

COUNTY OF MENDOCINO DEPARTMENT OF PLANNING AND BUILDING SERVICES

860 North Bush Street · Ukiah · California · 95482 120 West Fir Street · Ft. Bragg · California · 95437 JULIA KROG, DIRECTOR TELEPHONE: 707-234-6650 FAX: 707-463-5709 FB PHONE: 707-964-5379 FB FAX: 707-961-2427 pbs@mendocinocounty.gov www.mendocinocounty.org/pbs

October 08, 2024

Department of Transportation Environmental Health - Ukiah Building Inspection - Ukiah Assessor Air Quality Management Cannabis Department Department of Forestry/ CalFire -Land Use Department of Fish and Wildlife

Regional Water Quality Control Board Cloverdale Rancheria Redwood Valley Rancheria Sherwood Valley Band of Pomo Indians

CASE#: AP_2024-0032 DATE FILED: 9/16/2024 OWNER: GABRIEL BARRAGAN REQUEST: Administrative Permit to waive the dwelling unit requirement for a commercial cannabis cultivation in the Rural Residential zoning district. LOCATION: 0.6± miles southeast of Calpella town center, on the east side of East Side Calpella Road (CR 227), 0.4± miles south of its intersection with Marina Drive (CR 226), located at 5701 East Side Calpella Rd, Calpella. SUPERVISORIAL DISTRICT: 1 STAFF PLANNER: JAMIE HENRY RESPONSE DUE DATE: October 22, 2024

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: AP_2024-0032

OWNER:	Gabriel Barragan
APPLICANT:	Clifford Russell
AGENT:	Javier Rau
REQUEST:	Administrative Permit to waive the dwelling unit requirement for a commercial cannabis cultivation in the Rural Residential zoning district.
LOCATION:	0.6± miles southeast of Calpella town center, on the east side of East Side Calpella Road (CR 227), 0.4± miles south of its intersection with Marina Drive (CR 226), located at 5701 East Side Calpella Rd, Calpella.
APN:	168-040-01, 167-310-14, 167-320-07, 167-320-08, 168-040-02, 168-030-07
PARCEL SIZE:	138± acres
GENERAL PLAN:	Rural Residential (RR)
ZONING:	Rural Residential (RR:10)
EXISTING USES:	Commercial Cannabis Cultivation
DISTRICT:	1 (McGourty)
RELATED CASES:	AG_2019-0140

	ADJACENT GENERAL PLAN	ADJACENT ZONING	ADJACENT LOT SIZES	ADJACENT USES
NORTH	RR5	RR5	21.2±, 29.1±	Residential
EAST:	RR10	RR10	1±, 10±, 12.1±	Residential
SOUTH:	RR10	RR10	4.8±, 11.9±, 23.6±ac	Agricultural
WEST:	AG	AG	1.2-9.0±ac	Residential

	<u>REFERRAL AGENC</u>
LOCAL	
Air Quality Management District	🛛 Environmental Health
⊠ Assessor's Office	🖾 CALFIRE (Land Use)
🛛 Building Division Ukiah	🛛 California Dept. of Fish
🛛 Cannabis Department	🛛 Regional Water Qualit
Department of Transportation (DOT)	

REFERRAL AGENCIES

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h (EH)
sh & Wildlife
ity Control Board
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TRIBAL

🛛 Cloverdale Rancheria 🛛 Redwood Valley Rancheria ⊠ Sherwood Valley Band of Pomo Indians

ADDITIONAL INFORMATION:

Located in an area with Naturally Occurring Asbestos/Serpentine Soils.

STAFF PLANNER: JAMIE LYNN HENRY

DATE: 10/8/2024

ENVIRONMENTAL DATA

1. MAC: GIS

None

2. FIRE HAZARD SEVERITY ZONE: CALFIRE FRAP maps/GIS Moderate

3. FIRE RESPONSIBILITY AREA: CALFIRE FRAP maps/GIS SRA (State Responsibility Area)

4. FARMLAND CLASSIFICATION: GIS Grazing Land (G), Unique Farmland (U), Prime Farmland (P)

5. FLOOD ZONE CLASSIFICATION: FEMA Flood Insurance Rate Maps (FIRM) None

6. COASTAL GROUNDWATER RESOURCE AREA: Coastal Groundwater Study/GIS N/A

7. SOIL CLASSIFICATION:

Mendocino County Soils Study Eastern/Western Part 216 - Xerochrepts-Haploxeralfs-Argixerolls complex, 30-50% slopes 184 - Redvine sandy clay loam, 2-8% slopes 224 - Yokayo-Pinole-Pinnobie complex, 0-15% slopes

8. PYGMY VEGETATION OR PYGMY CAPABLE SOIL: LCP maps, Pygmy Soils Maps; GIS NO

9. WILLIAMSON ACT CONTRACT: GIS/Mendocino County Assessor's Office NO

10. TIMBER PRODUCTION ZONE: GIS NO

11. WETLANDS CLASSIFICATION:

Depressional, Fluvial Natural

GIS

12. EARTHQUAKE FAULT ZONE: Earthquake Fault Zone Maps; GIS *NO*

13. AIRPORT LAND USE PLANNING AREA: Airport Land Use Plan; GIS NO

14. SUPERFUND/BROWNFIELD/HAZMAT SITE: GIS; General Plan 3-11 NO

15. NATURAL DIVERSITY DATABASE: CA Dept. of Fish & Wildlife Rarefind Database/GIS *NO*

16. STATE FOREST/PARK/RECREATION AREA ADJACENT: GIS; General Plan 3-10 NO

17. LANDSLIDE HAZARD: Hazards and Landslides Map; GIS; Policy RM-61; General Plan 4-44 *NO*

18. WATER EFFICIENT LANDSCAPE REQUIRED: Policy RM-7; General Plan 4-34 *NO*

19. WILD AND SCENIC RIVER: www.rivers.gov (Eel Only); GIS NO

20. SPECIFIC PLAN/SPECIAL PLAN AREA: Various Adopted Specific Plan Areas; GIS NO

21. STATE CLEARINGHOUSE REQUIRED: Policy NO

22. OAK WOODLAND AREA: USDA YES

23. HARBOR DISTRICT: Sec. 20.512 NO



Department of Planning and Building Services

Case No:		
CalFire No:		
Cultivation No:		
Fee:		
Receipt No:		
Received By:		
Date Filed:		
	Office use only	

Application for Cannabis Administrative Permit

ADM	INISTRATIVE PERM	IIT (AP)		
Type C-A Cottage Indoor (500 ft²)			Setback Reduction (please of	clearly identify on your Site Plan)
	Waive RR:10 Housi	ng Requirement	TPZ or FL (Types 1, 1B, 2, 2	2B, 4)
	Acreage (3.5 Acres-	4.9 Acres: Type 1, 1B, 4)	RR5 (3.5-4.9 Acres) Waive	Sunset
	Acreage (7.0 Acres-	9.9 Acres: Type 2, 2B)		
APPLICA			707 000 4000	
	Clifford Russell		Phone: 707-322-4668	
Mailing Address	3580 GREEN HILL [DR CA		
	NTA ROSA	State/Zip: CA 95404	email: cliffordrussell55@gr	mail.com
	TY OWNER Babriel Barragan		Phone:409-457-9894	
Mailing	abilei ballayali		Phone: 409-437-3094	
Address:	650 Rainbow Court			
City: San		State/Zip: CA 95404	email: eduardobarragan7(07@gmail.com
AGENT				
Name: Ja	avier Rau		Phone: 707-489-0207	
Mailing Address:	100 North Pine Stree	et		
City: Ukia	ah	State/Zip; CA 95482	email: javier@rauandasso	c.com
Parcel Siz	_{ze:} 137	acres		
Address o	of Property: 5707 E	ast Side Calpella Ro	ad	
Assessor	Parcel Number(s):	68-040-01, 167-310-14,	167-320-07, 167-320-08, 16	8-040-02, 168-030-07
		TYPE OF CU	LTIVATION PERMIT:	
Size 🗸	Type of Permit →	OUTDOOR	INDOOR	MIXED LIGHT

Size w Type of Fermit /	OUTDOOK	INDOON	
Small: (≤2500 ft ²)	C	□ C-A (≤500 ft ²) □ C-A (501 – 2500 ft ²)	С-В
Medium: (2501 – 5000 ft ²)	1	□ 1-A	□ 1-B
Large: (5001 – 10,000 ft ²)	2	2-A	■ 2-B
Nursery: (≤22,000 ft ²)	4	4	4

I certify that the information submitted with this application is true and accurate. I have attached the Consent of Landowner form if/I am not the property owner of the parcel on which the cultivation site is located.

01/15/2024 Gabriel Barragan Signature of Owner 01/15/20241 Signature of Applicant/Agent Date Date

CULTIVATION SITE & PROJECT DESCRIPTION QUESTIONNAIRE	
1. Does the proposed cultivation site meet the following setbacks?	
• 1,000 feet from all youth-oriented facilities, schools, parks, churches, or residential treatment facilities.	
 FOR OUTDOOR AND MIXED LIGHT CULTIVATION SITES 100 feet from any legal residential structure located on a separate legal parcel. 50 feet from any adjoining legal parcel under separate ownership. If in mobile home park, 100 feet from an occupied mobile home under separate ownership. 	
FOR INDOOR CULTIVATION SITES Any building property line setbacks.	
2. Is the cultivation site visible from any public right of way or publically traveled private road?	
 Please describe the project site. Include improvements such as structures, wells, septic systems, grading, vegetati removal, roads, etc. 	on
The project site consists of (14) 20'x50' hoop houses, (1) 30x80' greenhouse, and a small storage shed used for cannabis cultivation. The site has a permitted well as shown on the site plan	
4. Will the development of the proposed cultivation site be phased?	
If YES, please describe the phases briefly.	
5. How will you dispose of hazardous, natural (trimmings), or other (plastics) materials from the cultivation site?	
All grown material is taken to a permitted processing facility	
6. Have you constructed in the past, are constructing, or plan to construct any roads? Grading? YES INC	
If YES, please complete the following: A. Amount of cut: B. Amount of fill: C. Maximum height of cut slope: D. Maximum height of fill slope: E. Amount being imported/exported: C. Location of borrow/disposal: 	

7. In order to d	evelop the proposed o	cultivation site, will	it be necessary to:			
B. Make s C. Conne D. Conne E. Install a F. Conne	ve oak species or com substantial changes in ct to existing water dis ct to existing sewer dis a septic system? ct to existing septic sy an individual well?	terrain? strict? strict?	YES			
8. Please provi	de an inventory of the	structures on the	property. If addition	al space is needed	d please provide	a
	Please note improver					
1.	see structure list attach	ed				
2.						
3.						
4.						
5.						
6.						
7.						
8.						
9.						_
10.						
9. Are there an	y contiguous propertie	s and/or projects (unrelated to canna	bis) under your ow	nership? 🗌 YES	🔳 NO
10. Will the pro	posed cultivation site	convert land currer	ntly or previously us	sed for agriculture?	YES	NO
lf YES, h	ow much land is being o	converted?	(ft ² /	acres)		
11. Will the pro	posed cultivation site	require the constru	ction of a pond OR	will it involve dikin	g, filling, or drea	ging?
NO						
🗖 YES,	the project will involve:					1
		-	- a total of			
		-	- a total of			
12 Priofly door	ribo the surrounding r		- a total of			
The 137 ac West, North	ribe the surrounding p re parcel is basica a, and East is prima and mainly brush.	lly on a Plateau	and has been a	a grape vineyard	d in the past.	to the
13. Please indio	cate the surrounding la NO Residential		EAST ntial Vac	SOUTH cant	WEST Residential	-

14. Utilities will be supplied to the site as follows: A. Electricity ■ Utility Company (existing) □ Utility Company (planned) □ On-Site Generation – Specify
B. Gas Utility Company (existing) Utility Company (planned) On-Site Generation – Specify None
C. Water Community water system – Specify supplier Well Spring Pond Other – Specify
D. Sewage Community sewage system – Specify supplier Septic Tank Other – Specify
15. Will there be any security lighting? 🗌 YES 🔳 NO If YES, will the light be cast downward? 🗌 YES 📋 NO
 16. Will you have employees? YES NO If YES, how many employees will you have? If employees are residing onsite, please indicate the structure in which they will be residing.
17. Will there be any processing of cannabis on site (trimming, leaf removal, curing, drying, etc)? 🗌 YES 🛛 🔳 NO
18. If you answered YES to the previous question (17), please describe the activities. N/A
19. Have you discussed this proposal with adjacent property owners and other concerned parties? YES
20. Please describe how you intend to mitigate potential nusiances related to the proposed cultivation activities.
The applicant will be following all BMP's for potential erosion issues and the parcel is large enough to create large distances from any residences.

21. Provide an overview of your past cultivation, as well as ancillary activities on this subject property. If 'Relocating' please describe past activities within Mendocino County, as well as past cultivation on this subject parcel, if applicable:			
There was not any cultivation by the applicant in the past.			
Cultivation site was approved through a releastion worksheet and remediation			
Cultivation site was approved through a relocation worksheet and remediation plan (see attached).			
 Describe why the proposed location and operation is the most environmentally superior location on the subject property. 			
The proposed cultivation site is located in an old vineyard were the environmental impacts and			
ground distrubance had already taken place in the past as a result fromt the vineyard operations.			
23. Are you aware of any Archeological or Paleontological resources on the subject property? YES NO			
24. Have you recieved the requisite approvals from CALFIRE or your Local Response Agency? I YES NO			
If NO, do you intend to submit this information alongside needed building permits?			
 25. Have you recieved site inspections from any of the following agencies with regard to this proposed activity? NO 			
YES, following Mendocino Cannabis Dept Date: 2023			
Water Resources Control Board Date: 2021			
CA Dept Fish & Wildlife Date: 2020			
Dept of Cannabis Control Date:			
I certify that the information submitted with this application is true and accurate: 01/15/2024 (Schub) Bullet 01/15/2024			
Signature of Applicant/Agent Date Signature of Owner Date			
FOR STAFF PURPOSES ONLY			
Zoning District:			
Subject to Sunset Provision [MCC 10A.17.080(B)(2)(b)]?			
Compliant with Mendocino County Code Chapter 20.242: 🔲 YES 🔲 NO			
Compliant with Mendocino County Code Chapter 20.242: 🔲 YES 🔲 NO			

	AUTHORIZATION O	F AGENT			
1.	I hereby authorize Gaberial Barragan		to act as my		
	representative and to bind me in all matters concerning this a	pplication.			
	Sed bang	01/15/2024			
	Owner	Date			

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.

Derez Owner/Authorized Agent

=

01/15/2024 Date

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.

1. I, Clifford Russell	, hereby agree to the above Indemnification Agreement.
(Print Name)	01/15/2024
Owner/Authorized Agent	Date

To facilitate proper handling of this application, please indicate the names and mailing addresses of individuals to whom you wish correspondence mailed to <u>if different from those identified on the **Application for Cannabis Cultivation** page.</u>

_{Name} Javier Rau	Name	Name
Mailing Address 100 North Pine Street Ukiah CA 95482	Mailing Address	Mailing Address



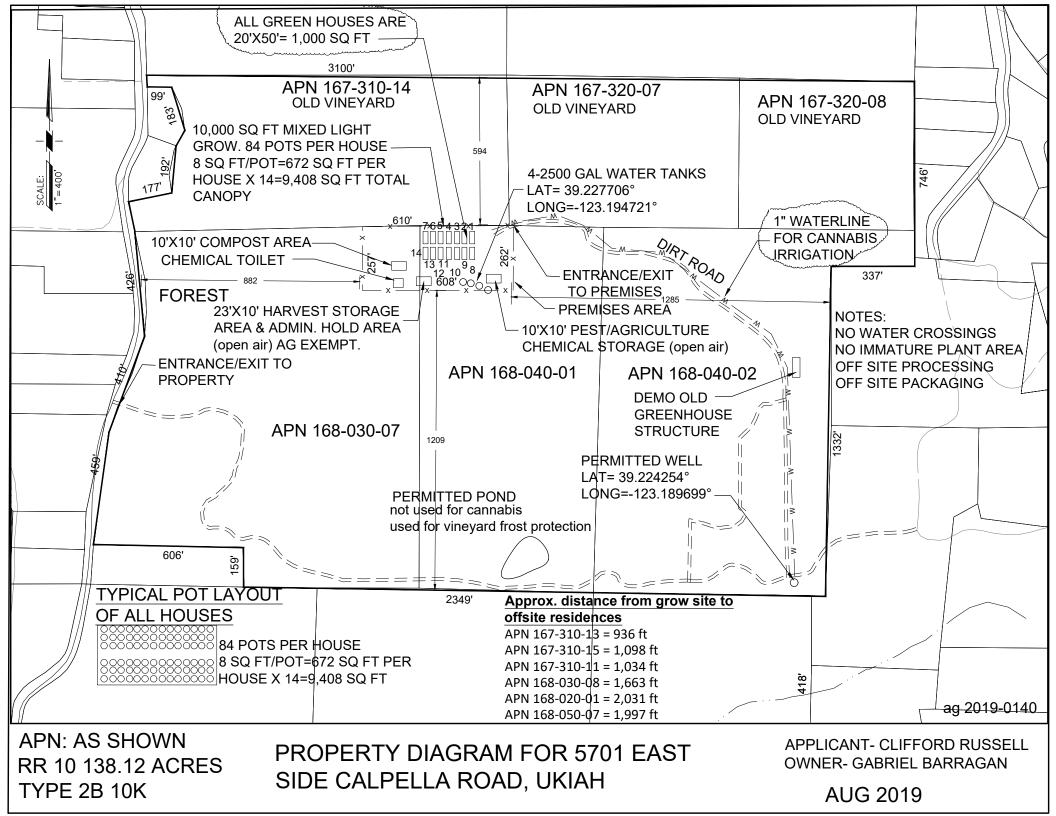
COUNTY OF MENDOCINO DEPARTMENT OF PLANNING AND BUILDING SERVICES 860 North Bush Street • Ukiah • California • 95482 120 West Fir Street • Ft. Bragg • California • 95437

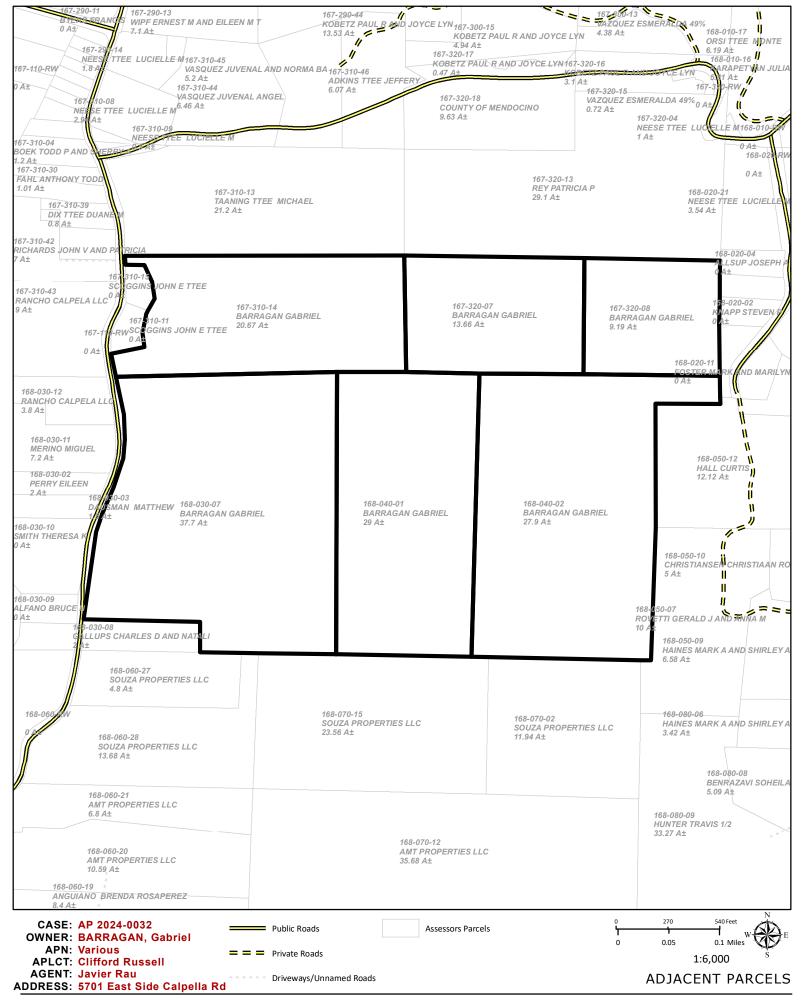
PLEASE COMPLETE THIS FORM SHOWING THE BUILDING(S) AND STRUCTURES USED IN THE MENDOCINO COUNTY CANNABIS CULTIVATION ORDINANCE PROGRAM

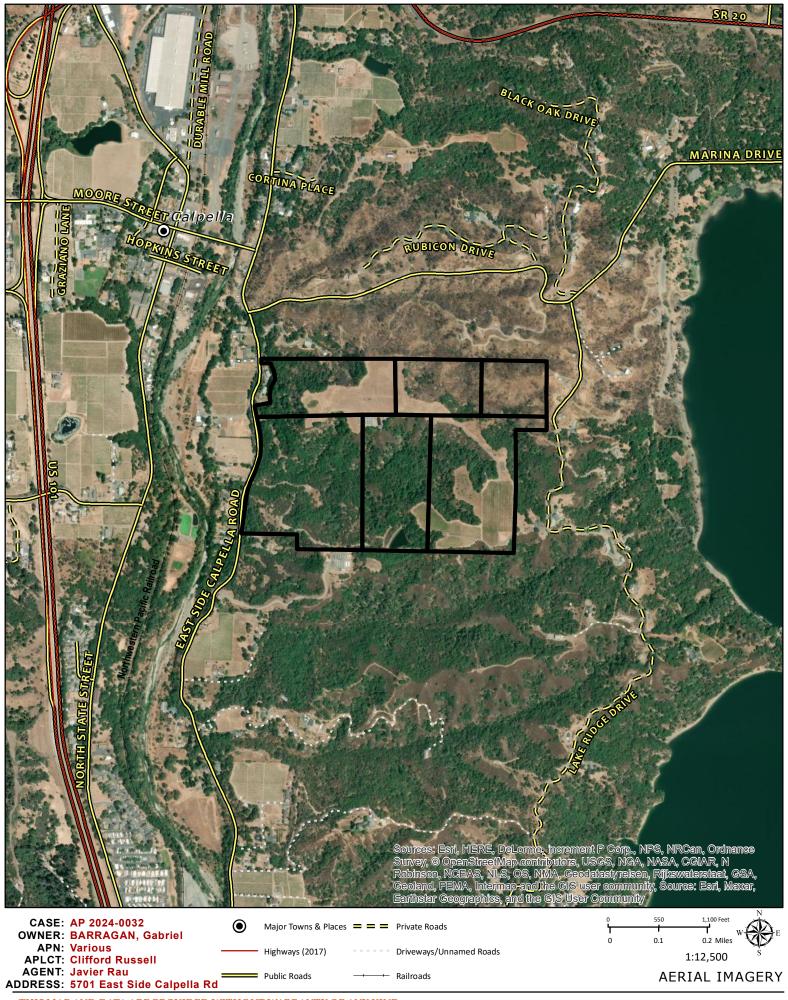
PLEASE NOTE: Failure to disclose all structures being used in your cannabis operations may cause delays and miss-routing of your information.

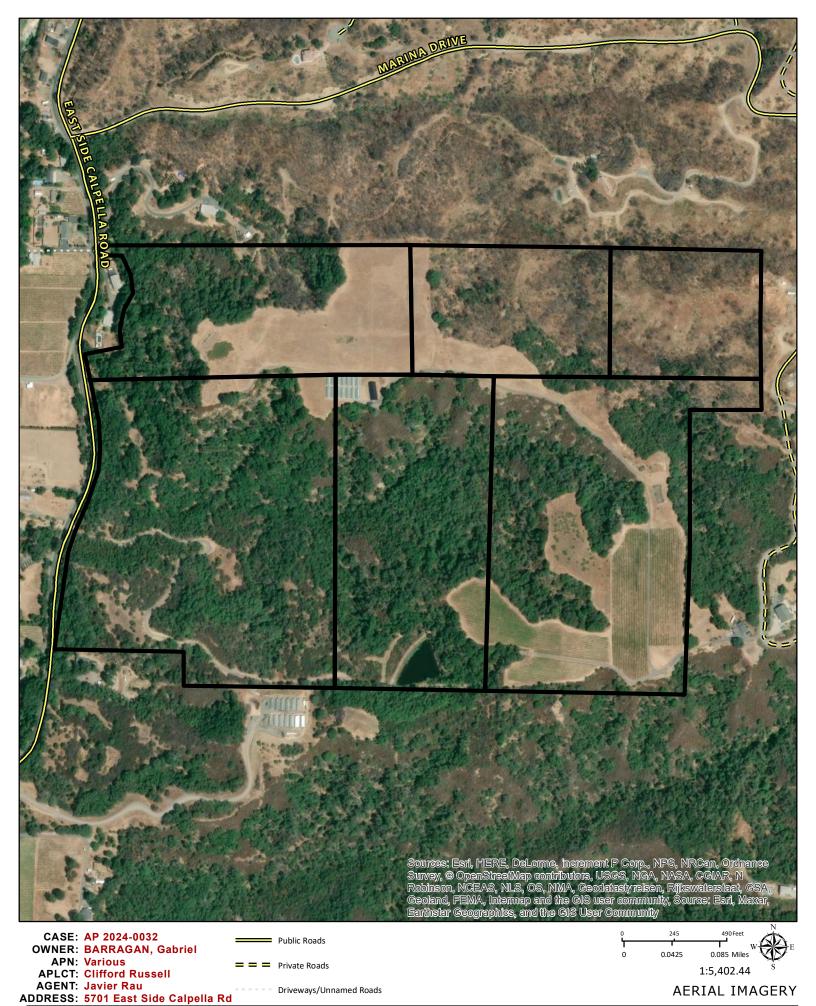
BUILDING (IDENTIFY THE BUILDING ON THE SITE PLAN: 1, 2 3 ETC.)	TYPE OF USE OF THE BUILDING (HOOP HOUSE, GREENHOUSE, PROCESSING, CARGO CONTAINER STORAGE, DRYING, TRIMMING, EXTRACTION, AG EXEMPT, ETC.)	SIZE AND SQUARE FOOTAGE OF THE BUILDING	BUILDING PERMIT NUMBER
Example: Building #1	Example: Hoop House	Example: 20'x40' 800 sq. feet	Example: BU_2017-xxxx NP for no permit
hoop house 1	hoop house	20'x50'=1000 sq ft	BU_2020-0829
hoop house 2	hoop house	20'x50'=1000 sq ft	BU_2020-0830
hoop house 3	hoop house	20'x50'=1000 sq ft	BU_2020-0831
hoop house 4	hoop house	20'x50'=1000 sq ft	BU_2020-0832
hoop house 5	hoop house	20'x50'=1000 sq ft	BU_2020-0833
hoop house 6	hoop house	20'x50'=1000 sq ft	BU_2020-0834
hoop house 7	hoop house	20'x50'=1000 sq ft	BU_2020-0835
hoop house 8	hoop house	20'x50'=1000 sq ft	BU_2020-0836
hoop house 9	hoop house	20'x50'=1000 sq ft	BU_2020-0837
hoop house 10	hoop house	20'x50'=1000 sq ft	BU_2020-0838
hoop house 11	hoop house	20'x50'=1000 sq ft	BU_2020-0839
hoop house 12	hoop house	20'x50'=1000 sq ft	BU_2020-0840
hoop house 13	hoop house	20'x50'=1000 sq ft	BU_2020-0841
hoop house 14	hoop house	20'x50'=1000 sq ft	BU_2020-0842
storage	harvest storage	10'x10'=100 sq ft	no permit
POND(S)	POWER SOURCE	WATER TANKS	GRADING

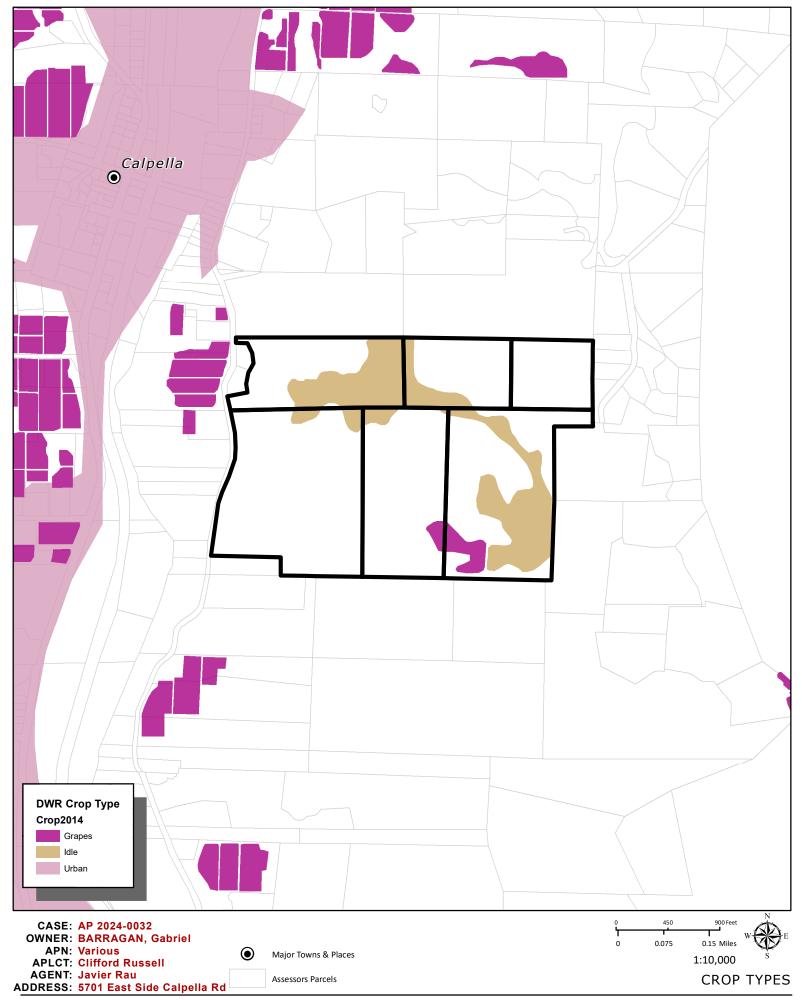
POND(S) (IDENTIFY LOCATION ON SITE PLAN)	POWER SOURCE (IDENTIFY LOCATION ON SITE PLAN) (GRID TIE, SOLAR, GENERATOR, WIND POWER ETC.)	WATER TANKS (IDENTIFY LOCATION ON SITE PLAN)	GRADING
	grid	2500 gal tank	N/A
· · · · · · · · · · · · · · · · · · ·			

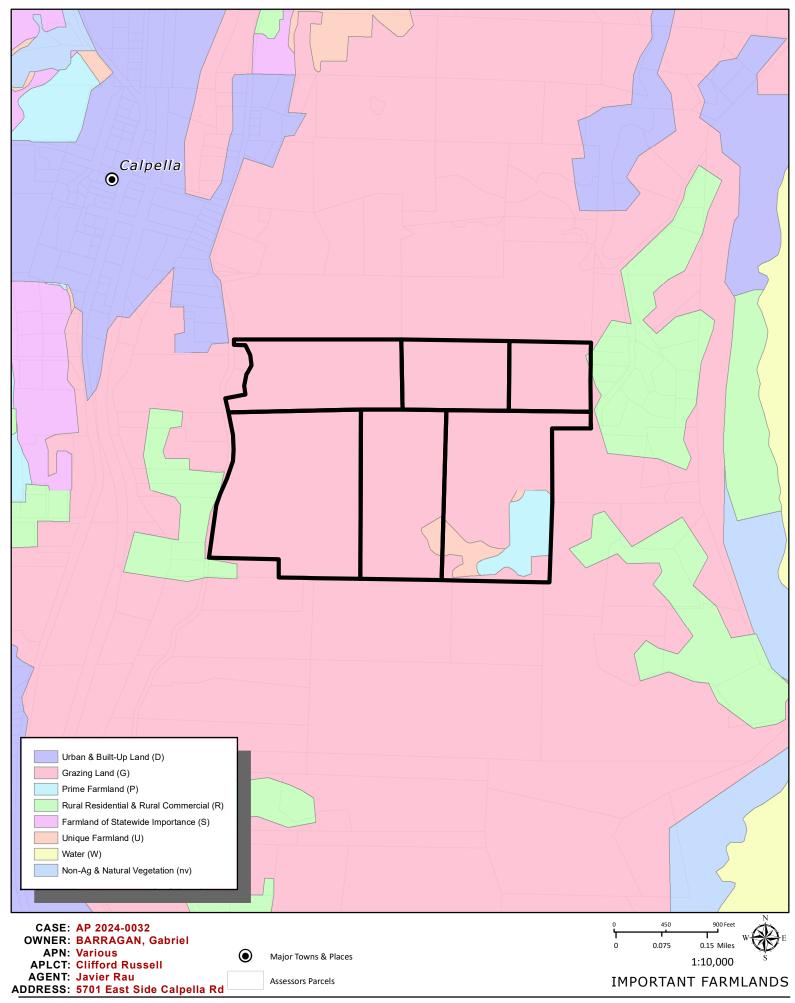


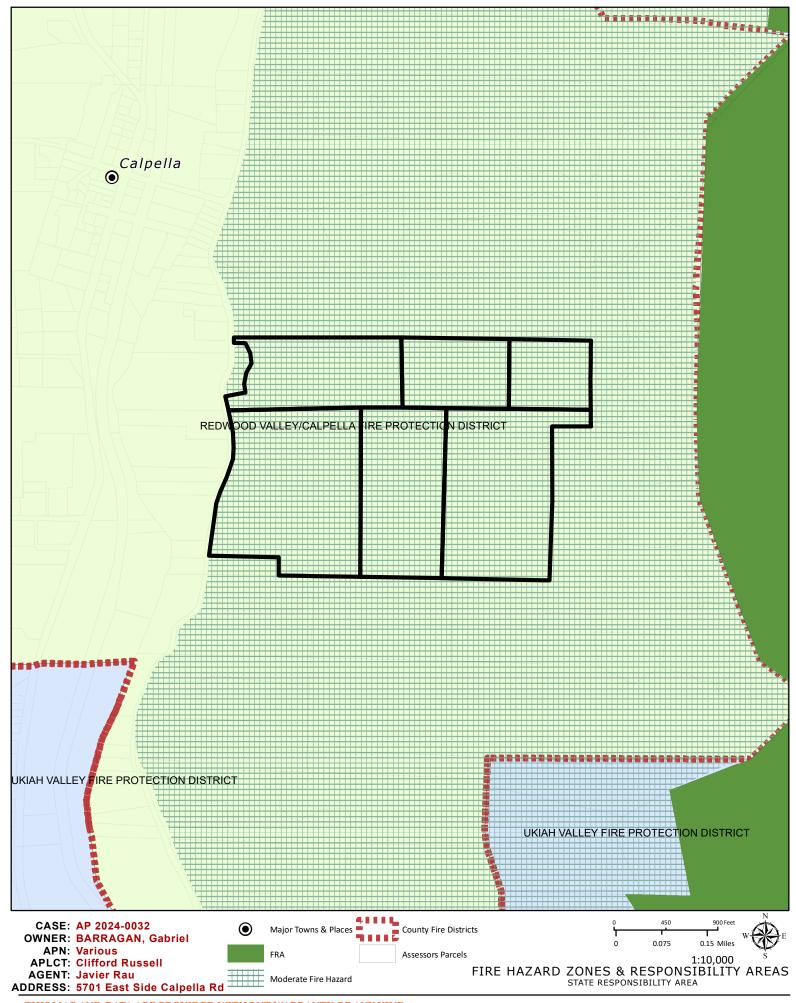


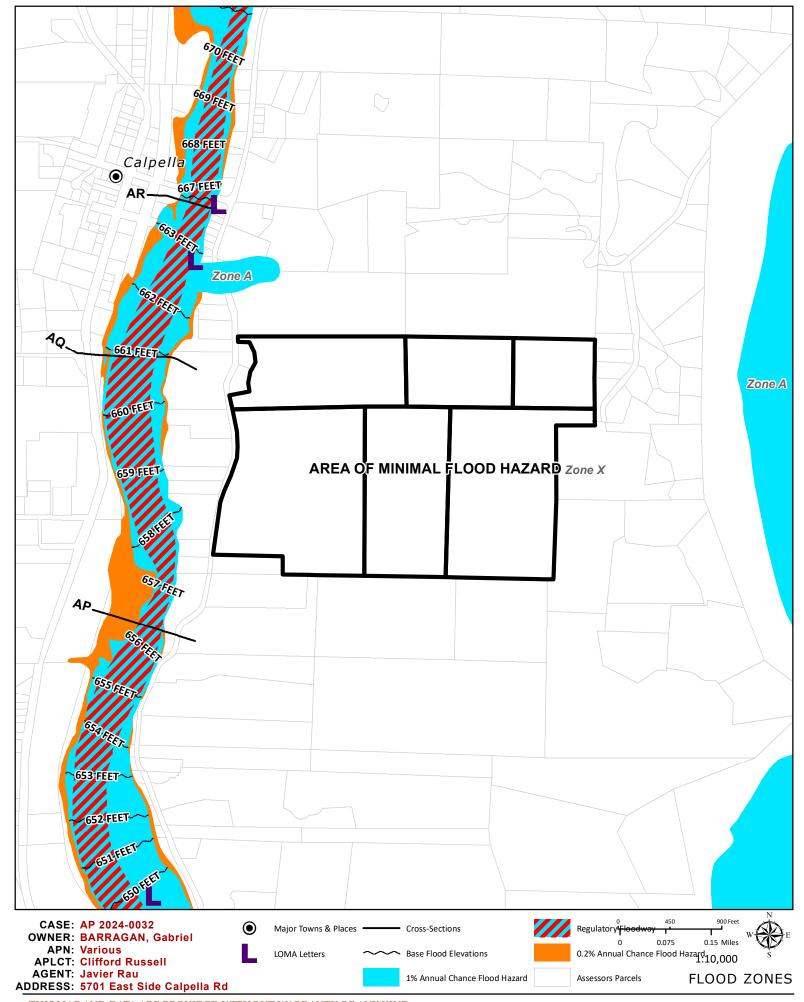


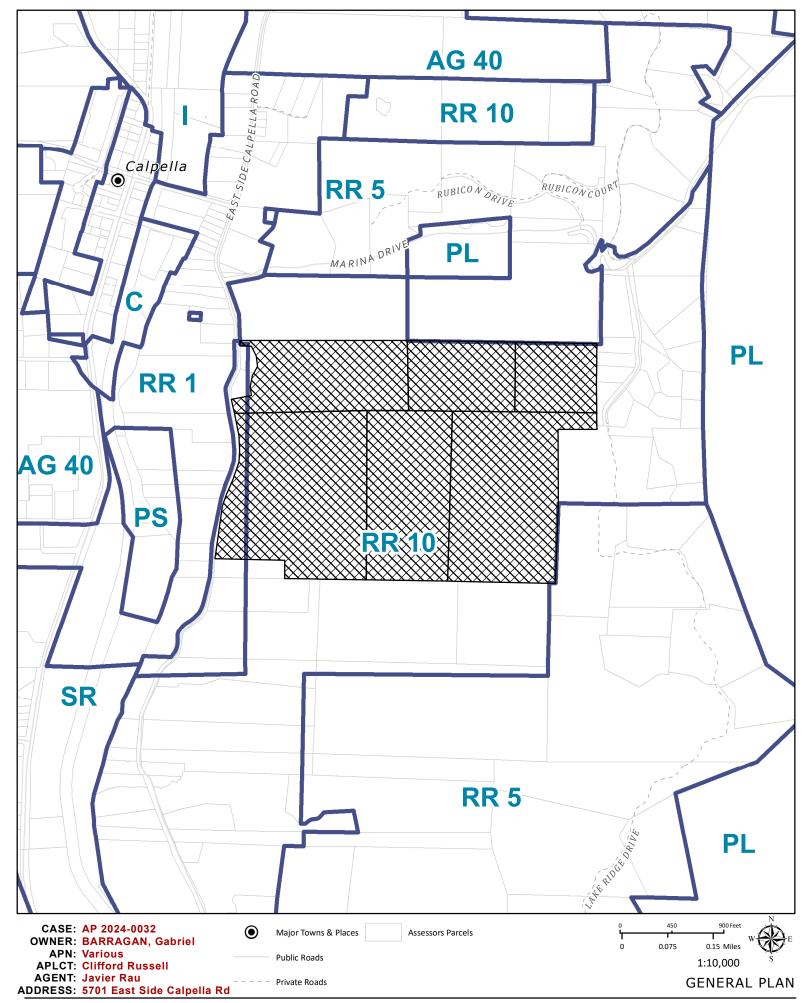


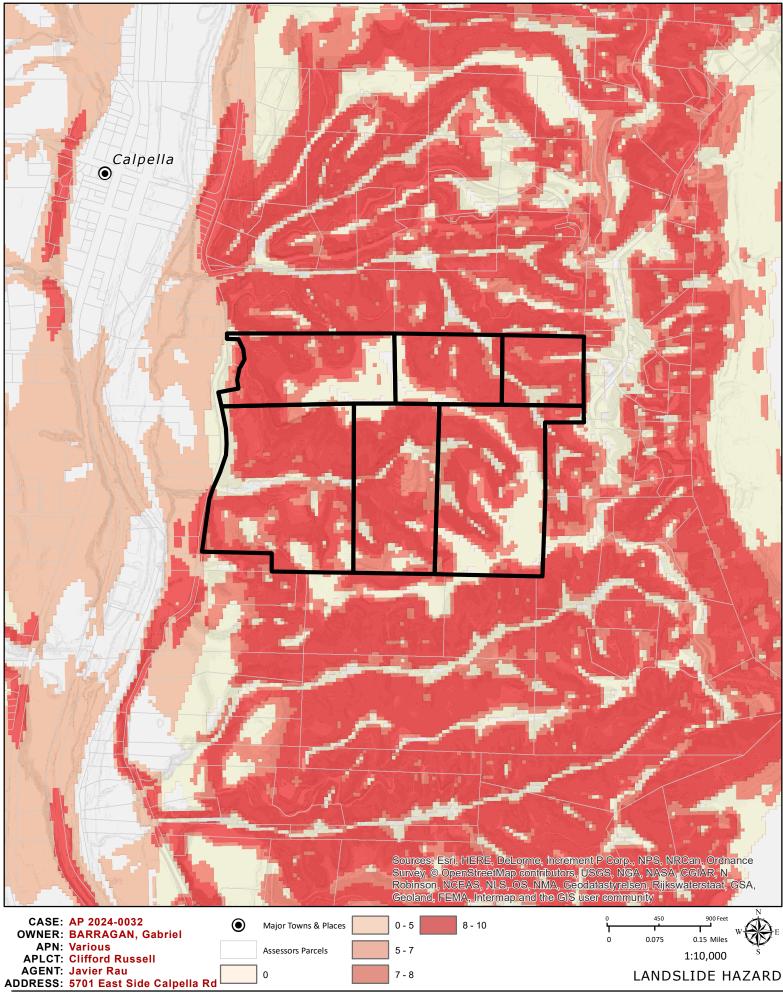


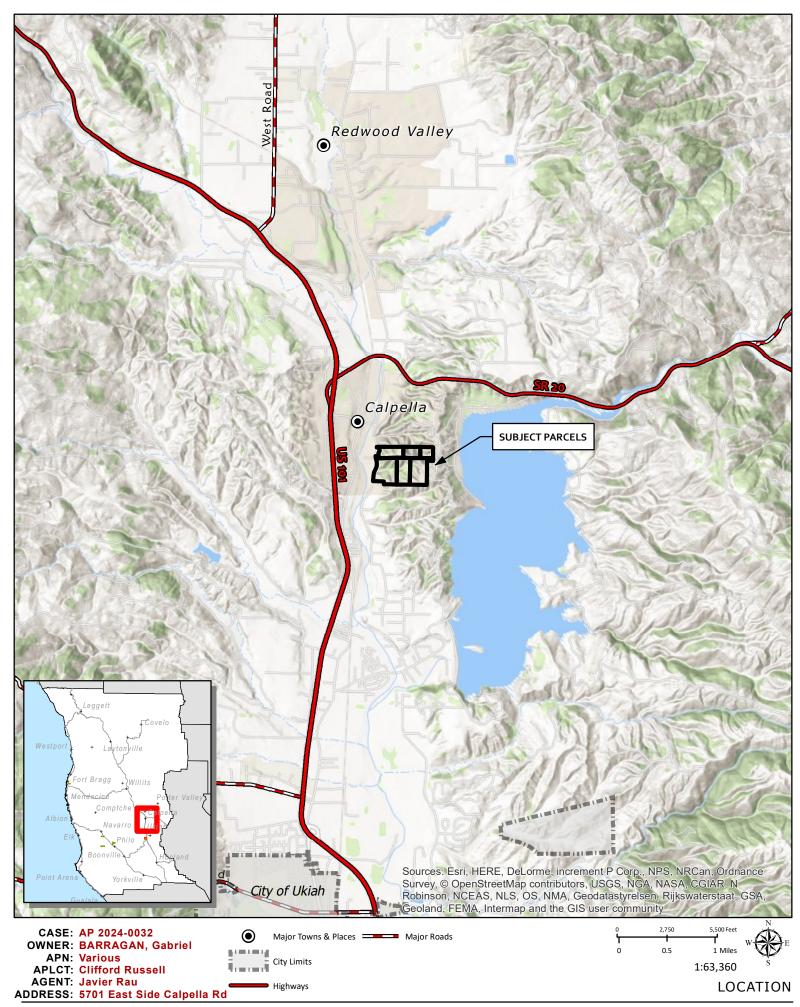




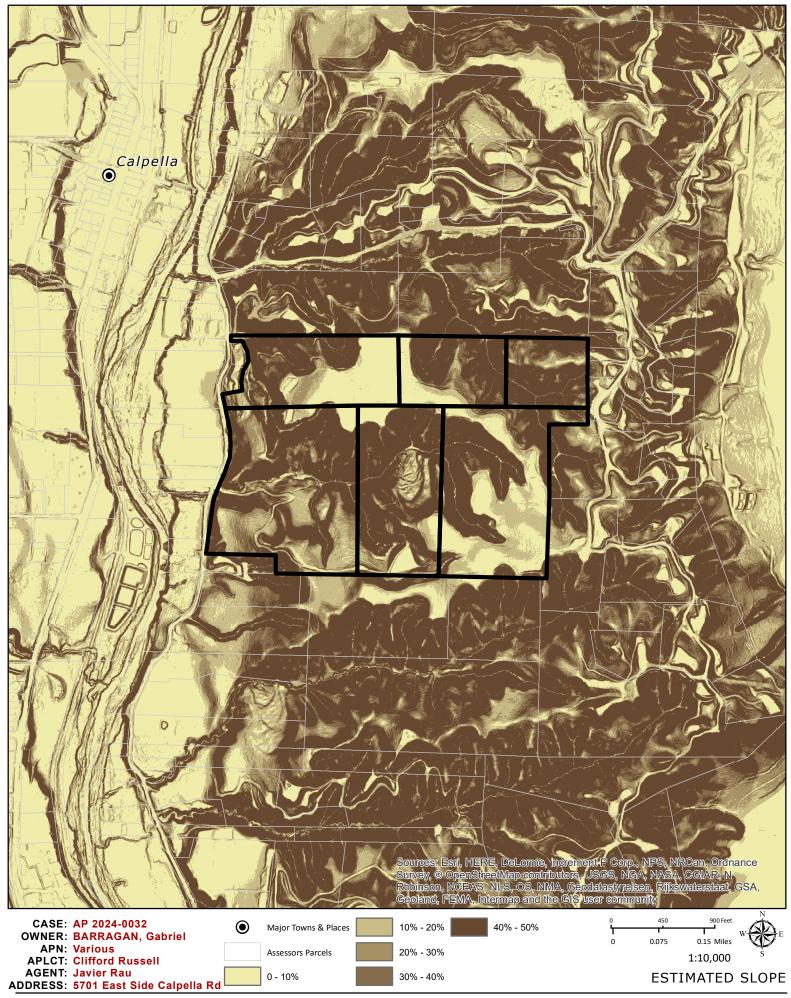


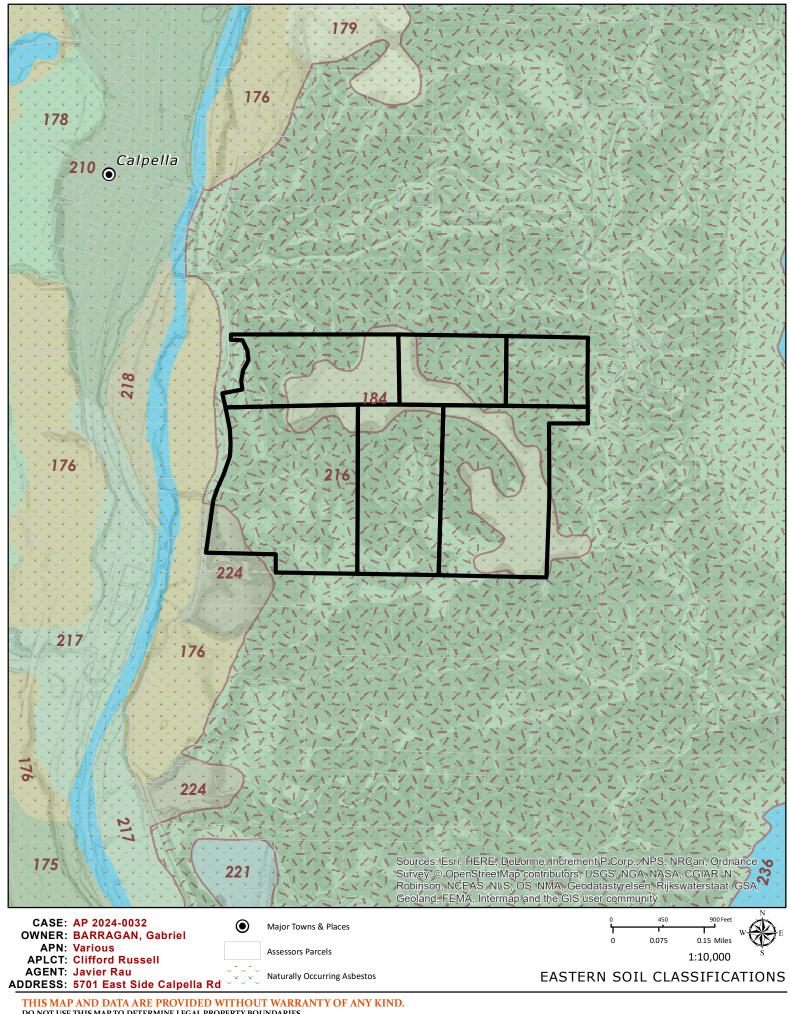






Waldorf School of Mendocino County Calpella Elementary School Calpella Calpella Calpella Preschool	
S Ukiah (Jnified
CASE: AP 2024-0032 OWNER: BARRAGAN, Gabriel APN: Various APLCT: Clifford Russell AGENT: Javier Rau ADDRESS: 5701 East Side Calpella Rd	Sources: Esri, HERE, DeLorme, increment P Corp., NPS, NRCan, Ordnance Survey, © OpenStreetMap contributors, USGS, NGA, NASA, CGIAR, N Robinson, NCEAS, NLS, OS, NMA, Geodatastyrelsen, Rijkswaterstaat, GSA, Geoland, FEMA, Intermap and the GIS user community





DO NOT USE THIS MAP TO DETERMINE LEGAL PROPERTY BOUNDARIES

CASE: AP 2024-0032 OWNER: BARRAGAN, Gabriel APN: Various APLCT: Clifford Russell AGENT: Javier Rau UVAP Boundary	UKIAH VALLEY AREA PLAN
CASE: AP 2024-0032	Sources: Esri, HERE, DeLorme, increment P Corp., NPS, NRCan, Ordnance Survey, © OpenStreetMap contributors, USGS, NGA, NASA, CGIAR, N Robinson, NCEAS, NLS, OS, NMA, Geodatastyrelsen, Rijkswaterstaat, GSA, Geoland, FEMA, Intermap and the GIS user community
Calpella •	

	Calpella	2/V V V V V										
Sources: Esr/HERE: DeLorine, injoirement P. Coip); NPS, NRCah, Ordnance/ Sources: Esr/HERE: DeLorine, injoirement P. Coip); NPS, NRCah, Ordnance/ Sources: Esr/HERE: DeLorine, injoirement P. Coip); NPS, NRCah, Ordnance/ Robinson, NCEAS, NLS, OS, NMA, Geodatastyreisen, Rijkswaterstaat, GSA,									. / \			
Sources: Esri/ HERE, DeLormé, increment P. Corp., NPS, NRCan, Ordnance Survey, © OpenStreetMap contributors, USGS, NGA, NASA, CGIAR, N VVVVVVVVVVVVVVVVVVVVVVVVVVVVVVVVVVVV	<pre>/ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \</pre>		<u> </u>		<u> </u>							
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DO NOT USE THIS MAP TO DETERMINE LEGAL PROPERTY BOUNDARIES

Uninhabited_NoVeg Calpella Med_Dens_Interface High_Dens_Interface		Med_Dens_Intermix
		Water
APLC1: Clifford Russell	Towns & Places ors Parcels	WILDLAND-URBAN INTERFACE

