

CRESTON ADVISORY BODY

Regular Meeting Agenda

Zoom Meeting

Wednesday, October 21, 2020

7:00 – 9:30 PM

- 1) Call to Order – Flag Salute at 7:00 p.m.
- 2) Follow up to the 2020 CAB Election for CAB Areas #2, 4, 6, 8, & 10.
 - #2 Creston inside VRL - remains vacant
 - #4 Huer Huero - Geraldine May (Mike Aarons, alternate)
 - #6 O'Donovan – Don Clark (Susan Souza, alternate)
 - #8 Eddy Ranch – remains vacant
 - #10 Geneseo/Windfall Farm – Kurt Almond

Election of new officers conducted by unanimous consent via email due to COVID restrictions. All officers from last year 2019-2020 agreed to stay in their offices and all CAB members consented.

- 3) Minutes of the previous meeting - February 19th, 2020 Tom made motion to approve, Geraldine 2nd Unanimously approved.
- 4) Public and/or CAB Member Comments for Items NOT on the agenda –
Murray Powell of TAAG brought to our attention that rural residents who are not within the boundaries of an existing County CAC do not have representation when it comes to projects in their neighborhoods and specifically he cited a cannabis project on Neil Springs Rd. TAAG felt this project could potentially have an impact on TAAG residents and so provided a recommendation to the County, along with input from the neighbors of the project. The impression was that TAAG's recommendation was ignored by both the Planning Dept and by Supervisor Peschung. TAAG is considering expanding it's boundaries.

CAB members talked about this issue. Sheila mentioned that CAB has been approached by rural residents near CAB, but not within the CAB boundaries, and we have commented on those projects from time to time, particularly if we thought they would impact our community. All agreed that because CAB is already the largest advisory by square miles, we do not want to annex any additional areas, but will continue to hear requests from rural residents and decide in each case whether our responding is appropriate.

- 5) Public Safety – Cal Fire, Sheriff, CHP, etc. – No report tonight.
- 6) Fifth District Supervisor Report – Supervisor Debbie Arnold –
 - You can find updates on the County and COVID, Governor's orders, etc. at readyslo.org
 - If you need help finding the info you are seeking you can call Supervisor's Arnold's office and Micki (her LA) and assist you.
 - County continues to hold all meetings but they are all via Zoom with no public.
 - Q: Has she been able to get an accounting as to whether cannabis revenues are paying the expenses associated with cannabis, and making it worth our while to pursue these projects. A: She felt that the expenses for enforcement, primarily cleaning up CA Valley, exceed what is coming in in revenue. She felt that the application fees for the projects are paying for the application process. So basically, revenues have not caught up with expenditures.
 - Processing of projects by P & B Dept. have slowed down due to COVID with so many folks working remotely.
 - Q: Has the County given any consideration to the idea of an "industrial cannabis zone"? She said it is probably too late to move in that direction. Unfortunately, the cannabis ordinance was written back in

2016, before cannabis was approved in CA, and to change it now would be a massive undertaking. No one knew much about cannabis back then so it was hard for everyone, supervisors and CACs, etc. to make wise decisions on what should be in the ordinance. Several folks gave Supervisor Arnold kudos for trying to put amendments in place recently that would have significantly improved the cannabis ordinance but the vote was 2:2 and failed to adopt the changes. The P&B dept is doing some administrative changes to the ordinance but nothing she thinks is significant. She commented that the P&B dept. continues to get applications with false information and agreed that these applications should not be allowed to move forward.

- Jim Wortner called in and stated that 46 out of CA 58 counties said “No” to cannabis. What would it take for SLO to reverse their stand on cannabis? Tom Edel felt that we have seen the experiment in Santa Barbara County and seen it basically fail so felt like we should “get a divorce” from cannabis.

- PR Groundwater Basin – GSP is still being revised. Big growers want a fallowing program. They want to be able to keep water credits “in a drawer” to be used later. S. Arnold mentioned that there is a 5 yr cut off in the offset program. If you haven’t used water for 5 yrs you lose your ability to use it. Sheila said hopefully they would not be able to sell their credits. S. Arnold said that she didn’t feel we should go down the road of having any paper water. She felt that many changes could be inevitable in spite of what we have now. Another department or legislative branch could make changes that we would all just have to live with. She said her goal to make sure we (the County) retain control of our water management and not have it go to the State or anywhere else. Sheila said she thinks the main goal has to be Basin sustainability.

- 7) New Business – Discuss the request received through Public Works to vacate parts of Cressey Street and Fourth Street in Creston. Appears to basically be the Loading Chute parking lot that was an extension of Fourth Street and the portion of Cressey St. between the LC Parking Lot and the Ferrera property and the Willis property to the west.

Francisco Vargas of Kirk Consulting was present representing applicant Dana Zepeda. He presented a map showing the areas to become private, basically vacating the sections of Cressey & 4th St.

Sheila canvassed the neighbors,

CAB Area #1, Creston West, Sheila Lyons CAB Rep.

- 8) Planning Department— Project Referrals/Other permits in our area and an update on what is happening in the department – Young Choi, County Planner - (10 min) See project list at the end of this agenda. The CAB member for each of these areas to report status of these projects and whether we need to place them on an agenda in the near future.
- 9) Unfinished/ Continuing Business (30 minutes) –
 - a. CATCH dues (\$100) paid. Do we want a banner to go in CCC?
 - b. Short discussion on CAB’s feedback on cannabis projects in general during the COVID hiatus. Do we want to form a committee that work look at all projects and would therefore have all of our existing expertise consolidated for use when doing the evaluations? Or continue having the CAB area rep for each project do all the leg work? If a committee is formed, must it include the CAB area rep for specific projects? It could also have members of the public who wish to assist regularly. The committee would meet outside of the general CAB meeting, make a recommendation (when possible) to bring back to general CAB meeting for public hearing and final review and vote on each project. This would hopefully reduce the formal meeting time for individual project reviews and give the project a more thorough review. IF we want a

committee, identify members, add public if agreed upon, pick committee chair, add committee feedback to agenda for next CAB meeting.

- 10) Committee Reports/Next Steps (5-10 min each as needed) –
 - a. By-Laws – Sheila L. & Jan M. – See attached proposed amendment(s)
 - b. Elections – Sheila L. & Susan S. Judy Blankenship (public) - none
 - c. Public Information – Roy B., Tom E. & Mike Aarons w/ Website update – Kurt A. Question re: Domain registry (see mail) ???
 - d. Shall we have a December meeting to attempt to catch up? Dec. 16th, 3rd Wed.?
- 11) Treasurer's Report – (5 min) Roy Barba
- 12) Adjournment on or before 9:30 p.m.

Potential Future Project discussions. Where are these as far as going through the P&B Dept. system?

- a. Project review - **DRC2020-00007 HERRING (CORT T FAMILY TRUST)**, [Project Summary / Referral](#)*, **Minor Use Permit, Creston APN(s): 043-211-045** for an event space / venue (up to 25 events per year with a maximum of 150 guests per event) at 6550 Webster Road
- b. Project re-review – **DRC2019-00183** or **DRC2018-00102DRAEGERPROJECT**
DESCRIPTION: Proposed Minor Use Permit for 2acresoutdoorand12,000SQ/FT indoor (to be built) cannabis cultivations to be located at 5790 Rocky Canyon Rd. Old and New links:
<https://www.slocounty.ca.gov/getattachment/a7480536-4c55-4db0-98fc-dc407911b536/DRC2018-00102-DRAEGER-Referral-Package.aspx>
https://energov.sloplanning.org/EnerGov_Prod/SelfService#/plan/744747a2-f4be-41f6-bc3e-483c76d6026c?tab=attachments
- c. Project discussion: **MUP (DRC2020-00013) C-Four SM Partners, LLC**, cultivation of cannabis. 3-acreoutdoor cultivation, 2200 SQ FT indoor cultivation, ancillary nursery, and ancillary processing to be located at 1175 Calf Canyon Rd in **APN(s):037-391-049**
https://energov.sloplanning.org/EnerGov_Prod/SelfService#/plan/37c725ff-075d-4695-8322-e26277dbec25?tab=attachments

October 21, 2020 Draft prepared by Sheila Lyons, CAB Chairperson 2020

Following are proposed changes to amend the CAB by-laws, drafted as we are under a State and County “Shelter at Home” order due to the COVID-19 virus pandemic.

Our intention in drafting and approving these amendments is to allow us to continue to conduct business and fulfill our primary purpose as outlined in our by-laws, to provide community input “to San Luis Obispo County governmental bodies (agencies, boards, commissions, etc.) in all matters pertaining to, but not restricted to, land uses, zoning, public services, circulation, public improvements and aspects of orderly community growth.”

Current CAB by-laws did anticipate that CAB might have to act during an “emergency.” However, the type of emergency was by definition totally unpredictable. The provisions that exist for calling “Special Meetings” are being utilized (via Zoom) to be able to move forward and make necessary by-law amendments to allow for CAB business to be continued during this state of emergency.

The County of SLO has moved forward and has been conducting Zoom meetings at all levels of government. The Governor. Executive Order N-29-20 issued on 3-17-20 suspended certain public meeting requirements of the Brown Act to allow public meetings to be held via teleconferencing without making a physical location available to the public. You can find the order here: <https://www.gov.ca.gov/wp-content/uploads/2020/03/3.17.20-N-29-20-EO.pdf> .

Proposed by-law changes in red, existing in black. All other portions of by-laws remain the same.

Article VII: MEETINGS AND PROTOCOLS

Section 1: CAB shall meet the third Wednesday of each month **on a regular basis when such meetings can be held without endangering the health of all attendees. However, Special Meetings may be held at the time, location and by whatever necessary method is practical and agreed upon by the majority of the CAB membership when deemed necessary, such as during an emergency. This may be an electronic meeting or an in-person meeting. A majority of the CAB membership will define and agree upon what is deemed as an emergency as individual situations arise. The chairperson, may opt....etc.** (as is in existing by-law text)

Article VII: AMENDMENTS

Section 1: The by-laws may be amended, appealed, or altered in whole or in part by a two-thirds (2/3) majority of the CAB members at a regularly scheduled meeting, **or Special Meeting**, providing that the proposed amendment has been previously presented to the CAB members **for report, read in full at a previous regular meeting** and ~~announced~~ to the public prior to the vote. **Presentation of the proposed changes will be done by electronic notification (e.g., CAB email distribution list) and by posting on one or more local bulletin boards frequently viewed by the community, for a minimum of six days prior to the vote.**