

FRESNO COUNTY BOARD OF SUPERVISORS

RESOLUTION OF INTENTION NO. 16-467

WHEREAS, on November 8, 2016, the voters of the State of California were presented with Proposition 64, titled the "Adult Use of Marijuana Act" (AUMA); and

WHEREAS, the purpose of AUMA is to establish a comprehensive system to legalize, control and regulate the cultivation, processing, manufacture, distribution, testing, and sale of nonmedical marijuana, including marijuana products; and

WHEREAS, the AUMA would permit cities and counties to completely prohibit the possession, planting, cultivation, harvesting, drying, or processing of nonmedical marijuana outdoors upon the grounds of a private residence; and

WHEREAS, the AUMA would also permit cities and counties to completely prohibit the establishment or operation of businesses engaged in commercial nonmedical marijuana activity; and

WHEREAS, in light of the AUMA, the Fresno County Board of Supervisors has determined that it is prudent to clarify the County's position relative to the possession, planting, cultivation, harvesting, drying, or processing of nonmedical marijuana outdoors on the grounds of a private residence and the establishment or operation of businesses engaged in commercial marijuana activity in all Zoning Districts of Fresno County; and

WHEREAS, a Resolution of Intent is required to initiate the necessary studies and draft proposed amendments to the Ordinance Code of Fresno County for Planning Commission and/or Board consideration; and

WHEREAS, after due consideration and deliberation of the information provided in the presentation and the Agenda Item, the Fresno County Board of Supervisors did, on December 6, 2016, direct staff to initiate amendments to the Ordinance Code of Fresno County.

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1 NOW, THEREFORE, BE IT RESOLVED that the Board hereby directs the Department
2 of Public Works and Planning and County Counsel to make the necessary investigations and
3 studies as may be required to amend the Fresno County Zoning Ordinance and Ordinance
4 Code to address the possession, planting, cultivation, harvesting, drying, or processing of
5 nonmedical marijuana outdoors on the grounds of a private residence and the establishment
6 or operation of businesses engaged in commercial marijuana activity in all Zoning Districts of
7 Fresno County.

8 The foregoing Resolution of Intention was approved by the following vote of the Board
9 of Supervisors of the County of Fresno this 6th day of December 2016, to-wit:

11 AYES: Supervisors Borgeas, Mendes, Pacheco, Perea, Poochigian

12 NOES: None

13 ABSENT: None

14 

15 ERNEST BUDDY MENDES, CHAIRMAN
BOARD OF SUPERVISORS

16 ATTEST:

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18 BERNICE SIEDEL, CLERK
BOARD OF SUPERVISORS