



**COUNTY OF MENDOCINO
CANNABIS DEPARTMENT**

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DATE: March 22, 2024
TO: Cannabis Department Staff/Contract Planning Staff
FROM: Steve Dunncliff, Interim Cannabis Director
RE: Generator Compliance Policy

PREVIOUS POLICY

Reviewing staff will assess if a generator is being used as the primary source of power for the indoor or mixed-light operations. If a generator is listed as the primary source of power, a compliance plan will be generated which states the following:

1) The Cannabis Cultivation Business License ("CCBL") Holder is currently out of compliance with Section 10A.17.070(F)(1) and to come into compliance shall install an alternative power source that will meet at least one-half ($\frac{1}{2}$) of the combined power requirements by the expiration of this Compliance Plan and (2) it will be a condition of the renewal of the CCBL at the end of such one (1) year period that the CCBL Holder commit, in writing, to expand their alternative power source to fully meet the combined needs of the cultivation operations and any required legal dwelling unit within two years.

PURPOSE

10A.17 Subsection (F)(1) was amended to change the timeline for CCBL holders to install an alternative power source if they do not have a grid power source. The amended timeline for an alternative power source will be based on the date the CCBL is issued rather than the date the application is submitted. Chapter 10A.17 was drafted with the intent that there would be limited time between the date an application was submitted and CCBL issuance. As such, it was not intended to require individuals to make a capital investment to install an alternative power source without knowing if they were going to be issued a CCBL. This proposed amendment matches the original intent and does not shift the consequences of the delayed review process onto the applicants/CCBL holders. The amendment does remove the requirement that CCBL holders must install an alternative power source if they do not have a grid power source. Rather, it merely extends the timeline that those CCBL holders must install an alternative power source. As such, the amendment will not cause new significant environmental effects or a substantial increase in the severity of previously identified significant effects.

DEFINITIONS

"Cannabis Cultivation Business License" or "CCBL" means a business license issued to persons engaged in the cultivation of cannabis in Mendocino County pursuant to this Chapter.

"CCBL Holder" means a person issued a CCBL to engage in the cultivation of cannabis in Mendocino County pursuant to this chapter.

Generator Policy

POLICY

If a generator is being used as the primary source of power for the indoor or mixed-light operations, CCBL holders shall sign and agree to a compliance plan agreeing to install an alternative power source that will meet at least one-half ($\frac{1}{2}$) of the combined power requirements by the expiration of four years from the date of CCBL issuance pursuant to this Chapter. It will be a condition of the renewal of a CCBL at the end of such four (4) year period that the cultivator commit, in writing, to expand their alternative power source to fully meet the combined needs of the cultivation operations and any required legal dwelling unit within two years.

AUTHORITY

Policy Approved: _____



Steve Dunncliff, Interim Cannabis Director

Date: _____

3/22/24