

April 13, 2022



To whom it may concern;

I am writing in regards to the letter we received regarding the local planning commission meeting to be held May 5, 2022 for the Humboldt County Fairgrounds.

My husband and I live at 320 Arlington Avenue in Ferndale. Our home is directly across the street from the fairground's grandstands/race track. When purchasing our home in 2015 we were aware the fairgrounds is the home of the Humboldt County Fair, various concerts, weddings, motorcycle races, dog agility shows, monster truck events, etc. We were thrilled! How wonderful to have such an amazing venue right here in Ferndale that serves not only the Eel River Valley but much of Humboldt County. We fully support such events as these and are writing to you to show our approval of having these events directly across from our home. When one purchases a home on Arlington Avenue or the surrounding streets of the fairgrounds, one must realize there will be such 'live' events taking place. The amount of noise that comes from these events at one of the surrounding homes is very minimal as the amplitude of sound waves decrease with distance from its source, the energy of the wave is spread over a larger and larger area before it finally reaches the residents surrounding the fairgrounds.

In closing, we fully support the conditional use permit to authorize five concerts and two motorcycle racing events each year at the Humboldt County Fairgrounds.

Respectfully yours,

A handwritten signature in black ink that reads "Graham and Kristen Westfall". The signature is written in a cursive style.

Graham and Kristen Westfall  
Ferndale, California

To: Humboldt County Planning Commission

From: Phillip Ostler

I have lived here in Ferndale since 1977 and think objection to the races doesn't make sense. Living in Ferndale you accept the Fairgrounds and the noise associated with it. Sound is a part of living in a town.

Thanks,

Phillip Ostler

427 Main Steet

A member of the Ferndale City Council.

**From:** [Joyce Coppini](#)  
**To:** [Planning Clerk](#)  
**Subject:** Humboldt County Fair Association, Ferndale area, case Number PLN -2022-17561 Date of meeting Thursday May 5, 2022 6 PM.  
**Date:** Monday, April 25, 2022 2:12:16 PM

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Caution: This email was sent from an EXTERNAL source. Please take care when clicking links or opening attachments.

I would like to encourage the members of the Planning Commission to approve of the Humboldt Co fair board modified Conditional Use permit. 5 concerts and 2 motorcycle racing events and let the noise level be raised. We all knew when we bought our property that the Fair would be our neighbors. The noise has never been a problem. I just feel families and friends are enjoying themselves. Thank you for your time and consideration. Joyce F Coppini, A Fair neighbor for 62 years.

Sent from my iPhone

**From:** [Brenda Vait](#)  
**To:** [Planning Clerk](#)  
**Subject:** Humboldt fair events  
**Date:** Wednesday, April 27, 2022 1:33:29 PM

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Caution: This email was sent from an EXTERNAL source. Please take care when clicking links or opening attachments.

This is in support of the fairgrounds, it's rejuvenation, and the motorcycle races.  
Thank you.



**From:** [Skipj](#)  
**To:** [Planning Clerk](#)  
**Subject:** Fairgrounds  
**Date:** Wednesday, April 27, 2022 9:18:33 AM

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Caution: This email was sent from an EXTERNAL source. Please take care when clicking links or opening attachments.

To Whom This May Concern:

As a former neighbor of the Humboldt County Fairgrounds and current resident of Ferndale I support the request to conduct events involving motorsports and concerts at the Fairgrounds. There is a longstanding ability and desire to cooperate with the Fair by neighbors. Particularly at this time there is a need to support their efforts to stay ahead of economic difficulties and declining state support. It is my observation that those opposed to activities purchased or moved to their homes fully knowing their proximity to the fairgrounds and that from time there would be events that may be a temporary inconvenience. They need to pull up their pants, tie their shoes and deal with it!

Sincerely,  
Skip Jorgensen  
Ferndale

# racing at Humboldt County Fair.



 Zoe Rem started this petition

An environmental assessment for noise was issued for the county fair and it was deemed that a sound limit of 92 DBA would be enforced for everything, including flat track racing at the County Fair.

This was a huge blow, given that you cannot even buy a new motorcycle with that low of a DBA.

The fair board is going to the Planning Commission and County Supervisors to raise this to the number used at all other California fair grounds: 98 DBA.

But we need your help. Please sign your support to increase the sound limit to 98 DBA so that we can keep having AMA-sanctioned flat track at the Humboldt County Fair!

## Updates

[Post an update](#)

Keep your supporters engaged with a news update. Every update you post will be sent as a separate email to signers of your petition.

250 supporters


5 days ago

Zoe Rem started this petition

6 days ago


393 have signed. Let's get to 500!





 At 500 signatures, this petition is more likely to be featured in recommendations!



Let's get flat track faces to ...

 Share on Facebook

 Send an email to friends

 Tweet to your followers

 Copy link

*Coleta  
#Ferndale*

Name	City	State	Postal Code	Country	Signed On
Zoe Rem	San Francisco	CA		US	2022-04-27
Debi Johnson	Eureka	CA	95501	US	2022-04-27
Dan Deslierres	Arcata	CA	95521	US	2022-04-27
Reed Schneider	Arcata	CA	95521	US	2022-04-27
RACHEL GRAY	Menlo Park	CA	94025	US	2022-04-27
Lonny Avenmarg	Eureka	CA	95503	US	2022-04-27
Moria Sefton	Eureka	CA	95503	US	2022-04-27
Brandy Taylor	Loleta	CA	95551	US	2022-04-27
Kasey Deslierres	Arcata	CA	95521	US	2022-04-27
Kandi Andersen	Eureka	CA	95501	US	2022-04-27
Morgan Maxon	Eureka	CA	95503	US	2022-04-27
Katelyn Edmond	Eureka	CA	95503	US	2022-04-27
kathi borges	Eureka	CA	95503	US	2022-04-27
tammy dotson	Citrus Heights	CA	95621	US	2022-04-27
Rich Anderson	Santa Rosa	CA	95404	US	2022-04-27
Andrew Howard	Eureka	CA	95501	US	2022-04-27
Gonsalves John	Eureka	CA	95501	US	2022-04-27
Mike Marcelli	Myers Flat	CA	95554	US	2022-04-27
Matt Taylor	Eureka	CA	95501	US	2022-04-27
Max Williams	Seattle	WA	98118	US	2022-04-27
Shirley Marcelli	McKinleyville	CA	95519	US	2022-04-27
Matthew Brown	Modesto	CA	95350	US	2022-04-27
Dalton Davis	Lodi	CA	95240	US	2022-04-27
mike cobb	eureka	CA	95503	US	2022-04-27
Vaughn McCaffey	Sacramento	CA	95829	US	2022-04-27
Rob Kilgore	Eureka	CA	95501	US	2022-04-27
Charles Arnold	Eureka	CA	95501	US	2022-04-27
Arron Daniels	Eureka	CA	95503	US	2022-04-27
alice karlich	Eureka	CA	95503	US	2022-04-27
Carl Thode	Eureka	CA	95502	US	2022-04-27
Reid Cody	Arcata	CA	95521	US	2022-04-27
Deavon Shumar	Middletown	CA	95461	US	2022-04-27
Christopher Ball	Arcata	CA	95521	US	2022-04-27
Jimmy Dugan	Cartersville	GA	30120	US	2022-04-27
Tanya Blanchard				US	2022-04-27
Jeff Katarzy	Tracy	CA	95376	US	2022-04-27
Nick Ledou	Santa rosa	CA	95404	US	2022-04-27
Kenny Goldie	Eureka	CA	95501	US	2022-04-27
Erika Warren	Smithville	MO	64088	US	2022-04-27
Catherine Pereira	Rohnert Park	CA	94928	US	2022-04-27
Robert Birnie	Oklahoma City	OK	73170	US	2022-04-27
Trevor Taylor	Eagle Point	OR	97524	US	2022-04-27

Mike Hardy	Placerville	CA	95677	US	2022-04-27
Allison Trice	San Diego	CA	92103	US	2022-04-27
Branden Weller	Ukiah	CA	94582	US	2022-04-27
Matthew Yapelli	Kelseyville	CA	95451	US	2022-04-27
Christopher Ross	Sonora	CA	95370	US	2022-04-27
Logan Orsini	Eureka	CA	95503	US	2022-04-27
neil foreman	carlsbad	CA		ca US	2022-04-27
Amanda Spurgec	Lodi	CA	95242	US	2022-04-27
Christina Weller	Red bluff	CA	96080	US	2022-04-27
James Parker	Eureka	CA	95503	US	2022-04-27
William (Bill) Bas	Eureka	CA	95503	US	2022-04-27
DALE WARMUTI	Eureka	CA	95501	US	2022-04-27
Ana Saucedo	Daly City	CA	94014	US	2022-04-27
Derek Fonsen	Sacramento	CA	95815	US	2022-04-27
Steffan Nielsen	Sacramento	CA	95823	US	2022-04-27
Angelina DeMari	Sacramento	CA	95825	US	2022-04-27
Ellen Brackett	Redwood Valley	CA	95470	US	2022-04-27
Tim Tewksbury	Santa Rosa	CA	95407	US	2022-04-27
Steven Rosa				US	2022-04-27
Kellen Thompsor	Windsor	CA	95492	US	2022-04-27
Nicholas Jones	Eureka	CA	95501	US	2022-04-27
Brian Hurley	fort bragg	CA	95437	US	2022-04-27
Dominic DeMaric	Elk Grove	CA	95624	US	2022-04-27
jim stump	Alpharetta	GA	30022	US	2022-04-27
Jeffrey Mason	Pope Valley	CA	94567	US	2022-04-27
Samuel Edmond	Sacramento	CA	95818	US	2022-04-27
Mirasta Willard	Clearlake	CA	95422	US	2022-04-27
Shawn Isaacs	Arcata	CA	95521	US	2022-04-27
Jimmy McAllister	Prairie Village	KS	66208	US	2022-04-27
Forrest Keyrs	Eureka	CA	95503	US	2022-04-27
Jesse McKee	Whitethorn	CA	95589	US	2022-04-27
Robert Foster	Eureka	CA	95503	US	2022-04-27
Rick Leblanc	Oroville	CA	95966	US	2022-04-27
Lily Bitz	Oakland	CA	94603	US	2022-04-27
Eric Fountain	Oakdale	CA	95361	US	2022-04-27
Mara Green	Fortuna	CA	95540	US	2022-04-27
Marie Carrick	Eureka	CA	95503	US	2022-04-27
McKinlee Burkhardt				US	2022-04-27
Robert Beard	Liberty	KY	42539	US	2022-04-27
Jim Michael	Garberville	CA	95542	US	2022-04-27
Alex Treu	Somerset	CA	95684	US	2022-04-27
Nick Roby	Eureka	CA	95501	US	2022-04-27
Matt Marinsik	Clear lake	CA	95422	US	2022-04-27

CHRIS LEHTO	Eureka	CA	95503	US	2022-04-28
Mike Throssel	Ferndale	CA	95536	US	2022-04-28
Sean Guynes	Kerman	CA	946	US	2022-04-28
karen anderson	La center	WA	98629	US	2022-04-28
Trevor Trehearne	Eureka	CA	95501	US	2022-04-28
Kamal Owen	Garberville	CA	95542	US	2022-04-28
Richard Grow	Eureka	CA	95503	US	2022-04-28
Gary Rush	Eureka	CA	95503	US	2022-04-28
Madison OFerral	Elkmont	AL	35620	US	2022-04-28
Andy White	Carlotta	CA	95528	US	2022-04-28
Lisa Machi	Whitethorn	CA	95589	US	2022-04-28
mooney kristine	Shelter Cove	CA	95589	US	2022-04-28
Seth Glasson	Santa Clara	CA	95051	US	2022-04-28
Joey Kovaly	Sacramento	CA	95842	US	2022-04-28
Hey Navarro	Grants Pass	OR	97526	US	2022-04-28
Ashley Mitchell	Fortuna	CA	95540	US	2022-04-28
Theo Cook	Whitethorn	CA	95589	US	2022-04-28
Vickie Palmer	Eureka	CA	95502	US	2022-04-28
alejandro criss	Seattle	WA	98160	US	2022-04-28
James Gerolamy	Rio Linda	CA	95673	US	2022-04-28
McKay Marcelli	Eureka	CA	95501	US	2022-04-28
Shane Finley	Eureka	CA	95501	US	2022-04-28
Karla Mitchell	Eureka	CA	95503	US	2022-04-28
Paul Lefevre	Miranda	CA	95553	US	2022-04-28
Jack McBride	Eureka	CA	95501	US	2022-04-28
Rick Barker	Clovis	CA	93611	US	2022-04-28
Bree Haney	Clovis	CA	93611	US	2022-04-28
Johnathan Villarr	Fresno	CA	93722	US	2022-04-28
Jason Daniels	McKinleyville	CA	95519	US	2022-04-28
Kaya Phelps	Seattle	WA	98160	US	2022-04-28
Gene Davenport	Arcata	CA	95521	US	2022-04-28
Hannah Gerolam	Sacramento	CA	95841	US	2022-04-28
Floyd Gardner	Klamath Falls	OR	97601	US	2022-04-28
Corey Cravy	Clovis	CA	93619	US	2022-04-28
Chris McDougal	Salinas	CA	93901	US	2022-04-28
Ponnay Anthony	Arcata	CA	95521	US	2022-04-28
Justin Torri	Turlock	CA	95380	US	2022-04-28
Frank Coraetti	San Mateo	CA	94403	US	2022-04-28
Gary Barker	Los Angeles	CA	90059	US	2022-04-28
Landon Newell				US	2022-04-28
Chad Spurgeon	Lodi	CA	95242	US	2022-04-28
Jacob Cascio	Gilroy	CA	95020	US	2022-04-28
Aaron Brown	Eureka	CA	95503	US	2022-04-28

valdez David	Willits	CA	95490 US	2022-04-27
Breanna Meyer	Lower Lake	CA	95457 US	2022-04-27
kile scott	Kelseyville	CA	95451 US	2022-04-27
David Hayes	Hayward	CA	94544 US	2022-04-27
Kimberly English	Concord	CA	94518 US	2022-04-28
Tucker Mount	Arroyo Grande	CA	93420 US	2022-04-28
Krystal Hake	McKinleyville	CA	95519 US	2022-04-28
Connie Keyes	McKinleyville	CA	95519 US	2022-04-28
James Prueher	Eureka	CA	95503 US	2022-04-28
Jim Furia	Redding	CA	96003 US	2022-04-28
Christina McCork	Clovis	NM	88101 US	2022-04-28
Michael Mannion	Rodeo	CA	94572 US	2022-04-28
Michael Provolt	Eureka	CA	9550 US	2022-04-28
Austin Cook	Fortuna	CA	95540 US	2022-04-28
Heather Rocha	Oroville	CA	95966 US	2022-04-28
Faith Tomasini	Eureka	CA	95501 US	2022-04-28
Cyndi Sinclair	Saint David	AZ	85630 US	2022-04-28
Kevin Bland	MCKINLEYVILLE	CA	95519 US	2022-04-28
Sheila Sefton	Eureka	CA	95503 US	2022-04-28
Nick Slater	Kelseyville	CA	95451 US	2022-04-28
Eddie Dixon	Turlock	CA	95382 US	2022-04-28
Nicole Walker	Whitethorn	CA	95589 US	2022-04-28
Brandon small	Clearlake	CA	95422 US	2022-04-28
Alex Gower	Mckinleyville	CA	95519 US	2022-04-28
Valicia Catching	Kelseyville	CA	95451 US	2022-04-28
Jeff Terramiggi	Kelseyville	CA	95451 US	2022-04-28
Jamie Mcdonald	Lakeport	CA	95453 US	2022-04-28
Beau Thompson	Oakland	CA	94610 US	2022-04-28
Chris Sprague	Kelseyville	CA	95451 US	2022-04-28
Janey Silva	Fields landing	CA	95537 US	2022-04-28
Chase Furia	Redding	CA	96001 US	2022-04-28
Joe Lowater	Sacramento	CA	95835 US	2022-04-28
Dan De Yo	Yorba Linda		92886 US	2022-04-28
Richard Beverlin	Kelseyville	CA	95451 US	2022-04-28
Shane Freudenb	Willits	CA	95490 US	2022-04-28
Brian Pecore	Santa Rosa	CA	95403 US	2022-04-28
Ed Furia	Rohnert Park	CA	94928 US	2022-04-28
Kenneth Demellc	Fortuna	CA	95540 US	2022-04-28
Chris Bruebaker	Hydesville	CA	95547 US	2022-04-28
Allen Demello	Daly City	CA	94014 US	2022-04-28
James Smith	Chino	CA	91710 US	2022-04-28
Jena Alvarez	Kelseyville	CA	95451 US	2022-04-28
Donn Cole	Eureka	CA	95503 US	2022-04-28



cliff myer	Hydesville	CA	95547	US	2022-04-28
smith Ashley	Oroville	CA	95966	US	2022-04-28
Ferrin Jeff	Paso Robles	CA	93446	US	2022-04-28
Sierra Marshall	Miranda	CA	95553	US	2022-04-28
Ray Elliott	Eureka	CA	95503	US	2022-04-28
sharon davis	Acampo	CA	95220	US	2022-04-28
Rodney Furia	Santa Rosa	CA	95404	US	2022-04-28
Phillip Cerri	Seale	AL	36875	US	2022-04-28
Michael Finley	Eureka	CA	95503	US	2022-04-28
Kin Temprachant	Fort Worth		76111	US	2022-04-28
Nathan Awbrey	La Grange	GA	30241	US	2022-04-28
Dale Preston	Kelseyville	CA	95451	US	2022-04-28
Jessica Rouse	Catlett	VA	20119	US	2022-04-28
Clifford Spickler	Columbus	GA	31909	US	2022-04-28
Don Gaston	Argyle	TX	76226	US	2022-04-28
Gavin Boger	St. Paul Park	MN	55071	US	2022-04-28
Bill Dennison	Redding	CA	96002	US	2022-04-28
Barry Pires	Eureka	CA	95503	US	2022-04-28
Kristie Gerolamy	Hickory	NC	28601	US	2022-04-28
David Illingworth	Fresno	CA	93722	US	2022-04-28
Jason Paquette	Klamath Falls	OR	97603	US	2022-04-28
Dallas Aust	Clovis	CA	93619	US	2022-04-28
anthony c. dente	Bay Shore	NY	11706	US	2022-04-28
Joe Zanone	Ferndale	CA	95536	US	2022-04-28
Alvarez Ronald	Kingston	PA	18704	US	2022-04-28
Frank Showers	Hyampom	CA	96046	US	2022-04-28
Jon Pierce	Greensboro	NC	27410	US	2022-04-28
Fabian Moreno	Lakeport	CA	95453	US	2022-04-28
jason fosco	Queens	NY	11357	US	2022-04-28
Vanessa Jensen	Redding	CA	96001	US	2022-04-28
Shannon Greene	Lenoir		28645	US	2022-04-28
Jamie Kacludis	Lenoir	NC	28645-3842	US	2022-04-28
Robert Hansen	Concord	CA	94520	US	2022-04-28
Dale Quarton	Orange	CA	92867	US	2022-04-28
Robert Pleger	Whitethorn	CA	95589	US	2022-04-28
Mike Downing	Sacramento	CA	95825	US	2022-04-28
Jessica Moroni	Sacramento	CA	95842	US	2022-04-28
Jeff Corcoran	Roseville	CA	95747	US	2022-04-28
Zed Trick	Brooklyn	NY		US	2022-04-28
Ben Breckenridg	Eureka	CA	95501	US	2022-04-28
Janine Davis	Eureka	CA	95501	US	2022-04-28
Joe Phillips	Redway	CA	95560	US	2022-04-28
Robert Hayes	EUREKA	CA	95503-6823	US	2022-04-28

Forrest Anderson	Manchester	WA	98353	US	2022-04-28
Desirae Keyes	Willow Creek	CA	95573	US	2022-04-28
Justin Ratcliffe	Nice	CA	95464	US	2022-04-28
Bobby Caldeira	Salinas	CA	93901	US	2022-04-28
Joe Bonomini	Eureka	CA	95501	US	2022-04-28
Edith Smith	McKinleyville	CA	95519	US	2022-04-28
Sean Lincoln	Philadelphia	PA	19103	US	2022-04-28
Samuel Arnold	Eureka	CA	95501	US	2022-04-28
mark switzer	Garberville	CA	95521	US	2022-04-28
Mike Phillips	Greenwood	CA	95635	US	2022-04-28
Dominic Ranieri	East Northport	NY	11731	US	2022-04-28
John Luntley	Redding	CA	96001	US	2022-04-28
Jerimiah Lane	Eureka	CA	95503	US	2022-04-28
Griffitts Aubrey	Hydesville	CA	95547	US	2022-04-28
Michael Moses	Eureka	CA	95501	US	2022-04-28
Pat McDougal	Salinas	CA	93906	US	2022-04-28
Danny Smith	Oakland	CA	94603	US	2022-04-28
Dean August	Loleta	CA	95551	US	2022-04-28
Wendy Howard	Eureka	CA	95501	US	2022-04-28
Juanita Howell	Garberville	CA	95542	US	2022-04-28
Clayton Williams	Bakersfield	CA	93312	US	2022-04-28
Pruitt Christophe	Whitethorn	CA	95589	US	2022-04-28
Trevor Hubbard	East Northport	NY	11731	US	2022-04-28
Nancy McDougal	Salinas	CA	93901	US	2022-04-28
fred demello	fortuna	CA	95540	US	2022-04-28
Victor Garcia	Rancho Cucamo	CA	91739	US	2022-04-28
Erin Sheahan	Savannah	GA	31405	US	2022-04-28
Zach Robinson	Whitethorn Calif	CA	95589	US	2022-04-28
Ed Kidwell	Sacramento	CA	95814	US	2022-04-28
Katrina Pond	Fortuna	CA	95540	US	2022-04-28
Stephen Sikorski	Orangevale	CA	95662	US	2022-04-28
Todd Hansen	Bayside	CA	95524	US	2022-04-28
Jonni Mayberry	Fortuna	CA	95540	US	2022-04-28
Troy Arter	Fort Bragg	CA	95437	US	2022-04-28
Raleigh Willough	Sacramento	CA	95835	US	2022-04-28
Jacob Woody	San Leandro	CA	94577	US	2022-04-28
Benjamin Parette	Atlanta	GA	30314	US	2022-04-28
Kelley Mcbeth	Eureka	CA	95501	US	2022-04-28
Victoria Parette	Tucker	GA	30084	US	2022-04-28
Judy Kaccludis	Lenoir	NC	28645	US	2022-04-28
Debra Avenmarg	Eureka	CA	95503	US	2022-04-28
Mahar James	Rio Dell	CA	O5562	US	2022-04-28
Marian Greenlaw	Washington	CA	95986	US	2022-04-28



Grant Holmes	Concord	CA	94520	US	2022-04-29
Tara Stansberry	Eureka	CA	95501	US	2022-04-29
Jordan Black	Fortuna	CA	95540	US	2022-04-29
Sandra Liljeberg	Fort Bragg	CA	95437	US	2022-04-29
Rod Lake	Santa Monica	CA	90403	US	2022-04-29
Daniel Carrillo	Auburn	CA	95602	US	2022-04-29
John Mills	Piercy	CA	95587	US	2022-04-29
Nicole Lulis	Hayward	CA	94541	US	2022-04-29
Weston Roberts	Salinas	CA	93906	US	2022-04-29
John Hof	Daly City	CA	94014	US	2022-04-29
Dustin Tibbets	Eureka	CA	95501	US	2022-04-29
Darrell Ponton	Emeryville	CA	94608	US	2022-04-29
Dakota James	Sacramento	CA	95842	US	2022-04-29
Maryellen Mckee	Whitethorn	CA	95589	US	2022-04-29
Erica Adams	Sacramento	CA	95838	US	2022-04-29
Jeff Dickson	Ventura		93001	US	2022-04-29
April Barnhart	FORTUNA	CA	95540	US	2022-04-29
anna liedkie	Ferndale	WA	98248	US	2022-04-29
Richard McConn	Olympia Fields		60461	US	2022-04-29
Jeffrey Smith	Valley Springs	CA	95252	US	2022-04-29
Lucas Price	Eureka	CA	95503	US	2022-04-29
Jacob Allegra	Elk Grove	CA	95624	US	2022-04-29
Tony Dente	Calabash	NC	28467	US	2022-04-29
Katherine Zulim	Whitethorn	CA	95589	US	2022-04-29
Joann Briggs	Detroit	ME	4929	US	2022-04-29
Randy Pavlich	McKinleyville	CA	95519	US	2022-04-29
Zack Earwood	Los Angeles	CA	90060	US	2022-04-29
Kenny Corley	Fortuna	CA	95540	US	2022-04-29
Cullen Poole	Warroad		56763	US	2022-04-29
Bradley Miller	Willits	CA	95490	US	2022-04-29
Dart Nathan	Colusa	CA	95932	US	2022-04-29
Kevin Nichols	Sacramento	CA	95825	US	2022-04-29
Hailey Lea	Saint George		84770	US	2022-04-29
Richard Fern	Sacramento	CA	95828	US	2022-04-29
Kory Beach	SAMOA	CA	95564	US	2022-04-29
Nick Wright	McKinleyville	CA	95519	US	2022-04-29
joms quake	hollywood		12345	US	2022-04-29
Michael White	Clovis	CA	93611	US	2022-04-29
Roger Flud	Clovis	CA	93611	US	2022-04-29
Tammy Nelson	Fayette		35555	US	2022-04-30
Michael Johnson	Austin	TX	78728	US	2022-04-30
Charlene Hanser	Prince George		V2N	Canada	2022-04-30
Trinity Bishop	San Jose	CA	95148	US	2022-04-30

Amanda Beckste	Arcata	CA	95521	US	2022-04-28
MaKenna Brougt	Sacramento	CA	95821	US	2022-04-28
Steve Casey	San Andreas	CA	95249	US	2022-04-28
jereme stinesprin	trinidad	CA	955570	US	2022-04-28
Brian Vosters	Reno	NV	89503	US	2022-04-28
tivoli wiley	REDWAY	CA	95560	US	2022-04-28
Ignacio DeJesus	Daly City	CA	94014	US	2022-04-28
D F	San Jose	CA	95126	US	2022-04-28
Allen Koble	McKinleyville	CA	95519	US	2022-04-28
Andrew Luker	Salinas	CA	93906	US	2022-04-28
Cyndi Sundman	Walla Walla	WA	99362	US	2022-04-28
Ruark Swensen	Willits	CA	95490	US	2022-04-28
Rosemary Ketch	Arcata	CA	95521	US	2022-04-28
Tanya Harty	Piercy	CA	95587	US	2022-04-28
krista burns	Salinas	CA	93901	US	2022-04-28
Victoria Shandel	Fort Bragg	CA	95437	US	2022-04-28
isabel saldana	Fort Bragg	CA	95437	US	2022-04-28
Ethan Willison	Oklahoma City	OK	73119	US	2022-04-28
Tom Ross	Fortuna	CA	95540	US	2022-04-28
Gracie Butterfielc	Fort Bragg	CA	95437	US	2022-04-28
Charlie Ellars	Upperlake	CA	95485	US	2022-04-28
Leonor Garcia	Chula Vista	CA	91911	US	2022-04-28
Louis Sachse	Modesto	CA	95355	US	2022-04-29
Neil Raskopf	Brentwood	CA	94513	US	2022-04-29
Jessica Hickenbc	Oakland	CA	94601	US	2022-04-29
Joanna Clemons	Fort Bragg	CA	95437	US	2022-04-29
Matt Ray	Sacramento	CA	95823	US	2022-04-29
Brandon Salazar	San Jose	CA	95126	US	2022-04-29
Ronald Sousa	Fort Bragg	CA	95437	US	2022-04-29
Garret Mizuno	Coos Bay	OR	97420	US	2022-04-29
Jason Stopher	Redondo Beach	CA	90277	US	2022-04-29
Tyler Walsh	Kelseyville	CA	95451	US	2022-04-29
Jack pence	Chandler	AZ	85224	US	2022-04-29
Rhonda Hurley	Mendocino	CA	95460	US	2022-04-29
Ryan Deardorff	Redbluff	CA	96080	US	2022-04-29
Stan Richardson	Crockett	CA	94525	US	2022-04-29
Jason Keppeler	Citrus Heights	CA	95572	US	2022-04-29
Dan Cahoon	San Andreas	CA	95252	US	2022-04-29
Janice Quintero	Colorado Springs	CO	80924	US	2022-04-29
Ryan Madrid	Pittsburg	CA	94565	US	2022-04-29
Scott Gantt	Sacramento	CA	95823	US	2022-04-29
Austin Hardwick	San Jose	CA	95123	US	2022-04-29
Blake Ash	Soledad	CA	93960	US	2022-04-29

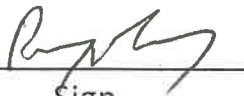
Kristopher Danie	Chehalis	WA	98532	US	2022-04-30
Jarrett Cloud	Florham Park		7932	US	2022-04-30
Christina Valdez	Kelseyville	CA	95451	US	2022-04-30
Vonya Jorgenser	Las Vegas		89166	US	2022-04-30
Robert Gould	Rohnert Park	CA	94928	US	2022-04-30
Joe Paim	Union City	CA	94587	US	2022-05-01
Gavin Bertsch	San Jose	CA	95126	US	2022-05-01
Donna Egan	Red Bluff	CA	96080	US	2022-05-01
Michael Marcum	Reno	NV	89503	US	2022-05-01
Marshall Smith	Caruthers	CA	93609	US	2022-05-01
Teresa Smith	Diamond Bar	CA	91765	US	2022-05-01
No No	Alaska		20903	US	2022-05-01
Brent Bernacchi	Arcata	CA	95521	US	2022-05-01
Sheah Rainbolt	Sparks	NV	89436	US	2022-05-01
Jim Angel	Ottawa	IL	61350	US	2022-05-01
NATASHA BORE	Sparks	NV	89431	US	2022-05-01
Lori Jefferies-wol	Sun Valley	NV	89433	US	2022-05-01
Jonnie Sharp	Cherry valley	AR	38125	US	2022-05-01
Yolanda Nickersc	Lucerne	CA	95458	US	2022-05-01
Bridgett Head	Cherry valley	AR	72324	US	2022-05-01
Laura Kinsey	Ashland	OR	97520	US	2022-05-01
jaymes arnaiz	stockton	CA	95215	US	2022-05-01
Thomas Navarro	Brentwood	CA	94513	US	2022-05-01
Rebecca Ochoa	Tracy	CA	95376	US	2022-05-01
Stephen Williams	San Jose	CA	95122	US	2022-05-01
Roy Carlson	Magalia	CA	95954	US	2022-05-01
Jarrett Mayo	Eureka	CA	95501	US	2022-05-01
SCOTT ROLLER	Eureka	CA	95503	US	2022-05-01
Cory Johnson	Sacramento	CA	95841	US	2022-05-01
Adam Lesley	Oceanside	CA	92056	US	2022-05-01
Brenda Taylor	Sacramento		95593	US	2022-05-02
Carlos Lora	Sacramento	CA	95815	US	2022-05-02
Olivia Aiono	Yuba City	CA	95993	US	2022-05-02
Nolan Tkachenk	Clearlake	CA	95422	US	2022-05-02
Brock Thompson	Coloma	CA	95613	US	2022-05-02
Marley Crabbe	San Francisco	CA	94132	US	2022-05-02
Resseya Kramer	Oak Harbor		98277	US	2022-05-02
Christopher Tom	Pleasantville		10570	US	2022-05-02
Tim Wozny	Eureka	CA	95501	US	2022-05-02
Pedro Brown	Stockton	CA	95205	US	2022-05-02
Bambi Ward-Roll	Eureka	CA	95503	US	2022-05-02
Noah D Anderson	North Mancheste	IN	46962	US	2022-05-02
Fernando Esteve	Porto Real			Brazil	2022-05-02

Charles Stewart	Ellijay		30540	US	2022-05-03
Debbie McClure	Clark	PA	16113	US	2022-05-03
Jesse Jasak	Lancaster		93536	US	2022-05-03
Jeremy Flores				US	2022-05-03
Callie Furia	Redding	CA	96001	US	2022-05-03

Attention Humboldt County Planning Commission  
May 5<sup>th</sup> Hearing:

## I want to have AMA sanctioned flat track races at the Humboldt County Fair Racetrack

I support the modification of Humboldt County Fair Association Conditional Use  
Permit PLN-2019-15519.

Donny Motley   
Print Sign

1939 Market St Ferndale Ca

Jackie Perlenfein

1148 Main Street, Ferndale

Meaghan Langer

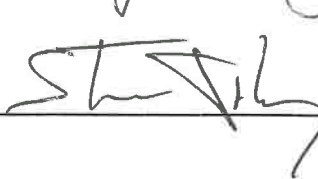
115 Shaw Ave, Ferndale CA

Justin Langer

115 Shaw Ave Ferndale CA

Sandy Westfall

1234 ROSE AVE, Ferndale

 Steve Toler

10 Singler Rd, Colusa CA

SKIP WORTMAN 

850 DEWEY FERNDALE CA

Andy WESTFALL

1234 ROSE AVE, FERNDALE  
CA.

Attention Humboldt County Planning Commission  
May 5<sup>th</sup> Hearing:

## I want to have AMA sanctioned flat track races at the Humboldt County Fair Racetrack

I support the modification of Humboldt County Fair Association Conditional Use  
Permit PLN-2019-15519.

Dale Warmuth Dale Warmuth 5797 Matsen Way Eureka Ca 95503  
Print Sign

Joe Dilardo [Signature] 5060 Meyers Ave, Eureka, CA 95503

Liberty Bell [Signature] 3215 Central Ave Eureka 95503

PAUL NELSON [Signature] 540 ARLINGTON AVE 95536  
FERNDALE

MARK WILLIAMS [Signature] 591 ARLINGTON AVE FERNDALE  
95536

Kit Chambers [Signature] 410 ARLINGTON AVE FERNDALE

Kelly Chambers Kelly Chambers 410 Arlington Ave. Ferndale

Jerry Rocha [Signature] 420 Arlington Ave  
Ferndale

Attention Humboldt County Planning Commission  
May 5<sup>th</sup> Hearing:

## I want to have AMA sanctioned flat track races at the Humboldt County Fair Racetrack

I support the modification of Humboldt County Fair Association Conditional Use  
Permit PLN-2019-15519.

Rob Sircire [Signature]  
Print Sign

Richard Klammes Jr [Signature] 108 Fairview Drive

Kaileigh Klammes [Signature] 108 Fairview Drive

Donna Nelson [Signature] 540 Arlington Ave Ferndale

Thomas Mott 1194 Freshwater RD

Trevor Atkins [Signature] 1244 Vernon Eureka

Lucas Some 5414 Alpha Court

Larry Stultz 920 Summer St. EUREKA



Attention Humboldt County Planning Commission  
May 5<sup>th</sup> Hearing:

## I want to have AMA sanctioned flat track races at the Humboldt County Fair Racetrack

I support the modification of Humboldt County Fair Association Conditional Use  
Permit PLN-2019-15519.

LEE C. CHAPPELLE Lee C. Chappelle  
Print Sign

725 16<sup>th</sup> ST EUREKA  
address

CHASE DUNBAR Chase Dunbar

2701 K St Eureka  
2376 Harbor View Dr  
Eureka  
GARY THOMPSON

Gary Thompson  
Dennis F. Knapek

550 Trinity St, Eureka Ca

Dennis F. Knapek  
STORME WINTER

1719 HARRIS ST EUREKA CA  
95501

~~STORME WINTER~~  
John McBeth

1837 O<sup>St</sup> EKA 95501

John McBeth

M. Carrick Marie Carrick 2135 Law Blvd EKA  
95501

Clyde O. Carrick Clyde O.  
Carrick

2135 Law Blvd, EKA  
95503



Attention Humboldt County Planning Commission  
May 5<sup>th</sup> Hearing:

## I want to have AMA sanctioned flat track races at the Humboldt County Fair Racetrack

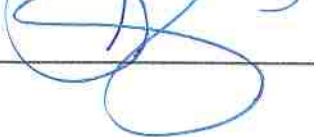
I support the modification of Humboldt County Fair Association Conditional Use  
Permit PLN-2019-15519.

David Maxon   
Print Sign

416 Boyle Drive Eureka, CA  
address

Ross Creech 

570 Melanoid Road Oriskany CA

Amber Frost 

5209 Paradise Lane, Eureka 95503

Dena Ford Dena Ford

1016 Lawndale Dr. Fortuna, CA 95540

Nate Frey 

4150 Cedar St Eureka 95503

DAVID PEDERSEN D.P.

EUREKA

Bill Yeater

2288 Mabelle Eureka

Adrian Rangel

405 Randall St

Attention Humboldt County Planning Commission  
May 5<sup>th</sup> Hearing:

## I want to have AMA sanctioned flat track races at the Humboldt County Fair Racetrack

I support the modification of Humboldt County Fair Association Conditional Use  
Permit PLN-2019-15519.

Ramon Garcia R Garcia  
Print Sign

1017 Emerald Ln Fortuna CA 95540  
address

Kenny Fox Kenny Fox

wabash Ave Eureka CA 95501  
Eureka CA 95503

Jason Tidwell

5330 Carolyn Ct Apt 15

Carrie Sams Carrie Sams

1319 Trails End Road  
Eureka, CA 95508

Jason Estrada Jason Estrada

682 Linda Rd  
Eureka, CA 95503

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Attention Humboldt County Planning Commission  
May 5<sup>th</sup> Hearing:

## I want to have AMA sanctioned flat track races at the Humboldt County Fair Racetrack

I support the modification of Humboldt County Fair Association Conditional Use  
Permit PLN-2019-15519.

Judy Rice Judy Rice 230 Boyle Dr., Eureka, CA.  
Print Sign address

Robert Whipple [Signature] 1632 Broadway St Eureka

Carlos Rea [Signature] 1551 Horrell ave mck

Gabe Westfall [Signature] 500 Wilder RD Curietta

Toby Baker [Signature] 953 Q st

Ken Reno [Signature] 2414 Eel River Dr.  
~~1000 Coastal~~

Dave Metkemp [Signature] 1426 Russ st Eureka

Justin Franklin 2734 Linden way Multiple

Jerry Edmondson 154 melvin Ln Arcata

RYAN SPAULDING 4656 CRANE ST EUREKA  
CA



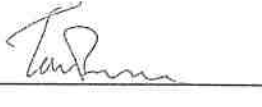
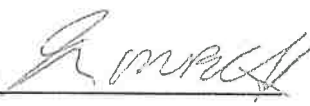


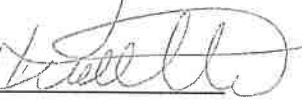

Justin Frank 2315 Bayview Ln Eureka

Multiple

Attention Humboldt County Planning Commission  
May 5<sup>th</sup> Hearing:

## I want to have AMA sanctioned flat track races at the Humboldt County Fair Racetrack

I support the modification of Humboldt County Fair Association Conditional Use  
Permit PLN-2019-15519.

<u>Chris McBeth</u>	<u></u>	<u>1824 P STREET Eureka CA 95501</u> address
<u>CHRIS AUSAICHT</u>	<u></u>	<u>454 STANLEY BLD ARCATTA CA 9552</u>
<u>Tan Benzinger</u>	<u></u>	<u>5235 kneeland Rd Kneeland CA 95549</u>
<u>Jim McBeth</u>	<u></u>	<u>121 Down lane Kneeland CA 9551</u>
<u>BEI DARTON</u>	<u></u>	<u>1790 OAKDALE Dr. McKinleyville CA 95519</u>
<u>Rob McBeth</u>	<u></u>	<u>1123 Freshwaters Rd Eureka CA 95502</u>
<u>KEN CHRISTIEN</u>	<u></u>	<u>489 PEUGH RO. <del>LOUISA</del> CA. 95551</u>
<u>Jeremy Wright</u>	<u></u>	<u>3627 H<sup>th</sup> Eureka CA</u>

Attention Humboldt County Planning Commission  
May 5<sup>th</sup> Hearing:

## I want to have AMA sanctioned flat track races at the Humboldt County Fair Racetrack

I support the modification of Humboldt County Fair Association Conditional Use  
Permit PLN-2019-15519.

Dave Creech   
Print Sign

949 W. Del Norte st 95501  
address

Art Owens 

249 2nd St. Rio Dell 95562

Kenny Galdin 

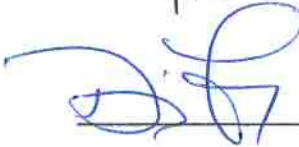
PO Box 336 Gutter CA 95534

Frank Ferreira 


7285 Summit Ridge Eureka CA 95503

Kenny Jameson 

6826 London Dr Eureka 95503



4150 COYOTE ST EUREKA CA 03



5958 HUMBOLDT HILL ROAD EUREKA CA. 95503



3563 Oregon St Eureka 95503

Attention Humboldt County Planning Commission  
May 5<sup>th</sup> Hearing:

## I want to have AMA sanctioned flat track races at the Humboldt County Fair Racetrack

I support the modification of Humboldt County Fair Association Conditional Use  
Permit PLN-2019-15519.

Philip Speers  Eureka  
Print Sign address

Tim Ellsworth  Eureka

Kameron Crocker  Eureka

Mark Grossman  MGK

Daniel Kirkpatrick  Eureka

Julio Vander  Eureka


JOSEPH PIAZZI  FORTUNA

Don Schupp  Scotia

Attention Humboldt County Planning Commission  
May 5<sup>th</sup> Hearing:

## I want to have AMA sanctioned flat track races at the Humboldt County Fair Racetrack

I support the modification of Humboldt County Fair Association Conditional Use  
Permit PLN-2019-15519.

Rachel Gray  Eureka CA  
Print Sign address

Daryl Chadbourne  Eureka CA

MUNT ANDERSON  EUREKA CA 95503

DEANIS ELLSWORTH  Eureka Ca 95509

KAMERON AULDREDGE  FORTUNA CA 95540

NATHAN MYER  Eureka CA 95503

ROGER KIRKPATRICK  Eureka CA 95503

NEIL R TONG  Fortun CA 95540

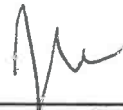





Attention Humboldt County Planning Commission  
May 5<sup>th</sup> Hearing:


## I want to have AMA sanctioned flat track races at the Humboldt County Fair Racetrack

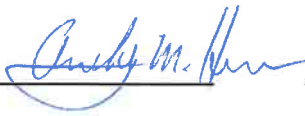
I support the modification of Humboldt County Fair Association Conditional Use  
Permit PLN-2019-15519.

JAY RUSS   
PRINT SIGN


Justin Pollock 

Kelly Gracie 

Jimmy Brown 


Anthony Hendrickson 

Hayden DeBeauvoir 


Christin Gauthier 


Dustin Bagnell 


Kyler Gauthier 

Andrew Leahy 

MATTHEW BRAUNER 

Collin Montgomery 

SYDNEY WILLIAMS 

Ben Cagnon 

Darienne Kartes 

Juan Montalvo 

Al Muffler  
Print name Sign name

Jessica Diebey  
Print name Sign name

Johnnie Collins

Jacob Johnson

Trent Macy  
Print name

Daniel Dodge

Traci Macy  
Print name

For Sam

Max Capps  
Print name Sign name

James Ward

Molly DeLans  
Print name

[Signature]

Geoff Willis  
Print name

Jeff Ramos

Garah Dillon  
Print name

Charles Ward

Tony Ramec  
Print name

John Robinson  
Print name

[Signature]

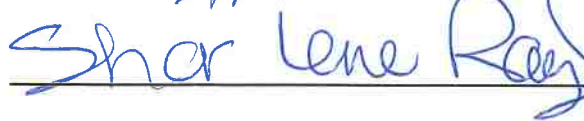
J. VAUGHN  
Print name

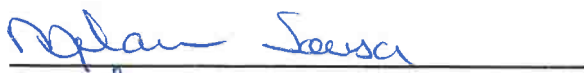
[Signature]

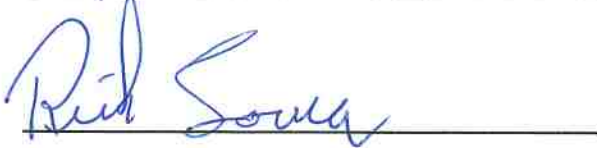
April 12, 2022

I support the modification of Humboldt County Fair Association Conditional Use Permit PLN-2019-15519.


  
Ayala Lawrence

  
Sherlene Reay

  
Ryan Soars

  
Reid Souza

  
Leland Long

  
Julie Kretz

  
LEONARD LUND

  
Phillip Oster

  
Brenna Russ - Brenna Russ

  
HEATHER SILACCI

  
HEATHER SILACCI

  
Tim Poir

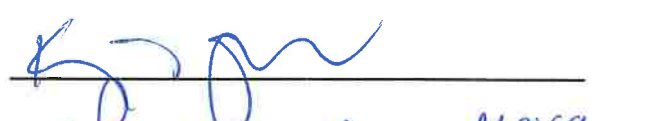
  
Katy Phillips

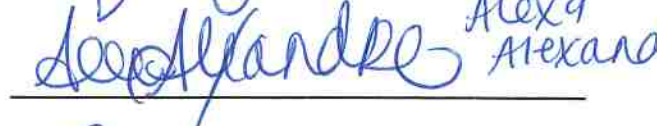
  
Bell Baker

  
Sandy Westfall

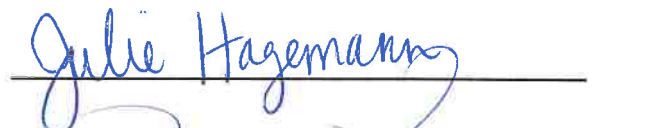
  
D. Briggs

  
ALEX  
ALEXANDRE

  
Joseph  
ALEXANDRE

  
Julie Hagemann

  
Brenda Vat

  
Brenda Vat

  
Brenda Vat

Chris Boynton  
Chris Boynton

Judy Mayer  
Ann NEEL

Sara Warner

Jeanne McAlister

Dennis DeBunzio

Boony McFALL

Michael Warner - Ferndale

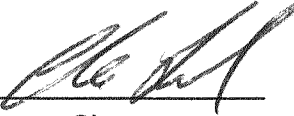

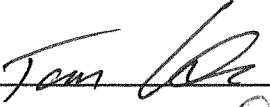
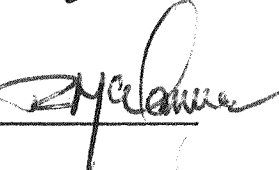
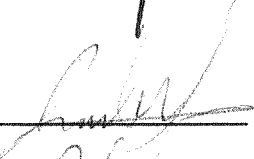
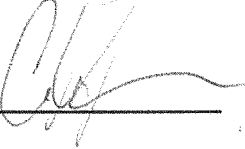

Jim Regl Ferndale

Judsey Chelly Russ

Attention Humboldt County Planning Commission  
May 5<sup>th</sup> Hearing:

## I want to have AMA sanctioned flat track races at the Humboldt County Fair Racetrack

I support the modification of Humboldt County Fair Association Conditional Use  
Permit PLN-2019-15519.

<u>CHAD LUND</u>	<u></u>	<u>4115 E ST EUREKA 95503</u>
Print	Sign	address
<u>Tracy Hanger</u>	<u></u>	<u>McMinnville</u>
<u>Tom Curtis</u>	<u></u>	<u>617 GUTHRIE AVE EUREKA 95503</u>
<u>ROB McLANE</u>	<u></u>	<u>EUREKA</u>
<u>Jacob Hutchinson</u>	<u></u>	<u>Eureka 2018 44</u>
<u>Cole Forbes</u>	<u></u>	<u>Eureka 2010 J SA</u>
<u>ROBERT E. HARK</u>	<u></u>	<u>251 MONUMENT RD RIDGELL</u>
<u>JOHN RISI</u>		<u>101 WABASH AVE EUREKA</u>

Attention Humboldt County Planning Commission  
May 5<sup>th</sup> Hearing:

## I want to have AMA sanctioned flat track races at the Humboldt County Fair Racetrack

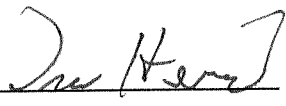

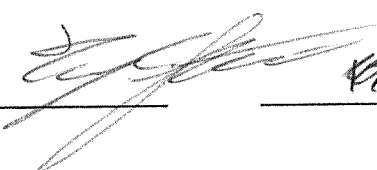

I support the modification of Humboldt County Fair Association Conditional Use  
Permit PLN-2019-15519.

<u>Larry Roth</u> Print	<u>Larry Roth</u> Sign	<u>2037 Ernest way</u> address	<u>Arcata</u>
<u>Adam Kuntz</u>		<u>5107 Jacoby Creek</u>	<u>Bayside</u>
<u>Damian Kuntz</u>		<u>(</u>	<u>)</u>
<u>Kimberly Rossig</u>	<u>KR</u>	<u>2037 Ernest way</u>	<u>Arcata</u>
<u>Brent Rossig</u>	<u>BR</u>	<u>W. Bates. McKinleyville, CA</u>	
<u>Gwen Kuntz</u>		<u>5107 Jacoby Creek</u>	<u>Bayside</u>
<u>Hannah Arnold</u>	<u>HA</u>	<u>W. Bates MCK, CA</u>	
<u>VERNON ROSSIG</u>	<u>Vernon Rossig</u>	<u>COCHRAN</u>	<u>MCK, CA</u>

Attention Humboldt County Planning Commission  
May 5<sup>th</sup> Hearing:

# I want to have AMA sanctioned flat track races at the Humboldt County Fair Racetrack

I support the modification of Humboldt County Fair Association Conditional Use  
Permit PLN-2019-15519.

<u>Dan Herron</u> Print	<u></u> Sign	<u>1165 Maple cr. rd. House 41</u> address Korbel
<u>Linda Herron</u>	<u></u>	<u>1165 Maple Creek Rd #41, Korbel</u>
<u>Tyler Stevenson</u>	<u></u>	<u>11376 <sup>H. St.</sup> <del>H St</del> Arcata, CA 95528</u>
<u>Ron Fusi</u>		<u>1733 Stammers Ave Arcata CA</u>
<u>KEITH WITTE</u>	<u></u>	<u>4675 Aster Ave Mck -</u>
<u>Byron Gail</u>		<u>1677 ORICK CA</u>
<u>Will Devenport</u>		<u>1165 Maple Creek H 37, Korbel</u>
<u> </u>		<u> </u>



Attention Humboldt County Planning Commission  
May 5<sup>th</sup> Hearing:

## I want to have AMA sanctioned flat track races at the Humboldt County Fair Racetrack

I support the modification of Humboldt County Fair Association Conditional Use  
Permit PLN-2019-15519.

Theodore D. Gutschmidt *Theodore D. Gutschmidt* 2303 Spring St Eureka CA 95501  
Print Sign address

Gary Chadwell *Gary Chadwell* 6130 Walnut Dr Eureka CA 95503

Maria S. Riddle *Maria Riddle* 2160 Shamrock Dr. Fortuna 95540

Steven Riddle *Steven Riddle* 2160 Shamrock Dr. Fortuna 95540

Redmond C Riddle *Redmond Riddle* 2160 Shamrock Dr Fortuna 95540

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Attention Humboldt County Planning Commission  
May 5<sup>th</sup> Hearing:

## I want to have AMA sanctioned flat track races at the Humboldt County Fair Racetrack


I support the modification of Humboldt County Fair Association Conditional Use  
Permit PLN-2019-15519

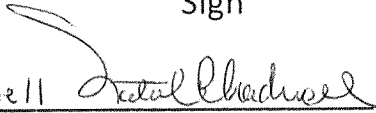
<u>DIANE ROSSIG</u>	<u><i>Diane Rossig</i></u>	<u>McKinleyville</u> <u>Cochran, CA.</u>
Print	Sign	address
<u>Cecil Dalton</u>	<u><i>Cecil Dalton</i></u>	<u>Willits, CA.</u>
<u>Bennie Dalton</u>	<u><i>Bennie Dalton</i></u>	<u>Arcata, CA.</u>
<u>Amber Kees</u>	<u><i>Amber Kees</i></u>	<u>McKinleyville, CA</u>
<u>SCOTT COCHRAN</u>	<u><i>Scott Cochran</i></u>	<u>ARCATA, CA</u>
<u> </u>	<u> </u>	<u> </u>
<u> </u>	<u> </u>	<u> </u>
<u> </u>	<u> </u>	<u> </u>

Attention Humboldt County Planning Commission  
May 5<sup>th</sup> Hearing:

## I want to have AMA sanctioned flat track races at the Humboldt County Fair Racetrack

I support the modification of Humboldt County Fair Association Conditional Use  
Permit PLN-2019-15519.

Christopher Chadwell  1981 Fickle Hill Rd Arcata, CA  
Print Sign address

Natal Chadwell  1981 Fickle Hill Rd Arcata, CA

Chelsey Chadwell  1981 Fickle Hill Rd Arcata, CA

Clayton Chadwell  1981 Fickle Hill Rd Arcata, Ca.

Tracy Hess P.O. Box 924

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Attention Humboldt County Planning Commission  
May 5<sup>th</sup> Hearing:

## I want to have AMA sanctioned flat track races at the Humboldt County Fair Racetrack

I support the modification of Humboldt County Fair Association Conditional Use  
Permit PLN-2019-15519.

Ryan Reichlin [Signature]  
Print Sign

address

Dean Davenport [Signature]

6646 Bret Hart Ln Eureka CA 95503

Curt Reichlin [Signature]

5263 Vance St Eureka 95703

DEAN HUBBARD [Signature]

2295 KIPLING DR EUREKA 95503

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
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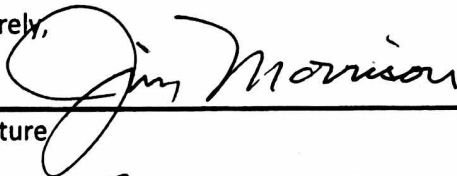
Humboldt County Planning Commission  
3015 H St  
Eureka, CA 95501  
planningclerk@co.humboldt.ca.us

Humboldt County Planning Commissioners:

As a resident of ~~Eureka~~ <sup>HUMBOLDT COUNTY</sup>, I would like to register my support for the Humboldt County Fair Association's Conditional Use Permit modification of permit PLN-2019-15519, which would increase the maximum decibel level at dirt-track events from 90 decibels(db) to 99db, to achieve consistency with American Motorcyclist (AMA) competition rules. This proposed modification will not change the already permitted Community Noise Equivalency Level (CNEL). Revising the permit to allow event sound levels at 99db will still enable events to meet the local CNEL of 63db.

I fully support the passage of this use permit modification. Your action here today will allow the Humboldt County Fairgrounds to add the valuable aspect of AMA sanctioning to their events, which in turn increases interest and long-term viability of the events, which promise to provide family-friendly entertainment for our community. Thank you for your time and consideration.

Sincerely,



Signature

JIM MORRISON

Printed Name

3005 G ST. EUREKA, CA 95501

Address

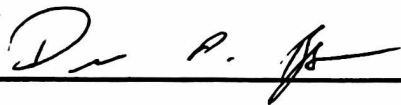
Humboldt County Planning Commission  
3015 H St  
Eureka, CA 95501  
planningclerk@co.humboldt.ca.us

Humboldt County Planning Commissioners:

As a resident of <sup>Fortuna</sup> Ferndale, I would like to register my support for the Humboldt County Fair Association's Conditional Use Permit modification of permit PLN-2019-15519, which would increase the maximum decibel level at dirt-track events from 90 decibels(db) to 99db, to achieve consistency with American Motorcyclist (AMA) competition rules. This proposed modification will not change the already permitted Community Noise Equivalency Level (CNEL). Revising the permit to allow event sound levels at 99db will still enable events to meet the local CNEL of 63db.

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Sincerely,



Signature

Dennis P. Regli

Printed Name

4197 Bridge View Lane Fortuna CA

Address

Humboldt County Planning Commission  
3015 H St  
Eureka, CA 95501  
planningclerk@co.humboldt.ca.us

Humboldt County Planning Commissioners:

As a resident of Ferndale, I would like to register my support for the Humboldt County Fair Association's Conditional Use Permit modification of permit PLN-2019-15519, which would increase the maximum decibel level at dirt-track events from 90 decibels(db) to 99db, to achieve consistency with American Motorcyclist (AMA) competition rules. This proposed modification will not change the already permitted Community Noise Equivalency Level (CNEL). Revising the permit to allow event sound levels at 99db will still enable events to meet the local CNEL of 63db.

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Sincerely,



Signature

Donald G. Hindley

Printed Name

452 SHAW AVS FERNDALE, CA 95536

Address

Humboldt County Planning Commission  
3015 H St  
Eureka, CA 95501  
planningclerk@co.humboldt.ca.us

Humboldt County Planning Commissioners:

As a resident of Ferndale, I would like to register my support for the Humboldt County Fair Association's Conditional Use Permit modification of permit PLN-2019-15519, which would increase the maximum decibel level at dirt-track events from 90 decibels(db) to 99db, to achieve consistency with American Motorcyclist (AMA) competition rules. This proposed modification will not change the already permitted Community Noise Equivalency Level (CNEL). Revising the permit to allow event sound levels at 99db will still enable events to meet the local CNEL of 63db.

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Sincerely,



Signature

BETTY DIETHL

Printed Name

719 MAIN ST. / FERNDALE, CA

Address



Humboldt County Planning Commission  
3015 H St  
Eureka, CA 95501  
planningclerk@co.humboldt.ca.us

Humboldt County Planning Commissioners:

As a <sup>business owner</sup> resident of Ferndale, I would like to register my support for the Humboldt County Fair Association's Conditional Use Permit modification of permit PLN-2019-15519, which would increase the maximum decibel level at dirt-track events from 90 decibels(db) to 99db, to achieve consistency with American Motorcyclist (AMA) competition rules. This proposed modification will not change the already permitted Community Noise Equivalency Level (CNEL). Revising the permit to allow event sound levels at 99db will still enable events to meet the local CNEL of 63db.

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Sincerely,



Signature

Thomas Rehner

Printed Name

302 main street  
Ferndale, CA

Address

Humboldt County Planning Commission  
3015 H St  
Eureka, CA 95501  
planningclerk@co.humboldt.ca.us

Humboldt County Planning Commissioners:  
*Humboldt Co.*

As a resident of ~~Fortuna~~, I would like to register my support for the Humboldt County Fair Association's Conditional Use Permit modification of permit PLN-2019-15519, which would increase the maximum decibel level at dirt-track events from 90 decibels(db) to 99db, to achieve consistency with American Motorcyclist (AMA) competition rules. This proposed modification will not change the already permitted Community Noise Equivalency Level (CNEL). Revising the permit to allow event sound levels at 99db will still enable events to meet the local CNEL of 63db.

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Sincerely,

*Lisa A. Hundley*

Signature

*Lisa A Hundley*

Printed Name

*320 Schirman, Fortuna CA 95540*

Address

Stephen Avis and Jennifer Raynmod  
P.O. Box 777 • Ferndale, California 95536

April 12, 2022

Steven Lazar, Senior Planner  
Planning and Building Department (electronically)  
H Street  
Eureka CA 95501

RE: Comments on the Proposed Amendments to the Conditional Use Permit Authorizing  
Motorsports and Concert Events at the Humboldt County Fairgrounds.

County of Humboldt Planning Commissioners:

You are being asked to approve an increase of allowable noise levels for flat track motorcycle races at the county fairgrounds in Ferndale. The requested increase, from 90 to 99dB, would allow the noise produced by each motorcycle to be nine times louder than allowed by the current Conditional Use Permit. Despite this significant increase, the Planning Department is failing to require additional noise studies to determine the impacts of this change.

By not requiring adequate noise studies, and not identifying appropriate mitigation measures, the County is failing to follow CEQA. Not only is this a disservice to the residents of Ferndale, it is also a serious disservice to the Humboldt County Fair Association.

The role of the Lead Agency is to collect sufficient data so that it can responsibly guide the applicant to a successful project. The HCFA needs reliable factual data to know what mitigation measures will allow it to successfully pass the noise testing required by the CUP during race events. Without this information, and the assurance that motorcycle racing will meet established noise limits, race promoters have indicated that they will be unwilling to schedule professional races in Ferndale.

The staff report prepared by the Planning Department fails to provide adequate information to ensure compliance, and on this basis, should be rejected.

Respectfully,

Stephen Avis, AICP  
Retired land use planner

Jennifer Raymond

Cc: Nicholas Ghirelli  
Rich Silacci

(707) 267-8651 • [Ferndale1057@gmail.com](mailto:Ferndale1057@gmail.com)

Stephen Avis  
P.O. Box 777 • Ferndale, California 95536



April 12, 2022

Steven Lazar, Senior Planner  
Planning and Building Department  
H Street  
Eureka CA 95501

RE: Comments on the Proposed Amendments to the Conditional Use Permit Authorizing Motorsports and Concert Events at the Humboldt County Fairgrounds.

Dear Mr. Lazar,

Efforts to raise the allowed noise level from 90db to 99db is a significant increase. According to the website Decibel Pro – dB Sound Level Meter:

“When measuring a sound, a 10 dB increase equals a 10-time increase in the intensity of the sound. Therefore, a sound that is 100 decibels is 10 times louder than a sound that is 90 decibels (like an incoming subway train) and 100 times louder than a sound that is 80 decibels (like a vacuum cleaner).”

No adequate studies have been conducted to evaluate the actual level of noise produced by motorcycles racing at the fairgrounds. Therefore, there is no relationship or data to support the proposed mitigation measures proposed to attenuate the sound.

Such a significant impact without proper mitigation is contrary to the intent and legal requirements of the California Environmental Quality Act.

The Friends of Ferndale strongly object to the proposed modification to the MND as completely inadequate.

Respectfully,

A handwritten signature in blue ink, appearing to read "Stephen Avis", is written over the typed name and title.

Stephen Avis  
President

Cc: Nicholas Ghirelli

Stephen Avis  
P.O. Box 777 • Ferndale, California 95536

April 14, 2022

Steven Lazar, Senior Planner  
Planning and Building Department  
3015 H Street  
Eureka CA 95501



RE: Comments on the Proposed Amendments to the Conditional Use Permit Authorizing Motorsports and Concert Events at the Humboldt County Fairgrounds.

Dear Mr. Lazar,

As noted in our letter of April 12, 2022, The Friends of Ferndale are opposed to the adoption of the Proposed Amendments to the use permit and feel we have no choice but to challenge the CUP modification and supplemental MND as presented, since we believe they are based on an unsupported and flawed noise analysis.

That said, we are open to a proposal that does not lead to acrimony. Based on discussions with our board members and attorney, the Friends of Ferndale request that the public hearing be postponed to a later date to consider an alternative. Specifically, The Friends of Ferndale may be willing to agree to the following, *in lieu* of the upcoming public hearing on May 5, 2022.

*To wit:* For testing purposes, Humboldt County Planning Department would process an application from the HCFA to issue a special event permit for one motorcycle race event as planned in September. This race will provide real time data for the HCFA and the County subject to the following:

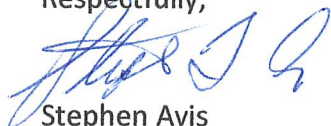
- The race would be held under the conditions of the existing use permit with one exception,
- Motorcycles will be tested and allowed to race at an instantaneous limit of 99dB or less as measured at the tailpipe,
- An independent third-party professional noise engineer conducting noise studies and a track record of developing mitigation for regulatory compliance will be selected for the work. Said consulting engineer must be agreeable to both HCFA and the Friends of Ferndale,
- Testing will be conducted by the independent noise engineer using best professional practices and appropriate noise level testing, to monitor the effects on multiple sensitive receptors, including nearby homes and, if necessary, propose mitigation measures for reducing sound to County established noise levels.

- Results of the independent noise engineer will be presented by the HCFA at a community meeting.
- Based on the independent noise engineer's mitigation recommendations, the hearing for modifying the Conditional Use Permit may proceed after revising the proposed supplemental MND or preparing an EIR, as applicable, to incorporate adequate mitigation measures to meet noise standards.

Such an event that meets these basic conditions would not be contested by the Friends of Ferndale.

The Friends of Ferndale would appreciate a meeting with Planning Staff and the HCFA General Manager to discuss these proposed options. Please inform me by Tuesday April 26, 2022, if the County and the HCFA will pursue a special event permit and defer the May 5, 2022, public hearing so that Friends of Ferndale can plan accordingly. Finally, Friends of Ferndale reserves its rights to comment on the draft supplemental MND and CUP modification and does not intend to waive any argument by making this offer to compromise.

Respectfully,



Stephen Avis  
President

cc: Rich Scillaci  
Nicholas Ghirelli



JENNIFER RAYMOND  
1057 5<sup>TH</sup> STREET  
FERNDALE, CA 95536

April 20, 2022

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

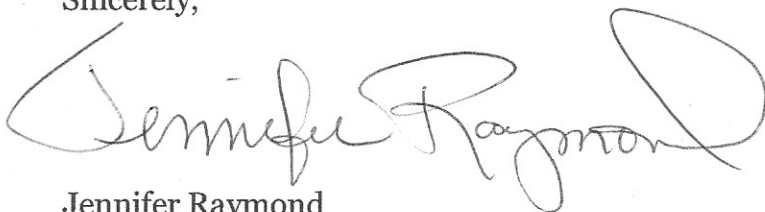
RE: Case Number PLN-2022-17561: Proposed Supplemental Mitigated Negative Declaration to the Conditional Use Permit Allowing Concerts and Motorcycle Racing at the Humboldt County Fairgrounds

I am writing regarding the request to amend the Humboldt County Fair Association's Conditional Use Permit for motorcycle racing at the fairgrounds. The proposed change would raise the noise limit for each motorcycle from 90 to 99 decibels, a nine-fold increase of allowable noise. The Planning Commission is being asked to approve this very significant increase without being provided with information to make a fact-based decision.

No reliable studies have been conducted to determine the actual noise levels that will be generated by motorcycles racing at the fairgrounds, and while the HCFA has proposed mitigation measures, including straw bales, tractor trailers, and acoustic treatment of the grandstands, no details regarding these proposed measures have been provided. It is clear that additional information is needed in order to make an informed decision, and until this information is available, the proposed modification to the Conditional Use Permit needs to be rejected.

Thank you for your consideration.

Sincerely,

A handwritten signature in black ink that reads "Jennifer Raymond". The signature is written in a cursive, flowing style with a large loop at the end of the name.

Jennifer Raymond



April 21, 2022  
Humboldt County Planning Commission

**RE: Motorsports at the Humboldt County Fairgrounds**

Dear Commissioners:

This is in response to the Humboldt County Fair Association seeking a modification to their Conditional Use Permit. The application ID is PLN-2022-17561. It is obvious the MND and supplemental MND are intended to circumvent CEQA and not comply with it. The MND is grossly insufficient and the mitigation methods are increasingly absurd. I have summarized the reasons the modification cannot be made. If the modification is made in light of the facts I will be seeking a judicial remedy.

1. The original MND/Permit is invalid. The suggestion of raising any limit makes the MND little more than a declaration of noncompliance. What follows is from 2022 CEQA Statutes and Guidelines.

Chapter 2.6: General

§ 21080. DIVISION APPLICATION TO DISCRETIONARY PROJECTS; NONAPPLICATION;  
NEGATIVE DECLARATIONS; ENVIRONMENTAL IMPACT REPORT PREPARATION

(g) Nothing in this section shall preclude a project applicant or any other ntyperson from challenging, in an administrative or judicial proceeding, the legality of a condition of project approval imposed by the lead agency. If, however, any condition of project approval set aside by either an administrative body or court was necessary to avoid or lessen the likelihood of the occurrence of a significant effect on the environment, the lead agency's approval of the negative declaration and project shall be invalid and a new environmental review process shall be conducted before the project can be reapproved, unless the lead agency substitutes a new condition that the lead agency finds, after holding a public hearing on the matter, is equivalent to, or more effective in, lessening or avoiding significant effects on the environment and that does not cause any potentially significant effect on the environment.

2. The original MND/ permit should have never have been approved as it directly conflicts with the General Welfare, Nuisance, General Plan Consistency, and Zoning Consistency Standards. The Project is contrary to the public health, morals, or welfare. The fair grounds is zoned City of Ferndale-Public Facility and in addition to the Counties Permit a Permit from the City of Ferndale must also be required. The MND states the county property is not subject to Ferndale's noise ordinance claiming exemption under the superiority clause. (Lawyer vs. The City of Redding) They also claim exemption from the state coastal regulations because the property is located within Ferndale City Limits. I have consulted directly with the Coastal Commission and was told "the reason Ferndale is outside the Coastal Commission jurisdiction is that when the Commission was formed the City asserted that "the City does not need help protecting its resources and its General plan was deemed sufficient in doing so". Logically, based on these two claims, the Humboldt County Fair Grounds is subject to Ferndale's General Plan and thus in Ferndale's Jurisdiction. Simplified: The Fair grounds is not an island outside of the law. Despite the clear jurisdiction being the City of Ferndale, the City refuses to take action to protect the community. Again this is the City of Ferndale's officials way of allowing their associates to conduct environmentally unfriendly events rather than regulating them and protecting the community as it should.

The following is from the California-The Conditional Use Permit: Planners training series handbook.

It is often the case that local agencies follow a general set of standards in considering a conditional use permit. These standards are generally acceptable since it is a near impossibility to devise standards to cover all possible situations in which a use permit can be issued (Tustin Heights Association v. Board of

Supervisors (1959) 170 Cal.App.2d 619). There are several cases in which these standards have been upheld.

**General Welfare Standard:**

"The establishment, maintenance or conducting of the use for which a use permit is sought will not, under the particular case, be detrimental to the public welfare or injurious to property or improvements in the neighborhood" (Hawkins v. County of Marin (1976) 54 Cal.App.3d 586).

**Nuisance Standard:**

"Any use found to be objectionable or incompatible with the character of the city and its environs due to noise, dust, odors or other undesirable characteristics may be prohibited" (Snow v. City of Garden Grove) (1961) Cal.App.2d 496).

**General Plan Consistency Standard:**

"Although use permits are not explicitly made subject to a general plan meeting the requirement of state law, that condition is necessarily to be implied from the hierarchical relationship of land-use laws.

Thus, use permits are struck from the mold of the zoning law, the zone law must comply with the adopted general plan, and the adopted general plan must conform with state law; the validity of the permit process derives from compliance with this hierarchy of planning laws (Neighborhood Action Group v. County of Calaveras (1984) 156 Cal.App.3d 1176).

**Zoning Consistency Standard:**

"To obtain a use permit, the applicant must generally show that the contemplated use is compatible with the policies in terms of the zoning ordinances, and that such use would be essential or desirable to

the public convenience or welfare, and will not impair the integrity character of the zoned district or be or be detrimental to the public health, safety, morals or welfare" (O'Hagen v. Board of Zoning Adjustment (1971) 19 Cal.App.3d 151)

3. This modification to increase a noise limit is not minor as this supplemental MND suggest. DeciBell is a logarithmic scale. Without this understanding one might assume an increase from 90-99dB is a 10% increase. It is in fact almost 10X Louder. 99dB will cause permanent hearing damage to anyone in the proximity to the motorcycle.

4. I live in close proximity to the racetrack and because of my condition the noise produced is a violation of my Civil Rights. I have an auditory processing Condition that meets the standard of a disability. By increasing the ambient noise in my neighborhood the Motorsport events are in direct violation of my rights under ADA. (Disability rights aspects of ambient noise for people with auditory disorders under the Americans with Disabilities Act, Daniel Fink, 174<sup>th</sup> Meeting of the Acoustical Society of America, Proceeding on Meetings on Acoustics, December 2017)

5. The mitigation methods described are insufficient in reducing the Environmental impact to a less than significant level. There are absolutely no specifications for any of the mitigation methods. Simply describing Hay Bale walls, noise monitoring, and special exhaust systems is beyond vague. Due to the sheer ambiguity of the described mitigation this modification cannot be considered.

6. The HCFA have established grounds for revocation of the permit and not modification. County code outlines the grounds for revocation. First among these is the outright fraud concerning "Magic Mufflers."

14.1.1 The permit or variance was obtained or extended by fraud, material omissions or misstatements of fact. (Former Section INL#317-42(a); CZ#A315-25(A)(1))

The Following is from an email sent to me by Councilman Stephen Avis in early November of 2020. He sent this after meeting with Board President Andy Titus in which inevitably led to them sabotaging the Friends of Ferndale's effort to stop motorcycle racing from happening in our community.

"Andy Titus is asking the HCFA Board to approve seeking a continuation of our appeal, giving us time to work out details. He agrees that qualified sound engineers are necessary for accuracy.

The County, Friends of Ferndale and the HCFA will discuss a way forward and seek approval from each group's membership on the details of how to proceed including the need for an EIR instead of a mitigated negative declaration or significantly improved mitigation measures that prove effective.

NOTE: Motorcycles in the 2017 races had no mufflers of any sort. It will be very interesting to actually hear how much noise reduction is possible with the proposed mitigation and with additional measures as appropriate. "

The HCFA now recognizes the mufflers required to reduce the CNEL to 63db do not exist. The emphasis and effort devoted to misleading our local representatives constitutes fraud and is grounds for revocation

14.1.2 The permit or variance granted is being, or recently has been, exercised contrary to the terms or conditions of such approval, or in violation of any statute, Code section, law or regulations . (Former Section INL#317-42(c); CZ#A315-25(A)(2); Amended by Ord. 2214, 6/6/00

It is in clear violation of Ferndale's noise ordinance. They are modifying the permit to change a condition of approval.

14.1.3 The use for which the permit or variance was granted is so conducted as to be a nuisance. (Former Section INL#317-42(d); CZ#A315-25(A)(3); Ord. 894, Sec. 6, 12/19/72; Amended by Ord. 1726, Sec. 5, 3/4/86

The noise and dust produced by motorsports are an obvious nuisance.

14.1.4 The use for which such permit or variance was granted has ceased to exist or has been suspended for one (1) year or more. (Former Section INL#317-42(b); Amended by Ord. 2214, 6/6/00)

Events have been delayed for well over a year and while the HCFA might suggest the pandemic was the reason discussion in their board meetings, holding the Fair despite the pandemic, and the suggestion of

the delay being due to event organizers concerns over noise limit prove the delay was unrelated to the pandemic. This is grounds for revocation.

8. Changing a condition of approval, raising the limit, because they are unable to comply is not logical. The American Motorcycle Association does not set standards limiting noise in residential areas. The only standards to consider are those in Ferndale General plan based on the Noise Control Act of 1972. It doesn't matter if they are unable to attract event organizers with the current noise limit.

9. The HCFA has continually argued the need for addition revenue as justification to permit motorsports events. The HCFA does not need the money. After being gifted large sums of pandemic related funds the HCFA has close to \$1 million in reserve. Regardless, If motorcycle racing is the only way to preserve the fair than they need to close the doors. Furthermore, Due to the emphasis on revenue being the motivating factor the the superiority clause cannot be applied.

10. The motorsport community needs to realize they are not losing a track, they are just not gaining one. There is no relevant history of motorsports in Ferndale. Under CEQA relevant history is in the last three years. It doesn't matter that there were a few auto races in the 1950's.

11. The HCFA and associates will say and do what ever they can to have this approved. Once approved they only need to monitor and annually report the results. This reporting is not intended to limit the noise produced but to allow the HCFA to exceed limits and take a continuous improvement approach.

12. In the original MND they claimed modern advance mufflers would reduce the exhaust noise of the average motorcycle 20 dB. These systems, they claimed, will further reduce the CNEL to 63 dB. Thus the impact on the local environment due to noise was deemed less than significant. They claim have discovered recently "that no such exhaust system exist." Further more, The motorcycles used in testing to establish the CNEL baseline had modern efficient mufflers. This claim of a significant reduction in noise due to the requirement of special exhaust systems is unfounded. Whittchurches CNEL calculations are incorrect. They suggested holding races earlier in the day to avoid the penalties applied in the evening hours. The calculation was still based on a 24hr. period. Their calculations must be ignored altogether.

13. The HCFA has proven that revenue is the priority and they completely disregard the Health/Safety/Welfare of the community. The recent Fair was held during the height of the pandemic. They did not follow any of the Safety precaution they agreed to follow.

The following is from a letter from Ferndale City Councilman Stephen Avis concerning the issue.

"I am appalled that during a special meeting on Monday, the Humboldt County Fair Association Board of Directors opted to hold a county fair in the face of a major health emergency. The Delta variant pandemic is worse than the original version of COVID-19. Cases in Humboldt County are exploding and much higher than last year at this time To encourage people to gather as if all is "normal" is beyond belief.

It is selfish and reckless that this organization is endangering unvaccinated children just before school goes back into session. It is terrifying to think what will happen in hospitals as this presumed super spreader events draws to a close.

Outdoor events, held in July when caseloads were lower, still became super spreader events. Now that the Delta variant is raging like a forest fire through the county, it is easy to see what

will happen.

Today's TS headline indicates a 400% increase in cases. This will be multiplied with each day that the fair is in operation. Our clinics and hospitals have limited capacity and staff will become overwhelmed.

I call on the HCFA Board of Directors to proceed with aspects of the fair including horse racing and Jr Livestock Auction without the public in attendance but cancel any activities that would draw the public to the fairground. The risk to our schools, our children, the unvaccinated and even those who are vaccinated is huge. I encourage public health officials and the Board of Supervisors to evaluate the risks and do what they can to avoid a catastrophe."

Fair Board President Andy Titus expressed his concerns that a fair during the pandemic would put the community at risk and "he wouldn't be able to live with himself if someone died as a result of the fair." There were deaths in Ferndale due to infection related to the event.

The HCFA has shown little to no concern for the Health/ Safety /Wellbeing of our community. The Counties support of the HCFA (and the associations gross negligence) demonstrates the county is at a minimum complicit.

14. The County has failed to adequately correspond with appropriate reviewing agencies. The major issues are noise/dust but the Air Resource board was not consulted.

15. Conditional use permits stem from police power. They are based on reducing impact on the surrounding community. The County of Humboldt uses MND's and conditional use permits as a means of allowing noise pollution and not reducing it. The County should not even consider a permit for a project that conflicts this severely with the California Environmental Quality Act. If the permit modification is approved and the County Supervisors continue to ignore their responsibility to protect the community legal action will be taken based on the reason's cited here as well as all previous complaints made to the City of Ferndale, County planners, and the Board of Supervisors.

Deny the modification to avoid legal action,

-Arne R.W. Petersen  
Mechanical Engineer, MBA

**April 28, 2022**

**To: Humboldt County Board of Supervisors**

**Record Number PLN-2022-17561**

**RE: HCFA Use Permit Modification Draft Supplemental MND**

My name is Janet Carney, I am a resident of Ferndale and I live near the Fairgrounds.

I love the annual Fair. After the fair is done, I clean up the garbage that has been dumped in my bushes. I have replaced the post for my mailbox and replaced my recycling bin after careless fair attendees drove into, and over, my property. **And still, I support the fair – and I want it to succeed.**

When I bought my house 18 years ago, the annual fair was a disclosure. I accept these inconveniences because I knew what I was getting into.

But now that the noise level is going to be substantially increased from 90 to 99 decibels for these races, I say again, as I have stated previously, except even more strongly now - NO WAY. The County of Humboldt has a responsibility to do a proper CEQA, I insist they do their job as required.

The last Planning hearing included calls from commenters to 'Save the Fair'. I believe most of us want the Fairgrounds to survive. What I will not accept is loud events that negatively affect this entire community to be the answer to its financial problems.

I suggest we be forward-thinking, and perhaps host electric motorcycle races. The event could include tables for companies to showcase new technology in E-bikes, lawn mowers, farm equipment and other technologies that will cast the Humboldt County Fairgrounds as an innovator for a better future.

The Fairgrounds can also be a great resource for our local Colleges that are focusing on animal husbandry, regenerative farming, and new ways of making our community stronger, while turning a profit that does not pollute this small town with noise. Do an upgrade at the RV park, there are lots of things than can be done beyond blasting us to hell with noise.

Let's get with the times. The future generations of this County are already interested in these new and smarter ways to propel vehicles.

**To the Planning Department and the County of Humboldt - perform a thorough CEQA as is required by law.** Don't throw us residents of Ferndale under the bus.

Signed:

Janet Carney

Ferndale Resident

Jim Stretch (Sr.)  
P.O. Box 1163  
Ferndale, CA 95536



May 2, 2022

VIA ELECTRONIC MAIL

Mr. Steven Lazar, Senior Planner  
County of Humboldt  
315 H Street  
Eureka, CA 95501

RE: Proposed Amendments to Conditional Permit for Motorcycle Races and Concerts at the Humboldt County Fairgrounds.

Humboldt County Planning Commissioners:

In my 40 years of public service in California, I have had the privilege of serving in the capacities of County Planner, City Planning Commissioner, City Council Member, City Manager, County Administrative Officer, Management Consultant for Cities and Counties and Registered Legislative Advocate for Public Agencies. I have probably participated in more than 500 public hearing during that time when my lead agency was required to adhere to the requirements of the California Environmental Quality Act (CEQA).

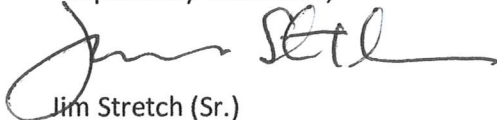
There are duties required by CEQA for the protection of the community, the environment and also for an applicant who may be subject to challenges as the result of an inadequate CEQA process. Though in my experience this is rare, I believe this CUP recommendation will be the exception and will be very problematic.

In the request before you, a mitigated negative declaration for an amendment to a conditional permit (CUP) to allow for the increase of motorcycle racing/concert noise nine-fold, in a residential neighborhood immediately adjacent to events, cannot truly be argued as anything but significant. As with the original permit, the proposal to increase the noise limitation in the permit is not empirically supported, and thus, cannot with authority be determined to be adequate.

Neighbors who felt that the original County CUP process was tender to challenge, decided to stand down because of the 90-decibel noise limitation granted as a condition of the permit—and now a doubling down by the lead agency for a use nine-times louder! I hesitate to say that the recommendation to your Planning Commission in this case, if adopted, is clearly contrary to the requirements of CEQA and cannot stand.

Finally, the issue with the amendment to a CUP is not presented by the applicant, it is the lead public agency not following the requirements of CEQA-to the detriment of the applicant. Only after a full environmental review is completed will the County be able to determine whether it can make the necessary findings to approve the proposed CUP amendment. Please require it.

Respectfully submitted,



Jim Stretch (Sr.)





Nicholas R. Ghirelli

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May 2, 2022

VIA ELECTRONIC MAIL

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3015 H Street  
Eureka, California 95501  
[SLazar@co.humboldt.ca.us](mailto:SLazar@co.humboldt.ca.us)

Re: *Supplemental Initial Study and Proposed Mitigated Negative Declaration for Proposed Amendments to the Conditional Use Permit Authorizing Motorsports and Concert Events at the Humboldt County Fairgrounds*

Dear Mr. Lazar:

On behalf of Friends of Ferndale for a Livable Community (“Friends of Ferndale”), I write to comment on the Supplemental Initial Study and Proposed Mitigated Negative Declaration (Supplement IS/MND) for Proposed Amendments to the Conditional Use Permit Authorizing Motorsports and Concert Events at Humboldt County Fairgrounds (the “Fairgrounds”), dated April 1, 2022 . Based on our review, we believe that an Environmental Impact Report (EIR) is required for the proposed CUP modification to permit louder motorcycles at the Fairgrounds. A fair argument exists that the CUP modification will have a significant impact on the environment. The analysis of noise impacts in the Supplemental IS/MND is not supported by substantial evidence and violates the public disclosure requirements of the California Environmental Quality Act (CEQA). Further, the Supplemental IS/MND’s proposed mitigation measures do not mitigate expected environmental impacts caused by the Project, in violation of CEQA.

On August 25, 2020, this office submitted a letter on behalf of Friends of Ferndale commenting on the original IS/MND. Friends of Ferndale continues to believe that the original IS/MND and current CUP were flawed for the reasons set forth in that letter. That letter is attached hereto as Exhibit A hereto and incorporated herein by reference.

Friends of Ferndale is especially concerned about the noise impact caused by the enhanced motorcycle noise limit of 99 dBA, from the current CUP limit of 90 dBA. This is because of the Fairgrounds' proximity to the adjacent high school and nearby residential uses. It was clear from the original IS/MND's noise impact studies that the noise generated by both motorsport and concert events will be unacceptable, even with the proposed mitigation, and thus exceed the relevant thresholds of significance. Now, the proposed motorcycle noise is expected to be even louder, further exceeding the thresholds of significance, which triggers the preparation of an EIR.

The IS/MND discloses that it is "concerned with *adherence* to the Humboldt County General Plan and the noise limits set by Table 13-C."<sup>1</sup> According to the Supplemental IS/MND, the relevant limit is 60 dB, which is the upper limit of normally acceptable regularly-occurring noise levels and 65 dBA for short-term noise sources in residential areas.<sup>2</sup> While the Supplemental IS/MND does not clearly state which of these thresholds is applicable to its analysis (itself a CEQA error), the louder motorcycle noise would exceed either of these thresholds. As the Supplemental IS/MND plainly states, flat track racing events will result in noise levels reaching 85.6 dB at Arlington Avenue and 85.9 dB at Highway 211.<sup>3</sup> Of course, these limits were based on modeling conducted for the original IS/MND and did not take into account the louder motorcycles requested here. That noise study found that noise generated by motorsport events could greatly exceed those thresholds, in some cases by over 30 decibels.

The Supplemental IS/MND attempts to justify the 9 dB increase in the noise limit because the 90 dB instantaneous limit is not "feasible." This is not an acceptable excuse for easing a mitigation measure in the context of a mitigated negative declaration. Such reasoning necessarily assumes there is a significant impact that cannot be mitigated to a less than significant level. If the mitigation measure previously determined necessary to reduce the motorcycle noise impact to a less than significant level is no longer feasible, and louder noise must be justified, then an EIR must be prepared to fully analyze the greater significant noise impact.

Finally, the proposed additional mitigation measures involving sound barriers and acoustical treatment of the grandstands are not based on substantial evidence. The flawed July 13, 2021 technical memorandum attached to the Supplemental IS/MND did not analyze whether or to what extent the proposed mitigation would reduce noise. Indeed, the technical memorandum doesn't consider the effects of motorcycle noise at the Fairgrounds or anywhere in Ferndale. It

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<sup>1</sup> Supplemental IS/MND, Section 3.2.1, pg. 14.

<sup>2</sup> Supplemental IS/MND, Section 3.2.1, pg. 14.

<sup>3</sup> Supplemental IS/MND, Section 3.2.1, pg. 15.

was based on a single hypothetical motorcycle from nearly four years ago, without considering the noise generated by actual racing conditions with upwards of 18 motorcycles using new, louder technology.

Once again, Friends of Ferndale provides the “Review of Noise Impact Study for Humboldt County Fairgrounds” attached to our August 25, 2020 letter (the “Noise Review”) and prepared by Noise Monitoring Services. The Noise Review demonstrates that the noise studies relied upon in the original IS/MND and now the Supplemental IS/MND do not fully account for the full range of noise generated by the events and, furthermore, the mitigation measures are inadequate to reduce noise levels below the applicable thresholds of significance. The Noise Review’s expert opinion provided by the Noise Review provides substantial evidence that the proposed Project will have a significant and unmitigable noise impact.

“CEQA requires the preparation of an EIR whenever substantial evidence supports a fair argument that a [project] will cause potentially significant adverse environmental impacts.”<sup>4</sup> California courts view the “fair argument” as a very low threshold for requiring the preparation of an EIR.<sup>5</sup> Based on the foregoing, a fair argument exists that the enhanced motorcycle noise will have a significant noise impact. Only after a full environmental review is completed through an EIR will the County have sufficient information to determine whether it can make the findings necessary to approve the proposed CUP modification.

Friends of Ferndale reserves its right to submit additional comments as deemed appropriate in advance of the appeal hearing.

Should you have any questions, please do not hesitate to contact me.

Very truly yours,



Nicholas R. Ghirelli

Attachment: August 25, 2020 Letter, including Noise Monitoring Services Review of Noise Impact Study for Humboldt County Fairgrounds

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<sup>4</sup> *Cty. Sanitation Dist. No. 2 v. Cty. of Kern*, 127 Cal.App.4th 1544, 1558 (2005).

<sup>5</sup> *Id.*



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August 25, 2020

VIA ELECTRONIC MAIL & U. S. MAIL

Steven Lazar  
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County of Humboldt  
3015 H Street  
Eureka, California 95501  
[SLazar@co.humboldt.ca.us](mailto:SLazar@co.humboldt.ca.us)

Re: Initial Study and Proposed Mitigated Negative Declaration for Motorsports  
and Concert Events at the Humboldt County Fairgrounds

Dear Mr. Lazar:

This letter is submitted on behalf of Friends of Ferndale for a Livable Community (“Friends of Ferndale”), a nonprofit organization dedicated to preserving the quality of life for Ferndale residents. We have reviewed the Initial Study and Proposed Mitigated Negative Declaration (IS/MND) for Proposed Motorsports and Concert Events at Humboldt County Fairgrounds (the “Fairgrounds”), dated July 24, 2020 . Based on our review, we believe that an Environmental Impact Report (EIR) is required for this project because a fair argument exists that the project will have significant impact on the environment in several impact areas. Moreover, the analysis of several impact areas is not supported by substantial evidence and violates the public disclosure requirements of the California Environmental Quality Act (CEQA). The following comments on the IS/MND documentation support our conclusion that an EIR is required for this project and identify defects in the IS/MND’s analysis and conclusions.

### **Project Description**

“Only through an accurate view of the project may affected outsiders and public decision-makers balance the proposal’s benefit against its environmental cost, consider mitigation measures, assess the advantages of terminating the proposal . . . and weigh other alternatives in the balance. An accurate, stable and finite project description is the sine qua non of an

informative and legally sufficient EIR.”<sup>1</sup> The same accuracy must be provided in the project description for a mitigated negative declaration.<sup>2</sup> In this case, Section 2.3 of the IS/MND does not provide sufficient information to allow the public to fully evaluate the project’s environmental impacts.

The fourteen total events identified in the project description—four motorsports and ten concerts—are apparently inclusive of all such events to be held at the Fairgrounds in a given year. The project description notes that events would be “pre-scheduled between March and October, excepting the six-week period (August 1st through September 15th)” when events associated with the Humboldt County Fair are occurring. However, the IS/MND does not indicate whether additional concerts or similar events would be held during the County Fair. The table identifying prior concerts held at the Fairgrounds on page 7 of the IS/MND identifies several concerts that have been held during the period of time when the County Fair occurs (August-September). Most of these events occurred after CEQA was adopted in 1973. Therefore, unless similar events occurring at the Fairground during the County Fair were studied as part of a prior environmental document under CEQA, then they must also be identified in the project description and analyzed as part of this project. This analysis must be undertaken to avoid a situation where “piecemeal approval of several projects with related impacts could lead to severe environmental harm.”<sup>3</sup> They must also be considered as part of an adequate cumulative impacts analysis.

Furthermore, the length of each of the proposed motorsport and music “events” is not fully defined. While the project description identifies an event’s maximum hours of operation on any given day, it does not address the days of the week when events will be held or whether an event may occur over multiple days. If weekday events are anticipated, then the impacts would be especially borne by students of Ferndale High School given the school’s proximity to the Fairgrounds. Could events occur on weekdays when school is in session or while extra-curricular events are taking place after the school day has ended? Furthermore, it is not clear whether a single music event might encompass a multi-day festival or whether a motorsport event includes practices or qualification races. Could use of the track for casual daytime or nighttime motorcycle practices be permitted when leading up to a scheduled race? The protracted use of the Fairgrounds for these uses must be explained in the project description because they will exacerbate the potential impacts described below.

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<sup>1</sup> *County of Inyo v City of Los Angeles* (1977) 71 Cal.App.3d 185, 192.

<sup>2</sup> *City of Redlands v. Cty. of San Bernardino*, 96 Cal.App.4th 398, 406 (2002) (“The negative declaration is inappropriate where the agency has failed . . . to provide an accurate project description . . . and undertake an adequate environmental analysis.”)

<sup>3</sup> *San Joaquin Raptor/Wildlife Rescue Ctr. v. County of Stanislaus*, 27 Cal.App4th 713, 720 (1994).

The IS/MND identifies the following types of motorsports to be permitted as part of the project: “Tractor Pulls, 4x4 Truck events, Go Carts, Monster Trucks, and Motorcycle Racing.”<sup>4</sup> Yet, only motorcycle racing is discussed in any detail. The other motorsports events must contain a description of the operational aspects in order for the project description to be complete. This information is critical to fully inform the public about the expected impacts of the project under CEQA.

Finally, missing from the description of the proposed music events is the stage configuration. The only information about the stage location is that it will be “set up in the interior of the race track on an installed temporary stage placed directly in front of the Grand Stands.”<sup>5</sup> The IS/MND goes on to say that the stage and event configuration will depend on the type of event. The description does not inform the public where the stage and speakers will be directed, and if they will be directed toward sensitive receptors. Unfortunately, as discussed below, the project’s Noise Impact Study Addendum provides no clarification on this issue.

As a result, the project description is not “accurate, stable, and finite,” as required by CEQA.

### **Aesthetics**

The aesthetic impact analysis, and particularly the discussion of light and glare, suffers from fatal flaws and therefore underestimates the impact of light and glare on the residential community surrounding the Fairgrounds. The IS/MND acknowledges that “temporary lighting is commonly incorporated into music events for the purpose of aesthetics and/or stage illumination.”<sup>6</sup> But no such acknowledgment is made for motorsports events, which, when held at night, necessarily require sufficient lighting in order to operate safely. The IS/MND does not attempt to describe the new light sources from motorsports events, including temporary lighting for staging areas and the lights affixed to the vehicles and motorcycles themselves. The IS/MND must fully account for these new, expected light sources.

Mitigation Measure AES-1 does not effectively mitigate the impact caused by temporary lighting. Mitigation Measure AES-1 states: “Temporary stage lighting used during events will be directed towards the ground and north of the stage at intensities low enough to prevent light spillage (illumination of adjacent parcels). To insure that all lighting conforms to this standard,

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<sup>4</sup> IS/MND, Section 2.3.1, pg. 8.

<sup>5</sup> IS/MND, Section 2.3.2, pg. 8.

<sup>6</sup> IS/MND, Section 3.2.1, pg. 13.

Humboldt County Fair Association staff shall review the temporary lighting design for each music event.” This mitigation measure suffers from three fatal flaws.

First, as discussed above, motorsports events may contribute to light spillage onto adjacent properties. Yet, Mitigation Measure AES-1 only applies to music events.

Second, the IS/MND’s description of the mitigation measure states that lighting must be at “intensities low enough to prevent the illumination of adjacent parcels.”<sup>7</sup> Does this mean no light spillage onto adjacent parcels will occur? The IS/MND fails to quantify if, and how much, illumination will be tolerated at adjacent parcels and the reduction achieved by Mitigation Measure AES-1.

Finally, Mitigation Measure AES-1 provides no enforcement mechanism to ensure that lighting is directed toward the ground at intensities low enough to prevent the illumination of adjacent parcels. It merely requires the Humboldt County Fair Association to “review the temporary lighting design for each music event.” Neither the Fair Association nor the County will actually approve the lighting plan or verify that it effectively prevents light spillage. The Fair Association need only report to the County that it has “reviewed” temporary lighting. Therefore, Mitigation Measure AES-1 is not tied to a concrete plan of action, and the mitigation is not effective in mitigating the threat of light spillage caused by the project.

### **Air Quality**

The IS/MND’s conclusion that the project will not expose sensitive receptors to substantial pollutant concentrations is fatally flawed because it is unsupported by substantial evidence. The IS/MND acknowledges that the Fairgrounds are bordered by sensitive receptors, such as Ferndale High School and several residential dwellings. Ferndale is an older community with over 37 percent of its population aged 60 and over,<sup>8</sup> meaning that many residents are especially vulnerable to air quality impacts.

Yet, the IS/MND’s only support for its finding that the project will not impact sensitive receptors is a conclusory statement that emissions “are minor, infrequent, and limited in duration” and will “dissipate into the atmosphere before they could expose people working or residing in the

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<sup>7</sup> IS/MND, Section 3.2.1, pg. 13.

<sup>8</sup> U.S. Census 2018 American Community Survey, Available at <https://data.census.gov/cedsci/table?q=ferndale%20california&tid=ACSST5Y2018.S0101&hidePreview=false>



area to substantial pollutants.”<sup>9</sup> This emissions analysis fails to provide any quantification of the project’s impacts. Events could be occurring as much as twelve hours per day within roughly 100 feet of a school and roughly 500 feet of adjacent residences. Therefore, it is probable that adjacent sensitive receptors will be exposed to significant levels of vehicle related air quality pollutants, especially vehicle exhaust from motorsports events.

For similar reasons, the IS/MND’s analysis of project-related odors is woefully inadequate. It fails to account for odors emitted by generators, gasoline, and motorsports in close proximity to several sensitive receptors.

Furthermore, the IS/MND identifies only two potential sources of air quality impacts: automobile exhaust from event attendees and flat track motorcycles. The IS/MND does not account for emissions caused by concert events and, more significantly, emissions from monster trucks and other types of motorsports. Therefore, the IS/MND underestimates the amount of project-related emissions.

The North Coast Unified Air Quality Management District (the “Air District”) is in non-attainment for the 24-hour standard for particulate matter of 10 microns or less (PM<sub>10</sub>). The IS/MND states that fugitive emissions as a result of vehicular traffic on unpaved roadways “are the largest source of particulate matter” within the Air District.<sup>10</sup> In its analysis of Air Quality impacts, the IS/MND acknowledges that the Air District “has not formally adopted significance thresholds” for the purpose of analyzing a project’s impact on PM<sub>10</sub>.<sup>11</sup> Instead, according to the IS/MND, it utilizes the Best Available Control Technology emission rates listed in the Air District’s Rule 110. Rule 110 only applies to stationary sources. As a result, the IS/MND implicitly acknowledges that the project’s air quality impacts are not measured against any applicable threshold of significance. It simply concludes that the project is consistent with the Air District’s PM<sub>10</sub> attainment plan because the project does not involve the operation of stationary sources. This analysis is incomplete.

Air District Rule 104.C includes a standard applicable to general combustion sources that should be applied to the project. It prohibits “any person from discharging particulate matter into the atmosphere from any combustion source in excess of 0.46 grams per standard cubic meter . . . calculated to 12 percent carbon dioxide” and certain other limitations set forth in the Rule.<sup>12</sup> Absent further analysis to quantify project-related air quality emissions, the IS/MND’s

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<sup>9</sup> IS/MND, Section 3.2.3, pg. 17.

<sup>10</sup> IS/MND, Section 3.2.3, pg. 16.

<sup>11</sup> IS/MND, Section 3.2.3, pg. 16.

<sup>12</sup> Air District Rule 104, Subsection C.1.

conclusion that the project will not have a significant impact on air quality is not supported by substantial evidence. In sum, the IS/MND's air quality analysis is insufficient, and the project has the potential to result in unmitigable cumulative air quality impacts.

### **Energy**

The IS/MND's conclusory analysis of energy resources, particularly the wasteful, inefficient, or unnecessary consumption of energy resources, is deficient. It fails to acknowledge the substantial amount of fuel expected to be consumed during motorsports events and music events, let alone quantify the amount. That the Fairground currently has facilities capable of powering events is not a sufficient substitute for the critical evaluation of a project's energy consumption required by CEQA.

### **Greenhouse Gas Emissions**

The IS/MND's analysis of greenhouse gas (GHG) emissions underestimates the range of sources of potential GHG emissions created by the project. In addition to passenger vehicles travelling to events, the IS/MND also states that flat track racing motorcycles would produce GHG emissions. But there are other sources of GHG emissions generated from trucks and other vehicles participating in the project's other motorsports events. In addition, we assume that gas-powered generators will be used as part of the temporary staging for music events. As a result, the IS/MND's analysis of GHG impacts is incomplete and not supported by substantial evidence.

### **Hazards and Hazardous Substances**

The IS/MND summarily concludes that the project does not involve the emission or handling of hazardous materials and substances within one-quarter mile of an existing school, even though the Fairgrounds are located adjacent to Ferndale High School. The proposed motorsports events at the Fairgrounds, especially the monster truck events, will require the storage and handling of large quantities of gasoline. In some cases, high octane racing fuel may be used. Under provisions of California law, petroleum and oil products are considered hazardous substances.<sup>13</sup> Therefore, the project has the potential to cause a significant and unavoidable impact involving the emission or handling of hazardous substances within one-quarter mile of an existing school. This constitutes a significant and unavoidable impact that must be fully evaluated in an EIR.

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<sup>13</sup> See, e.g., Code of Civil Procedure Section 726.5.

### **Land Use and Planning**

As a preliminary matter, the MND asserts that “activities at the site are exempt from the city [of Ferndale]’s zoning and land use regulations.”<sup>14</sup> To support this conclusion, the MND cites to the Third District Court of Appeal’s opinion in *Lawler v. City of Redding*, but with no explanation as to how and why that case applies to the Project.<sup>15</sup> The *Lawler* case recognizes the principle that, pursuant to Government Code Sections 53090 and 53091, cities and counties enjoy an intergovernmental immunity with respect to building and zoning regulations, including their respective general plans.<sup>16</sup> In the typical case, for example, a city zoning regulation would not apply to county-owned land within the city’s limits, and vice versa. But intergovernmental immunity is not unlimited and should not constrain the analysis of a project’s environmental impacts under CEQA.

Humboldt County may only confer its immunity from City zoning regulations via a lease to a private party, such as the Humboldt County Fair Association or an event promoter, for the purpose of conducting a county fair and related activities. The California Attorney General has concluded that a county’s immunity does not extend to purely private uses.<sup>17</sup> This is especially true if the purpose of the proposed project is merely to generate revenue for the Association or a concert promoter. In this case, the specific purpose of this project is to permit motorsport and concert events outside of the six-week period in August and September when the Humboldt County Fair occurs.

As a result, the Humboldt County Fair Association bears the burden of proving that its use of the Fairgrounds for motorsport and concert events—outside of the County Fair dates—qualifies for the County’s immunity from City building and zoning regulations. The IS/MND provides no evidence to support its conclusion that the City of Ferndale’s zoning regulations do not apply to the proposed project.

Nevertheless, the IS/MND endeavors to analyze the project’s consistency with the Ferndale General Plan Land Use Element and Zoning Ordinance, as it should. These planning documents constitute plans and regulations adopted for the purpose of avoiding or mitigating an environmental effect. The project site is zoned as Public Facility (PF) in the Ferndale Zoning Ordinance, which permits “public fairgrounds and related uses.”<sup>18</sup> However, the PF zone provides no indication that such “related uses” would include “concert venues” or “automobile

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<sup>14</sup> IS/MND, Section 2.2.2, pg. 6.

<sup>15</sup> 7 Cal.App.4th 778 (1992).

<sup>16</sup> *Id.* at 784.

<sup>17</sup> 68 Cal.Ops.Atty.Gen. 114 (1985).

<sup>18</sup> City of Ferndale Zoning Ordinance, Section 5.17.1.

racetracks.” Indeed, Section 7.05 of the Ferndale Zoning Ordinance specifically states that “no open-air . . . theater, automobile racetrack, . . . or similar assemblage of people and automobiles shall be permitted in any zone unless a use permit is first secured in each case.” Thus, even if these uses were related to the Fairgrounds, they are not permitted by right. The City recognizes that such assembly uses must be conditioned to mitigate their impacts through the issuance of a use permit. As a result, the IS/MND’s conclusion that the project is “consistent with the uses allowed in the public facility zoning designation as a public Fairgrounds related use” is incorrect. The project would cause a significant and unavoidable conflict with a land use plan intended to avoid or mitigate environmental effects.

Even assuming that the project is immune from the City’s building and zoning regulations, the IS/MND makes no attempt to determine whether the project is consistent with any applicable County land use plan policy or regulation, including its general plan and zoning ordinance adopted for the purpose of avoiding or mitigating environmental effects. Friends of Ferndale believes that the proposed project is inconsistent with the following goals and policies of the County general plan:

- Noise Element Goal N-G1. Excessive Noise. A quiet and healthful environment with limited disagreeable noise. N-G2. Incompatible Land Uses. Land uses arranged to reduce annoyance and complaints and minimize the exposure of community residents to excessive noise.
- Noise Element Policy N-P1. Minimize Noise from Stationary and Mobile Sources. Minimize stationary noise sources and noise emanating from temporary activities by applying appropriate standards for average and short-term noise levels during permit review and subsequent monitoring.
- Noise Policy N-P2. Guide to Land Use Planning. Evaluate current noise levels and mitigate projected noise levels when making community planning and zoning decisions to minimize the exposure of community residents to nuisance noise levels. Minimize vehicular and aircraft noise exposure by planning land uses compatible with transportation corridors and airports, and applying noise attenuation designs and construction standards. Avoid zoning patterns that permit people to “move to the nuisance” unless mitigated through project conditions or recorded notice.
- Noise Policy N-P4. Protection from Excessive Noise. Protect persons from existing or future excessive levels of noise which interfere with sleep, communication, relaxation, health or legally permitted use of property.

- Noise Standard N-S3. Environmental Review Process. For noise sensitive locations where noise contours do not exist, the environmental review process required by the California Environmental Quality Act shall be utilized to generate the required analysis and determine the appropriate mitigation per Plan and state standards. Future noise levels shall be predicted for a period of at least 10 years from the time of building permit application.
- Economic Development Goal ED-G4. Cooperation and Collaboration. Productive partnerships with cities, neighboring counties, and the private sector that build and enhance common assets and resolve common obstacles.
- Conservation and Open Space Goal CO-G6 Community Separation. Open space areas between urban development areas that separate and preserve unique identities of the county's cities and communities.
- Conservation and Open Space Policy CO-P6. Community Separation. Maintain separation of urbanized communities through appropriate land use designations and zoning density. Avoid merging urban development boundaries of adjacent communities.
- Conservation and Open Space Policy CO-P8. Planning for Recreational Needs within Communities. Policies addressing community recreational needs shall be prepared as part of planning efforts within each community. Implement park in-lieu fee programs in major communities.

This list of conflicting goals and policies of the County general plan is not intended to be exhaustive, but is illustrative of the careful consideration of the project's consistency with land use plans required under CEQA. A similar consistency analysis should be conducted for the City's general plan. In sum, the IS/MND's conclusion that the project is consistent with the City's and County's zoning and general plans is not supported by substantial evidence because all relevant policies and regulations have not been considered.

### **Noise**

Friends of Ferndale is especially concerned about the noise impact caused by the fourteen proposed concert and motorsport events at the Fairgrounds, given the Fairgrounds' proximity to the adjacent high school and nearby residential uses. It is clear from the IS/MND's noise impact studies that the noise generated by both motorsport and concert events will be

normally unacceptable, even with the proposed mitigation.<sup>19</sup> Due to the surrounding terrain in and around the Fairgrounds, we expect that noise will reflect off of the grandstands and nearby hills in a way that has not been fully addressed in the IS/MND. This finding alone calls for greater scrutiny and consideration of the project's noise impacts through the preparation of an EIR. Furthermore, there are serious questions about the effectiveness of the proposed mitigation measures. For example, are hay bales an effective form of sound mitigation and can they be erected at a sufficient scale to shield all sensitive receptors from loud nighttime music? If so, why is a similar physical barrier not proposed as mitigation for the motorsport events? At minimum, sound walls that achieve a high-level of noise attenuation should be considered as feasible mitigation measures. Late night event noise will have an especially significant impact on Ferndale's older population that calls for implementing all feasible mitigation.

As demonstrated by the attached "Review of Noise Impact Study for Humboldt County Fairgrounds" (the "Noise Review") prepared by Noise Monitoring Services, the IS/MND's noise studies do not fully account for the full range of noise generated by the events and, furthermore, the mitigation measures are inadequate to reduce noise levels below the thresholds of significance. The Noise Review finds that the IS/MND contains no analysis of the potential noise impacts caused by motorsport events, other than motorcycles. This is especially concerning with respect to monster trucks, given that the IS/MND's only attempt to quantify truck noise derives from a local newspaper story that found the sounds levels were between 80-95 decibels and well above the threshold of significance.<sup>20</sup> The Noise Review's expert opinion provided by the Noise Review provides substantial evidence that the proposed project will have a significant and potentially unmitigable noise impact.

### **Public Services**

The IS/MND states that "[t]here is no reason to expect that authorizing use of the Fairgrounds for additional events would result in a significant increase in demand for public services."<sup>21</sup> This conclusion is not supported by any evidence, and Friends of Ferndale believes that the project will very likely result in an increased demand for fire and police services. The mere fact that the Fairgrounds regularly hosts public gatherings during the annual County Fair does not excuse an evaluation of public resources required to host fourteen additional events with up to 10,000 attendees each. Security and police services are necessary to safely control crowds of that size. And, fire and paramedic resources must be on site in order to conduct safe motorsport events. As a result, the project has the potential to cause a significant effect on public services.

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<sup>19</sup> IS/MND, Section 3.2.13, pg. 30.

<sup>20</sup> IS/MND, Section 3.2.13, pg. 31.

<sup>21</sup> IS/MND Section 3.2.15, pg. 36.

### **Transportation/Traffic**

Under the recently revised CEQA Guidelines, a project's traffic impacts are now evaluated based on "vehicle miles travelled" or VMT attributable to a project.<sup>22</sup> Lead agencies were required to begin implementing VMT methodologies as of July 1, 2020. However, as acknowledged in the IS/MND, Humboldt County has not yet adopted local guidance for evaluating VMT impacts. As a result, the IS/MND utilizes a qualitative analysis to measure project-related VMT.

Although the CEQA Guidelines authorize a qualitative analysis where an existing model or method is unavailable,<sup>23</sup> we do not believe this exception was intended to address situations where the only limitation is a lead agency's failure to adopt VMT thresholds by the July 1st deadline. Lead agencies across the state have adopted ad hoc quantitative methodologies in order to analyze traffic impacts pending final approval of their own VMT guidance. In this case, we see no reason why the project's VMT could not be fairly estimated through a quantitative model based on anticipated event attendance and estimated trips from population centers throughout the County.

Moreover, the qualitative analysis provided in the IS/MND is flawed. The analysis provides no baseline of existing conditions against which to measure the project's VMT increase. It merely provides one example of an equivalent facility within the County, the Redwood Acres facility in Eureka. The IS/MND does not compare the project against baseline conditions. Unless a qualitative analysis of VMT is conducted, the public and decision-makers will have no feasible way to estimate the increase in traffic caused by the additional fourteen events at the Fairgrounds.

### **Mandatory Findings of Significance**

The project may have impacts that are individually limited but cumulatively considerable, meaning that incremental effects of the project are considerable when viewed in connection with the effects of past projects, other current projects, and probable future projects. Fourteen additional music and motorsports events will be held at the Fairgrounds, in addition to other events held historically held at the Fairgrounds throughout the year and the annual County Fair in August and September. The IS/MND does not indicate whether those other events at the Fairgrounds have been evaluated under CEQA. An adequate analysis of cumulative impacts

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<sup>22</sup> 14 Cal. Code Regs. Section 15064.3.

<sup>23</sup> 14 Cal. Code Regs. Section 15064.3(c).



would consider the added impacts of this project in conjunction with the other Fairground events. The IS/MND fails to provide this required analysis. As such, the cumulative impacts analysis is flawed and an EIR should be prepared to analyze such impacts.

### **Conclusion**

“CEQA requires the preparation of an EIR whenever substantial evidence supports a fair argument that a [project] will cause potentially significant adverse environmental impacts.”<sup>24</sup> California courts view the “fair argument” as a very low threshold for requiring the preparation of an EIR.<sup>25</sup>

Based on the foregoing, a fair argument exists that the project will have significant effects on the environment in the areas of Aesthetics, Air Quality, GHG, Hazards and Hazardous Substances, Land Use and Planning, Noise, Public Services, and Transportation/Traffic. Friends of Ferndale has provided substantial evidence that the proposed project will have potentially significant impacts. We have also identified areas where the mitigations set forth in the IS/MND are insufficient to insure that all impacts will be mitigated to less than significant levels. Finally, we have identified areas where adequate analysis has not been completed, and must be completed in order to comply with CEQA’s policies regarding full disclosure of potential impacts. In sum, the expanded use of the Fairgrounds for music and motorsport events will most likely have a significant effect on the adjacent high school and residents living several hundred feet away.<sup>26</sup>

Friends of Ferndale appreciates the opportunity to comment on the IS/MND because it views the fourteen events proposed by this project as a potential “gateway” to even more intensive uses of the Fairgrounds over time. Once a new baseline of fourteen events is established, the County may view each new additional event thereafter as a minor incremental change. From a CEQA perspective, this could mean that future additions are not subject to environmental review. Thus, it is important that this initial proposal be fully evaluated under CEQA so that the public has a complete picture of the impacts proposed by music and motorsport events at the Fairgrounds.

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<sup>24</sup> *Cty. Sanitation Dist. No. 2 v. Cty. of Kern*, 127 Cal.App.4th 1544, 1558 (2005).

<sup>25</sup> *Id.*

<sup>26</sup> *See, e.g., Lewis v. Seventeenth Dist. Agric. Assn.*, 165 Cal.App.3d 823 (1985) (finding a probable environmental effect from a racetrack located approximately one mile from residences).



Given the significance of this project, Friends of Ferndale respectfully requests a continuance of the Planning Commission's consideration of the conditional use permit and IS/MND so that it has sufficient time to carefully consider these comments and those submitted by others. To be sure, a mere reduction in the number of events should not be considered as a means to expeditiously mitigate impacts. Each proposed event will cause impacts that must be fully analyzed under CEQA.

Should the County wish to pursue this challenging project further, an EIR must be prepared in accordance with the public participation and public disclosure purposes underlying CEQA. If the County approves the conditional use permit and lease amendment with the Humboldt County Fair Association without preparing an EIR or significantly reducing the project's scope, then Friends of Ferndale will have no choice but to explore potential legal options to protect the neighboring community from this project's significant environmental impacts.

Friends of Ferndale reserves its right to submit additional comments as deemed appropriate.

Should you have any questions, please do not hesitate to contact me.

Very truly yours,



Nicholas R. Ghirelli

Attachment: Noise Monitoring Services Review of Noise Impact Study for Humboldt County Fairgrounds

cc: Laurence S. Wiener, Richards, Watson & Gershon

10000-0297\2449432v2.doc

August 21, 2020

Friends of Ferndale for a Livable Community  
C/O Nicholas Ghirelli, Richards, Watson & Gershon

Subject: Review of Noise Impact Study for Humboldt County Fairgrounds

Dear Mr. Ghirelli,

As requested, we have reviewed the *Noise Impact Study: Flat Track Racing at Humboldt County Fairgrounds* (August 2018) and the *Noise Study Addendum: Open Air Concerts Rev 2* (February 11, 2020), prepared by Whitchurch Engineering.

The noise impact study and its addendum concern the increased use of the venue for motorsports events and concerts, which are proposed to be held between March and October outside of the 6-week period in August and September associated with the Humboldt County Fair setup, operation, and cleanup. It is proposed that up to four motorsports events and ten concerts will be held at the venue each year excepting the six-week period August 1<sup>st</sup> through September 15<sup>th</sup>. The motorsports events will generally involve motorcycle racing. However, one of the motorsport events each year may include monster trucks and the mitigated negative declaration's project description identifies tractor pulls, 4x4 truck events, and go carts as other possible events.

The nearest sensitive receptors are residences within the City of Ferndale on Arlington Avenue, Main Street and Van Ness Avenue; a school on Main Street; and residences in unincorporated Humboldt County on Van Ness Avenue.

On reviewing the Whitchurch noise study, we conclude it contains several omissions and unrealistic assumptions that lead to misleading conclusions. Ambient noise levels have not been adequately documented. The declaration document contradicts the conclusions of the noise study, which indicates that noise levels will exceed the County's noise standards even when mitigation is incorporated. The study also contains estimates of interior noise levels that are based on unrealistic assumptions. These issues are explained in more detail below.

## Noise Standards

Although the project site is located within the City of Ferndale, according to the noise study the noise standards that apply to the project are those contained in the Humboldt General Plan.

The Humboldt County General Plan contains noise standards that apply at interior and exterior areas of sensitive uses. For residential properties, an exterior Community Noise Equivalent Level (CNEL) of up to 60 dBA is considered 'normally acceptable'. CNEL's are calculated by averaging the sound level over a period of 24 hours after applying a correction to the evening and nighttime noise levels to account for the increased sensitivity to noise during these periods. The required interior CNEL in habitable rooms is 45 dBA.

The General Plan also contains short-term performance standards for various land uses. These performance standards are provided as maximum noise levels (Lmax). For residential uses, the Lmax may not exceed 65 dBA during the daytime hours (6 am to 10 pm) or 60 dBA during the nighttime hours (10 pm to 6 am). These short-term standards do not apply to temporary events in conformance with an approved Conditional Use Permit

When a discretionary project has the potential to generate noise levels in excess of the General Plan standards, a noise study is required to assure compliance with the standards. The noise study must include measured or modeled CNEL's and Lmax levels at property lines and receptor locations.

## Ambient Sound Levels

As part of the noise study, Whitchurch obtained ambient measurements at one location during two 2-hour daytime periods. The measurements were obtained between 8 am and 10 am, and between 2 pm and 4 pm on Thursday, June 21 and Friday, June 22, 2018 at a location south of the site on Arlington Avenue. These measurements were used to estimate the ambient 24-hour CNEL at this location. The reports states that the primary sources of ambient noise were traffic on Arlington Avenue and residential noise sources, including mowers and power tools.

In our opinion, these measurements are inadequate to document existing ambient noise conditions in the project vicinity. A single measurement location cannot represent the range of noise levels that will be present in the area. This noise measurement was obtained at the residential property line closest to the road. It would be expected that properties on other roads in the area will be exposed to different ambient noise levels. Furthermore, the method used to estimate the CNEL from the short-term measurement is unlikely to lead to a reliable estimate. Whitchurch has estimated the ambient CNEL by assuming that the noise levels measured during the brief measurements would be constant throughout a 24-hour period. In reality, traffic noise is invariably much quieter during the nighttime hours. It is safe to assume that there would also be minimal noise from residential sources at night. These factors have not been accounted for in the study's CNEL estimates. The estimated ambient CNEL's have therefore almost certainly been significantly overestimated. It should also be noted that the measurements were obtained on weekdays, when traffic patterns may be different to weekend days when ambient noise may be lower.

In any environmental noise study, it is important to document the existing ambient noise levels. To properly document ambient sound levels, 24-hour sound measurements should be obtained at a selection of sensitive receptors in the area that are potentially impacted by the project. The measurement program

should include sensitive receptors in quieter areas located away from roads to ensure that worst-case (lowest) ambient noise levels are documented. The CNEL levels should be directly measured and should not be estimated from brief measurements. If the proposed events at the facility are to be held at weekends then the ambient measurements should be obtained on weekend days. Until these measurements are performed, it is not possible to comprehensively assess the project's noise impact by comparing motorsports and concert noise levels against the existing ambient noise levels.

Due to the frequency and ongoing nature of the proposed events, the project should be treated as one that will result in a permanent increase in ambient noise. In our experience, a common approach to minimizing the impact of this type of project is to limit the noise to below the existing ambient sound level. This approach ensures the project noise never increases the overall noise level by more than 3 dBA, which is considered a 'barely perceptible' increase.

## Motorsport Event Assessment

The Whitchurch report includes estimates of interior and exterior noise levels at the nearby sensitive receptors during motorcycle racing events. The estimated noise levels are derived from actual motorcycle racing event noise at the track. No analysis is presented for monster truck events or other possible motorsports events. In our opinion the estimated unmitigated noise levels of 93.4 dBA L<sub>max</sub> and 77.4 dBA CNEL at the receptors on Arlington Avenue, and 93.7 dBA L<sub>max</sub> and 75.7 dBA CNEL at the receptors on Highway 211 have been calculated appropriately and are valid. The report includes estimated mitigated noise levels based on reduced hours of racing, reduced number of racers and mitigated motorcycle exhaust systems. It is noted that even with all possible mitigation measures (ie. the shortest racing duration, fewest number of racers and maximum exhaust mitigation) the estimated noise levels still exceed the County's general plan standard of 60 dBA CNEL at sensitive receptors. This undermines the 'Less than significant impact with mitigation incorporated' declaration in the Initial Study and Proposed Mitigated Negative Declaration. Mitigated L<sub>max</sub> levels have not been fully addressed in the report (presumably to avoid having to declare a significant impact). However, based on the information contained in the report, it may be concluded that fully mitigated motorcycle racing events will produce noise levels up to 80 dBA at the nearest residences. They will therefore exceed County's exterior daytime L<sub>max</sub> limit of 65 dBA by as much as 15 dBA. As previously stated, a comparison of the motorsport event noise levels against the existing ambient sound levels is absent from the noise study. The absence of any analysis for monster truck events and other motorsport events means that noise due to motorsport events has not been fully assessed.

Section 4.4.2 of the Whitchurch study states that interior noise levels at nearby residences will be between 14.4 dB and 53.4 dB during peak, intermittent events. This estimate is based on applying a 40 dB correction to the estimated exterior L<sub>max</sub> noise levels to account for the noise reduction of the building walls. The study references Gypsum Association's "*Fire Resistance Design Manual and Sound Control: GA-600-2006*" as a source of this information. Our review of this document indicates it contains no such guidance. Furthermore, multiple sources indicate this assumption is unrealistic for wood-framed

residential structures. Commonly quoted noise reductions for residential wood-frame buildings are 20 to 25 dB of reduction. Sources that quote this exterior-to-interior reduction include the Caltrans *Technical Noise Supplement to the Traffic Noise Analysis Protocol* (2013) and the FHWA *Highway Traffic Noise: Analysis and Abatement Guidance* (2011).

These documents indicate that exterior-to-interior noise reductions above 30 dB may be achieved with masonry walls, or buildings with curtain walls. Since many of the buildings close to the site are older wood-frame structures, a suitable assumption for their exterior-to-interior noise reduction is 20 dB. The actual interior noise levels are likely to be 20 dBA higher than stated in the Whitchurch report. Based on an assumed exterior-to-interior sound reduction of 20 dB, the interior noise levels will exceed the County's interior noise limit of 45 dBA CNEL for any scenario where the exterior level exceeds 65 dBA CNEL. Most of the mitigated scenarios presented in Table 8 of the Whitchurch report will therefore result in an exceedance of the interior noise limits.

## Concert Assessment

The Whitchurch noise study addendum assesses the noise impact of concerts using reference concert sound level data as a basis. Concerts may begin between 6 pm and 7 pm, and end between 10 pm and 10:30 pm. The report indicates that unmitigated noise levels will significantly exceed the County's CNEL and Lmax noise standards for residential properties. The study proposes a combination of reduced concert durations, sound walls and concert sound monitoring to reduce noise levels at sensitive receptors. The study provides anticipated noise reductions due to the sound wall of between 18.2 and 21.6 dB. In our experience in designing acoustical barriers, reductions this high are rare. The actual reduction will be dependent on the frequency spectrum of the source, the source and barrier heights, and the distances from the source to the barrier and the barrier to the receptor. It is not clear how Whitchurch have calculated the expected barrier performance. However, we would recommend a full 3D sound modeling study to determine the actual barrier performance. This will enable noise maps to be produced showing how the sound will spread into the community and aid in the decision-making process.

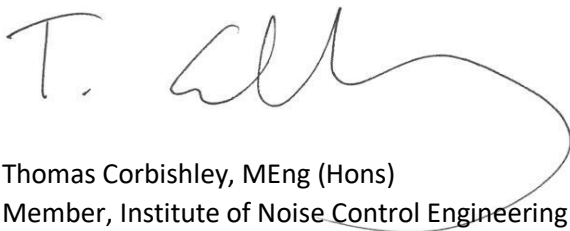
The issues with the assessment of concerts are broadly the same as those discussed above for motorsports events. The study indicates that even with a fully mitigated concert event, the noise levels will still exceed the County's CNEL noise standard of 60 dBA CNEL. The study does not address compliance with the County's Lmax noise standards (and in fact provides some evidence that this standard will be significantly exceeded). The study does not address concert noise levels relative to ambient sound levels (as noted above, ambient sound levels have not been adequately documented and a comprehensive assessment is not currently possible). The concert analysis again assumes an unrealistic exterior-to-interior noise reduction of 40 dBA, and is likely underestimating interior noise levels by about 20 dBA.

## Summary

In summary, the Whitchurch noise study is deficient in multiple areas. These are:

- Ambient sound levels in the community have not been adequately documented. The ambient sound levels stated in the report are highly likely to have been overestimated due to unrealistic assumptions concerning noise made by traffic throughout the day. The report does not propose a threshold of significance, or assess motorsports noise or concert noise against existing ambient sound levels.
- The 'Less than significant impact with mitigation incorporated' declaration in the Initial Study and Proposed Mitigated Negative Declaration contradicts the analysis in the noise study, which shows that motorsports event and concert noise levels will exceed the County's General Plan CNEL noise standards. The noise study fails to properly analyze the motorsports event and concert Lmax noise levels. However, it provides enough evidence to indicate that the County's exterior Lmax noise standard will be significantly exceeded.
- The study fails to address the noise levels or the impacts produced by monster truck events or other possible motorsport events.
- The study makes unrealistic and unjustified assumptions concerning the exterior-to-interior noise reduction that will be achieved by the nearby residential structures. When this is corrected for, the data in the study indicates exceedances of the County's interior noise standards during both motorsports events and concerts.

Sincerely,



Thomas Corbishley, MEng (Hons)  
Member, Institute of Noise Control Engineering  
Principal Consultant

## Curriculum Vitae

### Thomas T. Corbishley

Position:	Principal Consultant, Noise Monitoring Services (2013- )
Prior Positions:	Environmental Noise Control (2009-2016) Engineering Manager  Wieland Acoustics, Inc. (2006-2009) Associate Acoustical Consultant  University of Southampton, UK (2006) Engineer  Fluid & Acoustic, Ltd (2003-2004) Research Engineer
Education:	Institute of Sound and Vibration Research (ISVR), University of Southampton, UK  Master of Engineering (MEng) in Acoustical Engineering Graduated with First Class Honors
Memberships:	Member, Institute of Noise Control Engineering (INCE)
Courses:	Advanced Analysis Course, Bruel & Kjaer SoundPLAN Computer Noise Modeling Course

Mr. Corbishley is an experienced engineer and project manager with 15 years of experience in the field of acoustical consulting. He has managed a wide variety of projects and led teams of acoustical engineers in producing numerous noise studies. As an engineer with a strong educational and theoretical background in acoustical principles, as well as extensive experience as a consultant, he brings effective project management and strong analytical and problem-solving skills to the projects.

Types of projects managed include long and short-term sound and vibration monitoring programs, EIR noise studies, new-build residential, commercial and office building noise studies, carwash noise studies, studies for hotels, restaurants and bars, interior noise criterion (NC) and reverberation assessments, OSHA noise assessments, water well drilling studies, oil & gas drilling, fracking and production facility studies, mechanical equipment noise certification, traffic and railroad noise studies, shooting range noise analyses, municipal code compliance assessments, blasting and mining noise studies and factory noise studies.

## **Recent Project Information**

The following list provides examples of recent projects completed:

### **Edinger Bridge Construction, Huntington Beach, CA**

Our services on this project include underwater (hydroacoustic) monitoring of noise levels during the installation of bridge piles during three construction phases. Noise levels were measured in accordance with FHWG guidelines. Our onsite personnel provided real-time noise level data to the County, as well as advice on mitigation measures (use of bubble curtains and the effect of water levels on noise).

### **Lemon Well Drilling, Bradbury, CA**

Work included water well drilling noise modeling before construction to determine mitigation measures required to achieve compliance with the City's noise limits. Compliance measurements were performed during drilling.

### **Well 110 Replacement Project, Temecula, CA**

Noise modeling was performed to determine mitigation measures required to achieve compliance with the Rancho California Water District noise limits.

### **Porsche Experience Center, Carson, CA**

This long-term ongoing project requires noise monitoring of a new Porsche race track near Los Angeles. Currently, Phase 1 noise monitoring requires weekly site visits and monthly reporting of sound levels relative the project's Conditions of Use. Future phases will include intensive, continuous monitoring as the surrounding areas are built up.

### **Don Pedro Reservoir Transmission Line Construction, Jamestown, CA**

The project involved vibration monitoring adjacent to a reservoir during drilling for the construction of transmission lines crossing the water. Due to an existing underground pipe, the specifications required construction to be halted if vibration levels exceeded a pre-determined threshold. NMS wrote the monitoring plan and provided monitoring equipment that provided instantaneous vibration warnings.

### **Marine Pump Sound and Vibration Certification, Tustin, CA**

Sound and tri-axial vibration testing of marine pumps and water separators to the requirements of the American Bureau of Shipping (ABS) Guide for Crew Habitability on Offshore Installations. The pumps were tested for the purpose of certification before their installation on shipping vessels. Full testing reports with documentation of test methodology and data were generated for various pieces of equipment.

### **Pile Driving Vibration Monitoring, Los Angeles International Airport, CA**

This project involved the monitoring of vibration produced by ABI machines during the installation of shoring associated with the construction of the new Tom Bradley International Terminal at LAX. Both unattended and attended vibration monitoring services were provided for multiple contractors for the project.



**Condo Vibration Assessment, Alhambra, CA**

Project involved interior floor vibration measurements caused by a restaurant's kitchen extraction system fans. The vibration was assessed against the Federal Transit Administration's groundbourne vibration criteria before and after the installation of resilient mounts on the equipment.

**Noise Analysis for Mixed-Use Development, Glendale, CA**

An exterior-to-interior noise analysis was performed for a proposed mixed-use project in Glendale that included residential and commercial uses. Future estimated traffic noise was modeled at the site using three-dimensional noise modeling software. Construction recommendations were provided for the buildings, including the required Sound Transmission Class (STC) ratings for the windows and doors.

**Cafe Reverberation Testing, Los Angeles, CA**

Noise level and reverberation time testing inside a café to determine solutions to reduce the sound level of an extraction unit and specify the quantity of placement of acoustically absorptive material to install. Solutions to reduce noise levels were provided for the extractor and HVAC fans generating the noise and product and installation recommendations for sound absorptive panels.

**Construction Noise Analysis for Riverbank Replacement, Los Angeles, CA**

Work involved the prediction of noise levels during various phases of construction and design of noise mitigation measures to achieve the specified noise limits using three-dimensional noise modeling software. The work was performed for several individual project sites along the river.

**Bolt Factory Noise Assessment, Carson, CA**

Workplace noise assessment in a bolt factory. The project involved establishing worker locations where compliance with OSHA noise limits was not being achieved and designing mitigation measures to reduce noise exposure levels. Solutions were provided to reduce the noise generation at the sources and mitigate sound transmission paths with the use of acoustical enclosures, barriers and absorptive panels.

**Pipeline Replacement Sound and Vibration Monitoring, Ventura County, CA**

The work involved the production of a Noise and Vibration Control Plan with construction noise analysis and mitigation requirements for a horizontal directional drilling operation. Sound and vibration was monitored throughout the project and daily monitoring reports produced.

**Pile Driving Vibration Monitoring, Hollywood, CA**

Continuous vibration monitoring during soldier pile installation by a vibratory method using ABI machines. Vibration was monitored and assessed against the project specifications. Compliance was monitored in real time by a technician at the site and daily monitoring reports were provided to the client.

**Sheet Pile Installation and Removal Vibration Monitoring, San Jose, CA**

Vibration monitoring during the installation and removal of sheet piling for a grade separation project in San Jose. Monitoring was performed adjacent to residences by an on-site technician and data reports were provided daily to the client.

**Construction Noise Monitoring during Water Tank Replacement, Beverly Hills, CA**

Continuous noise monitoring during construction activities associated with the rebuilding of water tanks. Weekly monitoring reports were provided, which included an assessment of impact relative to the County of Los Angeles construction noise limits.

**Oil Production Site Environmental Impact Report Noise Study, Hermosa Beach, CA**

Environmental Impact Report (EIR) noise study for an urban oil production site in Hermosa Beach. The project involved computer modeling and analysis of noise for all construction, drilling and production phases and an assessment of traffic noise and vibration. Mitigation measures were designed to eliminate significant noise impacts and achieve local City ordinances and General Plan noise standards.

**Noise Modeling of Gas Production Facilities, Queensland, Australia**

Noise levels were modeled for three natural gas processing and compression facilities along a proposed pipeline route. The noise levels were predicted using SoundPLAN three-dimensional noise modeling software with noise levels based on manufacturer equipment data. Mitigation systems were designed to meet compliance with stringent noise limits at nearby residences under a variety of climate conditions.

**Freeway Traffic Noise Assessment and Study Review, Santa Barbara, CA**

Work involved reviewing a Caltrans freeway study to review sound wall recommendations on a section of freeway adjacent to residences. Noise measurements were obtained to determine the traffic noise levels at the residences and assess the adequacy of modeling assumptions.

**Code Compliance Assessment for Industrial Facility, Lynwood, CA**

Noise measurements were obtained for an industrial facility adjacent to a residential area where complaints about the facility's truck noise had been received. The measurements were made in order to verify whether noise citations had been correctly issued.

**From:** [Arne Petersen](#)  
**To:** [Ford, John](#); [Lazar, Steve](#)  
**Subject:** Re: PLN-2022-17561 Humboldt County Fair Association - Use Permit Modification - public hearing will be continued to 5/19 PC mtg  
**Date:** Sunday, May 08, 2022 7:52:38 PM  
**Attachments:** [image001.png](#)

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**Caution:** This email was sent from an EXTERNAL source. Please take care when clicking links or opening attachments.

I assume the commission will accept comments up to the 25th?

On Wed, May 4, 2022 at 10:12 AM Arne Petersen <[arwpetersen@gmail.com](mailto:arwpetersen@gmail.com)> wrote:

Mr. Lazar,  
Your department has the opportunity to save some face. You need to take it.  
-Arne

On Tue, May 3, 2022 at 6:19 PM Arne Petersen <[arwpetersen@gmail.com](mailto:arwpetersen@gmail.com)> wrote:

Mr. Lazar,  
Forthcoming is just pre justifying a decision. This has been going on for over 5 years now. Call it so I can move on.  
-Arne

On Tue, May 3, 2022 at 6:05 PM Arne Petersen <[arwpetersen@gmail.com](mailto:arwpetersen@gmail.com)> wrote:

Mr. Lazar,  
“Prerogative”? Lets call it abuse of discretion.  
-Arne

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**Steven Lazar**

Senior Planner

*Humboldt County Planning &*

*Building Department*

[3015 H St.](#) | Eureka, CA 95501

[707/268-3741](tel:7072683741)

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6. Humboldt County Fair Association; Conditional Use Permit Modification

Case Number PLN-2022-17561 (filed 12/29/2021)

Assessor Parcel Numbers (APNs) 030-071-001, 030-011-003, 030-021-003, 030-112-017, 030-112-020, 030-081-006, and 100-181-003.

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Comments should be mailed or emailed to the Planning Commission clerk:

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Planning & Building Department

attn: Planning Commission Clerk

[3015 H Street](#)

[Eureka, CA 95501](#)

Please make sure to reference the project ID (PLN-2021-17561) when commenting.

Please note: you are also welcome to continue to submit comments on the use permit modification after the May 2<sup>nd</sup> deadline.

Public Comments will be included in the Commissioners packets if received by the Clerk on or before Wednesday May 11<sup>th</sup>.

Public comments received by the Clerk before Wednesday May 18th at noon will be forwarded to the Commission prior to the meeting. Comments received after the noon deadline will not be relayed.

If you have any questions about this information, please don't hesitate to contact me.

**Steven Lazar**

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**Cc:** Nicholas R. Ghirelli <[nghirelli@rwglaw.com](mailto:nghirelli@rwglaw.com)>; Linda Javier <[ljavier@rwglaw.com](mailto:ljavier@rwglaw.com)>

**Subject:** PLN-2022-17561 HCFA Use Permit Modification - Draft Supplemental MND now available for public review / PC mtg. scheduled for Thursday May 5th

Hello everyone-

As you know, the Humboldt County Fair Association is seeking a modification to their Conditional Use Permit. The application ID is PLN-2022-17561.

The purpose of the modification request is to enable raising the instantaneous (individual) motorcycle noise limit (from 90 decibels to 99 decibels). This limit was applied as a condition of approval and mitigation measure.

I am writing to let you know that we have completed our initial environmental review and are scheduled to present the modification request to the Planning Commission at their May 5<sup>th</sup> meeting.

Attached you will find a copy of the public notice for the meeting. For your convenience below is a copy of the project description as well as a link to the ceqanet portal where you can download a copy of the Draft Supplemental Mitigated Negative Declaration that has been prepared for the project.



<https://ceqanet.opr.ca.gov/2022040045>

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**From:** [Arne Petersen](#)  
**To:** [Ford, John](#); [Lazar, Steve](#)  
**Subject:** Re: PLN-2022-17561 Humboldt County Fair Association - Use Permit Modification - public hearing will be continued to 5/19 PC mtg  
**Date:** Wednesday, May 04, 2022 10:13:01 AM  
**Attachments:** [image001.png](#)

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Your department has the opportunity to save some face. You need to take it.  
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**Cc:** Nicholas R. Ghirelli <[nghirelli@rwglaw.com](mailto:nghirelli@rwglaw.com)>; Linda Javier <[ljavier@rwglaw.com](mailto:ljavier@rwglaw.com)>

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**To:** [Lazar, Steve](#)  
**Subject:** Re: PLN-2022-17561 Humboldt County Fair Association - Use Permit Modification - public hearing will be continued to 5/19 PC mtg  
**Date:** Tuesday, May 03, 2022 6:19:38 PM  
**Attachments:** [image001.png](#)

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**To:** [Lazar, Steve](#)  
**Subject:** Re: PLN-2022-17561 Humboldt County Fair Association - Use Permit Modification - public hearing will be continued to 5/19 PC mtg  
**Date:** Tuesday, May 03, 2022 6:05:41 PM  
**Attachments:** [image001.png](#)

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6. Humboldt County Fair Association; Conditional Use Permit Modification

Case Number PLN-2022-17561 (filed 12/29/2021)

Assessor Parcel Numbers (APNs) 030-071-001, 030-011-003, 030-021-003, 030-112-017, 030-112-020, 030-081-006, and 100-181-003.

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**Recommendation:** Continue to May 19, 2022

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**To:** Lazar, Steve <[SLazar@co.humboldt.ca.us](mailto:SLazar@co.humboldt.ca.us)>

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**Attachments:** [image001.png](#)

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**Humboldt County Fair Association**, Ferndale area, Case Number PLN-2022-17561 (filed 12/29/2021); Assessor Parcel Numbers (APNs) 030-071-001, 030-011-003, 030-021-003, 030-112-017, 030-112-020, 030-081-006, and 100-181-003. Humboldt County Fair Association (HCFA) is seeking to modify a Conditional Use Permit which authorizes five (5) concerts and two (2) motorcycle racing events to be held each year at the Humboldt County Fairgrounds. The approved permit places limitations on event-related noise levels, including a 63-decibel limit on composite noise measured by averaging noise readings collected during a 24-hour period surrounding each event, as well as a 90-decibel instantaneous noise limit applied to all motorcycles participating in racing events. In their modification request, HCFA is seeking authorization to raise the 90-decibel motorcycle noise limit to 99 decibels to be consistent with common national testing standards for competition established by the American Motorcyclist Association (AMA). Analysis of the proposal's effect on composite noise levels has been performed by Whitchurch Engineering and has determined that composite noise will remain at or below the 63-decibel limit, even with the requested increase. To help reduce event-related noise, HCFA is now proposing: 1. creation of two (2) sound barriers during racing events, fashioned by temporarily placing tractor trailers or strawbales (or some combination thereof) adjacent to motorcycle acceleration zones; and 2. acoustic treatment of the internal wall of the grandstands using special materials designed to decrease reverberation. Under the approved permit, each "event" occurs within the course of a single day, and concerts cannot last longer than 2 consecutive days. An additional day of racing can be allowed if all the racing on that day is by electrical motorcycles, but in no case can the total amount of motorcycle racing exceed 4 days per year. Other types of motorsports events are prohibited, including (but not limited to): Tractor Pulls, 4x4 Trucks, Go Carts, and Monster Trucks.

**From:** [Arne Petersen](#)  
**To:** [Lazar, Steve](#)  
**Subject:** Re: PLN-2022-17561 Humboldt County Fair Association - Use Permit Modification - public hearing will be continued to 5/19 PC mtg  
**Date:** Tuesday, May 03, 2022 12:56:07 PM  
**Attachments:** [image001.png](#)

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Mr. Lazar,

It's either postponed or not. If someone can't attend the meeting on the 19th they can make a written comment like everyone else.

-Arne

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*Humboldt County Planning &*

*Building Department*

[3015 H St.](#) | Eureka, CA 95501

707/268-3741

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6. Humboldt County Fair Association; Conditional Use Permit Modification

Case Number PLN-2022-17561 (filed 12/29/2021)

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**Recommendation:** Continue to May 19, 2022

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**From:** Arne Petersen [arwpetersen@gmail.com](mailto:arwpetersen@gmail.com)

**Sent:** Monday, May 02, 2022 7:57 PM

**To:** Lazar, Steve <[SLazar@co.humboldt.ca.us](mailto:SLazar@co.humboldt.ca.us)>

**Subject:** Re: PLN-2022-17561 Humboldt County Fair Association - Use Permit Modification - public hearing will be continued to 5/19 PC mtg

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Planning & Building Department

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[Eureka, CA 95501](#)

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**Sent:** Friday, April 01, 2022 2:55 PM

**To:** Stephen Avis <[ferndale1057@gmail.com](mailto:ferndale1057@gmail.com)>; Arne Petersen <[arwpetersen@gmail.com](mailto:arwpetersen@gmail.com)>; jennifer raymond <[vegicook@gmail.com](mailto:vegicook@gmail.com)>; Janet C <[bunny.janet@gmail.com](mailto:bunny.janet@gmail.com)>  
**Cc:** Nicholas R. Ghirelli <[nghirelli@rwglaw.com](mailto:nghirelli@rwglaw.com)>; Linda Javier <[ljavier@rwglaw.com](mailto:ljavier@rwglaw.com)>  
**Subject:** PLN-2022-17561 HCFA Use Permit Modification - Draft Supplemental MND now available for public review / PC mtg. scheduled for Thursday May 5th

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**Subject:** Re: PLN-2022-17561 Humboldt County Fair Association - Use Permit Modification - public hearing will be continued to 5/19 PC mtg  
**Date:** Tuesday, May 03, 2022 9:51:08 AM  
**Attachments:** [image001.png](#)

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**Subject:** Re: PLN-2022-17561 Humboldt County Fair Association - Use Permit Modification - public hearing will be continued to 5/19 PC mtg  
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**Cc:** Nicholas R. Ghirelli <[nghirelli@rwglaw.com](mailto:nghirelli@rwglaw.com)>; Linda Javier <[ljavier@rwglaw.com](mailto:ljavier@rwglaw.com)>

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**To:** [Planning Clerk](#); [Lazar, Steve](#); [Ford, John](#)  
**Subject:** PLN-2021-17561  
**Date:** Thursday, April 28, 2022 1:57:08 PM  
**Attachments:** [Supplemental MND Response.docx](#)

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**Caution:** This email was sent from an EXTERNAL source. Please take care when clicking links or opening attachments.

Please see attached comments concerning PLN-2021-17561.

Please include in the file all earlier comments I sent to Mr.Lazar and Mr.Ford concerning this topic.

-Arne R.W. Petersen

**From:** [Arne Petersen](#)  
**To:** [Lazar, Steve](#)  
**Subject:** Re: PLN-2022-17561 Humboldt County Fair Association - Use Permit Modification - public hearing will be continued to 5/19 PC mtg  
**Date:** Tuesday, April 26, 2022 10:47:25 PM

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**Caution:** This email was sent from an EXTERNAL source. Please take care when clicking links or opening attachments.

Mr. Lazar,

I'm apparently the opposition? I've prepared a 3 page explanation as to why I think this whole thing is illegal, unethical etc.

If the project moves forward I promise to make this expensive and embarrassing.

I will submit a comment but I am not interested in your hearing. I'll do what it takes to advance this to court. Let me know if I make any mistakes or If I do anything that might interfere with my appeal and case. Actually I want deadlines and ext. I'm not going to listen to the cheerleaders this time. I will give you a comment in a day or two.

Regards,

Arne R.W.Petersen

Mechanical Engineer, MBA

On Tue, Apr 26, 2022 at 11:06 AM Lazar, Steve <[SLazar@co.humboldt.ca.us](mailto:SLazar@co.humboldt.ca.us)> wrote:

Hello Mr. Petersen-

I am following up to provide an important update on the HCFA permit modification project.

Though the project is scheduled to be heard by the Planning Commission at their meeting next Thursday (5/5), **the Fair Association have requested that the item be continued to May 19<sup>th</sup> meeting.**

As the Agenda for the 5/5 PC meeting is fairly impacted, the requested continuance will help ensure sufficient time for the item to be heard and decided during the 5/19 meeting.

All items continued from the May 5<sup>th</sup> meeting will be heard ahead of new public hearing items on the agenda for the May 19<sup>th</sup> meeting.

HCFA's CUP modification will likely not be heard until after the Nordic Aquafarms item. This item is a continuation of the public workshop from last week's meeting. Based on attendance and participation during last week's meeting, I suspect this will take between 30-60 minutes.



The 30-day deadline to provide comments on the Draft Supplemental Mitigated Negative Declaration is Sunday May 1<sup>st</sup>. However, since this occurs on a weekend we will be accepting comments through Monday May 2<sup>nd</sup>.

Comments should be mailed or emailed to the Planning Commission clerk:

[planningclerk@co.humboldt.ca.us](mailto:planningclerk@co.humboldt.ca.us)

Planning & Building Department

attn: Planning Commission Clerk

[3015 H Street](#)

[Eureka, CA 95501](#)

Please make sure to reference the project ID (PLN-2021-17561) when commenting.

Please note: you are also welcome to continue to submit comments on the use permit modification after the May 2<sup>nd</sup> deadline.

Public Comments will be included in the Commissioners packets if received by the Clerk on or before Wednesday May 11<sup>th</sup>.

Public comments received by the Clerk before Wednesday May 18th at noon will be forwarded to the Commission prior to the meeting. Comments received after the noon deadline will not be relayed.

If you have any questions about this information, please don't hesitate to contact me.

**Steven Lazar**

Senior Planner

*Humboldt County Planning &*

*Building Department*

[3015 H St.](#) | Eureka, CA 95501

707/268-3741

[slazar@co.humboldt.ca.us](mailto:slazar@co.humboldt.ca.us)

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**From:** Lazar, Steve

**Sent:** Friday, April 01, 2022 2:55 PM

**To:** Stephen Avis <[ferndale1057@gmail.com](mailto:ferndale1057@gmail.com)>; Arne Petersen <[arwpetersen@gmail.com](mailto:arwpetersen@gmail.com)>;  
jennifer raymond <[vegicook@gmail.com](mailto:vegicook@gmail.com)>; Janet C <[bunny.janet@gmail.com](mailto:bunny.janet@gmail.com)>

**Cc:** Nicholas R. Ghirelli <[nghirelli@rwglaw.com](mailto:nghirelli@rwglaw.com)>; Linda Javier <[ljavier@rwglaw.com](mailto:ljavier@rwglaw.com)>

**Subject:** PLN-2022-17561 HCFA Use Permit Modification - Draft Supplemental MND  
now available for public review / PC mtg. scheduled for Thursday May 5th

Hello everyone-

As you know, the Humboldt County Fair Association is seeking a modification to their Conditional Use Permit. The application ID is PLN-2022-17561.

The purpose of the modification request is to enable raising the instantaneous (individual) motorcycle noise limit (from 90 decibels to 99 decibels). This limit was applied as a condition of approval and mitigation measure.

I am writing to let you know that we have completed our initial environmental review and are scheduled to present the modification request to the Planning Commission at their May 5<sup>th</sup> meeting.

Attached you will find a copy of the public notice for the meeting. For your convenience below is a copy of the project description as well as a link to the ceqanet portal where you can download a copy of the Draft Supplemental Mitigated Negative Declaration that has been prepared for the project.

<https://ceqanet.opr.ca.gov/2022040045>

Please don't hesitate to contact me if you have any questions concerning this matter.

**Steven Lazar**

Senior Planner

*Humboldt County Planning &*

*Building Department*

[3015 H St.](#) | Eureka, CA 95501

707/268-3741

[slazar@co.humboldt.ca.us](mailto:slazar@co.humboldt.ca.us)

**Humboldt County Fair Association**, Ferndale area, Case Number PLN-2022-17561 (filed 12/29/2021); Assessor Parcel Numbers (APNs) 030-071-001, 030-011-003, 030-021-003, 030-112-017, 030-112-020, 030-081-006, and 100-181-003. Humboldt County Fair Association (HCFA) is seeking to modify a Conditional Use Permit which authorizes five (5) concerts and two (2) motorcycle racing events to be held each year at the Humboldt County Fairgrounds. The approved permit places limitations on event-related noise levels, including a 63-decibel limit on composite noise measured by averaging noise readings collected during a 24-hour period surrounding each event, as well as a 90-decibel instantaneous noise limit applied to all motorcycles participating in racing events. In their modification request, HCFA is seeking authorization to raise the 90-decibel motorcycle noise limit to 99 decibels to be consistent with common national testing standards for competition established by the American Motorcyclist Association (AMA). Analysis of the proposal's effect on composite noise levels has been performed by Witchurch Engineering and has determined that composite noise will remain at or below the 63-decibel limit, even with the requested increase. To help reduce event-related noise, HCFA is now proposing: 1. creation of two (2) sound barriers during racing events, fashioned by temporarily placing tractor trailers or strawbales (or some combination thereof) adjacent to motorcycle acceleration zones; and 2. acoustic treatment of the internal wall of the grandstands using special materials designed to decrease reverberation. Under the approved permit, each "event" occurs within the course of a single day, and concerts cannot last longer than 2 consecutive days. An additional day of racing can be allowed if all the racing on that day is by electrical motorcycles, but in no case can the total amount of motorcycle racing exceed 4 days per year. Other types of motorsports events are prohibited, including (but not limited to): Tractor Pulls, 4x4 Trucks, Go Carts, and Monster Trucks.

**From:** [Arne Petersen](#)  
**To:** [Ford, John](#); [Lazar, Steve](#); [humcofair@frontiernet.net](mailto:humcofair@frontiernet.net)  
**Subject:** Mitigation?  
**Date:** Monday, April 11, 2022 7:19:16 PM

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**Caution:** This email was sent from an EXTERNAL source. Please take care when clicking links or opening attachments.

Mr. Lazar, Ford,

Are you seriously suggesting that raising the noise limit is a mitigation method? You submitted an MND?

Your whole argument is that “they are unable to attract event organizers.” What made you think that you could move forward with that garbage logic?

You are wasting my time with nonsense. Come up with a better argument or pull the plug on this damn project.

- Arne R.W. Petersen

**From:** [Arne Petersen](#)  
**To:** [Lazar, Steve](#); [Ford, John](#); [humcofair@frontiernet.net](mailto:humcofair@frontiernet.net)  
**Subject:** More MND issues  
**Date:** Friday, April 08, 2022 1:55:55 PM

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Mr. Lazar,

Then there are the problems with Wittchurches noise study.

"The nature of calculating CNEL utilizes sound adjustment values for evening hours. By shifting the time of racing to normal day time hours and ensuring racing does not proceed late into the evening hours, CNEL can be reduced. Table 6 outlines the possible reduction in CNEL based upon ceasing racing earlier in the evening."

Put Simply: Mathematically, if they avoid the weighted penalty applied to the evening and night hrs then they can't average over a 24hr period. Also, The 7pm-10pm weight factor is 5 and not 4.77. This is not a traffic study.

-Arne R.W. Petersen

Mechanical Engineer

### 3.2 Community Noise Equivalent Level

CNEL is a noise measurement system calculated using experimental dBA readings as opposed to computer calculations as other measurement systems are. It is calculated as follows (Caltrans, 2013).

$$= 10 * 10 [(24) \sum 10((h)+)10] = 1$$

Where

CNEL = Community Noise Equivalent Level (dB)

Leq(h)<sub>i</sub> = Equivalent Noise level at the ith hour(dB)

**Wi = Time weighting factor**

**[= 0 (7am-7pm), = 4.77 (7pm-10pm), = 10 (10pm to 7am)]**

**The CNEL is used as a metric to evaluate the normally experienced noise level by receptors in a pre- determined location.**

**From:** [Arne Petersen](#)  
**To:** [Ford, John](#); [Lazar, Steve](#); [humcofair@frontiernet.net](mailto:humcofair@frontiernet.net)  
**Subject:** Further MND critique  
**Date:** Friday, April 08, 2022 11:57:23 AM

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**Caution:** This email was sent from an EXTERNAL source. Please take care when clicking links or opening attachments.

Mr. Ford,

Raising the noise limit because they can't stay below it is illogical as well. By this logic everything can be permitted. The AMA does not set any standard and should not be referenced. The only limits that matter are set by the City of Ferndale and are based on actual national standards. We are not going to have another hearing with Motorsport Cheerleaders and Fair Board board members arguing they need revenue. The HCFA has more money than ever (\$900,000+). The Motorsport community needs to accept that they are not losing a track and they are just not gaining one. Cancel the hearing and pull the plug so we can all get on with our lives. There will never be motorsports at the HCF grounds again. I am 100 percent committed to stopping this. The original MND is invalid along with any supplements. You have an opportunity to get out of this mess and you need to take it. A hearing is pointless.

-Arne R.W. Petersen

**From:** [Arne Petersen](#)  
**To:** [Ford, John](#); [Lazar, Steve](#); [humcofair@frontiernet.net](mailto:humcofair@frontiernet.net)  
**Subject:** Ethical participation?  
**Date:** Thursday, April 07, 2022 9:14:58 PM

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**Caution:** This email was sent from an EXTERNAL source. Please take care when clicking links or opening attachments.

Mr. Lazar,

It's my understanding that you are somewhat of a motorsport enthusiast? That's enough to revoke the permit outright. That is a little bit of a conflict of interest.

- Arne R.W. Petersen

**From:** [Arne Petersen](#)  
**To:** [Lazar, Steve](#); [Ford, John](#); [humcofair@frontiernet.net](mailto:humcofair@frontiernet.net)  
**Subject:** Section 15162  
**Date:** Thursday, April 07, 2022 5:47:09 PM

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**Caution:** This email was sent from an EXTERNAL source. Please take care when clicking links or opening attachments.

Mr. Lazar, I just reviewed Section 15162. Now I know why you are using the term "minor." This MND and hearing to circumvent CEQA is preposterous. Pull the plug. End of story. I have no interest in another hearing. I could care less what the motorcycle cheerleaders have to say.-Arne R.W. Petersen

(a) The lead or responsible agency may choose to prepare a supplement to an EIR rather than a subsequent EIR if: (1) Any of the conditions described in Section 15162 would require the preparation of a subsequent EIR, and (2) **Only minor additions or changes would be necessary to make the previous EIR adequately apply to the project in the changed situation.** (b) The supplement to the EIR need contain only the information necessary to make the previous EIR adequate for the project as revised. (c) A supplement to an EIR shall be given the same kind of notice and public review as is given to a draft EIR under Section 15087. (d) A supplement to an EIR may be circulated by itself without recirculating the previous draft or final EIR. (e) When the agency decides whether to approve the project, the decision-making body shall consider the previous EIR as revised by the supplemental EIR. A finding under Section 15091 shall be made for each significant effect shown in the previous EIR as revised.

Cal. Code Regs. tit. 14 § 15163



**From:** [Arne Petersen](#)  
**To:** [Ford, John](#); [Lazar, Steve](#); [humcofair@frontiernet.net](mailto:humcofair@frontiernet.net)  
**Subject:** Minor??  
**Date:** Thursday, April 07, 2022 3:49:23 PM

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**Caution:** This email was sent from an EXTERNAL source. Please take care when clicking links or opening attachments.

Mr. Lazar,

dB is a logarithmic scale. Raising the limit from 90 to 99 is not a 10 percent increase? 99 is close to 10x louder. It's misleading to say this is a minor change.

Your evaluation of "less than significant" is fundamentally flawed as well as your interpretation of CEQA guidelines. A hearing based on that MND is a ridiculous waste of time and resources.

-Arne R.W. Petersen

**From:** [Arne Petersen](#)  
**To:** [Ford, John](#); [Lazar, Steve](#); [humcofair@frontiernet.net](mailto:humcofair@frontiernet.net)  
**Date:** Thursday, April 07, 2022 1:53:16 PM

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**Caution:** This email was sent from an EXTERNAL source. Please take care when clicking links or opening attachments.

Mr. Ford,

"CEQA encourages lead agencies and applicants to modify their projects to avoid potentially significant adverse impacts (CEQA Section 20180 [C] [2] and State CEQA Guidelines Section 15070[b] [2])."

Can you explain how raising the noise limit reduces the impact? There is no logic in the modification MND.

-Arne R.W. Petersen

**From:** [Arne Petersen](#)  
**To:** [Ford, John](#); [Lazar, Steve](#); [humcofair@frontiernet.net](mailto:humcofair@frontiernet.net)  
**Subject:** Invalid  
**Date:** Thursday, April 07, 2022 11:56:12 AM

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**Caution:** This email was sent from an EXTERNAL source. Please take care when clicking links or opening attachments.

Mr. Ford,

The modification of (raising dB limit) clearly increases "**the likelihood of the occurrence of a significant effect on the environment.**" The MND is invalid. You don't need to revoke the permit. You just have to explain it to the HCFA and we can be done with this.

-Arne R.W. Petersen

## Chapter 2.6: General

§ 21080. DIVISION APPLICATION TO DISCRETIONARY PROJECTS; NONAPPLICATION;  
NEGATIVE DECLARATIONS; ENVIRONMENTAL IMPACT REPORT PREPARATION

(g) Nothing in this section shall preclude a project applicant or any other person from challenging, in an administrative or judicial proceeding, the legality of a condition of project approval imposed by the lead agency. If, however, any condition of project approval set aside by either an administrative body or court was necessary to **avoid or lessen the likelihood of the occurrence of a significant effect on the environment, the lead agency's approval of the negative declaration and project shall be invalid** and a new environmental review process shall be conducted before the project can be reapproved, unless the lead agency substitutes a new condition that the lead agency finds, after holding a public hearing on the matter, is equivalent to, or more effective in, lessening or avoiding significant effects on the environment and that does not cause any potentially significant effect on the environment.

**From:** [Arne Petersen](#)  
**To:** [Ford, John](#); [Lazar, Steve](#); [humcofair@frontiernet.net](mailto:humcofair@frontiernet.net)  
**Subject:** MND  
**Date:** Tuesday, April 05, 2022 3:24:28 PM

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**Caution:** This email was sent from an EXTERNAL source. Please take care when clicking links or opening attachments.

Mr. Lazar,

Your MND couldn't be more vague. Until the HCFA can provide a detailed plan of exactly how they will reduce the CNEL to 63 dB the MND cannot be considered.

The last noise study test was intrusive and supported evidence should be obtained by other means. All this must proceed a hearing. Good Luck!

-Arne R.W. Petersen

Mechanical Engineer, MBA

**From:** [Arne Petersen](#)  
**To:** [Ford, John](#); [Lazar, Steve](#); [humcofair@frontiernet.net](mailto:humcofair@frontiernet.net)  
**Subject:** Precede not proceed  
**Date:** Tuesday, April 05, 2022 3:24:27 PM

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**Caution:** This email was sent from an EXTERNAL source. Please take care when clicking links or opening attachments.

PRECEDE NOT PROCEED

**From:** [Arne Petersen](#)  
**To:** [Ford, John](#); [Lazar, Steve](#); [humcofair@frontiernet.net](mailto:humcofair@frontiernet.net); [Caroline Titus](#)  
**Subject:** Before any Hearing  
**Date:** Tuesday, April 05, 2022 12:45:16 PM

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**Caution:** This email was sent from an EXTERNAL source. Please take care when clicking links or opening attachments.

Mr. Ford,

Without a legitimate/equivalent substitute mitigation method a hearing is pointless and the permit is invalid. Hay bales don't cut it. Besides you can't change a condition of approval (Raising dB limit) because it will clearly have "a significant effect on the environment." The following is from the 2022 CEQA Guidelines. The permit is invalid and the modification is not possible.

-Arne R.W. Petersen

Mechanical Engineer, MBA

#### Chapter 2.6: General

§ 21080. DIVISION APPLICATION TO DISCRETIONARY PROJECTS; NONAPPLICATION;  
NEGATIVE DECLARATIONS; ENVIRONMENTAL IMPACT REPORT PREPARATION

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**From:** [Arne Petersen](#)  
**To:** [Lazar, Steve](#); [Ford, John](#)  
**Subject:** Re: PLN-2022-17561 HCFA Use Permit Modification - Draft Supplemental MND now available for public review / PC mtg. scheduled for Thursday May 5th  
**Date:** Monday, April 04, 2022 2:55:10 PM

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**Caution:** This email was sent from an EXTERNAL source. Please take care when clicking links or opening attachments.

Mr. Lazar,

You understand "Hay Bales" in the acceleration zones will not reduce the noise impact down to a less than significant level. This MND is pathetic. In spite of all the evidence you insist on pushing this forward. This is an abuse of discretion. Your project approval is invalid. Your study does not address any of the issues I've brought up. There are sufficient grounds to have a revocation hearing which should proceed any discussion of modification. Without "Magic Mufflers" this project is dead.

-Arne R.W. Petersen  
Mechanical Engineer

On Fri, Apr 1, 2022 at 7:32 PM Arne Petersen <[arwpetersen@gmail.com](mailto:arwpetersen@gmail.com)> wrote:

Mr. Lazar,

The Friends of Ferndale was a piece of shit organization designed by Stephen Avis. It no longer exists. I was an officer. You will be dealing with me and only me.

- Arne R.W. Petersen  
Mechanical Engineer, MBA

On Fri, Apr 1, 2022 at 2:54 PM Lazar, Steve <[SLazar@co.humboldt.ca.us](mailto:SLazar@co.humboldt.ca.us)> wrote:

Hello everyone-

As you know, the Humboldt County Fair Association is seeking a modification to their Conditional Use Permit. The application ID is PLN-2022-17561.

The purpose of the modification request is to enable raising the instantaneous (individual) motorcycle noise limit (from 90 decibels to 99 decibels). This limit was applied as a condition of approval and mitigation measure.

I am writing to let you know that we have completed our initial environmental review and are scheduled to present the modification request to the Planning Commission at their May 5<sup>th</sup> meeting.

Attached you will find a copy of the public notice for the meeting. For your convenience below is a copy of the project description as well as a link to the ceqanet portal where you can download a copy of the Draft Supplemental Mitigated Negative Declaration that has

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<https://ceqanet.opr.ca.gov/2022040045>

Please don't hesitate to contact me if you have any questions concerning this matter.

**Steven Lazar**

Senior Planner

*Humboldt County Planning &*

*Building Department*

[3015 H St.](#) | Eureka, CA 95501

[707/268-3741](#)

[slazar@co.humboldt.ca.us](mailto:slazar@co.humboldt.ca.us)

**Humboldt County Fair Association**, Ferndale area, Case Number PLN-2022-17561 (filed 12/29/2021); Assessor Parcel Numbers (APNs) [030-071-001](#), [030-011-003](#), [030-021-003](#), [030-112-017](#), [030-112-020](#), [030-081-006](#), and 100-181-003. Humboldt County Fair Association (HCFA) is seeking to modify a Conditional Use Permit which authorizes five (5) concerts and two (2) motorcycle racing events to be held each year at the Humboldt County Fairgrounds. The approved permit places limitations on event-related noise levels, including a 63-decibel limit on composite noise measured by averaging noise readings collected during a 24-hour period surrounding each event, as well as a 90-decibel instantaneous noise limit applied to all motorcycles participating in racing events. In their modification request, HCFA is seeking authorization to raise the 90-decibel motorcycle noise limit to 99 decibels to be consistent with common national testing standards for competition established by the American Motorcyclist Association (AMA). Analysis of the proposal's effect on composite noise levels has been performed by Whitchurch Engineering and has determined that composite noise will remain at or below the 63-decibel limit, even with the requested increase. To help reduce event-related noise, HCFA is now proposing: 1. creation of two (2) sound barriers during racing events, fashioned by temporarily placing tractor trailers or strawbales (or some combination thereof) adjacent to motorcycle acceleration zones; and 2. acoustic treatment of the internal wall of the grandstands using special materials designed to decrease reverberation. Under the approved permit, each "event" occurs within the course of a single day, and concerts cannot last longer than 2 consecutive days. An additional day of racing can be allowed if all the racing on that day is by electrical motorcycles, but in no case can the total amount of motorcycle racing exceed 4 days per year. Other types of motorsports events are prohibited, including (but not limited to): Tractor Pulls, 4x4 Trucks, Go Carts, and



Monster Trucks.

**From:** [Arne Petersen](#)  
**To:** [Lazar, Steve](#)  
**Cc:** [Janet C](#); [Linda Javier](#); [Nicholas R. Ghirelli](#); [Stephen Avis](#); [jennifer raymond](#)  
**Subject:** Re: PLN-2022-17561 HCFA Use Permit Modification - Draft Supplemental MND now available for public review / PC mtg. scheduled for Thursday May 5th  
**Date:** Friday, April 01, 2022 7:32:17 PM

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Mr. Lazar,

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- Arne R.W. Petersen

Mechanical Engineer, MBA

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<https://ceqanet.opr.ca.gov/2022040045>

Please don't hesitate to contact me if you have any questions concerning this matter.

**Steven Lazar**

Senior Planner

*Humboldt County Planning &*

*Building Department*

[3015 H St.](#) | Eureka, CA 95501

707/268-3741

[slazar@co.humboldt.ca.us](mailto:slazar@co.humboldt.ca.us)

**Humboldt County Fair Association**, Ferndale area, Case Number PLN-2022-17561 (filed 12/29/2021); Assessor Parcel Numbers (APNs) 030-071-001, 030-011-003, 030-021-003, 030-112-017, 030-112-020, 030-081-006, and 100-181-003. Humboldt County Fair Association (HCFA) is seeking to modify a Conditional Use Permit which authorizes five (5) concerts and two (2) motorcycle racing events to be held each year at the Humboldt County Fairgrounds. The approved permit places limitations on event-related noise levels, including a 63-decibel limit on composite noise measured by averaging noise readings collected during a 24-hour period surrounding each event, as well as a 90-decibel instantaneous noise limit applied to all motorcycles participating in racing events. In their modification request, HCFA is seeking authorization to raise the 90-decibel motorcycle noise limit to 99 decibels to be consistent with common national testing standards for competition established by the American Motorcyclist Association (AMA). Analysis of the proposal's effect on composite noise levels has been performed by Whitchurch Engineering and has determined that composite noise will remain at or below the 63-decibel limit, even with the requested increase. To help reduce event-related noise, HCFA is now proposing: 1. creation of two (2) sound barriers during racing events, fashioned by temporarily placing tractor trailers or strawbales (or some combination thereof) adjacent to motorcycle acceleration zones; and 2. acoustic treatment of the internal wall of the grandstands using special materials designed to decrease reverberation. Under the approved permit, each "event" occurs within the course of a single day, and concerts cannot last longer than 2 consecutive days. An additional day of racing can be allowed if all the racing on that day is by electrical motorcycles, but in no case can the total amount of motorcycle racing exceed 4 days per year. Other types of motorsports events are prohibited, including (but not limited to): Tractor Pulls, 4x4 Trucks, Go Carts, and Monster Trucks.

**From:** [Arne Petersen](#)  
**To:** [Ford, John](#); [Lazar, Steve](#)  
**Subject:** Re: PLN-2022-17561 HCFA Use Permit Modification - Draft Supplemental MND now available for public review / PC mtg. scheduled for Thursday May 5th  
**Date:** Friday, April 01, 2022 7:19:37 PM

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**Caution:** This email was sent from an EXTERNAL source. Please take care when clicking links or opening attachments.

Mr. Ford,

A hearing is flat out political suicide. Start considering your job as a whole. Did you see the Lost Coast Outpost post. Stop!!!! I'm embarrassed for you. The hearing is just more bullshit on your part. I will send you the laundry list of complaints I have. The list will have all appropriate numbering and such. Put in every comment I have made as an official complaint.  
-Arne R.W. Petersen

On Fri, Apr 1, 2022 at 2:54 PM Lazar, Steve <[SLazar@co.humboldt.ca.us](mailto:SLazar@co.humboldt.ca.us)> wrote:

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<https://ceqanet.opr.ca.gov/2022040045>

Please don't hesitate to contact me if you have any questions concerning this matter.

**Steven Lazar**

Senior Planner

*Humboldt County Planning &*

*Building Department*

[3015 H St.](#) | Eureka, CA 95501

707/268-3741

[slazar@co.humboldt.ca.us](mailto:slazar@co.humboldt.ca.us)

**Humboldt County Fair Association**, Ferndale area, Case Number PLN-2022-17561 (filed 12/29/2021); Assessor Parcel Numbers (APNs) 030-071-001, 030-011-003, 030-021-003, 030-112-017, 030-112-020, 030-081-006, and 100-181-003. Humboldt County Fair Association (HCFA) is seeking to modify a Conditional Use Permit which authorizes five (5) concerts and two (2) motorcycle racing events to be held each year at the Humboldt County Fairgrounds. The approved permit places limitations on event-related noise levels, including a 63-decibel limit on composite noise measured by averaging noise readings collected during a 24-hour period surrounding each event, as well as a 90-decibel instantaneous noise limit applied to all motorcycles participating in racing events. In their modification request, HCFA is seeking authorization to raise the 90-decibel motorcycle noise limit to 99 decibels to be consistent with common national testing standards for competition established by the American Motorcyclist Association (AMA). Analysis of the proposal's effect on composite noise levels has been performed by Whitchurch Engineering and has determined that composite noise will remain at or below the 63-decibel limit, even with the requested increase. To help reduce event-related noise, HCFA is now proposing: 1. creation of two (2) sound barriers during racing events, fashioned by temporarily placing tractor trailers or strawbales (or some combination thereof) adjacent to motorcycle acceleration zones; and 2. acoustic treatment of the internal wall of the grandstands using special materials designed to decrease reverberation. Under the approved permit, each "event" occurs within the course of a single day, and concerts cannot last longer than 2 consecutive days. An additional day of racing can be allowed if all the racing on that day is by electrical motorcycles, but in no case can the total amount of motorcycle racing exceed 4 days per year. Other types of motorsports events are prohibited, including (but not limited to): Tractor Pulls, 4x4 Trucks, Go Carts, and Monster Trucks.

**From:** [Arne Petersen](#)  
**To:** [Ford, John](#); [Lazar, Steve](#); [humcofair@frontiernet.net](mailto:humcofair@frontiernet.net)  
**Subject:** Indemnification  
**Date:** Tuesday, March 29, 2022 12:09:29 PM

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**Caution:** This email was sent from an EXTERNAL source. Please take care when clicking links or opening attachments.

Mr. Ford,

Please send me a copy of the indemnification agreement between the County and Fair Board. Any such agreement is strange when you consider the County owns the property.

-Arne R.W. Petersen

**From:** [Arne Petersen](#)  
**To:** [Lazar, Steve](#)  
**Subject:** RE: Transient Occupancy Tax  
**Date:** Monday, March 28, 2022 2:14:53 PM  
**Attachments:** [Malware Alert Text.txt](#)  
**Importance:** High

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**Caution:** This email was sent from an EXTERNAL source. Please take care when clicking links or opening attachments.

Arne Petersen  
arwpetersen@gmail.com  
[www.gmail.com](http://www.gmail.com)

I listened to the Fair Boards meeting and it was mentioned that they are asking the City help developing the campground. This would obviously be beneficial to Ferndale(+TOT). As I mentioned in 2017 the City collects transient occupancy for Camping at the Fairgrounds and that this is a form of Enforcement. The collection of this Tax started when the Fair Board changed to a non-profit. While I realize I am referencing the guidebook for counties, I assume the City of Ferndales Transient occupancy tax is an ordinance also. The collection of this Tax started when the Fair Board changed to a non-profit.

Jay Parrish sent me the following-

After consultation with our counsel in 2017 and reaffirmed as to the current state of the law, cities and counties are mutually exempt from each other's land use regulations on property owned within the territory of the other. It is the County that is responsible for enforcing its own land use regulations, including any sound or other nuisance regulations.

Quite, simply the Fair Board and City cannot have it both ways. Since the City is allowing the Fair Board to hold races, ignoring the noise ordinance, it should refund the tax collected so far and stop taxing the campers. If City cannot tax the campers then it shouldn't be investing in development on County property or using any city resources.

What will it be?

Arne R.W. Petersen

## References

### 3003. TAX CLEARANCE CERTIFICATE?

County Tax Collectors' Reference Manual?

The authority to [levy](#) TOT is granted to the legislative bodies of both cities and counties by [Revenue and Taxation Code section 7280](#). This manual section refers to only county TOT levy and collection. The authority to collect TOT is generally granted to the county tax collector by the board of supervisors (board) by means of an [ordinance](#). An ordinance passed by a board is specific to that county. Although similar, each county ordinance may differ from others throughout the state.?

?

### 13102. DEFINITION OF OTHER LODGING?

"Other Lodging" includes but is not limited to:?

"Other Lodging" does not include (exempt):?

1. 1) ?A campsite, and?
  2. 2) ?Space at a campground or recreational vehicle park.?
- 
1. 1) ?Any facilities operated by a local government entity,?



**From:** [Arne Petersen](#)  
**To:** [Ford, John](#); [Lazar, Steve](#); [humcofair@frontiernet.net](mailto:humcofair@frontiernet.net)  
**Subject:** 2022 CEQA Guidelines  
**Date:** Thursday, March 24, 2022 3:09:17 PM

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**Caution:** This email was sent from an EXTERNAL source. Please take care when clicking links or opening attachments.

Mr. Ford,

This is from the 2022 CEQA Statutes and Guidelines. Your approval of the negative declaration and project are invalid. Unless the HCFA can come up with a mitigation method equivalent to "Magic Mufflers" this matter is closed.

-Arne R.W. Petersen

#### Chapter 2.6: General

§ 21080. DIVISION APPLICATION TO DISCRETIONARY PROJECTS; NONAPPLICATION;  
NEGATIVE DECLARATIONS; ENVIRONMENTAL IMPACT REPORT PREPARATION

(g) Nothing in this section shall preclude a project applicant or any other person from challenging, in an administrative or judicial proceeding, the legality of a condition of project approval imposed by the lead agency. If, however, any condition of project approval set aside by either an administrative body or court was necessary to avoid or lessen the likelihood of the occurrence of a significant effect on the environment, the lead agency's approval of the negative declaration and project shall be invalid and a new environmental review process shall be conducted before the project can be reapproved, unless the lead agency substitutes a new condition that the lead agency finds, after holding a public hearing on the matter, is equivalent to, or more effective in, lessening or avoiding significant effects on the environment and that does not cause any potentially significant effect on the environment.

**From:** [Arne Petersen](#)  
**To:** [Ford, John](#); [Lazar, Steve](#); [humcofair@frontiernet.net](mailto:humcofair@frontiernet.net)  
**Subject:** 312-17  
**Date:** Monday, March 14, 2022 10:55:40 AM

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Mr. Ford,

The permit does not meet the findings required for approval and was thus illegally issued. Are you sure you want to open up this can of worms with a hearing?

-Arne R.W. Petersen

## **17.1 REQUIRED FINDINGS FOR ALL PERMITS**

Unless waived by State law, the Hearing Officer may approve or conditionally approve an application for a Special Permit, Use Permit, Coastal Development Permit, or Planned Unit Development Permit only if all of the following findings, in addition to any applicable findings in Sections [312-18](#) through [312-49](#), Supplemental Findings, are made: (Former Section INL#317- 36, 317-40.7; CZ#A315-14; Ord. [946](#), Sec. 4, 10/2/73; Ord. [1726](#), Sec. 4, 3/4/86; Amended by Ord. [2214](#), 6/6/00)

17.1.1 The proposed development is in conformance with the County General Plan, Open Space Plan, and the Open Space Action Program (CO-IM5); (Former Section INL#317-36(c), 317-40.7(3); CZ#A315-14(A); Ord. [946](#), Sec. 4, 10/2/73; Ord. [1726](#), Sec. 4, 3/4/86)

17.1.2 The proposed development is consistent with the purposes of the existing zone in which the site is located, or when processed in conjunction with a zone reclassification, is consistent with the purposes of the proposed zone; (Former Section INL#317-36(a), 317-40.7(1); CZ#A315-14(B))

17.1.3 The proposed development conforms with all applicable standards and requirements of these regulations; and (Former Section CZ#A315-14(C))

17.1.4 The proposed development and conditions under which it may be operated or maintained will not be detrimental to the public health, safety, or welfare or materially injurious to properties or improvements in the vicinity. (Former Section INL#317-36(b), 317-40.7(2); CZ#A315-14(D))

**From:** [Arne Petersen](#)  
**To:** [Ford, John](#); [Lazar, Steve](#); [humcofair@frontiernet.net](mailto:humcofair@frontiernet.net)  
**Subject:** Appeal?  
**Date:** Saturday, March 12, 2022 11:27:28 AM

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Mr. Ford,

As I mentioned, last weeks Enterprise states... "Fair staff are appealing to the county planning commission to amend the permit." It is far too late to appeal and amend. Initiate a revocation of the permit.

-Arne R.W. Petersen

**From:** [Arne Petersen](#)  
**To:** [Ford, John](#); [Lazar, Steve](#); [humcofair@frontiernet.net](mailto:humcofair@frontiernet.net)  
**Subject:** Proposed Hearing  
**Date:** Friday, March 11, 2022 1:59:43 PM

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Mr. Lazar,

I read the recent Enterprise article regarding the HCAF Motorcycle Racing committee meeting. 1st, The Whitchurch noise study was flawed from the beginning. They based their calculations on three random motorcycles all of which had efficient exhaust systems. The Mitigation method of requiring special exhaust systems, reducing the calculated CNEL to less than 63 dB, was based on data from motorcycles with efficient exhaust systems. Your findings in the MND were based on this calculation. Without "Magic Mufflers" that will reduce the calculated noise (by 20 dB), from data collected from already muffled exhaust systems, your MND and Permit are invaled.

Before any hearing a full EIR must be produced. It must be reviewed and approved by: All relevant Health agencies (local and state), Air Resources Boards (Local and State), all Environmental related agencies.... as it should have been before!

Before a County hearing they must first obtain a permit from The City of Ferndale (it's in Ferndales jurisdiction.)

You skipped a proper environmental review. They must start from Scratch as the permit is an unsupported piece of garbage and approval constitutes an Abuse of Discretion by all local officials.

Review the California Conditional Use Permit guide I provided and focus on the Nuisance and Welfare standards. By ignoring these two standards your delegated authority is unbridled and thus invaled.

Any decision made by your commission without resolving every issue with the permit will be appealed to the board of Supervisors. When the Board rubber stamps it, once again, we will sort all of this out in court.

There will not be any additional testing. Without a promising mitigation method testing is just disruptive and pointless. Hay bail Walls are absurd and should not be suggested.

Remember we had an unpermitted event and it was clearly unacceptable.

We can go through this process again and again but the truth of the matter is Motorsports do not fit with the character of the Victorian Village of Ferndale. Producing noise of this level near my property is a violation of my civil rights.

There will not be a compromise or balance as Mr. Silacci suggest. All HCFA events will be 100% compatible with the surrounding community. The HCFA has no right to infringe on the Health, Safety, and Welfare of its Neighbors. This is not up for discussion in any Planning Commission hearing. You and the HCFA should consider this "Project" dead in the water.

-Arne R.W. Petersen

**From:** [Arne Petersen](#)  
**To:** [Ford, John](#); [Lazar, Steve](#); [humcofair@frontiernet.net](mailto:humcofair@frontiernet.net)  
**Subject:** CEQA  
**Date:** Monday, March 07, 2022 12:16:06 PM

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Mr. Ford,

Apparently, at the last Fair Board meeting Jim Rice asked if Fair Manager Silacci thought the permit would have to go back through the California Environmental Quality review process. You might need to explain to the Board that they circumvented CEQA with a Mitigated Negative Declaration. Mention, the County is in all kinds of trouble over the misuse of MND's and this permit is a shining example. There was never a legitimate review of any sort. There was a bogus noise study provided by Whitchurch Engineering and an MND based on "Magic Mufflers" which they now admit do not exist.

-Arne

**From:** [Arne Petersen](#)  
**To:** [Ford, John](#); [Lazar, Steve](#)  
**Subject:** More nonsense from the HCFA racing committee  
**Date:** Monday, March 07, 2022 11:30:11 AM

---

Mr. Ford,

I understand the Fair Racing Committee will be having an informational meeting open to the public. Although Mr. Silacci is trying to be upfront, open, and honest his predecessors were not. Emails/conversations between Ms. Ziemer and board members show they wanted to keep this modification out of the public eye. They were never forthright and I have no intention of interacting with them further. They can say what they have to say at the revocation hearing. Initiate the revocation process described in the code and we can all wash our hands of this garbage. I will accept nothing else.

-Arne

**From:** [Arne Petersen](#)  
**To:** [Ford, John](#); [Lazar, Steve](#)  
**Subject:** ADA  
**Date:** Friday, March 04, 2022 3:08:38 PM

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Mr. Ford,

I sent Mr. Lazar a report concerning ambient noise and people with hearing disorders. I mentioned Ferndale has an aging population with people that have such conditions. It's not just the older people with auditory processing conditions. I was born with one. I will not be driven from my home so a bunch of assholes can ride around in a circle.

-Arne

**From:** [Arne Petersen](#)  
**To:** [Ford, John](#); [Lazar, Steve](#)  
**Subject:** Re: limitations of a conditional use permit  
**Date:** Friday, March 04, 2022 11:55:59 AM

---

Mr. Ford,  
There is absolutely grounds for revocation.

14.1.1 The permit or variance was obtained or extended by **fraud, material omissions or misstatements of fact.** (Former Section INL#317-42(a); CZ#A315-25(A)(1))

-The mufflers required to reduce the CNEL to 63db do not exist.

14.1.2 The permit or variance granted is being, or recently has been, exercised contrary to the terms or conditions of such approval, or in **violation of any statute, Code section, law or regulation.** (Former Section INL#317-42(c); CZ#A315-25(A)(2); Amended by Ord. [2214](#), 6/6/00)

-It is in violation of local code

14.1.3 The use for which the permit or variance was granted is so conducted as to be a **nuisance.** (Former Section INL#317-42(d); CZ#A315-25(A)(3); Ord. [894](#), Sec. 6, 12/19/72; Amended by Ord. [1726](#), Sec. 5, 3/4/86)

-Obviously a nuisance

14.1.4 The use for which such permit or variance was granted **has ceased to exist or has been suspended for one (1) year or more.** (Former Section INL#317-42(b); Amended by Ord. [2214](#), 6/6/00)

-It has been well over a year and Covid had nothing to do with it.

On Fri, Mar 4, 2022 at 10:16 AM Arne Petersen <[arwpetersen@gmail.com](mailto:arwpetersen@gmail.com)> wrote:

Mr. Ford,

Remember that they held an unpermitted event that created an obvious nuisance because of noise and dust. The permit was issued because "magic mufflers" were going to solve the problem. Based on the nuisance that has been demonstrated the permit must be revoked. Any hearing held will be about revocation of the permit. The Fair Board can argue their case, to not revoke the permit, at such a hearing. This permit should have never been issued and modification to allow an obvious nuisance is absolutely unacceptable. Organize a revocation hearing. I will accept nothing else.

-Arne R.W.

On Thu, Mar 3, 2022 at 6:59 PM Arne Petersen <[arwpetersen@gmail.com](mailto:arwpetersen@gmail.com)> wrote:

Mr. Lazar,

Please review your Sept. 2021 correspondence with Mr. Ziemer. CNEL?

-Arne R.W. Petersen



Mechanical Engineer, MBA

On Thu, Mar 3, 2022 at 1:07 PM Arne Petersen <[arwpetersen@gmail.com](mailto:arwpetersen@gmail.com)> wrote:

Mr. Ford,

I just got through reading the Enterprize and Fair Manager Silacci is quoted saying, "Fair staff are appealing to the county planning commission to amend the permit" and "the expectation is that this is going to be a clerical change?" You may want to coordinate with the Fair so you all use the term "Modification" instead of "Appeal." Of course, they believe it's appeal (which it is) so you should just tell them the chance to appeal has expired.

-Arne R.W.

On Thu, Mar 3, 2022 at 10:03 AM Arne Petersen <[arwpetersen@gmail.com](mailto:arwpetersen@gmail.com)> wrote:

Mr. Lazar,

If the hearing is about modification I expect the Planning Commission and Board of Supervisor to once again rubber stamp this "project." I demand a revocation hearing and if you are going to push this any further it will be in court. Stephen Avis will not be interfering this time. Of course, the property is not in your jurisdiction to begin with and Ferndale city officials will be joining us. They also deny responsibility. Regardless of the Commissions actions, This will be sorted out and I am simply giving you a heads up.

-Arne R.W.

On Thu, Mar 3, 2022 at 9:44 AM Lazar, Steve <[SLazar@co.humboldt.ca.us](mailto:SLazar@co.humboldt.ca.us)> wrote:

Mr. Petersen-

It is entirely appropriate to raise your concerns with the Planning Commission when the modification request is presented. The Planning Commission has the authority to initiate revocation proceedings should they feel it appropriate to do so.

Though we have yet to target a specific date for the public hearing on the modification, I suspect it will be in the next few months and will be sure to let you know once it has been set.

**Steven Lazar**

Senior Planner

*Humboldt County Planning &*

*Building Department*

[3015 H St.](#) | Eureka, CA 95501

707/268-3741

[slazar@co.humboldt.ca.us](mailto:slazar@co.humboldt.ca.us)

---

**From:** Arne Petersen <[arwpetersen@gmail.com](mailto:arwpetersen@gmail.com)>  
**Sent:** Thursday, March 03, 2022 9:32 AM  
**To:** Lazar, Steve <[SLazar@co.humboldt.ca.us](mailto:SLazar@co.humboldt.ca.us)>  
**Subject:** Re: limitations of a conditional use permit

Mr. Lazar,

First of all, do not reference the AMA on anything as they do not set any standards. The Fair Board chose not to have racing this year because the FB Manager thought it would be too much to hold the Fair and a race meet. Covid had nothing to do with it. They did however hold a irresponsible fair jeopardizing the community.

Second, You are effectively telling a citizen, the county can do whatever the hell they want and there is nothing I can do about it. If this is the case let's take this garbage to Court!

-Arne R.W.

On Wed, Mar 2, 2022 at 4:16 PM Lazar, Steve <[SLazar@co.humboldt.ca.us](mailto:SLazar@co.humboldt.ca.us)> wrote:

Mr. Petersen-

There are no grounds for pursuing revocation at this time.

Findings and procedures for permit revocation vary by jurisdiction --the code language referenced in your email appears to be from the [City of Escondido](#).

The revocation provisions of Humboldt county code can be found here:

<https://humboldt.county.codes/Code/312-14>

I have also provided the salient provisions below for your immediate reference.

Revocation proceedings may only be initiated by the Board of Supervisors, Planning Commission, or Planning Division.

There have been no violations of the Use Permit to date. The permit has not been exercised contrary to the terms or conditions of approval.

Due to combination of factors (primarily the current COVID-19 pandemic), events have yet to occur and HCFA has been keeping us abreast of all events being contemplated.

As you know, HCFA is seeking a modification to the permit to raise the 90 decibel individual motorcycle noise limit. While it remains possible to achieve 90 decibels with extensive exhaust system treatments, they are requesting the increase because the limit is proving to be too restrictive to attract interest amongst the even promoters they have been in touch with. It is also inconsistent with common American Motorcycle Association (AMA) noise limits applied at other tracks throughout the state. They are not seeking to raise the 24-hour noise limit (CNEL - 63 decibels) that is approved for the permit –this limit is based on 24-hour calculations where a 99-100db individual motorcycle noise limit is expected. It is appropriate that the Planning Commission be given a chance to consider the permit modification request.

For all of these reasons, neither the modification request nor its basis are grounds for revocation of the permit.

**Steven Lazar**

Senior Planner

*Humboldt County Planning &*

*Building Department*

[3015 H St.](#) | Eureka, CA 95501

707/268-3741

[slazar@co.humboldt.ca.us](mailto:slazar@co.humboldt.ca.us)

## 312-14 REVOCATION PROCEDURES

### 14.1 GROUNDS FOR REVOCATION.

A development permit or variance may be revoked or modified by the Board of Supervisors after a Public Hearing, upon finding that:

14.1.1 The permit or variance was obtained or extended by fraud, material omissions or misstatements of fact.

14.1.2 The permit or variance granted is being, or recently has been, exercised contrary to the terms or conditions of such approval, or in violation of any statute, Code section, law or regulation.

14.1.3 The use for which the permit or variance was granted is so conducted as to be a nuisance.

14.1.4 14.1.4 The use for which such permit or variance was granted has ceased to exist or has been suspended for one (1) year or more.

### 14.2 PROCEEDINGS

Proceedings to revoke a development permit or variance may be initiated by the Board of Supervisors, Planning Commission, or the Planning Division of the Community Development Services Department.

---

**From:** Arne Petersen <[arwpetersen@gmail.com](mailto:arwpetersen@gmail.com)>

**Sent:** Wednesday, March 02, 2022 1:16 PM

**To:** Lazar, Steve <[SLazar@co.humboldt.ca.us](mailto:SLazar@co.humboldt.ca.us)>; Ford, John

<[JFord@co.humboldt.ca.us](mailto:JFord@co.humboldt.ca.us)>

**Subject:** Re: limitations of a conditional use permit

Mr. Lazar,

Common reasons for revoking a permit include:

- (a) That the use is detrimental to the public health, safety or welfare or is a nuisance;
- (b) That the conditional use permit was obtained by fraud;
- (c) That the use for which the permit was granted is not being exercised;
- (d) That the use for which the permit was granted has ceased or been suspended for twelve (12) months or more;
- (e) That the conditions of the improvements, if any, on a property for which a conditional use permit has been issued, are such that they can be used or altered as to be used in conformity with the uses permitted in the zone in which such property is located without impairing the constitutional rights of any person;
- (f) That the conditions of the conditional use permit are not being complied with.

What do I need to do to have this permit revoked?

-Arne R.W. Petersen

On Wed, Mar 2, 2022 at 12:07 PM Lazar, Steve <[SLazar@co.humboldt.ca.us](mailto:SLazar@co.humboldt.ca.us)> wrote:

Mr. Petersen-

Director Ford has asked me to assist with answering questions about “permit limitations” posed in your email yesterday.

Below is a summary of the primary “limitations” of the permit. This information is derived from the conditions of approval and approved operations plan for the project. You can find this same information by reviewing the Conditions of Approval found on pgs. 24-30 of the attached Board Approval Resolution.

#### FLAT TRACK RACING

- A maximum of two (2) motorcycle events may be held each year. Each event shall occur within the course of a single day. An additional day of racing can be allowed if all the racing on that day is by electrical motorcycles, but in no case shall the total of motorcycle racing exceed 4 days per year.
- A noise test must be performed on all motorcycles before they may be allowed to be used in a race. Noise is measured 20 inches from the end of the exhaust pipe. To be eligible for racing, noise from each bike must measure at or below 90 decibels.
- The 24-hour community noise equivalent level (CNEL) for motorcycle racing events is 63 decibels.
- Should racing be scheduled to occur on a windy day, water or other dust suppressants must be used to control the potential for dust escaping from the racetrack and fairgrounds.

#### CONCERTS

- A maximum of five (5) concerts may be held each year. Each event shall occur within the course of a single day. Concerts cannot last longer than 2 consecutive days.
- During all concert events, a dense strawbale sound wall will be installed near the rear of the stage between the concert and Arlington Avenue. The sound wall shall be of sufficient thickness and height to insure it provides at least 20 decibels of noise attenuation.
- The 24-hour community noise equivalent level (CNEL) for concert events is 73 decibels.
- A sound engineer must be used during all concert events. The engineer is responsible for working with event staff to ensure that amplified music does not cause an exceedance of the CNEL noise limit.

#### ALL EVENTS

- All events must be over by 10pm
- Lighting must be directed towards the ground and shielded to ensure no light spillage on adjacent parcels.

A comprehensive traffic management plan must be prepared and submitted to the Land Use Division of Public Works for review and approval.

#### MONITORING/REPORTING

- Each year by February 14<sup>th</sup>, a schedule of all events planned for that year must be provided to the Planning & Building Department.
  - For five (5) years, HCFA must submit a monitoring report showing that events have been successfully operated in conformance with all mitigation measures, operational restrictions, and conditions of project approval. The report must include a listing of all events held, with dates, start/end times, number of tickets sold/attendance, parking areas utilized, and event-specific noise measurements. Photographs must be provided documenting compliance with light spillage restrictions.
- 
- The permit has no expiration date, and is not appealable.

As you know, following approval of the Use Permit by the Planning Commission on September 17, 2020, a timely appeal was filed. The appeal was presented to the Board of Supervisors at their meeting on November 10, 2020. After considering the matter, the Board voted to deny the appeal and uphold the Planning Commission's approval of the permit. The Board's approval included provisions for allowing an additional day of motorcycle racing if exclusively featuring electrically powered motorcycles. There was also encouragement to provide a special all-electric race "class" during conventional moto events. Substitute mitigation measures were included in the Board resolution clarifying lighting performance standards and the allowed duration of each motorcycle event. The resolution is attached for your reference. Section 312-13.8 of County Code clarifies that any decision by the Board on an appeal is final. As Director Ford noted in his response yesterday, any decision made by the Planning Commission on the forthcoming permit modification request is eligible for appeal to the Board of Supervisors.

I hope this helps answer your questions.

**Steven Lazar**

Senior Planner

*Humboldt County Planning &*

*Building Department*

[3015 H St.](#) | Eureka, CA 95501

707/268-3741

[slazar@co.humboldt.ca.us](mailto:slazar@co.humboldt.ca.us)

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**From:** Arne Petersen <[arwpetersen@gmail.com](mailto:arwpetersen@gmail.com)>

**Sent:** Tuesday, March 1, 2022 8:57 AM

**To:** Ford, John <[JFord@co.humboldt.ca.us](mailto:JFord@co.humboldt.ca.us)>

**Subject:** limitations of a conditional use permit

Mr. Ford,

What exactly are the limitations for the HCAF conditional use permit? What is the expiration date, appeal limitations, etc.?

-Arne R.W. Petersen



**From:** [Arne Petersen](#)  
**To:** [Ford, John](#); [Lazar, Steve](#)  
**Subject:** Re: limitations of a conditional use permit  
**Date:** Friday, March 04, 2022 10:16:21 AM

---

Mr. Ford,

Remember that they held an unpermitted event that created an obvious nuisance because of noise and dust. The permit was issued because "magic mufflers" were going to solve the problem. Based on the nuisance that has been demonstrated the permit must be revoked. Any hearing held will be about revocation of the permit. The Fair Board can argue their case, to not revoke the permit, at such a hearing. This permit should have never been issued and modification to allow an obvious nuisance is absolutely unacceptable. Organize a revocation hearing. I will accept nothing else.

-Arne R.W.

On Thu, Mar 3, 2022 at 6:59 PM Arne Petersen <[arwpetersen@gmail.com](mailto:arwpetersen@gmail.com)> wrote:

Mr. Lazar,

Please review your Sept. 2021 correspondence with Mr. Ziemer. CNEL?

-Arne R.W. Petersen

Mechanical Engineer, MBA

On Thu, Mar 3, 2022 at 1:07 PM Arne Petersen <[arwpetersen@gmail.com](mailto:arwpetersen@gmail.com)> wrote:

Mr. Ford,

I just got through reading the Enterprize and Fair Manager Silacci is quoted saying, "Fair staff are appealing to the county planning commission to amend the permit" and "the expectation is that this is going to be a clerical change?" You may want to coordinate with the Fair so you all use the term "Modification" instead of "Appeal." Of course, they believe it's appeal (which it is) so you should just tell them the chance to appeal has expired.

-Arne R.W.

On Thu, Mar 3, 2022 at 10:03 AM Arne Petersen <[arwpetersen@gmail.com](mailto:arwpetersen@gmail.com)> wrote:

Mr. Lazar,

If the hearing is about modification I expect the Planning Commission and Board of Supervisor to once again rubber stamp this "project." I demand a revocation hearing and if you are going to push this any further it will be in court. Stephen Avis will not be interfering this time. Of course, the property is not in your jurisdiction to begin with and Ferndale city officials will be joining us. They also deny responsibility. Regardless of the Commissions actions, This will be sorted out and I am simply giving you a heads up.

-Arne R.W.

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**Subject:** limitations of a conditional use permit

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**To:** [Ford, John](#); [Lazar, Steve](#)  
**Subject:** Re: limitations of a conditional use permit  
**Date:** Thursday, March 03, 2022 7:00:16 PM

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I hope this helps answer your questions.

**Steven Lazar**

Senior Planner

*Humboldt County Planning &*

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[3015 H St.](#) | Eureka, CA 95501

707/268-3741

[slazar@co.humboldt.ca.us](mailto:slazar@co.humboldt.ca.us)

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**From:** Arne Petersen <[arwpetersen@gmail.com](mailto:arwpetersen@gmail.com)>  
**Sent:** Tuesday, March 1, 2022 8:57 AM  
**To:** Ford, John <[JFord@co.humboldt.ca.us](mailto:JFord@co.humboldt.ca.us)>  
**Subject:** limitations of a conditional use permit

Mr. Ford,

What exactly are the limitations for the HCAF conditional use permit? What is the expiration date, appeal limitations, etc.?

-Arne R.W. Petersen



**From:** [Arne Petersen](#)  
**To:** [Lazar, Steve](#)  
**Subject:** Re: limitations of a conditional use permit  
**Date:** Thursday, March 03, 2022 10:03:16 AM

---

Mr. Lazar,

If the hearing is about modification I expect the Planning Commission and Board of Supervisor to once again rubber stamp this "project." I demand a revocation hearing and if you are going to push this any further it will be in court. Stephen Avis will not be interfering this time. Of course, the property is not in your jurisdiction to begin with and Ferndale city officials will be joining us. They also deny responsibility. Regardless of the Commissions actions, This will be sorted out and I am simply giving you a heads up.

-Arne R.W.

On Thu, Mar 3, 2022 at 9:44 AM Lazar, Steve <[SLazar@co.humboldt.ca.us](mailto:SLazar@co.humboldt.ca.us)> wrote:

Mr. Petersen-

It is entirely appropriate to raise your concerns with the Planning Commission when the modification request is presented. The Planning Commission has the authority to initiate revocation proceedings should they feel it appropriate to do so.

Though we have yet to target a specific date for the public hearing on the modification, I suspect it will be in the next few months and will be sure to let you know once it has been set.

**Steven Lazar**

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**Sent:** Thursday, March 03, 2022 9:32 AM  
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**Subject:** Re: limitations of a conditional use permit

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For all of these reasons, neither the modification request nor its basis are grounds for revocation of the permit.

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312-14      REVOCATION PROCEDURES

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A development permit or variance may be revoked or modified by the Board of Supervisors after a Public Hearing, upon finding that:

14.1.1 The permit or variance was obtained or extended by fraud, material omissions or misstatements of fact.

14.1.2 The permit or variance granted is being, or recently has been, exercised contrary to the terms or conditions of such approval, or in violation of any statute, Code section, law or regulation.

14.1.3 The use for which the permit or variance was granted is so conducted as to be a nuisance.

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**Sent:** Wednesday, March 02, 2022 1:16 PM  
**To:** Lazar, Steve <[SLazar@co.humboldt.ca.us](mailto:SLazar@co.humboldt.ca.us)>; Ford, John <[JFord@co.humboldt.ca.us](mailto:JFord@co.humboldt.ca.us)>  
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What do I need to do to have this permit revoked?

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**Sent:** Tuesday, March 1, 2022 8:57 AM

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**Subject:** limitations of a conditional use permit

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What exactly are the limitations for the HCAF conditional use permit? What is the expiration date, appeal limitations, etc.?





**From:** [Arne Petersen](#)  
**To:** [Lazar, Steve](#)  
**Subject:** Re: limitations of a conditional use permit  
**Date:** Thursday, March 03, 2022 9:35:47 AM

---

Mr. Lazar,  
I pulled up the Humboldt County code and it says the same thing?  
-Arne R.W.

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**Subject:** Re: limitations of a conditional use permit  
**Date:** Thursday, March 03, 2022 9:32:14 AM

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#### ALL EVENTS

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lighting performance standards and the allowed duration of each motorcycle event. The resolution is attached for your reference. Section 312-13.8 of County Code clarifies that any decision by the Board on an appeal is final. As Director Ford noted in his response yesterday, any decision made by the Planning Commission on the forthcoming permit modification request is eligible for appeal to the Board of Supervisors.

I hope this helps answer your questions.

**Steven Lazar**

Senior Planner

*Humboldt County Planning &*

*Building Department*

[3015 H St.](#) | Eureka, CA 95501

707/268-3741

[slazar@co.humboldt.ca.us](mailto:slazar@co.humboldt.ca.us)

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**From:** Arne Petersen <[arwpetersen@gmail.com](mailto:arwpetersen@gmail.com)>

**Sent:** Tuesday, March 1, 2022 8:57 AM

**To:** Ford, John <[JFord@co.humboldt.ca.us](mailto:JFord@co.humboldt.ca.us)>

**Subject:** limitations of a conditional use permit

Mr. Ford,

What exactly are the limitations for the HCAF conditional use permit? What is the expiration date, appeal limitations, etc.?

-Arne R.W. Petersen

**From:** [Arne Petersen](#)  
**To:** [Lazar, Steve](#)  
**Subject:** Re: limitations of a conditional use permit  
**Date:** Thursday, March 03, 2022 9:07:46 AM

---

Mr. Lazar,  
Yes, it was from the City of Escondido. I have found similar references elsewhere. Sadly Humboldt has no standards. Why do you think I started with “common reasons?”  
There are less than no grounds for modification. This is a Rex Boen sponsored unethical project of which he and the planning commission can not afford further criticism.  
- Arne R.W.

On Wed, Mar 2, 2022 at 4:16 PM Lazar, Steve <[SLazar@co.humboldt.ca.us](mailto:SLazar@co.humboldt.ca.us)> wrote:

Mr. Petersen-

There are no grounds for pursuing revocation at this time.

Findings and procedures for permit revocation vary by jurisdiction --the code language referenced in your email appears to be from the [City of Escondido](#).

The revocation provisions of Humboldt county code can be found here:

<https://humboldt.county.codes/Code/312-14>

I have also provided the salient provisions below for your immediate reference.

Revocation proceedings may only be initiated by the Board of Supervisors, Planning Commission, or Planning Division.

There have been no violations of the Use Permit to date. The permit has not been exercised contrary to the terms or conditions of approval.

Due to combination of factors (primarily the current COVID-19 pandemic), events have yet to occur and HCFA has been keeping us abreast of all events being contemplated.

As you know, HCFA is seeking a modification to the permit to raise the 90 decibel individual motorcycle noise limit. While it remains possible to achieve 90 decibels with extensive exhaust system treatments, they are requesting the increase because the limit is proving to be too restrictive to attract interest amongst the even promoters they have been in touch with. It is also inconsistent with common American Motorcycle Association (AMA) noise limits applied at other tracks throughout the state. They are not seeking to raise the 24-hour noise limit (CNEL - 63 decibels) that is approved for the permit –this limit is based on 24-hour calculations where a 99-100db individual motorcycle noise limit is expected. It is appropriate that the Planning Commission be given a chance to consider the permit modification request.

For all of these reasons, neither the modification request nor its basis are grounds for revocation of the permit.

**Steven Lazar**

Senior Planner

*Humboldt County Planning &*

*Building Department*

[3015 H St.](#) | Eureka, CA 95501

707/268-3741

[slazar@co.humboldt.ca.us](mailto:slazar@co.humboldt.ca.us)

## 312-14 REVOCATION PROCEDURES

### 14.1 GROUNDS FOR REVOCATION.

A development permit or variance may be revoked or modified by the Board of Supervisors after a Public Hearing, upon finding that:

14.1.1 The permit or variance was obtained or extended by fraud, material omissions or misstatements of fact.

14.1.2 The permit or variance granted is being, or recently has been, exercised contrary to the terms or conditions of such approval, or in violation of any statute, Code section, law or regulation.

14.1.3 The use for which the permit or variance was granted is so conducted as to be a nuisance.

14.1.4 14.1.4 The use for which such permit or variance was granted has ceased to exist or has been suspended for one (1) year or more.

## 14.2 PROCEEDINGS

Proceedings to revoke a development permit or variance may be initiated by the Board of Supervisors, Planning Commission, or the Planning Division of the Community Development Services Department.

---

**From:** Arne Petersen <[arwpetersen@gmail.com](mailto:arwpetersen@gmail.com)>

**Sent:** Wednesday, March 02, 2022 1:16 PM

**To:** Lazar, Steve <[SLazar@co.humboldt.ca.us](mailto:SLazar@co.humboldt.ca.us)>; Ford, John <[JFord@co.humboldt.ca.us](mailto:JFord@co.humboldt.ca.us)>

**Subject:** Re: limitations of a conditional use permit

Mr. Lazar,

Common reasons for revoking a permit include:

- (a) That the use is detrimental to the public health, safety or welfare or is a nuisance;
- (b) That the conditional use permit was obtained by fraud;
- (c) That the use for which the permit was granted is not being exercised;
- (d) That the use for which the permit was granted has ceased or been suspended for twelve (12) months or more;
- (e) That the conditions of the improvements, if any, on a property for which a conditional use permit has been issued, are such that they can be used or altered as to be used in conformity with the uses permitted in the zone in which such property is located without impairing the constitutional rights of any person;
- (f) That the conditions of the conditional use permit are not being complied

with.

What do I need to do to have this permit revoked?

-Arne R.W. Petersen

On Wed, Mar 2, 2022 at 12:07 PM Lazar, Steve <[SLazar@co.humboldt.ca.us](mailto:SLazar@co.humboldt.ca.us)> wrote:

Mr. Petersen-

Director Ford has asked me to assist with answering questions about “permit limitations” posed in your email yesterday.

- Below is a summary of the primary “limitations” of the permit. This information is derived from the conditions of approval and approved operations plan for the project. You can find this same information by reviewing the Conditions of Approval found on pgs. 24-30 of the attached Board Approval Resolution.

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I hope this helps answer your questions.

**Steven Lazar**

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*Humboldt County Planning &*

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**From:** Arne Petersen <[arwpetersen@gmail.com](mailto:arwpetersen@gmail.com)>

**Sent:** Tuesday, March 1, 2022 8:57 AM

**To:** Ford, John <[JFord@co.humboldt.ca.us](mailto:JFord@co.humboldt.ca.us)>

**Subject:** limitations of a conditional use permit

Mr. Ford,

What exactly are the limitations for the HCAF conditional use permit? What is the expiration date, appeal limitations, etc.?

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**From:** [Arne Petersen](#)  
**To:** [Lazar, Steve](#); [Ford, John](#)  
**Subject:** Re: limitations of a conditional use permit  
**Date:** Wednesday, March 02, 2022 1:16:42 PM

---

Mr. Lazar,

Common reasons for revoking a permit include:

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- (f) That the conditions of the conditional use permit are not being complied with.

What do I need to do to have this permit revoked?

-Arne R.W. Petersen

On Wed, Mar 2, 2022 at 12:07 PM Lazar, Steve <[SLazar@co.humboldt.ca.us](mailto:SLazar@co.humboldt.ca.us)> wrote:

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[slazar@co.humboldt.ca.us](mailto:slazar@co.humboldt.ca.us)

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**Sent:** Tuesday, March 1, 2022 8:57 AM

**To:** Ford, John <[JFord@co.humboldt.ca.us](mailto:JFord@co.humboldt.ca.us)>

**Subject:** limitations of a conditional use permit

Mr. Ford,

What exactly are the limitations for the HCAF conditional use permit? What is the expiration date, appeal limitations, etc.?

| -Arne R.W. Petersen

**From:** [Arne Petersen](#)  
**To:** [Lazar, Steve](#); [Ford, John](#)  
**Subject:** Re: limitations of a conditional use permit  
**Date:** Wednesday, March 02, 2022 12:59:53 PM

---

Mr. Lazar,

As I mentioned to Mr. Ford, without "Magic Mufflers," your findings are unsupported garbage. This makes the planning commission's decision unsupported garbage. This is by definition an Abuse of Discretion. Modification of the permit is unethical and can not be defended. If you need a Judge to explain this to you, that can be arranged. The following is from your report:

For flat track racing, unmitigated CNEL values fall into the "clearly unacceptable" range. Several potential mitigation measures are reviewed in the referenced noise study, including limiting the number of riders that participate in a race, adjusting the evening hour at which races stop, and requiring bikes to have new racing exhaust systems equipped. By adhering to one or more of these mitigation measures, the CNEL values associated with these events can be reduced to "normally unacceptable". The largest reduction in resulting CNEL values can be accomplished by requiring all riders outfit their motorcycles with special exhaust system components designed to reduce sound. This typically involves use of resonators, fiberglass insulation, and baffles. This measure is being included as an operational restriction under the terms of the permit being requested and is reflected in Mitigation NOI-2. NOI-3 requires that all riders implement exhaust system treatments and submit to noise testing and verification before being allowed to compete in the races.

NOI-2: During flat track racing events, racers may only use motorcycles which produce no more than 90 decibels of noise when measured 20 inches from the end of the exhaust pipe. To accomplish this, motorcycles shall be equipped with exhaust systems featuring sound reduction components, including resonators/mufflers, fiberglass insulation, and baffles.

NOI-3: During flat track racing events, noise from all participating motorcycles will be tested and measured prior to allowing riders to use the track. Noise shall be measured using the current testing procedure found in the 2020 American Flat Track Association Rulebook (Appendix D). Noise from each motorcycle must be at or below 90 decibels. To best ensure all riders are able to comply with this requirement to compete, event promoters and participants shall be notified of the noise standard as early as possible in advance of the event.

NOI-7: The calculated CNEL noise value shall not exceed 63 decibels during flat track motorcycle racing events. During concerts, the calculated CNEL noise value shall not exceed 73 decibels. HCFA will monitor noise levels during concerts and racing events to ensure that event-related noise levels remain at or below the following limits. Noise will be measured from the locations used in the Noise Impact Study prepared by Whitchurch Engineering (shown below).

**1. Findings: With Mitigation, the project would have a less than significant impact on noise.**

3. New racing exhaust systems (including full exhaust piping and mufflers) have been designed to consider both power and noise limits set on race courses. There are several measures that can be taken to reduce noise from the exhaust. These include, but are not limited to repacking the exhaust, fitting a baffle, increasing the length of the muffler, installing a new

exhaust system utilizing sound reduction components (resonators, fiberglass insulation, baffles). The range of effectivity can vary from approximately 2dB – 20dB reduction per motorcycle (NIET, 2017). These mitigations can vary in cost from approximately \$9-\$600 per motorcycle. Expected reduction in CNEL of the low end and high end of mitigations are found .....Full exhaust system 62.4 db

On Wed, Mar 2, 2022 at 12:07 PM Lazar, Steve <[SLazar@co.humboldt.ca.us](mailto:SLazar@co.humboldt.ca.us)> wrote:

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I hope this helps answer your questions.

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Senior Planner

*Humboldt County Planning &*

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3015 H St. | Eureka, CA 95501

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**From:** Arne Petersen <[arwpetersen@gmail.com](mailto:arwpetersen@gmail.com)>

**Sent:** Tuesday, March 1, 2022 8:57 AM

**To:** Ford, John <[JFord@co.humboldt.ca.us](mailto:JFord@co.humboldt.ca.us)>

**Subject:** limitations of a conditional use permit

Mr. Ford,

What exactly are the limitations for the HCAF conditional use permit? What is the expiration date, appeal limitations, etc.?

-Arne R.W. Petersen

**From:** [Arne Petersen](#)  
**To:** [Ford, John](#); [Lazar, Steve](#)  
**Subject:** limitation of appeal/modification  
**Date:** Sunday, February 27, 2022 12:12:51 PM

---

Mr. Ford,

The permit was granted conditionally. A request for modification of such a permit is an appeal. Even if the permit has not expired the Fair Boards right to appeal/change has.

-Arne R.W. Petersen

**From:** [Arne Petersen](#)  
**To:** [Ford, John](#); [Lazar, Steve](#)  
**Date:** Monday, February 21, 2022 12:13:28 PM

---

Mr. Lazar,

What was discussed in your meeting with HCFA Racing Committee on the 17th?

-Arne R.W. Petersen

**From:** [Arne Petersen](#)  
**To:** [Ford, John](#); [Lazar, Steve](#)  
**Subject:** Yesterdays meeting with HCFA Racing Committee.  
**Date:** Friday, February 18, 2022 9:15:55 AM

---

Mr. Lazar,

Can you give me a summary of the discussion you had with HCFA Racing Committee?

-Arne R.W. Petersen

Mechanical Engineer, MBA

**From:** [Arne Petersen](#)  
**To:** [Ford, John](#); [Lazar, Steve](#); [humcofair@frontiernet.net](mailto:humcofair@frontiernet.net); [bigtimespeedway@aol.com](mailto:bigtimespeedway@aol.com); [racesteve5150@yahoo.com](mailto:racesteve5150@yahoo.com)  
**Subject:** Conditional Use Permit status  
**Date:** Thursday, February 17, 2022 7:01:36 PM

---

Hello

Big Time Speedway is advertising a confirmed date for a Humboldt half mile Motorsport event. Is this presumptuous? Has the County given any indication, of the likelihood, of a modification of the Fair Boards Conditional Use Permit?

-Arne R.W. Petersen

**From:** [Arne Petersen](#)  
**To:** [Ford, John](#); [Lazar, Steve](#)  
**Date:** Wednesday, February 16, 2022 9:13:30 AM

---

Mr. Ford,

There is a Ferndale City Council Meeting tonight. What is your current plan of action concerning the HCFA Motorsport Conditional Use Permit? Again, what do I need to do to have it revoked?

Regards,

Arne R.W. Petersen

Mechanical Engineer, MBA

**From:** [Arne Petersen](#)  
**To:** [Ford, John](#); [Lazar, Steve](#); [Allison Jackson](#)  
**Subject:** HCFA Motorsports  
**Date:** Wednesday, February 09, 2022 2:29:45 PM

---

Mr. Ford,

I just read this letter from Fair Manager Katherine Ziemer to the Fair Board. I'll give Mr. Lazar points for creativity but using a "Statement of Substantial Compliance" is ridiculous. The Modification they want to make, to the permit, is to raise the noise limit. Substantial compliance means a level of compliance with state law and rules of the Department such that any identified deficiencies pose a risk of **no more than negligible harm to the health or safety of residents.**

What steps do I need to take to have this permit revoked?

Regards,

Arne R.W. Petersen

The following is a letter from the last Fair Board Manager.

Hi: Last month Jay Russ asked for an appointment with Steve Lazar at the County Planning Department regarding the Motorcycle CUP. Steve set up a zoom meeting on this topic and it happened to be the date of our last Board Meeting. I was not able to attend the Zoom Meeting but Jay came to the fair office for the Meeting and Glenn Z joined him to visited with Steve and he gave them the details on how we need to revise our CUP to allow for Motorcycle Races in the Future.

The current CUP has a limit of 90 Decibels of noise per motorcycle and that limit is not attainable from any motorcycle. The American Motorcycle Association has a blanket number of 96 decibel level and this is standard all over the United States. **Steve Lazar said the only way we could alter our CUP was to apply for a "Statement of Substantial Compliance" which would cost \$2,000 for the application then we will need more Engineering Reports and a minor hearing to allow for this change.**

It will take between 4 to 6 months for the process. There is no way we can do this without public knowledge so I wanted to tell the Executive Committee that we would be working on this issue and we will need this change the CUP before we can book the Motorcycle event for next September. Of course we may have opposition from the normal neighbors but I assumed we need to get started in the process.

Jay Russ and the Santa Rosa motorcycle promotor guys from Santa Rosa realized this was a problem last June and I suggested that we wait until after our August Fair and address it in the fall. Jay contacted Steve in September and their meeting outlined what the fair needs to do moving forward.

I can pull this from today's agenda – and put it on next months Executive Committee if you like. We don't need to vote on this at the full board but the Executive Committee should be aware of the



costs we will create moving forward. for today. THANKS, KZ

**Humboldt County Fair**

[humcofair@frontiernet.net](mailto:humcofair@frontiernet.net)

707-786-9511

1250 5<sup>th</sup> Street

Ferndale CA 95536 <https://www.humboldtcountyfair.org/>

Please let me know your thoughts and if you want it removed

**From:** [Arne Petersen](#)  
**To:** [Lazar, Steve](#); [Ford, John](#); [Johnson, Cliff](#); [Planning Clerk](#)  
**Subject:** HCFA CUP Modification  
**Date:** Thursday, January 20, 2022 10:30:23 AM

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Hello,

I stopped by the Planning commission office the other day and was told the system was down. It is my understanding the Humboldt County Fair Board is attempting to modify the Conditional Use Permit for Motorcycle Racing. The modification is because the condition requiring specialized exhaust to reduce the sound cannot be met. "No such exhaust system exists." Their primary mitigation method has been proven ineffective in reducing the impact on the community.

1. What alternative mitigation method is suggested and how effective do you expect it to be?
2. When is the hearing for the modification and when will I have the chance to be heard?
3. What steps do I need to take to have this CUP revoked?

-Arne R.W. Petersen

**From:** [Arne Petersen](#)  
**To:** [Lazar, Steve](#)  
**Subject:** Nuisance Standard?  
**Date:** Tuesday, January 11, 2022 1:39:40 PM

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Can you clarify how the conditional use permit was even approved? It very clearly violates the nuisance standard? The permit is therefore invalid.

[https://opr.ca.gov/docs/theconditionalusepermit\\_071997.pdf](https://opr.ca.gov/docs/theconditionalusepermit_071997.pdf)

**From:** [Arne Petersen](#)  
**To:** [Lazar, Steve](#)  
**Subject:** PRR- Motorcycle Racing  
**Date:** Tuesday, January 11, 2022 12:30:05 PM

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Mr. Lazar,

My most recent public records request produced nothing. Can I assume that you have taken no action, talked with anyone, and the subject of motorcycle racing hasn't come up since December 23? If it has I want to know.

-Arne R.W. Petersen

**From:** [Arne Petersen](#)  
**To:** [Lazar, Steve](#)  
**Subject:** Re: Humboldt County Fair CUP  
**Date:** Friday, January 07, 2022 11:26:38 AM

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Mr. Lazar,

In the MND you state the Fairgrounds is in the Counties Jurisdiction based on the intergovernmental Supremacy Clause and sited Lawler vs The City of Redding. I think I've disproven tha argument. Every map, description, etc shows the Fairgrounds is zoned Public Facility Ferndale. In addition to motorsports they used this Bull Shit argument to hold the Fair dispite public outcry.This zoning exception must also be addressed. Joana falsely states the change will have no impact on the community. Sound waves 10x more powerful will obviously compromise the Health,Safety,and Welfare of our population.

This "Project" will continue no further.

Sincerely,

Arne R.W. Petersen

On Wed, Jan 5, 2022 at 10:03 AM Arne Petersen <[arwpetersen@gmail.com](mailto:arwpetersen@gmail.com)> wrote:

Mr. Lazar,

Can you explain to me why the only environmental reviews on the permit modification application are Archeological Reviews: Bear River Band and Wiyot Tribe Cultural Department? On the Notice of Completion filed on Ceqanet the Project Issues listed are aesthetics, air quality, and Noise. The reviewing agencies listed (checked) on the NOC are Caltrans,Fish and Game,the Native American Heritage Commission, the Office of Historic Preservation, and the Department of Toxic Substance control. I made a public records request for all documents to and from the 40+ agencies listed on the original permit application and nothing was produced. Explain to me why the least relevant reviewing agencies were selected and why the most obviously important agency, The California Air Resource Board, was overlooked? Overlooked even though it is the very first agency listed on every document? I've looked at other controversial projects and most if not all agencies listed were consulted (checked)

I look forward to your response,

-Arne R.W. Petersen

On Tue, Jan 4, 2022 at 9:15 AM Lazar, Steve <[SLazar@co.humboldt.ca.us](mailto:SLazar@co.humboldt.ca.us)> wrote:

Hello Mr. Petersen-

We are working with the Fair Board to present a permit modification to the Planning Commission, not revocation as you suggest.

I encourage you to consider contacting me via phone to further discuss the changes to the permit being sought and learn why revocation is not appropriate at this time. I would appreciate the opportunity to explain the basis for this request so there is no misunderstanding. I have found that live conversation is a more efficient and effective way to discuss matters of controversy and sensitivity.

If you are uncomfortable speaking with me over the phone or in person, I will do what I can to answer your questions via email.

-Steve

---

**From:** Arne Petersen <[arwpetersen@gmail.com](mailto:arwpetersen@gmail.com)>

**Sent:** Tuesday, January 4, 2022, 8:52 AM

**To:** Lazar, Steve

**Subject:** Humboldt County Fair CUP

Mr.Lazar,

I assume that steps are being taken to revoke the permit and Fair Board contract.

False claims on a permit application is cause enough.

Sincerely,

Arne R.W. Petersen

**From:** [Arne Petersen](#)  
**To:** [Lazar, Steve](#)  
**Subject:** Ethics  
**Date:** Wednesday, January 05, 2022 11:59:15 AM

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The Following is from an email sent to me by Councilman Stephen Avis in early November of last year. He sent this after meeting with Board President Andy Titus in which inevitably led to them sabotaging the Friends of Ferndales effort to stop motorcycle racing from happening in our community.

"Andy Titus is asking the HCFA Board to approve seeking a continuation of our appeal, giving us time to work out details. He agrees that qualified sound engineers are necessary for accuracy.

The County, Friends of Ferndale and the HCFA will discuss a way forward and seek approval from each group's membership on the details of how to proceed including the need for an EIR instead of a mitigated negative declaration or significantly improved mitigation measures that prove effective.

NOTE: Motorcycles in the 2017 races had no mufflers of any sort. It will be very interesting to actually hear how much noise reduction is possible with the proposed mitigation and with additional measures as appropriate. "

**From:** [Arne Petersen](#)  
**To:** [Lazar, Steve](#)  
**Subject:** Re: Humboldt County Fair CUP  
**Date:** Wednesday, January 05, 2022 10:04:02 AM

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Mr. Lazar,

Can you explain to me why the only environmental reviews on the permit modification application are Archeological Reviews: Bear River Band and Wiyot Tribe Cultural Department? On the Notice of Completion filed on Ceqanet the Project Issues listed are aesthetics, air quality, and Noise. The reviewing agencies listed (checked) on the NOC are Caltrans, Fish and Game, the Native American Heritage Commission, the Office of Historic Preservation, and the Department of Toxic Substance control. I made a public records request for all documents to and from the 40+ agencies listed on the original permit application and nothing was produced. Explain to me why the least relevant reviewing agencies were selected and why the most obviously important agency, The California Air Resource Board, was overlooked? Overlooked even though it is the very first agency listed on every document? I've looked at other controversial projects and most if not all agencies listed were consulted (checked)

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-Steve

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**From:** Arne Petersen <[arwpetersen@gmail.com](mailto:arwpetersen@gmail.com)>  
**Sent:** Tuesday, January 4, 2022, 8:52 AM  
**To:** Lazar, Steve  
**Subject:** Humboldt County Fair CUP

Mr. Lazar,

I assume that steps are being taken to revoke the permit and Fair Board contract. False claims on a permit application is cause enough.

Sincerely,



Arne R.W. Petersen

**From:** [Arne Petersen](#)  
**To:** [Lazar, Steve](#)  
**Subject:** Re: Humboldt County Fair CUP  
**Date:** Tuesday, January 04, 2022 5:59:23 PM

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I'm not asking for revocation of that permit. I am giving you the opportunity. I'm giving you the opportunity to limit the damages incurred This needs to be over.

-Arne

On Tue, Jan 4, 2022 at 11:03 AM Arne Petersen <[arwpetersen@gmail.com](mailto:arwpetersen@gmail.com)> wrote:

Mr. Lazar,

All correspondence will be through email as I want to document everything. The discussion is over. The CUP is based on a mitigated negative declaration. The Mitigation method was to require exhaust systems that would reduce the noise down to a reasonable level. Joana Redoni has made it perfectly clear that no such exhaust system exist The County is already in trouble for misusing MNDs and in this particular case there was no real environmental review. This Farce is over.

Revocation is not a suggestion. I will not compromise with my rights.

Sincerely,

Arne R.W. Petersen

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-Steve

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**Subject:** Humboldt County Fair CUP

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False claims on a permit application is cause enough.

Sincerely,

Arne R.W. Petersen

**From:** [Arne Petersen](#)  
**To:** [Lazar, Steve](#)  
**Subject:** Re: Humboldt County Fair CUP  
**Date:** Tuesday, January 04, 2022 11:04:03 AM

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Mr. Lazar,

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**Sent:** Tuesday, January 4, 2022, 8:52 AM  
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Sincerely,  
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**To:** [Lazar, Steve](#)  
**Subject:** Humboldt County Fair CUP  
**Date:** Tuesday, January 04, 2022 8:52:53 AM

---

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False claims on a permit application is cause enough.

Sincerely,

Arne R.W. Petersen

**From:** [Arne Petersen](#)  
**To:** [Lazar, Steve](#)  
**Subject:** HCFA- conditional use permit motorsports  
**Date:** Thursday, December 30, 2021 1:02:30 PM

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Mr. Lazar,

It is my understanding the Fairboard has contacted you regarding revising their CUP for Motorsports. I am writing to raise a formal objection and express my absolute disgust for you and the county pushing such a ridiculous project through. I have never considered the permit to be valid as the Fairgrounds has always been in the City of Ferndales Jurisdiction. The Fairboard has spelled out that their Mitigation methods were Bull Shit and the permit is probably the best example of the Counties abusive use of a Mitigated Negative Declaration. Based on Your Notice of Completion there was no real environmental review of any sort. The County really has no choice but to revoke this permit and should retract the Fairboards Contract. You have all wasted my time and after rereading your study I think you should be nothing but embarrassed.

Sincerely,  
Arne R.W. Petersen