

**RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF
HUMBOLDT**

Resolution Number 24-

**Record Number PLN-11207-CUP
Assessor's Parcel Number: 210-191-059-000**

**Resolution by the Board of Supervisors of the County of Humboldt to revoke the
Grebo LLC Conditional Use Permit, Record Number PLN-11207-CUP.**

WHEREAS, Mihalilo Lucic holds an approved Conditional Use Permit for an existing 23,693 square foot (SF) outdoor cannabis cultivation operation with an appurtenant propagation area and proposed processing facility.

WHEREAS, on June 4, 2020, the Humboldt County Planning Commission approved the Conditional Use Permit for record number PLN-2020-11207; and

WHEREAS, after the close of all appeal periods the Conditional Use Permit was issued with an effective date of June 19, 2020; and

WHEREAS, on July 15, 2022, the permit holder was inspected for the 2022 cannabis growing season. Several ordinance violations were found and reported to the operator for remedy in a timely manner and no response was received; and

WHEREAS, on August 17, 2022, an email was sent to the permit holder reminding them of the outstanding compliance issues. A copy of the inspection report was also sent. No response was received from the permit holder regarding this communication.

WHEREAS, on January 17, 2023, the permit holder was sent a letter discussing unresolved issues on the property; and

WHEREAS, on February 2, 2023, a second annual inspection occurred on the permit holder's property where several reoccurring as well as new violations were found and reported to the offending party; and

WHEREAS, a letter was sent to the permit holder on November 22, 2023 regarding outstanding conditions of approval and ordinance violations. This letter set forth a required timeline for the situation to be resolved; and

WHEREAS, a final letter was sent to the permit holder on December 11, 2023 to contact the Humboldt County Planning and Building Department with direction to discuss the continuing issues or face potential revocation; and

WHEREAS, having received no responses to the above correspondence the permit holder and property owner was sent notification of this revocation hearing by certified mail on February 14, 2024.

WHEREAS, on March 1, 2024, the Planning and Building Department posted a Permit Revocation Notice at the road entrance and the property entrance stating the permit was exercised contrary to the terms and conditions of approval and that the Humboldt County Planning and Building Department would be scheduling a public hearing before the Board of Supervisors on March 12, 2024, with a recommendation to revoke the Conditional Use Permit; and

WHEREAS, the Board of Supervisors held a duly-noticed public hearing on March 12, 2024, and reviewed, considered, and discussed the application and appeal for the Conditional Use Permits, and reviewed and considered all public testimony and evidence presented at the hearing.

Now, THEREFORE BE IT RESOLVED, that the Board of Supervisors makes all the following findings:

1.	FINDINGS:		Project Description: Revocation of a Conditional Use Permit for 23,693 square feet (SF) of existing outdoor cannabis cultivation operation with appurtenant propagation area and processing facility. The project includes a Special Permit for development within the Streamside Management Area that would allow the use of a point of diversion from a spring, used for irrigation.
	EVIDENCE:	a)	Project File: PLN-11207-CUP
2.	FINDINGS:		CEQA: The requirements of the California Environmental Quality Act have been complied with.
	EVDIENCE:	a)	The project is exempt from environmental review per Section 15321 of the CEQA Guidelines (enforcement actions by regulatory agencies).
			FINDINGS FOR REVOCATION
3.	FINDINGS:		The permit has been exercised contrary to the terms and conditions of such approval.
	EVIDENCE:	a)	Condition of Approval #2 required permits for all ag exempt structures and grading. BLD-2020-51848 was approved with a requirement for no electrical in

			greenhouses. Inspections of the site found unpermitted electrical was installed in violation of the permit.
		b)	The Conditional Use Permit was approved for outdoor cannabis with no artificial lighting. Inspections on July 17, 2022, and February 2, 2023 found unapproved lighting sources in several greenhouses.
		c)	The site contains large amounts of uncontained solid waste and improperly stored and potentially hazardous materials, in violation of Conditions of Approval Numbers 5 and 10 of the Conditional Use Permit as well as various ongoing requirements listed in the permit, including ongoing requirements 4 and 17. Violations of these conditions were documented during past two inspections.
		d)	Condition of Approval #16 of the issued Conditional Use Permit states that the applicant is required to cover all permit processing costs associated with processing the application. An outstanding balance of \$3,872.66 has been unresolved and sent to a collections agency.
		e)	Conditions of Approval #2-5, #7-11, #13-14 have not been completed. The approval of the permit was granted on June 8, 2020, and a Compliance Agreement with the new owner was signed on March 17, 2021 giving two years to complete these conditions. All conditions were required to have been met by March 17, 2023.
		f)	The permit holder did not have the required water meter installed and waterlogs were not available upon request as required per Conditions of Approval #11 and #8 of ongoing requirements.
3.	FINDINGS:		The use for which the permit was granted is so conducted as to be a public nuisance reported on February 2, 2023.
		a)	The permit holder failed to secure amendments, nutrients, and flammable in double containment. These issues could lead to environmental damage due to runoff and seepage, nutrient overload in waterways, safety concerns for community members.
		b)	Solid waste was not disposed of properly on the property and was found in various areas within the

			property. This refuse poses a threat to wildlife due to the possibility of animal entrapment and toxicity if eaten.
		c)	Several electrical code and safety violations were found in existing greenhouses, including an electrical breaker mounted directly on growing vegetation (oak tree). These violations pose a safety and wildfire hazard.

DECISION

NOW, THEREFORE, based on the above findings and evidence, the Board of Supervisors does hereby:

- a. Adopt the findings set forth in this Resolution; and
- b. Revokes the Conditional Use Permit.

The foregoing Resolution is hereby passed and adopted by the Board of Supervisors on March 12, 2024, by the following vote:

Adopted on motion by Supervisor _____, seconded by

Supervisor and the following vote:

AYES: Supervisors-
 NOES: Supervisors-
 ABSENT: Supervisors-
 ABSTAIN: Supervisors-

STATE OF CALIFORNIA)
 County of Humboldt)

I, KATHY HAYES, Clerk of the Board of Supervisors, County of Humboldt, State of California, do hereby certify the foregoing to be a full, true and correct copy of the original made in the above-entitled matter by said Board of Supervisors at a meeting held in Eureka, California as the same now appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of said Board of Supervisors

KATHY HAYES Clerk of the Board of Supervisors of the County of Humboldt, State of California