

ATTACHMENT 5

Referral Agency Comments and Recommendations

The project was referred to the following referral agencies for review and comment. Those agencies that provided written comments are checked off.

Referral Agency	Response	Recommendation	Location
Building Inspection Division	✓	Comments	Attachment 5A
Division Environmental Health	✓	Approval	Attachment 5B
Public Works, Land Use Division	✓	Comments	Attachment 5C
Northwest Information Center	✓	Comments	On file and confidential
Tsungwe Council	✓	Comments	On file and confidential
California Department of Fish & Wildlife	✓	Conditional Approval	Attachment 5D
US Forest Service – Six Rivers National Forest	✓	Denial	Attachment 5E
Hoopa Valley Tribe		No response	
Humboldt County Sheriff		No response	
CalFIRE		No response	
Klamath Trinity Joint Unified School District		No response	
Humboldt County Agricultural Commissioner		No response	
Humboldt County Counsel		No response	
Humboldt County District Attorney		No response	
North Coast Unified Air Quality Management District		No response	
Division of Water Resources		No response	
North Coast Regional Water Quality Control Board		No response	



**HUMBOLDT COUNTY
PLANNING AND BUILDING DEPARTMENT
CURRENT PLANNING DIVISION
3015 H STREET, EUREKA, CA 95501 ~ PHONE (707) 445-7541**

9/20/2017

PROJECT REFERRAL TO: Building Inspection Division

Project Referred To The Following Agencies:

Building Inspection Division, Public Works Land Use Division, Health and Human Services Environmental Health Division, County Counsel, CalFire, California Department of Fish And Wildlife, Northwest Information Center, Hoopa Valley Tribe, Tsnungwe Council, Regional Water Quality Control Board, North Coast Unified Air Quality Management District, Humboldt County District Attorney, Humboldt County Agriculture Commissioner, California Division of Water Resources, Klamath-Trinity Joint Unified School District, HCSO

524-114-007

Applicant Name Ryan Holcomb **Key Parcel Number** 524-114-007-000

Application (APPS#) 13169 **Assigned Planner () - Case Number(s)** CUP16-1020

Please review the above project and provide comments with any recommended conditions of approval. To help us log your response accurately, please include a copy of this form with your correspondence.

Questions concerning this project may be directed to the assigned planner for this project between 8:30am and 5:30pm Monday through Friday.

County Zoning Ordinance allows up to 15 calendar days for a response. If no response or extension request is received by the response date, processing will proceed as proposed.

If this box is checked, please return large format maps with your response.

Return Response No Later Than 10/5/2017

Planning Commission Clerk
County of Humboldt Planning and Building Department
3015 H Street
Eureka, CA 95501

E-mail: PlanningClerk@co.humboldt.ca.us **Fax:** (707) 268-3792

We have reviewed the above application and recommend the following (please check one):

- Recommend Approval. The Department has no comment at this time.
- Recommend Conditional Approval. Suggested Conditions Attached.
- Applicant needs to submit additional information. List of items attached.
- Recommend Denial. Attach reasons for recommended denial.

Other Comments: _____

DATE: 1-6-18

PRINT NAME: Gustin Dumlak



COUNTY OF HUMBOLDT
PLANNING AND BUILDING DEPARTMENT
BUILDING DIVISION

3015 H STREET EUREKA CA 95501
PHONE: (707) 445-7245 FAX: (707) 445-7446

Building Division's Referral Comments for Cannabis Operations:

Application No.: 13169 (45505)
Parcel No.: 524-114-007
Case No.: CUP 16-1020

The following comments apply to the proposed project, (check all that apply).

Site/plot plan appears to be accurate.

Submit revised site/plot plan showing all of the following items: all grading including ponds and roads, location of any water course including springs, all structure including size and use and all setbacks from the above stated to each other and property lines.

Existing operation appears to have expanded, see comments: _____

Existing structures used in the cannabis operation shall not to be used/occupied until all required permits have been obtained.

Proposed new operation has already started.

Recommend approval based on the condition that all required grading, building, plumbing electrical and mechanical permits and or Agricultural Exemption are obtained.

Other Comments: see photos @ CUP 16-1020 - folder 524-114-007

Name: Gustin Dummer

Date: 1-6-18

Note: Remember to take photographs and then save them to the Planning's case number. File location J, Current Planning, Projects, (CUP, SP, ZCC) Case number.

well



1/3/18 504-114-007

CA 3

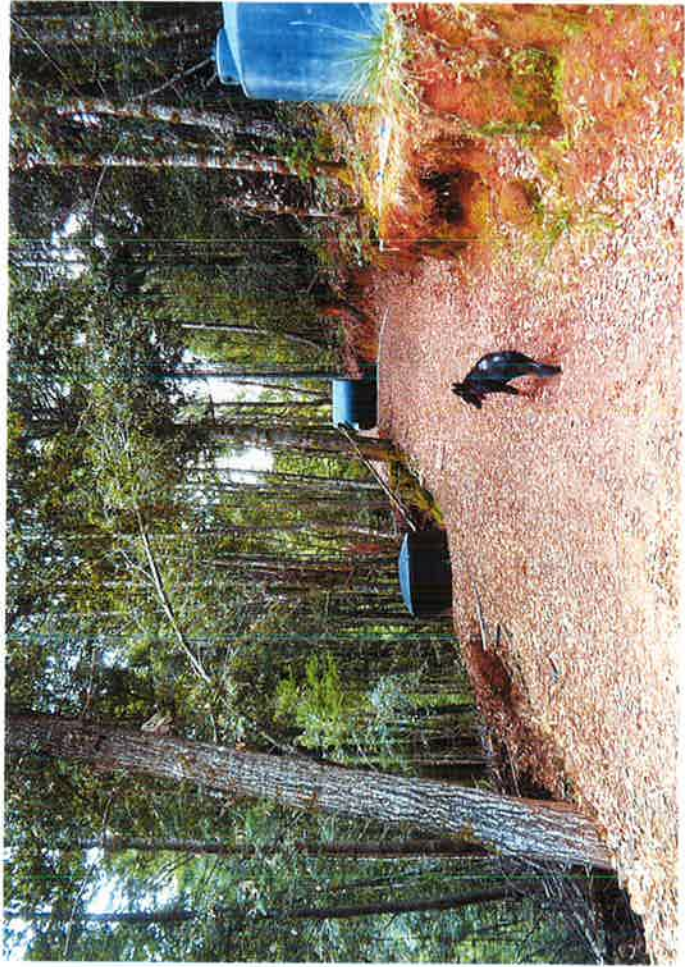


well

Site 1



Site 1



5 Tanks

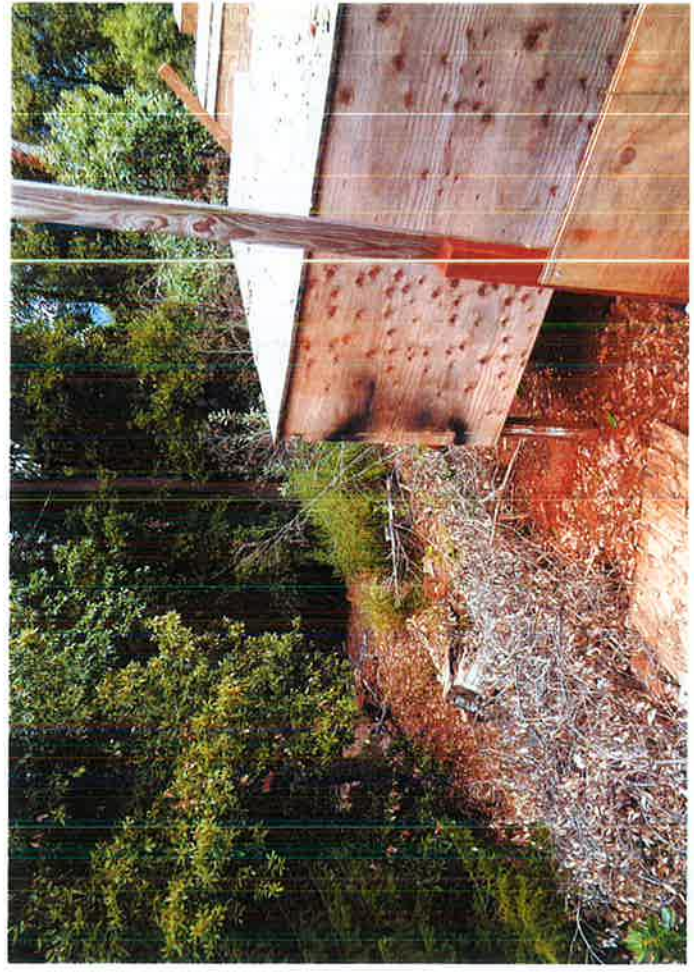


Site 1

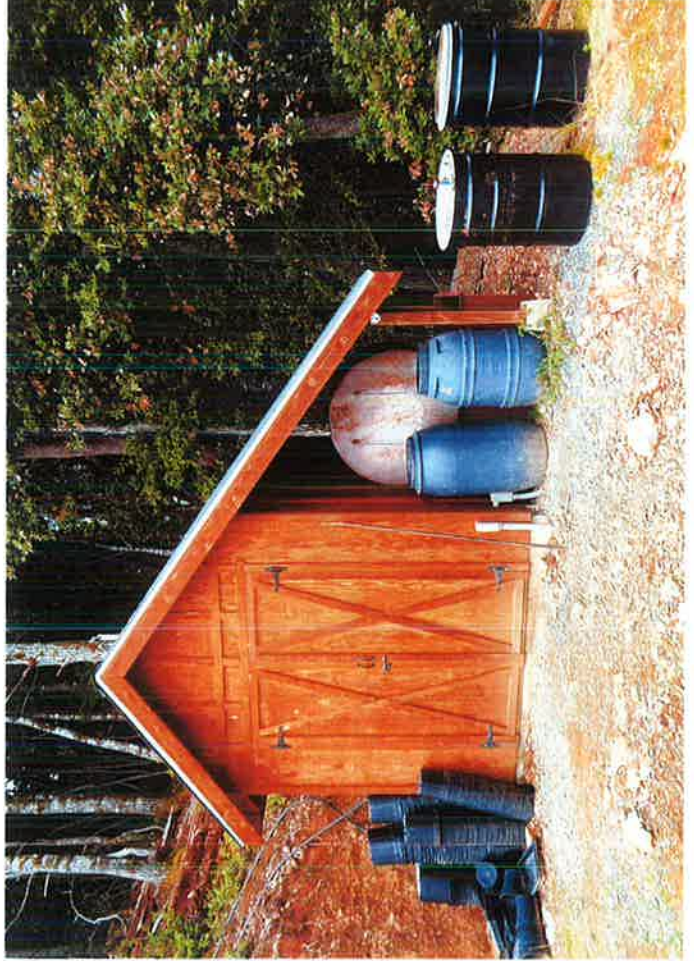
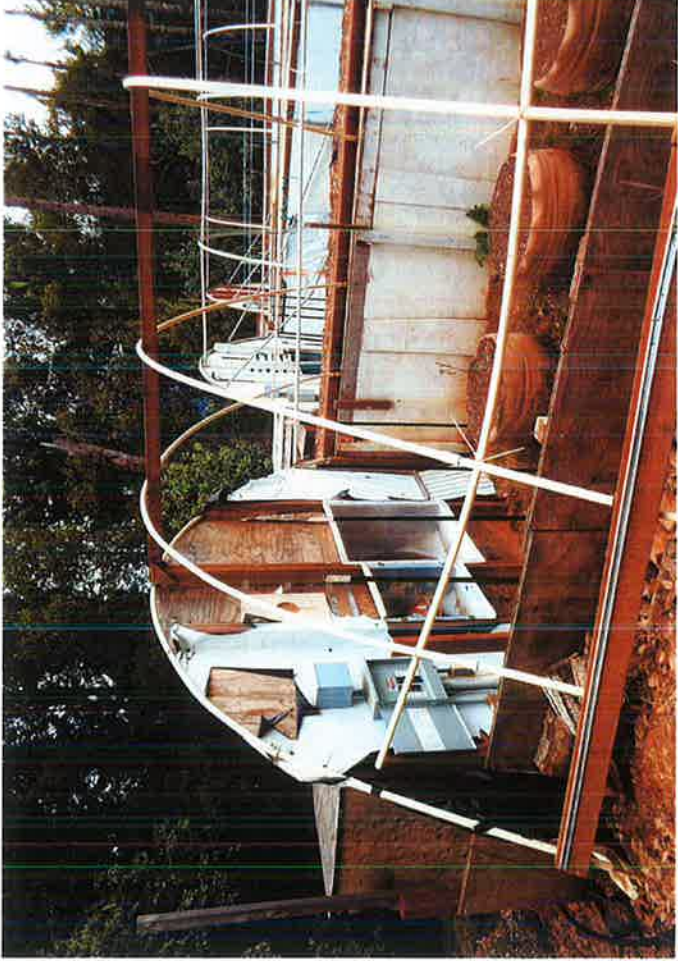
8/3/18 524-114-007

Site 2

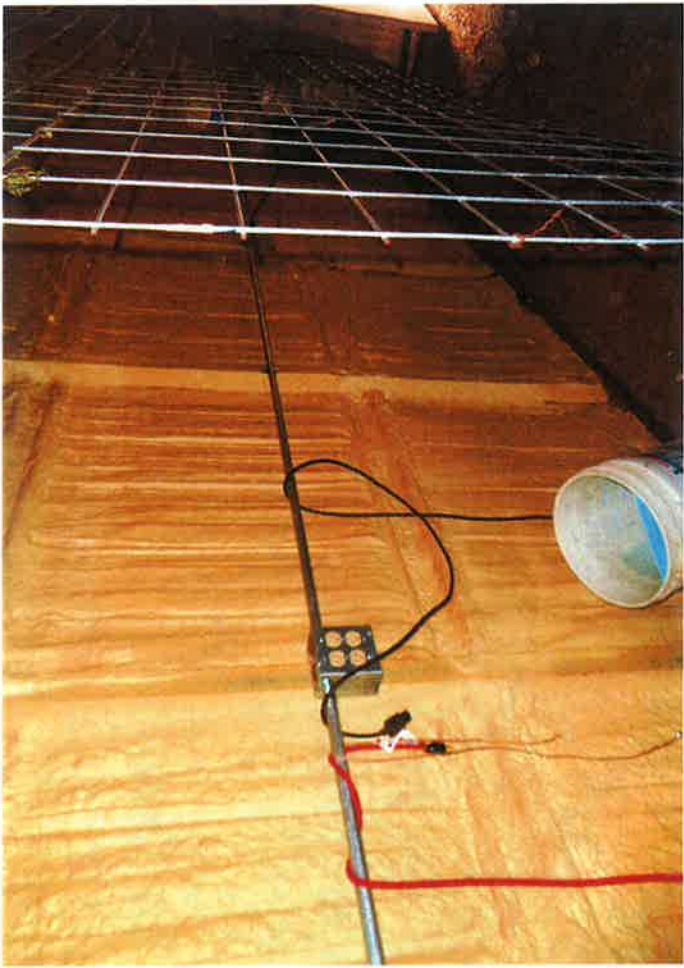
dog's house



Site 1



Site 1



e 2415 boys 05xhc

8/14/18 200-411-hcs

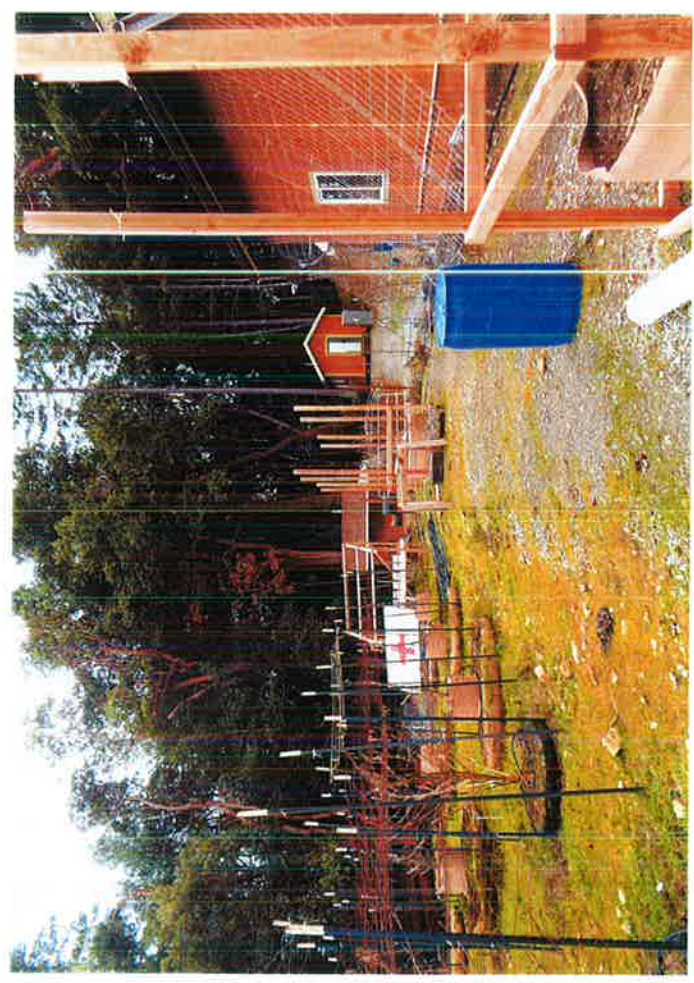
Barn



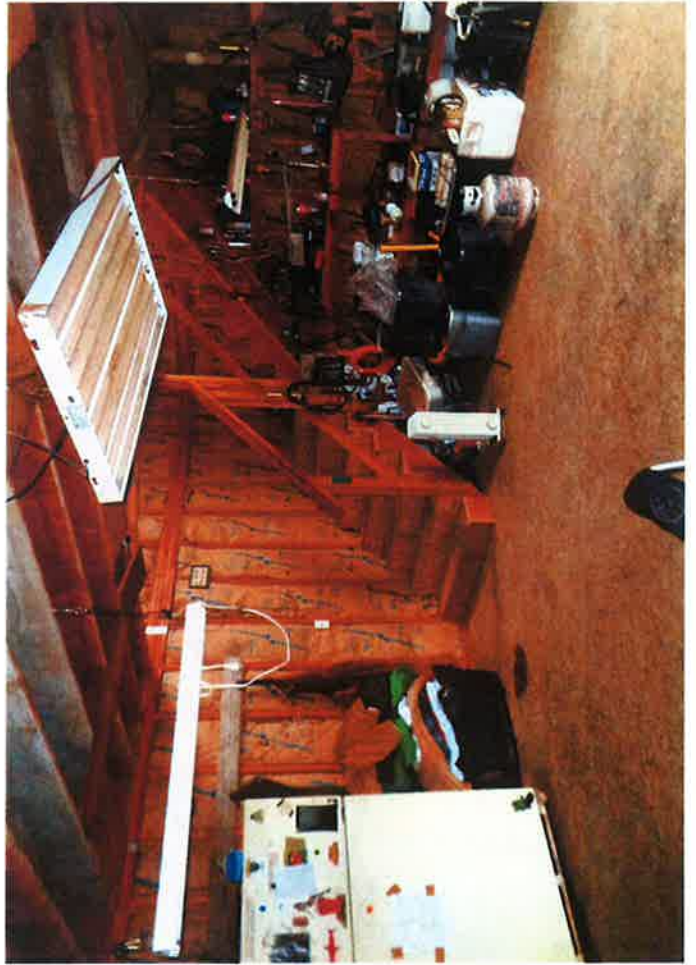
Cabin



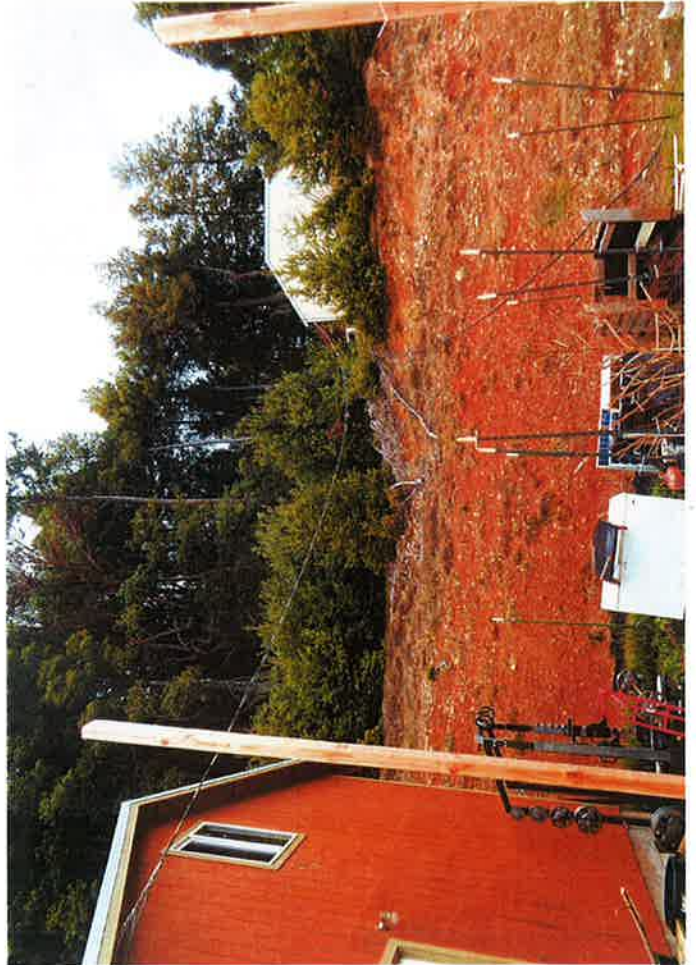
Detached
Bath



Site 2

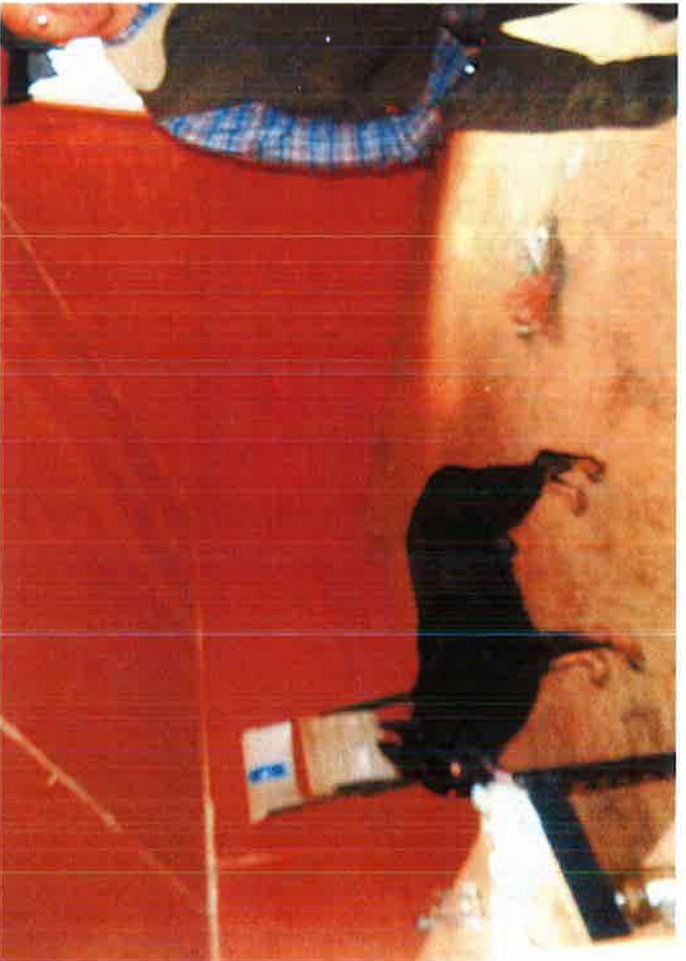
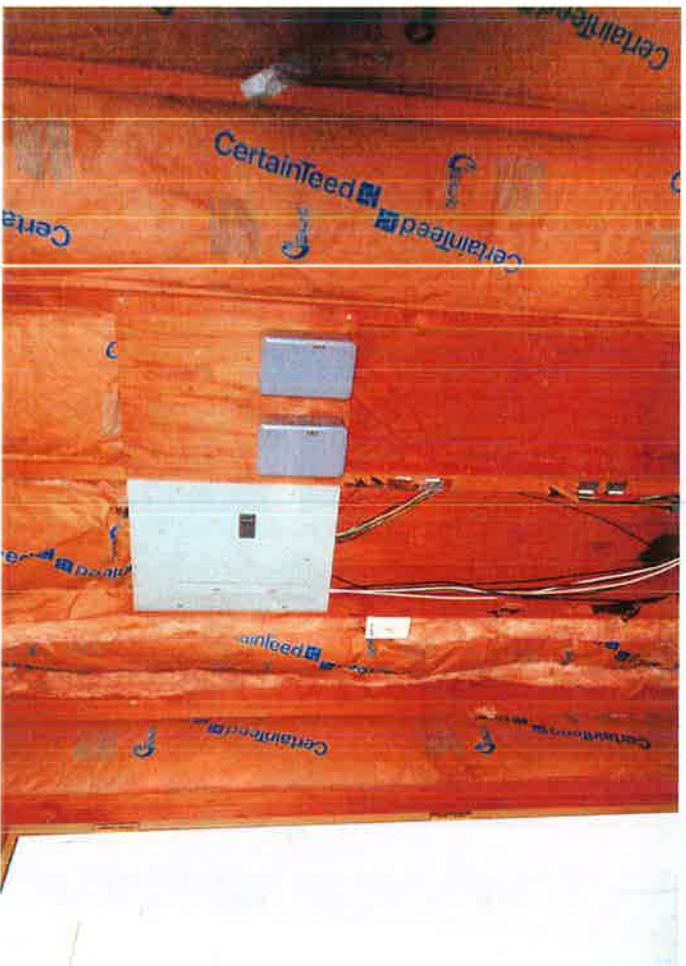


Barn



8/3/18 504-114-007

Cabin



Barn

Detached Bath



Cabin



1/3/18 524-114-007



Site 2

CA 3
Site 2



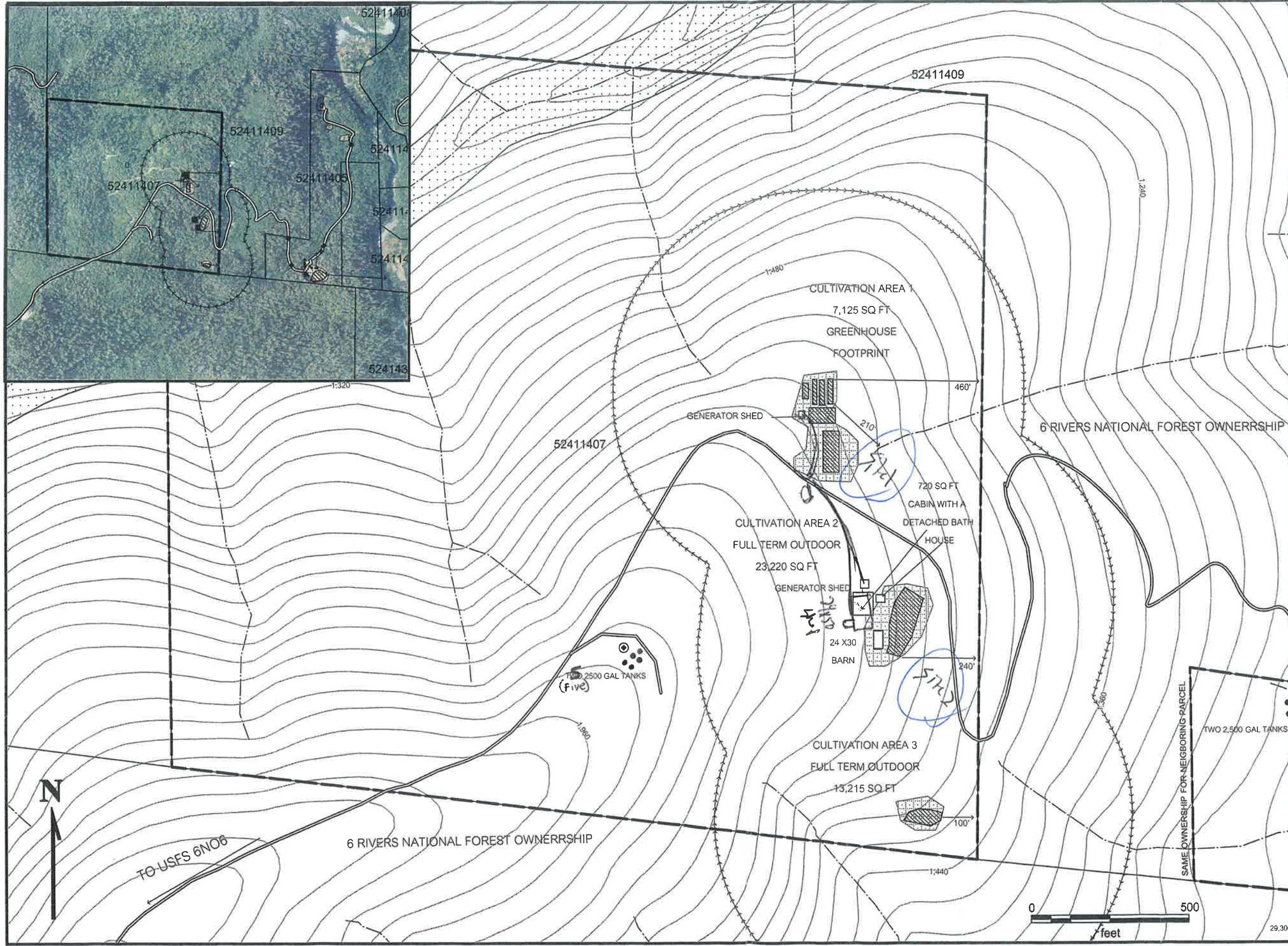
Dubche Both



CF3

1/3/18 524-114-007

EXPANDED PARCEL VIEW WITH 600 FOOT BUFFER



- CULTIVATION AREA
- PROPERTY BOUNDARY
- 600 FT BUFFER
- POND
- WATER STORAGE TANK
- WELL
- STRUCTURES
- CULVERT
- WATER COURSE
- STREAMSIDE MANAGEMENT AREA
- GATE

APPLICANT: **Mahala Creek LLC**
~~RYAN HOLCOMB~~
 APN: 524-114-007
 ZONING: TPZ-TIMBERLAND PRODUCTION
 LOT SIZE: 160 ACRES
 CULTIVATION AREA: UP TO 43560 SQFT OF EXISTING OUTDOOR CULTIVATION

DIRECTIONS TO SITE:
 DRIVING EAST ON HWY 299
 IN 41.6 MI TURN RIGHT ONTO FRIDAY RIDGE RD
 IN APROX 1 MI TURN LEFT ONTO FOREST 6N06
 IN 6 MILES TURN LEFT AT LOCKED GATE
 ARRIVE AT SITE 1.5 MILES DOWN DRIVEWAY

THERE ARE NO SCHOOLS, BUS STOPS OR PLACES OF WORSHIP WITHIN 600 FEET OF THE CULTIVATION AREA. THERE ARE NO OFF SITE RESIDENCES WITHIN 300 FEET OF THE CULTIVATION AREA.

THE DRIVE WAY IS AN EASEMENT ROAD TO 6RIVERS NATIONAL FOREST PARCEL IN BETWEEN THE OWNERSHIP. THIS IS A IN-HOLDING PROPERTY SURROUNDED BY NATIONAL FOREST. THERE ARE NO KNOWN TRIBAL CULTURAL RESOURCES ON SITE



MAP CREATED BY: A.CANTER_TRC_S:\my documents\Chris\CULTIVATION PERMITTING\Ryan Holcomb\06 Humboldt County Licensing

AUG 28 2017



HUMBOLDT COUNTY
 PLANNING AND BUILDING DEPARTMENT
 CURRENT PLANNING DIVISION
 3015 H STREET, EUREKA, CA 95501 ~ PHONE (707) 445-7541

DEH received
 9-21-17

PROJECT REFERRAL TO: Health and Human Services Environmental Health Division

17/18-0772

Project Referred To The Following Agencies:

Building Inspection Division, Public Works Land Use Division, Health and Human Services Environmental Health Division, County Counsel, CalFire, California Department of Fish And Wildlife, Northwest Information Center, Hoopa Valley Tribe, Tsnungwe Council, Regional Water Quality Control Board, North Coast Unified Air Quality Management District, Humboldt County District Attorney, Humboldt County Agriculture Commissioner, California Division of Water Resources, Klamath-Trinity Joint Unified School District, HCSO

Applicant Name Ryan Holcomb **Key Parcel Number** 524-114-007-000

Application (APPS#) 13169 **Assigned Planner** Cannabis Planner (CPOD) (707) 445-7541 **Case Number(s)** CUP16-1020

Please review the above project and provide comments with any recommended conditions of approval. To help us log your response accurately, please include a copy of this form with your correspondence.

Questions concerning this project may be directed to the assigned planner for this project between 8:30am and 5:30pm Monday through Friday.

County Zoning Ordinance allows up to 15 calendar days for a response. If no response or extension request is received by the response date, processing will proceed as proposed.

If this box is checked, please return large format maps with your response.

Return Response No Later Than Planning Commission Clerk
 County of Humboldt Planning and Building Department
 3015 H Street
 Eureka, CA 95501
E-mail: PlanningClerk@co.humboldt.ca.us **Fax:** (707) 268-3792

We have reviewed the above application and recommend the following:

Approval

Comments:

Response Date: 6/8/2018 **Recommendation By:** Adam Molofsky

*

DISTRIBUTED
6-8-18

2746



DEPARTMENT OF PUBLIC WORKS
C O U N T Y O F H U M B O L D T

MAILING ADDRESS: 1106 SECOND STREET, EUREKA, CA 95501-0579
AREA CODE 707

ARCATA-EUREKA AIRPORT TERMINAL
McKINLEYVILLE
FAX 839-3596

PUBLIC WORKS BUILDING
SECOND & L ST., EUREKA
FAX 445-7409

CLARK COMPLEX
HARRIS & H ST., EUREKA
FAX 445-7388

AVIATION 839-5401

ADMINISTRATION 445-7491
BUSINESS 445-7652
ENGINEERING 445-7377
FACILITY MAINTENANCE 445-7493

NATURAL RESOURCES 445-7741
NATURAL RESOURCES PLANNING 267-9540
PARKS 445-7651
ROADS & EQUIPMENT MAINTENANCE 445-7421

LAND USE 445-7205

LAND USE DIVISION INTEROFFICE MEMORANDUM

TO: Michelle Nielsen, Senior Planner, Planning & Building Department

FROM: Kenneth M. Freed, Assistant Engineer *KMF*

DATE: 4-26-18

RE:

Applicant Name	Ryan Holcomb
APN	524-114-007
APPS#	13169
CASE#	CUP16-1020

The Department has reviewed the above project and has the following comments:

- The Department's recommended conditions of approval are attached as **Exhibit "A"**.
- Additional information identified on **Exhibit "B"** is required before the Department can review the project. **Please re-refer the project to the Department when all of the requested information has been provided.**
- Additional review is required by Planning & Building staff for the items on **Exhibit "C"**. **No re-refer is required.**
- Road Evaluation Reports(s)* are required; ~~See Exhibit 1000~~. **No re-refer is required.**

*Note: Exhibits are attached as necessary.

Additional comments/notes:

Review item 2 on Exhibit "C".

// END //

Additional Review is Required by Planning & Building Staff

APPS # 13169

All of the following questions are to be answered by Planning and Building Department staff. No further involvement with the Department of Public Works is required for these items; however Public Works staff is available to answer any questions that may arise.

1. **ROADS – PART 1.** Does the project takes access from a series of non-county maintained roads that connect directly to a State Highway (36, 96, 101, 255, 299, etc...)?
 YES NO

If YES, the project does not need to be referred to the Department. Include the following requirement:

All recommendations in the Road Evaluation Report(s) for non-county maintained road(s) shall be constructed/implemented to the satisfaction of the Planning & Building Department prior to commencing operations, final sign-off for a building permit, or approval for a business license. A grading permit may be required; check with the Building Division of the Planning and Building Department for any permit requirements.

2. **ROADS – PART 2.** Does the project takes access from a series of non-county maintained roads that connect directly to a Caltrans State Highway, US Forest Service Road, BLM Road, or a City road?
 YES NO

If YES, the Department recommends that prior to the project presented to the Planning Commission or Zoning Administrator, that the project should be referred to the affected road agency(ies).

3. **ROADS – PART 3.** Does the project take access or use a county maintained road that does not have a centerline stripe or is not on the "approved list" of known category 4 roads? YES NO

If YES, a *Road Evaluation Report* must be done for the County road(s) that do not have a centerline stripe or are not on the "approved" list. The project along with the road evaluation report(s) for the County maintained road(s) must be referred to Public Works for review to ensure that the Department supports the findings in the report. If the road is on the "not approved" list, then Part B of the *Road Evaluation Report* form must be completed.

4. **Deferred Subdivision Improvements.** Does the project have deferred subdivision improvements? YES NO

How to check: Method 1: Planning and Building Department staff review the legal description for the subject property in the deed. If the deed reads similar to "Parcel ___ of Parcel Map No. ___" then there may be deferred subdivision improvements; further research will be needed. Method 2: Planning and Building Department staff need to review the title report(s) for the subject property(ies) to see if a "Notice of Construction Requirements" document is listed. If the document is listed, then there are deferred subdivision improvements.

If YES then the subject property has deferred subdivision improvements. The project cannot be presented to the Zoning Administrator or the Planning Commission until the deferred subdivision improvements are completed. The applicant should be directed to the Department of Public Works regarding the deferred subdivision improvements.

5. **AIRPORT- PART 1 (ALUCP).** Is the project located within Airport Land Use Compatibility Plan (ALUCP) Zone A, B, B1, B2, or B3 as shown on the ALUCP GIS layer? YES NO

If YES, include the following requirement:

The applicant shall cause to be dedicated to the County of Humboldt an Avigation Easement. The avigation easement shall be on the form prescribed by the Department of Public Works. This condition shall be completed to the satisfaction of the Department of Public Works prior to commencing operations, final sign-off for a building permit, or Public Works approval for a business license.

Additional Review is Required by Planning & Building Staff

The applicant shall conduct all operations consistent with the ALUCP and in a manner that does not attract flocks of birds. Open ponds shall not be permitted.

6. **AIRPORT – PART 2 (County Code Section 333).** Is the project is located within the County Code Section 333 GIS layer **AND** is the project proposing to construct (or permit) a fence, building or other structure? YES NO

If **YES**, the applicant shall submit a completed *Airspace Certification Form* prior to the project being presented to the Zoning Administrator or the Planning Commission for approval.

7. **AIRPORT – PART 3 (Height Restrictions).** Planning & Building Staff shall review the completed *Airspace Certification Form* as follows:
- If Box 1 is checked **NO**, the applicant shall either modify the project to comply with County Code Section 333-4 or the applicant shall request a variance pursuant to County Code Section 333-8. The project shall not be presented to the Zoning Administrator or the Planning Commission for approval until the variance is approved by the Board of Supervisors, or the project was modified to comply with County Code Section 333-4.
 - If Box 2 is checked **YES**, the applicant shall submit form FAA 7460-1 to the FAA for review and comment. The project shall not be presented to the Zoning Administrator or the Planning Commission for approval until the FAA supports the project.
 - If Box 3 is checked **YES**, then the project cannot be permitted and must be modified to conform to the easement. As an alternative, the applicant may wish to seek approval from both the County and the FAA to quitclaim a portion of the easement to allow the project to be permitted.
 - If Box 1 is checked **YES** and Box 2 is checked **NO** and Box 3 checked **NO or NA**, then Planning & Building staff shall signoff on the project in the "county use only" section of the form. In the "pre-construction" right of way (or "post construction" right of way if the building exists), check the approval box; date and initial your work.

Note that if the proposed structure is close to the imaginary surface (within 5 feet), then require a post construction certificate to be filed. By including the following requirement:

Applicant shall file a post construction *Airspace Certification Form* to ensure that the proposed structures are in compliance with County Code 333-3. This shall be completed within 90 days of completion of construction or prior to building final, whichever occurs first.

Submit a copy of all processed *Airspace Certification Forms* to the Land Use Division.

8. **MS4/ASBS Areas.** Is the project located within MS4 Permit Area as shown on the GIS layer? YES NO

If **YES**, include the following requirement:

The applicant shall demonstrate to the satisfaction of the Planning & Building Department that the project is in compliance with MS4/ASBS requirements.

// END //



**California Department of Fish and Wildlife
CEQA: Project Referral Comments**

Applicant: Ryan Holcomb		Date: 5/31/2019	
APPS No.: 13169	APN: 524-114-007	DFW CEQA No.: 2017-0815	Case No.: CUP
<input type="checkbox"/> New	<input checked="" type="checkbox"/> Existing	Proposed: <input type="checkbox"/> Mixed-light (SF):	<input checked="" type="checkbox"/> Outdoor (SF): 43,560 <input type="checkbox"/> Indoor

Thank you for referring this application to the California Department of Fish and Wildlife (CDFW) for review and comment.

CDFW offers the following comments on the Project in our role as a Trustee and Responsible Agency pursuant to the California Environmental Quality Act (CEQA; California Public Resource Code Section 21000 *et seq.*). These comments are intended to assist the Lead Agency in making informed decisions early in the planning process.

Please provide the following information prior to Project Approval: *(All supplemental information requested shall be provided to the Department concurrently)*

- Aerial imagery suggests that the cultivation area, prior to the CEQA Baseline, was significantly less than what is currently proposed by Project proponent. CDFW requests, prior to Project approval, a copy of the County Cannabis Area Assessment (CAV) and that the applicant provide substantial evidence, of existing cannabis on the parcel, prior to the cutoff date, or that the application be reconsidered for Project approval.
- Aerial imagery and referral materials suggest that grading and tree removal have occurred on parcel post CEQA baseline. Please provide evidence of one or more of the following: a valid grading permit or a less-than-3-acre conversion exemption or timberland conversion permit, approved by CAL-FIRE. If grading was conducted without proper permits, CDFW may recommend remediation of impacted area, in whole or part.

If the County elects to move this Project forward to hearing, CDFW requests the following items be incorporated as conditions of Project approval:

- This Project may have a potentially significant adverse effect on biological resources, specifically Northern Spotted Owl (*Strix occidentalis caurina*; NSO). Consistent with CEQA Guidelines, Section 15380, Northern Spotted Owl (NSO) has been identified as a threatened species pursuant to the federal Endangered Species Act (16 U.S.C. § 1531 *et seq.*) and under the California Endangered Species Act (Fish & G. Code, § 2050 *et seq.*) qualifies it as an endangered, rare, or threatened species under CEQA. The Project proposes to utilize greenhouse structures for cultivation within NSO occupied habitat (0.2mi from cultivation site). Greenhouse cultivation methods allow for an extension of the growing season which increases the period of overlap between cultivation operations and the NSO breeding season. Components of greenhouse cultivation methods, such as artificial light used for ancillary nurseries, may disrupt nocturnal foraging and nesting of NSO through disorientation as well as decreased activity of prey species (Brown et al. 1988, Longcore and Rich 2004, 2016). Noise from road use, generators, fans, and other equipment may disrupt hunting of NSO, which primarily use hearing to hunt. Also, exposure to vehicle noise has been shown to increase stress hormone levels in NSO, which was particularly evident in males during times when they were exclusively responsible for feeding their mates and nestlings (Hayward et al. 2011).

CDFW request, as a condition of Project approval, that the applicant assume presence and avoid impacts as determined by a qualified biologist, in consultation with CDFW. Avoidance measures

include but are not limited to the prohibition of generators, project lighting and fans, including those used in ancillary structures (e.g. nurseries) during the breeding season (February 1 to July 9), each year. Following the breeding season, CDFW requests the succeeding measures, as conditions of Project approval:

- To avoid disturbance of NSO and other sensitive species, CDFW requests the construction of noise containment structures for all generators and fans on parcel; noise released shall be no more than 50 decibels measured from 100ft or edge of habitat whichever is closer.
 - To minimize impacts to sensitive species, such as NSO, potentially affected by this Project, CDFW requests, that artificial light used for cannabis cultivation operations (including ancillary nurseries) be fully contained within structures such that no light escapes (e.g., through automated blackout curtains) between 30 minutes prior to sunset and 30 minutes after sunrise to prevent disruption to crepuscular and nocturnal wildlife. CDFW further requests, that security lighting be motion activated and comply with the International Dark-Sky Association standards and Fixture Seal of Approval Program; see: <https://www.darksky.org/our-work/lighting/lighting-for-citizens/lighting-basics/>. Standards include but are not limited to the following, 1) light shall be shielded and downward facing, 2) shall consist of Low Pressure Sodium (LPS) light or low spectrum Light Emitting Diodes (LED) with a color temperature of 3000 kelvins or less and 3) only placed where needed.
 - That timber removal be prohibited within 150ft of the designated cultivation sites.
- ☒ Prohibition on use of synthetic netting. To minimize the risk of wildlife entrapment, Permittee shall not use any erosion control and/or cultivation materials that contain synthetic (e.g., plastic or nylon) netting, including photo- or biodegradable plastic netting. Geotextiles, fiber rolls, and other erosion control measures shall be made of loose-weave mesh, such as jute, hemp, coconut (coir) fiber, or other products without welded weaves.
 - ☒ The environmental impacts of improper waste disposal are significant and well documented. CDFW requests, as a condition of Project approval, that all refuse be contained in wildlife proof storage containers, at all times, and disposed of at an authorized waste management facility.
 - ☒ This project has the potential to affect sensitive fish and wildlife resources such as Fisher - West Coast DPS (*Pekania pennanti*), Hooded Lancetooth (*Ancotrema voyanum*), Long-legged Myotis (*Myotis Volans*), Northern Spotted Owl (*Strix occidentalis caurina*), Del Norte salamander (*Plethodon elongatus*), Foothill Yellow-legged Frog (*Rana boylei*), Southern Torrent Salamander (*Rhyacotriton variegatus*), and amphibians, reptiles, aquatic invertebrates, mammals, birds, and other aquatic and riparian species.

Thank you for the opportunity to comment on this Project.

Sincerely,

California Department of Fish and Wildlife
619 2nd Street
Eureka, CA 95501



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

3/4/2019

Project Referred To The Following Agencies:

Environmental Health, County Counsel, CalFire, Cal Fish & Wildlife, Hoopa Valley Tribe, Tsnungwe Council, RWQCB, NCUAQMD, District Attorney, AG Commissioner, Division of Water Resources, Klamath Trinity Unified: School District, Sheriff, Building Inspections, PW Land Use, NWIC, Six Rivers: US Forest Service

Applicant Name Ryan Holcomb **Key Parcel Number** 524-114-007-000

Application (APPS#) PLN-13169-CUP Historic Planning **Assigned Planner** Cliff Johnson

Please review the above project and provide comments with any recommended conditions of approval. To help us log your response accurately, please include a copy of this form with your correspondence.

Questions concerning this project may be directed to the assigned planner for this project between 8:30am and 5:30pm Monday through Friday.

County Zoning Ordinance allows up to 15 calendar days for a response. If no response or extension request is received by the response date, processing will proceed as proposed.

If this box is checked, please return large format maps with your response.

Return Response No Later Than: 3/19/2019

Planning Commission Clerk
County of Humboldt Planning and Building Department
3015 H Street
Eureka, CA 95501
Email: PlanningClerk@co.humboldt.ca.us **Fax:** (707) 268 - 3792

We have reviewed the above application and recommend the following (please check one):

- Recommend Approval. The Department has no comment at this time.
- Recommend Conditional Approval. Suggested Conditions Attached.
- Applicant needs to submit additional information. List of items attached.
- Recommend Denial. Attach reasons for recommended denial.

Other Comments:

See Enclosed letter on Forest Service position
on using F.S. Access Roads to Cannabig grow properties. ~~LAND~~ LAND
OWNER has no permit to use closed F.S. Road, G106 R

DATE:

3/6/2019

PRINT NAME:

George Frey - banks and
minerals officer



COUNTY OF HUMBOLDT
Planning and Building Department – Current Planning
3015 H Street, Eureka, CA 95501 ~ PHONE (707) 445-7541
PROJECT TRANSMITTAL

APPLICANT KEY PARCEL 524-114-007-000 DATE 3/4/2019 CONTACT Cliff Johnson APPS# PLN-13169-CUP

PROJECT INFORMATION

SUBJECT Ryan Holcomb - CUP for existing cultivation - 1 acre outdoor

PROJECT TYPE Conditional Use Permit (CCLUO1)

PROJECT DESCRIPTION Conditional Use Permit (CUP16-1020) for 43,560 square feet (SF) existing outdoor medical cannabis cultivation area occurring in three (3) sites on the parcel. Water source is a permitted well. Water storage of 12,500 gallons occurs in tanks. Two generators supply any electric power needed. Processing occurs onsite in an existing structure.

PROJECT LOCATION

The project is located in Humboldt County, in the Willow Creek area, on the south side of State Highway 299, approximately 6 miles from the intersection of State Highway 299 and Friday Ridge Road, on the property known to be in Section 35 of Township 06 N, Range 05 E, Humboldt Base & Meridian.

PRESENT PLAN DESIGNATIONS Timberland (T), 2017 General Plan, Density: 40-160 acres per unit, Slope Stability: Moderate Instability (2)

PRESENT ZONING
TPZ

KEY PARCEL NUMBER 524-114-007-000

ADDITIONAL PARCEL #S

APPLICANT INFORMATION

Name Ryan Holcomb
Address 1 PO Box 2095
Address 2
City McKinleyville **State** CA **Zip** 95519
Phone (707)498-3220 **E-Mail**
ryanh713@yahoo.com

OWNER INFORMATION

Name Jolly Acres Llc Co
Address 1 3534 Broadway St
Address 2
City Eureka **State** CA **Zip** 95503
Phone **E-Mail**

AGENT INFORMATION

Name Timberland Resource Consultants
Address 1 David Spinosa
Address 2 165 S Fortuna Blvd.
City Fortuna **State** CA **Zip** 95540
Phone (707)725-1897 **E-Mail**
dspinosa@timberlandresource.com

ADDITIONAL PROJECT INFORMATION

ADDITIONAL OWNERS

DECISION MAKER Planning Commission
ENVIRONMENTAL REVIEW REQUIRED? No
MAJOR ISSUES None
STATE APPEAL STATUS Project is NOT appealable to the California Coastal Commission
PRELIMINARY CEQA FINDINGS
CEQA EXEMPTION SECTION
EXEMPTION DESCRIPTION



United States
Department of
Agriculture

Forest
Service

Pacific Southwest Region
Six Rivers National Forest

1330 Bayshore Way
Eureka, CA 95501
707-442-1721
TDD: 707-442-1721
Fax: 707-442-9242

File Code: 1500
Date: August 29, 2018

Michelle Nelson
Planning and Building Department
Humboldt County
3015 H Street
Eureka, CA 95501

Dear Ms. Nelson:

Thank you for providing the USDA Forest Service with the opportunity to provide input to Humboldt County's land use regulations governing cannabis cultivation on private property as they relate to National Forest System (NFS) lands.

The use, cultivation and transportation of cannabis on Forest Service lands is illegal. The Comprehensive Drug Abuse Protection and Control Act of 1970, and more specifically Title II of the act (the Controlled Substances Act), lists cannabis as a Schedule 1 drug. The Forest Service does not have discretion to permit activities on NFS lands that will violate the Controlled Substances Act or any other federal law. The Forest Service cannot authorize any activities related to cannabis operations on public land, such as the cultivation, production, transportation, or distribution of supplies or product.

We recommend that applicants for county cannabis permits who are adjacent to or near Forest Service lands have their parcels surveyed by a professional land surveyor to ensure their operations are not trespassing upon or causing impacts to federal lands. Individuals that cause resource damage, including soil erosion and contamination to Forest Service administered lands from illicit acts including the manufacture of cannabis, may be subject to federal criminal and/or civil action. Permit applicants should be aware that transporting cannabis across an existing right of way on federal lands to access a private parcel, is also illegal under federal law, and violators could face federal criminal action.

We appreciate the opportunity to comment on the county's cannabis-use regulations. If you need further information on this subject, please contact me at (707) 441-3531.

Sincerely,

MICHAEL A. GREEN
Acting Forest Supervisor

