

LAW OFFICE OF MARC CHYTILO, APC

ENVIRONMENTAL LAW

August 19, 2019

LATE  
DIST

Santa Barbara County Board of Supervisors  
105 E. Anapamu Street  
Santa Barbara, CA 93101

By email to [sbcob@co.santa-barbara.ca.us](mailto:sbcob@co.santa-barbara.ca.us)

RE: Chapter 50 – Cannabis Licensing Amendments – 8/20/19 Agenda Item No. 1

Dear Chair Lavagnino and Honorable Supervisors,

Please accept this letter on behalf of the Cate School and Friends of Shepard Mesa.

The proposed amendments Section 50-6 of the County Code regarding other licensing and permits, is unclear and requires revision. The proposed amendment to Section 50-6 provides (see Attachment 2 of the Board Letter):

Section 50-6. Other Licenses and Permits. a) An applicant must receive all necessary land use entitlements/permits, which are final, un-appealable, approved and issued, as required by Chapter 35, Zoning, of the Santa Barbara County Code before the County will issue a cannabis business license under this Chapter. However, to apply for a cannabis business license, an applicant may submit a land use entitlement/permit application that has been accepted by the Planning and Development Department in accordance with Section 50-8.

Section 50-8 however addresses the application content for an annual cannabis business license, **so this reference is incorrect** and could result in premature processing of incomplete business licenses, either necessitating additional cycles of review or inadequate permits. Section 50-9 addresses the review of the cannabis business license application to determine if the information required by § 50-8 has been provided. Neither section applies to the process of accepting an application for a land use entitlement.

**Instead, § 50-6 should reference the County's determination that the land use entitlement/permit application is complete.** This written determination, required by California Government Code § 65943, establishes that the application satisfies the County's requirements and that the information required for processing has been submitted. Accordingly we request that the Board direct the following changes to the second sentence of the proposed § 50-6:

... However, to apply for a cannabis business license, an applicant may submit a land use entitlement/permit application that has been ~~accepted~~ **found complete** by the Planning and Development Department in accordance with Section 50-8.

Sincerely,

LAW OFFICE OF MARC CHYTILO

/s/ Marc Chytilo