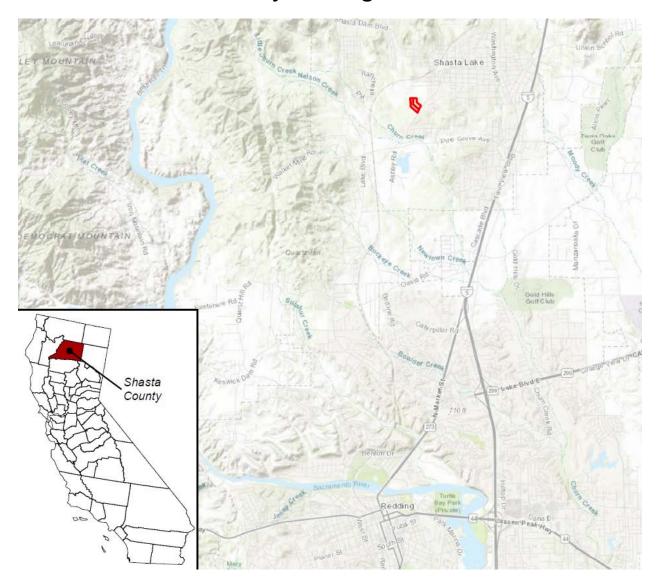
Use Permit 19-01

Ashby Road Cannabis Campus

Initial Study and Negative Declaration



Lead Agency:

City of Shasta Lake Planning Division P.O. Box 777 Shasta Lake, CA 96019

August 13 2020

Environmental Checklist Form

1. Project title: Use Permit 19-01 Ashby Cannabis Campus

2. Lead agency name and address: City of Shasta Lake

P.O. Box 777

Shasta Lake, CA 96019

3. Contact person and phone number: Peter Bird

Associate Planner 530.275.7416

4. Project location: The project is located on Ashby Road between Woodley Avenue

and Arlene Court, Assessor's Parcel Numbers 006-020-056 and 006-020-057, within the City of Shasta Lake, Shasta County,

California.

This location corresponds to the northeast quarter of Section 36, Township 33 North, Range 5 West MDM. Latitude: 40° 40' 24.15" N; Longitude: 122° 22' 56.22" W, as estimated from the U.S. Geological Survey 7 ½-minute Shasta Dam Quadrangle

topographical map.

5. Project sponsor's name and address: Manzanita Ranch Estates, LLC / Vito Chimienti

10721 E. Tollhouse Rd. Clovis, CA 93619

6. General Plan designation: Industrial

7. **Zoning:** Light Industrial – Design Review

8. Project description:

Ashby Road Cannabis Campus – Manzanita Ranch Estates, LLC (MRE) proposes to develop a commercial cannabis cultivation, distribution, and manufacturing operation (Project) at the site, identified as Shasta County APNs 006-020-056 and 006-020-057, located off of Ashby Road in the City of Shasta Lake, California. The proposed project will consist of two, Type 3, Tier 2 "Medium Mixed-Light" cultivation areas, an up to 10,080 square foot distribution facility, and an up to 20,000 square foot non-volatile manufacturing facility. Access roads will be installed providing vehicular access to the project area at the site, entering the site off of Ashby Road near the southeastern portion of the site.

Each proposed cultivation area will be comprised of six 5,040 square foot cultivation facilities on concrete slabs with metal and polycarbonate roofing and walls. One proposed cultivation area will be located on each parcel comprising the site. The proposed distribution facility will be comprised of two, 5,040 square foot buildings on a concrete slab with insulated metal roofs and walls. One of the 5,040 square foot buildings of the distribution facility will be primarily used for processing raw cannabis material (drying, curing, trimming, grading, and packaging cannabis into large batches for testing), and the other will be primarily used for cannabis product distribution activities (storing, testing, packaging, labeling, transferring, and transporting). The proposed manufacturing facility will consist of an up to 20,000 square foot metal building on a concrete slab, and will be primarily used for non-volatile cannabis manufacturing activities (extraction, infusion, testing, packaging, and labeling).

MRE plans to develop the proposed cannabis cultivation, distribution, and manufacturing operation in two phases. Phase one will be preparation and construction of the proposed cultivation and distribution facilities on APN 006-020-056; phase two will be the preparation and construction of the proposed cultivation and manufacturing facilities on APN 006-020-057.

The Project would be accessed via the proposed 24-foot wide paved access road off of Ashby Road. The proposed access road would completely bisect the site, connecting the industrial parcels north and west of the Project to Ashby Road.

All site developments, including access roads and parking areas, will be located at a distance of 50 feet or greater from the top of bank of Churn Creek North Branch. The installation and maintenance of barrier fencing along the 50-foot development setback buffer from site developments to the top of bank of Churn Creek North Branch will establish protection of riparian forest associated with Churn Creek North Branch during site developments. An undetermined number of trees are proposed to be removed as a result of the proposed project. Tree protection measures will be implemented at the site to protect the trees to be preserved and tree replacement is proposed for the trees to be removed. A Tree Removal and Replacement Plan will be in compliance with the City Shasta Lake Tree Conservation Ordinance Chapter 12.36.

A Stormwater Pollution Prevention Plan (SWPPP) has been prepared and submitted for review and approval to the State of California Water Resources Control Board. The SWPPP will be implemented prior to commencing construction activities at the site. As part of SWPPP and pre-field activities, adequate erosion and sediment controls will be installed and maintained during construction activities.

The project will avoid the archeological preservation area.

9. Surrounding land uses and setting:

The site is located within the city limits of the City of Shasta Lake, Shasta County, California, approximately 2,000 feet to the southwest of the intersection of Ashby Road and El Cajon Avenue. The site consists of two contiguous, undeveloped parcels, totaling approximately 12.86-acres of land, identified as Shasta County Assessor's Parcel Numbers (APN) 006-020-056, and 006-020-057. APN 006-020-056 is an approximately 6.76-acre parcel of land, and APN 006-020-057 is an approximately 6.10-acre parcel of land. The site is zoned Light Industrial (ML). The site was historically used as a rural homestead. There are currently no structures on the site.

The topography of the site is gently rolling terrain, generally sloping overall from the east to west, with elevations ranging from approximately 775 to 900 feet above mean sea level (msl).

There is a seasonal drainage which is a tributary to Churn Creek located on the southernmost portion of the site (locally known as Churn Creek North Branch). The City of Shasta Lake Wastewater Treatment Facility (WWTF) located to the south/southwest of the site, treats and discharges effluent to Churn Creek. Contracted reclamation uses of the WWTF include Sierra Pacific Industries (SPI) to the north of the site. Surface water runoff on the site flows in a variety of directions, depending on location. On the northern portions of the site within the project area, surface water flows in a southerly direction, eventually flowing into Churn Creek North Branch. On the southern portions of the site, surface water runoff generally flows southwest, eventually flowing into Churn Creek North Branch.

10. Other public agencies whose approval is required:

ENVIR	ENVIRONMENTAL FACTORS POTENTIALLY AFFECTED:						
	The environmental factors checked below would be potentially affected by this Project, involving at least one impact that is reduced to less than significant through the use of mitigation measures as indicated by the checklist						
	following pages.	anı ın	rough the use of miligation in	easui	es as indicated by the checklist		
	Aesthetics		Agriculture and Forestry Resources		Air Quality / Greenhouse Gas Emissions		
\boxtimes	Biological Resources	\boxtimes	Cultural Resources		Geology/Soils		
	Greenhouse Gas Emissions	\boxtimes	Hazards & Hazardous Materials		Hydrology/Water Quality		
	Land Use/Planning		Mineral Resources	\boxtimes	Noise		
	Population/Housing		Public Services		Recreation		
	Transportation/Traffic	\boxtimes	Tribal Cultural Resources		Utilities/Service Systems		
	Mandatory Findings of Significance						
DETE	RMINATION: ON THE BASIS O	F THI	S INITIAL EVALUATION:				
	I find that the proposed pro environment, and a <u>NEGATIVE E</u> I find that although the proposed there will not be a significant effe made by or agreed to by the project	project in t	ARATION will be prepared. It could have a significant efficies the case because revisions it	fect o	n the environment, project have been		
	be prepared.						
	I find that the proposed project NENVIRONMENTAL IMPACT REPO			ne er	ivironment, and an		
I find that the proposed project MAY have a "potentially significant impact" or "potentially significant unless mitigated" impact on the environment, but at least one effect 1) has been adequately analyzed in an earlier document pursuant to applicable legal standards, and 2) has been addressed by mitigation measures based on the earlier analysis as described on attached sheets. An ENVIRONMENTAL IMPACT REPORT is required, but it must analyze only the effects that remain to be addressed.							
	I find that although the proposed project could have a significant effect on the environment, because all potentially significant effects (a) have been analyzed adequately in an earlier EIR or NEGATIVE DECLARATION pursuant to applicable standards, and (b) have been avoided or mitigated pursuant to that earlier EIR or NEGATIVE DECLARATION, including revisions or mitigation measures that are imposed upon the proposed project, nothing further is required.						
1							
/_			Date Augus	t 13, 2	<u>2020</u>		
Peter	Bird ate Planner						

		Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
1.	AESTHETICS. Would the project:	-	-	-	
a)	Have a substantial adverse effect on a scenic vista?				\boxtimes
b)	Substantially damage scenic resources, including, but not limited to, trees, rock outcroppings, and historic buildings within a state scenic highway?				
c)	Substantially degrade the existing visual character or quality of the site and its surroundings?				
d)	Create a new source of substantial light or glare that would adversely affect day or nighttime views in the area?				

- a) There are no scenic vistas visible from this area that would be impacted by the proposed grading. There would be no impact and no mitigation is required.
- b) The proposed project will be located to the rear of the parcel. A buffer of existing trees will be preserved and maintained, serving as a natural screen for the sight. There are no scenic resources on-site. Impacts are less than significant and no mitigation is required.
- c) See discussion under Section 1.a and 1.b. Impacts are less than significant and no mitigation is required.
- d) All new lighting is subject to the provisions of City of Shasta Lake Municipal Code (CSLMC) 17.84.050, which required all interior and exterior lighting to be designed and located to confine direct lighting to the premises. The Code further states no lighting shall be of the type or in a location that constitutes a hazard to vehicular traffic, either on private property or abutting streets. The project is designed with black out curtains to ensure light produced during night time hours will be completely confined to the structure. This is verified during review of building permit applications. Impacts are less than significant and no mitigation is required.

Mitigation Measures Relating to Aesthetics:

None Required.

		Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
2.	AGRICULTURE AND FORESTRY RESOURCE resources are significant environmental effects, Land Evaluation and Site Assessment Model Conservation as an optional model to use in determining whether impacts to forest resource effects, lead agencies may refer to information of Fire Protection regarding the state's inventor Assessment Project and the Forest Legacy A methodology provided in Forest Protocols adopt project:	lead agencie I (1997) pre assessing in es, including compiled by try of forest ssessment p	es may refer to pared by the mpacts on agritimberland, are he California D land, including project; and for	the California California De culture and for significant erepartment of the partment of the carbon metals.	a Agricultural epartment of armland.) In nvironmental Forestry and and Range neasurement
a)	Convert Prime Farmland, Unique Farmland, or Farmland of Statewide Importance (Farmland), as shown on the maps prepared pursuant to the Farmland Mapping and Monitoring Program of the California Resources Agency, to non-agricultural use?				
b)	Conflict with existing zoning for agricultural use, or a Williamson Act contract?				\boxtimes
c)	Conflict with existing zoning for, or cause rezoning of, forest land (as defined in Public Resources Code section 12220(g)), timberland (as defined by Public Resources Code section 4526), or timberland zoned Timberland Production (as defined by Government Code section 51104(g))?				
d)	Result in the loss of forest land or conversion of forest land to non-forest use?				\boxtimes
e)	Involve other changes in the existing environment which, due to their location or nature, could result in conversion of Farmland, to non-agricultural use?				\boxtimes

a) Prime Farmland is land that has been used for irrigated agricultural production and meets the physical and chemical criteria for Prime Farmland as determined by the U.S. Department of Agriculture, Natural Resources Conservation Service. Unique Farmland is farmland of lesser quality soils used for the production of the state's leading agricultural crops. Farmland of Statewide Importance is similar to Prime Farmland but generally includes steeper slopes or less ability to store soil moisture.

According to the *Important Farmland in California* map published by the California Department of Conservation Farmland Mapping and Monitoring Program (FMMP), there is no Prime, Unique or Farmland of Statewide Importance mapped within the City; therefore, there would be no impact and no mitigation is required.

b) According to the Shasta Lake General Plan and Zoning Map, there are no agricultural zone districts within the City. There are no Williamson Act contracts for the project site; therefore, there would be no impact.

- c) The project would not result in any development that would convert existing forest or timberland zoning; therefore, there would be no impact and no mitigation is required.
- d) The project does not include any area designated as forest land; therefore, there would be no impact and no mitigation is required.
- e) See discussion under Sections 2.a-d above. The project site is not located in close proximity to forest land or farmland as shown on the maps prepared by the California Department of Conservation. There would be no impact and no mitigation is required

Mitigation Measures Relating to Agriculture and Forestry Resources:

None Required.

		Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
3.	AIR QUALITY. Where available, the significan management or air pollution control district determinations. Would the project:				
a)	Conflict with or obstruct implementation of the applicable air quality plan?				
b)	Violate any air quality standard or contribute substantially to an existing or projected air quality violation?				
c)	Result in a cumulatively considerable net increase of any criteria pollutant for which the project region is in non-attainment under an applicable federal or state ambient air quality standard (including releasing emissions that exceed quantitative thresholds for ozone precursors)?				
d)	Expose sensitive receptors to substantial pollutant concentrations?			\boxtimes	
e)	Create objectionable odors affecting a substantial number of people?				

Discussion of Checklist Answers:

a) The Shasta County Air Quality Management District (AQMD) has permit authority over all stationary sources of air pollutants in Shasta County and acts as the primary reviewer of environmental documents as they pertain to air quality issues. The Shasta County AQMD develops rules and regulations to implement locally the requirements of the federal and California Clean Air Acts and other air quality legislation.

The project site is located within the Northern Sacramento Valley Air Basin (NSVAB), which encompasses Shasta, Tehama, Glenn, Butte, Colusa, Sutter and Yuba counties. The quantity of air pollutant emissions generated within the NSVAB is small compared to the more densely populated areas to the south. However, the NSVAB is still susceptible to the build-up of air pollution because pollution

generated in the broader Sacramento and San Francisco Bay areas is often transported northward into the NSVAB and trapped by the mountain ranges to the west, north and east.

Shasta County, including the City of Shasta Lake, is designated non-attainment status for state air quality standards regarding ozone (O_3) and particulate matter (PM_{10}) . The proposed project, however, would not release emissions that would result in a cumulatively considerable net increase of O_3 and PM_{10} . The impacts from short-term construction and grading activities and emissions generated from vehicular trips by construction personnel associated with development could result in short-term air quality effects.

The project would not exceed any air quality standards established by the state, City of Shasta Lake Air Quality Element of the General Plan or Shasta County AQMDs established thresholds; therefore, there would be no impact

- b) See discussion under Section 3.a above. With the application of following standard Best Management Practices (BMPs) as conditions required for all approved projects that include grading within the City, impacts are anticipated to be less than significant and no mitigation is required. Additionally, subject to CSLMC §05.05.060.C, all commercial cannabis facilities "shall be designed to provide sufficient odor absorbing ventilation and exhaust systems so that any odor generated inside the location is not detected outside the building, on adjacent properties or public rights-of-way, or within any other unit located within the same building as the facility, if the use occupies only a portion of a building." Impacts are less than significant and no mitigation is required.
 - Suspend all grading operations when winds (as instantaneous gusts) exceed 20 miles per hour.
 - Water active construction sites at least twice daily, as directed by the Public Works Department.
 - Apply non-toxic soil stabilizers according to the manufacturer's specification to all graded areas which will be inactive for ten days or more.
 - Provide temporary traffic control (flag person), as appropriate, during all phases of construction to improve traffic flow.
 - All public roadways used by the project contractor shall be maintained free from dust, dirt and debris caused by construction activities. Streets shall be swept at the end of the day if visible soil materials are carried onto adjacent public paved roads. Wheel washers shall be used where vehicles enter and exit unpaved roads onto paved roads, or trucks and any equipment shall be washed off prior to leaving the site with each trip.
 - An adequate vehicle access point, such as a crushed rock entrance sufficient to prevent the transport of dirt, mud, and debris offsite, shall be required.
 - All trucks hauling dirt, sand, soil or other loose materials should be covered or should maintain at least two feet of freeboard (minimum vertical distance between the top of the load and the top of the trailer), in accordance with the requirements of California Vehicle Code Section 23114. This provision is enforced by local law enforcement agencies.
 - Construction activities that could affect traffic flow shall be scheduled for off-peak hours. Heavy truck trips involved in the hauling of soil to the site shall be limited to the hours of 9:00 A.M. to 4:00 P.M., Monday through Friday. Hauling activity may occur on Saturday from 8:00 A.M. to 6:00 P.M. No work is allowed on Sundays.
 - Exposed stockpiles of soil and other fill material shall either be covered, watered or have soil binders added to inhibit dust and wind erosion.
- c) See discussion under Section 3.a above. During the construction phase the project may exceed the threshold level A for ROG and NOx. With implementation of the grading permit performance standards

- discussed in Section 3.b and Mitigation Measure AQ-1, AQ-2, AQ-3 and AQ-4, impacts are considered to be less than significant when the incorporated mitigation measures are implemented.
- d) See discussion under Section 3.a and b above. Land uses considered sensitive receptors typically include residences, schools, playgrounds, childcare centers, hospitals, convalescent homes and retirement homes. Existing sensitive receptors in proximity to the project site include single-family dwelling units and a school approximately 1,200 feet to the east; however, as discussed under section 3.a and b, short term construction activities will not exceed air quality standards because of application of required Best Management Practices. Therefore, impacts are anticipated to be less than significant and no mitigation is required.
- e) See Discussion under 3.b above. There would be no impact and no mitigation is required.

Mitigation Measures Relating to Air Quality:

- **AQ-1:** During all construction activities, all architectural coatings applied shall contain a low content of volatile organic compounds (VOC) (i.e., 100 grams/liter) as required by the California Green Building Code.
- **AQ-2:** All construction equipment shall be maintained and properly tuned in accordance with manufacturers' specifications. Equipment maintenance records shall be kept on-site and made available upon request by the City of Shasta Lake or Shasta County AQMD.
- AQ-3: Off-road construction equipment shall not be left idling for periods longer than 5 minutes when not in use.
- **AQ-4:** All portable equipment, including generators and air compressors rated over 50 brake horse power, shall be registered in the Portable Equipment Registration Program (https://ww2.arb.ca.gov/our-work/programs/portable-equipmentregistration-program-perp), or permitted through the SCAQMD as a stationary source.

		Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
4.	BIOLOGICAL RESOURCES. Would the project	et:			
a)	Have a substantial adverse effect, either directly or through habitat modifications, on any species identified as a candidate, sensitive, or special status species in local or regional plans, policies or regulations, or by the California Department of Fish and Game or U.S. Fish and Wildlife Service?		\boxtimes		
b)	Have a substantial adverse effect on any riparian habitat or other sensitive natural community identified in local or regional plans, policies or regulations, or by the California Department of Fish and Game or U.S. Fish and Wildlife Service?		\boxtimes		
c)	Have a substantial adverse effect on federally protected wetlands, as defined by Section 404 of the Clean Water Act (including, but not limited to, marsh, vernal pool, coastal wetlands, etc.), through direct removal, filling, hydrological interruption or other means?		\boxtimes		

		Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
d)	Interfere substantially with the movement of any native resident or migratory fish or wildlife species or with established native resident or migratory wildlife corridors, or impede the use of native wildlife nursery sites?				
e)	Conflict with any local policies or ordinances protecting biological resources, such as a tree preservation policy or ordinance?				
f)	Conflict with the provisions of an adopted Habitat Conservation Plan, Natural Community Conservation Plan, or other approved local, regional or state habitat conservation plan?				

- a) The Biological Resource Assessment prepared for the project indicated the potential to impact species identified as candidate, sensitive, or special status species located in the project area. Potential impacts to bats, the western pond turtle, the yellow-legged frog, and nesting birds exist as a direct result of the project. With the implementation of the proposed mitigation measures, impacts are considered to be less than significant.
- b) The Biological Resource Assessment prepared for the project indicates the presence of riparian habitat. This area is candidate habitat for sensitive or special status species in the project area. Mitigation measure BR-1 requires the developer to install a fence delineating a 50 foot buffer between the top of bank of Churn Creek North Branch and construction activities. With the implementation of the proposed mitigation measure, impacts are considered to be less than significant.
- c) The analysis of wetland and other jurisdictional waters prepared by Wiemeyer Ecological Sciences, September 27, 2019, indicates potential presence of Waters of the United States on the project site. No direct removal, filling, hydrological interruption or other means to adversely affect protected wetlands are proposed with this project. Furthermore, all construction activities are subject to the stormwater pollution prevention plan prepared for the project. See discussion under 4.b. With the implementation of the proposed mitigation measure, impacts are considered to be less than significant.
- d) The Biological Resource Assessment prepared for the project confirmed migratory fish species do not access the site. Pursuant to the proposed mitigation measures, the project will not interfere substantially with the movement of any native resident wildlife species or with established native resident or migratory wildlife corridors, or impede the use of native wildlife nursery sites. With the implementation of the proposed mitigation measure, impacts are considered to be less than significant.
- e) Use permit approvals within the City require compliance with the standards set forth within City of Shasta Lake Municipal Code (CSLMC) Section 12.36 (Tree Conservation) to address tree preservation and replacement. The ordinance requires replacement of each protected tree (any living tree, except gray pine, having at least one trunk of ten inches or more diameter at breast height), that is removed. Additionally, industrially zoned parcels must plant one tree for every 2,000 feet of gross floor area of new buildings.

Per CSLMC §12.36.070.B, "the planning commission may allow for a different tree-planting requirement as a condition of a discretionary permit upon a finding that the alternate standard is consistent with the intent of this chapter." This could include credit towards the above noted planting standards for significant trees (such as mature valley oaks) that are preserved, or replanting oak trees with acorns as directed by CDFW.

In order to satisfy the intent of the City's Tree Conservation Ordinance, the Final Tree Replacement Plan shall identify one or a combination of the measures identified in BR 10 (i.e., planting three fifteen (15) gallon trees for each protected tree removed; planting larger replacement trees to count as two replacement trees; planting replacement trees at an off-site location approved by the City; paying an inlieu fee to the City to purchase trees that would be planted on public property; and/or recording deed restrictions to prohibit future development in an area of the property that contains protected trees in proportion to the number of protected trees proposed for removal)

The Final Tree Replacement Plan must be approved by the City prior to issuance of a grading permit or any clearing activity for the proposed Project. Implementation of the Tree Replacement Plan would be verified by the City's Planning Division prior to issuing a Certificate of Occupancy for any of the buildings.

In addition to direct removal, earthwork in the vicinity of trees has the potential to damage trees and their roots, resulting in eventual death. BR-12 requires temporary construction fencing to be installed and maintained at least six feet outside of the dripline of all trees to be preserved. No vehicle parking or materials stockpiling would be allowed within the fenced area. If work must occur within the fenced area, the work must be completed under the supervision of a certified arborist. Implementation of BR-10 and BR-11 would ensure that the proposed Project's impacts on protected trees are less than significant.

The proposed tree replacement plan for this Project may include a replacement ratio of 1:1 for every protected tree removed, a credit of 2:1 for the preservation of every healthy protected tree that exceeds 20 inches at breast height, and establishment of an open space easement on site for the preservation of trees.

f) Currently, there are no adopted Habitat Conservation Plans, Natural Community Conservation Plans, or other approved habitat conservation plans that include this area. There would be no impact and no mitigation is required.

Mitigation Measures Relating to Biological Resources

BR-1: Prior to commencement of any earth disturbance (e.g., clearing, grading, trenching, etc.), all construction personnel shall receive training from a qualified biologist regarding protective measures for special-status animal species and their habitats that could exist in the study area. If new personnel are added to the project, the City shall ensure that they receive the mandatory training before starting work. At a minimum, the training shall include the following:

- a. A review of the special-status species that could occur in the project area, the habitats where the species could occur, the laws and regulations that protect these species, and the consequences of noncompliance with those laws and regulations.
- b. Procedures to be implemented in the event that special-status species are encountered during construction.
- c. A review of sensitive habitats that occur in the project area. d. A review of applicable mitigation measures, standard construction measures, best management practices, and regulatory agency permit conditions that apply to the protection of special-status species and sensitive habitats.

BR-2: To prevent the inadvertent entrapment of wildlife, the construction contractor shall ensure that at the end of each workday trenches and other excavations that are over one-foot deep have been backfilled or covered with plywood or other hard material. If backfilling or covering is not feasible, one or more wildlife escape ramps constructed of earth fill or wooden planks shall be installed in the open trench.

Pipes shall be inspected for wildlife prior to capping, moving, or placing backfill over the pipes to ensure that animals have not been trapped. If animals have been trapped, they shall be allowed to leave the area unharmed.

BR-3: All construction-related activities, including staging, stockpiling of soils, and storage of construction equipment and materials, shall maintain a minimum 50-foot buffer from the upland edge of all wetlands and other waters of the U.S. and State.

The City, in consultation with the California Department of Fish and Wildlife, may approve a smaller buffer. Prior to commencement of any earth disturbance (e.g., clearing, grading, trenching, etc.), a qualified biologist, in consultation with the project engineer, shall delineate the buffer zones with construction tape and/or pin flags that shall remain in place until construction is complete. The buffer areas shall be periodically inspected by a qualified biologist throughout project construction to ensure the construction tape and/or pin flags are properly maintained.

BR-4: In order to avoid impacts to nesting birds and raptors protected under the federal Migratory Bird Treaty Act and California Fish and Game Code §3503 and §3503.5, including their nests and eggs, a qualified biologist shall perform a pre-construction survey within 48 hours prior to tree removal and/or ground breaking at the site if construction activities will take place between February 1 and August 31.

If nesting birds are found, the qualified biologist shall establish suitable buffers prior to tree removal and/or ground breaking activities. To prevent encroachment, the established buffer(s) shall be clearly marked by highly visibility material. The established buffer(s) shall remain in effect until the young have fledged or the nest has been abandoned as confirmed by the qualified biologist.

To more effectively identify active nests and to facilitate project scheduling, it is recommended that initial nesting surveys begin as early as February when the foliage on the trees are at a minimum and the nest building activity is high.

BR-5: A qualified biologist shall perform a pre-construction survey for western pond turtles 300 feet from the edge of riparian forest habitat within 48 hours prior to ground breaking at the site. If western pond turtles are found, the qualified biologist shall establish suitable buffers and/or relocation of individuals prior initiation of construction activities.

BR-6: In the event that western pond turtles enter a 100-foot buffer of on-going construction activities, a qualified biologist shall be contacted and construction activities shall be halted within 50 feet of the turtle until the turtle is confirmed to have left the project area or is relocated by the qualified biologist.

BR-7: A qualified biologist shall perform a pre-construction survey for yellow-legged frogs 300 feet from the edge of riparian forest habitat within 48 hours prior to ground breaking at the site. If yellow-legged frogs are found, the qualified biologist shall establish suitable buffers and/or relocation of individuals prior to initiation of construction activities.

BR-8: In order to avoid impacts to tree-roosting bats, one of the following measures shall be implemented:

- a. Prior to commencement of tree removal, a qualified biologist (i.e., an experienced bat biologist holding a California Department of Fish and Wildlife [CDFW] Scientific Collecting Permit) shall conduct a tree habitat assessment to identify trees with suitable bat roosting habitat (e.g., cavities, crevices, exfoliating bark, etc.). Trees determined to have suitable roosting habitat shall be removed only outside of the maternity season and winter season during the following times, or as otherwise approved/recommended by a qualified bat biologist.
 - i. Between approximately March 1 (or after evening temperatures rise above 45°F, and/or no more than ½ " of rainfall within 24 hours occurs), and April 15; or
 - ii. Between approximately September 1 and October 15 (or before evening temperatures fall below 45°F, and/or more than ½" of rainfall within 24 hours occurs).

Trees shall be removed using the following two-step process to allow bats the opportunity to abandon the roost prior to tree removal. The two-step removal of bat habitat trees shall be conducted over two consecutive days.

On day 1, non-habitat features (i.e., branches without cavities, crevices, or exfoliating bark) on bat habitat trees, shall be removed by hand (e.g., using chainsaws), and chippers shall be used wherever possible; this will cause a level of noise and vibration disturbance sufficient to cause bats to choose not to return to the tree for a few days after

they emerge to forage. A qualified biologist experienced with two-step removal procedures shall instruct and provide initial supervision of tree cutting crews on day 1 so that they do not accidentally remove potential habitat features, which could result in direct mortality of bats.

On the following day, the trees are removed. Any new tree cutting crew members added to the crew shall require instruction and initial supervision by a qualified biologist.

- b. If trees are removed outside of the time periods described under BR-8(a) above (or a time period otherwise approved/recommended by a qualified biologist), the following steps shall be taken prior to tree removal:
 - i. A night emergence survey shall be conducted by a qualified biologist during acceptable weather conditions (taking into consideration rain, high winds, and night temperatures) to identify the presence of bats.
 - ii. Alternatively, if conditions allow, the qualified biologist shall physically inspect roosts for the presence or absence of bats. The results of the survey shall be submitted to CDFW upon completion.

If no active roosts are found no further action is required. If a roost is determined to be occupied, a suitable non-disturbance buffer, determined by the qualified biologist in consultation with CDFW, shall be established until the young are capable of flight, as determined through additional monitoring by a qualified bat biologist. The survey shall be conducted no more than one week prior to the initiation of tree removal. If tree removal is delayed or suspended for more than one week after the survey, a subsequent survey shall be conducted.

BR-9: Prior to any clearing for the Project the Final Tree Replacement Plan must be approved by the City.

BR-10: To account for the loss of potentially suitable bat roosting habitat as a result of the removal of trees at the site, the client will install a total of ten (10) two-chambered rocket-style bat houses spaced at least 200 feet away from human habited areas including the entrance, parking lot, Ashby Road. Designs and guidelines for this style of bat house can be located at http://www.batcon.org/pdfs/BHBuildersHdbk13_Online.pdf

BR-11: Any one or combination of the following replacement standards shall be implemented to ensure adequate replacement of protected trees (any living tree, except gray pine, having at least one trunk of ten inches or more diameter at breast height):

- a. Three fifteen-gallon trees shall be planted on-site for each protected tree removed. The size of a fifteen-gallon replacement tree may be increased to a 24-inch box and count as two replacement trees. The Tree Replacement Plan shall identify the species, size, and location of all replacement trees. The replacement trees shall be native trees where appropriate. Acorns may be used when planting native oaks. The preservation of every healthy protected tree that exceeds 20 inches at breast height shall be counted as a credit of 2:1 for the purpose of calculating the total number of replacement trees required; and/or
- b. An alternative site(s) within the City limits shall be identified for additional tree planting that is required to satisfy the tree replacement ratio. Alternative sites may include, but are not limited to, local parks, schools, and public rights-of-way; and/or
- c. An in-lieu fee shall be paid to the City to purchase trees that will be planted on public property, such as parks, schools, public rights-of-way, or at other public facilities. The in-lieu fee shall be based on the fair market value of the number of trees required as replacement trees that cannot be accommodated elsewhere; and/or
- d. Deed restrictions shall be recorded to prohibit future development in an area of the property that contains protected trees in proportion to the number of trees proposed for removal, with credit given for implementation of one or more of the above measures.

BR-12: Temporary construction fencing shall be installed and maintained at least six feet outside of the dripline of all oak trees to be preserved. The fencing around this "root protection zone" shall be maintained throughout construction.

- a. No vehicle parking or materials stockpiling shall occur within the root protection zone.
- b. To the extent feasible, no construction activities (including grading, cutting, and trenching), shall occur within the root protection zone. If trenching or other work must occur within the root protection zone, the work shall be completed under the supervision of a certified arborist.
- BR-13: The results of all required surveys shall be submitted to the City and the Department of Fish and Wildlife.
- **BR-14:** The potential for introduction and spread of noxious weeds shall be avoided/minimized by:
 - a. Using certified weed-free erosion control materials, mulch, and seed.
 - b. Limiting import or export of fill material to material that is known to be weed free.
 - c. Requiring the construction contractor to thoroughly wash all equipment at a commercial wash facility prior to entering the job site and upon leaving the job site.

		Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
5.	CULTURAL RESOURCES. Would the project:				
a)	Cause a substantial adverse change in the significance of a historical resource as defined in §15064.5?				\boxtimes
b)	Cause a substantial adverse change in the significance of an archaeological resource pursuant to §15064.5?				
c)	Directly or indirectly destroy a unique paleontological resource or site or unique geological feature?		\boxtimes		
d)	Disturb any human remains, including those interred outside of formal cemeteries?		\boxtimes		

Discussion of Checklist Answers:

- a) There are no historical resources listed in the California Register of Historical Resources or any local register of historical resources within the City. In addition, the City has determined there are no resources which the City has identified as historically significant that would be impacted by the proposed project; therefore, there would be no impact and no mitigation is required.
- b) See Existing records at CSU-Chico document that the entire APE had been subjected to previous archaeological investigation, and that one prehistoric site (P-45-3249) had been recorded within the APE, and subjected to archaeological testing. Findings generated by the testing efforts recommended that the site does not constitute a significant historical resource or unique archaeological resource, and that monitoring of ground disturbance within, and within a 10-meter perimeter of the site would be warranted to ensure that any previously unevaluated cultural materials that may contribute to historical significance would be adequately addressed. Consequently, no significant historical resources or unique archaeological resources were identified within the APE during the present survey. The present evaluation and recommendations are based on the findings of an inventory-level surface survey only.

There is always the possibility that important unidentified cultural materials could be encountered on or below the surface during the course of future development activities. This possibility is particularly relevant considering the constraints generally to archaeological field survey, and particularly where past ground disturbance activities have partially obscured historic ground surface visibility, as in the present case. In the event of an inadvertent discovery of previously unidentified cultural material, archaeological consultation should be sought immediately. With the implementation of the proposed mitigation measures, impacts are considered to be less than significant.

- c) See discussion under Section 5.a and 5.b above. There are no known paleontological resources or unique geological features in the project area and no mitigation is required.
- d) See discussion under Section 5.a and 5.b above. With the implementation of the proposed mitigation measures, the impacts are considered less than significant.

Mitigation Measures Relating to Cultural Resources

CR-1: In the event of any inadvertent discovery of cultural resources (i.e., burnt animal bone, midden soils, projectile points or other humanly-modified lithics, historic artifacts, etc.), all work within 50 feet of the find shall be halted until a professional archaeologist can evaluate the significance of the find in accordance with PRC §21083.2(g) and §21084.1, and CEQA Guidelines §15064.5(a). If any find is determined to be significant by the archaeologist, the City shall meet with the archaeologist to determine the appropriate course of action. If necessary, a Treatment Plan prepared by an archeologist outlining recovery of the resource, analysis, and reporting of the find shall be prepared. The Treatment Plan shall be reviewed and approved by the City prior to resuming construction.

CR-2: A minimum of two weeks in advance of any ground-disturbing activities (e.g., tree removal, clearing, grading, trenching, etc.), the Wintu Tribe of Northern California & Toyon-Wintu Center shall be notified and offered the opportunity for a Native American representative to voluntarily monitor ground-disturbing activities.

CR-3: In the event that cultural resources or human remains of Native American descent are identified during earth disturbance, the Wintu Tribe of Northern California & Toyon Wintu Center shall be notified and provided the opportunity for a Native American monitor to be present in the area where tribal cultural resources and/or human remains have been identified. Costs associated with Native American monitoring where tribal cultural resources have been identified on the project site shall be the responsibility of the applicant.

CR-4: In the event that human remains are encountered during construction activities, the City shall comply with §15064.5 (e) (1) of the CEQA Guidelines and PRC §7050.5. All project-related ground disturbances within 100 feet of the find shall be halted until the County coroner has been notified. If the coroner determines that the remains are Native American, the coroner will notify the NAHC to identify the most likely descendants of the deceased Native Americans. Project-related ground disturbance in the vicinity of the find shall not resume until the process detailed in §15064.5 (e) has been completed.

		Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
6.	GEOLOGY AND SOILS. Would the project:				
a)	Expose people or structures to potential substantial adverse effects, including the risk of loss, injury or death, involving:				
	i) Rupture of a known earthquake fault, as delineated on the most recent Alquist-Priolo Earthquake Fault Zoning Map issued by the State Geologist for the area or based on other substantial evidence of a known fault? Refer to Division of Mines and Geology Special Publication 42.				
	ii) Strong seismic ground shaking?				\boxtimes
	iii) Seismic-related ground failure, including liquefaction?				\boxtimes
	iv) Landslides?				\boxtimes
b)	Result in substantial soil erosion or the loss of topsoil?				
c)	Be located on a geologic unit or soil that is unstable, or that would become unstable as a result of the project, and potentially result in onor off-site landslide, lateral spreading, subsidence, liquefaction or collapse?				
d)	Be located on expansive soil, as defined in Table 18-1-B of the Uniform Building Code (1994), creating substantial risks to life or property?				
e)	Have soils incapable of adequately supporting the use of septic tanks or alternative wastewater disposal systems where sewers are not available for the disposal of wastewater?				\boxtimes

a) i. A review of available geologic and fault maps indicate no faults are mapped across the project site and the project site is not located within an Alquist-Priolo Special Studies Zone. The Fault Activity Map of California and Adjacent Areas prepared by the California Department of Mines and Geology, dated 2010, reveals that portions of the potentially active Battle Creek fault are located approximately 22 miles south of the project site. In addition, the closest active fault, which is related to faults along the Foothills Fault Zone, is located approximately 32 miles southeast of the subject property.

The Foothills Fault Zone is estimated to have a slip rate well below the minimum of 0.1 mm/yr, which can be characterized as a low-activity fault system. Based on the U.S. Geologic Survey (USGS) / California Geologic Survey (CGS) Probabilistic Seismic Hazards Assessment (PSHA), the project site is located in an area of low peak ground acceleration (PGA) (California Geologic Survey 2006). The grading would have no impact and no mitigation is required.

ii. The City of Shasta Lake is located in Seismic Design Category D(o) per the 2016 California Building Code (CBC). This indicates that the area is subject to earthquakes that may cause minor to moderate structural damage. An earthquake history compiled for the City of Shasta Lake General Plan indicated that over a 120-year period, no deaths related to earthquakes have been recorded, and reported building damage has never been more than minor. All construction in the City of Shasta Lake is subject to the 2016 California Building Code for Seismic Zone D(o), which is designed to prevent structural damage from earthquakes of moderate intensity. The grading would have no impact and no mitigation is required.

- iii. See discussion under 6 a (ii) above. While construction to standards in SDC D(o)cannot completely remove the potential for damage due to liquefaction, the standards reduce this impact to a level of less than significant; therefore, no mitigation is required.
- iv. Although landslides occur throughout areas of Shasta County, landslides are not considered major hazards in the City of Shasta Lake. Landslides can be caused by both non-seismic and seismic activities. Excessive soil saturation can also trigger landslides. All proposed grading located on steep slopes has been analyzed and certified by the project engineer and engineering geologist. No visible signs of landslides are evident in the immediate area. The project's impact would be less than significant and no mitigation is required.
- b) The potential for erosion exists when vegetative cover is removed from natural ground surfaces due to grading activities associated with construction or fires. Compliance with §15.08 of the City of Shasta Lake Municipal Code requires all grading projects to employ BMPs to mitigate potential for erosion and runoff. The project's impact would be less than significant and no mitigation is required.
- c) The subject area is located in a developed area of the City. The topography of the site is moderately sloped to level ground and analysis of the site by Realm Engineering indicates soil stability. There have been no incidents of landslide, lateral spreading, subsidence, liquefaction or collapse on the project site or surrounding properties. The project is not located on a geologic unit or soil that is unstable, or that would become unstable as a result of the project. There would be no impact and no mitigation is required.
- d) Expansive soils are those that greatly increase in volume when they absorb water and shrink when they dry out. As stated in Section 6.c above, there have been no issues of lateral spreading or subsidence in the area. The subject soils are not described as expansive soils in the "Soil Survey of Shasta County Area, California" (1974). There would be no impact and no mitigation is required.
- e) The project will be served by City sewer. There would be no impact and no mitigation is required.

Mitigation Measures Relating to Geology and Soils

None Required.

		Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
7.	GREENHOUSE GAS EMISSIONS. Would the pro	ject:			
a)	Generate greenhouse gas emissions, either directly or indirectly, that may have a significant impact on the environment?				
b)	Conflict with an applicable plan, policy or regulation adopted for the purpose of reducing the emissions of greenhouse gases?				

a) According to the Environmental Protection Agency (www.epa.gov/climatechange) some greenhouse gases such as carbon dioxide occur naturally and are emitted to the atmosphere through natural

processes and human activities. Other greenhouse gases (e.g., fluorinated gases) are created and emitted solely through human activities. The main greenhouse gases that enter the atmosphere because of human activities include the following:

<u>Carbon Dioxide (CO₂)</u>: Carbon dioxide enters the atmosphere through the burning of fossil fuels (oil, natural gas, and coal), solid waste, trees and wood products, and also as a result of other chemical reactions (e.g., manufacture of cement). Carbon dioxide is also removed from the atmosphere (or "sequestered") when it is absorbed by plants as part of the biological carbon cycle.

Methane (CH₄): Methane is emitted during the production and transport of coal, natural gas, and oil. Methane emissions also result from livestock and other agricultural practices and by the decay of organic waste in municipal solid waste landfills.

<u>Nitrous Oxide (N_2O)</u>: Nitrous oxide is emitted during agricultural and industrial activities, as well as during combustion of fossil fuels and solid waste.

Fluorinated Gases: Hydrofluorocarbons, perfluorocarbons, and sulfur hexafluoride are synthetic, powerful greenhouse gases that are emitted from a variety of industrial processes. Fluorinated gases are sometimes used as substitutes for <u>ozone-depleting substances</u> (i.e., CFCs, HCFCs, and halons). These gases are typically emitted in smaller quantities, but because they are potent greenhouse gases, they are sometimes referred to as High Global Warming Potential gases ("High GWP gases").

Primary contributors of GHGs resulting from new development include CO₂, CH₄ and N₂O. Sources include direct emissions (construction-related activities, on-site heavy duty equipment, and offsite haul truck and worker commute trips); operation-related activities (vehicle trips) and indirect emissions (electricity [generated elsewhere], water consumption, solid waste generation/disposal).

GHG impacts were assessed in accordance with methodologies recommended by CARB and the SCAQMD. Where quantification was required, GHG emissions were modeled using CalEEMod, version 2016.3.2. CalEEMod is a statewide land use emissions computer model designed to quantify potential GHG emissions associated with both construction and operations from a variety of land use projects. Project construction-generated GHG emissions were primarily calculated using CalEEMod model defaults for Shasta County. Operational air pollutant emissions were based on the Project site plans and automobile trip rates and distances calculated by the traffic engineering firm, T. Kear Transportation Planning & Management, Inc. (2019). The proposed Project will result in indirect GHG emissions associated with the generation of electricity. CO2 intensity factors associated with Pacific Gas & Electric's electricity production was used as a comparable substitute for the City of Shasta Lake Electric Utility.

Construction-related activities that would generate GHG emissions include worker commute trips, haul trucks carrying supplies and materials to and from the Project site, and off-road construction equipment (e.g., dozers, loaders, excavators). Table 4-2 (below) illustrates the specific construction-generated GHG emissions that would result from construction of the Project. As shown in Table 4-2, Project construction would result in the generation of approximately 650 metric tons of CO2e over the course of construction. Generation of these GHG emissions would cease once construction is complete. The amortized construction emissions have been added to the annual average operation emissions.

Table 4-2. Construction-Related Greenhouse Gas Emissions		
Emissions Source	CO ₂ e (Metric Tons/Year)	
Construction in Year One	209	
Construction in Year Two	110	
Construction in Year Three	264	
Construction in Year Four	67	
Project Construction Total	650	

Source: CalEEMod version 2016.3.2. Refer to Attachment B for Model Data Outputs

Operation of the Project would result in GHG emissions predominantly associated with motor vehicle and electrical use. Long-term operational GHG emissions attributable to the Project are identified in Table 4-3 (on next page) and compared to the Tehama County Air Pollution Control District's numeric bright-line threshold of 900 metric tons of CO2e annually. While significance thresholds promulgated in Tehama County are not binding in the City of Shasta Lake, they are helpful for comparison purposes. As with Shasta County and the Project site, Tehama County is located within the NSVAB and therefore mass emission thresholds of significance developed in that county are appropriate due to the similarities in regional geography as well as land use patterns. Additionally, the CAPCOA has provided guidance for determining the significance of GHG emissions generated from land use development projects. CAPCOA also considers projects that generate more than 900 metric tons of GHG to be significant

Table 4-3. Operational Greenhouse Gas Emissions				
Emissions Source	CO₂e (Metric Tons/ Year)			
Construction Emissions (amortized over the 30-year life of the Project)	22			
Area Source Emissions	<1			
Energy Source Emissions	336			
Mobile Source Emissions	316			
Waste Emissions	43			
Water Emissions	62			
Total Emissions	780			
TCAPCD & CAPCOA Threshold	900			
Exceed TCAPCD/CAPCOA Threshold?	No			

As shown in Table 4-3, operation-generated emissions would not exceed the numeric threshold of 900 metric tons of CO2e annually. This threshold, established by both the Tehama County Air Pollution Control District and CAPCOA, was developed based on substantial evidence that it represents a quantitative level of GHG emissions, compliance with which means that the environmental impact of the GHG emissions would be less than significant and no mitigation is required.

b) See discussion under Section 7.a above. The project would not conflict with any applicable plan, policy or regulation of the City of Shasta Lake that has been adopted for the purpose of reducing the emissions of greenhouse gases. In addition, future development will require compliance with the State of California Title 24 2016 energy efficiency standards for new construction. These standards provide a substantial reduction in GHG emissions from those generated from existing development in the City. Impacts are less than significant and no mitigation is required.

Mitigation Measures Relating to Greenhouse Gas Emissions:

None Required.

		Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
8.	HAZARDS AND HAZARDOUS MATERIALS.	Would the proj	ect:		
a)	Create a significant hazard to the public or the environment through the routine transport, use or disposal of hazardous materials?				
b)	Create a significant hazard to the public or the environment through reasonably foreseeable upset and accident conditions involving the release of hazardous materials into the environment?				\boxtimes
c)	Emit hazardous emissions or handle hazardous or acutely hazardous materials, substances or waste within one-quarter mile of an existing or proposed school?				\boxtimes
d)	Be located on a site which is included on a list of hazardous materials sites compiled pursuant to Government Code §65962.5 and, as a result, would it create a significant hazard to the public or the environment?				
e)	For a project located within an airport land use plan area or, where such a plan has not been adopted, within two miles of a public airport or a public use airport, would the project result in a safety hazard for people residing or working in the project area?				
f)	For a project within the vicinity of a private airstrip, would the project result in a safety hazard for people residing or working in the project area?				\boxtimes
g)	Impair implementation of, or physically interfere with, an adopted emergency response plan or emergency evacuation plan?				
h)	Expose people or structures to a significant risk of loss, injury or death involving wildland fires, including where wildlands are adjacent to urbanized areas or where residences are intermixed with wildlands?				

Discussion of Checklist Answers:

a) During construction activities, it is anticipated that limited quantities of hazardous substances, such as gasoline, diesel fuel, hydraulic fluid, solvents, oils, paints, etc., would temporarily be brought into areas

where improvements are proposed. There is a possibility of accidental release of hazardous substances into the environment, such as the spilling of petroleum-based fuels used for construction equipment. However, construction contractors would be required to comply with applicable federal and State environmental and workplace safety laws and implement BMPs for the storage, use, and transportation of hazardous materials.

Operation of the proposed Project may include the storage and use of fertilizers, pesticides, growth medium, sanitizers, and cleaning supplies; some of which may be classified as hazardous materials. In addition, the manufacturing process will include chemical extraction using a volatile solvent(s) (CO2).

The California Fire Code includes specific requirements for the processing and extraction of oils and products from plants, and requirements for the storage, handling, and use of hazardous materials, including compressed gases, flammable/combustible liquids, and flammable gases and solids. In addition, businesses that handle hazardous materials over threshold amounts (55 gallons for liquids, 500 pounds for solids, and 200 cubic feet for compressed gases) are required to submit a HMBP to SCEHD and submit the HMBP electronically to the California Environmental Reporting System (CERS).

The State Cannabis Licensing program also includes regulations that address requirements for the use of hazardous materials associated with cannabis cultivation and manufacturing. For example, CDFA regulations (CCR Title 3, Division 8, Chapter 1, §8308[b]) state that a licensee shall manage all hazardous waste, as defined in §40141 of the Public Resources Code, in compliance with all applicable hazardous waste statutes and regulations.

CDPH regulations (CCR Title 17, Division 1, Chapter 13, §40253) require licensees to develop and implement a written product quality plan that includes, but is not limited to, identification of hazards associated with the premises or the manufacturing process. §40290 requires licensees to have a written cannabis waste management plan; licensees are responsible for evaluating waste to determine if it should be designated and handled as a hazardous waste.

§40220 - §40225 include requirements for cannabis extraction operations. Chemical extractions using CO2, a volatile solvent, must be performed in a closed-loop extraction system that is designed to recover the solvents. The system must be certified by a California-licensed engineer to ensure that the system was commercially manufactured, safe for use with the intended solvent, and built to codes of recognized and generally accepted good engineering practices (e.g., the American Society of Mechanical Engineers, American National Standards Institute, Underwriters Laboratories, or the American Society for Testing and Materials).

In accordance with CDPH regulations, the closed-loop system, other equipment used in the extraction process, and the extraction facilities must be approved by the local fire code official and must comply with any required fire, safety, and building code requirements related to the processing, handling, and storage of the applicable solvent or gas. The local fire code official must also approve extraction operations that involve the use of ethanol. Extraction operations must comply with applicable state and local requirements and must be operated in accordance with Cal/OSHA regulations. All employees using solvents or gases in a closed loop system to create extracts must be fully trained on how to use the system, have direct access to applicable safety data sheets, and handle and store solvents and gases safely. The licensee must develop standard operating procedures, good manufacturing practices, and a training plan prior to producing extracts.

In addition, prior to issuance of a Certificate of Occupancy for use of the building, the closed-loop system, other equipment used in the extraction process, and the extraction facilities must be approved by the Shasta Lake Fire Protection District (SLFPD) in accordance with existing State regulations. In the unlikely event of a hazardous materials release, the SLFPD and/or Shasta Lake Sheriff's Department would serve as the first responder(s) to the site. The situation would be assessed, and assistance from additional response agencies would be requested as appropriate in accordance with the Shasta County Hazardous Materials Area Plan.

As documented above, the proposed Project would be subject to existing laws and regulations related to hazards and hazardous materials, including, but not necessarily limited to, those discussed under Regulatory Context above. Compliance with these regulations, and verification by the applicable State and local regulatory agencies prior to issuance of licenses and/or permits, will ensure that the transport, use, and disposal of hazardous materials do not create a significant hazard to the public or the environment; impacts would be less than significant.

- b) See discussion under Section 8.a above. There is no impact and no mitigation is required.
- c) See discussion under Sections 3.a, 7.a and 8.a above. There is no impact and no mitigation is required.
- d) The project site is not included on the list of hazardous materials sites compiled pursuant to Government Code §65962.5 (Department of Toxic Substances Control). The EnviroStor database indicates the closest clean-up site to the Project site is Valley Plating on El Cajon Avenue, approximately .3 miles northeast of the Project site. There is no impact and no mitigation is required.
- e) According to the Shasta Lake and Shasta County General Plans, the project area is not located within an airport land use plan area. According to the Federal Aviation Administration (FAA), the nearest public airport is Benton Airpark, approximately 5.5 miles southwest of the Project site. The closest private airstrip is Tews Field on Moody Creek Drive, approximately 2 miles east of the Project site. There would be no impact and no mitigation is required.
- f) According to the Shasta Lake and Shasta County General Plans, the project area is not within the vicinity of a private airstrip. There would be no impact and no mitigation is required.
- g) The project area is an urbanized area with adequate emergency access. The project would not hinder emergency vehicles entering and exiting the area. There would be no impact and no mitigation is required.
- h) The project site is partially located within the area designated as "Very High" Fire Hazard Severity Zone (FRAP 2019). Construction of the project will be subject to all requirements of the 2019 CBC and Shasta Lake Fire Protection District. Equipment used during construction activities may create sparks that could ignite dry grass. Also, the use of power tools and/or acetylene torches may increase the risk of wildland fire hazard. Mitigation Measure HM -1 will ensure impacts during construction are less than significant.

The proposed facility would not be open to the general public; however, the Project would bring people into the Project area (e.g., employees, vendors, and delivery service drivers) and thus would increase exposure of people and structures to the risk of wildfires originating off-site and spreading to the Project site. The Project site is bound by heavily vegetated undeveloped land to the southwest, which intensifies this risk.

Because the Project site is partially located in a Very High FHSZ, the Project is subject to the provisions of Chapter 7A of the CBC (Material and Construction Methods for Exterior Wildfire Exposure), which requires incorporation of fire-resistant building materials. The purpose of Chapter 7A is to protect life and property by increasing the ability of a building to resist the intrusion of flames or burning embers projected by a vegetation fire. CBC Part 2, Volume 1, Chapter 9 specifies requirements for fire protection systems (e.g., automatic sprinkler systems, emergency alarm and detection systems, fire extinguishers, exhaust hood and duct system requirements for commercial kitchens, standpipe systems, and fire department access).

In addition, CBC Section 701A.5 (Vegetation Management Compliance) states that prior to building permit final approval, the property shall be in compliance with the vegetation management/defensible space requirements prescribed in CFC Part 9, Chapter 49, (Requirements for Wildland-Urban Interface Fire Areas).

The Project must also comply with SLMC Chapter 15.10 (Water Efficient Landscaping); §15.10.050(D)(1)(e) requires that projects in fire-prone areas must address fire safety and prevention by avoiding fire-prone plant materials and highly flammable mulches. This would be verified through review of the final landscape plan for the proposed Project.

The City's Building Official and SLFPD's Fire Marshal review all improvement and construction plans in the City prior to issuance of a grading permit or building permit to ensure compliance with applicable State building and fire code requirements. In addition, the City's Building Official and SLFPD's Fire Marshal conduct a final inspection prior to issuance of a Certificate of Occupancy to ensure that the structure(s) complies with applicable fire codes and standards. Compliance with the CBC and CFC regulations noted above ensures that the potential for direct and indirect risks to people and structures associated with wildland fires is less than significant.

Further, the Project would not impair implementation of, or physically interfere with, an adopted emergency response plan or emergency evacuation plan. Compliance with these regulations, combined with HM-1, ensure that impacts associated with hazards and hazardous materials are less than significant and that activities do not result in impacts that would be cumulatively considerable.

Mitigation Measures Relating to Hazards and Hazardous Materials

CR-4: During construction, all areas in which work will be completed using spark-producing equipment shall be cleared of dried vegetation or other materials that could serve as fire fuel. To the extent feasible, the contractor shall keep these areas clear of combustible materials in order to maintain a fire break.

		Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
9.	HYDROLOGY AND WATER QUALITY. Woul	d the project:			
a)	Violate any water quality standards or waste discharge requirements?				
b)	Substantially deplete groundwater supplies or interfere substantially with groundwater recharge such that there would be a net deficit in aquifer volume or a lowering of the local groundwater table level (e.g., the production rate of pre-existing nearby wells would drop to a level which would not support existing land uses or planned uses for which permits have been granted)?				
c)	Substantially alter the existing drainage pattern of the site or area, including through the alteration of the course of a stream or river, in a manner which would result in substantial erosion or siltation on- or off-site?				\boxtimes
d)	Substantially alter the existing drainage pattern of the site or area, including through the alteration of the course of a stream or river, or substantially increase the rate or amount of surface runoff in a manner that would result in flooding on- or off-site?				

		Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
e)	Create or contribute runoff water which would exceed the capacity of existing or planned stormwater drainage systems or provide substantial additional sources of polluted runoff?				
f)	Otherwise substantially degrade water quality?				\boxtimes
g)	Place housing within a 100-year flood hazard area as mapped on a federal Flood Hazard Boundary or Flood Insurance Rate Map or other flood hazard delineation map?				
h)	Place within a 100-year flood hazard area structures that would impede or redirect flood flows?				
i)	Expose people or structures to a significant risk of loss, injury or death involving flooding, including flooding as a result of a failure of a levee or dam?				
j)	Inundation by seiche, tsunami or mudflow?				\boxtimes

- a) The potential for erosion exists when vegetative cover is removed from natural ground surfaces due to grading activities associated with construction or fires. Compliance with §15.08 of the City of Shasta Lake Municipal Code requires all grading projects to employ BMPs to mitigate potential for erosion and runoff. This will prevent a violation of water quality standards or waste discharge requirements. In addition, SLMC Chapter 13.28 includes standards to prevent the introduction of pollutants into the City's wastewater collection system that could pass through the WWTP and be discharged to receiving waters (Churn Creek). As a condition of the commercial cannabis license, the applicant is required to install a sampling station outside of any structure involved in cannabis cultivation, testing, or manufacturing. The station would be accessible to City staff at all times. This will allow the City to sample the facility's industrial waste stream to ensure compliance with the City's waste discharge requirements. With the implementation of the proposed mitigation measure, impacts are considered to be less than significant.
- b) The City's sole source of water is from Lake Shasta through a long-term contract with the U.S. Bureau of Reclamation. The City does not have any groundwater supplies, and the project will be served with municipal water. There would be no impact and no mitigation is required.
- c) See discussion under Section 9.a. The project will not alter the course of existing drainage. There would be no impact and no mitigation is required.
- d) See discussion under Section 9.a. An Entitlement Level Storm Drainage Analysis has been prepared by Realm Engineering for the Project. The purpose of the analysis was to verify that the proposed Project maintains or reduces pre-development peak flows for the 10-, 25-, and 100-year design storm events and to identify the location and size of any required on-site detention/retention facilities.

As stated in the Storm Drain Analysis, runoff would be controlled with two on-site aboveground detention facilities. A network of drainage inlets and pipes would direct site runoff into the respective detention basins before leaving the site. The Storm Drainage Analysis includes details on the preliminary drainage plan and detention basins.

Pursuant to SLMC Section 15.08.090(D), the final grading plan must include detailed plans of all surface and subsurface drainage devices, including brow ditches, retaining walls, cribbing, dams, protective fencing, and other protective devices to be constructed with, or as a part of, the proposed work, together with a map showing the drainage area and the estimated runoff of the area served by any drains. SLMC Section 15.08.160 requires final plans to be submitted to the City upon completion of rough grading work prior to any precise/fine grading, and at the final completion of the work. Final plans must include a record grading plan prepared by the project civil engineer or other authorized licensed professional, including original ground surface elevations, as-graded ground surface elevations, lot drainage patterns and locations and elevations of all surface and subsurface drainage facilities.

Prior to issuance of a Certificate of Occupancy, the Project civil engineer or other authorized licensed professional shall certify in writing that the work was done in accordance with the final approved grading plan. In addition, as required by the Phase II MS4 permit, work shall be inspected by a QSD or a certified qualified SWPPP practitioner (QSP) to ensure that post-construction measures have been properly implemented. There would be no impact and no mitigation is required.

- e) See discussion under Section 9.a and 9.b. The project area is not served by a planned stormwater drainage system. There would be no impact and no mitigation is required.
- f) See discussion under Section 9.a and 9.b. There would be no impact and no mitigation is required.
- g) The project does not include the production of housing; therefore, there would be no impact and no mitigation is required.
- h) The southernmost tip of the project site is within a 100-year flood hazard zone; however, no construction is proposed in this area. There would be no impact and no mitigation is required.
- i) Because no portion of the project site is protected by a levee or dam, the exposure of people and/or structures to significant risk or loss due to flooding from dam or levee failure is non-existent. There would be no impact and no mitigation is required.
- j) A seiche is a large wave generated in an enclosed body of water in response to ground shaking. Seiches could potentially be generated in Lake Shasta due to very strong ground-shaking. However, as discussed previously, the closest potentially active faults are in the Battle Creek fault zone, approximately 20 miles south of the Project site. Although these fault lines could produce low to moderate ground shaking, it is not likely that such ground shaking would cause a seiche large enough to overtop Shasta Dam. A tsunami is a wave generated in a large body of water (typically the ocean) by fault displacement or major ground movement. No impact would occur and no mitigation is required.

Mitigation Measures Relating to Hydrology and Water Quality

WQ-1 Prior to issuance of a grading permit, final grading/improvement plans shall be prepared and signed by a civil engineer or other licensed professional as authorized by the California Business and Professions Code and shall incorporate best management practices (BMPs) to ensure compliance with the NPDES General Permit for Waste Discharges from Small Municipal Separate Storm Sewer Systems (MS4s), Chapter 13.36 (Storm Water Quality Management), and Chapter 15.08 (Grading, Erosion Control, and Hillside Development) of the Shasta Lake Municipal Code.

Prior to issuance of a Certificate of Occupancy, BMPs shall be inspected to ensure that post-construction measures have been implemented.

		Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
10.	LAND USE AND PLANNING. Would the project:				
a)	Physically divide an established community?				\boxtimes
b)	Conflict with any applicable land use plan, policy or regulation of an agency with jurisdiction over the project (including, but not limited to, the general plan, specific plan, local coastal program or zoning ordinance) adopted for the purpose of avoiding or mitigating an environmental effect?				
c)	Conflict with any applicable habitat conservation plan or natural community conservation plan?				

- a) The proposed project does not authorize any development that would physically divide an established community. There would be no impact and no mitigation is required.
- b) The proposed Project is consistent with applicable Policies, Objectives, and Implementation Measures of the City's General Plan and regulations of the regulatory. Where necessary, mitigation measures are included to reduce impacts to less than significant levels. Therefore, the proposed Project would not conflict with any plans, policies, or regulations adopted for the purpose of avoiding or mitigating an environmental effect. There are no impacts and no mitigation is required.
- c) There are no adopted habitat conservation plans or natural community conservation plans which would apply to the subject property. There would be no impact and no mitigation is required.

Mitigation Measures Relating to Land Use and Planning

None Required.

		Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
11.	. MINERAL RESOURCES. Would the project:				
a)	Result in the loss of availability of a known mineral resource that would be of value to the region and the residents of the state?				
b)	Result in the loss of availability of a locally important mineral resource recovery site delineated on a local general plan, specific plan or other land use plan?				\boxtimes

Discussion of Checklist Answers:

a) The Shasta Lake General Plan Land Use Map shows lands designated as Mineral Resource (MR) only in the northern portion of the City. There are no identified mineral resources within the project area delineated on any local general plan, specific plan, or other land use map. There would be no impact and no mitigation is required. b) There are no mineral resource recovery sites delineated on any local general plan, specific plan or other land use map. There would be no impact and no mitigation is required.

Mitigation Measures Relating to Mineral Resources

None required.

		Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
12.	NOISE. Would the project result in:				
a)	Exposure of persons to or generation of noise levels in excess of standards established in the local general plan or noise ordinance or of applicable standards of other agencies?		\boxtimes		
b)	Exposure of persons to or generation of excessive groundborne vibration or groundborne noise levels?		\boxtimes		
c)	A substantial permanent increase in ambient noise levels in the project vicinity above levels existing without the project?				
d)	A substantial temporary or periodic increase in ambient noise levels in the project vicinity above levels existing without the project?				
e)	For a project located within an airport land use plan area or, where such a plan has not been adopted, within two miles of a public airport or a public use airport, would the project expose people residing or working in the project area to excessive noise levels?				
f)	For a project within the vicinity of a private airstrip, would the project expose people residing or working in the project area to excessive noise levels?				

Discussion of Checklist Answers

a) The State of California's Governor's Office of Planning and Research (OPR) Noise Element Guidelines include recommended exterior and interior noise level standards for use by local jurisdictions to identify and prevent incompatible land uses. Based on these guidelines, the City of Shasta Lake General Plan Noise Element (City of Shasta Lake 1999) has adopted land use compatibility criteria for its various community land uses.

The proposed Project will generate substantially more sound/noise during construction/development than operation. The residential neighborhood east of Ashby Road is the noise sensitive land use (NSLU) with the greatest potential to be impacted by sounds/noises from construction of the proposed Project. Noise generated by construction operations during the more noise-sensitive early morning, evening, and nighttime hours can result in increased annoyance and potential sleep disruption for occupants of nearby dwellings. The US Environmental Protection Agency has found that the average noise levels associated

with construction activities typically range from approximately 76 dBA to 84 dBA with intermittent individual equipment noise levels ranging from approximately 75 dBA to more than 88 dBA for brief periods (U.S. EPA, 1971).

Noise from localized point sources (such as construction sites) typically decreases by approximately 6 dBA with each doubling of distance from source to receptor. All NSLUs in the area of the proposed Project are located east of Ashby Road, while all construction activities will occur on the Project Property west of Ashby Road. Therefore, the residences and outdoor activity areas of the NSLUs most likely to be affected by the proposed Project are located more than 50 feet from the construction activities associated with development of the proposed Project. Furthermore, the vast majority of construction activities will occur in the western half of the Project Property, more than 650 feet from the NSLUs east of Ashby Road, and the existing oak forest(s) in the eastern half of the Project Property will be largely untouched by the proposed Project (research has indicated that trees and shrubs can reduce propagation of noise, however their effectiveness at noise reduction varies greatly).

The proposed F1 Occupancy Use of the parcels will have small amounts of outside activity. The bulk of the operations will be conducted on the interior of the buildings. The operation expects daily deliveries to the site and a moderate number of employees needed to be on the site every day. Occasional landscape maintenance activities and monthly wash-downs (outside activities) will generate small amounts of operational noise that will be less than significant, when compared to the noise-generating uses surrounding the Project Property.

- b) See discussion under 12.a above. The ground borne vibration created by the proposed grading activities is not considered extreme. Impacts are considered less than significant and no mitigation is required.
- c) See discussion under 12.a above. Impacts are considered less than significant and no mitigation is required.
- d) See discussion under 12.a above. Impacts are considered less than significant and no mitigation is required.
- e) According to the City of Shasta Lake and Shasta County General Plans, the project area is not located within an airport land use plan area. There would be no impact and no mitigation is required.
- f) According to the City of Shasta Lake and Shasta County General Plans, the project area is not within the vicinity of a private airstrip. There would be no impact and no mitigation is required.

Mitigation Measures Relating to Noise

N-1: Noise-generating activities to occur in the eastern half of the Project Property shall be conducted between the hours of 8AM and 6PM, Monday through Friday.

N-2: Construction equipment shall be properly maintained and equipped with noise-reduction intake and exhaust mufflers and engine shrouds in accordance with manufacturers' recommendations. Noise-reduction equipment will be inspected each morning before start-up when working within the eastern half of the Project.

M-3: No stationary noise-generating equipment shall be staged in the eastern half of the Project site.

		Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
13.	POPULATION AND HOUSING. Would the pro	oject:			
a)	Induce substantial population growth in an area, either directly (e.g., by proposing new homes and businesses) or indirectly (e.g., through extension of roads or other infrastructure)?				\boxtimes
b)	Displace substantial numbers of existing housing, necessitating the construction of replacement housing elsewhere?				
c)	Displace substantial numbers of people, necessitating the construction of replacement housing elsewhere?				

a) There will be no impact as a result of the proposed project. The project is located in an area designated for urban uses/growth. Development of the site will not result in substantial unplanned population growth. There are no residences on the project site so no housing or people will be displaced.

The proposed project does not result in the need for any infrastructure improvements or extensions that would result in direct or indirect impacts that could result in substantial population growth in this area of the City; therefore, there would be no impact and no mitigation is required.

- b) See discussion under 13.a above. There are currently no dwelling units within the project site. There would be no impact and no mitigation is required.
- c) See discussion under Section 13.a and 13.b above. There would be no impact and no mitigation is required.

Mitigation Measures Relating to Population and Housing

None Required.

		Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
14.	PUBLIC SERVICES. Would the project result in with the provision of new or physically altered graltered governmental facilities, the construction impacts, in order to maintain acceptable service objectives for any of the following public services:	overnmental of which concerns ratios, res	facilities, need uld cause sigr	for new or prinificant envir	physically onmental
a)	Fire protection?				\boxtimes
b)	Police protection?				\boxtimes
c)	Schools?				\boxtimes
d)	Parks?				\boxtimes

		Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
e)	Other public facilities, including roads?				\boxtimes

a) – e) The project is located within an urbanized area planned for industrial uses. Project improvements related to infrastructure include the installation of curb and gutter and the up-sizing of the existing water main from six inches to twelve inches to meet fire flow requirements. In addition, the City has adopted impact fees for certain public services to be used for development of projects needed to offset the cumulative impacts from new development. These fees must be paid prior to occupancy of any new residence on the property. There would be no significant impact from the project and no special mitigation is required.

Mitigation Measures Relating to Public Services

None Required.

		Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
15.	RECREATION.				
a)	Would the project increase the use of existing neighborhood and regional parks or other recreational facilities such that substantial physical deterioration of the facility would occur or be accelerated?				
b)	Does the project include recreational facilities, or require the construction or expansion of recreational facilities, which might have an adverse physical effect on the environment?				

Discussion of Checklist Answers:

- a) See discussion under Section 13.a and 14.a above. The proposed project will not increase the City's population nor will it cause substantial physical deterioration or accelerated deterioration of any neighborhood or regional parks. There would be no impact and no mitigation is required.
- b) See discussion under Section 13.a and 14.a above. The project would not increase the population of the City nor require the construction or expansion of any recreational facilities. There would be no impact and no mitigation is required.

Mitigation Measures Relating to Recreation

None Required.

		Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
16.	TRANSPORTATION Would the project:				
a)	Conflict with a program, plan, ordinance, or policy addressing the circulation system, including transit, roadway, bicycle, and pedestrian facilities?				
b)	Conflict or be inconsistent with CEQA Guidelines Section 15064.3(b) (criteria for analyzing transportation impacts – vehicle miles traveled).				
c)	Substantially increase hazards due to a geometric design feature (e.g., sharp curves or dangerous intersections) or incompatible uses (e.g., farm equipment)?				
d)	Result in inadequate emergency access?				

a) Effective July 1, 2020, vehicle miles traveled (VMT) is the primary metric for evaluating transportation impacts under CEQA. The Governor's Office of Research (OPR) has published guidance that a 15% reduction in VMT per capita, relative to the regional average, be used as a significance threshold. The ShastaSim travel demand model was used to evaluate VMT per service population for both the region (Shasta County) and TAZ 822 (which represents the area where the project is located). "Service population" is the combined total of residents and employees within the area being analyzed. The VMT analysis is summarized in the following table. The Project area (TAZ 822) has about 30% less VMT per service population than the Shasta County region. Impacts are considered less than significant and no mitigation is required. The proposed Project does not include any components that would remove or change the location of any sidewalk, bicycle lane, ride sharing or public transportation facility. There would be no impact and no mitigation is required.

	Shasta County	Project TAZ
2020 VMT Cal	culation	
VMT (miles per day)	8,616,037	4,975
Population	191,905	115
Employment	73,585	225
VMT per Service Population	32.45	22.11
2040 VMT Cal	culation	
VMT (miles per day)	10,587,667	5,610
Population	223,042	103
Employment	84,406	228
VMT per Service Population	34.44	24.61

b) See discussion under Section 16.a above. There would be no impact and no mitigation is required.

- c) The proposed Project does not propose any sharp curves or other components that would increase hazards due to a design feature. The Project site is in an industrial area that includes industrial uses, and is separated from incompatible uses. Therefore, there would be no impact.
- See discussion in Section 14. The Project would not result in inadequate emergency access; there would be no impact.

Mitigation Measures Relating to Transportation/Traffic

None Required.

		Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
17.	Tribal Cultural Resources. Would the project significance of a tribal cultural resource, defined in a site, feature, place, cultural landscape that is scope of the landscape, sacred place, or object w tribe, and that is:	Public Res geographica	ources Code sally defined in	section 21074 terms of the	as either size and
a)	Listed or eligible for listing in the California Register of Historical Resources, or in a local register of historical resources as defined in Public Resources Code section 5020.1(k), or				\boxtimes
b)	A resource determined by the lead agency, in its discretion and supported by substantial evidence, to be significant pursuant to criteria set forth in subdivision (c) of Public Resources Code Section 5024.1. In applying the criteria set forth in subdivision (c) of Public Resource Code Section 5024.1, the lead agency shall consider the significance of the resource to a California Native American tribe.				\boxtimes

Discussion of Checklist Answers:

- a) See discussion under Section 5.
 Public Resources Code (PRC) §21074 defines "tribal cultural resources" as either of the following:
 - 1. Sites, features, places, cultural landscapes, sacred places, and objects with cultural value to a California Native American tribe that are either of the following:
 - a. Included or determined to be eligible for inclusion in the California Register of Historical Resources.
 - b. Included in a local register of historical resources as defined in subdivision (k) of Section 5020.1 of the PRC.
 - 2. A resource determined by the lead agency, in its discretion and supported by substantial evidence, to be significant pursuant to criteria set forth in subdivision (c) of Section 5024.1. In applying the criteria set forth in subdivision (c) of Section 5024.1 for the purposes of this paragraph, the lead agency shall consider the significance of the resource to a California Native American tribe.

A Cultural Resources Assessment was completed for the proposed project by Weimeyer Ecological Sciences. The study included a records search and field evaluation. Findings are outlined in Section 5. The findings were confirmed through consultation with the Wintu Tribe of Northern California. Mitigation is outlined in Section 5.

b) See discussion under 17.a above. There would be no impact and no mitigation is required.

Mitigation Measures Relating to Tribal Cultural Resources

See Section 5 – No further mitigation required.

		Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact		
18. UTILITIES AND SERVICE SYSTEMS. Would the project:							
a)	Exceed wastewater treatment requirements of the applicable Regional Water Quality Control Board?			\boxtimes			
b)	Require or result in the construction of new water or wastewater treatment facilities or expansion of existing facilities, the construction of which could cause significant environmental effects?						
c)	Require or result in the construction of new storm water drainage facilities or expansion of existing facilities, the construction of which could cause significant environmental effects?						
d)	Have sufficient water supplies available to serve the project from existing entitlements and resources, or are new or expanded entitlements needed?			\boxtimes			
e)	Result in a determination by the wastewater treatment provider that serves or may serve the project that it has adequate capacity to serve the project's projected demand, in addition to the provider's existing commitments?						
f)	Be served by a landfill with sufficient permitted capacity to accommodate the project's solid waste disposal needs?			\boxtimes			
g)	Comply with federal, state and local statutes and regulations related to solid waste?						
h)	Result in a need for new systems or supplies, or substantial alterations related to electricity?				\boxtimes		
i)	Result in a need for new systems or supplies, or substantial alterations related to the City's water distribution system?						
j)	Result in a need for new systems or supplies, or substantial alterations related to the City's wastewater distribution system?				\boxtimes		

- a) Wastewater treatment needs for the project will be by the recently upgraded municipal waste water treatment facility. As discussed under Section 9, the project will not impact the wastewater treatment permit. The impact would be less than significant and no mitigation is required beyond payment of any required impact fee.
- b) See discussion under Section 18.a above. No new water or wastewater treatment facilities would need to be constructed to accommodate the project. There would be no impact and no mitigation is required beyond payment of any required impact fee.
- c) No stormwater facilities exist in the area and will not be constructed for this project. All new construction in the City is subject to the City's Stormwater Management Ordinance and State requirements for storm drainage; therefore, there would be no impact and no mitigation is required.
- d) The City has sufficient water supply to serve the proposed Project and other projects in the City during a non-drought year. The City has insufficient water in a drought-year (projected to 2040) if BOR reduces the City's allocation.

However, when the City's allocation is reduced, the City may purchase supplemental water from a third-party purveyor if such water is available. In addition, SLMC Chapter 13.14 includes the City's Water Conservation and Drought Contingency Plan that details the stages of action to be undertaken during a reduction in available water supply. In a drought year, City Council may declare a water shortage emergency and impose mandatory water conservation restrictions on all customers to offset the water supply reduction.

Pursuant to SLMC Chapter 13.14, all large water users, such as industrial uses, schools, supermarkets, etc., must develop or update their water conservation plans and submit the plan to the city's water conservation coordinator for approval. The plan must address all rationing stages as follows: Stage 1: Demonstrate a 10 percent reduction in water usage; Stage 2: Demonstrate a 20 percent reduction in water usage; Stage 3: Demonstrate a 30 percent reduction in water usage; Stage 4: Demonstrate a 40 percent reduction in water usage; and Stage 5: Demonstrate a 50 percent reduction in water usage.

Therefore, because all customers in the City are required to implement mandatory water use restrictions when the City declares a water shortage emergency, and all large water users must prepare and comply with a water conservation plan, the City would have sufficient water supplies available to serve the Project and other foreseeable projects during normal, dry, and multiple dry years. Impacts would be less than significant.

- e) See discussion under Section 18.a above. The City's Wastewater Treatment Plant (WWTP) was initially constructed in 1977 and consisted of a 0.5-million-gallon per day (MGD) extended aeration facility. In 1996, the WWTP was converted to an advanced secondary treatment facility with an average dry weather flow (ADWF) of 1.3 MGD, and it can accommodate a design peak dry weather flow of up to 5.3 MGD. The City has completed an upgrade to the WWTP to allow treated effluent to be discharged to Churn Creek year-round, which has increased the effective treatment capacity of the WWTP to its original design capacity of 1.3 MGD. There would be no impact and no mitigation is required.
- f) Through an agreement with Shasta County, the Richard W. Curry Landfill south of Igo (about 9.2 miles west of State Highway 273), receives all residential, commercial, and industrial solid waste generated within the City. Waste generation from project is anticipated to be less than other typical industrial uses. Impacts would be less than significant and no mitigation is required.
- g) All uses within the City are required to comply with adopted programs and regulations pertaining to solid waste. There would be no impact and no mitigation is required.
- h) The area in which project would be located is within a developed area served by the City's Electric

- Utility. No new electric systems or extension of existing facilities would be required. Therefore, there would be no impact and no mitigation is required.
- i) See discussion under Section 14. The area in which project would be located is within a developed area served by the City's Water Utility. No new systems or extension of existing facilities would be required. There would be no impact and no mitigation is required beyond payment of any required impact fee.
- j) See discussion under 18 above. No new systems or extension of existing facilities would be required. There would be no impact and no mitigation is required.

Mitigation Measures Relating to Utilities and Service Systems

None Required.

	MANDA TODY ENDINGS OF GLOVETO ANGE	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
18.					
a)	Does the project have the potential to degrade the quality of the environment, substantially reduce the habitat of a fish or wildlife species, cause a fish or wild-life population to drop below self-sustaining levels, threaten to eliminate a plant or animal community, reduce the number or restrict the range of rare or endangered plants or animals, or eliminate important examples of the major periods of California history or prehistory?				
b)	Does the project have impacts that are individually limited, but cumulatively considerable? "Cumulatively considerable" means that the incremental effects of a project are considerable when viewed in connection with the effects of past projects, the effects of other current projects, and the effects of probable future projects.				\boxtimes
c)	Does the project have environmental effects that will cause substantial adverse effects on human beings, either directly or indirectly?				

Discussion of Checklist Answers:

- a) The project is located in an area of the City which is a developed, urbanized area. As documented herein, no disturbance is proposed that would significantly impact biological species or habitat or historical resources. Impacts are considered less than significant with mitigation incorporated.
- b) Based on the discussions and documentation herein, there is no evidence found to suggest the project would have cumulative impacts that have not been considered in the 1999 City of Shasta Lake General Plan EIR. There would be no impact and no mitigation is required.

c) Based on the discussions and documentation herein, there is no evidence to support a finding that the project would have environmental effects which would cause substantial adverse effects on human beings, either directly or indirectly. Impacts are considered less than significant with mitigation incorporated.

Mitigation Measures Relating to Mandatory Findings of Significance

None Required.

References:

City of Shasta Lake General Plan

City of Shasta Lake Zoning Code

City of Shasta Lake Grading Permit Checklist

T. Kear Traffic Impact Study, July 2020

Realm Engineering Noise Pollution Analysis July 30, 2020

Arborist Report Ashby Road Campus, John Alderson, December 2019

Realm Engineering Geotechnical Report July 27, 2020

Realm Engineering Air Quality and Greenhouse Gas Emission Analysis, December 2019

Wiemeyer Ecological Sciences Biological Assessment, September 2019

Enplan Proposed Mitigated Negative Declaration and Initial Study, Shasta Gateway Campus, March 2020



MITIGATED NEGATIVE DECLARATION

Use Permit 19-01 Ashby Cannabis Campus

SUBJECT

Use Permit 19-01

PROJECT LOCATION

The project is located on Ashby Road between Woodley Avenue and Arlene Court, Assessor's Parcel Numbers 006-020-056 and 006-020-057, within the City of Shasta Lake, Shasta County, California.

This location corresponds to the northeast quarter of Section 36, Township 33 North, Range 5 West MDM. Latitude: 40° 40' 24.15" N; Longitude: 122° 22' 56.22" W, as estimated from the U.S. Geological Survey 7 ½-minute Shasta Dam Quadrangle topographical map.

PROJECT DESCRIPTION

Ashby Road Cannabis Campus – Manzanita Ranch Estates, LLC (MRE) proposes to develop a commercial cannabis cultivation, distribution, and manufacturing operation (Project) at the site, identified as Shasta County APNs 006-020-056 and 006-020-057, located off of Ashby Road in the City of Shasta Lake, California. The proposed project will consist of two, Type 3, Tier 2 "Medium Mixed-Light" cultivation areas, an up to 10,080 square foot distribution facility, and an up to 20,000 square foot non-volatile manufacturing facility. Access roads will be installed providing vehicular access to the project area at the site, entering the site off of Ashby Road near the southeastern portion of the site.

Each proposed cultivation area will be comprised of six 5,040 square foot cultivation facilities on concrete slabs with metal and polycarbonate roofing and walls. One proposed cultivation area will be located on each parcel comprising the site. The proposed distribution facility will be comprised of two, 5,040 square foot buildings on a concrete slab with insulated metal roofs and walls. One of the 5,040 square foot buildings of the distribution facility will be primarily used for processing raw cannabis material (drying, curing, trimming, grading, and packaging cannabis into large batches for testing), and the other will be primarily used for cannabis product distribution activities (storing, testing, packaging, labeling, transferring, and transporting). The proposed manufacturing facility will consist of an up to 20,000 square foot metal building on a concrete slab, and will be primarily used for non-volatile cannabis manufacturing activities (extraction, infusion, testing, packaging, and labeling).

MRE plans to develop the proposed cannabis cultivation, distribution, and manufacturing operation in two phases. Phase one will be preparation and construction of the proposed cultivation and distribution facilities on APN 006-020-056; phase two will be the preparation and construction of the proposed cultivation and manufacturing facilities on APN 006-020-057.

The Project would be accessed via the proposed 24-foot wide paved access road off of Ashby Road. The proposed access road would completely bisect the site, connecting the industrial parcels north and west of the Project to Ashby Road.

All site developments, including access roads and parking areas, will be located at a distance of 50 feet or greater from the top of bank of Churn Creek North Branch. The installation and maintenance of barrier fencing along the 50-foot development setback buffer from site developments to the top of bank of Churn Creek North Branch will establish protection of riparian forest associated with Churn Creek North Branch during site developments. An undetermined number of trees are proposed to be removed as a result of the proposed project. Tree protection measures will be implemented at the site to protect the trees to be preserved and tree replacement is proposed for the trees to be removed. A Tree Removal and Replacement Plan will be in compliance with the City Shasta Lake Tree Conservation Ordinance Chapter 12.36.

A Stormwater Pollution Prevention Plan (SWPPP) has been prepared and submitted for review and approval to the State of California Water Resources Control Board. The SWPPP will be implemented prior to commencing construction activities at the site. As part of SWPPP and pre-field activities, adequate erosion and sediment controls will be installed and maintained during construction activities.

The project will avoid the archeological preservation area where a majority of the trees are proposed to be replanted.

SURROUNDING LAND USES AND SETTING

The site is located within the city limits of the City of Shasta Lake, Shasta County, California, approximately 2,000 feet to the southwest of the intersection of Ashby Road and El Cajon Avenue. The site consists of two contiguous, undeveloped parcels, totaling approximately 12.86-acres of land, identified as Shasta County Assessor's Parcel Numbers (APN) 006-020-056, and 006-020-057. APN 006-020-056 is an approximately 6.76-acre parcel of land, and APN 006-020-057 is an approximately 6.10-acre parcel of land. The site is zoned Light Industrial (ML). The site was historically used as a rural homestead. There are currently no structures on the site.

The topography of the site is gently rolling terrain, generally sloping overall from the east to west, with elevations ranging from approximately 775 to 900 feet above mean sea level (msl).

There is a seasonal drainage which is a tributary to Churn Creek located on the southernmost portion of the site (locally known as Churn Creek North Branch). The City of Shasta Lake Wastewater Treatment Facility (WWTF) located to the south/southwest of the site, treats and discharges effluent to Churn Creek. Contracted reclamation uses of the WWTF include Sierra Pacific Industries (SPI) to the north of the site. Surface water runoff on the site flows in a variety of directions, depending on location. On the northern portions of the site within the project area, surface water flows in a southerly direction, eventually flowing into Churn Creek North Branch. On the southern portions of the site, surface water runoff generally flows southwest, eventually flowing into Churn Creek North Branch.

FINDINGS AND DETERMINATION

The City of Shasta Lake completed an Initial Study (attached), which determined that the proposed project would not have significant environmental effects with the implementation of incorporated mitigation. The project avoids the potentially significant environmental effects identified, and the preparation of an Environmental Impact Report will not be required. There is no substantial evidence, in light of the whole record before the City, that the project, as revised, may have a significant effect on the environment. If there are substantial changes that alter the character or impacts of the proposed project, another environmental impact determination will be necessary.

- 1. Based on the whole record (including the Initial Study and any supporting documentation), the City of Shasta Lake has determined that there is no substantial evidence that the project will have a significant effect on the environment.
- 2. The Mitigated Negative Declaration, with its supporting documentation, reflects the independent judgment and analysis of the lead agency, which is the City of Shasta Lake.

DOCUMENTATION

The Initial Study documents the reasons to support the above determination.

MITIGATION MEASURES

The Initial Study documents the mitigation measures

PUBLIC REVIEW DISTRIBUTION

Draft copies or notice of the Initial Environmental Study were distributed to:

- Redding Record Searchlight
- Posting at City Hall, Shasta Lake Council Chambers and three Shasta Lake Post Offices
- Shasta County Clerk
- All property owners within a minimum of 300 feet of the boundaries of the subject property.

PUBLIC REVIEW

- (X) Draft document referred for comments August 13, 2020.
- () No comments were received during the public review period.
- () Comments were received but did not address the draft Negative Declaration findings or the accuracy/completeness of the Initial Study. No response is necessary. The letters are attached.
- () Comments addressing the findings of the draft Negative Declaration and/or accuracy or completeness of the Initial Study were received during the public review period. The letters and responses follow (see Response to Comments, attached).

Copies of the Negative Declaration, the Initial Study, and documentation materials may be obtained in the Planning Division of the Development Services Department, City of Shasta Lake, 4477 Main Street, Shasta Lake, CA, Monday – Friday, 7:00 AM – 4:00 PM (closed from Noon – 1:00 PM) 530.275.7416.

Peter Bird

Associate Planner