

Attachment 1

**RESOLUTION OF THE PLANNING COMMISSION
OF THE COUNTY OF HUMBOLDT**

**Resolution Number 23-
Record Number CUP-16-1052
Assessor's Parcel Numbers: 511-071-003**

Resolution by the Planning Commission of the County of Humboldt certifying compliance with the California Environmental Quality Act and denies the American Hospital Management Corp Conditional Use Permit application.

WHEREAS, American Hospital Management Corp submitted an application and evidence on December 30, 2016 in support of approving a Conditional Use Permit for 10,000 square feet of new Mixed Light commercial cannabis cultivation; and;

WHEREAS, the applicant has not provided requested materials to complete the application and has not provided written response to requests for additional application materials; and

WHEREAS, the project is statutorily exempt from environmental review pursuant to Section 15270 of the State CEQA Guidelines (projects which are disapproved); and

WHEREAS, the Humboldt County Planning Commission held a duly-noticed public hearing on April 20, 2023, and reviewed, considered, and discussed the application for a Conditional Use Permit and reviewed and considered all evidence and testimony presented at the hearing.

Now, THEREFORE BE IT RESOLVED, that the Planning Commission makes all the following findings:

- 1. FINDING:** **Project Description:** Conditional Use Permit for 10,000 square feet of new Mixed Light commercial cannabis cultivation

EVIDENCE: a) Project File: CUP-16-1052

- 2. FINDING:** **CEQA.** The requirements of the California Environmental Quality Act have been complied with. The project is statutorily exempt from CEQA as it is a project which is not approved.

EVIDENCE: a) Section 15270 of the CEQA Guidelines.

FINDINGS FOR CONDITIONAL USE PERMIT

- 3. FINDING** The proposed development is not consistent with the requirements of the CMMLUO Provisions of the Zoning Ordinance and all applicable

standards and requirements of these regulations.

- EVIDENCE** a) Section 314-55.4.8 of the Humboldt County Code (CMMLUO) identifies the allowable zone districts where commercial cannabis cultivation may occur. The AV zone, which is the applicable zone district for the property, is not listed as an eligible zone district.

DECISION

NOW, THEREFORE, based on the above findings and evidence, the Humboldt County Planning Commission does hereby:

Denies the Conditional Use Permits and Special Permits for American Hospital Management Corp.

Adopted after review and consideration of all the evidence on April 20, 2023

The motion was made by COMMISSIONER _____ and second by COMMISSIONER _____ and the following ROLL CALL vote:

AYES:	COMMISSIONERS:
NOES:	COMMISSIONERS:
ABSENT:	COMMISSIONERS:
ABSTAIN:	COMMISSIONERS:
DECISION:	

I, John H. Ford, Secretary 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.

John H. Ford, Director
Planning and Building Department