



MY FARM <myfarmsb@gmail.com>

Subject: File # 17-00546, Zoning considerations for cannabis uses

MY FARM <myfarmsb@gmail.com>

To: sbcob@co.santa-barbara.ca.us, MY FARM <myfarmsb@gmail.com>, Rogue Entertaining <roguepromo@gmail.com>, Rob Bjorklund <rob@bjorklundranch.com>

 COUNTY OF SANTA BARBARA
 Mon Sep 18, 2017 at 2:50 PM

Dear Board of Supervisors,

In regard to upcoming hearing for September 19, 2017. File # 17-00546.

1. On attachment 2- cannabis zoning maps, for Goleta Valley Area, it showed our zone as a non permitted zone for cannabis cultivation. (Exhibit 1, Goleta Valley map)
 2. Our zone wasn't included in the list that the sub hoc committee listed on Presentation 9/19/2017 as "Specific Zone under consideration" page 12 (see exhibit 2, specific zones under consideration).
 3. It appears that our parcel located at 1900 N San Marco rd, is not being considered as a designated zone for cannabis cultivation. We hope that this is a simple oversight. Our collective, Maria Ygnacio Farm Collective Inc is the oldest continued operating collective in Santa Barbara County, established 12/1/2009. (See exhibit 3 Sellers permit.)
 4. It has been a continues operation, in good standing with all taxes paid to present. Including year end taxes. This information has already been presented to the county in preparation for site visit in November 2016, with no compliance issues during that visit. We have stayed in contact with the sheriff department, with open letters letting them know of our operation. Over our 9 years of operation, we have had no issues involving sheriff department. (See exhibit 4, letter to Sheriff.)
 5. In 2011, we were recognized by the county as a Non-Storefront collective, as the moratorium was for Storefronts only which didn't affect us. (See exhibit 5, marijuana ordinances.)
 6. We now are a fully Nonprofit corporation as of Jan 26, 2015. (See exhibit 6, articles of incorporation.)
 7. It is amazing to me that our zoning MT. 100 would be left out of the considered areas for cultivation because in the counties own words it states to encourage agriculture in the summary of Santa Barbara County Zones particularly our zone MT-Gol-100 that states, "to encourage the preservation of these areas for uses including grazing, scientific and educational study, limited residential and agricultural uses". (exhibit 7, Summary of Zones in Santa Barbara County),
 8. Also, as stated in the comprehensive plan, "Agriculture is vital to the needs of the nation and the world. Agriculture is the largest production industry in Santa Barbara County and contributes a very large inflow of money into the county's economy. The County, therefore, recognizes the need to protect and maintain a healthy economy and to provide for the conservation of its agriculture. The uniqueness and importance of agriculture in Santa Barbara County requires a specific planning document to guide the county government in addressing the future use of agricultural lands and resources". (exhibit 8, preamble agriculture element)
- Some concerns as to why our zone wasn't included may have been the potential slope of our garden being over 40%, but it happens to be under 40%. Maybe it was the environmental impacts, but to the contrary our garden is grown on small terraces with only organic and natural products, increasing the soil fertility and creating a better ecosystem there than before, and only using certified Integrated Pest Management techniques. We have also already been using the techniques suggested by the state as far as pesticide programs for cannabis cultivation so were already well rehearsed at producing quality cannabis to state/ local standards. Also, our location is out of public view which presents itself as an ideal and unique Santa Barbara style location as a small scale collective operation.
 - The obvious solution will be to give us a legal non conforming status not only for operating legally under existing state and local laws before Jan 2016 moratorium, but also for any other possible zoning consideration the board decides on. Any other option will be a taking of our vested rights.
 - Lastly, we grow for the specific purpose for qualified patients to obtain safe access, and affordable cannabis with quality and safety as our utmost priority.
 - We appreciate all the hard work by staff, commissioners, and supervisors on these very complex issues and look forward to working together in future. Thank you. -Robert Bjorklund- Owner/ Founder, and Cody Hemmah- Chief

9/18/2017

Gmail - Subject: File # 17-00546, Zoning considerations for cannabis uses

Operating Officer of Maria Ygnacio Farm Collective Inc, Established 2009.

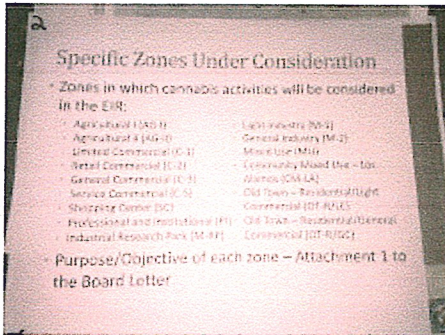
Exhibits 1- 8 attached below.

11 attachments

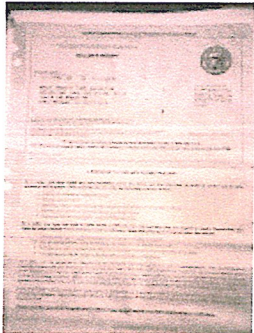


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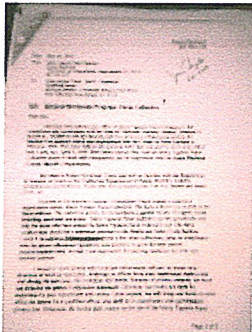
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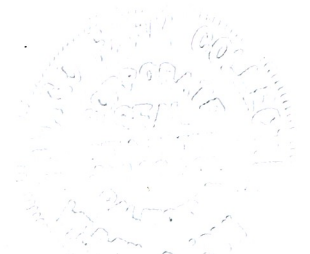


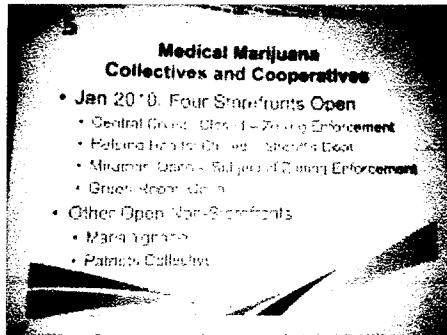
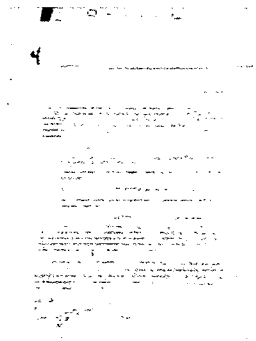
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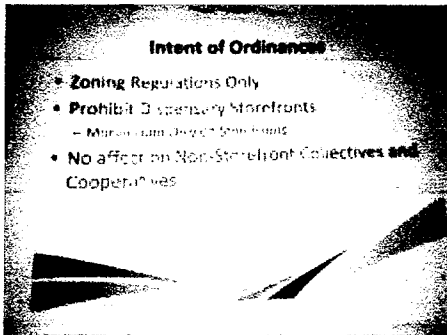
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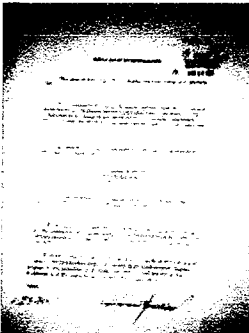




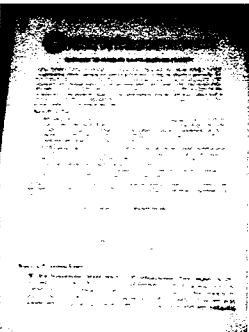
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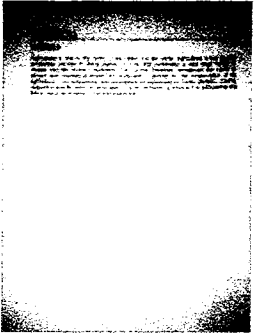
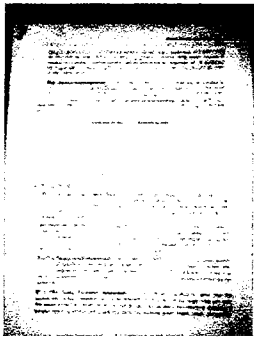


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Goleta Valley Area

Coastal Zone

Cities

Zoning

No Activities Permitted

AG-I

AG-II

C-1; C-2; C-S; SC

C-3

PI

M-RP

M-1; M-2

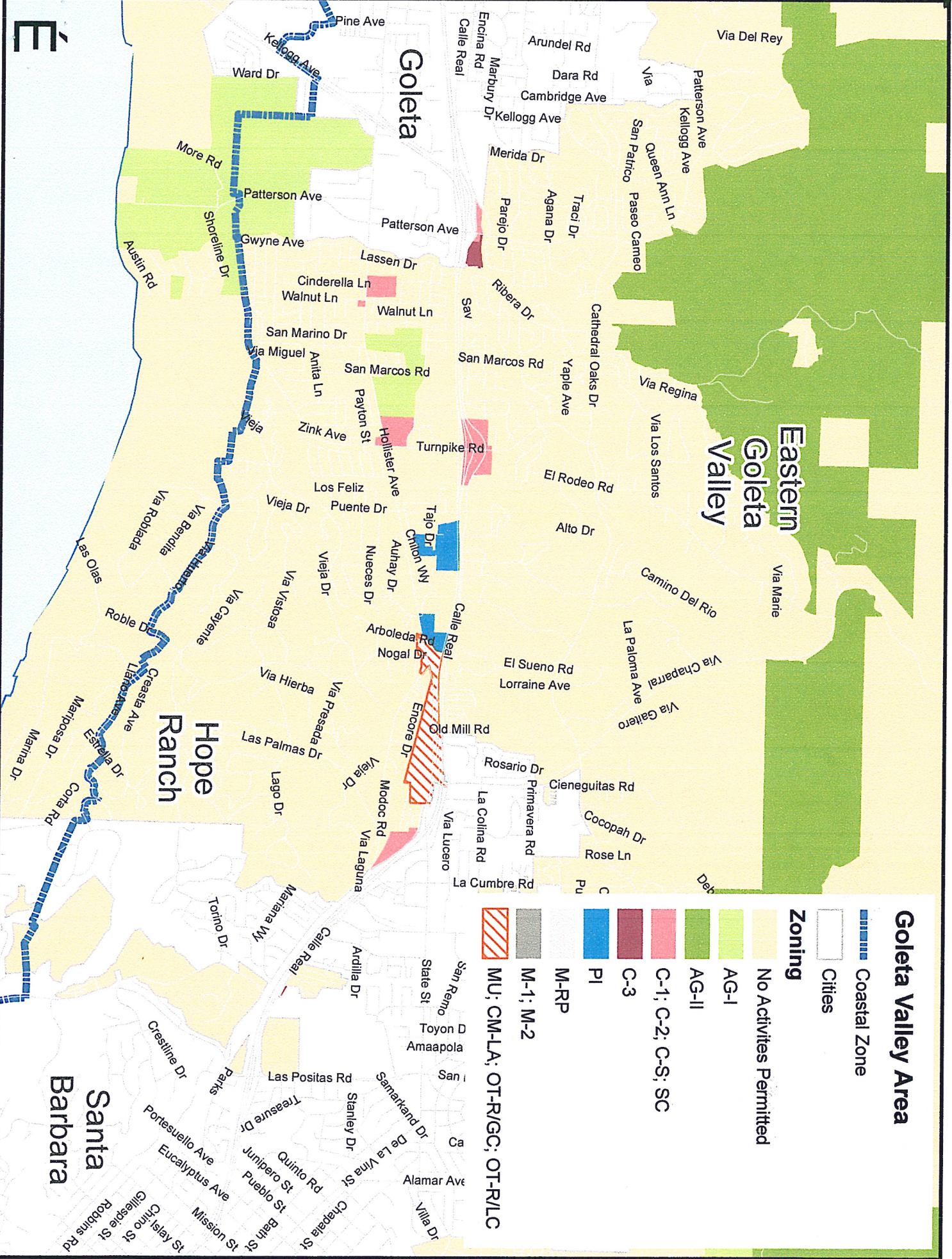
MU; CM-LA; OT-R/GC; OT-RLC

Eastern Goleta Valley

Goleta

Hope Ranch

Santa Barbara



Specific Zones Under Consideration

Zones in which cannabis activities will be considered in the EIR:

Agricultural I (AG-I)	Light Industry (M-1)
Agricultural II (AG-II)	General Industry (M-2)
Limited Commercial (C-1)	Mixed Use (MU)
Retail Commercial (C-2)	Community Mixed Use – Los
General Commercial (C-3)	Alamos (CM-LA)
Service Commercial (C-S)	Old Town – Residential/Light
Shopping Center (SC)	Commercial (OT-R/LC)
Professional and Institutional (PI)	Old Town – Residential/General
Industrial Research Park (M-RP)	Commercial (OT-R/GC)

Purpose/Objective of each zone – Attachment 1 to the Board Letter



CALIFORNIA STATE BOARD OF EQUALIZATION

SELLER'S PERMIT



ACCOUNT NUMBER

12/1/2009 SR GH 101-313238

**MARIA YGNACIO FARM COLLECTIVE
AGRICULTURE FARM COLLECTIVE, ET A
1900 N SAN MARCOS RD
SANTA BARBARA, CA 93111-1219**

NOTICE TO PERMITTEE:
You are required to obey all Federal and State laws that regulate or control your business. This permit does not allow you to do otherwise.

IS HEREBY AUTHORIZED TO SELL AND TO RECEIVE PAYMENTS FOR THE BUSINESS OF SELLING THE ABOVE DESCRIBED MERCHANDISE. THIS PERMIT IS VALID ONLY AT THE ABOVE ADDRESS.
THIS PERMIT IS VALID UNTIL REVOKED OR CANCELLED AND IS NOT TRANSFERABLE. IF YOU SELL YOUR BUSINESS OR DROP OUT OF A PARTNERSHIP, NOTIFY US OR YOU COULD BE RESPONSIBLE FOR SALES AND USE TAXES OWED BY THE NEW OPERATOR OF THE BUSINESS.

Not valid at any other address

For information on your rights, contact the Department of Tax Services at 916-442-2768 or 916-442-2769.

BOE-442-R REV. 15 (2-05)

A MESSAGE TO OUR NEW PERMIT HOLDER

As a seller, you have the right to know more about the Board and the services it provides. We encourage you to contact us for more information.

- Visiting our website at www.sbe.ca.gov
- Calling a district office
- Attending a Public Sales and Use Tax Seminar or one of our district seminars
- Asking your questions in writing to the District Offices
- Calling our toll-free Information Center at 1-800-955-2768

As a seller, you have the right to know more about the merchandise that you intend to resell. Conversely, you have the responsibility of not selling any merchandise that is not yours.

- You have the right to know more about the manner by which the employees of the Board
- You are responsible for following the regulations set forth by the Board

As a seller, you are expected to maintain the records and records of a prudent businessperson. You are required to keep books and records for no less than 10 years, and make them available for inspection by the Board when requested. You are also expected to keep records of buying, selling, and other business transactions. If you are adding or dropping a partner, owner, or member, or if you are moving, you should notify the Board. If necessary, you should consider this permit, you should consider it to a new permit.

If you would like to know more about your rights as a seller, or if you need help, contact the Taxpayers' Rights Advocate Office for help. Call toll-free 1-800-955-2768 or 916-442-3313.

Please post this permit at the address for which it was issued and at a location visible to your customers.

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Robert Bjorklund
805 705-1154

Date: May 20, 2010

From: Maria Ygnacio Farm Collective
Robert Bjorklund
1900 North San Marcos Road; Santa Barbara, CA 93111
805 705-1154

To: Santa Barbara County Sheriff's Department
Sheriff Bill Brown
Narcotics Division: Commander Salinas & Brad Welch
4434 Calle Real, Santa Barbara, CA 93110

Janie Taylor
681-4290

RE: Medical Marijuana Program; Farm Collective

Dear Sirs,

This letter is to inform your office of Maria Ygnacio Farm Collective's full compliance and cooperation with the State of California Attorney General, Edmund G. Brown Jr., Guidelines for the Security and Non-diversion of Marijuana Grown for Medical Use program which was implemented into the County of Santa Barbara in February, 2006. This letter follows the previous letter that was sent by me to your office over a year ago, April 8, 2009. Both letters express that I and the Maria Ygnacio Farm Collective desire to work with transparency and in conjunction with the Santa Barbara County Sheriff's Department.

My name is Robert Bjorklund. I have read and am familiar with the Regulations & Statutes, as found on the California Department of Public Health's website, including but not limited to: Senate Bill 420, Compassionate Use Act, Health and Safety Code, etc.

Pursuant to the Attorney General's Guidelines, I have created a collective organization called: Maria Ygnacio Farm Collective. The farm collective is located at the above address. The collective grows, for its members, a garden variety of organic foods including medicinal marijuana. Maria Ygnacio Farm Collective grows specifically and only for those who have joined the Maria Ygnacio Farm Collective and who have verified their physician's statement pursuant to the Health and Safety Code Section 11362.5. In addition, ~~we are~~ with a few other collectives, (also in compliance with the above referenced regulations and statutes), to grow for their named member/patient users. In total, I am responsible for growing medicine for over one-hundred patients.

I intend to work closely with local law enforcement officers, to insure non-diversion of medical marijuana. Although no officer from your department made a site visit during the past year, the invitation still stands. Because of privacy reasons, we have not included the patient's physician statements. However, our books are open for inspection by your department with notice. Upon request, we will bring our books to your office for review by a qualified officer who shall be in compliance with government privacy law. Otherwise, the books shall remain on the site of the Maria Ygnacio Farm

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Robert Bjorklund
805 705-1154

Collective. Simply call me and I will cooperate. The Maria Ygnacio Farm Collective cultivation site can be used for any possible training or education purposes that may benefit local law enforcement. It is my feeling that we can close a perceived gap between law enforcement and the legal growers of medical marijuana. I feel that by working together we can improve our relationship for the benefit of community and all others concerned.

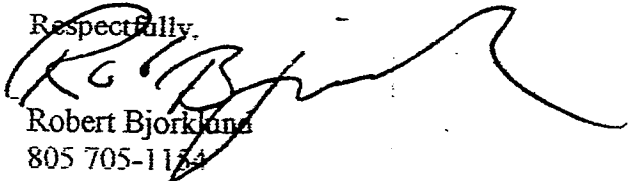
Enclosed is the following:

- Santa Barbara County Clerk, Joseph E. Holland, **Fictitious Business Name Statement** for Maria Ygnacio Farm Collective which expires in 2014.
- California State Board of Equalization **Seller's Permit** for Maria Ygnacio Farm Collective is also enclosed.
- Maria Ygnacio Farm Collective **Membership Agreement** for your perusal.
- State of California renewal sheet for my **Medical Marijuana Identification Cards** as a Patient and Primary Caregiver
- The **physician's statement and driver license** of myself, Robert Bjorklund.

For clarification, I understand that medical marijuana can not be sold for profit. The California State Board of Equalization, however, has determined that the quantity of cannabis which is serviced becomes a taxable product. All patients are informed of this policy and have knowledge that patients who obtain their provisions from growers of medical cannabis are paying for the service of that provision.

We believe that we are operating 100% within the State of California laws and guidelines. If you see any aspect of our organization that may be functioning outside the scope of legal authorization, then please let us know immediately. Your comments and recommendations are very important to us so that we can make necessary adjustments to stay in conformance with the law.

Respectfully,


Robert Bjorklund
805 705-1154

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Medical Marijuana Collectives and Cooperatives

- Jan 2010: Four Storefronts Open
 - Central Coast : Closed – Zoning Enforcement
 - Helping Hands: Closed – Sheriff's Dept
 - Miramar: Open – Subject of Zoning Enforcement
 - Green Room: Open
- Other Open Non-Storefronts
 - Maria Ygnacio
 - Patriots Collective

5 Intent of Ordinances

- Zoning Regulations Only
- Prohibit Dispensary Storefronts
 - Moratorium Only on Storefronts
- No affect on Non-Storefront Collectives and Cooperatives

November 1, 2014

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ARTICLES OF INCORPORATION

3750135

FILED
Secretary of State
State of California

100 JAN 26 2015

The name of this corporation is MARIA IGNACIO FARM COLLECTIVE, INC.

II

This corporation is a nonprofit Mutual Benefit Corporation organized under the Nonprofit Mutual Benefit Corporation Law. The purpose of this corporation is to engage in any lawful act or activity, other than credit union business, for which a corporation may be organized under such law.

III

The name and address in the State of California of this corporation's initial agent for service of process is:

Robert Bjorklund
1900 N. San Marcos Rd.
Santa Barbara, CA 93111

IV

The physical address and mailing address for this corporation is 1900 N. San Marcos Rd., Santa Barbara, CA 93111

V

A. The specific purpose of this charitable corporation is to allow qualified patients and primary caregivers to come together to collectively cultivate physician-recommended marijuana pursuant to Corporations Code §7110 et seq.

B. Notwithstanding any of the above statements of purposes and powers, this corporation shall not, except to an insubstantial degree, engage in any activities or exercise any powers that are not in the furtherance of the specific purposes of this corporation.

Dated:

1-23-2015

Robert Bjorklund, Incorporator

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resource values, such as environmentally sensitive habitats and/or watersheds. The intent of the MT-GOL and MT-TORO zones is to allow reasonable but limited development because of extreme fire hazards, minimum services, and/or environmental constraints and to encourage the preservation of these areas for uses including grazing, scientific and educational study, limited residential and agricultural uses.

RMZ (Resource Management). The RMZ zone is applied to protect lands that are unsuited for intensive development due to the same constraints listed in the MT-GOL and MT-TORO zones listed above. The intent of the RMZ zone is also the same as the MT-GOL and MT-TORO zones.

The Resource Protection zones also include a minimum lot area designation (shown in the following table) that limits the subdivision potential of land and in some cases affects the range of allowable land uses.

Zoning Map Symbol	Minimum Lot Area
MT-GOL-40	40 acres
MT-GOL -100	100 acres
MT-GOL -320	320 acres
MT-TORO-40	40 acres
MT-TORO -100	100 acres
MT-TORO -320	320 acres
RMZ-40	40 acres
RMZ-100	100 acres
RMZ-320	320 acres

Residential Zones

RR (Rural Residential) Coastal Zone. The RR zone is applied within the Coastal Zone within Rural Areas as designated on the Comprehensive Plan maps that are generally of marginal agricultural value where low density residential and agricultural uses are appropriate. The intent of the RR zone is to preserve the rural character of an area and provide for low density residential development.

RR (Residential Ranchette) Inland area. The RR zone is applied within the Inland area within Urban, Inner-Rural and Existing Developed Rural Neighborhood area as designated on the Comprehensive Plan maps where low density residential and agricultural uses are appropriate. The intent of the RR zone to preserve the character of an area and to minimize the services required by providing for low density residential development.

R-1/E-1 (Single Family Residential). The R-1 and E-1 zones are applied to areas appropriately located for one-family living at a reasonable range of population densities, consistent with sound standards of public health, safety, and welfare. The intent of the R-1 and E-1 zones is to protect the residential characteristics of an area and to promote a suitable environment for family life.

EX-1 (One-Family Exclusive Residential). The EX-1 zone is applied to areas that are appropriate for high standards of residential estate development on lots larger than one acre. The intent of the EX-1 zone is to ensure that development protects the residential character of the area and is consistent with sound standards that promote public health, safety, and welfare.



SUMMARY OF ZONES IN SANTA BARBARA COUNTY

Santa Barbara County is divided into zones that implement the Santa Barbara County Comprehensive Plan by specifying the different type of land uses that are allowed in each zone. The following provides a summary of the different zone classifications and the names and purpose of the individual zones contained within each group. Please refer to the County Zoning Map to see where the different zones are located. Also, please refer to the zoning ordinances (County Land Use and Development Code, Montecito Land Use and Development Code, and Article II Coastal Zoning Ordinance) for development standards that are applicable to the different zones and control how property subject to those zones is developed.

Agricultural Zones

AG-I (Agricultural I). The AG-I zone is applied to areas that are appropriate for agricultural uses within Urban, Inner Rural, Rural (Coastal Zone only) and Existing Developed Rural Neighborhood areas that are shown on the Santa Barbara County Comprehensive Plan land use maps. The intent the AG-I zone is to provide standards that will support agriculture as a viable land use and encourage maximum agricultural productivity.

AG-II (Agricultural II). The AG-II zone is applied to areas that are appropriate for agricultural land uses on prime and non-prime agricultural lands located within the Rural Area as shown on the Santa Barbara County Comprehensive Plan land use maps. The intent of the AG-II zone is to preserve these lands for long-term agricultural use. The AG-II zone also includes a minimum gross lot area designation (shown in the table below) that limits the subdivision potential of land and in some cases affects the range of allowable land uses.

The Agricultural Zones also include a minimum lot area designation (shown in the following table) that limits the subdivision potential of land and in some cases affects the range of allowable land uses.

Zoning Map Symbol	Minimum Lot Area
AG-I-5	5 acres
AG-I-10	10 acres
AG-I-20	20 acres
AG-I-40	40 acres
AG-II-40	40 acres
AG-II-100	100 acres
AG-II-320	320 acres

Resource Protection Zones

MT-GOL (Mountainous - Goleta) and MT-TORO (Mountainous - Toro Canyon). The MT-GOL and MT-TORO zones are applied to protect mountainous lands in the Goleta and Toro Canyon planning areas that are unsuited for intensive development, and that consist of (1) slopes in excess of 40 percent; or (2) valleys surrounded by slopes exceeding 40 percent; or (3) isolated table land surrounded by slopes exceeding 40 percent; or (4) areas with outstanding

PREAMBLE

Agriculture is vital to the needs of the nation and the world. Agriculture is the largest production industry in Santa Barbara County and contributes a very large inflow of money into the county's economy. The County, therefore, recognizes the need to protect and maintain a healthy economy and to provide for the conservation of its agriculture. The uniqueness and importance of agriculture in Santa Barbara County requires a specific planning document to guide the county government in addressing the future use of agricultural lands and resources.