

# Butte County Department of Development Services, Building Division, Code Enforcement



## RESTRICTIONS ON CULTIVATION OF MEDICAL MARIJUANA **2015 PROGRAM SUMMARY**



# Overview



- **Photo Review MM Chapter 34A Violations: Chris Jellison, Supervising, Code Enforcement Officer**
- **MM Staff Report/Summary Highlights: Tim Snellings, Director**
- **MM Chapter 34a Recommendations: Tim Snellings, Director**

# 2015



## Photo Review MM Chapter 34A Violations:

**Chris Jellison, Supervising, Code Enforcement  
Officer**





























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27-5-14-2050

ALL ORANGE LMA

# 2015



## **MM Staff Report/Summary Highlights: Tim Snellings, Director**



# Background



- **February 11<sup>th</sup>, 2014:** The Board of Supervisors approved an amendment to Chapter 34A to change the rules for growing medical marijuana
- **November 2014:** Voters affirmed the Board of Supervisor's ordinance with a 60% affirmative vote
- **December 9<sup>th</sup>, 2014:** The Board of Supervisors approved a budget amendment that set in motion an implementation plan for MMJ program enforcement
- **January 8<sup>th</sup>, 2015:** The Department of Development Services, Code Enforcement, began program implementation

# 2015 Program Implementation

- **Public Outreach – Over 21 community meetings**



# 2015 Program Implementation

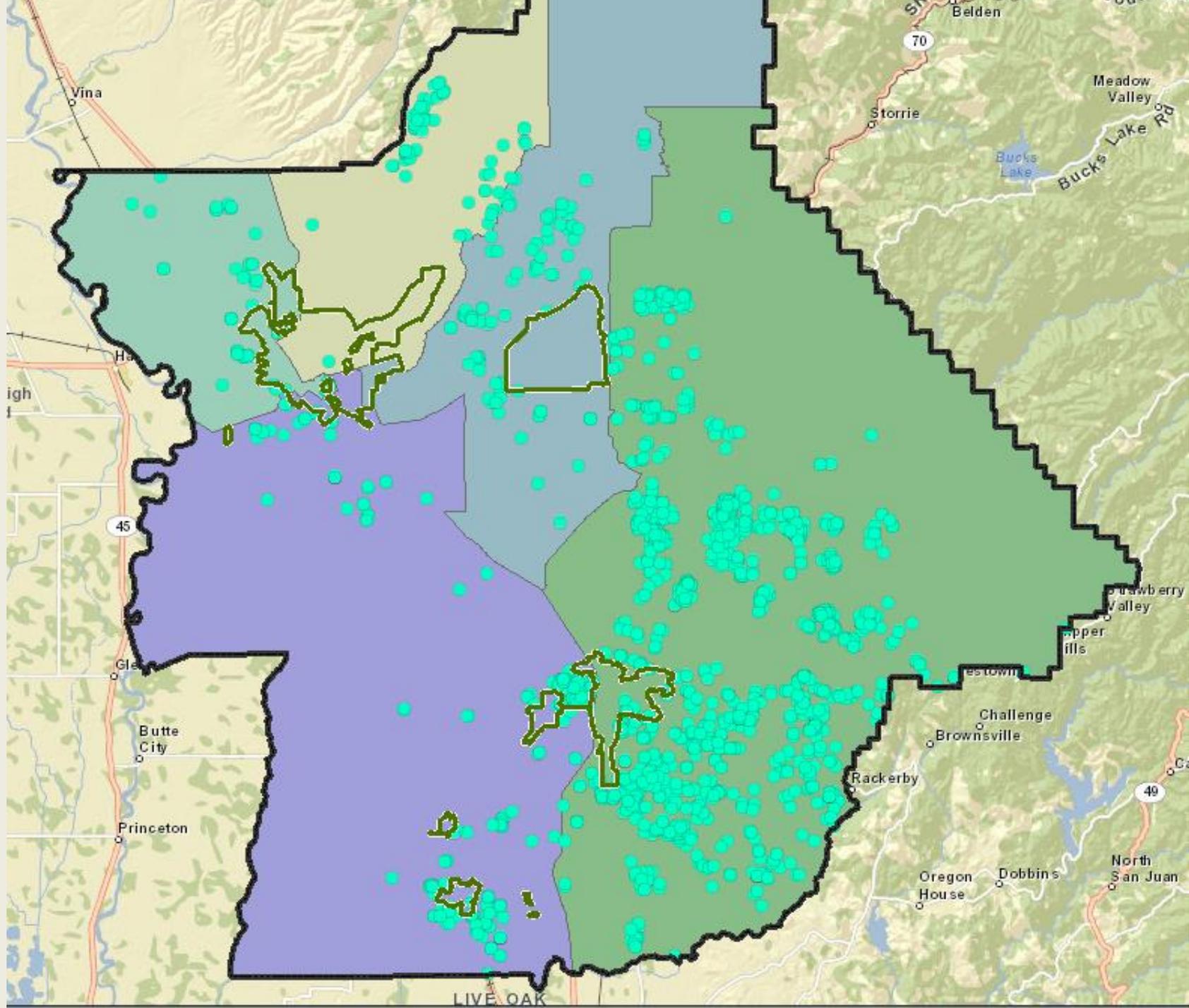


- **3 Neighborhood Sweeps Conducted**
  - **156 Residences contacted**
  - **47 Citations issued**
  - **15 Residences where MMJ was destroyed on site**

# Case Management

## MEDICAL MARIJUANA (CHAPTER 34A) CASE MANAGEMENT

	MM COMPLAINT CASES RECEIVED	ACTIVE CASES	CASES CLOSED
2015	1489	495	994
2014	189	0	183



# 2015 Administrative Citations



<b>CITATIONS</b>				
	<b>ISSUED</b>	<b>TOTAL FINES</b>	<b>TOTAL PAID</b>	<b>TOTAL OUTSTANDING</b>
<b>2015</b>	<b>894</b>	<b>\$2,934,400</b>	<b>\$171,175</b>	<b>\$2,755,425</b>

# Nuisance Abatement Hearings



## NUISANCE ABATEMENT HEARINGS FOR MM

CASES PREVAILED	CASES NOT PREVAILED	TOTAL HEARINGS
18	1	19

# 2015 Budget



	<b>FY 2014-15 Budget</b>	<b>FY 2014-15 Actual</b>	<b>FY 2015-16 Budget*</b>	<b>FY 2015-16 Actual*</b>
<b>Revenues</b>	<b>\$0</b>	<b>\$39,180</b>	<b>\$0</b>	<b>\$131,895</b>
<b>Expenditures</b>	<b>\$446,500</b>	<b>\$231,328</b>	<b>\$211,846</b>	<b>\$217,885</b>

\*Actual revenue and expenditures are to-date; the budget appropriation is through June 30, 2016.

# 2015 Budget Summary



- \*Total Actual Expenditures in 2015: \$449,213
- Total Revenue: \$171,175
- \*Net Program Cost for 2015 Program: \$278,038

\*NOTE: Includes direct charges from DA. Does not include any costs from the Sheriff.

# 2015 Additional Actions and Duties



- **Meetings with County Administrators Office, District Attorney, County Counsel, Dept of Development Services and Sheriffs Office**
  - ▣ **16**
- **MMJ Inspections with several different agencies, to include:**
  - ▣ **Butte County Sheriffs Office, Special Enforcement, Butte Interagency Narcotics Task Force, District Attorney's Office, Public Health, California Highway Patrol, Fish and Wildlife, Animal Control and P.G.E**

# 2015 MMJ Accomplishments

## MISCELLANEOUS ACTIVITIES TIED TO COMPLIANT SITE VISITS

11	Total amount of arrests in relation to an MM parcel visit by the Sheriff's/District Attorney's Department.
3	Total amount of butane honey oil labs discovered while doing parcels inspections.
34,456	Total amount of MM plants destroyed due to MM inspection and Compliance.
11	Total amount of warrant arrests due to an MM inspection.
109	Total amount of Citation appeals requested.
10	Public Records Requests

# 2015 MMJ Key Successes



- **Compliance Achievement – Destroyed nearly 35,000 marijuana plants**
- **Butte County Teamwork – Excellent departmental coordination to prioritize resources and implement program including security for field staff**
- **Large Volume of cases – 1489 complaint code cases received**



# 2015 Key Hurdles



- **Having separate Citation and Nuisance Abatement processes lengthened the timeline to achieve compliance**
- **County costs and citation fine recovery were not consistently interpreted by hearing officers**
- **BCSO Manpower hours - we need to make sure to match Code Enforcement Officer resources with law enforcement personnel for security and site inspections**

# 2015 Key Hurdles



- **Confusion about the language for the size of grow on less than .5 acre MMJ grow**
- **Hearing officers were confused on the “up to” \$500 fine on the first offense and “up to” \$1000 fine thereafter for the violation at the discretion of the CEO**
- **Hiring Code Enforcement Officers and administrative staff fully in an Extra Help capacity made it difficult to achieve consistency within the program**



# 2015



## **MM Chapter 34A Recommendations: Next Presentation**

