



# Butte County Department of Development Services

## Code Enforcement Division

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

FORM NO

DCE-1

### "RESTRICTIONS ON CULTIVATION OF NON-MEDICAL CANNABIS" ORDINANCE (BCC 34C) TABLE

PARCEL SIZE (ACRES)	INDOOR/OUTDOOR	# OF PLANTS	RECOMMENDATION	SETBACKS	SETBACKS (RESIDENCE)	FENCING
Less than 5.0 acres	Indoor ONLY	6	N/A	15 FT	75 FT	Not Applicable
5.0 acres but less than 10.0 acres.	Indoor or Outdoor	6	N/A	75 FT	150 FT	All cultivation areas must be out of public view and comply with the 34C-10 - Fencing.
10.0 acres or larger	Indoor or Outdoor	6	N/A	150 FT	150 FT	All cultivation areas must be out of public view and comply with the 34C-10 - Fencing.

#### CULTIVATION OF NON-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 34C-7 (Environmental requirements).
- 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 six cannabis plants.
- 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 34C-8(a)(1), BCC 34C-8(a)(2), & BCC 34C-8(a)(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**

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