

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE OF THE COUNTY OF SISKIYOU  
DELETING SECTION 10-14-040 OF CHAPTER 14 OF TITLE 10  
OF THE SISKIYOU COUNTY CODE  
REGARDING MARIJUANA CULTIVATION SETBACKS  
AND ADDING IN ITS PLACE AN ORDINANCE REGARDING  
PROHIBITION OF COMMERCIAL NON-MEDICAL MARIJUANA  
ACTIVITIES**

THE BOARD OF SUPERVISORS OF THE COUNTY OF SISKIYOU ORDAINS  
AS FOLLOWS:

SECTION I: Section 10-14-040, of Chapter 14, of Title 10 is deleted in its entirety.

SECTION II: Section 10-14-040, of Chapter 14, of Title 10 is hereby added as follows:

**10-14.040.- Commercial Non-Medical Marijuana Activity  
Prohibited.**

To the greatest extent permitted by state law, it is prohibited and a public nuisance for any person to engage in, conduct, or carry on, or permit to be engaged in, conducted, or carried on, in or upon any parcel, premises, or location in the unincorporated area of the County of Siskiyou, any commercial non-medical marijuana activities, including, but not limited to the commercial cultivation, possession, manufacture, processing, storing, laboratory testing, packaging, labeling, transporting, distribution, delivery or sale of marijuana or marijuana products, or any other non-medical marijuana activity licensed by the state or other government entity pursuant to Division 10 of the Business and Professions Code, as amended from time to time. This section shall not be read so as to prevent the transportation of marijuana or marijuana products on public roads by a licensee transporting marijuana or marijuana products in compliance with state law.

SECTION III: Constitutionality: If any section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portion of this ordinance. The Board of Supervisors hereby declares that it would have passed this ordinance and each section, subsection, sentence, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared unconstitutional.

SECTION IV: This ordinance shall become effective 30 days after its passage and shall, within 15 days of adoption, be published once in a newspaper of general circulation, printed and published in the County of Siskiyou.

PASSED AND ADOPTED this \_\_\_\_ day of July, 2017 at a regular meeting of the Board of Supervisors by the following vote:

AYES:  
NOES:  
ABSENT:  
ABSTAIN:

\_\_\_\_\_  
Michael N. Kobseff, Chairman  
Board of Supervisors

ATTEST:  
COLLEEN SETZER, CLERK,  
Board of Supervisors

By \_\_\_\_\_  
Deputy