



COUNTY OF HUMBOLDT
PLANNING AND BUILDING DEPARTMENT
CURRENT PLANNING DIVISION

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

Hearing Date: October 21, 2021

To: Humboldt County Planning Commission

From: John H. Ford, Director of Planning and Building Department

Subject: **Humboldt Holistics, Inc., Revocation Staff Report**
Record Numbers: PLN-12901-ZCC
Assessor's Parcel Numbers: 210-250-021
Bridgeville area

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Please contact Abbie Strickland, Planner, at 707-441-2630 or by email at astrickland@co.humboldt.ca.us, if you have any questions about the scheduled public hearing item.

AGENDA ITEM TRANSMITTAL

Hearing Date October 21, 2021	Subject Revocation of Zoning Clearance Certificate	Contact Abbie Strickland
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Project Description: The existing permitted operation consists of 10,000 square feet of outdoor commercial cannabis cultivation in four greenhouses. Water for irrigation is sourced from two wells and the projected annual water usage totals 100,000 gallons. Hard tank water storage totals 15,000 gallons and there is a 200,000-gallon water bladder onsite. All processing occurs onsite, and the applicant may utilize up to 20 employees. Energy for the operation is sourced from solar and generators are onsite to provide supplemental energy. The applicant is seeking two RRR applications, each for 20,000 square feet, to expand the operation to 50,000 square feet of outdoor commercial cannabis cultivation.

Project Location: The project is located in Humboldt County, in the Bridgeville area, on the North side of State Highway 36, approximately .30 miles northeast from the intersection of State Highway 36 and Larabee Valley Road, on the property known as 275 Larabee Valley Road.

Present Plan Land Use Designations: Residential Agriculture (RA40), 2017 General Plan, Density: 40 acres per unit, Slope Stability: Low Instability (1) & High Instability (3).

Present Zoning: Agriculture Exclusive (AE)

Record Number: PLN-12901-ZCC

Assessor's Parcel Number: 210-250-021

Applicant Humboldt Holistics, Inc. Adam Her P.O. Box 7344 Eureka, CA 95502	Owner Chris Her 1258 Exposition Drive #A San Francisco, CA 94130	Agents Mika Cook P.O. Box 128 Bridgeville, CA 95526
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Environmental Review: The proposed project is statutorily exempt from the provisions of the California Environmental Quality Act (CEQA) per section 15321 (permits which are revoked by a regulatory agency) of the CEQA Guidelines.

State Appeal Status: Project is NOT appealable to the California Coastal Commission.

Major Issues: Repeated violations of Humboldt County Code §314-55.4.8.1 and various provisions of state law.

Humboldt Holistics, Inc., Zoning Clearance Certificate

Record Number: PLN-12901-ZCC

Assessor's Parcel Number: 210-250-021

Recommended Commission Action:

1. Describe the application as a public hearing;
2. Request that staff present the project;
3. Open the public hearing and receive testimony; and
4. Close the hearing and take the following action:

Find the project exempt from environmental review pursuant to State CEQA Guidelines §15321(a), make the finding that the project site is in violation of Humboldt County Code and based on the evidence in the Staff Report and public testimony, make all the required findings and adopt the resolution recommending that the Humboldt County Board of Supervisors revoke the approved Humboldt Holistics, Inc., Zoning Clearance Certificate.

Executive Summary: The existing permitted operation consists of an approved Zoning Clearance Certificate for 10,000 square feet of outdoor commercial cannabis cultivation in four greenhouses. Water for irrigation is sourced from two wells and the projected annual water usage totals 100,000 gallons. Hard tank water storage totals 15,000 gallons and there is a 200,000-gallon water bladder onsite. All processing occurs onsite, and the applicant may utilize up to 20 employees. Energy for the operation is sourced from solar and generators are onsite to provide supplemental energy. The applicant is seeking the approval of two RRR applications, each for 20,000 square feet, to expand the operation to 50,000 square feet of outdoor commercial cannabis cultivation.

The Planning Department is seeking a recommendation from the Planning Commission for the Board of Supervisors to revoke the approved Zoning Clearance Certificate. The applicant has expanded operations beyond the approved cultivation area for five consecutive years, violating various provisions of Humboldt County Code and State Law. These repeated violations of county code demonstrate that the operation is unable to comply with the terms of the approved Zoning Clearance and with the requirements of County Code. Furthermore, the immediate attention required for projects found to be in violation of Humboldt County Code results in a significant amount of Staff time and County resources. The County cannot allow sites that continue to violate County Code to remain permitted.

Cultivation Area Verification

The applicant submitted their application on December 28, 2016, for 8,000 square feet of existing mixed light cultivation. A *Cultivation Area Verification* (page 6 of Attachment 1) was conducted by the County on March 7, 2018, which found that the applicant had an existing cultivation area of 2,570 square feet of outdoor cultivation and 3,534 square feet of mixed light cultivation. In December of 2018, the applicant executed a *Compliance Agreement* to acquire an Interim Permit for 6,100 square feet of outdoor commercial cannabis cultivation.

Violation Timeline

A *Violation Timeline* (Attachment 1 pages 1-36) has been completed for this permit and contains a copy of each violation letter and copies of email correspondence between the applicant and the Planning Department which will be referenced below.

On October 6, 2017, the applicant received their first *Violation Letter* for an expansion area of 14,000 square feet over the 8,000 square feet the applicant had applied for (page 4 of attachment 1). Following a settlement meeting the applicant was required to pay a penalty fee of \$28,000 and amend their proposal to reflect 8,000 square feet of existing cultivation and 2,000 square feet of new cultivation. The applicant was notified that the 2,000 square feet of new cultivation could not commence until the permit was approved.

On October 2, 2018, the applicant received a second *Violation Letter* for an expansion area of 23,240 square feet of cultivation (page 10 of Attachment 1). The applicant was required to pay a penalty fee of \$47,000 and remove the unauthorized cultivation. On November 12, 2018, the applicant emailed photos to the assigned planner to show that the cultivation was removed. The applicant was notified that an Interim Permit would be issued for the verified pre-existing square footage of 6,100 square feet.

In 2019, aerial imagery shows that the applicant expanded beyond his approved cultivation area by approximately 5,412 square feet, violating the terms of the executed compliance agreement of the Interim Permit. The Planning Department was not aware of the violation that occurred in 2019 until a recent analysis of satellite images; therefore, no violation letter was issued to the applicant and the applicant was not required to pay a penalty fee. This violation is considered to be the applicants third violation (page 14 of Attachment 1).

In mid-2021 the Planning Department reviewed satellite imagery for both 2020 and 2021 and found additional expansion. On September 10, 2021, a letter was sent to the applicant identifying these violations, which were the fourth and fifth expansion violations associated with this operation (page 28-33 of Attachment 1). The applicant expanded by 9,972 square feet during the 2020 cultivation season and 19,012 square feet during the 2021 cultivation season. The applicant was instructed to remove the existing unauthorized cannabis and infrastructure and pay a combined penalty fee totaling \$57,968. Due to the Planning Departments decision to seek revocation of the approved permit, the applicant has not been directed to pay the penalty fee.

According to the applicants attorney, the applicant was under the impression that the pending RRR application would be processed in time for the 2021 cultivation season. However, email correspondence between the assigned planner and the applicants agent shows that the Planning Department notified the applicant that the applications would not be complete in time for the 2021 cultivation season (page 16 of Attachment 1).

Violations of Approved Projects Compliance Agreement

The Zoning Clearance Certificate was approved on June 11, 2020, for 10,000 square feet of outdoor cultivation. At that time unbeknownst to the Planning Department, the applicant was actively cultivating 9,972 square feet over the amount authorized under the approved permit. While County staff does review satellite images prior to approving applications, the access to satellite images is often a few months behind and the June images were not readily available to staff until later in the year. The expansion in 2020 and 2021 violated multiple provisions outlined in the *Staff Report* (Attachment 2). The *Staff Report* stated that the applicant could not utilize the northern most cultivation area until a soils report was submitted, as the applicant submitted a *Water Resource Protection Plan* which stated that the area was unstable. This location was an area utilized in the expansion during years 2020 and 2021. No soils report has been submitted to the Planning Department.

The approved *Staff Report* identified that the applicant would refrain from conducting any construction or ground disturbing activities during the migratory bird season from February 1st to August 15th as recommended in the *Biological Scoping Survey*, submitted by the applicant. The applicant was also required to conduct nesting bird surveys prior to commencing ground disturbing activities. No nesting bird survey was submitted to the Planning Department prior to the expansion in years 2020 and 2021. The expansion included the construction of additional unauthorized greenhouses during the migratory bird season.

Site Visit

Planning staff conducted a site visit to the subject parcel on September 27, 2021, to ensure the applicant had adhered to the requirements outlined in the *Violation Letter*. The *Violation Letter* dated September 10, 2021, directed the applicant to removed unauthorized cultivation and the unauthorized infrastructure (page 28 of Attachment 1). The unauthorized cultivation areas were identified in the *Violation Letter* by using aerial imagery and outlining the unauthorized cultivation in red squares. Upon viewing the site, Planning Staff found that the applicant did not remove the unauthorized cultivation or the unauthorized infrastructure, as identified by the County, instead the applicant removed portions of their approved cultivation. The applicant reduced their cultivation area to 9,900 square feet; however, they remain noncompliant with the approved *Site Plan* and *Operations Plan* for the approved Zoning Clearance Certificate (Attachment 3 and 4). On October 1, 2021, the applicant received a *Revocation Notice* (page 35 of Attachment 1), notifying the applicant that the project would be brought forward to the Planning Commission hearing on October 21, 2021, seeking the Planning Commissions approval to pursue revocation of the approved Zoning Clearance Certificate before the Board of Supervisors.

RRR Applications

The applicant is proposing to obtain an additional 40,000 square feet of cultivation through the permitting of two RRR applications. Applications 12731 and 12726 were transferred to the applicant on February 16, 2021, and are proposed to be relocated to the subject parcel. The applications were not complete as of September 10, 2021, when the fourth and fifth violations were identified. The applicant had not obtained approval from the Yurok Tribe for the remediation efforts completed in February of 2021. On September 28, 2021, the applicant's agent submitted documentation of the Yurok Tribes approval of the remediation. Upon revocation of the approved Zoning Clearance Certificate, the Planning Department would also deny the RRR applications.

RECOMMENDATION: Based on a review of Planning Division reference sources and comments, Planning staff believe that the provisional permit should be revoked as the applicant has repeatedly violated Humboldt County Code section 314-55.4.8.1 which states that permittees and operators shall conduct all commercial cannabis activities in compliance with all applicable state laws and County ordinances.

ALTERNATIVES: The Planning Commission could elect to direct staff to continue to reach a solution with the applicant to resolve the outstanding violations. However, given that staff has made multiple attempts to prevent continued violations by the applicant, staff does not recommend this alternative.

**RESOLUTION OF THE PLANNING COMMISSION
OF THE COUNTY OF HUMBOLDT
Resolution Number 21 -
Record Number PLN-12901-ZCC
Assessor's Parcel Number: 210-250-021**

Resolution by the Planning Commission of the County of Humboldt certifying compliance with the California Environmental Quality Act and conditionally approves the Humboldt Holistic, Inc. Zoning Clearance Certificate request.

WHEREAS, Humboldt Holistics, Inc. maintains an approved Zoning Clearance Certificate for 10,000 square feet of outdoor commercial cannabis cultivation in four greenhouses. Water for irrigation is sourced from two wells and the projected annual water usage totals 100,000 gallons. Hard tank water storage totals 15,000 gallons and there is a 200,000-gallon water bladder onsite. All processing occurs onsite, and the applicant may utilize up to 20 employees. Energy for the operation is sourced from solar and generators are onsite to provide supplemental energy.

WHEREAS, the property was operated in violation of the county ordinance and state law; and

WHEREAS, the project is statutorily exempt from environmental review pursuant to Section 15321 and 15601 of the State CEQA Guidelines; and

WHEREAS, the Humboldt County Planning Commission held a duly-noticed public hearing on October 21, 2021, and reviewed, considered, and discussed the approved Zoning Clearance Certificate and the history of non-compliance with County Code and reviewed and considered all evidence and testimony presented at the hearing.

Now, THEREFORE BE IT RESOLVED, that the Planning Commission makes all the following findings:

- 1. FINDING:** **Project Description:** The existing permitted operation consists of an approved Zoning Clearance Certificate for 10,000 square feet of outdoor commercial cannabis cultivation in four greenhouses. Water for irrigation is sourced from two wells and the projected annual water usage totals 100,000 gallons. Hard tank water storage totals 15,000 gallons and there is a 200,000-gallon water bladder onsite. All processing occurs onsite, and the applicant may utilize up to 20 employees. Energy for the operation is sourced from solar and generators are onsite to provide supplemental energy.

EVIDENCE: a) Project File: PLN-12901-ZCC
- 2. FINDING:** **CEQA.** The requirements of the California Environmental Quality Act have been complied with. The project is statutorily exempt from CEQA as it is a permit being revoked by a regulatory agency.

EVIDENCE: a) Section 15321 of the State CEQA Guidelines
- 3. FINDING** The proposed development is consistent with the requirements of the CMMLUO Provisions of the Zoning Ordinance.

EVIDENCE a) The applicant has repeatedly violated Humboldt County Code Section 314- 55.4.8.1 which states that permittees and operators shall conduct all commercial cannabis activities in compliance with all applicable state laws and County ordinances. Expansion beyond the authorized amount of cultivation occurred in 2017, 2018, 2019, 2020 and 2021.

- b) By cultivating without the required state license, the applicant has violated various provisions of state law.

DECISION

NOW, THEREFORE, be it resolved, determined, and ordered by the Humboldt County Planning Commission that:

- 1. The approved operation has repeatedly violated county code and been unable to operate in compliance with the terms of the approved Zoning Clearance Certificate; and
- 2. The proposed revocation is in the public interest; and
- 3. The Planning Commission recommends that the Board of Supervisors hold a public hearing as prescribed by law and revoke the approved Zoning Clearance Certificate.

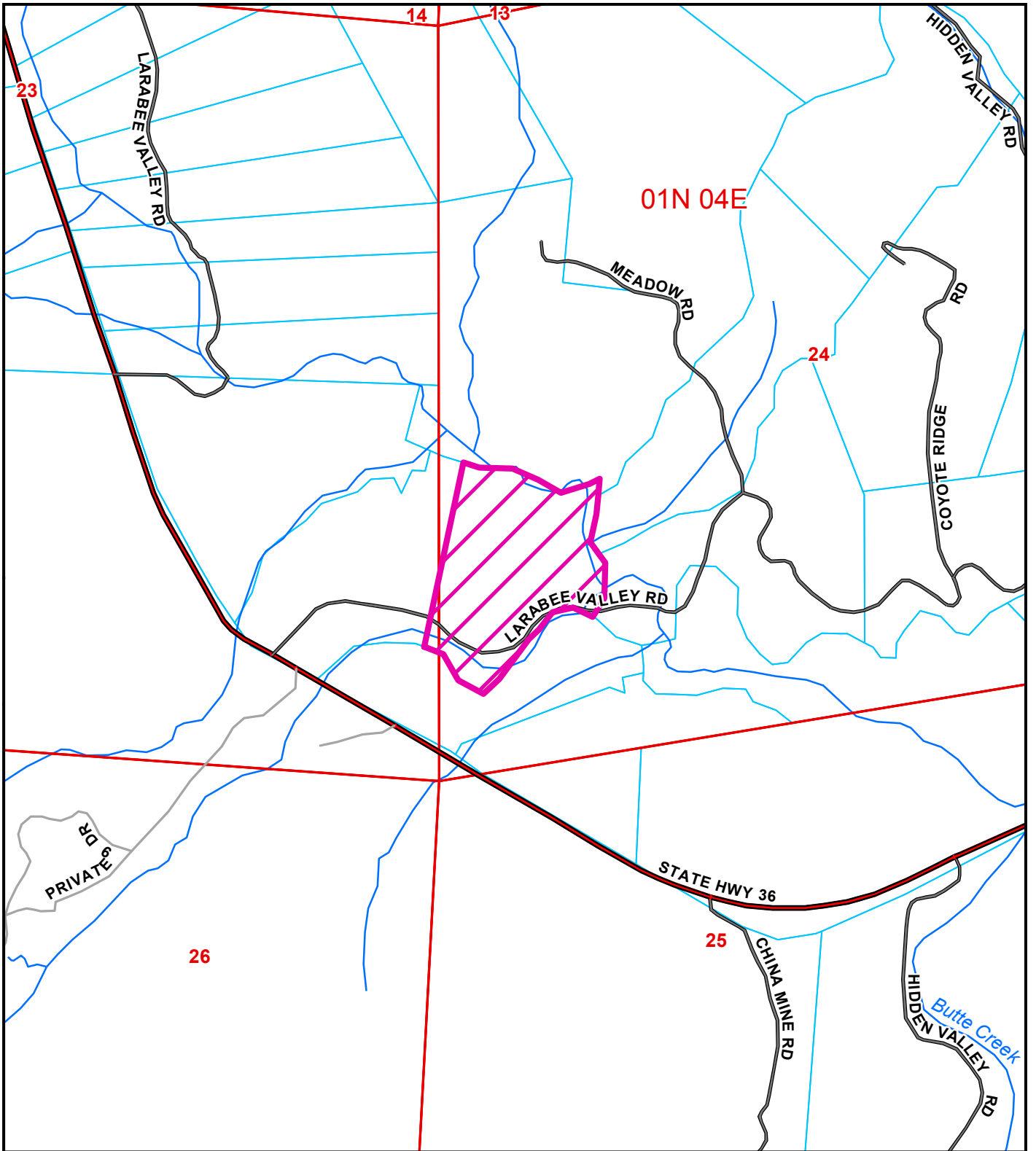
Adopted after review and consideration of all the evidence on October 21, 2021.

The motion was made by COMMISSIONER _____ and second by COMMISSIONER _____ and the following ROLL CALL vote:

AYES:	COMMISSIONERS:
NOES:	COMMISSIONERS:
ABSENT:	COMMISSIONERS:
ABSTAIN:	COMMISSIONERS:
DECISION:	

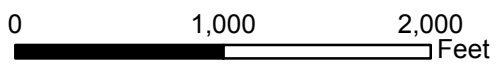
I, John Ford, Secretary to the Planning Commission of the County of Humboldt, do hereby certify the foregoing to be a true and correct record of the action taken on the above-entitled matter by said Commission at a meeting held on the date noted above.

John Ford, Director
Planning and Building Department

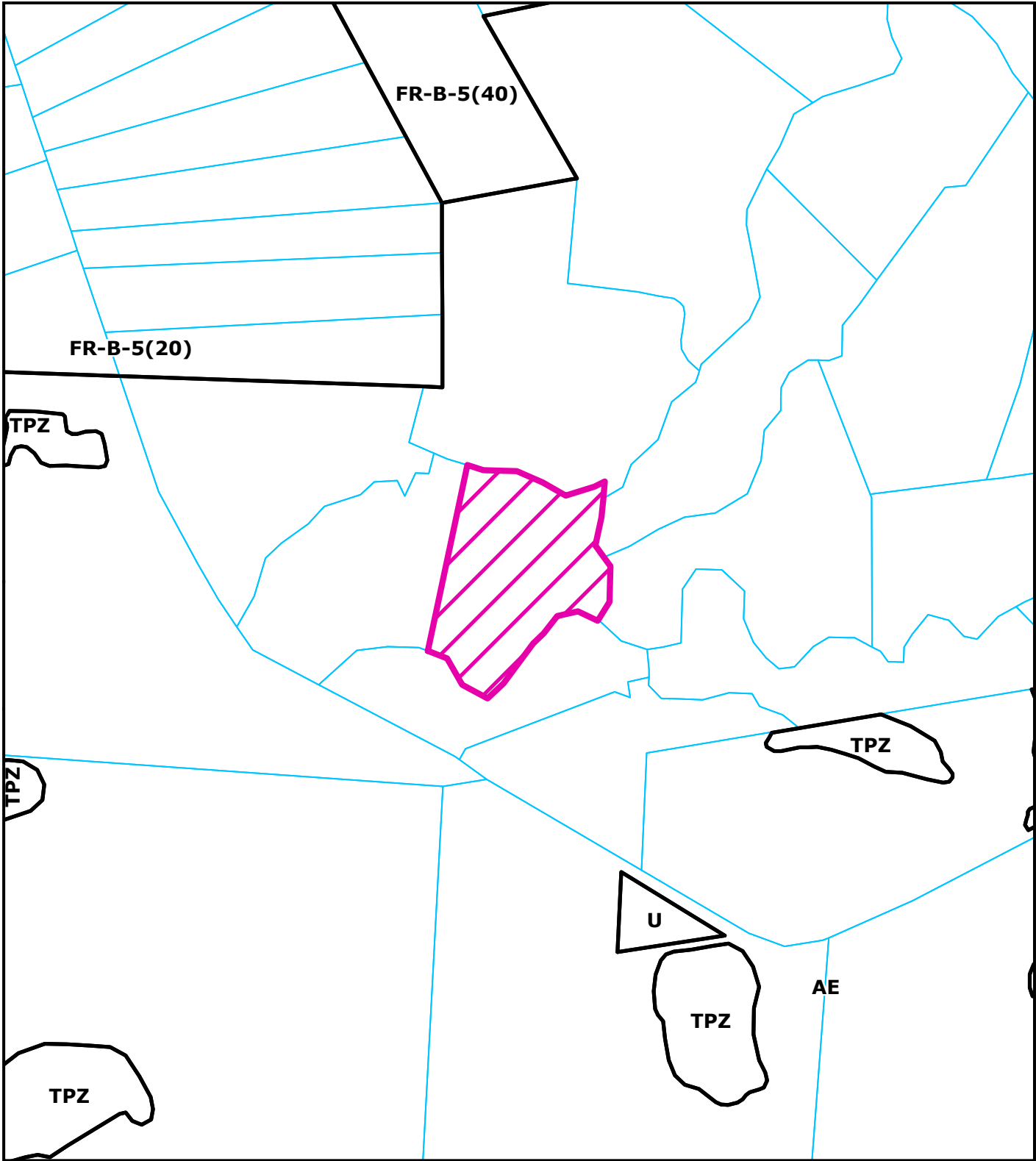


TOPO MAP
PROPOSED HUMBOLDT HOLISTICS, INC
BRIDGEVILLE AREA
CUP-16-910
APN: 210-250-021-000
T01N R04E S24; S23 HB&M (LARABEE VALLEY)


Project Area =


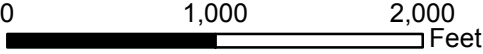


This map is intended for display purposes and should not be used for precise measurement or navigation. Data has not been completely checked for accuracy.

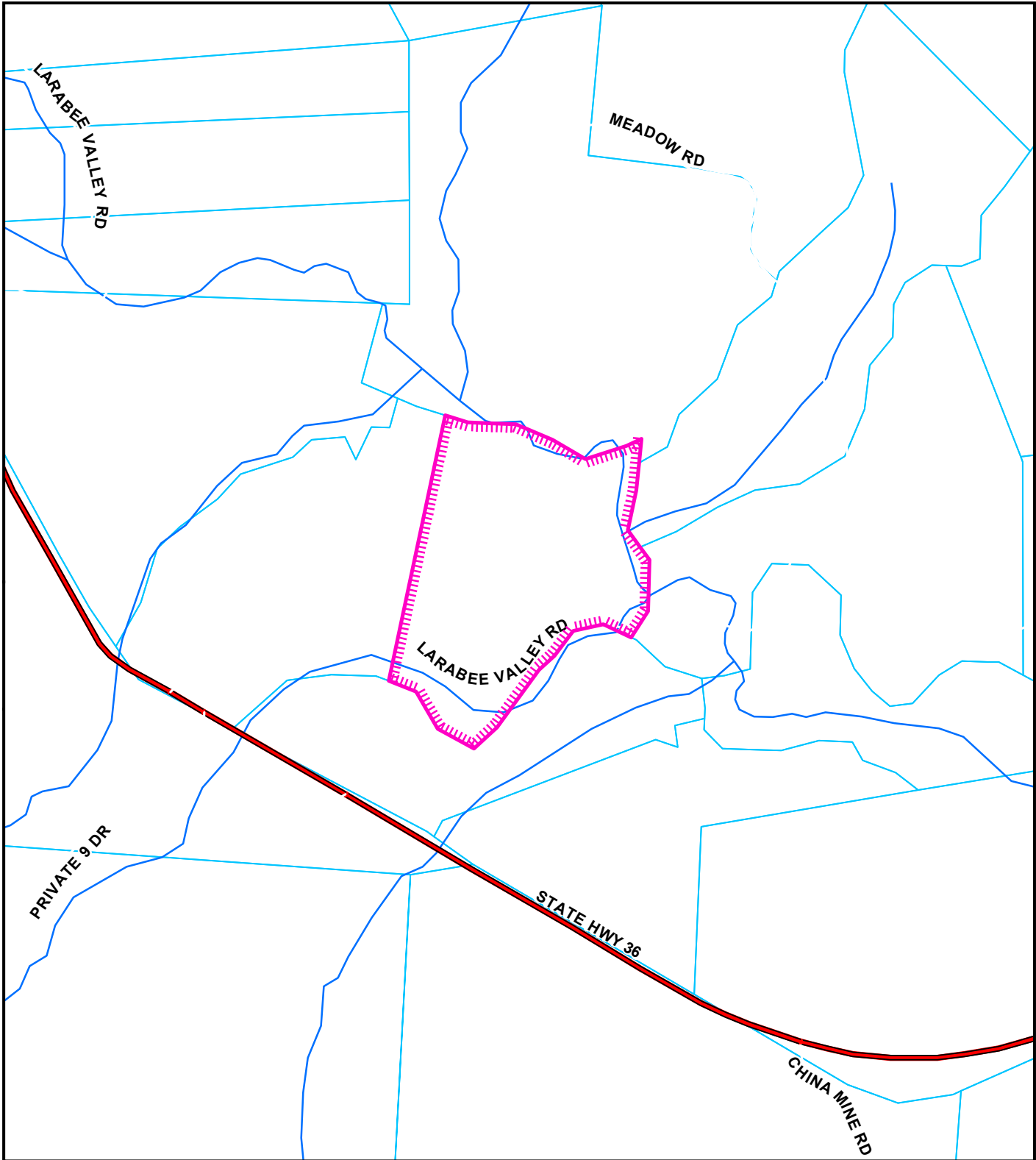


ZONING MAP
PROPOSED HUMBOLDT HOLISTICS, INC
BRIDGEVILLE AREA
CUP-16-910
APN: 210-250-021-000
T01N R04E S24; S23 HB&M (LARABEE VALLEY)

Project Area = 

This map is intended for display purposes and should not be used for precise measurement or navigation. Data has not been completely checked for accuracy.



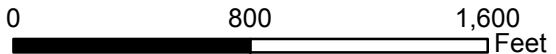
**AERIAL MAP
 PROPOSED HUMBOLDT HOLISTICS, INC
 BRIDGEVILLE AREA
 CUP-16-910**

**APN: 210-250-021-000
 T01N R04E S24; S23 HB&M (LARABEE VALLEY)**

Project Area = 



This map is intended for display purposes and should not be used for precise measurement or navigation. Data has not been completely checked for accuracy.



Violation Timeline with Attachments 1-10 (pages 1-36)

Date	Action	Documentation
12/28/2016	Application Submitted	
10/6/2017	Violation #1 Issued for 14,000 SF Expansion	Attachment 1
3/7/2018	CAV finds 2,570 sf OD and 3,534 SF ML	Attachment 2
10/2/2018	Violation #2 Issued for 20,084 SF Expansion	Attachment 3
6/18/2019	Aerial Imagery shows expansion in 2019- No Violation was issued	Attachment 4
11/29/2018	Interim Permit issued for 6,100 SF OD	
6/11/2020	Apps 12901 ZCC approved for 10,000 SF	
3/4/2021	Abbie Notifies Mika that she is the newly assigned planner	
3/15/2021	Abbie hosts Zoom Meeting with Mika and Adam	
4/1/2021	Abbie reminds Mika that Wetland Delineation and Biological Addendum is still needed	
4/13/2021	Mika submits Wetland Delineation	
4/15/2021	Executed Compliance Agreement Submitted for 12901 ZCC	
5/6/2021	Abbie emails Mika stating the project will not be completed in time for 2021 Cultivation Season	Attachment 5-Email
5/26/2021	Mika emails Abbie stating the Tribe approves of remediation sites	
6/3/2021	Abbie requests that Mika submit documentation of tribal approval	
7/19/2021	Abbie requests tribe documentation and revisions to Ops Plan and Site Plan	Attachment 6-Email
7/21/2021	Mika requests more information regarding tribal documentation	Attachment 6-Email
7/22/2021	Abbie states documentation of tribal approval is required to process RRR applications	Attachment 6-Email
8/17/2021	Mika submits tribal approval template she created	Attachment 6-Email
8/18/2021	Abbie states that the template (once executed) will suffice as official response from tribe	Attachment 6-Email
8/18/2021	Mika submits revisions to Ops Plan and Site Plan	Attachment 7-Email
8/18/2021	Abbie asks for clarification- Site Plan does not match existing configuration	Attachment 7-Email
8/19/2021	Abbie notifies Mika that expansion has been identified and a Violation Letter would be sent	Attachment 7-Email
9/2/2021	Chris Carroll submits tree removal documentation to Abbie	Attachment 8-Email

9/2/2021	Abbie requests a map showing location of tree removal approved by Chris in February	Attachment 8-Email
9/2/2021	Chris Carroll agrees to provide map showing tree removal locations (Mika and Adam CC'd)	Attachment 8-Email
9/10/2021	Violation #3 issued for 2020	Attachment 9
9/10/2021	Violation #4 issued for 2021	Attachment 9
9/17/2021	Phone call between Cliff J. and Neal Latt- advised to submit documentation for RRR and obtain State License	
Sunday 9/19/2021	Mika requests clarification regarding Cliff's request for documentation	
Monday 9/20/2021	Cliff is out sick	
Tuesday 9/21/2021	Call from Mika to Abbie at 4:45 PM - Mika leaves voicemail	
9/21/2021	Email from Mika at 5:10pm and 5:22 pm requesting clarification- Cliff is out sick	
Wednesday 9/22/2021	Abbie provides Cliff with documentation of re-occurring violations	
9/22/2021	Cliff requests that all unauthorized cultivation be removed	
Thursday 9/23/2021	Neal Latt, attorney, submits information requesting the cultivation be allowed to remain.	
9/23/2021	Again, Cliff requests that all unauthorized cultivation be removed.	
9/23/2021	Neal Latt, attorney, submits information requesting the cultivation be allowed to remain.	
9/23/2021	Cliff reiterates that unauthorized cultivation must be removed by 9/27/2021	
9/27/2021	Abbie conducts site visit. Cultivation reduced to 9,900 square feet although infrastructure remains.	
10/1/2021	Revocation Notice sent, notifying applicant of the Planning Departments intent to seek revocation of the approved permit.	Attachment 10

ATTACHMENT 1
VIOLATION LETTER #1 - 2017



COUNTY OF HUMBOLDT
PLANNING AND BUILDING DEPARTMENT
DEVELOPMENT ASSISTANCE DIVISION

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

October 11, 2017

Sent via Email to Applicant: humboldtholistics@gmail.com

Humboldt Holistics Inc.

Adam Her

PO Box 1366

Eureka CA 95502

Zoning: AE (Agriculture Exclusive); General Plan Designation: AL40

Assessor Parcel Number: 210-250-021

Dear Adam:

Thank you for meeting with the Planning and Building Department regarding commercial cannabis permit application #12464 for a Conditional Use Permit (CUP-16-910) for Humboldt Holistics Inc. This letter summarizes our understanding of the outcome of our October 6, 2017 meeting regarding code violations on the above referenced property.

1. Upon review of provided evidence, the Planning and Building Director has determined that the 14,000 square feet cannabis cultivation expansion on the property is subject to a penalty of \$28,000. Please make payment payable to "Humboldt County Planning and Building Department."
2. Humboldt Holistics Inc. may finish its current cultivation cycle.
3. Humboldt Holistics Inc. will amend its permit application to conform to the cannabis ordinance. Specifically, the application will include 8,000 square feet of existing cultivation and 2,000 square feet of new cultivation for a total of 10,000 square feet. Please note that the 2,000 square feet of new cultivation cannot commence until the permit is issued.
4. The amended application may also include proposed RRR receiving areas if desired, this would be reflected in a separate operations plan.
5. Humboldt Holistics Inc. will obtain after-the-fact permits for any structures built without permits.
6. The Planning and Building Department will resume processing of the application once an amended site plan and operations plan is received.

If you have any questions regarding this letter, I can be reached at the above address or at (707) 268-3749.

Sincerely,

Steven Santos
Senior Planner

ATTACHMENT 2
CULTIVATION AREA VERIFICATION

Cultivation Area Verification (CAV)¹

Apps# 12901 / APN: 210-250-021

1) Amount and type applied for:

Application Outdoor Square Footage: 0
Application Mixed Light Square Footage: 8,000 Sq. Ft.

2) Enter amount of verified cultivation area:

Existing Outdoor Square Footage: 2,570 sq. Ft.

Existing Mixed Light Square Footage: 3,534 Sq. Ft.

3) Enter base year date and source (e.g. 10/27/15 – TerraServer or May 28, 2014 – Google Earth etc)

Base Year Date and Source: 11/04/2015

4) Enter person performing verification:

Verified By: Zsotria Odry

5) Enter date of verification (e.g. current date)

Date Verified: 3/7/2018

6) Attach Evidence of Verification (e.g. TerraServer photos w/ polygons etc.)

7) Write “CAV” on the outside of the project file.

8) Please note any observed expansions, relocations, timber conversions, or ground disturbances:

Notes: Applicant is requesting permit for ^{22,000 sq. Ft} mixed light cultivation, 8000 sq. Ft. of which existed prior to 11/1/2016. Applicant states expansion of cultivation began in December of 2015 → June 2016, and evidence of expansion is verified from 02/08/2018, resulting in 6,946 Sq. Ft. of Mixed Light Cultivation expansion, and 16,342 Outdoor cultivation expansion, approximately. On 10/11/2017 Applicant was fined for expansion, and told to submit application for new cultivation. On 9/5/2017 an updated site plan was submitted which includes new cultivation.

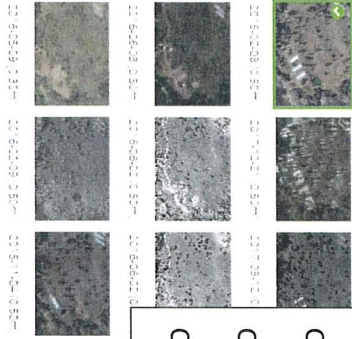
¹ (55.4.7 Definitions) “Cultivation Area” means the sum of the area(s) of cannabis cultivation as measured around the perimeter of each discrete area of cannabis cultivation on a single premises, as defined herein. Area of cannabis cultivation is the physical space where cannabis is grown and includes, but is not limited to, garden beds or plots, the exterior dimensions of hoop houses or green houses, and the total area of each of the pots and bags containing cannabis plants on the premises. The cultivation area shall include the maximum anticipated extent of all vegetative growth of cannabis plants to be grown on the premises.



40.4457 -123.6813

Image Drawer

Date Range All images



- GH #1: 80 x 35 Ft.
- GH #2: 96 x 40 Ft.
- GH #3: 96 x 40 Ft.
- CA #1: 109 x 48 Ft.
- CA #2: 102 x 35 Ft.
- CA #3: 93 x 75 Ft.
- CA #4: 85 x 34 Ft.

© 2018 TerraServer, DigitalGlobe

Check Purchase Options →



APN: 210-250-021

Evidence of Expansion of Mixed
 Light Cultivation Total Area
 Approximately: 10,480 Sq. Ft.

Evidence of Expansion of Outdoor
 Cultivation Total Area
 Approximately: 18,912 Sq. Ft.

TerraServer Image Date:
 02/08/2018

LAT: 40.4457 N LONG: -123.6813 W

Vicinity Map

ATTACHMENT 3
VIOLATION LETTER #2 – 2018



COUNTY OF HUMBOLDT
PLANNING AND BUILDING DEPARTMENT
CANNABIS SERVICES DIVISION

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

October 2, 2018

Humboldt Holistics, Inc.
Adam Her
P.O. Box 1366
Eureka, CA 95502

RE: Permit Application No. 12901, APN 210-250-021

Dear Adam,

Thank you for continuing to work with the Planning and Building Department on this application to permit commercial cannabis cultivation. As you may be aware, cannabis cultivation in 2018 requires a local permit and a state license to be deemed legal. Applicants with cultivation existing¹ prior to January 1, 2016 are eligible for an Interim Permit, which offers a temporary pathway to legal commercial cannabis cultivation. However, a problem has been identified on this parcel that prevents the issuance of an Interim Permit. The County is committed to working with all cannabis applicants to remedy violations and continue toward compliance with all local and state regulations. Your immediate action is needed to resolve the issue and return to compliance.

While verifying the existing cultivation area, staff analysis of aerial imagery showed what appears to be a violation of County Code. Specifically, outdoor cultivation area in 2018 expanded by, 16,300 square feet (see attached image). Planning Department policy is to levy a fee of twice the Measure S excise tax for the expanded area. The penalty fee for the expansion of 16,300 square feet outdoor area is therefore \$32,600. Additionally, mixed light cultivation expanded by 6,940 square feet. Twice the Measure S tax and resulting penalty for the mixed light expansion is \$27,750. The areas of expansion must be removed. Total penalty is \$60,350.

ACTION NEEDED

The following options are available to you, and your decision must be communicated to this Department in writing within 30 days:

1. Resolve the violation by paying the penalty fee and removing the expanded cultivation area. Restoration of the expansion area will be a condition of provisional permit issuance. An Interim Permit will be released for the verified existing cultivation area. Return the

¹ Existing cultivation is defined as the greatest total verifiable cultivation area in a single year existing on the subject parcel prior to January 1, 2016. County Code section 55.4.8.2.2 states that no expansion of cultivation area may be permitted. The new ordinance provides an option for existing cultivators to add cultivation area, but that expansion may not occur until a permit has been issued.

signed Interim Permit to the County and apply for a temporary state license within 30 days of the date of this letter; 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 cultivation area did not expand.

Responses must be received within 30 days of the date of this letter. If no response is received within 30 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 Stevie Luther at 707-268-3737 or sluther@co.humboldt.ca.us.

Sincerely,

Bob Russell
Deputy Director

ENC: Aerial Imagery

Exhibit A:

Figure 1: Evidence of existing on 11/04/2015. Cultivation visible was approximately 3,500 square feet of mixed light and 2,500 square feet of outdoor.



Figure 2: Evidence of new cannabis cultivation after Jan, 2016 in violation of County Code. Mixed light cultivation approximately 10,500 square feet and outdoor cultivation approximately 18,900 square feet.



ATTACHMENT 4
AERIAL IMAGERY 2019- EXPANSION

Abatement Review:
APN: 210-250-021-000
APP: 12901



June 18, 2019

ATTACHMENT 5
EMAIL FROM ABBIE STRICKLAND TO MIKA COOK

Re: 12731 and 12726 RRR to be received by 12901

Strickland, Abigail <astrickland@co.humboldt.ca.us>

Thu 5/6/2021 11:42 AM

To: Mika Cook <mika@fellowfarmers.live>

Cc: Humboldt Holistics <humboldtholistics@gmail.com>

Hi Mika and Adam,

Yesterday I submitted 12731 and 12726 for referral. I consulted with Rodney in regards to a timeline for completion, and in his experience receiving tribal feedback generally takes an extended period of time. I do not project that this process will be complete in time for this cultivation season. I just wanted to give you our honest opinion.

I will provide an update as I receive referral responses.

Thank you,



Abbie Strickland
Planner - Cannabis Services Division
[Planning and Building Department](#)
(707) 445-7541
3015 H Street | Eureka, CA 95501
Email: astrickland@co.humboldt.ca.us

- Abbie confirms project will not be complete for this season.

From: Strickland, Abigail <astrickland@co.humboldt.ca.us>
Sent: Wednesday, May 5, 2021 11:54 AM
To: Mika Cook <mika@fellowfarmers.live>
Cc: Humboldt Holistics <humboldtholistics@gmail.com>
Subject: Re: 12731 and 12726 RRR to be received by 12901

Hi Mika and Adam,

I just want to confirm that you are okay moving forward with this site plan. It looks like the most updated one we have on file.



Abbie Strickland
Planner - Cannabis Services Division
[Planning and Building Department](#)
(707) 445-7541
3015 H Street | Eureka, CA 95501
Email: astrickland@co.humboldt.ca.us

From: Mika Cook <mika@fellowfarmers.live>
Sent: Monday, May 3, 2021 9:42 PM
To: Strickland, Abigail <astrickland@co.humboldt.ca.us>
Cc: Humboldt Holistics <humboldtholistics@gmail.com>
Subject: Re: 12731 and 12726 RRR to be received by 12901

Wonderful. Thank you so much!

On Mon, May 3, 2021, 8:25 PM Strickland, Abigail <astrickland@co.humboldt.ca.us> wrote:
Hi Mika and Adam,

Thank you both so much for your patience, I have been working on a nightmare of a project and am truly looking forward to completing your simple ZCC. I am aiming to review your project tomorrow morning and provide you with a completion date then.

Stay tuned,

Abbie Strickland
Planner - Cannabis Services Division
[Planning and Building Department](#)



(707) 445-7541

3015 H Street | Eureka, CA 95501
Email: astrickland@co.humboldt.ca.us

From: Mika Cook <mika@fellowfarmers.live>
Sent: Monday, May 3, 2021 2:46 PM
To: Strickland, Abigail <astrickland@co.humboldt.ca.us>
Cc: Humboldt Holistics <humboldtholistics@gmail.com>
Subject: Re: 12731 and 12726 RRR to be received by 12901

Hi Abbie,

I hope you had a nice weekend. I am following up today, Monday, regarding Adam's project. Let us know when you have an idea of what the timeline is for getting his RRR finalized ASAP. Thank you for help and attention to this matter, I know you have a lot on your plate.

Cheers!
Mika

On Tue, Apr 27, 2021, 8:31 PM Mika Cook <mika@fellowfarmers.live> wrote:

Hi Abbie,

Thank you for getting back to us. We will be in touch at the beginning of next week. I know you have a lot on your plate and we are grateful for the time you make for us. Thank you again.

Cheers!

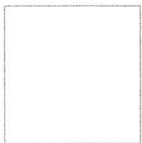
On Tue, Apr 27, 2021, 11:15 AM Strickland, Abigail <astrickland@co.humboldt.ca.us> wrote:

Hi Adam and Mika,

My apologies for the delayed response, I am working my way to your projects. I am aiming to revisit your project next week as I have had a couple complicated projects arise that have completely consumed my time and energy.

Feel free to contact me on Monday next week, as I always appreciate the reminder.

Thank you,



Abbie Strickland
 Planner - Cannabis Services Division
[Planning and Building Department](#)
 (707) 445-7541
 3015 H Street | Eureka, CA 95501
 Email: astrickland@co.humboldt.ca.us

From: Humboldt Holistics <humboldtholistics@gmail.com>
Sent: Monday, April 26, 2021 8:56 AM
To: Strickland, Abigail <astrickland@co.humboldt.ca.us>; Mika Cook <mika@fellowfarmers.live>
Subject: Re: 12731 and 12726 RRR to be received by 12901

Hi Abbie,

This is Adam Her with Humboldt Holistics. I wanted to reach out to you and see if you have had time to review these two RRR projects. As requested, we have completed and submitted the Wetland Delineation and Biological Addendum. If you have any questions or if there's anything we can help with please let me know. Have a great day!

Thank you,
Adam Her
Humboldt Holistics

On Fri, Apr 2, 2021 at 10:52 AM Mika Cook <mika@fellowfarmers.live> wrote:

Hi Abbie,

Sounds good. We are aiming to have those into you by the beginning of next week. I will send your way as soon as we have them. Thank you!

Happy Friday!

On Thu, Apr 1, 2021, 3:11 PM Strickland, Abigail <astrickland@co.humboldt.ca.us> wrote:

Hi Mika,

Let's schedule a meeting once I have received and had time to review the Wetland Delineation and the Biological Addendum. I cannot begin the Staff Report until I have received these documents.

Thank you,



Abbie Strickland
Planner - Cannabis Services Division
[Planning and Building Department](#)
(707) 445-7541
3015 H Street | Eureka, CA 95501
Email: astrickland@co.humboldt.ca.us

From: Mika Cook <mika@fellowfarmers.live>
Sent: Thursday, April 1, 2021 12:46 PM
To: Strickland, Abigail <astrickland@co.humboldt.ca.us>
Cc: Humboldt Holistics <humboldtholistics@gmail.com>
Subject: Re: 12731 and 12726 RRR to be received by 12901

Hi Abbie,

I hope you are well. I would like to confirm a time for our planned follow-up meeting this coming Monday, April 5. Please let me know what time works best for you, As of now, both mine and Adam's schedules are open. Thank you very much for your help.

Cheers!

Mika Zyn Cook
P (707) 672-5443
E mika@fellowfarmers.live
Fellow Farmers Environmental
Humboldt, CA
www.fellowfarmers.live

On Thu, Mar 25, 2021 at 4:28 PM Mika Cook <mika@fellowfarmers.live> wrote:

Hi Abbie,

I hope you have been having a nice week. I am emailing to follow up regarding Adam's project and to confirm you have been in touch with Steve and have received all the necessary information from him. The site visits for the Wetland Delineation and Biological Addendum were completed on Monday and we should have those reports within a couple weeks, as we discussed in our zoom. Please let me know if you have any questions or require any additional information.

Thank you so much for your help!

Cheers!

Mika Zyn Cook
P (707) 672-5443
E mika@fellowfarmers.live
Fellow Farmers Environmental
Humboldt, CA
www.fellowfarmers.live

On Mon, Mar 15, 2021 at 4:13 PM Mika Cook <mika@fellowfarmers.live> wrote:

Wonderful. Thank you so much. As you review this project, please let us know what else is needed from us and we will be available promptly to answer any questions.

ATTACHMENT 6
EMAIL STRAIN BETWEEN ABBIE STRICKLAND AND MIKA COOK

Re: APN 534-195-006 RRR Permit Numbers 12731 and 12726 Adam Her

Strickland, Abigail <astrickland@co.humboldt.ca.us>

Wed 8/18/2021 3:27 PM

To: Mika Cook <mika@fellowfarmers.live>

Cc: Reid Nathan <reid@reidnathan.com>; Humboldt Holistics <humboldtholistics@gmail.com>; Natan Mallinger <natan@fellowfarmers.live>

Hi Mika,

Yes, this document (once executed) will suffice as the official response from the Tribe.

Thanks!

Abbie

From: Mika Cook <mika@fellowfarmers.live>

Sent: Tuesday, August 17, 2021 10:18 AM

To: Strickland, Abigail <astrickland@co.humboldt.ca.us>

Cc: Reid Nathan <reid@reidnathan.com>; Humboldt Holistics <humboldtholistics@gmail.com>; Natan Mallinger <natan@fellowfarmers.live>

Subject: Re: APN 534-195-006 RRR Permit Numbers 12731 and 12726 Adam Her

Hi Abbie,

I hope you have been doing well. We will have the updated Ops Plan and Site Map for you shortly. Regarding the tribal approval of the remediation, will the attached documentation (once executed suffice) who should this document be addressed to? Thank you very much for your help and we look forward to getting this all taken care of very soon. Thank you so much for your help.

Cheers!

Mika Zyn Cook

P (707) 672-5443

E mika@fellowfarmers.live

Fellow Farmers Environmental

Humboldt, CA

www.fellowfarmers.live

On Thu, Jul 22, 2021 at 9:50 AM Strickland, Abigail <astrickland@co.humboldt.ca.us> wrote:

Hi Mika,

We simply need written documentation from the tribe stating their approval of the remediation so that we may add their response to the record. A Staff Report needs to be written for the each RRR project and reviewed and signed by the Director. A covenant also needs to be recorded for each project. Once we have received confirmation from the tribe and the remaining updates to the site plan and cult ops, I can provide you with a projected completion date. Also, please review the Cultural Resource Study as there was a recommendation by the Archaeologist to move the bladder to a different location and that a 10ft buffer be applied to the area of cultural significance.

Thank you,

** Abbie states documentation is still needed to complete RRR projects.*

Abbie

From: Mika Cook <mika@fellowfarmers.live>

Sent: Wednesday, July 21, 2021 5:29 PM

To: Michael Gerace <mgerace@yuroktribe.nsn.us>; Strickland, Abigail <astrickland@co.humboldt.ca.us>

Cc: Humboldt Holistics <humboldtholistics@gmail.com>; Reid Nathan <reid@reidnathan.com>

Subject: APN 534-195-006 RRR Permit Numbers 12731 and 12726 Adam Her

Hi Abbie and Michael,

I hope you are both well. I am emailing you both in order to understand what specific document is required in order for the RRR Remediation Plans to be approved by the tribe. Michael, can you provide us a copy of that document, to be utilized as an exhibit to the Land Dedication Agreement, to be executed at closing? Abbie, I want to confirm that whenever the tribe provides that signed document, that that will be the final step (other than the site map and COP edits listed in your last email) before Adam's RRR permits are finalized and Adam can utilize the RRR square footage. Is that correct? Thank you both very much for your help.

Cheers!

ATTACHMENT 7
EMAIL STRAIN BETWEEN ABBIE STRICKLAND AND MIKA COOK

Re: 12731 and 12726 RRR to be received by 12901

Strickland, Abigail <astrickland@co.humboldt.ca.us>

Thu 8/19/2021 9:06 AM

To: Mika Cook <mika@fellowfarmers.live>

Cc: Humboldt Holistics <humboldtholistics@gmail.com>

Hi Mika,

Unfortunately, this is a violation of Humboldt County Code Section 314-55.4.5.3 which states the following:

Whenever permit applicants seeking permits for new commercial activities initiate operations ahead of permit issuance or Pre-Existing Cultivation Site operators seeking permits expand cultivation operations ahead of permit issuance the Director shall have discretion to:

55.4.5.3.1 Issue stop work orders and financial penalties to applicants found to have engaged in the above activities, and require restoration of the site to prior condition; or,

55.4.5.3.2 Disqualify the pending applications, with no refund of fees submitted, and initiate enforcement proceedings.

55.4.5.3.3 Resolve the violations and proceed with processing of the application

I have submitted an official violation letter to be reviewed by Cliff Johnson. I will submit that to you by the end of the day today. Adam will be required to remove all unauthorized infrastructure and any unauthorized cultivation. It appears that Adam has also removed trees on the property so the RRR applications will not be processed until we have received an RPF report and restocking plan for unauthorized timber conversion. Additionally, the areas of timber conversion are now disqualified as locations for cultivation as the areas were not in existence prior to 2016. A new site plan with the newly proposed location for the greenhouses will need to be submitted for review.

If you would still like to schedule a call for today I will be free this afternoon (approximately 2pm),

Abbie

From: Mika Cook <mika@fellowfarmers.live>
Sent: Thursday, August 19, 2021 6:41 AM
To: Strickland, Abigail <astrickland@co.humboldt.ca.us>
Cc: Humboldt Holistics <humboldtholistics@gmail.com>
Subject: Re: 12731 and 12726 RRR to be received by 12901

Hi Abbie,

Thank you very much for your prompt response, we greatly appreciate it. I spoke with Adam yesterday to better understand current conditions at his site in order to get to the bottom of the question posed in yesterday's email: The data and imagery for the site map was collected in early spring of this year. At that time, based on what we had been told, Adam was under the impression that he would be receiving his RRR permit approval this year and would be able to utilize that additional cultivation area this year. He purchased materials and hired a crew to start building the additional infrastructure in order to start getting prepared to cultivate as soon as he received his license. For that reason, some of the greenhouses that were labeled as "proposed" on the site map have already been constructed. Shall we update the site map to reflect what construction has occurred in preparation for his permit approval in the last few months?

Cheers!

Mika Zyn Cook

P (707) 672-5443
E mika@fellowfarmers.live
-Fellow Farmers Environmental
Humboldt, CA
www.fellowfarmers.live

On Wed, Aug 18, 2021 at 4:02 PM Strickland, Abigail <astrickland@co.humboldt.ca.us> wrote:
Hi Mika,

This site plan does not match what is currently existing on parcel (imagery from July 2021 attached). The applicant is authorized to be cultivating 10,000 square feet and based on aerial imagery and the submitted site plan, he has already constructed the greenhouses labeled as proposed and appears to be cultivating well over 10,000 square feet.

Can you offer any reasoning for this discrepancy?

X Abbie recognizes violation occurring

Thanks,

Abbie



From: Mika Cook <mika@fellowfarmers.live>
Sent: Wednesday, August 18, 2021 10:23 AM
To: Strickland, Abigail <astrickland@co.humboldt.ca.us>
Cc: Humboldt Holistics <humboldtholistics@gmail.com>
Subject: Re: 12731 and 12726 RRR to be received by 12901

Hi Abbie, I hope you have been well. I have attached an updated site map and Ops Plan Addendum in order to address the concerns in your July 19 email. See below in red for your answers to questions 1-6. I also sent you another email yesterday morning with the last question we currently have. Please let me know if you have any additional questions as well. We look forward to hearing from you.

1. Any increase in water usage, water storage, and information regarding the pond. **Additional information regarding these items is listed in the Operations Plan Addendum.**
2. The water bladder should be proposed to be removed as they are prohibited by the SWRCB, unless they are in a berm that can support 110 percent of the water capacity of the bladder. **This item is also referenced in the Operations Plan Addendum and described as such on the updated Site Map.**
3. I am looking at the updated site plan now, is Adam intending to remove trees for the proposed greenhouses? Our department cannot support any timber conversion for cannabis cultivation. **The site map has been updated to reflect no tree removal.**
4. The site plan does not appear to be to scale. Do all proposed developments adhere to the Streamside Management Area setback requirements? **The site map is to scale and all proposed developments adhere to the Streamside Management Area setback requirements. See updated site map attached.**
5. I also located this agreement in the file, there will be a condition of approval that requires Adam to adhere to the agreement.
6. Please submit the Arch Study that was completed for 12901. All cultivation related infrastructure must adhere to the setback required for the Area of Cultural Significance, and I need the Arch report to determine where this area is located specifically. **Attached.**

Thank you again very much for your help and time.

Cheers!

Mika Zyn Cook

P (707) 532-4388
 E mika@fellowfarmers.live
Fellow Farmers Environmental
 Humboldt, CA
www.fellowfarmers.live

On Mon, Jul 19, 2021 at 10:07 AM Strickland, Abigail <astrickland@co.humboldt.ca.us> wrote:

Hi Mika and Adam,

I apologize for the delayed response; I have just checked our portal where we receive responses from the Tribe. The project was submitted for their review on May 10, 2021, and we have not recorded a responded to date. Has Michael provided you with documentation to reflect their approval of the remediation plans?

Updates to the operations plan should be fairly simple. Such as:

1. Any increase in water usage, water storage, and information regarding the pond.
2. The water bladder should be proposed to be removed as they are prohibited by the SWRCB, unless they are in a berm that can support 110 percent of the water capacity of the bladder.
3. I am looking at the updated site plan now, is Adam intending to remove trees for the proposed greenhouses? Our department cannot support any timber conversion for cannabis cultivation.
4. The site plan does not appear to be to scale. Do all proposed developments adhere to the Streamside Management Area setback requirements?
5. I also located this agreement in the file, there will be a condition of approval that requires Adam to adhere to the agreement.
6. Please submit the Arch Study that was completed for 12901. All cultivation related infrastructure must adhere to the setback required for the Area of Cultural Significance, and I need the Arch report to determine where this area is located specifically.

Looking forward to receiving this information,

** Abbie Requests additional information*

Abbie

From: Mika Cook <mika@fellowfarmers.live>
Sent: Saturday, June 26, 2021 4:55 PM
To: Strickland, Abigail <astrickland@co.humboldt.ca.us>
Cc: Humboldt Holistics <humboldtholistics@gmail.com>
Subject: Re: 12731 and 12726 RRR to be received by 12901

Hi Abbie,

I hope you have been well. Attached is the updated Site Map. I would like to confirm where we are in the process of completing the RRR. What edits are necessary to the COP in order for the RRR to be processed? When I told Adam he needed a new Operations Plan after he has already paid other consultants to make 2 different ones, he asked me to reach out to you to confirm that was necessary. Please let me know what specifically is required. I would also like to confirm that you have been in contact with the tribe in order to confirm the RRR approval process from their end. Thank you so much for your help.

Cheers!

Mika Zyn Cook

P (707) 532-4388
 E mika@fellowfarmers.live
Fellow Farmers Environmental
 Humboldt, CA
www.fellowfarmers.live

On Thu, Jun 10, 2021 at 1:49 PM Mika Cook <mika@fellowfarmers.live> wrote:

Hi Abbie,

Thank you for getting back to us. I spoke with Michael Gerace, Planning Director for the tribe, after receiving your last email and requested he reach out to you directly. Has he? We will send you an updated Site Map shortly, we are almost done. I will also review the COP and make any updates necessary. Please let me know what more is required from us, and if you hear anything from the tribe. As you know, we are eager to get this all wrapped up. Thank you again very much for your help.

Cheers!

ATTACHMENT 8
EMAIL STRAIN BETWEEN ABBIE STRICKLAND AND CHRIS CARROLL

Re: 12731 and 12726 RRR to be received by 12901

Chris Carroll <carroll@timberlandresource.com>

Thu 9/2/2021 1:28 PM

To: Strickland, Abigail <astrickland@co.humboldt.ca.us>

Cc: Mika Cook <mika@fellowfarmers.live>

Abbie,

Of course. I will provide you with that information.

Chris

Sent from my iPhone

On Sep 2, 2021, at 10:41 AM, Strickland, Abigail <astrickland@co.humboldt.ca.us> wrote:

Hi Chris,

I requested that Mika obtain a map from you showing where the tree removal occurred in accordance with this letter and the amount of square footage or acreage removed. Our Department is concerned that tree removal has occurred in excess of what was proposed to be removed on Feb. 24, 2021. Please review the attached Site History Report. Can you submit additional information that addresses these areas?

The projects were referred to CAL FIRE today along with the document you submitted so I will let you know when I receive a response.

Thank you,

Abbie

From: carroll@timberlandresource.com <carroll@timberlandresource.com>

Sent: Thursday, September 2, 2021 8:05 AM

To: Strickland, Abigail <astrickland@co.humboldt.ca.us>

Cc: 'Mika Cook' <mika@fellowfarmers.live>

Subject: 12731 and 12726 RRR to be received by 12901

Dear Abbie,

In response to your email to Mika Cook dated Thu, Aug 19, 2021 at 9:06 AM; the trees removed in association with the recent development are non-native pine trees as described in the attached RPF Letter. I can provide more specificity regarding tree species and the history of the tree planting in this native grassland/prairie. Please let me know what information you need.

Have a nice day.

Chris Carroll

<RPF Letter App 12901.pdf>

PLN-12091-CO-Site History.pdf

October 21, 2021

Page 36

ATTACHMENT 9
VIOLATION LETTER #3 AND #4 – 2020 AND 2021



COUNTY OF HUMBOLDT
PLANNING AND BUILDING DEPARTMENT
CANNABIS SERVICES DIVISION

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

* Revised Violation Letter

September 28, 2021

Humboldt Holistics, Inc.
Adam Her
PO Box 7344
Eureka, CA 95502

RE: Permit Application No. 12901, APN: 210-250-021

Adam Her,

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, a Zoning Clearance Certificate was issued for 10,000 square feet of outdoor cultivation. **Analysis of satellite imagery has concluded that cultivation has occurred in excess of the permit's approved cultivation area in 2020 and is currently occurring in 2021.** Specifically, unauthorized cultivation measured at 9,972 square feet during the 2020 season and 19,012 in the 2021 season. For a total of 28,984 square feet of expansion.

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 \$57,968.00. The area of unauthorized cultivation must also be removed and restored immediately. Please also be advised that repeated unauthorized cultivation will lead to revocation of the permit.**

Response Required

The following options are available, and a response must be communicated to the Department in writing within 10 calendar 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. Dated photo documentation must be submitted to the resolution liaison, OR
2. Cancel the approved permit, withdraw all applications, 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 calendar days of the date of this letter. If no response is received within 10 days of the date of this letter, the approved permit will be prepared for revocation with the evidence presently in the file and the project will be referred for enforcement actions. Please also be advised that any repeated violations of County ordinance may result in denial of the permit application.

If you have questions about this letter, please contact resolution liaison Abbie Strickland at (707) 441-2630 or at astrickland@co.humboldt.ca.us

Sincerely,



Bob Russell
Deputy Director

ENC: Satellite Imagery
EC: mika@fellowfarmers.live

Agent:
Mika Cook
2818 Santiago Street
San Francisco, CA 94116

Owner:
Chris Her
1258 Exposition Dr. #A
San Francisco, CA 94130
2021 Aerial Imagery and Calculations

20 x 100	2,000
20 x 100	2,000
20 x 100	2,000
20 x 100	2,000
96 x 30	2,880
45 plants x 36 sq ft (Northern Full-Sun Area)	1,620
85 plants x 36 sq. ft. (Southern Full-Sun Area)	3,060
57 plants x 36 sq. ft. (Eastern Full-sun Area)	2,052
Expansion Area in 2021	19,012 square feet

*Changes in calculations shown in red

Approved Cultivation Area (Green)	Total
100 x 20	2,000
80 x 17	1,360
96 x 30	2,880
91 plants x 36 sq. ft. (Full-sun area between GH's)	3,276
Total	9,516 square feet

*Changes in calculations shown in red

Total Expansion Area in 2021 = 19,012 square feet

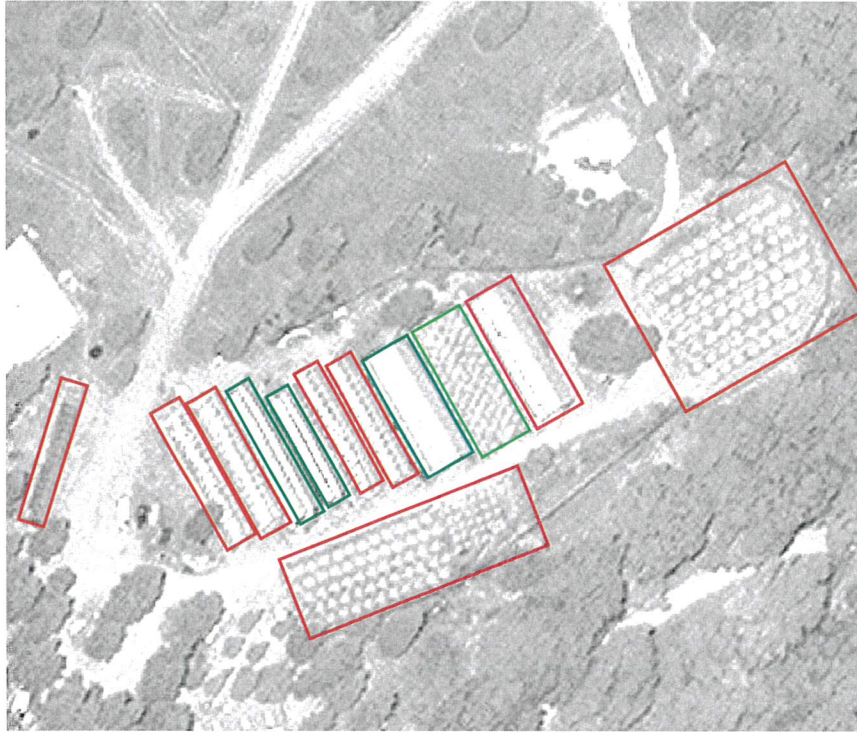


Figure 1: Southern Cultivation Area- Imagery dated August 17, 2021.



Figure 2: Northern Cultivation Area- Imagery dated July 2021

Expansion Cultivation Area (Red)	Total
14 x 100	1,400

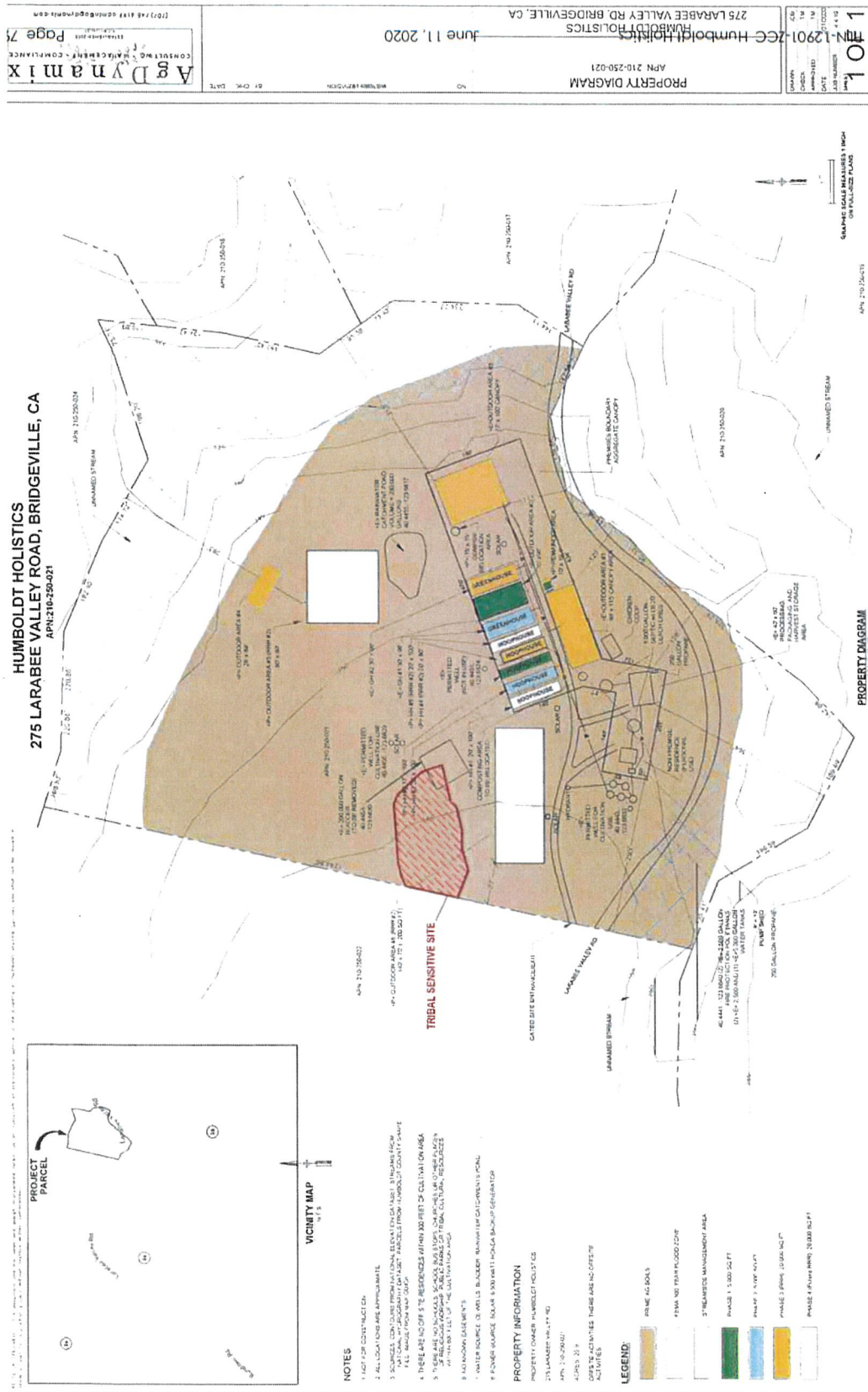


Figure 3: 2020 Cultivation Imagery dated August 2020.

Expansion Cultivation Area (Red)	Total
33 plants x 36 sq. ft. (Between GH's)	1,188
22 plants x 36 sq ft (Northern Full-Sun Area)	792
85 plants x 36 sq. ft. (Southern Full-Sun Area)	3,060
57 plants x 36 sq. ft. (Eastern Full-sun Area)	2,052
96 x 30	2,880
Expansion Area in 2020	9,972

Approved Cultivation Area (Green)	Total
100 x 20	2,000
85 x 20	1,700
96 x 30	2,880
91 x 36	3,276
Total Approved Cultivation Area	9856

Approved Site Plan which Calculation Are Based On



ATTACHMENT 10
REVOCATION NOTICE SENT TO APPLICANT

October 1, 2021

Humboldt Holistics, Inc.
Adam Her
PO Box 7344
Eureka, CA 95502

RE: Permit Application No. 12901, APN: 210-250-021

Adam Her,

On September 10, 2021, a violation was identified on the above referenced project due to an expansion of 9,972 square feet during the 2020 cultivation season and 19,012 square feet during the 2021 cultivation season. A subsequent site visit was conducted on September 27, 2021, to verify the removal of the unauthorized cultivation and associated infrastructure, and to verify that the site was brought back into compliance with the approved Site Plan and Operations Plan. The results of the site visit determined that the site remains non-compliant. Although the applicant removed cultivation in excess of the approved permit, areas of unauthorized cultivation, as identified by the County, were not removed and as such the operation remains out of compliance with the approved permit. Additionally, the unauthorized infrastructure was not removed as requested in the Violation Letter dated September 10, 2021. Upon further review, our records indicate that the applicant has expanded their cultivation beyond the approved cultivation area in years 2017, 2018, 2019, 2020, and 2021. Due to repeated violations of Humboldt County Code 314-55.4.8.1 and various provisions of State Law, it is the decision of the Planning Department to pursue denial of the pending RRR applications 12726 and 12731 and seek approval from the Planning Commission and Board of Supervisors to revoke the approved Zoning Clearance Certificate. We are actively scheduling your project for the October 21, 2021, Planning Commission hearing. Alternatively, the applicant may withdraw the RRR applications and cancel the approved Zoning Clearance Certificate to avoid the expense of these efforts.

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



COUNTY OF HUMBOLDT
PLANNING AND BUILDING DEPARTMENT
CURRENT PLANNING DIVISION

3015 H Street Eureka CA 95501 Fax: (707) 268-3792 Phone: (707) 445-7541
<http://www.co.humboldt.ca.us/planning/>

ZONING CLEARANCE CERTIFICATE

Project: A Zoning Clearance Certificate for 5,000 square-feet of existing outdoor cultivation and 5,000 square-feet of new outdoor cultivation for a total of 10,000 square feet of commercial cannabis cultivation.

Project Location: The project is located in Humboldt County, in the Bridgeville area, on the North side of State Highway 36, approximately .30 miles north east from the intersection of Stat Highway 36 and Larabee Valley Rd, on the property known as 275 Larabee Valley Rd.

Present Plan Designations: Residential Agriculture (RA40), Density: 40 acres per unit, Slope Stability: Low Instability (1) & High Instability (3).

Present Zoning: Agriculture Exclusive (AE)

Record Number: PLN-12901- ZCC

Assessor Parcel Number(s): 210-250-021

Applicant

Humboldt Holistics, Inc.
Adam Her
PO Box 7344
Eureka, CA. 95502

Owner

Chris Her
2818 Santiago St
San Francisco, CA 94116

Agent

Teisha Mechetti
732 5th St,
Eureka, CA 95501

Environmental Review: An Addendum to a previously adopted Mitigated Negative Declaration has been prepared for consideration per § 15164 of CEQA Guidelines.

Findings

Pursuant to Humboldt County Code Section 312-2.4, a Zoning Clearance Certificate shall be approved and issued by the Planning Director if, based on the submitted information provided by the applicant, it is found that:

1. The proposed development conforms with all requirements of the Humboldt County Zoning Regulations; and
2. The proposed development complies with the terms and conditions of any applicable permit and/or subdivision map that was previously approved for such development; and
3. The proposed development is not located on the same lot where conditions or activities are being conducted which are a part of the proposed development and in violation of the Humboldt County Code, unless the zoning clearance is necessary for the abatement of the existing violation.

Facts

An application has been submitted to the Planning Division for a Zoning Clearance Certificate for 5,000 square-feet (SF) of existing outdoor cultivation and 5,000 SF of new outdoor cultivation for a total of 10,000 SF commercial cannabis cultivation. This commercial cannabis activity is authorized by Section 314-55.4.8.3 of the CMMLUO. The application meets the requirements of zoning, size of cultivation area, setbacks from property lines and listed incompatible uses (e.g., schools), and is accompanied by the documentation, plans, descriptions, and agency clearances set forth in the CMMLUO.

The 24-acre parcel is lightly forested, and a Class II/III runs along the south and eastside of the property line. The cultivation activities meet the Streamside Management Area setback requirement. The parcel is developed with a rainwater catchment pond, a 2,400 SF building used for drying and processing, and a shed, where all nutrients and fertilizers are stored. The 10,000 SF of cannabis cultivation will occur in hoop houses, using light deprivation techniques. The applicant anticipates receiving two Retirement, Remediation, and Relocations of 20,000 SF each of new outdoor cultivation, for a total of 50,000 SF of cultivation onsite. This Zoning Clearance Certificate is only permitting the 10,000 SF, of new and existing cultivation.

The applicant anticipates the water demand for the 10,000 SF of outdoor cultivation, to be about 100,000 gallons a year (10 gallons per square foot). The water source is provided by two wells. The well logs do not indicate connectivity to surface water; therefore, no forbearance is needed. The applicant will submit a final Lake or Streambed Alteration Agreement (LSAA) to the California Department of Fish and Wildlife (CDFW) and adhere to the appurtenant requirements. The applicant will not use the rainwater catchment pond for cannabis irrigation.

Water storage also includes four 2,500-gallon and one 5,000-gallon tanks and a 200,000-gallon water bladder. The water bladder is proposed to be removed and two of the 2,500-gallon tanks are reserved for fire protection. The applicant may replace the water bladder with hard tanks within the same vicinity of the water bladder. Processing is proposed to be onsite in an existing 2,400 SF building and the applicant anticipates having about 20 employees. The building will be retrofitted to meet ADA standards.

A search in the California Natural Diversity Database (CNDDDB) reveals the possible presence of Pacific Gilia. However, the applicant has submitted a Biological Scoping Report, prepared by Blair Forestry, LLC dated March 2020. The report concluded that the site does not contain the desired habitat for Pacific Gilia. Further, the report also concluded that no Northern Spotted Owl Activity Centers are recorded within 1.3 miles from the site. The report recommends that the applicant refrain from grading, construction, vegetation removal, during the migratory bird nesting season (February 1 to August 15) or complete a focused survey for native nesting birds within 100 feet and seven days prior to the disturbance activity. If a nest is found, the applicant shall consult with CDFW for further guidance. Additionally, Recycling and solid waste will be properly stored and hauled out of the site. Power will be provided by a generator, stored in a secondary containment

The applicant submitted a Water Resource Protection plan completed by Compliant Farms, dated September 2017. The report indicates an unstable area onsite. The applicant's Site Plan proposes an out-door cultivation area (Outdoor Area #4 RRR) at this location. The applicant shall not utilize this area until a soils report is submitted, and a revised Site Plan is submitted clearly delineating the unstable area from the cultivation area. Additionally, the applicant is to submit a Site Management Plan and is required to adhere to and implement the requirements contained in the SWRCB's Cannabis Cultivation Policy, the General Order and the Notice of Applicability. A copy of the reporting form portion of the Mitigation and Reporting Program (MRP) shall be submitted annually to the Planning and Building Department concurrent with the submittal to the

SWRCB.

The applicant takes access from Highway 36 onto Larabee Valley Road. The applicant has self-certified that Larabee Valley Road, is equivalent to a category 4 road. The applicant must obtain an encroachment permit from Cal Trans and provide a copy to the Planning Department.

The applicant submitted a Cultural Resource Investigation with positive results. The report was referred to the Bear River Band of the Rohnerville Rancheria (BRB), who recommended that no cultivation shall occur within the recorded site boundaries and monitoring by a professional archaeologist and/or tribal monitor shall occur during all ground disturbing activities. This includes but is not limited to; the initial construction of the proposed hoop houses and any subsurface water or electrical line ground distributing activities. The applicant has executed an agreement with BRB for this monitoring.

Monofilament netting for all uses will be prohibited. Geotextiles, fiber rolls, and other erosion control measure materials will be made of loose-weave mesh, such as jute, hemp, coconut (coir) fiber, or other products without welded weaves to minimize the risk of ensnaring and strangling wildlife. Wildlife will be left unharmed. If any wildlife is encountered during the Authorized Activity, Permittee will not disturb the wildlife and will allow wildlife to leave the work site unharmed. All refuse will be contained in wildlife proof storage containers, at all times, and disposed of at an authorized waste management facility.

The project is subject to a Compliance Agreement. Documentation for the activity type has been submitted in accordance with the CMMLUO and the permittee has executed an Affidavit for Non-Diversion which is on file with the Planning Division.

The subject parcel has been determined to be one legal parcel as described and shown on a recorded Map of Subdivision Book 017 Recorded Map page # 120, Lot 5, Tract 180 Larabee Valley Estates.

The property is not subject to an approved land use permit or subdivision to which terms and conditions apply to new development. The proposed development is not located on property where one or more violations of the Humboldt County Code exists.

Determination

It is the determination of the Planning Division that:

- A Zoning Clearance Certificate is approved. The terms and responsibilities set forth in the CMMLUO shall be satisfied by the Permittee for the life of this clearance.
- A Provisional Zoning Clearance Certificate is approved subject to the terms of the Compliance Agreement. The terms and responsibilities set forth in the CMMLUO shall also be satisfied by the Permittee for the life of this clearance.
- The Zoning Clearance Certificate application is denied. The reasons for this denial are set forth in the analysis above.

Issued By:  _____
John H. Ford Director, Planning and Building Department

Date: 6/11/2020

ATTACHMENT 1

**CEQA ADDENDUM TO THE
MITIGATED NEGATIVE DECLARATION FOR THE COMMERCIAL MEDICAL MARIJUANA LAND USE
ORDINANCE**

***Commercial Medical Marijuana Land Use Ordinance Mitigated Negative Declaration (MND)
(State Clearinghouse # 2015102005), January 2016***

APNs 210-250-021, 275 Larabee Valley Road, County of Humboldt

**Prepared By
Humboldt County Planning and Building Department
3015 H Street, Eureka, CA 95501**

March 2020

Modified Project Description and Project History – The Commercial Medical Marijuana Land Use Ordinance (CMMLUO) established specific regulations for commercial cannabis operations in Humboldt County. These regulations were developed in concert with the Mitigated Negative Declaration (MND) that was adopted for the ordinance in order to implement the mitigation measures of the MND.

Zoning Clearance Certificate for 5,000 square-feet of existing outdoor cultivation and 5,000 square-feet of new outdoor cultivation for a total of 10,000 square feet of commercial cannabis cultivation. The 24-acre parcel is lightly forested, and a Class II/III runs along the south and eastside of the property line. The cultivation activities meet the Streamside Management Area setback requirement. The parcel is developed with an instream rainwater catchment pond, a 2,400 SF building used for drying and processing, and a shed, where all nutrients and fertilizers are stored. The 10,000 SF of cannabis cultivation will occur in of hoop houses using light deprivation techniques. and open-air outdoor cultivation. The applicant anticipates receiving two Retirement, Remediation, and Relocations of 20,000 SF each of new outdoor cultivation, for a total of 50,000 SF of cultivation onsite. This Zoning Clearance Certificate is only permitting the 10,000 SF, of new and existing cultivation.

The applicant anticipates the water demand for the 10,000 SF of outdoor cultivation, to be about 100,000 gallons a year (10 gallons per square foot). The water source is provided by two wells. The well logs do not indicate connectivity to surface water; therefore, no forbearance is needed. The applicant is to submit a final Lake or Streambed Alteration Agreement (LSAA) from the California Department of Fish and Wildlife and adhere to the appurtenant recommendations. The applicant will not use the pond for cannabis irrigation.

Water storage also includes four 2,500-gallon and one 5,000-gallon tanks and a 200,000- gallon water bladder. The water bladder is proposed to be removed and two of the 2,500-gallon tanks are reserved for fire protection. The applicant may replace the water bladder with hard tanks within the same vicinity. Processing is proposed to be onsite in an existing 2,400 SF building and the applicant anticipates having about 20 employees. The building will be retrofitted to meet ADA standards.

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The applicant submitted a Water Resource Protection plan completed by Compliant Farms, dated received on September 2017. The report indicates an unstable area onsite. The applicant's Site Plan proposes an open-door cultivation area (Outdoor Area #4 RRR). The applicant shall not utilize this area until a soils report is submitted, and a revise Site Plan is submitted clearly delineating the unstable area from the cultivation area. Additionally, the applicant is to submit a Site Management Plan and is required to adhere to and implement the requirements contained in the SWRCB's Cannabis Cultivation Policy, the General Order and the Notice of Applicability. A copy of the reporting form portion of the Mitigation and Reporting Program (MRP) shall be submitted annually to the Planning and Building Department concurrent with the submittal to the SWRCB.

The applicant takes access from Highway 36 onto Larabee Valley Road. The applicant has self-certified that Larabee Valley Road, is equivalent to a category 4 road. The applicant must obtain an encroachment permit from Cal Trans and provide a copy to the Planning Department.

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The original project reviewed under the Mitigated Negative Declaration (MND) for the Commercial Medical Marijuana Land Use Ordinance (CMMLUO) addressed the broad environmental impacts that could be expected to occur from the adoption and implementation of the ordinance. The MND specified that the regulations established in the CMMLUO would mitigate the impacts of existing and new cannabis operations to prevent and reduce environmental impacts.

Purpose - Section 15164 of the California Environmental Quality Act (CEQA) provides that the lead agency shall prepare an addendum to a previously certified Mitigated Negative Declaration (MND) if some changes or additions are necessary but none of the conditions described in Section 15162 calling for a subsequent EIR or Negative Declaration have occurred. Section 15162 states that when an EIR has been certified for a project, no subsequent EIR shall be prepared for that project unless the lead agency determines, on the basis of substantial evidence in the light of the whole record, one or more of the following:

1. Substantial changes are proposed in the project which require major revisions of the previous MND due to the involvement of new significant environmental effects or a substantial increase in the severity of previously identified significant effects;
2. Substantial changes occur with respect to the circumstances under which the project is undertaken which will require major revisions of the previous MND due to the involvement of new significant environmental effects or a substantial increase in the severity of previously identified significant effects; or
3. New information of substantial importance, which was not known and could not have been known with the exercise of reasonable diligence at the time the previous MND was certified as complete, shows any of the following: A) the project will have one or more significant effects not discussed in the previous MND; B) significant effect previously examined will be substantially more severe than shown in the previous MND; C) mitigation measures or alternatives previously found not to be feasible would in fact be feasible and would substantially reduce one or more significant effects of the project, but the project proponents

decline to adopt the mitigation measure or alternative; or D) mitigation measures or alternatives which are considerably different from those analyzed in the previous MND would substantially reduce one or more significant effects on the environment, but the project proponents decline to adopt the mitigation measure or alternative.

Summary of Significant Project Effects and Mitigation Recommended

No changes are proposed for the original MND recommended mitigations. The proposal to authorize the project is fully consistent with the impacts identified and adequately mitigated in the original MND. The project results in no significantly adverse environmental effects beyond those identified in the MND.

In reviewing the application for consistency with the adopted MND, the County considered the following information and studies, among other documents:

- Operations Plan and Site Plan for Humboldt Holistics, Inc.
- Water Resource Protection Plan, completed By Complaint Farms, dated received September 2017.
- Biological Scoping Report prepared by Blair Forestry, LLC, dated received March 2020.

Other CEQA Considerations

Staff suggests no changes for the revised project.

EXPLANATION OF DECISION NOT TO PREPARE A SUPPLEMENTAL MITIGATED NEGATIVE DECLARATION OR ENVIRONMENTAL IMPACT REPORT

See Purpose statement above.

In every impact category analyzed in this review, the projected consequences of the current project proposal are either the same or less than significantly increased than the initial project for which the MND was adopted. Based upon this review, the following findings are supported:

FINDINGS

1. The proposed project will permit the relocation of an existing cannabis operation onto a site that is fully in compliance with county and state requirements intended to adequately mitigate environmental impacts.
2. The circumstances under which the project was approved have not changed substantially. There are no new significant environmental effects and no substantial increases in the severity of previously identified effects.
3. For the current proposed project, there has been no new information of substantial importance, which was not known and could not have been known with the exercise of reasonable diligence at the time the previous MND was adopted as complete.

CONCLUSION

Based on these findings it is concluded that an Addendum to the certified MND is appropriate to address the requirements under CEQA for the current project proposal. All of the findings, mitigation requirements, and mitigation and monitoring program of the MND, remain in full force



Operations Manual
for
Humboldt Holistics, Inc.
Cannabis Cultivation
11/12/2019

APN 210-250-021

Apps 13299 & 12901

Produced By:

A g D y n a m i x
CONSULTING • MANAGEMENT • COMPLIANCE



INCORPORATED 2015

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Project Name HUMBOLDT HOLISTICS

Project Location 275 Larabee Valley Rd.
Bridgeville, CA

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Permitting Agency AgDynamix, LLC
Teisha Mechetti
707-798-6199

APN 210-250-021

Existing Zoning Designation AE

Prepared for Humboldt Holistics, Inc. by AgDynamix, LLC (Sept. 2019)



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Industry Analysis

Industry regulations have been enacted at the State, County, local and—in some instances—municipal levels. The proposed Project will adhere to all applicable regulations.

Summary

A complex framework of regulatory laws influences cannabis cultivation regulations pertaining to the proposed Project, including Proposition 215, the Compassionate Use Act, Senate Bill 420, and the Medical Cannabis Regulation and Safety Act (MCRSA), and Proposition 65 (Prop 64) or the Adult Use Marijuana Act (AUMA), and most recently the Medical Adult Use Cannabis Regulation Safety Act (MAUCRSA).

Local permitting must be obtained before seeking licensure at the State level (which becomes effective January 2018). Some local jurisdictions in California, to date, have established and implemented regulations to per miss, permit, and/or license cannabis business operations.

In November 2016, the AUMA legalized “recreational” cannabis possession, consumption, and personal indoor cultivation, but had no effect on medical marijuana permitting or licensing.

On June 27th, Senate Bill 94, otherwise known as, the Medical Adult Use Cannabis Regulation and Safety Act (MAUCRSA) by Governor Jerry Brown in efforts to consolidate the two legislative pieces put in effect to govern commercial medical and recreational cannabis activities, otherwise known as the consolidation of the MCRSA and AUMA. The merge of these two legislative pieces features changes to the licensing scheme that we were working within prior to its effect.

State Regulatory Framework

With the passage of the Compassionate Use Act (Proposition 215) in 1996 and the Medical Marijuana Program Act (MMPA) in 2003 (Senate Bill 420), California created a system of possession and cultivation limits, a voluntary identification program, and assurance of a non-diversionary system of medical cannabis cultivation and dispensation. The intent of these legislative efforts was to clarify the scope of application, prevent arrest and prosecution, promote uniform application, increase accessibility of product, and address issues within the act to promote fair and orderly implementation.

In September 2015, the California State legislature enacted three bills under the MCRSA, consisting of AB-243, AB-266, and SB-643. Each bill addresses various issues pertaining to licensing and regulatory requirements involving medical cannabis cultivation, manufacturing, transportation, distribution, sales, and testing. These bills became effectual January 1, 2016, with State licensing to open on January 1, 2018.

The MCRSA establishes a multiagency framework to regulate commercial cannabis. The foundation of MCRSA is: “No person shall engage in commercial cannabis activity without possessing both a State license and a local permit, license, or other authorization.” This legislation provides for the licensure of commercial cannabis activity in California, strengthens environmental protections, and creates licensing opportunities for small and specialty cultivators.

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Assembly Bill 243 (AB-243) requires the CDFA, CDFW, and State Water Resources Control Board (SWRCB) to promulgate regulations and standards pertaining to medical cannabis cultivation efforts, mitigate impacts on environments, and coordinate enforcement efforts with State agencies.

Assembly Bill 266 (AB-266) addresses the licensure and regulation of medical marijuana for which the framework is primarily the responsibility of the Bureau of Cannabis Control (BCC) to enforce under the Department of Consumer Affairs' (DCA) and the Bureau of Medical Cannabis Regulation. Collaboratively, the Board of Equalization (BOE) and the CDFA are responsible for tracking and reporting the movement of cannabis goods throughout the State.

Senate Bill 643 (SB-643) addresses the setting of standards on behalf of physicians and surgeons prescribing medical cannabis and requires the Medical Board of California (MBC) to implement investigations of physicians who repeatedly or excessively prescribe medical cannabis to patients without good faith exemption. This bill requires the BMCR to gather fingerprints to conduct criminal history background checks.

This Act also grants the DCA sole authority to implement and govern the system for creation, issuance, renewal, discipline, suspension, or revocation of such licensure under the Bureau of Cannabis Control program. Additionally, the CDFA is responsible for administering provisions of the act related to or associated with cultivation and transportation of medical cannabis. This bill also authorizes counties and municipalities to propose and implement taxation on medical cannabis activity.

In addition to the initial framework developed to support local regulations and State licensing, there has been a broad legislative effort to institute clean-up bills to further clarify the scope and definitions under the MCRSA.

The Adult Use of Marijuana Act (AUMA), which passed in November 2016, has legalized adult use ("recreational") cannabis possession, consumption, and limited personal indoor cultivation. Because the AUMA legislation addresses only recreational cannabis issues, it currently has no effect on medical marijuana permitting or licensing.

On June 27th, Senate Bill 94, also known as, the Medical Adult Use Cannabis Regulation and Safety Act (MAUCRSA) signed by, Governor Jerry Brown, in efforts to develop a single regulatory structure that governs commercial medical and recreational cannabis activities, collectively known as MCRSA and AUMA. The merge of these two legislative pieces features changes to the licensing scheme that were in effect prior to the implementation of MAUCRSA.

The creation of MAUCRSA prompted 23 license type activities varying from Cultivation, Processing, Manufacturing, Packaging, Infusion, Testing, Retail, Distribution, and Microbusiness licenses. License types 5-5B will not be available until 2023. Across the license types they will be assigned either an "A" for Adult Use or "M" for Medical operations. The introduction of new license types Type 5-5B Cultivation, Processing, Manufacturer I and II, Packaging, Infusion, and Microbusinesses was an introduction of license types carried from the AUMA. The MAUCRSA also now excludes transportation as a license type. Furthermore, clarification of the fact, points concerning that event licenses are not prohibited under this framework were also clarified. The local authority could issue event permits for "onsite cannabis sales to, and consumption by, persons 21 years of age or older at a County Fair or District Agricultural Association Event".

Prepared for Humboldt Holistics, Inc. by AgDynamix, LLC (Sept. 2019)



According to this legislation, an applicant may now pursue a State license without local approval, however, may not conduct activities until local approval is met, otherwise could prompt a violation that would make the State license applicant ineligible to hold the license.

Local Regulatory Framework

Under State legislation, MCRSA, municipalities possess the authority to set their own regulations pertaining to land use and commercial cannabis business activities. Local permitting must be obtained before seeking licensure at the State level (which becomes effective January 2018).

Humboldt County

In October 2015, Humboldt County began its review process of the Commercial Medical Cannabis Land Use Ordinance (CMCLUO). This legislation governs commercial medical cannabis activities within the authority of the County of Humboldt and establishes zoning regulations, performance standards, and environmental compliance—as well as requiring proof of documentation. The ordinance went into effect February 26, 2016. The deadline for applicants was December 31, 2016.

On September 13, 2016 Humboldt County issued a correcting and clarifying document to address the elements of the CMCLUO that were not clear under the initial Ordinance No. 2544 and the implementation of the program.

An Environmental Impact Report is underway to assess the overall impacts of this program which could significantly affect the Commercial Cannabis Land Use Ordinance, once the results of the study have been considered.

Prepared for Humboldt Holistics, Inc. by AgDynamix, LLC (Sept. 2019)



Executive Summary

Humboldt Holistics is a corporation in California whose purpose is to conduct agricultural activities within the State of California.

The Company has assumed up to one (1) member-owner and up to twenty (20) staff members who will support site activities during peak harvest. This model would set a healthy precedent for the Larabee Valley community by setting a sound agricultural standard for this emerging industry.

The Sponsor holds an interim permit for 8,560 sq. ft. of outdoor cultivation under pre-existing conditions and the project is applying for 10,000 sq. ft. of outdoor cultivation under a Zoning Clearance Certificate. The project will also support the relocation of two (2) 20,000 sq. ft. RRR Zoning Clearance Certificates to total 50,000 sq. ft. of total cultivation. The project applicant is seeking licensing for one (1) medium Mixed Light Tier 1 license, and three (3) small outdoor licenses, and one (1) specialty outdoor license from CalCannabis CDFR licensing authority.

The Project parcel is zoned AE, located on 210-250-021, on approximately 24+ acres, with prime agricultural soils, which falls within the allowable zoning specified by the local authority. The project will employ mixed light and outdoor cultivation activities. The project site is supported by an existing 40'x 60' structure which currently supports drying/processing, harvest product storage, and record storage.

There are two (2) permitted wells and a rain catchment pond capable of holding 260,000 gallons of water that support cultivation activities. This project features 215,000 gallons of water storage in the form of one (1) water bladders holding 200,000 gallons and five (5) poly tanks holding 15,000 gallons for fire suppression.

The project was enrolled under the North Coast Regional Water Quality Control Boards: Water Board Order and has transitioned to the State Water Resources Control Boards: General Board Order under the Water Quality Program. The project applicant is currently in process of obtaining a Lake and Streambed Alteration Agreement (LSAA) from the California Department of Fish & Wildlife (CDFW).

Prepared for Humboldt Holistics, Inc. by AgDynamix, LLC (Sept. 2019)



Project Overview

The Project concerns Parcel No. 210-250-021 in Bridgeville, California that is seeking permitting for mixed light commercial cannabis cultivation with consideration of the phased approach to development. The Project features three (3) cultivation areas totaling 50,000 sq. ft. Cultivation and processing activities would occur on the central and southwest portions of the property.

Project Summary

The Project parcel is zoned AE, which falls within the allowable zoning specified by the local authority. The Sponsor seeks permit approval for 10,000 sq. ft. of outdoor cultivation and 40,000 sq. ft. of RRR outdoor cultivation that is pre-existing, and involves natural light only, with exception of supplemental lighting required to support nursery operations.

Location Description

The proposed Project would occur on legal Parcel No. 210-250-021 at 275 Larabee Valley Rd., Bridgeville, CA, in the southwest quarter of the southwest quarter of Section 24, Township 01 North, Range 4 East, Humboldt Meridian.

Zoning

The property features zoning AE and the following characteristics:

- GIS acres: 24.17.
- Coastal Zone: Outside
- 100 Year Flood Zone: Outside.
- Alquist-Priolo Fault Hazard Zone: Outside.
- FEMA FIRM Flood Rating & Panel Number: 1525F.
- Slope: <15% in cultivation areas.
- Relative Slope Stability (Per General Plan Geologic maps): Low Instability.

Soil Ratings

As per Humboldt County's Ordinance No. 2544, the project is mapped with 19 acres of Prime Agricultural Soils, therefore qualifies for expansion from the baseline of 8,560 sq. ft. to 10,000 sq. ft. and is eligible to support up to 3.8 acres of total cultivation subject to the 20% limit.

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Maps

Overview Map



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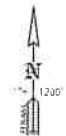
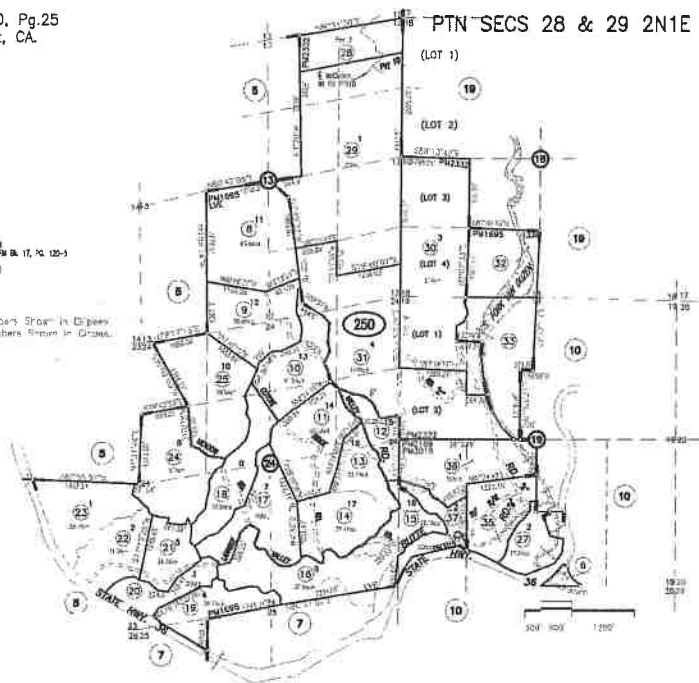
Assessor's Parcel Map

Assessor's Map Bk.210, Pg.25
County of Humboldt, CA.

210-25

R.S. No. 6, Page 44 & 45
R.S. No. 6, Page 20
R.S. No. 12, Page 20
R.S. No. 12, Page 20
R.S. No. 16, Page 20
P.M. No. 1045 of P.M. No. 11, Page 4-6
LAKES VALLEY COUNTRY TRACT, P.M. No. 17, Page 120-3
P.M. No. 1102 of P.M. No. 12, Page 44
P.M. No. 1102 of P.M. No. 12, Page 111-10958
P.M. No. 1102 of P.M. No. 12, Page 125-4

Assessor's Block Numbers Shown in Circles
Assessor's Parcel Numbers Shown in Grayscale

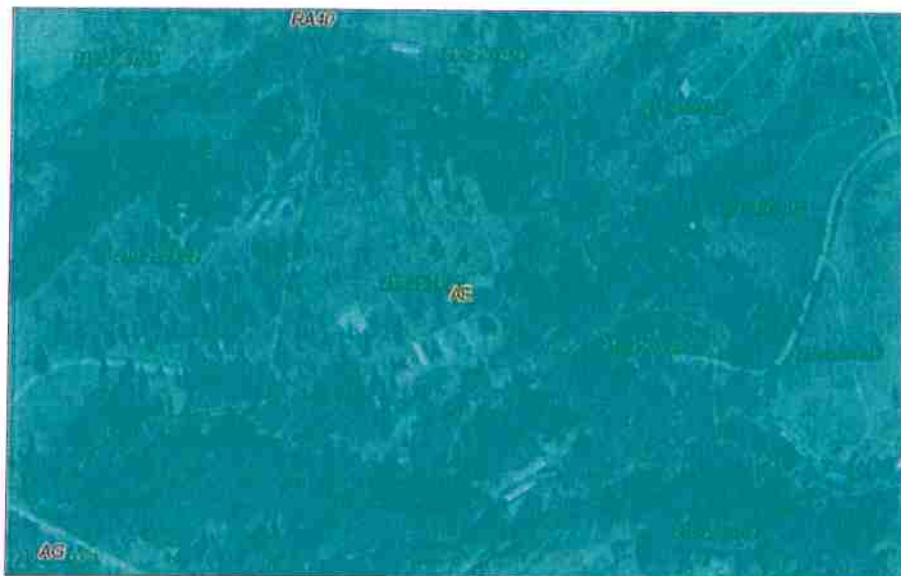


APR 24, 2019
NEAR DUBLIN

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Zoning Map



Adam Herr_Zoning Map
 Humboldt County Planning and Building Department
 Printed: September 17, 2019 Using App/Viewer 2.0 for ArcGIS
 Map Description:
 This map is intended to be used as a reference only. It is not intended to be used as a legal document. Humboldt County Planning and Building Department is not responsible for any errors or omissions. We will take no responsibility for any errors or omissions.

0 100 200 300 Feet
 0 0.0315 0.063 0.126 Kilometers
 RF = 1:4514 1 in = 375 ft
 Source: Humboldt County GIS
 Data: Esri, Garmin, © OpenStreetMap contributors, and the GIS User Community
 Source: Esri, DeLorme, GeoEye, Earthstar OpenStreetMap contributors, CNR&DL, Swire, USDA, AeroGRID, IGN, and the GIS User Community

Prepared for Humboldt Holistics, Inc. by AgDynamix, LLC (Sept. 2019)

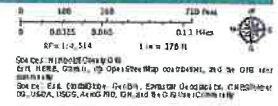


Jurisdictional Boundaries Map



Adam Herr_Jurisdictional Map

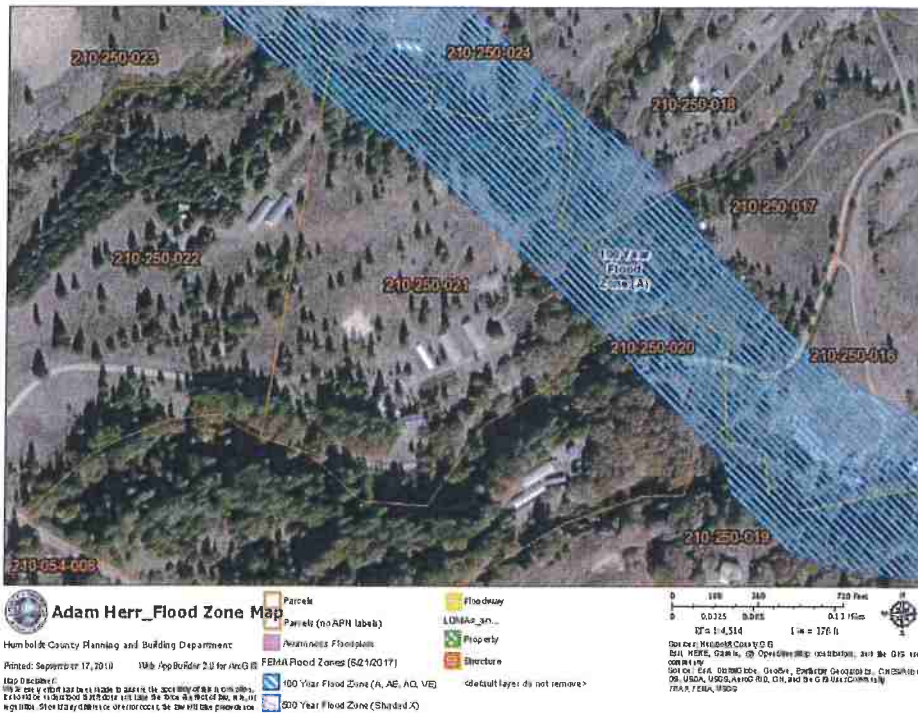
Humboldt County Planning and Building Department
 Printed: September 17, 2019 VBA AppBuilder 2.0 Rev A01011
 Map Description:
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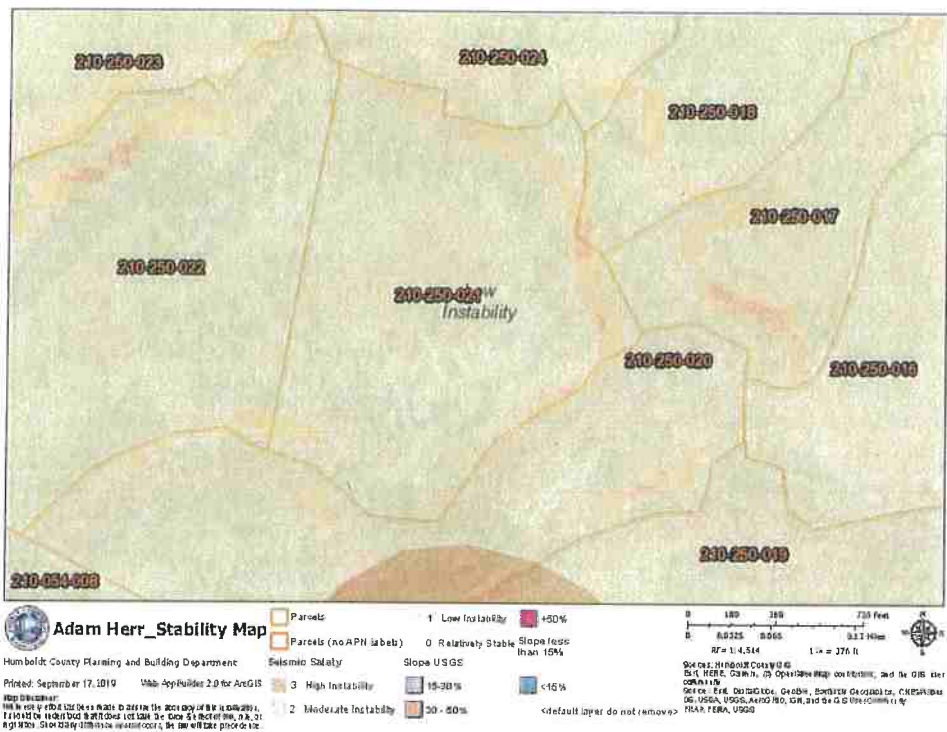
Flood Zones Map



Prepared for Humboldt Holistics, Inc. by AgDynamix, LLC (Sept. 2019)



Stability Map



Prepared for Humboldt Holistics, Inc. by AgDynamix, LLC (Sept. 2019)



Environmental Impacts & Standards

Environmental impacts and standards include a comprehensive summary of all environmental elements related to the proposed Project. Impacts could include land use, development, pollutants, nuisances, and related environmental concerns. Federal and State standards have been set—with oversight from the United States Environmental Protection Agency (EPA) and the U.S. Department of Agriculture (USDA)—regarding potential environmental impacts caused by general industry applications.

Mitigation measures that can be employed for cultivation activities to prevent environmental detriment often feature the implementation of Best Management Practices (BMPs) suggested by the State Water Resources Control Board (SWRCB) under the Water Board Order and enrollment/compliance with the Waste Waiver Discharge (WWD) program through the North Coast Regional Water Quality Control Board (NCRWQCB). This can include the potential requirement for a Water Resource Protection Plan (WRPP). Additional conformance may be required with the California Department of Fish & Wildlife (CDFW) (formerly Fish & Game) under a Lake and Streambed Alteration Agreement (LSA-1600/1602).

All projects must also adhere to standards and maintain compliance with regulations set forth by the Division of Environmental Health (DEH) through a Contingency Plan (see *Contingency Plan* below) regarding all wastes (known as a Waste Management Plan). Applicants must also abide by regulations set forth by the Department of Pesticide Regulations (DPR) and the Tribal Historical Preservation Office (THPO) for archaeological preservation.

Often it is found, during the review of the Project, that there may be additional requirements and/or specific needs to support a sound environmental action or mitigative plan to adhere to the standards set under additional agency authority.

Summary

Potential Project impacts could include biological resources, land use/planning, transportation/traffic, agriculture and forestry, hazards and hazardous materials, public services, utilities/service systems, geology/soils, and hydrology/water quality.

Development impacts could include those regarding landscapes, infrastructure, roadways, and other environmental ramifications resulting from the Project.

Nuisance mitigation would include prevention of environmental impacts such as through odors, lights, and sounds that could potentially adversely affect neighboring properties or habitats. The proposed Project area would be required to meet all setback standards required by all agencies within the State of California and the local authority.

Background

On January 1, 1970, President Nixon signed the National Environmental Policy Act (NEPA). California Governor Reagan followed suit by signing the California Environmental Quality Act (CEQA) into law on September 18 of the same year. These laws required the incorporation of environmental values into governmental decision making. These statutes require Federal, State, and local agencies to analyze and disclose the potential environmental impacts of their decisions, and—in the case of CEQA—to minimize significant adverse effects to the extent feasible.

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NEPA was codified under Title 42 of United States Code § 4331 et seq. (42 U.S.C. 4331 et seq.). Under NEPA, Congress established the White House Council on Environmental Quality (CEQ) to ensure that Federal agencies meet their obligations under the Act. CEQ's Regulations for Implementing the Procedural Provisions of NEPA are found in Title 40 of the Code of Federal Regulations, § 1500 et seq. (40 CFR 1500 et seq.). In California, CEQA was codified under Division 13 of California's Public Resources Code (CPRC), section 21000 et. seq. (Cal. Pub. Res. Code § 21000 et seq.). The Guidelines for Implementation of the CEQA regulations are in Title 14 of the California's Code of Regulations (CCR), § 15000 et seq. (14 CCR § 1500 et seq.).

NEPA and CEQA are similar, both in intent and in their respective review processes (analysis, public engagement, and document preparation) that they dictate. Importantly, both statutes encourage a joint Federal and State review for projects that require both Federal and State approvals. In such cases, a joint review process can avoid redundancy, improve efficiency and interagency cooperation, and be easier for applicants and citizens to navigate. Despite the similarities between NEPA and CEQA, there are several differences that require careful coordination between the Federal and State agencies responsible for complying with the statutes. Conflict arising from those differences can create unnecessary delay, confusion, and legal vulnerability.

Federal, State, and local agencies have cooperated in the environmental review of projects ranging from infrastructural development to renewable energy permitting. As State and Federal governments continue to pursue shared goals, there will be a continued need for an efficient and transparent environmental review processes that meets the requirements of both statutes.

Recognizing the importance of implementing NEPA and CEQA efficiently and effectively, the CEQ and the California Governor's Office of Planning and Research (OPR) developed a handbook regarding conducting joint NEPA and CEQA review processes. The CEQ oversees Federal agency implementation of NEPA, which includes writing the CEQ NEPA regulations and preparing guidance and handbooks for Federal agencies.

OPR plays several roles in the administration of CEQA, including development of CEQA Guidelines in coordination with the California Natural Resources Agency, providing technical assistance to State and local agencies, and coordinating State-level review of CEQA documents. Agencies conducting an environmental review must also consider any additional requirements or deadlines established in the individual agency's administrative regulations or procedures that implement NEPA and CEQA. These requirements could prescribe additional or more stringent requirements than the CEQ regulations and CEQA guidelines.

The NEPA and CEQA handbook provides practitioners with an overview of the NEPA and CEQA processes and practical suggestions for developing a single environmental review process that can meet the requirements of both statutes. The handbook contains three main elements. First is a "Question and Answer" section that addresses the key similarities and differences between NEPA and CEQA. This section compares each law's requirements or common practices and identifies possible strategies for meeting the requirements of both laws. These strategies are not meant to prescribe methods that agencies must use; rather, the handbook provides suggestions that help agencies identify and analyze potential issues.

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Project-Specific Factors

The following table details any potential effects to environmental elements related to the Project:

<input type="checkbox"/>	Aesthetics	<input checked="" type="checkbox"/>	Agriculture and Forestry	<input type="checkbox"/>	Air Quality
<input type="checkbox"/>	Biological Resources	<input type="checkbox"/>	Cultural Resources	<input type="checkbox"/>	Geology/Soils
<input type="checkbox"/>	Greenhouse Gas Emissions	<input type="checkbox"/>	Hazards and Hazardous Materials	<input type="checkbox"/>	Hydrology/Water Quality
<input type="checkbox"/>	Land Use/Planning	<input type="checkbox"/>	Mineral Resources	<input type="checkbox"/>	Noise
<input type="checkbox"/>	Population/Housing	<input checked="" type="checkbox"/>	Public Services	<input type="checkbox"/>	Recreation
<input type="checkbox"/>	Transportation/Traffic	<input type="checkbox"/>	Utilities/Service Systems	<input type="checkbox"/>	Mandatory Findings of Significance

Mandatory Compliance Factors

In accordance with the State of California, it is a requirement that agricultural operations obtain the appropriate environmental filings to support land alterations, diversions, and discharges of affluent.

Water Sources

This project features two (2) permitted wells for cultivation use and a rain catchment pond capable of holding 260,000 gallons.

Initial Statement of Water Diversion & Use (ISWDU)

Not Applicable.

Small Domestic Use Registration (SDU)

Not Applicable.

Small Irrigation Use (SIU)

Not Applicable.

Lake and Streambed Alteration Agreements (LSAA-1600/1602)

It was determined that a LSAA-1600/1602 is required for this Project because there are grading plans, and a need to develop onsite culvert projects. Periodic inspections may be conducted by a third-party agent, or CDFW to determine the need and application for filing.

Water Board Order: Waste Waiver Discharge (WWD)

Initial inspections by Compliant Farms regarding water usage and discharges have been conducted. The initial notice of intent and monitoring/reporting forms, under the WWD, have been filed with the North Coast Regional Water Quality Control Board (NCRWQCB). A reporting/recording system would be developed, monitored, and reported to comply with annual renewal requirements under this order.

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Additional inspections (post enrollment) would be conducted by the AgDynamix and Applicant with no current confirmation of when this inspection would occur. The proposed Project falls into Tier 1 due to the pre-existing cultivation site, canopy size, and water uses. The Project does not pose a notable threat to the environment due to several conditions that are documented in the WRPP.

Water Resource Protection Plan (WRPP)

A WRPP has been generated by the designated agency, Compliant Farms. This document is held by the third-party agent and applicant which maintained onsite to satisfy any request by the NCRWQCB. This ensures protection of nearby habitats via management of spoils, management of runoff/discharges, use of DPR-approved inputs, correct use of fertilizer, and proper storage of fungicides, pesticides, and fuels.

Site Management Plan (SMP)

A Site Management Plan is to be developed from pre-existing conditions on the property documented in the WRPP generated under the NCRWQCB Regional Water Board Order: Waste Waiver Discharge Program (WWD) and under recent documented activities that have been reported in the WQPP registration and SMP.

Department of Pesticide Regulation Requirements (DPR)

The Project would adhere to DPR requirements and limitations regarding pesticide, fungicide, and rodenticide inputs for cannabis cultivation and management of pests and/or disease. Quality and consumer-safe production requires medical cannabis cultivation inputs that are approved as environmentally sound and deemed safe for medical consumption.

Archaeological Inspections & Survey

There is an archaeological study that has been conducted. However, additional records may be accessible through Sonoma State University's Northwest Information Center (NWIC) and the local THPO.

Additional Compliance Factors

Bureau of Cannabis Control (BCC)

In 2015, the Legislature passed, and the Governor signed into law three bills (Assembly Bills 243 and 266, and Senate Bill 643) that create a licensing and regulatory framework for medical cannabis through the Medical Cannabis Regulation and Safety Act. Later this was updated through the MAUCRSA, Senate Bill 94. This legislation created the Bureau Cannabis Control within the Department of Consumer Affairs. It also divided the responsibility for state licensing between three state entities – the CA Department of Food and Agriculture, the CA Department of Public Health, and the Bureau of Medical Cannabis Regulation, with the Bureau designated as the lead agency in regulating the cannabis industry in California. This agency is responsible for licensing concerning testing, retail, distribution, and microbusinesses.

CalCannabis Cultivation Licensing

As directed by the Medical Cannabis Regulation and Safety Act and the Adult Use of Marijuana Act, the California Department of Food and Agriculture (CDFA) has written the proposed regulations to establish **cannabis cultivation and processing licensing** and a **track-and-trace system**, collectively referred to as **CalCannabis Cultivation Licensing**.

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Office of Manufactured Cannabis Safety

OMCS was established in the Center for Environmental Health of the California Department of Public Health (CDPH) after the Governor signed into law the Medical Cannabis Regulation and Safety Act in 2015. The Act established a licensing and regulatory framework for the manufacturing, packaging, and infusion of medical cannabis in California.

The Medical Cannabis Regulation and Safety Act created the Bureau of Medical Cannabis Regulation in the Department of Consumer Affairs, and tasked the following Departments to establish regulations for the medical cannabis industry:

CA Department of Consumer Affairs (Bureau of Cannabis Control): to license transporters, distributors, dispensaries, and testing laboratories.

CA Department of Food and Agriculture (Cal-Cannabis Cultivation Licensing): to license cultivators and will also be responsible for implementing the Track-and-Trace System for plants from cultivation to sale.

CA Department of Public Health (Office of Manufactured Cannabis Safety): to license manufacturers of cannabis.

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Performance Standards

Performance standards include nuisance mitigation (for noise, odors, light, and other potential hazards of the Project), setback requirements, and a consent to inspect.

Setback Requirements

The proposed Project area meets all setbacks required by the local authority and adheres to all other setbacks from neighboring parcels and property boundaries.

Nearby parcel residences are more than 300' from the proposed cultivation space (applicable only to parcels of five (5) acres or less). There are no known schools, school bus stops, public parks, places of religious worship, or Tribal cultural resources that are known within 600' to 1,320' of the cultivation area. Additionally, a 30' setback from the PG&E pole and 12' of overhead lines and property borders is satisfied.

Setbacks from nearby waterways adhere to the NCRWQCB and the CDFW's setback requirements. It is deemed that Environmentally Sensitive Habitat areas will not be impacted by the proposed Project.

Nuisance Mitigation

The Project would mitigate the potential for existing nuisances, including odors, lights, sounds, and other nuisances that extend beyond the boundaries of an adjacent property, with adherence to State and local (County and/or municipality) regulations pertinent to this Project.

Best mitigation efforts:

- Odor: Scrubbers.
- Light: Escape shielding.
- Sound: Buffering.

Generator Use

Honda 7000 Generator - 58 dB(A)

Honda 3000 Generator - 57 dB(A)

Honda 2000 Generator- 57 dB(A)

Predator 2000 Generator- 65 dB(A)- Backup Generator Only

Consent to Inspect

This section hereby grants to the relevant authority an authorization to conduct an annual compliance inspection with a minimum notice of 24 hours. The inspection would be conducted by officials during regular business hours (Monday-Friday, 9:00 am-5:00 pm), excluding holidays.

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Cultivation Plan

The Cultivation Plan adheres to robust standards promulgated under the DPR and regulated under the CDFA, and in accordance with DCA's consumer standards maintained by the Department of Public Health (DPH).

In preparation for future certification related to organically produced product, the Cultivation Plan also follows National Organic Program (NOP) standards. The input guidelines established by the DPR are in accordance with certification regarding organically produced product requirements and follow a whole-farm BMP plan for management of land, crops, and end products.

Summary

The Project proposes 50,000 sq. ft. of pre-existing, outdoor cultivation in the form of three (3) garden areas on 24.17 acres of AE zoning that would be serviced entirely by natural light.

Water for the Project would be sourced from two (2) permitted for cultivation use wells, and a 260,000-gallon rain catchment pond. The project is supported by additional 215,000 gallons of water storage. A WRPP will be available upon completion for further information regarding site-specific conditions, mitigation measures, and remediation efforts.

Cultivation Schedule

The following table details the annual cultivation schedule, comprised of three (3) harvests per year, with breakdown by area. Water figures are indicated in gallons.

Area	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
GH 1-2	-	-	Veg	Veg	Veg	Veg	Veg	Veg/Blm	Blm	Blm	-	-
HH1-7	-	-	Veg	Veg/Blm	Blm	Blm	Veg	Veg/Blm	Blm	Blm	-	-
Outdoor	-	-	Veg	Veg	Veg	Veg	Veg	Veg/Blm	Blm	Blm	-	-
Nursery	Veg	Veg	Veg	Veg	Veg	Veg	-	-	-	-	-	-
Well Water	-	-	-	1000	7000	27000	48000	80000	60000	30000	10000	-
Pond Water	300	300	500	4000	3000	3000	2000	2000	-	-	-	-

*Water use as reported in the self-reporting attachment Appendix C or Monitoring & Reporting Form (MRP) of the WWD Enrollment.

Winterization Plan

During the fallow months, exposed ground would be cropped with green cover and native vegetation seed to protect against erosion and denitrification of the soil. Green manures would be incorporated into the native soils to enhance productivity during the forthcoming planting season.

Water Resources

Water for the proposed cultivation Project would be sourced from two (1) onsite permitted wells and one (1) 260,000-gallon rain catchment pond the support the cultivation site. The project also features one (1) onsite water bladder holding 200,000 gallons as a back-up water source to support cultivation activities.

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To mitigate runoff from cultivation activities, high-retention soil mediums and special irrigation techniques would be employed.

Irrigation Plan

For most of the season, crop production would be directly irrigated from two (2) onsite permitted wells and one (1) 260,000-gallon rainwater catchment pond primarily. If approved, the Project has plans for water reduction irrigation systems.

Irrigation System

Irrigation is accomplished by an auto drip system. Each zone receives its own main water line from the pumphouse. Within the zone, plants are divided into rows to provide equal pressure and quantity of water. Each row will have its own water timer. Schedule of irrigation and quantity of water use will vary on a number of variables: size of plant, type of plants, weather, soil, location and etc.

Emergency Water Plan

In the event of a water emergency, the proposed Project currently features adequate water storage to supply the cultivation activities from the onsite pond with capacity of 216,000-gallons and 215,000-gallons of onsite storage. Existing and future water tank development is noted on the site plan (see *Site Plan/WRPP Map*).

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Operational Plan

The Operational Plan covers many aspects of the business, including location, organization, and a description of the Project's business sponsor that includes its mission, vision, and values. It also includes a description of what is produced by the Project, including sales and marketing efforts.

Summary

The Operational Plan details use of the organization's resources in pursuit of the strategic plan. It prescribes specific activities and events to be undertaken to implement strategies. It is a plan for the day-to-day management of the organization (encompassing a one-year period). An operational plan should not be formulated without reference to a strategic plan. Operational plans may evolve from year to year with business growth. The chief executive, lead staff, and third parties of or for the organization often produce the Operational Plan.

The products produced by the Project would have the primary designated use of the treatment of patients with varying ailments. Medical cannabis products would be distributed to qualified medical cannabis consumers via wholesale outlets and retail dispensary locations.

Business Organization

Humboldt Holistics is a Corporation, comprised of a Board, operating under entity number C3882156 that features one officer. The officer is responsible for delegating primary activities pertinent to the organization's daily and future management.

Management Team

Adam Her, CEO (Chief Executive Officer).

Business Description

The primary goal of Humboldt Holistics is, within the State of California, to conduct agricultural activities and produce specialty agricultural products.

Mission

Humboldt Holistics is a for-profit entity with the mission of producing high-grade specialty cannabis agricultural products to support the medical cannabis supply chain for California-based retail dispensary outlets.

Vision

Humboldt Holistics adheres to a sustainable and homestead-driven, integrative farming model that includes standards related to organically produced crops and onsite agricultural resource sustenance. The company's model integrates sustainable living and production principles with cannabis cultivation.

Values

Humboldt Holistics values the need for prudent land management strategy, social equity, and the quality production of cannabis to supply medical consumers and the treatment of their conditions. The company is committed to operating within full compliance of local, County, and State regulations.

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Products

Humboldt Holistics would produce specialty agricultural cannabis and nursery stock to support the onsite cultivation of high-grade organically produced cannabis flower products that are tested and assured for quality. Cultivation byproducts of additional value would be sold to permitted manufacturers (for the processing of extracts, concentrates, and topical products).

The primary designated use of the raw medical cannabis (flower) produced would be the treatment of patients with varying ailments. Premium-grade medical cannabis can be consumed via multiple methods, including inhalation, ingestion, and dermal (topical) applications. Cannabis has proven to deliver positive efficacy for myriad ailments, conditions, and symptoms. Research is underway regarding additional benefits of medical cannabis.

Sales & Marketing

Humboldt Holistics' product would be distributed to medical cannabis consumers via wholesale outlets and retail dispensary locations and ancillary marketplaces. The quality, testing thresholds, and branding would target consumers who lead a Lifestyle of Health and Sustainability (LOHAS) and who prefer premium organically produced medicine.

Chain of Custody

Humboldt Holistics adheres to a robust system of chain of custody for recordkeeping and sourcing potential contamination of seed/nursery product, flower product, trim, or value-added byproducts. This system would serve to verify responsibility for and liability of products during cultivation, processing, distribution, and wholesale/retail sales.

Packaging

After testing and processing, products would be packaged per quality control standards and in tamper-proof packaging that does not appeal to minors. Products packaged in larger volumes would be distributed directly to consumers and retail outlets. Individual consumer labelling may be applied at the distributor or retailer level, after transfer of ownership in the chain of custody. If the business chooses to protect its branding through the Agricultural Commissioner, products would be individually packaged and labelled within the County of origin.

Distribution

Humboldt Holistics will secure trading outlets for its products through existing local distribution networks. These distribution networks service retail dispensary outlets that seek licensure within their respective jurisdictions, as well as the State licensing platform under the CDFA. The established patient base has created a demand and fulfills the need for many medical cannabis products from multiple licensed suppliers within the State of California.

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Track and Trace Standards

As per the Track and Trace provisions as of June 27th, 2017 under the Medical Adult Use Cannabis Regulation and Safety Act (MAUCRSA), Senate Bill 94.

Chapter 6.5. Unique Identifiers and Track and Trace

26067. (a) The department, in consultation with the bureau, shall establish a track and trace program for reporting the movement of cannabis and cannabis products throughout the distribution chain that utilizes a unique identifier pursuant to Section 26069, secure packaging, and can provide information that captures, at a minimum, all the following:

- (1) The licensee receiving the product.
- (2) The transaction dates.
- (3) The cultivator from which the product originates, including the associated unique identifier pursuant to Section 26069.

(b) (1) The department, in consultation with the State Board of Equalization, shall create an electronic database containing the electronic shipping manifests to facilitate the administration of the track and trace program, which shall include, but not be limited to, the following information:

- (A) The variety and quantity or weight of products shipped.
- (B) The estimated times of departure and arrival.
- (C) The variety and quantity or weight of products received.
- (D) The actual time of departure and arrival.
- (E) A categorization of the product.
- (F) The license number and the unique identifier pursuant to Section 26069 issued by the licensing authority for all licensees involved in the shipping process, including, but not limited to, cultivators, manufacturers, distributors, and dispensaries.

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Transportation

All products would be transported through either the permitted cultivator to processing or distribution and/or via a licensed transporter to trading partners that are authorized to distribute cannabis products to end consumer outlets (when applicable). These transporters would be responsible for adhering to guidelines that involve (but are not limited to) permitting, weights and measures, packaging/packing/labeling, verification of packing and freight volumes, and liability insurance that covers product loss resulting from unintentional diversion or emergency.

Transporters would be responsible for fulfilling contractual deadlines and ensuring delivery of products in a timely fashion to maintain positive standing with trading partners and protect the quality of a product that features a limited shelf life.

SB-643, Chapter 719, § 19302.1 (d): "The DCA shall have the sole authority to create, issue, renew, discipline, suspend, or revoke licenses for the transportation, storage unrelated to manufacturing activities, distribution, and sale of medical marijuana within the State and to collect fees regarding activities the BMCR regulates. The bureau may create licenses in addition to those identified in this chapter that the bureau deems necessary to effectuate its duties under this chapter."

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Processing Plan

The Processing Plan covers many aspects of the end stage cultivation workflow employed by the business to harvest, dry, trim, cure, package, and assure the quality of medical cannabis products. Quality assurance efforts include sanitation, dust control, and environmental standards necessary for optimal processing.

Background

Summary

As promulgated under various regulatory agencies, including but not limited to the Labor Commissioner (LC) and Wage and Hour Division (WHD), Employment Development Department (EDD), the Agricultural Labor Relations Board (ALRB), United States Department of Agriculture (USDA), the Food and Drug Administration (FDA), California Department of Food and Agriculture (CDFA), and are responsible for varying aspects of government labor laws, quality control, minimum wage and hours laws, administrative responsibilities, and health and safety regulations that govern processing and day labor activities related to Agricultural industries.

Project Details

Processing, packaging, and harvest storage area would take place on the parcel within an existing 40' x 60' structure.

Cultivation activities undergo a common process flow that involves cultivation, to harvest, drying, to testing, grading/sorting, curing, to testing, packaging, to testing again (distributor level), and end sales. This is in efforts to ensure robust quality control; the business would employ stringent grading and sorting of medical cannabis product during harvest to eliminate any contaminated product from end supply.

Project Processing Environment

It is expected that structures for this project would support a maximum of twenty (20) people during peak processing activities. Applicant may propose additional structural development to accommodate enhanced operational needs.

Housing

The Plot Plan includes a personal residence that is not extended to employees.

Any housing provided to employees for this Project will be subject to CCR regulations found in the *Source Guide for Federal & State Requirement for Employees and Migrant Housing* and the *Department of Community Housing & Development*.

Administrative

Administrative elements of the Project include payroll, recording and reporting, chain of custody, safety procedures and protocols, product safety materials, labor and subcontractor issues, and quality assurance/control of product.

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Labor Management

The primary organization currently responsible for the recordkeeping of employees (both seasonal and permanent) would be Humboldt Holistics. All records maintained by Humboldt Holistics would be made available upon request.

The organization has considered payroll options for peak times of the season during which employment periods would be up to several months in duration (particularly during the harvesting, processing, and packaging stages of cultivation). An outside entity may be responsible for soliciting, recruiting, and hiring employees.

The designated entity is responsible for ensuring property, business, and workplace compliance under the guidelines of the following departments:

- Bureau of Medical Marijuana Regulation (BMCR).
- California Department of Food & Agriculture (CDFA).
- County Agriculture Commissioner (CAC).
- County Planning Department (CPD)/Community Planning (CP)/Development Department (DD).
- Department of Industrial Relations (DIR).
- Department of Labor, Wage, and Hour Division (DL-WHD).
- Department of Pesticide Regulation (DPR).
- National & California Agricultural Labor Relations Board (NALRB/CALRB).
- Occupational Safety and Health Administration (OSHA).
- U.S. Department of Labor (US-DOL).

Recording & Reporting

All employee records for hours worked and reported would be kept onsite or via a payroll recordkeeping center and submitted to the managing payroll department to ensure timely reporting. Requests for review of payroll records would be the sole responsibility of the managing human resources agent (upon request and under certain lawful circumstances).

Quality Assurance & Control of Product

Quality assurance efforts encompass sanitation, climate control, dust control, and a variety of environmental standards. Quality control measures include monitoring, testing, harvesting, drying, curing, grading, sorting, packaging, secure storage, and distribution procedures.

In 2011, the Food and Drug Administration tasked the U.S. Department of Agriculture (USDA) to co-create with the U.S. Department of Health and Human Services (USDHHS) and the Center for Food Safety and Applied Nutrition (CFSAN) a program to implement Good Agricultural Practices (GAPs) and Good Handling Practices (GHPs). The goal was to mitigate food safety hazards and set standards and management regulations for processing facilities to ensure quality and consumer safety of agricultural products when handled in processing environments.

Found in the April 2011 *Guide to Minimize Microbial Food and Safety Hazards for Fresh Fruit and Vegetables* (authored by the USDA, USDHHS, and CFSAN) is discussion about the fundamental procedures

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that should be developed and implemented. This document features a list of principles applied to the workplace in efforts to meet these standards and is as follows:

- Accountability for product quality.
- Controls for workplace sanitation.
- Employee hygiene.
- Minimization of microbial exposures.
- Operating procedures.
- Packaging procedures and protocols.

Chain of Custody

Agricultural businesses must adhere to a rigorous chain of custody system for product management and the identification of contamination in all raw and finished products.

Monitoring

Pre/post-harvest workflow would be monitored on a predetermined schedule and involve documentation of the condition of the product during its active stage of monitoring.

Harvesting

During harvest, a labor crew would be required to assist with light physical labor, including walking, crouching, lifting, and some climbing.

Testing Procedure

All product testing would be conducted by an approved (certified) third-party laboratory. This would encompass testing for potency and purity, including the presence of pesticides, fungicides, and harmful micro biologics.

Drying/Curing

Product would be harvested at maturity and dried and cured in a climate-controlled environment. The primary equipment used would include dehumidifiers, fans, and heaters.

Grading/Sorting

Products would be graded based on testing results, maturity, and specific intended use (flower, manufacturing of extracts, concentrates, topical products, etc.)

Processing

Product would be harvested, trimmed, dried, and cured in a manner best suited to the specific environmental factors of the crop. This would include both visual inspections by master cultivators and data collection and analysis (via automated sensors).

Packaging

Packaging would adhere to the guidelines for package type, quantity/weights, warning labels, and stamping procedures.

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Health & Safety

The first response emergency contact phone number is 9-1-1. Redwood Memorial Hospital at (707) 725-3361 and St. Joseph Hospital at 707-445-8121 (Eureka). The American Association of Poison Control Centers (AAPCC) can be reached at 800-222-1222.

Job Hazard Analysis

Labor duties would vary throughout the harvesting, drying, processing, and packaging stages of the operation. With each task, an analysis would be conducted to identify potential hazards associated with a task, including weather conditions, the physical aptitude of employees, tools utilized, and potential exposure to chemicals and other substances. Identification of these hazards is intended to mitigate potential job hazards and help ensure employee adherence to safety practices.

Injury Illness Prevention Plan

It is required by the DIR that every employer shall establish, implement, and maintain an effective Injury and Illness Prevention Plan (IIPP).

Components of an IIPP include:

- Employee compliance with safe and healthy work practices.
- Investigation of injuries and/or illnesses.
- Procedures for correction of unsafe/unhealthy conditions, work practices, and/or procedures.
- Procedures to identify and evaluate workplace hazards.
- Responsible person(s) and contact information.
- Safety training.
- System for communication with employees.
- Thorough safety program recordkeeping and document retention practices.

Heat Illness Prevention Plan

Written protocols regarding heat illness prevention would be available to employers, managers, supervisors, and employees regarding how to prevent and handle heat illness incidents.

To prevent heat illness to employees in the field, several factors must be considered:

- Ambient temperature (measured via thermometer or weather report).
- Crew size.
- Excessive clothing.
- Other relevant exposures.
- Presence of personal protective equipment or additional sources of heat.
- Work shift duration.

The following heat illness factors would be considered:

- Accessibility of drinking water.
- Accessibility of shade (via protective structures).
- Periodic rest breaks.

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- Reminders to employees to remain hydrated.

Hazard Communication Policies

Hazard communication is important to ensure the safety of all onsite employees, contractors, and subcontractors. Potential and known hazards would be made clear prior to conducting tasks and activities. Implementing this procedure is important to ensure that employees, contractors, and subcontractors are informed about the relevant risks associated with certain onsite tasks and the reduction of liabilities against the employer for improper use of equipment, machinery, and tools.

Emergency Procedures

Emergency procedures include the availability of eye washing stations and detailed procedures for dealing with chemical spills. In the event of an emergency, certain protocols would be developed and followed regarding fire evacuation plans, earthquake safety, and other emergency scenarios.

Chemical Handling

Any input products used onsite would be accompanied by MSDS and Chemical Inventory Lists that would be available to inspectors and employees and maintained onsite.

In the event of emergency spills, call 9-1-1 and then report to the Office of Environmental Safety (OES) and California State Warning Center (CSWC) at 800-852-7550 or 916-845-8911 and identify proper steps to isolate the incident and cleanup.

Eye Washing Station

Often, chemicals used onsite provide MSDS sheets that indicate the need for applicators to utilize an eye washing station after exposure. The eye washing station must be positioned within 200' of the cultivation area and any areas where chemicals, fertilizers, or pesticides would be used or administered for various applications.

Employee Accident Policies

An investigation would be conducted to determine next steps.

The company adheres to protocols for employee accident reporting. The manager is responsible for documenting any onsite incidents using *Form 5020*, including:

- Address of accident/event site.
- Description of accident/event and if the accident scene/instrumentation has been altered.
- Employer's name, address, and telephone number.
- Law enforcement agencies present at the accident/event site.
- Location of medical treatment.
- Name and address of injured employee(s).
- Name and job title of reporting party.
- Name of contact person at accident/event site.
- Nature of injuries.
- Time and date of accident/event.

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Accidents need to be reported immediately to Cal/OSHA in Redding at 530-224-4743.

Contact the business' medical provider, the employee's designated medical provider, or 9-1-1, depending on the severity of the incident. Follow up with contact to the California Division of Workers' Compensation (CDWC).

Personal Protective Equipment Policies

Application of pesticides and fungicides requires personal protective equipment, including respirators, Tyvek suits, and gloves. It is the applicator's responsibility to ensure safety in the field. The farm manager is responsible for furnishing, applying, and informing of the appropriate uses associated with such products.

Applicators are required to acquire an Operator ID through the Agriculture Commissioner via the Pesticide Handling Training Program (PHTP). This would involve training applicators about labels, cautions, and recommended Personal Protective Equipment (PPE). Pesticide PPE would be stored onsite and separately from fertilizers, pesticides, and fungicides. Restricted Entry Intervals (REI) would be imposed and posted after application of chemicals to prevent exposures.

Additional PPE provided onsite for any processing labor would include access to gloves and dust masks by employees during drying, processing, and packaging.

It is the responsibility of managers/supervisors to ensure that PPE policies are followed during appropriate working conditions. In the event of product application by an employee, the applicator must be designated an operator ID and is required to employ the proper PPE during application, as well as abide by label warnings in the event of exposure, poisoning, or a spill.

Processors may be required by State law to employ PPE equipment for the duration of their shifts to ensure no exposure to and/or contamination from a product.

All laborers must be made aware of REI and tangible notification of the recommended REI after the application of pesticides, fungicides, and other chemical applications.

Occupancy & Structural Guidelines

The general environments in which laborers would work include the field and within the proposed processing building. The environments in which any agricultural activity would occur would follow all guidelines (per agricultural and labor oversight agencies). The facility would need to meet commercial building standards in accordance with California Building Codes and would be made compliant with the American with Disabilities Act (ADA) and Architectural Barriers Act (ABA).

Any housings, buildings, and structures would be subject to California Building Code (CBC), including possible permitting requirements, inspections, and certificate(s) of occupancy. Additionally, specific exemptions exist that pertain to agricultural standards under the Occupational Safety and Health Administration (OSHA) and in conformance with the Occupational Safety and Health Guidelines (OSHG) (unless the Project meets certain exemptions, such as being a family-owned and operated business, does not offer temporary labor housing, or employs fewer than 10 employees at any given time). In other such cases, the site would need to comply with OSHA Guidelines pertaining to agricultural employment.

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Notification of Occupancy & Terms

As per the DIR and the US-DOL, all notices and labor postings would be provided and visible to all onsite employees. Any notification of occupancy status and terms of employee occupancy would be posted in compliance with all local, State, and Federal laws governing agricultural employers under the following regulatory bodies and regulations:

- California Agricultural Labor Relations Act (CALRA).
- California Occupational Safety & Health Administration (Cal/OSHA).
- Department of Industrial Relations (DIR).
- State and National Agricultural Labor Relations Board (CLRB & NLRB).
- U.S. Department of Labor (US-DOL).

Maintenance of Sanitary Facility

To help ensure the quality of finished product, a clean working environment would be maintained during the drying, curing, processing, and packaging stages of cultivation. Among other benefits, this would prevent potential contamination between crop batches. All product would be batch tested prior to processing. In the event of a recall, it would be assured that each batch or variety has not become contaminated during these stages within the processing facility.

Dust Control Measures

In the event of high dust levels, all processing environments would maintain clean working areas to prevent potential dust exposure to employees.

To ensure product quality and to prevent potential contamination of processing environments, certain dust control measures would be implemented. These measures would include maintenance of sanitary working environments and possible implementation of air filtration systems.

Water Access & Facilities

The Project site would provide employees with access to the following facilities/resources within reasonable proximity to work areas:

- Handwashing facilities (processing/work areas).
- Onsite potable water (work areas).
- Restroom facilities (processing/work areas).

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Contingency Plan

In accordance with specifications provided by the DEH and the California Unified Program Act (CUPA)—to meet the business plan criteria required to ensure compliance with regulations that are intended to protect public health and the environment—this section addresses water production (including well construction) and the handling of onsite wastewater, solid waste, and hazardous materials.

Summary

The Contingency Plan addresses onsite wastewater and hazardous wastes, solid waste removal and recycling, water production and well construction, hazardous materials handling, agricultural product storage, and chemical spill procedures and handling guidelines.

Material Safety Data Sheets (MSDS) for all fertilizers, soil amendments, and pesticides would be made available onsite. If requested, all equipment maintenance performed onsite would be listed/described. Per California Department of Food and Agriculture (CDFA) regulations, chemicals would be stored separately from fuels, oils, and similar products. Fertilizers and pesticides, specifically, would be stored in locked containment within an outdoor structure.

Chemical spills would be handled and reported per directions in the Project's Chemical Spill Procedure.

Common waste products that would be used or generated onsite include:

- Fertilizers.
- Fuels.
- Household chemicals.
- Human refuse.
- Human waste.
- Pesticides/herbicides/fungicides.

To ensure mitigation of potential pollution of grounds, nearby waterways, and ecological habitats, the proper treatment, storage, removal, and overall security of potentially polluting products would be ensured via use of dedicated areas and containers that are covered and watertight.

Project Waste Management

The sections below address the Project-specific details, impacts, and procedures for handling waste products.

Project Specific Details

A primary residence and auxiliary agricultural structures support the site. Power to support this project is sourced from generators. The Sponsor has identified that the operation requires up to twenty (20) employees during peak staffing to perform seasonal work activities. It is estimated that peak staffing would occur for a duration of approximately four (4) to six (6) weeks (cumulative) throughout the active working parts of the season.

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Onsite Wastewater/Hazardous Wastes

The proposed Project location is equipped with two (2) septic systems, tank # 1 is one thousand (1000) gallons and is attached to the primary residential structure. Tank # 2 is one thousand gallons (1000) and is attached to the 40x60 metal shop. Tank # 2 is not permitted but was installed to specifications in 2017. Further inspections may be required to identify the septic system's ability to support increased use during peak seasonal work times and whether it requires an upgrade to meet commercial standards.

Waste Management Standards

As per the CCR, Title 8, § 3457, which addresses field sanitation standards, the cultivation site is required to provide access to waste facilities within one-quarter (1/4) mile or a five (5) minute walk, whichever is shorter.

If the primary septic system is not within this accessibility threshold, a portable facility or pit privy may be provided in lieu of septic to support waste activities. The standards for portable waste facilities are as follow:

- Toilet facilities: Shall be always operational, maintained in a clean and sanitary condition, and kept in good repair. Records of service and maintenance shall be retained for two years.
- Chemical toilet wastewater tank: Shall be constructed of durable, easily cleanable material and have a minimum tank capacity of forty (40) gallons. Construction shall prevent splashing on the occupant, field, or road.
- Chemical tanks: Contents shall be disposed of by draining or pumping into a sanitary sewer, an approved septic tank of enough capacity, a suitably sized and constructed holding tank approved by the local health department, or any other method approved by the local health department.
- Privies: Shall be moved to a new site or taken out of service when the pit is filled within two (2) feet of the adjacent ground surface. When the privy is moved, the pit contents will be covered with at least two (2) feet of well-compacted dirt.

Hazardous Materials Handling

The Project is supported by generators for the structures or cultivation activities. Other fuels may be used for small equipment and machinery and may include gasoline, oils, and diesel. All fuels used for equipment would be stored per the (CUPA) fuel and chemical storage guidelines.

To meet environmental health standards, applicants must maintain a list of and describe all compressed gases, cleaners, and sanitizers (including, but not limited to, household chemicals, bleach, and alcohol) and document quantities stored onsite. Fuels, pesticides, and other agricultural/household chemicals are required to be stored in locked containment, separate from other input products. Any substance in use shall be accompanied by a posted notification that clearly identifies its nature. To prevent spills onto ground surfaces, any motors, fuel containers, etc. would be stored in drop pans and within an enclosed area.

Hazardous Material Standards

Quantities that trigger disclosure are based on the maximum amount onsite at any one time, as follows:

- 55 gallons, 500 pounds, or 200 cubic feet (for 30 days or more at any time during a year).

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- Any amount of hazardous waste.
- Category I or II pesticides.
- Explosives.
- Extremely hazardous substances (above the planning threshold).

MSDS for all fertilizers, soil amendments, and pesticides (including organically produced examples) would be furnished and made available onsite. Compressed gases, cleaners, and sanitizers are stored on the premises in the quantities outlined in the *Gases and Cleaners* inventory list that is maintained onsite.

Applicants are required under CUPA guidelines to list/describe all equipment maintenance performed onsite (including changing oil, antifreeze, etc.). Upon request, applicant will furnish information regarding ongoing maintenance of small machinery and equipment that is necessary to support cultivation activities.

Project Equipment Inventory

- Bobcat Skid Steer
- Kubota Excavator
- Ditch Witch Trencher
- 550CC ATV
- Honda Rototiller
- Stihl Auger
- Craftsman Riding Lawnmower
- Honda 7000 Generator
- Honda 3000 Generator
- Honda 2000 Generator
- Predator 2000 Generator
- 100-gal Fuel Tank
- 5- 5-gal Fuel tank
- 250-gal Propane Tank
- 10- 5-gal Propane Tank
- 6x12 Dump Trailer
- Flatbed Trailer

Maintenance

Equipment maintenance occurs both on and off site.

Project Product Inventory

Household Chemicals (Primary Residence)

- Bleach
- Windex
- Ammonia
- Hydrogen peroxide
- Rubbing alcohol
- Dish soap
- Bathroom spray

Fuels/Oils (8'x12' Shed next to residence)

- Two Stroke Oil
- Propane
- Gasoline
- Diesel
- Anti-freeze

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- Motor oil
- Lubricants

Fertilizers/Pesticides/Fungicides/Rodenticides (10' x 20' plastic shed between residence and shop)

- 2000 lbs. Perfect Blend Organics 4-4-4
- 100 lbs. Powdered Milk
- 100 lbs. Maxsea
- 100 gallons Age Old Organics
- 25 gallons of Neem Oil

Agricultural Product Storage

As per the DPR (enforced by CDFA or the local Agriculture Commissioner), Projects that utilize pesticides and fertilizers must meet guidelines pursuant to CCR, § 6670, Title 3, Division 6, *Pesticide, and Pesticide Control Operations*. General guidelines dictate that chemicals are to be stored separately from fuels, oils, and similar products. Fertilizers and pesticides would be stored in locked containment within an enclosed outdoor structure.

Chemical Spill Procedure/Handling

In the event of emergency spills, the incident would be reported to the Cal OES State Warning Center at 800-852-7550 or 916-845-8911. The California Highway Patrol must be notified via 9-1-1 of spills occurring on highways in the State. The *Chemical Spill Procedure* would be followed, and emergency services also contacted via 9-1-1. The procedure would follow the California Office of Emergency Services (Cal OES) *California Hazardous Materials Spill/Release Notification Guidance* (February 2014) and the (EPA) (Pacific Southwest, Region 9) *Chemical Spills Prevention and Preparedness* webpage.

In the State of California, many statutes require emergency notification of a hazardous chemical release, including:

- California Labor Code § 6409.1 (b).
- Government Code § 51018, 8670.25.5 (a).
- Health and Safety Code § 25270.8, § 25510.
- Public Utilities Code § 7673 (General Orders #22-B, 161).
- Title 42, U.S. Code § 9603, 11004.
- Vehicle Code § 23112.5.
- Water Code § 13271, § 13272.

In addition to statutes, several agencies have notification or reporting regulations:

- Title 8, CCR, § 342.
- Title 13, CCR, § 1166.
- Title 14, CCR, § 1722 (h).
- Title 17, CCR, § 30295.
- Title 19, CCR, § 2703, 2705.
- Title 22, CCR, § 66265.56 (j), § 66265.196 (e).
- Title 23, CCR, § 2230, 2250, 2251, 2260.
- Title 40, CFR, § 263 esp. § 263.30.
- Title 49, CFR, § 171.16.

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Solid Waste Removal/Recycling

All garbage will be contained within a holding structure and is to be removed no less than once per week. All waste and/or recycling materials will be processed by a permitted solid waste/recycling facility. The facility designated to receive waste products for this project is Solid waste are self-hauled to Humboldt Waste Management Authority located in Eureka, CA. and Recycling is self-hauled to Eureka Recycling Center located in Eureka, CA

Water Production/Well Construction

The Project is supported by two (2) permitted wells and one (1) rain catchment pond able to hold 260,000 gallons of water (see plot plan for location). The wells currently support all domestic and cultivation use, and the pond supports cultivation uses only.

Approximated water use for activities are denoted within the *Cultivation Schedule* under the Cultivation Plan. Monthly monitoring and annual reporting must be implemented to identify actual total uses for domestic and cultivation activities.

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Security Plan

The Project's *Security Plan* includes product security, inventory management, and diversion prevention. Pertinent regulatory language includes the following:

Assembly Bill 604 (AB-604), Article 3, Mandatory Commercial Registration, § 26040 (5): "Security requirements, including, but not limited to, procedures for limiting access to facilities and for the screening of employees. The department shall require all registrants to maintain an accurate roster of any employee's name, date of birth, and relevant identifying information, which shall be available for inspection by the department or State or local law enforcement upon demand."

AB-604, Article 3, Mandatory Commercial Registration, § 26046 (a)(3): "Operating and inventory control procedures to ensure security and prevent diversion."

AB-604, Article 3, Mandatory Commercial Registration, § 26046 (a)(4): "Detailed operating procedures for the proposed facility, which shall include, but not be limited to, provisions for facility and operational security, prevention of diversion, employee screening, storage of medical cannabis, personnel policies, and recordkeeping procedures."

Summary

The Security Plan details efforts to prevent loss and diversion of medical cannabis product at all stages of its cultivation and processing, including drying, trimming, curing, processing, and packaging. Robust recordkeeping would be implemented and maintained for quality assurance, inventory management, and prevention of diversion.

Measures of Security

Several security measures would be involved in the comprehensive protection of medical cannabis product during the cultivation and processing lifecycles. These include exterior lighting, alarms, cameras and video capture, and the hardening of doors, windows, and fencing.

Security measures for this project would encompass, at a minimum:

- Locked containment for product processing and storage (to be developed).
- Perimeter Security & Locked gate(s) into entry of property (*see site plan*).
- Alarm System

Points of Security

Gated Entry/Exit

Perimeter Fencing Surrounding Cultivation

Audible Alarm System

Inventory Management

A rigorous system of recordkeeping and reporting would be facilitated to adhere to the State's Track and Trace requirements of all cannabis products. This would include (but not be limited to) flower, trim, and stem to ensure zero diversion of product throughout processing.

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To prevent loss and diversion, all cannabis products would be stored under locked containment during the drying, curing, and packaging phases of processing. Products would also be subject to conformance with a checks and balances system to ensure the prevention of unintentional diversion.

Prevention of Diversion

The most vulnerable stage of product security is transit to retail outlets. The best way to ensure product safety and prevention of diversion and loss is to maintain adequate chain of custody records via the Agricultural Commissioner.

This would occur under the oversight of the CDFA, in congruence with SICPA's Track and Trace Program. Additionally, retail outlets would be informed of expected delivery quantities. This would include packing slips, tamper-evident seals, verification of credibility, liability coverage, and manifests provided by licensed transporters.

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Appendices

The following regulatory information sources contributed to the development of this narrative.

Source Guide for Federal & State Requirements for Employee & Migrant Housing

Housing Standards/Requirements for Employee/Migrant Housing Caretakers

Health & Safety

- First Aid.
- Communicable Diseases.
- Hand Washing, Bathing, and Laundry.
- Cooking, Kitchen, and Mess Halls.
- Garbage and Refuse.
- Insects and Rodents.

Occupancy & Structural Guidelines

- Housing Site.
- Housing Structure.
- Postings of Required Information.
- Permit to Operate Housing.
- Mobile Homes, Recreational Vehicles, and Commercial Modular.
- Tents.
- Construction and Repair.
- Fire Safety.
- Electrical.
- Lighting.
- Heating.
- Liquid Propane (LP) Gas.

Waste Management

- Toilets.
- Water Supply.
- Screens.
- Sewage.

Enforcement

- Enforcement and Penalties.
- Remediation and Mitigation.

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Sources of Additional California Regulatory Information

SOURCES OF ADDITIONAL INFORMATION		<u>Sacramento</u>	<u>San Benito</u>	<u>San Joaquin</u>
More specific information can be obtained by:		Environmental Health 8475 Jackson Road, 240 Sacramento, CA. 95826 (916) 875-8484	Building and Safety 3224 Southside Road Hollister, CA 95023 (831) 637-5313	Public Health Services 304 E. Weber Ave. Stockton, CA 95202 (209) 468-3426
1. Review of the following reference documents at law and public libraries:		<u>San Mateo</u> Health Services Agency 455 County Center, 4 th Fl. Redwood City, CA 94063 (650) 363-4305	<u>Santa Cruz</u> Health Services Agency 701 Ocean Street, Rm 312 Santa Cruz, CA 95060 (831) 454-2022	
<ul style="list-style-type: none"> California Health and Safety Code, Division 13, Part 1, beginning with Section 17000. California Code of Regulations, Title 25, Chapter 1, beginning with Section 600. California Code of Regulations, Title 24, California State Building Code. Federal Migrant and Seasonal Agricultural Worker Protection Act Code of Federal Regulations, Title 29, Parts 500 through 500.270. Code of Federal Regulations, Title 29, Part 1910.142 (OSHA Reg.) 		<u>Stanislaus</u> Environmental Res. 3800 Cornucopia Way, Ste. C Modesto, CA 95358-9492 (209) 525-6700	<u>Tulare</u> Resource Management Agency 5961 S. Mooney Blvd Visalia, CA 93277-939 1-800-228-6133	
2. Obtaining or purchasing copies of documents as follows:		STATE OF CALIFORNIA DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT DIVISION OF CODES AND STANDARDS		
<ul style="list-style-type: none"> <u>CALIFORNIA HEALTH AND SAFETY CODE, DIVISION 13, PART 1</u> (Employee Housing Act) can be purchased from: West Publishing Company, PO Box 64526, St. Paul, MN; telephone 800-328-4880. <u>CALIFORNIA CODE OF REGULATIONS, TITLE 25, CHAPTER 1, and the CALIFORNIA CODE OF REGULATIONS, TITLE 24.</u> Can be purchased from: Barclays Law Publishers, Attention: CCR/Agency Services Representative 400 Oyster Point Blvd., PO Box 3006, South San Francisco, CA. 94083 800-888-3600 or on the internet at http://www.leginfo.ca.gov/calaw.html <u>MIGRANT AND SEASONAL AGRICULTURAL WORKERS PROTECTION ACT and OSHA REGULATION 1910.142.</u> Can be obtained by contacting the Wage and Hour Division of the U.S. Department of Labor offices as shown on this page or on the internet at, http://www.dol.gov/esa/whd/mspa/index.htm 		NORTHERN CALIFORNIA: (North of Fresno County) 9342 Teeh Center Dr #550 Sacramento, Ca. 95826 (916) 255-2501		
3. Contacting the appropriate government offices listed below:		SOUTHERN CALIFORNIA (South of Madera County) 3737 Main Street, Ste 400 Riverside, CA 92501 (951) 782-4420		
If the housing is located in one of the following counties contact the county office listed below:				
<u>Fresno</u> Environmental Health Systems 1221 Fulton Mall, 3 rd Floor Fresno, CA 93775-1867 (559) 445-3391	<u>Kern</u> Environmental Health 2700 M. Street, Suite 300 Bakersfield, CA 93301 (661) 862-8700	<u>Merced</u> Environmental Health 777 W. 22 nd St. Merced, CA 95340 (209) 381-1100	<u>LOS ANGELES</u> 300 South Glendale Ave., 400 Glendale, CA. 91205-1752 (818) 240-5274/75	<u>SAN FRANCISCO</u> 455 Market St., 300 San Francisco, CA. 94105 (415) 744-5590
<u>Monterey</u> Environmental Health 1270 Natividad Road Salinas, CA 93906 (831) 755-4590	<u>Napa</u> Environmental Health 1195 Third Street, 101 Napa, CA 94559 (707) 253-4471	<u>Orange</u> Environmental Health Div. 2609 E. Edinger Avenue Santa Ana, CA 92705 (714) 667-3600	<u>WEST COVINA</u> 100 North Barranca St., 850 West Covina, CA. 91791 (626) 966-0478	<u>SACRAMENTO</u> 2800 Cottage Way, Rm. W-1836 Sacramento, CA. 95825-1886 (916) 978-6123
			<u>SAN DIEGO</u> 5675 Ruffin Rd, 320 San Diego, CA. 92123-1362 (619) 557-5606	
U.S. DEPARTMENT OF LABOR WAGE & HOUR DIVISION				

Federal Governing Bodies & Regulatory Framework

- U.S. Department of Agriculture.
- U.S. Environmental Protection Agency.
- Farm Labor Standards Act.
- Farm Bill 2014.
- Clean Water Act (CWA)/Safe Drinking Water Act (SDWA).
- Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA).
- Resource Conservation & Recovery Act (RCRA).
- Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA/Superfund).
- Clean Air Act (CAA).
- Emergency Planning & Community Right to Know Act (EPCRA).

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AgDynamix
CONSULTING - MANAGEMENT - COMPLIANCE
INCORPORATED 2015

Summary of Employment Requirements for California Agricultural Employers

Table of Contents

- Introduction.
- New and Updated Materials.

Cal/OSHA

- Cal/OSHA Safety and Health Requirements.
- Cal/OSHA Consultation Services.
- Injury and Illness Reporting.
- Injury and Illness Prevention Program.
- Field Sanitation.

Definitions

- Alternative Compliance.
- Drinking Water Requirements.
- Toilet and Handwashing Facilities.
- Location.
- Maintenance Standards.
- Handwashing Facilities.
- Notice to Employees.
- Required Reports.
- Recordkeeping.
- Weeding, Thinning, and Hot-Capping.

Heat-Illness Prevention

- Personal Protective Equipment (PPE).
- Tree Work Maintenance or Removal.
- Personal Protective Equipment Checklist.
- First Aid and CPR.
- Cleaning, Repairing, Servicing, and Adjusting Machinery and Equipment.
- Operation of Agricultural Equipment.
- Transporting of Employees.
- Manual Lifting and Carrying.
- Tools.
- Working at Heights.
- Mounted Air Compressors and Air Tanks.

Emergency Action Plan

- Fire Prevention Plan.
- Access to Medical and Exposure Information.

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Hazard Communication Program

- Respiratory Protection.
- Storage of Hazardous Substances.
- Top 10 Cal/OSHA Violations in Agricultural Operations.
- Other Safety Issues.
- Safety Training.
- Specific Training Requirements.
- Hearing Conservation.
- Ergonomics standard.
- Tractor Roll Over Protection.

Injury and Illness Prevention Program

- Formula for Improved Injury Prevention.
- Steps to Successful Compliance.
- Responsibilities of the Safety Coordinator.
- Include a system for ensuring that employees comply.
- Summary of Employment Requirements for California Agricultural Employers Training.
- Discipline.
- Recognition.
- Safety Compliance Program.
- Communicating with Employees.
- Identifying and Evaluating Workplace Hazards.
- Safety Incident Investigation.
- Training and Instruction.
- Safety Program Records.
- Other Safety Records.

Pesticides

- Pesticide Safety Regulations.
- Employer/Employee Responsibilities.
- Hazard Communication.
- Training.
- Labels and Other Warnings.
- Emergency Medical Care.
- Restricted Entry Interval.
- Early Entry Requirements.
- Respiratory Protection.

Pesticide Postings

- I-8 and I-9

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INCORPORATED 2015

Wage-and-Hour Requirements

- Minimum Wage.
- State Exceptions.
- Credits Against Minimum Wage for Meals and Lodging.
- Piece Rates.
- Travel Time.
- Waiting Time.
- Preparation Time.
- Overtime.

Federal & State Wage Provisions

- IWC Order No. 4.
- IWC Order No. 8.
- IWC Order No. 13.
- IWC Order No. 14.
- Overtime Rules under Order No. 14.
- Overtime Rules under Order Nos. 4, 8, and 13.
- Which IWC Order Applies?
- Working Under Two IWC Orders.
- Federal Complication.
- Winery Employment.
- Cold-Storage Activities.
- Figuring Overtime Pay.
- Workweek Defined.
- Workday Defined.
- Overtime Exemptions – State.
- Executive, Administrative, or Professional Employees.
- Executive Exemption.
- Administrative Exemption.
- Professional Exemption.
- Outside Salespersons.
- Commissioned Inside Salespersons.
- Truck Drivers.
- Parents, Spouse, or Children.
- Irrigators.
- Part-Time Employees.
- Make-Up Time.
- Summary of Employment Requirements for California Agricultural Employers.
- Truck Drivers.

Federal Provisions & California Provisions

- Weekend or Holiday Overtime.

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- Other Wage-Hour Issues.
- Split-Shift Premium Pay.
- Piece Rates and Commissions.
- Bonuses' Effect on Overtime Pay.
- Group Rate for Piecework.
- Non-Piece-Producing Work Time of Piece-Rate Employees.
- Exempt Salaried Employees - Salary Deductions.
- Summary of Allowed Salary Deductions.
- Summary of Illegal Salary Deductions.
- Non-Exempt Salaried Employees.
- Clerical and Office Staff.
- Mechanics.
- Housing Employees.
- Workers' Compensation Premiums.
- Taxes.
- Workday and Workweek.
- Paid Time Off and Hours Worked.
- Paydays.
- Workers Employed by Farm Labor Contractors.
- Employees Boarded and Lodged.
- All Other Agricultural Employees.
- Executive, Administrative, and Professional employees.
- Payroll Deductions and Offsets Against Wages.
- Lawful Deductions.
- Garnishment of Wages.
- Employer May Not Collect or Receive Wages Paid Employee.
- Self-Help by Employers to Recover Unliquidated Sums.
- Losses Resulting from Simple Negligence.
- Discipline as an Alternative.
- Loss Suffered from an Employee's Dishonest or Willful Act or Gross Negligence.
- Deductions for Loans Made to Employees.
- Any Deduction Must be for Direct Benefit of Employee.
- Specific Deductions.
- Deductions Allowed by IWC Orders – Caveat.
- Deduction for Tardiness.
- Final Pay.
- Discharged or Laid Off.
- Quitting Employee.
- Waiting-Time Penalty.
- Working Conditions.
- Rest Periods.
- Meal Periods.

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- Day's Rest.
- Accommodation.
- Reporting-to-Work Pay.
- Tools.
- Uniforms.
- Personal Protective Equipment – Indemnification.
- Vacations.
- Holidays.
- Sick Pay.
- Severance Pay.
- Pension Plans.
- Health Insurance.
- Summary of Employment Requirements vi for California Agricultural Employers Different Health Insurance for Different Employees.
- Discontinuance of Health Insurance During Workers' Compensation Disability.
- Leaves of Absence - Time Off from Work.
- Pregnancy-Disability Leave.
- Family and Medical Leave Act and California Family Rights Act.
- Court Duty.
- Time Off for Crime Victims.
- Emergency Duty as a Volunteer Firefighter.
- Time Off to Participate in a Child's Daycare Facility or School Activities.
- Time Off to Appear at School at School's Request.
- Time Off to Vote.
- Drug and/or Alcohol Rehabilitation.
- Literacy Assistance.
- Temporary Military and/or Reserve Duty Leave.
- Military-Spouse Leave.
- Mass Layoff/Plant Closure (WARN Act).
- Federal WARN Act.

Definitions

- California WARN Act.
- Farm Labor Contractors.
- Responsibilities of a Grower Using a Farm Labor Contractor (FLC).
- Independent Contractor Reporting.
- Land-Management Services.
- Migrant and Seasonal Agricultural Worker Protection Act (MSPA).
- Coverage Under the MSPA.
- Employer Coverage.
- Farm Labor Contractor Coverage.
- Employee Coverage - Migrant or Seasonal Agricultural Workers.

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Additional Definition of Terms

- Migrant Agricultural Worker Exemption.
- Seasonal or Another Temporary Basis Defined.
- Field Work Defined.
- Overview of MSPA Requirements.
- Joint Employer Relationship.
- MSPA Requirements for All Entities.
- MSPA Requirements for Farm Labor Contractors.
- Contracts for Labor or Services.
- Penalties.
- Private Right of Action.
- Specific Requirements for Farm Labor Contractors.
- Checklist of Farm Labor Contractor (FLC) Requirements.
- Employer Tax Registration Requirements.
- California Employer Identification Number.
- California Franchise Tax Board.
- Internal Revenue Service (IRS).
- Insurance and Bonding Requirements.
- Workers' Compensation Insurance Coverage.
- Vehicle Liability Insurance.
- Farm Labor Contractor Bonding.
- Farm Labor Contractor Registration and License Requirements.

General

- Federal Registration.
- State Farm Labor Contractor License Requirements.
- State License.
- Responsibilities of a Grower or FLC Using an FLC.
- Application.
- Summary of Employment Requirements for California Agricultural Employers.
- Farm Labor Contractor Examination.
- Continuing Education.
- Laws Relating to Farm Labor Contractor Employment of Employees.
- FLC Supervisors.
- Worker Recruitment.
- Statement of Unpaid Wage Judgments.
- Grounds for Losing a Farm Labor Contractor License.
- Penalties.
- Penalties for Failures to Pay Wages.
- County Agricultural Commissioner Registration.
- Workers' Compensation.
- Premiums.

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- Coverage.
- Employee Exclusions.
- Responsibilities of Employers.
- Reportable Injury.
- Notice of Injury by Employee.
- Employee Claim Form.
- Physician or Chiropractor Designation.
- Disability Benefit Payments.
- Medical Treatment.
- Premium Calculations.
- Traveling to or From Work.
- Exclusive Remedy; Exceptions.
- Serious and Willful Misconduct.
- Illegally Employed Minors.
- Discrimination - Labor Code Section 132a.
- Penalties.
- Postings.
- Employment Insurance.
- Unemployment Insurance.
- Covered Employers.
- Experience Rating.
- Employer Account Number.
- Required Records.
- Time Limits of Records.
- Posting and Notice Requirements.
- Written Notice to Employee.
- Penalties.
- Disability Insurance and Paid Family Leave.
- Benefits of California SDI Coverage.
- Paid Family Leave Program.
- Child Labor.
- Work Permits.
- Agricultural Zone of Danger.
- Child Labor Summary.
- Exemption for One's Own Children.
- Minimum Age Standards General.
- Permits to Work and to Employ.
- Recordkeeping.
- Hours of Work.
- Spread of Hours.
- Restricted and Hazardous Occupations.
- Posting of Notice.

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- Wages.
- Citations and Penalties.
- Posting Requirement.
- Transportation.

Summary of Employment Requirements for California Agricultural Employers Transportation of Interstate Commerce Act (ICA) Regulations

- Migrant and Seasonal Agricultural Worker Protection Act (MSPA).
- FLC Transportation of Worker.
- Vehicles Covered Under Regulations Developed by DOL.
- Exempt Vehicles.
- Rules Which Apply to All Vehicles.
- Vehicle Insurance Requirements.
- Vehicle Safety Regulations Developed by the DOL.
- State Statutes and Regulations.
- Farm Labor Vehicles.
- Vehicle Inspections.
- Vehicle Drivers.
- Farm Labor Vehicles.
- Farm Labor Vehicle Equipment.
- Pickup, Flatbed, and Dump Trucks.
- Trucks.
- Carrier or Employer Responsibility.
- Cal/OSHA.
- Liabilities Relative to Transportation.
- Tractor-Driver Licensing Requirements.
- Transporting Employees.
- Operation on Public Highways.
- Transportation Provided by Supervisors.

Housing

- State Coverage.
- Cal/OSHA Requirement.
- Fees for Permits and Inspections.
- Prohibitions.
- Federal Coverage.
- Penalties.
- Credits Against Minimum Wage for Meals and Lodging.
- Impact of Housing Employees.
- Evictions; Housing Agreements.
- Agricultural Labor Relations Act (ALRA).

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- Agricultural Labor Relations Board (ALRB).
- Coverage under the ALRA.

Definitions

- Agricultural Employer.
- Farm Labor Contractor.
- Supervisor.
- Agricultural Employees.
- Union.
- Concerted Activities.
- Unfair Labor Practice.
- Union Elections and Collective Bargaining.
- Mandatory Mediation Order.
- Union Access.
- Unfair Labor Practices.
- Strikes, Picketing and Economic Boycotts.
- Remedies for Unfair Labor Practices.
- ALRB Remedies.
- Discrimination.
- Discrimination - General Background.
- Federal.
- California.
- Other Laws.
- Protected Categories and Definitions.
- Summary of Employment Requirements for California Agricultural Employers.
- Ancestry, Race, Color, and National Origin.
- Sex Discrimination.
- Supervisor Harassment Training.
- Sexual Orientation.
- Gender Identity Discrimination and Harassment.
- Pregnancy, Childbirth, and Related Medical Conditions.
- Marital Status.
- Age Discrimination.
- Disabilities.
- Reasonable Accommodation.
- Pre-Job-Offer Inquiries.
- Post-Job-Offer, Pre-Employment Medical Examinations.
- Employee Examinations.
- Alcohol and Other Drugs.
- Religious Discrimination.
- Discrimination - Other Laws.
- Privacy in Employment.

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- Employee's Off-Work Activities.
- Garnishments.
- Return to Work Due to Medical Absence.
- Employers with one or more employees.
- Employers regularly employing five or more employees.
- Pregnancy Disability.
- Reporting Requirements - EEO-1.
- Applicant Identification Records.
- Harassment.
- Types of Sexual Harassment.
- Quid Pro Quo.
- Hostile or Offensive Work Environment.
- Duty to Prevent Sexual Harassment by Non-Employees.
- Notices, Posters, Disclosures and Records.
- Notices and Disclosures.

U.S Department of Labor

- Wages and Hours - Federal.
- Children's Health Insurance Program Reauthorization Act of 2009 (CHIPRA).
- Patient Protection and Affordable Care Act.
- Wage and Hour Regulation - State IWC Orders.
- Industrial Welfare Commission (IWC).
- Payday Notice.
- Statement of Wages.
- Compensation Notice.
- Farm Labor Contractor Rate of Compensation.
- Commissioned Employee - Written Contract Requirement.
- Migrant and Seasonal Agricultural Worker Protection Act (MSPA).
- General MSPA Poster.
- Worker Information.
- Housing Terms and Conditions.
- National Labor Relations Act (NLRA) Employee Rights.
- Employment of Minors.
- Employment Development Department (EDD).
- Equal Employment Opportunity is the Law.
- Equal Employment Opportunity is the Law.
- Age Discrimination is Against the Law.
- Family and Medical Leave Act (FMLA).
- California Fair Employment and Housing Commission (FEHC).
- Pregnancy-Disability Leave.
- California Family Rights Act (CFRA).
- Discrimination in Employment is Prohibited by Law.

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- Summary of Employment Requirements for California Agricultural Employers.
- Time Off to Vote.
- Housing and Meals.
- Operators of Labor Camps.
- Amounts Charged for Meals and Lodging.
- Fair Housing is the Law.
- Cal/OSHA.
- Safety and Health Protection on the Job.
- Cal/OSHA Form 300A.
- Field Sanitation Facilities.
- Access to Medical and Exposure Records.
- Agricultural - Industrial Tractors.
- Operating Rules for Industrial Trucks.
- Handwashing Water.
- California Safe Drinking Water and Toxic Enforcement Act.
- Pesticide Postings.
- Posting of Pesticide Storage Areas.
- Emergency Medical Care.
- Emergency Medical Services.
- Field Postings.
- Irrigation.
- Fumigants.
- Application-Specific Information for Field Workers.
- Pesticide Safety Information Series A-8.
- Pesticide Safety Information Series A-9.
- Workers' Compensation.
- Notice of Compensation Carrier.
- Medical Provider Network Information.
- Off-Duty Recreation.
- Written Notice to New Employees.
- Employee Polygraph Protection Act.
- Whistleblower Hotline.
- Uniformed Services Employment and Reemployment Rights Act (USERRA).
- Mass Layoff/Plant Closure (WARN).
- Human Trafficking/Slavery Notice.
- Recordkeeping and Reports.
- Cal/OSHA.
- Field Sanitation Report.
- Recordkeeping.
- GISO § 3203.
- Department of Pesticide Regulation.
- Employment Development Department.

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- Wages and Payroll.
- Statement of Wages.
- Recording Hours Worked.
- Payroll and Related Records.
- Workday and Workweek.
- Personnel Records.
- Job Applications; Personnel Records.
- Records That Must be Kept.
- Immigration.
- CIS Form I-9.
- Farm Labor Contractor (FLC).
- FLC License.
- FLC Payroll Records.
- Leave of Absence.
- Family and Medical Leave Act.
- California Family Rights Act.
- Discrimination.

Summary of Employment Requirements for California Agricultural Employers

- Applicant Identification Records.
- EEOC EEO-1 Report.
- Recordkeeping and Inspection Requirements.
- Inspection and Copying of Personnel Files.
- Inspection and Copying of Payroll Records.
- Workers' Compensation.
- Employee Claim Form.
- Form to Indicate Physician or Chiropractor.
- Child Labor.
- Permit to Employ and Work Permit.
- Date of Birth.
- Checklist of Forms and Reports.

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Glossary of Abbreviations & Definitions

AAPCC: American Association of Poison Control Centers

AB: Assembly Bill

ABA: Architectural Barriers Act

ADA: Americans with Disabilities Act

ALRA: Agricultural Labor Relations Act

ALRB: Agricultural Labor Relations Board

APN: Assessor's Parcel Number

AUMA: Adult Use Marijuana Act (Prop 64)

BCC: Bureau of Cannabis Control

BMCR: Bureau of Medical Cannabis Regulation

BMP: Best Management Practices

BOE: Board of Equalization

CAC: County Agricultural Commissioner

Cal OES: California Office of Emergency Services (*See also OES*)

CALRA: California Agricultural Labor Relations Act

CALRB: California Agricultural Labor Relations Board

CBC: California Building Code

CBO: Cannabis Board Order

CCR: California Code of Regulations (also Cal. Code Regs.)

CDFA: California Department of Food and Agriculture

CDFFP: California Department of Forestry and Fire Protection (CAL FIRE)

CDF: California Department of Fire

CDFW: California Department of Fish and Wildlife

CDIR: *Also see DIR:* California Department of Industrial Relations

CD: Community Development

CDPH: California Department of Public Health

CDWC: California Division of Worker's Compensation

CEH: Center for Environmental Health

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CEQ: Council on Environmental Quality
CEQA: California Environmental Quality Act
CFR: Code of Federal Regulations
CFSAN: Center for Food Safety and Applied Nutrition
CLRB: California Labor Relations Board
CSLB: California State Licensing Board
CMCLUO: Commercial Medical Cannabis Land Use Ordinance
CP: Community Planning
CPD: County Planning Department
CPRC: California Public Resources Code
CSWC: California State Warning Center
CUPA: California Unified Program Act
DCA: Department of Consumer Affairs
DD: Development Department
DEH: Division of Environmental Health
DFEH: Department of Fair Employment and Housing
DHHS: Department of Health and Human Services
DIR: Department of Industrial Relations
DLSE: Department of Labor Standards Enforcement
DL-WHD: Department of Labor, Wage and Hour Division
DOL: Department of Labor
DPH: Department of Public Health
DPR: Department of Pesticide Regulation
DWC: Division of Workers' Compensation
DWR: Division of Water Rights
EEOC: Equal Employment Opportunity Commission
EIR: Environmental Impact Report
EPA: Environmental Protection Agency
FLC: Farm Labor Contractor
FLSA: Fair Labor Standards Act
GAP: Good Agricultural Practices

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GHP: Good Handling Practices
GP: General Plan
HIPP: Heat Injury Prevention Plan
HSC: Health and Safety Code
HUC: Hydrologic Unit Code
IIPP: Injury and Illness Prevention Program
IPM: Integrated Pest Management
ISWDU: Initial Statement of Diversion and Use
LLC: Limited Liability Company
LRDP: Long Range Development Plan
LSA: Lake and Streambed Alteration
LSAA-1600/1602: Lake and Streambed Alteration Agreement
LC: Labor Commissioner
MBC: Medical Board of California
MCRSA: Medical Cannabis Regulation and Safety Act
MIND: Mitigated Negative Declaration
MOU: Memorandum of Understanding
MRP: Monitoring and Reporting Program
MSDS: Material Safety Data Sheet
MSPA: Migrant Seasonal Protection Act
NCRWQCB: North Coast Regional Water Quality Control Board
ND: Negative Declaration
NEPA: National Environmental Policy Act
NLRB: National Labor Relations Board
NMBC: Non-Profit Mutual Benefit Corporation
NOE: Notice of Enrollment
NOI: Notice of Intent
NOP: National Organic Program
NRCS: Natural Resources Conservation Service
NWIC: Northwest Information Center
OES: Office of Emergency Services

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OMCS: Office of Manufactured Cannabis Safety
OMRI: Organic Materials Review Institute
OPR: Office of Planning and Research
OSHA: Occupational Safety and Health Administration
OSHG: Occupational Health and Safety Guidelines
OSHT: Occupational Safety and Health Technician
PG&E: Pacific Gas and Electric
PHTP: Pesticide Handling Training Program
PPE: Personal Protective Equipment
REI: Restricted Entry Interval
SB: Senate Bill
SDS: Safety Data Sheets (*See also MSDS*)
SDU: Small Domestic Use
SIU: Small Irrigation Use
SOP: Standard Operating Procedures
SWRCB: State Water Resources Control Board
THPO: Tribal Historical Preservation Office
USC: United States Code
USCB: United State Census Bureau
USDA: United States Department of Agriculture
US-DOL: United States Department of Labor
USDHHS: United States Department of Health and Human Services
WBO: Water Board Order
WDID: Waste Discharge Identification
WHD: Wage and Hour Division
WRPP: Water Resource Protection Plan
WWD: Waste Waiver Discharge Program

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Other Relevant Sources

- Adult Use of Marijuana Act (AUMA), <http://bit.ly/2hTHGHw>.
- Agricultural Operations, Field Sanitation, California Code of Regulations, Title 8, § 3457, <http://bit.ly/2iDeHrW>.
- Best Management Practices (SWRCB), <http://bit.ly/2ji6JEK>.
- Bureau of Medical Cannabis Regulation, or Bureau of Marijuana Control, <http://bit.ly/2pb9Lkq>
- CalCannabis, <http://bit.ly/2qHl43T>
- California Building Code (CBC), <http://bit.ly/2ji3wFb>.
- California Code of Regulations, § 51018, <http://bit.ly/2iq7azr>.
- California Environmental Quality Act (CEQA), <http://bit.ly/2jigkLE>.
- California Field Sanitation Standards, <http://bit.ly/2iDeHrW>.
- California Hazardous Materials Spill/Release Notification Guidance, <http://bit.ly/2jpUR6i>.
- California Health and Safety Code, § 25270.8, § 25510, <http://bit.ly/2jtbkWX>.
- California Labor Code, § 6409.1 (b), <http://bit.ly/2j26HiC>.
- California Public Utilities Code, § 7673, <http://bit.ly/2ivtkR7>.
- California Water Code, § 13271, <http://bit.ly/2iq3Ggp>.
- Characteristic Hazardous Wastes, 22 CCR § 66261.21-66261.24, <http://bit.ly/2iq7pKF>.
- Commercial Medical Cannabis Land Use Ordinance (CMCLUO), <http://bit.ly/2iDgM7e>.
- Compassionate Use Act, <http://bit.ly/2f2Koud>.
- Contingency Plan and Emergency Procedures, California Code of Regulations, Title 22, CCR, § 66265.56, <http://bit.ly/2iDoiyG>.
- Detailed Hazardous Materials Incident Reports, Code of Federal Regulations, Title 49, CFR, § 171.16, <http://bit.ly/2iAmDZh>.
- Driving Offenses, California Vehicle Code, § 23112.5, <http://bit.ly/2iqfgb5>.
- EPA, Pacific Southwest, Region 9, *Chemical Spills Prevention and Preparedness* webpage, <http://bit.ly/2ivmEIX>.
- Farmers, CCR, Title 22, § 66262.70, <http://bit.ly/2ivuufu>.
- Guide for State and Federal Requirements for Employee/Migrant Housing, <http://bit.ly/2iYFimu>.
- Hazardous Material Release Reporting, California Code of Regulations, Title 19, CCR, § 2703, <http://bit.ly/2iigd2U>.
- Health and Safety Code (HSC), § 11362.777, <http://bit.ly/2ivoMdk>.
- Lake and Streambed Alteration Agreement (LSA-1600/1602), <http://bit.ly/2iS5NwV>.
- Medical Cannabis Regulation & Safety Act (MCRSA), <http://bit.ly/2i2mwqc>.
- National Environmental Policy Act (NEPA), <http://bit.ly/2fSvght>.
- NEPA CEQA Handbook, <http://bit.ly/2ivnyPg>.
- Occupational Safety and Health Guidance Manual for Hazardous Waste Site Activities, <http://bit.ly/1AKXsYc>.
- Onshore Well Regulations, California Code of Regulations, Title 14, CCR, § 1722 (h), <http://bit.ly/2iAmbKi>.
- Office of Manufactured Cannabis Safety, <http://bit.ly/2qR3WoO>
- OSHA Guidelines, <http://bit.ly/Zhq1yc>.

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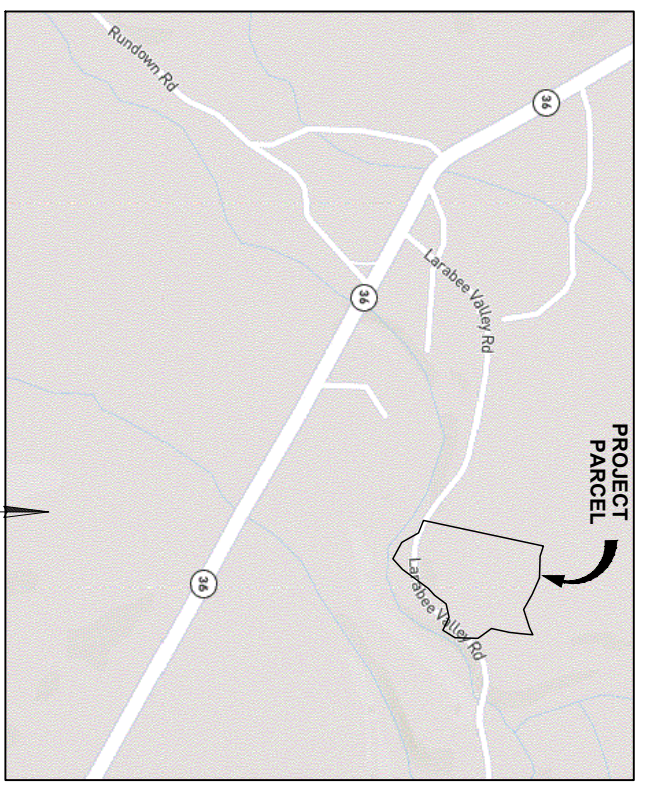


- Pesticide and Pesticide Control Operations, California Code of Regulations, § 6670, Title 3, Division 6, , <http://bit.ly/2iFhG4K>.
- Pesticide and Pesticide Control Operations, California Code of Regulations, § 6670, Title 3, Division 6, <http://bit.ly/2ivveB5>.
- Regulations for Implementing the Procedural Provisions of NEPA, <http://bit.ly/2ivt84d>.
- Reporting of Incidents Involving Hazardous Materials or Hazardous Wastes, California Code of Regulations, Title 13, § 1166, <http://bit.ly/2jtcX6J>.
- Reporting Work-Connected Fatalities and Serious Injuries, California Code of Regulations, Title 8, § 342: <http://bit.ly/2iS4dUU>.
- SB-643, Chapter 719, § 19302.1 (d), <http://bit.ly/2iAePXp>.
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- Toxics, California Code of Regulations, Title 17, CCR, § 30295, <http://bit.ly/2it3sVh>.
- U.S. Code, Title 42, § 9603, <http://bit.ly/2iAp7Xj>.
- Unique Identifier and Track and Trace Program, Article 7.5, § 19335 (a), <http://bit.ly/2iYFT7K>.
- United States Code, Title 42, Sections 4331 et seq., <http://bit.ly/2iFgqjE>.
- Waste Discharge Reports and Requirements, California Code of Regulations, Title 23, CCR, § 2230, <http://bit.ly/2iFoWxe>.

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HUMBOLDT HOLISTICS
275 LARABEE VALLEY ROAD, BRIDGEVILLE, CA
 APN: 210-250-021

NOTES:

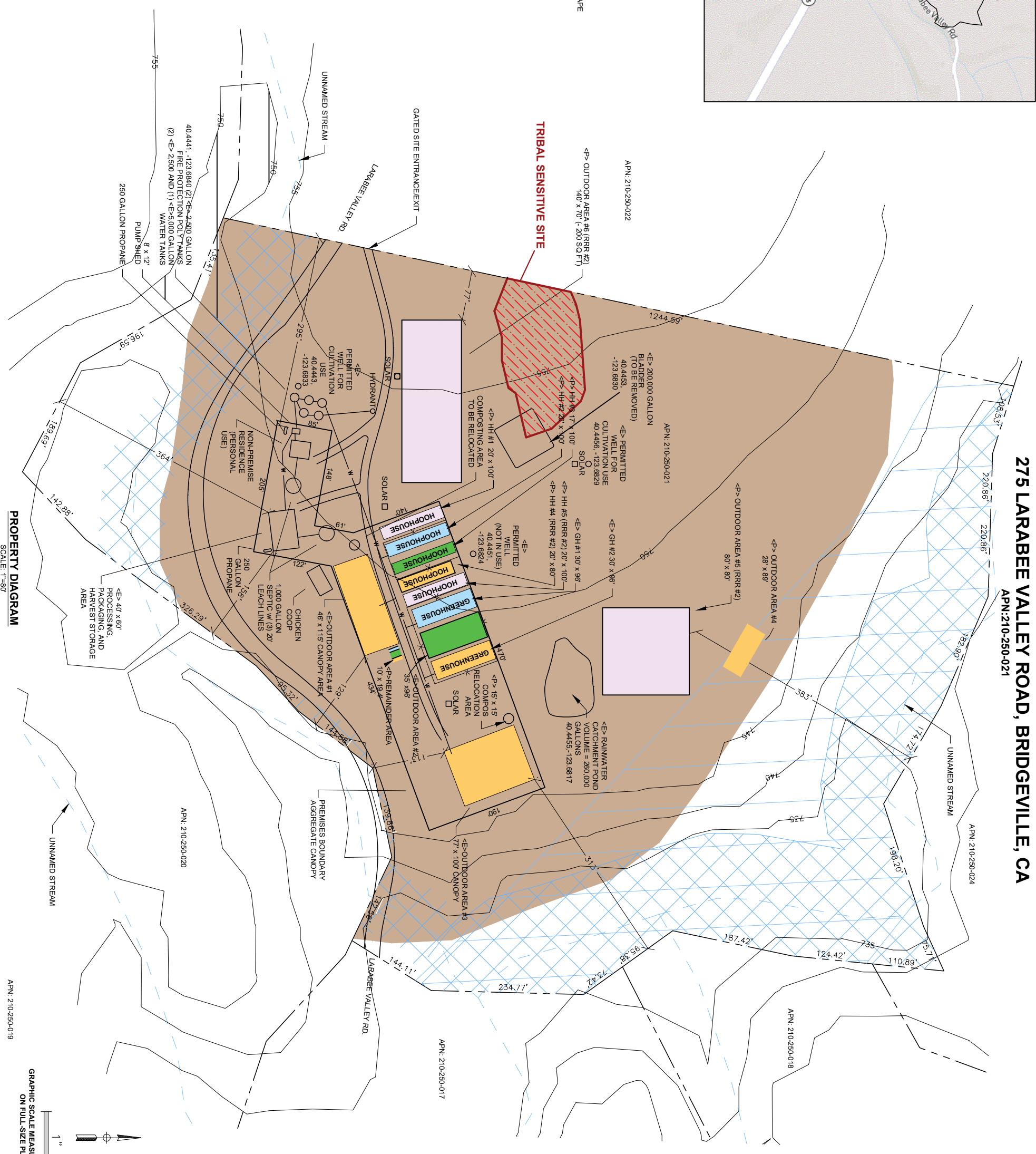
1. NOT FOR CONSTRUCTION.
2. ALL LOCATIONS ARE APPROXIMATE.
3. SOURCES: CONTOURS FROM NATIONAL ELEVATION DATASET, STREAMS FROM NATIONAL HYDROGRAPHY DATASET, PARCELS FROM HUMBOLDT COUNTY SHAPE FILE. IMAGE FROM MAP QUICK.
4. THERE ARE NO OFF SITE RESIDENCES WITHIN 300 FEET OF CULTIVATION AREA.
5. THERE ARE NO SCHOOLS, SCHOOL BUS STOPS, CHURCHES OR OTHER PLACES OF RELIGIOUS WORSHIP, PUBLIC PARKS OR TRIBAL CULTURAL RESOURCES WITHIN 800 FEET OF THE CULTIVATION AREA.
6. NO KNOWN EASEMENTS.
7. WATER SOURCE: (3) WELLS, BLADDER, RAINWATER CATCHMENTS POND
8. POWER SOURCE: SOLAR, 6,500 WATT HONDA BACKUP GENERATOR.

PROPERTY INFORMATION:

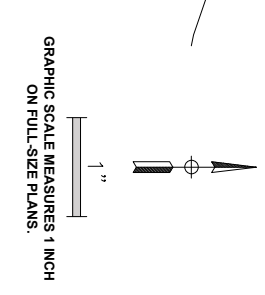
PROPERTY OWNER: HUMBOLDT HOLISTICS
 275 LARABEE VALLEY RD.
 APN: 210-250-021
 ACRES: 26.9
 OFFSITE ACTIVITIES: THERE ARE NO OFFSITE ACTIVITIES.

LEGEND:

- PRIME AG SOILS
- FEMA 100 YEAR FLOOD ZONE
- STREAMSIDE MANAGEMENT AREA
- PHASE 1: 5,000 SQ FT
- PHASE 2: 5,000 SQ FT
- PHASE 3 (RRR): 20,000 SQ FT
- PHASE 4 (Future RRR): 20,000 SQ FT



PROPERTY DIAGRAM
 SCALE: 1"=80'



NO.	HISTORY / REVISION	BY	CHK.	DATE
	October 21, 2021			

AgDynamix
 CONSULTING · MANAGEMENT · COMPLIANCE
 ESTABLISHED 2015
 PLAC #502345051
 Page 121
 (707) 748-6199 admin@agdynamix.com

PROPERTY DIAGRAM
 APN: 210-250-021

HUMBOLDT HOLISTICS
 275 LARABEE VALLEY RD. BRIDGEVILLE, CA

2001-CUP Humboldt Holistics

DRAWN: TJD
 CHECK: TJM
 APPROVED: TJM
 DATE: 2/27/2020
 JOB NUMBER: 4.4.19
 SHEET: 1 OF 1



ATTACHMENT 2

CANNABIS COMPLIANCE AGREEMENT

This Agreement is entered into this 15 day of April 2021, by and between the County of Humboldt ("County"), Humboldt Holistics, Inc. ("Applicant") Chris Her ("Owner"), regarding property located at 275 Larabee Valley Road, Bridgeville, CA. Assessor's Parcel Number (APN) 210-250- 021.

RECITALS

WHEREAS, on January 20, 2016, the Board of Supervisors of Humboldt County adopted Humboldt County Code ("HCC") Sections 313-55.4.11 and 314-55.4.11, allowing a property owner, under limited circumstances, to obtain a building permit or zoning clearance certificate to conduct commercial cannabis activity (Commercial Cannabis Permit) even though violations of the HCC, statute, and/or applicable regulation related to the commercial cannabis activity exist on the property, provided property owner and applicant execute an agreement with the County to cure the violations; and

WHEREAS, the County is utilizing this Compliance Agreement ("Agreement") to allow Applicant to secure permits to perform certain work associated with the Zoning Clearance Certificate for 5,000 square-feet of existing outdoor cultivation and 5,000 square-feet of new outdoor cultivation for a total of 10,000 square feet of commercial cannabis cultivation (Record No. PLN-12901-CUP); and

WHEREAS, pursuant to the authority provided in HCC Section 312-2.4.1.3, County will issue a Zoning Clearance Certificate or a Building Permit on the subject property and, in exchange, Applicant and Owner guarantee that the existing violations on the land will be cured within a prescribed period of time, stated below; and

WHEREAS, Applicant and Owner acknowledge that there are existing violations of the HCC, statute, or applicable regulation related to the commercial cannabis activity exist on the property, to wit, unpermitted greenhouse, grading, pond and unpermitted structures that have a nexus with the cultivation; and

WHEREAS, Applicant and Owner agree that a code enforcement action pursuant to HCC Sections 351-1 et seq., 2131-1 et seq., 2121-1 et seq., and any other applicable county or state law or regulation shall become active if the terms of this agreement are not fulfilled.

NOW, THEREFORE, in consideration of the faithful performance of the terms, conditions, and promises set forth in this Agreement, the Parties agree as follows:

Acknowledgment of Violations. Applicant, Owner, and County acknowledge and agree that there are existing violations of the HCC, statute, and/or applicable regulation on the property located in 275 Larabee Valley Road, Bridgeville, CA. Assessor's Parcel Number (APN) 210-250-021, the violations consist of the unpermitted greenhouse, a unpermitted grading, and pond.

1. Remedy for the Violations. The Parties agree that to cure the violations on the property owner and Applicant must undertake the activities and schedule described in Exhibit A:
2. Issuance of Permit. The Parties agree that the provisional approval of the clearance or permit and issuance of any Commercial Cannabis Permit(s) is being made solely upon the representation by the Owner and Applicant in this Agreement that the violations on the property will be cured within the time frame in this Agreement. Any and all failures by the

Owner and Applicant to cure the violations on the property within the prescribed time set forth in paragraph 5, below, shall be grounds for revocation of the approval pursuant to HCC Section 312-14.1.

3. Consent to Inspection. Owner and Applicant consent to all inspections of the property as needed, at any time during business hours from Monday to Friday, while this Agreement is in effect, by the Code Enforcement Unit, Division of Environmental Health, Planning and Building, and any other agencies or departments that may need to inspect the property to determine that the terms of this Agreement are being fulfilled.
4. Time Limit to Cure the Violations. The Parties agree that the Owner and Applicant will cure the existing violations at the earliest feasible date, but in no event no more than two (2) years of issuance of a provisional clearance or permit. Furthermore, Owner and Applicant must provide plans for curing such violations to the Planning and Building Department within one (1) year of issuance of the provisional clearance or permit. The time to cure the violations may only be extended upon request by Owner and Applicant if approved in writing after due consideration and a finding of good cause by the Director.
5. Failure to Cure the Violations. The Parties agree that if the Owner and Applicant fail to cure the violations on the property within the prescribed time limit, and no extension is granted by the Director, then a code enforcement file will become active, and the County shall pursue all legal and administrative remedies against the Owner and Applicant, as allowed by local and state law, to ensure that the violations on the property are cured.
6. Termination. The Parties agree that once Owner and Applicant have cured the violations on the property and the County, after inspecting the property, agrees in writing that all violations on the property are cured, then this Agreement shall terminate.
7. Lawful Construction. All repair, construction and reconstruction on the property shall be done in accordance with all applicable County and state codes, laws, and regulations. Owner and Applicant agree that they shall obtain the necessary permits PRIOR to any repair, construction or reconstruction of the property.
8. Waiver. The failure of the County to proceed against the Property Owners in an enforcement action, whether administrative, civil or criminal, for any violation of the applicable ordinance, this Agreement and/or state or local law or regulation shall not constitute or be deemed a waiver of the County's right to proceed against Owner and/or Applicant for any subsequent violation. Nothing in this Agreement shall limit in any manner the authority of the County to apply and/or enforce any provisions of the County's code or state law or regulation to the Owner and Applicant and activities occurring on the property.
9. Notices. All notices required by this Agreement shall be sent, at a minimum, via first class United States Mail with postage prepared to the Parties as follows:

To County:

Director, Planning and Building Department
3015 H Street
Eureka, CA 95501

To Property Owners:

Humboldt Holistics, Inc.
Adam Her

PO Box 7344
Eureka, CA. 95502

To Applicant:
Chris Her
2818 Santiago St
San Francisc, CA 94116

Notices shall be deemed served upon deposit in the United States mail.

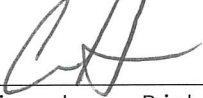
10. Indemnification. Owner and Applicant shall indemnify, defend and hold harmless the County, its officers, agents and employees from and against any and all claims or suits for damages or injury arising from the issuance of a Commercial Cannabis Permit or other permits in 275 Larabee Valley Road, Bridgeville, CA. Assessor's Parcel Number (APN) 210-250- 021 compliance with or failure to abide by the Commercial Cannabis Permit or the terms of this Agreement, and against and from all costs, attorney's fees, expenses and liabilities related to any claim or any action or proceeding brought within the scope of this indemnification.
11. Binding on Successors. This Agreement is binding on the heirs, successors and assigns of the Parties. In the event of a permit transfer, a new compliance agreement must be executed. In the event of property transfer, the Seller and Applicant have an affirmative duty to inform the Buyer of this Compliance Agreement. Seller and Applicant must also provide written proof of Buyer notification to the County.
12. Amendment. This Agreement may be amended, modified or changed by the Parties provided that said amendment, modification or change is in writing and approved by all Parties.
13. Entire Agreement. This Agreement contains the entire compliance agreement between the Parties and all prior or contemporaneous agreements, understandings, representations and statements, oral or written, regarding Sections 313-55.4.11(a) and 314-55.4.11(a) of the HCC are superseded by this Agreement.
14. Annual Inspection This Agreement is incorporated as a condition of approval for the provisional clearance or permit for commercial cannabis activity. Completion of the agreement shall be reviewed during the annual inspection process.
15. Severability. If any term, provision, promise or condition of this Agreement is held by a court with jurisdiction to decide on the matter to be invalid, void or unenforceable, the remaining provisions of this Agreement shall continue in full force and effect, unless the rights and obligations of the parties have been materially altered or abridged by such invalidation, voiding or unenforceability.
16. Jurisdiction and Venue. This Agreement shall be construed in accordance with the laws of the State of California. Any dispute arising hereunder, or relating hereto, shall be litigated in the State of California and venue shall lie in the County of Humboldt unless transferred by court order pursuant to California Code of Civil Procedure Sections 394 or 395.

This Agreement is entered into between the Parties as of the day and year first written above.

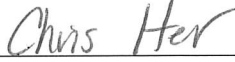
TWO SIGNATURES ARE REQUIRED FOR CORPORATIONS:

IF SIGNING ON BEHALF OF A CORPORATION, PROVIDE TITLE / CAPACITY

Property Owner(s)



Sign above. Print name here:

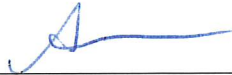


Capacity / Title:

Sign above. Print name here:

Capacity / Title:

Applicant(s) (IF DIFFERENT FROM PROPERTY OWNERS)



Sign above. Print name here:



Capacity / Title:



Sign above. Print name here:

Capacity / Title:

CERTIFICATE OF ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document, to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

STATE OF CALIFORNIA }
COUNTY OF HUMBOLDT } San Francisco

On this 15th day of April 20 21, before me, Kimberly Roberts Notary Public,

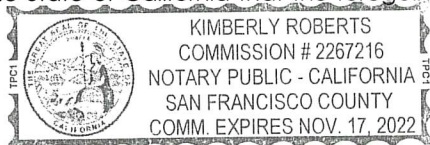
personally appeared Chris Lia Her

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity (ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing is true and correct.

Witness my hand and official seal.

Kimberly R



CERTIFICATE OF ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document, to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

STATE OF CALIFORNIA }
COUNTY OF HUMBOLDT }

On this 19 day of April 20 21, before me, Sondra D. Kirtley Notary Public,

personally appeared Adam Her

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity (ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing is true and correct.

Witness my hand and official seal.

Sondra D. Kirtley (seal)
Signature



EXHIBIT A

List of Measures and Schedule to Achieve Compliance

1. Within 90 days of signing this agreement the applicant shall provide the original notarized copy to the Planning and Building Department.
2. The applicant shall secure building permits for all structures and grading related to the cannabis cultivation and other commercial cannabis activity. The plans submitted for building permit approval shall be consistent with the project description and approved project site plan. A letter or similar communication from the Building Division verifying that all structures related to the cannabis cultivation are permitted will satisfy this condition.

Date completed: _____ Verified by: _____

3. The applicant must submit and record a Development Plan to the Planning and Building Department to indicate that there are Cultural Resources on site which is to be protected and any ground disturbance of the recorded site is violation of the authorization to cultivate cannabis on the site.

Date completed: _____ Verified by: _____

4. The applicant shall adhere to the Monitoring contract executed between the applicant and the Bear River Band of the Rohnerville Rancheria and have a professional archaeologist and/or tribal monitor all ground disturbing activities. This includes but is not limited to; the initial construction of the proposed hoop houses and any subsurface water or electrical line ground distributing activities.

Date completed: _____ Verified by: _____

5. The applicant shall replace the water bladder with hard tanks within the same vicinity, outside the recorded cultural resources boundary. Prior to any tank replacement, the applicant shall submit a revised Site Plan with these changes to the Planning Department

Date completed: _____ Verified by: _____

6. The applicant shall not utilize Outdoor Area #4, as part of this Zoning Clearance Certificate.

Date completed: _____ Verified by: _____

7. The applicant shall submit a Site Management Plan, approved by the State Water Resources Control Board. A copy of the reporting form portion of the Mitigation and Reporting Program (MRP) shall be submitted annually to the Planning and Building Department.

Date completed: _____ Verified by: _____

8. The applicant shall obtain a final Notification of Lake or Streambed Alteration Agreement from the California Department of Fish and Wildlife and adhere to the appurtenant requirements. The applicant shall demonstrate compliance with these requirements to the Planning Department.

Date completed: _____ Verified by: _____

9. The applicant must obtain an encroachment permit from Cal Trans and provide a copy to the Planning Department.

Date completed: _____ Verified by: _____

10. A metering device shall be installed and maintained at or near the outlet of all water storage facilities utilized for Irrigation. The applicant shall maintain a weekly record of all water used in Irrigation of permitted Cultivation Areas. A copy of these records shall be stored and maintained at the cultivation site and kept separately or differentiated from any record of water use for domestic, fire protection, or other irrigation purposes. Irrigation records shall be reported to the County on an annual basis, at least thirty (30) days prior to the date of each annual permit inspection. Records shall also be made available for review during site inspections by local and state officials.

Date completed: _____ Verified by: _____

11. The applicant shall install a permitted onsite wastewater treatment system, associated with the processing facility. Onsite processing must be supported by a permanent means of sewage disposal. The applicant shall submit a copy of septic permit approved by Department of Environmental Health (DEH). An invoice, or equivalent documentation, is provided to DEH to confirm the continual use of portable toilets to serve the needs of cultivation staff prior to reissuance of annual permit.

Date completed: _____ Verified by: _____

12. The applicant is to confine from grading, construction, vegetation removal, during the migratory bird nesting season (February 1 to August 15) or complete a focused survey for native nesting birds within 100 feet and seven days prior to the disturbance activity. If a nest is found, the applicant shall consult with CDFW for further guidance.

Date completed: _____ Verified by: _____

ATTACHMENT 5
Public Comments

Public Comment

Received: October 12, 2021

From: A Verified Member of the Larabee Valley Community

Comment:

1. The commenter is concerned for the water table of the Valley and is concerned that cannabis operations are directly impacting other landowners water availability.
2. The commenter has witnessed the operations at the farm and was concerned about the tree removal, expansion, light pollution, and generator noise originating from the farm.
3. The commenter expressed their support in revoking the approved permit and denying an expansion of the cultivation area.