



**HUMBOLDT COUNTY
PLANNING AND BUILDING DEPARTMENT
3015 H STREET, EUREKA, CA 95501 - PHONE (707) 445-7245**

PLANNING PROJECT

ANNUAL COMPLIANCE INSPECTION REPORT

APPLICANT AND AGENT INFORMATION

Applicant:
Applicant Address: AMOS JOHN, PO BOX 202
 RIO DELL, CA 95562
Agent: JANSSEN MALLOY, LLP
Agent Address: JEFFERY SLACK, ESQ., PO DRAWER
 1288
 EUREKA, CA 95502

PROJECT INFORMATION

Project Number: PLN-11697-CUP
Primary Parcel Number: 210-231-021-000
Inspection Date: 04/19/2022
Inspection Type: Annual Compliance Inspection
Inspector Name: Devin Sutfin

Inspector Email: dsutfin1@co.humboldt.ca.us
Cannabis: Y

PERFORMANCE STANDARDS

Performance Standard	Compliance	Notes	Deadline
Completed necessary conditions prior to operating	NON-COMPLIANT	No executed Compliance Agreement was located in file, and was due within 60 days of approval. Project was approved 08/01/2019. All items listed on Compliance Agreement are to be demonstrated as complete within two years, that deadline has passed. REMEDY: 1) Provide executed Compliance Agreement within 30 days (by June 13, 2022), AND 2) Complete all Compliance Agreement items by end of year and provide evidence of completion.	12/31/2022
County Business License	NON-COMPLIANT	Apply for and obtain a business license by end of year.	12/31/2022
Cultivation in approved location(s)	NON-COMPLIANT	Project approval was predicated on relocating historic cultivation and remediating the former cultivation sites in accordance with a restoration plan. We observed no onsite relocation and located no restoration report in the file. REMEDY: 1) Develop the project in accordance with approved site plan, AND 2) Provide restoration plan for relocation in accordance with Compliance Agreement item # 5. Complete these tasks prior to initiating cultivation in 2022.	05/19/2022
Development/structures in approved locations	NON-COMPLIANT		

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Drainage, runoff, and erosion control	NON-COMPLIANT	<p>We observed multiple areas of pooling water immediately adjacent to cultivation. The site needs to be winterized each year to address any potential erosion or sedimentation, in accordance with the state waterboard requirements for Tier 1 and Tier 2 dischargers.</p> <p>CORRECTIVE ACTION: The site needs to be winterized each year to address any potential erosion or sedimentation, in accordance with the state waterboard requirements for Tier 1 and Tier 2 dischargers.</p>	05/19/2022
Monofilament netting	NON-COMPLIANT	<p>Monofilament netting was observed outside where wildlife can access.</p> <p>REMEDY:</p> <p>If monofilament netting is used for any reason, ensure it cannot be accessed by wildlife. Only use in enclosed greenhouses where animals cannot access, and dispose of properly to prevent wildlife entanglement.</p>	

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Noise (dB)	NON-COMPLIANT	<p>Power source could not be verified onsite, and no generator noise was measured onsite. No generator use can be allowed until the noise from the operation can be demonstrated to comply with Condition of Approval # 16:</p> <p>"16. The Applicant shall assume presence of Northern Spotted Owl and avoid impacts during breeding season (February 1 to July 9) and implement avoidance measures including the prohibition of generators, project lighting , and fans, including those used in ancillary structures. These restrictions shall remain in place until a qualified biologist, in consultation with CDFW, conducts a scoping report for Northern Spotted Owl and Marbled Murrelet habitat. If habitat is present within the project vicinity, a light and noise attenuation plan shall be developed in consultation with the Planning Department and California Department of Fish and Wildlife prior to the use of any lights, generators, or fans . Conformance will be evaluated using auditory disturbance guidance prepared by the United States Fish and Wildlife Service and any other relevant published literature . Should the applicant propose to achieve noise attenuation by placing the generators inside a building(s), the applicant shall secure a building permit prior to construction."</p> <p>REMEDY:</p> <p>Do not use fans, lights, or generator(s) until a scoping report for Northern Spotted Owl and Marbled Murrelet has been obtained and provided to the Planning Division for review and approval. Failure to provide report will jeopardize the cannabis permit.</p>	05/19/2022
Operation is meeting ongoing conditions	NON-COMPLIANT	<p>Project was approved 08/01/2019, and is subject to a Compliance Agreement. Items listed on Compliance Agreement are to be demonstrated as complete within two years. That deadline has passed, and no evidence of completion has been submitted.</p> <p>REMEDY:</p> <p>Complete all Compliance Agreement items by end of year, and provide evidence to the Planning Division.</p>	12/31/2022

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Potentially hazardous materials storage (e.g. fuel and fertilizers)	NON-COMPLIANT	<p>We observed gasoline/kerosene containers underneath the cabin without primary or secondary containment. Potentially hazardous materials need to be in primary containment (a structure) and placed in secondary containment (like plastic containers) to prevent wildlife access and spills.</p> <p>CORRECTIVE ACTION: Provide time-certain photographic evidence the gasoline has been placed in a structure, and also placed within secondary containment.</p>	05/19/2022
Soil management, compost, plant waste, refuse	NON-COMPLIANT	<p>1) We located improperly stored solid waste that showed evidence of animal activity. Solid waste should be kept in wildlife-proof containers, and taken offsite regularly.</p> <p>2) Cannabis waste was not properly disposed of onsite. We found multiple locations onsite with cannabis stalks disposed of on the ground, and not located in an approved compost or waste location. Permit states all waste is to be located within two shipping containers.</p> <p>3) We located monofilament netting used as trellis support disposed of on the ground, near areas used for cultivation. Monofilament netting, if used, needs to be in enclosed structures like greenhouse or hoop house, and then placed in bags for disposal. No wildlife should be able to access monofilament netting AT ANY TIME.</p> <p>CORRECTIVE ACTION: Provide time-certain photographic evidence the solid waste has been removed, including plant material from cannabis and monofilament netting, within 30 days.</p>	05/19/2022
State license(s)	NON-COMPLIANT	<p>State licenses CCL18-0003419 and CCL18-0003418 expired 09/21/2021. It appears cultivation was occurring in October 2021 without a state license.</p> <p>REMEDY: Do not cultivate without an active and valid state license to avoid action.</p>	
Water meter(s) installed and records available	NON-COMPLIANT	<p>Provide water use logs broken down by source and month for 2019, 2020, and 2021 within ten days.</p>	05/19/2022

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Water source(s) and use	NON-COMPLIANT	Since nobody was onsite during the inspection, we have no indication of the source of irrigation water for commercial cannabis. REMEDY: Provide water use logs for 2019, 2020, and 2021 broken down by source and month within ten days.	05/19/2022
Cultivation amount	COMPLIANT		
Cultivation type and schedule	COMPLIANT		
Employees, housing, bathrooms, handwashing stations	COMPLIANT		
Light pollution prevention	COMPLIANT		
Processing in approved location(s)	COMPLIANT		
Security plan implementation	COMPLIANT		
Water storage	COMPLIANT		

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