



**Napa County**  
**CONSERVATION, DEVELOPMENT & PLANNING COMMISSION**  
 1195 Third Street, Room 210, Napa, California 94559  
 (707) 253-4416

**BASIC APPLICATION FOR EROSION CONTROL PLAN REVIEW**

**FOR OFFICE USE ONLY** SUBMITTAL DATE: \_\_\_\_\_

FILE #: \_\_\_\_\_ APN #: \_\_\_\_\_ USGS QUAD: \_\_\_\_\_

[ ] STRUCTURAL [ ] AGRICULTURAL TOWNSHIP/RANGE: \_\_\_\_\_

REQUEST: \_\_\_\_\_

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**PROJECT TYPE:** Agriculture: New \_\_\_ Vineyard Replant (Process I: \_\_\_ II: \_\_\_) Other: \_\_\_\_\_  
 Non-Agriculture: Structure \_\_\_ Driveway \_\_\_ Road \_\_\_ Reservoir \_\_\_ Other \_\_\_\_\_

**PERCENT SLOPE:** Cropland: \_\_\_\_\_ Structure: \_\_\_\_\_ Pad: \_\_\_\_\_ Driveway: \_\_\_\_\_ Road: \_\_\_\_\_

**OTHER PERMITS:** Grading Permit \_\_\_ Use Permit: \_\_\_ Variance: \_\_\_ Septic System Permit: \_\_\_ Groundwater Permit: \_\_\_

**REVIEW AGENCIES:** CDPD: X County Consultant: \_\_\_ OR RCD: \_\_\_\_\_

**FINAL APPROVAL:** CDPD: X Date: \_\_\_\_\_

**TO BE COMPLETED BY APPLICANT**  
 (Please type or print legibly)

**Applicant's Name:** Dry Creek LLC, attn: Tom Gamble

**Telephone #:** (707) 944-2999 **Fax #:** ( ) **E-Mail:** tom@gamblefamilyvineyards.com

**Mailing Address:** PO Box 128 Oakville CA 94562  
No Street City State Zip

**Status of Applicant's Interest in Property:** Owner

**Property Owner's Name:** Dry Creek LLC, attn: Tom Gamble

**Telephone #:** ( ) **Fax #:** ( ) **E-Mail:** \_\_\_\_\_

**Mailing Address:** PO Box 128 Oakville CA 94562  
No Street City State Zip

**Site Address/Location:** 7111 Dry Creek Road Napa  
No Street City

**Assessor's Parcel #:** 027-070-036 **Existing Parcel Size:** 25.66 acres **Development Area Size:** 1.7 acres

**Slope Range:** 21 % to 22 % **Total Acreage ≥ 30%:** 0.3 acres **Estimated Total Amount of Cut & Fill:** N/A cubic yards

**Land or Aerial Survey Prepared By:** PPI Eng ine@rg **Date:** Dec 2021

**(NOTE:** Contour map/survey is required for all development areas with an estimated slope of 15% or greater and for all road/driveway projects. Contour map must include all areas within 100' of the cut and fill edges. Percent slope shall be calculated and presented as whole numbers.)

**Source(s) of Water:** Existing well

**Related Permits Filed:**  Water Rights  Groundwater  Well  Sewage Disposal  Use Permit/Variance?  
 Timber Harvest  Stream Alteration  Others: \_\_\_\_\_

I hereby certify that all the information contained in this application, including but not limited to, this application form, the supplemental information sheets, site plan, plot plan, cross sections/elevations, is complete and accurate to the best of my knowledge. I hereby authorize such investigations including access to County Assessor's Records as are deemed necessary by the County Planning Division for evaluation of this application and preparation of reports related thereto, including the right of access to the property involved.

Tom Gamble, PPI 11-11-22 Tom Gamble, Dry Creek LLC 11-11-22  
 Signature of Applicant Date Signature of Property Owner Date

**TO BE COMPLETED BY CONSERVATION, DEVELOPMENT AND PLANNING DEPARTMENT**

\$ \_\_\_\_\_

Estimated Fee \_\_\_\_\_ Receipt Number: \_\_\_\_\_ Received By \_\_\_\_\_ Date \_\_\_\_\_

## EROSION CONTROL PLAN SUPPLEMENTAL INFORMATION

### Project/Construction Phasing Information

1. Project Description: APN: 027-070-036  
 To plant approximately 1.2 acres of vineyard.
- 
- Parcel size: 25.66 acres Total land area disturbed: 1.7 acres  
 Agriculture: NEW plant acres: 1.2 Replant acres: 0  
 Structures:  residence  building  driveway  road  other \_\_\_\_\_
2. Project Phases:  one  two or  \_\_\_\_\_
3. Anticipated date to start construction (month/year): April 1st, 2023
4. Estimated date of completion of each phase: Phase 1: October 15  
Phase 2: \_\_\_\_\_  
Phase \_\_\_\_: \_\_\_\_\_
5. Total construction time estimated: 6 months
6. Work scheduled between Oct. 1 and Apr. 1?  Yes  No **OR**  
 between Sept. 1 and Apr. 1?  Yes  No (municipal watershed)
7. Winterization measures in the Erosion Control Plan See Narrative.
8. Is a grading permit, a well permit, or a sewage disposal permit required?  Yes  No  
 If yes has the Napa Co  Public Works and/or  Environmental Management Departs. been notified?  Yes  No

### Slope Information

9. Earth moving, grading or land clearing on slope(s) of: 21 % to 22 %
10. Total acreage with slopes greater than or equal to 30%: 0.3 acres
11. Contour mapping source: PPI Engineering

### Water Deficient Area, Watershed Area, & Water Rights Diversion Permits

12. Water-deficient area:  Yes (*applicant must contact Co Env Mgmt Dept*)  No
13. Sub-Watershed Name: Dry Creek  
 Municipal Reservoir Watershed:  Yes  No  
 If yes:  Bell Canyon  Kimball  Milliken  Lake Hennessey  Rector
14. Have any other erosion control plans effecting this parcel been approved since 1991?  Yes  No
15. Coverage information (required for projects in any watershed):  
 (a) Existing acres of tree canopy cover per parcel: \_\_\_\_\_ acres  
 Proposed acres of canopy cover to be removed: 0 acres  
 Percent of canopy cover to be retained per parcel: \_\_\_\_\_ %  
 (b) Existing acres of shrub, brush, grass without tree canopy per parcel: \_\_\_\_\_ acres  
 Proposed acres of shrub, brush, grass cover to be removed: \_\_\_\_\_ acres  
 Percent of shrubs, brush, grass to be retained per parcel: \_\_\_\_\_ %
16. Is there a Water Rights permit associated with the project or parcel?  Yes  No **OR**  
 a) Copy of permit from the State Dept of Water Resources attached?  Yes  No **OR**  
 b) Date application for necessary permit submitted to this board: \_\_\_\_\_  
 c) Copy of associated CEQA document attached?  Yes  No acre/feet \_\_\_\_\_

**Streams, Watercourses, & Streambed Alteration Agreements**

- 17. All streams and watercourses in vicinity of project area(s) shown and the required setback(s) indicated with the distance and slope?  Yes  No
- 18. Is there a State Dept of Fish & Game Streambed Alteration (1603) Permit associated with the project or parcel?  Yes  No  
  - (a) Copy of State Dept of Fish & Game Permit attached?  Yes **OR**
  - (b) Date application for necessary permit submitted to this agency: \_\_\_\_\_
  - (c) Copy of CEQA document prepared attached?  Yes  No

**Environmental Setting**

- 19. Is any portion of the project located on or within 500' of a landslide?  Yes  No  
Cite source: Napa County GIS layer
- 20. Is any portion of the project located in the vicinity of rare/endangered species, species of special concern (plant, animal), wetland (type), riparian habitat, critical habitat, etc.?  Yes  No  
If yes, list: \_\_\_\_\_  
Cite source/reference(s): Biological Resources Reconnaissance Survey Report  
Specific study prepared: Biological Resources Recon. by MIG date: 6/2022
- 21. Is any portion of the project located on or within 500' of an archeological or historic site?  Yes  No  
Cite source: \_\_\_\_\_  
Specific study prepared: Cultural Resource Recon. by Flaherty Cultural Resource Serv. date: 9/11/19

**Grading Information**

- 22. Are any new roads/driveways associated with the project?  Yes  No
- 23. Are any new vineyard avenues associated with the project?  Yes  No
- 24. Will the project involve any recontouring of the land?  Yes  No
- 25. Will there be any excavation or fill deeper than 12 inches?  Yes  No
- 26. Total cubic yards of cut & fill: N/A  
Cubic yards of cut: \_\_\_\_\_ fill: \_\_\_\_\_  
Spoils location: on-site \_\_\_\_\_ off-site \_\_\_\_\_
- 27. Has a grading permit been filed with the Co Public Works Dept?  Yes  No
- 28. Will the project involve repair of a landslide?  Yes  No  
Location \_\_\_\_\_ Size \_\_\_\_\_ Report \_\_\_\_\_

**TIMBER HARVEST/TIMBER CONVERSION PERMITS**

- 29. Is there a Timber Harvest or Conversion permit associated with the project/parcel?  Yes  No  
Number of Acres: \_\_\_\_\_  
  - a) Copy of State Dept of Forestry Permit attached?  Yes **OR**
  - b) Date application for necessary permit submitted to this agency: \_\_\_\_\_
  - c) Copy of associated CEQA document attached?  Yes  No
  - d) Date other County erosion control plan(s) submitted if different than the application date for this plan: \_\_\_\_\_
- 30. Is there a Timberland Conversion Exception associated with the project or parcel?  Yes  No

# Attachment A

## SUPPLEMENTAL PROJECT INFORMATION

File #: \_\_\_\_\_ - \_\_\_\_\_ Owner: Dry Creek LLC Parcel #: 027-070-039

### Vineyard Development Area Specifics

- |   |                            |
|---|----------------------------|
| 1. Size of Area Disturbed:                              | <u>1.7</u> acres           |
| 2. Size of Vineyard:                                    | <u>1.2</u> acres           |
| 3. Acres of Vines:                                      | <u>1.2</u> acres           |
| 4. Slopes of Area Disturbed:                            | <u>21</u> % to <u>22</u> % |
| 5. Amount of Total Acreage Equal to or Above 30% Slope: | <u>0.3</u> acres           |
| 6. Total Number of Trees Removed                        | <u>0</u> trees             |
| a) natives  | <u>0</u> trees             |
| b) non-natives  | <u>0</u> trees             |

### Vineyard Development Schedule

1. **Pre-Planting Stage:**  
*(i.e. land clearing, ripping, installation of drainage system., vineyard staking, installation of irrigation system., installation and maintenance of permanent and temporary erosion control measures, planting of cover crop, straw mulching)*  
 Start Date: 4/1 End Date: 10/15 Duration: 198 days  
 Temporary Cover Crop Planted  Yes  No
  
2. **Planting Stage:**  
*(i.e planting of vines, seeding permanent cover crop, apply straw mulch, maintenance of erosion control measures)*  
 Start Date: 4/1 End Date: 10/15 Duration: 198 days
  
3. **Operational Stage:**  
*(maintenance and adjustment as needed of permanent erosion control practices, implementation of annual vineyard and erosion control measures, commencement of annual harvests)*  
 Start Date: 4/1

### Vineyard Operations Information

1. **Farming Equipment:**

___ Track-laying	Percent of Use ___%	
___ Rubber-tired	Percent of Use ___%	
___ ATV	Percent of Use ___%	
<input checked="" type="checkbox"/> Hand/Manual	Percent of Use <u>100</u> %	
___ Other (describe) _____	Percent of Use ___%	
  
2. **Annual Pruning:**  
 Time of Year: Feb Number of days: 1 Number of Workers: 1
  
3. **Annual Sulfuring:**  
 Time of Year: N/A Estimated applications/year: \_\_\_\_\_
  
4. **Weed Control:**

	<u><b>Under Vines</b></u>	<u><b>Between Rows</b></u>
Type of control	<u>Hand</u>	<u>Hand</u>
Method of application	<u>Weed Eater</u>	<u>Weed Eater</u>
Months:	<u>March/June</u>	<u>March/June</u>
Applications/year:	<u>2</u>	<u>2</u>
Number of Workers:	<u>1</u>	<u>1</u>
  
5. **Harvest (Crush):**  
 Length 1 days Number of Workers: 4

6. Frost Protection Method(s) N/A

	<u>Hours of Operation</u>	<u>Frequency (times/year)</u>
<input type="checkbox"/> Return-stack heaters	_____	_____
<input type="checkbox"/> Sprinklers	_____	_____
<input type="checkbox"/> Mistlers	_____	_____
<input type="checkbox"/> Wind Machines	_____	_____
<input type="checkbox"/> Late Pruning	_____	_____
<input type="checkbox"/> Other _____	_____	_____

7. Rodent Protection Method(s):

<input type="checkbox"/> Rodenticides	<input checked="" type="checkbox"/> Raptors
<input checked="" type="checkbox"/> Traps	<input type="checkbox"/> Other _____
<input type="checkbox"/> Fencing	

8. Bird Protection Method(s):

	<u>Time of Year (months)</u>	<u>Time of Day</u>	<u>Duration of Use (days per year)</u>
<input type="checkbox"/> Netting	_____	_____	_____
<input type="checkbox"/> Bird Cannons	_____	_____	_____
<input type="checkbox"/> Visual Distracters (Mylar strips, etc)	_____	_____	_____
<input checked="" type="checkbox"/> Raptor Perches	Permanent	_____	_____
<input type="checkbox"/> Other _____	_____	_____	_____

9. Proposed Nighttime Activities: N/A

	<u>Time of Night</u>	<u>Duration of Use (days per year)</u>
<input type="checkbox"/> Harvest	_____	_____
<input type="checkbox"/> Sulphur Application	_____	_____
<input type="checkbox"/> Pesticide/Herbicide Application	_____	_____
<input type="checkbox"/> Other _____	_____	_____

10. Irrigation Methods

<input type="checkbox"/> Sprinklers	<input checked="" type="checkbox"/> Drip System	<input type="checkbox"/> Other _____
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11. Other Proposed Activities:

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

**Traffic Characteristics Information**

1. Estimated size of grape trucks/truck & trailers to be used: 1 \_\_\_\_\_ tons
2. Estimated number of truck trips per day: during Crush: 1 \_\_\_\_\_ annually: 1 \_\_\_\_\_
3. Estimated number of farmworkers/vehicle: 4 \_\_\_\_\_ Crush 1 \_\_\_\_\_ Pruning
4. Lunch provided on-site for farmworkers:  Yes  No
5. Proposed primary access: Dry Creek Road
6. Proposed secondary access, if any: \_\_\_\_\_

**Itemized Fertilizer and Pesticide Information**

	<u>Application Method</u> <small>(broadcast, spray, drip system, etc)</small>	<u>Application Amount</u> <small>(per acre)</small>	<u>Number of Applications per Year</u>	<u>Annual Amount Used</u> <small>(per acre)</small>	<u>Total Annual Amount Used Overall</u>
1. Fertilizers					
Regonant _____	Drip _____	4 lbs _____	2 _____	8 lbs _____	8 lbs _____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____

<b>2. Mildewcides</b>					
Pure Spray Grm	Spray	4 oz	3	12 oz	12 oz
Vivano	spray	4 oz	3	12 oz	12 oz
<b>3. Herbicides</b>					
N/A					
<b>4. Rodenticides</b>					
N/A					
<b>5. Other Chemicals</b>					
N/A					

**6. Proposed Storage, Mixing/Handling and Safety Measures:**

Type of onsite chemical storage facility in use or proposed: No on site storage

Location of current or potential area(s) used for the mixing agricultural chemicals and the description of the facilities present thereat: On site

Location of current or proposed area designated for the cleaning and washing of chemical application equipment: Post application spray equipment tank washed and reapplied to field

**Water Source and Usage Information**  
*\* Use Attachment D to calculate information requested\**

**1. Current and/or Proposed Water Supply Source(s):**

**Agricultural Water Source(s) :**

- Well
- Spring
- Stream or Creek
- Reservoir(s)
- Other \_\_\_\_\_

<b><u>Percent of Total</u></b>
<b><u>Agricultural Use:</u></b>
100 %
_____ %
_____ %
_____ %
_____ %
<b>100%</b>

**Residential and Non-Agricultural Water Source(s) :**

- Well
- Spring
- Stream or Creek
- Other \_\_\_\_\_

<b><u>Percent of Total</u></b>
<b><u>Resid &amp; Non-Aq</u></b>
100 %
_____ %
_____ %
_____ %
<b>100%</b>

2. Current and Future/Proposed Water Usage (acre-foot per year = AF/yr) : See WAA

	<u>Current Usage</u>	<u>Future Usage</u>
Vineyard & other Agricultural Uses:	_____ AF/yr	_____ AF/yr
Residential/Domestic Uses:	_____ AF/yr	_____ AF/yr
Other Uses:	_____ AF/yr	_____ AF/yr
Total Usage:	_____ AF/yr	_____ AF/yr

3. Allowable Groundwater Allotment: \_\_\_\_\_ AF/yr

**Rock/Spoils/Debris Disposal Information**

1. Use/Disposal of Rock Generated (brought to the surface during the vineyard preparation ripping and raking process):

<u>Proposed Use/Disposal Method</u>	<u>Percent of Total</u>	<u>Location</u>
_____ Road Base (crushed to aggregate size)	_____ %	_____ on-site _____ off-site
_____ "Rock Mulch" (crushed to fist size and returned to fields)	_____ %	_____ on-site _____ off-site
_____ Decorative Rock	_____ %	_____ on-site _____ off-site
_____ Fill (buried)	_____ %	_____ on-site _____ off-site
<input checked="" type="checkbox"/> Stacked In Pile	100 %	<input checked="" type="checkbox"/> on-site _____ off-site
_____ Other _____	_____ %	_____ on-site _____ off-site

2. Estimated Amount of Cut & Fill: N/A cubic yards (total)  
 \_\_\_\_\_ cubic yards (cut) \_\_\_\_\_ cubic yards (fill)

3. If rock/spoils material is to be disposed of off-site, where, what for and how much:

<u>Location of Disposal Site</u>	<u>Use of Material</u>	<u>Quantity</u>
N/A	_____	_____ cubic yards
_____	_____	_____ cubic yards
_____	_____	_____ cubic yards

4. Debris Disposal (Location & Method):

\_\_\_\_\_ On-site \_\_\_\_\_ Off-site \_\_\_\_\_

**Related Permits**

1. Please indicate any other related or required permits associated with the proposed conversion plan:

County:

Grading: Yes _____ No <input checked="" type="checkbox"/>	Groundwater/Well Permit: Yes _____ No <input checked="" type="checkbox"/>
Building: Yes _____ No <input checked="" type="checkbox"/>	Use Permit: Yes _____ No <input checked="" type="checkbox"/>
Structural ECP: Yes _____ No <input checked="" type="checkbox"/>	Variance: Yes _____ No <input checked="" type="checkbox"/>
Sewage Disposal: Yes _____ No <input checked="" type="checkbox"/>	Other Not Listed: _____

State Dept of Forestry:

Timber Harvest Plan: Yes _____ No <input checked="" type="checkbox"/>	Timber Conversion Permit: Yes _____ No <input checked="" type="checkbox"/> _____ acres
Timber Conversion Exemption: Yes _____ No <input checked="" type="checkbox"/>	_____ acres

State Dept of Fish & Game:

Streambed Alteration Permit: Yes \_\_\_\_\_ No

State Division of Water Rights:

Appropriate Water Rights Permit: Yes \_\_\_\_\_ No

State Environmental Protection Agency:

Chemical Application Permit(s): Yes \_\_\_\_\_ No

Other State & Federal Permits (please list) :

2. Consultation with, or letter of agreement from:

<u>Regional Water Quality Control Brd:</u>	Yes _____ No <input checked="" type="checkbox"/>
<u>National Marine Fisheries Service/NOAA:</u>	Yes _____ No <input checked="" type="checkbox"/>
<u>Army Corps of Engineers:</u>	Yes _____ No <input checked="" type="checkbox"/>
<u>U.S. Fish and Wildlife Service:</u>	Yes _____ No <input checked="" type="checkbox"/>

**SUPPLEMENTAL ENVIRONMENTAL INFORMATION (ECP)**

To be provided by Property Owner: **Dry Creek, LLC**

Attach response sheets to this page.

**A. GENERAL INFORMATION**

- 1. Name, address, telephone number of property owner – **See ECP**
- 2. Address of project – **See ECP**
- 3. APN – **See ECP**
- 4. Name, Address and telephone number of person to be contacted concerning this project, if different than owner – **See ECP**
- 5. Indicate type or number of the permit application for the project to which this form pertains – **See ECP**
- 6. List and describe any other related permits and/or other public approvals required for this project or parcel, including those required by city, regional, state, and federal agencies - **None**
- 7. Existing zoning district – **Agricultural Watershed**
- 8. Proposed use of entire site and/or parcel. List and describe any other projects or improvements with site locations anticipated within the next several years (1-3-5 years) - **None**

**B. PROJECT DESCRIPTION**

- 9. Parcel(s) size(s), acres per parcel – **See ECP**
- 10. Project(s) size(s), acres per project – **See ECP**
- 11. Attach plans – **See ECP**
- 12. Proposed scheduling – **See ECP**
- 13. Anticipated incremental or phased development – **See ECP**
- 14. If the project involves Napa County grading permit, use permit, variance or rezoning application, state this and indicate clearly why the application is required – **N/A**

Discuss and check yes the following items which are applicable to your project or its effects (attach additional sheets)

**YES NO**

- 15.  **X** Change in existing features of any watercourses, wetlands, tidelands, beaches, hills or alteration of ground contours.
- 16.  **X** Change in scenic views or vistas from existing residential areas or public lands or roads.
- 17.  **X** Change in the pattern, scale or character of general area of project.
- 18.  **X** Change in bay, lake, stream or ground water quality or quantity, or alteration of existing drainage patterns.
- 19. **X**  Site on filled land or on slopes of 5% or more.
- 20.  **X** Substantial change in demand for Napa County services (police, fire, water, sewage, etc.)
- 21.  **X** Relationship to a larger project or series of projects.

**C. ENVIRONMENTAL SETTING**

- 22. Describe the project site as it exists before the project, including information on topography, soil stability, plants and animals, wetlands (types), riparian habitat and any cultural, historical or scenic aspects. Describe any/all existing structures on the site, and the use of the structures. Attach photographs of the site, could include current aerial photo – **See ECP**
- 23. Describe the surrounding properties (approximately ¼ mile radius form parcel boundary), including information on plants and animals and any cultural, historical, or scenic aspects. Indicate the type of land use (agriculture, residential, commercial, etc.), intensity of land use (vineyards, winery, one-family, multi-family, industry, etc.), and scale of development (acres, height, setback, yard, etc.). Attach photographs of the vicinity, could include current aerial photo – **See ECP**

**D. CERTIFICATION**

I hereby certify that the statements furnished responding to the above and in the attached sheets present the data and information required for this initial evaluation to the best of my ability, and that the facts, statements, and information presented are true and correct to the best of my knowledge and belief.

11.11.22

Date



Signature of Property Owner



## INDEMNIFICATION AGREEMENT

Pursuant to Chapter 1.30 of the Napa County Code, as part of the application for a discretionary land use project approval for the project identified below, Applicant agrees to defend, indemnify, release and hold harmless Napa County, its agents, officers, attorneys, employees, departments, boards and commissions (hereafter collectively "County") from any claim, action or proceeding (hereafter collectively "proceeding") brought against County, the purpose of which is to attack, set aside, void or annul the discretionary project approval of the County, or an action relating to this project required by any such proceeding to be taken to comply with the California Environmental Quality Act by County, or both. This indemnification shall include, but not be limited to damages awarded against the County, if any, and cost of suit, attorneys' fees, and other liabilities and expenses incurred in connection with such proceeding that relate to this discretionary approval or an action related to this project taken to comply with CEQA whether incurred by the Applicant, the County, and/or the parties initiating or bringing such proceeding. Applicant further agrees to indemnify the County for all of County's costs, attorneys' fees, and damages, which the County incurs in enforcing this indemnification agreement.

Applicant further agrees, as a condition of project approval, to defend, indemnify and hold harmless the County for all costs incurred in additional investigation of or study of, or for supplementing, redrafting, revising, or amending any document (such as an EIR, negative declaration, specific plan, or general plan amendment) if made necessary by said proceeding and if the Applicant desires to pursue securing approvals which are conditioned on the approval of such documents.

In the event any such proceeding is brought, County shall promptly notify the Applicant of the proceeding, and County shall cooperate fully in the defense. If County fails to promptly notify the Applicant of the proceeding, or if County fails to cooperate fully in the defense, the Applicant shall not thereafter be responsible to defend, indemnify, or hold harmless the County. The County shall retain the right to participate in the defense of the proceeding if it bears its own attorneys' fees and costs, and defends the action in good faith. The Applicant shall not be required to pay or perform any settlement unless the settlement is approved by the Applicant.

  
Applicant

11.11.22  
Date

Dry Creek LLC  
Property Owner (if other than Applicant)

027-070-036  
Project Identification



A Tradition of Stewardship  
A Commitment to Service

**Planning, Building & Environmental Services**

1195 Third Street, Suite 210  
Napa, CA 94559  
www.countyofnapa.org

**David Morrison**  
Director

## MEMORANDUM

To: Pamela Arifian Conservation Division	From: Raulton Haye Engineering Service
Date: January 9, 2023	Re: <b>Permit No. P22-00408</b> <b>Dry Creek Vineyard ECP-Track I</b> APN# 027-070-036

The Engineering Division has reviewed the technical studies for the proposed Dry Creek Vineyard Development – Erosion Control Plan (ECP) application, P22-00408, located on assessor’s parcel number 027-070-036. The proposed plan requests the planting of approximately 1.66 acres of vineyard, within a vineyard block.

The Engineering Division has determined the proposed project’s Soil Loss and Hydrology Studies prepared by PPI Engineering to be technically adequate with respect to Napa County’s Conservation Regulations Chapter 18.108, including Policy CON-48 and Policy CON-50(c) of Napa County’s General Plan.

Any changes in use or design may necessitate additional review and approval. If you have any questions regarding the above items please contact Raulton Haye from Napa County PBES Department Engineering Division at (707) 253-4621 or via e-mail at [raulton.haye@countyofnapa.org](mailto:raulton.haye@countyofnapa.org).



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

**David Morrison**  
Director

**Certified Mail**

January 6, 2023

Jose Simon III, Chairperson  
Middletown Rancheria  
P.O. Box 1035  
Middletown CA 95461

**Re: Notification of Proposed Project Pursuant to Public Resources Code 21080.3.1  
Dry Creek Vineyard, Erosion Control Plan #P22-00408-ECPA  
7111 Dry Creek Road; APN 027-070-036**

Dear Mr. Simon,

The Napa County Planning Division is processing a request for an Agricultural Erosion Control Plan to develop an approximate 1.7-acre vineyard (1.2 vine acres) located at 7111 Dry Creek Road, Napa. Additional information about the proposal can be viewed online at the Planning Division's current projects webpage <https://www.countyofnapa.org/2876/Current-Projects-Explorer>.

This letter serves as notification to the Middletown Rancheria that is traditionally and culturally affiliated with the geographic area of the proposed project pursuant to Public Resources Code 21080.3.1 (Assembly Bill 52 [Gatto]). If your tribe wishes to consult on this project, please contact me in writing, within 30 days of receipt of this letter, to request consultation.

If you should have any questions, please feel free to contact by telephone at 707-259-5934 or via email at [pamela.arifian@countyofnapa.org](mailto:pamela.arifian@countyofnapa.org).

Sincerely,

*Pamela Arifian*

Pam Arifian  
Planner III

Enclosures: Cultural Resources Survey  
Project plans



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A Commitment to Service

**Planning, Building & Environmental Services**

1195 Third Street, Suite 210  
Napa, CA 94559  
[www.countyofnapa.org](http://www.countyofnapa.org)

**David Morrison**  
Director

**Certified Mail**

January 6, 2023

Scott Gabaldon, Tribal Chair/Cultural Resources Manager  
Mishewal Wappo Tribe of Alexander Valley  
940 Larkfield Center  
Santa Rosa, CA 95403

**Re: Notification of Proposed Project Pursuant to Public Resources Code 21080.3.1  
Dry Creek Vineyard, Erosion Control Plan #P22-00408-ECPA  
7111 Dry Creek Road; APN 027-070-036**

Dear Mr. Gabaldon,

The Napa County Planning Division is processing a request for an Agricultural Erosion Control Plan to develop an approximate 1.7-acre vineyard (1.2 vine acres) located at 7111 Dry Creek Road, Napa. Additional information about the proposal can be viewed online at the Planning Division's current projects webpage <https://www.countyofnapa.org/2876/Current-Projects-Explorer>.

This letter serves as notification to the Mishewal Wappo Tribe of Alexander Valley that is traditionally and culturally affiliated with the geographic area of the proposed project pursuant to Public Resources Code 21080.3.1 (Assembly Bill 52 [Gatto]). If your tribe wishes to consult on this project, please contact me in writing, within 30 days of receipt of this letter, to request consultation.

If you should have any questions, please feel free to contact by telephone at 707-259-5934 or via email at [pamela.arifian@countyofnapa.org](mailto:pamela.arifian@countyofnapa.org).

Sincerely,

*Pamela Arifian*

Pam Arifian  
Planner III

Enclosures: Cultural Resources Survey  
Project plans



A Tradition of Stewardship  
A Commitment to Service

**Planning, Building & Environmental Services**

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**David Morrison**  
Director

**Certified Mail**

January 6, 2023

Laverne Bill, Interim Director of Cultural Resources  
Yocha Dehe Wintun Nation  
P.O. Box 18  
Brooks, CA 95606

**Re: Notification of Proposed Project Pursuant to Public Resources Code 21080.3.1  
Dry Creek Vineyard, Erosion Control Plan #P22-00408-ECPA  
7111 Dry Creek Road; APN 027-070-036**

Dear Mr. Bill,

The Napa County Planning Division is processing a request for an Agricultural Erosion Control Plan to develop an approximate 1.7-acre vineyard (1.2 vine acres) located at 7111 Dry Creek Road, Napa. Additional information about the proposal can be viewed online at the Planning Division's current projects webpage <https://www.countyofnapa.org/2876/Current-Projects-Explorer>.

This letter serves as notification to the Yocha Dehe Wintun Nation that is traditionally and culturally affiliated with the geographic area of the proposed project pursuant to Public Resources Code 21080.3.1 (Assembly Bill 52 [Gatto]). If your tribe wishes to consult on this project, please contact me in writing, within 30 days of receipt of this letter, to request consultation.

If you should have any questions, please feel free to contact by telephone at 707-259-5934 or via email at [pamela.arifian@countyofnapa.org](mailto:pamela.arifian@countyofnapa.org).

Sincerely,

*Pamela Arifian*

Pam Arifian  
Planner III

Enclosures: Cultural Resources Survey  
Project plans



YOCHA DEHE  
CULTURAL RESOURCES

January 18, 2023

County of Napa  
Planning, Building & Environment Services  
Attn: Pam Arifian, Planner III  
1195 Third Street, Suite 210  
Napa, CA 94559

RE: 7111 Dry Creek Rd Napa Project YD-01122023-01

Dear Ms. Arifian:

Thank you for your project notification letter dated January 6, 2023, regarding cultural information on or near the proposed 7111 Dry Creek Rd Napa Project. We appreciate your effort to contact us.

The Cultural Resources Department has reviewed the project and concluded that it is not within the aboriginal territories of the Yocha Dehe Wintun Nation. Therefore, we respectfully decline any comment on this project. However, based on the information provided, please defer correspondence to the following:

Mishewal Wappo Tribe of Alexander Valley  
Attn: Scott Gadaldon  
2275 Silk Road  
Windsor, CA 95492

Middletown Rancheria  
Attn: Michael Riviera  
PO Box 1035  
Middletown, CA 95461

Please refer to identification number YD – 01122023-01 in any future correspondence with Yocha Dehe Wintun Nation concerning this project.

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

Sincerely,

DocuSigned by:  
  
8DD0BD089ED6438...

Yvonne Perkins  
Tribal Historic Preservation Officer

cc: Mishewal Wappo Tribe of Alexander Valley / Middletown Rancheria



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**Planning, Building & Environmental Services**

1195 Third Street, Suite 210  
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www.countyofnapa.org

**Brian Bordona**  
Interim Director

March 15, 2023

Middletown Rancheria  
c/o Michael Riviera  
P.O. Box 1035  
Middletown CA 95461

**Re: Closed Status of Tribal Consultation Invitation  
Pursuant to Public Resources Code 21080.3.1  
Dry Creek Vineyard, Erosion Control Plan #P22-00408-ECPA  
7111 Dry Creek Road; APN 027-070-036**

Dear Mr. Riviera,

On January 6, 2023, the Napa County Planning Division mailed to you, via certified delivery, notification of an invitation to consult on a pending request for an Agricultural Erosion Control Plan (#P22-00408-ECPA) to develop an approximate 1.7-acre vineyard located at 7111 Dry Creek Road, Napa.

More than 30 days have elapsed since your confirmed receipt of the Planning Division's letter of invitation to consult on this proposed project, and staff has not received from you a written response with a request for consultation. Therefore, the Planning Division has concluded that consultation proceedings with your organization will not be initiated for this proposal.

Thank you for your ongoing interest in development projects in Napa County. If you have any questions, please feel free to contact me by telephone at 707-259-5934 or via email at [pamela.arifian@countyofnapa.org](mailto:pamela.arifian@countyofnapa.org).

Sincerely,

Pamela Arifian  
Planner III



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**Brian Bordona**  
Interim Director

March 15, 2023

Mishewal Wappo Tribe of Alexander Valley  
c/o Scott Gabaldon, Tribal Chair/Cultural Resources Manager  
2275 Silk Road  
Windsor, CA 95492

**Re: Closed Status of Tribal Consultation Invitation  
Pursuant to Public Resources Code 21080.3.1  
Dry Creek Vineyard, Erosion Control Plan #P22-00408-ECPA  
7111 Dry Creek Road; APN 027-070-036**

Dear Mr. Gabaldon,

On January 6, 2023, the Napa County Planning Division mailed to you, via certified delivery, notification of an invitation to consult on a pending request for an Agricultural Erosion Control Plan (#P22-00408-ECPA) to develop an approximate 1.7-acre vineyard located at 7111 Dry Creek Road, Napa.

More than 30 days have elapsed since your confirmed receipt of the Planning Division's letter of invitation to consult on this proposed project, and staff has not received from you a written response with a request for consultation. Therefore, the Planning Division has concluded that consultation proceedings with your organization will not be initiated for this proposal.

Thank you for your ongoing interest in development projects in Napa County. If you have any questions, please feel free to contact me by telephone at 707-259-5934 or via email at [pamela.arifian@countyofnapa.org](mailto:pamela.arifian@countyofnapa.org).

Sincerely,

*Pamela Arifian*

Pamela Arifian  
Planner III





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**David Morrison**  
Director

March 15, 2023

Laverne Bill, Interim Director of Cultural Resources  
Yocha Dehe Wintun Nation  
P.O. Box 18  
Brooks, CA 95606

**Re: Closed Status of Tribal Consultation Invitation  
Pursuant to Public Resources Code 21080.3.1  
Dry Creek Vineyard, Erosion Control Plan #P22-00408-ECPA  
7111 Dry Creek Road; APN 027-070-036**

Dear Mr. Bill,

On January 6, 2023, the Napa County Planning Division mailed to you, via certified delivery, notification of an invitation to consult on a pending request for an Agricultural Erosion Control Plan (#P22-00408-ECPA) to develop an approximate 1.7-acre vineyard located at 7111 Dry Creek Road, Napa.

Thank you for your letter dated January 18, 2023 that stated the project is not within the aboriginal territories of the Tribe, and that the Tribe declines to comment on this project. The Conservation Division has corresponded with the Mishewal Wappo Tribe of Alexander Valley and Middletown Rancheria as per your recommendation; therefore, the County has concluded that further consultation proceedings with your organization will not be initiated for this proposal.

Thank you for your ongoing interest in development projects in Napa County. If you have any questions, please feel free to contact me by telephone at 707-259-5934 or via email at [pamela.arifian@countyofnapa.org](mailto:pamela.arifian@countyofnapa.org).

Sincerely,

Pamela Arifian, Planner III