

# COUNTY OF MENDOCINO

860 NORTH BUSH STREET · UKIAH · CALIFORNIA · 95482 120 WEST FIR STREET · FT. BRAGG · CALIFORNIA · 95437 IGNACIO GONZALEZ, INTERIM DIRECTOR JULIA KROG, ASSISTANT DIRECTOR TELEPHONE: 707-234-6650 FAX: 707-463-5709 FB PHONE: 707-964-5379 FB FAX: 707-961-2427 pbs@mendocinocounty.org/pbs

September 13, 2021

Department of Transportation Environmental Health - Ukiah Building Inspection – Ukiah Cannabis Department Farm Advisor Agriculture Commissioner Air Quality Management Department of Forestry/ CalFire -Resource Management Cloverdale Rancheria Redwood Valley Rancheria Sherwood Valley Band of Pomo Indians Redwood Valley-Calpella Fire District Redwood Valley Water District Redwood Valley MAC

CASE#: R\_2021-0002 DATE FILED: 9/1/2021 OWNER: Various APPLICANT: Kathleen Gilley REQUEST: Rezone request to establish a Cannabis Prohibition (CP) Combining District over 160 assessor's parcels in Redwood Valley. LOCATION: 0.1± miles north of the Redwood Valley town center, on the east side of East Road (CR 230), north of Road D (CR 232) and south of Madrone Drive (private). SUPERVISORIAL DISTRICT: 1 (McGourty) STAFF PLANNER: RUSSELL FORD RESPONSE DUE DATE: September 27, 2021

#### **PROJECT INFORMATION CAN BE FOUND AT:**

www.mendocinocounty.org

Select "Government" from the drop-down; then locate Planning and Building Services/Public Agency Referrals.

Mendocino County Planning & Building Services is soliciting your input, which will be used in staff analysis and forwarded to the appropriate public hearing. You are invited to comment on any aspect of the proposed project(s). Please convey any requirements or conditions your agency requires for project compliance to the project coordinator at the above address, or submit your comments by email to <u>pbs@mendocinocounty.org</u>. Please note the case number and name of the project coordinator with all correspondence to this department.

We have reviewed the above application and recommend the following (please check one):

□ No comment at this time.

Recommend conditional approval (attached).

Applicant to submit additional information (attach items needed, or contact the applicant directly, copying Planning and Building Services in any correspondence you may have with the applicant)

Recommend denial (Attach reasons for recommending denial).

Recommend preparation of an Environmental Impact Report (attach reasons why an EIR should be required).

Other comments (attach as necessary).

#### **REVIEWED BY:**

Signature \_\_\_\_\_

Department \_\_\_\_\_

Date \_\_\_\_\_

# CASE: R 2021-0002

OWNER:	Various
APPLICANT:	Kathleen Gilley
REQUEST:	Rezone request to establish a Cannabis Prohibition (CP) Combining District over 160 assessor's parcels in Redwood Valley.
LOCATION:	0.1± miles north of the Redwood Valley town center, on the east side of East Road (CR 230), north of Road D (CR 232) and south of Madrone Drive (private).
APN/S:	Multiple
PARCEL SIZE:	Varies
GENERAL PLAN: ZONING:	Agriculture (AG) and Rural Residential, 1 acre minimum (RR-1) Agriculture (AG) and Rural Residential, 1 acre minimum (RR-1)
EXISTING USES:	Residential, agricultural
DISTRICT:	1 (McGourty)

**RELATED CASES:** Ordinance Amendment OA 2018-0008 established MCC Section 20.119 to allow for the creation of Cannabis Prohibition districts.

NORTH: EAST:	ADJACENT GENERAL PLAN Agriculture (AG) Rural Residential, 10 acre	ADJACENT ZONING Agriculture (AG) Rural Residential, 10 acre	ADJACENT LOT SIZES 10-20 acres 10 acres	ADJACENT USES Agriculture, Residential Agriculture, Residential
SOUTH:	minimum (RR-10) Agriculture (AG) and Rural Residential, 1 acre minimum (RR-1)	minimum (RR-10) Agriculture (AG) and Rural Residential, 1 acre minimum (RR-1)	3-40 acres	Agriculture, Residential
WEST:	Agriculture (AG) and Rural Residential, 1 acre minimum (RR-1)	Agriculture (AG) and Rural Residential, 1 acre minimum (RR-1)	3-5 acres	Agriculture, Residential
		<b>REFERRAL AGENCIES</b>		
LOCAL				
🖾 Agric	ultural Commissioner	Sanitation District	🗖 California	State Clearinghouse
🛛 Air Q	uality Management District	School District	□ CALTRANS	5
🗆 Airpo	ort Land Use Commission	🛛 Redwood Valley Water Dist	rict □ Regional \	Nater Quality Control Board
	aeological Commission	Mendocino Transit Authorit	:y (MTA) □ Sierra Clul	b
□ Asses	ssor's Office	Planning Division	FEDERAL	

□ Resource Lands Protection Com.

☑ CALFIRE (Resource Management)

□ California Div. of Land Use Protection

California Div. of Mine Reclamation

California Dept. of Fish & Wildlife

California Native Plant Society

California Highway Patrol

California Coastal Commission

□ Sonoma State University

□ Trails Advisory Council

□ CALFIRE (Land Use)

<u>STATE</u>

□ Sierra Club

TRIBAL

US Department of Fish & Wildlife

□ US Department of Health Services

US Natural Resources Conservation

🛛 Cloverdale Rancheria

⊠ Redwood Valley Rancheria

□ Potter Valley Tribe

□ US Department of Parks & Recreation

Sherwood Valley Band of Pomo Indians

#### ADDITIONAL INFORMATION:

⊠ Redwood Valley MAC

Building Division Ukiah

⊠ Cannabis Department

⊠ Environmental Health (EH)

☑ Department of Transportation (DOT)

City Planning Department

Redwood Valley-Calpella Fire District

Community Services District

County Addresser

⊠ Farm Advisor

LAFCO

□ Forestry Advisor

#### STAFF PLANNER: Russ Ford

DATE: 9/10/2021

### **ENVIRONMENTAL DATA**

<b>1. MAC:</b> GIS	13. AIRPORT LAND USE PLANNING AREA:
Redwood Valley	Airport Land Use Plan; GIS N/A
2. FIRE HAZARD SEVERITY ZONE: CALFIRE FRAP mags/GIS	14. SUPERFUND/BROWNFIELD/HAZMAT SITE:
N/A (LRA)	GIS; General Plan 3-11
3. FIRE RESPONSIBILITY AREA:	,
CALFIRE FRAP maps/GIS	15. NATURAL DIVERSITY DATABASE: CA Dept. of Fish & Wildlife Rarefind Database/GIS
	Yes
4. FARMLAND CLASSIFICATION:	16. STATE FOREST/PARK/RECREATION AREA ADJACENT: GIS: General Plan 3-10
Prime, Rural Residential, Unique, Urban, Non-Ag	No
5. FLOOD ZONE CLASSIFICATION: FEMA Flood Insurance Rate Maps (FIRM)	17. LANDSLIDE HAZARD:
N/A	Hazards and Landslides Map; GIS; Policy RM-61; General Plan 4-44
6. COASTAL GROUNDWATER RESOURCE AREA:	18. WATER EFFICIENT LANDSCAPE REQUIRED:
Coastal Groundwater Study/GIS N/A	Policy RM-7; General Plan 4-34
7. SOIL CLASSIFICATION:	N/A
Mendocino County Soils Study Eastern/Western Part	19. WILD AND SCENIC RIVER: www.rivers.gov (Eel Only); GIS
Various	N/A
8. PYGMY VEGETATION OR PYGMY CAPABLE SOIL: LCP maps, Pygmy Solis Maps; GIS	20. SPECIFIC PLAN/SPECIAL PLAN AREA:
N/A	Various Adopted Specific Plan Areas; GIS <b>N/A</b>
9. WILLIAMSON ACT CONTRACT:	21. STATE CLEARINGHOUSE REQUIRED:
GIS/Mendocino County Assessor's Office Multiple contracts in area	Policy No
<b>10. TIMBER PRODUCTION ZONE:</b>	22. OAK WOODLAND AREA: USDA
N/A	No
11. WETLANDS CLASSIFICATION:	23. HARBOR DISTRICT: Sec. 20.512
Riverine, Freshwater Pond	N/A
12. EARTHQUAKE FAULT ZONE: Earthquake Fault Zone Maps; GIS N/A	

# FOR PROJECTS WITHIN THE COASTAL ZONE ONLY

#### 24. LCP LAND USE CLASSIFICATION: LCP Land Use maps/GIS N/A

25. LCP LAND CAPABILITIES & NATURAL HAZARDS: LCP Land Capabilities maps/GIS; 20.500 *N/A* 

26. LCP HABITATS & RESOURCES: LCP Habitat maps/GIS; 20.496 *N/A* 

27. COASTAL COMMISSION APPEALABLE AREA: Post LCP Certification Permit and Appeal Jurisdiction maps/GIS; 20.544 *N/A*  28. CDP EXCLUSION ZONE: CDP Exclusion Zone maps/GIS N/A

29. HIGHLY SCENIC AREA: Highly Scenic & Tree Removal Area Maps/GIS; Secs. 20.504.015, 20.504.020 N/A

**30. BIOLOGICAL RESOURCES & NATURAL AREAS:** Biological Resources & Natural Area Map; GIS; General Plan 4-9 *N/A* 

**31. BLUFFTOP GEOLOGY:** GIS; 20.500.020 *N/A* 



PLANNING & BUILDING SERVICES

CASE NO:	R 2021.0002	
DATE FILED:	9 7 21	
FEE:	\$5.804-	
RECEIPT NO:	44943	
RECEIVED BY:	RDF	
	Office Use Only	

# **APPLICATION FORM**

APPLICANT:				
Name Castide Rest	tentialRed	laced Valley	Phone:	
(SEE GHAC) Mailing Address:	hed map to	or exactly	ocation)	
City:	_State/Zip:		Email:	
PROPERTY OWNER:				
Name: Multiple Proper	rty Dune	215	Phone:	
Mailing Address:				
City:	_State/Zip:		Email:	
AGENT:				
Name: Kothleen Gil	lev		Phone: (707) 391-	5175
Mailing Address: <u>PO Box</u>				
city: Rodward Valley	_State/Zip:	× A 95470	Email: 54117700	romast. net
ASSESSOR'S PARCEL NUMBE				
TYPE OF APPLICATION:				
<ul> <li>Administrative Permit</li> <li>Agricultural Preserve: New Cont</li> <li>Agricultural Preserve: Cancellati</li> <li>Agricultural Preserve: Rescind &amp;</li> <li>Airport Land Use</li> <li>Development Review</li> <li>Exception</li> </ul>	tract Ion & ReEnter	Flood Hazard Devi General Plan Ame Land Division – M Land Division – M Land Division – Pa Land Division – Pa Land Division – Re Modification of Ca	endment inor lajor arcel e-Subdivision	<ul> <li>Reversion to Acreage</li> <li>Rezoning</li> <li>Use Permit – Cottage</li> <li>Use Permit – Minor</li> <li>Use Permit – Major</li> <li>Variance</li> <li>Other</li> </ul>

I certify that the information submitted with this application is true and accurate.

09-07-2021 Signature of Applicant/Agent Date

Signature of Owner



# COUNTY OF MENDOCINO

# **DEPARTMENT OF PLANNING & BUILDING SVCS.**

860 North Bush Street • Ukiah, California 95482 120 West Fir Street • Fort Bragg, California 95437 IGNACIO GONZALEZ, INTERIM DIRECTOR JULIA ACKER-KROG, ASSISTANT DIRECTOR PHONE: 707-234-6650 CS. FAX: 707-463-5709 FB PHONE: 707-964-5379 FB FAX: 707-961-2427 pbs@mendocinocounty.org/pbs

### ACKNOWLEDGEMENT OF DEPOSIT/HOURLY FEE

By signing below, the applicant acknowledges that the staff at Planning and Building Services has discussed the potential for collection of a deposit fee for the projects listed below (as adopted by the Board of Supervisors Resolution No.'s 11-072, 16-150, 18-122 and 19-170)

- 1. Division of Land Project
- 2. General Plan Project
- 3. Coastal Project
- 4. Zoning Project
- 5. Administrative Project
- 6. Cannabis Project
- 7. Private Road Naming

Once an application has been submitted and the processing costs approach 80% of the application fee, additional staff processing time will be billed at \$90.00/hour. Staff will notify the applicant/owner that a deposit equal to 50% of the initial filing fee is required for further processing, and more than one deposit may be required depending on the complexity of the project and the staff time necessary to complete application processing.

I acknowledge that I was advised of the deposit fee for continued processing after the initial application fee has been expended.

Lathlan Applicant Signature

9-7-202

Date

**OFFICE USE ONLY:** 

Project or Permit Number

#### SITE AND PROJECT DESCRIPTION QUESTIONNAIRE

The purpose of this questionnaire is to relate information concerning your application to the Department of Planning and Building Services and other agencies who will be reviewing your project proposal. Please remember that the clearer picture that you give us of your project and the site, the easier it will be to promptly process your application. Please answer all questions. Those questions which do not pertain to your project please indicate "Not applicable" or "N/A".

#### THE PROJECT

### 1. Describe your project. Include secondary improvements such as wells, septic systems, grading, vegetation removal, roads, etc.

establish a CP"Commercial Prohibition ombining District Under Jection 20.119 lastside Residential Kedu map for exact location Mesa Dr. Humphrey East Rd olony COL 12

documents include signature petitio Vapportina Dwners and from property

2. Structures/Lot Coverage	NO. OF UNITS		SQUARE FOOTAGE		
	EXISTING	PROPOSED	EXISTING	PROPOSED	TOTAL
□ Single Family					
Mobile Home		A			
Duplex	10/	A			
Multifamily					
Other:					
Other:					

3. If the project is commercial, industrial or institutional, complete the following:

#### 4. Will the project be phased?

□ YES □ NO If yes, explain your plans for phasing:

5. Will vegetation be removed on areas other than the building sites and roads? □ YES **NO** If no, explain: 6. Will the project involve the use or disposal of potentially hazardous materials such as toxic substances, flammables, or explosives? □ YES **NO** If yes, explain: 7. How much off-street parking will be provided? Number Size No. of covered spaces: No. of uncovered spaces: No. of standard spaces: No. of accessible spaces: Existing no. of spaces: Proposed additional spaces: Total: 8. Is any road construction or grading planned? If yes, grading and drainage plans may be required. YES □ NO Also, please describe the terrain to be traversed. (e.g., steep, moderate slope, flat, etc.) NIA 9. For grading or road construction, complete the following: Amount of cut:\_\_\_\_\_\_ cubic yards Amount of fill:\_\_\_\_\_\_ cubic yards Max. height of fill slope:\_\_\_\_\_\_feet Max. height of cut slope:\_\_\_\_\_\_ feet Amount of import/export:\_\_\_\_\_\_ cubic yards Location of borrow or disposal site:

	ject involve sand removal, mining or gravel extraction? If yes, detailed extraction, reclamation and monitoring plans
may be required	$\square$ NO $N/A$
	bosed development convert land currently or previously used for agriculture to another use?
□ YES	DNO NA
	elopment provide public or private recreation opportunities?
S YES	<b>NO</b> If yes, explain how:
	NIA
5 <u>.</u>	/////
	1
<b>12</b>	
13. Is the propos	sed development visible from State Highway 1 or other scenic route?
	2.10 1/4
	sed development visible from a park, beach or other recreational area?
	$\square$ NO $N/A$
15. Does the dev	velopment involve diking, filling, dredging or placing structures in open coastal water, wetlands, estuaries or lakes?
Diking	$\Box V f = \Box N O = \frac{1}{2} \frac{1}$
Diking: Filling:	UYES INO
Dredging:	
Structures:	□ Open Coastal Waters □ Wetlands □ Estuaries □ Lakes
If so, what is	the amount of material to be dredged/filled?: cubic yards
Location of d	redged material disposal site?:
Has a U.S. Arr	my Corps of Engineers permit been applied for?
16. Will there be	e any exterior lighting?
□ YES	<b>NO</b> If yes, describe below and identify the location of all exterior lighting on the plot and building plans.
	NTA
1.	
17. Utilities will	be supplied to the site as follows: $N/A$
Electricity:	Utility Company (service exists to parcel)
	Utility Company (requires extension of service to site): feet miles
	□ On Site Generation – Specify:
Gas:	Utility Company/Tank
	On Site Generation – Specify: None

Telephone: 🗆 YES 🗆 NO

N/ N
18. What will be the method of sewage disposal?
Community Sewage System (specify supplier):
Septic Tank Other (specify):
19. What will be the domestic water source:
Community Water System (specify supplier):
□ Well
Other (specify):
20. Are there any associated projects and/or adjacent properties under your ownership? YES If yes, explain: (e.g., Assessor's Parcel Number, address, etc.)
N A
21. List and describe any other related permits and other public approval required for this project, including those required by other County departments, city, regional, State and Federal agencies:
22. Describe the location of the site in terms of readily identifiable landmarks: (e.g., mailboxes, mile posts, street intersections, etc.)
NIA
<ul> <li>23. Are there existing structures on the property? If yes, describe below and identify the use of each structure on the plot plan or tentative map if the proposal is for a subdivision.</li> <li>YES INO</li> </ul>
NIA
/V/A
<ul> <li>24. Will any existing structure be demolished or removed? If yes, describe the type of development to be demolished or removed, including the relocation site, if applicable.</li> <li>YES INO</li> </ul>
/V//4

25. What is the maximum height of all structures?

Existing:	feet
Proposed:	feet

26. What is the gross floor areas of all structures, including covered parking and accessory buildings?

NA

square feet	1
square feet	10
	square feet square feet

**27. What is the total lot area within property lines?** Total Lot Area: \_\_\_\_\_\_ □ acres □ square feet

28. Briefly describe the project site as it exists before the project, including information on existing structures and their uses, slopes, soil stability, plants and animals, and any cultural, historical or scenic aspects. Attach any photographs of the site that you feel would be helpful:

29. Briefly describe the surrounding properties, including information on plants, animals and any cultural, historic or scenic aspects. Indicate the type of land use (use chart below) and its general intensity. Attach any photographs of the vicinity that you feel would be helpful.

30. Indicate the surrounding land uses: Vacant Residential Agriculture Commercial Industrial Public Facility Timberland Other North: East: South: West:

#### CERTIFICATION AND SITE VIEW AUTHORIZATION

- 1. I hereby certify that I have read this completed application and that, to the best of my knowledge, the information in this application, and all attached appendices and exhibits, is complete and correct. I understand that the failure to provide any requested information or any misstatements submitted in support of the application shall be grounds for either refusing to accept this application, for denying the permit, for suspending or revoking a permit issued on the basis of such misrepresentations, or for seeking of such further relief as may seem proper to the County.
- 2. I hereby grant permission for County Planning and Building Services staff and hearing bodies to enter upon and site view the premises for which this application is made in order to obtain information necessary for the preparation of required reports and render its decision.

Kothleon Cilly 09-07-2021 Owner/Authorized agent Date

NOTE: IF SIGNED BY AGENT, OWNER MUST SIGN BELOW.

#### AUTHORIZATION OF AGENT

I hereby authorize	Kalper fill	to act as my representative
and to bind me in all matters	concerning this application.	
	Owner	Date

#### MAIL DIRECTION

To facilitate proper handling of this application, please indicate the names and mailing addresses of individuals to whom you wish correspondence and/or staff reports mailed <u>if different from those identified on Page 1 of the application form</u>.

Name	Name	Name	
Mailing Address	Mailing Address	Mailing Address	

# Indemnification And Hold Harmless

ORDINANCE NO. 3780, adopted by the Board of Supervisors on June 4, 1991, requires applicants for discretionary land use approvals, to sign the following Indemnification Agreement. Failure to sign this agreement will result in the application being considered incomplete and withheld from further processing.

# Indemnification Agreement

As part of this application, applicant agrees to defend, indemnify, release and hold harmless the County of Mendocino, its agents, officers, attorneys, employees, boards and commissions, as more particularly set forth in Mendocino County Code Section 1.04.120, from any claim, action or proceeding brought against any of the foregoing individuals or entities, the purpose of which is to attack, set aside, void or annul the approval of this application or adoption of the environmental document which accompanies it. The indemnification shall include, but not be limited to, damages, costs, expenses, attorney fees or expert witness fees that may be asserted by any person or entity, including the applicant, arising out of or in connection with the approval of this application, whether or not there is concurrent, passive or active negligence on the part of the County, its agents, officers, attorneys, employees, boards and commissions.

09-07-2021 Date

Kathloen Applicant



# Mendocino County Planning and Building Services

860 North Bush Street Ukiah, CA 95482 (707) 234-6650 120 West Fir Street Fort Bragg, CA 95437 (707) 964-5379

### Paid By: SBMC CC (KATHLEEN GILLEY)

## R 2021-0002

# Receipt: PRJ\_044943 Date: 9/9/2021 Pay Method: CHECK 381002

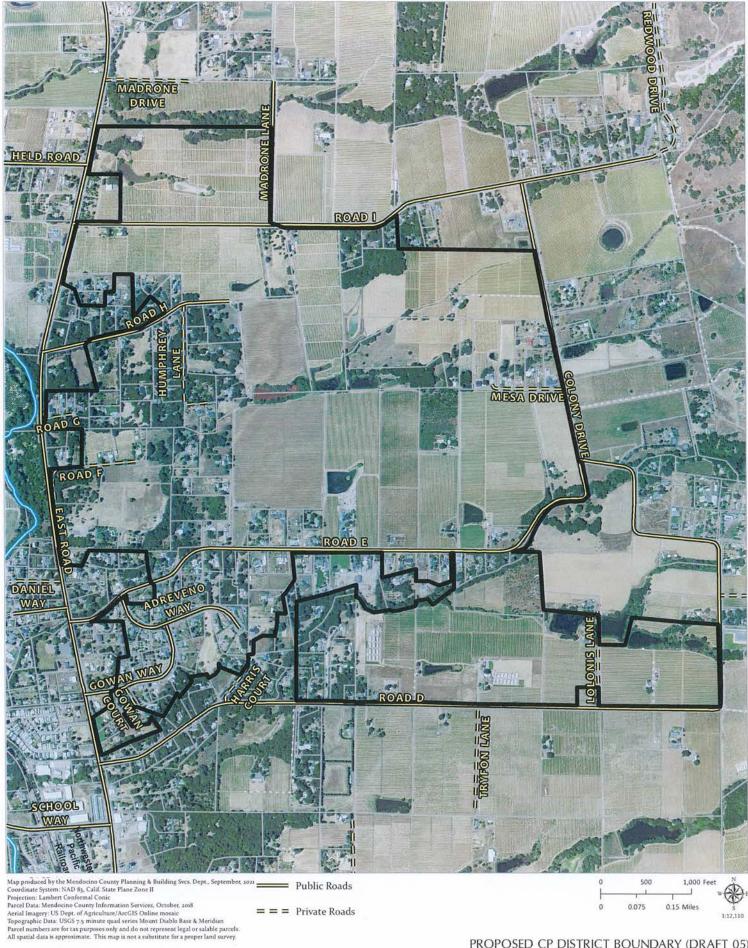
**Received By: RUSSELL FORD** 

Project Number: R\_2021-0002 Project Description: Colony CP Dist.Redwood Valley Site Address:

Fee Description	Account Number	Qty	Fee Amount
BASE FEES	1100-2851-822500		\$4,342.00
R BASE			\$4,342.00
DOT FEES	1100-1910-826182		\$250.00
R DOT2F			\$250.00
ENVIRONMENTAL REVIEW	1100-2851-826184		\$735.00
			\$735.00
GENERAL PLAN	1100-2851-826188		\$116.00
	8		\$116.00
PROJECT SPECIFIC FEES	1100-1010-826390		\$250.00
GP OA R DEV COB			\$250.00
RECORDS MANAGEMENT	1222-2852-826260		\$111.00
			\$111.00

**Total Fees Paid:** 

\$5,804.00



THIS MAP AND DATA ARE PROVIDED WITHOUT WARRANTY OF ANY KIND. DO NOT USE THIS MAP TO DETERMINE LEGAL PROPERTY BOUNDARIES

PROPOSED CP DISTRICT BOUNDARY (DRAFT 05)

