



COUNTY OF HUMBOLDT

Legislation Text

File #: 21-118, **Version:** 1

To: Board of Supervisors

From: Planning and Building Department

Agenda Section: Consent

SUBJECT:

Mattole River Farms, LLC Appeal of the Planning Commission Approval of a Conditional Use Permit to Allow 11,400 Square Feet Existing Cannabis Cultivation

RECOMMENDATION(S):

That the Board of Supervisors:

1. Receive the staff report, and
2. Adopt the Resolution approving the appeal and approving the Conditional Use Permit for 12,650 square feet of commercial cannabis cultivation.

SOURCE OF FUNDING:

The Appellant has paid the appeal fee associated with filing this appeal.

DISCUSSION:

On January 12, 2021 the Board of Supervisors held a duly-noticed public hearing to consider the application and appeal of the Planning Commission's approval of the Mattole River Farms, LLC Conditional Use Permit. The Board heard testimony from the public who stated that no cannabis cultivation likely occurred in previously in the former orchard, and from former landowners and workers who stated that cultivation was occurring in the orchard at the same time as the cultivation was occurring in the upper flat area. As a result of the testimony the Board felt that sufficient evidence supported that up to 1,250 square feet of cannabis may have been occurring within the orchard at the same time as the cultivation occurring on the upper flat, leading to a total of 12,650 square feet that could be approved, of which 7,850 square feet is outdoor and 4,800 square feet is mixed-light.

The Board closed the public hearing and discussed their intent to approve the Conditional Use Permit for a total of 12,650 square feet, and approved a motion to continue the project to the January 26, 2021 consent agenda in order to review and adopt a revised Resolution approving a total of 12,650 square feet of commercial cannabis.

FINANCIAL IMPACT:

There will be no additional effect on the General Fund. The appellant has paid in full the appeal fee associated with this appeal.

STRATEGIC FRAMEWORK:

This action supports your Board's Strategic Framework by enforcing laws and regulations to protect residents

OTHER AGENCY INVOLVEMENT:

None

ALTERNATIVES TO STAFF RECOMMENDATIONS:

n/a.

ATTACHMENTS:

Draft Board Resolution and Findings

PREVIOUS ACTION/REFERRAL:

Board Order No.: I.1

Meeting of: January 12, 2021

File No.: 16848