

***BEFORE THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN BENITO***

**ORDINANCE NO. 1077**

**AN ORDINANCE OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN BENITO AMENDING PROVISIONS OF CHAPTER 5.03 OF THE SAN BENITO COUNTY CODE RELATING TO CANNABIS BUSINESS ACTIVITIES TAX**

The Board of Supervisors of the County of San Benito ordains as follows:

**Section 1.** San Benito County Code Section 5.03.176 is amended to add the following words, indicated by underlining as follows for section (C):

**§ 5.03.176 EXEMPTIONS.**

(A) The provisions of this article shall not apply to personal cannabis cultivation, as defined by Cal. Health and Safety Code § 11362.2, as may be amended, and as set forth in Chapter 11.15 of this code.

(B) The provisions of this article shall not apply to personal use of cannabis that is expressly exempted from state licensing requirements, and for which the individual receives no compensation whatsoever related to that personal use, including, personal non-medicinal use, as defined by Cal. Health and Safety Code § 11362.1, as may be amended, or personal medicinal use, as defined by Cal. Health and Safety Code § 11362.7 et seq., as maybe amended.

(C) The Board of Supervisors temporarily exempts the cannabis excise tax for Cannabis Business Cultivation through December 31, 2026. The cannabis cultivation business will be subject to fees associated with the actual cost of providing related products or services and enforcing applicable regulations as established in chapter § 5.01.000 SAN BENITO COUNTY MASTER FEE SCHEDULE.

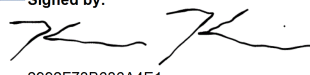
**Section 2. Effective Date and Codification.** This ordinance shall take effect thirty (30) days after its final passage and before the expiration of fifteen (15) days after the passage of this ordinance; the entire ordinance or a summary of the ordinance shall be published once with the names of the members of the Board of Supervisors voting for and against the ordinance in a newspaper of general circulation published in the County of San Benito, State of California.

The foregoing ordinance was introduced at a regular meeting of the Board of Supervisors on February 11, 2025, and passed and adopted by the Board of Supervisors of the County of San Benito, on the regular roll call of the members of said Board at the regular meeting held on the 25<sup>th</sup> day of February 2025, by the following vote:

AYES: Supervisor(s) 5 - Kosmicki, Zanger, Sotelo, Curro, Velazquez

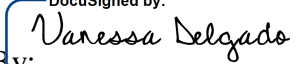
NOES: Supervisor(s) 0 - None

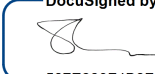
ABSENT OR NOT VOTING: 0 - None

Signed by:  
  
2092F73B636A4E1...  
Kollin Kosmicki  
Chair, Board of Supervisors

ATTEST:  
Vanessa Delgado, Clerk of the Board

APPROVED AS TO LEGAL FORM:  
David Prentice, County Counsel

DocuSigned by:  
  
By: 3BEFBC2E3B23439...  
Clerk of the Board

DocuSigned by:  
  
By: 527E228F4B2F448...  
Sean Cameron, Assistant County Counsel

Date: 02/25/2025

1/24/2025  
Date: \_\_\_\_\_