

**RESOLUTION OF THE PLANNING COMMISSION
OF THE COUNTY OF HUMBOLDT
Resolution Number 16-06**

Makes the required findings to accept the 2015 Annual Report and approve the Plan of Operations for the 2016 Reggae on the River event.

WHEREAS, on January 3, 2013 the Planning Commission approved a Conditional Use Permit and Special Permit to allow the annual *Reggae on the River* concert events for each year from 2013 – 2017; and

WHEREAS, on April 3, 2014 the Planning Commission approved a modification to the Conditional Use Permit and Special Permit to allow several off-site parking areas for the event; and

WHEREAS, conditions of approval for the CUP require submittal of a report by December 31st of each year discussing that year's concert; and

WHEREAS, conditions of approval for the CUP require the report include comment letters from the California Highway Patrol, CalTrans and the other agencies commenting on the EIR and reporting on the efficacy of the mitigation measures, identifying any refinements to the mitigation needed for the event the following year, and setting the attendance levels within the range set by the approved Conditional Use Permit, and

WHEREAS, conditions of approval also require explicit Planning Commission approval for requests to increase attendance levels from the previous year; and

WHEREAS, conditions of approval allow the attendance to range from a low of 6,000 ticket sales plus 2,000 personnel (8,000 persons total) to a maximum of 8,000 ticket sales plus 2,500 personnel (10,500 persons total); and

WHEREAS, the County Planning Division reviewed the submitted report and evidence and referred the 2015 Annual Report and evidence to involved reviewing agencies for site inspections, comments and recommendations; and

WHEREAS, the County Planning Division reviewed the proposed Plan of Operations for the 2016 event; and

WHEREAS, the review of the Annual Report and Plan of Operations is not subject to environmental review pursuant to the California Environmental Quality Act (CEQA); environmental review for the project was completed on January 3, 2013 with the certification of a Supplemental Environmental Impact Report (SCH 2012082108); and

WHEREAS, Attachment 2 in the Planning Division staff report includes evidence in support of making all of the required findings for approving the 2015 Annual Report and the 2016 Plan of Operations for the Conditional Use Permit and Special Permit;

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

1. The Planning Commission makes the required findings in Attachment 2 of the Planning Division staff report based on the submitted evidence, and approves the 2015 Annual Report and 2016 Plan of Operation subject to the conditions of approval for the event with the following mitigation measures added to address the items discussed at the April 7, 2016 Planning Commission meeting:

Prior to the 2016 event,

- the applicant shall secure the required building permits for all structures associated with the event on the property; and
- submit plans for the temporary bridge prepared by a registered professional for review and approval by the Building Division, and have the bridge installation inspected and documented in accordance with the approved plans by the registered professional and the Building Division; and
- submit a water quality testing plan for sampling the South Fork Eel River at the site before, during and after the event that is prepared by a registered professional and includes the requirement that a qualified professional is to perform the water quality sampling and testing; and

Immediately following the 2016 event, the trash and recycling containers and portapans in the vicinity of the Grandfather Tree property shall be moved to the south end of the "Loop lot" shown on the site plan or another location on the site that is further removed from adjacent properties.

2. The Planning Commission maintains the maximum attendance level for the 2016 event at 9,000 total persons. This limit includes all attendees: ticket holders, performers, staff and volunteers.

Adopted after review and consideration of all the evidence on April 7, 2016.

The motion was made by Commissioner Ulansey and seconded by Commissioner McKenny.

AYES: Commissioners: Ulansey, Levy, McKenny, Edmonds, Shepherd, Bongio
NOES: Commissioners: None
ABSTAIN: Commissioners: None
ABSENT: Commissioners: Morris
DECISION: Motion Carries 6/0 by roll call vote.


Robert Morris, Chair

I, Suzanne Hegler, Clerk to the Planning Commission of the County of Humboldt, do hereby certify the foregoing to be a true and correct record of the action taken on the above entitled matter by said Commission at a meeting held on the date noted above.


Suzanne Hegler, Clerk