

Growing Area

Growing areas must be in a single, contiguous space.

The length and width of the single growing area shall not exceed a ratio of 2:1.

Growing areas must be set back from other parcel boundaries. Set back areas are based on parcel size.

Fencing is required if the marijuana is visible from public view, or if the growing parcel is less than 5 acres.

Parcel Size	Indoor / Outdoor	Growing Area	Setback to Parcel Line
1/2 acres or less	Indoor only*	50 sq. ft.	15 ft.
Greater than 1.2 acre but less than 5 acres	Indoor or outdoor	50 sq. ft.	50 ft.
Equal to or greater than 5 acres, but less than 10 acres	Indoor or outdoor	up to 100 sq. ft.	75 ft.
Equal to or greater than 10 acres	Indoor or outdoor	up to 150 sq. ft.	150 ft.

*Building permits are required for electric, plumbing, and mechanical.

Note: for recommendations requirements by parcel size, see full ordinance at www.buttecounty.net/stayinthebox.

10 feet



5 feet

Medical Marijuana Cultivation Restrictions in Butte County.

New restrictions effective July 2016.

The passage of Measure H has significantly strengthened the enforcement provisions of the County's cultivation ordinance. Owners and tenants will still be provided a 72 hour period to correct any violations, but if they fail to do so, a hearing will be set, and the County will be entitled to penalties of \$1,000 a day for each day the violation continues to exist. All costs and penalties will be recoverable through a lien on the property.

All existing restrictions on cultivation of medical marijuana are in place.

Visit www.buttecounty.net/stayinthebox to read the full ordinance.

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Medical Marijuana Growing Restrictions



Growing Requirements

Residency Requirements

All persons growing medical marijuana on the property or participating directly or indirectly in the growing must be Butte County residents.

Persons engaging in growing of medical marijuana must have resided in Butte County for at least one year prior to growing medical marijuana in Butte County.

All members of a collective must be Butte County residents or immediate family members or primary caregivers of a Butte County resident.

Property Ownership

Persons growing medical marijuana must either:

1. Own the premises where the growing is taking place, or
2. Have entered into a written lease with the actual owner of the premises.

If the person(s) growing and/or harvesting are not the legal owner(s) of the parcel(s), they shall obtain the written, notarized permission of the legal owner(s) consenting to the growing and/or harvesting.

Property Requirements

Growing must be done on a legal parcel of property that includes an occupied residence.

Growing parcels must have a permitted permanent water well or connection to municipal water source.

No unlawful or unpermitted surface drawing of water and no illegal discharges of water from the premises.

Growing sites must have either municipal sewer systems or an inspected and permitted sewage disposal system.

Reporting Violations

Any person can report a violation of this ordinance. Anonymous reports will be accepted.

Visit www.buttecounty.net/stayinthebox or call 530.538.6000 to report a violation.

Penalties for Violation

Penalties for violating growing restrictions have increased.

Administrative Civil Penalties have increased to \$500 a day for the first three days (initial 72-hour period), and \$1,000 a day for every day thereafter that the violation continues to exist. All costs and penalties will become a lien on the property, and can only be avoided if all violations are corrected within the initial 72-hour period.

Growing is not allowed in some places.

- Within 1,000 feet of a youth-oriented facility, a school, a park, or any church or residential treatment facility
- Within 600 feet of a school bus stop
- Within 50 or 100 feet (depending on parcel size) of an occupied residential structure on a separate parcel
- From any location where the plants are visible from the public right of way or publicly traveled private roads
- In commercial, industrial or special use zones