

1 BOARD OF SUPERVISORS, COUNTY OF LAKE, STATE OF CALIFORNIA

2 ORDINANCE NO. \_\_\_\_\_

3 AN URGENCY ORDINANCE ESTABLISHING A TEMPORARY MORATORIUM ON  
4 THE PRE-APPLICATIONS AND APPLICATIONS FOR COMMERCIAL CANNABIS  
5 CULTIVATION USE PERMITS EXCEPT FOR A LIMITED NUMBER EACH MONTH  
6

7 WHEREAS, the County of Lake Community Development Department is presently  
8 short-staffed with multiple pressing obligations; and

9 WHEREAS, the Community Development Department wishes to ensure that those  
10 pre-applications and applications for commercial cannabis cultivation use permits which  
11 have already been submitted as of the date this urgency ordinance is adopted are processed  
12 expeditiously whenever possible and that department believes it can additionally  
13 accommodate only a limited number of pre-applications and applications for such use  
14 permits at the present time; and

15 WHEREAS, the County of Lake wishes to consider how best to address the time  
16 needed for required reviews by all County departments involved in the permitting process  
17 for commercial cannabis cultivation to ensure that said process is both sufficient to address  
18 environmental impacts, reliable, and sustainable; and

19 WHEREAS, the Board of Supervisors of the County of Lake finds that a temporary  
20 moratorium on the un-metered processing of pre-applications and applications for  
21 commercial cannabis cultivation use permits is necessary and appropriate to protect the  
22 public health, safety, and welfare in that approval of an un-metered flow of such applications  
23 could result in conflicts with proposed amendments to the Lake County Zoning Ordinance  
24 designed to improve said process and coordinate review among local stakeholders, while  
25 still balancing the interests of neighboring property owners and thereby compromise the  
26 adoption of such amendments.

1 NOW THEREFORE, the Board of Supervisors of the County of Lake hereby ordains  
2 as follows:

3 **Section One:** Pursuant to Section 65858 of the California Government Code, no pre-  
4 applications or applications for use permits for commercial cannabis cultivation shall be  
5 accepted for processing during the 45 day period from \_\_\_\_\_, 2019, to  
6 \_\_\_\_\_, 2019 except as follows:

7 1. Beginning April 1, 2019, the Community Development Department shall  
8 accept, on a first-come, first-served basis, a maximum of twelve (12) pre-  
9 applications for use permits for commercial cannabis cultivation each month  
10 and a maximum of twelve (12) applications for use permits for commercial  
11 cannabis cultivation each month.

12 2. For purposes of determining the point at which the maximum number of  
13 twelve (12) applications and/or twelve (12) pre-applications has been  
14 reached, the month shall begin as of April 1, 2019 and will run consecutively  
15 through the end of that month, inclusive of holidays and weekends. Should  
16 this urgency ordinance be extended beyond the 45 days noted here, each  
17 month shall begin on the first and continue through to the last day of said  
18 month.

19 **Section Two:** This moratorium shall have no force nor effect on any applications and/or  
20 pre-applications for commercial cannabis cultivation use permits which have been  
21 submitted to the Community Development Department as of the date this urgency ordinance  
22 is adopted.

23 **Section Three:** It can be seen with certainty that there is no possibility that this interim  
24 ordinance may have a significant effect on the environment.

25 **Section Four:** All ordinances or parts of ordinances or resolutions or parts of resolutions in  
26 conflict herewith are hereby repealed to the extent of such conflict and no further.

1 **Section Five:** This ordinance shall go into effect immediately, and before the expiration of  
2 fifteen days after its passage, it shall be published at least once in a newspaper of general  
3 circulation printed and published in the County of Lake. Furthermore, this Ordinance shall  
4 be of no further force and effect 45 days after its adoption unless extended pursuant to  
5 Government Code Section 65858.

6  
7 The Foregoing Ordinance was introduced before the Board of Supervisors on the  
8 \_\_\_\_\_ day of \_\_\_\_\_, 2019, and passed by the following vote on the \_\_\_\_ day  
9 of \_\_\_\_\_, 2019.

10 AYES:

11 NOES:

12 ABSENT OR NOT VOTING:

13 COUNTY OF LAKE

14  
15 \_\_\_\_\_  
16 Chair, Board of Supervisors

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

19 By: \_\_\_\_\_  
20 Deputy

21  
22 APPROVED AS TO FORM:  
23 ANITA L. GRANT  
County Counsel

24 By: \_\_\_\_\_  
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