

POSTED IN THE OFFICE OF
THE TRINITY COUNTY CLERK

FROM: 5/15/2023 TO: 6/15/2023

Notice of Determination

Appendix D

To: <input type="checkbox"/> Office of Planning and Research U.S. Mail: P.O. Box 3044 Sacramento, CA 95812-3044 <input checked="" type="checkbox"/> County Clerk County of: <u>Trinity</u> Address: <u>11 Court Street, P.O.Box 1215,</u> <u>Weaverville, CA 96093</u>	From: Public Agency: <u>Trinity County</u> Address: <u>530 Main Street P.O. Box 2819</u> <u>Weaverville, CA 96093</u> Contact: <u>Drew Plebani</u> Phone: <u>530-623-1351</u> Lead Agency (if different from above): Address: _____ Contact: _____ Phone: _____
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SUBJECT: Filing of Notice of Determination in compliance with Section 21108 or 21152 of the Public Resources Code.

State Clearinghouse Number (if submitted to State Clearinghouse): 2018122049

Project Title: Hole in the Earth, LLC, Richard Collins

Project Applicant: Richard Collins

Project Location (include county): 9461 Lower S. Fork Road, Hyampom (Trinity), CA 96046

Project Description: The proposed cultivation project described herein (Project) includes the cultivation of 9,975 square feet (SF) of mixed-light located in Trinity County on Assessor's Parcel Number (APN): 011-090-07-00. The designated area totals 13,380 SF. The applicant is seeking a Specialty Cottage Mixed-Light Tier 1 Cannabis Cultivation License and a Small Mixed-light Cannabis Cultivation License from the County (CCL-310) and holds a Specialty Cottage Mixed-Light Cannabis Cultivation License and a Small Outdoor Cannabis Cultivation License from the Department of Cannabis Control (DCC; CCL18-0003032 & 18-0003033). See below for additional project information. Cultivation activities include 5,700 SF of outdoor and 4,275 SF of mixed-light for a total cultivation area of 9,975 SF. Cultivation infrastructure includes: ten (10) 5' X 114' beds for outdoor cultivation, three (3) 20' X 96' greenhouses with three (3) 5' X 95' rows each, and a 20' X 96' greenhouse for immature canopy. Support infrastructure includes: a 20' X 40' metal building for harvest storage with a 12' X 40' overhang for immature plant area and drying, a 8' X 20' storage container for pesticide and fertilizer storage, and two (2) proposed 8' X 20' storage containers for processing. The proposed project includes use of a groundwater well for water source. An onsite septic system serves the project's wastewater needs. Access to the project site is via a private driveway. The direct footprint of the infrastructure and designated area results in approximately 15,124 SF. A more detailed project description can be found in the attached Appendix C Checklist and the following attachments included with the Appendix C Checklist: Odor Control Plan, Biological Resources

Assessment, A Cultural Resources Investigation, Site Management Plan, Mitigation Measure Applicability Table.

SPECIAL NOTES: The project description states a groundwater well provides water for the project. The applicant has a Final Streambed Alteration Agreement (SAA; Notification Number: EPIMS-02639-R1) issued by the California Department of Fish and Wildlife in 2019. There is also a Right to Use and Divert Water issued the State Water Quality Control Board – Water Rights Division (Certificate Number: H100280) in 2018. The pond on the northwest portion of the property stores water diverted from two points of diversion on the subject parcel. Based on information provided in the hydrology analysis, it seems the well may be connected to the surface water diversions. The County may consider requesting additional information regarding the well.

This is to advise that the Trinity County Planning Department- Cannabis Division has approved the above (Lead Agency or Responsible Agency)

described project on May 12, 2023 and has made the following determinations regarding the above described project. (date).

1. The project [will will not] have a significant effect on the environment.
2. An Environmental Impact Report was prepared for this project pursuant to the provisions of CEQA.
 A Negative Declaration was prepared for this project pursuant to the provisions of CEQA.
3. Mitigation measures [were were not] made a condition of the approval of the project.
4. A mitigation reporting or monitoring plan [was was not] adopted for this project.
5. A statement of Overriding Considerations [was was not] adopted for this project.
6. Findings [were were not] made pursuant to the provisions of CEQA.

This is to certify that the final EIR with comments and responses and record of project approval, or the negative Declaration, is available to the General Public at:
Trinity County Planning Department- Cannabis Division (530 Main Street, Weaverville CA 96093)

The County finds that the adoption of the proposed project falls within the Trinity County Cannabis Program Environmental Impact Report ("EIR")(SCH# 2018122049). Certified by the Board of Supervisors on December 21, 2020 (Resolution 2020-103). Pursuant to CEQA Guidelines (California Code of Regulations, Title 14) Section 15168, the impacts associated with the proposed project were studied, and mitigation measures concerning such impacts were developed, in the Cannabis Program EIR. No further environmental review is required because the County finds, based on substantial evidence in the Record of Proceedings, that approval of this project is a "later activity" associated with the Cannabis Program EIR, as defined by subsection (c) of Section 15168, in that (i)all impacts associated with the approval of this project are within the scope of environmental review previously studied, and (ii) the requirements and mitigations required by Chapter 17.43 and 17.43G of the Trinity County Code, adequately serve to mitigate the impacts associated with approval of this project.

Signature (Public Agency):  Title: Cannabis Division Director

Date: 5/12/23 Date Received for filing at OPR: _____