

# 6.5 Industrial Hemp Ordinance

BOS Agenda – April 7, 2020

Feedback received via [publiccomment@lakecountyca.gov](mailto:publiccomment@lakecountyca.gov)

**Dennis Hall** [dbhall13@yahoo.com](mailto:dbhall13@yahoo.com)

Industrial Hemp Zoning Ordinance regulations, setbacks Memo: 20-312, Item 6.5

Lake County Board Of Supervisors,

It is my understanding that that the regulations and requirements to grow Hemp will be before your board tomorrow. I was at the planning commission a few weeks ago when these were discussed. The items included what was required to grow Hemp including grading ordinance regulations, distance from growth boundaries, dust mitigation measures and property setback from existing neighbors. As I stated in the planning meeting my neighbor to the north grew a late summer crop on a narrow stretch of land and planted right up to my fence and because of dust, noise and smell made it impossible to be outside on my patio and pool area. The same problem was happening to my neighbor to the North side of the grow. We have wind every day and the prevailing directions are North or South making the dust and stench from the plants come directly into my yard or my neighbors. You have set up good regulations for the Cannabis growers to protect their adjoining neighbors from our kind of problems, and we deserve the same. I believe the grading permit, 200 foot set back proposed and the 1000 foot growth boundary setback are needed so we can live here and enjoy our property and save the large investment we have made. I bought this property and built my home 17 years ago and now at age 70 with health issues have no intention to relocate, because of a disrespectful neighbor who has property too small to grow pot so now wants to grow Hemp. I have built all over this county and know what's in the dust and how toxic it is that he sends to us from 100 years of sprays for pears as I had this valley land tested before. His land is too small and too narrow to grow three Stinking Hemp crops as dense as field corn row crops next to our existing homes and family's. I ask you to put yourselves in our positions and make the fair and right decision as we local residents depend on you.

Dennis Hall  
Scotts Valley

**Michael Green** [michael.s.green@hotmail.com](mailto:michael.s.green@hotmail.com)

Item 6.5 - Industrial Hemp Zoning Ordinance Text Amendment

Please accept the following comments on the proposed text amendment:

As proposed:

(ab) Industrial HEMP 1. The parcel shall contain a minimum of one (1) acre for indoor/greenhouse cultivation and a minimum of five (5) acres for outdoor cultivation. 2. If grading is required, all grading shall comply with the standards set forth by Chapter 30 of the Lake County Code. 3. Hemp cultivation site shall be setback a minimum of 200 feet from an off-site residence. A waiver signed by neighboring property owners can be submitted which may decrease the minimum setback. 4. Hemp cultivation is prohibited within 1,000 feet of Community Growth 5. Boundaries as described in the Lake County General Plan. 6. Seed production of any type shall be only grown indoors or within an engineered greenhouse with filters.

Suggested revisions:

- Title (ab) Industrial HEMP” should be changed to “(ab) Industrial Hemp Cultivation” to clarify that the zoning permit is required and applicable only for specified cultivation activities. There are a number of related hemp activities – processing, packaging, distribution, storefront retail, farmer’s market – for which separate zoning or use permits, or no permit at all, may be required. The label on Section. 27.2 Table A should be changed to reflect the same terminology.
- 1. The parcel shall contain a minimum of one (1) acre for indoor/greenhouse cultivation and a minimum of five (5) acres for outdoor cultivation. As applied in this section, “greenhouse” means an outdoor structure, heated or unheated, constructed primarily of glass, 6 mil film, polycarbonate, or other rigid translucent material.
- 3. Hemp cultivation site shall be set back a minimum of 200 feet from an off-site residence. i. A waiver signed by neighboring property owner(s) can be submitted which may decrease the minimum setback. Written approval(s) may be obtained from neighboring property owner(s), containing the property owner’s notarized signature, waiving the setback requirement. Written approvals shall be renewed annually.
- 4. Hemp cultivation is prohibited within 1,000 feet of within, or within 1,000 feet of, Community Growth 5. Boundaries as described in the Lake County General Plan.
- 6. 5. Seed production of any type shall be occur only grown indoors or within an engineered a fully enclosed and secured greenhouse with filters an effective air-filtration system capable of preventing pollen from escaping the structure.

The suggested revisions clarify the intent of the ad hoc hemp committee, fix minor errors, and use language more closely aligned with the existing Zoning Ordinance, including Article 27. In that context, the suggested revisions do not represent substantial changes.

I strongly support the enactment of industrial hemp regulations as being necessary to protect the public health, safety and welfare of county residents. The text amendment and companion regulations go a long way toward achieving that important goal by instituting a local permit process and basic site/operational standards. Thank you for your consideration of these revisions.

Michael Green

**Anthony C [arcontento@sbcglobal.net](mailto:arcontento@sbcglobal.net)**

Action Item 6.5: Industrial Hemp Zoning Ordinance

To the Board of Supervisors and Citizens of Lake County:

As a member of the Lake County community I want to voice my support towards the Adoption of the Hemp Ordinance as it is written. As a commercial and residential real estate property owner I feel that this ordinance was developed in a well thought out manner with the proper setbacks as it pertains to neighboring property owners. As a member of the Agricultural community of Lake County I find this ordinance to have many important levels of protection for the farmers in Lake County. Lastly, I would like to commend all members of the Board and the committee that worked so hard to create such a reasonable ordinance in such a short period of time.

Thank you,

Anthony Contento

**Damien Ramirez [dmramirez26@gmail.com](mailto:dmramirez26@gmail.com)**

Public Comment for Item 6.5 on 4/7/20

Dear Board of Supervisors,

I am writing to display my support of the Industrial Hemp Zoning Ordinance that has been developed as it currently is presented. I believe that the individuals involved created a very thoughtful and comprehensive Ordinance that should be passed with no changes made. Thank you to all that were involved in developing such a great Ordinance in a limited time to ensure the county has rules in place prior to the upcoming growing season.

Thank you for your time and consideration,

Damien Ramirez