

Santa Barbara County APCD

Cannabis Permitting Requirements & Nuisance Enforcement

Operation(s)	Permit Required ^{1, 2}	Odor Nuisance Enforced
Agricultural Operations (cultivation, planting, growing, harvesting) ⁴	No	No ⁴
Processing (drying, trimming, curing, flash freezing, etc.)	Yes	Yes
Manufacturing (extraction, refinement, etc.)	Yes	Yes
Distribution, Storage, and/or Packaging	Yes	Yes
Retail (storefronts, smoking lounges, etc.)	No	Yes
Residential (cultivation, planting, growing, harvesting, drying, baking, etc.)	No	Yes

Notes:

1. Any reference to and guidance for cannabis operations also includes hemp operations.
2. **Additional permitting/registration requirements apply to combustion equipment (e.g. boilers, internal combustion engines, etc.) used in conjunction with cannabis operations.**
3. District permits are required before constructing, changing, replacing, or operating any equipment or process which may cause air pollution. More information on the District's permitting process can be found here: www.ourair.org/apcd-permit-process/
4. Growing and harvesting of cannabis is considered an agricultural operation. Under Section 41705 of the California Health and Safety Code, District Rule 303 Nuisance (www.ourair.org/wp-content/uploads/rule303.pdf) – which generally prohibits the discharge of air contaminants (including odors) that cause a public nuisance – does not apply to **odors** emanating from agricultural operations necessary for the growing of crops. Of note, although District Rule 303 does not apply to odors emanating from agricultural operations, it does apply to other air contaminants emanating from agricultural operations, such as dust.
5. As defined in District Rule 102 Definitions (www.ourair.org/wp-content/uploads/Rule102.pdf), “Agricultural Operations” means the growing and harvesting of crops or raising of fowl or animals for the primary purpose of making a profit, providing a livelihood, or conducting agricultural research or instruction by an educational institution. Agricultural operations do not include the processing or distribution of crops or fowl.
6. The District's *Advisory on Air Quality and Cannabis Operations* can be found here: <https://www.ourair.org/wp-content/uploads/APCDCannabisAdvisory.pdf>