



COUNTY OF SISKIYOU

ENVIRONMENTAL HEALTH

Effective August 4, 2020, the Following Ordinance Went into Effect Declaration of Urgency

Ordinance 20-13

SECTION 3. Chapter 13 of Title 3 is hereby amended to add Article 7, which Article shall read as follows:

Article 7. – Waste and Unreasonable Use.

Sec. 3-13.701. – Wasting Groundwater.

The Board of Supervisors finds that the extraction and discharge of groundwater underlying Siskiyou County for use in the cultivation of cannabis in violation of Chapter 14 or Chapter 15 of Title 10 of the Siskiyou County Code is (1) inconsistent with Article X, section 2, of the California Constitution and Section 100 of the California Water Code, (2) constitutes the waste and/or unreasonable use of groundwater, and (3) is a public nuisance and a threat to the public health, safety and welfare.

Sec. 3-13-702 – Wasting Groundwater Prohibited.

- (a) No person or entity shall engage in the act of wasting or unreasonably using groundwater by extracting and discharging groundwater underlying Siskiyou County for use in cultivating cannabis in violation of Chapter 14 or Chapter 15 of Title 10 of the Siskiyou County Code.
- (b) No person or entity shall permit the existence of any public nuisances, as defined in this Article, to exist on property in his or her ownership or possession and control.
- (c) No person shall knowingly use water extracted in violation of this section.

Sec. 3-13-703 – Enforceability.

- (a) Violations of this Article are unlawful and shall constitute a public nuisance and may be enforced and abated through any available remedy provided by the Siskiyou County Code, including [Article 6](#), or any other law.

Subject to \$5,000 dollar fine.

SECTION 5. Authority/Effective Date:

This is an urgency ordinance within the meaning of Section 25131 of the Government Code and an ordinance for the immediate preservation of the public peace, health and safety within the meaning of Section 25123(d) of the Government Code, which shall be passed immediately upon introduction, and shall take effect immediately upon a four-fifths vote.