



Legislation Details (With Text)

File #:	21-01145	Version:	1
Type:	Departmental Agenda	Status:	Agenda Ready
File created:	12/3/2021	In control:	BOARD OF SUPERVISORS
On agenda:	12/14/2021	Final action:	12/14/2021
Title:	HEARING - Consider recommendations regarding Case No. 21APL-00000-00027, Bien Nacido Vineyards, et al. appeal of the Planning Commission approval of the Canna Rios, LLC Cannabis Cultivation Project, Case No. 19LUP-00000-00116, Fifth District, as follows: (EST. TIME: 1 HR. 30 MIN.)		
	a) Deny the appeal, Case No. 21APL-00000-00027;		
	b) Make the required findings for approval of the revised Project, including California Environmental Quality Act (CEQA) findings;		
	c) Determine that the previously certified Programmatic Environmental Impact Report (PEIR) (17EIR-00000-00003) is adequate and no subsequent Environmental Impact Report or Negative Declaration is required pursuant to CEQA Guidelines Sections 15162 and 15168(c)(2); and		
	d) Grant de novo approval of the revised Project, Case No. 19LUP-00000-00116, subject to conditions of approval.		
	COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY		
Sponsors:	PLANNING AND DEVELOPMENT DEPARTMENT		
Indexes:			
Code sections:			
Attachments:	1. Board Letter, 2. Attachment 1 - Findings, 3. Attachment 2 - Conditions of Approval, 4. Attachment 3 - Link to the PEIR, 5. Attachment 4 - CEQA 15168(c)(4) Checklist, 6. Attachment 5 - Appeal Application, 7. Attachment 6 - Planning Commission Staff Report, 8. Attachment 7 - Revised Site Plan Set, 9. Attachment 8 - Well Sharing Agreement, 10. Attachment 9 - Water Analysis Memo, 11. Attachment 10 - Supplemental Appeal Memo, dated September 23, 2021, 12. Attachment 11 - Supplemental Appeal Letter, 13. Attachment 12 - Vizuite Presentation, Dated June 5, 2019, 14. Attachment 13 - Vizuite Presentation, dated August 20, 2019, 15. Attachment 14 - Vizuite Report for Hacienda, 16. Attachment 15 - Facilitation Report, 17. Letter from John Haan Representing Appellant, 18. Summary of Appeal Issues - Courtney Taylor & John Haan representing Appellant, 19. Public Comment - Letter from Law Office of Courtney E. Taylor, 20. Public Comment - Letter from Covington & Burling LLP, 21. Public Comment - Applicant Letter from Brownstein Hyatt Farber Schreck, 22. Public Comment - Exhibits referenced in Applicant Letter from Brownstein Hyatt Farber Schreck, 23. Public Comment - Exhibit G from Brownstein Hyatt Farber Schreck LLP, 24. Memorandum dated 12-10-2021, 25. Dudek Greenwaste Emissions Assessment on behalf of Canna Rios, 26. Public Comment - Canna Rios Cultivation Operations Response Letter, 27. Mr. Driscoll's response to Appellant's Water Memo & Peer Review of the Walch Analysis, 28. Appellant Presentation (Canna Rios), 29. Public Comment - O'Neill, 30. Public Comment - O'Neill, 31. Memo from Dr. Jim McCord & Memo from John Haan Jr., 32. Replacement No. 1 Appellant Presentation (Canna Rios), 33. Applicant Presentation, 34. Presentation, 35. Minute Order, 36. BOS Action Letter_Canna Rios		

Date	Ver.	Action By	Action	Result
12/14/2021	1	BOARD OF SUPERVISORS	Acted on as follows:	Pass
12/14/2021	1	BOARD OF SUPERVISORS	Acted on as follows:	Pass

HEARING - Consider recommendations regarding Case No. 21APL-00000-00027, Bien Nacido Vineyards, et al. appeal of the Planning Commission approval of the Canna Rios, LLC Cannabis Cultivation Project, Case No. 19LUP-00000-00116, Fifth District, as follows: (EST. TIME: 1 HR. 30 MIN.)

- a) Deny the appeal, Case No. 21APL-00000-00027;
- b) Make the required findings for approval of the revised Project, including California Environmental Quality Act (CEQA) findings;
- c) Determine that the previously certified Programmatic Environmental Impact Report (PEIR) (17EIR-00000-00003) is adequate and no subsequent Environmental Impact Report or Negative Declaration is required pursuant to CEQA Guidelines Sections 15162 and 15168(c)(2); and
- d) Grant de novo approval of the revised Project, Case No. 19LUP-00000-00116, subject to conditions of approval.

COUNTY EXECUTIVE OFFICER'S RECOMMENDATION: POLICY