

PLANNING COMMISSION

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Third District
Mike L Newman
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Peggy O'Neill
Fifth District
Brian Mitchell
At-Large
Melanie McCavour
At-Large



COUNTY STAFF

JOHN H. FORD
Director, Planning and Building

**PLANNING COMMISSION
COUNTY OF HUMBOLDT**

825 Fifth Street
Board of Supervisors Chambers
Eureka, California

ACTION SUMMARY

Thursday, March 7, 2019

6:00 PM

Regular Meeting

Notice Regarding Public Comment:

A. CALL TO ORDER / SALUTE TO FLAG

Chair Morris called the meeting to order at 6:00 pm

B. COMMISSIONERS PRESENT

Present : 4 - Commissioner Robert Morris, Commissioner Noah Levy, Commissioner Mike L Newman and Commissioner Peggy O'Neill
Absent : 3 - Commissioner Alan Bongio, Commissioner Brian Mitchell and Commissioner Melanie McCavour

C. AGENDA MODIFICATIONS

Supplemental information submitted for Item numbers: F-2 and F-5

D. APPROVAL OF ACTION SUMMARY

1. Approval of the Action Summary - Regular Meeting of February 7, 2019

A motion was made by Commissioner Levy, seconded by Commissioner Morris, that the Action Summary - Regular Meeting of February 7, 2019 be approved. The motion carried by the following vote:

Aye: 4 - Commissioner Morris, Commissioner Levy, Commissioner Newman and Commissioner O'Neill

2. Approval of the Action Summary - Regular Meeting of February 21, 2019

A motion was made by Commissioner Levy, seconded by Commissioner Morris, that the the Action Summary - Regular Meeting of February 21, 2019 be approved. The motion carried by the following vote:

Aye: 4 - Commissioner Morris, Commissioner Levy, Commissioner Newman and Commissioner O'Neill

E. PUBLIC COMMENTS

Formal Complaint from Richard Tobin re: Friends of the Dunes

F. CONSENT AGENDA

1. Solomon Fahey - Conditional Use Permit and Special Permit

Application Number: 11405

Case Number: CUP 16-244, SP 18-081

Assessor's Parcel Number (APN): 108-066-005

Project Description: A Conditional Use Permit CUP16-244 is requested to allow approximately 12,634 square feet (sf) of existing outdoor commercial cannabis cultivation, 2,160 sf of existing mixed light cultivation, and an 800 square foot appurtenant nursery, and a Special Permit SP18-081 is requested to allow a reduction of the 600 foot setback requirement from public lands.

A motion was made by Commissioner Levy, seconded by Commissioner Newman, to approve the Solomon Fahey - Conditional Use Permit and Special Permit. The motion carried by the following vote:

Aye: 4 - Commissioner Morris, Commissioner Levy, Commissioner Newman and Commissioner O'Neill

2. TA Farms, LLC, Conditional Use Permit and Special Permit

Application Number: 11626

Case Number CUP16-309

Assessor's Parcel Number: 211-331-042

2339 Elk Creek Road, Myers Flat, CA

Project description: A Conditional Use Permit is requested to allow an existing 9,900 square foot (SF) outdoor and existing 4,200 SF mixed light cannabis cultivation operation and three nursery/propagation areas totaling 1,000 SF, and a Special Permit is requested to allow remediation activities within a Streamside Management Area. Power to the site is provided by Pacific Gas and Electric (PG&E) and there is no generator use.

A motion was made by Commissioner Levy, seconded by Commissioner Newman, to approve the TA Farms, LLC, Conditional Use Permit and Special Permit. The motion carried by the following vote:

Aye: 4 - Commissioner Morris, Commissioner Levy, Commissioner Newman and Commissioner O'Neill

3. Sustainable Medicinals, Conditional Use Permit and Special Permit

Application Number: 11800

Case Number CUP-16-388 and SP-17-179

Assessor's Parcel Numbers (APN): 529-035-022

On the northwest side of Ishi Pishi Road in the Orleans Area

Project Description: A Conditional Use Permit is requested to allow 21,000 square feet (SF) of existing outdoor cannabis cultivation and a Special Permit for a wholesale nursery limited to seed production. A Special Permit is also requested to allow a setback reduction from 600 feet to approximately 300 feet from public lands (Six Rivers National Forest), and development within a Streamside Management Area (SMA) for maintenance and use of an existing water diversion and micro-hydropower system as well as for restoration work associated with the removal of previous greenhouses.

A motion was made by Commissioner Levy, seconded by Commissioner Newman, to approve the Sustainable Medicinals, Conditional Use Permit and Special Permit. The motion carried by the following vote:

Aye: 4 - Commissioner Morris, Commissioner Levy, Commissioner Newman and Commissioner O'Neill

4. William Reynolds, Conditional Use Permit

Application Number: 11135

Case Number: CUP16-158

Assessor's Parcel Number (APN): 209-121-008

56 Shively Flat Road, Shively area

Project Description: A Conditional Use Permit is requested to allow an existing 43,560 square foot outdoor commercial cannabis cultivation. Cannabis cultivation is dry-farmed and no irrigation water is necessary other than for seed germination. Power is provided by PG&E.

A motion was made by Commissioner Levy, seconded by Commissioner Newman, to approve the William Reynolds, Conditional Use Permit. The motion carried by the following vote:

Aye: 4 - Commissioner Morris, Commissioner Levy, Commissioner Newman and Commissioner O'Neill

5. The Humboldt County Collective

Application Number: 13927

Case Number: CUP-17-073

Assessor's Parcel Number (APN): 015-011-005

Eureka area

Project Description: A Conditional Use Permit is requested to allowr the continued operation of an existing medical cannabis dispensary and distribution facility located within 551 square feet of an existing office/retail building.

A motion was made by Commissioner Newman, seconded by Commissioner O'Neill, to approve the Humboldt County Collective Conditional Use Permit with an added condition that if the County receives any odor complaints that are verified by County staff, the permit holder shall work with the Building Official to correct odor concerns.. The motion carried by the following vote:

Aye: 4 - Commissioner Morris, Commissioner Levy, Commissioner Newman and Commissioner O'Neill

G. CONTINUED CONSENT**1. Sky High Humboldt, LLC**

Application Number: 11921

Case Number: CUP16-450

Assessor's Parcel Number (APN): 223-271-006

692 Sawmill Road, Garberville area

Project Description: A Conditional Use Permit is requested to allow an existing 10,260-square-foot outdoor and 1,730-square-foot mixed light cannabis cultivation. Cannabis drying, and trimming is currently done onsite by hand in the existing garage. Power to the site is provided by Pacific Gas and Electric (PG&E).

A motion was made by Commissioner Levy, seconded by Commissioner Newman, to approve the Sky High Humboldt, LLC Conditional Use Permit. The motion carried by the following vote:

Aye: 4 - Commissioner Morris, Commissioner Levy, Commissioner Newman and Commissioner O'Neill

ADJOURNMENT

Chair Morris adjourned the meeting at 7:18 pm

NEXT MEETINGS

Chair Morris requested that the Director bring an update on the status of the Friends of the Dunes project to the next meeting on March 21, 2019.