



# Whatcom County

COUNTY COURTHOUSE  
311 Grand Avenue, Ste #105  
Bellingham, WA 98225-4038  
(360) 778-5010

## Agenda Bill Master Report

File Number: **AB2021-590**

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<b>File ID:</b>	AB2021-590	<b>Version:</b>	1	<b>Status:</b>	Substitute Adopted
<b>File Created:</b>	10/04/2021	<b>Entered by:</b>	JLassite@co.whatcom.wa.us		
<b>Department:</b>	Council Office	<b>File Type:</b>	Ordinance Requiring a Public Hearing		
<b>Assigned to:</b>	Council Planning and Development Committee	<b>Final Action:</b>	10/26/2021		
<b>Agenda Date:</b>	10/26/2021	<b>Enactment #:</b>	ORD 2021-066		

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### **TITLE FOR AGENDA ITEM:**

Ordinance imposing a second interim moratorium on the acceptance and processing of permit applications for new or expanded recreational cannabis growing and/or processing facilities which are proposed to operate outdoors or in greenhouses

### **SUMMARY STATEMENT OR LEGAL NOTICE LANGUAGE:**

This ordinance prohibits, on an interim basis, the filing, acceptance, or processing of permit applications for conversion of land or water, new building or structure permits, or other County permits or authorizations for recreational marijuana production and/or processing facilities, which are proposed to operate in any of the following: (1) open or cleared ground, (2) a non-rigid greenhouse, (3) a greenhouse with rigid walls, a roof and doors, or (4) similar type greenhouse structures. The interim moratorium shall not apply to applications that were filed and determined to be complete prior to the effective date of this ordinance and vested pursuant to Washington statutes, or those for minor tenant improvement permits associated with existing, permitted facilities. For the purposes of this ordinance, a minor tenant improvement permit may include new or replaced equipment or other structural alterations that do not expand the area of the facility or change the use from previous County approvals. This is the second interim ordinance establishing this moratorium. This interim ordinance shall be effective for not longer than six months following its effective date, but may be renewed for one or more six-month periods if subsequent public hearings are held and findings of fact are made prior to each renewal.

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### **HISTORY OF LEGISLATIVE FILE**

<b>Date:</b>	<b>Acting Body:</b>	<b>Action:</b>	<b>Sent To:</b>
10/12/2021	Council	INTRODUCED FOR PUBLIC HEARING Aye: 5 Browne, Buchanan, Byrd, Donovan, and Frazey Nay: 2 Elenbaas, and Kershner Absent: 0	Council Planning and Development Committee
10/26/2021	Council Planning and Development Committee	NOT ACTED UPON	
10/26/2021	Council	SUBSTITUTE ADOPTED Aye: 5 Browne, Buchanan, Byrd, Donovan, and Frazey Nay: 2 Elenbaas, and Kershner Absent: 0	

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**Attachments:** Original Proposed Ordinance, Substitute Ordinance for 10.26.2021