

ATTACHMENT 5
PLN-12017-CUP

REFERRAL AGENCY COMMENTS AND RECOMMENDATIONS

The project was sent to the following referral agencies for review and comment. Those agencies that provided a response are checked off.

Referral Agency	Response	Recommendation	Location
Building Inspection Division	✓	Comment	On file
Division Environmental Health	✓	Conditional Approval	Attached
Public Works, Land Use Division	✓	Comment	On file
County Airport Director		No Response	
CA Department of Fish & Wildlife	✓	Comment	Attached
Cal Fire	✓	Comment	Attached
Caltrans	✓	Comment	Attached
Six Rivers National Forest	✓	Denial	Attached
Bear River Band of the Rohnerville Rancheria	✓	Conditional Approval	On file and confidential
Northwest Information Center	✓	Further Study	On file and confidential



HUMBOLDT COUNTY
PLANNING AND BUILDING DEPARTMENT
CURRENT PLANNING DIVISION
3015 H STREET, EUREKA, CA 95501 ~ PHONE (707) 445-7541



DEH received
8-25-17

PROJECT REFERRAL TO: Health and Human Services Environmental
Health Division

17/18-0450

Project Referred To The Following Agencies:

Building Inspection Division, Public Works Land Use Division, Health and Human Services Environmental Health Division, CalFire, California Department of Fish And Wildlife, Northwest Information Center, Bear River Band Rohnerville Rancheria, Regional Water Quality Control Board, Humboldt County District Attorney, Humboldt County Agriculture Commissioner, California Division of Water Resources, Humboldt County Sheriff, Mad River Joint Unified School District, Ruth Lake Community Services District Community Services District, Southern Trinity Valley Fire District Fire Protection District, Southern Trinity Joint High School School District

Applicant Name Matthew Dazey **Key Parcel Number** 208-341-005-000

Application (APPS#) 12017 **Assigned Planner** Cannabis Planner (CPOD) (707) 445-7541 **Case Number(s)** CUP16-501

Please review the above project and provide comments with any recommended conditions of approval. To help us log your response accurately, please include a copy of this form with your correspondence.

Questions concerning this project may be directed to the assigned planner for this project between 8:30am and 5:30pm Monday through Friday.

County Zoning Ordinance allows up to 15 calendar days for a response. If no response or extension request is received by the response date, processing will proceed as proposed.

☐ If this box is checked, please return large format maps with your response.

Return Response No Later Than

Planning Commission Clerk
County of Humboldt Planning and Building Department
3015 H Street
Eureka, CA 95501
E-mail: PlanningClerk@co.humboldt.ca.us **Fax:** (707) 268-3792

We have reviewed the above application and recommend the following:

Conditional Approval

DISTRIBUTED
3-5-18

Comments:

Need More Information for Approval: Provide written assessment from a qualified septic consultant confirming a minimum of Tier 0 status for the existing onsite waste treatment system serving the dwelling.

Legalize or destroy the well: An unpermitted well is indicated on the referral. Provide documentation to verify legal non-conforming status, retroactively permit the well or complete a well destruction permit for each well.

*This review and recommendation is for the Land Use aspects of the planning project and does not include or imply compliance with all DEH programs. Although DEH recommends the approval of the Planning project, Solid Waste and HazMat Program requirements need to be addressed directly with staff from those programs.



Response Date: 3/2/2018 **Recommendation Bv:** Adam Molofskv

2746

Santos, Steven A

From: Kamoroff, Corrina@Wildlife <Corrina.Kamoroff@Wildlife.ca.gov>
Sent: Tuesday, September 02, 2025 9:15 AM
To: Santos, Steven A
Cc: Manthorne, David@Wildlife; Johnson, Cliff
Subject: PLN-12017-CUP, APN: 208-341-005
Attachments: EPIMS-HUM-49496-R1C_Final_Draft_Agreement_LSAA.pdf

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

Good morning,

CDFW has reviewed the associated Restoration Plan for PLN-12017-CUP. As a result of our review, we have determined that it is appropriate to revise our comments regarding the above-referenced project.

Please see the revised comments below regarding the above-referenced project.

Project Number: PLN-12017-CUP

Project Name: Matthew Dazey CUP

APN(s): 208-341-005

CEQA No: CEQA-2017-0558-0000-R1

Project Description:

Matthew Dazey CUP for existing 24,500 sf outdoor

A Conditional Use Permit for 18,162 square feet of existing outdoor commercial cannabis cultivation supported by a 1,600 square foot ancillary nursery. Annual irrigation water use is estimated at 160,000 gallons provided by rainwater catchment and a permitted well. There is 72,785 gallons of water storage capacity. Processing other than drying will occur offsite at a licensed facility. Power will be provided from renewable sources reserving generator use for emergencies only. The project includes onsite relocation and restoration and a Special Permit for a reduced setback to adjacent public land of less than 600 feet.

CDFW COMMENTS:

Thank you for referring this application to the California Department of Fish and Wildlife (CDFW) for review and comment.

On August 20, 2025, CDFW staff conducted a site inspection at the subject property on Assessor's Parcel Number (APN) 208-341-005. During the site visit, staff walked the property to observe current and historic cultivation activities. The following comments are intended to assist the Lead Agency in making informed decisions in the planning process. The following comments shall supersede prior comments submitted by CDFW regarding PLN-12017-CUP. CDFW requests that all comments are incorporated in the final Humboldt County Staff Report.

1. On September 9, 2024, a final Lake and Streambed Alteration Agreement (LSAA, EPIMS-HUM-49496-R1C; see attached) was issued to Matthew Dazey to maintain or upgrade an existing culvert. As of August 20, 2025, the applicant/permittee has completed work to maintain the culvert and is in compliance with the LSAA. CDFW recommends, as a condition of approval, the applicant maintains compliance with the LSAA.
2. While onsite, CDFW observed uncontained refuse associated with cannabis cultivation throughout the cultivation area, posing a threat to sensitive wildlife species and public trust resources. CDFW

recommends, as a condition of approval, that all refuse is contained and either stored appropriately or removed and disposed of at a waste management facility.

3. The proposed project states that water will be sourced from both an existing groundwater well and rainwater catchment. In drought years, CDFW has observed wells going dry in the area and failing to yield water for the entire cultivation season. The Project Description states that water will be stored in water tanks totaling 72,785 gallons. However, it is unclear how much water storage capacity will be allocated for rainwater catchment. Additionally, the estimated annual water usage of 160,000 gallons appears to underestimate the total water requirements for 18,162 square feet of outdoor cultivation and a 1,600 square foot ancillary nursery. CDFW recommends, as a condition of approval, that the applicant maintain at least 160,000 gallons of rainwater catchment storage. CDFW recommends that the groundwater well be reserved for domestic use, to offset any water shortfalls, and serve as a backup water source for irrigation, given that the current water-use estimates appear to be low for the proposed cultivation.
4. To minimize the risk of wildlife entrapment, CDFW recommends, as a condition of approval, either the prohibition of synthetic netting (e.g., plastic or nylon), including photo or biodegradable plastic netting, for use in cultivation operations and/or erosion control, or, if the applicant uses synthetic netting, that the applicant is required to follow Best Management Practices (BMPs) that provides requirements on responsible storage, disposal, and use.
5. The proposed project includes site restoration to address unauthorized grading, site expansion and tree clearing that occurred onsite. The submitted Restoration Plan lacks sufficient detail, specifically regarding the location and placement of restocking. CDFW recommends, as a condition of approval, that the permittee submit a revised restoration plan and map that details the area and specific details associated with restocking in consultation with Humboldt County and CDFW.

Thank you for the opportunity to comment on this project.

Corrina Kamoroff

Environmental Scientist
Habitat Conservation and Planning
Humboldt/Del Norte LSA Program
California Department of Fish and Wildlife
619 Second Street
Eureka, CA 95501

12017

Application Number

208-341-005

Key APN

We have reviewed the above application and recommend the following (please check one):

- ☒ The Department has no comment at this time.
- ☐ Suggested conditions attached.
- ☐ Applicant needs to submit additional information. List of Items attached.
- ☐ Recommend denial.
- ☐ Other comments.



Date:

Name:

Forester Comments:

CAL FIRE RM has no comments based on provided information doesn't reflect any tree removal for proposed operations.

Date:

Name:

Battalion Chief Comments:

Summary:



HUMBOLDT COUNTY
PLANNING AND BUILDING DEPARTMENT
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9/25/2018

**PROJECT REFERRAL TO: California Department of Transportation
District #1**

Project Referred To The Following Agencies:

Building Inspection Division, Public Works Land Use Division, Health and Human Services Environmental Health Division, CalFire, California Department of Fish And Wildlife, Northwest Information Center, Bear River Band Rohnerville Rancheria, California Department of Transportation District #1, Regional Water Quality Control Board, Humboldt County District Attorney, Humboldt County Agriculture Commissioner, California Division of Water Resources, Humboldt County Sheriff, Mad River Joint Unified School District, Ruth Lake Community Services District Community Services District, Southern Trinity Valley Fire District Fire Protection District, Southern Trinity Joint High School School District, Six Rivers National Forest

Applicant Name Matthew Dazey **Key Parcel Number** 208-341-005-000

Application (APPS#) 12017 **Assigned Planner** Caitlin Castellano (707) 268-3731 **Case Number(s)** CUP16-501

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Return Response No Later Than 10/10/2018

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

E-mail: PlanningClerk@co.humboldt.ca.us **Fax:** (707) 268-3792

We have reviewed the above application and recommend the following (please check one):

☐ Recommend Approval. The Department has no comment at this time.

☐ Recommend Conditional Approval. Suggested Conditions Attached.

☒ Applicant needs to submit additional information. List of items attached.

☐ Recommend Denial. Attach reasons for recommended denial.

☒ Other Comments: 1. Proof of access easement and ability to obtain valid encroachment permit
2. Verify road approach to Rattlesnake Bridge Rd meets commercial standards.

DATE: 10-11-2018

PRINT NAME: Barrett Penton



HUMBOLDT COUNTY
PLANNING AND BUILDING DEPARTMENT
CURRENT PLANNING DIVISION
3015 H STREET, EUREKA, CA 95501 ~ PHONE (707) 445-7541

9/25/2018

PROJECT REFERRAL TO: Six Rivers National Forest

Project Referred To The Following Agencies:

Building Inspection Division, Public Works Land Use Division, Health and Human Services Environmental Health Division, CalFire, California Department of Fish And Wildlife, Northwest Information Center, Bear River Band Rohnerville Rancheria, California Department of Transportation District #1, Regional Water Quality Control Board, Humboldt County District Attorney, Humboldt County Agriculture Commissioner, California Division of Water Resources, Humboldt County Sheriff, Mad River Joint Unified School District, Ruth Lake Community Services District Community Services District, Southern Trinity Valley Fire District Fire Protection District, Southern Trinity Joint High School School District, Six Rivers National Forest

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- ☐ Recommend Conditional Approval. Suggested Conditions Attached.
- ☐ Applicant needs to submit additional information. List of items attached.
- ☒ Recommend Denial. Attach reasons for recommended denial.

☐ Other Comments: See Attached Letter

DATE: 3 Oct 2018

PRINT NAME:

George Frey

Six Rivers Lands & Mgmt Specialist



United States
Department of
Agriculture

Forest
Service

Pacific Southwest Region
Six Rivers National Forest

1330 Bayshore Way
Eureka, CA 95501
707-442-1721
TDD: 707-442-1721
Fax: 707-442-9242

File Code: 1500
Date: August 29, 2018

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

Dear Ms. Nelson:

Thank you for providing the USDA Forest Service with the opportunity to provide input to Humboldt County's land use regulations governing cannabis cultivation on private property as they relate to National Forest System (NFS) lands.

The use, cultivation and transportation of cannabis on Forest Service lands is illegal. The Comprehensive Drug Abuse Protection and Control Act of 1970, and more specifically Title II of the act (the Controlled Substances Act), lists cannabis as a Schedule 1 drug. The Forest Service does not have discretion to permit activities on NFS lands that will violate the Controlled Substances Act or any other federal law. The Forest Service cannot authorize any activities related to cannabis operations on public land, such as the cultivation, production, transportation, or distribution of supplies or product.

We recommend that applicants for county cannabis permits who are adjacent to or near Forest Service lands have their parcels surveyed by a professional land surveyor to ensure their operations are not trespassing upon or causing impacts to federal lands. Individuals that cause resource damage, including soil erosion and contamination to Forest Service administered lands from illicit acts including the manufacture of cannabis, may be subject to federal criminal and/or civil action. Permit applicants should be aware that transporting cannabis across an existing right of way on federal lands to access a private parcel, is also illegal under federal law, and violators could face federal criminal action.

We appreciate the opportunity to comment on the county's cannabis-use regulations. If you need further information on this subject, please contact me at (707) 441-3531.

Sincerely,

MICHAEL A. GREEN
Acting Forest Supervisor

