

**VOTER'S BOOKLET**

**MEASURES, ANALYSES AND ARGUMENTS**

(whichever is applicable to your ballot)

Arguments in support of, or in opposition to, the proposed laws are the opinions of the authors.

**MEASURE B  
COUNTY OF BUTTE**

Shall the ordinance entitled "Initiative Measure to Enact Voter Approved County Ordinance on Marijuana Cultivation" be adopted?

Yes

No

**IMPARTIAL ANALYSIS OF MEASURE B**

Measure B is proposed by voters in Butte County who signed an initiative petition. The measure is a proposed ordinance which implements restrictions on medical marijuana cultivation in Butte County. The proposed ordinance would:

1. Repeal Chapter 34A of the Butte County Code which regulates the cultivation of medical marijuana;
2. Impose the following cultivation limits by lot size and plant count:

<u>Lot size (acres)</u>	<u>Plants permitted</u>
0-0.5	Indoor only (detached structure 120 square feet maximum);
0.5-1.5	6 mature/12 immature plants;
1.5-3.0	18 mature/36 immature plants;
3.0-5.0	24 mature/48 immature plants;
5.0-10.0	48 mature/96 immature plants;
10.0-20.0	66 mature/99 immature plants;
20.0-40.0	72 mature/99 immature plants; and
40.0 plus	99 plants maximum;

3. Permit cultivation indoors or outdoors on lots greater than one-half of an acre;
4. Impose the following cultivation setbacks from property lines:

<u>Lot size (acres)</u>	<u>Setback (feet)</u>
0-0.5	15;
0.5-1.5	15;
1.5-3.0	20;
3.0-5.0	25;
5.0-10.0	50;
10.0-20.0	75;
20.0-40.0	100; and
40.0 plus	100;

5. Require that persons complaining about ordinance violations must (a) provide their name and address and (b) reside within 1,500 feet of the property that is the subject of the complaint with exceptions for schools, churches and similar facilities. The names of complainants shall be kept confidential at any hearing regarding the complaint;

6. Require that growers reside in Butte County for one year prior to cultivating;
7. Require that collective members be Butte County residents or an immediate family member or primary caregiver of a Butte County resident;
8. Require growers have a permitted permanent water well or connection to a municipal water source, not engage in unpermitted drawing of water and not permit illegal discharges of water from the premises;
9. Prohibit cultivation:
  - within 1,000 feet of a school, park or similar facility;
  - within 600 feet of school bus stop;
  - within 100 feet of an occupied residential structure on an adjacent parcel, with exceptions;
  - in any location where plants are visible from a public right of way; and
  - in certain designated zones.
10. Require growers to obtain landlord's written consent to cultivate;
11. Require fencing unless the cultivation occurs on five acres or more and is not within public view;
12. Impose civil penalties of \$500 per day for the first violation and \$1,000 per day for each subsequent violation; and
13. Prohibit the Board of Supervisors from amending the proposed ordinance without voter approval.

A "yes" vote is in favor of the proposed ordinance which would repeal Butte County's current regulations regarding the cultivation of medical marijuana and adopt the above provisions.

A "no" vote is a vote to reject the proposed ordinance and maintain Butte County's current regulations regarding the cultivation of medical marijuana.

This measure must be approved by a majority of the voters to take effect.

/s/Bruce S. Alpert  
Butte County Counsel

**The above is an impartial analysis of Measure B. If you desire a copy of Measure B, please visit <http://buttevotes.net> or contact the Butte County Elections Office as 25 County Center Drive, Suite 110, Oroville, CA 95965, (530) 538-7761 or (800) 894-7761 within Butte County and a copy will be mailed to you at no cost.**

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#### ARGUMENT IN FAVOR OF MEASURE B

Measure B simply preserves the status quo, by extending the life of the County ordinance currently in effect. Measure B would continue to allow the cultivation of a reasonable amount of Cannabis on your land. Measure B looks to the future, rather than living in the past. Cannabis is fully legal in Colorado and Washington and is presently on the ballot in Oregon, where it is ahead in the polls. The New York Times recently published an editorial urging Congress to legalize Cannabis.

Measure B would allow qualified patients to legally obtain the medication they need, by allowing a sufficient supply of medical cannabis to be grown within the County. Many people with serious illnesses do not smoke Cannabis, they must eat large amounts of medical cannabis or apply cannabis oil to their skin, for example, to treat skin cancer.

Cannabis provides undeniable medical benefits to a large number of people. Scientific research has proven Cannabis shrinks cancerous tumors, slows down Alzheimers, reduces pain, slows weight loss associated with AIDS, and reduces the nausea and vomiting associated with chemotherapy. Cannabis is now also now being successfully used to treat other serious illnesses such as epilepsy and Multiple Sclerosis. Many people with serious illnesses cannot tolerate prescription drug side effects.

Measure B would allow selective plant breeding for development of specialized strains to continue. The Government is not conducting this research. Neither are drug companies. It is being left to private individuals.

The federal War Against Marijuana continues to create crime and criminals, by attempting to make Cannabis scarce. Measure B would do the opposite, by allowing a reasonable amount of Cannabis to be grown.

Medical Cannabis provides a significant benefit to Butte County's economy. Measure B will preserve that benefit and preserve your property rights. Vote Yes on Measure B.

/s/ Mark T. Sweany, Retired C.A.R.D. Board Member  
/s/ Andrew T. Holcombe, Attorney/Former Chico Mayor  
/s/ Denice Lessard, Patient  
/s/ Anne Murphy, Patient  
/s/ Philip G. Seals, Patient

#### REBUTTAL TO ARGUMENT IN FAVOR OF MEASURE B

Vote No on Measure B. It is a political power grab by commercial marijuana growers who want to expand their drug cultivation activities into every community in Butte County.

Measure B has nothing to do with medical marijuana which is already regulated and readily available to local patients who need it.

Measure B was written to guarantee Huge Profits for marijuana growers—not access to medical cannabis for patients.

Butte County Community Leaders say No to Measure B because it takes away local control and gives commercial marijuana growers a green light to pollute the environment and steal our water.

Educators and Parents say No to Measure B because it expands marijuana cultivation in residential communities where our children play.

Law Enforcement says No to Measure B because it increases violent crime and gang activity in our communities.

Like snake oil salesmen of the Wild West, commercial marijuana growers are using phony claims about marijuana as a “medical cure all” as a political smoke screen to promote Measure B. They even want to use the people of Butte County to test experimental and unregulated new “strains” of marijuana. So much for their concern about public health!

Measure B is good for marijuana profiteers. It is Bad News for the rest of us in Butte County.

Measure B will Destroy our small town quality of life and put the safety of all Butte County residents at risk.

Please Vote No on Measure B.  
[www.ProtectButteCounty.com](http://www.ProtectButteCounty.com)

/s/ Irv Leen, President, Butte County Farm Bureau  
/s/ Michael L. Ramsey, Butte County District Attorney  
/s/ Jerry W. Smith, Retired Butte County Sheriff  
/s/ Kory Honea, Sheriff of Butte County  
/s/ David Daley, College Educator & Rancher

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#### ARGUMENT AGAINST MEASURE B

Law Enforcement, Educators, Farmers, and Community leaders urge you to Vote No on Measure B.

Measure B was written by marijuana growers to benefit marijuana growers. It would be harmful to our safety, our economy and our quality of life. Here's why:

**Jeopardizes Our Safety:** Measure B would repeal county ordinances that protect the people of Butte County from the abuses of aggressive commercial marijuana growers. It would put the safety of local citizens at greater risk from intimidation and violence.

**Increases Crime:** Drugs are a major cause of burglaries and home invasions. By allowing marijuana growers in residential communities, Measure B will result in more crime in our neighborhoods and greater exposure to drugs for our young children.

**Harmful Drug Culture:** Measure B would eliminate all local controls over the cultivation of marijuana. It would result in a massive expansion of commercial marijuana activities—attracting large numbers of drug dealers and street gangs to Butte County and bringing urban crime to our rural communities.

**Environmental Damage:** Growing marijuana is water intensive. Expanding its commercial cultivation will reduce the available water for everyone else. Chemicals used in marijuana grows can poison our water sources. Measure B would also subject local residents to the constant stench of skunk-like odors produced by outdoor marijuana cultivation.

Your No vote on Measure B will Not affect the ability of local patients to obtain needed medical marijuana.

Measure B is a profiteering scheme that would attract hundreds of out-of-area marijuana growers who don't live here and don't care about the damage they cause to Butte County's rural economy and small town quality of life.

Measure B is Bad for Butte County. Regardless of your position on the issue of marijuana legalization, please join us in Voting No on Measure B.

/s/ Kory L. Honea, Sheriff of Butte County  
/s/ Michael L. Ramsey, Butte County District Attorney  
/s/ David Daley, College Educator & Rancher  
/s/ Jerry W. Smith, Retired Butte County Sheriff  
/s/ Irv Leen, President, Butte County Farm Bureau

#### REBUTTAL TO ARGUMENT AGAINST MEASURE B

County officials want to scare you into voting against Measure B. They want you to believe that Measure B would change County policies that regulate the cultivation of medical Cannabis. Measure B is Exactly The Same as the existing County Medical Cannabis cultivation ordinance. Hence, Measure B would continue existing County policy regulating cultivation of medical Cannabis. That existing policy was written by a Committee which included the sheriff and the D.A.

Measure B would Not remove local control. Measure B would simply put local control into the hands of the voters. The Board of Supervisors have already proven they can't be trusted, by resorting to extremism (Measure A).

The existing Cannabis cultivation ordinance protects residential neighborhoods, by requiring an approved, occupied home and an approved well on each parcel on which Medical Cannabis is grown. The existing Cannabis cultivation ordinance also has a one-year residency requirement. Measure B would continue all of these requirements.

The amount of water used to grow Medical Cannabis plants in the County is very small, compared to the amount of water used to grow most commercial crops. Your water supply is not and will not be threatened by Medical Cannabis cultivation conducted pursuant to Measure B.

Local Medical Cannabis growers are not causing local drug crimes. Prohibition is causing drug crimes. Measure B, by providing an adequate local supply of Medical Cannabis, will actually reduce local drug crimes over time.

Don't buy the fear campaign. Protect your rights. Vote Yes on Measure B.

/s/ Andrew T. Holcombe, Attorney/Former Chico Mayor  
/s/ Mark T. Sweany, Retired C.A.R.D. Board Member  
/s/ Daniel Salmon Sr, Scooters Cafe Owner  
/s/ Denice A. Lessard, Disabled Patient  
/s/ Philip G. Seals, Disabled Patient