Date Received:

LAND MANAGEMENT DIVISION

LAND USE APPLICATION
Land Use Compatibility Statement
Recreational Marijuana Uses

PUBLIC WORKS DEPARTMENT ***3050 N. DELTA HWY , EUGENE OR 97408 Planning: 541-682-3577***

For Office Use Only: *FILE #* *FEE:*

Applicant (print name):_____
(If the applicant is not the owner, the applicant must provide documentation of the property owner's authorization to make the application for the subject property.)

Mailing address: _____

Phone: _____ Email: _____

Signature: _____

Land Owner (print name):_____

Mailing address: _____

Phone: _____ Email: _____

Signature: _____

PROPERTY LOCATION

_____
Township Range Section ¼ Sec. Taxlot Subdivision/partition lot/parcel block

_____
Site address

SUBMITTAL REQUIREMENTS

(1) This completed Lane County Land Use Compatibility (LUCS) form including a detailed description of the proposal.

(2) The Lane County application processing fee.

(3) A detailed, to scale site plan showing the subject property and surrounding properties. The site plan must be no smaller than 8 ½" x 11" and no larger than 11" x 17". The site plan must conform to the Lane County Site Plan handout "How to Prepare Your Site Plan", and include all applicable information as required by the "Site Plan Checklist" that is included in the handout. The site plan handout can be obtained from our website at: www.lanecounty.org/LMD

(4) Proof of ownership or property owner authorization, if the applicant is not the property owner. A form for this purpose can be obtained from our website at: www.lanecounty.org/LMD

(5) A ventilation plan stamped by a mechanical engineer, together with the required supporting information and materials specified in Lane Code 16.420(4)(b).

(6) Lighting plan, together with the required supporting information and materials specified in Lane Code 16.420(4)(c).

(7) A completed Oregon Liquor Control Commission (OLCC) LUCS form.

(8) For processors:

(A) A description of the type of products to be processed, a description of equipment to be used, including any solvents, gases, chemicals or other compounds used to create extracts or concentrates.

NOTICE: The Applicant is responsible for providing enough information in this application for staff to determine compliance with the applicable standards.

The OLCC LUCS form will be returned to the applicant after staff has reviewed the submittal. It is the responsibility of the applicant to submit the OLCC form to the state.

The Lane County LUCS process does not review for or approve properties for recreational marijuana uses for compliance with OLCC through OAR 845-025-1000 et seq. As examples, the County is not reviewing for such things as applicant qualifications, criminal background checks, security plans, water rights, separation from schools, canopy size limits, operating procedures, waste management, etc. You must check with the OLCC for conformance with its applicable standards. It is possible that Lane County may approve the property through our LUCS application process and the property may not be allowed to have a Recreational Marijuana use based on OLCC requirements.

All Recreational Marijuana uses are subject to the applicable sections Lane Code (LC) 16.420, as well as the applicable zoning code section(s) of Lane Code.

If the proposed OLCC permit type or scope changes, a new LUCS form with fee will be required to be submitted for Lane County review.

I. OREGON LIQUOR CONTROL COMMISSION (OLCC) LICENSE INFORMATION

Proposed OLCC use/permit type *(A separate Lane County LUCS will be required for each proposed use even if it is on the same property.)*

☐ Producer ☐ Wholesaler ☐ Processor ☐ Retailer ☐ Laboratory ☐ Research

Details of proposed use:

II. GENERAL PROPERTY INFORMATION

Zoning of subject property: _____

Lane code section citation: _____

Overlay zone(s): _____

Acreage of subject property: _____

Comments:

III. BUILDING INFORMATION

New structure(s) proposed? _____ Yes, or _____ No.

Structure requires a building permit? _____ Yes, or _____ No.

Agricultural structure? _____ Yes, or _____ No.

Existing structure(s) proposed to be utilized? _____ Yes, or _____ No.

Existing structure(s) permitted? _____ Yes, or _____ No. Permit # _____

Existing structure(s) exempt (ag.)? _____ Yes, or _____ No. Permit # _____

Building Program consultation required? _____ Yes, or _____ No.

Comments:

IV. OTHER DEVELOPMENT REQUIREMENTS

New/proposed structure(s) is in or near a Riparian setback area? _____ Yes, or _____ No.

If yes, a Riparian declaration may be required.

New/Proposed structure(s) is in or near floodplain or floodway? _____ Yes, or _____ No.

If yes, a floodplain verification and/or a floodplain or floodway development permit may be required.

New/proposed structure(s) is in a Coastal Overlay Zone? _____ Yes, or _____ No.

If yes, a Preliminary Investigation or Hazards Checklist may be required.

Structure is in or near a wetland? _____ Yes, or _____ No.

If yes, the development may require referral to DSL (Division of State Lands) and may require a wetland determination by DSL.

V. CHECKLIST

Applicant: The applicant must self-certify that the applicable standards are met by checking off in the first column.

Staff: Lane County Land Management Division staff will confirm that the standards are met by checking off the second column.

General requirements.

☐ ☐ Site plan included. (See Site Plan Handout)

☐ ☐ Setbacks for any outdoor production area, including structures associated with outdoor production use, are at least 100 feet from property lines in conformance with LC 16.420(4)(a)(i).

☐ ☐ Setbacks for structures used for indoor marijuana production or marijuana processing are located a minimum of 30 feet from property lines, or 100 feet from an existing dwelling that is not located on the same property as marijuana production or marijuana processing use, whichever is greater. L(C 16.420(4)(a)(ii))

Ventilation and air filtration plan. (LC 16.420(4)(b))

☐ ☐ Plan stamped by a mechanical engineer that is currently licensed in Oregon who has certified that the ventilation system is designed in conformance with the applicable standards. (The plan must be on a 11"x17" sized paper or smaller)

☐ ☐ Include evidence of equipment and materials used including manufactures specifications, and a design/schematic of the system showing how it will function.

☐ ☐ The ventilation plan shows that the ventilation system fan(s) are sized for cubic feet per minute (CFM) equivalent to the volume of the building divided by three.

- What are the dimensions of the building? Length _____, Width _____, Height _____.
- What is the volume of the building? _____.
- What is the volume of the building divided by 3? _____.
- What is the CFM rating for the proposed fan(s)? _____ CFM

☐ ☐ The opening for any exterior exhaust vent for the ventilation system is in conformance with LC 16.420(4)(b)(vii).

☐ ☐ Plan shows at least one fan and at least one charcoal or carbon filter.

☐ ☐ The charcoal or carbon filter is sized/rated for the required CFM as calculated above, and the filter must filter all of the circulated air.

☐ ☐ An alternative ventilation control system is provided, stamped by a mechanical engineer that is currently licensed in the State of Oregon. This mechanical engineer stamped plan demonstrates that the alternative plan will filter the air as well or better than the carbon filtration system otherwise required above.

Lighting plan. (LC 16.420(4)(c))

☐ ☐ The plan shows the location and design of any and all lighting fixtures associated with the use.

☐ ☐ The plan shows how any and all light fixtures associated with a marijuana production and/or marijuana processing use, inside any building(s) or greenhouse(s) are screened or shielded from view from sunset to sunrise the following day.

☐ ☐ Outdoor marijuana grow lights must not be illuminated from sunset to sunrise the following day.

☐ ☐ The plan shows how light cast by exterior light fixtures other than marijuana grow lights (e.g. security lights, driveway lights, etc.) do not shine, or direct illumination or glare onto adjacent properties.

Other provisions

☐ ☐ Noise from mechanical equipment must comply with LC 5.600 thru 5.635, where applicable. (LC 16.420(4)(d))

☐ ☐ For a marijuana processing use the property is located within the boundaries of a fire district. (LC 16.420(4)(e)

☐ ☐ For a marijuana testing laboratory the use is shown to be entirely indoors. (LC 16.420(4)(f)

VI. APPLICANT CERTIFICATION

I, _____, as applicant, with authorization of the owner of
Applicant (Print Name)

the subject property, declare that I have read all of the foregoing and the information I have provided is accurate and correct.

_____ _____
Signature Date Signed

Lane County / Official Use Only

____ Approved **____ Denied** **____ Additional Permits Required**

Planner: _____ Date: _____