

BOARD OF SUPERVISORS, COUNTY OF HUMBOLDT, STATE OF CALIFORNIA  
Certified Copy of Portion of Proceedings, Meeting of Tuesday, May 13, 2014

**SUBJECT:** Appeal of the Planning Commission Approval of the Mateel Community Center Conditional Use Permit and Special Permit Modification and Annual Report Application. Case Number CUP 12-017MA and SP-12-020MA. Assessor's Parcel Number 033-271-005. Cooks Valley Area

**ACTION:** A motion was made to approve the appeal, authorize the increase in attendance by 500 patrons and 500 volunteers, delete Condition 14 pursuant to the letter from Outraged Orangutan, LLC dated May 13, 2014, and adjust the Resolution to reflect these changes.

Adopted on motion by Supervisor Fennell and seconded by Supervisor Bass and the following vote:

AYES: Supervisors: Sundberg, Lovelace, Bohn, Fennell, Bass  
NAYS: Supervisors: n/a  
ABSENT: Supervisors: n/a

STATE OF CALIFORNIA     )  
County of Humboldt     )     s.s.

I, ANA HARTWELL, Deputy Clerk of the Board of Supervisors, County of Humboldt, State of California, do hereby certify the foregoing to be a full, true, and correct copy of the original made in the above-entitled matter by said Board of Supervisors at a meeting held in Eureka, California as the same now appears of record in my Office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of said Board of Supervisors.

ANA HARTWELL

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

  
May 13, 2014

**BOARD OF SUPERVISORS, COUNTY OF HUMBOLDT, STATE OF CALIFORNIA**  
Certified copy of portion of proceedings; Meeting on May 13, 2014

RESOLUTION NO. 14-37

**RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF HUMBOLDT  
CERTIFYING COMPLIANCE WITH THE CALIFORNIA ENVIRONMENTAL QUALITY  
ACT AND APPROVING WITH CONDITIONS THE MATEEL COMMUNITY CENTER  
ANNUAL REPORT FOR THE 2013 EVENT, AND THE CONDITIONAL USE PERMIT AND  
SPECIAL PERMIT MODIFICATIONS CASE NO.: CUP-12-017M & SP-12-030M; FILE NO.:  
APN 033-271-005**

**WHEREAS**, the Mateel Community Center submitted an application and evidence in support of approving a Conditional Use Permit and Special Permit for a music festival event in the Cooks Valley area; and

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

**WHEREAS**, the Planning Division, the lead agency, has prepared an addendum to the Supplemental Environmental Impact Report for the subject proposal in accordance with the California Environmental Quality Act (CEQA); and

**WHEREAS**, the Planning Commission staff report in Attachment D includes evidence in support of making all of the required findings for approving CUP-12-017M & SP-12-030M and the Annual Report for the 2013 Event; and

**WHEREAS**, the Planning Commission held a public hearing on April 3, 2014 during which they considered the addendum to the Final Supplemental Environmental Impact Report and received staff reports, accepted public comment, and deliberated on the proposed Conditional Use Permit and Special Permit Modifications; and

**WHEREAS**, The Planning Commission made the findings in Attachment 2 of the Planning Division staff report for Case Nos.: CUP-12-017M & SP-12-030M based on the submitted evidence; and

**WHEREAS**, The Planning Commission conditionally approved the Conditional Use Permit and Special Permit Modifications as recommended in the Planning Division staff report for Case Nos.: CUP-12-017M & SP-12-030M and the Annual Report, and denied the applicant's request to increase attendance levels by 1,000 persons and denied the request to remove condition #14 regarding the Reggae Rising event; and

**WHEREAS**, On April 4, 2014, the Planning Commission approval was appealed by the applicant; and

**WHEREAS**, Board of Supervisors held a public hearing de novo on May 13, 2014 to consider the project application; and

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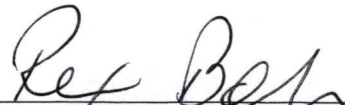
RESOLUTION NO. 14-37

**WHEREAS**, Board of Supervisors has considered the issues raised in the appeal, the submitted evidence and testimony, and staff recommendations.

**NOW, THEREFORE**, be it resolved, determined, and ordered by the Humboldt County Board of Supervisors that:

1. The Board of Supervisors, in conformance with State CEQA Guidelines, considered the addendum in the Planning Commission's staff report (Attachment D of the Board's staff report) which concludes the proposed project, as conditioned, will not have any significant effect on the environment beyond those considered in the certified SEIR (SCH #2012082108).
2. The Board of Supervisors adopts the findings in the Planning Commission staff report for the Mateel Community Center Conditional Use Permit and Special Permit Modifications; Case No. CUP-12-017M & SP-12-030M; (Attachment D).
3. The Board of Supervisors accepts the appeal authorizing an increase in attendance levels by 500 staff and 500 guests for a total attendance level of 9,000 persons for the 2014 event, including all guests, staff, and performers.
4. In consideration of the written and oral testimony provided at the Board of Supervisor meeting on May 13, 2014 from the current owners of the neighboring property to the south (the former "Dimmick" property) and their agent (Dr. Peter Huson), which stated they have no intention of holding a large event on their property on the first weekend in August as authorized by the approved conditional use permit for that property (CUP-04-38), the Board of Supervisors accepts the part of the appeal regarding condition #14 of the approved Conditional Use Permit for the Reggae on the River event (CUP-012-017), and deletes that condition as shown below:  
"14. If the existing conditional use permit for the Reggae Rising event is activated in 2013 or 2014 on the adjacent property to the south (the Dimmick property – APN 033-271-09), and the Reggae Rising organizers meet all the conditions of approval for holding an event consistent with the approved Conditional Use Permit for that event, this Conditional Use Permit shall be suspended to ensure both events do not occur in the same area at the same time."

Dated: May 13, 2014

  
\_\_\_\_\_  
REX BOHN, Chair of the Board of Supervisors

Adopted on motion by Supervisor Fennell, seconded by Supervisor Bass and the following vote:

AYES: Supervisors Sundberg, Lovelace, Bohn, Fennell, Bass  
NAYS: Supervisors --  
ABSENT: Supervisors --  
ABSTAIN: Supervisors --

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**BOARD OF SUPERVISORS, COUNTY OF HUMBOLDT, STATE OF CALIFORNIA**

Certified copy of portion of proceedings; Meeting on May 13, 2014

RESOLUTION NO. 14-37

STATE OF CALIFORNIA    )  
County of Humboldt        )

I, KATHY HAYES, Clerk of the Board of Supervisors, County of Humboldt, State of California, do hereby certify the foregoing to be a full, true, and correct copy of the original made in the above-entitled matter by said Board of Supervisors at a meeting held in Eureka, California as the same now appears of record in my Office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of said Board of Supervisors.



By ANA HARTWELL

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



# COUNTY OF HUMBOLDT

For the meeting of: May 20, 2014

Date: May 15, 2014

To: The Honorable Board of Supervisors

From: Ana Hartwell, Deputy Clerk of the Board of Supervisors

Subject: **APPROVAL OF THE BOARD ORDERS—MEETING OF MAY 13, 2014**

**RECOMMENDATION:** Approve Board Orders from May 13, 2014; authorize the Clerk of the Board and the Board Chair to sign the minute book in accordance with California Government Code Section 25103.

**SOURCE OF FUNDING:** General Fund

**DISCUSSION:** Board Order No. L-1 and L-2 from the meeting of May 13, 2014 are attached. The Board Orders from the meeting of May 13, 2014 that are not attached are those agenda items that were approved as submitted by staff with no changes.

**FINANCIAL IMPACT:** None

**OTHER AGENCY INVOLVEMENT:** None

**ALTERNATIVES TO STAFF RECOMMENDATIONS:** Direct the Clerk of the Board to prepare corrected Board Order(s) (*if necessary*).

Prepared by Ana Hartwell, Deputy Clerk of the Board of Supervisors CAO Approval

**REVIEW:**  
Auditor \_\_\_\_\_ County Counsel \_\_\_\_\_ Personnel \_\_\_\_\_ Risk Manager \_\_\_\_\_ Other \_\_\_\_\_

**TYPE OF ITEM:**

- Consent
- Departmental
- Public Hearing
- Other \_\_\_\_\_

**BOARD OF SUPERVISORS, COUNTY OF HUMBOLDT**

Upon motion of Supervisor **Fennell** Seconded by Supervisor **Bass**

Ayes **Sundberg, Lovelace, Bohn, Fennell, Bass**  
 Nays \_\_\_\_\_  
 Abstain \_\_\_\_\_  
 Absent \_\_\_\_\_

and carried by those members present, the Board hereby approves the recommended action contained in this Board report.

Dated: May 20, 2014

By: Ana Hartwell  
Ana Hartwell, Deputy Clerk of the Board