Redwood Valley Municipal Advisory Council
PO Box 243 | Redwood Valley | CA 95470

To: Mendocino Board of Supervisors August 13, 2024
From: Redwood Valley MAC
Subject: Cannabis cultivation allowance change from 4/24/24

Dear Chair Mulheren, esteemed Board of Supervisors,

It is with great concern that we have taken notice of a recent change in the interpretation of a section of the Mendocino Cannabis Ordinance (§ 10A.17.070(D) by the Mendocino Cannabis Department and the application in the field of this new interpretation by the Mendocino Planning and Building Department.

The section in question of the Cannabis Ordinance describes the maximum square footage of cultivation per parcel at 10,000 which is now being reinterpreted to be doubled to 20,000 sq. ft, based on this change in the above-mentioned cannabis ordinance:

This policy is intended to clarify the interpretation of MCC § 10A.17.070(D) and to revise any past interpretations that were inconsistent with this policy. Previously, MCC § 10A.17.070(D) was utilized to limit a Person's mature cannabis cultivation area to 10,000 square feet per parcel. However, after further review, the plain meaning of the text does not prescribe such a limit. Rather, the only 10,000 square foot limit on mature cannabis cultivation in MCC § 10A.17.070(D) applies to Type 4 CCBL Holders who have an additional non-Type 4 CCBL on a parcel. In that case, the total cultivation area is limited to 22,000 square feet and the non-nursery cultivation space is limited to 10,000 square feet. There is no such limit prescribed to a Person who obtains two non-nursery CCBLs on one parcel.

We view this re-interpretation as a loophole in the ordinance, and never intended to be of this consequence. Notably, this decision was made without public notification, and despite the people's 2022 vote against cannabis cultivation expansions. This re-interpretation is **not** supported by the language in the ordinance, and not only requires lawful environmental scrutiny but also and most importantly: public input.

We therefor request a public review of this part of our cannabis ordinance and an amendment to its language to preclude this unwarranted expansion.

Sincerely, Chair Dolly Riley, Jini Reynolds, Chris Boyd, Marybeth Kelly (alternate), Adam Gaska, Pien Ris-Yarbrough, Kahli Johnson, Deb Hughes

This correspondence is the voice of RV MAC on a matter of concern of the community, and not necessarily the opinion of the Mendocino County Board of Supervisors