



# Butte County Department of Development Services

## Code Enforcement Division

7 County Center Drive  
 Oroville, CA 95965  
 (530) 552-3702 Office  
 (530) 538-7785 Fax

[www.buttecounty.net/dds](http://www.buttecounty.net/dds)

FORM NO

DCE-1

### “RESTRICTIONS ON CULTIVATION OF MEDICAL CANNABIS” ORDINANCE (BCC 34A) TABLE

PARCEL SIZE (ACRES)	INDOOR/OUTDOOR	CULTIVATION AREA	RECOMMENDATION REQUIREMENTS	SETBACKS	SETBACKS (RESIDENCE)	FENCING
½ or less	Indoor ONLY (120 Square Feet)	50 Square Feet	1+ Recommendations	15 FT	N/A	All cannabis grown outside of any building must be fully enclosed by a solid and opaque fence (of approved materials by the Department of Development Services) at least six (6) feet in height or a height sufficient to conceal the cannabis from public view.
Greater than ½ but less than 5	Indoor or outdoor	50 Square Feet	1+ Recommendations	50 FT	50 FT	
Equal to or greater than 5 but less than 10	Indoor or outdoor	100 Square Feet	2+ Recommendations	75 FT	100 FT	
Equal to or greater than 10	Indoor or outdoor	150 Square Feet	3+ Recommendations	150 FT	100 FT	

#### CULTIVATION OF MEDICAL CANNABIS REQUIREMENTS:

- Cultivation will only be permitted on parcels that have a legal residence (as defined in the 2013 California Residential Code) and have met the requirements of Section 34A-6 (residency requirements-see #2) and 34A-7 (Environmental requirements-see #4, #5 & #6).
- All persons residing at the premises or those participating directly or indirectly in the cultivation, MUST be Butte County Residents for one year.
- The limitations hold true for everyone, no matter if there is a cooperative or collective. If the person(s) cultivating cannabis on any legal parcel is/are not the owner(s) of the parcel, such person(s) shall 1) have entered into a written lease with the owner and 2) obtain written permission (including notarized signatures) of the owner(s) consenting to the cultivation of cannabis on the parcel.
- The cultivation area has to consist of ONE single cultivation space not exceeding a 2:1 ratio (length to width).
- ANY person can report a violation of this ordinance. Anonymous reports will be accepted.
- There shall be no cultivation of cannabis in public view.
- There shall be no cultivation of cannabis in Commercial Zones, Industrial Zones, or Special Purpose Zones.
- There shall be no cultivation of cannabis within 1,000 feet of a youth oriented facility, school, park, church or residential treatment facility; or within 600 feet of a school bus stop. For setbacks pertaining to occupied residential structures please refer to BCC 34A-8(b)(3).
- All persons engaging in the cultivation of cannabis shall (1) have a permitted permanent water supply, (2) not engage in unlawful or unpermitted surface drawing of water for such cultivation and (3) not permit illegal discharges of water from the premises.
- The premises where the cultivation of cannabis takes places shall be connected to a municipal sewer system/permitted on-site sewage disposal system.
- Persons engaging in the cultivation of cannabis shall use, dispose and store chemicals pursuant to applicable laws.

To view the full text of this ordinance go to <http://www.buttecounty.net/dds>

## Butte County Code Enforcement 530.552.3702

Version 50 1.8.20

(k:) CODE ENFORCEMENT/FORMS/DCE FORMS/CANNABIS FORMS