



COUNTY OF HUMBOLDT
PLANNING AND BUILDING DEPARTMENT
CANNABIS SERVICES DIVISION

3015 H Street Eureka CA 95501
Fax: (707) 268-3792 Phone: (707)445-7541

January 11, 2023

Barter Mountain Roots
Travis Barter
PO Box 524
Willow Creek, CA 95573

RE: Permit Application No. 11856 PLN-11856-CUP APN: 524-123-002

Dear Applicant:

This letter provides an important update on your Conditional Use Permit application referenced above. On November 30, 2020, the County sent you a deficiency letter stating that additional information was required in order to process this application and review it for conformance with the criteria necessary to obtain approval. To date, we have not received all of the requested information and therefore continue to be unable to adequately review the application to determine consistency with the Humboldt County Code (specifically Section 312-17.1 of the Humboldt County Code, Required Findings for Approval of Conditional Use Permit).

This letter is to inform you that if the information requested in the aforementioned deficiency letter are not submitted within 30 days of the date of this letter, the referenced Conditional Use Permit will be denied.

If you wish to withdraw the application, please provide your request in writing within 30 days of this letter.

When you have assembled all of the requested material, submit the documents with this letter as a complete package to the Planning Department. Once the required information is received processing your application will promptly resume. If you have questions about this letter, please contact me at macevedo@co.humboldt.ca.us or by phone at (707) 441-2634.

Sincerely,

Megan Acevedo
Planner II

Enclosed: Deficiency Letter Dated 11/30/2020



COUNTY OF HUMBOLDT
PLANNING AND BUILDING DEPARTMENT
CANNABIS SERVICES DIVISION

3015 H Street Eureka CA 95501
Fax: (707) 268-3792 Phone: (707) 445-7541

November 30, 2020

Barter Mountain LLC
Dacota Huzzen
PO Box 524
Willows, CA 95573

RE: Application # 11856 - Conditional Use Permit CUP-16-415

APN: 524-123-002-000

Dear Dacota,

After further review and referral, the application submittal and supplemental materials did not contain all of the required information. The following information is required in order to continue processing your permit application. We request that these items be submitted to ensure we are able to process your permit to decision.

Below is listed the information we need to continue processing this permit application:

1. After further review of the Biological Report it seems that cultivation may be located on Forest Service Lands, and property boundaries are still unclear. Please have a Property Boundary Survey prepared by a licensed surveyor to verify property boundaries.
2. After further review of the Water Resource Protection Plan that was submitted, there is not enough evidence in the report to confirm that no Streamside Management Area is present at Cultivation area #3. Due to the presence of a spring existing uphill and upstream, there is reason to believe that a stream may be present at the lower elevation site at Cultivation area #3. Please have a Streamside Management Delineation Report prepared by a qualified professional to describe the existing conditions at CA#3 detailing whether a stream and associated SMA is present.
3. Due to Timber Conversion that occurred on-site between 2004 and 2013, please provide a Timber Conversion Report prepared by a Registered Professional Forester in order to be in compliance with the CMMLUO section 314-55.4.10 (j).
4. In reviewing aerial imagery there is not enough evidence to prove the occurrence of a landslide at Cultivation area #3. If a landslide did in fact occur, please provide a geotechnical report prepared by a qualified professional (i.e. geologist, engineer) to provide evidence of a landslide, and to describe the land stability.
5. If on-site relocation of existing cultivation is part of the proposed project, provide a Remediation Plan report prepared by a qualified professional (e.g. biologist, hydrologist, engineer etc.) demonstrating that the new site is environmentally superior to the present condition and describing steps necessary to abate existing environmental harm at the existing cultivation site. If the relocation occurred after January 1, 2016, include an explanation as to why this took place prior to the permit or clearance required under the CMMLUO being obtained.
6. Update the Site Plan to contain accurate parcel boundaries, accurate streamside management areas, and all areas of grading.

Without this requested information the Department is unable to fully evaluate this project for compliance with the findings specified in Humboldt County Code Sections 312-1.1.2 and 312-17 et seq., and the California Environmental Quality Act (CEQA). Until this additional information is received we must suspend further evaluation of your project application.

Per Humboldt County Code Section 312-6.1.4 where the Department has determined that an application lacks the information necessary to demonstrate its conformance with the required findings and requests supplemental information, the applicant may disagree and may request, in writing, that the application be processed to the designated Hearing Officer as submitted. In these cases, upon receipt of the written request, the Department will schedule the application before the Hearing Officer. However, be aware that in the absence of this evidence it would be extremely difficult for the Department to make a recommendation other than denial of the project.

Unless it is withdrawn, the Department must act on your application. For this reason, if you do not submit the requested materials or a request for hearing within 30 days of the date of this letter, we will begin scheduling your project for a hearing. This could result in the denial of your application and the inability to secure a State license under the Medical and Adult Use Cannabis Regulation and Safety Act (MAUCRSA).

Please accumulate all requested material and submit as **one complete package** and submit these items to the Planning Department during regular business hours. When submitting these items please include the Application Number, Assessor's Parcel Number (APN) and Attn: Megan Acevedo to ensure an expeditious review.

Unless operating subject to a valid Interim Permit issued by the County, the filing of this application does not authorize the applicant to engage in any new commercial cannabis cultivation, processing, manufacture or distribution activity. No such activity shall commence until the application has been processed to decision and all requisite clearances, permits and/or licenses have been secured

If you have questions about this letter, please contact me at macevedo@co.humboldt.ca.us or at 707-441-2634.

Sincerely,

A handwritten signature in black ink, appearing to read 'Megan Acevedo', with a long horizontal flourish extending to the right.

Megan Acevedo
Planner I