From:	Fahmy Attar
То:	Eric Porter
Subject:	[EXTERNAL]Re: UP 20-22, Otchkova - request for comments
Date:	Monday, March 16, 2020 3:18:27 PM

Eric,

For a Cannabis operation site, here is a list of Air Quality requirements that may be applicable to the site:

1. Off-site odor impacts should be mitigated to minimize nuisance to nearby residences, property, and public roads.

2. Any manufacturing or delivery Cannabis operations must comply with LCAQMD rules and regulations. An application must be submitted. Contact LCAQMD for more details.

3. Any demolition or renovation is subject to the Federal National Emissions Standard for Hazardous Air Pollutants (NESHAP) for asbestos in buildings requires asbestos inspections by a Certified Asbestos Consultant for all major renovations and all demolition. An Asbestos Notification Form with the Asbestos inspection report must be submitted to the District at least 14 days prior to beginning any demolition work. The applicant must contact the District for more details and proper approvals. Regardless of asbestos content or reporting requirements all demolition and renovation activities should use adequate water/ amended water to prevent dust generation and nuisance conditions.

4. Construction activities that involve pavement, masonry, sand, gravel, grading, and other activities that could produce airborne particulate should be conducted with adequate dust controls to minimize airborne emissions. A dust mitigation plan may be required should the applicant fail to maintain adequate dust controls.

5. If construction or site activities are conducted within Serpentine soils, a Serpentine Control Plan may be required. Any parcel with Serpentine soils must obtain proper approvals from LCAQMD prior to beginning any construction activities. Contact LCAQMD for more details.

6. All engines must notify LCAQMD prior to beginning construction activities and prior to engine Use. Mobile diesel equipment used for construction and/or maintenance must be in compliance with State registration requirements. All equipment units must meet Federal, State and local requirements. All equipment units must meet RICE NESHAP/NSPS requirements including proper maintenance to minimize airborne emissions and proper record-keeping of all activities, all units must meet the State Air Toxic Control Measures for CI engines, and must meet local regulations. Contact LCAQMD for more details.

7. Site development, vegetation disposal, and site operation shall not create nuisance odors or dust. During the site preparation phase, the District recommends that any removed vegetation be chipped and spread for ground cover and erosion control. Burning is not allowed on commercial property, materials generated from the commercial operation, and waste material from construction debris, must not be burned as a means of disposal.

8. Significant dust may be generated from increase vehicle traffic if driveways and parking areas are not adequately surfaced. Surfacing standards should be included as a requirement in

the use permit to minimize dust impacts to the public, visitors, and road traffic. At a minimum, the District recommends chip seal as a temporary measure for primary access roads and parking. Paving with asphaltic concrete is preferred and should be required for long term occupancy. All areas subject to semi truck / trailer traffic should require asphaltic concrete paving or equivalent to prevent fugitive dust generation. Gravel surfacing may be adequate for low use driveways and overflow parking areas, however, gravel surfaces require more maintenance to achieve dust control, and permit conditions should require regular palliative treatment if gravel is utilized. White rock is not suitable for surfacing (and should be prohibited in the permit) because of its tendency to break down and create excessive dust. Grading and re-graveling roads should utilizing water trucks if necessary, reduce travel times through efficient time management and consolidating solid waste removal/supply deliveries, and speed limits.

Best,

## Fahmy Attar

Air Quality Engineer Lake County Air Quality Management District 2617 S. Main Street, Lakeport, CA, 95453 (707) 263-7000 | fahmya@lcaqmd.net

> On Mar 16, 2020, at 12:29 PM, Eric Porter <<u>Eric.Porter@lakecountyca.gov</u>> wrote:

Good afternoon;

Here is the 5<sup>th</sup> of 5 new commercial cannabis applications received by the County. This permit, if approved, would allow 30 greenhouses for mature plants, 4 greenhouses for immature plants, and other appurtenant buildings for drying / chemical storage and data security (security cameras).

I have the Biological Study for this proposal that is too large to email. Let me know if you want it, and I'll send it via FileShare.

Please have any comments you have back to me by or before March 31, 2020.

Thank you, Eric Porter <WeGrow Management Plan 3.3.20.pdf><WeGrow Site Plans 3.5.20.pdf><16750 Herrington Property Information.pdf><16760 Herrington Road Well Report.pdf><UP 20-22 RFR.doc>



## 16750 Herrington Rd, MDLT

**Dana Hueners** <Dana.Hueners@lakecountyca.gov> To: Lake County Planning Consultants <lakecountyplanningconsultants@gmail.com> Tue, May 19, 2020 at 2:20 PM

Good morning,

I just wanted to let you know that the red tag-stop work order has been removed for address 16750 Herrington Rd, Middletown CA.

Please let me know if you have any additional questions or concerns.

Have a great day!

Dana Hueners

CDD Technician

County of Lake

Community Development Department

(707)263-2382

Current social-distancing and shelter in place measures are being taken by the Community Development Department in response to the COVID-19 pandemic.

Many of our staff are teleworking, in the office during non-traditional work day hours, or not presently working. As a result, responses to your public inquires may be delayed.

We will work with you as quickly as possible during this time.

From:	Wink, Mike@CALFIRE
To:	<u>Eric Porter</u>
Cc:	Fong, Gloria@CALFIRE; David Casian; Jack Smalley; Devin Hoberg; Jim Comisky (Yes on L); Hannan, Jake@CALFIRE
Subject:	[EXTERNAL]Re: UP 20-22, Otchkova - request for comments
Date:	Friday, April 10, 2020 10:27:56 PM

Good evening Planner Porter. These comments are from the South Lake County Fire Protection District.

This Use Permit documents show a total of 413,300 square feet of Structures (Greenhouses, Processing et'al).

The Fire Mitigation Fee adopted by the Lake County Board of Supervisors is applicable to all structures built within the District.

Please make sure the Applicant shows proof of paying the \$413,300.00 in Mitigation Fee's to the Fire District prior to permit issuance.

While not in Title, Code or Regulation, South Lake County Fire does support the County of Lake's "Dark Sky Initiative". This standard reduces the false reporting of a vegetation fire from light during the night. False activation of the 911 system puts the community and first responders at risk when it can be avoided. The District is requesting that this be a mandatory requirement.

From: Eric Porter < Eric.Porter@lakecountyca.gov>

Sent: Monday, March 16, 2020 12:29 PM

To: Steven Hajik <Steven.Hajik@lakecountyca.gov>; Fahmy Attar <FahmyA@lcaqmd.net>; Ryan Lewelling <Ryan.Lewelling@lakecountyca.gov>; David Casian <David.Casian@lakecountyca.gov>; Scott DeLeon <Scott.DeLeon@lakecountyca.gov>; Kelli Hanlon <Kelli.Hanlon@lakecountyca.gov>; Lori Baca <Lori.Baca@lakecountyca.gov>; Gordon Haggitt <Gordon.Haggitt@lakecountyca.gov>; Dennis Keithly <Dennis.Keithly@lakecountyca.gov>; Fong, Gloria@CALFIRE <Gloria.Fong@fire.ca.gov>; Gloria Gregore <Gloria.Gregore@lakecountyca.gov>; Elizabeth Martinez <Elizabeth.Martinez@lakecountyca.gov>; 500, chief@LKP <chief500@lakeportfire.com>; Beristianos, J@NSD <chief800@northshorefpd.com>; Wink, Mike@CALFIRE <Mike.Wink@fire.ca.gov>; Stoner, Kyle@Wildlife <Kyle.Stoner@wildlife.ca.gov>; Ponce, Kevin@CDFA <Kevin.Ponce@cdfa.ca.gov>; Northwest Information Center <nwic@sonoma.edu>; Michelle Scully <Michelle.Scully@lakecountyca.gov>; Susan Parker <Susan.Parker@lakecountyca.gov>; Carol Huchingson <Carol.Huchingson@lakecountyca.gov>; Yuliya Osetrova <Yuliya.Osetrova@lakecountyca.gov>

**Warning:** this message is from an external user and should be treated with caution. Good afternoon; Here is the 5 of 5 new commercial cannabis applications received by the County. This permit, if approved, would allow 30 greenhouses for mature plants, 4 greenhouses for immature plants, and other appurtenant buildings for drying / chemical storage and data security (security cameras).

I have the Biological Study for this proposal that is too large to email. Let me know if you want it, and I'll send it via FileShare.

Please have any comments you have back to me by or before March 31, 2020.

Thank you, Eric Porter

From:	Wink, Mike@CALFIRE
То:	<u>Eric Porter</u>
Cc:	Duncan, Paul@CALFIRE; Fong, Gloria@CALFIRE; Devin Hoberg; Jim Comisky; Ray Kehoe
Subject:	[EXTERNAL] Re: Notice of Intent - file no. UP 20-22, Otchkova
Date:	Saturday, March 20, 2021 5:20:22 PM
Attachments:	image001.png image002.png image003.png image004.gif image005.png

Greetings Mr Porter

Comments from the South Lake County Fire Protection District.

The project documents identify 39 structures that will each require an individual building permit and will have electrical power at each of them.

The 39 permitted structures are identified in the documents of having a combined total square footage of 395,000 square feet.

Per governance in the Lake County Code, mitigation fee's shall apply to these structures for a total of \$395,000.00.

The fee was originally put into code in 1992 and updated in 2006 by the Board of Supervisors per online documents.

- Lake County Code, Chapter 27
- Section 27-1 to 27-13 Fire Mitigation Fee's
- Sec. 27-8. Fire Mitigation Fee Ceiling Established.
- (a)Based upon the average cost of providing a fully equipped fire station within the County of Lake, in relation to the average number of new structures served by said station, a Fire Mitigation Fee Ceiling of one dollar (\$1.00) per square foot of construction for all covered roof area is hereby established.

The applicant is welcome to use the Fire Districts Website to pay the fee at <u>www.southlakecountyfire.org</u>. Or they can contact staff through the website for alternate payment methods.

## Home [www.southlakecountyfire.org]

Mission Statement . It is the South Lake County Fire Protection District's (SLCFPD) mission to minimize injuries, fatalities, and property losses through efficient and effective fire protection programs while maintaining a high level of fire suppression of structural, vehicular and wildland fires.

www.southlakecountyfire.org

From: Eric Porter < Eric.Porter@lakecountyca.gov> Sent: Monday, February 22, 2021 8:23 AM **To:** Ryan Lewelling <Ryan.Lewelling@lakecountyca.gov>; Jack Smalley <Jack.Smalley@lakecountyca.gov>; Wink, Mike@CALFIRE <Mike.Wink@fire.ca.gov>; 500, chief@LKP <chief500@lakeportfire.com>; Rymer-Burnett, Saskia@DOT <Saskia.Rymer-Burnett@dot.ca.gov>; John Everett <John.Everett@lakecountyca.gov>; Lars Ewing <Lars.Ewing@lakecountyca.gov>; Lori Baca <Lori.Baca@lakecountyca.gov>; Kelli Hanlon <Kelli.Hanlon@lakecountyca.gov>; Gordon Haggitt <Gordon.Haggitt@lakecountyca.gov>; Greg Peters <Greg.Peters@lakecountyca.gov>; Yuliya Osetrova <Yuliya.Osetrova@lakecountyca.gov>; Carol Huchingson <Carol.Huchingson@lakecountyca.gov>; Susan Parker <Susan.Parker@lakecountyca.gov>; 'tc@middletownrancheria.com' <tc@middletownrancheria.com>; External, JSimon@DOT <jsimon@middletownrancheria.com>; 'mshaver@middletownrancheria.com' <mshaver@middletownrancheria.com>; 'THPO@middletownrancheria.com' <THPO@middletownrancheria.com>; 'btorres@middletownrancheria.com' <btorres@middletownrancheria.com>; 'sshope@middletownrancheria.com' <sshope@middletownrancheria.com>; 'scottg@mishewalwappotribe.com' <scottg@mishewalwappotribe.com>; 'admin@rvrpomo.net' <admin@rvrpomo.net>; 'drogers@robinsonrancheria.org' <drogers@robinsonrancheria.org>; 'terre.logsdon@sv-nsn.gov' <terre.logsdon@sv-nsn.gov>; 'thomas.jordan@sv-nsn.gov' <thomas.jordan@sv-nsn.gov>; 'lbill@yochadehe-nsn.gov' <lbill@yochadehe-nsn.gov>; 'jkinter@yochadehe-nsn.gov' <jkinter@yochadehe-nsn.gov>; 'aroberts@yochadehe-nsn.gov' <aroberts@yochadehe-nsn.gov>; 'Sarah Ryan' <sryan@big-valley.net>; NAHC@NAHC <NAHC@nahc.ca.gov> Subject: Notice of Intent - file no. UP 20-22, Otchkova

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

Attached is a Notice of Intent and Initial Study (CEQA) that was sent to the State Clearinghouse for file no. UP 20-22, 'We Grow' / Otchkova.

Please have any comments to me on or before March 25, 2021.

Thank you, Eric Porter



Eric J. Porter Associate Planner Department of Community Development 255 N. Forbes St. Lakeport, CA 95453 Phone: (707) 263-2221 x 37101 Fax: (707) 262-1843 Email: <u>eric.porter@lakecounty</u>ca.gov STAY CONNECTED:



Greetings Planner Porter.

These comments are from CAL FIRE.

This Use Permit is in the SRA (State Responsibility Area). The requires the application of all Fire Codes, which also apply Title 14, PRC 4290 et'al.

The delay of any Fire Safe Standards is not allowed per Title, Code, Regulation et'al, and CAL FIRE does not support any delayed application of minimum fire safe standards.

If the AHJ chooses to not enforce minimum fire safe standards during the permit process that is required by the State Fire Safe Regulations (Title 14, PRC 4290 et'al), they are accepting all responsibility for not requiring the applicant to follow minimum State Fire Safe Regulations required in the SRA.

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. This is also within the local Fire Protection Districts Boundary, where they are a cooperator in applying and enforcing all Codes, Laws, Regulations and etcetera for this project and they will also have comments.

While not in Title, Code or Regulation, CAL FIRE does support the County of Lake's "Dark Sky Initiative". This standard reduces the false reporting of a vegetation fire from light during the night. False activation of the 911 system puts the community and first responders at risk when it can be avoided.

This location is within proximity and or surrounded by a "VERY HIGH Wildland Fire Hazard Severity Zone" area. This is the most extreme and hazardous area category for wildland fire risk. (see below)

#### Regulations for the AHJ to follow listed below to be, but not be limited to:

- Property line setbacks for structures shall be a minimum of 30 feet. A "Greenhouse" is a structure.
- Addressing that is reflective and of contrasting colors from the public roadway to the location and at every intersection.
- 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).
- All private property roads / access used for this project shall meet minimum Fire Safe standards for emergency vehicle ingress and egress
- A "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 of derivable surface not including the shoulders.
- A "Driveway" is a 10 foot wide road with a turnout every 400 feet. This shall not be used for commercial applications, or access to more than three structures that are residences.

- A "Turnout" shall be a minimum 10 feet wide and 30 feet long, with a 25 foot taper at each end
- A "One Lane", "One Way" only loop road is 12 feet wide of derivable surface, plus shoulders. A one lane road must connect on both ends to a two lane road or County Road.
- A bridge can meet the "One Lane", "One Way" 12 feet wide road standard with appropriate signage. A bridge must be marked by the owner of the bridge that it is rated to support 75,000 pounds.
- A bridge shall not be less than 12 feet wide.
- A bridge can meet the "Road " 20 feet wide standard. A bridge must be marked by the owner of the bridge that is is rated to support 75,00 pounds.
- Existing roadways on private property shall meet, and or be improved to meet "Road" 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 local 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 defensible space / fuels reduction around its radius.
- While not in Title, Code or Regulation, CAL FIRE does support the County of Lake's "Dark Sky Initiative". This standard reduces the false reporting of a vegetation fire from light during the night. False activation of the 911 system puts the community and first responders at risk when it can be avoided.

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

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 Hazardous Materials Management (CUPA) 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.

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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

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]

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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

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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]

#### From: Eric Porter < Eric.Porter@lakecountyca.gov>

Sent: Monday, March 16, 2020 12:29 PM

To: Steven Hajik <Steven.Hajik@lakecountyca.gov>; Fahmy Attar <FahmyA@lcaqmd.net>; Ryan Lewelling <Ryan.Lewelling@lakecountyca.gov>; David Casian <David.Casian@lakecountyca.gov>; Scott DeLeon <Scott.DeLeon@lakecountyca.gov>; Kelli Hanlon <Kelli.Hanlon@lakecountyca.gov>; Lori Baca <Lori.Baca@lakecountyca.gov>; Gordon Haggitt <Gordon.Haggitt@lakecountyca.gov>; Dennis Keithly <Dennis.Keithly@lakecountyca.gov>; Fong, Gloria@CALFIRE <Gloria.Fong@fire.ca.gov>; Gloria Gregore <Gloria.Gregore@lakecountyca.gov>; Elizabeth Martinez <Elizabeth.Martinez@lakecountyca.gov>; 500, chief@LKP <chief500@lakeportfire.com>; Beristianos, J@NSD <chief800@northshorefpd.com>; Wink, Mike@CALFIRE <Mike.Wink@fire.ca.gov>; Stoner, Kyle@Wildlife <Kyle.Stoner@wildlife.ca.gov>; Ponce, Kevin@CDFA <Kevin.Ponce@cdfa.ca.gov>; Northwest Information Center <nwic@sonoma.edu>; Michelle Scully <Michelle.Scully@lakecountyca.gov>; Susan Parker <Susan.Parker@lakecountyca.gov>; Carol Huchingson <Carol.Huchingson@lakecountyca.gov>; Yuliya Osetrova <Yuliya.Osetrova@lakecountyca.gov> Subject: UP 20-22, Otchkova - request for comments

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Here is the 5<sup>th</sup> of 5 new commercial cannabis applications received by the County. This permit, if approved, would allow 30 greenhouses for mature plants, 4 greenhouses for immature plants, and other appurtenant buildings for drying / chemical storage and data security (security cameras).

I have the Biological Study for this proposal that is too large to email. Let me know if you want it, and I'll send it via FileShare.

Please have any comments you have back to me by or before March 31, 2020.

Thank you, Eric Porter

From:	Jeri Driver
То:	Eric Porter
Cc:	Michael Herringshaw
Subject:	RE: [EXTERNAL] COMMENTS RE: MAJOR USE PERMIT (UP 20-22) and Initial Study (IS 20-25)
Date:	Wednesday, February 24, 2021 8:38:58 AM
Attachments:	image001.png

I don't see any code cases in Accela for these properties. I do see a complaint that alleges the same ( almost word for word) violations that this letter does. I assume the complaint was filed by the same person who wrote this letter. Maybe the building department did an action for building without permits that didn't make it into Accela. Or perhaps Michael Herringshaw know what she is referring to.



Jeri Driver Community Development Technician Code Enforcement Department 255 N. Forbes St. Lakeport, CA 95453 Phone: (707) 263-2309 Fax: (707) 263-2225 Email: jeri.driver@lakecountyca.gov

From: Shannon Saiz
Sent: Wednesday, February 24, 2021 8:25 AM
To: Cannabis@lakecountyca.gov
Cc: Eric Porter <Eric.Porter@lakecountyca.gov>; Jeri Driver <Jeri.Driver@lakecountyca.gov>
Subject: FW: [EXTERNAL] COMMENTS RE: MAJOR USE PERMIT (UP 20-22) and Initial Study (IS 20-25)

From: Shannon Williams [mailto:shannonwilliams707@gmail.com]

Sent: Tuesday, February 23, 2021 6:21 PM

To: Eric Porter < <a>Eric.Porter@lakecountyca.gov</a>>

**Cc:** Moke Simon <<u>Moke.Simon@lakecountyca.gov</u>>; Dist1 PlanningComm

<<u>dist1planningcomm@lakecountyca.gov</u>>; CDD - Email <<u>CDD@lakecountyca.gov</u>>

Subject: [EXTERNAL] COMMENTS RE: MAJOR USE PERMIT (UP 20-22) and Initial Study (IS 20-25)

Dear Mr. Porter, County Supervisors, Planning Dept. & Code Enforcement-

I am writing to vehemently OBJECT to the Major Use Permit that is being considered for "We Grow Farms - APN No's: 013-060-40, 013-014-03 and 11.

In addition to being active members of the South Lake County community since 2004, we currently own a property on Jaclyn Dr. in Middletown and have built our dream home in this

beautiful location. Our property borders 16750 Herrington Rd., Middletown. It was recently purchased by a party who I understand has applied for a cannabis permit. I am writing to strongly urge you to DENY this permit. All three parcels that are included in this permit are surrounded by residential neighborhoods, ours included.

I am also a real estate agent and have sold several homes and parcels on Stinson Rd., Dallas Ct., Spruce Grove Rd. and in Hidden Valley - all to people who appreciate the beautiful, rural nature of our community. I don't know of a single person who would actively welcome a commercial cannabis growing operation and "self-distribution" in their neighborhood.

Speaking about just the small subdivision to the north of this proposed project, there are a number of elderly people, as well as families with all ages of children, many of whom can be found playing outside, walking their dogs around the neighborhood and riding bikes. The idea of a commercial operation being built right next door to all of us is literally awful. I know the same can be said for the homes that border the potential operation to the south! I, in addition to the majority of our community, am worried about a number of things.

I am concerned about the extra traffic we are already seeing in and out of the property and the impact on our local roads. All the homeowners in this area pay extra on our property taxes for a road maintenance fee. The owner of the Herrington property is not obligated to pay that currently, and yet, they will be bringing all sorts of trucks and traffic in and out of the property. Not to mention, I am concerned for the kids who are out playing in the neighborhood as a number of "workers" are driving VERY quickly up and down the roads, distracted and I am hoping and praying NOT under the influence of the substance that they are cultivating.

I am also concerned that this sort of operation will bring unsavory characters to our neighborhood. Already, the law enforcement has been out to the property MULTIPLE TIMES where they found a large amount of stolen equipment. If this is how things are starting out, I can only imagine what other issues that will follow! Again, with the amount of children in our neighborhood, I am worried about bringing these people so nearby. The safety and security of our community should be a PRIORITY for you as you make your decision.

Additionally, as you know, cannabis is not a regular agricultural crop. It has an extremely pungent smell that carries far beyond the property boundaries of which it is grown. Unlike vineyards or fruit orchards, this crop is nauseating and affects all of the properties around it. Not to mention the amount of water that will be used - drawing from the water reservoirs and water table that so many local homeowners rely on!

# The bottom line is this: Having a cannabis grow, whether out of sight or not, will still majorly affect the quality of life and the property values for the entire neighborhood affecting hundreds of people, if not more.

In addition, the owner of the Herrington property has already been in violation of county building codes, as I'm sure you know. Code enforcement had to step in to stop illegal construction already happening on this property. This should be a wake up call to decision makers as to what is to come!

While I understand the county's willingness to work with the cannabis industry, I also think its extremely important that we don't negatively impact the good residents of the County,

especially when so many of the cannabis growers who are benefiting are from out of the area and have no regard for the local families they are affecting. It is apparent that these particular owners have no regard for the rules & regulations in place, nor for the neighborhoods they are affecting.

I implore you, as decision makers for this county, to consider how allowing a permit such as this will both set a precedent and also how it will negatively affect the hard-working, tax-paying members of our community. We should not be making cannabis growers a priority in this county - but rather the safety, security & well being of our community.

Again, please DENY the application of a cannabis permit for the Herrington property and the following properties:

16750 Herrington Road Middletown, CA 95461 - APN: 013-060-400-000 – 155 acres – Zone: RR

19678 Stinson Rd. Hidden Valley Lake, CA 95467 - APN: 013-014-110-000 – 107 acres – Zone: RR

17610 Sandy Rd. Middletown, CA 95461 - APN: 013-014-030-000 - 71 acres - Zone: RR

Thank you for your time and thoughtful consideration. Please don't hesitate to reach out if you need additional information.

Sincerely,

Todd & Shannon Williams 707-888-1116 - Shannon 707-363-0386 - Todd



**COUNTY OF LAKE** Health Services Department Environmental Health Division 922 Bevins Court Lakeport, California 95453-9739 Telephone 707/263-1164 FAX 707/263-1681



1

Denise Pomeroy Health Services Director

Gary Pace, MD, MPH Health Officer

Craig Wetherbee Environmental Health Director

## MEMORANDUM

DATE:	March 12, 2021
TO:	Eric Porter, Associate Planner
FROM:	Tina Dawn-Rubin, Environmental Health Aide
RE:	Use Permit UP 20-22; IS 20-25 Notice of Intent Commercial Cannabis
APN:	013-060-40, 013-014-11, 013-014-03 16750 Herrington Rd

The applicant must meet the EH requirements regarding Onsite Wastewater Treatment System (OWTS) and potable water.

Also see attached review memorandum dated April 15, 2020. Since that review period, the applicant has applied for 5 well permits for agricultural wells and those permits were approved and issued on March 11, 2021.

EH 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 materials declaration.

Promoting an Optimal State of Wellness in Lake County



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: April 15, 2020

TO: Community Development Department

FROM: Kelli Hanlon, Environmental Health Division

RE: UP 20-22: IS 20-25; EA 20-26

APN: 013-060-40; 013-014-11 and 013-014-03

013-060-40:

A site evaluation will need to be completed in the area of the proposed project to determine if the soil is suitable for an On-site Wastewater Treatment System (OWTS). The applicant must apply for an OWTS permit before Environmental Health can sign-off an approval for any building permit applications, unless portable toilets are proposed. Please show existing septic permit #13051 for the SFD on the plot plan.

#### 013-014-11 and 013-014-03:

The Environmental Health Division has no concerns at this time if the project is completed according to the plans submitted.

#### All:

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 Clerk

Interested Parties

RECEIVED
FEB 2 2 2021
BY: EH

SP0003714

## COUNTY OF LAKE NOTICE OF INTENT TO ADOPT A MITIGATED NEGATIVE DECLARATION

Project Title: We Grow Farms; Use Permit (UP 20-22) and Initial Study (IS 20-25)

Project Location: 16750 Herrington Road, Middletown, CA

APN No's.: 013-060-40; 013-014-03 and 11

**Project Description:** The applicant, We Grow / Zarina Otchkova, is requesting approval of a Major Use Permit for fifteen (15) A-Type 3B medium mixed light commercial cannabis cultivation licenses and one A-Type 13 'self distribution' license. The cultivation would occur in 35 greenhouses. Lake County Zoning Ordinance, Article 27, subsection (at) in part regulates cannabis cultivation in Lake County. The 309+ acre property is large enough to support these cannabis licenses; 20 acres per license is required. The applicant is not within an exclusion overlay district. The applicant is pre-enrolled with the Regional Water Board. The applicant must meet all applicable local, state and federal requirements for cannabis cultivation.

The public review period for the respective proposed Mitigated Negative Declaration based on Initial Study IS 20-25 will begin on February 19, 2021 and end on March 25, 2021. You are encouraged to submit written comments regarding the proposed Mitigated Negative Declaration. You may do so by submitting written comments to the Planning Division prior to the end of the review period. Copies of the application, environmental documents, and all reference documents associated with the project are available for review through the Community Development Department, Planning Division; telephone (707) 263-2221. Written comments may be submitted to the Planning Division or via email to eric.porter@lakecountyca.gov.



## **Donna Cloninger**

From: Sent: To: Subject: Attachments: Kelli Hanlon Monday, February 22, 2021 9:04 AM Donna Cloninger FW: Notice of Intent - file no. UP 20-22, Otchkova NOI Otchkova.pdf; IS Otchkova V1.pdf

SOP, thanks.

#### From: Eric Porter

Sent: Monday, February 22, 2021 8:24 AM

To: Ryan Lewelling <Ryan.Lewelling@lakecountyca.gov>; Jack Smalley <Jack.Smalley@lakecountyca.gov>; Wink, Mike@CALFIRE <Mike.Wink@fire.ca.gov>; chief500@lakeportfire.com; Rymer-Burnett, Saskia@DOT <Saskia.Rymer-Burnett@dot.ca.gov>; John Everett <John.Everett@lakecountyca.gov>; Lars Ewing <Lars.Ewing@lakecountyca.gov>; Lori Baca <Lori.Baca@lakecountyca.gov>; Kelli Hanlon <Kelli.Hanlon@lakecountyca.gov>; Gordon Haggitt <Gordon.Haggitt@lakecountyca.gov>; Greg Peters <Greg.Peters@lakecountyca.gov>; Yuliya Osetrova <Yuliya.Osetrova@lakecountyca.gov>; Carol Huchingson <Carol.Huchingson@lakecountyca.gov>; Susan Parker <Susan.Parker@lakecountyca.gov>; 'tc@middletownrancheria.com' <tc@middletownrancheria.com>; 'jsimon@middletownrancheria.com' <jsimon@middletownrancheria.com>; 'mshaver@middletownrancheria.com' <mshaver@middletownrancheria.com>; 'THPO@middletownrancheria.com' <THPO@middletownrancheria.com>; 'btorres@middletownrancheria.com' <btorres@middletownrancheria.com>; 'sshope@middletownrancheria.com' <sshope@middletownrancheria.com>; 'scottg@mishewalwappotribe.com' <scottg@mishewalwappotribe.com>; 'admin@rvrpomo.net' <admin@rvrpomo.net>; 'drogers@robinsonrancheria.org' <drogers@robinsonrancheria.org>; 'terre.logsdon@sv-nsn.gov' <terre.logsdon@sv-nsn.gov>; 'thomas.jordan@sv-nsn.gov' <thomas.jordan@sv-nsn.gov>; 'lbill@yochadehe-nsn.gov' <lbill@yochadehe-nsn.gov>; 'jkinter@yochadehe-nsn.gov' <ikinter@yochadehe-nsn.gov>; 'aroberts@yochadehe-nsn.gov' <aroberts@yochadehe-nsn.gov>; 'Sarah Ryan' <sryan@big-valley.net>; 'nahc@nahc.ca.gov' <nahc@nahc.ca.gov>

Subject: Notice of Intent - file no. UP 20-22, Otchkova

Good morning;

Attached is a Notice of Intent and Initial Study (CEQA) that was sent to the State Clearinghouse for file no. UP 20-22, 'We Grow' / Otchkova.

Please have any comments to me on or before March 25, 2021.

Thank you, Eric Porter



Eric J. Porter Associate Planner Department of Community Development 255 N. Forbes St. Lakeport, CA 95453 Phone: (707) 263-2221 x **37101** Fax: (707) 262-1843

Email: eric.porter@lakecountyca.gov



February 24, 2021 Community Development Department Attn: Eric Porter, Assistant Planner 255 North Forbes Street Lakeport, CA 95453

RE: We Grow Farm LLC

Dear Mr. Eric Porter:

Thank you for your project notification letter received February 22, 2021, regarding cultural information on or near the proposed 16750 Herrington Road, Middletown, Lake County. We appreciate your effort to contact us.

The Habematolel Pomo Cultural Resources Department has reviewed the project and concluded that it is not within the aboriginal territories of the Habematolel Pomo of Upper Lake. Therefore, we respectively decline any comment on this project. However, based on the information provided, please defer correspondence to the following:

James Rivera Tribal Council Vice-Chair & THPO Post Office Box 1035 22223 Hwy 29 @ Rancheria Rd Middletown, CA 95461 Email: jrivera@middletownrancheria.com

Please refer to identification number HP–20210222-04 in any future correspondence with Habematolel Pomo of Upper Lake concerning this project.

Thank you for providing us with this notice and the opportunity to comment.

Sincerely,

Robert Geary Tribal Historic Preservation Officer

HABEMATOLEL POMO OF UPPER LAKE P: 707.900.6923 F: 707.275.0757 P.O. Box 516 Upper Lake, CA 95485

## RECEIVED

MAR 01 2021

LAKE COUNTY COMMUNITY DEVELOPMENT DEPT



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Sincerely, Robert Geary

Tribal Historic Preservation Officer

HABEMATOLEL POMO OF UPPER LAKE P: 707.900.6923 F: 707.275.0757 P.O. Box 516 Upper Lake, CA 95485

From:	Mary Camp
To:	Eric Porter
Subject:	[EXTERNAL] RE: Notice of Intent - file no. UP 20-22, Otchkova
Date:	Monday, February 22, 2021 11:12:27 AM
Attachments:	image001.png
	image002.png
	image003.png
	image004.gif
	image005.png

Eric – in light of the current drought conditions, Redwood Valley would object to any projects requiring new or increased access to ag water.

From: Eric Porter < Eric.Porter@lakecountyca.gov> Sent: Monday, February 22, 2021 8:24 AM **To:** Ryan Lewelling < Ryan.Lewelling@lakecountyca.gov>; Jack Smalley <Jack.Smalley@lakecountyca.gov>; Wink, Mike@CALFIRE <Mike.Wink@fire.ca.gov>; chief500@lakeportfire.com; Rymer-Burnett, Saskia@DOT <Saskia.Rymer-Burnett@dot.ca.gov>; John Everett <John.Everett@lakecountyca.gov>; Lars Ewing <Lars.Ewing@lakecountyca.gov>; Lori Baca <Lori.Baca@lakecountyca.gov>; Kelli Hanlon <Kelli.Hanlon@lakecountyca.gov>; Gordon Haggitt <Gordon.Haggitt@lakecountyca.gov>; Greg Peters <Greg.Peters@lakecountyca.gov>; Yuliya Osetrova <Yuliya.Osetrova@lakecountyca.gov>; Carol Huchingson <Carol.Huchingson@lakecountyca.gov>; Susan Parker <Susan.Parker@lakecountyca.gov>; 'tc@middletownrancheria.com' <tc@middletownrancheria.com>; 'jsimon@middletownrancheria.com' <jsimon@middletownrancheria.com>; 'mshaver@middletownrancheria.com' <mshaver@middletownrancheria.com>; 'THPO@middletownrancheria.com' <THPO@middletownrancheria.com>; 'btorres@middletownrancheria.com' <btorres@middletownrancheria.com>; 'sshope@middletownrancheria.com' <sshope@middletownrancheria.com>; 'scottg@mishewalwappotribe.com' <scottg@mishewalwappotribe.com>; 'admin@rvrpomo.net' <admin@rvrpomo.net>; 'drogers@robinsonrancheria.org' <drogers@robinsonrancheria.org>; 'terre.logsdon@sv-nsn.gov' <terre.logsdon@sv-nsn.gov>; 'thomas.jordan@sv-nsn.gov' <thomas.jordan@sv-nsn.gov>; 'lbill@yochadehe-nsn.gov' <lbill@yochadehe-nsn.gov>; 'jkinter@yochadehe-nsn.gov' <jkinter@yochadehe-nsn.gov>; 'aroberts@yochadehe-nsn.gov' <aroberts@yochadehe-nsn.gov>; 'Sarah Ryan' <sryan@big-valley.net>; 'nahc@nahc.ca.gov' <nahc@nahc.ca.gov>

Subject: Notice of Intent - file no. UP 20-22, Otchkova

Good morning;

Attached is a Notice of Intent and Initial Study (CEQA) that was sent to the State Clearinghouse for file no. UP 20-22, 'We Grow' / Otchkova.

Please have any comments to me on or before March 25, 2021.

Thank you, Eric Porter



Eric J. Porter Associate Planner Department of Community Development 255 N. Forbes St. Lakeport, CA 95453 Phone: (707) 263-2221 x 37101 Fax: (707) 262-1843 Email: eric.porter@lakecountyca.gov STAY CONNECTED:



From:	Sally Peterson
То:	Eric Porter
Cc:	Ronald (Ron) Montez, Sr.; Charlie Wright; a.tyler@elemindiancolony.org; aarroyosr@hpultribe-nsn.gov; lrosas@hpultribe-nsn.gov; kn@koination.com; tc@middletownrancheria.com; jsimon@middletownrancheria.com; mshaver@middletownrancheria.com; THPO@middletownrancheria.com; btorres@middletownrancheria.com; rpeterson@middletownrancheria.com; sshope@middletownrancheria.com; scottg@mishewalwappotribe.com; admin@rvrpomo.net; drogers@robinsonrancheria.org; terre.logsdon@sv-nsn.gov; thomas.jordan@sv-nsn.gov; lbill@yochadehe-nsn.gov; jkinter@yochadehe-nsn.gov; aroberts@yochadehe-nsn.gov; Sarah Ryan; nahc@nahc.ca.gov
Subject:	[EXTERNAL]Re: UP 20-22, Otchkova - AB 52 Tribal Notice attached
Date:	Tuesday, March 17, 2020 10:44:43 AM

Hi Eric - The addresses listed in this notice are in Middletown and within our Tribe's Area of Concern; therefore, Middletown Rancheria will be consulting with the County of Lake regarding this notice.

Thank you, Sally

ka hújka (Thank you) Sally Peterson, Tribal Council Vice-Chairwoman, and Tribal Historic Preservation Officer Middletown Rancheria of Pomo Indians of California Post Office Box 1035 22223 Hwy 29 at Rancheria Road Middletown, CA 95461-1035 Phone: (707) 987-3670 Direct: (707) 987-3670 Direct: (707) 987-9091 Cell: (707) 533-3132 Email: speterson@middletownrancheria.com Email: THPO@middletownrancheria.com

On Mon, Mar 16, 2020, 3:18 PM Eric Porter <<u>Eric.Porter@lakecountyca.gov</u>> wrote:

Good afternoon.

This is the last of the five commercial cannabis applications we received last week.

There is no Cultural Study for this project, however we are requiring that one be undertaken as a 'complete application' item.

Please provide any comments you might have by or before April 16, 2020. I will forward the Cultural Study to all tribes that are interested in receiving it once I have it.

Take care,

Eric Porter

From:	Northwest Information Center
To:	Eric Porter
Subject:	[EXTERNAL]Re: UP 20-22, Otchkova - request for comments
Date:	Tuesday, March 17, 2020 9:09:28 AM

Thank you for your UP 20-22, IS 20-25, EA 20-26; Zarina Otchkova; 013-060-40, 013-014-11 and 013-014-03 request, we have added it to our queue and will be in touch if questions arise.

## Your file has been assigned NWIC 19-1639

Contact our office referencing this number for any further questions or concerns regarding this project.

Thanks, Claire Shudde Northwest Information Center 150 Professional Center Dr., Suite E, Rohnert Park, CA 94928 T: (707) 588-8455 nwic@sonoma.edu www.sonoma.edu/nwic

On Mon, Mar 16, 2020 at 12:31 PM Eric Porter <<u>Eric.Porter@lakecountyca.gov</u>> wrote:

Good afternoon;

Here is the 5<sup>th</sup> of 5 new commercial cannabis applications received by the County. This permit, if approved, would allow 30 greenhouses for mature plants, 4 greenhouses for immature plants, and other appurtenant buildings for drying / chemical storage and data security (security cameras).

I have the Biological Study for this proposal that is too large to email. Let me know if you want it, and I'll send it via FileShare.

Please have any comments you have back to me by or before March 31, 2020.

Thank you,

Eric Porter

California Historical Resources Information System



HUMBOLDTSAN FRANCISCOLAKESAN MATEOMARINSANTA CLATAMENDOCINOSANTA CRUZMONTEREYSOLANONAPASONOMASAN BENITOYOLO

#### 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

April 2, 2020

File No.: 19-1639

Eric Porter, Project Planner County of Lake Community Development Department 255 N. Forbes Street Lakeport, CA. 95453

re: County File Numbers UP 20-22, IS 20-25, EA 20-26 / 16750 Herrington Road, 17610 Sandy Road, and 19678 Stinson Road, Middletown / Zarina Otchkova

Dear Mr. Porter:

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

**Project Description:** The proposed project entails a total of 329,705 square feet of commercial cannabis canopy area, with a total of 395,405 square feet of cultivation area. The proposed cultivation method is via an above-grade organic soil mixture in hardware cloth planting beds with drip irrigation systems. Proposed ancillary facilities include thirty 90' x 125' greenhouses, one 90' x 112' greenhouse, four 90' x 125' immature plant greenhouses, four 50' x 100' processing facilities, a 200 square foot storage shed, and four 2,500-galon water storage tanks.

## **Previous Studies**:

XX Studies S-16341 (Sayers 1991) and S-16448 (Napton and Greathouse 1994), collectively covering less than 5% of the project parcel, identified one or more <u>cultural resources</u> (see recommendations below).

## Archaeological and Native American Resources Recommendations:

XX The project parcel contains the <u>archaeological site</u> P-17-000055, which consists of an historic-period cabin site. It is recommended that a qualified professional archaeologist assess the status of this resource 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 near oak woodland, as well as near a variety of plant and animal resources. Sites are also found near watercourses and lakshores. The project parcel encompasses an area of rolling, wooded hills and contains a branch of Gallagher Creek. The project parcel is also in proximity to Hidden Valley Lake. Given the similarity of these environmental factors, there is a moderate potential for unrecorded Native American resources to be within the proposed project area. Furthermore, the presence of a known historicperiod site indicates the potential for additional historic-period archaeological resources to be within the proposed project area.

Therefore, due to the passage of time since the previous surveys (Napton and Greathouse 1994; Sayers 1991) 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. Field study may include, but is not limited to, hand auger sampling, shovel test units, or geoarchaeological analyses as well as other common methods used to identify the presence of archaeological resources. Please refer to the list of consultants who meet the Secretary of Interior's Standards at http://www.chrisinfo.org.

XX We recommend that 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:**

<u>XX</u> Since the Office of Historic Preservation has determined that any building or structure 45 years or older may be of historical value, if the project area contains such properties, 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 <u>http://www.chrisinfo.org</u>. 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 contact our office at nwic@sonoma.edu or at (707) 588-8455.

Sincerely,

Jessika Akmenkalns, Ph.D. Researcher



## **Public Records Request**

**Von Morshed** <Von.Morshed@lakecountyca.gov> To: Lake County Planning Consultants <lakecountyplanningconsultants@gmail.com> Wed, May 20, 2020 at 10:44 AM

Hello Sofyan,

I just spoke with Laura Najd who works in our civil division and who would know of any civil action on the property located at 16750 Harrington Road and she is unaware of any.

I hope this answers your question.

[Quoted text hidden]

From:	Lori Baca
То:	Eric Porter
Subject:	RE: Notice of Intent - file no. UP 20-22, Otchkova
Date:	Monday, February 22, 2021 11:58:55 AM
Attachments:	image006.jpg
	image007.png
	image008.png
	image009.png
	image010.png
	image011.gif
	image012.png

Eric,

Parcels 013-060-40, 013-014-03 and -11 are all outside any Special Districts service area, no impact.

Have a great day!

## Lori A. Baca Customer Service Coordinator Lori.Baca@lakecountyca.gov Office Number (707) 263-0119 Fax (707) 263-3836



## From: Eric Porter

Sent: Monday, February 22, 2021 8:24 AM

**To:** Ryan Lewelling <Ryan.Lewelling@lakecountyca.gov>; Jack Smalley <Jack.Smalley@lakecountyca.gov>; Wink, Mike@CALFIRE <Mike.Wink@fire.ca.gov>; chief500@lakeportfire.com; Rymer-Burnett, Saskia@DOT <Saskia.Rymer-Burnett@dot.ca.gov>; John Everett <John.Everett@lakecountyca.gov>; Lars Ewing <Lars.Ewing@lakecountyca.gov>; Lori Baca <Lori.Baca@lakecountyca.gov>; Kelli Hanlon <Kelli.Hanlon@lakecountyca.gov>; Gordon Haggitt <Gordon.Haggitt@lakecountyca.gov>; Greg Peters <Greg.Peters@lakecountyca.gov>; Yuliya Osetrova <Yuliya.Osetrova@lakecountyca.gov>; Carol Huchingson <Carol.Huchingson@lakecountyca.gov>; Susan Parker <Susan.Parker@lakecountyca.gov>; 'tc@middletownrancheria.com' <tc@middletownrancheria.com>; 'jsimon@middletownrancheria.com' <jsimon@middletownrancheria.com>; 'mshaver@middletownrancheria.com' <mshaver@middletownrancheria.com>; 'THPO@middletownrancheria.com' <THPO@middletownrancheria.com>; 'btorres@middletownrancheria.com' <btorres@middletownrancheria.com>; 'sshope@middletownrancheria.com' <sshope@middletownrancheria.com>; 'scottg@mishewalwappotribe.com' <scottg@mishewalwappotribe.com>; 'admin@rvrpomo.net' <admin@rvrpomo.net>; 'drogers@robinsonrancheria.org' <drogers@robinsonrancheria.org>; 'terre.logsdon@sv-nsn.gov' <terre.logsdon@sv-nsn.gov>; 'thomas.jordan@sv-nsn.gov'

<thomas.jordan@sv-nsn.gov>; 'lbill@yochadehe-nsn.gov' <lbill@yochadehe-nsn.gov>; 'jkinter@yochadehe-nsn.gov' <jkinter@yochadehe-nsn.gov>; 'aroberts@yochadehe-nsn.gov' <aroberts@yochadehe-nsn.gov>; 'Sarah Ryan' <sryan@big-valley.net>; 'nahc@nahc.ca.gov' <nahc@nahc.ca.gov> **Subject:** Notice of Intent - file no. UP 20-22, Otchkova

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Thank you, Eric Porter



Eric J. Porter Associate Planner Department of Community Development 255 N. Forbes St. Lakeport, CA 95453 Phone: (707) 263-2221 x 37101 Fax: (707) 262-1843 Email: eric.porter@lakecountyca.gov STAY CONNECTED:



From:	Lori Baca
То:	Eric Porter
Subject:	RE: UP 20-22, Otchkova - request for comments
Date:	Tuesday, March 17, 2020 10:35:17 AM
Attachments:	image001.jpg
	image002.png

Eric,

Parcels 013-060-40, 031-014-03 and 013-014-11 are all outside of any Special Districts service area, no impact.

## Lori A. Baca, CTA Customer Service Coordinator

**Lori.Baca@lakecountyca.gov Office Number** (707) 263-0119 **Fax** (707) 263-3836



## From: Eric Porter

## Sent: Monday, March 16, 2020 12:30 PM

To: Steven Hajik <Steven.Hajik@lakecountyca.gov>; Fahmy Attar <FahmyA@lcaqmd.net>; Ryan Lewelling <Ryan.Lewelling@lakecountyca.gov>; David Casian <David.Casian@lakecountyca.gov>; Scott DeLeon <Scott.DeLeon@lakecountyca.gov>; Kelli Hanlon <Kelli.Hanlon@lakecountyca.gov>; Lori Baca <Lori.Baca@lakecountyca.gov>; Gordon Haggitt <Gordon.Haggitt@lakecountyca.gov>; Dennis Keithly <Dennis.Keithly@lakecountyca.gov>; Gloria.Fong@fire.ca.gov; Gloria Gregore <Gloria.Gregore@lakecountyca.gov>; Elizabeth Martinez <Elizabeth.Martinez@lakecountyca.gov>; chief500@lakeportfire.com; chief800@northshorefpd.com; mike.wink@fire.ca.gov; kyle.stoner@wildlife.ca.gov; Kevin Ponce <Kevin.Ponce@cdfa.ca.gov>; Northwest Information Center <nwic@sonoma.edu>; Michelle Scully <Michelle.Scully@lakecountyca.gov>; Susan Parker <Susan.Parker@lakecountyca.gov>; Carol Huchingson <Carol.Huchingson@lakecountyca.gov>; Yuliya Osetrova <Yuliya.Osetrova@lakecountyca.gov>

Subject: UP 20-22, Otchkova - request for comments

## Good afternoon;

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Thank you, Eric Porter

From:	Gordon Haggitt
То:	Eric Porter
Subject:	RE: Notice of Intent - file no. UP 20-22, Otchkova
Date:	Tuesday, February 23, 2021 12:40:58 PM
Attachments:	image001.png
	image002.png
	image003.png
	image004.gif
	image005.png

Eric: It appears the site is located on APN 013-060-40 which is a legal parcel by way of a 2006 lot line adjustment. I'm not sure why the application is including other APN's? There is a recorded survey showing a portion of the boundary of this parcel that applicant needs to use in order to show that setbacks are being met and no encroachments onto adjoiners.

Gordon M. Haggitt County Surveyor, County of Lake (707)263-2341

## From: Eric Porter

Sent: Monday, February 22, 2021 8:24 AM

**To:** Ryan Lewelling <Ryan.Lewelling@lakecountyca.gov>; Jack Smalley <Jack.Smalley@lakecountyca.gov>; Wink, Mike@CALFIRE <Mike.Wink@fire.ca.gov>; chief500@lakeportfire.com; Rymer-Burnett, Saskia@DOT <Saskia.Rymer-Burnett@dot.ca.gov>; John Everett <John.Everett@lakecountyca.gov>; Lars Ewing <Lars.Ewing@lakecountyca.gov>; Lori Baca <Lori.Baca@lakecountyca.gov>; Kelli Hanlon <Kelli.Hanlon@lakecountyca.gov>; Gordon Haggitt <Gordon.Haggitt@lakecountyca.gov>; Greg Peters <Greg.Peters@lakecountyca.gov>; Yuliya Osetrova <Yuliya.Osetrova@lakecountyca.gov>; Carol Huchingson <Carol.Huchingson@lakecountyca.gov>; Susan Parker <Susan.Parker@lakecountyca.gov>; 'tc@middletownrancheria.com' <tc@middletownrancheria.com>; 'jsimon@middletownrancheria.com' <jsimon@middletownrancheria.com>; 'mshaver@middletownrancheria.com' <mshaver@middletownrancheria.com>; 'THPO@middletownrancheria.com' <THPO@middletownrancheria.com>; 'btorres@middletownrancheria.com' <btorres@middletownrancheria.com>; 'sshope@middletownrancheria.com' <sshope@middletownrancheria.com>; 'scottg@mishewalwappotribe.com' <scottg@mishewalwappotribe.com>; 'admin@rvrpomo.net' <admin@rvrpomo.net>; 'drogers@robinsonrancheria.org' <drogers@robinsonrancheria.org>; 'terre.logsdon@sv-nsn.gov' <terre.logsdon@sv-nsn.gov>; 'thomas.jordan@sv-nsn.gov' <thomas.jordan@sv-nsn.gov>; 'lbill@yochadehe-nsn.gov' <lbill@yochadehe-nsn.gov>; 'jkinter@yochadehe-nsn.gov' <jkinter@yochadehe-nsn.gov>; 'aroberts@yochadehe-nsn.gov' <aroberts@yochadehe-nsn.gov>; 'Sarah Ryan' <sryan@big-valley.net>; 'nahc@nahc.ca.gov' <nahc@nahc.ca.gov>

Subject: Notice of Intent - file no. UP 20-22, Otchkova

Good morning;

Attached is a Notice of Intent and Initial Study (CEQA) that was sent to the State Clearinghouse for file no. UP 20-22, 'We Grow' / Otchkova.

Please have any comments to me on or before March 25, 2021.

Thank you, Eric Porter



Eric J. Porter Associate Planner Department of Community Development 255 N. Forbes St. Lakeport, CA 95453 Phone: (707) 263-2221 x 37101 Fax: (707) 262-1843 Email: eric.porter@lakecountyca.gov STAY CONNECTED:

From:	Linda Rosas
To:	Eric Porter; thpo@biq-valley.net; cww281@gmail.com; a.tyler@elemindiancolony.org; Anthony Arroyo, Sr;
	kn@koination.com; tc@middletownrancheria.com; jsimon@middletownrancheria.com;
	mshaver@middletownrancheria.com; THPO@middletownrancheria.com; btorres@middletownrancheria.com;
	rpeterson@middletownrancheria.com; sshope@middletownrancheria.com; speterson@middletownrancheria.com;
	scottg@mishewalwappotribe.com; admin@rvrpomo.net; drogers@robinsonrancheria.org; terre.logsdon@sv-
	nsn.gov; thomas.jordan@sv-nsn.gov; lbill@yochadehe-nsn.gov; jkinter@yochadehe-nsn.gov;
	<u>aroberts@yochadehe-nsn.gov; Sarah Ryan; nahc@nahc.ca.gov</u>
Subject:	[EXTERNAL]Re: UP 20-22, Otchkova - AB 52 Tribal Notice attached
Date:	Monday, March 16, 2020 4:33:26 PM

Hello Mr. Porter,

Habematolel Pomo of Upper Lake wishes to consult. White Rock Canyon is an area of cultural concern. I am available for a call tomorrow . Respectfully,

Linda D. Rosas-Bill Environmental Director Habematolel Pomo of Upper Lake 9470 Main Street P.O Box 516 Upper Lake, California 95485 (707) 348-8892 - Direct line (707) 275-0737 - Tribal Office (707) 275-0757 - Fax

This electronic message contains information generated by Habematolel Pomo of Upper Lake Environmental Department solely for the intended recipient(s). Any unauthorized interception of this message or the use or disclosure of the information it contains may violate the law and subject the violator to civil or criminal penalties. If you believe you have received this message in error, please notify the sender and delete email immediately.

From: Eric Porter < Eric.Porter@lakecountyca.gov>

Sent: Monday, March 16, 2020 3:17 PM

To: thpo@big-valley.net <thpo@big-valley.net>; cww281@gmail.com <cww281@gmail.com>; a.tyler@elemindiancolony.org <a.tyler@elemindiancolony.org>; Anthony Arroyo, Sr <aarroyosr@hpultribe-nsn.gov>; Linda Rosas <lrosas@hpultribe-nsn.gov>; kn@koination.com <kn@koination.com>; tc@middletownrancheria.com <tc@middletownrancheria.com>; jsimon@middletownrancheria.com <jsimon@middletownrancheria.com>; mshaver@middletownrancheria.com <mshaver@middletownrancheria.com>; THPO@middletownrancheria.com <THPO@middletownrancheria.com>; btorres@middletownrancheria.com <btorres@middletownrancheria.com>; rpeterson@middletownrancheria.com <rpeterson@middletownrancheria.com>; sshope@middletownrancheria.com <sshope@middletownrancheria.com>; speterson@middletownrancheria.com <speterson@middletownrancheria.com>; scottg@mishewalwappotribe.com <scottg@mishewalwappotribe.com>; admin@rvrpomo.net <admin@rvrpomo.net>; drogers@robinsonrancheria.org <drogers@robinsonrancheria.org>; terre.logsdon@sv-nsn.gov <terre.logsdon@sv-nsn.gov>; thomas.jordan@sv-nsn.gov <thomas.jordan@sv-nsn.gov>; lbill@yochadehe-nsn.gov <lbill@yochadehe-nsn.gov>; jkinter@yochadehe-nsn.gov <jkinter@yochadehe-nsn.gov>; aroberts@yochadehe-nsn.gov <aroberts@yochadehe-nsn.gov>; Sarah Ryan <sryan@big-valley.net>; nahc@nahc.ca.gov <nahc@nahc.ca.gov>

Subject: UP 20-22, Otchkova - AB 52 Tribal Notice attached

Good afternoon.

This is the last of the five commercial cannabis applications we received last week.

There is no Cultural Study for this project, however we are requiring that one be undertaken as a 'complete application' item.

Please provide any comments you might have by or before April 16, 2020. I will forward the Cultural Study to all tribes that are interested in receiving it once I have it.

Take care, Eric Porter

From:	Linda Rosas
To:	Eric Porter; thpo@biq-valley.net; cww281@gmail.com; a.tyler@elemindiancolony.org; Anthony Arroyo, Sr;
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From: Eric Porter < Eric.Porter@lakecountyca.gov>

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To: thpo@big-valley.net <thpo@big-valley.net>; cww281@gmail.com <cww281@gmail.com>; a.tyler@elemindiancolony.org <a.tyler@elemindiancolony.org>; Anthony Arroyo, Sr <aarroyosr@hpultribe-nsn.gov>; Linda Rosas <lrosas@hpultribe-nsn.gov>; kn@koination.com <kn@koination.com>; tc@middletownrancheria.com <tc@middletownrancheria.com>; jsimon@middletownrancheria.com <jsimon@middletownrancheria.com>; mshaver@middletownrancheria.com <mshaver@middletownrancheria.com>; THPO@middletownrancheria.com <THPO@middletownrancheria.com>; btorres@middletownrancheria.com <btorres@middletownrancheria.com>; rpeterson@middletownrancheria.com <rpeterson@middletownrancheria.com>; sshope@middletownrancheria.com <sshope@middletownrancheria.com>; speterson@middletownrancheria.com <speterson@middletownrancheria.com>; scottg@mishewalwappotribe.com <scottg@mishewalwappotribe.com>; admin@rvrpomo.net <admin@rvrpomo.net>; drogers@robinsonrancheria.org <drogers@robinsonrancheria.org>; terre.logsdon@sv-nsn.gov <terre.logsdon@sv-nsn.gov>; thomas.jordan@sv-nsn.gov <thomas.jordan@sv-nsn.gov>; lbill@yochadehe-nsn.gov <lbill@yochadehe-nsn.gov>; jkinter@yochadehe-nsn.gov <jkinter@yochadehe-nsn.gov>; aroberts@yochadehe-nsn.gov <aroberts@yochadehe-nsn.gov>; Sarah Ryan <sryan@big-valley.net>; nahc@nahc.ca.gov <nahc@nahc.ca.gov>

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Take care, Eric Porter



DISTRIBUTION DATE: March 16, 2020

Rural

## **AB52 TRIBAL CONSULTATION NOTIFICATION**

Please note: 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.

Image: Control of the second	alley Rancheria na Rancheria Colony nd Band of Pomo		Mishewal-Wappo Middletown Rancheria Redwood Valley Robinson Rancheria Scotts Valley Band of Pomo Upper Lake Habematolel Yocha Dehe
FROM:	Eric Porter, Associate Planner		
REQUEST:	UP 20-22, Initial Study, IS 20-25	, Early Activ	ation, EA 20-26
OWNER/APPLICANT:	Zarina Otchkova		
APN:	013-060-40 (cultivation site), 013-	014-11 and 01	13-014-03
LOCATION:	16750 Herrington Road, 17610 Sandy Road, and 19678 Stinson Road, Middletown		
ZONING:	Lot 40: (split zoned) "RL – WW Residential – Waterway Lots 3 and 11: "RL – WW" - Rur		- WW" - Rural Lands -Waterway and aterway
GENERAL PLAN:	Rural Lands and Resource Conserv	vation	
HAZARDS:	SRA High Fire Area		
NATURAL RESOURCES: Year round and seasonal streams			
SUPERVISOR DIST:	1		

PROPOSAL: The applicant is requesting approval of a Major Use Permit for commercial cannabis cultivation. According to the applicant's application packet, the applicant is proposing the following: Please refer to attached Project Management Plan and Site Plans for further information.

- (15) A-Type 3B "Mixed-Light" Licenses •
- (1) Type 13 Self-Transport Distribution License •
- 329,705 s.f. of commercial cannabis canopy area •
- 395,405 s.f. of cultivation area •
- Project is proposed with 2 additional contiguous parcels, APNs 013-014-03 & 013-014-11 in order to • allow collocation/clustering of permits
- Primary cultivation parcel is APN 013-060-40 •
- (30) 90' x 125' greenhouses •
- (1) 90' x 112' greenhouse •
- (4) 90' x 125' immature plant greenhouses

- (4) 50' x 100' processing facilities
- (1) 200 s.f. storage shed
- (4) 2,500-gallon water storage tanks (one steel or fiber glass for fire suppression)

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.

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 Rob Fitzsimmons at rob.fitzsimmons@lakecountyca.gov or mail them to the address listed in the letterhead above.

COMMENTS: \_\_\_\_\_

NAME

DATE



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: March 16, 2020

## **REQUEST FOR REVIEW FOR SUFFICIENCY**



- (1) 200 s.f. storage shed
- (4) 2,500-gallon water storage tanks (one steel or fiber glass for fire suppression)

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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, 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 3/31/2020. Please email your comments to Eric Porter at eric.porter@lakecountyca.gov or mail them to the address listed in the letterhead above.

COMMENTS:

NAME	-		DATE	
cc:	<u>1</u>	Supervisorial District (RFR Only)	County Administration	

From:	Yuliya Osetrova
То:	Eric Porter
Subject:	RE: UP 20-22, Otchkova - request for comments
Date:	Tuesday, April 14, 2020 11:43:13 AM

Eric,

The only comments for this project is that the information on installed monitoring equipment ( to monitor the flow and read water levels) is missing

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

From: Eric Porter

Sent: Monday, March 16, 2020 12:30 PM

To: Steven Hajik <Steven.Hajik@lakecountyca.gov>; Fahmy Attar <FahmyA@lcaqmd.net>; Ryan Lewelling <Ryan.Lewelling@lakecountyca.gov>; David Casian <David.Casian@lakecountyca.gov>; Scott DeLeon <Scott.DeLeon@lakecountyca.gov>; Kelli Hanlon <Kelli.Hanlon@lakecountyca.gov>; Lori Baca <Lori.Baca@lakecountyca.gov>; Gordon Haggitt <Gordon.Haggitt@lakecountyca.gov>; Dennis Keithly <Dennis.Keithly@lakecountyca.gov>; Gloria.Fong@fire.ca.gov; Gloria Gregore <Gloria.Gregore@lakecountyca.gov>; Elizabeth Martinez <Elizabeth.Martinez@lakecountyca.gov>; chief500@lakeportfire.com; chief800@northshorefpd.com; mike.wink@fire.ca.gov; kyle.stoner@wildlife.ca.gov; Kevin Ponce <Kevin.Ponce@cdfa.ca.gov>; Northwest Information Center <nwic@sonoma.edu>; Michelle Scully <Michelle.Scully@lakecountyca.gov>; Susan Parker <Susan.Parker@lakecountyca.gov>; Carol Huchingson <Carol.Huchingson@lakecountyca.gov>; Yuliya Osetrova <Yuliya.Osetrova@lakecountyca.gov>

Subject: UP 20-22, Otchkova - request for comments

## Good afternoon;

Here is the 5<sup>th</sup> of 5 new commercial cannabis applications received by the County. This permit, if approved, would allow 30 greenhouses for mature plants, 4 greenhouses for immature plants, and other appurtenant buildings for drying / chemical storage and data security (security cameras).

I have the Biological Study for this proposal that is too large to email. Let me know if you want it, and I'll send it via FileShare.

Please have any comments you have back to me by or before March 31, 2020.

Thank you, Eric Porter