

BOARD OF SUPERVISORS, COUNTY OF LAKE, STATE OF CALIFORNIA

RESOLUTION NO. 2021-32

RESOLUTION AUTHORIZING LAKE COUNTY COMMUNITY DEVELOPMENT DEPARTMENT ON HOW TO PROCEED WITH APPLICANT WHO HAVE PREVIOUSLY RECEIVED AN EARLY ACTIVATION FOR THEIR PROJECTS

WHEREAS, on April 19, 2018 Ordinance 3073 was approved by the Lake County Board of Supervisors allowing legal commercial cultivation of cannabis;

WHEREAS, the newly passed ordinance allowed for multiple types of permits to be pursued which included an Early Activation permit in conjunction with a minor/major use permit;

WHEREAS, many applicants have used the Early Activation process to get their projects started due to the timeline and backlog of applications that the county has received;

WHEREAS, Early Activation is not meant to be used continuously. It is meant as a bridge between understanding the potential environmental impacts and obtaining a use permit;

WHEREAS, while Early Activations have been useful during this backlog, it is important to ensure an efficient timeline for approving all use permits, and the Board of Supervisors is committed to reducing that timeline

WHEREAS, the Board of Supervisors would like to provide guidance for all applicants as to what the CEQA and Planning Division requirements are in order for applicants to request an Early Activation Permit

NOW THEREFORE, BE IT RESOLVED that:


1. If a cannabis cultivation applicant has already received an Early Activation permit, in relation to the allowable permits under 27.13 (at), 2, (i), (c) during the 2020 grow season, they may request a new Early Activation permit if:
 - a. The applicant has paid all applicable cannabis cultivation taxes
 - b. The applicant has not violated any state or local laws and/or regulations including the limited activities allowed within an Early Activation permit
 - c. The applicant obtained all applicable state license of their previous Early Activation and met all applicable METRC requirements
 - d. The applicant's Early Activation activities received no formal and substantiated complaints from neighboring parcels within seven hundred (700) feet of the project real property
2. **For all applicants**, an Early Activation Permit shall be provided if:

- a. An Initial Study has been submitted and received for the use permit project
 - i. If documentation within the Initial Study provides adequate information regarding the impact to the environment, staff may approve the Early Activation Permit based on Chapter 21 Section 27.4
 - ii. CEQA notification process is an integral part of any project including prior to providing an Early Activation permit
 - b. If a prior Early Activation permit was obtained for the same project and applicant, the new request for an Early Activation permit shall be an exact footprint and square footage of the previously most recently approved Early Activation permit
3. Once an Early Activation Permit has been submitted, the details of the permit shall not be changed or resubmitted through the duration of the Early Activation permit based on the allowances within Chapter 21 Section 27.4

THIS RESOLUTION was passed and adopted by the Board of Supervisors of the County of Lake at a regular meeting thereof on the 16th day of March 2021, by the following vote:

AYES: Supervisors Simon, Crandell, Scott, Pyska, and Sabatier
 NOES: None
 ABSENT OR NOT VOTING: None

COUNTY OF LAKE



 Bruno Sabatier (Mar 17, 2021 09:12 PDT)

 Chair, Board of Supervisors



ATTEST: CAROL J. HUCHINGSON
 Clerk of the Board

APPROVED AS TO FORM:
 ANITA L. GRANT
 County Counsel

By: 
 Johanna Peelen (Mar 17, 2021 09:08 PDT)

 Deputy

By: _____