

Overview of Various Licenses for Mountain Grows (key issues)

Provisional License Track (Grandfathering)

Sites Allowed:

- Parcels > 1 acre
- RA, SU, TP, A, RR
- Existing grows as of Jan 1, 20__

Location & Canopy Size:

- Meet more lenient setbacks
- Limited outdoor & indoor grow sizes, scaled for parcel size

Standards:

- Legal water source
- Meet fire and electrical code requirements
- Meet BMPs as closely as possible, w/o H&S issues

Annual License
Renewal for 2-3
years max

Grow
Phased
Out

Grow Meets
all reqmts &
BMPs

Provisional Graduates Track

Sites Allowed:

- Parcels > 1 acre
- RA (> 3 acres), SU, A, TP,
- Provisional license graduates

Location & Canopy Size:

- Meet setbacks
- Somewhat larger grow sizes, scaled for parcel size
- **Process for getting exceptions**

Standards:

- On-site residence, on-site water, non-generator power
- Meet fire and electrical code requirements
- Meet BMPs
- **Process for getting exception to standards**

Annual
License
Renewal

New License Track (Starting Year 3)

Sites Allowed:

- Parcels > 1 acre
- RA (> 5 acres), SU, A, TP
- New or larger grows

Location & Canopy Size:

- Meet setbacks
- Outdoor & indoor grow sizes, scaled for parcel size
- **Process for getting exceptions**

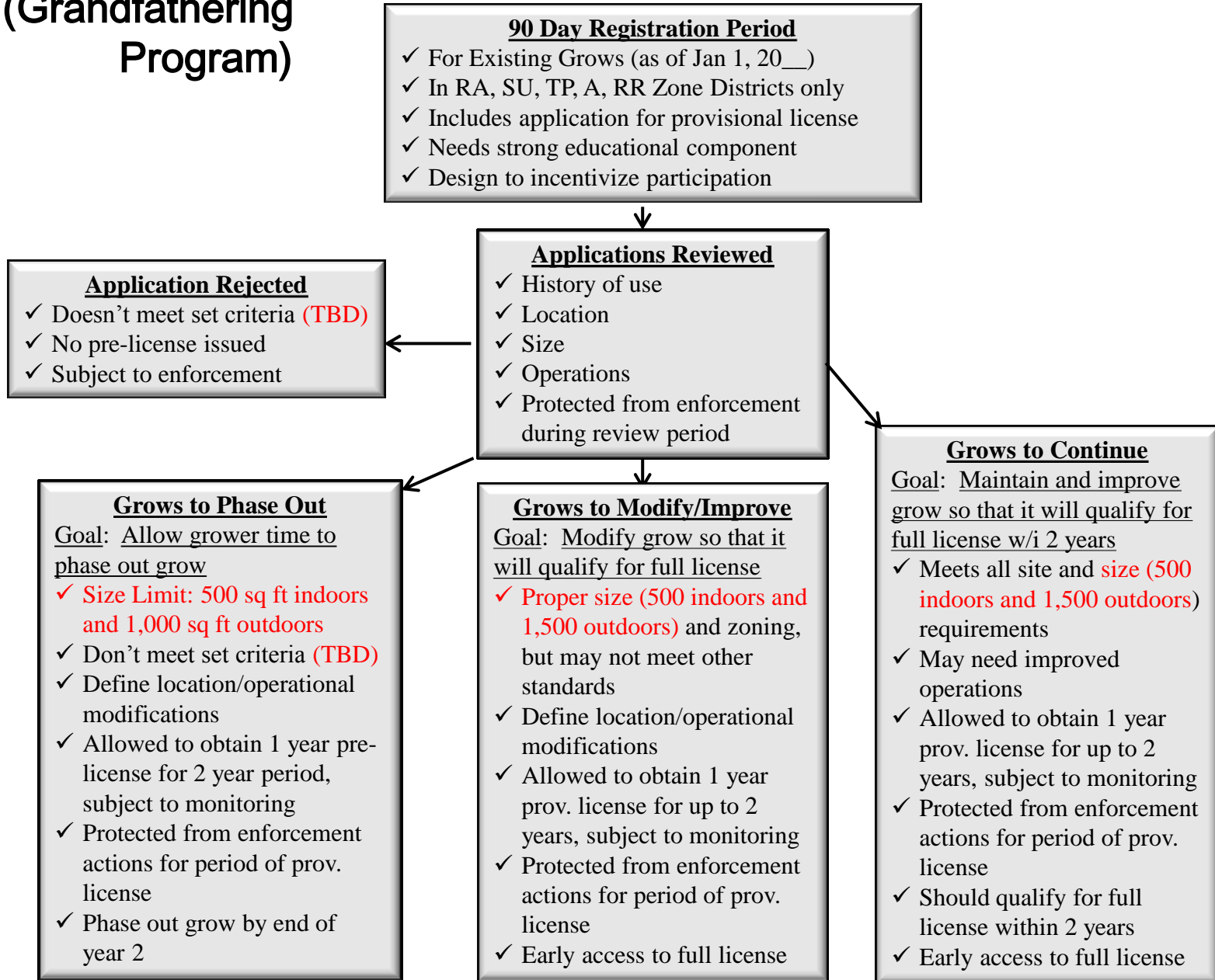
Standards:

- On-site residence, on-site water, non-gen power
- Meet fire and electrical code requirements
- Meet BMPs
- **Process for getting exception to standards**

Annual
License
Renewal

Provisional License System for Mountain Grows

(Grandfathering Program)



Summary of Proposed Regulations for Grows in Mountain Areas (from Mountain-Neighborhood Subcommittee)

| | Grandfather Program for Mountain Grows (Provisonal Licenses) | | Regular Licensing Program for Mountain Grows (Graduates from Provisonal Licenses) | | Regular Licensing Program for Mountain Grows (New Grows Starting in Year 3) | |
|--|---|--|--|---|--|---|
| | Indoor | Outdoor | Indoor | Outdoor | Indoor | Outdoor |
| License Requirements | | | | | | |
| Registration | ✓ required w/i 90 days of program starting to be eligible | ✓ required w/i 90 days of program starting to be eligible | | | | |
| Provisonal License Option | ✓ Renewed annually for 2 years | ✓ Renewed annually for 2 years | | | | |
| Regular Annual License Required | | | ✓ | ✓ | ✓ | ✓ |
| Eligible for Exception Process (w/ public and fire input) | no | no | yes, <u>allowed where indicated below</u> | yes, <u>allowed where indicated below</u> | yes, <u>allowed where indicated below</u> | yes, <u>allowed where indicated below</u> |
| Site Eligibility Requirements | | | | | | |
| Requires evidence of medical growing prior to <u>Jan 1, 2014 or 2016</u> | ✓ | ✓ | must have previously possessed prov. license | must have previously possessed prov. license | | |
| Allowed Inside USL and RSL | no | no | no | no | no | no |
| Allowed zone districts: (Note: TP only on non-timbered area) | TP, SU, A, RA, RR | TP, SU, A, RA, RR | TP, SU, A, RA | TP, SU, A, RA | TP, SU, A, RA | TP, SU, A, RA |
| A | ✓ | ✓ | ✓ | ✓ | ✓ special standards for A grows > __ acres? | ✓ special standards for A grows > __ acres? |
| RR | ✓ | ✓ | no | no | | |
| Minimum parcel size | 1 acre | 1 acre | 1 acre, but 3 acres on RA w/o exception | 1 acre, but 3 acres on RA w/o exception | 1 acre, but 5 acres on RA w/o exception | 1 acre, but 5 acres on RA w/o exception |
| Canopy Limits (up to) | 500 sq feet | <u>1-5 acres</u> -- 750 sq ft or 35 non-contig. plants <u>5+ acres</u> -- 1,500 sq ft or 50 non-contig. plants For grows being phased out: <u>1-5 acres</u> -- 500 sq ft or 25 non-contig. plants <u>5+ acres</u> -- 1,000 sq ft or 50 non-contig. plants | smaller grows, but actual size still under discussion | <u>1-5 acres</u> -- 750 sq ft or 35 non-contig. plants <u>5-10 acres</u> -- 2,000 sq ft or 50 non-contig. plants <u>10+ acres</u> -- 3,000 sq ft or 50 non-contig. plants | smaller grows, but actual size still under discussion | <u>10-20 acres</u> -- 5,000 sq ft <u>10-20 acres</u> -- 10,000 sq ft (need exception for new grows on smaller parcels) |

| | Grandfather Program for Mountain Grows (Provisonal Licenses) | | Regular Licensing Program for Mountain Grows (Graduates from Provisonal Licenses) | | Regular Licensing Program for Mountain Grows (New Grows Starting in Year 3) | |
|---|--|--|--|--|--|--|
| Use of existing non-hab. & struct-sound out-buildings (barns, etc.) | OK | N/A | OK | N/A | OK | N/A |
| Owner/ <u>manager</u> of grow must have permanent residence on-site | | | ✓ (can apply for exception) | ✓ (can apply for exception) | ✓ (can apply for exception) | ✓ (can apply for exception) |
| Must meet the following setbacks: | | | can apply for exceptions | can apply for exceptions | can apply for exceptions | can apply for exceptions |
| - schools (State law) | 600 feet | 600 feet | 600 feet | 600 feet | 600 feet | 600 feet |
| - <u>parks (intense use) & libraries</u> | more flexible standards | more flexible standards | 600 feet | 600 feet | 600 feet | 600 feet |
| - <u>parks (lower level use)</u> | more flexible standards | more flexible standards | 300 feet | 300 feet | 300 feet | 300 feet |
| - hab. structures on adj. prop. | flexible standards, but no less than ____' | flexible standards, but no less than ____' | 300 feet | 300 feet | still discussing; could be larger, given larger parcel sizes | |
| - public r-o-w & private roads | N/A - in existing bldg | more lenient standards | 10 acres - 200 feet 10-20 acres- 300 feet 20+ acres - 400 ft | | 10 acres - 200 feet 10-20 acres- 300 feet 20+ acres - 400 ft | |
| Enclosed by secure opaque 6 ft fencing | N/A | ✓ | N/A | ✓ (can apply for exception) | N/A | ✓ (can apply for exception) |
| Meet County's environmental and water regulations | More Lenient Standards, but cannot cause Health and Safety problem | More Lenient Standards, but cannot cause Health and Safety problem | ✓ | ✓ | ✓ | ✓ |
| Generator for Emergencies Only | main power use ok with fire approval | main power use ok with fire approval | ✓ (can apply for exception, including fire approval) | ✓ (can apply for exception, including fire approval) | ✓ (can apply for exception, including fire approval) | ✓ (can apply for exception, including fire approval) |
| Approved on-site Water | trucking water possible | trucking water possible | ✓ (can apply for exception for trucked water) | ✓ (can apply for exception for trucked water) | ✓ (can apply for exception for trucked water) | ✓ (can apply for exception for trucked water) |
| Air filtration system required | | | ✓ (can apply for exception) | | ✓ (can apply for exception) | |