



**CANNABIS PROGRAM**  
**MONTEREY COUNTY**

**Board of Supervisors Meeting**  
**April 25, 2023**  
**Legistar File Number: 23-311**

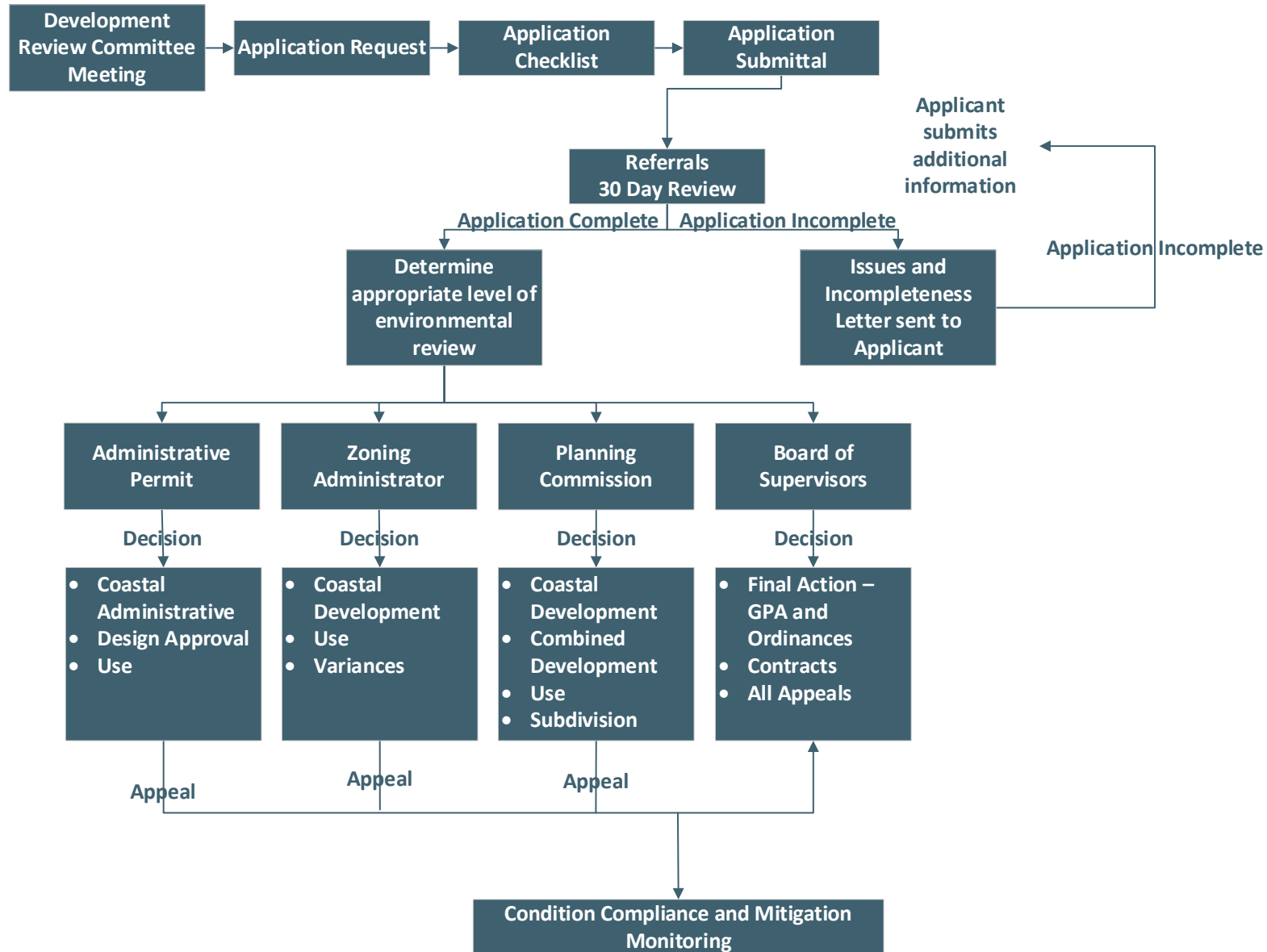
## Status Update on Board Referral No. 2022.20

- a. Receive a status update on the Cannabis Program response to Board Referral No. 2022.20, which seeks a staff review of department specific local requirements;
- b. Receive a review of the current status of Monterey County's commercial cannabis cultivation provisional and annual state licenses; and
- c. Provide direction as appropriate.

# Background on Board Referral No. 2022.20

- Made by Supervisor Lopez in September 2022 and assigned to Program by CAO.
  - Department specific local requirements for commercial cannabis business operators.
    - Housing and Community Development.
    - Environmental Health Bureau.
    - Treasurer-Tax Collector.
    - Local Fire Agencies.
  - Cultivators canopy >22,000 square feet - required to transition from state provisional to annual state licensure by 2023.
  - Cultivators canopy <22,000 square feet and other business types – required to transition from state provisional to annual licensure by 2025.
- October 2022 – Initial response by Program.
  - 43 of the 91 land use entitlements were approved, with 13 Cleared.

# Discretionary Review Process



# Commercial Cannabis Operators - Local Requirements

- Commercial cannabis business operators (Operators) must obtain:
  - Building Permits whose standards establish minimum requirements to safeguard:
    - Public health, safety and general welfare:
      - Structural strength.
      - Means of egress facilities.
    - Safety to life and property from:
      - Fire
      - Earthquakes
      - Flood
      - Other human-made and natural hazards
  - Firefighters and emergency responders.

# Commercial Cannabis Operators - Local Requirements

## Environmental Health Bureau

- Hazardous materials storage
- Hazardous waste produced during cultivation or trimming
- Cannabis waste produced
- Composting
- Drinking Water Protection Service
- Onsite Wastewater Treatment System
- Consumer Protection

## Also

- Animals or Pets on site (vaccinations, pet registration via Animal Services)

# Commercial Cannabis Operators - Local Requirements

## Fire Agency

- Conditions based on California Fire Code (CFC) and Monterey County Fire Code.
- Driveway access, emergency access locks (Knox).
- Processing buildings
  - Change of occupancy use to F-1 (typically changed from U occupancy).
    - This includes an upgrade to the building with the installation of fire sprinklers.
      - Fire pump, fire alarm system, water storage or system (if on a public system).
  - California Building Code (CBC) requirements are also found in the CFC.
    - Occupant loads, no high piled storage.
  - Approved storage of hazardous materials with a Material Safety Data Sheet (MSDS).
- Greenhouses.
- Exit signs, electrical hazards and egress, including exit doors with panic hardware.
- Portable, serviced fire extinguishers per NFPA 10.

# Commercial Cannabis Business Permit (CBP)

- Submit a complete Initial Application.
  - Business information including Seller's Permit.
  - Premise location and proof of property ownership or permission from Owner.
  - Site Plan.
  - Business Entity information.
  - Age verification of employees.
  - Description of cannabis operations and activities.
  - Department of Cannabis Control licenses.
  - Standard Operating Procedures.
    - Waste disposal plan, storage of chemicals, pesticides and fertilizers, manufacturing methods, transportation process, inventory procedures, quality control procedures.
- Must gain approval of the Annual Business License.





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**Questions**