

We are the property owners of 19312 Butts Canyon Road and share a 1,300 foot fence with 19424 Butts Canyon Road.

Please consider our concerns with the Requirements for the Major use Permit for 19424 Butts Canyon Road Middletown, CA.

Wanted to address your criteria for said project:

*The following findings shall be made prior to the issuance of the Major use permit:*

- *(1) That the establishment, maintenance, or operation of the use applied for will not under the circumstances of the particular case, be detrimental to the health, safety, morals, comfort and general welfare of the persons residing or working in the neighborhood of such proposed use, or be detrimental to property and improvements in the neighborhood, or to the general welfare of the County.*

Since this is a subjective requirement-How is it possible that anyone who is not living by said project be able to pass judgement that it would not impact the health, safety, morals, comfort and general welfare to the persons residing in the neighborhood and how can anyone who is not living in the neighborhood determine that it would not be detrimental to the property and improvements in the neighborhood?

We the neighbors of the applicant state that this project ABSOLUTELY impacts the health, safety, morals, comfort and general welfare to the persons residing in the neighborhood and we further agree that it would be detrimental to the property and improvements in the neighborhood. Each of us have our major concerns and here are ours:

Health- Many in our area have asthma and allergies. When the marijuana odor is present can bring on an allergy type response and can cause breathing issues. It is our understanding our neighbors are experiencing this already with the illegal cultivation on our road.

Safety - We do not have the local sheriff's office readily available to us, in south lake county, due to understaffing of sheriff officers- in case of trespassing, home invasion, theft or even violence as Brian Martin himself reported to the Board of Supervisors in Dec of last year

It is stated that the cultivation of cannabis has the potential for increased crime, intimidation and threats and that Lake County has experienced a significant increase in reported home invasions robberies, and it is believed that more incidents go unreported due to the criminal nature if many cultivation operations... ( see Board Of Supervisors ordinance 3073 page 2 lines 28-34). This statement alone is enough reason that the first requirement is not met.

Morals- I (Lynn Jordan) work as a family nurse practitioner in Middletown and see the effects marijuana has on all ages- these have not been good effects (for example cannabis induced hyper-emesis, psychosis with mixing of antidepressants that are FDA approved, worsening of anxiety, addiction) and as a DEA prescriber I am not able to prescribe this "Schedule I drug that has a high potential for abuse and has no current accepted medical use in treatment in the United States" (BOS ordinance 3073 page 1 line 23-30).

Comfort and general welfare: We lock our gates to prevent entry of unwanted persons but with this highly sought after drug we do not feel our locked gates will be enough to protect us. Are we supposed to now invest in security systems since the applicant is required to have a security system? Although we do appreciate that this is a requirement for this type of permit it really is a concern that there is a need to protect a drug from being stolen. Also having many unknown individuals on the neighboring property who are typically not locals is incredibly concerning to us. Who do we contact besides the county when there is a nuisance? The applicant is not planning on residing on the property as led us to believe last year when we met at our fences and introduced ourselves. The applicant talked about building a house at the same site where the cultivation is intended to be now. It brings into question anything the applicant is stating they will do to ensure that we are not affected by odor, noise, contamination of our creek. We also question if the water the applicant is proposing to draw from the well is realistic.

Detrimental to property and improvements in the neighborhood, or to the general welfare of the County- How are we going to be assured that this is not going to drive down the value of our property? We are currently in process to designing our home with plans to continue to work and live in this county. Allowing a drug operation next door immediately compromises the value of our land ( as reported by local real estate agents who have seen the decline already) and the welfare to our county. Yes, we have been changing the landscape with vineyards but vineyards do not come with the crime like marijuana. There are too many stories of violence with theft of marijuana as reported on local news stations and local papers- including murder in a neighboring towns. ie. Kelseyville and Sonoma county.

- *(2) That the site for the project is adequate in size, shape, location, and physical characteristics to accommodate the type of use and level of development proposed.*

According to the tax roll 19424 Butts Canyon Road is only 19.71 acres- this does not meet the minimum requirements of 20 acres for major use permit. We demand a current recorded survey of that parcel before any permit is issued regardless of the legal description. This discrepancy is unacceptable and vital to have the actual acres recorded. If it is actually 20 acres the applicant should be charged as so. If not then the applicant should not have the ability to apply for a Major Use permit.

- *(3) That the streets, highways and pedestrian facilities are reasonably adequate to safely accommodate the specific proposed use.*

It appears there is a cookie cutter response to this question with much review of other proposed marijuana cultivation projects. We are demanding a more thorough evaluation of this be obtained prior to permitting process.

- *(4) That there are adequate public or private services, including but not limited to fire protection, water supply, sewage disposal, and police protection to serve the project.*

Again-We do not have the local sheriff's office readily available to us due to understaffing in case of trespassing, home invasion, theft or even violence as Brian Martin himself reported to the Board of Supervisors in Dec of last year

**Water Supply:**

We have a well that is approx. 500 feet from the well on 19424 BCR and this is a serious concern to us as we do not know how the proposed 716,872 gallons a year from his one and only well will affect us.

Now we need to consider having our well tested at regular intervals to make sure our water source is not compromised. We do not believe we should be obligated to pay for this ourselves.

The potential change in water table raises even more concern as two properties over is the GII plant maintained by PG&E and what happens to the toxins that are submerged if the water table goes down? Has this been considered?

The creek running through our property is down stream from 19424 Butts Canyon Road and our cattle use this for their water source when the creek flows.

We are demanding more testing such as hydrology study, and draw down study to be completed before permitting and that testing of the creek water take place at regular intervals to ensure no contamination.

- *(5) That the project is in conformance with the applicable provisions and policies of the Lake County Code, the General Plan and any approved zoning or land use plan.*

This one is very disturbing that our area was zoned for cannabis cultivation (drug operation) with out notification of said change. Especially with most of the property owners who oppose it being grown right next door.

These other codes are for you to determine...

- (6) *That no violation of Chapters 5, 17, 21, 23 or 26 of the Lake County Code currently exists on the property, unless the purpose of the permit is to correct the violation, or the permit relates to a portion of the property which is sufficiently separate and apart from the portion of the property in violation so as not to be affected by the violation from a public health, safety, or general welfare basis.*
- (7) *The proposed use complies with all development standards described in Section 27.13 (at) 5.3.i of Chapter 21 of the Lake County Ordinance Code.*
- (8) *The applicant is qualified to make the application described in Section 27.13 (at) 3.ii.(e) of Chapter 21 of the Lake County Ordinance Code.*
- (9) *The application complies with the qualifications for a permit described in Section 27.13 (at) 3.ii.(f) of Chapter 21 of the Lake County Ordinance Code.*

Thank you for taking the time to read this. We know some of our requests are forceful, but a drug operation right next door is detrimental to the neighborhood and property value of our home/land. Having this large of an operation without all the testing and studies seems to be negligent to the rights of all the other property owners who live and work in Lake County.

David and Lynn Jordan