

BOARD OF SUPERVISORS, COUNTY OF HUMBOLDT, STATE OF CALIFORNIA
Certified Copy of Portion of Proceedings for the Meeting of February 25, 2025

RESOLUTION NO. 25 – 28

**RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF HUMBOLDT
REVOKING THE CONDITIONAL USE PERMIT AND COASTAL DEVELOPMENT PERMIT,
RECORD NUMBER PLN-11065 FOR APN 308-131-012 AND 308-131-020**

WHEREAS, on August 31, 2016, an application to permit an existing cannabis cultivation site on APN 308-131-012 and 308-131-020; and

WHEREAS, on March 5, 2020, a Conditional Use Permit, and a Coastal Development Permit for 28,656 square feet of existing mixed light within three (3) existing greenhouses and 9,800 square feet of existing outdoor commercial cannabis cultivation was approved by the Humboldt County Planning Commission.

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, wanting to balance the economic realities of the current cannabis market with the realities of the County, directed a series of actions to address these conditions. That direction resulted in a series of communications 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, emails, and social media announcements applicants and permit holders to bring their account current before March 31, 2024; and

WHEREAS, on January 9th, 2024, the Planning and Building Department sent a letter to the permit holder regarding any outstanding balances for fees and Measure S taxes. This also included an email to the permit holder of record. The notice required the permit holder to pay all outstanding fees with the Planning and Building Department and at minimum, start a payment plan with the Humboldt County Tax Collector regarding Measure S. A date of March 31st, 2024 was given to have this completed; and

WHEREAS, on May 3, 2024, a letter was sent to the permit holder stating they had not developed a Payment Plan with the Tax Collector as of March 31st, 2024. This letter stated that the permit had been Suspended under Humboldt County Code Section 312-14.1. The

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letter stated that the permit holder had ninety (90) days to come into compliance or their permit would be scheduled for Revocation; and

WHEREAS, as of (90 days) the permit holder had not come into compliance and as of January 24, 2025, the permit remains out of compliance; and

WHEREAS, on January 28, 2025, a Notice of Public Hearing were sent to the permit holder of PLN-11065-CUP; and

WHEREAS, the Board of Supervisors held a duly-noticed public hearing on February 25, 2025, and reviewed, considered, and discussed the revocation for PLN-11065-CUP 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:

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| 1. FINDING: | Project Description: Revocation of a Conditional Use Permit and Coast Development Permit for cannabis cultivation on APN 308-131-012 and 308-131-020. |
| EVIDENCE: | Project File: PLN-11065-CUP |
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| 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). |
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| 3. FINDING: | The permit has been, exercised contrary to the terms or conditions of such approval, or in violation of any statute, Code section, law, or regulation. Permittees shall provide and maintain security (funds) in an amount the County determines to be sufficient to secure timely payment of annual taxes imposed by Chapter 9 of Division 1 of Title VII. To maintain a permit or certificate, such security shall be in place by January 1st of each year that the permit or certificate is granted |

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or prior to commencement of cultivation for permits granted after January 1st of that year.

EVIDENCE:

The Permit holder has failed to pay the required Measure S taxes as outlined in Humboldt County Code 719-4 and as conditioned in the permit. This sum amounts to \$151, 293.75.


DECISION

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

- a. Adopt the findings set forth in this resolution; and
- b. Revokes the Conditional Use Permit and Coastal Development Permit; and

The foregoing Resolution is hereby passed and adopted by the Board of Supervisors on February 25, 2025, by the following vote:

Dated: February 25, 2025



Supervisor Michelle Bushnell, Chair
Humboldt County Board of Supervisors

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

AYES: Supervisors: -- Bushnell, Bohn, Wilson, Madrone
NAYES: Supervisors: --
ABSENT: Supervisors: -- Arryo
ABSTAIN: Supervisors: --

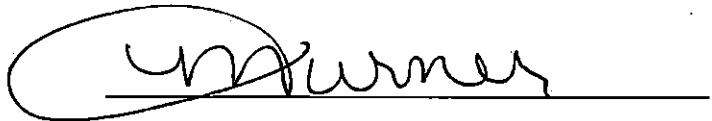
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STATE OF CALIFORNIA

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.

A handwritten signature in black ink, appearing to read "Nikki Turner", is written over a horizontal line. The signature is stylized with a large, loopy initial "N".

NIKKI TURNER

Deputy Clerk of the Board of Supervisors of
the County of Humboldt, State of California