

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

Certified copy of portion of proceedings, Meeting of June 17, 2025

**RESOLUTION NO. 25 -**

**RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF HUMBOLDT REVOKING THE ZONING CLEARANCE CERTIFICATE, RECORD NUMBER PLN-12756 FOR APN 521-091-043.**

**WHEREAS**, On, December 28, 2016, Mycality Medicinals submitted an application for a Zoning Clearance Certificate for cannabis cultivation for APN 521-091-043; and

**WHEREAS**, on July 28, 2021, a Zoning Clearance Certificate was approved for 3,260 square feet of existing outdoor cannabis; and

**WHEREAS**, on October 24, 2023, the Board of Supervisors received a report that there are approximately \$14 million in unpaid Measure S Taxes and \$2.1 million in unpaid permit processing costs associated with cannabis permit applications; and

**WHEREAS**, the Board of Supervisors provided a series of deadlines for cannabis permit holders to pay for their permit processing costs and establish a payment plan for payment of Measure S taxes. The farmers were given six months until March 31, 2024, to pay their permit costs and enter an agreement to pay their outstanding taxes.

**WHEREAS**, in response to the Board direction, a series of communications was provided to applicants and permit holders to inform them of the needed actions and deadlines to keep their permits in good standing. This included a detailed January 9, 2024, letter, subsequent emails, and social media announcements encouraging applicants and permit holders to bring their account current before March 31, 2024; and

**WHEREAS**, this permit holder has unpaid measure S taxes of \$4,260.65 and did NOT establish a payment plan for those taxes owed.

**WHEREAS**, a letter was sent to the permit holder on May 3, 2024, notifying them the permit had been suspended for a lack of an agreement to pay Measure S taxes; and

**WHEREAS**, the Board of Supervisors held a duly noticed public hearing on June 17, 2025, and reviewed, considered, and discussed the revocation for this Special Permit and reviewed and considered all public testimony and evidence presented at the hearing.

**NOW, THEREFORE, IT IS HEREBY PROCLAIMED** that the Board of Supervisors makes all the following findings:

**1. FINDING:**

**Project Description:** Revocation of a Zoning Clearance Certificate for cannabis cultivation on APN 521-091-043 for not addressing the Measure S obligations associated with the permit.

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

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**RESOLUTION NO. 25 -**

- EVIDENCE:**
- a) Project File: PLN-12756-ZCC
  - b) Humboldt County Code Section 312-14.2 allows revocation of a permit when the permit has been exercised contrary to the terms and conditions of the permit or in violation of any statute, code section law or regulation.

- 2. FINDING:** **CEQA:** The requirements of the California Environmental Quality Act have been complied with.

- EVIDENCE:**
- a) Per conditions of the permit, the revocation is exempt from environmental review pursuant to Section 15321 of the CEQA Guidelines (Enforcement Actions by Regulatory Agencies).

- 3. FINDING:** The permit has been exercised contrary to the terms and conditions of approval and/or in violation of the County Code.

- EVIDENCE:**
- a) Section 55.4.11 (a) of the Commercial Medical Marijuana Land Use Ordinance states: *Cannabis cultivation and other commercial cannabis activity shall be conducted in compliance with all laws...*
  - b) Section 55.4.3.8 of the Humboldt County Code states “*Zoning clearance certificates and permits issued for commercial cannabis activities pursuant to the commercial medical marijuana land use ordinance (CMMLUO) as set forth in this section shall remain valid, and shall be governed by the terms and conditions of this section until such time as the permit is modified*” thus references to the CMMLUO are treated as sections of the Humboldt County Code for permits issued under the CMMLUO.
  - c) Section 719-4 of the Humboldt County code states: *In addition to any requirements imposed by Title III, each person issued a commercial marijuana cultivation permit shall pay an annual tax of one dollar (\$1.00) per square foot of outdoor cultivation area, two dollars (\$2.00) per square foot of mixed-light cultivation area or three dollars (\$3.00) per square foot of indoor cultivation area. The*

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**RESOLUTION NO. 25 -**

permit holder is responsible for paying the taxes imposed under this section of the code.

- d) The Permit holder has failed to pay or to enter into a payment plan for the required Measure S taxes as outlined in Humboldt County Code 314.55.4.12.2.9. This sum amounts to \$4,260.65.

**4. FINDING:**

Notice of this hearing was given as required by Section 312-14.2.6 of the Humboldt County Code and Section 65091 of the California Government Code.

**EVIDENCE:**

- a) A Notice of Revocation Hearing was sent to the permit holder's address on record on May 5, 2025, by certified, return requested mail, as required by Section 312-14.2.6 of the Humboldt County Code.
- b) A Notice of Public Hearing was sent to the permit holder, property owner and agent, and all property owners and occupants of record within 300 feet and was published in the local newspaper on June 3, 2025, as required by Section 65091 of the California Government Code.

**DECISION**

**NOW, THEREFORE,** based on the above findings and evidence, the Board of Supervisors does hereby:

- a. Revoke the Zoning Clearance Certificate for Mycality Medicinals on APN 521-091-043.

The foregoing Resolution is hereby passed and adopted by the Board of Supervisors on June 17, 2025, by the following vote:

Dated: \_\_\_\_\_

\_\_\_\_\_  
Supervisor Michelle Bushnell, Chair  
Humboldt County Board of Supervisors

Adopted on motion by Supervisor \_\_\_\_\_, seconded by Supervisor \_\_\_\_\_, and the following vote:

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RESOLUTION NO. 25 -

AYES: Supervisors --  
NAYS: Supervisors --  
ABSENT: Supervisors --  
ABSTAIN: Supervisors --

STATE OF CALIFORNIA)  
County of Humboldt)

I, TRACY DAMICO, 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.

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By Kaleigh Maffei  
Deputy Clerk of the Board of Supervisors of the  
County of Humboldt, State of California