

Cannabis Citizens Group Cannabis Ordinance

Summary of the CCG Cannabis Ordinance

July 2, 2018

Allows:

Allows for the cultivation of up to six cannabis plants when located on residential premises which contain a permitted residential use, when all the following conditions are met:

Outdoor:

1. The plants are not visible from any street.
2. When growing up to 3 plants, the plants are setback from the premises property lines a minimum 25' from sides & rear property lines, and 35' front property line.
3. When growing 4 to 6 plants, the plants are setback from the premises property lines a minimum 50' from sides & rear property lines, and 70' front property line.
4. Owner or occupant can seek a waiver or reduction to the minimum property line setbacks for cultivation by following the Special Use Permit process of Plumas County.

Indoor:

The cultivation of up to six plants is conducted within a fully enclosed structure conforming to the following standards:

1. From sunset to sunrise, light systems utilized in connection with cannabis cultivation shall be shielded, including adequate coverings on windows, to confine light and glare to the interior of the structure.
2. All exterior doors shall be lockable.
3. Such structure shall be a permitted residential use or accessory structure to a residential use.
4. Each structure in which cannabis is cultivated shall be set back at least 10 feet from the side and rear premises property lines, and 25 feet from the front premises property lines.

Waivers: (Special Use Permits)

Outdoor growing: Allows the owner or occupant of the premises to seek a waiver or reduction to the minimum property line setbacks for cultivation by following the Special Use Permit process of Plumas County.

Indoor growing: Except for the six-plant limit, allows the owner or occupant of the premises to seek a waiver or reduction to the requirements of indoor cultivation by following the Special Use Permit process of Plumas County.

Delivery:

With permits and restrictions, allows the delivery of cannabis, cannabis edibles, and/or any cannabis products to qualified patients and primary caregivers, from a cannabis dispensary located outside of Plumas County. The dispensary must possess the required state and local license and permits allowing it to operate a dispensary.

Prohibits:

1. Outdoor cultivation within 1,000 feet of any school, school evacuation site, church, park, childcare center, or youth-oriented facility.
2. All "Commercial Cannabis Activity". This includes the cultivation, manufacture, distribution, processing, storing, laboratory testing, packaging, labeling, transportation, delivery or sale of cannabis and cannabis products, except that which is specifically noted above as allowed.

Definitions:

1. "**Cultivation**" means the planting, growing, harvesting, drying, processing, or storage of one or more cannabis plants or any part thereof in any location, indoor or outdoor, including from within a fully enclosed and secure building.
2. "**Outdoor cultivation**" shall mean any cultivation of cannabis that is not conducted within a detached fully enclosed secure accessory structure conforming to the requirements of Section 5-15.04. Outdoor cultivation includes, without limitation, cultivation of cannabis within a greenhouse or "hoophouse" or similar facility.
3. "**Permitted Residential Use**" means an actual residential use of the premises that is conducted in a residential structure or manufactured home on a permanent foundation for which a final certificate of occupancy has been issued in accordance with Title 8 – Building Regulations of the Plumas County Code.
4. "**Premises**" is defined as a single, legal parcel of property. Where contiguous legal parcels are under common ownership or control, such contiguous legal parcels shall be counted as a single premise for purposes of this ordinance.
5. The limitation of six plants applies regardless of the number of persons residing at the premises or participating directly or indirectly in the cultivation. Further, this limitation is imposed, notwithstanding, any assertion that the person(s) cultivating cannabis are the primary caregiver(s) for qualified patients or that such person(s) are collectively or cooperatively cultivating cannabis.