

**Notice of Exemption**

**Form C**

**To:** County Clerk  
County of El Dorado  
360 Fair Lane  
Placerville, CA 95667

**From:** County of El Dorado Community Development  
Services, Planning and Building Department  
2850 Fairlane Court  
Placerville, CA 95667

Commercial Cannabis Ballot Measure 1 (Resolution 140-2018)

El Dorado County

**Project Title**

**Project Applicant**

County-wide

**Project Location – Specific**

**(El Dorado County)**

Create a general commercial cannabis tax, with tax rate ranges that allows for the Board to set the tax rates for different commercial uses (e.g. outdoor cultivation, indoor cultivation, dispensary/retail sales, etc.) and a discretionary permitting process, with public feedback and an extensive enforcement program with a fine schedule for illegal commercial cannabis activity or violations of the County regulations.

**Project Description**

County of El Dorado Board of Supervisors

**Name of Public Agency Approving Project**

County of El Dorado Community Development Services, Planning and Building Department  
2850 Fairlane Ct, Placerville, CA 95667

(530) 621-5355

**Name of Person or Agency Carrying out Project**

**Telephone Number**

**Exempt Status:**

- CEQA Statute Section 21080.
- Categorical Exemption. State type and section number:
- Statutory Exemption. State code number:

**FILED**

JUL 18 2018

WILLIAM SCHULTZ, Recorder-Clerk

By *Michelle Ruppert*

**Reasons why project is exempt:**

The tax ordinance is not a "project" and the permitting ordinance is statutorily exempt as stated in the resolution: 1) That the approval of this Resolution and the submittal of the measure referenced in Section 1 hereof to a vote of the people is not a project under the California Environmental Quality Act because it does not have the potential to result in either a direct physical change in the environment or a reasonably foreseeable indirect physical change in the environment (14 Cal. Code of Regs. Section 15378(a)) and because it is the creation of governmental funding mechanisms or other government fiscal activities which do not involve any commitment to any specific project that may result in a potentially significant physical impact on the environment, thus is expressly excluded from the definition of a "project" (14 Code of Cal. Regs. Section 15378(b)(4)). Moreover, pursuant to Section 26055 of the Business and Professions Code, the California Environmental Quality Act does not apply to the adoption of an ordinance that requires discretionary review and approval of permits to engage in commercial cannabis activities.

**Lead Agency**

**Contact Person:** Roger Trout

**Area Code/**

**Telephone/Extension:** (530) 621-5355

**If filed by applicant:**

- 1. Attach certified document of exemption finding.
- 2. Has a Notice of Exemption been filed by the public agency approving the project?  Yes  No

*Roger Trout*  
Signature (Public Agency)

7-17-18  
Date

Director  
Title

- Signed by Lead Agency
- Signed by Applicant

EL DORADO CO. RECORDER/CLERK

DATE POSTED: 7/19/18

DATE REMOVED: 8/20/18

DATE RETURNED: 9/11/18