



ORDINANCE No. _____

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NEVADA

AN ORDINANCE AMENDING CHAPTER II OF TITLE 3 OF THE NEVADA COUNTY LAND USE AND DEVELOPMENT CODE REGARDING ADMINISTRATIVE ENFORCEMENT AND CANNABIS CULTIVATION

THE BOARD OF SUPERVISORS OF THE COUNTY OF NEVADA, STATE OF CALIFORNIA, ORDAINS AS FOLLOWS:

SECTION I:

Subsection F of Section 5.21 of Chapter II of Title 3 of the Nevada County Land Use and Development Code is hereby repealed in its entirety.

SECTION II:

Subsection G.3 of Section 5.21 of Chapter II of Title 3 of the Nevada County Land Use and Development Code is hereby repealed in its entirety.

SECTION III:

Subsection G.4 of Section 5.21 of Chapter II of Title 3 of the Nevada County Land Use and Development Code is hereby amended to read as follows:

“Penalty Assessment by Administrative Citation. If the matter involves a hearing under Section 5.23 of this Article, the matter may be referred for an administrative hearing pursuant to L-II 5.23.N.”

SECTION IV:

Section 5.22 of Chapter II of Title 3 of the Nevada County Land Use and Development Code is hereby repealed in its entirety.

SECTION V:

Section 5.23 of Chapter II of Title 3 of the Nevada County Land Use and Development Code is hereby repealed and replaced in its entirety to read as shown in Exhibit A attached hereto and incorporated herein by this reference.

SECTION VI:

Section 3.30 of Chapter II of Title 3 of the Nevada County Land Use and Development Code is hereby amended to read as shown in Exhibit B attached hereto and incorporated herein by this reference.

SECTION VII:

If any provision of the amended Article or the application thereof to any person or circumstance is held invalid, the remainder of this Article, including the application of such part or provision to other circumstances shall not be affected thereby and shall continue in full force and effect. To this end, provisions of this Article are severable. The Board of Supervisors hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause, or phrase hereof irrespective of the fact that any one (1) or more sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases be held unconstitutional, invalid or unenforceable. To the extent that there is any conflict between the provisions of this ordinance and the provisions of any other County code, ordinance, resolution or policy, the terms and conditions of this ordinance shall prevail.

SECTION VIII:

This Ordinance shall take effect and be in full force and operation on the 27th day of May, 2021, and before the expiration of fifteen (15) days after its passage it shall be published once, with the names of the Supervisors voting for and against same in the Union, a newspaper of general circulation printed and published in the County of Nevada.