

NOTICE OF PUBLIC HEARING OF THE PLANNING COMMISSION OF SAN BENITO COUNTY REGARDING PROPOSED ORDINANCE'S REGULATING CANNABIS BUSINESSES, BY THE AMENDMENT OF CHAPTER 7.02 OF TITLE 7 (BUSINESS REGULATIONS) AND CHAPTERS 25.07 AND 25.17 OF TITLE 25 (ZONING), AND BY THE ADDITION OF CHAPTER 19.43 OF TITLE 19 (LAND USE AND ENVIRONMENTAL REGULATIONS) OF THE SAN BENITO COUNTY CODE

NOTICE IS HEREBY GIVEN that the San Benito County Planning Commission will hold a public hearing on Wednesday, November 14, 2018, commencing at 6:30 p.m., or as soon thereafter as possible, in the Board of Supervisors Board Room, Administrative Building, 481 Fourth St., 1st Floor, Hollister, CA to consider and potentially recommend that the Board of Supervisors adopt ordinances regulating Cannabis Business permitting, zoning, and land use in San Benito County.

Applicant/Proponent: San Benito County. Location: San Benito County (county-wide), unincorporated area. Environmental Review. Exempt, including, but not limited to, California Business and Professions Code section 26055, subd. (h) and State CEQA Guidelines sections 15061, subd. (b)(3) and 15308.

Current San Benito County Code Ch. 7.02 ("Cannabis Businesses") explicitly prohibits all commercial cannabis activities and commercial cannabis businesses. Proposed amended Ch. 7.02 would expressly prohibit commercial cannabis activities, except as specifically authorized. Amended Ch. 7.02 would allow the County to issue Commercial Cannabis Business Permits to qualified cannabis businesses to engage in cultivation (indoor or mixed-light only), distribution, manufacturing, non-retail microbusiness, and/or laboratory testing. Only fifty (50) cultivation-type, including nurseries, Commercial Cannabis Business Permits would be available. Amended Ch. 7.02 explicitly prohibits (1) outdoor cultivation of any cannabis and (2) any retail (storefront and non-storefront) of any cannabis and/or cannabis products.

Current San Benito County Code Title 25 ("Zoning") does not expressly allow commercial cannabis businesses in any zone. Proposed amended Ch. 25.07 ("Agricultural Districts") would include certain types of commercial cannabis businesses as a conditional use in both the AR ("Agricultural Rangeland") and AP ("Agricultural Productive") districts; Proposed amended Ch. 25.17 ("Controlled Manufacturing, Light Industrial District, Heavy Industrial District, and Resource Recovery Park District") would include certain types of commercial cannabis businesses as a permitted use with a use permit required in CM ("Controlled Manufacturing") and M-1 ("Light Industrial"), and prohibiting any commercial cannabis businesses in the M-2 ("Heavy Industrial") District.

Proposed Ch. 19.43 ("Cannabis Business Land Use Regulations") would set forth general commercial cannabis activity and commercial cannabis business standards, including, but not limited to, hours of operation, security plans, lighting plans, noise and odor mitigation plans, parking, and/or signage.

Written comments may be submitted to Taven Kinison Brown at tkinisonbrown@cosb.us, or comments can be sent via US mail to: Taven Kinison Brown, Principal Planner, 2301 Technology Parkway, Hollister, CA 95023. Verbal and written comments may also be submitted at the public hearing. If any person challenges an action taken on the foregoing matter in court, they may be limited to raising only those issues raised at the public hearing described in this notice or in written correspondence delivered to the Planning Commission at or prior to the public hearing.

**For questions please contact: Sarah Dickinson, Acting Assistant County Counsel, at sdickinson@cosb.us.
Taven Kinison Brown, Principal Planner
County of San Benito**

Dated: October 26, 2018

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