19, 2019 above).

Action:

1. Received and filed staff presentation and conducted public hearing. A motion was made by Supervisor Williams, seconded by Supervisor Hartmann, that this matter be acted on as follows: Conceptually directed staff to amend the proposed ordinance as follows: Section 50-17 (b) to read as follows: b) The Applicant has knowingly, willfully or negligently made a false statement of material fact or omitted a material fact from: 1) The application for a cannabis business license; or 2) Any prior affidavit to the County concerning cannabis, whether medical marijuana or non-medical marijuana. Section 50-31 to read as follows: a) The County Executive Office (CEO) is the designated contact for all communications with the State Licensing Authorities regarding cannabis operations; and b) The CEO shall provide written notification to the State, pursuant to Business and Professions Code Section 26055(g)(2)(E), as to the status of legal nonconforming operators that are no longer eligible for local authorization of temporary or provisional annual State cannabis license(s) for the following reasons including, but not limited to: 1) Failure to submit a complete County land use application prior to the expiration of amortization periods in Santa Barbara County Code Section 35-1003.c; 2) Rejection of a County land use or business license application; or 3) Denial of a County land use permit or business license. Further directed staff to trail the matter until later in the day for consideration of the first reading of the ordinance. **Motion carried by unanimous vote of 5-0.**

2. A motion was made by Supervisor Williams, seconded by Supervisor Hartmann, that this matter be acted on as follows: a) and b) Read title, waived further reading of the ordinance. Introduction approved amended as follows: Section 50-17 (b) to read as follows: b) The Applicant has knowingly, willfully or negligently made a false statement of material fact or omitted a material fact from: 1) The application for a cannabis business license; or 2) Any prior affidavit to the County concerning cannabis, whether medical marijuana or non-medical marijuana. Section 50-31 to read as follows: a) The County Executive Office (CEO) is the designated contact for all communications with the State Licensing Authorities regarding cannabis operations; and b) The CEO shall provide written notification to the State, pursuant to Business and Professions Code Section 26055(g)(2)(E), as to the status of legal nonconforming operators that are no longer eligible for local authorization of temporary or provisional annual State cannabis license(s) for the following reasons including, but not limited to: 1) Failure to submit a complete County land use application prior to the expiration of amortization periods in Santa Barbara County Code Section 35-1003.c; 2) Rejection of a County land use or business license application; or 3) Denial of a County land use permit or business license. Adoption (second reading) set for April 9, 2019 in Santa Maria on the Administrative Agenda. c) and d) i) and ii) set for April 9, 2019 in Santa Maria on the Administrative Agenda. **Motion carried by unanimous vote of 5-0.**

April 3, 2019:

County Planning Commission [Meeting](#) – Briefing on the Cannabis Land Use Ordinance. [Video](#)

April 9, 2019:

Board of Supervisors Meeting (Santa Maria) – [Hearing](#) to consider recommendations regarding an amendment to Chapter 50 - Licensing of Commercial Cannabis Operations Ordinance, as follows:

a) Consider the adoption (Second Reading) of an Ordinance of the Board of Supervisors of the County of Santa Barbara amending Chapter 50 to the Santa Barbara County Code, Licensing of Commercial Cannabis Operations; and

b) Make the required California Environmental Quality Act (CEQA) findings and determine for the purposes of CEQA that: i) These actions are within the scope of the Cannabis Land Use Ordinance and Licensing Program, and the Cannabis Land Use Ordinance and Licensing Program Final Programmatic Environmental Impact Report (PEIR) [Case No. 17EIR-00000-00003, State Clearinghouse No. 2017071016] adequately describes this activity for the purposes of CEQA; and ii) Pursuant to CEQA Guidelines section 15162(a), after considering the PEIR certified by the Board of Supervisors on February 6, 2018, that no subsequent EIR or Negative Declaration is required because: i) no substantial changes are proposed which require major revisions of the PEIR; ii) no substantial changes have occurred with respect to the circumstances under which the Ordinance is undertaken which require major revisions of the PEIR; and iii) no new information of substantial importance concerning the Ordinance's significant effects or mitigation measures, which was not known and could not have been known with the exercise of reasonable diligence at the time that the PEIR was certified, has been received.

Action:

A motion was made by Supervisor Hart, seconded by Supervisor Williams, that this matter be acted on as follows: a) Adopted; and ORDINANCE NO. 5075 b) i) through ii) Approved. **Motion carried by a vote of 4-1, with Adam voting no.**

April 9, 2019:

Board of Supervisors Meeting (Santa Maria) – [Hearing](#) to consider recommendations regarding Hoop Structures Ordinance Amendment Case No. 17ORD-00000-00005, as follows:

- a) Make the required findings for approval, including California Environmental Quality Act (CEQA) findings and Statement of Overriding Considerations;
- b) Certify the Hoop Structures Ordinance Amendment Program Environmental Impact Report (EIR) (17EIR-00000-00004) (State Clearinghouse No. 2017101040), as modified by the EIR Revision Document RV 01 dated April 9, 2019; and
- c) Adopt an Ordinance amending the Land Use and Development Code (LUDC) (Case No. 17ORD-00000-00005), Section 35-1 of Chapter 35, Zoning, of the Santa Barbara County Code, to address permitting requirements for hoop structures and shade structures.

Action:

1. Received and filed staff presentation and conducted public hearing. A motion was made by Supervisor Lavagnino, seconded by Supervisor Williams, that this matter be acted on as follows: a) through c) Conceptually approved. Directed that Section C.1.A (3) in the ordinance read as follows: "The hoop structures and shade structures are located on land that has been tilled for agricultural use and planted with a crop for at least one of the three previous years." **Motion failed by vote: of 2-3, with Williams and Lavagnino voting yes.**
2. A motion was made by Supervisor Hartmann, seconded by Supervisor Hart, that this matter be acted on as follows: a) through c) Conceptually approved. Directed that hoop and shade structures are located on slopes averaging 20% or less. **Motion failed by vote of 2-3, with Hart and Hartmann voting yes.**
3. A motion was made by Supervisor Hart, seconded by Supervisor Hartmann, that this matter be acted on as follows: a) through c) Conceptually approved. Directed that hoop and shade structures are located on slopes averaging 25% or less. **Motion carried by a vote of 4-1, with Adam voting no.**
4. A motion was made by Supervisor Hart, seconded by Supervisor Williams, that this matter be acted on as follows: a) Adopted required findings; b) Certified; and c) Adopted. Amended the ordinance as follows as reflected on Page 8 of Planning and Development presentation dated April 9, 2019: Section C.1.a. (4) to read as follows: "That hoop structures and shade structures are located on slopes averaging 25% or less..." Attachment 3 - Revision Letter is modified on pages 12 and 13 to reflect that all references to 30% will be changed to 25%; Attachment 5: Policy consistency analysis is modified. Hillside and Watershed Protection Policy #9 (page 2) and Land Use Element Visual Resources Policy #2 (page 4): all references to 30% are changed to 25%; and Section C.1.A (3) in the ordinance read as follows: "The hoop structures and shade structures are located on land that has been tilled for agricultural use and planted with a crop for at least one of the three previous years." ORDINANCE NO. 5080. **Motion carried by a vote of 4-1, with Adam voting no.**
5. A motion was made by Supervisor Williams, seconded by Supervisor Hartmann, that this matter be acted on as follows: Directed staff to return with a description of which streams are

considered waterways with the appropriate criteria. Further directed staff to seek input from the County Agricultural Advisory Committee. **Motion carried by a vote of 4-0, with Adam abstaining.**

May 1, 2019:

County Planning Commission [Meeting](#) – Consider amendments to the Cannabis Land Use Ordinance. [Video](#)

June 5, 2019:

County Planning Commission [Meeting](#) – G&K Farms Cannabis Cultivation Appeal. [Video](#)

Industry-Specific Outreach and Workshops

- **November 3, 2017:**
Public Health Workshop “Preparing for Recreational Cannabis” for workers in health, mental health, substance use disorders, and youth/children’s services.
- **November 3, 2017:**
Agricultural Preserve Committee Meeting – Staff update on the Cannabis Land Use Ordinance Amendments and Licensing Program.
- **November 27, 2017:**
Agricultural Commission Workshop for Introduction to Cannabis Pesticide Regulation, IPM, and Weights & Measures.
- **December 1, 2017:**
Agricultural Preserve Committee Meeting – Recommendation Hearing
- **February 27, 2018:**
Agricultural Commission Workshop for Cannabis Worker Health & Safety (north county)
- **September 13, 2018:**
Public Workshop - Informational workshop for current and prospective cannabis licensees.
- **October 9 and October 10, 2018:**
Public Workshop – Agricultural Commission introduction to cannabis pesticide regulation and workshop for growers.
- **October 24 and October 25, 2018:**
Public Workshop – Agricultural Commission introduction to cannabis pesticide regulation and workshop for growers.

Related Dates

- **June 5, 2018:**
Santa Barbara County Cannabis Tax (Measure T) passed with 76% of voters saying yes to authorize the Board of Supervisors to impose a general tax on gross receipts of cannabis operations at the rates of 1 percent on nurseries and distributors, 3 percent on manufacturers, 4 percent on cultivators and 6 percent on retailers and microbusinesses.