

BOARD OF SUPERVISORS, COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

Certified copy of portion of proceedings, Meeting of October 20, 2026

RESOLUTION NO.

RESOLUTION BY THE BOARD OF SUPERVISORS OF THE COUNTY OF HUMBOLDT MAKING FINDINGS IN SUPPORT OF ADOPTING THE AMENDMENT TO THE COMMERCIAL CANNABIS INDOOR PROVISIONS ORDINANCE ALLOWING INDOOR CANNABIS CULTIVATION IN AE, AG, FR AND U ZONES TO BE CONDUCTED IN BUILDINGS CONSTRUCTED AFTER JANUARY 1, 2016.

WHEREAS, California Government Code Section 65850, et seq. authorizes counties to regulate land use, and to adopt and amend general plans and zoning and building ordinances for such purposes, and sets forth procedures governing the adoption and amendment of such ordinances; and

WHEREAS, the Humboldt County Board of Supervisors adopted the Commercial Cannabis Land Use Ordinance on May 18, 2018, which has been effective since June 18, 2018; and

WHEREAS, public comment has revealed a desire from some cultivators to establish indoor cannabis cultivation in buildings that have been constructed after January 1, 2016 or are currently proposed. Therefore, Humboldt County initiated the Zoning Ordinance amendment herein to remove the previous restriction; and

WHEREAS, on September 17, 2026, the Humboldt County Planning Commission recommended the Board of Supervisors adopt the proposed draft Amendment to the Commercial Cannabis Indoor Provisions Ordinance; and

WHEREAS, on October 6, 2026, the Planning Division caused to be published in the Eureka Times-Standard, a newspaper of general circulation in Humboldt County, a Notice of Public Hearing with the Board of Supervisors on the proposed amendment regarding the Indoor Cannabis Provisions; and

WHEREAS, the Board of Supervisors held a public hearing on the Amendment to the Commercial Cannabis Indoor Provisions Ordinance and text amendment on October 20, 2026.

Now, THEREFORE BE IT RESOLVED, that the Board of Supervisors makes all the following findings:

- 1. FINDING:** **Record Description:** An amendment to the Commercial Cannabis Indoor Cultivation provisions of the Inland Zoning Regulations to amend subsection 314-55.4.8.1.1 to allow indoor cultivation in AE, AG, FR, and U zones to be permitted within non-residential buildings constructed after January 1, 2016. The ordinance currently restricts indoor cultivation in

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these zones to non-residential buildings that were in existence prior to January 1, 2016. This Zoning Ordinance Amendment applies to the entire inland region of Humboldt County.

EVIDENCE: a) Record File: PLN-2026-19583

FINDINGS FOR CALIFORNIA ENVIRONMENTAL QUALITY ACT

2. FINDING: The project complies with the requirements of the California Environmental Quality Act. The Humboldt County Planning Commission has considered the Environmental Impact Report (EIR) prepared for the Commercial Cannabis Land Use Ordinance (CCLUO) adopted by the Humboldt County Board of Supervisors on May 8, 2018, and the Addendum to the EIR.

EVIDENCE:

- a) Addendum prepared for the proposed project.
- b) The proposed project does not present substantial changes that would require major revisions to the previous EIR. No new information of substantial importance that was not known and could not be known at the time was presented as described by §15162(a) & (c) of CEQA Guidelines.
- c) The Draft EIR identifies that the subject zoning districts are appropriate for cannabis cultivation because they are zone districts in which agriculture is a principal permitted use and cannabis cultivation is an agricultural product. Regardless of the type of cultivation (outdoor, mixed-light, indoor), cannabis is an agricultural product that is consistent with the identified potential uses of these areas in the EIR.
- d) Requirements in the existing CCLUO for indoor cultivation ensure no adverse impacts will occur.
- e) Existing mitigation measures in the EIR apply to proposed indoor operations and to proposed new structures.

PUBLIC INTEREST

3. FINDING: The amendment is in the public interest.

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- EVIDENCE:**
- a) Locations with flat ground, well developed access, adequate water and grid power are appropriate for indoor cultivation and many of these areas are zoned AE, AG, FR and U (with Resource Production land use designations).
 - b) Restricting indoor cultivation in these areas to existing buildings has limited the opportunity for many of these locations to engage in this activity. Allowing new buildings to be used for indoor operations will enable some of the more suitable locations for indoor cultivation to be able to obtain a permit and contribute to the local economy.

CONSISTENCY WITH THE GENERAL PLAN

- 4. FINDING:** The proposed Commercial Cannabis Land Use Ordinance amendment is consistent with the General Plan.

- EVIDENCE:**
- a) The General Plan identifies where commercial, agricultural, and industrial uses are allowed. This ordinance amendment would not change that.
 - b) The Ordinance Amendment would not directly grant any additional development entitlements which do not already exist. New agricultural buildings are already allowed to be constructed on these properties and indoor cultivation is already allowed to occur on these properties.

CONSISTENCY WITH STATE PLANNING LAW

- 5. FINDING:** Humboldt County Code Section 312-50.3.4 requires that any proposed amendment must not reduce the residential density for any parcel below that utilized by the Department of Housing and Community Development in determining compliance with housing element law, unless specific findings are made. The proposed amendment does not limit the number of housing units which may be constructed on an annual basis.

- EVIDENCE:**
- a) This amendment to the Commercial Cannabis Land Use Ordinance does not reduce residential density for any parcel utilized by the

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Department of Housing and Community Development in determining compliance with housing element law.

The allowance of these uses will not alter the residential density of parcels within Humboldt County.

NOW, THEREFORE, based upon the above findings and evidence, the Humboldt County Board of Supervisors does hereby:

1. Adopt the Amendment to the Commercial Cannabis Indoor Provisions Ordinance; and
2. Direct the Clerk of the Board to publish the Post-Adoption Summary of the Ordinance within fifteen (15) days after its passage.

Dated: _____

Mike Wilson, Chair
Humboldt County Board of Supervisors

Adopted on motion by Supervisor _____, Seconded by Supervisor _____,
and the following vote:

AYES: Supervisors: --

NAYES: Supervisors: --

ABSENT: Supervisors: --

ABSTAIN: Supervisors: --

STATE OF CALIFORNIA

County of Humboldt

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I, Tracy Damico, Clerk of the Board of Supervisors, County of Humboldt, State of California, do hereby certify the foregoing to be a full, true, and correct copy of the original made in the above-entitled matter by said Board of Supervisors at a meeting held in Eureka, California as the same now appears of record in my Office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of said Board of Supervisors.

By Kaleigh Maffei

Deputy Clerk of the Board of Supervisors of the
County of Humboldt, State of California