

Hartwell, Ana

From: Lazar, Steve
Sent: Monday, July 18, 2016 11:23 AM
To: Duke, Natalie
Subject: FW: MMLUO proposed revision language

From: Sundberg, Ryan
Sent: Monday, July 18, 2016 9:18 AM
To: Wall, Robert
Cc: Lazar, Steve; Fennell, Estelle
Subject: FW: MMLUO proposed revision language

Hi Rob,
I think Rick makes some very good points, is there any way to bring language to the meeting so we don't have to delay this anymore?
Thank you,

Ryan Sundberg
Humboldt County 5th
District Supervisor
707-476-2395

-----Original Message-----

From: Ryan Sundberg [supesundberg2329@gmail.com]
Sent: Monday, July 18, 2016 09:00 AM Pacific Standard Time
To: Sundberg, Ryan
Subject: Fwd: MMLUO proposed revision language

Sent from my iPhone

Begin forwarded message:

From: Rick Crum <rick.crum@humboltdna.com>
Date: July 17, 2016 at 9:50:45 PM PDT
To: Ryan Sundberg <supesundberg2329@gmail.com>
Subject: MMLUO proposed revision language

Hi Ryan,

Below is our proposed amendment to the ordinance specifically regarding the prohibition of cultivation in the lab/research clause/zoning.

There's a very real need to conduct experiments on living plants. It would hinder the science and very much slow innovation if nobody is allowed to grow anything in a lab, under what we call "barrier conditions" for study.

If the idea is to encourage research, but to not create a loophole that is abused for commercial production under the research banner, I think specifying that would solve.

In order to eliminate plant diseases and the need for pesticides, we have to grow reasonable quantities of plants in otherwise sterile conditions. Nothing crazy, but some for sure.

Depending on the definition of a "plant" and "cultivation," in order to perform tissue culture, it is also perhaps technically necessary to "cultivate."

Nothing cultivated under these conditions would be for sale commercially. It would be used to create master cell banks, working cell banks and callus tissues for future delivery to nurseries, who then would propagate commercially.

Nursery operations would be conducted outside the scope of research and thus be subject to nursery rules.

Plant breeding in my opinion is nursery. However, the study of the concentrations of certain useful medicinal compounds within specific plant varieties, would be research.

For example, developing processes to isolate compounds or genetics that concentrate high quantities of specific CBDs useful for treating epilepsy might require some plant cultivation.

For the same reason it would be necessary to process some amounts of raw flowers for a variety of reasons, but never for sale.

Lastly, if research could somehow be allowed on AG or AE, that would be amazing. I don't know if that's too tall an order.

I can go into more detail on any of this. Thanks again.

Best,
Rick

Rick R. Crum
Founder & CEO
Humboldt DNA
(707) 502-5175

From: John Abrams <john.abrams@humboltdna.com>
Sent: Sunday, July 17, 2016 3:09 PM
Subject: RE: Hum MMLUO proposed revision language
To: Rick Crum <rick.crum@humboltdna.com>, nwhitt8 . <law Nate8@gmail.com>
Cc: Ricker <ricker707@gmail.com>

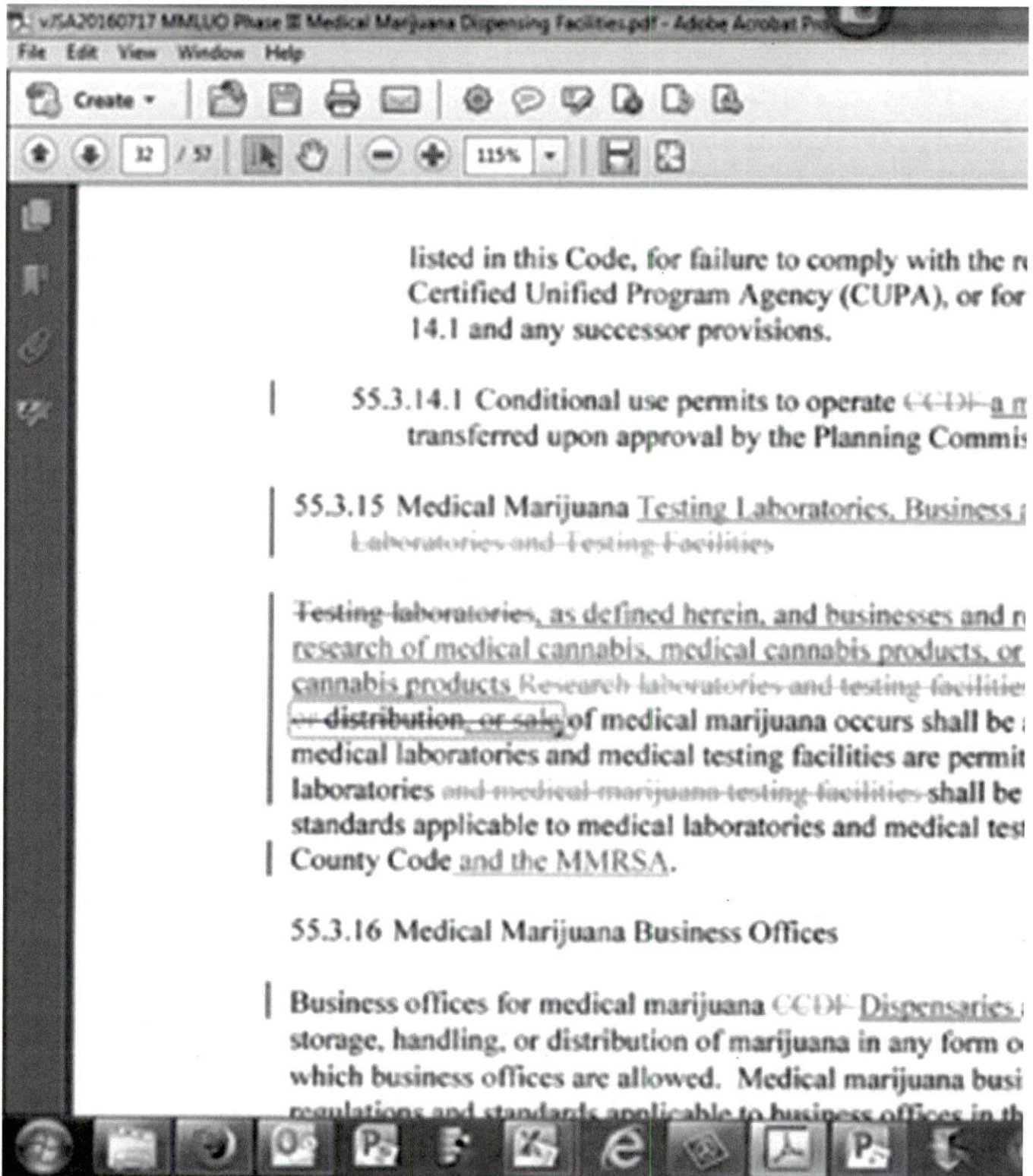
Gents,

Here is the proposed language change. I think this may be able to be sent to the Supervisor directly once we all bless this.

§ 55.3.15 **Proposed Language Change:**

55.3.15 Medical Marijuana Testing Laboratories. Business and Research Institutions as defined herein, and businesses and research institutions engaged in the research of medical cannabis. medical cannabis products, or devices used for the medical use of cannabis products at which **no commercial cultivation, processing, or distribution for sale** of medical marijuana occurs shall be allowed in any zone in which medical laboratories and medical testing facilities are permitted. Medical marijuana testing laboratories shall be subject to all the regulations and standards applicable to medical laboratories and medical testing facilities in the Humboldt County Code and the MMRSA.

And here's the screenshot with my comments from the doc that was initially sent and to which I added this comment:



From: John Abrams
Sent: Sunday, July 17, 2016 1:38 PM
To: Rick Crum (rick.crum@humboltdna.com); 'nwhitt8.'
Cc: 'Ricker'
Subject: Hum MMLUO proposed revision language

Gents,

Please look at pg 32 of the attached. I made a slight edit to their Section 55.3.2 which I think better covers the research institute / lab aspect. Hopefully this transmits and you can see my comment as a suggested edit. LMK if you can read this. Otherwise, I will try to come up with a better way to get this info across.

Cheers,

.../jsa



**HUMBOLDT
DNA**

**John S. Abrams, PhD
Chief Scientific Officer**

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W: humboltdna.com

Hartwell, Ana

From: Lazar, Steve
Sent: Monday, July 18, 2016 11:23 AM
To: Duke, Natalie
Subject: FW: Concerning Medical Cannabis Dispensaries, and Bud & Breakfasts

From: Sundberg, Ryan
Sent: Monday, July 18, 2016 11:14 AM
To: Wall, Robert
Cc: Blanck, Jeffrey; Lazar, Steve; Fennell, Estelle
Subject: FW: Concerning Medical Cannabis Dispensaries, and Bud & Breakfasts

Hi Rob and Estelle,

I think it is worth looking into how Santa Cruz and Malibu did retail for dispensary in the coastal zones. On the Bud and Breakfast, we don't have zoning in the County except for Shelter Cove, but there is something moving through our planning system to deal with vacation rentals. Also, Lori Ajax had some issues with how it would be tested. We could put a placeholder on this issue since people have been waiting a long time to get approval for Dispensaries.

Best,

Ryan Sundberg
Humboldt County 5th
District Supervisor
707-476-2395

-----Original Message-----

From: Luke Bruner [humboldtrfn@gmail.com]
Sent: Monday, July 18, 2016 10:39 AM Pacific Standard Time
To: Hayes, Kathy; Bohn, Rex; Bass, Virginia; Sundberg, Ryan; Lovelace, Mark; Fennell, Estelle
Subject: Concerning Medical Cannabis Dispensaries, and Bud & Breakfasts

July 18, 2016
To: Humboldt Board of Supervisors
From: Luke Bruner
Re: Medical Cannabis Dispensaries (MCDs)

Chairman Lovelace, Honorable Supervisors,

I whole heartedly commend Your Board for moving forward on the matter of Medical Cannabis Dispensaries (MCDs).

Treating cannabis dispensing as an included zoning use may eliminate need to send to coastal commission for approval. Santa Cruz and Malibu appear to have successfully done this. If a location is already approved for retail activity as part of the LCP, and cannabis dispensaries are just another (more regulated) type of retail activity, then there may be no need for a LCP amendment or modification to allow the activity.

Notably absent are provisions expressly allowing for medicinal Bud-and-Breakfast dispensary operations. Your Board has a multi-year policy position, as a component of its yearly legislative platform, that cannabis should be regulated similar to wine and viticulture. A key component of Sonoma and Napa is Bed and Breakfast operations. A Bud-and-Breakfast dispensary merely has additional restrictions to correspond to its different zoning situation, such as only selling to registered guests. County code already has express provisions for Bed and Breakfasts, which should absolutely be followed. This would merely allow a registered Bed and Breakfast (which pays Transient Occupancy Tax) to also engage

in cannabis dispensing. Some registered Bed and Breakfasts are already doing this. Many others are operating unregistered Bud-and-Breakfasts due to lack of dispensary permitting. Let's get it regulated, permitted, and generating taxes!

A few notes:

1. SB 837, a budget trailer bill that went into effect immediately upon receiving the Governor's signature, changes all instances of the word "*marijuana*" in the state law to "*cannabis*." It would be appropriate for Your Board to change all instances of the word "*marijuana*" in the proposed ordinance to "*cannabis*." "*Cannabis*" is now the exclusive legal term in the State of California.
2. State law now only requires a 600 foot setback from schools. I request that the ordinance be amended to strike the definitions of *Church, Place Where Children Congregate, Residential Treatment Center*, etc (55.3.7, Definitions). Since the ordinance directs all permit applications to go before the Planning Commission for approval, community character and neighborhood impact will already be evaluated on a case by case basis.
3. Section 55.3.11.4 sets hours of operation for 10am-7pm. These hours represents a difficult burden for many persons. 8am-8pm provides a similar level of control, while also ensuring persons are able to obtain their medicine traveling to and from work.
4. Section 55.3.11.7 imposes a prohibition against on-site consumption. San Francisco, Oakland, and other jurisdictions all allow for this. The state law allows for this. Prohibiting on-site consumptions places Humboldt at a competitive disadvantage. This functions as a punitive anti-farmer measure, preventing farmers from having their medicine sampled by patients engaging in medical-tourism. This hurts our local economy, prevents patients from being taught how to appropriately consume cannabis, and prevents patients from sampling medicine to determine what is appropriate for them. I suggest the following edits:
 - A. Only allow on-site consumption from 10am-7pm if packaged cannabis sales also occur.
 - B. Allow on-site consumption outside 10am-7pm if no packaged cannabis sales also occur. This will expressly allow restaurants, lounges, and other venues to sell cannabis for on-site consumption only.
 - C. Require that on-site consumption be expressly part of the CUP application. Some may choose not to pursue on-site consumption as part of their application.