

de la Guerra, Sheila

Group 1

#1

From: Travis Morrow <tlm42@cornell.edu>
Sent: Friday, January 25, 2019 12:09 AM
To: sbcob
Subject: Memo for inclusion - agenda item 19-00085
Attachments: Memo for SB BoS re pending approval of land use permit (case no. 18LUP-00000-00458).docx



Caution: This email originated from a source outside of the County of Santa Barbara. Do not click links or open attachments unless you verify the sender and know the content is safe.

Dear Clerk of the Board,

I request that you distribute the attached memorandum to each Board member before the 29 Jan 2019 hearing on agenda item 19-00085. Please let me know what questions you have.

Thanks for all you do.

V/R,

Travis

Travis L. Morrow
938 Fredensborg Canyon Rd
Solvang, CA 9346

24 January 2019

Memorandum for: Santa Barbara County Board of Supervisors
105 East Anapamu Street
Santa Barbara, CA 93101

From: Travis Morrow
938 Fredensborg Canyon Rd
Solvang, CA 93463

Subject: Agenda item 19-00085 – Opposition to Land Use Permit Application (Case No. 18LUP-00000-00458)

Dear Honorable Santa Barbara County Board of Supervisors,

By way of introduction, I'm a resident of SB County living at 938 Fredensborg Canyon Road, Solvang. My wife and I have made this address our home since early 2012 and are raising our three young children—two girls and a boy ages 8, 6, and 4—here as well. Our home is three doors down from 988 Fredensborg Canyon Road, the lot requesting the land use permit referenced above.

I write to raise my strong opposition to the proposed project just a few doors down. Judging by the temperature of my neighborhood lately, I opine you're being bombarded with notices of opposition so I will try to keep my comments brief and focused on my perspective as an impacted neighbor. Hopefully they will assist you in your decision making process.

As you know, the application currently before the County is for the construction of a 15,648 square foot greenhouse for the purpose of cultivating cannabis. My opposition to this application is twofold: 1. the proposed commercial operation is completely incompatible with the character of my neighborhood; and 2. the project poses a significant risk to the safety of my children. I'll briefly address each in turn.

1. The proposed commercial operation is completely incompatible with the character of my neighborhood

The applicant intends to conduct a large-scale commercial operation. At 15,648 square feet, the proposed greenhouse would be a .36-acre structure. That structure would be five to ten times the size of the homes in the adjoining properties. The proposed structure would be located within a residential, well-established neighborhood with no commercial activity. Fredensborg Canyon Road is a safe, dead-end country lane that is accessed only through the City of Solvang. Please note that my home is within the city limits of Solvang and is zoned a residential property, and that my lot is less than 150 yards from the proposed project lot. Thus, this project is a stone's throw from a residentially zoned, incorporated neighborhood. Although some of the County lots to the north of me have agricultural zoning, the lots in this neighborhood, both City and County, are fundamentally big yards.

2. The proposed commercial operation poses a significant risk to the safety of my children

It is difficult to describe the microclimate of a neighborhood without living in it. Fredensborg Canyon Road is well known in this part of the County as a place to take walks and walk your pets. There is very little traffic. Every day here you will see neighbors stopping to chat in the streets. My family also takes regular walks and bike rides up and down the street, and by the proposed project lot (a recent picture from a family bike ride is attached; it was taken in front of my house). Traffic is the biggest danger to those of us that live here, non-resident/contractor traffic in particular. They typically drive too fast (the speed limit is 25MPH in front of my house). They typically don't move over for pedestrians (there are no sidewalks here). And they typically are not paying close enough attention to the blind corners on this street. It is absolutely certain to me that the contractors/employees of the proposed commercial operation (yes, there will be non-family employees despite what the applicant now claims) will pose a danger to me, my family, and my neighbors.

In addition to the increased traffic risks, cannabis cultivation operations are known attractants for certain criminal activity (e.g., theft), which is why you require certain additional features like security and privacy fencing. However, the location of this proposed cannabis site has been widely published and would be a perpetual bait for bad guys right in the middle of my neighborhood.

Accordingly, this project absolutely cuts against the intent of the County's cannabis ordinance (section A.1 of the ordinance (i.e., 35.42.075) spells out that intent, which is to, "[P]rotect neighborhood character, and minimize potential for negative impacts on people, communities, and the environment"). While the County ordinance seeks to protect rural neighborhoods like ours from commercial operations like the one at issue, we appear to have fallen through the cracks here. I am confident that you will do the right thing and protect our neighborhood.

Finally, I invite you to visit my home and neighborhood to better understand the nature of this application. Spending a few minutes walking our country lane that we call home may give you a better sense of how incompatible the application is to the design of the County's ordinance.

My contact information is below. Please feel free to contact me any time.

Thank you for your good work.

Sincerely yours,



Travis L. Morrow
938 Fredensborg Canyon Rd
Solvang, CA 93463
805-691-9571
travis@solvanglaw.com



de la Guerra, Sheila

From: [REDACTED]
Sent: Friday, January 25, 2019 10:26 AM
To: sbcob
Subject: Letter to BOS for 1/29 Meeting
Attachments: Letter to BOS 11-25-19.pdf

Caution: This email originated from a source outside of the County of Santa Barbara. Do not click links or open attachments unless you verify the sender and know the content is safe.

I would like the attached letter to remain anonymous so please redact my email address.

Please also distribute this letter to all board members.

Please confirm that this was received.

Thank you.

January 25th, 2019

Dear Santa Barbara County Supervisors,

I am writing in regard to the Cannabis Ordinance that will be discussed on Tuesday, January 29th at the BOS meeting.

As a citizen of Santa Barbara county, one of the main reasons I chose to live in this area is the rural character that can be found in the North County. We all know how important it is to the citizens of this county to preserve that rural character and unfortunately, by allowing industrialized cannabis to move in, we are wreaking havoc on the very rural character and valley views that us as citizens are (were) lucky enough to enjoy daily and those that tens of thousands of tourists come to see each year. We are replacing that with acre upon acre of plastic hoop houses which are housing immense cannabis grows which are also turning our once beautiful valley into a stinky mess.

When the voters of this county voted to legalize cannabis, I feel very strongly that the overwhelming majority (including myself) were voting for small cannabis farms (as was advertised to us) and a tightly regulated industry. We were not aware that SBC would become the least restrictive county in the state for cannabis cultivation—causing a mass migration of corporate cannabis farmers to flock to our county.

I want to first address the letter of recommendations to The Board from Dennis Bozanich. Dennis notes that the Board requested that once the cannabis regulatory system was operational, that staff return with possible revisions to improve its effectiveness and address unforeseen issues.

The first problem with this is that **the cannabis regulatory system is NOT operational!** All operators in our county are operating under temporary state licenses and have NOT come into compliance with our SBC ordinance requirements. Our SBC ordinance requires a LUP and an SBC business license along with a litany of other requirements. At the writing of this letter, no LUPs have been issued and only a couple of business licenses have been issued. **The Board asked Staff to make recommendations AFTER the regulations were operational—so why is Dennis Bozanich making recommendations prior to the ordinance being actually operational?**

Further, the staff was asked to 'return with possible revisions to...address unforeseen issues.' The recommendations in Dennis Bozanich's letter do not address the biggest unforeseen issue—the giant elephant in the room—and that is the supergrows that are overtaking our hillsides. More on that later.

Responses to Dennis Bozanich's recommendations to The Board

1. Elimination of live-scan for ag employees

I don't believe this is something the BOS should be deciding. This is a decision that needs to be made by the people. The security of these massive supergrows is scary. There are armed guards at many of these properties—properties whose meager fences 'protect' a non-agricultural crop that can have a value of tens of millions of dollars in only a matter of a dozen acres. We need to

require that everyone working around or near these farms to have thorough background checks. If we don't require background checks, we will end up having people working at these sites with weapons and drug felonies—not people we want to be around this dangerous business!

Further, the moment you eliminate the requirement to livescan everyone, cultivators can skate the system simply by calling anyone an ag employee rather than a supervisor. It gives them a route to work around the system. There is no way for the county to monitor whether only ag employees are the ones not doing the live scans. This is an all or nothing process.

Further, the letter from the CEO's office states that 'cultivators believe this [the live scan requirement] could affect access to laborers who may have concerns regarding federal immigration enforcement even if they are documented workers with no felony charges.' This is such a soft statement—note the words 'could affect.' We are not in the business of legislating hypotheticals. The point is that yes, we want to push away people who are not legally allowed to work here or that may have felonies. Further, cannabis can afford to pay their laborers more than any local ag industry—they are already going to be pulling much of our agricultural labor force away from our counties true agriculture because of the higher wages they can offer. We do not need to provide more incentive.

2. Generators for security lighting and/or security cameras

SBC staff has no way to actively monitor/enforce/regulate cultivators using generators to ensure they are ONLY being used for these purposes. As soon as you allow generators, there is no way to monitor that they aren't being used to power other equipment (fans, lighting, dryers, flash freezers, etc.).

Further, cannabis cultivators have access to the ordinance and know that security lighting is required. Any proper business should have worked these forecasted expenses into their business plans. We should not 'feel bad' for cultivators that need to set up small solar systems or bring in power from the utilities. Mind you, these operations can net north of \$1.5M per acre, per year—they can afford it.

Further, security camera systems should ONLY be motion activated as to eliminate light pollution at night. Security cameras are low voltage systems meaning they require very little power and a battery and solar array would be a good solution. Why would we want to allow the pollution of dozens of generators running all day long, burning fossil fuels when there are alternative energies available.

The CEO's office draws a comparison to traditional agriculture using generators—this is just a reminder that this is not a valid comparison because cannabis is NOT agriculture as defined by county code.

Current Issues that Require Amending the Cannabis Ordinance

Next, I want to address the true issues with the cannabis ordinance that the CEO's office failed to incorporate recommendations for remedying in their letter to The Board.

1. Acreage Cap per APN/Parcel/Property

Dennis Bozanich, the county cannabis czar, the biggest proponent of cannabis in the local government, has repeatedly gone on record stating that Santa Barbara County is one of the most regulated counties for cannabis. I would like to point out that regardless of whether this is true, regulations are just words and we in fact are one of the LEAST restrictive counties for cannabis cultivation. This is fact.

We did a study of the cannabis ordinances for all surrounding counties (Ventura, Kern, San Luis Obispo), other central coast counties (Monterey, Santa Cruz) along with northern California wine country counties (Napa, Sonoma) and the emerald triangle counties of Humboldt and Mendocino. **Of these counties, SBC is the ONLY county that does not have a cap on their cultivation acreage per parcel.** Out of the nine counties listed about the largest outdoor grow allowed on a parcel is 2 acres while the average allowed grow is 1 acre. For interior grows the largest allowed of the nine listed counties is ½ an acre. Here in SBC, we have current existing grows of 50+ acres and proposed grows of over 70 acres! That is 70 times larger than the average allowed grow in the other counties. Seventy times!

We must go with our common sense on this and limit the size of grows in this county as not to destroy our beautiful county. I ask you to think what your constituents would want. If your constituents are like me, they voted for cannabis, but their understanding was that there would be robust regulations to protect small time farmers and preserve our counties rural agriculture.

How do you think your constituents would vote if the following question was on the ballot? 'Should cannabis farms be limited to 1 acre per property to prevent supergrows?' I have a pretty strong feeling that if said constituents were not in the cannabis industry, the overwhelming majority would vote to limit size of grows.

Where we as a county dropped the ball was that we just copied and pasted the state emergency regulations. These emergency regulations contained a loop hole in them that didn't specifically prevent the stacking of small cannabis cultivation licenses. Every other county we studied saw this loop hole and mitigated it by having caps on cultivation acreage per parcel—or outright banning cultivation. Either we missed it, or the cannabis industry lobbied hard for it to be kept open in this county. This has resulted in SBC having the most state cultivation licenses in the state. Some farms have over 200 of these small licenses (which limit cultivation to 10,000SF) stacked together to create these supergrows—something that was never intended.

We need caps. Your constituents want caps. One acre is more than reasonable.

2. Odor

In this study of the 9 counties mentioned above, nearly all of them require odor abatement on all cultivation, regardless of zoning. When the cannabis ordinance was prepared by staff and passed on from the planning commission to the BOS, the PC recommended odor abatement on ALL cultivation, including AG-II lands. The Ag Advisory Committee also recommended odor abatement on all cultivation. But for whatever reason, the BOS decided to pull the odor abatement requirement from AG-II. This has had a devastating effect on our rural residents and business. Even 1,000SF of cannabis puts out enough odor to nauseate someone a mile away when the wind shifts. Let alone an acre worth—or even 70 acres worth!

Again, a well-managed cannabis farm can net well over \$1M per acre per year. They can afford the odor abatement! Let's relieve the suffering of our rural friends and get in line with many of the other counties and require odor abatement on ALL cultivation sites.

I remind you that cannabis is NOT protected under the right to farm. Cultivators are not protected from odors drifting off their property. There is going to be such a vast number of complaints that the county is going to be overwhelmed with complaints and will not have the resources to manage these issues. A simple solution is to require odor abatement. It protects rural businesses, residents and the cannabis cultivators from nuisance complaints.

Further, I want to quote the county EIR **"The EIR has deemed odor a nuisance due to the amount of public concern, and persistent, intrusive, and pervasive odor associated with certain cannabis activities including cultivation (EIR 8.4.1-MCR-2)."** The county EIR has clearly indicated that odor is going to be a problem—everywhere. Why in the world would the BOS remove odor abatement requirements from any zoning if the EIR clearly identify this problem. This is just irresponsible.

The ordinance only considers EDRNs and schools as 'sensitive receptors.' Isn't any individual person with the right to enjoy their property a 'sensitive receptor'? What about a winery tasting room that has existed for 10 years at peace with surrounding agriculture—shouldn't they be considered sensitive receptors?

Setbacks don't work for abating odor. There are many examples of the nauseating odors from small grows drifting over a mile to affect local businesses. 1,000 feet is a joke. Come stand out in the Sta. Rita Hills in September and you can literally smell cannabis grows from a mile away. For the sake of everyone's right to enjoy their own life and property; amend our ordinance to require odor control.

3. EIR

No one has studied the environmental impacts of the supergrows that are being allowed in our county. **The state EIR that was done when cannabis was legalized was based on a 1 acre cap per property.** It did not study the impact of grows larger than an acre on a given property. This is because all drafts of the state regulations contained a 1 acre cap per property until the emergency regulations were implemented at which point that one acre cap, to everyone's surprise, disappeared. But again, the state EIR only studied the impact of a one acre cap.

Reading through the county EIR, I believe it also only studied the impact of grows of one acre or less. No studies were done on properties with 70 acres of cannabis hoop houses. Go look at the Iron Angel grow in the Santa Rita Hills that extends half way up the mountain. Our county EIR did NOT study the impacts of this type of pervasive grow. We need to cap our grows or we need to re-do the EIR to study the true impact of what is being allowed in this county.

Further, our county EIR was based off an estimated maximum cultivation of 1,126 acres in SBC of which, only 104 acres of those were to be under hoop house. As of 1/18/19, there are 512 acres of state permitted cannabis in our county with FAR more than 104 acres under hoop house. The Iron Angel grow alone has almost 50 acres under hoop house, while American Real Estate has an LUP submitted for 70 acres of hoop house. **No one studied the environmental impacts of having such vast amounts of acreage under hoop house. The EIR is flawed—it way under estimated the volume of cultivation that will be occurring in this county.**

4. Black Market & State Supply/Demand

California consumes 2.6M pounds of cannabis annually (California Growers Association & Dennis Bozanich). California produces 15M pounds of cannabis annually. According to Marijuana Business Daily, an acre of cannabis can conservatively yield 3,000-5,000lbs of cannabis per year. (Dennis Bozanich noted that the autoflower type cannabis can be planted and harvested every 12 weeks).

Doing the math, that means that **it only takes 867 acres of cannabis to supply the entire state of California.** It is ILLEGAL to ship cannabis outside of the state. We currently have 512 acres of cannabis just in our county. Where is all of this other cannabis going? Are our loose cultivation laws making us complicit in supplying the black markets cannabis? **Are we just turning our heads the other way and pretending that we aren't contributing to the black market?**

5. LUP vs. CUP

Cannabis cultivation should not be a ministerial process as with an LUP. All cannabis cultivation should require a CUP as it inherently has such a great potential effect on surrounding neighbors/residents/businesses. Many other counties require hearings, public comments and planning commission approval.

Currently, a neighbor's recourse to an LUP cannabis grow is an after the fact nuisance complaint. This is a disservice to both the cultivator and the neighbor. Being that the cultivator is not protected by the right to farm act, they are open to nuisances which can shut down their business.

For example, with the current process, a cultivator will be issued a license, will plant their cannabis, it will flower and let's say an adjacent business is losing customers due to odor. They will then file a nuisance complaint. The county then has to spend tax dollars investigating and if the affected business can show actual business losses, the county will be forced to pull the business license from the cultivator. Meanwhile, this investigation probably took several

months while the business owner's business continued to suffer. The cultivator whom has invested a lot of money will then turn and sue the county—and the mess continues.

If a CUP is required in lieu of an LUP, there is the opportunity to identify these obvious issues prior to entitlements. This saves the business owner the headache of lost business and also prevents the cannabis cultivator making an investment that can potentially be shut down with a nuisance complaint down the road.

This is a common-sense approach to mitigating a problem before it occurs. The current ordinance only has a reactive approach to this—whereas we need it to be a proactive approach.

6. Unadjudicated Affidavits

In January of 2016, the BOS decided to give legal non-conforming status to those medicinal cannabis cultivators that were legally operating in the county prior to that date with the understanding that they could continue to operate in the same extent (some locale and same square footage of grow). All these cultivators had to do was sign a sworn affidavit that they were previously operating a state license medicinal marijuana grow on that property.

The county did not adjudicate these affidavits. No one checked on them. People lied. There have been several prosecutions of people who perjured themselves on affidavits and I am personally aware of a half a dozen complaints into the county regarding other grows where people have perjured themselves.

Basic internet skills allow anyone to look up satellite imagery from prior to 2016 and compare it to now. It is apparent all over the county that many, folks either lied on their affidavits (as there are hundreds of acres under cannabis at this point in time that have never been in the past) or they have illegally expanded operations.

Either way, the county basically has turned a blind eye to this rampant perjury UNLESS someone files a complaint. The county should adjudicate every single one of those affidavits and process every single person who lied. If they don't, they are simply allowing people to get away with perjury and continue operating on a foundation of lies in our county.

7. The County is Currently Unregulated

As touched on above, cannabis cultivators in this county are currently operating unregulated. **Despite what Dennis Bozanich states, there are currently no county regulations in place for cannabis cultivators operating under state temporary licenses.** For whatever reason, the county has decided to coincide the implementation of their regulations with the issuance of state annual licenses which have been pushed back another year.

There is NO reason that the county needs to push back the implementation of the SBC ordinance/regulations to coincide with the delay of the issuance of the state annual licenses. We have given cannabis operators over a year to come into compliance.

We MUST regulate cannabis in our county. We can't let it run rampantly unregulated for another year. PLEASE do not extend the implementation of our ordinance and regulations! Require that cannabis cultivators get their LUPs and business licenses by the end of March as originally intended! We have already provided them an extension.

We recommend that SBC maintain the original deadline of the expiration of the Temporary State License as the time by which cannabis operators must have submitted and received their SBC Land Use Permit and Business License. Both the County and the Operators will have had 15 months for the inland areas to apply for and issue the required permits and licenses by then. Linking SBC regulations to the provisions of the Provisional State Permit is not required and unnecessarily delays the implementation of the County cannabis ordinance and subjects the County to another year of unregulated cannabis.

Recommendations

- 1. Cap outdoor cannabis cultivation at 1 acre per property and cap indoor cannabis cultivation at 22,000SF per property.**
- 2. Require Odor abatement on ALL cultivation**
- 3. Cap overall cannabis cultivation in our county at a level that makes us not complicit in supplying the black market as we currently are.**
- 4. Eliminate LUPs for cultivation and require ALL cultivation to have a CUP**
- 5. Adjudicate all legal non-conforming affidavits before allowing them to get an SBC business license.**
- 6. Do NOT push back implementation of our ordinance and do not accept Dennis Bozanich's recommendation of allowing operators to get provisional state licenses without first getting county LUP's and business licenses.**

Conclusion

I ask you again, think of your constituents. If you asked them the below two questions, how do you think the overwhelming majority of them would answer?

- 1. Should we limit the size of cannabis cultivation on each property to prevent supergrows and be more in line with our neighboring county regulations?**
- 2. Should we require odor abatement on all cannabis cultivation so that odor does not leave the property and affect neighboring homes, businesses and properties?**

Best Regards,

A Concerned Citizen

de la Guerra, Sheila

From: Karen Harris <karen.harris.roark@gmail.com>
Sent: Saturday, January 26, 2019 8:02 AM
To: sbcob
Subject: Public Comment on Cannabis Ordinance in Santa Barbara County

Caution: This email originated from a source outside of the County of Santa Barbara. Do not click links or open attachments unless you verify the sender and know the content is safe.

Dear County Supervisors,

I am a resident of Solvang and would prefer to see the cultivation of Cannabis on a limited basis in our beautiful county of Santa Barbara. I am concerned about odor and the affects on our aquifers by the large scale agriculture production. Furthermore, I would like to see the use of solar energy to provide lighting if that is necessary.. Since we rely on tourism as a major source of income the inclusion of large scale hoop houses would not contribute to the beauty of our scenery. Finally, I am very worried about the sale and distribution of this product within 2 miles of schools and day care centers. The danger to children of edible products also needs to be evaluated and documented.

Thank you for your attention to this matter.

Karen Harris
1424 Aarhus Drive,
Solvang, CA 93463

de la Guerra, Sheila

From: Bubba Hines <bubbahines25@gmail.com>
Sent: Saturday, January 26, 2019 3:39 PM
To: sbcob
Cc: Alison Laslett
Subject: Fwd: Scanned document from HP ePrint user
Attachments: filename-1.pdf; ATT00001.htm

Caution: This email originated from a source outside of the County of Santa Barbara. Do not click links or open attachments unless you verify the sender and know the content is safe.

Dear County Clerk,

Please distribute my attached comments to the Board of Supervisors for the January 29th, 2019 meeting on the Cannabis Ordinance.

Thank you,
William Hines

Begin forwarded message:

From: eprintcenter@hp.com
Subject: Scanned document from HP ePrint user
Date: January 26, 2019 at 3:31:25 PM PST
To: bubbahines25@gmail.com
Reply-To: bubbahines25@gmail.com

SANTA BARBARA COUNTY BOARD OF SUPERVISORS

Re: Cannabis Ordinance

January 29, 2019

WHO I AM, WHY I AM CONCERNED

My name is William Hines. Montecito resident. Hired and worked with attorneys for two years on the progression of Cannabis...and the planting of vineyards and a proposed winery on the premises. So, I'm on both sides of this conflict. I see an easy way to solve this issue...on the following page.

I own two parcels totaling 170 acres in Sta. Rita Hills AVA. On one property, I began **permitting** for the building an 1800 sq. ft., fully-automated, engineered greenhouse in 2016 and a 4500 square foot indoor cultivation facility (almost complete) in 2017 (all on prior 2-acre development pad) in addition to the 1-acre maximum outdoor cultivation. The outdoor cultivation requires NO hoop structures and cannot be seen from any public road, or space. The cultivation is NOT on prime soils, nor historically cultivated farmland. No odor from cannabis operations comes in contact with grapes...much less the property boundaries! The operator has been in legal operation since 2010. His permitting is in process. **THERE ARE ADDITIONAL VERTICAL CULTIVATION METHODS BESIDES STACKING SMALL CULTIVATION LICENSES OUTDOORS. NUISANCE ISSUES ARE CONTAINED WITH CONTROLLED STRUCTURES.**

The other side of the conflict, grapes...I have already planted 22 acre of Pinot Noir and will complete planting of 25 acres of Chardonnay, Gamay and Syrah this spring...which is required before a winery permit is approved. The winery permit has been applied for with SBC. Vineyard located wineries are very expensive to build.

THE WINE INDUSTRY REQUIRES LONG-TERM INVESTMENT CAPITAL. PROTECTING THE VINEYARDS AND THE WINERIES LOCATED ON THE VINEYARD PROPERTIES SHOULD BE OF PARAMOUNT IMPORTANCE TO THE LONG-TERM SURVIVAL OF THIS INDUSTRY. CANNABIS SHOULD BE SECONDARY TO WINE INDUSTRY DO TO IT'S FLEXIBLE GROWING STANDARDS AND ACCEPTABLE GROWING LOCATIONS. CANNABIS HAS MANY NEGATIVE CULTIVATION ISSUES INCLUDING ILLEGAL, ODOR, CRIME, AND VISUAL USE OF HOOP STRUCTURES. THIS IS INCONSISTENT WITH WINE COUNTRY AND THE TOURISM BENEFITS.

SANTA BARBARA COUNTY BOARD OF SUPERVISORS

Re: Cannabis ordinance

January 29, 2019

SOLUTION: ADD THE FOLLOWING ITEMS!

ALL THE FOLLOWING ITEMS WOULD BE CONSISTENT WITH THE 2017 EIR REPORT AND CONSISTENT WITH AG-I REQUIREMENTS. AG-II SHOULD HAVE SAME PROTECTIONS AS AG-I CONCERNING CANNABIS.

- **LIMIT OUTDOOR CANNABIS CULTIVATION TO 1 ACRE PER APN PROPERTY NUMBER WITHIN COUNTY...AT MINIMUM WITHIN THE AVA'S**
- **LIMIT HOOP STRUCTURE USE TO 10% OF OUTDOOR ACREAGE CULTIVATED FOR CANNABIS**
- **MINIMUM PROPERTY SIZE ACREAGE REQUIREMENT WITHIN COUNTY...AT MINIMUM WITHIN THE AVA'S: 20 ACRES TO ALLOW FOR OUTDOOR CULTIVATION**
- **CANNABIS LOT LINE ODOR ABATEMENT WITHIN COUNTY...AT MINIMUM WITHIN THE AVA'S**
- **STRENGTHEN AND DEFINE RIGHT TO FARM PROTECTIONS FOR CURRENT LANDOWNERS WHEN A PARCEL APPLIES FOR CANNABIS CULTIVATION PERMIT**

SANTA BARBARA COUNTY BOARD OF SUPERVISORS

Re: Cannabis Ordinance

REMEMBER THESE BASICS!

Cannabis does not require hoop structures to grow.

Wine grapes have never been covered with hoop structures. Romanee Conti in Burgundy (most expensive wine in the world) does not cover vineyards for hail protection.

California law allows 6 personal cannabis plants.

California law allows purchase of cannabis if prefer not to grow.

1 acre of cannabis producing 500 pounds (low) and selling for \$500 per pound with a 20% overall tax equates to \$200,000. If 1000 pounds...\$400,000.

Stacking of several small licenses allows a shared cost entry method.

- No one is denied growing, purchasing, or using cannabis for any medical reason, or ailment!

Regardless of the current angle of speech that cannabis has all the rights as wine growers, or any other crop...Cannabis is Federally Illegal!

Wine and cannabis CANNOT be consumed together in any public place. Wine with alcohol CANNOT be infused with cannabis THC. Wine that DOES have alcohol CANNOT have active cannabis THC.

Wine IS consumed in Tasting Rooms within vineyard properties. Many of the Tasting Rooms are within the Federal AVA's.

An owner CANNOT cultivate cannabis on properties with a Winery.

Once grapes are fermented to wine and contain alcohol, there are Federal bonding and storage requirements for wine. Since cannabis is Federally illegal, no such requirements for cannabis.

Cannabis CANNOT be consumed on properties where cultivated. There are no "cannabis tasting rooms". However, there are winery tasting rooms and cannabis

should not be allowed to be cultivated “close” to these winery facilities. This is why cannabis cultivation CONCENTRATION issues have arisen.

Vineyard and winery investments are VERY long term...perhaps 100 year type investments. Grape varieties are very sensitive to growing conditions; therefore, are only planted in ideal conditions.

Grapes are very sensitive to air quality conditions. Fact- smoke for as little as 20 minutes in sufficient concentrations can taint the grapes (study available). It is believed that cannabis odors in high enough concentrations will likely have impacts on grapes. There have been cancelled grape purchase contracts do to proximity to cannabis. This is a fact and whether studies prove otherwise...the reality is a perception of contamination can have financial consequences. Afford the wine industry protection until this issue has been researched...instead of assuming there is no effect.

Regardless of one’s position on cannabis effects on grape growing...there is little doubt that cannabis odor and the aroma of Pinot Noir do not combine. Tasting rooms strive for clean air conditions in order to not interfere with the aroma...considered virtually as important as the taste.

AVA areas are limited because of the Federally defined boundaries that contain these similar growing conditions.

Santa Barbara County contains one of the few, most unique, worldwide recognized areas with correct geological and climatic conditions that allow for the growing of “cool weather” grape varieties. Sta. Rita Hills has been compared to the quality of the great wines of Burgundy.

THE WINE INDUSTRY IS ESTABLISHED AND SHOULD BE PROTECTED 1ST!

CANNABIS SHOULD NOT BE ALLOWED OUTDOORS WITHIN THE AVA’S.

ALL SUGGESTIONS BY THE WINE INDUSTRY ARE A HUGE COMPROMISE!

de la Guerra, Sheila

From: Bobbie Offen <bobbieo@cox.net>
Sent: Saturday, January 26, 2019 4:30 PM
To: sbcob
Subject: Detrimental Health Effects of Cannabis Cultivation
Attachments: BOS letter- asthma.docx

Caution: This email originated from a source outside of the County of Santa Barbara. Do not click links or open attachments unless you verify the sender and know the content is safe.

January 26, 2019

To the Santa Barbara County Board of Supervisors

I am a resident of the Carpinteria Valley, specifically La Mirada Estates. I grew up with asthma that began when I was 4 years old and lived in Wilmington, California, surrounded by oil refineries. It was quite serious as a young child, having had to be rushed to the hospital twice with an adrenaline shot directly into my heart. I remember it clearly although I am past 70 now. The asthma symptoms went away when we moved from there, and I believe they have cleaned up their air quality since then as well. I had another attack of asthma in 2001 due to the stress of the September 11 terrorist attacks and my husband's diagnosis of cancer.

It's been 18 years since I've had any asthma symptoms but last week I saw the doctor because of shortness of breath and difficulties breathing. She diagnosed it as asthma and I am now using an inhaler again. I have lived in my house in La Mirada Estates for 32 years and because our air quality has taken such a drastic hit from the cannabis industry in the past year, I now have asthma symptoms again. I firmly believe others are experiencing similar effects of our diminished air quality. People are complaining of headaches, nausea and yes, asthma and other breathing disorders.

As a Supervisor of this county, you were elected to protect the thousands of residents of your district and to support the quality of life they were enjoying when you were elected. You were NOT elected to support the 25 cannabis growers who are polluting our air, bringing down our property values, putting our safety and health at risk and in general making this a very undesirable place to live.

If you choose to continue to ignore the residents who are requesting changes to the hastily approved and lax cannabis regulations, be prepared for an avalanche of law suits against you and other county officials, along with your own decreasing property values.

Bobbie Offen

1986 Paquita Dr.

Carpinteria, CA 93013

January 26, 2019

To the Santa Barbara County Board of Supervisors

I am a resident of the Carpinteria Valley, specifically La Mirada Estates. I grew up with asthma that began when I was 4 years old and lived in Wilmington, California, surrounded by oil refineries. It was quite serious as a young child, having had to be rushed to the hospital twice with an adrenaline shot directly into my heart. I remember it clearly although I am past 70 now. The asthma symptoms went away when we moved from there, and I believe they have cleaned up their air quality since then as well. I had another attack of asthma in 2001 due to the stress of the September 11 terrorist attacks and my husband's diagnosis of cancer.

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Bobbie Offen
1986 Paquita Dr.
Carpinteria, CA 93013

de la Guerra, Sheila

From: Denise Ranch <denise@canyonspringranch.com>
Sent: Saturday, January 26, 2019 5:20 PM
To: sbcob
Subject: Cannabis Ordinance meeting Jan 29th
Attachments: letter to BOS 1-29 meeting.doc

Caution: This email originated from a source outside of the County of Santa Barbara. Do not click links or open attachments unless you verify the sender and know the content is safe.

Please find attached my letter to the BOS for review.

Thank you,
Denise Peterson

Denise Peterson
Rancho Santa Rita Hills Estates
Lompoc, CA

Dear County Supervisors,

I am writing in regards to the proposed Cannabis Ordinance that will be discussed on Tuesday, January 29, 2019.

Santa Barbara County is unique and has become a destination for many: wine tasting, spectacular landscape, and ranches. These assets need to be protected as does the economic vitality they bring to our County.

I would like to comment on Staff's recommendations. There is no "one size fits all".

The good people of Rancho Santa Rita Hills (EDRN) are being impacted directly on a daily bases. Properties being bought up for the sole purpose to cultivate Cannabis, these LLCs do not live here; they purchased the land strictly for business. We are a neighborhood of people with pride of ownership and we see our Canyon being transformed.

The residential character is to be preserved:

- "Protect neighborhood Character" (35.42.075 Cannabis Regulations) remain subordinate to the rural and "Scenic" character of the area.
- Where there was once pastures with horses and lamas, there is now plastic barriers
- In consideration of our private maintained roads, no county assistance. We have one way in and one way out.
- Heavy truck and construction vehicles on our small narrow roads, unapproved use of easements
- Very High Fire Area, we have had to evacuate twice in the past 4 years.
- We have had 3 trailer fires that FD has responded to, each grow facility has trailers for guards and workers. No septic, illegal electricity
- Odor Neutralized, we are in a thermal Inversion, the odor stays in the basin
- Illegal grading of oaks and manzanita boarding the LA Purisima Mission
- Enforced water efficiency, reverse osmosis at grow sites, shared wells have already revealed large amounts of water being used, depleting our aquafer
- Over four harvests a year equals lots of workers that creates lots of traffic
- Property values dropping due to cash purchases of property at lower values than reported

Needed Regulations and Changes:

- Notification should go out to ALL people in an area of a new CUP and Land Use application. They impact all of us, not just the neighboring properties.
- ALL growers in our county should go through the CUP process, more transparency.
- Generators are noisy and a fire issue, they should not be allowed for cameras, alarms or lights, they can use Solar Power. In an emergency, get a flash light.

- Stricter grading regulations for protected plants and species
- No testing or distribution in an EDRN or near neighborhoods, it creates too much traffic and stench, restrict them to commercial buildings.
- All fencing barriers are some kind of plastic, it does not blend into the scenic environment
- Lighting in hoop houses prohibited in an EDRN or near neighborhoods
- Grading of protected plants, disturbing animal migration, more Fish and Wild Life inspector involvement is needed
- Response time on complaints, more law enforcement, transparency of those who hold temporary licenses (County and State), no need to notify pre-inspection, I have seen operations scramble to hide, haul out, take down hoop houses only to bring it all back after inspection. This will reduce the “black market”.
- Limit the number of permits, too many are adding to the black market
- Response to illegal grows, no grow facility is too small to investigate if they are suspicious.
- Limit outdoor grows to an agreeable amount, I drive down HWY 246 and look out at Santa Rosa Road, ugly white plastic in contrast to the green lush hills. We are not protecting our own Counties beautiful landscape.
- Water systems should be inspected; reverse osmosis uses 3 times the water. Cannabis is a weed, but it is a “tropical” weed, it needs water. Is everyone ignoring the fact that we are in a drought?
- More detailed background checks on applicants, many of these guys have come from drug dealing backgrounds before it was legalized. And I get to call these guys “neighbors”?
- Better protection for those who file complaints, **Anonymous!**
- Where does Hoop House Plastic go to die? Disposal of plastic used on hoop houses, how can it be recycled with all the chemicals, herbicides, fertilizers, dirt and the smell of cannabis. I have pictures of piles of plastic to back this up.

Thank you for taking the time to read and consider my concerns and suggestions.

Denise Peterson
 Rancho Santa Rita Hills Estates

de la Guerra, Sheila

From: Joan Jamieson <jkyddawg@hotmail.com>
Sent: Sunday, January 27, 2019 3:50 PM
To: Joan Hartmann (Home); sbcob
Subject: Letter regarding SBC Cannabis Ordinance: 1800LUP-00000-00458
Attachments: BOS letter, cannabis, 01262019.docx

Caution: This email originated from a source outside of the County of Santa Barbara. Do not click links or open attachments unless you verify the sender and know the content is safe.

Please distribute the attached letter to the members of the BOS before the Tuesday, 01/28/2019 meeting.
Thank you.

Joannie Jamieson

January 26, 2019

Board of Supervisors

County of Santa Barbara

Re: Possible Changes to the Existing Cannabis Ordinance

CANNABIS ORDINANCE

FIRST, THANK YOU FOR POSSIBLY RECONSIDERING YOUR CANNABIS ORDINANCE...AT LEAST SECTIONS OF IT. I BELIEVE, THAT THE PRESENT CANNABIS ORDINANCE HAS UNINTENDED CONSEQUENCES THAT ARE DETRIMENTAL TO MANY RESIDENTS OF THE ENTIRE COUNTY...NOT JUST THE UNINCORPORATED AREAS FOR WHICH YOU ARE RESPONSIBLE.

YOUR CANNABIS ORDINANCE HAS PUT PROPERTIES IN THE SMALL CITIES AND THE RURAL RESIDENTIAL DEVELOPED AREAS...NUMEROUS IN THE SYV...IN JEOPARDY. I CALL THESE AREAS "ISLANDS". A PERFECT EXAMPLE OF THESE UNINTENDED CONSEQUENCES IS THE SITUATION NOW BEING EXAMINED BY YOU, 1800LUP-00000-00458, PROJECT LOCATED OFF OF FREDENSBORG CANYON ROAD NEAR THE CITY LIMITS OF SOLVANG.

I REALIZE THERE WERE NUMEROUS HEARINGS...THAT BEING SAID THE ORDINANCE WAS A MOVING TARGET. BELIEVE IT OR NOT I WATCH THE MAJORITY OF THE BOS MEETINGS AND TELEVISED HEARINGS. PLEASE DO NOT THINK I SIT AND JUST WATCH MY TV OR COMPUTER...I AM IN MY OFFICE AND WHEN SOMETHING OF INTEREST OR IMPORTANCE IS BEING DISCUSSED I LISTEN AND ACTUALLY SOMETIMES TAKE NOTES. I REMEMBER THE REPORTS FROM THE CANNABIS AD HOC COMMITTEE...SOME WERE VERY CONFUSING AND MANY WERE INCOMPLETE. I THINK THE TWO SUPERVISORS DID THE BEST THEY COULD WITH RATHER LIMITED INFORMATION.

PLEASE HIT THE "PAUSE" BUTTON. GO BACK AND EXAMINE HOW YOUR ORDINANCE IS ALLOWING CANNIBIS GROWS TO BE ALLOWED ON CITY LIMITS/BOUNDARIES AND TOO NEAR RURAL RESIDENTIAL AREAS...I CALL ALL THESE AREAS "ISLANDS". YOUR ORDINANCE IS PUTTING THESE "ISLAND" RESIDENTS IN HARMS WAY, BOTH HEALTHWISE AND SECURITYWISE, TRAFFIC IS ALWAYS AN ISSUE IN THE SYV ON THE RURAL ROADS, THE LOSS OF "NIGHT SKIES" IS UNACCEPTABLE TO US... YOUR ORDINANCE IS DEVALUING THE PROPERTY OF THE PEOPLE WHO LIVE IN THESE "ISLANDS" NEAR CANNIBIS GROWS LOCATED IN THE UNINCORPORATED AREAS AND AT TIMES MAKING PARCELS DIFFICULT TO SELL BECAUSE OF FULL DISCLOSURE (PROXIMITY OF GROWS NEAR PROPERTIES FOR SALE). WHO WANTS TO

LIVE NEXT TO A CANNABIS GROW? THESE ARE JUST SOME OF THE NEGATIVE UNINTENDED CONSEQUENCES/ISSUES CREATED BY THE SBC CANNABIS ORDINANCE.

YOU HAVE THE ABILITY TO CORRECT THE UNINTENDED CONSEQUENCES. IT IS MY UNDERSTANDING THAT CANNIBIS GROWS DO NOT FALL UNDER THE "RIGHT TO FARM ACT" NOR ARE THEY CONSIDERED AN AGRICULTURAL ENDEAVOR. IF THESE TWO ASSUMPTIONS ARE CORRECT, THIS ORDINANCE COULD HAVE/SHOULD HAVE BEEN EXAMINED BY SBCAG AND APCB- WHERE ALL CITIES ARE REPRESENTED AS IS THE COUNTY, AND HAVE VOTING POWER TO EITHER APPROVE OR DENY A CANNIBIS ORDINANCE OR SEND IT BACK FOR FURTHER EXAMINATION/WORK/CHANGES. MAYBE BY PRESSING "THE PAUSE BUTTON" IT IS NOT TOO LATE FOR SBCAG AND APCD TO CONSIDER THE CANNABIS ORDINANCE AND HAVE THE BOS TAKE INTO CONSIDERATION THEIR SUGGESTIONS AND CONCERNS.

PLEASE PROTECT ALL OF THE CITIZENS OF SANTA BARBARA COUNTY NOT JUST THOSE IN THE UNINCORPORATED AREAS. THANK YOU FOR YOUR CONSIDERATION. GOOD LUCK.

Regards,

Joannie Jamieson

(Former Solvang City Council Person and Mayor Pro Tem)

P.O. Box 741

Solvang, CA 93464

Tel 805.688.2527

de la Guerra, Sheila

From: Global Gardens <theo@globalgardensonline.com>
Sent: Sunday, January 27, 2019 4:41 PM
To: sbcob
Subject: Regulation of cannabis growing

Caution: This email originated from a source outside of the County of Santa Barbara. Do not click links or open attachments unless you verify the sender and know the content is safe.

Hello: I am a concerned resident and business owner of the Santa Ynez Valley and cannot make it to your 1/29 meeting on cannabis growing in our region. We need serious regulation for growing cannabis here as our valley is not only fragile in many ways, but the bucolic nature that drives tourism to our wine country needs to be preserved as tourism is critical to the success of our region. While I am an organic farmer, I do know other counties of our size have regulations that I encourage you to consider:

- 1) LIMIT SIZE of cannabis indoor and outdoor farming areas
- 2) require a no odor abatement with ALL cannabis cultivation
- 3) allow no cannabis activity on AG 1-5 through AG 1-2- parcels
- 4) PROHIBIT all cannabis growing activities within 2 miles of cities, townships and EDRN boundaries
- 5) Require all hoop houses to be hidden and not visible on any 2-lane highways in our region. These roads should maintain a bucolic nature, prioritizing the beauty and natural aesthetic of our county.

Just like any other business, growing cannabis is not a right, it is a privilege. Growing cannabis and all of its repercussions is new to this county; so we need strict requirements at the onset of this new business issue affecting our region. I am in no way against the growing of cannabis; however, a good balance of agricultural development needs to be maintained for any successful ecosystem and socioecological system to succeed.

Thank you,
Theodora Stephan

de la Guerra, Sheila

From: Jeff Jacobsen <jeffwjacobsen@gmail.com>
Sent: Sunday, January 27, 2019 4:51 PM
To: sbcob
Subject: Community Letter to Board Of Supervisors 1.29 - Cannabis Opposition

Caution: This email originated from a source outside of the County of Santa Barbara. Do not click links or open attachments unless you verify the sender and know the content is safe.

Santa Barara Clerk of the Board-

I am submitting a letter on behalf of more than 360 neighbors in opposition to a proposed commercial cannabis operation at 988 Fredensborg Canyon Road.

de la Guerra, Sheila

From: Jeff Jacobsen <jeffwjacobsen@gmail.com>
Sent: Sunday, January 27, 2019 5:06 PM
To: sbcob
Subject: Community Letter to Board Of Supervisors 1.29 - Fredensborg Canyon / Agenda Item 19-00085
Attachments: Community Opposition Letter (Fredensborg Cyn Rd) 1.29.19.pdf

Caution: This email originated from a source outside of the County of Santa Barbara. Do not click links or open attachments unless you verify the sender and know the content is safe.

Santa Barbara Clerk of the Board-

I am submitting a letter on behalf of more than 360 neighbors in opposition to a proposed commercial cannabis operation at 988 Fredensborg Canyon Road. Please see that this letter is distributed to the Board of Supervisors prior to the 1/29/2019 public hearing for agenda item 19-00085. As you can see there are a significant number of people who have signed on to the letter. If you can possibly update me that you have received this e-mail and the attachment so that I might update the group I would greatly appreciate it.

I will make myself available if you have any questions.

Have a great week,

Jeff Jacobsen
805 698 8119
jeffwjacobsen@gmail.com
1000 Fredensborg Canyon Road

1800LUP-00000-00458 OPPOSITION

COMMUNITY OPPOSITION TO CANNABIS CULTIVATION FACILITY – 1/29/2019

Santa Barbara County Board of Supervisors-

I am writing to you on behalf of more than Three Hundred and Sixty concerned neighbors and Santa Ynez Valley citizens that mostly live within walking distance to 988 Fredensborg Canyon Road and are in opposition to a proposed commercial cannabis cultivation facility at that property (*Attachment A). We first want to thank the Board of Supervisors and the Office of the CEO for their time spent on this issue and for recognizing the community's overwhelming need for amendment of the current cannabis ordinance.

This application which has triggered this overwhelming community opposition goes completely against the express intent of the County's current cannabis ordinance, yet we have been told under the current ordinance it requires only a simple land use permit. The facility would be located within an established residential neighborhood with no other commercial activity. Our neighborhood is centered around a safe unlit dead-end country road (Fredensborg Canyon Road) where neighbors from the County and adjacent City of Solvang come to walk their dogs and exercise without excessive traffic, and where kids play with their neighbors. In section A.1. of the current County cannabis ordinance (35.42.075), the County lays out the intent of the ordinance which is to "protect neighborhood character, and minimize potential for negative impacts on people, communities, and the environment." The County then seeks to protect rural neighborhoods by writing in specific provisions for EDRN's, parcel size and cultivation type, and properties sitting on an Urban Rural Boundary.

This proposed site is an AG-1-5 parcel, already developed with a large residence and other structures. It is the first parcel to the immediate north of the incorporated City of Solvang (*Attachment B). The City of Solvang has issued a unanimous resolution in opposition to this proposal (*Attachment C). Although this site rests just outside their jurisdiction, many of the impacted residents are citizens of Solvang. The site is also accessed via a single arterial road where the lower portion is maintained by the City of Solvang.

While this specific site is incongruous with the intent of the County ordinance, throughout the Santa Ynez Valley there are similar residential parcels and neighborhoods without any protections in the ordinance from commercial cannabis cultivation. There is in place buffer zones and more cumbersome CUP's to protect EDRN's and for parcels sitting on an Urban Rural Boundary, but there has been an apparent oversight in protecting similar neighborhoods including those adjacent to more dense residential municipalities but where the EDRN label is not attached. Throughout the Santa Ynez Valley overlay, parcels zoned AG-1 (notably AG-1-5 & AG-1-10) are fundamentally used as residential properties with few exceptions. We are collectively requesting that the County prohibit the cultivation of cannabis on AG-1 parcels as is one of the staff suggestions. In any case, the Board needs to at least correct the ordinance to provide protections like those for EDRN labeled communities.

Finally, as to the 988 Fredensborg Canyon Application, the applicant has provided inaccurate, incomplete and misleading information to County staff concerning water and an access easement (*Attachment D) for the property on at least two occasions. The application has now remained incomplete from 11/21/2018 when planning staff issued their Initial Feedback Letter. It is clear to us who have diligently followed this process and know the details of the subject properties that the applicant does not have the deeded access rights or water available from the property shared well system to allow for their proposed commercial operation, including with its extensive number of proposed employees. There are also unaddressed CC&R's governing the parcel not included with the application. For the neighbors, continuing to have to monitor the applicants' various efforts is time consuming, expensive and creating an ongoing atmosphere of conflict. We therefore ask that in addition to revising the ordinance so that regulation follows the stated intent to protect neighborhoods, you also direct staff not to include 988 Fredensborg (1800LUP-00000-00458) with any action, such as the proposed notice to the state, which would extend the temporary cannabis operation at that site.

Thank you for your consideration,

Jeffrey W. Jacobsen

1000 Fredensborg Canyon Road

Cosigned in Opposition to 1800LUP-00000-00458

Ben	Ames	Fredensborg Cyn Rd	Solvang
Terry	Ames	Fredensborg Cyn Rd	Solvang
Dennis	Bales	Fredensborg Cyn Rd	Solvang
Judy	Battaglia	Fredensborg Cyn Rd	Solvang
Cyndee	Bryant-Quinn	Fredensborg Cyn Rd	Solvang
Herb	Bundgen	Fredensborg Cyn Rd	Solvang
Helen	Bundgen	Fredensborg Cyn Rd	Solvang
Rob	Burchfield	Fredensborg Cyn Rd	Solvang
Nancy	Burchfield-Cook	Fredensborg Cyn Rd	Solvang
Joe	Costa	Fredensborg Cyn Rd	Solvang
Joanie	Costa	Fredensborg Cyn Rd	Solvang
Tom	DeMarcus	Fredensborg Cyn Rd	Solvang
Debbie	DeMarcus	Fredensborg Cyn Rd	Solvang
Mike	Dorsey	Fredensborg Cyn Rd	Solvang
Kim	Dorsey	Fredensborg Cyn Rd	Solvang
Maidy	Dreyfuss	Fredensborg Cyn Rd	Solvang

Helen	Fitzgerald	Fredensborg Cyn Rd	Solvang
Kristy	Flannigan	Fredensborg Cyn Rd	Solvang
Tyler	Frank	Fredensborg Cyn Rd	Solvang
Paul	Halme	Fredensborg Cyn Rd	Solvang
Susan	Halme	Fredensborg Cyn Rd	Solvang
Jen	Hart	Fredensborg Cyn Rd	Solvang
Joe	Hinkens	Fredensborg Cyn Rd	Solvang
Jane	Hobgood	Fredensborg Cyn Rd	Solvang
Jeff	Jacobsen	Fredensborg Cyn Rd	Solvang
Julie	Jacobsen	Fredensborg Cyn Rd	Solvang
Stan	Jeffers	Fredensborg Cyn Rd	Solvang
Carrie	Jeffers	Fredensborg Cyn Rd	Solvang
Rachel	Jefferson	Fredensborg Cyn Rd	Solvang
James	Jefferson	Fredensborg Cyn Rd	Solvang
Thomas	Johnson	Fredensborg Cyn Rd	Solvang
Deborah	Johnson	Fredensborg Cyn Rd	Solvang
Ron	Jones	Fredensborg Cyn Rd	Solvang
Tom	Kasch	Fredensborg Cyn Rd	Solvang
Darlene	Kasch	Fredensborg Cyn Rd	Solvang
Adrian	Kays	Fredensborg Cyn Rd	Solvang
Julian	Lange	Fredensborg Cyn Rd	Solvang
Susan	Lange	Fredensborg Cyn Rd	Solvang
Steve	Lindberg	Fredensborg Cyn Rd	Solvang
Jane	Lindberg	Fredensborg Cyn Rd	Solvang
Vincent	Lugli	Fredensborg Cyn Rd	Solvang
Todd	Lugli	Fredensborg Cyn Rd	Solvang
Diane	Mazur	Fredensborg Cyn Rd	Solvang
Stefan	Mazur	Fredensborg Cyn Rd	Solvang
Beth	Moisan	Fredensborg Cyn Rd	Solvang
Travis	Morrow	Fredensborg Cyn Rd	Solvang
Shawna	Morrow	Fredensborg Cyn Rd	Solvang
Kathi	Neal	Fredensborg Cyn Rd	Solvang
Dave	Norcott	Fredensborg Cyn Rd	Solvang
Bill	O'Brien	Fredensborg Cyn Rd	Solvang
Karolyn	O'Brien	Fredensborg Cyn Rd	Solvang
Amy	Pasko	Fredensborg Cyn Rd	Solvang
Elizabeth	Quick	Fredensborg Cyn Rd	Solvang
Patrick	Quinn	Fredensborg Cyn Rd	Solvang
Juan	Roca	Fredensborg Cyn Rd	Solvang
Peter	Roca	Fredensborg Cyn Rd	Solvang
maria	Roca	Fredensborg Cyn Rd	Solvang
Giana	Ronzani	Fredensborg Cyn Rd	Solvang
John	Savrnock	Fredensborg Cyn Rd	Solvang
Jodi	Shays	Fredensborg Cyn Road	Solvang
Todd	Shays	Fredensborg Cyn Road	Solvang

Tye	Smith	Fredensborg Cyn Rd	Solvang
Rebecca	Smith	Fredensborg Cyn Rd	Solvang
Ingrid	Barr	College Canyon Road	Solvang
Elizabeth	Briggs	College Canyon Road	Solvang
Don	Briggs	College Canyon Road	Solvang
Chris	Enlow	College Canyon Road	Solvang
Jocey	Enlow	College Canyon Road	Solvang
Brooke	Gerard	College Canyon Road	Solvang
Suzi	Harry	College Canyon Road	Solvang
Linda	Harry	College Canyon Road	Solvang
Robert	Houchens	College Canyon Road	Solvang
Carol	Houchens	College Canyon Road	Solvang
Karen	Laux	College Canyon Road	Solvang
Tom	Laux	College Canyon Road	Solvang
John	Padfield	College Canyon Road	Solvang
Julie	Padfield	College Canyon Road	Solvang
Sandy	Silvius	College Canyon Road	Solvang
Dustin	Smith	College Canyon Road	Solvang
Tory	Smith	College Canyon Road	Solvang
Gary	Waer	College Canyon Road	Solvang
Barbara	Waer	College Canyon Road	Solvang
Charlie	Webb	College Canyon Road	Solvang
Lisa	Webb	College Canyon Road	Solvang
Daryl	White	College Canyon Road	Solvang
Mary	White	College Canyon Road	Solvang
Lynn	Fischer	Fredensborg Canyon Way	Solvang
Rick	Jacobs	Fredensborg Canyon Way	Solvang
Annette	Jacobs	Fredensborg Canyon Way	Solvang
John	Kennedy	Fredensborg Canyon Way	Solvang
Debbie	Kennedy	Fredensborg Canyon Way	Solvang
James	Mills	Fredensborg Canyon Way	Solvang
Bob	Scarpati	Fredensborg Canyon Way	Solvang
Marci	Scarpati	Fredensborg Canyon Way	Solvang
Robert	Scarpati	Fredensborg Canyon Way	Solvang
Tom	Endy	Greenfield Way	Solvang
Ashley	Endy	Greenfield Way	Solvang
Dennis	Strong	Greenfield Way	Solvang
Donna	Strong	Greenfield Way	Solvang
Deborah	Argenio	Jennilsa Lane	Solvang
Bill	Arnerich	Laurel Avenue	Solvang
Carol	Arnerich	Laurel Avenue	Solvang
Darren	Crouse	Jennilsa Lane	Solvang
Debbie	Crouse	Jennilsa Lane	Solvang
Bob	Fikes	Jennilsa Lane	Solvang
Lola	Fikes	Jennilsa Lane	Solvang

Karen	Mackain	Jennilsa Lane	Solvang
Paul	Melancon	Jennilsa Lane	Solvang
Nadine	Melancon	Jennilsa Lane	Solvang
Arnold	Shapiro	Jennilsa Lane	Solvang
Linda	Small	Jennilsa Lane	Solvang
Greg	Ulrick	Jennilsa Lane	Solvang
Debra	Ulrick	Jennilsa Lane	Solvang
Mairuth	Webster	Jennilsa Lane	Solvang
Doug	Webster	Jennilsa Lane	Solvang
Robert	Byrne	Ringsted Drive	Solvang
David	Castillo	Ringsted Place	Solvang
Katie	Crook	Ringsted Drive	Solvang
Adam	Crook	Ringsted Drive	Solvang
Lynda	Fritsche	Ringsted Drive	Solvang
Diane	Marazita	Ringsted Drive	Solvang
Carlo	Marazita	Ringsted Drive	Solvang
Kelly	McLaughlin	Ringsted Drive	Solvang
Susan	Noble	Ringsted Drive	Solvang
Gaye	Rogowski	Ringsted Drive	Solvang
Tom	Rogowski	Ringsted Drive	Solvang
Aimee	Sell	Ringsted Drive	Solvang
Samuel	Sell	Ringsted Drive	Solvang
Nicole	Udkow	Ringsted Drive	Solvang
Gene	Boyle	Viborg Road	Solvang
Michele	Boyle	Viborg Road	Solvang
Anna	Moyer	Viborg Road	Solvang
Richard	Sapp	Viborg Road	Solvang
Areline	Sapp	Viborg Road	Solvang
Taylor	Tyng	Viborg Road	Solvang
Susan	Williams	Viborg Road	Solvang
Matt	Woodruff	Viborg Road	Solvang
Ann	Barrack	Nysted Drive	Solvang
Mike	Bjorklund	Augustenborg Pl.	Solvang
Sandy	Bjorklund	Augustenborg Pl.	Solvang
Bryce	Blakely	Nysted Drive	Solvang
Morgan	Casey	Augustenborg Pl.	Solvang
Dennis	Casey	Augustenborg Pl.	Solvang
Patrick	Cavanaugh	Nysted Drive	Solvang
Janita	Cavanaugh	Nysted Drive	Solvang
Scott	Chambers	Nysted Drive	Solvang
Jeanne	Chambers	Nysted Drive	Solvang
Dominick	DellaValle	Nysted Drive	Solvang
Barbara	Edmiston	Nysted Drive	Solvang
Felix	Finn	Skagen Drive	
Frank	Forsyth	Skagen Drive	Solvang

Christine	Forsyth	Skagen Drive	Solvang
Mark	Infanti	Nysted Drive	Solvang
Gay	Infanti	Nysted Drive	Solvang
Helen	Kimes	Skagen Drive	Solvang
Paul	Kimes	Skagen Drive	Solvang
Lise	Kirby	Skagen Drive	Solvang
Andy	Knightley	Hornbeck Place	Solvang
Fred	Krug	Nysted Drive	Solvang
Rosemary	Krug	Nysted Drive	Solvang
Jeffrey	Lemay	Skagen Drive	Solvang
Bob	Lowry	Skagen Drive	Solvang
Bernt	Pederson	Nysted Drive	Solvang
Janice	Pope	Augustenborg Pl.	Solvang
Peter	Hauber	Via Dinero	Solvang
John	Henno	Via Dinero	Solvang
Debra	Henno	Via Dinero	Solvang
Deborah	Lenzi	Ladan Drive	Solvang
William	Murphy	Via Dinero	Solvang
Ken	Nash	Via Dinero	Solvang
Chris	Parker	Atterdag road	Solvang
M/M	Stephen	Ladan Drive	Solvang
Trish	Weatherby	Ladan Drive	Solvang
Steve	Arakawa	Kronen Way	Solvang
Matthew	Bieszard	Adobe Creek Road	Solvang
Carl	Birkholm	Alisal Road	Solvang
Callie	Gleason	Adobe Creek Road	Solvang
Lammy	Johnstone	Adobe Creek Road	Solvang
Carol	Paaske	Alisal Road	Solvang
Jack	Patterson	Overdel Lane	Solvang
Phoebe	Patterson	Overdel Lane	Solvang
Claire	Pruett	Alisal Road	Solvang
David	Springer	Kronen Way	Solvang
Dorothy	Springer	Kronen Way	Solvang
Hiedi	Trebbow	Overdel Lane	Solvang
Tom	Trebbow	Overdel Lane	Solvang
Wyman	Winn	Kronen Way	Solvang
Peter	Chandonnet	Hillside Drive	Solvang
Colette	Chandonnet	Hillside Drive	Solvang
Patricia	Snyder	Hillside Drive	Solvang
JoAnn	Taylor	Aqueduct Way	Solvang
April	Vossler	Hillside Drive	Solvang
Dan	Vossler	Hillside Drive	Solvang
Julie	DeMarcus	Chalk Hill Road	Solvang
Landa	Parisi	Chalk Hill Road	Solvang
Sami	Salem	Chalk Hill Road	Solvang

Cailen	Conroy	Still Meadow Road	Ballard
Sean	Conroy	Still Meadow Road	Ballard
Hank	Homburg	Aebeltoft Way	Solvang
Nicole	Antles	High Meadow Drive	Solvang
Richard	Antles	High Meadow Drive	Solvang
Suzanne	Baeke	Viendra Drive	Solvang
Dennise	Barron		Solvang
Jason	Baugh	North Refugio Road	Solvang
Sylvia	Baugh	North Refugio Road	Solvang
Susan	Belloni		Solvang
Jo Ann	Blakely	Nysted Drive	Solvang
Andrea	Bogdanovich	School Street	Solvang
Susan	Bott	Willow Drive	Solvang
Dave	Bryson	Holly Lane	Solvang
Muffy	Casberg	Willow Drive	Solvang
Tracey	Cassidy	Quail Valley Road	Solvang
Carla	Colton	Valley Oak Road	Solvang
Jim	Colton	Valley Oak Road	Solvang
Sonia	Cooke	Sawleaf Lane	Solvang
Myron	Cooke	Sawleaf Lane	Solvang
Marilyn	Coyle	Janin Way	Solvang
Robert	Craig	Acorn Way	Solvang
Katie	Dabney	Third Street	Solvang
Gennine	D'Ambra	Kolding Ave	Solvang
Mientje	D'Arelli	Hans Park Trail	Solvang
Doneen	DellaValle	Nysted Drive	Solvang
Jan	Delunas	North Refugio Road	Solvang
Nick	DiCroce		Solvang
Chris	Djernaes		Solvang
Sharon	DuBois	1st Street	Solvang
Anthony	Endy		Solvang
Bethany	Endy		Solvang
Megan	Eschen	Rosenvej	Solvang
Will	Eschen	Rosenvej	Solvang
Robert	Etling		Solvang
Curt	Fiore	Myrtle Ct.	Solvang
Kelly	Fiore	Myrtle Ct.	Solvang
Richard	Fisher	Highland Road	Santa Ynez
Lorrie	Flanniagn	Paseo Del Rio	Solvang
Rick	Fuette	Vester Sted	Solvang
Thom	Garrett	Park View Trail	Solvang
Sue	Garrett	Park View Trail	Solvang
Juan	Gil	Echo Lans	Solvang
Craig	Gladstone		Solvang
Julie	Gladstone		Solvang

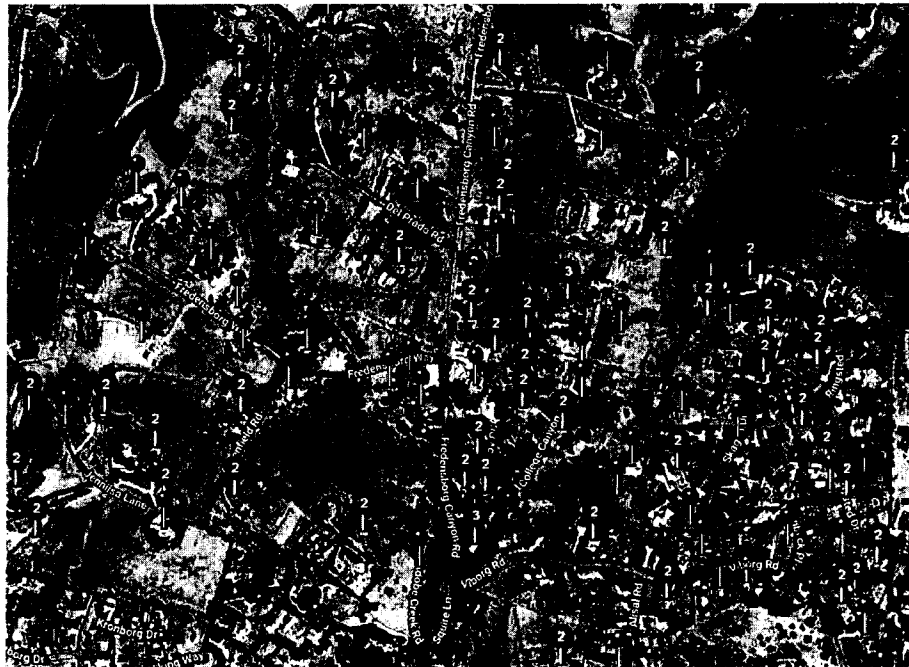
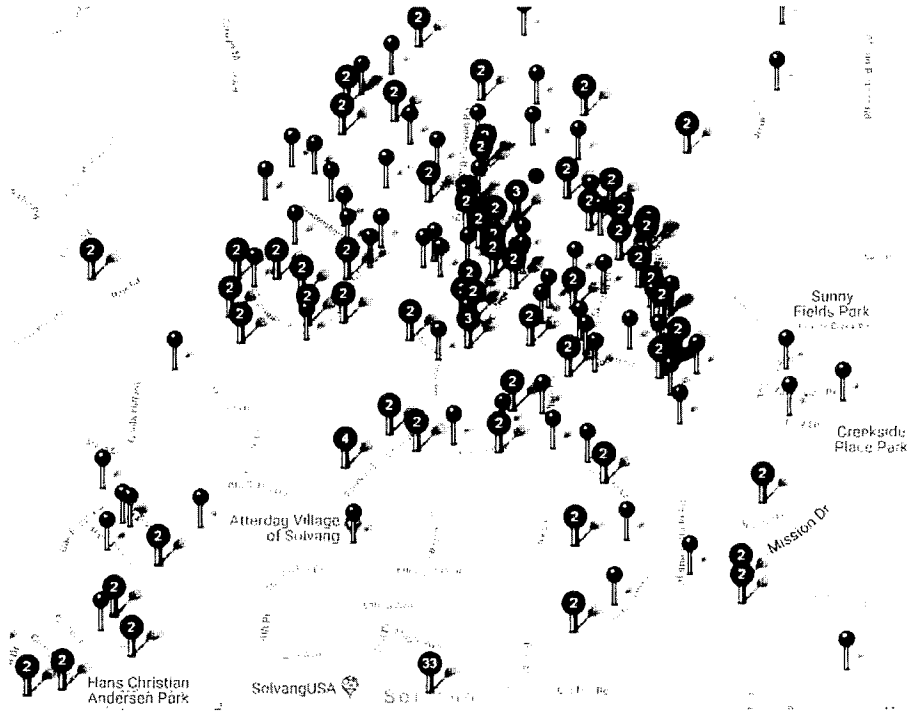
Mark	Glover		Solvang
Alex	Glover		Solvang
Karlene	Goff	Aarhus Drive	Solvang
Barbara	Goldstein	Valhalla Drive	Solvang
Marty	Goldstein	Valhalla Drive	Solvang
Erik	Gregerson	Via De Los Rancheros	Solvang
Stu	Hanssen	Willow Street	Santa Ynez
Camene	Haws	Deer Trail Place	Solvang
Lorraine	Heter	Oak Ridge Road	Solvang
Vince	Hougo	Santa Barbara Avenue	Solvang
Karen	Hougo	Santa Barbara Avenue	Solvang
Marlene	Hudson	Oak Ridge Road	Solvang
Robert	Hudson	Oak Ridge Road	Solvang
Micheline	Hughes	Valley Oak Road	Solvang
Marshall	Hunter		Solvang
Diane	Hunter		Solvang
Joannie	Jamieson	Kanin Hoj	Solvang
John	Johnson	Elk Grove Road	Solvang
Jennifer	Johnson		Solvang
John	Johnson		Solvang
Annie	Jonsson		Solvang
Ann	Judy	Lewis Street	Solvang
Chloe	Kendall	Alamo Pintado	Solvang
Sam	Kendall	Alamo Pintado	Solvang
Bill	Krauch		Solvang
Toby	Kruse	Deer Hill Lane	Solvang
Vanessa	Kruse	Deer Hill Lane	Solvang
Evan	Lash		Solvang
Christine	Lash		Solvang
Bob	Laughlin		Solvang
Lisa	Laughlin		Solvang
Lynn	Lavayen		Solvang
Richard	Lewis	Alamo Pintado	Solvang
Karen	Loizides		Solvang
Demetrios	Loizides		Solvang
Jerry	Long		Buellton
Don	Macfayden	Valhalla Drive	Solvang
Rona Marie	Mascherino Garm	Ranch Road	Solvang
Jenny	McClurg	Rosenvej	Solvang
Jeff	McClurg	Rosenvej	Solvang
Maureen	McKenna	Rio Vista	Solvang
Bob	Miller	Deer Trail Lane	Solvang
Brett	Miller	Deer Trail Lane	Solvang
Joyce	Millikan	Hans Park Trail	Solvang
Gary	Minar		Solvang

Trevor	Oftedal	Village Lane	Solvang
Chelsea	Oftedal	Village Lane	Solvang
Alice	Parlato	Creekside Drive	Solvang
Sara	Perkins	Dogwood Drive	Solvang
Jim	Quick		Solvang
Elizabeth	Quick		Solvang
Jennifer	Rasmussen	Deer Hill Drive	Solvang
Toby	Rasmussen	Deer Hill Drive	Solvang
Marlen	Resing	Sawleaf Lane	Solvang
Dori	Rice	Valley Oak Road	Solvang
Elizabeth	Robison	Echo Lane	Solvang
Randy	Rosness	High Meadow Road	Solvang
Sheryl	Rosness	High Meadow Road	Solvang
Gabe	Rossetti	Old Mission Dr.	Solvang
Noah	Rowles	Quail Valley Road	Solvang
Tamara	Rowles	Quail Valley Road	Solvang
Gerry	Shepherd		Solvang
Linda	Shier	Old Ranch Road	Solvang
David	Shier	Old Ranch Road	Solvang
Rod	Simmons		Solvang
Robert	Smith	Willow Drive	Solvang
Tim	Sullivan	Old Mission Dr.	Solvang
Nancy	Sullivan	Old Mission Dr.	Solvang
Caitlin	Testa		Solvang
Mike	Testa		Solvang
Gary	Thorne	Dove Meadow Road	Solvang
Maria	Tilton	Dermanak Drive	Solvang
John	Wilczak	North Refugio Road	Santa Ynez
Alexandria	Wilson	Dove Meadow Road	Solvang
Sandra	Wilson	Petersen Avenue	Solvang
Donna	Wilson	Petersen Avenue	Solvang
Steven	Battaglia	Tiana Pl.	Santa Ynez
E Walden	Bohnet	Meadowlark Road	Santa Ynez
Scott	Budow	Rosenevej	Solvang
Kurt	Carlstedt	Stadium Drive	Santa Ynez
Nancy	Crawford-Hall	HWY 154	Santa Ynez
Brendan	Crowley	Fairlea Road	Santa Ynez
Alicia	Crowley	Fairlea Road	Santa Ynez
Lynn	Davis	Rosenevej	Solvang
Nancy	Emerson		
Colleen	Estrada	Edgehill Lane	Santa Ynez
Tracy	Farhad	Manzana Street	Santa Ynez
Coleeen	Fitzgerald	Meadowlark Road	Santa Ynez
Stan	Freedman	PO Box 418	Santa Ynez
Elizabeth	Giardina	Sawleaf Lane	Solvang

Mike	Hadley	PO Box 606	Santa Ynez
Mark	Herthel		Los Olivos
Greg	Huarte	Roblar Avenue	Santa Ynez
Laurie	Huarte	Roblar Avenue	Santa Ynez
Chiloni	Huffman	Askov Place	Solvang
Joy	Huler	Country Road	Santa Ynez
Chad	Hunter		Solvang
PATricia	Jansen	PO Box 310	Santa Ynez
Eric	Jepsen	Downey Circle	Buellton
Brea	Jepsen	Downey Circle	Buellton
Lisa	Kelter	Via Rancheros Road	Santa Ynez
Richard	Kelter	Via Rancheros Road	Santa Ynez
Lisa	Kelter	Via Rancheros Road	Santa Ynez
Anne	Kernott	Refugio	Santa Ynez
Marthe	Leeks	Baseline Avenue	Santa Ynez
Titou	Moison		Solvang
Brennan	Moore	Meadowlark Road	Santa Ynez
William	Otto	Meadowlark Road	Santa Ynez
Russell	Parlato	Creekside Drive	Solvang
Allan	Pelletier		Nipomo
Jon	Quirt	Meadowlark Road	Santa Ynez
Glenn	Reinhart	Blue Blossom Way	Buellton
Brad	Ross	Jonata Streer	Los Olivos
Dan	Schaeffer	Santa Ynez Avenue	Santa Ynez
Susie	Snow	Meadowlark Road	Solvang
Scott	Swolgaard	Sawleaf Lane	Solvang
Leifur	Thordarson	Robin Meadow Road	Santa Ynez
Jen	Van Schmus	Robin Place	Santa Ynez
Susan	Whitmore	Keenan Road	Los Olivos
Ann	Young	White Oak Road	Santa Ynez

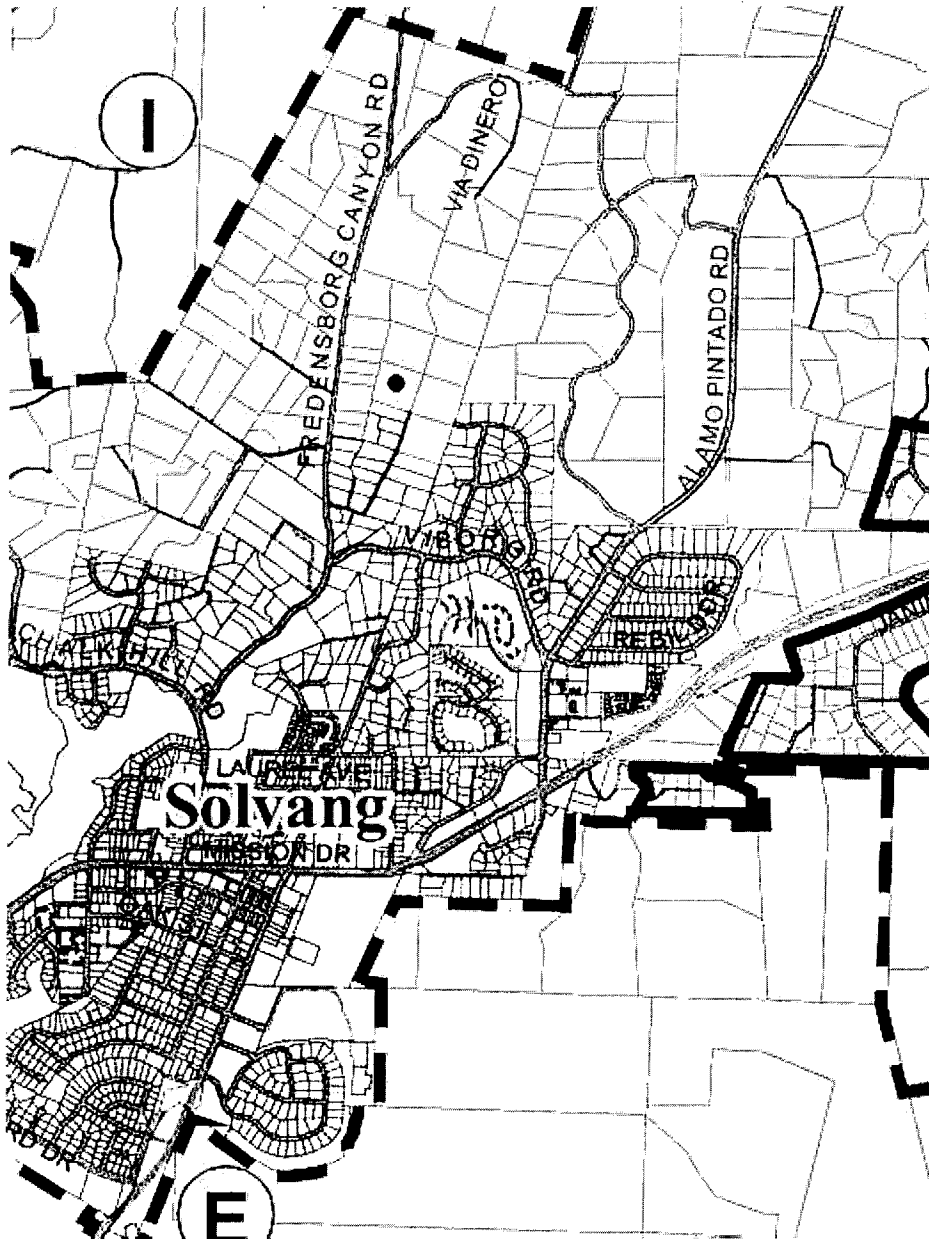
Attachment A

Below are two maps that provide some insight into where some of those opposed to the project reside. The group of cosigners above are primarily within walking distance to the site as seen below. The proposed site is marked with a red dot, those in opposition represented with a blue pin.



Attachment B – Santa Ynez Valley Overlay Map

Below is an excerpt from the county overlay map for the Santa Ynez Valley. The proposed site is marked with a red dot immediately adjacent to the City of Solvang shaded in grey. In an approximate ¾ mile radius all parcels are utilized for residential purposes.



Attachment C – City of Solvang Resolution

RESOLUTION NO. 18-1068

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SOLVANG EXPRESSING ITS OPPOSITION TO THE CONSIDERATION AND/OR APPROVAL OF LAND USE PERMITS FOR A MIXED-LIGHT CANNABIS CULTIVATION OPERATION LOCATED AT 988 FREDENSBORG CANYON ROAD

WHEREAS, the City Council has become aware of a pending County of Santa Barbara land use permit application under application number 18LUP-00000-00458 for a 15,648 square foot mixed-light cannabis cultivation/processing operation located at 988 Fredensborg Canyon Road immediately adjacent to the Solvang city limits; and

WHEREAS, the City Council is deeply concerned about the potentially negative impacts to an existing rural residential neighborhood served by a single arterial road, Fredensborg Canyon Road, which impacts include additional commercial vehicle traffic, potential offensive odors, substantial increase in water usage, impacts to existing City water sources, increased opportunity for criminal activity, and incompatibility of commercial and residential uses; and

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Solvang opposes the consideration and/or approval of any land use permits for a mixed-light cannabis cultivation operation located at 988 Fredensborg Canyon Road.

BE IT FURTHER RESOLVED that the City Clerk is directed to forward a copy of this resolution to appropriate staff members at the County of Santa Barbara to be included as part of the application process for application number 18LUP-00000-00458.

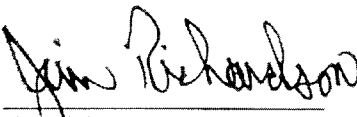
PASSED AND ADOPTED by the City Council of the City of Solvang on this the 10th day of December, 2018, by the following vote:

AYES: Mayor Richardson, Council Members Jamieson, Toussaint, Waite, Zimmerman

NOS:


ABSTAIN:

ABSENT:



Jim Richardson, Mayor

ATTEST:

By: 

Lisa S. Martin, City Clerk

Attachment D – Easement

The proposed site is approximately at the red rectangle below. The easement driveway crosses over objecting neighbors' parcels at 982 Fredensborg Canyon Road and adjacent to 1000 Fredensborg Canyon Road between the two green dots on the photograph.



de la Guerra, Sheila

From: lawrence grassini <lpgrassini@gmail.com>
Sent: Sunday, January 27, 2019 5:35 PM
To: sbcob; alison@sbcountrywines.com; Katie Grassini; Larry Grassini
Subject: Letter to the Board
Attachments: Letter to the Board regarding cannabis hearing.pdf

Caution: This email originated from a source outside of the County of Santa Barbara. Do not click links or open attachments unless you verify the sender and know the content is safe.

Dear Clerk

Please distribute this letter regarding the cannabis hearing to each member of the Board of Supervisors.

Thank you,

Larry Grassini

January 25, 2019

Board of Supervisors

Dear Clerk of the Board,

I am a resident of Santa Barbara County, own two commercial properties in Santa Barbara County and am the founder of Grassini Family Vineyards, a vineyard and winery in the Happy Canyon area of Santa Ynez. I am also a civil lawyer and have practiced law, often in the local Santa Barbara court, for almost 50 years.

I was concerned to learn that there has been a request to allow thirty two acres of cannabis to be grown at 5300 Kentucky Road, less than one mile from our vineyard and winery. I write this letter to request you place some reasonable limitations on the rapid growth of the cannabis industry in the Santa Ynez Valley. My family purchased 107 acres in Santa Ynez in 1989, and in 2002, planted 35 acres of grapes. In 2010, we designed, built and maintain a winery and provide vineyard tours and tastings on a limited basis to the visitors of the Santa Ynez Valley.

We opened a tasting room in downtown Santa Barbara and in 2018, our winery and tasting room were voted "Best Winery" and "Best Tasting Room" by the readers of the Santa Barbara News Press and Santa Barbara Independent.

I realize that you are now aware of the difficulties that these large cannabis grows have and will continue to cause the local wineries, wineries that bring substantial tourism to Santa Barbara County and provide millions of revenue to the County. I would request that you consider two important regulations so that our wineries can co-exist with cannabis growers:

1. The size of these “grows” needs to be restricted to one acre per property with a minimum property size of ten acres. This will bring us into alignment with most counties that allow cannabis to be grown. It is my understanding that Santa Barbara County is the only county that allows cannabis that has no cap on cannabis. This has allowed Santa Barbara County to become a destination for large cannabis growers to plant large areas and will cause, if allowed to continue, to cause odor problems in the vineyards and tasting rooms and make a less welcoming environment for tourists and their multiple hoopouses will cause a degradation of the beautiful views that welcome visitors to the Santa Ynez Valley.

2. Also, we need some form of odor control on all cannabis grown in our county, indoor or outdoor. It is impossible to provide any kind of experience in the vineyard or to do any wine tasting at wineries impacted by the odor of cannabis growing, especially during the hot summer days.

I understand that only temporary licenses have been granted to cannabis growers but that there is a proposal to allow a one-year extension to growers under that license. Why are we allowing these growers to continue to operate basically unregulated for another year?

Napa and Ventura prohibit cannabis entirely. All other counties that allow cannabis either limit the size of the groves, require odor control, or both. At this time, if we do not put some common

sense regulations on cannabis growers, our lovely valley will become the cannabis capital of the state and the rural characters that our residents, businesses and visitors love will be lost forever.

Thank you for your consideration of this very serious issue.

Very truly yours,

LAWRENCE P. GRASSINI

de la Guerra, Sheila

From: Sarah Trigueiro <sarah.trigueiro@gmail.com>
Sent: Sunday, January 27, 2019 6:09 PM
To: Williams, Das; Hart, Gregg; Hartmann, Joan; Adam, Peter; Lavagnino, Steve; sbcob
Cc: Miyasato, Mona
Subject: Gravely Concerned about Commercial Cannabis in Carpinteria Valley

Caution: This email originated from a source outside of the County of Santa Barbara. Do not click links or open attachments unless you verify the sender and know the content is safe.

Board of Supervisors,

I live in Carpinteria Valley and would like to express my views on commercial cannabis in advance of the Board of Supervisors Meeting on 1/29.

I believe that Carpinteria Valley has been sold down the river. It appears that the foxes are running the henhouse, with very little daylight between the cannabis lobby/growers, our Board of Supervisors (notably the Supervisor for the 1st District, Das Williams), and Dennis Bozanich (Cannabis Czar who behaves more like a cannabis salesman than a neutral arbiter). I believe it is imperative that we get transparency and understand how much money each of you has taken from the cannabis industry for your campaigns and how much you have personally benefitted from the cannabis industry.

WE NEED A FAIR PROCESS:

--The Board of Supervisors and county are not following a neutral process when it comes to cannabis. The Board is using a very different process than they have used for review of other land-use related matters, such as the past winery regulations and short term rentals analysis. These other regulations all came through Planning & Development first, with proper environmental reviews every step of the way and sufficient opportunity for public comment.

--For cannabis regulations, the original ordinance was created behind closed doors in an unprecedented "ad hoc committee" with extensive cannabis industry vetting, to the exclusion of community members. This has resulted in multiple incompatible and unacceptable impacts to the communities throughout the county.

--The licensing process has been handled very poorly to date. Blanket authorizations were issued by County CEO staff without any inspection, analysis or validation of the assertions in the applicant declarations. This has subjected us residents to significant negative impacts (bad air quality/horrific odor, noise, crime, diminished property values), all without sufficient regulation or the county being able/willing to adequately enforce. Why should we residents suffer as the county keeps providing flexibility and extensions to the growers?

--All issues related to permitting and inspection should be managed/overseen by the experts in Planning and Development. Land use experts and public safety personnel (the experts) should be in charge, NOT the CEO Office. We want the county to follow the same process followed for past reviews (eg for the wineries and STRs).

WHAT WE WANT:

- We want a **full scale independent review and revision of commercial cannabis regulations in Santa Barbara County**, following the proper process and involving intensive public comment and dialogue and a seat at the table for citizen groups, as well as full CEQA review.
- We demand that the county make commercial cannabis subject to the same process as any other land use issue. It should go through the process outlined in the government code for land use ordinances, allowing the Planning Commission to be the vehicle to vet any changes and engage public input.

- IMMEDIATE MORATORIUM ON LICENSES: While this review is occurring, we demand a complete and total halt to all new cannabis licenses or authorizations of any nature in Santa Barbara County until a thorough and independent review of existing licenses and the procedures for granting licenses occurs. Right now, the county is not protecting public health, safety and welfare, and is not minimizing impacts to the community and the environment.
- A Conditional Use Permit (CUP) should be required for ALL COMMERCIAL CANNABIS ACTIVITIES in all zones. This will give more transparency, an increased voice to community members, and allow appeals.
- The county needs to enforce shutdown of “grandfathered operations” in June 2019 as promised.

OUR PROPERTY VALUES HAVE SUFFERED AND WE ARE APPLYING FOR TAX RELIEF:

Our property values have fallen due to the commercial cannabis impacts (odor/air quality, traffic, crime, etc). As a result, we are going to apply for property tax reassessments. We believe the county should own the total Profit & Loss from its commercial cannabis regulations - both the tax dollars it brings in, as well as damage it has done to our property values.

ENFORCE STRICT COMPLIANCE RE IMPACTS - ODOR/AIR QUALITY, NOISE, NIGHT LIGHTING, CRIME:

When we complain about commercial cannabis impacts, we and fellow residents are told to be patient and wait for repeatedly-extended deadlines, and the growers are allowed to meanwhile continue. We hope the Board of Supervisors will represent the 300k residents of Santa Barbara County, not just the growers, in aggressively enforcing and shutting down operations violating the regulations. This means NO SMELL emanating past grower property lines. NO NIGHT LIGHTING. NO NOISE PAST SET LIMITS. The county needs to significantly increase enforcement powers and actions. They need to issue stop orders and shut bad operators down, not just issue fines. We residents should not suffer on account of bad actors.

Greenhouses in Carpinteria Valley vent and open from their roofs and are not closed-loop systems, such that the odor masking around the perimeter is NOT likely to contain the smell emanating from the top and wafting across our valley. We want full air filtration to be required to ensure no odors escape without being treated. NO commercial cannabis activities should be located within 2 miles of schools, day care centers, youth centers, parks or residential areas, including cities, townships, EDRNs. Residents are sensitive receptors!
NO ONSITE TESTING LABS ON AG PROPERTIES, NO GENERATORS

On-site testing labs on agricultural properties is NOT an acceptable agricultural use. It is industrial, given the volatile chemicals involved. Generators for security systems and lighting are unacceptable, industrial applications and will cause significant noise impacts for neighbors. CEQA environmental review needs to happen for these proposals.

Thank you for taking the time to read my letter.

Sarah Trigueiro

de la Guerra, Sheila

From: Doug McGinnis <dougmcginnis1@gmail.com>
Sent: Sunday, January 27, 2019 6:10 PM
To: Williams, Das; Hart, Gregg; Hartmann, Joan; Adam, Peter; Lavagnino, Steve; sbcob
Cc: Miyasato, Mona; concernedcarpinterians@gmail.com
Subject: 1/29 Board Meeting - Gravely Concerned about Commercial Cannabis

Caution: This email originated from a source outside of the County of Santa Barbara. Do not click links or open attachments unless you verify the sender and know the content is safe.

Board of Supervisors,

Although the following is a form letter, I can't agree more with the negative impacts the cannabis industry is and will bring to our town and county. It definitely does not belong near or adjacent to schools and urban infrastructure. Please look into this carefully, your decisions will impact us for years to come!

I live in Carpinteria Valley and would like to express my views on commercial cannabis in advance of the Board of Supervisors Meeting on 1/29.

Carpinteria Valley has been sold down the river. The foxes are running the henhouse. We see very little daylight between the cannabis lobby/growers, our Board of Supervisors (notably the Supervisor for the 1st District, Das Williams), and Dennis Bozanich (Cannabis Czar who behaves more like a cannabis salesman than a neutral arbiter). We will be making FOIA requests to understand how much money each of you has taken from the cannabis industry for your campaigns and how much you have personally benefitted from the cannabis industry.

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Thank you

--

Doug McGinnis
Carpinteria, CA

de la Guerra, Sheila

From: Winfred Vanwingerden <gerberagrower@gmail.com>
Sent: Sunday, January 27, 2019 6:40 PM
To: Williams, Das; Hart, Gregg; Hartmann, Joan; Adam, Peter; Lavagnino, Steve
Cc: Nelson, Bob; Bantilan, Cory; Bozanich, Dennis; Elliott, Darcel; Litten, Jefferson; Culver, Mollie; sbcob
Subject: Public Comment Letter on Cannabis Compliance

Caution: This email originated from a source outside of the County of Santa Barbara. Do not click links or open attachments unless you verify the sender and know the content is safe.

Esteemed Members of the Board,

I wanted to provide you with a letter of support for action C authorizing the CEO to notify the State that applicants who have submitted permits are eligible for a provisional license. Also, I support amending the business license ordinance to be consistent with the State and only to require Livescan for "owners" as defined by the State.

I have been farming in the Carpinteria Valley for over 40 years and love what I do. We have a Cannabis operation that is thriving and meets the standards that the State and County require. We grow using sustainable technology, including water recapturing systems that eliminate wasting even a drop of water, weekly application of predacious insects in place of any chemical pesticides, and composting all of our green waste. One could not ask for a more environmentally friendly operation.

I'm also the president of CARP Growers, a farmers association created to encourage best practices and highest operating standards among all the Carpinteria Cannabis growers. We meet monthly to share our expertise and encourage other farms to join our cause as the standard bearers in this industry. We hope our example signals to other farmers to "kick it up a notch" so that we can all be good neighbors in Carpinteria Valley.

In order to join CARP Growers, applicants must install odor control systems that do an amazing job of neutralizing the smell of Cannabis. Due to the high cost of water and fertilizer, all members have a water recycling system in place. All members apply zero pesticides and employ fair labor practices.

CARP Growers has also done a great job of supporting community causes in Carpinteria, donating to nonprofits such as the California Avocado Festival scholarship fund, Lions Club Festival of Trees, Rotary Foundation Adopt-a-Classroom program, Search Dog Rescue Foundation, Chamber of Commerce Banquet and scholarship fund, among others. We will soon be announcing the next round of donations as many groups have recognized the positive role the cannabis industry can and should play in Carpinteria.

Our membership is continuing to grow, with all growers understanding the importance of a culture of compliance and civic-minded initiatives.

Thank you for listening and please contact me if you have any questions.

Sincerely,

Winfred Van Wingerden
Maximum Nursery Inc
4575 Foothill Rd
Carpinteria, CA 93013
805-684-4006

--

Winfred Van Wingerden
Maximum Nursery Inc.
President
4575 Foothill Rd Carpinteria, CA 93013
Ph: 805-684-4006
Fax: 805-684-8058



MAXIMUM NURSERY

de la Guerra, Sheila

From: dlginational <dlginational@gmail.com>
Sent: Sunday, January 27, 2019 7:56 PM
To: dlginational; sbcob
Subject: Letter for consideration of Jan. 29 2019 meeting agenda item- Options for Cannabis Regulatory Amendments

Caution: This email originated from a source outside of the County of Santa Barbara. Do not click links or open attachments unless you verify the sender and know the content is safe.

Hello,

With regard to the agenda item "Options for Cannabis Regulatory Amendments..." for the meeting scheduled January 29, 2019 **please distribute this letter to all Board members as needed by 9am January 28, 2019.**

Dear Honorable Santa Barbara County Supervisors:

There should be a high hurdle to change the safety, health, character, intent, and purpose of a neighborhood that has been stable for many, many decades. Allowing cannabis cultivation in the Fredensborg neighborhood falls completely short of that hurdle. Allowing a cannabis growing operation at 988 Fredensborg Canyon Road, Solvang is clearly a mistake that you are now being asked to rectify by many concerned citizens (including me) in the immediate and surrounding area.

As a representative on the County Board of Supervisors your constituents are informing you to make the right decision and amend the ordinance now to ban cannabis cultivation in the zoning for our area. Some have suggested the status-quo should be considered and to leave the ordinance as it is for a year or some undefined future date, but this is a false pretense and the real status-quo is to leave the neighborhood as it is without the ramifications of change that will occur if the cannabis ordinance is not amended now. You have only to look to Carpinteria to understand the protracted and contentious future you and your constituents will be facing if you do anything short of banning cultivation of cannabis in this zoning area now.

I expect that you are familiar with the area and the issues but it is worth reiterating due to your upcoming meeting that a commercial enterprise is inappropriate for this rural residential neighborhood for numerous reasons such as-

- * The size, scale, and requirements of the proposed building are completely out of character for the area.
- * The area is a residential, country setting not intended for commercial activity.
- * A reduction in property values and the associated negative consequences for the community.
- * Commercial traffic on a narrow, private road with a dead end is a hazard for residents and established wildlife.
- * The transport and use of related chemicals presents potential harm to people, the environment, and animals.

* The proposed ingress/egress road use area is well known for it's local Mule deer rutting and family habitat. Further increased traffic to the proposed site directly and negatively affects the survival of the well loved, established Mule deer population of the Fredensborg area. Impact studies of characteristic and essential wildlife to the Fredensborg Canyon Road area should be part of any applicant process especially in direct relation to the resultant increase in "commercial" traffic.

The fact that this is a cannabis growing operation adds further reasons-

* The County has acknowledged security issues requiring fencing, locked gates, and a security plan raising a significant concern for the safety and well being of homes and residents in the immediate and surrounding area.

* The problems of odor and burglaries are well documented for the Carpinteria area and imposing similar problems on our neighborhood would destroy the character and diminish the safety of the area.

* Adding a criminal type of "Attractive Nuisance" to a neighborhood that was previously free of such an attraction.

* Allergic and respiratory reactions due to increased air-quality health risks of cannabis cultivation negatively affect our neighborhoods already vulnerable elderly residents and the young children of families who heavily populate the residential properties surrounding the proposed site.

* Wide ranging controversy, conflict, and confusion related to just the prospect of growing cannabis in what has been a peaceful, quiet, and comfortable neighborhood. The discord and anger will only escalate if cannabis growing operations are allowed in this type of zoning.

Thank you for your consideration and service.

Sincerely,

Mike Dorsey

de la Guerra, Sheila

From: Meg Brown <megbrown44@gmail.com>
Sent: Sunday, January 27, 2019 7:18 PM
To: sbcob
Subject: SB County Board of Supervisors Meeting Jan 29 agenda item 19-00085
Attachments: Public Comment Letter on Cannabis Regulations - Meg Brown Jan 27.docx;
ATT00001.htm

Caution: This email originated from a source outside of the County of Santa Barbara. Do not click links or open attachments unless you verify the sender and know the content is safe.

Please find attached my public comment for the Santa Barbara County Board of Supervisors meeting on Jan 29 on review of the cannabis ordinance (agenda item 19-00085)

Thank you for your consideration.

January 27, 2019

Dear Santa Barbara County Supervisors:

I am writing about the current Cannabis Ordinance that will be discussed on Tuesday, January 29, 2019.

Santa Barbara County is valued by its residents and visitors alike for its quality of life, communities, and spectacular landscape. These assets need to be protected as does the economic vitality they bring to our County.

There are five important areas for regulation I feel need to be implemented to allow the cannabis industry to co-exist peacefully with those of us who live in Santa Barbara County. We would also like to comment on Staff's recommendations.

NEEDED REGULATIONS

1. LAND USE

- Conditional Use Permit (CUP) must be required for **ALL** cannabis activities — cultivation, nursery, micro-business, distribution, manufacture, testing — in **ALL** zones. This will allow an increased voice for community members in where cannabis operations will be allowed and allow appeals of decisions made.
- Notice for applications for all cannabis activities must be sent to all property owners within two miles of the application location – property boundary to property boundary, not to the premise as is currently allowed.
- **NO** cannabis activities may be located within **two miles** of schools, day care centers, youth centers, parks or residential areas, including cities, townships, EDRNs.

2. SIZE LIMITATION

- There must be size limits (caps) on cannabis grows within Santa Barbara County to protect our environment, quality of life, and tourism. Limit **indoor grows to 22,000** square feet; limit **outdoor grows to 1 acre per APN**. Other counties have limitations from 10,000 ft² to 2 acres.

3. WATER

- Consider aquifer status, impact on region-wide riparian water rights, impact on private wells when evaluating applications. Review of applications for cannabis permits must consider provisions of SIGMA and comply with Groundwater Sustainability Plans in basins designated by the state as being in critical overdraft, such as the Cuyama Basin. Applicants for cannabis permits must not add to the current deficit situation in these basins.

4. ODOR ABATEMENT

- Change LUDC C6 to require odor abatement in AGII as well as AG-I (indoor and outdoor) and require preventing odors from being experienced outside the parcel whether residential or non-residential.

5. ENFORCEMENT

- There must be increased enforcement of the cannabis industry.
- Santa Barbara County must create a means for tracking acreage of cannabis grown in the country and NOT rely solely on state licenses.
- Enforcement priorities must be on all fronts simultaneously in addition those that are complaint driven. This includes prompt shutting down of **ALL** operations not in compliance with the law (including expired temporary license holders, growers with invalid licenses, as well as new operators without a Provisional Annual license and not in possession of a local land use entitlement and local cannabis business license). If funds generated by the cannabis tax do not cover enforcement needs, the County must find funds elsewhere.
- Complaints must be allowed to state “in the vicinity of . . .” and NOT require an APN or physical address; approximate location needs to be sufficient to allow for a certain level of confidentiality.

Separate from the Ordinance, I would like to urge the County to earmark some of the tax revenue generated from the cannabis industry to be directed to Cuyama. As you know, Cuyama is a highly-disadvantaged community. Cannabis revenues could be used to address some of the needs and priorities of the community. For example, the Library does not have sufficient funds to keep the facility open 5 days a week, and internet services are inadequate.

STAFF'S RECOMMENDATIONS

1. CANNABIS TESTING ON AGRICULTURAL LANDS

- No cannabis testing on AG-I or AGII. Testing only on industrial zoned parcels.

2. CONTROLLING CANNABIS OPERATIONS ON AG-1 PROPERTIES ADJOINING RURAL/URBAN LINES

- I support Option #3 — ban cultivation on AG-1 properties in the LUDC.

3. CONSIDER ALTERNATIVE METHODS FOR ALLOCATING STOREFRONT RETAIL

- I support Option #1 with *Request for Proposal*-type application process
- I support Option #1 — Amend County Code § 50-10 to specify the Sustainability Division in the Community Services Department

4. INCREASE AUTHORITY TO REJECT RENEWALS

- I support Option #1 — Amend county Code § 50-17 to state, “Any application for a cannabis license shall be denied ...”.

5. GENERATORS FOR SECURITY LIGHTING AND/OR SECURITY CAMERAS

- Prohibit generators for lighting and/or cameras. Generators are environmentally unsustainable, noisy, and light all night to protect the crop will disturb neighbors and fauna – remember many grows are located near water sources as is habitat. Allow **ONLY motion-activated** solar-powered battery lighting and cameras. They may **NOT** be on all night – **ONLY** when motion is detected. Lights must be fully shielded, focused downward, and turn off within one minute.

Thank you for your consideration.

Meg Brown
1381 Foothill Rd
New Cuyama

de la Guerra, Sheila

From: Miyasato, Mona
Sent: Sunday, January 27, 2019 7:52 PM
To: sbcob
Cc: Bozanich, Dennis
Subject: Fwd: I support commercial cannabis in Santa Barbara County

Begin forwarded message:

From: Amy Marie Orozco <amymarie@amymarieorozco.com>
Date: January 27, 2019 at 7:17:00 PM PST
To: "dwilliams@countyofsb.org" <dwilliams@countyofsb.org>, "ghart@countyofsb.org" <ghart@countyofsb.org>, "jhartmann@countyofsb.org" <jhartmann@countyofsb.org>, "peter.adam@countyofsb.org" <peter.adam@countyofsb.org>, "steve.lavagnino@countyofsb.org" <steve.lavagnino@countyofsb.org>, "mmiyasato@countyofsb.org" <mmiyasato@countyofsb.org>
Subject: I support commercial cannabis in Santa Barbara County

Caution: This email originated from a source outside of the County of Santa Barbara. Do not click links or open attachments unless you verify the sender and know the content is safe.

Dear Supervisors Adam, Wolf, Hartmann, Lavagnino and Williams:

I support commercial cannabis in Santa Barbara County, and I also support the enforcement of odor abatement.

Please don't let the Chicken Little approach of a loud, small group screaming about crime waves, falling property values, and depravity interfere with good judgement. Santa Barbara County is the wonderful place it is thanks to careful deliberation and a big picture approach in governance. Let's give cannabis the same consideration.

Thank you for your work.

Respectfully submitted,

Amy M. Orozco

4806 Sawyer Avenue
Carpinteria, CA 93013-1948
805-284-2622

Amy Marie Orozco

Creative Services, Writing & Editing
(805) 284-2622
www.amymarieorozco.com

Keeping the Art of Letter Writing Alive

de la Guerra, Sheila

From: Miyasato, Mona
Sent: Sunday, January 27, 2019 7:52 PM
To: sbcob
Cc: Bozanich, Dennis
Subject: Fwd: Trouble in Paradise - Cannabis

Begin forwarded message:

From: Bobby <bobbyless@aol.com>
Date: January 27, 2019 at 6:43:30 PM PST
To: Miyasato Mona <mmiyasato@countyofsb.org>
Cc: Williams Das <dwilliams@countyofsb.org>, Hart Greg <greggahart@gmail.com>, Hartman Joan <jhartmann@countyofsb.org>, Adam Peter <Peter.Adam@countyofsb.org>, steve.lavagnino@countyofsb.org
Subject: Fwd: Trouble in Paradise - Cannabis

Caution: This email originated from a source outside of the County of Santa Barbara. Do not click links or open attachments unless you verify the sender and know the content is safe.

Dear Supervisors,

We are writing to add our voices to the County-wide chorus rejecting the cultivation of Cannabis in our community.

Sadly, you, the Board of Supervisors has lamentably passed a plan that appears to have been written (and engineered) by the Cannabis Lobby and Growers, with little regard, if any, for the 300,000 residents of the county.

Certainly the 20,000 plus residents of Carpinteria and the Carp Valley have been virtually shut out of the process. A feeling echoed by many across all the Districts.

To rectify this mess, we seek an immediate moratorium on all new licenses and a roll back of the blank check that you have given to Cannabis growers- resulting in our falling property values, an uptick in crime, respiratory illnesses, unwanted traffic and weapons into the area.

Parts of our neighborhood is now an armed camp with high fences, armed guards and all else.

Please support us as we seek rectification of this rushed and ill-conceived ordinance.

Going forward, we will support only those candidates in 2020 and beyond who listen to our concerns about the negative impacts of cannabis.

Cannabis resistance groups have now formed in all five Districts - a clear sign that folks are fed up.

Sincerely,

Robert Lesser

805/680-4020

1720 Ocean Oaks Rd.

Carpinteria, Ca 93013

de la Guerra, Sheila

From: Tim Bennett <tabennett77@gmail.com>
Sent: Sunday, January 27, 2019 8:01 PM
To: sbcob
Subject: Fwd: Tepusquet. Tim and Jennifer Bennett

Caution: This email originated from a source outside of the County of Santa Barbara. Do not click links or open attachments unless you verify the sender and know the content is safe.

----- Forwarded message -----

From: **Tim Bennett** <tabennett77@gmail.com>
Date: Sun, Jan 27, 2019, 6:26 PM
Subject: Tepusquet. Tim and Jennifer Bennett
To: <sbcountyneighbors@gmail.com>

We want the commercial cannabis out of our canyon..they have been growing for years directly across from our driveway, Blazing Saddle Drive..large trucks, water truck, equipment and workers traffic daily.. very unsafe. Tepusquet road is not set up for that kind of traffic.. also smell, lights all night on generators.. please get these illegal operations out of here. There are multiple travel trailers on site that people are living in without permits..Timothy Bennett 7515 Blazing Saddle Drive.

de la Guerra, Sheila

From: Board Letters
Subject: FW: Letter regarding SBC Cannabis Ordinance: 1800LUP-00000-00458
Attachments: BOS letter, cannabis, 01262019.docx; ATT00001.htm

On Jan 27, 2019, at 3:49 PM, Joan Jamieson <jkyddawg@hotmail.com> wrote:

Please distribute the attached letter to the members of the BOS before the Tuesday, 01/28/2019 meeting. Thank you.

Joannie Jamieson

January 26, 2019

Board of Supervisors

County of Santa Barbara

Re: Possible Changes to the Existing Cannabis Ordinance

CANNABIS ORDINANCE

FIRST, THANK YOU FOR POSSIBLY RECONSIDERING YOUR CANNABIS ORDINANCE...AT LEAST SECTIONS OF IT. I BELIEVE, THAT THE PRESENT CANNABIS ORDINANCE HAS UNINTENDED CONSEQUENCES THAT ARE DETRIMENTAL TO MANY RESIDENTS OF THE ENTIRE COUNTY...NOT JUST THE UNINCORPORATED AREAS FOR WHICH YOU ARE RESPONSIBLE.

YOUR CANNABIS ORDINANCE HAS PUT PROPERTIES IN THE SMALL CITIES AND THE RURAL RESIDENTIAL DEVELOPED AREAS...NUMEROUS IN THE SYV...IN JEOPARDY. I CALL THESE AREAS "ISLANDS". A PERFECT EXAMPLE OF THESE UNINTENDED CONSEQUENCES IS THE SITUATION NOW BEING EXAMINED BY YOU, 1800LUP-00000-00458, PROJECT LOCATED OFF OF FREDENSBORG CANYON ROAD NEAR THE CITY LIMITS OF SOLVANG.

I REALIZE THERE WERE NUMEROUS HEARINGS...THAT BEING SAID THE ORDINANCE WAS A MOVING TARGET. BELIEVE IT OR NOT I WATCH THE MAJORITY OF THE BOS MEETINGS AND TELEVISED HEARINGS. PLEASE DO NOT THINK I SIT AND JUST WATCH MY TV OR COMPUTER...I AM IN MY OFFICE AND WHEN SOMETHING OF INTEREST OR IMPORTANCE IS BEING DISCUSSED I LISTEN AND ACTUALLY SOMETIMES TAKE NOTES. I REMEMBER THE REPORTS FROM THE CANNABIS AD HOC COMMITTEE...SOME WERE VERY CONFUSING AND MANY WERE INCOMPLETE. I THINK THE TWO SUPERVISORS DID THE BEST THEY COULD WITH RATHER LIMITED INFORMATION.

PLEASE HIT THE "PAUSE" BUTTON. GO BACK AND EXAMINE HOW YOUR ORDINANCE IS ALLOWING CANNIBIS GROWS TO BE ALLOWED ON CITY LIMITS/BOUNDARIES AND TOO NEAR RURAL RESIDENTIAL AREAS...I CALL ALL THESE AREAS "ISLANDS". YOUR ORDINANCE IS PUTTING THESE "ISLAND" RESIDENTS IN HARMS WAY, BOTH HEALTHWISE AND SECURITYWISE, TRAFFIC IS ALWAYS AN ISSUE IN THE SYV ON THE RURAL ROADS, THE LOSS OF "NIGHT SKIES" IS UNACCEPTABLE TO US... YOUR ORDINANCE IS DEVALUING THE PROPERTY OF THE PEOPLE WHO LIVE IN THESE "ISLANDS" NEAR CANNIBIS GROWS LOCATED IN THE UNINCORPORATED AREAS AND AT TIMES MAKING PARCELS DIFFICULT TO SELL BECAUSE OF FULL DISCLOSURE (PROXIMITY OF GROWS NEAR PROPERTIES FOR SALE). WHO WANTS TO

LIVE NEXT TO A CANNABIS GROW? THESE ARE JUST SOME OF THE NEGATIVE UNINTENDED CONSEQUENCES/ISSUES CREATED BY THE SBC CANNABIS ORDINANCE.

YOU HAVE THE ABILITY TO CORRECT THE UNINTENDED CONSEQUENCES. IT IS MY UNDERSTANDING THAT CANNIBIS GROWS DO NOT FALL UNDER THE "RIGHT TO FARM ACT" NOR ARE THEY CONSIDERED AN AGRICULTURAL ENDEAVOR. IF THESE TWO ASSUMPTIONS ARE CORRECT, THIS ORDINANCE COULD HAVE/SHOULD HAVE BEEN EXAMINED BY SBCAG AND APCB- WHERE ALL CITIES ARE REPRESENTED AS IS THE COUNTY, AND HAVE VOTING POWER TO EITHER APPROVE OR DENY A CANNIBIS ORDINANCE OR SEND IT BACK FOR FURTHER EXAMINATION/WORK/CHANGES. MAYBE BY PRESSING "THE PAUSE BUTTON" IT IS NOT TOO LATE FOR SBCAG AND APCD TO CONSIDER THE CANNABIS ORDINANCE AND HAVE THE BOS TAKE INTO CONSIDERATION THEIR SUGGESTIONS AND CONCERNS.

PLEASE PROTECT ALL OF THE CITIZENS OF SANTA BARBARA COUNTY NOT JUST THOSE IN THE UNINCORPORATED AREAS. THANK YOU FOR YOUR CONSIDERATION. GOOD LUCK.

Regards,

Joannie Jamieson

(Former Solvang City Council Person and Mayor Pro Tem)

P.O. Box 741

Solvang, CA 93464

Tel 805.688.2527

de la Guerra, Sheila

From: Lauren Dinger <manager@grassinifamilyvineyards.com>
Sent: Sunday, January 27, 2019 9:12 PM
To: sbcob
Subject: Cannabis Regulation (Please Convey for Board Hearing)

Caution: This email originated from a source outside of the County of Santa Barbara. Do not click links or open attachments unless you verify the sender and know the content is safe.

Dear Santa Barbara County Supervisors,

I write to voice my strong opinion regarding the matter of cannabis regulation within Santa Barbara County, which is up for discussion and debate on Tuesday, January 29th.

I have worked in the Santa Barbara wine industry for the past seven years, six of which have been within a managerial capacity. I've been so proud and humbled to witness and be a small part the exponential growth of our wine community. Santa Barbara is truly holding its own among our more "seasoned" Northern California neighbors. We're continuing to earn respect both nationally and internationally from both buyers and consumers for producing incredible wines.

Even with these recent gains, we still have a LONG way to go. Day in and out, we constantly must fight to market our region, brand, and Santa Barbara as a "wine destination." We seek to attract both tourists and locals. We want them to visit our tasting room, sample our wines, and ultimately purchase our bottles. These three steps are ultimately tied to our success and livelihood.

As a Tasting Room Manager, I constantly strive to improve our customers' experience, because the experience is honestly what sells our wines. I share the concerns that my industry friends, peers, and colleagues have previously voiced and continue to voice today. The lack of regulation and potential extensive planting of cannabis within immediate proximity of our vineyards and tasting rooms WILL have a detrimental impact upon our industry. There are many statistics being used to express concerns, and I'd instead like to use the simple analogy of **a candle** to voice my profound concern for the specific impact of odor (just one item on a VAST list of the concerns of the SB wine industry):

- In our Tasting Room, we sell candles made from recovered wine bottles.
- These candles are scented. They smell "lovely."
- The candles are our best-selling merchandise items. We make money from the candles.
- These candles have a subtle scent. Not strong, but detectable.
- The smell of the candles is sufficiently strong to overpower the scent of our wines.
- Customers can't properly smell, taste, and properly appreciate the wine we're pouring if even ONE scented candle is within proximity.
- We've started ordering unscented candles... not to sell, but just to have as a "display," because even just one scented candle is too overpowering when near the wines we pour.
- We keep our best-selling merchandise tucked off in a corner, because even the subtle odor of one scented candle impacts a customer's experience tasting our wine.

We regulate OUR OWN best-selling merchandise item because we're conscious of how much the smell of ONE CANDLE can impact a customer's wine tasting experience. The notion of the unregulated / virtually non-regulated cap on growth of cannabis is alarming and the potential for odor permeation is frightening. It WILL hurt our industry and our individual businesses.

Please consider the opinions, statistics, and hard data that you will hear from my industry peers today. It is not unfounded. Our businesses, livelihoods, brands and reputations are so strongly tied into the integrity of our vineyards

and tasting rooms, and the integrity of the Santa Barbara wine community as a whole. The lack of regulation of cannabis will compromise that integrity.

With Respect,

Lauren

--

Lauren Dinger
Operations Manager
Grassini Family Vineyards
Tasting Room: (805) 897-3366
www.grassinifamilyvineyards.com

2018 Winner, Best Santa Barbara Winery - *Santa Barbara Independent*
2018 Winner, Best Urban Tasting Room - *Santa Barbara Independent*
2018 Winner, Best Santa Barbara County Winery - *Santa Barbara News-Press*
2018 Winner, Best Tasting Room - *Santa Barbara News-Press*

de la Guerra, Sheila

From: Renee O'Neill <chasingstar2701@yahoo.com>
Sent: Sunday, January 27, 2019 9:29 PM
To: sbcob
Cc: Bozanich, Dennis
Subject: Re: Cannabis Amendments
Attachments: BOS Ammendment Comments, 1-27-19.docx

Caution: This email originated from a source outside of the County of Santa Barbara. Do not click links or open attachments unless you verify the sender and know the content is safe.

Dear SBC Board of Supervisors,

Attached, please find my letter re the upcoming Cannabis Meeting, on January 29, 2019.

Warmest Regards,

Renée O'Neill

Comments to Possible Changes in Amendment

1-27-19

To: Santa Barbara County Supervisors

First, I want to praise County Staff for *continuing* to work diligently on revising regulations. Y'all must feel like you're on a ping-pong table or tennis court... with 'Ordinance Balls' bouncing back and forth, from P&D to BOS, *continuously*. YOU, not only keep them in play but juggle them to make sure they remain within the 'legal boundaries!' I hope the County recognizes all that you do and appreciates your long hours and dedicated efforts. You deserve a major raise!!!

Since 2014, when I first brought my concerns about illegal cannabis growers to county authorities, I have felt ignored, undermined and at times, betrayed. Yes, those are strong words of criticism but need to be said and repeated, often. Nothing was done to stop the escalation of illegal, non-compliant, cannabis activity in Tepusquet Canyon and now we are facing a plethora of devastating consequences; an explosion of illicit, commercial growers that are destroying our once, rural, peaceful, family-oriented community. This industry is spreading like a *disease* throughout our entire county!

In 2014, I also brought this issue to the attention of the Sheriff and DEA. They referred to one of our illicit growers as, "A Little Fish in a Big Pond... they had Bigger Fish to Fry." A few years later, the 'Little Fish' was labeled a, "Bad Actor," who is reported to make over one-million dollars a month! However, he does not pay county cannabis taxes because he does not have a *County Permit!* How does that generate cannabis revenue? County authorities failed to heed our warnings, refused most of our recommendations, did not protect our community or attempt to '*nip this Bad Actor in the bud*' (no pun), before he grew into the monster he is, today!

Some members of our Board were too eager to generate 'Cannabis Revenue.' The Ad Hoc Committee, "Doobie Brothers," heeded input from the Cannabis Industry, in developing regulations. They overlooked important requirements (like EIR reports), which resulted in time-consuming revisions, long delays (costly mistakes). Their *attitude* was reflected in many documents, including their list of PROJECT OBJECTIVES (See EIR Project Objectives 2.3.2 – Priorities), which lists Cannabis Industry interests, FIRST and children and Public Health/Safety, LAST! The Doobie Brothers are, 'the proverbial foxes guarding the hen-house.'
I wonder how much all these mistakes and delays are costing the hard-working county tax payers?

Through diligence, many of our neighboring counties researched complications that were well-known in states like Colorado and Oregon. They established regulations, accordingly. They restricted the number of acres (typically 1) that could be cultivated on any given parcel, regardless of its size; they limited the number of permits issued for their entire county; they limited the number of permits each land owner/grower could obtain. For example, San Luis Obispo County requires a minimum parcel size of 10 acres, for outdoor cultivation. They limit each grower to a maximum of 3 state licenses (No 'Stacking'). Monterey County prohibits outdoor growing and only allows cultivation in existing greenhouses. Better yet, Kern, Napa and Ventura Counties PROHIBITED CANNABIS! Why didn't our county choose to follow their example? Why does our county protect and cater to the Industry Players? Think about it! I don't know about you but I'm fed up with all the smoke and mirrors!!! Money Talks but *hopefully*, B.S. gets voted out!

IN RESPONSE TO STAFF RECOMMENDATIONS:

1.- Re cannabis testing on Ag lands:

a.- Prohibit cannabis testing on agricultural lands

b.- Consider having growers purchase and/or rent appropriate structures, in centrally located, industrial-zoned regions. This provides for a greater probability of 'protecting public health interests,' due to practical access for monitoring, regulating and enforcing. Placing labs in rural isolated regions may increase potential for criminal activity and raids. This activity will also increase commercial levels of traffic on our already burdened, rural roads.

2. Re cannabis operations on AG-I properties:

a.- I vote for Option #2 – 'Ban cannabis cultivation from AG-I lands...' but *include all AG Lands*, regardless of size, which we advocated for from the outset. If that fails, add language to read 'Increase control of cannabis operations on AG-I

properties and response time for enforcing violations.’ There are instances where violations have been reported but growers were given prior notice (sometimes months) and therefore, were given time to ‘clean up their act’ or ‘harvest their crops,’ before enforcement occurred. As usual, the growers appear to be protected on all fronts and given more rights than citizens who are subjected to their offences.

b.- IMPORTANT! “WORKING HOURS of CANNABIS OPERATORS”

Most Farmers have standard work days and operate during ordinary business hours, with some exceptions (like grape-harvests, etc.). Cannabis Growers must have regulated hours of operation, too. We have ‘Cannabis Traffic’ rolling through our community, 24/7, on weekends and major holidays. There is NO PEACE or reprieve from their constant barrage of vehicles and/or intrusive levels of noise!

3.- Re Live Scan:

a.- Maintain existing regulations! Why would you eliminate Live Scan for Ag employees? How does this protect your citizens or the employees that may be, *unknowingly* working side-by-side with felons? What about unknown felons that commit serious crimes and then, cannot be identified, due to lack of Live Scan identification?

4.- Re storefront Retail:

Consider locations carefully. Use discretion. Restrict retail storefronts in or near neighborhoods where school children, treatment centers etc., have easy access or are within walking distance of them.

5.- Change Energy Plan Review:

I support Option 1. Amend County Code 50-10 (More details re this in item number 7).

6.- Increase Authority:

a.- I support Option 1 and approve language change to replace the word, ‘may’ with the word, ‘shall’.

b.- We need much stricter regulations! We must increase authority and expediency in enforcement. The County needs more Enforcement and Staff to accomplish this. There are only a handful of employees to cover our entire county! Since the ‘Doobie Brothers’ got us into this mess, they can figure a way to get us out, by finding funds from other sources. Hey! I’m sure your grateful, ‘multi-millionaire-industry-growers’ would be happy to fund this *important necessity*, with their *unpaid taxes*! After all, they are the ones creating the need for this level of enforcement.

7.- Generators for Security Lighting:

a.- Prohibit generators, period! I approve the basic language but it should be changed to read, “Generators are prohibited in all regions and on all grow sites, except for emergency or power outages.” Diesel-fueled generators are not considered sustainable, let alone, an environmentally sound practice! We have been subjected to the noise and toxic fumes of diesel-fueled generators 24/7, because *Tepusquet growers do not have electricity on their undeveloped lands.*

b.- “Motion-based security systems,” would require an unsustainable, noisy, toxic generator running at all times, in order to provide ‘power’ essential for security cameras (or other systems) to operate.

Allow them for security lighting/cameras??? Who are you trying to fool? The growers would have a Hay Day with that! This is just more smoke and mirrors; a way for growers to claim they are running generators for ‘security lights’ but in actuality, running them for lighting and/or heating operations.

We have complained to our county supervisors for years about the devastating impacts of diesel-fueled generators. The resulting noise and lights disturb the natural rhythms of flora/fauna not to mention, us humans. They are toxic; they present extremely hazardous issues to our rural community (Commercial tankers haul diesel fuel through our narrow, undivided road; fire hazard (SLO - Suey Canyon Fire was caused by a cannabis grower’s generator).

Still Frustrated as all Get-Out, after FIVE years of fighting this uphill battle! Although it’s distressing to know that other communities are now facing negative impacts by the cannabis industry, it’s encouraging to notice these communities submitting *their concerns* and filing complaints. Hopefully, our County Supervisors (and others) will finally heed our recommendations and pleas for protection from the Commercial Industry Players!!!

Sincerely Grateful to the County Folks Who DO LISTEN and TRY TO SUPPORT our Communities’ Efforts,
Renée from Tepusquet

de la Guerra, Sheila

From: Valerie Bentz <valeriebentz@gmail.com>
Sent: Sunday, January 27, 2019 9:49 PM
To: sbcob
Subject: Dangers of Supposed Byer cannabis "odor neutralizers"

Caution: This email originated from a source outside of the County of Santa Barbara. Do not click links or open attachments unless you verify the sender and know the content is safe.

Dear Board of Supervisors:

I am very concerned about the chemicals being used in the supposed odor-reduction machines by Cannabis growers. These chemicals are harmful. A group in SLO county are studying the chemical composition.

The study done by the Byers company is flawed. We are being exposed not only to the odors from the cannabis but also to the chemical allergens pumped into our air by the supposed neutralizers.

A Byer executive testified before the SLO county board that 14 cannabis growers in Carpinteria were using the chemical in support of the growers using it in SLO county. We only know the name of one of them because of an article in the New York times.

Preliminary reexamination of the Byers research on this compound show it to be flawed. No humans were used in the study, only rats. A group of citizens in Arroyo Grande are funding an independent study of these chemicals.

The chemicals are essential oils and detergents which are harmful to breathe in and harmful to the soil and water table below. Two scientist friends of mine, one a retired chemistry professor from Cal Poly, and the other a geographer working for the U.N. on environmental pollutions have both said the use of this substance is harmful.

The use of these supposed "odor neutralizers" is not the answer to the cannabis odor problem. It only makes it worse!!!

I have noticed my allergies have gotten worse in Carpinteria in the last year.

Sincerely,
Valerie Bentz, Ph.D.
of 5367 Ogan Rd., Carpinteria. CA.,

P.S. Please see that all board members get this letter

Sincerely,

Valerie Malhotra Bentz, Ph.D.,
Professor, School of Leadership
Fielding Graduate University
Valerie Malhotra Bentz, Ph.D.,
Professor, School of Leadership
Fielding Graduate University

Contemplative Social Research: Caring for Self, Being and Lifeworld,(2016) Fielding University Press.
Rehorick and Bentz, Expressions of Phenomenological Research: Consciousness and Lifeworld Studies (2017,
Fielding University Press)

de la Guerra, Sheila

From: Dean Mckillen <deanmckillen@gmail.com>
Sent: Sunday, January 27, 2019 10:24 PM
To: sbcob
Subject: Letter to board for Cannabis Ordinance

Caution: This email originated from a source outside of the County of Santa Barbara. Do not click links or open attachments unless you verify the sender and know the content is safe.

Dear Clerk,

Please distribute this letter to each member of the Board of Supervisors.

Thank you.

January 27th, 2019

Dear Santa Barbara County Supervisors,

I am writing in regards to the Cannabis Ordinance that will be discussed on Tuesday, January 29th at the BOS meeting. I am a citizen of Santa Barbara County and own a property in the 1st District in downtown Santa Barbara. I am asking the county to please **limit the size of indoor and outdoor grows to one acre per property, with a minimum property size of ten acres.** We all know how important it is to the citizens of this county to preserve the rural character of our county, and unfortunately, by allowing industrialized cannabis to move in, we are wreaking havoc on the very rural character and valley views that we citizens have been lucky enough to enjoy daily and that so many thousands of tourists come to see each year. We are replacing those beautiful views with acre upon acre of cannabis grows, which are turning our once beautiful valley into a stinky mess.

I work in Santa Barbara county as a central coast wine distributor. The Santa Barbara county wine country, compared to its neighbors in Paso Robles and the famous Napa Valley, is an up and coming wine region that is gaining great traction with visitors all over the state of California. Recently I have had to answer a lot of questions about the cannabis farming that is taking over our county. These plants have a strong odor that clings to grapes and literally anything it is around. We simply cannot accept that this is the "new normal." We need to have control over this. Start driving through Carpinteria and the surrounding areas. The smell of cannabis has become extremely strong, resulting in visitors choosing to bypass our local areas and venture into SLO county and beyond. **You must institute odor abatement requirements on ALL grows, regardless of zoning.**

I have chatted to visitors who have literally walked out of tasting rooms in the Sta. Rita Hills wine country due to the strong pungent smell off Highway 246, where we have 50+ acres of cannabis under hoophouse and countless amounts of other cannabis grows nestled around these longtime planted wineries and vineyards.

When people voted to legalize cannabis, I think they were voting for small cannabis farms that were subject to lots of rules and regulations, like every other industry in Santa Barbara. We were not aware that SBC would become the least restrictive county in the state for cannabis cultivation, allowing growers to stack permits and encouraging corporate cannabis farmers to flock to SB.

The security of these massive supergrows is extremely scary and alarming. There are armed guards at many of these properties. Not exactly the welcoming rural feeling that tourists and residents alike have come to know and love. **We need to require that everyone working around or near these farms to have thorough background checks and that EVERYONE is fingerprinted with live scan.** Why would you do anything less?

These are just a few of the most pressing points that I think need to be addressed. I think there is room for cannabis (and the tax revenue it can bring in) in our County, but it **must** be better regulated. I'm asking that you add acreage caps, require odor abatement on all grows, regardless of zoning, and require live scan background checks on all employees.

Thank you,

Dean McKillen,
Santa Barbara Resident

de la Guerra, Sheila

From: Alison Laslett <Alison@sbcountywines.com>
Sent: Sunday, January 27, 2019 11:08 PM
To: sbcob
Subject: Fwd: Cannabis Ordinance

Caution: This email originated from a source outside of the County of Santa Barbara. Do not click links or open attachments unless you verify the sender and know the content is safe.

Dear Clerk,

I am forwarding a letter that came to me that is intended for the Board of Supervisors.

Will you please distribute this letter to all Supervisors in case it was accidentally sent to the wrong address?

Many thanks,

Alison

Alison Laslett
CEO | Santa Barbara Vintners

M: 310.463.0262
alison@sbcountywines.com

597 Avenue of Flags
Buellton, CA 93427

www.sbcountywines.com

From: Roland Wrinkle <rgwrinkle@gmail.com>
Date: January 27, 2019 at 9:16:53 PM PST

To: cao@co.santa-barbara.ca.us

Subject: Cannabis Ordinance

January 27th, 2019

Dear Santa Barbara County Supervisors,

I am writing in regard to the Cannabis Ordinance that will be discussed on Tuesday, January 29th at the BOS meeting.

As a resident and agricultural businessowner/ operator in Santa Barbara county, one of the main reasons I chose to live and found a thriving business in this area is the rural and bucolic character of most of the County and particularly the vicinity of Carpinteria. I have owned and operated an avocado ranch and palm tree nursery for 27 years in Carpinteria and have owned and operated, with a partner, another 50 acres growing another 5000 avocado trees on the Casitas Pass (150) corridor for the past 15 years. This corridor is famous for its flower growing. That corridor is now filled with cannabis farms, cannabis stench and armed guards.

We all know how important it is to the citizens of this county to preserve that rural character and unfortunately, by allowing industrialized cannabis to move in, we are wreaking havoc on the very rural character and valley views that we as citizens are (were) lucky enough to enjoy daily and those that tens of thousands of tourists come to see each year. We are replacing that with acre upon acre of plastic hoop houses which are housing immense cannabis grows which are also turning our once beautiful valley into a stinky mess. The Valley of Flowers has been turned into the Valley of Cannabis.

When the voters of this county voted to legalize cannabis, I feel very strongly that the overwhelming majority (including myself) were voting for small cannabis farms (as was advertised to us) and a tightly regulated industry. We were not aware that SBC would become the least restrictive county in the state for cannabis cultivation—causing a mass migration of corporate cannabis farmers to flock to our county.

This is not good government planning or policy. Others have written to explain in detail why this policy would be bad for the County and its residents and businesses. I will not repeat all of that here but concur in these common-sense protestations. Please think before you act. The future of this unsurpassingly beautiful county hangs in the balance!

It is clear to me, and hopefully to you as well, that we should limit the size of cannabis cultivation on each property to prevent supergrows and be more in line with our neighboring county regulations; and equally clear that we should require odor abatement on all cannabis cultivation so that odor does not leave the property and affect neighboring homes, businesses and properties. Thank you for listening to me and I sincerely hope you chose to do what is right for the County of Santa Barbara.

Respectfully,

Roland Wrinkle, Agricultural Owner/Operator

--

Roland Wrinkle
24244 Bella Ct.

Newhall Ca 91321
W:818-348-1717
C:818-917-6654
H:661-259-8705
rgwrinkle@gmail.com

de la Guerra, Sheila

From: susan belloni <susanbelloni@hotmail.com>
Sent: Sunday, January 27, 2019 11:50 PM
To: sbcob
Subject: RE: January 29, 2019 BOS meeting, Cannabis Ordinance

Caution: This email originated from a source outside of the County of Santa Barbara. Do not click links or open attachments unless you verify the sender and know the content is safe.

Dear Santa Barbara County Supervisors,

THANK YOU

Thank you for including the right to change the regulations in the Cannabis Ordinance; for not including its cultivation in the Right to Farm Ordinance; and for acknowledging in the Ordinance concern for young children plus sensitive populations and the potential for crime. Here is the quote from the amendment to the Right to Farm Ordinance where these adverse affects are recognized:

Given the status of cannabis as a highly regulated controlled substance, which as of the date of the ordinance amendment adding this subsection is illegal under Federal law, cannabis cultivation involves potential adverse effects that differ from the cultivation of other types of crops (**e.g., criminal activity, and impacts on children and sensitive populations**) State and County cannabis regulations include a number of development standards and permitting requirements to avoid or mitigate these adverse effects, which are not required for the cultivation of other types of crops on agricultural lands. Therefore, cannabis cultivation is excluded from the protections of this ordinance.

PLEASE EXPLAIN

I think a lot of us are trying to understand the Supervisors' motivations and rationales for accepting unlimited cannabis Ag acreage in the County, especially the Santa Ynez Valley, and letting the free market determine the outcome. The vast majority of Sta. Ynez Valley is in Ag parcels and so the potential for consequences is great. Would you be able to elaborate on your motivations as pertains to the valley and how your decisions might uphold the SYV Community Plan?

Could you also share examples at the hearing where neighbors are happy to be next door to cannabis greenhouses or open grows, odor is contained and crime is not a problem? If there are examples, what is happening to keep it that way? It would be helpful to know.

THE SYV COMMUNITY PLAN

We need to protect the SYV CP Design Overlay at minimum in order to achieve the goals for protecting our rural character which attracts tourists to visit as well as provides rural view sheds. Having cannabis odors while tourists bike down Alamo Pintado would be a detriment to the tourist industry. Having your young child ask what that skunk smell is while eating ice cream in Solvang would not help the family friendly atmosphere. Not all greenhouses have been able to control cannabis odor. Would the Amgen Tour want to ride here?

DIFFERENT KIND OF CROP

As the County acknowledges, cannabis differs from other crops due to adverse effects that other crops don't have. Crime is a very serious adverse effect and today seems the wrong time to try to minimize regulations on such a business until we have more experience with it. Trying to protect residents of the County while trying to minimize the regulations meant to protect us is at odds.

CONDITIONAL USE PERMITS

Please require CUPs for all cannabis cultivation the way it has been previously for commercial activities on Ag-1. If you have to have a Minor CUP in order to breed puppies in a kennel, you would want to require a CUP for cannabis cultivation.

There are about 1,600 Ag-1 properties in the SYV Community Plan which is 2/3rds of the total in the entire County. This is what creates the more traditional rural character we have and want to protect. Today, as the Cannabis Ordinance stands, all 1,600 or so are legible for cannabis cultivation enterprises and that does not include the eligible larger parcels.

CITY BOUNDARIES

Right now, some parts of the city limits of Buellton and Solvang are not adequately protected. Please protect the towns with a 2 mile buffer area. We simply do not know how far odor will be carried in the wind in the valley or what morning fog will do to make it worse.

PERMIT TIMING

The current permit application process is difficult to navigate for the unsuspecting neighbor. The neighbor is surprised one day and gets a notice in the mail, the only notice. They have to call the County to become an "aggrieved party" in the time before the permit is approved if they want to appeal at an unknown time later on. They have to figure out how to determine when a permit might be approved. Then, they have 10 days to make an appeal starting when the permit is approved. There's no public hearing. This really puts pressure on a neighbor who probably has no idea how the process works when they find out about it. A CUP requirement is a better alternative.

Thank you for having this hearing to consider changes to the Cannabis Ordinance. We strongly urge you to heed our suggestions, understand that the SYV is primarily zoned as Agriculture and see what other Counties have done to protect their residents.

Sincerely,

Susan Belloni
Solvang, CA

de la Guerra, Sheila

From: Katie Grassini <katie@grassinifamilyvineyards.com>
Sent: Monday, January 28, 2019 12:22 AM
To: sbcob
Subject: Letter to the BOS re: Cannabis Ordinance
Attachments: Letter to BOS Re Cannabis Ordinance.pdf

Caution: This email originated from a source outside of the County of Santa Barbara. Do not click links or open attachments unless you verify the sender and know the content is safe.

Dear Clerk,

Please distribute this letter regarding the cannabis hearing to each member of the Board of Supervisors.

Thank you,

Katie Grassini
Grassini Family Vineyards
(805) 897-3366 – tasting room

Best Santa Barbara County Winery (2018) - Santa Barbara News-Press
Best Tasting Room (2018) - Santa Barbara News-Press
Best Santa Barbara County Winery (2018) - Santa Barbara Independent
Best Urban Tasting Room (2018) - Santa Barbara Independent

GrassiniFamilyVineyards.com
[Facebook](#) * [Twitter](#) * [Instagram](#)

January 27, 2019

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

Re: Cannabis Ordinance

Dear Members of the Board of Supervisors,

I am writing this letter because I'm extremely concerned about the proliferation of enormous commercial cannabis grows in Santa Barbara County. I am a resident of Santa Barbara County, living in downtown Santa Barbara, just a few blocks off of State Street. I grew up playing on the lawn at our family's vacation home in Carpinteria, which we still own. I practiced law for several years in Los Angeles before I decided I missed the slower pace and scenic beauty of life in Santa Barbara County, and happily returned to this gorgeous town.

Today, I am proud to run my family's vineyard and winery in the Happy Canyon AVA in the Santa Ynez Valley. I love driving from my home in the 1st District, over Highway 154 to "work" in one of the most gorgeous corners of the world, in Santa Barbara's 3rd District. Our family bought 107 virgin acres in 1989 and planted 35 acres of grapes in 2002. Since then, we have worked diligently to make a name for ourselves and to promote Happy Canyon and Santa Barbara as a place that is producing world-class wines - a place that foodies and wine-lovers need to put at the top of their travel bucket lists.

As a Board Member of both Visit Santa Barbara and Hospitality Santa Barbara, I understand the importance of tourism to the economic vitality of Santa Barbara County. I am concerned that the unfettered proliferation of cannabis farms is a massive threat to tourism and the local economy if reasonable regulations aren't put into place quickly. Over the past two years, I have spoken with many people - from friends who live locally, to customers in my wine tasting room who had driven up from LA - who complained about the awful smell in Carpinteria that hit them as they'd driven by on the 101. I honestly had not thought much about it, until I found out that one of my neighbors in Happy Canyon had submitted an application to plant 32 acres of cannabis about one mile away from our winery and vineyard. That's when I realized it was time to really educate myself about what was going on in my County. Here are my largest concerns:

1. Santa Barbara Must Place Caps on the Planted Acreage per Parcel

I found the below chart comparing the commercial cannabis ordinances of nine neighboring counties to be incredibly eye-opening, and it really helped put our current situation into perspective:

Cannabis Cultivation Restrictions by Neighboring and Wine Region Counties

	Odor Control	Minimum parcel size to grow cannabis	Maximum grow size INDOOR per property	Maximum grow size OUTDOOR per property
SBC Current	Required on Ag-I; NOT required on Ag-II	Varies	None	None
Humboldt	Required on indoor, not outdoor	5-10 acres	10,000SF	10,000st - 1 acre* depending on parcel size
Mendocino	Required	Varies	10,000SF	10,000 SF
Monterey	Required		Existing greenhouses only	Prohibited
Santa Cruz		Varies	22,000SF	2 acres
SLO	Required	10 acres	22,000SF	3 state licenses = 1.5 acres
Sonoma	Required on indoor, not outdoor	10 acres	22,000 SF	1 acre
Kern	Prohibited Cannabis			
Napa	Prohibited Cannabis			
Ventura	Prohibited Cannabis			

* on sites of 320 acres or larger, for every 100 acres over, they allow 1 more acre of cannabis, up to a total of 8 acres per 1100 acre properties.

Sources:

Mendocino
Humboldt
Sonoma
Santa Cruz
Monterey
SLO

https://library.municode.com/ca/mendocino_county/codes/code_of_ordinances?nodeId=MFCOCO_TIT10AAG_CH10A_17MECACUOR
<https://humboldt.gov/DocumentCenter/View/63734/Ord-No-2599-CCLUO-inland-certified-copy-PDF>
<https://sonomacounty.ca.gov/Cannabis/Legislative-Updates/County-Ordinances/>
<http://www.counties.org/post/monterey-county-cannabis-ordinances>
http://www.counties.org/sites/main/files/file-attachments/monterey_county_-_sent_121417_-_ord_5292_12-05-17.pdf
[https://www.slocounty.ca.gov/Departments/Planning-Building/Forms-Documents/Ordinances/Inland-Land-Use-Ordinance-\(Title-22\).aspx](https://www.slocounty.ca.gov/Departments/Planning-Building/Forms-Documents/Ordinances/Inland-Land-Use-Ordinance-(Title-22).aspx)

Of all the neighboring counties, Santa Barbara is the only one with ZERO restrictions on the maximum amount of acres that can be planted on a parcel - whether indoor or outdoor. Our neighboring counties only allow an average of ONE acre to be grown outdoors. Santa Cruz allows the largest outdoor grow at TWO acres. My neighbor in Happy Canyon wants to put in THIRTY-TWO acres. Right now, there is nothing stopping him. His 32 acre grow wouldn't even be the biggest in the Valley - there are 50 and even 70 acre grows popping up all over northern SBC. The County staff constantly says that Santa Barbara's cannabis ordinance has "the most regulations in the State," but as you can see from the chart, our current regulations are empty. What's the point of regulations that do not reasonably restrict anything?

Placing a one acre limit on cannabis grows will benefit all of us (including the cannabis industry) by:

- Reducing unwelcome odors
- Attracting less crime and requiring less security, which improves our culture
- Maintaining the rural landscape for which we are known
- Supporting small cannabis growers who cannot compete with large commercial grows

I'll be honest - I voted to legalize cannabis (and the tax revenue I thought it would bring in.) I firmly believe that the folks who voted to legalize cannabis thought they were voting for small, family-owned cannabis farms that would be subject to tightly-monitored regulations - that's what I thought I was voting for! I never would have voted to allow cannabis in my County had I known the industry would have no limits. Instead of family farms, you've crafted an ordinance that encourages massive corporate cannabis farms to invade our county. We all now know what a "supergrow" is - that's NOT what anyone in Santa Barbara thought we were getting when we voted to legalize cannabis.

2. Odor Abatement Must Be Required on All Grows - Regardless of Zoning

Of the nine counties listed in the chart, almost all of them require some odor abatement on commercial cannabis farms, regardless of the zoning of the parcel...but not Santa Barbara! The SBC Planning Commission and the Agricultural Advisory Committee both recommended odor abatement on all cultivation. Further, the county's own EIR deemed the odor produced by cannabis to be a public concern and a nuisance because the odor is so persistent, intrusive and pervasive. Despite all of that, our Board of Supervisors chose to ignore the recommendations of the PC and the Ag Advisory Committee and the EIR, and opted to not to require odor abatement on AG-II land.

If my neighbor is allowed to plant 32 acres of cannabis just one mile from my winery, I have no doubt that the winds that kick up every afternoon like clockwork will carry that noxious odor right into our front door. I know of a wine tasting room that is approximately the same distance from a cannabis grow that is only eight acres ($\frac{1}{4}$ the size of what my neighbor's will be.) The smell from that 8-acre grow is strong enough to have caused a decline in visitation. I can only imagine how strong the smell from a 32-acre grow will be when it hits my property unabated. Please do not let that happen. I cannot understand why our BOS ignored the recommendations of the PC, the Ag Advisory Committee and the EIR, but you now have the chance to correct this mistake by requiring odor abatement on all commercial grows, regardless of zoning.

3. Cannabis Grows Should Require a CUP Rather than an LUP

This is just common sense, and will save time and money for everyone involved - the County, the cannabis farmer and the neighbors. Currently, with an LUP, the cannabis farmer is granted his license almost automatically. He'll go out and plant his (currently unlimited) acres of cannabis, which begins to flower. Almost immediately, his next-door neighbor starts complaining about the noxious odor (especially if this is on AG-II land where the farmer hasn't had to install any odor abatement equipment.) The neighbor's business is failing because the stench is driving their customers away. So the neighbor files a complaint with the County - that is their only recourse. The county then has to spend my hard-earned tax dollars investigating this complaint. This investigation could take months, maybe years. In the meantime, the neighbor's business continues to lose money. Eventually, the County finds for the business owner, and pulls the cannabis farmer's license. The farmer has invested a ton of money at this point, and doesn't want to rip out all his plants, so what does he do? He sues the County, and there goes more of my tax dollars down the drain. Meanwhile, who knows if the business owner can turn his failing business around at this point?

With a CUP, this entire mess is avoided completely. Rather than waiting until after all of the investments are made to start filing complaints and draining taxpayer coffers to investigate complaints, the parties can hash out their concerns before breaking ground, through a series of public comments, hearings and planning commission approval. This is a much more efficient, proactive and transparent system, and will save all parties a lot of heartache, headache, time and money... and my tax dollars can go to something much more useful.

4. The County Must Investigate and Adjudicate Affidavits

When the BOS gave legal non-conforming status to medicinal cannabis growers in January 2016, the growers had to swear that they had already been operating a state licensed medical marijuana grow of the same exact size on the same exact location. They did this by signing a sworn affidavit.

I was absolutely floored when I learned that the County has never checked these affidavits for truthfulness. A simple check on Google Earth will show that many people lied about having previously grown cannabis on their property. A high school student could check on the truthfulness of these affidavits with a laptop and a decent wifi signal. The only way the county investigates this perjury is if someone complains - thereby putting the burden of policing a multi-million dollar industry on residents and neighbors,

rather than just taking five minutes to do a Google Earth search at the outset of the permitting process.

We're taught when we are young that "Cheaters never prosper." That's exactly what the County is allowing to happen here if perjurers are able to plant massive cannabis fields where none previously existed, and then profit off of their lies.

5. Do Not Extend the Deadline for Licensing

Santa Barbara County and the cannabis growers within our county have had 15 months to apply for and issue the required permits - they do not need an additional year to get in compliance. They've already had an extension - the end of March is a reasonable deadline, and we must stick to it.

In Conclusion

I know you're just as proud to live and work in this County as I am. I don't think you intended to harm this County with the Cannabis Ordinance in its current state, but I think it's become clear that there are some very serious problems with this ordinance. Your constituents can be in favor of cannabis, but desire reasonable limitations on a new industry - that's all I'm asking for. You have the chance to fix this now, and I encourage you to do so. I'm asking you to:

- 1) Cap outdoor cannabis cultivation at one acre per parcel.
- 2) Cap indoor cannabis cultivation at ½ acre (22,000 sf) per parcel.
- 3) Require odor abatement on ALL cultivations, regardless of zoning.
- 4) Eliminate LUPs for commercial cultivation and require CUPs instead.
- 5) Adjudicate all legal non-conforming affidavits and ensure truthfulness before allowing them to get an SBC business license.
- 6) Do not delay implementation of our ordinance and extend the deadline for licensing.

Thank you for your time and efforts on this issue, and for protecting not only the wine industry, but also the tourism dollars that come into this County in search of great wines, as well as the rustic, bucolic beauty that Santa Barbara offers.

Katie Grassini

CEO - Grassini Family Vineyards

Board Member - Visit Santa Barbara & Hospitality Santa Barbara

de la Guerra, Sheila

From: Barbk <barbk77@cox.net>
Sent: Monday, January 28, 2019 12:32 AM
To: sbcob
Subject: LETTER FOR 1/29 BOS MEETING
Attachments: BOS Cannabis Comments.docx

Caution: This email originated from a source outside of the County of Santa Barbara. Do not click links or open attachments unless you verify the sender and know the content is safe.

Attached is my comment letter for the January 29th meeting, to be distributed to the Supervisors.
Thank you,
Barbara Kloos
2nd District

January 27, 2019

TO: Santa Barbara County Board of Supervisors
FROM: Barbara Kloos, 2nd District
RE: Cannabis Regulatory Amendments

Dear Supervisors,

Thank you for your consideration of the following comments addressing the Staff's suggested amendments regarding cannabis regulations. The following are the amendments suggested by the staff, immediately followed by my comments:

1. Allow cannabis testing on agricultural lands.

Ag-1 was discussed and debated at LENGTH at the many BOS hearings in 2017 and 2018, with some Supervisors advocating a BAN on AG-I altogether. If the Supervisors would like that issue opened up again, then the options should not be limited to those in the 1/29/19 Board letter. Since there was very little notice of the current hearing, other ideas, concerns and requests from the community must be considered. Until that time there should be NO CHANGES in the regulations banning testing on agricultural land.

Please support Option #3 to maintain existing regulations.

2. Increase control of cannabis operations on AG-I properties.

Please consider Option #3 to ban all cannabis cultivation on Ag1 properties. These parcels are too intertwined with residential neighborhoods in the 2nd District, and close in proximity to residential areas in the 3rd District. Banning cannabis altogether would greatly reduce the MANY serious negative impacts everyone is already experiencing.

3. Eliminate Ag employee Live Scan requirement and retain for all others.

Eliminating Live Scan for all employees opens the door for random, imported workers (many from out of the state and country) to infiltrate our neighborhoods and communities with people who we know nothing about. While it may cause documented/undocumented workers to pause before being employed by the cannabis industry, it is poor reasoning and judgment to put our own communities at risk not knowing who is living in our backyards. With an already inherent risk of crime and violence within the cannabis industry, we would be foolish to invite more of that by lessening security standards.

Option #2 – Maintain existing regulations.

4. Consider alternative storefront retail allocation methods.

There will be approx. 22 retail cannabis storefronts between Santa Barbara and Goleta (5 in Santa Barbara City, 15 in Goleta, 2 in the "Noleta" area. Cannabis consumers will have plenty of options within a 5-10 minute drive. That would hardly be considered "insufficient access".

5. Change energy plan review to CSD.

I support whatever is the most manageable for the Planning and Development Department.

6. Increase authority to reject renewal licenses.

Please support Option #1 or perhaps Option #2 (it is unclear to me what the additional language would be for denial of applications/renewals). I favor the strictest possible renewal regulations.

7. Allow generators for security lighting or security cameras.

The reasoning to allow generators to run all night must be the cannabis growers' request! No resident would want this other than the growers, and here is why they would want it:

Some growers will keep plants under 24 hours of light to allow their plants to grow as big as possible. Typically, the goal of growing weed is to have a large yield when it comes time to harvest. Light is one of the essential aspects of a grow. The light that plants get throughout their entire life cycle will have a tremendous impact on how much weed they produce, and consequently how much revenue is taken in.

The noise and light (no dark sky) would be a dreadful impact on sleep, quality of life, noise, property values, as well as draw attention to cannabis farms that would possibly attract crime rather than deter it. If growers are really concerned about security, here are some good options that would have much less impact on the environment:

- Motion sensors (existing regulation).
- Security guards with flashlights.
- Guard dogs.

I strongly urge you to vote for Option #2 – existing regulations.

PROVISIONAL LICENSES:

....existing active State temporary cannabis licenses are eligible to receive a Provisional Annual license if CEQA compliance is "underway" and all other State Annual license requirements have been met. The Board has the option to authorize the County Executive Office to provide notification to State Licensing Authorities if the applicant has a permit application accepted for processing by Planning....

The Board letter neglects several aspects of the Provisional License law:

https://static.cdfa.ca.gov/MCCP/document/FAQ%20Provisional%20Licenses%20FINAL_12.17.18.pdf

The law is based on the premise that the permittee was only able to get a temporary license in the first place because they had received a local permit (which is how most counties have complied). However, Santa Barbara County FAILED to require local approval of applications as a prerequisite for obtaining a State temporary license. As a result, **as of 1/22/2019 the CalCannabis database reveals over 2000 active licenses in Santa Barbara County. This is out of control!!** The community was assured, in 2017, that the "grandfathered" operations that claimed to have been cultivating for exclusively medicinal purposes prior to 2016, would terminate by June, 2019. Blanket authorizations were provided by CEO staff, per BOS direction, without ANY inspection, analysis or validation of the assertions in the applicants declarations. As noted in the 1/29/19 Board letter, on p. 7, Currently, **"no existing cannabis operators have obtained a local land use entitlement, a local cannabis business license and a State Annual license."**

These operations have had over a year to become compliant. They have been allowed to operate, flourish, expand and cause grave impact to the community without ANY oversight. Going forward, NO operation should be eligible to receive a Provisional license unless **Planning and Development Staff** have vetted their compliance with the elements of Article X that they asserted, AND their eligibility to

meet the requirements of current LUDC cannabis requirements. A moratorium needs to be enacted to put a hold on extending the timeframe for applications.

NOTICING:

The issue of noticing is horribly inadequate for the harsh impacts the cannabis industry has on nearby residents. This must be fixed. Everyone within a one-mile radius must be notified of a potential license application so they have an opportunity to appeal the license if there is good cause. Not noticing the people who will be most impacted favors the cannabis industry and puts the community at risk. Please increase this immediately.

Finally, please provide “caps” on licenses, acreage and/or square footage. We do not want to be the Cannabis Capital of the World**. **We are imploring the Board of Supervisors to stop, take a pause, and begin strict enforcement and investigation of existing licenses.** Begin open, transparent processes in every district, widely noticed, limit the role of the CEO’s office, and have land use experts or public safety personnel be in charge of managing and overseeing cannabis in our communities.

Thank you for your time to make better communities and keep Santa Barbara County a beautiful place for all.

** Sept, 2018 – *Lompoc Record* Newspaper

At the county meeting with growers last week, Bozanich said he was recently asked in an interview what his vision is for cannabis in Santa Barbara County. “I said, ‘world domination,’” Bozanich joked, adding that the comment was off the record because “some people would take it the wrong way.”

Speaking seriously, Bozanich said, “I’m most interested in seeing it done well, not being done poorly. And we should derive some benefit from that. ... If someone makes some money on that, yay.”

(Ironically, Bozanich’s vision may be “done well” in terms of being lucrative for the cannabis industry, but certainly not for the long established residents who will be forced to live with this already highly flawed plan for years to come.)

https://lompocrecord.com/news/local/could-santa-barbara-county-regions-become-status-symbols-in-cannabis/article_a109f00b-493c-579d-abd4-7ec84741a61d.html

de la Guerra, Sheila

From: David Kloos <dkloos@cox.net>
Sent: Monday, January 28, 2019 12:37 AM
To: sbcob
Cc: Miyasato, Mona
Subject: Comments for 1/29/19 BOS Meeting
Attachments: Comments for 29Jan19 BOS Meeting.docx

Caution: This email originated from a source outside of the County of Santa Barbara. Do not click links or open attachments unless you verify the sender and know the content is safe.

Attached are my comments for the BOS meeting this Tuesday, the 29th.

Thank you,

David Kloos, 2nd District

January 27, 2019

Dear County Supervisors,

Over the past year, as a long-time resident of the Eastern Goleta Valley, I have been watching with growing concern, the manner in which the introduction of the cannabis industry into SB County is being handled by County Staff and seemingly endorsed by a majority of the Supervisors.

In a word, policies and decisions are moving forward way too fast, at too large of a scale, with heavy favoritism toward everything cannabis, while the residents and communities who will be impacted the most and forced to live with the long term consequences, are being largely ignored. There is a noticeable absence of the normal, steady hand of Planning & Development leading these important Land Use issues in the familiar, prescribed way.

Specifically:

- What's the hurry? This is a new type of industry for CA with many critical issues that should be thoroughly studied, discussed, and carefully planned with residents before roll-out: quantity and zoning of Ag land being allocated for cannabis growth, proximity of stinky pot crops to people's homes - greatly affecting their quality of life, increase of illegal activity and crime surrounding the pot industry, influx of a large, new pot-endorsing population, foreign to mainstream SB County's history and character.
- Why such an oversized vision? Over 2000 un-vetted, temporary licenses already issued sounds reckless, not like responsible, planned management. What happened to incremental growth and learning along the way? Who is pushing the notion that SB County wants or needs to be the new pot capital of America? Do you think this is the dream of the long-term residents that you serve and represent? Why aren't there modest caps on acreage and production, until we have a chance to see the effects on our established communities, schools, and existing businesses? Is that not of primary importance to you as the responsible planning agency for tens of thousands of your constituents? Is our established quality of life at the forefront of your concerns ... or have huge new revenues become the main focus of interest? In all the gold-rush excitement, citizen's fundamental rights are being overlooked and lost. This is not right and needs to be quickly reversed so the public's confidence can be restored.
- Where is P&D? At its core, this proposed, somewhat frenzied migration of the cannabis industry into our established semi-rural, communities is just another Land Use issue. Over past years, projects like this are aptly handled by the County's planners, who possess a wealth of experience in the appropriate development and use of our limited land and other resources. From zoning to EIRs to traffic concerns to population impact to historical preservation, P&D has learned to find a successful balance between growth and preserving the character of established communities. Why does it seem that the County's curious decision to replace the proven, established leadership of P&D and their processes with that of a single individual with a strong bias for the pot industry, may not be in the best interest of our communities. Besides not being intimately familiar with how local Land Use issues are worked out here, the net result of this change in leadership is that hundreds of local residents who have been interacting with the County over this issue, almost uniformly, feel disregarded and sidelined. This is not the norm for this area, and it does not seem like we are heading towards a mutually acceptable outcome.

Along with many in our community, I would appreciate some immediate rectifying of this current state of affairs. Slow down, let the community be actively involved, and rely on the processes that have produced positive results for us many times in the past.

Sincerely,

David Kloos
2nd District

de la Guerra, Sheila

From: Chuck DalPozzo <cdalpozzo@yahoo.com>
Sent: Monday, January 28, 2019 5:00 AM
To: Williams, Das; Hart, Gregg; Hartmann, Joan; Adam, Peter; Lavagnino, Steve; sbcob
Cc: Miyasato, Mona; concernedcarpinterians@gmail.com
Subject: Cannabis problems

Caution: This email originated from a source outside of the County of Santa Barbara. Do not click links or open attachments unless you verify the sender and know the content is safe.

Dear Board of Supervisors,

Cannabis growers in Santa Barbara County have been given more than enough time to apply for the necessary permits. Those who haven't applied for a Conditional Use Permit by June 15th should be shut down. Most of the cannabis structures in Carpinteria were built years ago and are considered by Planning and Development to be "legal, non conforming." Many of these structures are not fully enclosed making it impossible to contain odors. Some are within nine feet of adjoining property lines. Others, because of their location are magnets for robberies as we have experienced. Neighbors in some cases have been forced to spend tens of thousands of dollars to protect their property from being transversed by cannabis thieves. Permitting cannabis facilities near schools and next door to residences, parks, etc. was a huge error in judgment and now there is a proposal to allow testing facilities on property zones for agriculture, thus doubling down on the previous mistake.

Many of us living at ground zero of this debacle feel that we are nothing more than collateral damage, as our elected representatives, county officials, and growers work together to turn the Carpinteria Valley into one great big beautiful cannabis paradise.

Sincerely,

Chuck DalPozzo

Carpinteria

de la Guerra, Sheila

From: Corinne M <777cmm777@gmail.com>
Sent: Monday, January 28, 2019 6:20 AM
To: sbcob
Subject: Letter regarding cannabis grow in Santa Barbara County-please distribute to the Board of Supervisors

Caution: This email originated from a source outside of the County of Santa Barbara. Do not click links or open attachments unless you verify the sender and know the content is safe.

Board of Supervisors

This letter is to urge you to consider stronger restrictions on the cannabis grow plants in Santa Barbara County. One of the big conversations in Santa Barbara in the past years is that State Street has become a main attraction for dive bars, unattractive retailers and chain restaurants. The main street in our town represents something entirely different from what Santa Barbara has to offer-beautiful landscapes, peaceful communities and clean streets.

If Santa Barbara County doesn't place more strict regulations on the size of cannabis grow plants and how many acres they can take over of our beautiful landscape, the county will be overrun with an industry that doesn't represent who we are as a town. Being known as the largest area in California (larger than Humboldt County!) to issue cannabis cultivation licenses is not what we want Santa Barbara to be known for.

If the cannabis industry continues to grow in Santa Barbara County the way that it has been allowed to, then the current state of our main street WILL represent what Santa Barbara has to offer. We will see Santa Barbara branded merchandise like the t shirt I attached below. If you want don't want our beautiful Santa Barbara to head in that direction, then I urge you to take this seriously and place strict regulations on these grow plants.

Thank you for your time,

Corinne Mathern
(323) 394-3731



de la Guerra, Sheila

From: Karin Roser <scouty@wildblue.net>
Sent: Monday, January 28, 2019 7:05 AM
To: sbcob
Cc: 'Jane'
Subject: CannabisRegulations BOSJanuary 27.doc

Caution: This email originated from a source outside of the County of Santa Barbara. Do not click links or open attachments unless you verify the sender and know the content is safe.

Please include this letter in the Cannabis Regulations Amendments packet for all members of the Board of Supervisors.

Thank You
Karin Roser
1885 Edison St.
Santa Ynez, Ca.

January 27, 2019

RE: Cannabis Regulatory Amendments

Members of the Board of Supervisors

This letter is being written to strongly urge you to adopt Option #3 Ban cultivation on AG-1 Properties. This is the most reasonable option in the Controlling cannabis operations on AG-1 Properties amendment opportunities (#2). I am making this request based on the very personal experience of having a mixed-light grow on an AG-1 property behind my home with the prevailing wind bringing that skunk-like odor directly to our property.

We have been living with this very offensive odor for nearly a year. At times it is overpowering and this cannabis grow has clearly negatively impacted our quality of life and the ability to enjoy our property and our lifestyle. It has been so bad that on some very hot days we have had to close all of our windows to keep the odor from permeating the house. This odor is routinely noted by friends who visit, family who have come to spend a few days with us, people coming to work on our property from the person who shoes our horses every few weeks to the painter who spent a week on our property and many others in between. Many of our neighbors are also experiencing the truly life-changing impact of this grow. One of them is also noting headaches they believe are related to the grow. Another is convinced that they lost a sale of their property because of the distinct and powerful odor.

With property sizes of 10 acres or less, what you do impacts your neighbors. None of the odor abatement measures this grow has put in place have been effective and with the age of the greenhouses being used and their lack of airtightness, I doubt that any could be. Allowing cannabis cultivation on AG-1 properties is allowing one person to impact the quality of life, the property values, and quite possibly the health of all of the surrounding properties. This should not be allowed to continue and Option #3 of the Controlling cannabis

operations on Ag-1 properties should be adopted. It is difficult to convey, in words, just how much this cannabis grow has changed our quality of life in the Santa Ynez Valley. Please protect our right to enjoy our property

Thank you for your consideration in this matter.

Sincerely,

Karin Roser
Jane Overbaugh
1885 Edison St
Santa Ynez, CA.

de la Guerra, Sheila

From: Armand de Maigret <Armand@Jonata.com>
Sent: Monday, January 28, 2019 7:07 AM
To: sbcob
Subject: Cannabis in Sta Rita Hills - Threat to the wine industry
Attachments: Letter Signed 1 28 19.PDF

Caution: This email originated from a source outside of the County of Santa Barbara. Do not click links or open attachments unless you verify the sender and know the content is safe.

Hello,
Please see attached. Would it be possible for the letter to be distributed to all board members?
Thanks,
Armand

Armand de Maigret
Estate Manager
JONATA www.jonata.com
THE HILT www.thehiltwines.com
THE PARING www.theparang.com
Cell: +1 707 738 1788



To Whom It May Concern:

I am writing to you on behalf of The Hilt Estate in the Sta. Rita Hills Valley to request the prohibition of industrial cannabis farming in Santa Barbara County. Allowing industrial cannabis farming will have a significant negative impact on local wine businesses – businesses that have worked for years to help establish a healthy local economy based on wine tourism.

Industrial cannabis farming represents a direct threat to The Hilt's grape-growing operations. During the growing season, the strong smell of cannabis plants could negatively impact the taste of nearby grapes, as grape skins are very sensitive to their environment. Not only that, but the smell can also be a deterrent to visitors, which would not only negatively impact The Hilt, but the local economy as a whole. The Hilt is currently investing tens of millions of dollars into a new winery and tasting room in Santa Rita Hills.

The Hilt has invested heavily in Santa Barbara County and provides long-term jobs to its residents. The industrial cannabis farming industry represents a threat to The Hilt and other businesses like it, and could have lasting negative effects on the local economy. Napa County has selected to put heavy restrictions on the development of the cannabis industry for a good reason – to protect the wine industry, the local resources and the pristine condition of the Napa Valley. The Hilt requests that Santa Barbara County take the same approach.

Sincerely,

Armand de Maigret
General Manager
Salsipuedes Real Estate, LLC
2240 Santa Rosa Road
Lompoc, CA

The Hilt Estate
Radian Vineyard
Bentrock Vineyard
Puerta del Mar Vineyard

2240 Santa Rosa Road
Lompoc, CA 93436
805 456 0292

de la Guerra, Sheila

From: Peter Lapidus <peter@lapidusconstruction.com>
Sent: Monday, January 28, 2019 7:28 AM
To: Williams, Das; Hart, Gregg; Hartmann, Joan; Adam, Peter; Lavagnino, Steve; sbcob; Miyasato, Mona; concernedcarpinterians@gmail.com
Subject: Cannabis negative impacts
Attachments: 1-28-19 Cannabis Impacts.pdf

Caution: This email originated from a source outside of the County of Santa Barbara. Do not click links or open attachments unless you verify the sender and know the content is safe.

Santa Barbara Board of Supervisors

Please see below letter regarding the horrific impacts bestowed on our community. It is time to cut the cord with the growers and look out for the citizens of this community. We have connected the dots. We know who has been disingenuous, cut back room deals, colluded with the growers & sold out their community.

Sincerely Peter Lapidus

--

Peter Lapidus Construction, Inc.
P.O. Box 1262
Carpinteria, CA 93014
Office: 805-745-1447
Mobile: 805-280-2186

TO: dwilliams@countyofsb.org, ghart@countyofsb.org, jhartmann@countyofsb.org, peter.adam@countyofsb.org,
steve.lavagnino@countyofsb.org, sbcob@co.santa-barbara.ca.us
CC: mmiyasato@countyofsb.org, concernedcarpinterians@gmail.com
SUBJECT: Gravely Concerned about Commercial Cannabis

Board of Supervisors,

I live in Carpinteria Valley and would like to express my views on commercial cannabis in advance of the Board of Supervisors Meeting on 1/29.

Carpinteria Valley has been sold down the river. The foxes are running the henhouse. We see very little daylight between the cannabis lobby/growers, our Board of Supervisors (notably the Supervisor for the 1st District, Das Williams), and Dennis Bozanich (Cannabis Czar who behaves more like a cannabis salesman than a neutral arbiter). We will be making FOIA requests to understand how much money each of you has taken from the cannabis industry for your campaigns and how much you have personally benefitted from the cannabis industry.

WE NEED A FAIR PROCESS:

--The Board of Supervisors and county are not following a neutral process when it comes to cannabis. They are using a very different process than they have used for review of other land-use related matters, such as the past winery regulations and short term rentals analysis. These other regulations all came through Planning & Development first, with proper environmental reviews every step of the way and sufficient opportunity for public comment.

--For cannabis regulations, the original ordinance was created behind closed doors in an unprecedented "ad hoc committee" with extensive cannabis industry vetting, to the exclusion of community members. This has resulted in multiple incompatible and unacceptable impacts to the communities throughout the county.

--The licensing process has been handled very poorly to date. Blanket authorizations were issued by County CEO staff without any inspection, analysis or validation of the assertions in the applicant declarations. This has subjected us residents to significant negative impacts (bad air quality/horrific odor, noise, crime, diminished property values), all without sufficient regulation or the county being able/willing to adequately enforce. Why should we residents suffer as the county keeps providing flexibility and extensions to the growers?

--All issues related to permitting and inspection should be managed/overseen by the experts in Planning and Development. Land use experts and public safety personnel (the experts) should be in charge, NOT the CEO Office. We want the county to follow the same process followed for past reviews (eg for the wineries and STRs).

WHAT WE WANT:

- We want a full scale independent review and revision of commercial cannabis regulations in Santa Barbara County, following the proper process and involving intensive public comment and dialogue and a seat at the table for citizen groups, as well as full CEQA review.
- We demand that the county make commercial cannabis subject to the same process as any other land use issue. It should go through the process outlined in the government code for land use ordinances, allowing the Planning Commission to be the vehicle to vet any changes and engage public input.
- IMMEDIATE MORATORIUM ON LICENSES: While this review is occurring, we demand a complete and total halt to all new cannabis licenses or authorizations of any nature in Santa Barbara County until a thorough and independent review of existing licenses and the procedures for granting licenses occurs. Right now, the county is not protecting public health, safety and welfare, and is not minimizing impacts to the community and the environment.
- A Conditional Use Permit (CUP) should be required for ALL COMMERCIAL CANNABIS ACTIVITIES in all zones. This will give more transparency, an increased voice to community members, and allow appeals.
- The county needs to enforce shutdown of "grandfathered operations" in June 2019 as promised.

OUR PROPERTY VALUES HAVE SUFFERED AND WE ARE APPLYING FOR TAX RELIEF

Our property values have fallen due to the commercial cannabis impacts (odor/air quality, traffic, crime, etc). As a result, we are going to apply for property tax reassessments. We believe the county should own the total Profit & Loss from its commercial cannabis regulations - both the tax dollars it brings in, as well as damage it has done to our property values.

ENFORCE STRICT COMPLIANCE RE IMPACTS - ODOR/AIR QUALITY, NOISE, NIGHT LIGHTING, CRIME:

When we complain about commercial cannabis impacts, we and fellow residents are told to be patient and wait for repeatedly-extended license deadlines, and the growers are allowed to meanwhile continue. We hope the Board of Supervisors will represent the 300k residents of Santa Barbara County, not just the growers, in aggressively enforcing and shutting down operations violating the regulations. This means NO SMELL emanating past grower property lines. NO NIGHT LIGHTING. NO NOISE PAST SET LIMITS. The county needs to significantly increase

enforcement powers and actions. They need to issue stop orders and shut bad operators down, not just issue fines. We residents should not suffer on account of bad actors.

Greenhouses in Carpinteria Valley vent and open from their roofs and are not closed-loop systems, such that the odor masking around the perimeter is NOT likely to contain the smell emanating from the top and wafting across our valley. We want full air filtration to be required to ensure no odors escape without being treated.

NO commercial cannabis activities should be located within 2 miles of schools, day care centers, youth centers, parks or residential areas, including cities, townships, EDRNs. Residents are sensitive receptors!

NO ONSITE TESTING LABS ON AG PROPERTIES, NO GENERATORS

On-site testing labs on agricultural properties is NOT an acceptable agricultural use. It is industrial, given the volatile chemicals involved. Generators for security systems and lighting are unacceptable, industrial applications and will cause significant noise impacts for neighbors. CEQA environmental review needs to happen for these proposals.

Classify all Cannabis not grown in a closed sealed building with filters designed & tested to remove 100% of the odor/ allergens as outdoor grows. Greenhouses vent to the outside to control temperature & humidity. No amount of odoriser will contain the pollutants 100%. In addition the general public has to breath the deodorizer which has not been tested and also wipes pleasant smells we enjoy. In addition greenhouses are not secure as they are built out of thin plastic. Thieves have easy access to the plants.

Sincerely Peter Lapidus

de la Guerra, Sheila

From: Debi Lee <imdlw@aol.com>
Sent: Monday, January 28, 2019 7:55 AM
To: sbcob
Subject: Cannabis Land Use Ordinance - Odor abatement required on AG II land (40 acres or more).

Caution: This email originated from a source outside of the County of Santa Barbara. Do not click links or open attachments unless you verify the sender and know the content is safe.

I am unable to attend the Board of Supervisors meeting tomorrow at 1:30. I live in Rancho de Maria just downwind from Santa Rosa Road. I attended a meeting at Bethania Church in Solvang and was shocked to learn that there is no no Odor Abatement required on AG II land. I have friends in Los Alamos and Carpinteria who suffer greatly from the skunk type stench. Already I smell that sickening odor in my neighborhood and in my home. Growers say it is only during a couple weeks of harvest but the smell is always present. I am sending this email to urge a vote for tougher odor abatement regulation of cannabis activities so existing communities and families are well protected. That is the job of our Supervisors. The growers should be required to be good neighbors!!!

Debi Lee Winterhalder
43 Six Flags Circle Buellton
619-733-5931 cell
Sent from my iPhone

de la Guerra, Sheila

From: Kenneth L. Kraus <KKraus@loeb.com>
Sent: Monday, January 28, 2019 7:55 AM
To: Williams, Das; Hart, Gregg; Hartmann, Joan; Adam, Peter; Lavagnino, Steve; sbcob; Miyasato, Mona
Cc: concernedcarpinterians@gmail.com
Subject: CARPINTERIA
Attachments: Form-Of Email to Board of Supervisors.docx; ATT00001.htm

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Board of Supervisors,

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ENFORCE STRICT COMPLIANCE RE IMPACTS - ODOR/AIR QUALITY, NOISE, NIGHT LIGHTING, CRIME:

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Thank you

CONFIDENTIALITY NOTICE: This e-mail transmission, and any documents, files or previous e-mail messages attached to it may contain confidential information that is legally privileged. If you are not the intended recipient, or a person responsible for delivering it to the intended recipient, you are hereby notified that any disclosure, copying, distribution or use of any of the information contained in or attached to this transmission is STRICTLY PROHIBITED. If you have received this transmission in error, please immediately notify the sender. Please destroy the original transmission and its attachments without making any copies, in any manner. Thank you. Local @ Local LLP

TO: dwilliams@countyofsb.org, ghart@countyofsb.org, jhartmann@countyofsb.org, peter.adam@countyofsb.org,
steve.lavagnino@countyofsb.org, sbcob@co.santa-barbara.ca.us
CC: mmiyasato@countyofsb.org, concernedcarpinterians@gmail.com
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Thank you

de la Guerra, Sheila

From: Patty <capecod927@hotmail.com>
Sent: Monday, January 28, 2019 7:58 AM
To: Williams, Das; Hart, Gregg; Hartmann, Joan; Adam, Peter; Lavagnino, Steve; sbcob
Cc: Miyasato, Mona; concernedcarpinterians@gmail.com
Subject: Concerned about Commercial Cannabis in Carpinteria :Valley

Caution: This email originated from a source outside of the County of Santa Barbara. Do not click links or open attachments unless you verify the sender and know the content is safe.

Board of Supervisors,

We live in Carpinteria Valley and would like to express my views on commercial cannabis in advance of the Board of Supervisors Meeting on 1/29.

Our quality of life has been negatively impacted by the industrial production of cannabis in the unincorporated area just adjacent to our home in Carpinteria. This has come without the residents having a voice in the process. That has to stop.

WE NEED A FAIR PROCESS:

--The Board of Supervisors and county are not following a neutral process when it comes to cannabis. They are using a very different process than they have used for review of other land-use related matters, such as the past winery regulations and short term rentals analysis. These other regulations all came through Planning & Development first, with proper environmental reviews every step of the way and sufficient opportunity for public comment.

--For cannabis regulations, the original ordinance was created behind closed doors in an unprecedented "ad hoc committee" with extensive cannabis industry vetting, to the exclusion of community members. This has resulted in multiple incompatible and unacceptable impacts to the communities throughout the county.

--The licensing process has been handled very poorly to date. Blanket authorizations were issued by County CEO staff without any inspection, analysis or validation of the assertions in the applicant declarations. This has subjected us residents to significant negative impacts (bad air quality/horrific odor, noise, crime, diminished property values), all without sufficient regulation or the county being able/willing to adequately enforce. Why should we residents suffer as the county keeps providing flexibility and extensions to the growers?

--All issues related to permitting and inspection should be managed/overseen by the experts in Planning and Development. Land use experts and public safety personnel (the experts) should be in charge, NOT the CEO Office. We want the county to follow the same process followed for past reviews (eg for the wineries and STRs).

WHAT WE WANT:

- We want a full scale independent review and revision of commercial cannabis regulations in Santa Barbara County, following the proper process and involving intensive public comment and dialogue and a seat at the table for citizen groups, as well as full CEQA review.
- We demand that the county make commercial cannabis subject to the same process as any other land use issue. It should go through the process outlined in the government code for land use ordinances, allowing the Planning Commission to be the vehicle to vet any changes and engage public input.
- IMMEDIATE MORATORIUM ON LICENSES: While this review is occurring, we demand a complete and total halt to all new cannabis licenses or authorizations of any nature in Santa Barbara County until a thorough and independent review of existing licenses and the procedures for granting licenses occurs. Right now, the county is not protecting public health, safety and welfare, and is not minimizing impacts to the community and the environment.

- A Conditional Use Permit (CUP) should be required for ALL COMMERCIAL CANNABIS ACTIVITIES in all zones. This will give more transparency, an increased voice to community members, and allow appeals.
- The county needs to enforce shutdown of “grandfathered operations” in June 2019 as promised.

OUR PROPERTY VALUES HAVE SUFFERED AND WE ARE APPLYING FOR TAX RELIEF

Our property values have fallen due to the commercial cannabis impacts (odor/air quality, traffic, crime, etc). As a result, we are going to apply for property tax reassessments. We believe the county should own the total Profit & Loss from its commercial cannabis regulations - both the tax dollars it brings in, as well as damage it has done to our property values.

ENFORCE STRICT COMPLIANCE RE IMPACTS - ODOR/AIR QUALITY, NOISE, NIGHT LIGHTING, CRIME:

When we complain about commercial cannabis impacts, we and fellow residents are told to be patient and wait for repeatedly-extended license deadlines, and the growers are allowed to meanwhile continue. We hope the Board of Supervisors will represent the 300k residents of Santa Barbara County, not just the growers, in aggressively enforcing and shutting down operations violating the regulations. This means NO SMELL emanating past grower property lines. NO NIGHT LIGHTING. NO NOISE PAST SET LIMITS. The county needs to significantly increase enforcement powers and actions. They need to issue stop orders and shut bad operators down, not just issue fines. We residents should not suffer on account of bad actors.

Greenhouses in Carpinteria Valley vent and open from their roofs and are not closed-loop systems, such that the odor masking around the perimeter is NOT likely to contain the smell emanating from the top and wafting across our valley. We want full air filtration to be required to ensure no odors escape without being treated.

NO commercial cannabis activities should be located within 2 miles of schools, day care centers, youth centers, parks or residential areas, including cities, townships, EDRNs. Residents are sensitive receptors!

NO ONSITE TESTING LABS ON AG PROPERTIES, NO GENERATORS

On-site testing labs on agricultural properties is NOT an acceptable agricultural use. It is industrial, given the volatile chemicals involved. Generators for security systems and lighting are unacceptable, industrial applications and will cause significant noise impacts for neighbors. CEQA environmental review needs to happen for these proposals.

Thank you

Patricia Griffin Globa and Alexander Globa
1483 Anita St.
Carpinteria

de la Guerra, Sheila

From: S G <sasha477m@gmail.com>
Sent: Monday, January 28, 2019 8:03 AM
To: Williams, Das; Hart, Gregg; Hartmann, Joan; Adam, Peter; Lavagnino, Steve; sbcob
Cc: Miyasato, Mona; concernedcarpinterians@gmail.com
Subject: Save Carpinteria, Please

Caution: This email originated from a source outside of the County of Santa Barbara. Do not click links or open attachments unless you verify the sender and know the content is safe.

Board of Supervisors,

I live in Carpinteria Valley and would like to express my views on commercial cannabis in advance of the Board of Supervisors Meeting on 1/29.

Carpinteria Valley has been sold down the river. The foxes are running the henhouse. We see very little daylight between the cannabis lobby/growers, our Board of Supervisors (notably the Supervisor for the 1st District, Das Williams), and Dennis Bozanich (Cannabis Czar who behaves more like a cannabis salesman than a neutral arbiter). We will be making FOIA requests to understand how much money each of you has taken from the cannabis industry for your campaigns and how much you have personally benefitted from the cannabis industry.

WE NEED A FAIR PROCESS:

--The Board of Supervisors and county are not following a neutral process when it comes to cannabis. They are using a very different process than they have used for review of other land-use related matters, such as the past winery regulations and short term rentals analysis. These other regulations all came through Planning & Development first, with proper environmental reviews every step of the way and sufficient opportunity for public comment.

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WHAT WE WANT:

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not protecting public health, safety and welfare, and is not minimizing impacts to the community and the environment.

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- The county needs to enforce shutdown of “grandfathered operations” in June 2019 as promised.

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On-site testing labs on agricultural properties is NOT an acceptable agricultural use. It is industrial, given the volatile chemicals involved. Generators for security systems and lighting are unacceptable, industrial applications and will cause significant noise impacts for neighbors. CEQA environmental review needs to happen for these proposals.

Thank you Sasha Globa

de la Guerra, Sheila

From: Sharyne Merritt <sbcountyneighbors@gmail.com>
Sent: Monday, January 28, 2019 8:14 AM
To: Lenzi, Chelsea
Subject: Letter to Supervisors for BoS meeting Jan 29 2019
Attachments: Comment from 84 residents Agenda item 1 Cannabis Jan 29 2019.docx

Caution: This email originated from a source outside of the County of Santa Barbara. Do not click links or open attachments unless you verify the sender and know the content is safe.

Attached is a letter signed by 84 residents of Santa Barbara County regarding Agenda item 1 Consider recommendations regarding options for Cannabis Regulatory Amendments

Please send this to all Supervisors so they can review it before the meeting.

If you are not able to get it to the Supervisors today, please let me know.

Thank you,
Sharyne Merritt

January 27, 2019

Dear Santa Barbara County Supervisors:

We are writing in regard to the Cannabis Ordinance that will be discussed January 29, 2019.

Santa Barbara County is valued by its residents and visitors alike for its quality of life, communities, and spectacular landscape. These assets need to be protected as does the economic vitality they bring to our County.

- (1) There are five very specific and important areas for regulation we feel need to be implemented in order for the cannabis industry to co-exist peacefully with those of us who live in Santa Barbara County.
- (2) Specific options among the Staff's Possible Amendments should be implemented

NEEDED REGULATIONS

1. Land use

- Conditional Use Permit (CUP) must be required for **ALL** cannabis activities — cultivation, nursery, micro-business, distribution, manufacture, testing — in **ALL** zones.
- **NO** cannabis activity on AG-1 properties of 20 acres or less.
- Notice for applications for all cannabis activities must be sent to all property owners within **two miles** of the application location and to all property owners within an EDRN.
- **NO** cannabis activities may be located within **two miles** of schools, day care centers, youth centers, senior facilities, parks, residential areas, cities, townships, EDRNs.

2. Size limitations

- There must be size limits (caps) on cannabis grows within Santa Barbara County to protect our environment, quality of life, and tourism. Limit **indoor grows to 22,000** square feet; limit **outdoor grows to 1 acre per APN**.

3. Water

- No cannabis permits of any kind should be issued in watersheds deemed by the state to be high risk. Prohibit transportation and importation of water from an outside source. Consider aquifer status, impact on region-wide riparian water rights, impact on private wells when evaluating applications.

4. Odor abatement

- Change LUDC C6 to require odor abatement in AG-II as well as AG-I (indoor and outdoor) and prohibit odors from being experienced outside the parcel whether residential or non-residential.

5. Enforcement

- There must be increased enforcement of the cannabis industry.
- Santa Barbara County must create a means for tracking acreage of cannabis grown in the county and NOT rely solely on state licenses.
- Enforcement priorities must be on all fronts simultaneously in addition those that are complaint driven. This includes **prompt** shutting down of all operations not in compliance with the law (including expired temporary license holders, invalid licenses, as well as new operators without a Provisional Annual license, a local land use entitlement, and a local cannabis business license). If funds generated by the cannabis tax do not cover enforcement needs, the County must find funds elsewhere.
- Complaints must be allowed to state "in the vicinity of . . ." and NOT require an APN or physical address; approximate location needs to be sufficient. Complainants must not be required to provide 'evidence' of violations.

POSSIBLE AMENDMENTS

1 Cannabis testing on agricultural lands

- No cannabis testing on AG-I or AG-II. Testing only on industrial zoned parcels.

2. Controlling cannabis operations on ag-1 properties adjoining rural/urban lines

- We support Option #3 — ban cultivation on AG-I properties in the LUDC.

3. Live Scan

- No consensus

4. Consider alternative methods for allocating storefront retail

- We support Option #1 with *Request for Proposal*-type application process

5. Change energy plan review to csd

- We support Option #1 — Amend County Code § 50-10 to specify the Sustainability Division in the Community Services Department

6 Increase authority to reject renewals

- We support Option #1 — Amend county Code § 50-17 to state, “Any application for a cannabis license shall be denied ...”.

7 Generators for security lighting and/or security cameras

- **Prohibit** generators for lighting and/or cameras. Generators are environmentally unsustainable, noisy, and will produce light all night. This will disturb neighbors and flora/fauna – remember many grows are located near water sources as is native habitat. Allow **ONLY motion-activated** solar-powered battery lighting and cameras. They may **NOT** be on all night – **ONLY** when motion is detected. Lights must be fully shielded, focused downward, and turn off within two minutes.

Thank you for your consideration

Signed in alphabetical order on next page

- 1 Penelope Allen
Shepherd Mesa
Carpinteria
- 2 Donna Anderegg
Mail Rd
Lompoc
- 3 Wesley Anderegg
Mail Rd
Lompoc
- 4 Chris Beebe
Solvang
- 5 Tim Bennett
Tepusquet Canyon
- 6 Valerie Malhortra Bentz, Ph.D.
Fielding Graduate University
- 7 Larry Bishop
Buellton
- 8 Peggy Brierton
Buellton
- 9 Reed Brewer
Tepusquet Canyon
- 10 Theresa Brewer
Tepusquet Canyon
- 11 Anna Carrillo
Carpinteria
- 12 Jeff Chaney
Santa Ynez Valley
- 13 Sara Chaney
Santa Ynez Valley
- 14 Debi Clark
Carpinteria
- 15 Larry Clark
Carpinteria
- 16 Lil Clary

- Tepusquet
- 17 W. Parke Cole
Carpinteria
- 18 Jonathan Crump
Tepusquet Canyon
- 19 Jan Davidson
Santos Rd
Buellton
- 20 Joan Davidson
Santa Ynez
- 21 Margaret I. Day
Santa Barbara
- 22 Chuck DalPozzo
Carpinteria
- 23 Steve Dixon
Edison St
Santa Ynez
- 24 Jordan Dorian
Drum Canyon
Lompoc
- 25 Dr. Ed Edalatpour
Santa Rosa Rd
Buellton
- 26 Mary Jane Edalatpour
Santa Rosa Rd
Buellton
- 27 Stephen Ericson
Lompoc
- 28 Rebecca Estrada
Santa Barbara
- 29 Connie Ferrer
Carpinteria
- 30 Carolyn Godlis
Bobcat Springs Rd
Buellton

- 31 Lloyd Godlis
Bobcat Springs Rd
Buellton
- 32 Penny Hannon
Casitas Pass Rd
Carpinteria
- 33 Susan Harris
Rincon Point
Carpinteria
- 34 Gail Herson
Carpinteria
- 35 Dorothy Jardin
Los Olivos
- 36 Barbara Kloos
Noleta
- 37 Sandy Kuttler
- 38 David Lafond
Santa Rosa Rd
Buellton
- 39 Kim Lafond
Santa Rosa Rd
Buellton
- 40 Jennifer Makpeace
Tepusquet Canyon
- 41 Susan Maiheu
Concha Loma
Carpinteria
- 42 Susana McGinnis
Carpinteria
- 43 Doug McGinnis
Carpinteria
- 44 Sharyne Merritt
Santa Rosa Rd
Buellton

- 45 Elena De Meyer
Carpinteria
- 46 Gene Miller
Casitas Pass Rd
Carpinteria
- 47 Julie Mock
Lompoc
- 48 Alyssa Moffitt
Tepusquet Canyon
- 49 Barak Moffitt
Tepusquet Canyon
- 50 Bobbie Offen
La Mirada Estates
Carpinteria
- 51 Ruth O'Neill
- 52 Renee O'Neill
Tepusquet Canyon
- 53 Laura O'Reilly
Tepusquet
- 54 Rory O'Reilly
Tepusquet
- 55 Jane Overbaugh
Edison St
Santa Ynez
- 56 John Patterson
Santa Rosa Rd
Buellton
- 57 Nikki Patterson
Santa Rosa Rd
Buellton
- 58 Karen Roser
Edison St
Santa Ynez
- 59 Patricia Saragosa
Carpinteria

- 60 Zave Saragosa
Carpinteria
- 61 John Schnittker
Santa Ynez
- 62 Rob Salomon
Carpinteria
- 63 Sharon Salomon
Carpinteria
- 64 Rob Salomon
Carpinteria
- 65 Patricia Saragosa
Carpinteria
- 66 Zave Saragosa
Carpinteria
- 67 Carlos Spencer
Santa Ynez
- 68 Dottie Spencer
Santa Ynez
- 69 Judith M. Stauffer
Cougar Ridge Road
Buellton
- 70 Charles Stauffer
Solvang
- 71 Gail Steadman
Buellton
- 72 Bill Thiel
Mail Road
Lompoc
- 73 Jackie Thiele
Mail Road
Lompoc
- 74 Sarah Barbara Trigueiro
Carpinteria

- 75 Linda Tunnell
Tepusquet Canyon
- 76 Iris Valle
Lompoc
- 77 Allen Well
Shepherd Mesa
Carpinteria
- 78 Sandra Well
Shepherd Mesa
Carpinteria
- 79 Georgia Wiester
Santa Rosa Rd
Buellton
- 80 John Wiester
Santa Rosa Rd
Buellton
- 81 Ann Widdifield
Santa Ynez
- 82 Caroline Woods
Tepusquet Canyon
- 83 Ed Woods
Tepusquet Canyon
- 84 Lanny Zamora
Tepusquet

de la Guerra, Sheila

From: Michelle Sparks-Gillis <michelle@CoastalVineyardcare.com>
Sent: Monday, January 28, 2019 8:18 AM
To: sbcob
Subject: Santa Barbara Board of Supervisors ~ Public Comment on the Cannabis Ordinance

Caution: This email originated from a source outside of the County of Santa Barbara. Do not click links or open attachments unless you verify the sender and know the content is safe.

Dear Santa Barbara Board of Supervisors,

As a citizen of Santa Barbara county I am extremely concerned about the amount of hoop houses in Santa Rita Hills as well as the odor that cannabis cultivation causes.

The eyesore of plastic hoop houses all throughout the area make it look like we are in some industrial waste land and the all night lights are disruptive to both neighbors and native habitat. The odor alone should be a huge concern. I don't want to smell someone's cannabis grow!

There needs to be more regulation. We should limit the size of cannabis cultivation to prevent supergrows and be more in line with our neighboring county regulations. We should require odor abatement on all cannabis cultivation to prevent neighboring homes, businesses and properties from having to inhale the smell of cannabis.

We live in a beautiful area and I think we need to think about what we want this area to look like in the next 3 years, 5 years, 10 years. Do we really want our backyard to be filled with ugly plastic hoop houses used for cannabis growing? To smell like weed? To be a waste land of grow houses that are out of control? I think we can do better!

Kind Regards,

Michelle Sparks-Gillis
A Concerned Citizen

de la Guerra, Sheila

From: E Lind <syvhome04@yahoo.com>
Sent: Monday, January 28, 2019 8:19 AM
To: sbcob
Subject: Cannabis Land Use Ordinance

Caution: This email originated from a source outside of the County of Santa Barbara. Do not click links or open attachments unless you verify the sender and know the content is safe.

Dear Board,

I write this letter to strongly urge a tougher stance on the Cannabis Land Use Ordinance. I am all for growing in SB county, however I have problems with the way the ordinance stands now. The following are regulations that I think make sense:

- 1) There should definitely be a limit to size of indoor and outdoor grows.
- 2) All cultivation should have odor abatement regardless of size.
- 3) Prohibit any grows or processing within 2 miles of city/township and EDNR boundaries.
- 4) Water availability is a particular problem in our county, so I would like to see limiting the indoor cultivation to 22,000 per property and outdoor to 1 acre per property.

These are my biggest concerns at this time. I think it is best to start out strict and revisit regulations down the line.

Thank you for your time.

Best,

Eleanor Lind
1525 Acorn Way #E
Solvang

de la Guerra, Sheila

From: Miyasato, Mona
Sent: Monday, January 28, 2019 8:29 AM
To: sbcob
Subject: FW: Cannabis Ordinance

From: County Executive Office
Sent: Monday, January 28, 2019 8:15 AM
To: Bozanich, Dennis ; Miyasato, Mona
Subject: FW: Cannabis Ordinance

From: Roland Wrinkle <rgwrinkle@gmail.com>
Sent: Sunday, January 27, 2019 9:17 PM
To: County Executive Office <caoemail@co.santa-barbara.ca.us>
Subject: Cannabis Ordinance

Caution: This email originated from a source outside of the County of Santa Barbara. Do not click links or open attachments unless you verify the sender and know the content is safe.

January 27th, 2019

Dear Santa Barbara County Supervisors,

I am writing in regard to the Cannabis Ordinance that will be discussed on Tuesday, January 29th at the BOS meeting.

As a resident and agricultural businessowner/ operator in Santa Barbara county, one of the main reasons I chose to live and found a thriving business in this area is the rural and bucolic character of most of the County and particularly the vicinity of Carpinteria. I have owned and operated an avocado ranch and palm tree nursery for 27 years in Carpinteria and have owned and operated, with a partner, another 50 acres growing another 5000 avocado trees on the Casitas Pass (150) corridor for the past 15 years. This corridor is famous for its flower growing. That corridor is now filled with cannabis farms, cannabis stench and armed guards.

We all know how important it is to the citizens of this county to preserve that rural character and unfortunately, by allowing industrialized cannabis to move in, we are wreaking havoc on the very rural character and valley views that we as citizens are (were) lucky enough to enjoy daily and those that tens of thousands of tourists come to see each year. We are replacing that with acre upon acre of plastic hoop houses which are housing immense cannabis grows which are also turning our once beautiful valley into a stinky mess. The Valley of Flowers has been turned into the Valley of Cannabis.

When the voters of this county voted to legalize cannabis, I feel very strongly that the overwhelming majority (including myself) were voting for small cannabis farms (as was advertised to us) and a tightly regulated industry. We were not aware that SBC would become the least restrictive county in the state for cannabis cultivation—causing a mass migration of corporate cannabis farmers to flock to our county.

This is not good government planning or policy. Others have written to explain in detail why this policy would be bad for the County and its residents and businesses. I will not repeat all of that here but concur in these common-sense protestations. Please think before you act. The future of this unsurpassingly beautiful county hangs in the balance!

It is clear to me, and hopefully to you as well, that we should limit the size of cannabis cultivation on each property to prevent supergrows and be more in line with our neighboring county regulations; and equally clear that we should require odor abatement on all cannabis cultivation so that odor does not leave the property and affect neighboring homes, businesses and properties. Thank you for listening to me and I sincerely hope you chose to do what is right for the County of Santa Barbara.

Respectfully,

Roland Wrinkle, Agricultural Owner/Operator

--

Roland Wrinkle
24244 Bella Ct.
Newhall Ca 91321
W:818-348-1717
C:818-917-6654
H:661-259-8705
rgwrinkle@gmail.com

de la Guerra, Sheila

From: Kat Gaffney <kat@spearwinery.com>
Sent: Monday, January 28, 2019 8:46 AM
To: sbcob
Subject: Letter to the SOB regarding Cannabis Ordinances

Caution: This email originated from a source outside of the County of Santa Barbara. Do not click links or open attachments unless you verify the sender and know the content is safe.

Dear Santa Barbara County Supervisors,

I am writing in regard to the Cannabis Ordinance that will be discussed on Tuesday, January 29th at the BOS meeting.

As an employee of a family-owned winery in the Sta. Rita Hills, I was shocked to learn that we will be home to the largest cannabis grow operation in the entire state. I moved to Santa Barbara County two years ago to pursue a career in the wine industry here, and since cannabis was legalized, I've watched hoop houses appear seemingly overnight all over the valley.

I live and work in wine country, but it's more like I'm living and working in cannabis country. There's a grow operation that is slated to go in just down the street, but I can already smell the cannabis from other operations farther away in the Sta. Rita Hills.

Please enact much needed odor abatement measures, acreage caps, and more regulatory control over all cannabis grows.

Sincerely,

Kat Gaffney
Winemaker



Spear Vineyards & Winery
6700 E Hwy 246
Lompoc, CA 93436
805.952.5741
Kat@SpearWinery.com
www.spearwinery.com

de la Guerra, Sheila

From: Christi Heck <cnh@lowwines.com>
Sent: Monday, January 28, 2019 8:50 AM
To: sbcob
Cc: Dean Heck
Subject: Cannabis hearing: Please forward
Attachments: Board of Supervisors SBC Pot.docx

Caution: This email originated from a source outside of the County of Santa Barbara. Do not click links or open attachments unless you verify the sender and know the content is safe.

Please forward a copy to each member of the SB County Board of Supervisors.
Thank you.

Board of Supervisors
Santa Barbara County

January 28, 2019

Dear Members of the Board

We are a small farm on Santa Rosa Road, producing a number of carefully cultivated crops, including estate wine, fruit and lavender flowers. In 2010, we chose our location due to its bucolic views and the peaceful neighbors it offered. We have become increasingly alarmed by the change that has occurred over the past 12 months, the most concerning of which is the need for security guards and dogs at new farms and businesses along our road, as well as the odor that has impacted our ability to enjoy the out of doors. This odor has become such a nuisance that we have concerns it will negatively impact our grapes and the wines of our region.

We have recently learned that Santa Barbara County, and especially our Santa Rosa Road, have become one of the largest cannabis farming districts in the state. We also understand that wine regions such as Napa, California prohibit the growing of cannabis. Since there is no clear evidence of the impact cannabis growing in our region will have on our crops, we believe it is essential to our farm as well as others in our County, that this be studied before any further cannabis growth is allowed.

We respectfully request a moratorium on the issuance of any new permits and any review of current applications, until the impact on public health, safety and welfare is understood.

We believe that pot farming must be regulated separately from other types of agriculture.

We believe that the County must crack down on un-permitted operations - Much of the new pot development has not yet been approved and permitted.

We believe that the placement of pot operations should be based on geography, that is, a Cannabis Zone District, with its special requirements and conditions and required mitigations, particularly with respect to odor. A 50 acre pot farm in the right place will be much less troublesome to everyone, than a 1 acre pot farm in the wrong place.

We understand that this is a very hot issue with lots of interests at play, and lots of emotions. We should slow down until we understand all the consequences. We must have a Moratorium to give ourselves, i.e., the Public and the County, time to figure this all out.

Respectfully,

Dean C. Heck

Christi N. Heck

Proprietors

Lavender Oak Vineyard

Lowwines.com

de la Guerra, Sheila

From: Headfiddle <headfiddle@fiddleheadcellars.com>
Sent: Monday, January 28, 2019 8:59 AM
To: sbcob
Subject: Cannabis Discussion
Attachments: Board of Supervisors.pdf

Caution: This email originated from a source outside of the County of Santa Barbara. Do not click links or open attachments unless you verify the sender and know the content is safe.

Please distribute the attached letter to ALL Board Members.

Thank you,

Kathy Joseph, Property Owner
Fiddlehead Cellars/Fiddlestix Vineyard
805-735-7728

January 25th, 2019

Dear Santa Barbara County Supervisors,

I am writing in regard to the Cannabis Ordinance that will be discussed on Tuesday, January 29th at the BOS meeting.

As a citizen of Santa Barbara county, one of the main reasons I chose to live in this area is the rural character that can be found in the North County. We all know how important it is to the citizens of this county to preserve that rural character and unfortunately, by allowing industrialized cannabis to move in, we are wreaking havoc on the very rural character and valley views that we as citizens are (were) lucky enough to enjoy daily and those that tens of thousands of tourists come to see each year. We are replacing that with acre upon acre of plastic hoop houses which are housing immense cannabis grows which are also turning our once beautiful valley into a stinky mess.

When the voters of this county voted to legalize cannabis, I feel very strongly that the overwhelming majority (including myself) were voting for small cannabis farms (as was advertised to us) and a tightly regulated industry. We were not aware that SBC would become the least restrictive county in the state for cannabis cultivation—causing a mass migration of corporate cannabis farmers to flock to our county.

I want to first address the letter of recommendations to The Board from Dennis Bozanich. Dennis notes that the Board requested that once the cannabis regulatory system was operational, that staff return with possible revisions to improve its effectiveness and address unforeseen issues.

The first problem with this is that **the cannabis regulatory system is NOT operational!** All operators in our county are operating under temporary state licenses and have NOT come into compliance with our SBC ordinance requirements. Our SBC ordinance requires a LUP and an SBC business license along with a litany of other requirements. At the writing of this letter, only a few LUPs have been issued and no business licenses have been issued. **The Board asked Staff to make recommendations AFTER the regulations were operational—so why is Dennis Bozanich making recommendations prior to the ordinance being actually operational?**

Further, the staff was asked to 'return with possible revisions to...address unforeseen issues.' The recommendations in Dennis Bozanich's letter do not address the biggest unforeseen issue—the giant elephant in the room—and that is the supergrows that are overtaking our hillsides. More on that later.

Responses to Dennis Bozanich's recommendations to The Board

1. Elimination of live-scan for ag employees

I don't believe this is something the BOS should be deciding. This is a decision that needs to be made by the people. The security of these massive supergrows is scary. There are armed guards at many of these properties—properties whose meager fences 'protect' a non-agricultural crop that can have a value of tens of millions of dollars in only a matter of a dozen acres. We need to

require that everyone working around or near these farms to have thorough background checks. If we don't require background checks, we will end up having people working at these sites with weapons and drug felonies—not people we want to be around this dangerous business!

Further, the moment you eliminate the requirement to livescan everyone, cultivators can skate the system simply by calling anyone an ag employee rather than a supervisor. It gives them a route to work around the system. There is no way for the county to monitor whether only ag employees are the ones not doing the live scans. This is an all or nothing process.

Further, the letter from the CEO's office states that 'cultivators believe this [the live scan requirement] could affect access to laborers who may have concerns regarding federal immigration enforcement even if they are documented workers with no felony charges.' This is such a soft statement—note the words 'could affect.' We are not in the business of legislating hypotheticals. The point is that yes, we want to push away people who are not legally allowed to work here or that may have felonies. Further, cannabis can afford to pay their laborers more than any local ag industry—they are already going to be pulling much of our agricultural labor force away from our counties true agriculture because of the higher wages they can offer. We do not need to provide more incentive.

2. Generators for security lighting and/or security cameras

SBC staff has no way to actively monitor/enforce/regulate cultivators using generators to ensure they are ONLY being used for these purposes. As soon as you allow generators, there is no way to monitor that they aren't being used to power other equipment (fans, lighting, dryers, flash freezers, etc.).

Further, cannabis cultivators have access to the ordinance and know that security lighting is required. Any proper business should have worked these forecasted expenses into their business plans. We should not 'feel bad' for cultivators that need to set up small solar systems or bring in power from the utilities. Mind you, these operations can net north of \$1.5M per acre, per year—they can afford it.

Further, security camera systems should ONLY be motion activated as to eliminate light pollution at night. Security cameras are low voltage systems meaning they require very little power and a battery and solar array would be a good solution. Why would we want to allow the pollution of dozens of generators running all day long, burning fossil fuels when there are alternative energies available.

The CEO's office draws a comparison to traditional agriculture using generators—this is just a reminder that this is not a valid comparison because cannabis is NOT agriculture as defined by county code.

Current Issues that Require Amending the Cannabis Ordinance

Next, I want to address the true issues with the cannabis ordinance that the CEO's office failed to incorporate recommendations for remedying in their letter to The Board.

1. Acreage Cap per APN/Parcel/Property

Dennis Bozanich, the county cannabis czar, the biggest proponent of cannabis in the local government, has repeatedly gone on record stating that Santa Barbara County is one of the most regulated counties for cannabis. I would like to point out that regardless of whether this is true, regulations are just words and we in fact are one of the LEAST restrictive counties for cannabis cultivation. This is fact.

We did a study of the cannabis ordinances for all surrounding counties (Ventura, Kern, San Luis Obispo), other central coast counties (Monterey, Santa Cruz) along with northern California wine country counties (Napa, Sonoma) and the emerald triangle counties of Humboldt and Mendocino. **Of these counties, SBC is the ONLY county that does not have a cap on their cultivation acreage per parcel.** Out of the nine counties listed, the largest outdoor grow allowed on a parcel is 2 acres while the average allowed grow is 1 acre. For interior grows the largest allowed of the nine listed counties is ½ an acre. Here in SBC, we have current existing grows of 50+ acres and proposed grows of over 70 acres! That is 70 times larger than the average allowed grow in the other counties. Seventy times!

We must go with our common sense on this and limit the size of grows in this county as not to destroy our beautiful county. I ask you to think what your constituents would want. If your constituents are like me, they voted for cannabis, but their understanding was that there would be robust regulations to protect small time farmers and preserve our counties rural agriculture.

How do you think your constituents would vote if the following question was on the ballot? 'Should cannabis farms be limited to 1 acre per property to prevent supergrows?' I have a pretty strong feeling that if said constituents were not in the cannabis industry, the overwhelming majority would vote to limit size of grows.

Where we as a county dropped the ball was that we just copied and pasted the state emergency regulations. These emergency regulations contained a loop hole in them that didn't specifically prevent the stacking of small cannabis cultivation licenses. Every other county we studied saw this loop hole and mitigated it by having caps on cultivation acreage per parcel—or outright banning cultivation. Either we missed it, or the cannabis industry lobbied hard for it to be kept open in this county. This has resulted in SBC having the most state cultivation licenses in the state. Some farms have over 200 of these small licenses (which limit cultivation to 10,000SF) stacked together to create these supergrows—something that was never intended.

We need caps. Your constituents want caps. One acre is more than reasonable.

2. Odor

In this study of the 9 counties mentioned above, nearly all of them require odor abatement on all cultivation, regardless of zoning. When the cannabis ordinance was prepared by staff and passed on from the planning commission to the BOS, the PC recommended odor abatement on ALL cultivation, including AG-II lands. The Ag Advisory Committee also recommended odor abatement on all cultivation. But for whatever reason, the BOS decided to pull the odor abatement requirement from AG-II. This has had a devastating effect on our rural residents and business. Even 1,000SF of cannabis puts out enough odor to nauseate someone a mile away when the wind shifts. Let alone an acre worth—or even 70 acres worth!

Again, a well-managed cannabis farm can net well over \$1M per acre per year. They can afford the odor abatement! Let's relieve the suffering of our rural friends and get in line with many of the other counties and require odor abatement on ALL cultivation sites.

I remind you that cannabis is NOT protected under the right to farm. Cultivators are not protected from odors drifting off their property. There is going to be such a vast number of complaints that the county is going to be overwhelmed with complaints and will not have the resources to manage these issues. A simple solution is to require odor abatement. It protects rural businesses, residents and the cannabis cultivators from nuisance complaints.

Further, I want to quote the county EIR: **“The EIR has deemed odor a nuisance due to the amount of public concern, and persistent, intrusive, and pervasive odor associated with certain cannabis activities including cultivation (EIR 8.4.1-MCR-2).”** The county EIR has clearly indicated that odor is going to be a problem—everywhere. **Why in the world would the BOS remove odor abatement requirements from any zoning if the EIR clearly identify this problem. This is just irresponsible.**

The ordinance only considers EDRNs and schools as ‘sensitive receptors.’ Isn't any individual person with the right to enjoy their property a ‘sensitive receptor’? What about a winery tasting room that has existed for 10 years at peace with surrounding agriculture—shouldn't they be considered sensitive receptors?

Setbacks don't work for abating odor. There are many examples of the nauseating odors from small grows drifting over a mile to affect local businesses. 1,000 feet is a joke. Come stand out in the Sta. Rita Hills in September and you can literally smell cannabis grows from a mile away. For the sake of everyone's right to enjoy their own life and property; amend our ordinance to require odor control.

3. EIR

No one has studied the environmental impacts of the supergrows that are being allowed in our county. **The state EIR that was done when cannabis was legalized was based on a 1 acre cap per property.** It did not study the impact of grows larger than an acre on a given property. This is because all drafts of the state regulations contained a 1 acre cap per property until the emergency regulations were implemented at which point that one acre cap, to everyone's surprise, disappeared. But again, the state EIR only studied the impact of a one acre cap.

Reading through the county EIR, I believe it also only studied the impact of grows of one acre or less. No studies were done on properties with 70 acres of cannabis hoop houses. Go look at the Iron Angel grow in the Santa Rita Hills that extends half way up the mountain. Our county EIR did NOT study the impacts of this type of pervasive grow. We need to cap our grows or we need to re-do the EIR to study the true impact of what is being allowed in this county.

Further, our county EIR was based off an estimated maximum cultivation of 1,126 acres in SBC of which, only 104 acres of those were to be under hoop house. As of 1/18/19, there are 512 acres of state permitted cannabis in our county with FAR more than 104 acres under hoop house. The Iron Angel grow alone has almost 50 acres under hoop house, while American Real Estate has an LUP submitted for 70 acres of hoop house. **No one studied the environmental impacts of having such vast amounts of acreage under hoop house. The EIR is flawed—it way under estimated the volume of cultivation that will be occurring in this county.**

4. Black Market & State Supply/Demand

California consumes 2.6M pounds of cannabis annually (California Growers Association & Dennis Bozanich). California produces 15M pounds of cannabis annually. According to Marijuana Business Daily, an acre of cannabis can conservatively yield 3,000-5,000lbs of cannabis per year. (Dennis Bozanich noted that the autoflower type cannabis can be planted and harvested every 12 weeks).

Doing the math, that means that **it only takes 867 acres of cannabis to supply the entire state of California.** It is ILLEGAL to ship cannabis outside of the state. We currently have 512 acres of cannabis just in our county. Where is all of this other cannabis going? Are our loose cultivation laws making us complicit in supplying the black markets cannabis? **Are we just turning our heads the other way and pretending that we aren't contributing to the black market?**

5. LUP vs. CUP

Cannabis cultivation should not be a ministerial process as with an LUP. All cannabis cultivation should require a CUP as it inherently has such a great potential effect on surrounding neighbors/residents/businesses. Many other counties require hearings, public comments and planning commission approval.

Currently, a neighbor's recourse to an LUP cannabis grow is an after-the-fact nuisance complaint. This is a disservice to both the cultivator and the neighbor. Being that the cultivator is not protected by the right to farm act, they are open to nuisances which can shut down their business.

For example, with the current process, a cultivator will be issued a license, will plant their cannabis, it will flower and let's say an adjacent business is losing customers due to odor. They will then file a nuisance complaint. The county then has to spend tax dollars investigating and if the affected business can show actual business losses, the county will be forced to pull the business license from the cultivator. Meanwhile, this investigation probably took several

months while the business owner's business continued to suffer. The cultivator, who has invested a lot of money, will then turn and sue the county—and the mess continues.

If a CUP is required in lieu of an LUP, there is the opportunity to identify these obvious issues prior to entitlements. This saves the business owner the headache of lost business and also prevents the cannabis cultivator making an investment that can potentially be shut down with a nuisance complaint down the road.

This is a common-sense approach to mitigating a problem before it occurs. The current ordinance only has a reactive approach to this—whereas we need it to be a proactive approach.

6. Unadjudicated Affidavits

In January of 2016, the BOS decided to give legal non-conforming status to those medicinal cannabis cultivators that were legally operating in the county prior to that date with the understanding that they could continue to operate in the same extent (same locale and same square footage of grow). All these cultivators had to do was sign a sworn affidavit that they were previously operating a state license medicinal marijuana grow on that property.

The county did not adjudicate these affidavits. No one checked on them. People lied. There have been several prosecutions of people who perjured themselves on affidavits and I am personally aware of a half a dozen complaints into the county regarding other grows where people have perjured themselves.

Basic internet skills allow anyone to look up satellite imagery from prior to 2016 and compare it to now. It is apparent all over the county that many folks either lied on their affidavits (as there are hundreds of acres under cannabis at this point in time that have never been in the past) or they have illegally expanded operations.

Either way, the county basically has turned a blind eye to this rampant perjury UNLESS someone files a complaint. The county should adjudicate every single one of those affidavits and process every single person who lied. If they don't, they are simply allowing people to get away with perjury and continue operating on a foundation of lies in our county.

7. The County is Currently Unregulated

As touched on above, cannabis cultivators in this county are currently operating unregulated. **Despite what Dennis Bozanich states, there are currently no county regulations in place for cannabis cultivators operating under state temporary licenses.** For whatever reason, the county has decided to coincide the implementation of their regulations with the issuance of state annual licenses which have been pushed back another year.

There is NO reason that the county needs to push back the implementation of the SBC ordinance/regulations to coincide with the delay of the issuance of the state annual licenses. We have given cannabis operators over a year to come into compliance.

We MUST regulate cannabis in our county. We can't let it run rampantly unregulated for another year. PLEASE do not extend the implementation of our ordinance and regulations! Require that cannabis cultivators get their LUPs and business licenses by the end of March as originally intended! We have already provided them an extension.

We recommend that SBC maintain the original deadline of the expiration of the Temporary State License as the time by which cannabis operators must have submitted and received their SBC Land Use Permit and Business License. Both the County and the Operators will have had 15 months for the inland areas to apply for and issue the required permits and licenses by then. Linking SBC regulations to the provisions of the Provisional State Permit is not required and unnecessarily delays the implementation of the County cannabis ordinance and subjects the County to another year of unregulated cannabis.

Recommendations

1. **Cap outdoor cannabis cultivation at 1 acre per property and cap indoor cannabis cultivation at 22,000SF per property.**
2. **Require Odor abatement on ALL cultivation**
3. **Cap overall cannabis cultivation in our county at a level that makes us not complicit in supplying the black market as we currently are.**
4. **Eliminate LUPs for cultivation and require ALL cultivation to have a CUP**
5. **Adjudicate all legal non-conforming affidavits before allowing them to get an SBC business license.**
6. **Do NOT push back implementation of our ordinance and do not accept Dennis Bozanich's recommendation of allowing operators to get provisional state licenses without first getting county LUP's and business licenses.**

Conclusion

I ask you again, think of your constituents. If you asked them the below two questions, how do you think the overwhelming majority of them would answer?

1. **Should we limit the size of cannabis cultivation on each property to prevent supergrows and be more in line with our neighboring county regulations?**
2. **Should we require odor abatement on all cannabis cultivation so that odor does not leave the property and affect neighboring homes, businesses and properties?**

Best Regards,
Kathy Joseph, Property Owner, Sta. Rita Hills, Lompoc

de la Guerra, Sheila

From: Board Letters
Subject: FW: Wrtitten comments re cannabis for the BOS meeting of 1 29 2019
Attachments: CANABIS - COMMENT FOR BOS MEETING 1 29 2019.zip

-----Original Message-----

From: Dave Clary <templeclary@gmail.com>
Sent: Monday, January 28, 2019 10:30 AM
To: sbcob@countyofsb.org; Williams, Das <DWilliams@countyofsb.org>; Hart, Gregg <gHart@countyofsb.org>; Hartmann, Joan <jHartmann@countyofsb.org>; Adam, Peter <peter.adam@countyofsb.org>; Lavagnino, Steve <steve.lavagnino@countyofsb.org>; Miyasato, Mona <mmyasato@countyofsb.org>
Cc: Dave Clary <templeclary@gmail.com>; Lil Clary <mzlil2988@gmail.com>
Subject: Wrtitten comments re cannabis for the BOS meeting of 1 29 2019

Caution: This email originated from a source outside of the County of Santa Barbara. Do not click links or open attachments unless you verify the sender and know the content is safe.

Honorable Supervisors Williams, Lavanigno, Hartmann, Adam, and Hart, also Ms. Miyasato,
and the Clerk of the Board ...

Attached are my written comments re cannabis issues for the BOS meeting tomorrow 1/29/2019. It has been reported to us that people have been unable to send comments to the clerk of the board; so I am forwarding the comments directly to individual supervisors. I am also using a different address for the clerk of the board than that which was reported as problematic.

I am sending the comments document and 5 exhibit documents (2 comment pages and 5 exhibit pages in all) in one file folder. I hope this works at your end, and you will be able to open the file folder. Sometimes MAC doesn't co-operate with other systems. If it doesn't work please let me know and I will send them individually.

Thank you.

Dave Clary

To: The Board of Supervisors
Re: Uncorrected Error in chart in Cannabis Land Use Development Code, Ordinance 5027, adopted 2/27/2018
Specific Topic: Chart fails to reflect text language that applies to AG-II parcels in EDRNs
Submitted as: Written comment for Board of Supervisors meeting of January 29, 2019
By: Tepusquet Canyon residents Dave and Lil Clary

The textual language of the cannabis amendment to the LUDC adopted as ordinance 5027 on February 27, 2018 is found at page 46 of the ordinance, which is Section 35.42.075.D.1.c. of the LUDC. (Page 46 is attached and marked as EXHIBIT A.)

This section states:

“... Cultivation sites located within an EDRN, or cultivation that requires the use of a roadway located within an EDRN as the sole means of access to the cultivation lot, shall require approval of a Conditional Use Permit by the Planning Commission ...” (Emphasis added)

This language was incorporated in the chart on page 36 of Ordinance 5027 as to AG-I parcels by reference as footnote 3. (Page 36 is attached and marked as EXHIBIT B.) The explanation of footnote three is virtually identical to the language cited above and is located on page 37, the page that follows the chart. (Page 37 is attached and marked as EXHIBIT C.)

By accident footnote 3 was not included in the section of the chart that deals with AG-II parcels. Thus it failed to reflect the textual language cited above as applying to AG-II parcels.

This language is critical to our interests in Tepusquet Canyon which is located in an EDRN. Some of the parcels in Tepusquet Canyon are AG-II parcels. It is our understanding that this particular language was included specifically to deal with the issues in Tepusquet Canyon, and I believe, Cebada Canyon.

It has been explained to us by County Planning and Development staff that the text of the ordinance, not the chart governs. The chart is not intended to be a substitute for the textual language of the ordinance, but is there merely to provide guidance. The intent is clear in the text, cited above, which includes all parcels that are within the EDRN regardless of zoning status.

We raised this conflict in language in written comments submitted to the Board of Supervisors for the meeting of the Board of Supervisors on February 27, 2018, when the ordinance was adopted.

We have been assured by staff that there would be a technical correction measure brought before the board and this error would be corrected. The ordinance was adopted almost a year ago and it it still has not been corrected.

In this past year, there have been changes in staff who are dealing with cannabis cultivation matters. And new staff or staff newly assigned to deal with these issues have published a document for the public that reflects and repeats the error in the chart. It was distributed to all present at a meeting with the public recently. Thus this official Planning and Development document does not contain the textual language cited above as applying to AG-II parcels. (Copies of the key pages of this document are attached as EXHIBIT D, pp 1 & 2.) In fact it does not even state that it applies to AG-I parcels located within an EDRN! Fortunately, Diane Black, when questioned at the public meeting we attended where this erroneous staff document was distributed stated that the rule cited above does apply to AG-II parcels.

The error reflected in the distributed staff document is just the kind of error we were concerned about. It could be worse. What if a new staff person were to grant an LUP instead of requiring a CUP because of this error? Would it be caught and corrected? Could it be reversed? Would we even know about it?

It is imperative that this error be corrected promptly and any documents provided to the public include the correct language. The best and clearest expression of the intent is the actual language itself, cited above. We request that you promptly set in motion steps to correct this error.

Frankly, how difficult it is to simply add the reference to footnote 3 which is set forth in the AG-I section to the AG-II section of the chart?

Respectfully submitted,

Dave Clary, signed
Lillian Clary, signed

Copies of the key pages of
cited documents are attached for
your reference, marked as follows:
EXHIBIT A – page 46 of the Cannabis LUDC amendment, ordinance 5027
EXHIBIT B – Id., p 36
EXHIBIT C – Id., p 37
EXHIBIT D, pp 1 & 2 – pages from the P&D staff document
repeating the error.

abatement requirements of this Section 35.42.075.C.7. Upon the Department's request, the Permittee shall submit a written statement that sets forth the corrective actions and timing of implementation of each corrective action, subject to the Department's review and approval. The department may require the corrective actions to be re-certified by a Professional Engineer or a Certified Industrial Hygienist. Notwithstanding the requirements of this Section, the Department may take additional enforcement actions pursuant to Chapter 35.108 (Enforcement and Penalties) which may include, but are not limited to, initiating proceedings to revoke the applicable cannabis land use entitlement(s).

7. **Signage.** All signs shall comply with Chapter 35.38 (Sign Standards).
 8. **Tree Protection, Habitat Protection, and Wildlife Movement Plans.** The applicant for any cannabis permit for a site that would involve the removal of native vegetation or other vegetation in an area that has been identified as having a medium to high potential of being occupied by a special-status wildlife species, nesting bird, or a Federal or State-listed special-status plant species, shall prepare and submit to the Department for review and approval a Tree Protection, Habitat Protection, and/or Wildlife Movement Plan in accordance with Appendix J: Cannabis Activities Additional Standards. The Tree Protection, Habitat Protection, and Wildlife Movement Plan shall be implemented prior to the issuance of final building and/or grading inspection and/or throughout operation of the project as applicable.
- D. **Specific use development standards.** All commercial cannabis activities shall comply with the following development standards specific to the applicable permit type.
1. **Cultivation.**
 - a. **AG-I Lots 20 acres or less; Lots zoned AG-I-5; and/or Lots zoned AG-I-10.** Outdoor cannabis cultivation, including cannabis cultivation within hoop structures, is prohibited on lots zoned AG-I that are 20 acres or less in size; lots zoned AG-I-5; and/or lots zoned AG-I-10.
 - b. **Avoidance of prime soils.** All structures for cannabis cultivation operations, including, but not limited to, greenhouses that do not rely on in-ground cultivation, that are located on premises that contain prime soils shall be sited to avoid prime soils to the maximum extent feasible.

Ancillary use facilities shall not be located on prime soils unless the Director determines that an alternative location on nonprime soils does not exist within a reasonable distance of the proposed site.
 - c. **Cannabis cultivation within an Existing Developed Rural Neighborhood (EDRN).** Cultivation sites located within an EDRN, or cultivation that requires the use of a roadway located within an EDRN as the sole means of access to the cultivation lot, shall require approval of a Conditional Use Permit by the Planning Commission and compliance with applicable standards in Chapter 35.82.060 (Conditional Use Permits and Minor Conditional Use Permits).

(2) An enclosed, legally established, secure building that is accessory to a dwelling.

Outdoor cultivation is prohibited.

- c. Possession, storage, and/or cultivation of cannabis shall only be exclusively for the cultivator's personal use, and the cannabis shall not be provided, donated, sold, and/or distributed to any other person, except as allowed by and as described in State law and the Compassionate Use Act for primary caregivers who cultivate medicinal cannabis.
- d. Personal cultivation of cannabis is limited to six plants per legally established dwelling, unless otherwise allowed by State law in the Compassionate Use Act for medicinal cannabis.
- e. The area dedicated to cultivation shall not be located in an area that is designated for a use that is required in order to comply with a regulation of this ordinance (e.g., in a garage if the growing area would occupy required parking spaces for the residential use of the property).
- f. None of the cannabis cultivation or consumption activities shall be detectable (e.g., due to odor or lighting) outside of the dwelling or building in which the activities occur.

3. **Noticing for Commercial Cannabis Activities.** Entitlements for commercial cannabis uses and/or development shall be subject to the applicable noticing requirements set forth in Chapter 35.106 (Noticing and Public Hearings), except that a mailed notice regarding a pending action or hearing regarding a commercial cannabis entitlement shall be provided to all owners of property located within a 1,000-foot radius of the exterior boundaries of the subject lot.

4. **Permit Requirements for commercial cannabis activities.** The below tables identify the commercial cannabis land uses allowed by this Development Code in each zone, and the planning permit required to establish each use.

Permit Requirements for Cannabis in Agricultural Zones	P	Permitted use, Land Use Permit required (2)	
	MCUP	Minor Conditional Use Permit required	
	CUP	Conditional Use Permit required	
	—	Use Not Allowed	
LAND USE (1)	PERMIT REQUIRED BY ZONE		
	AG-I	AG-II	
CANNABIS CULTIVATION AND MICROBUSINESS			
Cultivation – Outdoor	P(2)(3)	P(2)(6)	
Cultivation – Mixed-light	P(2)(3)	P(2)(6)	
Cultivation – Indoor	P(2)(3)	P(2)(6)	
Nursery	P(3)(5)	P(5)(2)	
Microbusiness	—	CUP(2)(4)	
CANNABIS DISTRIBUTION, MANUFACTURING, AND TESTING			
Distribution	P(2)	P(2)	
Non-volatile Manufacturing	P(2)	P(2)	
Volatile Manufacturing	CUP(2)	CUP(2)	
Testing	—	—	

EXHIBIT B

CANNABIS RETAIL

Retail	—	—
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Key to Zone symbols

AG-I	Agriculture I	AG-II	Agriculture II
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Notes:

- See Article 35.11 (Glossary) for land use definitions.
- The cannabis operation shall not be located within 750 feet from a school providing instruction in kindergarten or any grades one through 12, day care center, or youth center. The distance specified in this section shall be the horizontal distance measured in a straight line from the property line of the lot on which the sensitive receptor is located to the premise, without regard to intervening structures.
- Commercial cannabis cultivation on lots located in an Existing Developed Rural Neighborhood (EDRN), or commercial cannabis cultivation that requires the use of a roadway located within an EDRN as the sole means of access to the lot on which cultivation will occur, require a CUP.
- Microbusiness - only allows non-storefront retail.
- Nursery operation shall not be located within 600-feet from a school providing instruction in kindergarten or any grades one through 12, day care center, or youth center. The distance specified in this section shall be the horizontal distance measured in a straight line from the property line of the lot on which the sensitive receptor is located to the closest premise of the cannabis activity is to be located, without regard to intervening structures.
- ~~Outdoor~~ Cultivation on lots located adjacent to an Existing Developed Rural Neighborhood and/or Urban Rural boundary shall require approval of a Conditional Use Permit.

Permit Requirements for Cannabis in Commercial Zones	P	Permitted use, Land Use Permit required (2)	
	MCUP	Minor Conditional Use Permit required	
	CUP	Conditional Use Permit required	
	—	Use Not Allowed	
	PERMIT REQUIRED BY ZONE		
LAND USE (1)	CN	C-1	C-2

CANNABIS CULTIVATION AND MICROBUSINESS

Cultivation - Outdoor	—	—	—
Cultivation - Mixed-light	—	—	—
Cultivation - Indoor	—	—	—
Nursery	—	—	—
Microbusiness	—	CUP(2)	CUP(2)

CANNABIS DISTRIBUTION, MANUFACTURING AND TESTING

Distribution	—	—	—
Non-volatile Manufacturing	—	—	—
Volatile Manufacturing	—	—	—
Testing	—	P(2)	P(2)

CANNABIS RETAIL

Retail	—	P(2)	P(2)
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Key to Zone Symbols

CN	Neighborhood Commercial	C-2	Retail Commercial
C-1	Limited Commercial		

Notes:

- See Article 35.11 (Glossary) for land use definitions.
- The cannabis operation shall not be located within 750 feet from a school providing instruction in kindergarten or any grades one through 12, day care center, or youth center. The distance specified in this section shall be the horizontal distance measured in a straight line from the property line of the lot on which the sensitive receptor is located to the premise, without regard to intervening structures.

County of Santa Barbara

COUNTY CANNABIS PERMITTING AND LICENSING

*Creating a legal pathway for
cannabis industry compliance*



EXHIBIT D, P 1

PERMITTING FOR INLAND AG ZONES

- All cannabis license types are available, but not in all zones
- **AG-I prohibitions and permit requirements for cultivation:**
 - All cultivation prohibited 750' from schools, daycares, youth centers
 - Nurseries prohibited 600' from schools, daycares, youth centers
 - Outdoor cultivation prohibited 1500' from residential zoning, schools, daycares, and youth centers
 - Outdoor cultivation prohibited on parcels of 20 acres or less or zoned AG-I-5 or AG-I-10
 - LUP required for most cultivation except CUP required for those properties adjacent to or having sole access through an Existing Developed Rural Neighborhood
- **AG-II prohibitions and permit requirements for cultivation:**
 - All cultivation prohibited 750' from schools, daycares, youth centers
 - Nurseries prohibited 600' from schools, daycares, youth centers
 - LUP required for most cultivation except CUP required for properties adjacent to an Existing Developed Rural Neighborhood or properties abutting an urban rural boundary

County of
Santa
Barbara

