

**NOTICE OF SPECIAL MEETING FOR TRINITY COUNTY
PLANNING COMMISSION**

NOTICE IS HEREBY GIVEN that on **April 27, 2023** at **6:00 p.m.**, or as soon thereafter as may be heard, in the Trinity County Library Conference Room located at 351 Main Street, Weaverville, California, the Trinity County Planning Commission will conduct a Public Hearing.

NOTICE OF PUBLIC HEARING

ZONING TEXT AMENDMENT - TRINITY COUNTY CODE SECTION 17.43

ZONING TEXT AMENDMENT – AMEND TRINITY COUNTY CODE SECTION 17.43.050(A)(8) (DEV-23-01): The purpose of this agenda item is for the Planning Commission to make a recommendation to the Board of Supervisors to adopt an ordinance amending Trinity County Code (TCC) Title 17, Section (§) 17.43.050(A)(8) to revise the following code section to replace the term ‘cultivation’ to ‘canopy’. Staff believes that ‘canopy’ was the intended term to use when verifying site compliance with the residential setback code section. No other ordinance revisions are to be considered at this time, comprehensive ordinance amendments are still on track to be completed in 2023. Countywide review. Staff: D. Plebani.

Definition of referenced terms per TCC (§) Section 17.43.010:

"Canopy" means the designated area(s) at a licensed premise that will contain mature plants at any point in time. This definition is intended to mirror the definition of "canopy" as defined by the State of California, or as may be amended.

"Cultivation" means the planting, growing, harvesting, drying or processing of cannabis plants or any part thereof.

"Designated area" means the hoop-house, greenhouse, and/or outdoor area(s), identified for the planting, growing and harvesting of cannabis, excluding drying, processing and other post-harvest cultivation activities. Designated area shall not exceed two hundred percent of the area for the license type unless otherwise approved by the planning director; canopy (mature plants) will not exceed the square footage allowed per license type and the additional square footage shall include immature plants (in a vegetative state prior to flowering) and access areas. Licensees propagating immature plants for distribution or seed for distribution to another licensee shall obtain a nursery license.

Code section to be amended with reflected track changes:

TCC (§) Section 17.43.050(A)(8): For specialty cottage, specialty and small licenses ~~cultivation~~ **canopy** shall not be allowed within three hundred fifty feet of a residential structure on any adjoining parcels. For medium licenses, ~~cultivation~~ **canopy** shall not be allowed within five hundred feet of an adjacent property line. Applications for a variance from this provision will be considered by the Trinity County Planning Commission. After obtaining an initial variance, the planning director can issue a director's use permit for subsequent years after an inspection.

Anyone desiring to make a statement may do so in writing. Staff reports will be available on the Internet at: <https://www.trinitycounty.org/Agendas-Minutes-Staff-Reports> and at the Planning Department office by request. Written comments may be submitted to Trinity County Planning Department, PO Box 2819, 530 Main St. Weaverville, CA 96093. (530) 623-1351, or by email to

Info.planning@trinitycounty.org. Written comments must be received by the close of business on April 20, 2023 or they may not be considered by the Commission.

If you challenge the action or proposed action in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Planning Commission and/or Board of Supervisors at, or prior to, the public hearing.

