




TRINITY COUNTY
COMMUNITY DEVELOPMENT SERVICES
BUILDING ♦ PLANNING ♦ ENVIRONMENTAL HEALTH
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Kim Hunter, Director

MEMORANDUM

DATE: June 7, 2021
TO: Planning Commissioners and members of the public
FROM: Kim Hunter, Director of Planning 
SUBJECT: Agenda Item 11 – Resolution 2021-07 To Initiate Ordinance Amendment

As directed at the May 13, 2021, Planning Commission meeting, staff has drafted the attached resolution to initiate a minor text amendment to replace the word “adjoining” in Trinity County Zoning Ordinance section 17.43.050(A)(8) with wording that reflects the original intent for cultivation setbacks.

Attachment

RESOLUTION NO. 2021-07

**A RESOLUTION OF THE PLANNING COMMISSION
OF THE COUNTY OF TRINITY
INITIATING A MINOR TEXT AMENDMENT OF
TITLE 17 ZONING CODE SECTION 17.43.050(A)(8)**

WHEREAS, on December 28, 2020, Ordinance number 315-849 was adopted to incorporate the mitigations of the certified Environmental Impact report; and

WHEREAS, Planning Staff has since interpreted the word “adjoining” contained in Chapter 17.43.050(A)(8) to mean a parcel directly touching or sharing a common boundary of a parcel with commercial cannabis cultivation license, which the Planning Commission has determined is inconsistent with the original intent; and

WHEREAS, Planning Commission on May 13, 2021 requested that a zoning text amendment be initiated by resolution in accordance with Trinity County Zoning Code section 17.35.03 to revise the wording to reflect the intent that commercial cannabis cultivation sites are not allowed within proximity of 350 feet from any residential dwelling without a variance;

NOW, THEREFORE, BE IT RESOLVED that the Planning Commission of the County here by initiates the procedure to amend Chapter 17.43 section 17.43.050(A)(8) and makes the following environmental finding:

1. Pursuant to the State California Environmental Quality Act (CEQA) Guidelines, the Planning Commission of the County of Trinity makes the following environmental findings that this action exempt from CEQA as provided by the Common Sense exemption (CCR 15061(b)(3)).

DULY PASSED AND ADOPTED this 10th day of June, 2021, by the Planning Commission of the County of Trinity by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

RECUSE:

DIANA STEWART
Planning Commission Chair
County of Trinity, State of California

ATTEST:

By:

KIMBERLY HUNTER
Secretary of the Planning Commission
County of Trinity, State of California