

**RESOLUTION OF THE PLANNING COMMISSION
OF THE COUNTY OF HUMBOLDT
Resolution Number 20-60**

**Case Number PLN-11923-CUP
Assessor Parcel Numbers: 315-145-002, 315-211-003 and 315-211-004**

Making the required findings for certifying compliance with the California Environmental Quality Act and conditionally approves the Adesa Organic, LLC Conditional Use Permit.

WHEREAS, Adesa Organic, LLC has submitted an application and evidence in support of approving Conditional Use Permits for 84,600 square feet of new mixed-light cannabis cultivation and associated infrastructure including two rainwater catchment ponds totaling 4,330,000 gallons. Power is proposed to be provided by a combination of solar power and diesel generators. A maximum of 20 employees are proposed and processing will occur off-site; and

WHEREAS, Adesa Organic, LLC has submitted an application under the County's Streamside Management Area and Wetland Ordinance (SMAWO) for the improvement of an existing access driveway to the site. The majority of work proposed is repair and maintenance which is exempt from the SMAWO requirements, however at least one new stream crossing is proposed as part of the requested Conditional Use Permits; and

WHEREAS, the County Planning Division has reviewed the submitted application and evidence and has referred the application and evidence to involved reviewing agencies for site inspections, comments and recommendations; and

WHEREAS, a Mitigated Negative Declaration was prepared for the proposed Conditional Use Permits and proposed work in the Streamside Management Areas and circulated for public review pursuant to Section 15074 of the CEQA Guidelines; and

WHEREAS, as a result of the public review process the county has concluded that a substitution mitigation measure to reduce the impacts of potential American bullfrog infestation of the proposed rainwater catchment ponds is more effective than that proposed in the ISMND that was circulated for public review; and

WHEREAS, Attachment 2 in the Planning Division staff report includes evidence in support of making all of the required findings for approving the proposed Conditional Use Permit (Record No. PLN-11923-CUP); and

WHEREAS, a public hearing was held on the matter before the Humboldt County Planning Commission on September 3, 2020.

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

1. The Planning Commission finds that the substitution mitigation measure BIO-2 as identified in the revised Mitigation Monitoring and Reporting Program is more effective in avoiding potential significant impacts from potential American bullfrog infestation in the proposed rainwater catchment ponds. And that the proposed substitution mitigation measure will not in itself cause any potentially significant impact on the environment; and

2. The Planning Commission adopts the Mitigated Negative Declaration in Attachment 3 with the revised Mitigation Monitoring and Reporting Program in Attachment 1 Exhibit A for the Adesa Organics, LLC project; and
3. The Planning Commission makes all the required findings for approval in Attachment 2 of the Planning Division staff report for Record No. PLN-11923-CUP based on the submitted substantial evidence with the addition of a condition of approval that after two years of operation all power needed for the project must be generated by renewable resources and renewable energy; and
4. The Conditional Use Permits under record No. PLN-11923-CUP are approved as recommended and conditioned in Attachment 1.

Adopted after review and consideration of all the evidence on September 3, 2020.

The motion was made by Commissioner Mitchell and seconded by Commissioner McCavour.

AYES: Commissioners Levy, Newman, Mitchell and McCavour
NOES: Commissioners Bongio, Pellegrini and O'Neill
DECISION: Motion carries 4/3.

I, John H. 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 H. Ford, Director
Planning and Building Department