

NOTICE OF EXEMPTION

AUG 13 2020

TO: County Clerk
County of Lake
Lakeport, CA 95453

Office of Planning & Research
1400 Tenth Street, Room 113
PO Box 3044
Sacramento, CA 95812-3044

FROM: Community Development Dept
Planning Division, County of Lake
255 North Forbes Street
Lakeport, CA 95453

PROJECT TITLE: KVS Farms

PROJECT LOCATION: 11407 Elk Mountain Road, Upper Lake, CA 95458

COUNTY: Lake

DESCRIPTION OF PROJECT: Kevin Santos is seeking a Minor Use Permit from the County of Lake for a proposed commercial cannabis cultivation operation at 11407 Elk Mountain Road near Upper Lake, California on Lake County APN 002-048-50 (Project Property/Parcel), composed of three A – Type 1C “Specialty Cottage” Mixed-Light Tier 1 cultivation areas with A-Type 13 Distributor Transport Only, Self-Distribution. Current and previous land uses of the project property are/were rural residential and agriculture (organic walnut orchard). The project property is currently improved with a groundwater well, a single family residence, a 616 ft² accessory structure containing a 2,500-gallon fire water storage tank, a ~2,500 ft² Ag shop, and two 3,000 ft² greenhouse structures. The proposed cultivation operation will consist of four 3,000 ft² greenhouse structures, a 1,000 ft² wooden cannabis drying area, a 500 ft² wooden processing area, a 100 ft² wooden pesticides & agricultural chemicals storage area, and an additional 2,500-gallon metal fire water storage tank on a concrete slab. The proposed cultivation areas will be located within greenhouse structures, composed of steel frames with 6-mil polyethylene film coverings and polycarbonate covered end walls, and encircled with 6-foot tall chain-link fences. Three of the existing/proposed greenhouse structures will each contain 2,496 ft² of canopy (7,488 ft² total), and a fourth proposed greenhouse structure will contain 3,000 ft² of immature plant area. The growing medium of the proposed cultivation areas will be an imported organic soil mixture in plastic nursery pots and wood-framed planting beds, with drip and micro-spray irrigation systems.

NAME OF PUBLIC AGENCY APPROVING PROJECT: County of Lake Community Development Department

NAME OF PERSON OR AGENCY CARRYING OUT PROJECT: Kevin Santos

EXEMPT STATUS: Categorical Exemption 15301, Class 1

REASONS WHY PROJECT IS EXEMPT: Class 1-Existing Structures. The project would consist of new construction of small structures used within the cultivation area including the construction of (2) 3,000 ft² greenhouses, 1,000 ft² cannabis drying area, 500 ft² processing area, and 100 ft² pesticides and agricultural chemicals storage. Under section 15268 ministerial project, the proposed structures will be exempt from the requirements of CEQA. In the Lake County Zoning Ordinance Article 5, the permitted

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use include greenhouse structures within the agricultural zoned property. Categorical exemption Class 1 allows minor alteration to the existing topographical feature—an existing organic walnut orchard—to allow small structures to house the proposed cultivation area that can be used as a safety or health protection ie. odor control (appurtenant structures), sediment runoff (storage).

CONTACT PERSON: Sateur Ham

TELEPHONE NUMBER: (707) 263-2221

Signature: 
Title: Assistant Planner I

Date: August 4, 2020

Signed by Lead Agency

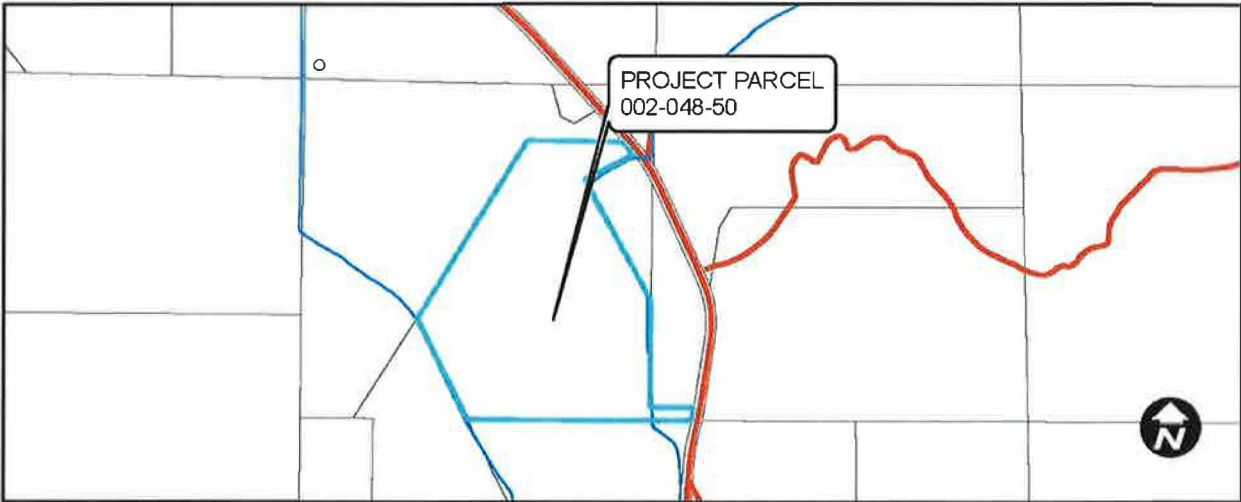


Figure 1, Vicinity map



State of California - Department of Fish and Wildlife
2020 ENVIRONMENTAL FILING FEE CASH RECEIPT
 DFW 753.5a (REV. 12/01/19) Previously DFG 753.5a

Print **StartOver** **Finalize&Email**

RECEIPT NUMBER:
 17 — 08/13/2020 — 005
 STATE CLEARINGHOUSE NUMBER (If applicable)

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.

LEAD AGENCY County of Lake - Community Development Department	LEAD AGENCY EMAIL	DATE 08/13/2020
COUNTY/STATE AGENCY OF FILING Lake		DOCUMENT NUMBER

PROJECT TITLE

KVS Farms

PROJECT APPLICANT NAME Kevin Santos	PROJECT APPLICANT EMAIL	PHONE NUMBER (707) 263-2221
PROJECT APPLICANT ADDRESS 11407 Elk Mountain Road	CITY Upper Lake	STATE CA
		ZIP CODE 95458

PROJECT APPLICANT (Check appropriate box)

- Local Public Agency
 School District
 Other Special District
 State Agency
 Private Entity

CHECK APPLICABLE FEES:


- | | | | |
|---|------------|----|------|
| <input type="checkbox"/> Environmental Impact Report (EIR) | \$3,343.25 | \$ | 0.00 |
| <input type="checkbox"/> Mitigated/Negative Declaration (MND)(ND) | \$2,406.75 | \$ | 0.00 |
| <input type="checkbox"/> Certified Regulatory Program (CRP) document - payment due directly to CDFW | \$1,136.50 | \$ | 0.00 |

- Exempt from fee
 Notice of Exemption (attach)
 CDFW No Effect Determination (attach)
 Fee previously paid (attach previously issued cash receipt copy)

- | | | | |
|---|----------|----|------|
| <input type="checkbox"/> Water Right Application or Petition Fee (State Water Resources Control Board only) | \$850.00 | \$ | 0.00 |
| <input type="checkbox"/> County documentary handling fee | | \$ | 0.00 |
| <input type="checkbox"/> Other | | \$ | |

PAYMENT METHOD:

- Cash
 Credit
 Check
 Other
 TOTAL RECEIVED
 \$ 0.00

SIGNATURE X 	AGENCY OF FILING PRINTED NAME AND TITLE Rick Ensley - Deputy County Clerk, County of Lake
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NOTICE

Each project applicant shall remit to the county clerk the environmental filing fee before or at the time of filing a Notice of Determination (Pub. Resources Code, § 21152; Fish & G. Code, § 711.4, subdivision (d); Cal. Code Regs., tit. 14, § 753.5). Without the appropriate fee, statutory or categorical exemption, or a valid No Effect Determination issued by the California Department of Fish and Wildlife (CDFW), the Notice of Determination is not operative, vested, or final, and shall not be accepted by the county clerk.

COUNTY DOCUMENTARY HANDLING FEE

The county clerk may charge a documentary handling fee of fifty dollars (\$50) per filing in addition to the environmental filing fee (Fish & G. Code, § 711.4, subd. (e); Cal. Code Regs., tit. 14, § 753.5, subd. (g)(1)). A county board of supervisors shall have the authority to increase or decrease the fee or charge, that is otherwise authorized to be levied by another provision of law, in the amount reasonably necessary to recover the cost of providing any product or service or the cost of enforcing any regulation for which the fee or charge is levied (Gov. Code, § 54985, subd. (a)).

COLLECTION PROCEDURES FOR COUNTY GOVERNMENTS

Filing Notice of Determination (NOD):

- Collect environmental filing fee or copy of previously issued cash receipt. *(Do not collect fee if project applicant presents a No Effect Determination signed by CDFW. An additional fee is required for each separate environmental document. An addendum is not considered a separate environmental document. Checks should be made payable to the county.)*
- Issue cash receipt to project applicant.
- Attach copy of cash receipt and, if applicable, previously issued cash receipt, to NOD.
- Mail filing fees for **CRP** document to CDFW prior to filing the NOD or equivalent final approval (Cal. Code Regs. Tit. 14, § 753.5 (b)(5)). The CRP should request receipt from CDFW to show proof of payment for filing the NOD or equivalent approval. Please mail payment to address below made attention to the Cash Receipts Unit of the Accounting Services Branch.

If the project applicant presents a **No Effect Determination** signed by CDFW, also:

- Attach No Effect Determination to NOD *(no environmental filing fee is due)*.

Filing Notice of Exemption (NOE) (Statutorily or categorically exempt project (Cal. Code Regs., tit. 14, §§ 15260-15285, 15300-15333))

- Issue cash receipt to project applicant.
- Attach copy of cash receipt to NOE *(no environmental filing fee is due)*.

Within 30 days after the end of each month in which the environmental filing fees are collected, each county shall summarize and record the amount collected on the monthly State of California Form No. CA25 (TC31) and remit the amount collected to the State Treasurer. Identify the remittance on Form No. CA25 as "Environmental Document Filing Fees" per Fish and Game Code section 711.4.

The county clerk shall mail the following documents to CDFW on a monthly basis:

- ✓ A photocopy of the monthly State of California Form No. CA25 (TC31)
- ✓ CDFW/ASB copies of all cash receipts (including all voided receipts)
- ✓ A copy of all CDFW No Effect Determinations filed in lieu of fee payment
- ✓ A copy of all NODs filed with the county during the preceding month
- ✓ A list of the name, address and telephone number of all project applicants for which an NOD has been filed. If this information is contained on the cash receipt filed with CDFW under California Code of Regulations, title 14, section 753.5, subdivision (e)(6), no additional information is required.

DOCUMENT RETENTION

The county shall retain two copies of the cash receipt (for lead agency and county clerk) and a copy of all documents described above for at least 12 months.

RECEIPT NUMBER

- # The first two digits automatically populate by making the appropriate selection in the County/State Agency of Filing drop down menu.
- # The next eight digits automatically populate when a date is entered.
- # The last three digits correspond with the sequential order of issuance for each calendar year. For example, the first receipt number issued on January 1 should end in 001. If a county issued 252 receipts for the year ending on December 31, the last receipt number should end in 252. CDFW recommends that counties and state agencies 1) save a local copy of this form, and 2) track receipt numbers on a spreadsheet tabbed by month to ensure accuracy.

DO NOT COMBINE THE ENVIRONMENTAL FEES WITH THE STATE SHARE OF FISH AND WILDLIFE FEES.

Mail to:

California Department of Fish and Wildlife
 Accounting Services Branch
 P.O. Box 944209
 Sacramento, California 94244-2090