

**ATTACHMENT 3**

**Correspondence Chronology**



**COUNTY OF HUMBOLDT**  
**PLANNING AND BUILDING DEPARTMENT**

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3015 H Street Eureka CA 95501  
Fax: (707) 268-3792 Phone: (707) 445-7541

Sent Via US Mail

July 27, 2022

Abbey Road Farming LLC  
Doran Andry  
120 Tustin Ave Ste C1204  
Newport Beach CA 92663

RE: Record No. PLN-12861-CUP, APN: 210-221-023

Dear Doran Andry,

On September 28, 2018, and again on September 10, 2020, we sent you a letter describing items needed to process the above application. A copy of that letter is attached. As of the date of this letter, none of the items has been received. It has also come to our attention that the ownership of APN 210-221-023 has changed and is now owned by Life is Amazing LLC. To continue with application 12861, we will need written authorization from Life is Amazing LLC to pursue the commercial cannabis cultivation permit. Because Life is Amazing LLC is a separate entity, we need the authorization even if it is managed by the same natural person that manages Abbey Road Farming LLC. Our records check also indicates that the California Secretary of State has suspended Abbey Road farming LLC from conducting business. This suspension must be cleared for application processing to continue.

If you wish to proceed with the application, we will need all items requested within 60 calendar days. Please submit all items in a single package. If we don't receive a complete package within 60 days, the application will be scheduled for decision with a staff recommendation of denial. Processing an application to decision will result in additional staff costs to the project.

Alternatively, if you wish to request withdrawal of this application, you may do so in writing, including email.

I look forward to hearing from you. I am available at 707-268-3749 or [santos@co.humboldt.ca.us](mailto:santos@co.humboldt.ca.us) if you have questions about this letter.

Sincerely,

Steven A. Santos  
Senior Planner

Enc: Revised Deficiency Letter September 10, 2020.



COUNTY OF HUMBOLDT  
PLANNING AND BUILDING DEPARTMENT  
CANNABIS SERVICES DIVISION

3015 H Street Eureka CA 95501  
Fax: (707) 268-3792 Phone: (707) 445-7541

September 28, 2018

Revised: September 10, 2020\*\*

Abbey Road Farming LLC  
Traian Jikovski  
5039 Commerical Circle Unit F  
Concord, CA 94520

RE: Permit Application No. 12861

APN: 210-221-023

Case No.: CUP16-883

Dear Traian Jikovski:

Thank you for your submittal of the above referenced application for a commercial cannabis permit on 12/9/16 for 15,236 square feet of existing outdoor cannabis cultivation. Prior correspondence regarding the project has included an incomplete letter dated 2/9/17, and a pending withdrawal notice dated 8/16/17, as well as correspondence with Stevie Luther in 2018. Additional application materials have been received, including on 12/12/17 and 8/16/18, and the project was issued an interim permit on 8/20/18. Unfortunately, after review the application submittal was found not to contain all of the required information and we are unable to move the permit forward at this time.

Listed below are the actions you must take for staff to continue processing this permit application:

1. Ensure the location of cultivation complies with the Humboldt County General Plan (2017) section BR-S10 "Development Standards for Wetlands". As currently proposed, the "GH #1" shown on the Site Plan would not comply with the required **setback distances from the wetland shown on the map**. Please submit a revised Site Plan with an alternative location that would comply with the buffer. **In addition, please submit a Wetland Delineation, prepared a qualified professional. The report must clearly delineate the boundary of the wetland and provide the appropriate setback to the cultivation.**
2. **According to the Site Plan, the generator shed is within the Streamside Management Area, please proposed to relocate it to a proper location and provide a remediation plan. If possible, consider moving away from the use of generator and use solar power.**
3. **There is a Northern Spotted Owl Activity Center, recorded at .74 miles and from the cultivation area. Please provide evidence that the generator noise will be below 50 db at 100 feet from the edge of habitat.**
4. **Provide the well log for the well onsite.**
5. Submit an updated Operations Plan that includes:
  - o Detailed processing plan including:
    - Summary of Processing Practices.
    - Description of location where processing will occur.
    - Estimated number of employees, if any.
    - Summary of Employee Safety Practices.
    - Description of toilet and handwashing facilities.
    - Description of plumbing and/or septic system and whether or not the system is capable of handling increased usage.
    - Description of source of drinking water for employees.

- Description of increased road use resulting from processing and a plan to minimize that impact.
    - Description of on-site housing, if any.
  - Security plan;
  - Number of individuals required for operations both full time and seasonally.
- 6. Submit a replacement \$30 check or money order made payable to the Bear River Tribal Historic Preservation Office (THPO). The one previously on file has expired due to 180 days elapsing and is being returned.
- 7. **Because on-site relocation of existing cultivation is part of the proposed project, provide a Remediation Plan prepared by a qualified professional (e.g. biologist, hydrologist, engineer etc.) demonstrating that the new site is environmentally superior to the present condition, describing the methods of restoration, and targets to abate existing environmental harm at the previous cultivation area. If the relocation occurred after January 1, 2016, include an explanation as to why this took place prior to the permit or clearance required under the CMMLUO being obtained.**

Be advised, because a portion your source of water for cultivation and associated activities is a surface water diversion, forbearance will be required pursuant to Humboldt County Code Section 314-55.4.11(l). Proof of adequate water storage will need to be submitted upon implementation, or completion of project(s). Do not engage in grading, conversion of timberland, or any land disturbance activities until all requisite clearances, permits and/or licenses have been secured.

County staff will conduct a review of previous land use actions that have been approved on the subject parcel(s) to ensure that, "The proposed development complies with the terms and conditions of any applicable permit and/or subdivision map that was previously approved for such development" (HCC §312-2.4.1.2). If a relevant project is found and additional information is needed, our office will contact you.

Please keep in mind, additional information may be requested once the project is reviewed by State and local agencies during the referral stage of the process. The Department cannot make the required findings specified in Humboldt County Code Sections 312-1.1.2 and 312-17 et seq., and the California Environmental Quality Act (CEQA) based on the information submitted to date. In order for the Department to further evaluate this project for compliance, the additional requested information must be submitted.

Please note that this project was issued an Interim Permit on August 20, 2018, which authorizes the applicant to seek State licensure and **continue operations until completion of the local permit review process or denial of a County permit, or January 1, 2019, whichever occurs first**. The items requested in this letter must be submitted within **30 days** in order to ensure timely processing of your permit.

Please accumulate all requested material and submit as a complete package to the contact listed below during regular business hours. When submitting these items please include the Application Number and APN found at the top of this letter. For most efficient processing, please include a copy of this letter with your submittals.

**Unless operating subject to a valid Interim Permit issued by the County, please remember that the filing of a permit application does not authorize the applicant to engage in any new commercial marijuana cultivation, processing, manufacture or distribution activity.** No such activity shall commence until the application has been processed to decision and all requisite clearances, permits and/or licenses have been secured. If you have questions about this letter, please contact Isaac Hansen at 707-445-7541.

Sincerely,



*Isaac Hansen*

Isaac Hansen  
Cannabis Services Division  
vendorlaco@co.humboldt.ca.us

Cc: Agent

Janssen Malloy  
Jeffery Slack  
PO Drawer 1288  
Eureka, CA 95502

Attachments

Expired Checks (to agent)



**COUNTY OF HUMBOLDT**  
**PLANNING AND BUILDING DEPARTMENT**  
**CANNABIS SERVICES DIVISION**

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3015 H Street Eureka CA 95501  
Fax: (707) 268-3792 Phone: (707)445-7541

August 03, 2020

Abbey Road Farming LLC co Traian Jikovski  
P.O. Box 4433  
Arcata, CA 95518

RE: Permit Application No. 12861, APN 210-221-023-000

Abbey Road Farming LLC co Traian Jikovski,

As part of its ongoing review of cannabis projects, the Planning and Building Department evaluates satellite imagery of cultivation areas. That review process has identified a potential violation for the above referenced project. The County is committed to helping all cannabis applicants remedy violations and comply with local and state regulations. **Your immediate attention is requested to resolve the issues described below.**

According to our records, there are no active permits to cultivate currently in place at this property. **Analysis of satellite imagery has concluded that cultivation is occurring without the required permits and approvals.** Specifically, unauthorized cultivation measured at 13,756 square feet appears to be occurring currently.

The penalty fee for the unauthorized cultivation is calculated by multiplying the area of unauthorized cultivation by twice the Measure S Excise Tax (\$2 a square foot for outdoor and \$4 a square foot for mixed light cultivation). **The total penalty for the unauthorized cultivation described in this letter is \$27,512.00. The area of unauthorized cultivation must also be removed and restored immediately. Please also be advised that repeated unauthorized cultivation will lead to denial of the permit application.**

Response Required

**The following options are available, and a response must be communicated to the Department in writing within 10 days:**

1. If the aerial imagery analysis is accurate, resolve the violation by paying the penalty fee and removing the unauthorized cultivation area including infrastructure; OR
2. Withdraw the application, remove all cannabis related fixtures and equipment from the parcel, and remediate, restore, and restock any disturbed area to their natural condition; OR
3. Respond to this letter with clear and substantial evidence to establish why the unauthorized cultivation did not occur.

**Responses must be received within 10 days of the date of this letter. If no response is received within 10 days of the date of this letter, the application will be prepared for hearing with the evidence presently in the file. Staff will recommend denial and refer the project for enforcement actions.**

If you have questions about this letter, please contact resolution liaison Branden Howton at (707) 476-2367 or at [bhowton1@co.humboldt.ca.us](mailto:bhowton1@co.humboldt.ca.us)

Sincerely,

A handwritten signature in blue ink, appearing to read 'Cliff Johnson', with a long horizontal line extending to the right.

Cliff Johnson  
Supervising Planner

ENC: Satellite Imagery  
EC: [tbulgary@yahoo.com](mailto:tbulgary@yahoo.com); [kathym@pacificwatershed.com](mailto:kathym@pacificwatershed.com)  
CC:

Agent:  
Pacific Watershed Associates attn: Kathy Moley  
P.O. Box 4433  
Arcata, CA 95518

Owner:  
Traian Jikovski  
5039 Commercial Cir #F  
Concord, CA 94520

# Satellite Imagery - Application No. 12861

 Digitized Cultivation Area (in Sq. Ft.)



Planet Team (2020)

## June 2020 Planet Labs Monthly Satellite Mosaic Image

additional imagery of cultivation activity is available upon request, as well as specific date and time of each image reviewed

# Satellite Imagery - Application No. 12861



## June 2020 Planet Labs Monthly Satellite Mosaic Image

additional imagery of cultivation activity is available upon request, as well as specific date and time of each image reviewed

# Satellite Imagery - Application No. 12861



## July 2020 Planet Labs Monthly Satellite Mosaic Image

additional imagery of cultivation activity is available upon request, as well as specific date and time of each image reviewed



**COUNTY OF HUMBOLDT**  
**PLANNING AND BUILDING DEPARTMENT**  
**CANNABIS SERVICES DIVISION**

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3015 H Street Eureka CA 95501  
Fax: (707) 268-3792 Phone: (707)445-7541

September 28, 2018

Abbey Road Farming LLC  
Traian Jikovski  
5039 Commerical Circle Unit F  
Concord, CA 94520

RE: Permit Application No. 12861

APN: 210-221-023

Case No.: CUP16-883

Dear Traian Jikovski:

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2. Submit an updated Operations Plan that includes:
  - o Detailed processing plan including:
    - Summary of Processing Practices.
    - Description of location where processing will occur.
    - Estimated number of employees, if any.
    - Summary of Employee Safety Practices.
    - Description of toilet and handwashing facilities.
    - Description of plumbing and/or septic system and whether or not the system is capable of handling increased usage.
    - Description of source of drinking water for employees.
    - Description of increased road use resulting from processing and a plan to minimize that impact.
    - Description of on-site housing, if any.
  - o Security plan;
  - o Number of individuals required for operations both full time and seasonally.
3. Submit a replacement \$30 check or money order made payable to the Bear River Tribal Historic Preservation Office (THPO). The one previously on file has expired due to 180 days elapsing and is being returned.
4. Because on-site relocation of existing cultivation is part of the proposed project, provide a Remediation Plan prepared by a qualified professional (e.g. biologist, hydrologist, engineer etc.) demonstrating that the new site is environmentally superior to the present condition, describing the methods of restoration, and targets to abate existing environmental harm at the previous

cultivation area. If the relocation occurred after January 1, 2016, include an explanation as to why this took place prior to the permit or clearance required under the CMMLUO being obtained.

Be advised, because a portion your source of water for cultivation and associated activities is a surface water diversion, forbearance will be required pursuant to Humboldt County Code Section 314-55.4.11(I). Proof of adequate water storage will need to be submitted upon implementation, or completion of project(s). Do not engage in grading, conversion of timberland, or any land disturbance activities until all requisite clearances, permits and/or licenses have been secured.

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Please note that this project was issued an Interim Permit on August 20, 2018, which authorizes the applicant to seek State licensure and continue operations until completion of the local permit review process or denial of a County permit, or January 1, 2019, whichever occurs first. The items requested in this letter must be submitted within 30 days in order to ensure timely processing of your permit.

Please accumulate all requested material and submit as a complete package to the contact listed below during regular business hours. When submitting these items please include the Application Number and APN found at the top of this letter. For most efficient processing, please include a copy of this letter with your submittals.

**Unless operating subject to a valid Interim Permit issued by the County, please remember that the filing of a permit application does not authorize the applicant to engage in any new commercial marijuana cultivation, processing, manufacture or distribution activity.** No such activity shall commence until the application has been processed to decision and all requisite clearances, permits and/or licenses have been secured. If you have questions about this letter, please contact Isaac Hansen at 707-445-7541.

Sincerely,



Isaac Hansen  
Cannabis Services Division  
vendorlaco@co.humboldt.ca.us

Cc: Agent  
Janssen Malloy  
Jeffery Slack  
PO Drawer 1288  
Eureka, CA 95502

Attachments  
Expired Checks (to agent)



## Luther, Stephen

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**From:** Luther, Stephen  
**Sent:** Thursday, August 16, 2018 9:59 AM  
**To:** 'Kathy Moley'; tjbulgary@yahoo.com  
**Subject:** RE: Abby Road LLC  
**Attachments:** Applicant.InterimPermitAndComplianceAgreement.12861.pdf

APN 210-221-023

Dear Kathy and Tim,

Please find the attached Interim Permit for the requested amount of 15,236 square feet existing cultivation. Please sign with a notary and return according to the instructions. This amount is based on the pictures provided at our August 15<sup>th</sup> meeting from PWA's site visit of the parcel in combination with the investigative report of Laird. It is understood that a narrative report of the environmental superiority of the relocation will be provided. We also discussed that the evidence of existing only supports the presence of outdoor cultivation, and as such no artificial supplemental lighting may be permitted in the greenhouses. A survey boundary will be done to ascertain whether the two greenhouses on the southern parcel line belong to the subject parcel.

Let me know if you have any questions,



Stephen Luther  
Planner, Cannabis Division  
Planning and Building Department  
707.268.3737

**From:** Kathy Moley [mailto:kathym@pacificwatershed.com]  
**Sent:** Monday, August 06, 2018 8:32 AM  
**To:** Luther, Stephen <SLuther@co.humboldt.ca.us>; tjbulgary@yahoo.com  
**Subject:** Re: Abby Road LLC

Stephen,

I just wanted to touch base with you this morning regarding my site visit at Abby Road LLC property last week.

We would like to be able to sit down with you in the near future to go over our findings. We definitely found evidence of additional grows on the property.

Thanks, Kathy

On Tue, Jul 31, 2018, 2:04 PM Kathy Moley <kathym@pacificwatershed.com> wrote:

Stephen,

Thanks for taking a few minutes today. It is my understanding that you met with Jeff Slack of Jensen Malloy yesterday. I understand you were meeting on a separate issue, but that Abby Road also came up in conversation.

I am headed out to the property on Thursday to look at some other forensic evidence of grows previous to 2016.

This quick email is just to let you know of my plans on this project and also to let you know that we are actively reaching out to surveyors for the property.

Thanks,

Kathy

--

Kathy Moley P.G. 7594  
Senior Geologist  
Pacific Watershed Associates  
P.O. Box 4433  
Arcata, California 95518

(ph) 707-839-5130

(fx) 707-839-8168

(c) 707-498-0801

[www.pacificwatershed.com](http://www.pacificwatershed.com)

## Luther, Stephen

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**From:** Luther, Stephen  
**Sent:** Friday, May 25, 2018 11:47 AM  
**To:** Jeff Slack  
**Cc:** Ford, John; Steven A Santos (sasantos@co.humboldt.ca.us)  
**Subject:** 5/25 Meeting Notes

Hi Jeff,

Thanks again for meeting and working through this process together.

Green Grass, Apps 11885: \$5,000 penalty for appearance of cultivation and no cultivation allowed in area until permit has been issued. IP for 7,550 outdoor and 5,250 sq ft in identified existing footprint to be released upon penalty payment

On River Time, 12271, IP eligible

Sequoia River Farms, Apps 12012: \$16,000 penalty for expansion. Cultivation will return to the 7,500 sq ft existing, for which an Interim Permit will be allowed upon payment of fine. Applicant must submit restoration plan that addresses the cultivation that occurred in the Streamside Management Area as well as a plan for remediating the tree removal.

Green Future Technology, Apps 12518: \$31,400 penalty for expansion, removal of new greenhouses, and restoration plan addressing tree removal. Upon payment of fine and satisfaction of remedial measures, Interim Permit may be released for existing 10,040 sq ft mixed light.

**Abbey Road Farming, Apps 12861:** Agent to provide additional evidence of existing guerilla grow and survey showing whether two existing hoop houses are on subject parcel. New development of greenhouses at least 9,250 sq ft.

SoHumCo, Inc, Apps 11634: Staff to verify cultivation using 2013 as base year.

Best,



Stephen Luther  
Planner, Cannabis Division  
Planning and Building Department  
707.268.3737





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

**APPLICATION WITHDRAWAL NOTICE**

Janssen Malloy  
Jeffery Slack  
PO Drawer 1288  
Eureka, CA 95502

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8/16/2017

This is a courtesy notification from the County of Humboldt Planning and Building Department for the following commercial cannabis permit application:

Application #: 12861

Application Submittal Date: 12/29/2016

Incomplete Letter Date: 2/10/2017

Application Withdrawal Effective Date: 9/16/2017

Assessor Parcel Number: 210-221-023-000

Your application for a commercial cannabis permit has remained incomplete for more than 6 months since the first incomplete letter was sent to you. Section 312-6.1.5 of the Humboldt County Code states an application which has not been made complete within 6 months of receipt of the application is deemed withdrawn.

If you do NOT submit **ALL** information required to complete your application within 30 calendar days from the date of this letter your project will be deemed withdrawn.

Due to our commitment to process complete applications received prior to June 30, 2017 and the very large number of applicants receiving this same letter, it is anticipated there will be long lines and limited staff availability at the Planning and Building Department counter. Submittals which do not result in a complete application will not be accepted. Staff will review the supplemental materials at the counter to ensure all required information is included to complete your application. If the information does not result in a complete application, the material will not be taken over the counter. Additional time extensions are not being granted as this 30 day period is the time extension.

Please make your application complete as early as possible so we can continue assisting you in achieving our common goal of permit approval and compliance. If you have any questions, please contact the Planning and Building Department between the hours of 8:30 AM and 5:00 PM at (707) 445-7245.

Sincerely,

Office of the Director  
Planning and Building Department  
County of Humboldt



HUMBOLDT COUNTY  
PLANNING AND BUILDING DEPARTMENT  
CANNABIS SERVICES DIVISION

3015 H STREET, EUREKA, CA 95501  
FAX: (707) 268-3792 PHONE (707) 445-7541

2/9/2017

**Janssen Malloy**

**Jeffery Slack**

**PO Drawer 1288**

**Eureka, CA 95521**

RE: Permit Application No. 12861 APN 210-221-023-000

Dear Janssen Malloy,

Thank you for your Commercial Cannabis Permit Application. After an initial review, the submittal did not contain all of the required information and has been deemed incomplete. The items below must be provided before we can begin processing your application. For a complete version of the application checklist please visit: <http://humboldtgov.org/DocumentCenter/View/53497>

✓ **Additional Payments**

Check(s) in the amount of \$30.00 payable to the Tribal Historic Preservation Office (THPO) for each of the following tribes: \$30 to Bear River Band THPO. The application deposit balance indicated on your Notice of Incomplete Payment is due.

✓ **Application Materials**

Indemnification and Hold Harmless Agreement; Commercial Medical Marijuana Land Use Ordinance Acknowledgement Form; Signed Affidavit - Commercial Cannabis Activity; Documentation of cultivation activities occurring prior to January 1, 2016 (not required for new cultivation).

✓ **Evidence of Ownership or Authorization**

Evidence of ownership is needed including, but not limited to: Copy of current deed for the property; Copy of lease or similar instrument authorizing application for permits; Copy of ownership instrument, showing all owner names (if more than one owner); Legal documentation describing the composition of the organization showing those empowered to direct the affairs and those holding an interest in the organization.

✓ **Site Plan of Entire Parcel Showing**

A site plan is needed including, but not limited to: Owner's name and assessor's parcel number; Easements; Natural waterways including streams, springs, ponds, culverts, and any other water features; Location and area of cultivation or commercial activity; Setbacks of cultivation area from property lines; Access roads; Graded flats; Buildings labeled as to type and date of construction including whether they will be used for any cultivation or processing activity; Water storage structures labeled as to type, capacity, and date of construction; Water diversions including culverts, ponds, dams, and other ground disturbance from water diversion; Dimensions showing 600 square feet around the cultivation site, including distances from nearby schools, school bus stops, places of worship, public parks, Tribal Cultural Resources, and off-site residences within 300 feet.



✓ **Cultivation and Operations Plan**

An operation plan is needed including, but not limited to: Description of water source, storage, irrigation plan, and projected water usage; Description of site drainage, including runoff and erosion control measures; Detail of measures taken to ensure protection of watershed and nearby habitat; Protocols for proper storage and use of fertilizers, pesticides, and other regulated products utilized; Description of cultivation activities (e.g. outdoor, indoor, mixed light); Processing Plan; If mixed light cultivation proposed, identify number of cultivation cycles; Schedule of activities during each month of the growing and harvesting season, including projected generator use; Security Plan.

✓ **Indoor Cultivation Facilities**

Information on indoor facilities is needed including, but not limited to: Identify source of electrical power; Include description of how it will meet energy requirements described in section 314-55.4.8.3 of the Zoning Code.

✓ **Retirement, Remediation, and Relocation (if applicable)**

If your project includes a Retirement, Remediation, and Relocation please consult the application checklist found at: <http://humboldt.gov/DocumentCenter/View/53497>

✓ **Other Permits, Licenses, and Documents (if applicable)**

If applicable, please include: A copy of the statement of water diversion, or other permit, license or registration filed with the State Water Resources Control Board, Division of Water Rights; Copy of Notice of Intent and Monitoring Self-Certification and other documents filed with the North Coast Regional Water Quality Board; Streambed Alteration Permit obtained from the Department of Fish and Wildlife; Copy of County of Humboldt well permit; If parcel is zoned FR, U or TPZ, or involves conversion of timberland, a copy of less-than-3-acre conversion exemption or timberland conversion permit, approved by CAL-FIRE. For existing operations occupying sites created through prior unauthorized conversion of timberland, evidence may be provided showing the landowner has completed a civil or criminal process and/or entered into a negotiated settlement with CAL-FIRE.

Please assemble all requested material and submit as a complete package. Once the items above are submitted and the application is determined to be complete, we will refer it to the appropriate agencies for comment. Additional issues or concerns may be identified through the referral and/or environmental review process. To help in this effort, the Division of Environmental Health has provided a checklist which has been enclosed.

**The filing of an application does not authorize the applicant to engage in any new commercial medical marijuana cultivation, processing, manufacture or distribution activity.** No such activity shall commence until the application has been processed to decision and all requisite clearances, permits and/or licenses have been secured.

If you submitted an update to your application that is not reflected in this letter, it may be because that additional information has not yet been added to your project file. Rest assured, if we received something, it will be added to your project file. Again please bring all the items indicated in this letter to make your application complete. If you have any questions regarding this letter please call the Planning and Building Department at (707)445-7245.

Sincerely,



Rodney Yandell, Planner  
Cannabis Services