

Legal Counsel Update: October 24, 2017

2:00 p.m. – Board Conference Room

Attending: Commissioners Simon G. Hare, Lily N. Morgan (arrived at 9:12am) , and Daniel E. DeYoung; Wally Hicks, and Pat Ellison, Legal Counsel; Rikki Perrin, Recorder

Chair Simon G. Hare called the meeting to order at 9:00 a.m.

1. Review of Draft Administrative Policy E-5: Marijuana Use and Marijuana Themed Events on County Property

A short discussion ensued regarding Josephine County Administrative Policies & Procedures – Marijuana Use and Marijuana Themed Events on County Property. The Board agreed to send it out to all the departments for review.

2. Amendment of Lease Agreement with State Water Resources Department for Office Space at Planning

Wally Hicks, County Legal Counsel, stated the State Water Resources Department leases office space within the planning department. This amendment is for a two year extension of the lease through 9/30/19. Revenue to the County will be \$346.00 per month; \$4,152.00 annually. *Staff was directed to place the item on the Consent Calendar on next week's Weekly Business Agenda.*

3. Matters from Commissioners – ORS 192.640(1)

Commissioner DeYoung asked for clarification on existing grows under 5 acres and if there will be a process for them to continue business. Commissioner Hare referenced **Julie Schmelzer's email (Exhibit 1)**.

The Board agreed to move next week's Legal Counsel Update to 11:00am.

Meeting adjourned at 10:01am.

EXHIBITS:

Exhibit 1 – Julie Schmelzer's email

Rikki Perrin

From: Wendy Watkins
Sent: Monday, October 23, 2017 8:09 AM
To: Rikki Perrin
Subject: Fwd: Updated LUCS data as of today

FYI

Sent from Wendy's iPhone

Begin forwarded message:

From: Julie Schmelzer <JSchmelzer@co.josephine.or.us>
Date: October 20, 2017 at 5:29:40 PM PDT
To: Simon Hare <SHare@co.josephine.or.us>, Dan DeYoung <DDeYoung@co.josephine.or.us>, Lily Morgan <LMorgan@co.josephine.or.us>
Cc: Wendy Watkins <WWatkins@co.josephine.or.us>, Wally Hicks <WHicks@co.josephine.or.us>
Subject: Updated LUCS data as of today

Commissioners,

LUCS

Of all producer LUCS received, there are 549.
Of those 549, 203 are on RR (178 on RR5).
Of those 203, 83 exceed 5 acres (76 of which are on RR5).

I do know that for 2017 (Jan-June), we received 47 producer LUCS on RR.
Of those 47, 41 are on RR5.
26 of these 47 are over 5 acres, and can meet new setbacks as well.

LICENSES

So far 549 producer LUCS have been processed/approved.
Of those, 95 have received their license.
Of the 95, 30 are on RR (29 of which are RR5).
I do not know the size of those approved 30.

In conclusion, slightly over one third (37%) of all producer LUCS are on RR, with the majority being on RR5 (88%).
Just looking at LUCS for 2017 (RR only), slightly over half (55%) could meet the 5 acre requirement and grow.
Of all licenses issued, one third (31%) are RR5 (more than any other zone).

Regards,

Julie A. Schmelzer

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