



AGRICULTURAL ADVISORY COMMITTEE

4137 Branch Center Rd.
Sacramento, CA 95827
(916) 875-6603
(916) 875-6150 FAX
www.saccounty.gov

Steve Campbell – HOA Representative
Vacant – Agricultural Economics
Brian Fishback – Commercial Bee Keeping
Morgan Doran – UC Extension Farm Advisor
Charlotte Mitchell – Natural Resources; Poultry
Ken Oneto – Orchards, Vineyards, Row Crops
Brad van Loben Sels – Farm Management
Jim Vietheer – Livestock
Michael Wackman – Natural Resources; Wineries

AGENDA

April 10, 2023; 6:30pm

Valley Oak Room

4137 Branch Center Rd., Sacramento, California

Public testimony will be received on each agenda item as it is called. The applicant is allocated 10 minutes to speak; individual comments are limited to 3 minutes; and individuals representing a group are allocated 5 minutes.

Items not on the agenda may be addressed by the general public during Public Forum. Comments are limited to 3 minutes per person. The Committee reserves the right to waive said rules by a majority vote. Public Forum is for general comments only. No action will be taken on these items unless they are scheduled on a future agenda.

To ensure timely delivery to the Agricultural Advisory Committee, written information from the public must be received by the Agricultural Commissioner by the last Wednesday prior to the meeting. The Agricultural Commissioner cannot guarantee that any FAX or mail received the day of the meeting will be delivered to the Committee prior to action on the subject matter.

All Agricultural Advisory Committee meetings are recorded. Anyone wishing to receive a copy of a recording of an Agricultural Advisory Committee meeting may do so under the California Public Records Act by requesting a copy through <https://saccounty.nextrequest.com/>.

Written minutes of the Agricultural Advisory Committee can be accessed at <http://www.agcomm.saccounty.gov> or by contacting the Agricultural Commissioner's Office utilizing the California Public Records Act request process.

Pursuant to Government Code §54954.2, any person with a disability who requires a modification or accommodation in order to participate in this public meeting is to contact the Agricultural Commissioner's Office by 4:00pm the day of the meeting.

1. Call to Order
2. Approval of Agenda
3. Approval of Minutes (Meeting of March 3, 2023)
4. Public Forum
5. New Business:
 - a. Review of Sacramento County Pesticide Aerial Application Drift Prevention Conditions – Chris Flores
 - b. Nomination of Chair / Vice-Chair
 - c. Ratification of Bylaws
6. Industry/Association/Partner Agency Updates
7. Agricultural Commissioner Update – Chris Flores
8. Committee Member Updates
9. Adjournment – Next Meeting: May 10, 2023; 6:30 p.m.



County of Sacramento

Sacramento County Pesticide Aerial Application Drift Prevention Condition

The County Agricultural Commissioner has the authority, under California Food and Agriculture Code Section 14006.6, to require a permit for a non-restricted pesticide if **the pesticide cannot be used under local conditions without presenting an "undue hazard"**. The following permit conditions are hereby placed on the following list of pesticides, within the specified Delta Area described below, to help mitigate the possibility of off-target movement, of these pesticides, to nearby sensitive sites.

Conditioned Pesticides for Aerial Applications:

Carfentrazone (i.e. Shark®)

Oxyfluorfen (i.e. Goal®)

Paraquat dichloride* (i.e. Gramoxone SL 2.0, Paraquat 3SL)

Pyraflufen ethyl (i.e. ET Herbicide)

Glyphosate (i.e. RoundUp)

The herbicides designated above with an asterisk () are California Restricted Materials (3CCR 6400) and require a California Restricted Materials Permit for possession and use in all areas of the County throughout the entire year. Other Permit Conditions for these California Restricted Materials will apply, as well.

The following conditions shall only apply to the Delta Area described below:

That portion of Sacramento County bounded by a line beginning at the junction of the Sacramento River and Cache slough; thence in a northerly direction (Cont. pg. 2)

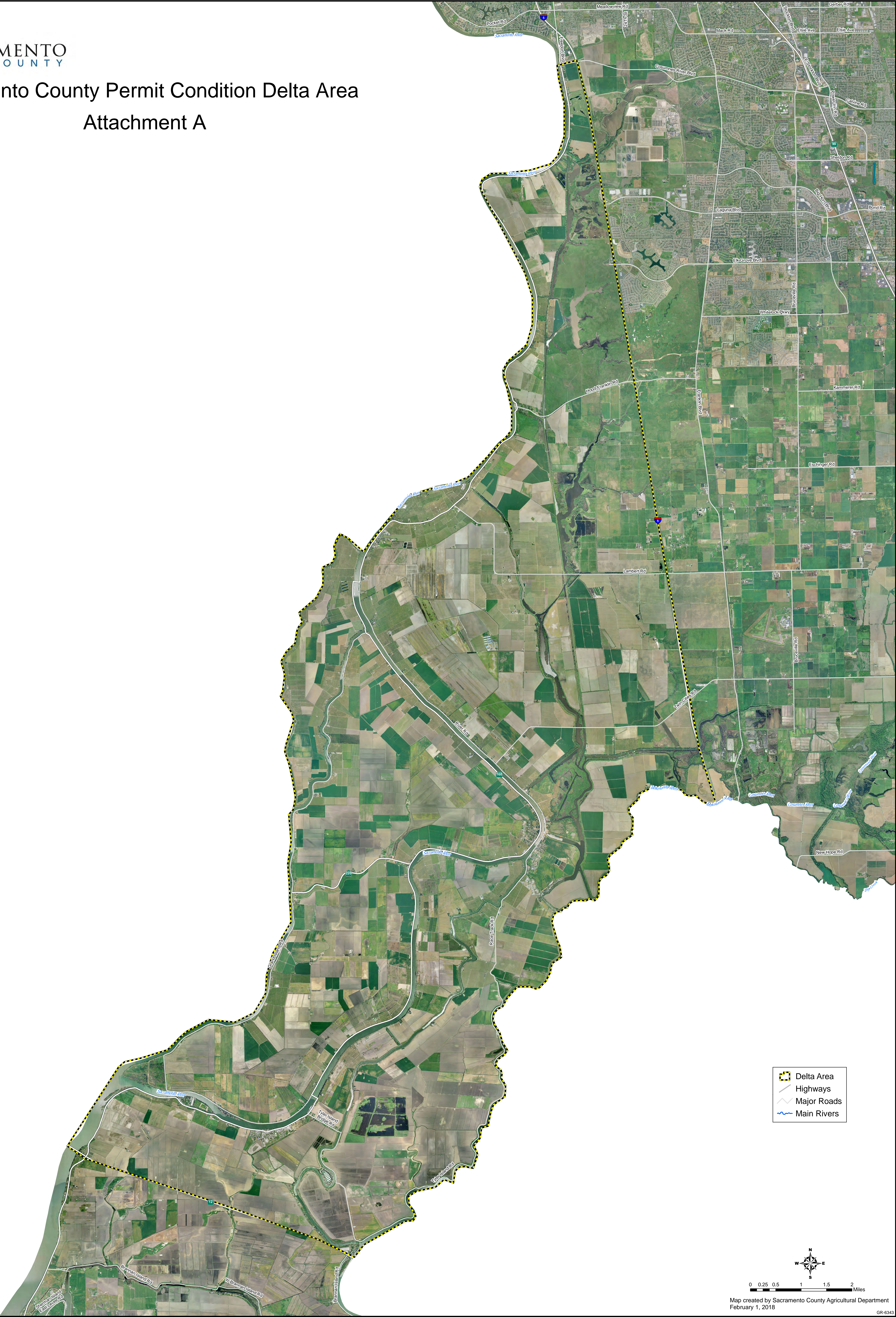
following the meanderings of Steamboat Slough to its junction with Sutter Slough near Sutter Island; thence north along Sutter Slough to its junction with the Sacramento River near Courtland; thence northerly along the Sacramento River to the southwesterly corner of the Sacramento City limits at Cosumnes River Blvd; thence north east along Cosumnes River Blvd to the junction with Interstate Highway 5; thence following Interstate Highway 5 in a southeastern direction to its intersection with the Mokelumne River; thence following the Mokelumne River in a west, southwesterly direction to its junction with the North Fork of the Mokelumne River; thence following the North Fork of the Mokelumne River in a west, southwesterly direction (Sacramento/San Joaquin County line) to its intersection with Interstate Highway 12; thence following Interstate Highway 12 in a northwesterly direction to its intersection with the Sacramento River; thence northeasterly along the Sacramento River to the point of beginning. (See Map; Attachment A)

Conditions for Aerial Applications within described Delta Area:

1. Aerial applications of the aforementioned pesticides are not allowed within the Delta Area (described above) between February 1st and June 1st of each calendar year, unless each specific application is approved, in writing, by the Agricultural Commissioner.
2. Between June 2nd and January 31st, the following conditions shall apply to aerial **applications of the “conditioned pesticides” within the Delta Area:**
 - a. The pesticides listed above, must be listed on a County Restricted Materials Permit, prior to purchase and/or use.
 - b. A Notice of Intent (NOI) shall be submitted at least 24 hours prior to the proposed application of the pesticides listed above, in accordance with the California Code of Regulations (CCR) Section 6434.
 - c. No application may begin prior to one (1) hour after sunrise and must be completed one (1) hour before sunset. (Cont. pg. 3)

- d. No application shall occur within or during a temperature inversion. The presence or absence of a temperature inversion shall be determined by the applicator.
 - i. **If burning is “discouraged” or “legal”, as determined by the Sac Metro Air District “Check Before You Burn” Program, it is the responsibility of the applicator to determine if a local temperature inversion exists.** Applicators may determine this by several methods, including but not limited to, the use of a vertical smoke column. The method shall indicate to the applicator any temperature inversions and the direction and velocity of air flow. Any use of smoke must be in accordance with any applicable local air pollution rules or regulations (see Sac Metro Air District Rule 407, 421 and 501 and California Health and Safety Code Section 41800. Please Note: Sac Metro Air District prohibits the burning of tires, garbage, and non-organic waste).
 - ii. Records of temperature inversion method/determination shall be maintained by the applicator for 2 years and made available to the Agricultural Commissioner upon request.
- e. Applications may only occur during wind speeds of three (3) to ten (10) miles per hour, as measured from a height of four (4) feet above the ground. The applicator shall record wind speed and direction, prior to and at least every hour during the application. These wind speed and direction records shall be retained by the applicator with pesticide use records (CCR 6624) and made available to the Agricultural Commissioner upon request.
- f. No application shall be made or continued if the material is unable to be confined to the target area.

Sacramento County Permit Condition Delta Area
Attachment A



**BYLAWS OF THE SACRAMENTO COUNTY
AGRICULTURAL ADVISORY COMMITTEE**

2023 Draft

Deleted: January 10, 2018

I. STATEMENT OF PURPOSE AND AUTHORITY

- A. The purpose of the Agricultural Advisory Committee is:
1. To provide assistance and guidance in the implementation of the Sacramento County General Plan, including, but not limited to, the Agricultural Element;
 2. To provide recommendations to the Sacramento County Board of Supervisors regarding land use modifications that may impact agricultural operations in the County;
 3. To provide input on applications for Williamson Act contracts;
 4. To provide input on administration of Williamson Act contracts, including compliance issues;
 5. To provide recommendations to the Agricultural Commissioner in regards to Right to Farm complaints and acceptable farming practices;
 6. To develop a framework for cooperation among agencies and institutions, interest groups, individuals, public and private property owners and all others for wise conservation and management of resources to benefit the County's agricultural assets;
 7. To maintain an active agricultural committee to advise the County on agricultural related matters as set forth in Chapter 2.35, Title 2, Section 2.35.015 through 2.35.030 and Section 14.05.420 of the Sacramento County Code.
- B. This Committee is created pursuant to Section 2.35.020 of Chapter 2.35, Title 2, of the Sacramento County Code.
- C. The Sacramento County Agricultural Commissioner may provide staff support for the Agricultural Advisory Committee.

II. DEFINITIONS

"BOARD" is the Sacramento County Board of Supervisors.
"COMMITTEE" is the Sacramento County Agricultural Advisory Committee.
"STAFF" refers to staff members of the Sacramento County Agricultural Commissioner's office.

III. RESPONSIBILITIES AND DUTIES

In accordance with the responsibilities assigned by the Board of Supervisors, the Committee shall have the following duties and powers:

- A. Respond to all Board communications and Minute Orders directed to the Committee;
- B. Review and make recommendations to the Board on all matters pertaining to agriculture prior to the Board taking action on such matters;
- C. Formulate and recommend to the Board, general policies relating to agriculture in the County including, but not limited to, General Plan Agricultural Element updates;
- D. Keep informed of legislation, current agricultural research and related matters that may affect the agricultural resources of the County;
- E. Independently research and report to the Board on issues beneficially or negatively impacting the County's agricultural resources;
- F. Develop organizational partnerships with the non-agricultural community to raise agricultural awareness;
- G. Provide recommendations, comments, and input on discretionary land use projects on, or adjacent to, agricultural zoned lands to the Department of Planning and Environmental Review (PER) and/or Agricultural Commissioner. The Agricultural Commissioner will deliver the recommendations, comments, and input in written form to the Planning Department;
- H. Represent the interests of Sacramento County in agricultural matters before all agencies in a professional manner. If communicating a legislative position, must have the endorsement or approval of the Board of Supervisors;
- I. Notify the Clerk of the Board of any resignations and maintain a current membership roster;
- J. Recommend removal of members for cause; and
- K. Such other functions, powers and duties as the Board shall designate by Resolution.

IV. ORGANIZATION

- A. This Committee shall consist of nine (9) members appointed by the Board.
- B. Seven (7) members shall represent the agricultural industry. One (1) member shall represent a Home Owner's Association located adjacent to agricultural land, and One (1) member shall be a representative of the Sacramento County UC Cooperative Extension.

C. Officers of this Committee shall be chosen from and by current members of the Committee and shall consist of the following:

1. A Chairperson who shall be elected at the January meeting by a vote of the members of the Committee and who shall assist in the preparation of agendas, preside at Committee meetings, represent the Committee and perform other tasks necessary for the conduct of Committee business. The Chairperson shall not serve more than two consecutive terms unless other members are unwilling to serve as Chair; then the current Chair could continue to serve on a year-to-year basis.
2. A Vice Chairperson who shall be elected at the January meeting by a vote of the members of the Committee and who shall assume the duties of the Chairperson in their absence.

D. All officers shall serve from day after elected for one (1) calendar year or until the next election.

V. MEMBERSHIP

A. QUALIFICATIONS OF MEMBERS

1. Members must meet the following qualification requirements during tenure on the Committee:
 - a. Desire to assist the Board in ongoing development of agriculture enterprises in the County;
 - b. Have experience and knowledge in the membership roll they represent; and
 - c. Be willing and able to dedicate the time necessary to attend meetings, actively participate in Committee matters and otherwise perform duties enumerated in these Bylaws and assigned by the Committee.

B. TERM

Members shall serve for four (4) years per term but may be appointed to two (2) year terms in order to create overlap in terms of service. Members shall serve at the discretion of the Board of Supervisors and may be removed without cause or by resignation. Committee members will not receive compensation for their participation.

C. VACANCIES

Any vacancy which is created during a term shall be filled by the Board of Supervisors for the remainder of the unexpired term.

VI. CONDUCT OF BUSINESS

A. QUORUM

1. Five (5) members of the Committee present in person shall constitute a quorum and the actions of this quorum shall stand as the actions of the Committee.
2. If there is not a quorum at any meeting of the Committee, the Chairperson may adjourn the meeting or continue the meeting and refrain from discussion or action on items that require a vote. Items requiring a vote will automatically be placed on the agenda at the next regularly scheduled meeting.

B. MEETINGS

1. The Committee shall hold a regular meeting on the second Wednesday ~~of every month, unless the day falls on a County holiday.~~ Meetings are held at the Agricultural Commissioner's office at 4137 Branch Center Road in Sacramento California, unless otherwise noted or stated in written notice of meeting. All meetings convene at 6:30 p.m.
2. A special meeting may be called by the Chairperson or by a majority of the members of the Committee. Written notice of the special meeting shall be made, either by personal delivery or mail, and shall be received at least twenty-four (24) hours prior to the special meeting, by each member of the Committee. ~~Notice of the meeting will be posted on the County Agricultural Commissioner's website at least twenty-four (24) hours prior to the special meeting. Written notice shall be posted at the Agricultural Commissioner's office at least twenty-four (24) hours prior to the meeting.~~
3. The notice shall specify the time and place of the special meeting as well as the business to be transacted or discussed.
4. At all meetings, personal conduct of Committee Members and Committee communication shall reflect high professional standards.

Deleted: in the months of January, March, May, July, September and November.

Deleted: and each local newspaper of general circulation, radio and television station requesting such notice in writing.

C. OPEN MEETING LAW AND AGENDA

1. This Committee is subject to the provisions of Government Code Sections 54950-54962 (the Ralph M. Brown Act) and the Political Reform Act, Government Code Sections 81000, et seq.
2. Agendas will be published and distributed at least seventy-two (72) hours before all regularly scheduled meetings.

D. CONFLICT OF INTEREST

1. No Committee member shall cast a vote on any matter that directly affects any of their personal financial interests as described in the Political Reform Act, Government Code 81000 et seq.
2. All Committee members are required to file an annual statement of financial interest (Form 700) with the Clerk of the Board of Supervisors, in accordance with State law.
3. All Committee members are required to take a two (2) hour Ethics Training Course, in accordance with State Assembly Bill 1234 mandates.

E. BOARD/COMMITTEE COMMUNICATION

Communication from the Committee to the Board shall be accomplished as expeditiously, clearly and completely as possible. Available means for communication are as follows and shall be used as time and circumstances require, but typically in the following order:

1. Minutes prepared by staff, provided to the Board of Supervisors or Clerk of the Board upon approval by the Committee;
2. Periodic verbal and/or written reports to the Clerk of the Board; and
3. Ad-hoc information exchange meetings between a Committee representative(s) and a Board representative(s).

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VII. SUBCOMMITTEES OF THIS COMMISSION

There are no standing committees of the Agricultural Advisory Committee. If constituted, subcommittees shall be advisory to the Committee and operate under the same provision of these bylaws unless otherwise noted. The Chair of the Committee may appoint no more than three (3) members to serve on a subcommittee, which may include members of the public.

VIII. AMENDMENTS

A. Amendments to these bylaws may be made as follows:

1. The proponent shall send the text of any proposed amendment to the Committee Clerk, staffed by the Agricultural Commissioner's office, prior to any regularly scheduled meeting. The Clerk shall agendize the proposed bylaw amendment and shall distribute copies to the Committee at the meeting. The proponent shall have scheduled time to present arguments followed by discussion. The Committee may, by majority vote, refer the amendment to a subcommittee of the Agricultural Advisory Committee. Upon adoption, the bylaws shall be submitted to Sacramento County Counsel for review and approval.

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IX. APPROVAL OF BYLAWS

A. These bylaws may be altered, amended or repealed only upon approval and ratification
by the Committee, Agricultural Commissioner and County Counsel.

Deleted: of the Board of Supervisors.

B. Upon ratification of these bylaws, an original and signed copy shall be filed with the
Clerk of the Board of Supervisors.

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APPROVAL:

Ken Oneto, Chair
Sacramento County Agricultural
Advisory Committee

Dated: _____

Chris Flores
Sacramento County
Agricultural Commissioner

Dated: _____

Deleted: Juli Jensen

Lisa Travis
County of Sacramento County Counsel

Dated: _____

Deleted: Robyn Truitt Drivon

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APPROVAL:

Ken Oneto, Chair
Sacramento County Agricultural
Advisory Committee

Dated: _____

Chris Flores
Sacramento County
Agricultural Commissioner

Dated: _____

Lisa Travis
County of Sacramento County Counsel

Dated: _____