

NOTICE

Medical Marijuana Land Use Ordinance Phase II Regulation of Neighborhood Impacts from Outdoor Cultivation on Small Parcels Case Number OR-14-001 Applies Countywide

AN ORDINANCE OF THE COUNTY OF HUMBOLDT AMENDING TITLE III, DIVISION 1, CHAPTER 3, SECTION 313-55.1 & CHAPTER 4, SECTION 314-55.1 OF THE HUMBOLDT COUNTY ZONING CODE AND ADDING SECTIONS 313-55.2 AND 314-55.2 RELATING TO THE OUTDOOR CULTIVATION OF MEDICAL MARIJUANA FOR PERSONAL USE ON PARCELS UNDER FIVE (5) ACRES *OR LESS IN SIZE*;

- **Also Prohibiting Outdoor Cultivation on undeveloped properties within the Shelter Cove subdivision.**
- **Also provides for an Expedited Abatement Process as a means of enforcement**

55.2.7.3

On lands within the Shelter Cove community served by the Resort Improvement District, outdoor cultivation of medical marijuana for personal use may only occur by a qualified patient who occupies a permitted residence located on the same property that is host to the cultivation activities. If the qualified patient is not the owner of the property, the occupant must be a leaseholder or lawful occupant who has retained the notarized consent of the property owner, or their designated agent.

Expedited Abatement Process

Once a nuisance (violation of this code) is identified by the Enforcing Officer, a "Notice and Order to Abate" is served either personally or through the mail, ordering the voluntary abatement of the nuisance. The person served is provided 10 days to file an appeal of the determination. If a timely appeal is received, a hearing will be scheduled before the Board of Supervisors within 7-30 days from the date of filing. If the owner or occupant of the property does not appeal the determination and fails to abate the unlawful cultivation activities within 14 days of the notice being served, the enforcing officer may enter the property to abate the nuisance or request that the office of County Counsel commence a civil action.

WHAT ALL OF THIS MEANS:

Cultivation of Marijuana on vacant properties (no permitted structure) in Shelter Cove is now prohibited by County ordinance, and any property in violation of this ordinance can potentially be wiped out in as quickly as 24 days (and it will be).