

POSTED IN THE OFFICE OF
THE TRINITY COUNTY CLERK

FROM: 6.7.23 TO: 7.7.23

Notice of Determination

Appendix D

To:
 Office of Planning and Research
U.S. Mail: Street Address:
P.O. Box 3044 1400 Tenth St., Rm 113
Sacramento, CA 95812-3044 Sacramento, CA 95814
 County Clerk

County of: Trinity
Address: 11 Court Street, P.O.Box 1215,
Weaverville, CA 96093

From:
Public Agency: Trinity County
Address: 530 Main Street P.O. Box 2819
Weaverville, CA 96093
Contact: Drew Plebani
Phone: 530-623-1351

Lead Agency (if different from above):
Address: _____
Contact: _____
Phone: _____

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: GARDEN WAY, LLC (201731910353), Kue Xiong & Sua Chang

Project Applicant: Kue Xiong & Sua Chang

Project Location (include county): 240 Brady Road, Hayfork (Trinity), CA 96041

Project Description: The proposed cultivation project described herein (Project) is the continuation of existing cultivation activities located in Trinity County on Assessor's Parcel Number (APN) 014-450-009-000. The applicant currently holds an Adult Use – Specialty Outdoor Cannabis Cultivation License from the California Department of Cannabis Control (DCC) (LCA19-0000274, Expires on 2024-07-11) and is applying for a cannabis cultivation license from the Trinity County Planning Department (CCL-282) to cultivate approx. 4,563 square feet (sf) of mature outdoor canopy. Mature plants are grown in 108 (6.5' by 6.5') wire enforced fabric pots. Immature plants are kept in a 10' by 30' hoop house structure in the northeast corner of the cultivation area. There are three (3) 10' by 12' sheds on-site. The two northernmost sheds are used for pesticide and agricultural chemical storage and a processing area. The shed next to the cultivation area entrance is used for a harvest storage area and an administrative hold area. There are additional processing areas in the two (2) permitted 8' by 40' shipping containers on-site. There are three (3) 8' by 20' carports on-site used for general storage. There is a 12' by 12' fenced area dedicated to composting organic cannabis waste located in the southern portion of the property. The water source is a municipal connection. There are no water tanks used for storage. Drip irrigation has been implemented to conserve the amount of municipal water used. The farm mixes nutrients in one 275-gallon mixing tank. The Trinity Public Utilities District (TPUD) supplies renewable hydroelectric power to the property. The project utilizes a septic system that was permitted. The project proposes installation of a 12' by 40' shed

with minimal amount of grading necessary. A more detailed project description can be found in the attached Appendix C Checklist and the following attachments included with the Appendix C Checklist: Biological Resources Assessment, Cultural Resources Assessment, Site Management Plan, Odor Control Plan, and Mitigation Measure Applicability Table.

SPECIAL NOTES: Applicant has provided supplemental Odor Control Plan to fall in compliance with: Resolution NO. 2023-071, "A resolution of the Board of Supervisors of The County of Trinity allowing streamlined approval of cannabis licenses that require CCV's or the calendar year 2023". The Checklist Form, Introduction and Project Description incorrectly identify this project as 10,000 sqft mixed-light; the Site Map also incorrectly identifies the total mature canopy area as 8,550 sqft instead of approx. 4,563 sqft. CCL-282 is correctly identified as 5,000 sqft outdoor in Section 2.5 Project Elements.

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

described project on June 2, 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: 6/2/23 Date Received for filing at OPR: _____