

# CHAPTER 50

# Licensing of Cannabis Operations Ordinance Amendments

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Board of Supervisors  
November 1, 2022



# Revised November 1, 2022

50-7 (a)(2)(iii)

iii. Maintenance of Requested Acreage. **The below provisions in subsection (a)(2)(iii) apply to licenses and renewals beginning on and after December 28, 2022.**

- A. The acreage authorized by the initial business license **or renewal** ~~(year one of operation)~~ **issued after December 28, 2022** is limited by subsection (a)(2)(i)(B) above.
- B. Upon the ~~first~~ **next** renewal ~~(year two of operation)~~:
  - 1) If the licensed cultivator is able to demonstrate the operation reached the amount of acreage requested for planting, growing, harvesting, nursery, or a microbusiness with cultivation in actual operations during the prior year, the licensed cultivator is able to secure up to the acreage amount in the initial business license in renewal licenses going forward, subject to requests to fallow as discussed in subsection (a)(2)(iii)(F) below.
  - 2) If the licensed cultivator did not reach the amount of acreage requested for planting, growing, harvesting, nursery, or a microbusiness with cultivation in actual operations during the prior year, the licensed cultivator is able to secure up to the acreage amount in the initial business license for one renewal.

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C. Upon the second **following** renewal (~~year three of operation~~):

- 1) If the licensed cultivator is able to demonstrate the operation reached the amount of acreage requested for planting, growing, harvesting, nursery, or a microbusiness with cultivation in actual operations during the prior year, the licensed cultivator is able to secure up to the acreage amount in the initial business license in renewal licenses going forward, subject to requests to fallow as discussed in subsection (a)(2)(iii)(F) below.
- 2) If the licensed cultivator did not reach the amount of acreage requested for planting, growing, harvesting, nursery, or a microbusiness with cultivation in actual operations during the term of the first renewal license, then the second renewal license may only be issued for up to the amount of acreage reached in actual operations. The applicable Eligible Business License Applicants List will be adjusted by the CEO to reflect actual licensed acreage, the licensed cultivator would no longer have a hold on the additional acreage, and it becomes available for the next person on the Wait List, pursuant to subsection (a)(2)(iv).

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50-7 (a)(2)(iii)(F)

F. Request to Fallow. Once the amount of acreage requested has been reached in actual operations and maintained for at least three (3) consecutive years, the licensed cultivator may submit a request to the CEO to fallow cannabis planting, growing, harvesting, nursery, or a microbusiness with cultivation operations for up to twelve (12) months. The licensee shall maintain their cannabis business license and remain in good standing with the terms of this Chapter. Each operation may submit a fallowing request no more than once every three years. Pauses in cannabis cultivation of less than ~~four (4)~~ **eight (8)** months between crops during a license period shall not be considered fallowing for purposes of this section.

## Revised Recommended Actions

That the Board of Supervisors:

- a) Consider the introduction (First Reading) of an Ordinance, as revised on November 1, 2022, of the Board of Supervisors of the County of Santa Barbara amending Chapter 50 of the Santa Barbara County Code, Licensing of Commercial Cannabis Operations in the unincorporated area of the County;
- b) Read the title and waive further reading of the Ordinance in full; and
- c) Set a hearing on the Administrative Agenda for November 29, 2022 to consider recommendations on the ordinance as revised on November 1, 2022 and CEQA determination for amendments to Chapter 50.