BOARD OF SUPERVISORS, COUNTY OF LAKE, STATE OF CALIFORNIA

RESOLUTION NO. _____

RESOLUTION EXPRESSING THE INTENT OF THE BOARD OF SUPERVISORS IN ITS ADOPTION OF URGENCY ORDINANCE 3071 AND SUBSEQUENT ADOPTION OF A COMPREHENSIVE CANNABIS CULTIVATION ORDINANCE

WHEREAS, the Board of Supervisors of the County of Lake has engaged in a series of Board meetings and workshops designed to culminate in the adoption of a cannabis cultivation ordinance; and

WHEREAS, on December 19, 2017, the Lake County Board of Supervisors adopted an Urgency Ordinance which was extended on January 23, 2018 (Lake County Ordinance No. 3071), which established a moratorium against the cultivation, distribution, transport, storage, manufacturing, processing, testing, and sale of commercial cannabis in any unincorporated area of the County during that period of time while the County worked to complete a cannabis cultivation ordinance; and

WHEREAS, the moratorium so imposed was made subject to an express allowance that during the time it remained in effect and until a permanent ordinance for cannabis cultivation was made final, those persons who (1) have submitted a self-certification under Article 72 of the Zoning Ordinance which has been deemed complete by the Community Development Department and (2) have submitted a signed affidavit of compliance with state law and the conditions of the Urgency Ordinance would be issued a Letter of Authorization to proceed with applications for temporary state licensure as therein specified; and

WHEREAS, the County has made CalCannabis Cultivation Licensing aware of the County's Urgency Ordinance and the intent of this Board that applicants for temporary state licensure remain eligible to continue through the state licensing process while the County finalizes and adopts a cannabis cultivation ordinance; and

WHEREAS, on this date, March 20, 201, the Board of Supervisors has adopted such an ordinance, establishing a comprehensive regulatory framework for the cultivation of cannabis in the unincorporated areas of the County, which will be (30) days hence; and

WHEREAS, through this resolution, this Board wishes to express its intent that the County's Urgency Ordinance be viewed as a means to ensure that those persons applying to CalCannabis

Cultivation Licensing for temporary cannabis cultivation licenses, who are in compliance with requirements of the Urgency Ordinance remain eligible for and active in the State process to obtain temporary State cultivation licenses; and

WHEREAS, this Board further wishes to express that, with its passage of the County's permanent cannabis cultivation ordinance on this date, it intends that persons eligible for temporary state licenses for cultivation of the nature and type permitted by the County's permanent cultivation ordinance will be permitted by the County, subject to all terms and conditions of the permanent ordinance when the County ordinance becomes effective.

NOW THEREFORE, IT IS HEREBY RESOLVED AS FOLLOWS:

1. This Board hereby adopts the above recitals as true and correct.

2. In light of the passage of the County's comprehensive cannabis cultivation ordinance, this Board hereby requests that CalCannabis Cultivation Licensing take no action in the next thirty days to reject any County of Lake license applications solely on the basis that said ordinance is not yet operative and instead, that it review those applications in anticipation of the upcoming effective date of the County's ordinance.

THIS RESOLUTION WAS PASSED AND ADOPTED by the Board of Supervisors of the County of Lake, State of California, at a regular meeting thereof on _____, 2018 by the following vote:

AYES

NOES:

ABSENT OR NOT VOTING:

_____
CHAIR, Board of Supervisors

ATTEST: CAROL J. HUCHINGSON
Clerk of the
Board of Supervisors

By: _____

APPROVED AS TO FORM:

ANITA L. GRANT
County Counsel

By: _____