

POSTED IN THE OFFICE OF  
THE TRINITY COUNTY CLERK

Notice of Determination

FROM: 6/15/2023 TO: 7/15/2023

Appendix D

<b>To:</b>	<b>From:</b>
<input type="checkbox"/> Office of Planning and Research	Public Agency: <u>Trinity County</u>
U.S. Mail: _____	Address: <u>530 Main Street P.O. Box 2819</u>
P.O. Box 3044 _____	<u>Weaverville, CA 96093</u>
Sacramento, CA 95812-3044	Contact: <u>Drew Plebani</u>
Sacramento, CA 95814	Phone: <u>530-623-1351</u>
<input checked="" type="checkbox"/> County Clerk	Lead Agency (if different from above): _____
County of: <u>Trinity</u>	Address: _____
Address: <u>11 Court Street, P.O.Box 1215,</u>	Contact: _____
<u>Weaverville, CA 96093</u>	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: Goji Y, LLC, Nyiakub Yang

Project Applicant: Nyakub Yang

Project Location (include county): 653 Nelson 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) 017-450-015-00. The applicant currently holds an Adult Use – Small Outdoor Cannabis Cultivation License from the California Department of Cannabis Control (DCC) (CCL21-0002614, expires 2023-09-28) and is applying for a cannabis cultivation license from the Trinity County Planning Department (CCL-192) to cultivate up to 10,000 square feet (sf) of mature outdoor canopy. The existing cultivation currently includes (230) 3.14' x 3.5 x 3.5' (8,847 sqft total) of mature canopy in 5' x 5' boxes, and immature plants will be in a 10' x 20' (200 sqft), 8' x 10' (80 sqft), and 8' x 12' (96 sqft) designated areas. Other supporting structures include: a 30' x 60' (1,800 sqft) secured composting area for cannabis waste; a C for processing; a 8' x 12' (96 sqft) shed for harvest storage; and a 12' x 15' (180 sqft) shed for agricultural and chemical storage. Water is supplied by a permitted groundwater well and one (1) 2,500 water storage tank. Power is supplied by TPUD. There are no plans for construction or expansion, and there will be no soil disturbance or construction activities. A more detailed project description can be found in the Appendix C Checklist.

SPECIAL NOTES: A variance from neighboring structures within 350ft is not required at this time as the neighboring structures are not legal dwellings and therefore are not currently considered as sensitive receptors. Further review and potential variance could be required if/when a neighboring residence is

finalized with occupancy. The Waterboards' Stream Classification Finder identifies a Class II watercourse on site, however an engineered pond spillway was accepted by CDFW for LSAA on Class III; cultivation is setback over 50' from this ephemeral stream that has been identified by Trinity County as an unnamed Class III watercourse. The Biological Assessment contains conflicting, outdated information referencing "construction of new infrastructure such as an additional greenhouse and a metal processing shed required for this project" which is not accurate and should not be considered as proposed project elements. The map identifies a 12' x 26' area for processing that is not in the 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 09, 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)

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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: 6/9/23 Date Received for filing at OPR: \_\_\_\_\_

Authority cited: Sections 21083, Public Resources Code.  
Reference Section 21000-21174, Public Resources Code.

Revised 2011