



# County of Santa Barbara

## BOARD OF SUPERVISORS

### Minute Order

November 26, 2019

---

**Present:** 5 - Supervisor Williams, Supervisor Hart, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino

COUNTY EXECUTIVE OFFICE

File Reference No. 19-00786

**RE:** Set a hearing to consider recommendations regarding Chapter 50 - Licensing of Commercial Cannabis Operations Ordinance Storefront Retail Amendments and Cannabis Business Licensing Fee Ordinance Amendments, as follows:

(Set a hearing for December 17, 2019. Time estimate: 2 hours)

That the Board of Supervisors on November 26, 2019:

a) Set a hearing on the Departmental Agenda for December 17, 2019 to consider the introduction (First Reading) of an Ordinance Amending Chapter 50 of the Santa Barbara County Code, Licensing of Commercial Cannabis Operations;

b) Set a hearing on the Departmental Agenda for December 17, 2019 to consider the introduction (First Reading) of an Ordinance of the Board of Supervisors of the County of Santa Barbara amending the Ordinance 5041, "An Ordinance Establishing the Cannabis Business License Fee"; and

c) Make the required California Environmental Quality Act (CEQA) findings and determine for the purposes of CEQA that:

i) These actions are within the scope of the Cannabis Land Use Ordinance and Licensing Program, and the Cannabis Land Use Ordinance and Licensing Program Final Programmatic Environmental Impact Report (PEIR) [Case No. 17EIR-00000-00003, State Clearinghouse No. 2017071016] adequately describes this activity for the purposes of CEQA; and

ii) Pursuant to CEQA Guidelines section 15162(a), after considering the PEIR certified by the Board of Supervisors on February 6, 2018, that no subsequent EIR or Negative Declaration is required because: i) no substantial changes are proposed which require major revisions of the PEIR; ii) no substantial changes have occurred with respect to the circumstances under which the Ordinance is undertaken which require major revisions of the PEIR; and iii) no new information of substantial importance concerning the Ordinance's significant effects or mitigation measures, which was not known and could not have been known with the exercise of reasonable diligence at the time that the PEIR was certified, has been received;

That the Board of Supervisors on the Departmental Agenda of December 17, 2019:



# County of Santa Barbara

## BOARD OF SUPERVISORS

### Minute Order

November 26, 2019

---

- a) Consider the introduction (First Reading) of an Ordinance of the Board of Supervisors of the County of Santa Barbara amending Chapter 50 of the Santa Barbara County Code, Licensing of Commercial Cannabis Operations;
- b) Read title: “An Ordinance Amending Chapter 50, Licensing of Commercial Cannabis Operations, of The Santa Barbara County Code,” and waive reading of the Ordinance in full;
- c) Set a hearing on the Administrative Agenda for January 14, 2020 to consider the adoption (Second Reading) of an Ordinance Amending Chapter 50 of the Santa Barbara County Code, Licensing of Commercial Cannabis Operations;
- d) Consider the introduction (First Reading) of an Ordinance of the Board of Supervisors of the County of Santa Barbara amending the Ordinance 5041, “An Ordinance Establishing the Cannabis Business License Fee”;
- e) Read title: “An Ordinance Amending Ordinance 5041, An Ordinance Establishing the Cannabis Business License Fee” and waive reading of the Ordinance in full;
- f) Set a hearing on the Administrative Agenda for January 14, 2020 to consider the adoption (Second Reading) of “An Ordinance Amending Ordinance 5041, An Ordinance Establishing the Cannabis Business License Fee”;
- g) Provide direction to staff on revisions to cannabis storefront retail requirements, if desired; and
- h) Make the required CEQA findings and determine for the purposes of CEQA that:
  - i) These actions are within the scope of the Cannabis Land Use Ordinance and Licensing Program, and the Cannabis Land Use Ordinance and Licensing Program Final Programmatic Environmental Impact Report (PEIR) [Case No. 17EIR-00000-00003, State Clearinghouse No. 2017071016] adequately describes this activity for the purposes of CEQA; and
  - ii) Pursuant to CEQA Guidelines section 15162(a), after considering the PEIR certified by the Board of Supervisors on February 6, 2018, that no subsequent EIR or Negative Declaration is required because: i) no substantial changes are proposed which require major revisions of the PEIR; ii) no substantial changes have occurred with respect to the circumstances under which the Ordinance is undertaken which require major revisions of the PEIR; and iii) no new information of substantial importance concerning the Ordinance’s significant effects or mitigation measures, which



# County of Santa Barbara

## BOARD OF SUPERVISORS

### Minute Order

November 26, 2019

---

was not known and could not have been known with the exercise of reasonable diligence at the time that the PEIR was certified, has been received;

That the Board of Supervisors on the Administrative Agenda of January 14, 2020:

- a) Consider the adoption (Second Reading) of an Ordinance of the Board of Supervisors of the County of Santa Barbara amending Chapter 50 of the Santa Barbara County Code, Licensing of Commercial Cannabis Operations;
- b) Consider the adoption (Second Reading) of an Ordinance of the Board of Supervisors of the County of Santa Barbara amending the Ordinance 5041, "An Ordinance Establishing the Cannabis Business License Fee"; and
- c) Make the required CEQA findings and determine for the purposes of CEQA that:
  - i) These actions are within the scope of the Cannabis Land Use Ordinance and Licensing Program, and the Cannabis Land Use Ordinance and Licensing Program Final Programmatic Environmental Impact Report (PEIR) [Case No. 17EIR-00000-00003, State Clearinghouse No. 2017071016] adequately describes this activity for the purposes of CEQA; and
  - ii) Pursuant to CEQA Guidelines section 15162(a), after considering the PEIR certified by the Board of Supervisors on February 6, 2018, that no subsequent EIR or Negative Declaration is required because: i) no substantial changes are proposed which require major revisions of the PEIR; ii) no substantial changes have occurred with respect to the circumstances under which the Ordinance is undertaken which require major revisions of the PEIR; and iii) no new information of substantial importance concerning the ordinance's significant effects or mitigation measures, which was not known and could not have been known with the exercise of reasonable diligence at the time that the PEIR was certified, has been received.

**A motion was made by Supervisor Hart, seconded by Supervisor Hartmann, that this matter be set for a hearing, as follows: December 17, 2019 in Santa Maria (EST. TIME 2 HRS.). The motion carried by the following vote:**

**Ayes:** 5 - Supervisor Williams, Supervisor Hart, Supervisor Hartmann, Supervisor Adam, and Supervisor Lavagnino