



COMMUNITY DEVELOPMENT AGENCY

DEVELOPMENT SERVICES DIVISION

<http://www.edcgov.us/DevServices/>

PLACERVILLE OFFICE:

2850 Fairlane Court, Placerville, CA 95667

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LAKE TAHOE OFFICE:

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tahobuild@edcgov.us

December 19, 2013

David R. Morris
5137 Golden Foothill Parkway, Ste. 110
El Dorado Hills, CA 95762

Re: Medical Marijuana Non-Conforming Use Status
Pure Life Cannabis Collective

Dear Mr. Morris:

Planning Services has reviewed the information that you provided on December 3, 2013 to demonstrate conformance with Subsection D of the Medical Marijuana Distribution Facility Ordinance. We find that the present use does not conform with the requirement that there be continuous operation for a period of at least six months prior to October 30, 2011. You have indicated that the business opened its storefront in August of 2011, less than the required six months.

We recognize that the business entity, Pure Life Cannabis Collective was formed prior to then, however, as a zoning provision, the non-conforming use provision applies to the operation of the business at the specific location identified, which is APN 054-391-18, 537 Pleasant Valley Road in Diamond Springs.

Please contact me if you have any questions.

Sincerely,

Peter N. Maurer
Principal Planner

Cc: File SPR13-0005
Ron Mikulaco, Supervisor Dist. 1
Ray Nutting, Supervisor Dist. 2
Brian Veerkamp, Supervisor Dist. 3
Ron Briggs, Supervisor Dist. 4
Norma Santiago, Supervisor Dist. 5

EXHIBIT D

Pure Life Cannabis Collective
Non-Conforming Use Status
December 19, 2013
Page 2

John D'Agostini, Sheriff
Ed Knapp, County Counsel
Kim Kerr, Interim Community Development Director
Terri Daly, Chief Administrative Officer
Vern Pierson, District Attorney



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March 19, 2014

Addison Moore
Foothill Health and Wellness
3830 Dividend Drive, Ste. A
Shingle Springs, CA 95682

Re: Response to February 13, 2014 Letter
Medical Marijuana Non-Conforming Use Status

Dear Addison:

Planning Services has reviewed the information that you provided in your letter dated February 13, 2014 (Attachment 1). In a letter from Peter Maurer dated February 6, 2014 (Attachment 2), you were requested to provide additional documentation, such as a lease agreement or other verifiable statement, that will demonstrate that your business has been located at that specific location since April 30, 2011. Your letter did not provide that information.

The provisions of Section 17.14.250.D of the County Code require that you demonstrate that the business qualifies as a legal non-conforming use. Section 17.20.020 states in part that a "nonconforming use" means the actual use or occupation of any land or structure or any structure. The zoning provision is site specific, and the requirements for continuous operation apply to the existing facility only.

If we do not receive information to support the continuous operation requirement within ten days of the date of this letter, we will rescind the previous letter from Peter Maurer dated December 19, 2013 (Attachment 3).

Please note that the conclusions provided herein are based solely on the documentation you submitted. Accordingly, due to the limited scope of our review, this letter shall not constitute confirmation that your operation complies with state law and, except for actions arising out of County Ordinance No. 4999, nor constitute a defense or immunity to any action brought against you by the District Attorney, the State of California, the United States, or any other person.

EXHIBIT D

Foothill Health and Wellness
Response to February 13, 2014 Letter
March 19, 2014
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Please contact me if you have any questions.

Sincerely,

Tom Dougherty
Associate Planner

ATTACHMENTS

Attachment 1: Moore letter dated February 13, 2014
Attachment 2: Maurer to Moore letter dated February 6, 2014
Attachment 3: Maurer to Moore letter dated December 19, 2013

Cc: File SPR13-0007
Roger Trout, Development Services Division Director



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January 16, 2014

Jeremey Mills
Highlands Health and Wellness
4020 Durock Road
Shingle Springs, CA 95682

Re: Medical Marijuana Non-Conforming Use Status

Dear Jeremey:

Planning Services has reviewed the information that you provided on December 20, 2013 to demonstrate conformance with Subsection D of the Medical Marijuana Distribution Facility Ordinance. We find that the present use does not conform with the requirement that there be continuous operation for a period of at least six months prior to October 30, 2011. You have indicated that the business operated at the current location for mobile deliveries for the SSWC storefront and headquarters in Sacramento County between March 1, 2011 to November 15, 2011. Both locations were closed in November of 2011 by legal order of Sacramento County. The business returned to the current location to operate as a storefront dispensary beginning August 15, 2013.

We recognize that the business entity, Highlands Health and Wellness was formed prior to then, however, as a zoning provision, the non-conforming use provision applies to the operation of the business at the specific location identified, which is APN 109-040-71, 537 4020 Durock Road in Shingle Springs.

Please contact me if you have any questions.

Sincerely,

Peter N. Maurer
Principal Planner

EXHIBIT D

Highlands Health and Wellness/SPR13-0008
Non-Conforming Use Status
January 16, 2014
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Cc: File SPR13-0008
Ron Mikulaco, Supervisor Dist. 1
Ray Nutting, Supervisor Dist. 2
Brian Veerkamp, Supervisor Dist. 3
Ron Briggs, Supervisor Dist. 4
Norma Santiago, Supervisor Dist. 5
John D'Agostini, Sheriff
Ed Knapp, County Counsel
Kim Kerr, Interim Community Development Director
Terri Daly, Chief Administrative Officer
Vern Pierson, District Attorney
James Anthony, 3542 Fruitvale Ave., 224, Oakland CA 94602



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January 16, 2014

Gerry Romer
All Natural, Inc.
4151 South Shingle Road, Suite 2
Shingle Springs, CA 95682

Re: Medical Marijuana Non-Conforming Use Status

Dear Gerry:

Planning Services has reviewed the information that you provided on December 22, 2013 to demonstrate conformance with Subsection D of the Medical Marijuana Distribution Facility Ordinance. We find that the present use does not conform with the requirement that there be continuous operation for a period of at least six months prior to October 30, 2011. You have indicated that the business leased the current suite on May 5, 2011.

We recognize that the business entity, All Natural, Inc. was formed prior to then, however, as a zoning provision, the non-conforming use provision applies to the operation of the business at the specific location identified, which is APN 090-440-23, 4151 South Shingle Road, Suite 2 in Shingle Springs.

Please contact me if you have any questions.

Sincerely,

Peter N. Maurer
Principal Planner

Cc: File SPR13-0009
Ron Mikulaco, Supervisor Dist. 1
Ray Nutting, Supervisor Dist. 2
Brian Veerkamp, Supervisor Dist. 3
Ron Briggs, Supervisor Dist. 4

EXHIBIT D

All Natural, Inc./SPR13-0009
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Norma Santiago, Supervisor Dist. 5
John D'Agostini, Sheriff
Ed Knapp, County Counsel
Kim Kerr, Interim Community Development Director
Terri Daly, Chief Administrative Officer
Vern Pierson, District Attorney
Brian Briggs, 3062 Cedar Ravine Road, Suite D, Placerville, CA 95667



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January 16, 2014

Matt Vaughn
Medical Marijuana Caregivers
P.O. Box 721
Shingle Springs, CA 95682

Re: Medical Marijuana Non-Conforming Use Status

Dear Matt:

Planning Services has reviewed the information that you provided on December 30, 2013 to demonstrate conformance with Subsection D of the Medical Marijuana Distribution Facility Ordinance. We find that the present use does not conform with the requirement that there be continuous operation for a period of at least six months prior to October 30, 2011. You have indicated that the business operated within a suite at the current location between 2005 and 2008 and moved to other locations. The business returned to the current location June 25, 2013.

Additionally, your application materials were submitted on December 30, 2013, after the required December 23, 2013 deadline.

We recognize that the business entity, Medical Marijuana Caregivers was formed prior to then, however, as a zoning provision, the non-conforming use provision applies to the operation of the business at the specific location identified, which is APNs 083-420-01 to 14, 3031 Alhambra Dr. in Cameron Park.

Please contact me if you have any questions.

Sincerely,

Peter N. Maurer
Principal Planner

EXHIBIT D

Medical Marijuana Caregivers/SPR13-0010
Non-Conforming Use Status
January 16, 2014
Page 2

Cc: File SPR13-0010
Ron Mikulaco, Supervisor Dist. 1
Ray Nutting, Supervisor Dist. 2
Brian Veerkamp, Supervisor Dist. 3
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