

Notice of Determination

FROM: 3-7-24 TO: 4-7-24 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: 530-623-1353

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: Phoenix Pharms, LLC

Project Applicant: Matthew Jenkins

Project Location (include county): 1141 Top of the Grade, Douglas City (Trinity), CA 96024

Project Description: The proposed cultivation project described herein (Project) would continue cultivation of 4,092 square feet (sf) of mature mixed-light cannabis canopy located in Trinity County on Assessor's Parcel Number (APN) 025-530-003. The project applicant currently holds an Adult-Use-Specialty Mixed-Light Tier 2 Cannabis Cultivation License from the Department of Cannabis Control (DCC; CCL21-00000194) and is seeking the same license type from the County (CCL-608) to allow for up to 5,000 sf of mixed-light cannabis cultivation. The project parcel is located at 1141 Top of the Grade in Douglas City, California. The parcel is located within the Dutton Creek-Trinity River watershed (HUC 12 180102110707). The project is in unincorporated Trinity County on a northeastern aspect of a hill rising above Tom Land Gulch, 3.8 miles northeast of the community of Douglas City, 4.3 miles southwest of the community of Lewiston, and 5.6 miles southeast of the town of Weaverville. Access to the project site would be via a community-use road. The project would continue to cultivate 4,092-sf of mature mixed-light canopy grown in five hoop houses and two greenhouses. The hoop houses include one (1) 192-sf hoop house, one (1) 276-sf hoop house, one (1) 336-sf hoop house, and two (2) 184-sf hoop houses, and the greenhouses include one (1) 1,920-sf and one (1) 1,000-sf greenhouse. The existing project includes 1,305 sf of existing support structures. The support structures include a garage with a bottom floor containing a 480-sf immature plant area and the top floor containing a 320-sf harvest storage area, and a 160-sf administrative hold area. The support structures also include a 120-sf shed containing a 32-sf agricultural chemical/pesticide storage area, and a 225-sf cannabis waste and compost area. An existing residential dwelling with septic system is located within the project area, as well as a permitted groundwater well for both agricultural and domestic purposes and two 2,200-gallon water storage tanks. There are no proposed

development or expansion activities at this time. Special Notes: Section 4.3, Air Quality, in the Appendix C Checklist notes there are no sensitive receptors in the vicinity of the Project site. However, both the Project Description in the Appendix C checklist as well as the Odor Control Plan state there is a residence approximately 260 feet west of the project site. Both the Project Description, in the Appendix C Checklist, and the Odor Control Plan note that a variance is needed as there is a residence is within the minimum 350-foot setback requirement.

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

described project on January 19, 2024 and has made the following determinations regarding the
above (date)
described project.

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: January 19, 2024 Date Received for filing at OPR: _____

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

Revised 2011

Filed in County Clerk's Office
Trinity County

Shanna S. White
Clerk/Recorder/Assessor

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