

CALIFORNIA  
HISTORICAL  
RESOURCES  
INFORMATION  
SYSTEM



ALAMEDA  
COLUSA  
CONTRA COSTA  
DEL NORTE

HUMBOLDT  
LAKE  
MARIN  
MENDOCINO  
MONTEREY  
NAPA  
SAN BENITO

SAN FRANCISCO  
SAN MATEO  
SANTA CLARA  
SANTA CRUZ  
SOLANO  
SONOMA  
YOLO

**Northwest Information Center**  
Sonoma State University  
150 Professional Center Drive, Suite E  
Rohnert Park, California 94928-3609  
Tel: 707.588.8455  
nwic@sonoma.edu  
<http://www.sonoma.edu/nwic>

December 17, 2019

File No.: 19-0953

Victor Fernandez, Project Planner  
Lake County  
Community Development Department  
255 N. Forbes Street  
Lakeport, CA. 95453

re: UP 19-45, IS 19-64, EA 19-71 / Benmore Valley Road, Lakeport / Alexandra Armstrong

Dear Mr. Victor Fernandez,

Records at this office were reviewed to determine if this project could adversely affect cultural resources. **Please note that use of the term cultural resources includes both archaeological sites and historical buildings and/or structures. The review for possible historic-era building/structures, however, was limited to references currently in our office and should not be considered comprehensive.**

**Project Description:** A- Type 3: "Outdoor": Outdoor cultivation for medicinal use cannabis without the use of light deprivation and/or artificial lighting in the canopy area at any point in time from 10,001 square feet to one acre, inclusive, or total canopy size on one premises. The total proposed canopy area is approximately 39 acres, twenty (20) 2,000 square feet cold frame greenhouses for immature plants and curing, 24 proposed parking spaces, and 24 employees.

**Previous Studies:**

XX This office has record of three studies that include portions of the project area. Study # 145 (Keesling and French 1975) Study # 14733 (Samuelson 1993), and Study # 22527 (Beard 1999) covering approximately 100% of the proposed project area, identified one or more cultural resources (see recommendation below).

**Archaeological and Native American Resources Recommendations:**

XX The proposed project area contains the archaeological sites P-17-000798, a Native American habitation and tool processing site, and trail, P-17-002073, P-17-002074, P-17-002079, all Native American tool processing sites, and P-17-000799, a protohistoric trail. It is recommended that a qualified professional assess the status of the resources and provide project specific recommendations.

XX Based on an evaluation of the environmental setting and features associated with known sites, Native American resources in this part of Lake County have been found in areas populated by oak and buckeye, as well as near a variety of plant and animal resources. Sites are also found near watercourses and bodies of water. The proposed project area encompasses Benmore Valley and includes flat, open areas in addition to wooded hills. The project area also contains a portion of Benmore Creek and is located within one mile of several small bodies of water. Given the similarity of one or more of these environmental factors and the

presence of known sites, there is a high potential for unrecorded Native American resources in the proposed project area.

Therefore, due to the passage of time since the previous surveys (Beard 1999; Samuelson 1993; Keesling and French 1975) and the changes in archaeological theory and method since that time, we recommend that a qualified archaeologist conduct further archival and field study for the entire project area to identify any unrecorded archaeological resources. Please refer to the list of consultants who meet the Secretary of the Interior's Standards at <http://www.chrisinfo.org>.

XX We recommend the lead agency contact the local Native American tribe(s) regarding traditional, cultural, and religious heritage values. For a complete listing of tribes in the vicinity of the project, please contact the Native American Heritage Commission at 916/373-3710.

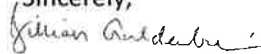
#### **Built Environment Recommendations:**

XX The 1958 (photo inspected 1975) USGS Purdy's Garden 7.5' quad depicts ten buildings in the proposed project parcels. Since the Office of Historic Preservation has determined that any building or structure 45 years or older may be of historical value, it is recommended that prior to commencement of project activities, a qualified professional familiar with the architecture and history of Lake County conduct a formal CEQA evaluation.

Due to processing delays and other factors, not all of the historical resource reports and resource records that have been submitted to the Office of Historic Preservation are available via this records search. Additional information may be available through the federal, state, and local agencies that produced or paid for historical resource management work in the search area. Additionally, Native American tribes have historical resource information not in the California Historical Resources Information System (CHRIS) Inventory, and you should contact the California Native American Heritage Commission for information on local/regional tribal contacts.

The California Office of Historic Preservation (OHP) contracts with the California Historical Resources Information System's (CHRIS) regional Information Centers (ICs) to maintain information in the CHRIS inventory and make it available to local, state, and federal agencies, cultural resource professionals, Native American tribes, researchers, and the public. Recommendations made by IC coordinators or their staff regarding the interpretation and application of this information are advisory only. Such recommendations do not necessarily represent the evaluation or opinion of the State Historic Preservation Officer in carrying out the OHP's regulatory authority under federal and state law.

For your reference, a list of qualified professionals in California that meet the Secretary of the Interior's Standards can be found at <http://www.chrisinfo.org>. If archaeological resources are encountered during the project, work in the immediate vicinity of the finds should be halted until a qualified archaeologist has evaluated the situation. If you have any questions please give us a call (707) 588-8455.

Sincerely,  
  
Jillian Guldenbrein  
Researcher

## Victor Fernandez

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**From:** Yuliya Osetrova  
**Sent:** Monday, December 16, 2019 9:03 AM  
**To:** Victor Fernandez  
**Subject:** RE: Request for Review; Major Use Permit (UP 19-45)

Victor,

The following items are missing from the application package

- Water rights documents
- Written agreement between the applicant and the land owner
- Plans showing the location of the Stormwater BMPs

Thank you,

Yuliya Osetrova  
Water Resources Engineer III  
Lake County Water Resources Department  
(707) 263-2344

**From:** Victor Fernandez  
**Sent:** Thursday, December 05, 2019 12:08 PM  
**To:** Steven Hajik <Steven.Hajik@lakecountyca.gov>; Doug Gearhart <dougg@lcaqmd.net>; fahmya@lcaqmd.net; Elizabeth Knight <elizabethk@lcaqmd.net>; Ryan Lewelling <Ryan.Lewelling@lakecountyca.gov>; Richard Ford <Richard.Ford@lakecountyca.gov>; Jim Campbell <Jim.Campbell@lakecountyca.gov>; David Casian <David.Casian@lakecountyca.gov>; Scott DeLeon <Scott.DeLeon@lakecountyca.gov>; Kelli Hanlon <Kelli.Hanlon@lakecountyca.gov>; Lucas Bingham <Lucas.Bingham@lakecountyca.gov>; Lori Baca <Lori.Baca@lakecountyca.gov>; Gordon Haggitt <Gordon.Haggitt@lakecountyca.gov>; Greg Peters <Greg.Peters@lakecountyca.gov>; Yuliya Osetrova <Yuliya.Osetrova@lakecountyca.gov>; chief500@lakeportfire.com; pbleuss@kelseyvillefire.com; chief800@northshorefpd.com; Gloria.Fong@fire.ca.gov; Mandi.Huff@fire.ca.gov; mike.wink@fire.ca.gov; PGENorthernAgencyIns@pge.com; kyle.stoner@wildlife.ca.gov; R2CEQA@wildlife.ca.gov; Rex.Jackman@dot.ca.gov; james.shupe@dot.ca.gov; centralvalleysac@waterboards.ca.gov; nwic@sonoma.edu; Melissa.M.France@usace.army.mil; anafus@blm.gov; kevinponce@cdfa.ca.gov; Peggy Barthel <Peggy.Barthel@lakecountyca.gov>; Ronald Yoder <Ronald.Yoder@lakecountyca.gov>; lcfarmbureau@sbcglobal.net; Ryan\_olah@fws.gov  
**Subject:** Request for Review; Major Use Permit (UP 19-45)  
**Importance:** High

Hello Fellow Agencies,

The above attachments is a Request for Review for Major Use Permit (UP 19-45) and Initial Study (IS 19-64), please review the attached documents.

Please advise us if additional information is needed, which permits are required from your agency (if any), and of your environmental concerns. Additionally, please advise if your agency recommends any modifications to the project that would reduce potential environmental impacts. Due to the provisions of state law, it is essential that we receive your comments as soon as possible but in no case later than **December 18, 2019**. Please email your comments to [victor.fernandez@lakecountyca.gov](mailto:victor.fernandez@lakecountyca.gov) or mail them to the address listed in the letterhead above.

Sincerely,

*Victor Fernandez - Assistant Planner*

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*Lake County – Community Development Department*

*255 N. Forbes Street, Lakeport, CA 95453*

*County Website: [www.lakecountyca.gov](http://www.lakecountyca.gov)*

*Phone: (707) 263-2221*



## COUNTY OF LAKE

COMMUNITY DEVELOPMENT DEPARTMENT

Planning Division

Courthouse - 255 N. Forbes Street

Lakeport, California 95453

Telephone 707/263-2221 FAX 707/263-2225

DISTRIBUTION DATE: December 5, 2019

### REQUEST FOR REVIEW FOR SUFFICIENCY

@ AG. COMMISSIONER  
@ AIR QUALITY MGMT  
@ ASSESSOR  
@ BUILDING DIVISION  
@ DPW - ROADS  
@ ENVIRON HEALTH  
LAKEBED MANAGEMENT  
PUBLIC SERVICES  
@ SHERIFF  
@ SPECIAL DISTRICTS  
@ SURVEYOR  
@ TAX COLLECTOR  
WASTE DISPOSAL  
@ WATER RESOURCES

#### FIRE PROTECTION DIST:

@ Kelseyville  
@ Lake County  
Lake Pillsbury (no contact info)  
@ Lakeport County  
@ Northshore  
@ South Lake County  
@ CalFire  
  
@ PG&E  
HOA  
WATER CO  
OTHER

@ CA DEPT FISH & WDLF  
@ CALTRANS  
@ STATE LANDS COMM.  
@ CRWQCB  
@ STATE DEPT. OF HEALTH  
@ SONOMA STATE  
NW INFORMATION CENTER  
@ ARMY CORPS  
@ BLM  
@ CALCANNABIS  
@ GRADING: PEGGY/RON  
  
@ US FISH & WILDLIFE SVC  
US FOREST SERVICE

FROM: Community Development Department  
REQUEST: Major Use Permit, UP 19-45; Initial Study IS 19-64; Early Activation EA 19-71  
OWNER: Benmore Valley Ranch, LLC  
APPLICANT: Alexandra Armstrong

APN: 007-001-13 (Approximately 40.22 acres in size)  
✦ 007-001-34 (Approximately 119.89 acres in size) **SR0003590**  
✕ 007-001-35 (Approximately 39.61 acres in size)  
✕ 007-001-19 (Approximately 59.76 acres in size)  
✕ 007-001-40 (Approximately 78.27 acres in size)  
- 007-001-38 (Approximately 50.52 acres in size)  
007-001-26 (Approximately 64.19 acres in size)  
007-001-27 (Approximately 40.06 acres in size)  
007-001-28 (Approximately 40.70 acres in size)  
✦ 007-001-16 (Approximately 40.61 acres in size)  
✦ 007-001-06 (Approximately 140.43 acres in size)  
✕ 007-001-25 (Approximately 59.73 acres in size)  
✦ 007-002-07 (Approximately 24.27 acres in size)

Approximate Total Acreage: 798.26 acres

LOCATION: 2743 Benmore Valley Road, Lakeport  
3245 Benmore Valley Road, Lakeport  
2976 Benmore Valley Road, Lakeport  
3088 Benmore Valley Road, Lakeport  
3168 Benmore Valley Road, Lakeport  
3400 Benmore Valley Road, Lakeport  
3290 Benmore Valley Road, Lakeport  
3295 Benmore Valley Road, Lakeport  
3275 Benmore Valley Road, Lakeport  
2359 Benmore Valley Road, Lakeport

3303 Benmore Valley Road, Lakeport  
3417 Benmore Valley Road, Lakeport  
3278 Benmore Valley Road, Lakeport

ZONING: 007-001-13: "RL – A – WW": Rural Lands – Agriculture – Waterway Combining District  
007-001-34: "RL – A – WW": Rural Lands – Agriculture – Waterway Combining District  
007-001-35: "RL – A": Rural Lands – Agriculture  
007-001-19: "RL": Rural Lands  
007-001-40: "RL – A – WW": Rural Lands – Agriculture – Waterway Combining District  
007-001-38: "RL – A – WW": Rural Lands – Agriculture – Waterway Combining District  
007-001-26: "RL – A – WW": Rural Lands – Agriculture – Waterway Combining District  
007-001-27: "RL – A – WW": Rural Lands – Agriculture – Waterway Combining District  
007-001-28: "RL – A": Rural Lands – Agriculture  
007-001-16: "RL": Rural Lands  
007-001-06: "RL – A – WW": Rural Lands – Agriculture – Waterway Combining District  
007-001-25: "RL – A – WW": Rural Lands – Agriculture – Waterway Combining District  
007-002-07: "RL": Rural Lands

GENERAL PLAN: 007-001-13: "RC – A – RL": Resource Conservation – Agriculture – Rural Lands  
007-001-34: "RC – A – RL": Resource Conservation – Agriculture – Rural Lands  
007-001-35: "RL – A": Rural Lands – Agriculture  
007-001-19: "RL": Rural Lands  
007-001-40: "RC – A – RL": Resource Conservation – Agriculture – Rural Lands  
007-001-38: "RC – A – RL": Resource Conservation – Agriculture – Rural Lands  
007-001-26: "RC – A – RL": Resource Conservation – Agriculture – Rural Lands  
007-001-27: "RC – A – RL": Resource Conservation – Agriculture – Rural Lands  
007-001-28: "RL – A": Rural Lands – Agriculture  
007-001-16: "RL": Rural Lands  
007-001-06: "RC – A – RL": Resource Conservation – Agriculture – Rural Lands  
007-001-25: "RC – A – RL": Resource Conservation – Agriculture – Rural Lands  
007-002-07: "RL": Rural Lands

HAZARDS: Project Parcel Located within State Responsibility Area  
FLOOD ZONE: "D" Areas of undetermined, but possible, flood hazard.  
SOIL STABILITY: Generally Stable to Variably Stable  
SOIL TYPE: Manzanita Loam (Soil Type 159)  
Wolfcreek Loam (Soil Type 247)

WATER SOURCE: Reservoir  
CONSTRUCTION: 2-6 truck trips  
CREEKS: Benmore Creek  
CONSERVATION EASEMENT: On Site  
EXISTING DEVELOPMENT: Residences, Barn, Vineyard Avenue.

PREVIOUS PERMITS: **007-001-34**

- UP 18-07: Commercial Cannabis Cultivation (Approved by Planning Commission on 10/25/18)

- UP 18-08: Commercial Cannabis Cultivation (Approved by Planning Commission on 10/25/18)
- UP 18-09: Commercial Cannabis Cultivation (Approved by Planning Commission on 10/25/18)
- UP 18-11: Commercial Cannabis Cultivation (Approved by Planning Commission on 10/25/18)
- CC 02-17: Certificate of Compliance

**007-001-35**

- CC 02-52: Certificate of Compliance

**007-001-16**

- CC 88-17: Certificate of Compliance

**007-001-28**

- CC 01-18: Certificate of Compliance

**007-001-27**

- CC 01-17: Certificate of Compliance

**007-001-26**

- CC 01-16: Certificate of Compliance
- CC 01-15: Certificate of Compliance
- LLA 14-18: Lot Line Adjustment

**007-001-38**

- CC 02-23: Certificate of Compliance
- LLA 09-17: Lot Line Adjustment
- LLA 14-18: Lot Line Adjustment

**007-001-19**

- CC 88-21: Certificate of Compliance

**007-001-40**

- CC 02-55: Certificate of Compliance
- LLA 09-17: Lot Line Adjustment
- MH-H: Mobile Home Health Clearance (07/06/1978)

**007-001-06**

- CC 01-14: Certificate of Compliance

**007-001-25**

- LLA 14-18: Certificate of Compliance
- Ag. SVC – B: Agricultural Service Permit (01/27/1998)
- Ag. SVC – B: Agricultural Service Permit (11/04/2011)

**007-002-07**

- CC 88-72: Certificate of Compliance

PROPOSAL:

The applicant is requesting approval of a Major Use Permit to allow the following licenses:

Thirty-nine (39) **A – Type 3: “Outdoor”**: Outdoor cultivation for medicinal use cannabis without the use of light deprivation and/or artificial lighting in the canopy area at any point in time from 10,001 square feet to one acre, inclusive, or total canopy size on one premises. The total proposed canopy area is approximately 39 acres, twenty (20) 2,000 square feet cold frame greenhouses for immature plants and curing, 24 proposed parking spaces, and 24 employees. **Please refer to attached site plans and project description for further information.**

**ACCESS:** Any site where a cannabis related activity is permitted shall have access to a public road or a recorded easement that allows for, but not limited to, delivery trucks, emergency vehicles, sheriff and other law enforcement officers, and government employees who are responsible for inspection or enforcement actions.

Please advise us if additional information is needed, which permits are required from your agency (if any), and of your environmental concerns. Additionally, please advise if your agency recommends any modifications to the project that would reduce potential environmental impacts. Due to the provisions of state law, it is essential that we receive your comments as soon as possible but in no case later than **December 18, 2019**. Please email your comments to [victor.fernandez@lakecountyca.gov](mailto:victor.fernandez@lakecountyca.gov) or mail them to the address listed in the letterhead above.

COMMENTS: See attached memorandum

NAME Tina Rubin DATE 12/1/19

cc: 4 Supervisorial District (RFR Only) Redbud Audubon  
Farm Bureau / etc.) (RFR  
Other (Examples:        Sierra Club /        HOA / @ Only)





**COUNTY OF LAKE**  
Health Services Department  
Environmental Health Division  
922 Bevins Court  
Lakeport, California 95453-9739  
Telephone 707/263-1090  
FAX 707/263-4395

Denise Pomeroy  
Health Services Director

Gary Pace, MD, MPH  
Public Health Officer

Jasjit Kang  
Environmental Health Director

*Promoting an Optimal State of Wellness in Lake County*

**Memorandum**

**DATE:** December 11, 2019  
**TO:** Victor Fernandez, Assistant Planner  
**FROM:** Tina Dawn-Rubin, Environmental Health Aide  
**RE:** UP 19-45, IS 19-64, EA 19-71 Cannabis Cultivation  
**APN:** 007-001-34, 35, 19, 40, 38, 25, 26, 27, 28, 13, 16, 06,  
007-002-07 Benmore Valley Ranch

The applicant must meet the Lake County Division of Environmental Health requirements regarding on-site wastewater treatment and potable water requirements.

APN: 007-001-25 - See log dated 1/12/15. Lot Line Adjustment that was never completed. Our office will need a Field Clearance to validate existing septic system for single family dwelling.

APN: 007-001-40 - Our office will require and Authorization Inspection of existing septic permit #6179-S for 2 bedroom SFD. It appeared 2 bedroom SFD was converted into a 5 bedroom – See document dated 11/19/09. Our office will require a Field Clearance to validate septic system for a 2 bedroom cottage. Please note based on our office field inspections, there may be requirements to obtain septic permits for existing septic systems for SFD and cottage. Applicants must meet the conditions of LLA 09-17.

APN 007-001-34, 007-001-06, 007-001-16, 007-001-19, 007-001-35, and 007-002-07 – See comments from memorandum dated 5/16/18 to Mireya Turner.

Lake County Environmental Health requires all applicants to provide a written declaration of the chemical names and quantities of any Hazardous Material to be used on site. As a general rule, if a material has a Safety Data Sheet, that material may be considered as part of the facilities Hazardous Material Declaration.



COUNTY OF LAKE  
HEALTH SERVICES  
prevent, promote, protect.



## COUNTY OF LAKE

COMMUNITY DEVELOPMENT DEPARTMENT  
Planning Division  
Courthouse - 255 N. Forbes Street  
Lakeport, California 95453  
Telephone 707/263-2221 FAX 707/263-2225

RECEIVED

NOV 18 2009

Environmental Health

November 12, 2009

### REQUEST FOR REVIEW

AG. COMMISSIONER	___	LAKEPORT FIRE DIST.	___	SONOMA STATE	___
AIR QUALITY MGMT	___	FISH & GAME DEPT.	___	SPECIAL DISTRICTS	___
ARMY CORPS	___	HEALTH DEPARTMENT	<input checked="" type="checkbox"/>	STATE DEPT. HEALTH	___
ASSESSOR	<input checked="" type="checkbox"/>	HIDDEN VALLEY CSD	___	SURVEYOR	<input checked="" type="checkbox"/>
BLM	___	LAFCO	___	TAX COLLECTOR	<input checked="" type="checkbox"/>
BUILDING DIVISION	___	LAKEBED MANAGEMENT	___	TRAFFIC ADV. COMM.	___
CDF	___	LAKEPORT CITY	___	U. S. FISH & WILDLIFE	___
CALTRANS	___	NRCS	___	U. S. FOREST SVC.	___
CLEARLAKE CITY	___	OFFICE OF EDUCATION	___	WATER COMPANY:	___
CRWQCB	___	PACIFIC BELL	___		
DPW - ROADS	___	PG&E	___	YOLO COUNTY FLOOD:	___
DPW - WATER RESOURCES	___	PUBLIC SERVICES DEPT.	___	OTHER:	___
DIV. / FLOOD CONTROL	___	SCHOOL DISTRICT:	___	OFFICE OF DRINKING WATER	___
		SOLANO CO. WATER	___		

REQUEST: Review Lot Line Adjustment 09-17

FROM: Steve Mitchell, Assistant Planner I

OWNER: Benmore Valley Ranch LLC, c/o Robert Adelman, 105 Eucalyptus Ave., Santa Cruz, CA. 95060

ZONING: "RL-WW", Rural Lands-Waterway; "A-WW", Agriculture-Waterway; "A", Agriculture; "RL" Rural Lands.

GENERAL PLAN: Agriculture, Rural Lands, Resource Conservation

APN: 007-001-32, 007-001-33 & 007-002-11 *well 118- septic permit*

LOCATION: 3168, 3400 & 3470 Benmore Valley Road, Lakeport

PROPOSAL: To transfer acreage between three legal parcels. Please advise us if additional information is needed, which permits are required from your agency, your environmental concerns, and whether you recommend that a Negative Declaration or an Environmental Impact Report be prepared. Due to the provisions of state law, it is essential that we receive your comments as soon as possible but in no case later than November 25, 2009.

COMMENTS: (attach additional sheet(s) as necessary) *The parcel map submitted does not indicate any homes, septic systems or water wells on the parcels. We have record of 1 well permit and one septic system. The Benmore Valley Ranch Website lists lodging of a Valley View lodge, Lake house and swan lake cottage. The applicant will need to indicate on the parcel map the locations of the septic systems and water wells in relation to the proposed lot lines. Field clearance inspections will be required to verify these locations to update our files*

BY: Gale Purnell DATE: 11/19/09

cc: Supervisorial District \_\_\_ (RFR Only)

Other (Examples: Sierra Club \_\_\_/HOA \_\_\_/Bus. Assoc. \_\_\_/Tribal \_\_\_/Nat. Amer. Heritage Comm. \_\_\_/Farm Bureau \_\_\_/etc.) (RFR Only)



## COUNTY OF LAKE

COMMUNITY DEVELOPMENT DEPARTMENT  
Planning Division  
Courthouse - 255 N. Forbes Street  
Lakeport, California 95453  
Telephone 707/263-2221 FAX 707/263-2225

RECEIVED

JAN 07 2015

ENVIRONMENTAL  
HEALTH  
DISTRIBUTION DATE: January 6, 2015

### REQUEST FOR REVIEW

<input checked="" type="checkbox"/> AG. COMMISSIONER	<input type="checkbox"/> HIDDEN VALLEY CSD	<input type="checkbox"/> TRAFFIC ADV. COMM.
<input type="checkbox"/> AIR QUALITY MGMT	<input type="checkbox"/> LAKEBED MANAGEMENT	<input type="checkbox"/> TRIBES:
<input type="checkbox"/> ARMY CORPS	<input type="checkbox"/> LAKEPORT CITY	<input type="checkbox"/> Big Valley Rancheria
<input checked="" type="checkbox"/> ASSESSOR	<input type="checkbox"/> LAKE TRANSIT	<input type="checkbox"/> Elem Colony
<input type="checkbox"/> BLM	<input type="checkbox"/> NATIVE AM. HERITAGE	<input type="checkbox"/> Koi Nation
<input type="checkbox"/> BUILDING DIVISION	<input type="checkbox"/> NRCS	<input type="checkbox"/> Middletown Rancheria
<input type="checkbox"/> CAL FIRE	<input type="checkbox"/> OFFICE OF EDUCATION	<input type="checkbox"/> Robinson Rancheria
<input type="checkbox"/> CALTRANS	<input type="checkbox"/> PG&E	<input type="checkbox"/> Scotts Valley Band of Pomo
<input type="checkbox"/> CLEARLAKE CITY	<input type="checkbox"/> PUBLIC SERVICES	<input type="checkbox"/> Upper Lake Habematolel
<input type="checkbox"/> CRWQCB	<input type="checkbox"/> SHERIFF	<input type="checkbox"/> US FOREST SVC
<input type="checkbox"/> DPW ROADS	<input type="checkbox"/> SOLANO CO. WATER	<input type="checkbox"/> VECTOR CONTROL
<input type="checkbox"/> CA FISH & WILDLIFE	<input type="checkbox"/> SONOMA STATE	<input type="checkbox"/> WASTE DISPOSAL
<input type="checkbox"/> FISH & WILDLIFE SVC	<input type="checkbox"/> SPECIAL DISTRICTS	<input type="checkbox"/> WATER CO: _____
<input type="checkbox"/> FIRE DIST:	<input type="checkbox"/> STATE DEPT. HEALTH	<input type="checkbox"/> WATER RESOURCES
<input checked="" type="checkbox"/> HEALTH DEPARTMENT	<input checked="" type="checkbox"/> SURVEYOR	<input type="checkbox"/> YOLO CO. FLOOD
<input type="checkbox"/> HERITAGE COMMISSION	<input checked="" type="checkbox"/> TAX COLLECTOR	<input checked="" type="checkbox"/> OTHER: <u>GOLDEN STATE LAND CON.</u>

FROM: Mark Roberts; Assistant Planner II  
REQUEST: Review Lot Line Adjustment, LLA 14-18, CE 14-53.  
APPLICANT: Ruzicka Associates, PO BOX 1189, Lakeport, CA 95453.  
OWNER: Benmore Valley Ranch, LLC. 105 Eucalyptus Avenue, Santa Cruz, CA 95457.  
APN: 007-001-25, 26, 38, and 39.  
LOCATION: 3290, 3400, 3417 & 3470 Benmore Valley Road, Lakeport, CA 95453.  
ZONING: "RL-A-WW", Rural Lands - Agricultural - Waterways.  
GENERAL PLAN: Resource Conservation, Agricultural, and Rural Lands.  
EXISTING PARCEL SIZES:  $\pm 40$ ,  $\pm 44.4$ ,  $\pm 80$ , and  $\pm 59.7$  acres.  
PROPOSED PARCEL SIZES:  $\pm 61.8$ ,  $\pm 51.1$ ,  $\pm 50.7$ , and  $\pm 60.5$  acres.  
PROPOSAL: Lot Line Adjustment between four (4) contiguous parcels of land.

Please advise us if additional information is needed, which permits are required from your agency, your environmental concerns, and whether you recommend that a Negative Declaration or an Environmental Impact Report be prepared. Additionally, please advise if your agency recommends any modifications to the project that would reduce potential environmental impacts. Due to the provisions of state law, it is essential that we receive your comments as soon as possible but in no case later than January 21, 2015. Thank you.

COMMENTS: 1/12/15 E.H. will need the proposed new property lines/ boundaries to complete a review for the lot line adjustment between APNS: 007-001-25, 26, 38 & 39.

NAME Judy Banks

DATE 1/12/15

cc: ☐ Superv \_\_\_\_\_ District (RFR Only)

Other (Examples): ☐ Sierra Club ☐ HOA ☐ Bus. Assoc. ☐ Farm Bureau/etc. (RFR Only)



## COUNTY OF LAKE

COMMUNITY DEVELOPMENT DEPARTMENT

Planning Division

Courthouse - 255 N. Forbes Street

Lakeport, California 95453

Telephone 707/263-2221 FAX 707/263-2225

DISTRIBUTION DATE: May 1, 2018

### REQUEST FOR REVIEW FOR SUFFICIENCY

@ AG. COMMISSIONER

@ AIR QUALITY MGMT

☐ ARMY CORPS  
ASSESSOR

☐ BLM

@ BUILDING DIVISION

@ CAL FIRE

@ CALTRANS

@ CDFA

@ FIRE DIST: Upper Lake

@ CRWQCB

@ CA FISH & WILDLIFE

@ DPW ROADS

@ ENVIRONMENTAL  
HEALTH DEPARTMENT

☐ LAKE TRANSIT

☐ NATIVE AM. HERITAGE

☐ NRCS

☐ OFFICE OF EDUCATION

☐ PG&E

☐ PUBLIC SERVICES

@ SHERIFF

@ CALCANNABIS

@ SONOMA STATE

@ SPECIAL DISTRICTS

☐ STATE DEPT. HEALTH

@ SURVEYOR

@ TAX COLLECTOR

@ TRIBES:

@ Big Valley Rancheria

@ Cache Creek

@ Cortina Rancheria

@ Elem Colony

@ Koi Nation

@ Middletown Rancheria

@ Robinson Rancheria

@ Scotts Valley Band of Pomo

@ Upper Lake Habematolel

@ WATER RESOURCES

FROM: Mireya Turner, Associate Planner

REQUEST: Major Use Permit UP 18-11 – **M-Type 3**, Initial Study 18-15 and Early activation 18-07

APPLICANT/OWNER: Philippe Stouvenot

APNs: 007-001-34

LOCATION: 3303 Benmore Valley Rd, Lakeport

ZONING: A/RL-WW (Split zone) Agriculture/Rural Lands-Waterway

GENERAL PLAN: RL; A; RC- Rural Lands; Agriculture; Resource Conservation

FLOOD ZONE: D – Not in flood zone

PROPOSAL: Permit to operate an M-Type 3 commercial cannabis cultivation with request for Early Activation of Use. Property owner intends to collocate four one-acre cultivation sites on this parcel, with an additional acre on the adjacent parcel. Each cultivation site has its own application.

Description of the type of requested permit:

**M - Type 3: "outdoor":** Outdoor cultivation for medicinal cannabis without the use of light deprivation and/or artificial lighting in the canopy area at any point in time from 10,001 square feet to one acre, inclusive, of total canopy size on one premises.

**Property Managements Plans** are available upon request that contains the following sections: Air Quality, Cultural Resources, Energy Usage Fertilizer Usage, Fish and Wildlife Protection, Operations manual, Pest Management, Security, Video Surveillance, Fences, Storm Water management, and Waste Management.

A biological study was not performed on the site. The project area was previously a cultivated vineyard.

The cultivation sites are required to meet the following access standards: Any site where a cannabis related activity is permitted shall have access to a public road or a recorded easement that allows for, but not limited to, delivery trucks, emergency vehicles, sheriff and other law enforcement officers, and government employees who are responsible for inspection or enforcement actions. Driveway encroachments onto County-maintained roadways shall be constructed to current County standards and shall be constructed with an encroachment permit obtained from the Department of Public Works. All driveways shall be constructed and maintained so as to prevent road surface and fill material from discharging to any surface water body. The design of all access to and driveways providing access to the site where the cannabis related activity that is permitted shall be sufficient to be used by all emergency vehicles and shall be approved by the applicable fire district. Gates shall not be constructed across driveways or access roads that are used by neighboring properties or the general public.

Please let us know if this site meets these standards. The applicant is requesting early activation of use. No building construction or grading can be authorized for early activation of use permits.

**The following sheets are attached for your reference: Sheet 1 cover, Sheet 2 surrounding area aerial, sheet 3 site plan, existing conditions, Sheet 4 site plan proposed conditions, Sheet 5 Cannabis cultivation Site, Sheet 6 Cannabis Related Building Layouts and Sheet 7 Security.**

An Initial Study will be prepared for the project, in compliance with the California Environmental Quality Act. Please advise us if additional information is needed, which permits are required from your agency (if any), and of your environmental concerns. Additionally, please advise if your agency recommends any modifications to the project that would reduce potential environmental impacts. Due to the provisions of state law, it is essential that we receive your comments as soon as possible but in no case later than **Wednesday 5/14/2018**. Please email your comments to Mireya Turner at [Mireya.Turner@lakecountycal.gov](mailto:Mireya.Turner@lakecountycal.gov) or mail them to the address listed in the letterhead above.

COMMENTS:

*See attached Memorandum*

NAME

*Pina Rubin*

DATE

*5/16/18*

cc: 3 Supervisorial District (RFR Only)

X Steele

Redbud Audubon

Other (Examples: X Sierra Club

X Admin

       Farm Bureau / etc.) (RFR Only)



## **COUNTY OF LAKE**

### **HEALTH SERVICES DEPARTMENT**

Division of Environmental Health

Lakeport:

922 Bevins Court, Lakeport, CA 95453-9739  
Telephone 707/ 263-1164 FAX: 263-1681

**Denise Pomcroy**

Health Services Director

**Sara Goldgraben, MD, MPH, MBA**

Public Health Officer

**Jasjit Kang**

Environmental Health Director

## **Memorandum**

**DATE:** May 16, 2018

**TO:** Mireya Turner, Associate Planner

**FROM:** Tina Dawn-Rubin, Environmental Health Aide

**RE:** UP 18-07, UP 18-08, UP 18-09, UP 18-11, MUP 18-16;  
LLA 18-07 Lot Line Adjustment, Commercial Cannabis  
Cultivation @ Benmore Valley Ranch, Lakeport

**APN:** 007-001-13, 007-001-34 & 007-001-35  
Benmore Valley Ranch, Lakeport

Environmental Health does not have any concerns at this time regarding the proposed lot line adjustment between 007-001-34 and 007-001-13.

For any proposed building permits or projects where the parcel is serviced by an Onsite Wastewater Treatment System (OTWS) (aka septic system), the applicant will need to demonstrate the location any proposed or existing structures including residential or commercial dwellings, garages, sheds, barns, green houses, non-perimeter fences, well houses, etc.; the location of any existing or proposed OTWS; the location of any existing or proposed wells; the location of any existing or proposed driveways; and the location of the proposed project (i.e. commercial cannabis cultivation) on a to-scale site plan prior to building permit issuance and/or project approval.

The applicant must meet the Lake County Division of Environmental Health requirements regarding onsite wastewater treatment and potable water requirements.

Environmental Health does not have any records of dwellings, wells and/or existing Onsite Wastewater Treatment System (OWTS) on the parcel(s). If there is an existing well on the parcel(s), the location must be designated on the proposed site map. What is the water source for the parcel(s)?

At this time, Environmental Health does not have any concerns regarding the temporary use of portable restrooms and hand-wash stations. If the Community Development Department determines that permanent restrooms and/or dwellings will be necessary, then a site evaluation



# CDC ROUTING SLIP

Date Received:	12.9.19	Service Request No.	SR00035510
Project Name/Description:	4010 Cannatus - Benmore Valley		
Return to <del>Kelli</del> Tina (deadline)	12.18.19		

Staff	Date Received	Date to Forward	Initials	*Comment(s)
Kelli	12.9.19	12.10.19	KRA	
Jesse				
Pheakdey	12.10.19	12.13.19	PWD	→ CW
Cheryl				
Amir				
Craig	12.13.19	12.18.19	✓	→ Tina
Chris				
Ashley				
Return to <del>Kelli</del> Tina	12.18.19			

## \*Comments:

Tina - please draft memo per Inspector's comments.

12/11/19 Land Program: APN: 007-001-25 See <sup>land</sup> File Log dated 1/12/15 Lot Line Adjustment that was never completed. Our office will need field clearance to validate existing septic system for single family dwelling. APN 007-001-40 Our office will require an Authorization Inspection of existing septic permit # 6179-S for 2BR SFD. It appeared 2BR SFD was converted into 5 BR - see Land File Log dated 11/19/09. Our office will also require a Field Clearance to validate septic system for cottage. Please note: Based on our office field inspections, there may be requirements to obtain septic permit for both existing septic systems for SFD & cottage. Applicants must meet the conditions of Lot Line Adjustment 09-17. APNs: 007-001-34, 007-001-06, 007-001-16, 007-001-19, 007-001-35, and 007-002-07 see comments made by Tina Dawn-Rubin in the Land file APN 007-001-34 Memorandum dated 05/16/18 to Mickey Turner - page is tagged. Forwarded files to Craig Wetherbee to review next.

CUPA - STANDARD CUPA (CW)





## Victor Fernandez

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**From:** Ryan Peterson <rpeterson@middletownrancheria.com>  
**Sent:** Monday, December 9, 2019 2:08 PM  
**To:** Victor Fernandez  
**Subject:** [EXTERNAL]Re: Request for Review; Major Use Permit (UP 19-45)  
**Attachments:** RFR AB 52 UP 19-45.pdf; Property Management Plan.pdf; Site Plans.pdf

Good afternoon,

The Middletown Rancheria of Pomo Indians of California (the "Tribe") or ("Middletown Rancheria") is in receipt of your notification dated 12/5/19 and attached to this email regarding the referenced project in the subject line of this email correspondence.

Middletown Rancheria is a Sovereign Tribal Nation comprised of several tribelets, including Pomo, Wintu, Wappo and Lake Miwok. The natural ancestral boundaries of our aboriginal lands are dictated by our Lake Miwok language. Our Tribal Historic Preservation Office has reviewed the project and concluded that it is not within the aboriginal territories of the Middletown Rancheria. Therefore, we respectfully decline any comment on this project.

Should you have any questions, please feel free to contact our office:

Middletown Rancheria  
Tribal Historic Preservation Department  
Office: (707) 987-1315  
Email: [THPO@middletownrancheria.com](mailto:THPO@middletownrancheria.com)

We thank you for providing us with this notice and the opportunity to provide comments to the referenced project(s). Nothing herein should be construed to be a waiver of or limitation of any of Middletown Rancheria's rights in law, equity or otherwise. All rights, claims and remedies are specifically reserved.

Regards,

Ryan Peterson  
Admin & Projects Coordinator  
Middletown Rancheria  
Tribal Historic Preservation Department  
PO Box 1035 Middletown, CA 95461  
Phone: (707) 987-1315  
Fax: (707) 987-9091

On Thu, Dec 5, 2019 at 12:12 PM Victor Fernandez <[Victor.Fernandez@lakecountyca.gov](mailto:Victor.Fernandez@lakecountyca.gov)> wrote:

Hello Fellow Tribal Agencies,

The above attachments is a Request for Review for Major Use Permit (UP 19-45) and Initial Study (IS 19-64), please review the attached documents.

In accordance with Assembly Bill 52 (AB52) and Section 21080.3.1(b) of the California Public Resources Code (PRC), we are responding to your request to be notified of projects in our jurisdiction that will be reviewed under CEQA. We are hereby notifying you of an opportunity to consult with us regarding the potential for this project to impact Tribal Cultural Resources, as defined in Section 21074 of the PRC. The purposes of tribal consultation under AB52 are to determine, as part of the CEQA review process, whether or not Tribal Cultural Resources are present within the project area, and if so, whether or not those resources will be significantly impacted by the project. If tribal cultural resources may be significantly impacted, then consultation will also help to determine the most appropriate way to avoid or mitigate those impacts. **In accordance with Section 21080.3.1(b) of the PRC, Consultation request under AB52 must be received in writing within 30 days of receipt of this notice.** If the Tribe would like to formally request an AB 52 consultation, please email or write your request and designated lead contact person to [victor.fernandez@lakecountyca.gov](mailto:victor.fernandez@lakecountyca.gov) or mail them to the address listed in the letterhead above.

Sincerely,

*Victor Fernandez – Assistant Planner*

---

*Lake County – Community Development Department*

*255 N. Forbes Street, Lakeport, CA 95453*

*County Website: [www.lakecountyca.gov](http://www.lakecountyca.gov)*

*Phone: (707) 263-2221*

## Victor Fernandez

---

**From:** Wink, Mike@CALFIRE <Mike.Wink@fire.ca.gov>  
**Sent:** Saturday, December 7, 2019 12:05 PM  
**To:** Victor Fernandez  
**Cc:** Baltazar, Rudy@CALFIRE; Hannan, Jake@CALFIRE; Jack Smalley; David Casian  
**Subject:** [EXTERNAL]Re: Request for Review; Major Use Permit (UP 19-45)

Good morning Mr Fernandez. These are the comments from CAL FIRE for this Use Permit in the SRA (State Responsibility Area). The Lake County Chief Building Official is also the County Fire Marshall who shall ensure all Codes, Laws, Regulations and etcetera for this project shall be applied. The address for this Use Permit is located in the State Responsibility Area. Some of the lands in this area are Federal BLM Lands, which are protected by CAL FIRE under agreement.

This location is within, or in proximity and surrounded by a "VERY HIGH Wildland Fire Hazard Severity Zone" area. This is the most extreme and hazardous area category for wildland fire risk. This area burned in the 2018 River Fire, and other fires shown in the Fire History Maps. Below are the comments/requirements for Wildland Fire Safety and Prevention.

All Fire Safe Regulations/Laws in the State of California's Public Resource Code, Division 4, and all Sections in 4290 and 4291 (4001-4958) shall apply to this application/construction. All regulations in the California Code of Regulations Title 14, Division 1.5, Chapter 7, Sub chapter 2, Article 1 through 5 shall apply to this application / construction / activity.

This shall include, but not be limited to:

- Property line setbacks for structures shall be a minimum of 30 feet.
- Addressing that is reflective and of contrasting colors from the public roadway to the location. The application mentions over 2.2 miles of private property road to get to this address with gates and or intersections. The address with a arrow shall (or similar) be posted at each gate and or intersection from Highland Springs Road to the activity site.
- On site water storage for fire protection of each structure per NFPA 1142.
- Per NFPA 1142, fire suppression water storage tanks for commercial use shall be steel or fiberglass (not plastic).
- Roads used for this project shall meet minimum standards for emergency vehicle ingress and egress. The 2.2 plus mile private access from Highland Springs Road to the Use Permit Site shall meet minimum standards prior to early activation of the activity in the Use Permit. The access road on the map shows that it may (or may not) travel on or through BLM Lands. This may require BLM involvement of the road improvements to the activity site through their land via a right of way / easement / or similar.
- A loop one way loop road standard could be used, or a two land road.
- A road is two 10 foot lanes of travel for a total of 20 feet not including the shoulders.

- A one lane, one way only loop road is 12 feet wide. A one lane road must connect on both ends to a two lane road or County Road.
- Existing roadways on private property shall meet, and or be improved to meet standards.
- All weather roadway surfaces shall be rated/engineered for 75,000 lb vehicles is the minimum (including bridges).
- All weather roadway surfaces do not ever have mud, standing or flowing water that vehicles have to travel through.
- Maximum roadway slope is 16%.
- Gate width is 14 foot minimum.
- Gate set backs are a minimum of 30 feet from a road to the gate.
- Gates shall have access criteria locks and alike that meet the Lakeport or Kelseyville Fire Protection District standard "KNOX" (or similar) access program.
- Parking at the site shall allow for turnarounds, hammerhead T, or similar.
- Minimum fuels reduction of 100 feet of defensible space from all structures.

Some applications have mention that they may have a gasoline generator for backup power when solar is not available. If this is the case, the generator shall be placed on a minimum of a 10 foot radius of a non combustible surface. It shall have a minimum of a 3A-40B.C Fire Extinguisher within the 10 foot radius.

- This property will meet the criteria to be, or will be a CERS / CUPA reporting facility/entity to Lake County Environmental Health (see hyperlink below), it shall also comply specifically with PRC4291.3 requiring 300 feet of defensible space and fuels reduction around structures. In summary, any structure or location that stores hazardous, flammable or dangerous items shall establish and maintain 300 feet of vegetation fuels reduction around its radius.

[http://www.fire.ca.gov/fire\\_prevention/fire\\_prevention\\_wildland\\_codes](http://www.fire.ca.gov/fire_prevention/fire_prevention_wildland_codes)

[California's Wildland-Urban Interface Code Information - CAL FIRE - Home  
www.fire.ca.gov](http://www.fire.ca.gov)

The law requires that homeowners do fuel modification to 100 feet (or the property line) around their buildings to create a defensible space for firefighters and to protect their homes from wildfires. New building codes will protect buildings from being ignited by flying embers which can travel as ...

[http://www.lakecountyca.gov/Government/Directory/Environmental\\_Health/Programs/cupa.htm](http://www.lakecountyca.gov/Government/Directory/Environmental_Health/Programs/cupa.htm)  
[Hazardous Materials Management \(CUPA\)](#)  
[www.lakecountyca.gov](http://www.lakecountyca.gov)

The Lake County Division of Environmental Health is the Certified Unified Program Agency for all of Lake County, dealing with hazardous waste and hazardous materials.

#### [Hazardous Materials Management \(CUPA\)](#)

[www.lakecountyca.gov](http://www.lakecountyca.gov)

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<https://www.nfpa.org/assets/files/AboutTheCodes/1142/1142-A2001-ROP.PDF>

#### [Report of the Committee on - NFPA](#)

[www.nfpa.org](http://www.nfpa.org)

351 Report of the Committee on Forest and Rural Fire Protection Richard E. Montague, Chair FIREWISE 2000, Inc., CA [SE] John E. Bunting, Secretary New Boston Fire Dept., NH [U]

#### [Report of the Committee on - NFPA](#)

[www.nfpa.org](http://www.nfpa.org)

351 Report of the Committee on Forest and Rural Fire Protection Richard E. Montague, Chair FIREWISE 2000, Inc., CA [SE] John E. Bunting, Secretary New Boston Fire Dept., NH [U]

[http://www.fire.ca.gov/fire\\_prevention/fire\\_prevention\\_wildland\\_codes](http://www.fire.ca.gov/fire_prevention/fire_prevention_wildland_codes)

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[www.lakecountyca.gov](http://www.lakecountyca.gov)

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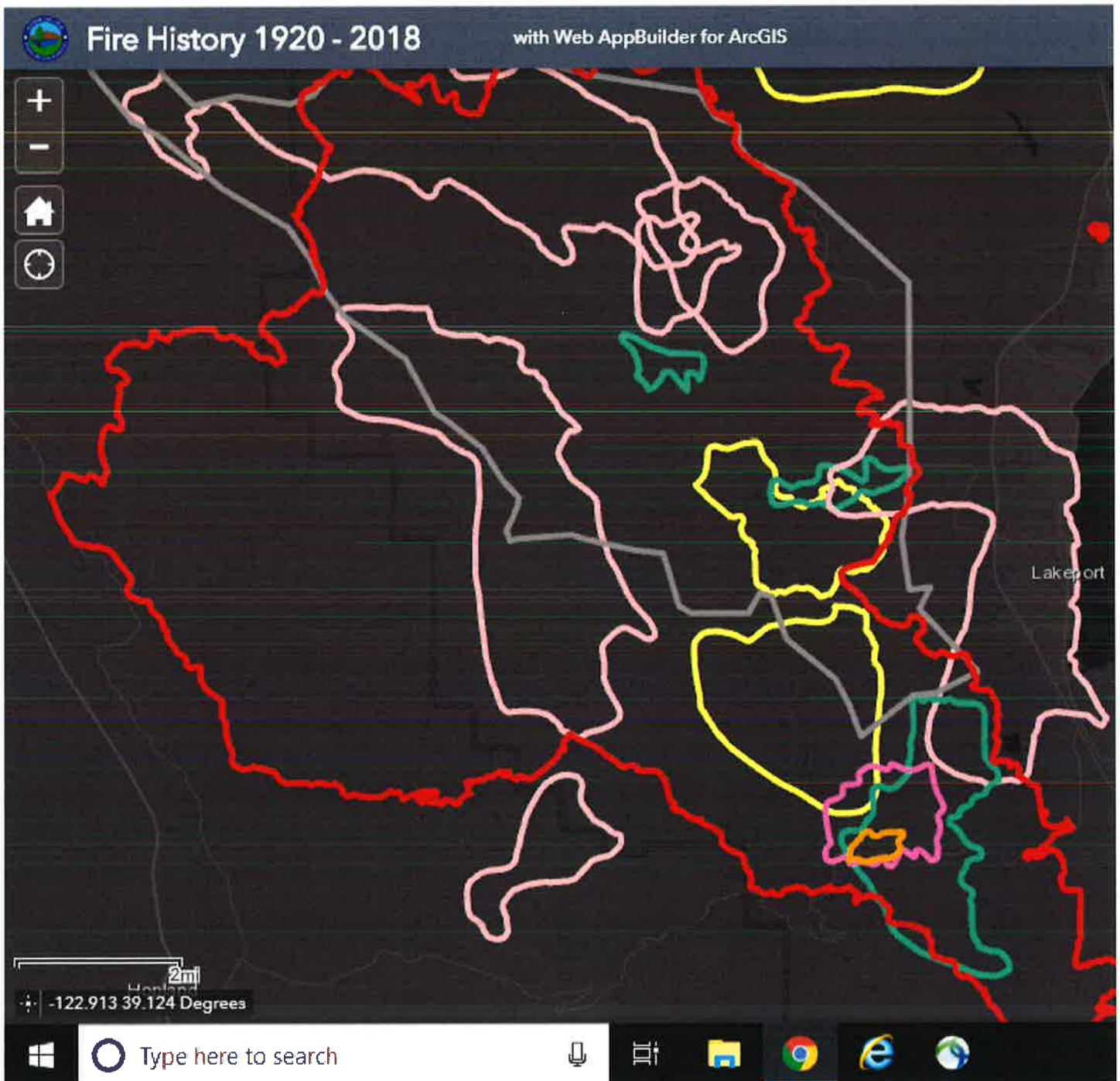
<https://www.nfpa.org/assets/files/AboutTheCodes/1142/1142-A2001-ROP.PDF>

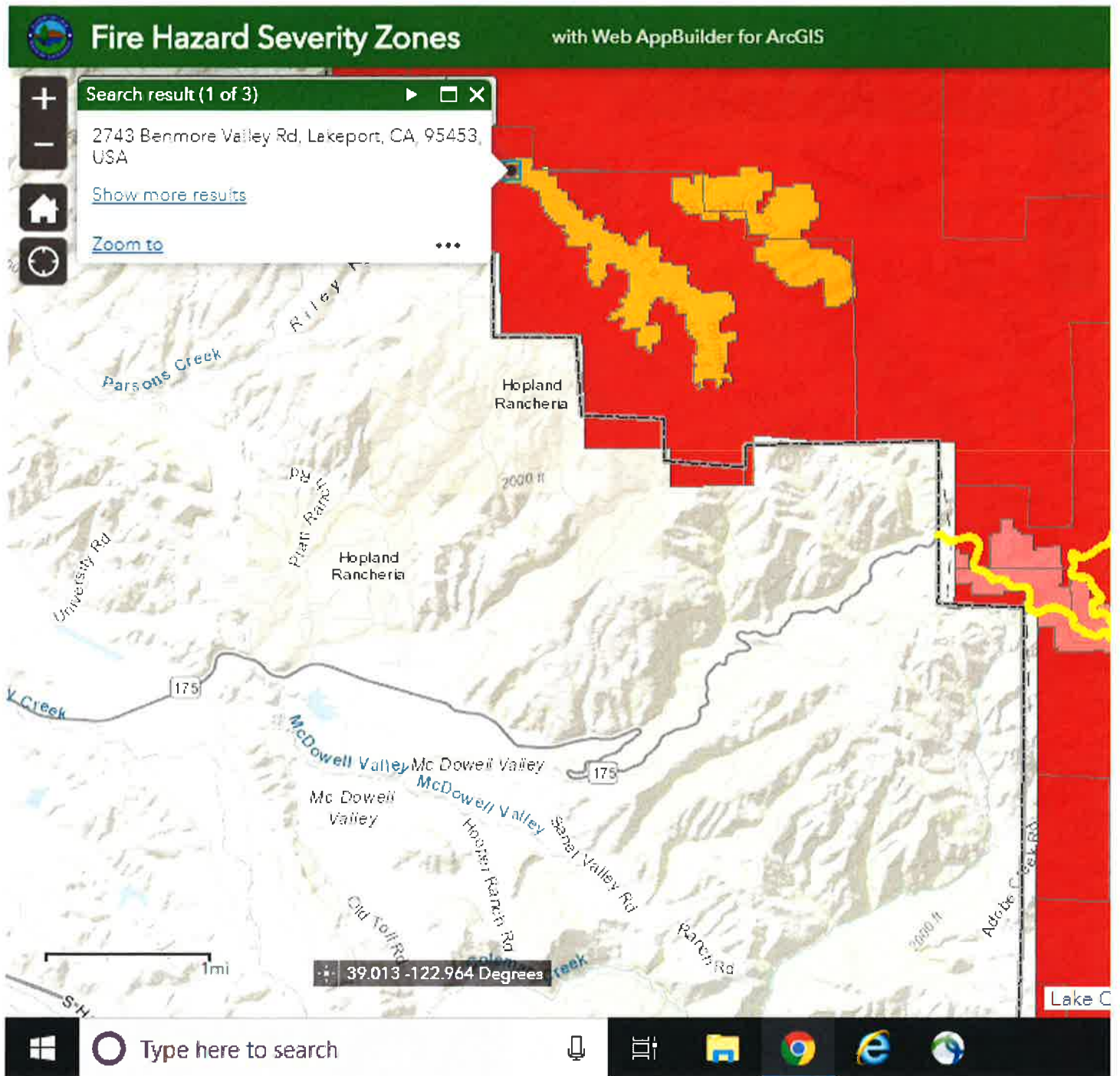
#### [Report of the Committee on - NFPA](#)

[www.nfpa.org](http://www.nfpa.org)

351 Report of the Committee on Forest and Rural Fire Protection Richard E. Montague, Chair FIREWISE 2000, Inc., CA [SE] John E. Bunting, Secretary New Boston Fire Dept., NH [U]









Microsoft Office Home | Mail - Wink, Mike@CALFIRE - | Lake County Parcel Viewer

gispublic.co.lake.ca.us/portal/apps/webappviewer/index.html?id=5703fec3103a446bb2995079

# Public Lands

with Web AppBuilder for ArcGIS

**Search result**

2743 Benmore Valley Rd, Lakeport, CA, 95453, USA

[Show more results](#)

[Zoom to](#)

Riley Ridge

Benmore Valley Rd

Boundary Rd

Benmore Valley

Hopland Rancheria

Rd 117

0.4mi

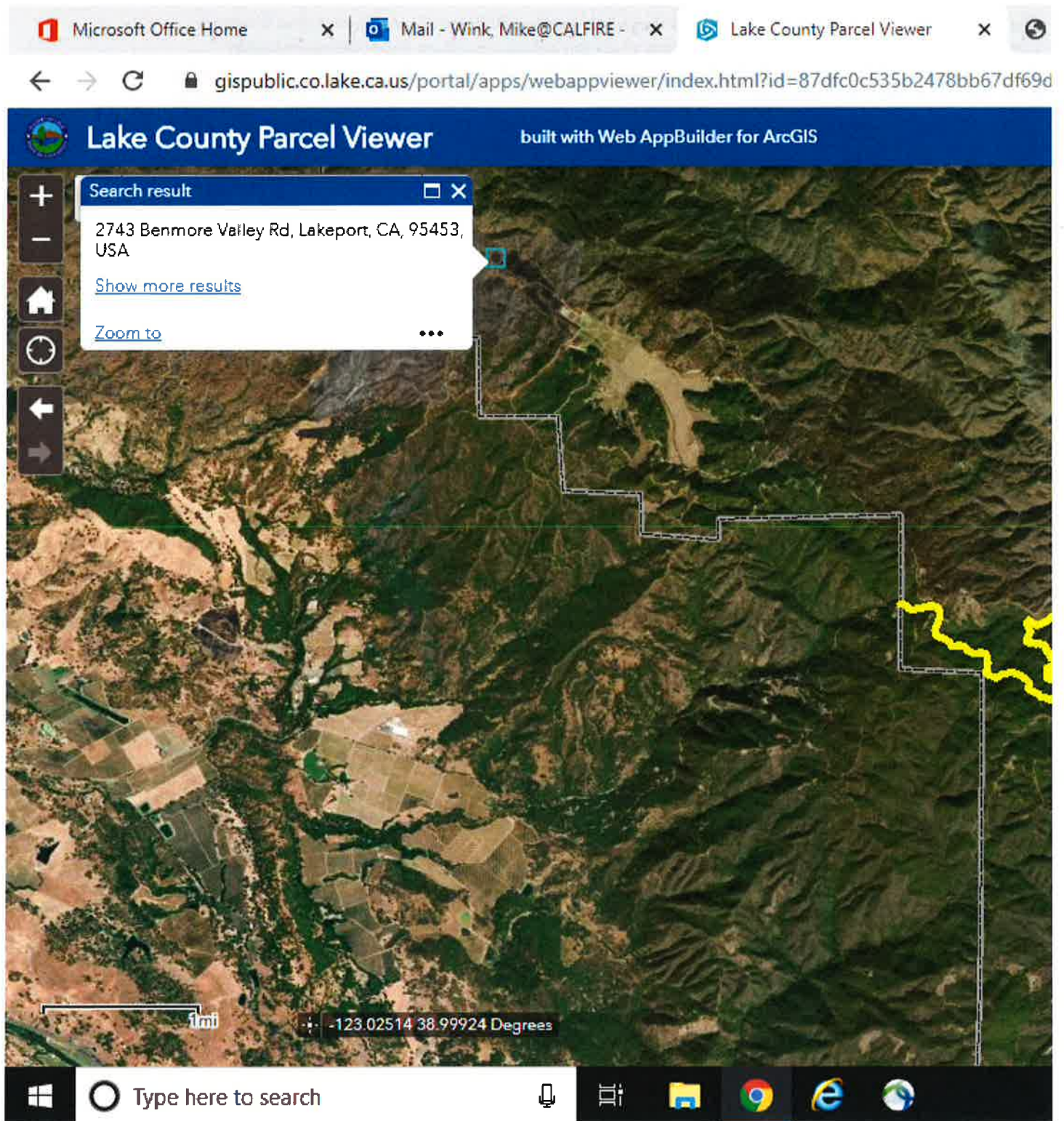
39.000 -123.032 Degrees

Lake C

Type here to search

Windows taskbar icons: File Explorer, Google Chrome, Microsoft Edge, and another browser icon.





**From:** Victor Fernandez <Victor.Fernandez@lakecountyca.gov>

**Sent:** Thursday, December 5, 2019 12:08 PM

**To:** Steven Hajik <Steven.Hajik@lakecountyca.gov>; Gearhart, Doug@lcaqmd <dougg@lcaqmd.net>; fahmya@lcaqmd.net <fahmya@lcaqmd.net>; Elizabeth Knight <elizabethk@lcaqmd.net>; Ryan Lewelling <Ryan.Lewelling@lakecountyca.gov>; Richard Ford <Richard.Ford@lakecountyca.gov>; Jim Campbell <Jim.Campbell@lakecountyca.gov>; David Casian <David.Casian@lakecountyca.gov>; Scott DeLeon

<Scott.DeLeon@lakecountyca.gov>; Kelli Hanlon <Kelli.Hanlon@lakecountyca.gov>; Lucas Bingham <Lucas.Bingham@lakecountyca.gov>; Lori Baca <Lori.Baca@lakecountyca.gov>; Gordon Haggitt <Gordon.Haggitt@lakecountyca.gov>; Greg Peters <Greg.Peters@lakecountyca.gov>; Yuliya Osetrova <Yuliya.Osetrova@lakecountyca.gov>; 500, chief@LKP <chief500@lakeportfire.com>; pbleuss@kelseyvillefire.com <pbleuss@kelseyvillefire.com>; Beristianos, J@NSD <chief800@northshorefpd.com>; Fong, Gloria@CALFIRE <Gloria.Fong@fire.ca.gov>; Mandi.Huff@fire.ca.gov <Mandi.Huff@fire.ca.gov>; Wink, Mike@CALFIRE <Mike.Wink@fire.ca.gov>; PGENorthernAgencyIns@pge.com <PGENorthernAgencyIns@pge.com>; Stoner, Kyle@Wildlife <Kyle.Stoner@wildlife.ca.gov>; Wildlife R2 CEQA <R2CEQA@wildlife.ca.gov>; Jackman, Rex A@DOT <rex.jackman@dot.ca.gov>; Shupe, James D@DOT <james.shupe@dot.ca.gov>; centralvalleysac@waterboards.ca.gov <centralvalleysac@waterboards.ca.gov>; nwic@sonoma.edu <nwic@sonoma.edu>; Melissa.M.France@usace.army.mil <Melissa.M.France@usace.army.mil>; anafus@blm.gov <anafus@blm.gov>; kevinponce@cdfa.ca.gov <kevinponce@cdfa.ca.gov>; Peggy Barthel <Peggy.Barthel@lakecountyca.gov>; Ronald Yoder <Ronald.Yoder@lakecountyca.gov>; lcfarmbureau@sbcglobal.net <lcfarmbureau@sbcglobal.net>; Ryan\_olah@fws.gov <Ryan\_olah@fws.gov>

**Subject:** Request for Review; Major Use Permit (UP 19-45)

**Warning:** this message is from an external user and should be treated with caution.

Hello Fellow Agencies,

The above attachments is a Request for Review for Major Use Permit (UP 19-45) and Initial Study (IS 19-64), please review the attached documents.

Please advise us if additional information is needed, which permits are required from your agency (if any), and of your environmental concerns. Additionally, please advise if your agency recommends any modifications to the project that would reduce potential environmental impacts. Due to the provisions of state law, it is essential that we receive your comments as soon as possible but in no case later than **December 18, 2019**. Please email your comments to [victor.fernandez@lakecountyca.gov](mailto:victor.fernandez@lakecountyca.gov) or mail them to the address listed in the letterhead above.

Sincerely,

*Victor Fernandez – Assistant Planner*

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Lake County – Community Development Department  
255 N. Forbes Street, Lakeport, CA 95453  
County Website: [www.lakecountyca.gov](http://www.lakecountyca.gov)  
Phone: (707) 263-2221



## Victor Fernandez

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**From:** Lori Baca  
**Sent:** Friday, December 6, 2019 4:19 PM  
**To:** Victor Fernandez  
**Subject:** RE: Request for Review; Major Use Permit (UP 19-45)

Victor,

Parcels are all outside of any Special Districts service area. No impact.

Have a great weekend!

**Lori A. Baca, CTA**  
Customer Service Coordinator  
[Lori.Baca@lakecountyca.gov](mailto:Lori.Baca@lakecountyca.gov)  
Office Number (707) 263-0119  
Fax (707) 263-3836



**From:** Victor Fernandez  
**Sent:** Thursday, December 05, 2019 12:08 PM  
**To:** Steven Hajik <Steven.Hajik@lakecountyca.gov>; Doug Gearhart <doug@lcaqmd.net>; fahmya@lcaqmd.net; Elizabeth Knight <elizabethk@lcaqmd.net>; Ryan Lewelling <Ryan.Lewelling@lakecountyca.gov>; Richard Ford <Richard.Ford@lakecountyca.gov>; Jim Campbell <Jim.Campbell@lakecountyca.gov>; David Casian <David.Casian@lakecountyca.gov>; Scott DeLeon <Scott.DeLeon@lakecountyca.gov>; Kelli Hanlon <Kelli.Hanlon@lakecountyca.gov>; Lucas Bingham <Lucas.Bingham@lakecountyca.gov>; Lori Baca <Lori.Baca@lakecountyca.gov>; Gordon Haggitt <Gordon.Haggitt@lakecountyca.gov>; Greg Peters <Greg.Peters@lakecountyca.gov>; Yuliya Osetrova <Yuliya.Osetrova@lakecountyca.gov>; chief500@lakeportfire.com; pbleuss@kelseyvillefire.com; chief800@northshorefpd.com; Gloria.Fong@fire.ca.gov; Mandi.Huff@fire.ca.gov; mike.wink@fire.ca.gov; PGENorthernAgencyIns@pge.com; kyle.stoner@wildlife.ca.gov; R2CEQA@wildlife.ca.gov; Rex.Jackman@dot.ca.gov; james.shupe@dot.ca.gov; centralvalleysac@waterboards.ca.gov; nwic@sonoma.edu; Melissa.M.France@usace.army.mil; anafus@blm.gov; kevinponce@cdfa.ca.gov; Peggy Barthel <Peggy.Barthel@lakecountyca.gov>; Ronald Yoder <Ronald.Yoder@lakecountyca.gov>; lcfarmbureau@sbcglobal.net; Ryan\_olah@fws.gov  
**Subject:** Request for Review; Major Use Permit (UP 19-45)  
**Importance:** High

Hello Fellow Agencies,

The above attachments is a Request for Review for Major Use Permit (UP 19-45) and Initial Study (IS 19-64), please review the attached documents.

Please advise us if additional information is needed, which permits are required from your agency (if any), and of your environmental concerns. Additionally, please advise if your agency recommends any modifications to the project that would reduce potential environmental impacts. Due to the provisions of state law, it is essential that we receive your comments as soon as possible but in no case later than **December 18, 2019**. Please email your comments to [victor.fernandez@lakecountyca.gov](mailto:victor.fernandez@lakecountyca.gov) or mail them to the address listed in the letterhead above.

Sincerely,

*Victor Fernandez - Assistant Planner*

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Lake County – Community Development Department  
255 N. Forbes Street, Lakeport, CA 95453  
County Website: [www.lakecountyca.gov](http://www.lakecountyca.gov)  
Phone: (707) 263-2221



# United States Department of the Interior



BUREAU OF LAND MANAGEMENT  
Ukiah Field Office  
2550 North State Street, Suite 2  
Ukiah, CA 95482  
[www.blm.gov/office/ukiah-field-office](http://www.blm.gov/office/ukiah-field-office)

November 20, 2019

County of Lake  
Community Development Department  
Attn: Victor Fernandez  
255 N. Forbes Street, Lakeport, CA 95453

Dear Mr. Fernandez:

Thank you for providing the Bureau of Land Management with the opportunity to share our concerns regarding county permitting for cannabis cultivation on private parcels if this affects federal lands or requires federal authorizations.

The Comprehensive Drug Abuse Prevention and Control Act of 1970 and more specifically Title II of the act (the Controlled Substances Act), lists Cannabis as a Schedule I drug. The BLM does not have any discretion to permit activities on the public land that will violate the Controlled Substances Act or any other federal law. The BLM therefore, cannot authorize any activities related to cannabis authorizations on public land such as the *cultivation, production, transportation or distribution* of supplies or product.

We recommend that permit applicants adjacent to or near BLM lands have their parcels surveyed by a professional land surveyor so that their operations do not trespass upon or cause impacts to federal lands. Individuals that cause resource damage (i.e. erosion or soil contamination) to BLM-administered lands from illicit acts, including the manufacturing of cannabis, may be subject to federal criminal and/or civil action. Permit applicants should be aware that transporting cannabis across federal lands to access a private parcel, regardless of an authorized BLM right-of-way, is illegal under federal law, and violators could face federal criminal action.

Thank you again for the opportunity to comment. Please contact me if you would like to further discuss the issue. You can reach me at 707-468-4070.

Sincerely,

Amanda James  
Field Manager