#1

de la Guerra, Sheila

From: fnemerson <fnemerson@comcast.net>
Sent: Sunday, January 27, 2019 9:54 PM
To: Lenzi, Chelsea
Subject: Fwd: Letter to the Board of Supervisors - Cannabis Ordinance
Attachments: WEWcannabisletter12919.docx; ATT00001.htm

LATE DIST

Dear Ms. Lenzi,

Having had not been able to transmit to the Clerk of the Board e-mail address of sbcob@co.santa-barbara.ca.us. or sbcob@countyofsb.org, I thought since you have responsibility for agendas, you might be able to handle the attached letter for the Board of Supervisors, 1/29/19 agenda item, Cannabis.

Thank you.

Nancy Emerson

Begin forwarded message:

From: fnemerson <fnemerson@comcast.net>
Subject: Letter to the Board of Supervisors - Cannabis Ordinance
Date: January 27, 2019 at 9:34:58 PM PST
To: Clerk of the Board <sbcob@countyofsb.org>
Cc: Joan Hartmann <jhartmann@countyofsb.org>, Das Williams <dwilliams@countyofsb.org>, Peter Adam <peter.adam@countyofsb.org>, Gregg Hart <ghart@countyofsb.org>, Steve Lavagnino <steve.lavagnino@countyofsb.org>, Dan Klemann <dklemann@countyofsb.org>, Dennis Bozanich <dbozanich@countyofsb.org>, Jefferson Litten <jlitten@countyofsb.org>

Dear Clerk of the Board,

Please include the attached letter from WE Watch in the record for the 1/29/19 board meeting. Thank you.

Nancy Emerson

We Watch, P. O Box 830, Solvang CA 93464

January 27, 2019

TO: Santa Barbara County Board of Supervisors
FROM: WE Watch, Nancy Emerson, President
RE: Cannabis Regulatory Amendments

Thank you for responding to residents' concerns about the existing and emerging significant "negative impacts on people, communities and the environment" of cannabis cultivation and related activities. WE Watch appreciates your willingness to consider amendments to the existing Cannabis Land Use Ordinance and other regulatory documents.

As the region in the County with most of the AG-1 parcels (1,600), the Santa Ynez Valley needs stronger land use regulation than is provided by the current ordinance, as do other areas. Please see list on page 2 of countywide problems that emerged from a meeting of representatives from regions negatively impacted by cannabis activities. The following recommendations address those problems.

LAND USE.
*Allow no cannabis activity on AG-1-5, AG-1-10 and AG-1-20 parcels.
*Require Conditional Use Permit (CUP) for all permitted cannabis activities.
*Prohibit all cannabis activities within 2 miles of schools, day care centers, youth centers, residential areas, parks and within 2 miles of the boundaries of cities, townships and EDRNs.

ODOR. Require odor abatement on AG II as well as AG I parcels.

SIZE LIMIT. Limit indoor cultivation to 22,000 square feet per property and outdoor cultivation to 1 acre per property.

WATER. Prohibit transportation and importation of water from an outside source. Consider aquifer status, negative impacts on Santa Ynez River and other riparian water rights, impact on private wells when evaluating applications.

NOTICES. Notice is critically important and we support the widest possible notification to neighborhoods. Two miles has been suggested.

ENFORCEMENT. Allow complaints based on approximate location and do not require APN or address. This is particularly needed for odor complaints.

WE Watch letter, 1/27/19

We appreciate the opportunity to respond to the thoughtful 1/25/19 staff memo.

1.**Cannabis testing on agricultural lands.** Support Option 3. No testing facilities on these lands.

2.**Controlling cannabis operations on AG-1 properties adjoining rural/urban lines.** Support Option 3. Ban cultivation on AG-1 properties in the LUDC.

3.**Alternative methods for allocating storefront retail.** Support Option 1. Pre-qualify applicants for 8 potential unincorporated licenses countywide and hold random selection process in each of 6 community plan areas.

4.**Energy plan review to Community Services Department.** Support Option 1 which moves review from Planning to Sustainability Division in CSD.

5.Increase authority to reject renewals. Support Option 1, which strengthens language by changing "may" to "shall" with criteria for denial.

6. **Power source for security lighting and/or security cameras.** Support Option 2. Our Save Our Stars Committee says, "We agree with Sharyne Merritt's idea of using solar powered equipment. Here is our suggested wording: Require motion activated, solar powered battery security lighting and cameras, with lighting fully shielded."

Thank you.

Problems Being Caused by Cannabis in Santa Barbara County
Carpinteria Valley, Santa Ynez Valley, Cebada Canyon, Tepusquet Canyon, Cuyama Valley all have cannabis cultivation, some since 2014:

1. Offensive odor (all regions) worsened by weather conditions of wind or inversion. Some regions experiencing 6 grows/year. Problem with both outdoor & indoor cultivation.
2. Noise from generators & other equipment
3. Substantial increase in water use (partly caused by use of reverse osmosis)– wells, springs & rivers, water transport.
4. Substantial traffic increase, trucks, tankers (hard on private roads in EDRNs)
5. Fire danger (Tepusquet fire caused by cannabis grower)
6. Grows and other activities too close to residences, including families with children, schools, parks, wineries, EDRNs.
7. Unapproved use of easements
8. Concern about potential impact on other crops (avocados, grapes)
9. Harassment, intimidation and threats
10. Noticing and appeal process – Above problems affect neighbors beyond 1000 feet from applicant site. Noticing distance means affected neighbors may not know about application or fact they must register as an "aggrieved person" to appeal an approved permit.