

From: [Ron](#)
To: [Osborne, Jenelle](#); [Ball, Jeremy](#); [Cordova, Gilda](#); [Starbuck, Dirk](#); [Vega, Victor](#)
Cc: [Albro, Dean](#); [Haddon, Stacey](#); jmalawy@awattorneys.com
Subject: Public comment for Item #9 on the August 16 City Council Agenda.
Date: Tuesday, August 16, 2022 3:13:56 PM

Please consider this as Public Comment for Item #9, "Review and Discussion of the Cannabis Use Ordinance and Regulations". Concerning the obnoxious odors emitted into the atmosphere by the Cannabis processing operations on West Central Avenue.

I have filed a number of complaints concerning these odors using the "Citizen Complaint Form" on the City website, but have received no confirmation that they were received and no status as to any actions taken thus far.

In reviewing the Land Use Element of the General Plan and the Municipal Code, I find the following:

1. GP Policy 2.2: The City ***shall protect residential neighborhoods from encroachment by adverse or incompatible non-residential uses*** (for example, new intensive agriculture or industry) and impacts associated with non-residential uses, including impacts to neighborhood character and public health.
2. Title 9, Lompoc Municipal Code: 9.36.040 Regulation of Personal Cannabis Cultivation and Commercial Cannabis Activity. ***Control odors in such a way as not to materially disrupt the ability of any reasonable person to enjoy the reasonable use of that person's residence*** or areas open to the public. (Ord. 1640(17) § 2)

When these odors occur we are unable to leave our windows open to make use of natural ventilation as we have for the last several decades we have lived here in Lompoc. I would say that this definitely "***materially disrupt(s) the ability of any reasonable person to enjoy the reasonable use of that person's residence.***" In addition if we were to place our home on the market I am sure that we would have to disclose that these odors exist, thus reducing the value of our property.

When asked the Community Development department claims that they don't have the resources necessary to monitor or enforce these rules. I am confused; I thought that the City Council provided funds for regulating this industry:

1. ORDINANCE NO. 1681(21): "WHEREAS, the City Council further finds tax revenues from commercial cannabis businesses and cannabis products to be generated by those changes can ***better provide funds for additional City services to protect the general health and welfare of the citizens*** of the City of Lompoc."
<https://www.cityoflompoc.com/home/showpublisheddocument/33194/637716250500130000>

I am asking that the City of Lompoc take the appropriate measures to assure that Cannabis manufacturers and growers within the City limits are aware of these requirements, and that they provide engineering or operational controls to keep odors within the building of origin. And, that the City implement a monitoring program to assure that they cease the practice of discharging process odors to the atmosphere.

Ron Fink

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