



Sacramento County Recorder  
 Donna Allred, Clerk/Recorder  
 BOOK **20170419** PAGE **1230**  
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TO: COUNTY RECORDER  
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NO FEE RECORDING  
 GOVERNMENT CODE  
 SECTION 6103

RJD/19/1-6

RECORDING REQUESTED BY  
 AND WHEN RECORDED MAIL TO:  
**08-2450, ATTENTION: RENAE MCCLAIN-WHITE**

Phone: 874-7735

**ORDINANCE NO. SZC-2017-0005**

**AN ORDINANCE OF THE BOARD OF SUPERVISORS OF THE  
 COUNTY OF SACRAMENTO TO AMEND THE ZONING CODE  
 OF SACRAMENTO COUNTY PERTAINING TO THE REGULATION OF  
 MARIJUANA**

2017 APR 28 PM 1:03  
 COUNTY OF SACRAMENTO  
 BOARD OF SUPERVISORS

**RE: ITEM NO. 72  
 BOS 4-11-17  
 Marijuana Zoning Code  
 PLNP2017-00064**

ORDINANCE NO. SZC 2017-0005

AN ORDINANCE OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SACRAMENTO TO AMEND THE ZONING CODE OF SACRAMENTO COUNTY PERTAINING TO THE REGULATION OF MARIJUANA

The Board of Supervisors of the County of Sacramento, State of California, do ordain as follows:

SECTION 1: The Zoning Code of Sacramento County, Ordinance No. 2015-0005 is amended to revise various provisions as described in Exhibit A.

SECTION 2: This ordinance shall take effect and be in full force on and after 30 days from the date of its passage hereof, and, before expiration of 15 days from the date of its passage, it shall be published once with the names of the members of the Board of Supervisors voting for and against the same, said publication to be made in a newspaper of general circulation published within the County of Sacramento, State of California.

On a motion by Supervisor Peters, seconded by Supervisor Frost, the foregoing ordinance was passed and adopted by the Board of Supervisors of the County of Sacramento, State of California, at a regular meeting thereof this 11<sup>th</sup> day of April 2017, by the following vote, to wit:

AYES: Supervisors, Frost, Peters, Nottoli

NOES: Supervisors, Kennedy

ABSENT: Supervisors, Serna

ABSTAIN: Supervisors, None

RECUSAL: Supervisors, None

(PER POLITICAL REFORM ACT (§ 18702.5.))



*Florence Evans*  
Clerk, Board of Supervisors

*Don Nottoli*

Chair of the Board of Supervisors  
of Sacramento County, California

FILED  
BOARD OF SUPERVISORS

APR 11 2017  
*Florence Evans*  
By Clerk of the Board

In accordance with Section 25103 of the Government Code of the State of California a copy of the document has been delivered to the Chair of the Board of Supervisors, County of Sacramento on 4-11-17

By *Renee White*  
Deputy Clerk, Board of Supervisors

## **EXHIBIT A**

**TABLE 3.2: ALLOWED ACCESSORY USES<sup>1</sup> [AMENDED 02-24-2017]**

Zoning Districts	Agricultural		Agricultural-Residential		Residential				Recreation	Mixed Use	Commercial			Industrial	Use Standard										
	AG-160, AG-80, AG-40, AG-20	UR	IR	AR-10, AR-5	AR-2, AR-1	RD-1, RD-2	RD-3, RD-4	RD-5, RD-7			RD-10, RD-15	RD-20, RD-25, RD-30, RD-40	RR			O	C-O	NMC	CMC	NMZ	BP	LC <sup>2</sup>	GC <sup>3</sup>	MP	M-1
Use, Service, or Facility																									
EE, Marijuana, Personal Cultivation	A	A	A	A	A	A	A	A	A	A	A	A	A	A	A	A	A	A	A	A	A	A	A	A	3.9.3.BB

**KEY**  
 P= Permitted Primary Use  
 MC= Minor Use Permit  
 CZ = Conditional Use Permit by the Zoning Administrator  
 A = Permitted Accessory Use  
 [Grey Boxes] = Refer to Applicable Use Standards in Sections Identified

<sup>1</sup> All accessory uses are subject to the general accessory use standards in Section 3.9.1, in addition to the specific standards cited in this table.  
<sup>2</sup> Includes former SC zoning district; interim standards for SC zoning districts should refer to Title IV of the Sacramento County Zoning Code.  
<sup>3</sup> Includes former AC and TC zoning districts; interim standards for AC and TC zoning districts should refer to Title IV of the Sacramento County Zoning Code.

### **3.2. TABLES OF ALLOWED USES**

#### **3.2.1. Table Organization [AMENDED 04-07-2016]**

In Tables 3.1, 3.2, and 3.3, land uses and activities are classified into general use categories, use subcategories, and specific use types based on common functional, product, or physical characteristics such as the type and amount of activity, the type of customers or residents, how goods or services are sold or delivered, and site conditions. This classification provides a systematic basis for assigning present and future land uses into appropriate zoning districts.

#### **3.2.4. Uses Not Provided for in the Tables [AMENDED 02-24-2017]**

**3.2.4.A.** If a use is not listed in Table 3.1, 3.2, or 3.3, included in a use definition, or shown as a permitted or conditionally permitted use in any zoning district, the use is prohibited, unless the Planning Director determines that either:

1. The use is substantially similar in characteristics, intensity, and compatibility to a use or uses within the zoning district, applicable to the property; or
2. The use would be appropriate in the zoning district, applicable to the property as a permitted or conditional use.

**3.2.4.B.** In those cases where the Planning Director makes a determination that the use meets either Sections 3.2.1 or 3.2.2, the use shall conform to all the regulations, conditions of approval, and use standards applicable to the similar described use(s). If the use would be appropriate in the zoning district as a conditional use, a Conditional Use Permit shall be heard by the designated hearing body for the similar use.

**3.2.4.C.** Commercial marijuana activities as defined in Section 7.3 of this Code are prohibited in all Zoning Districts.

#### **3.9.3. Use-Specific Standards for Accessory Uses**

The specific standards of this Section shall apply in addition to the general standards of Section 3.9.2. In the event of conflict, the more restrictive standard in the opinion of the Planning Director shall apply.

##### **3.9.3.BB. Marijuana, Personal Cultivation**

Marijuana cultivation for personal use is subject to the definitions and restrictions contained in Chapter 6.88, Title 6, of the Sacramento County Code.

### **7.3. CODE TERMS AND USE DEFINITIONS**

This Section defines the terms used in this Code and the uses contained in Chapter 3, Use Regulations.

#### **Marijuana, Commercial Activities**

Includes all commercial activities as set forth in Business and Professions Code sections 19300.5 and 26001, including, but not limited to the cultivation, possession, manufacture, processing, storing, laboratory testing, labeling, transporting, distribution, delivery or sale of marijuana or marijuana products.

#### **Marijuana, Personal Cultivation**

The cultivation of marijuana for personal use is subject to the definitions and restrictions contained in Chapter 6.88, Title 6, of the Sacramento County Code.

**CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT**

**CIVIL CODE § 1189**

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California )  
County of Sacramento )  
On April 17, 2017 before me, Stephanie Studdert, Notary Public,  
Date Here Insert Name and Title of the Officer  
personally appeared Florence Evans  
Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.



Signature [Signature]  
Signature of Notary Public

Place Notary Seal Above

**OPTIONAL**

Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

**Description of Attached Document**

Title or Type of Document: \_\_\_\_\_ Document Date: \_\_\_\_\_  
Number of Pages: \_\_\_\_\_ Signer(s) Other Than Named Above: \_\_\_\_\_

**Capacity(ies) Claimed by Signer(s)**

Signer's Name: \_\_\_\_\_  
 Corporate Officer — Title(s): \_\_\_\_\_  
 Partner —  Limited  General  
 Individual  Attorney in Fact  
 Trustee  Guardian or Conservator  
 Other: \_\_\_\_\_  
Signer Is Representing: \_\_\_\_\_

Signer's Name: \_\_\_\_\_  
 Corporate Officer — Title(s): \_\_\_\_\_  
 Partner —  Limited  General  
 Individual  Attorney in Fact  
 Trustee  Guardian or Conservator  
 Other: \_\_\_\_\_  
Signer Is Representing: \_\_\_\_\_