

Agricultural Definitions for Cannabis

OK Planning Commission Proposal

17A.020.050 Agricultural Commodity Storage

Storage for agricultural product's to be sold or processed at a later time.

17A.020.055 Agricultural related industry

"Agricultural related industry" means those industrial uses directly related to the sorting, grading, packaging, storage, of agricultural products and/or physical or chemical alteration of agricultural products. Such industries include, but are not limited to: cold storage plants, controlled atmosphere, produce packing and processing facilities, and their accessory uses.

17A.020.060 Agriculture

"Agriculture," pertaining to farming, means the tilling of the soil, the raising of crops, forestry, horticulture, gardening, keeping or raising of livestock and poultry and any agricultural industry or business such as dairies, nurseries, wholesale greenhouses or similar uses. **Farming industrial hemp is agriculture. Farming cannabis, marijuana cannabis products, and cannabis operations are not agriculture; they are defined separately by this Chapter.**

17A.020.590 Cannabis processing facility

Cannabis processing facility means a facility used for the purpose of processing cannabis into useable cannabis and cannabis-infused products, and packaging and labeling of cannabis and cannabis-infused products for sale to cannabis retailers. Cannabis processing facilities are similar in character to agricultural sorting, grading, and packing facilities. Legal processing activities are consistent with RCW 69.50.101(v) and WAC 314-55-077 as administered by Washington State Liquor Control Board.

17A.020.595 Cannabis production facility

Cannabis production facility means a facility used for growing cannabis for the purpose of selling the cannabis products to cannabis processors and other cannabis producers. Production includes growth, harvest, trim, dry, cure, and packaging of cannabis for sale. Sale may include cannabis products, plants, seeds, and plant tissue culture. OCC Title 17A Zoning Page 24 Code Amendment 2015-1 Cannabis production facilities are separated into indoor and outdoor facilities which are similar in character to indoor nursery or greenhouse facilities, or outdoor field crops. Legal production activities are consistent with RCW 69.50.101(w) and WAC 314- 865 55-075 as administered by Washington State Liquor Control Board.

State Definitions

WAC 314-55-010- Marijuana Licenses, Application Process, Requirements, and Reporting

"Intermediate product" means marijuana flower lots or other material lots that have been converted by a marijuana processor to a marijuana concentrate or marijuana-infused product that must be further processed prior to retail sale.

"Plant" means a marijuana plant.

"Product" means marijuana, marijuana concentrates, usable marijuana, and marijuana-infused products; and

RCW 69.50.101-Uniformed Controlled Substance Act

(v) "Marijuana" or "marihuana" means all parts of the plant *Cannabis*, whether growing or not, with a THC concentration greater than 0.3 percent on a dry weight basis; the seeds thereof; the resin extracted from any part of the plant; and every compound, manufacture, salt, derivative, mixture, or preparation of the plant, its seeds or resin. The term does not include the mature stalks of the plant, fiber produced from the stalks, oil or cake made from the seeds of the plant, any other compound, manufacture, salt, derivative, mixture, or preparation of the mature stalks (except the resin extracted therefrom), fiber, oil, or cake, or the sterilized seed of the plant which is incapable of germination.

(w) "Marijuana concentrates" means products consisting wholly or in part of the resin extracted from any part of the plant *Cannabis* and having a THC concentration greater than ten percent.

(x) "Marijuana processor" means a person licensed by the state liquor and cannabis board to process marijuana into marijuana concentrates, useable marijuana, and marijuana-infused products, package and label marijuana concentrates, useable marijuana, and marijuana-infused products for sale in retail outlets, and sell marijuana concentrates, useable marijuana, and marijuana-infused products at wholesale to marijuana retailers.

(y) "Marijuana producer" means a person licensed by the state liquor and cannabis board to produce and sell marijuana at wholesale to marijuana processors and other marijuana producers.

(z) "Marijuana products" means useable marijuana, marijuana concentrates, and marijuana-infused products as defined in this section.

(aa) "Marijuana researcher" means a person licensed by the state liquor and cannabis board to produce, process, and possess marijuana for the purposes of conducting research on marijuana and marijuana-derived drug products.

(bb) "Marijuana retailer" means a person licensed by the state liquor and cannabis board to sell marijuana concentrates, useable marijuana, and marijuana-infused products in a retail outlet.

(cc) "Marijuana-infused products" means products that contain marijuana or marijuana extracts, are intended for human use, are derived from marijuana as defined in subsection (v) of this section, and have a THC concentration no greater than ten percent. The term "marijuana-infused products" does not include either useable marijuana or marijuana concentrates.

RCW 82.04-Business and Occupation Tax

"Agricultural product," "farmer," "marijuana."

(1) "Agricultural product" means any product of plant cultivation or animal husbandry including, but not limited to: A product of horticulture, grain cultivation, vermiculture, viticulture, or aquaculture as defined in RCW [15.85.020](#); plantation Christmas trees; short-rotation hardwoods as defined in RCW [84.33.035](#); turf; or any animal including but not limited to an animal that is a private sector cultured aquatic product as defined in RCW [15.85.020](#), or a bird, or insect, or the substances obtained from such an animal including honey bee products. "Agricultural product" does not include marijuana, useable marijuana, or marijuana-infused products, or animals defined as pet animals under RCW [16.70.020](#).

(2)(a) "Farmer" means any person engaged in the business of growing, raising, or producing, upon the person's own lands or upon the lands in which the person has a present right of possession, any agricultural product to be sold, and the growing, raising, or producing honey bee products for sale, or providing bee pollination services, by an eligible apiarist. "Farmer" does not include a person growing, raising, or producing such products for the person's own consumption; a person selling any animal or substance obtained therefrom in connection with the person's business of operating a stockyard or a slaughter or packing house; or a person in respect to the business of taking, cultivating, or raising timber.

(3) The terms "agriculture," "farming," "horticulture," "horticultural," and "horticultural product" may not be construed to include or relate to marijuana, useable marijuana, or marijuana-infused products unless the applicable term is explicitly defined to include marijuana, useable marijuana, or marijuana-infused products.

(4) "Marijuana," "useable marijuana," and "marijuana-infused products" have the same meaning as in RCW [69.50.101](#).

RCW 15.66.010-Agriculture and Marketing

(5) "Agricultural commodity" means any of the following commodities or products: Llamas, alpacas, or any other animal or any distinctive type of agricultural, horticultural, viticultural, vegetable, and/or animal product, including, but not limited to, products qualifying as organic products under chapter [15.86](#) RCW and private sector cultured aquatic products as defined in RCW [15.85.020](#) and other fish and fish products, within its natural or processed state, including beehives containing bees and honey and Christmas trees but not including timber or timber products. The director is authorized to determine what kinds, types or subtypes should be classed together as an agricultural commodity for the purposes of this chapter.

(20) "Producer" means any person engaged in the business of producing or causing to be produced for market in commercial quantities any agricultural commodity. "To produce" means to act as a producer. For the purposes of this chapter, "producer" shall include bailees who contract to produce or grow any agricultural product on behalf of a bailor who retains title to the seed and its resulting agricultural product or the agricultural product delivered for further production or increase.

USDA/WSDA

Title 7 U.S. Code, Ch. 64. 2011 ed-Agricultural Definition

Agriculture

An integrated system of plant and animal production practices having a site-specific application that will, over the long-term— (A) satisfy human food and fiber needs; (B) enhance environmental quality and the natural resource base upon which the agriculture economy depends; (C) make the most efficient use of nonrenewable resources and on-farm resources and integrate, where appropriate, natural biological cycles and controls; (D) sustain the economic viability of farm operations; and (E) enhance the quality of life for farmers and society as a whole.

Farm

A farm is defined as any place from which \$1,000 or more of agricultural products were produced and sold, or normally would have been sold, during the year.

Generally Accepted Definitions

Agriculture- The science or practice of farming, including cultivation of the soil for the growing of crops and the rearing of animals to provide food, wool, and other products

Horticulture- The art or practice of garden cultivation and management "Horticultural plant" includes, but is not limited to, any horticultural, floricultural, or viticultural plant, or turf, for planting, propagation or ornamentation growing or otherwise. The term does not apply to potato, garlic, or onion planting stock or to cut plant material, except plant parts used for propagative purposes.

Cultivation- the action of cultivating land, or the state of being cultivated.

Farming- the activity or business of growing crops and raising livestock

RCW 43.21A/WAC 173-Department of Ecology

173.400.040-Regulation of Fugitive Dust, Visible Emissions, VOCs, Odors

173.152-Water Rights

173.58.010-Noise