

BOARD OF SUPERVISORS, COUNTY OF HUMBOLDT, STATE OF CALIFORNIA
Certified Copy of Portion of Proceedings for the Meeting of April 22, 2025

RESOLUTION NO. 25 – 90

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF HUMBOLDT REVOKING THE ZONEING CLEARANCE CERTIFICATE, RECORD NUMBER PLN-12187-ZCC FOR APN 220-261-075.

WHEREAS, On, December 21, 2016, Wendy Kornberg submitted an application for a permit for cannabis cultivation for APN 220-261-075; and

WHEREAS, on May 4, 2022, the Zoning Clearance Certificate was approved, for a Zoning Clearance Certificate which allowed for cultivation at a receiving site as part of a Retirement, Remediation, and Relocation (RRR) to allow 20,000 square feet (SF) of outdoor cannabis cultivation on APN 223-075-012 that will be retired from APN 220-261-075; and

WHEREAS, on October 24, 2023, the Board of Supervisors received a report that there are approximately \$14 million in unpaid Measure S Taxes and \$2.1 million in unpaid permit processing costs associated with cannabis permit applications; and

WHEREAS, the Board of Supervisors provided a series of deadlines for cannabis permit holders to pay for their permit processing costs and establish a payment plan for payment of Measure S taxes. The farmers were given six months until March 31, 2024, to pay their permit costs and enter an agreement to pay their outstanding taxes.

WHEREAS, in response to the Board direction, a series of communications was provided to applicants and permit holders to inform them of the needed actions and deadlines to keep their permits in good standing. This included a detailed January 9, 2024, letter, subsequent emails, and social media announcements encouraging applicants and permit holders to bring their account current before March 31, 2024; and

WHEREAS, the above referenced permit had unpaid Department invoice balance of \$1,696.65.

WHEREAS, a letter was sent to the permit holder on June 18, 2024 providing notice that the permit had been suspended for lack of payment of the past due balance and that the permit would be scheduled for revocation if not resolved within 90 days; and

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WHEREAS, the Board of Supervisors held a duly-noticed public hearing on April 22, 2025, and reviewed, considered, and discussed the revocation for the Zoning Clearance Certificate and reviewed and considered all public testimony and evidence presented at the hearing.

NOW, THEREFORE, IT IS HEREBY PROCLAIMED that the Board of Supervisors makes all the following findings:

- 1. FINDING:** **Project Description:** Revocation of a Zoning Clearance Certificate for cannabis cultivation on APN 223-075-012 moved from APN 220-261-075 for lack of payment of accrued county processing costs associated with the permit.

EVIDENCE: Project File: PLN-12187-ZCC
- 2. FINDING:** **CEQA:** The requirements of the California Environmental Quality Act have been complied with.

EVIDENCE: Per conditions of the permit, the revocation is exempt from environmental review pursuant to Section 15321 of the CEQA Guidelines (Enforcement Actions by Regulatory Agencies).
- 3. FINDING:** The permit has been exercised contrary to the terms and conditions of such approval.

EVIDENCE: Per the operational conditions under PLN-12187-ZCC, the applicant is responsible for costs for post-approval review for determining project conformance with conditions prior to release of building permit or initiation of use and at time of annual inspection. The permit holder has not adhered to this requirement to cover all costs generated during the life of this permit. This sum currently amounts to \$1696.65.
- 4. FINDING:** Notice of this hearing was given as required by Section 312-14.2 of the Humboldt County Code and Section 65091 of the California Government Code.

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EVIDENCE:

A Notice of Revocation Hearing was sent to the permit holder's address on record on March 7, 2025 by certified, return requested mail, as required by Section 312-14.2 of the Humboldt County Code.

A Notice of Public Hearing was sent to the permit holder, property owner and agent, and all property owners and occupants of record within 300 feet and was published in the local newspaper on April 2, 2025, as required by Section 65091 of the California Government Code.


DECISION

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

- a. Revoke the Zoning Clearance Certificate for PLN-12187-ZCC on APN 223-075-012

The foregoing Resolution is hereby passed and adopted by the Board of Supervisors on April 22, 2025, by the following vote:

Dated: April 22, 2025



Supervisor Michelle Bushnell, Chair
Humboldt County Board of Supervisors

Adopted on motion by Supervisor Wilson, Seconded by Supervisor Bushnell, and the following vote:

AYES: Supervisors: -- Arroyo, Bohn, Bushnell, Madrone, and Wilson
NAYES: Supervisors: -- None
ABSENT: Supervisors: -- None
ABSTAIN: Supervisors: -- None

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STATE OF CALIFORNIA
County of Humboldt

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

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



Kaleigh Maffei
Clerk of the Board of Supervisors of the
County of Humboldt, State of California