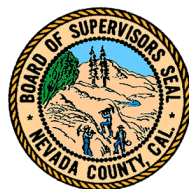


COUNTY OF NEVADA

STATE OF CALIFORNIA

Heidi Hall, 1st District
Ed Scofield, 2nd District (Chair)
Dan Miller, 3rd District
Wm. "Hank" Weston, 4th District
Richard Anderson, 5th District (Vice-Chair)



BOARD OF SUPERVISORS

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Julie Patterson Hunter, Clerk of the Board
Richard A. Haffey, County Executive Officer
Alison Barratt-Green, County Counsel

SUMMARY MINUTES - Draft

<u>Date</u>	<u>Time</u>	<u>Location</u>
Tuesday, February 13, 2018	9:00 AM	Board Chambers, First Floor Eric Rood Administrative Center 950 Maidu Avenue Nevada City, California

REGULAR MEETING: 9:00 AM

Rollcall

The following Supervisors present:

Heidi Hall, 1st District
Ed Scofield, 2nd District
Dan Miller, 3rd District
Hank Weston, 4th District
Richard Anderson, 5th District

STANDING ORDERS:

Chairman Scofield called the meeting to order at 9:00 A.M.

Pledge of Allegiance led by Mr. Joshua Pack, Principal Civil Engineer.

Corrections and/or deletions to agenda.

ACTION TAKEN: No corrections and/or deletions to the agenda were noted.

SCHEDULED ITEMS: 9:01 A.M.

1. [SR 18-0125](#) Certificate of Recognition for the Golden Empire Flying Association on the commissioned project for the design, funding, construction and installation of the Nevada County Airport and Grass Valley Air Attack Base Sign. (Mr. Lee Ocker, Airport Manager)
Recognized.

ACTION TAKEN: Chairman Scofield introduced the agenda item and Mr. Lee Ocker, Airport Manager. Mr. Ocker gave a brief history of the signing project and he thanked Mr. Keith Thomassen, previous President of the Golden Empire Flying Association, for all of the work he put into the design and construction of the sign.

Chairman Scofield read the Certificate of Recognition into the record and Mr. Thomassen thanked the Board for recognizing their efforts.

The Board members thanked the Golden Empire Flying Association and presented Mr. Thomassen with the Certificate.

2. [SR 18-0139](#) Update on the Tahoe National Forest, and introduction of Mr. Eric Burke, Acting District Ranger, Yuba River Ranger District, Tahoe National Forest. (Mr. Eli Ilano, Forest Supervisor, Tahoe National Forest)
Presentation provided.

ACTION TAKEN: Supervisor Scofield introduced the agenda item and Mr. Eli Ilano, Forest Supervisor, Tahoe National Forest, who provided a PowerPoint presentation, entitled "Tahoe National Forest (TNF), 2018 Update." He reviewed TNF's current activities including; meadow restoration projects; trail construction; and Bowman Road Sinkhole repairs. He highlighted the prescribed fire and fuel defense project; and reviewed clean-up and improvements to TNF's camping operations. Mr. Ilano introduced Mr. Eric Burke, Acting District Ranger, Yuba River Ranger District. Mr. Burke provided his background information.

Board questioning and discussion ensued.

Chairman Scofield provided an opportunity for public comment.

Ms. Cathy Scott, District II resident, asked for information regarding the Hoot Trail.

Ms. Diana Gamzon, District I resident and Executive Director of Nevada County Cannabis Alliance, commented about cannabis growing on public lands.

Chairman Scofield thanked Mr. Ilano and Mr. Burke for their presentation.

PUBLIC COMMENT: 9:20 A.M.

ACTION TAKEN: Mr. Robert Mack, District IV resident, and volunteer at Sammie's Friends Animal Shelter, provided comments in support of Sammie's Friends.

Mr. Richard Altenbach, District III resident, shared his concerns regarding medical marijuana and the effects of cannabis on people with asthma. He also commented on drugs in the community.

Mr. Michael Graybill, District IV resident, shared concerns regarding acreage close to his house being used for growing cannabis that has large equipment coming in and tearing up the road causing the access for fire and rescue vehicles to be impaired. He was aware that it is a private road but requested the County take a closer look at road upkeep when the road is being used for commercial purposes.

CONSENT CALENDAR:

Public Health Director: Jill Blake

3. [SR 18-0126](#) Resolution approving Amendment A01 to Standard Agreement 16-10303 between the County of Nevada and the California Department of Public Health, Office of AIDS, for services related to the Housing Opportunities for Persons with AIDS Program (Res. 16-524), increasing the maximum amount from \$78,735 to \$85,229 due to a revised State allocation formula, for the period July 1, 2016 through June 30, 2019, and authorizing the Chair of the Board of Supervisors to execute the Amendment.

Adopted.

Enactment No: RES 18-044

4. [SR 18-0132](#) Resolution approving Amendment 05 to Standard Agreement 14-10525 between the County of Nevada and the California Department of Public Health for Public Health Emergency Preparedness, Pandemic Influenza, and Hospital Preparedness Program funding (Res. 14-404), revising Exhibit B 'Budget' to shift funds between categories, in the maximum amount of \$1,105,967, for the period July 1, 2014 through June 30, 2018, and authorizing the Chair of the Board of Supervisors to execute the Amendment.
Adopted.
Enactment No: RES 18-045
5. [SR 18-0123](#) Resolution approving a renewal agreement between the County of Nevada and Tahoe Truckee Community Foundation pertaining to reimbursing the County's Public Health Department for the services of a Health Education Coordinator for project coordination services related to the Tahoe Truckee Future without Drug Dependency Project, in the maximum amount of \$37,032, for the period October 1, 2017 through September 30, 2018, and authorizing the Chair of the Board of Supervisors to execute the agreement.
Adopted.
Enactment No: RES 18-046
6. [SR 18-0118](#) Resolution approving a contract between the County of Nevada and Ellis Planning Associates, Inc. for consulting services in relation to the County's Local Oral Health Program, in the maximum amount of \$73,779, for the period February 13, 2018 through June 30, 2018, and authorizing the Chair of the Board of Supervisors to execute the contract.
Adopted.
Enactment No: RES 18-047

Child Support Services Director: Tex Ritter

7. [SR 18-0113](#) Resolution approving Amendment 4 to the 2014 Housing Preservation Grant Agreement between the County of Nevada and the United States Department of Agriculture, Rural Development, to improve the living conditions of Nevada County's low and very low-income residents in need of repairs or rehabilitation to their housing (Res. 14-469), extending the ending date of the Agreement from December 31, 2017 to June 30, 2018, and authorizing the Director of the Health and Human Services Agency to execute the Amendment. (Housing)
Adopted.
Enactment No: RES 18-048

Sheriff-Coroner/Public Administrator: Keith Royal

8. [SR 18-0130](#) Resolution approving renewal Agreement 2018-32 between the County of Nevada and the Department of Justice Drug Enforcement Administration, Domestic Cannabis Eradication and Suppression Program, for funding in the amount of \$31,500 for efforts related to the eradication of illicit cannabis cultivation on public lands (not related to nuisance complaints associated with the Nevada County Marijuana Cultivation Ordinance), for the period October 1, 2017 through September 30, 2018, and authorizing the Nevada County Sheriff to execute the Agreement.

Adopted.

Enactment No: RES 18-049

9. [SR 18-0136](#) Resolution approving the renewal agreement between the County of Nevada and the California Department of Boating and Waterways pertaining to reimbursement of boating safety and enforcement costs associated with the Sheriff's Office Boat Patrol, in an amount not to exceed \$96,674, for the period July 1, 2018 through June 30, 2019, and authorizing the Chair of the Board of Supervisors to execute the agreement.

Adopted.

Enactment No: RES 18-050

Auditor-Controller: Marcia Salter

10. [SR 18-0153](#) Resolution authorizing the Lake of the Pines Ranchos Community Services District to replace its annual audit with an annual financial review for two consecutive years, and with a financial audit to be performed every third year, beginning with the fiscal year ending June 30, 2017.

Adopted.

Enactment No: RES 18-051

Director of Public Works: Trisha Tillotson

11. [SR 18-0145](#) Resolution approving Amendment 1 to the contract between the County of Nevada and MAP Associates dba NorthStar for professional surveying services and County surveyor functions (Res. 17-223), increasing the amount by \$40,000 for a new maximum amount not to exceed \$140,000 due to increased activities related to the County Surveyor position, authorizing the Chair of the Board of Supervisors to execute the Amendment, and directing the Auditor-Controller to amend the Fiscal Year 2017/18 County Surveyor budget. (4/5 affirmative vote required)

Adopted.

Enactment No: RES 18-052

12. [SR 18-0148](#) Resolution approving the Notice of Acceptance and Completion of the contract between the County of Nevada and Q&D Construction, Inc. for the 2017 Western County Bridge Project - County Contract No. 224031 (Res. 17-201), with contract costs totaling \$2,609,113.10, and directing the Clerk of the Board of Supervisors to record this Notice in accordance with Civil Code Section 9208.
Adopted.
Enactment No: RES 18-053
13. [SR 18-0149](#) Resolution directing the Department of Public Works to solicit Request for Qualifications from qualified engineering firms for on-call material testing and inspection services.
Adopted.
Enactment No: RES 18-054
14. [SR 18-0133](#) Resolution authorizing the Chair of the Nevada County Board of Supervisors to execute Federal Fiscal Year 2017 Certifications and Assurances for Federal Transit Administration Assistance Programs. (Transit)
Adopted.
Enactment No: RES 18-055
15. [SR 18-0146](#) Resolution approving Amendment 1 to the contract between Nevada County and Routematch Software, Inc. for ongoing Premium Support and Maintenance, Cellular Data Services and Cloud Hosting Services of the Transit Technology Solution (Res. 14-085), in the amount of \$16,379.36, for a new maximum contract amount not to exceed \$134,019.36, for the period of January 1, 2018 through June 30, 2019, and authorizing the Chair of the Board of Supervisors to execute the Amendment. (Transit)
Adopted.
Enactment No: RES 18-056

Chief Information Officer: Stephen Monaghan

16. [SR 18-0122](#) Resolution continuing the proclamation of a Local Emergency in Nevada County due to the Wind Complex Fires and related evacuations in the affected communities and requesting that the Governor continue to maintain a State of Emergency for the County of Nevada. (Emergency Services)
Adopted.
Enactment No: RES 18-057

17. [SR 18-0158](#) Request to submit a letter to the State of California Governor and Office of Emergency Services (OES) Director outlining the legislative assistance required to address the ongoing threat of wildfires to Yuba, Butte, and Nevada counties. (Emergency Services)
Approved.
18. [SR 18-0127](#) Resolution approving Change Order Number 2 to Contract BFC17534 between the County of Nevada and Steve A. Owens dba Owens Construction, for the Bost House ADA Parking and Entry Ramp Project (Res. 17-490), extending the contract time for 120 days to May 15, 2018 to allow for asphalt sealing and parking lot striping, and authorizing the Purchasing Agent to execute the Change Order. (Facilities)
Adopted.
Enactment No: RES 18-058
19. [SR 18-0131](#) Resolution approving bidding documents and specifications for the Eric Rood Administrative Center Health and Human Services Agency (HHS) Remodel and Adult Protective Services (APS) Relocation Project, authorizing the Chair of the Board of Supervisors to sign the documents, and directing the Purchasing Agent to solicit bids for this Project. (Facilities)
Adopted.
Enactment No: RES 18-059

Interim County Librarian: Yolande Wilburn

20. [SR 18-0077](#) Resolution accepting a grant from the California State Library for \$10,000 in Federal Library Services and Technology Act Funds for collection development for the Nevada County Community Library for use during the period January 23, 2018 to June 30, 2018, and directing the Auditor Controller to amend the Fiscal Year 2017/18 Library budget to reflect the additional revenue and related expenses. (4/5 affirmative vote required)
Adopted.
Enactment No: RES 18-060

County Counsel: Alison Barratt-Green

21. [SR 18-0134](#) Resolution approving Amendment 7 to Contract BFS15295 between the County of Nevada and Porter Scott, A Professional Corporation for legal services (Res. 14-338), increasing the maximum contract price by \$75,000, and authorizing the Chair of the Board of Supervisors to execute the Amendment.
Adopted.
Enactment No: RES 18-061

County Executive Officer: Richard Haffey

22. [SR 18-0140](#) Resolution adopting the 2018 Board Objectives and Legislative Priorities for Nevada County as discussed at the Board's January Workshop, and directing the County Executive Officer to use the Objectives and Priorities for the development of the 2018/19 Fiscal Year Budget and the management of County operations, programs and services.
Adopted.
Enactment No: RES 18-062
23. [SR 18-0142](#) Resolution adopting the 2018/19 Vision, Mission, and Value Statements, and Core Services definition for Nevada County, as discussed at the Board's January Workshop, and directing the County Executive Officer to use the County Vision, Mission, and Value Statements for the development of the 2018/19 Fiscal Year budget and the management of County operations, programs and services, and repealing Resolution 17-083.
Adopted.
Enactment No: RES 18-063
24. [SR 18-0143](#) Approving the Order and Decorum of Board Business for 2018, as discussed at the Board's January Workshop.
Approved.
25. [SR 18-0141](#) Approval of the 2018/19 proposed Budget Schedule and Policies, as discussed at the Board's January Workshop.
Approved.
26. [SR 18-0144](#) Acceptance of the Countywide Audit for Fiscal Year 2016/2017 prepared by the firm of CliftonLarsonAllen, LLP.
Accepted.

Clerk of the Board: Julie Patterson Hunter

27. [SR 18-0129](#) Acknowledgement of 2018 Chair appointments to Boards, Committees, and Commissions.
Acknowledged.
28. [SR 18-0135](#) Reappointment of Ms. Shar Johns as the member representing the interests of local school districts to the First 5 Nevada County Children & Families First Commission, for a two-year term expiring February 28, 2020.
Reappointed.

29. [SR 18-0128](#) Reappointment of Ms. Suzanne Gallaty as Tenant Representative to the Regional Housing Authority of Sutter and Nevada Counties, for a two-year term expiring December 6, 2019.
Reappointed.
30. [SR 18-0112](#) Acceptance of Board of Supervisors Summary Minutes for January 9, 23, 24, and 25, 2018.
Accepted.

ACTION TAKEN: Chairman Scofield introduced the consent calendar.

Approval of the Consent Agenda

Adopted.

MOTION: Motion made by Supervisor Weston, seconded by Supervisor Miller, to approve the consent calendar. On a roll call vote, the motion passed unanimously.

DEPARTMENT HEAD MATTERS:

Clerk-Recorder/Registrar of Voters: Gregory Diaz

31. [SR 18-0159](#) Resolution amending the Nevada County Clerk-Recorder/Registrar of Voters Fiscal Year 2017/18 budget for implementation of the Voters Choice Act. (4/5 affirmative vote required) (Weston - No)
Adopted.
Enactment No: RES 18-064

ACTION TAKEN: Chairman Scofield introduced the agenda item, and Mr. Gregory Diaz, Nevada County Clerk-Recorder/Registrar of Voters, introduced his staff, Ms. Sandra Sjoberg, Assistant Clerk-Recorder, and Ms. Abby Kelly, Administrative Assistant II. He reported that implementation of the Voters Choice Act (VCA) is expected to cost less than originally reported, and he explained the improvements to the election process that the VCA would provide the County.

Chairman Scofield noted that the Budget Subcommittee met with Mr. Diaz and were recommending approval of the Resolution. Supervisor Anderson, Vice Chair, summarized his perspective after reviewing the previous year's budget, the Budget Subcommittee's process and review of the proposed budget amendment. After a close review of the lowered dollar amounts, the Subcommittee felt comfortable about bringing it forward with a recommendation for approval by the Board. Chairman Scofield noted that the item requires a 4/5 affirmative vote.

Board questioning and discussion ensued.

Ms. Sjoberg believed that the County could request additional funding from the State for implementation of VCA, noting that there are funds currently in the Governor's proposed budget for elections and voting equipment. She expected the County would be awarded special funds, and suggested the Board work with the County's association lobbyists and State legislators to request additional funding.

Mr. Diaz spoke to the need for equipment replacement, and suggested that moving to VCA was worth the additional costs, and would save the County funds moving forward.

Board discussion continued.

Chairman Scofield provided an opportunity for public comment.

The following members of the public provided comments in support of the VCA:

Ms. Carol Kuczora, District III resident, and League of Women Voters of Western Nevada County representative; Mr. Bryan Snyder, District I resident, and Disability Community Advocate for FREED Center for Independent Living; and Ms. Marin Lipowitz, District III resident.

There being no further public comment, Chairman Scofield closed the public comment period.

Supervisor Weston suggested the Board contact the County's Legislators to request additional funding in the May revise of the State budget for the five counties that stepped forward to implement the VCA.

MOTION: Motion made by Supervisor Hall, seconded by Supervisor Anderson, to adopt Resolution 18-064. On a roll call vote the motion passed as follows: Ayes: Supervisors Hall, Miller, Anderson and Scofield. Noes: Supervisor Weston.

The Board of Supervisors took a short break before the 10:30 scheduled item.

***ANNOUNCEMENTS:**

Pursuant to Government Code Section 54954.2, Board members and County Executive Officer may make a brief announcement or brief report on his or her activities. Board members and County Executive Officer may also provide a reference to staff or other resources for factual information, request staff to report back to the Board at a subsequent meeting concerning any matter, or take action to direct staff to place a matter of business on a future agenda.

ACTION TAKEN: Not held.

SCHEDULED ITEM: 10:30 A.M.

32. [SR 18-0137](#) Open public hearing and continue it to Tuesday, March 13 at 1:30 p.m. to hear the appeal filed by Johanna Finney et. al. of the Nevada County Zoning Administrator's November 29, 2017, adoption of a Mitigated Negative Declaration (EIS17-0022) and approval of the Conditional Use Permit (CUP17-0015) for a proposed AT&T Communication Tower (PLN-0073) with support facilities. The project includes a 130-foot tall mono-pine cell tower with nine (9) panel antennas and 18 remote radio head/units installed on the mono-pine cell, an 80" by 80" walk-in utility cabinet with a climate control HVAC system, 15kW emergency backup generator with 54-gallon diesel tank located within an acoustical cabinet, and two manually operated outdoor light fixtures with cut-off shields. A solid six-foot tall redwood fence will enclose the entire 30-foot by 30-foot facility lease-area. (Dist. V)
- Continued.**

ACTION TAKEN: Following a short break, Chairman Scofield called the meeting back into order and introduced the agenda item. He explained that the Board would open the public hearing and continue it to Tuesday March 13, 2018 at 1:30 p.m. He encouraged members of the public to return on March 13th, but agreed to allow public comment for those who were not able to attend on that date.

Ms. Johanna Finney, Appellant representing the Burning Bush Neighborhood Association Group, requested the Board members focus on correspondence received from Mr. Michael Michelson, District 5 resident and radio engineer, regarding potential radio frequency impacts.

The following members of the public provided comments in opposition to the proposed cell tower:

Ms. Barbara Rivenes, District III resident; Ms. Laurie Oberholtzer, District I resident; Ms. Louise Jones, District V resident; Ms. Renette Senum, District I resident; Ms. Marin Lipowitz, District III resident; and Mr. Don Rivenes, District III resident.

MOTION: Motion made by Supervisor Anderson, seconded by Supervisor Miller, to continue the appeal to 1:30 p.m. at the March 13, 2018 Board of Supervisors meeting. On a roll call vote the motion passed unanimously.

***CLOSED SESSIONS:**

[SR 18-0147](#) Pursuant to Government Code Section 54956.9(d)(2), County Counsel is requesting a closed session with the Board of Supervisors to discuss one matter in which there is a significant threat of litigation against the County.

[SR 18-0163](#) Pursuant to Government Code Section 54957.6, a closed session of the Board of Supervisors will be held for the purpose of reviewing its position and instructing its designated labor negotiations representatives regarding employee salaries, salary schedules, fringe benefits, and all other matters within the statutory scope of representation. The designated labor negotiation representatives for Nevada County are: Alison Lehman, Assistant County Executive Officer, Seth Schapiro, Human Resources Director, Joseph Salivar, Undersheriff, and Donna Williamson, Labor Attorney. The labor negotiations concern the following bargaining units: Unrepresented Confidential Employees, Local 39 General Employees Unit, Local 39 Professional Employees Unit, Sheriff's Management Association, and Deputy District Attorney/Deputy Public Defenders Association.

ACTION TAKEN: Ms. Alison Barratt-Green, County Counsel, read the title of the closed session(s) into the record and the Board entered into closed session.

Following the closed session, Ms. Barratt-Green reported that nothing occurred in closed session that is required to be reported out by law.

Recess for lunch: 11:26 a.m.

AFTERNOON SESSION: 1:30 P.M.**Community Development Agency Director: Sean Powers**

33. [SR 18-0150](#) Discussion regarding the County's long-term cannabis cultivation regulations policy questions, and direction to County Counsel to begin drafting a revised ordinance.

ACTION TAKEN: Chairman Scofield introduced the agenda item and reviewed the process that the Board would follow for the meeting, noting that they would accept 30 minutes of public comment.

Mr. Sean Powers, Community Development Agency Director, provided a brief PowerPoint, and explained staff's objective for today's meeting. He reviewed past history, and the process moving forward. He suggested decision point topics and focus for the Board to provide direction to staff.

Board questioning and discussion ensued.

Supervisor Hall requested that future information provided be received earlier for review by the Supervisors and that any data presented is checked for accuracy.

Chairman Scofield opened the meeting for public comment.

The following members of the public provided comments: Mr. Brad Pecimer, District II resident; Ms. Diana Gamzon, District 1 resident and Nevada County Cannabis Alliance Executive Director; Mr. Peter Minett, District I resident and Democratic Committee Chair; Ms. Song Kowbell, District IV resident; Mr. Wade Laughter, District I resident; Mr. Tom Head, District II resident; Ms. Mary Alice Ritti, District III resident; Ms. Sonja Sokolow, District II resident; Mr. Forrest Hurd, District IV resident; Mr. Mark Johnson, District III resident; Ms. Sarah Grew, District 1 resident; Mr. Irving Mazur, District II resident; and Ms. Itera O'Connell, District III resident.

Chairman Scofield closed the public comment period.

Mr. Powers returned to the suggested decision points and noted that the staff provided the Board with a zoning reference sheet:

- personal cultivation
- zoning
- setbacks
- medical- and Adult-use
- commercial cultivation
- commercial cannabis supply chain
- non-remuneration
- residence requirement
- transition period
- youth setback
- additional items brought up by the Board

Board questioning and discussion ensued regarding personal and commercial cultivation resulting in direction from the Board to staff. Summary of Board Direction is as follows:

SUMMARY OF BOARD DIRECTION

PERSONAL CULTIVATION:

- 1) Allow personal outdoor cultivation up to 6 plants on 5 acre minimum parcels in RA (Estate and Rural).
- 2) Allow personal outdoor cultivation up to 6 plants in AG, AE, FR, TPZ zoning districts. No minimum parcel size was determined for these zones.
- 3) Do not allow any outdoor cultivation in R1, R2, R3, RA (Res), and RA (Estate and Rural) on less than 5 acres.
- 4) For all zones, require a setback of 100 feet from the property line.
- 5) Require a residence on or adjacent to the parcel where personal cultivation plants are planted.

Staff to research and return with a recommendation:

- 1) Add an additional setback from a neighboring residence (Ask Sonoma, other counties how this has worked for them).
- 2) Require security features such as locked gates, fences and screening but not opaque fencing.
- 3) Consult with stakeholders to ensure requirements are clearly articulated and understandable.

COMMERCIAL CULTIVATION:

- 1) Allow medical commercial cultivation in AG, AE, FR zones only with a minimum setback of 100 feet from the property line.
- 2) Allow outdoor cultivation on minimum parcel size of 5 acres.
- 3) Allow indoor cultivation and mixed light (with odor control features) on minimum parcel size of 2 acres.
- 4) Allow cultivation to be noncontiguous on the permitted site.
- 5) Allow nurseries on AG, AE zoned parcels with a use permit.
- 6) Require a permitted residence on or adjacent to any parcel with cultivation activity.
- 7) Do not allow adult-use commercial cultivation at this time.

Staff to research and return with a decision point, information, or recommendation:

- 1) A tiered minimum parcel size for state license types based on the parameters above.
- 2) Limit Small cultivation licenses to 100 plants.
- 3) Maximum size for nursery operations.
- 4) Explore residency options including prioritizing local residents for permit expedition.

COMMERCIAL SUPPLY CHAIN:

- 1) Focus on cultivation ordinance first.
- 2) Consider supply chain activities after cultivation regulations are adopted.

OTHER DECISION POINTS:

- 1) Allow non-remuneration cultivation through a specific permit with commercial requirements and setbacks with a plant and area allowance for up to five qualified patients.
- 2) Provide a cure or grace period to correct code violations if cannabis permit applicant has applied for all as-built permits needed to bring the property up to code prior to issuing the cannabis permit. The grace period does not apply to cannabis rules.
- 3) Require a 1,000 foot setback from the property line of sensitive uses (e.g., schools, parks, child care centers, etc.) to the property line of any cannabis related activities.
- 4) Include nuisance language to provide standards for lights, noise, etc.

Staff to research and return with a decision point, information, or recommendation:

- 1) Compare existing ordinance language regarding setbacks to sensitive uses to the state’s language.
- 2) Local authorization process/requirements (temporary licenses).
- 3) Provisions to protect ground and surface waters in the permitting process.
- 4) Tax measure for the November ballot.
- 5) Consult with technical industry advisors to ensure the new ordinance is understandable.
- 6) Enforcement provisions with strong fines/penalty system.
- 7) Surface water protections particularly in the Martis Valley – research a moratorium on areas where surface water may be threatened.
- 8) Setback variance procedure for irregular lots.
- 9) Bond requirement to pay for restoration/reclamation of cultivation sites.
- 10) Provisions regarding use of generators, especially diesel generators.

ADJOURNMENT:

ACTION TAKEN: Chairman Scofield scheduled a special meeting on March 6, 2018 for the purpose of taking additional public comment regarding the cannabis regulations, and adjourned the meeting at 4:42 p.m.

Signature and Attestation

Edward Scofield, Chairman

ATTEST:

By:

Lelia Loomis, Deputy Clerk to the Board