



Planning and Development Department  
**LONG RANGE PLANNING DIVISION**

**COASTAL COMMISSION  
CERTIFICATION OF THE CANNABIS  
LOCAL COASTAL PROGRAM  
AMENDMENT (LCPA)**

Dan Klemann, Deputy Director

October 22, 2018

# BACKGROUND

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## **February 6 and 27, 2018: Zoning Ordinance Amendments**

- Ordinance No. 5022 - Land Use & Development Code (LUDC)
- Ordinance No. 5023 - Article II Coastal Zoning Ordinance
- Ordinance No. 5024 - Montecito Land Use & Development Code (MLUDC)
- Ordinance No. 5025 – Medical Marijuana Regulations



# BACKGROUND (Continued)

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## **May 1, 2018: Business Licensing Ordinance**

- Ordinance No. 5037 - added new Chapter 50, Licensing of Cannabis Operations

## **May 15, 2018: LCPA**

- Resolution No. 18-115 – authorization to submit LCPA

## **May 21, 2018: Submittal to Coastal Commission**



# COASTAL COMMISSION MODIFICATIONS

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## October 10, 2018: Coastal Commission Hearing

- Considered LCPA
  - ▣ Amendments to Article II, Coastal Zoning Ordinance (Implementing Ordinance)
  - ▣ New Chapter 50 Cannabis Licensing Regulations
- Approval with four modifications



# COASTAL COMMISSION MODIFICATIONS

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## **Modification No. 1:**

- Added definitions from the Business Licensing Ordinance
- Revised definitions
- Deleted definitions from medicinal marijuana regulations



# COASTAL COMMISSION MODIFICATIONS

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## **Modification No. 2:**

- Changes unrelated to cannabis regulations
- Pending, uncertified non-cannabis regulations removed



# COASTAL COMMISSION MODIFICATIONS

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## **Modification No. 3:**

- ❑ Delete references to uncertified documents
- ❑ Clarification of development standards
- ❑ Identify principally permitted cannabis uses
- ❑ Restated 186-acre cap on cultivation in Carpinteria Agricultural (CA) Overlay
- ❑ Edits for consistency with existing LCP policies



# COASTAL COMMISSION MODIFICATIONS

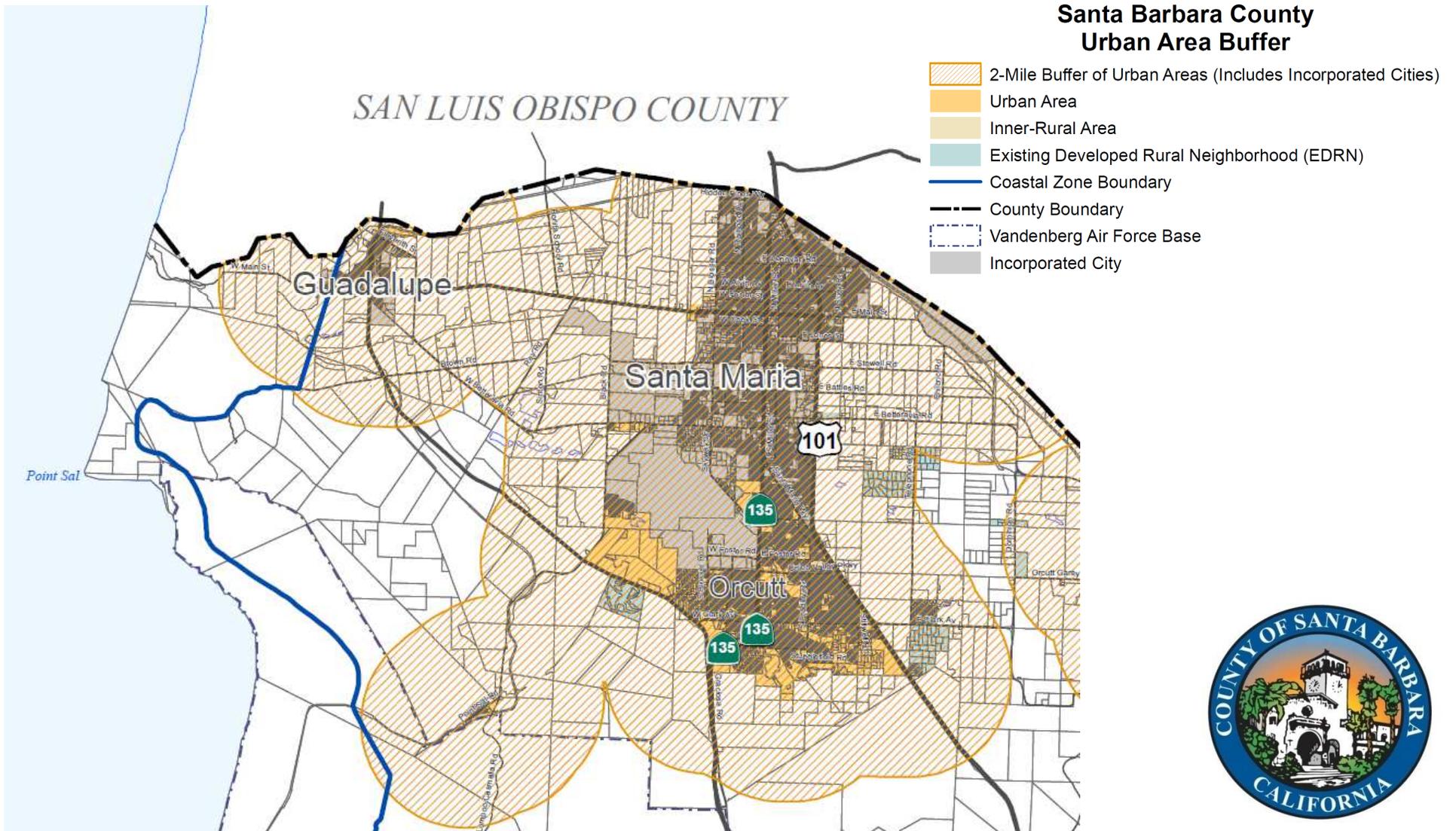
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## **Modification No. 3: Ban on outdoor cultivation within 2-miles of Urban Areas**

- Add ban on outdoor cultivation within 2-miles of Urban areas
- Concern: new greenhouse development along the Gaviota Coast

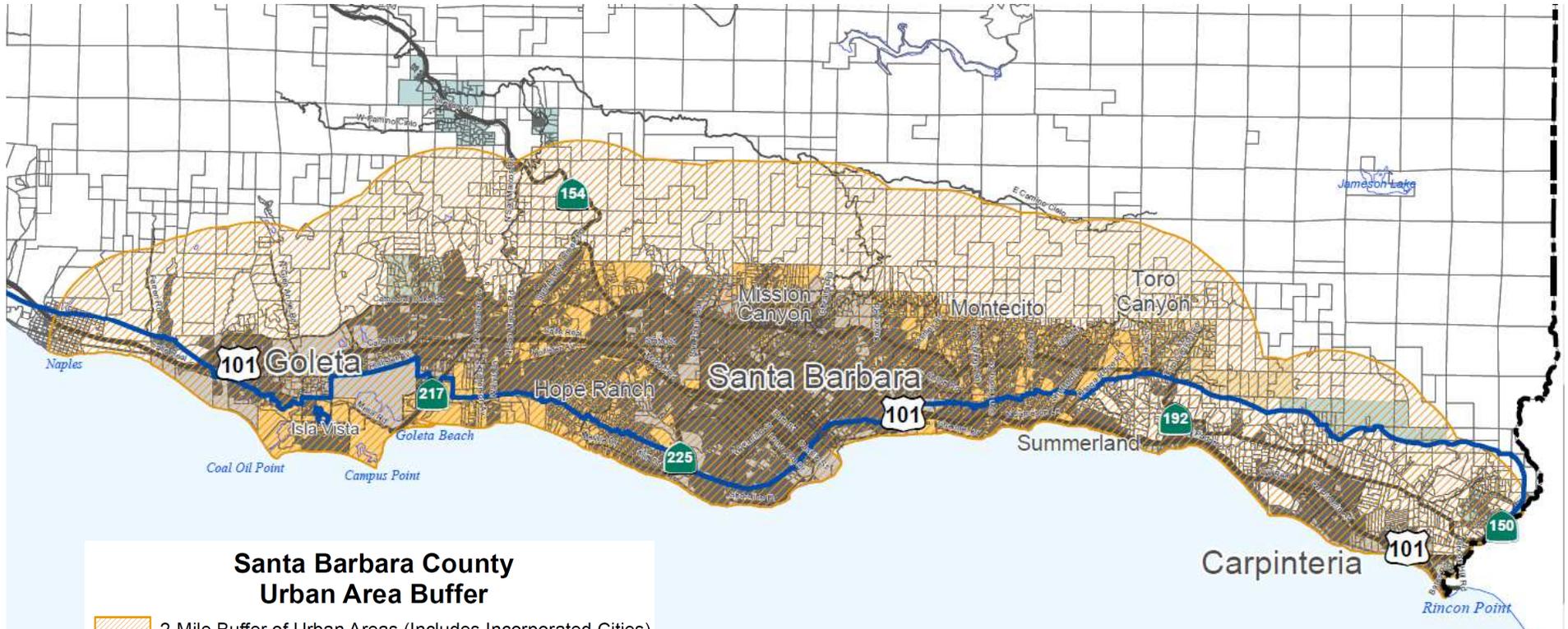


# COASTAL COMMISSION MODIFICATIONS



# COASTAL COMMISSION MODIFICATIONS

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## Santa Barbara County Urban Area Buffer

-  2-Mile Buffer of Urban Areas (Includes Incorporated Cities)
-  Urban Area
-  Inner-Rural Area
-  Existing Developed Rural Neighborhood (EDRN)
-  Coastal Zone Boundary
-  County Boundary
-  Vandenberg Air Force Base
-  Incorporated City



# COASTAL COMMISSION MODIFICATIONS

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## **Modification No. 3: 51% on-site requirement for accessory manufacturing and distribution on AG-I and AG-II lots**

- ❑ Remove requirement of minimum 10% cannabis grown on-site
- ❑ Replace with requirement of minimum 51% cannabis grown on-site
- ❑ Similar to accessory processing on AG-II lots in Gaviota Coast Plan LCPA
- ❑ Concern: maintaining on-site cultivation as principal use



# COASTAL COMMISSION MODIFICATIONS

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## **Modification No. 3: 25-mile requirement for accessory manufacturing and distribution on AG-I and AG-II lots**

- Cannabis solely from agricultural lands within 25-miles of the County
- Same as other agricultural processing requiring a Major CUP
- Concern: protecting local agriculture



# COASTAL COMMISSION MODIFICATIONS



# COASTAL COMMISSION MODIFICATIONS

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## **Modification No. 4: Business Licensing Ordinance**

- ❑ Rejected certification of Business Licensing Ordinance
- ❑ Definitions and 186-acre cap on cultivation in CA Overlay added to Article II (Modification Nos. 1 and 3)
- ❑ Concern: certification of non-land use and Inland regulations



# DECISION OPTIONS

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- Accept certification with modifications
- Amend and re-submit as new LCPA
- Reject the modifications
- Take no action, allow certification to expire



# RECOMMENDED ACTIONS

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- Receive notice of the California Coastal Commission's certification with four modifications
- Adopt a resolution:
  - ▣ Acknowledging receipt
  - ▣ Accepting and agreeing to the modifications
  - ▣ Agreeing to issue CDPs for area within LCP
  - ▣ Adopting LCP amendment with the modifications
- Determine Board's action is not subject to CEQA
- Direct P&D to transmit resolution to the California Coastal Commission

